

BEFORE THE HEARING SUBCOMMITTEE
OF THE INTERIM LEGISLATIVE ETHICS COMMITTEE

In Re: Representative Carl Trujillo,
Respondent.

DEPOSITION OF GENE GRANT

November 16, 2018
1:00 p.m.
201 Third Street, NW, Suite 1500
Albuquerque, New Mexico

PURSUANT TO THE RULES OF CIVIL

PROCEDURE, this deposition was:

TAKEN BY: ERIC LOMAN
ATTORNEY FOR RESPONDENT

REPORTED BY: Jan Gibson, CCR, RPR, CRR
Paul Baca Court Reporters
500 Fourth Street, NW - Suite 105
Albuquerque, New Mexico 87102

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

APPEARANCES

For the Charging Party:

THOMAS M. HNASKO
HINKLE SHANOR, LLP
P.O. Box 2068
Santa Fe, New Mexico 87504
thnasko@hinklelawfirm.com

For the Respondent:

ERIC LOMAN
JACKSON LOMAN STANFORD & DOWNEY, PC
201 Third Street, NW, Suite 1500
Albuquerque, New Mexico 87102
505-767-0577
eric@jacksonlomanlaw.com

INDEX

THE WITNESS:	PAGE:
GENE GRANT	
Examination by Mr. Loman.....	3
Reporter's Certificate.....	42

EXHIBITS

1. Grant Statement.....	12
2. E-mails.....	28
3. Page 20 from Report.....	38

1 (Note: In session at 1:05)

2 GENE GRANT

3 after having been first duly sworn under oath,
4 was questioned and testified as follows:

5 EXAMINATION

6 BY MR. LOMAN

7 Q. Good afternoon. Could you state your full
8 name, please?

9 A. Eugene Emerson Grant, Jr.

10 Q. Mr. Grant, I appreciate you being here.
11 Have you ever been deposed before?

12 A. Years ago. I would say about 35 years ago
13 in Boston.

14 Q. All right. Well, it's the same, just with
15 a different accent. It's been a while so let me
16 give you some ground rules then. You just swore to
17 tell the truth so in that respect it's just like
18 you're testifying in a courtroom.

19 A. Right on.

20 Q. I will ask you questions and you will give
21 me answers. We have a court reporter that will take
22 down every word we say so for her benefit I need you
23 to give verbal answers, yes or no instead of uh-huh,
24 huh-uh or shaking your head.

25 A. Gotcha.

1 Q. As we go, I will try to remind you. I'
2 not busting your chops --

3 A. No, I have that habit.

4 Q. It's a lot easier for her if she only has
5 to take down one voice at a time. So even if you
6 know what I'm going to say, let me finish before you
7 start. We're not going to be here all day but if
8 you need to take a break let me know. If you need
9 to use the restroom, get a drink of water, whatever,
10 it's fine. We just ask that if there's a question
11 on the table you answer before we break.

12 A. Okay.

13 Q. And finally, if I ask a question that
14 doesn't make any sense because it's poorly worded or
15 whatever, just let me know and I'll rephrase it. If
16 you answer the question we will assume you
17 understood. Is that fair?

18 A. Uh-huh. Yes. Sorry.

19 Q. There you go. Before we start, let me ask
20 you, are you on any medication or anything that
21 would affect your memory or your ability to testify?

22 A. No.

23 Q. Good. Aside from the Sunday morning show
24 we were just discussing, tell me what you do for a
25 living.

1 A. I host New Mexico In Focus on New Mexico
2 PBS. We're in our 14th year. Those duties include
3 outside of the taping on Thursdays we do a lot of
4 research on Sunday right up to that point so that's
5 part of the duties as well so it's a full-time gig
6 basically.

7 **Q. Okay. You're doing that 14 years?**

8 A. Uh-huh.

9 **Q. Can you summarize your educational**
10 **background, please?**

11 A. Sure. I went to Framingham South High
12 School in Framingham, Massachusetts. I went to
13 Boston University for about a year and a half and
14 then I got a great job in radio, a radio station I
15 wanted to work at, and I never looked back. I
16 actually didn't go back to school and I just started
17 working in a career of broadcasting at that point so
18 I'm not degreed.

19 **Q. Thank you for that. So we're here, as you**
20 **know, to talk about Laura Bonar and Carl Trujillo.**
21 **When did you first meet Laura Bonar?**

22 A. Well, it was at a screening of --
23 something to do with Irish something or other. She
24 was part of an Irish group at that time at the Guild
25 Cinema. This goes back a lot of years before we

1 started each other. Irish Freedom Committee. The
2 IFC. That's what she was part of. I met her that
3 night. She was with Chuck McLaughlin who has since
4 passed. He was the head of the IFC at that point
5 and she was dating -- I forgot her old boyfriend's
6 name but she was still seeing someone at that time.
7 But that was the first time I met her and that was
8 back -- God, I'll hazard a guess. Honestly guessing
9 here, but I would say 2010, somewhere around there.

10 **Q. Okay. All right. And when did you begin**
11 **dating her?**

12 A. It was a few years after that. I would
13 say actually the screening was before 2010 as I'm
14 thinking about it. Because now that you've asked me
15 that I can kind of picture the timeline. We started
16 dating -- if I go back, we split up in 2015.
17 Probably about 2011 or late 2010 or something like
18 that. It was a couple/three years after I met her
19 at the Irish Freedom Committee thing.

20 **Q. Okay.**

21 A. I had run into her a couple of times.
22 Just to kind of flesh it out a little bit, I had run
23 into her a couple of times in passing, once at NYPD
24 right over here downtown.

25 **Q. The pizzeria?**

1 A. Yes. She was with a friend of hers. Her
2 office was around the corner at the time. Another
3 time I ran into her was -- where was that? It was
4 another coffee shop or something sometime after
5 that. I can't remember where, but it was just a
6 little bit after that. So in that interim period of
7 that time period before we started dating, I think I
8 had run into her casually a couple of times.

9 **Q. Okay. So you started dating and then at**
10 **some point you guys moved in together, right?**

11 A. Exactly.

12 **Q. What years did you live together?**

13 A. I would peg it as 2012 to 2015, August
14 2015. In my previous testimony I said 2016 but in
15 hindsight that was an error. I had my timetable a
16 little off there. It was late summer of 2015. So
17 we lived together for three-and-a-half, almost four
18 years, somewhere in that time frame.

19 We lived originally in her place on
20 Francella. I had been living on Arno when we first
21 started dating by the old Albuquerque High. So we
22 were within walking distance of each other. So for
23 the first six months or so, seven or eight months,
24 obviously we had our own places. And then I moved
25 into her place where she was living at the time.

1 Then we ended up moving to -- in the North Valley
2 off of Matthew. That would be -- come on, Gene --
3 what the hell's the name of that road? It will come
4 back to me. Sorry.

5 **Q. That's all right.**

6 A. We moved one more time a third place on
7 Matthew, which was just around the corner from that,
8 and so we lived three different places together.

9 **Q. Why did you break up?**

10 A. Incompatibility. It was a lot of things,
11 I think, that were starting to be problematic with
12 our age difference that were kind of easy to ignore
13 at first. But she was living her life and I felt
14 like I needed to maybe find somebody my own age.
15 Know what I mean?

16 **Q. All right. How old are you?**

17 A. I just turned 60.

18 MR. HNASKO: You don't look it.

19 A. The fact is the fact.

20 **Q. Now I want to know how old Tom is. All**
21 **right. We sent you some interrogatories and**
22 **requests for production. Do you recall getting**
23 **those? I think you coordinated a response through**
24 **Mr. Hnasko?**

25 A. Yes. Sorry, I misunderstood the term.

1 **Q. "Interrogatories" is not a word that**
2 **anyone uses in any other context. That's fine. I**
3 **asked you for all communications with Ms. Bonar that**
4 **occurred between January 24, 2014 and March 15, 2014**
5 **that refer to or discuss Carl Trujillo, and your**
6 **response is you had no written communication; is**
7 **that right?**

8 A. That's correct.

9 **Q. What did you do to search for those**
10 **communications?**

11 A. Well, I don't have -- you're talking, you
12 know, three to four phones ago. There's a technical
13 problem here. And iPads ago and laptops ago. When
14 we were living together we actually had a break-in
15 and my laptop was stolen along with hers, her work
16 laptop. I replaced that with an iPad. That's since
17 gone farstunkdt.

18 **Q. She's going to need a spelling for that.**

19 A. Sorry. It's a fake German word. Sorry.
20 The phone issue was actually more of the issue. I
21 had what's called a root boot failure. I don't know
22 if you're familiar with that with phones. Basically
23 the phone turns on but remains dark. If you have
24 ever seen this, your phone is basically dead at that
25 point.

1 So I don't have a lot of the -- I don't
2 have any communications with anyone via text going
3 back a certain period of time. It's just gone.
4 E-mail is a little bit problematic, too, because my
5 I old gene@genegrant account that is long gone, too.
6 That was a lot of my communications back in that
7 time period. Now I'm genegnm58@gmail.com. It's a
8 whole different e-mail address now. So I have a lot
9 of communication that just doesn't go back that far
10 for anyone. I just had a clear sort of a stopping
11 point for these things.

12 **Q. I should have guessed your age based on**
13 **your e-mail address, 58.**

14 A. Right.

15 **Q. So genegnm58@gmail.com?**

16 A. Right. My old one was
17 gene@genegrant.com --

18 **Q. Let me finish.**

19 A. Sorry.

20 **Q. When that genegnm58@gmail.com, when did**
21 **you open that account?**

22 A. I would say 2013/2014, somewhere around
23 there.

24 **Q. So were you using that e-mail account in**
25 **2014?**

1 A. Yeah. Oh, yeah, absolutely. Absolutely.

2 Q. So when you got my request for production
3 did you go search --

4 A. Oh, sure.

5 Q. -- that e-mail account for the old
6 e-mails?

7 A. Yeah. But my e-mail only goes back so
8 far. I started using it back then but I don't have
9 a whole long list of e-mails that go back that far.
10 Even if I did a search in my e-mail it just
11 doesn't -- you know, I don't have any communication
12 with Laura about this situation from back then. I
13 don't have any -- you know, because everything was
14 verbal. Know what I mean?

15 Q. Okay.

16 A. We were living together, you know? It was
17 like -- we talked about it.

18 Q. I asked you for any written communications
19 with Levi Monagle or his office. Do you have any of
20 those?

21 A. I don't.

22 Q. Same with the APNM folks, Jessica Johnson,
23 Lisa Jennings. Do you have any written
24 communications with them?

25 A. I don't. Not about this situation. I

1 don't think I have anything outside of their
2 newsletters. To be specific, I don't think you can
3 count that necessarily as from those guys, know what
4 I mean?

5 **Q. Yeah, I mean something directly between**
6 **those folks.**

7 A. There's none, no.

8 **Q. Have you maintained any relationships with**
9 **the APNM people since you broke up with Ms. Bonar?**

10 A. I haven't. I haven't spoken with those
11 guys at all. Probably the only one I can keep track
12 of is Jessica, only because we're Facebook friends.
13 You know? It just sort of flows by.

14 **Q. Sure. I have lots of Facebook friends I**
15 **haven't talked to in a long time.**

16 A. Right.

17 **Q. You provided a written statement in this**
18 **case.**

19 (Note: Exhibit 1 marked.)

20 **Q. I will hand you what I have marked as**
21 **Exhibit 1, Mr. Grant.**

22 A. Sure.

23 **Q. Do you recognize this?**

24 A. I do.

25 **Q. And that's your signature on the back or**

1 on the second page?

2 A. It is, yes.

3 Q. So you prepared this statement. And how
4 did you -- did you sign it at Levi Monagle's office?

5 A. Yes. I don't have a printer at home so
6 yeah, it was signed there.

7 Q. Okay. I would like to go through this.

8 A. Sure.

9 Q. You talked about how you shared a home at
10 the time. "The evening of the incident is a stark
11 memory for me," you say. Which incident is that?

12 A. Good question. Specifically it was the --
13 I'll call it the arm grab, the touching business and
14 being asked to, if I recall it, go somewhere at some
15 point, meet up at some point. Just some insinuation
16 of something, you know, to meet up later --

17 Q. Okay.

18 A. -- in a non-work environment, but it was
19 really about the touching that really kind of had
20 set her off, you know.

21 Q. When was the touching? Where was she
22 touched?

23 A. On the arm, if I recall correctly.

24 Q. Okay. Did she tell you wrist, shoulder
25 elbow, somewhere in between? Do you know where she

1 **was touched?**

2 A. I don't recall, no.

3 **Q. And what was it about that that was so**
4 **upsetting for her?**

5 A. Well, it really -- there's a lot of layers
6 there. It's a good question. I think the shock of
7 it, it was probably more -- you know, not more, in
8 addition to the touch what was being asked along
9 with the touch. That was the entirety of the
10 upsetness. It wasn't just the touching that was the
11 problem. It was the whole package of what went with
12 it that was upsetting for her.

13 You know, she felt like it was a
14 ridiculous proposition, especially since it came
15 from him that she considered a colleague and
16 considered helpful for APNM and considered someone
17 on the team. It was just a very shocking thing for
18 her, and I, you know, did the best I could to just
19 listen and, you know, kind of take it. And it sort
20 of built from there, know what I mean? It wasn't
21 like it was just one night's conversation and we
22 just kind of forgot about it there. It was this
23 ongoing thing. But that was the upsetness of it,
24 was mainly about the ask, if I could put it that
25 way, in addition along with the touch. That was the

1 problem.

2 Q. Okay. Is that the first time that she
3 ever complained to you about Carl Trujillo?

4 A. Yes.

5 Q. So I would like to know, you say it was a
6 stark memory for you so I want to know exactly what
7 you remember about what she reported in as detailed
8 a fashion as you can.

9 A. Okay. I had been home -- you know, I work
10 from home and she was the one that would go to the
11 office every day. It was dark. She had her coat on
12 that she never took off, which was very unusual for
13 her and she was pacing around, you know, gesturing
14 and, you know, yelling. Not yelling, but really
15 upset, know what I mean, about this whole situation.
16 It was very unusual for her.

17 You know, I had always considered her sort
18 of a tough warrior even for her age, on these
19 things. She was sort of good about rolling with the
20 punches. We were talking about the Roundhouse, we
21 were talking about difficulties. You know, it was
22 unusual for her to be this way.

23 And I would ask her over and over, "Like
24 what? What did he say? What was going on?" Just
25 really trying to dig it out, know what I mean?

1 **Q. Sure.**

2 A. She was like, "He asked me to meet him
3 and, you know, he's married and it's like I just
4 don't want to -- what am I supposed to do?" She was
5 really stuck with what am I supposed to do. That
6 was a big, sort of repeating theme throughout the
7 night. She was very much stuck with the next step,
8 so to speak.

9 **Q. Did she tell you how she responded to him**
10 **when he asked her whatever it was he asked her?**

11 A. To the best of my recollection, I don't
12 recall the exact wording but she definitely put him
13 off and said -- you know, in whatever way she said
14 no, she said no. I wish I could tell you the exact
15 wording she had told me that night but I don't
16 recall exactly what it was. But the take-away was
17 she clearly left no impression that this was even a
18 remote possibility. Know what I mean?

19 We talked about that. Because I was kind
20 of like, "Now, do you think he's thinking you might
21 be sort of into this? You know, you said no but are
22 we talking" -- but it was like, "No, this is not
23 happening." Know what I mean?

24 **Q. Did she tell you how he responded to that**
25 **no?**

1 A. I don't recall. No. I don't think she
2 mentioned that. Not that night certainly.

3 **Q. Okay. As you continued talking, I think**
4 **you said somewhere it dominated your conversation**
5 **for weeks, I think is the phrase you used?**

6 A. Yes.

7 **Q. As you continued to discuss this with Ms.**
8 **Bonar for the next several weeks, did she give you**
9 **more details? Did more come out?**

10 A. What had happened over the course of that
11 time, if I recall it correctly, there were other --
12 I'm not crazy about the word "advances" or
13 "propositions" but somewhere in that range. But
14 there were other asks that had come later so this
15 thing was building to this crescendo. It wasn't one
16 thing and it trailed off. It was this constant, you
17 know, thing that seemed to be happening over and
18 over.

19 **Q. So the first time that she came home and**
20 **you described her reaction and the conversation, the**
21 **arm grab incident, I think, as you put it.**

22 A. Right.

23 **Q. Was it your understanding that was the**
24 **first time Carl Trujillo did something inappropriate**
25 **with her or to her?**

1 A. I believe so. I believe that's the first
2 time. Whether that's true or not or whether she
3 told me about other -- you know, I can't know. My
4 recollection is that was the first time.

5 **Q. As far as she told you?**

6 A. As far as she told me. Right. Exactly.

7 **Q. In other words, at that first evening when**
8 **she came home very upset, she didn't tell you, "And**
9 **this has been going on for months" or anything like**
10 **that, correct?**

11 A. Correct.

12 **Q. Okay. I want to make sure we're on the**
13 **same page. So then in the weeks that follow she's**
14 **telling you about other incidents with Carl**
15 **Trujillo; is that right?**

16 A. Yes.

17 **Q. And so as best you can, walk me through**
18 **those. What were the other incidents?**

19 A. This is where it gets a little fuzzy for
20 me on hard details, to be very honest with you. It
21 was more about insinuations and things being said.
22 There was no more touching. That I can tell you,
23 that that end of it had not been continued. But
24 there were other asks that were continuing and she
25 would tell me about these, too.

1 And my sense of it was, you know, does
2 Lisa know? Does -- who else was on the team? I'll
3 stick with Lisa. What's up with APNM? Do they know
4 what's going on here? Know what I mean? So
5 honestly, at a certain point, as the boyfriend I
6 felt like there was only so much I could do and it
7 was almost like an APNM issue at that point. Know
8 what I mean?

9 **Q. Sure.**

10 A. Like it was up to them. So I wasn't
11 digging for details. I wasn't getting into a the
12 lot of the "What happened today?" Or I wasn't
13 really badgering her with that. Know what I mean?

14 **Q. Okay.**

15 A. If she brought it up I would talk about
16 it. I wouldn't go there if she hadn't. But there
17 wasn't -- I couldn't give you like three weeks later
18 it was this and four weeks later there was that. Do
19 you know what I mean? It wasn't quite that
20 structured.

21 **Q. Okay.**

22 A. But it was more of a feeling that this was
23 still going on. She would tell me now and again,
24 but I assumed it was being handled by APNM because
25 Carl was sort of their guy. And just being the

1 boyfriend, it seemed like there was an easy avenue
2 to deal with this. I assumed if Lisa just spoke
3 with him, everything would just end at that point.
4 Know what I mean? It wasn't like this high drama,
5 crazy thing at that point. So yeah.

6 **Q. Do you know if Laura did tell her**
7 **co-workers and supervisors at APNM?**

8 A. I believe so she did, yes.

9 **Q. Back when it happened in 2014?**

10 A. Yes.

11 **Q. All right. And do you know if the APNM**
12 **people did anything in response?**

13 A. I don't know. It's a great question. I
14 still don't know to this day because I haven't
15 talked to those guys. If I had to make an
16 assumption, I have to think Lisa must have said
17 something. You know what I mean? It just seems
18 illogical --

19 **Q. Well, I don't want you to make**
20 **assumptions.**

21 A. Okay, that's a good point.

22 **Q. I want to know what you know.**

23 A. Yep.

24 **Q. All right. Can you recall what period of**
25 **2014 we're getting into now?**

1 A. Sure.

2 **Q. From the first time she comes home, keeps**
3 **her jacket on, counting that as day one, if we go**
4 **forward six to eight weeks is when I think you**
5 **described this as being discussed.**

6 A. Right.

7 **Q. Can you tell me what months we're talking**
8 **about? What period of time?**

9 A. Well, it's pretty easy because the
10 legislative session -- I don't recall if '14 was a
11 30 or a 60. I don't recall that, but whatever that
12 time period was that lasted through that session,
13 that's basically sort of the beginning and the end
14 of it. That's the end timeline, because again, she
15 wouldn't have to deal with him every day after that.
16 That's ended it with the overt.

17 **Q. And as you were having the discussion with**
18 **her about what are you going to do, what is she**
19 **going to do, and the responses, what were her --**
20 **what did she do?**

21 A. You are getting right to the nut of our
22 conversations. She felt like she could do nothing
23 at a certain point for a lot of the reasons I
24 mentioned before of who he was in relationship with
25 the organization. We didn't have anything in place

1 at that time in the legislature to make -- well, we
2 did, a formal complaint, but we didn't even talk
3 about that at that point. That was like way, way,
4 too far. Because again, I figured it would be
5 handled in-house between parties of APNM and Carl.

6 And that was the big part dominating the
7 talk over the period of time was what do we do about
8 this? How do we -- what can be done here? And the
9 final conclusion was zero, there was nothing to be
10 done about it and that was my great frustration,
11 because I had nothing to offer on that of what could
12 we do here. I couldn't really come up with anything
13 either. I certainly wasn't going to confront the
14 guy. That's not my style or my place. And that was
15 about it. Just finding allies? I mean, could
16 someone talk to him? We talked about that. We
17 talked about maybe fellow legislators possibly
18 talking to him saying, "Cut the crap here."

19 We just ran the traps on a lot of
20 different things, but there's only so many people
21 that know him that's in our circle or at the time
22 was in our circle as well. That only includes APNM
23 folks. I never even met Carl before then and I
24 couldn't even tell you what he looked like at that
25 point, honestly. I know quite a few legislators but

1 he wasn't exactly a frontline guy. He had never
2 been to the studio, he had never been -- so I really
3 didn't know the man.

4 Q. Okay. All right. So if I understand you
5 then, after what I'm sure was a lot of going around
6 talking about it, her conclusion was just nothing?

7 A. Right.

8 Q. Okay. Going back to your statement, the
9 third paragraph starts, "It's frustrating." Do you
10 see that?

11 A. Yes.

12 Q. And the last part of it says, "Considering
13 the work didn't stop and his threat to withhold his
14 support for APV legislation." What threat was that?

15 A. There was a vote, and I don't recall the
16 exact bill that it was about. It was, obviously, an
17 animal bill that these guys were pushing, but the
18 exact bit I couldn't tell you. But it was a classic
19 situation where if they are going to get an animal
20 vote or an animal bill passed it's always by one or
21 two votes. It's never a slam dunk. It's just never
22 like that. So the idea that he would back away from
23 a vote that he had been very supportive of
24 previously was very upsetting for her because this
25 was her job -- part of her job was to whip votes for

1 these things, too, as well as to lobby.

2 So if I recall correctly, the idea that he
3 verbalized that he would, in fact, hold his vote if
4 something did not happen here -- do you know what I
5 mean?

6 **Q. Yeah, and that's exactly what I want to**
7 **get into. So his threat to withhold his support. I**
8 **want to know exactly what Ms. Bonar told you. What**
9 **threat was made, to the best of your recollection,**
10 **and what support he would be withholding.**

11 A. To the best of my recollection, I don't
12 have the wording that Carl -- I don't even think she
13 even said what he said necessarily to be able to
14 repeat back to you.

15 **Q. Okay.**

16 A. But if it was somewhere in between
17 insinuation and straight up mean saying, "I'm not
18 voting for this," it's in that gray area there. I
19 wish I could tell you how it went down, but her
20 take-away was -- what she heard was -- true or
21 not -- but his insinuation was if this didn't happen
22 it was a possibility this vote wouldn't happen.

23 **Q. And was that threat made during one of**
24 **these encounters that you described?**

25 A. I believe so.

1 Q. Okay. At least that's what Ms. Bonar
2 would have reported back to you, right?

3 A. Yes.

4 Q. Going on the next page, you say, "The
5 situation dominated the in our home for weeks." You
6 talked about that a little bit.

7 A. Yes.

8 Q. Sounds like she was very upset about what
9 was going on, right?

10 A. Uh-huh.

11 Q. Yes?

12 A. Yes.

13 Q. Did she seek therapy or counseling as a
14 result of this?

15 A. Not as a result of this. Not in that
16 wording, as a result of this.

17 Q. Well, okay. Let me -- was she already
18 getting therapy or counseling during that time?

19 A. No, not to my knowledge. If she was, she
20 was doing it secretly, but I doubt it.

21 Q. Okay. At some point then I'm trying to
22 parse together your response. At some point are you
23 aware she was getting therapy?

24 A. Yes. And I can tell you for a fact I know
25 because we went together for a few times before we

1 broke up, and my assumption is she carried on after
2 we broke up.

3 **Q. Appreciate that.**

4 A. I can't recall the name of the woman but
5 she's up on 4th Street. North of Montano on the
6 east side of the road.

7 **Q. Patricia Martinez Burr?**

8 A. Is that her name? Possibly.

9 **Q. Well, I'm not going to ask what you talked**
10 **about. When did it start approximately, these**
11 **therapy sessions?**

12 A. I would say early 2015. Yeah, early or
13 spring 2015. Yeah.

14 **Q. Okay was Carl Trujillo discussed in those**
15 **sessions?**

16 A. No. It was about us and relationship
17 stuff.

18 **Q. I assumed that but I wanted to close that**
19 **loop.**

20 A. No worries.

21 **Q. And as far as you know, she was not**
22 **seeking any sort of therapy or counseling prior to**
23 **that?**

24 A. As far as I know.

25 **Q. Going on to your last paragraph, you**

1 reference women going about their business in the
2 Roundhouse without fear.

3 A. Uh-huh.

4 Q. Did Ms. Bonar tell you she was fearful?

5 A. She did.

6 Q. Tell me about that.

7 A. I think from a lot of different angles,
8 the fear of losing an ally; of course, fear of being
9 seen by others in the Roundhouse as, you know --
10 others like him in the Roundhouse, specifically
11 other legislators, as being a targets; fear of her
12 reputation. You know, it was a lot of layers to the
13 fear thing.

14 Q. Sure. So I would like to get a little
15 more specific. For example, you mentioned the only
16 physical touching she reported was the arm grab as
17 they were in the hallway at the Roundhouse?

18 A. That's correct.

19 Q. Did she describe it as a forceful, like
20 grab-you-push-you-against-the-wall kind of thing?

21 A. Absolutely not. Not that forceful at all.

22 Q. Okay. Good. So is there anything -- I
23 understand all the fears and concerns and anxiety
24 that you described. What I want to know is did she
25 tell you she was fearful for her personal safety?

1 A. Gotcha. I understand now. No, she never
2 alluded to that. Not at all. Or she never
3 expressed it to me, let's put it that way, in
4 realtime at the time. Because, honestly, I would
5 have had a much different reaction at that point.
6 If she had said she was fearful for her physical
7 safety, I would have stepped into the situation.
8 Not with Carl, but I would have gone to APNM and
9 said, "Okay, what's up here?"

10 **Q. If she had told you she was slammed up**
11 **against the wall?**

12 A. It would have been a whole different deal,
13 a whole different deal.

14 **Q. Okay. You also provided us -- actually,**
15 **you provided Mr. Hnasko who passed them on to us, a**
16 **stack of e-mails. We'll call this Exhibit 2.**

17 MR. LOMAN: Tom, this is your Exhibit 77.
18 Do you need me to make a copy of this?

19 MR. HNASKO: No.

20 (Note: Exhibit 2 marked.)

21 **Q. Mr. Grant, take your time to flip through**
22 **these. This is a series of e-mails between you and**
23 **Ms. Bonar that you provided to us, right?**

24 A. Correct. What happened was -- should I be
25 saying this or wait for the question?

1 **Q. Wait for the question.**

2 MR. HNASKO: Wait until he asks you a
3 question. Actually, the deposition goes longer the
4 more information you give.

5 A. Gotcha. No worries.

6 **Q. Okay. As far as I can tell, the first**
7 **e-mail that you provided us is between -- from you**
8 **to her.**

9 A. Yes.

10 **Q. And I believe it was on May 8th of this**
11 **year. Can you confirm that? Tell me if there was**
12 **an earlier e-mail than May 8th.**

13 A. No, I'm assuming the earliest are at the
14 bottom?

15 **Q. Well, this is sort of the same thread over**
16 **and over again so it's hard to --**

17 A. Okay. I've got the 16th, the 15th. May
18 8th. Okay. Yes, this is the first one. On the
19 third page, the bottom.

20 **Q. It actually shows up a couple of times.**
21 **So on May 8th at 4:05 p.m., right?**

22 A. Yes.

23 **Q. You e-mail her, "I am proud of you and**
24 **support what you're doing totally." That e-mail?**

25 A. Yes.

1 **Q. Is that the first communication you had**
2 **with Ms. Bonar since the breakup?**

3 A. It was. Including everything.

4 **Q. Verbal or written?**

5 A. Yes. I had not run into her or anything
6 else in that interim period either.

7 **Q. So she gets this e-mail, for lack of a**
8 **better phrase, kind of out of the blue from you?**

9 A. Yes.

10 **Q. Tell me what prompted you to send this**
11 **e-mail.**

12 A. I was pissed. I was just really like,
13 okay, this thing is still going, know what I mean?
14 It bugged me. It really, really bugged me and it
15 felt like -- I felt like I was reliving it,
16 honestly. I had never been through anything like
17 that before. It was really impactful how the
18 emotion of it just came completely back, all in one
19 fell swoop. Because I had no idea this was going to
20 be another step by her in that interim period. I
21 assumed the whole thing was, like, long gone since
22 it had been a couple years previous and it had been
23 handled. So when it came out it was, like, okay,
24 what do I do here?

25 **Q. I'm sorry to interrupt but let me focus in**

1 on that. You said when it came out. How did you
2 first become aware that she had publicized these
3 allegations?

4 A. It was in the paper at that point, I
5 believe.

6 Q. Did you read the open letter that she
7 posted online?

8 A. I don't recall where that was posted.

9 Q. Well, it made its way around. I can tell
10 you she published it on May 2nd. There are a lot of
11 places where you probably could have found it.

12 A. I'm trying to think of where that was.
13 That's a very good question.

14 Q. Do you remember reading her letter?

15 A. I do. I do, yes.

16 Q. Prior to you sending her this e-mail?

17 A. Yes.

18 Q. All right. Okay.

19 A. To finish the question you had asked me
20 just previous --

21 Q. Sure.

22 A. -- about why I decided to reach out.
23 Because this is an important part to me. I just had
24 this sense that after -- now it's coming back a
25 little bit, too. After reading that, it was, like,

1 okay, I have a decision to make. I think I have a
2 side of the story that would be impactful here,
3 and it almost felt like -- I'm not trying to be a
4 lawyer here. Withholding evidence doesn't quite
5 meet that threshold, but it felt like, honestly,
6 it's an incomplete story if I don't come forward.
7 Know what I mean? It felt like I didn't want -- I
8 couldn't live with myself watching this whole thing
9 go down from afar and not throw this bit in. I
10 didn't know where it would go. I didn't know it
11 would end up like this. That wasn't my concern at
12 the time. I just wanted to be a decent person and
13 say, "Look, if you need help, I was an eyewitness
14 that night. Maybe I can say something, offer to
15 write the thing."

16 And I didn't even really think about
17 wordsmithing this that heavily. It's not like I
18 slaved over this for days. I just basically whipped
19 this thing out in an hour. Sat on it, looked at it
20 again and was satisfied and decided to go with it.

21 **Q. Let me jump in.**

22 A. Sure.

23 **Q. So May 8th, and then the next -- looks**
24 **like on the thread you get a response from her on**
25 **May 13th. "Thank you for offering, Gene." Right?**

1 A. Let me get that.

2 Q. My first question is, was there anything
3 in between those two e-mails?

4 A. No. No, there was not.

5 Q. So you e-mail her on the 8th. Five days
6 later on the 13th, and there's no communication
7 between you in between those, right?

8 A. No.

9 Q. She says, "Would you consider sending a
10 written statement you would be willing to
11 provide," et cetera, right?

12 A. Correct.

13 Q. And you did that, right?

14 A. Yes.

15 Q. Looks like two days later -- no, I'm
16 sorry, that same day on May 13th, later that evening
17 you wrote out what would become this written
18 statement, right?

19 A. Yes.

20 Q. Okay. And then she responds the next day
21 and says, "Your statement as you've written it looks
22 good"?

23 A. Correct.

24 Q. Was there any communication between you
25 and Ms. Bonar in between those two e-mails?

1 A. No.

2 Q. At any point did she offer any suggestions
3 or revisions to your written statement?

4 A. No.

5 Q. When you wrote this, your written
6 statement, did you review anything? Did you do it
7 just completely from memory?

8 A. Completely from memory, yeah.

9 Q. Did you go back and look at anything to
10 check dates? Like, for example, when was the
11 legislative session that year or anything like that?

12 A. I didn't. In a way I probably should
13 have. Like I said, I got the dates wrong about when
14 we broke up, 2015 versus 2016, because I didn't have
15 a lot of that information. The calendar, all the of
16 that stuff was just gone from my devices so I was
17 going purely off memory.

18 Q. You don't keep actual calendars --

19 A. No.

20 Q. -- like Judge Kavanaugh, 40 years of
21 calendars?

22 A. No, I don't.

23 Q. You never know when you need to go back
24 and know when you were at the beach.

25 A. That's right.

1 **Q. When is the last time -- not by e-mail but**
2 **actually speaking to -- I told you there was going**
3 **to be a bad question today. When is the last time**
4 **you actually spoke to Ms. Bonar?**

5 A. Face-to-face?

6 **Q. Face-to-face or on the phone?**

7 A. There's two. Latest would be phone two
8 weeks ago, I think. About two weeks ago we had a
9 short conversation about this, the dates and, you
10 know, what was happening and all that kind of stuff.

11 **Q. Okay.**

12 A. Yeah. I wasn't -- since we had the
13 original date of the 9th I'm trying to back-time
14 here. But face-to-face, we actually met -- I asked
15 her and she hesitated quite a bit but I asked her if
16 having a cup of coffee would be a viable thing to
17 just talk about this a little bit. Again, not the
18 details, not to compare notes, but just to say, "How
19 are you doing with this? Are you doing okay?
20 What's your support system?" I had a lot of
21 questions.

22 **Q. When was that?**

23 A. That was -- we're in November. That was
24 in late September or maybe early October.

25 **Q. Fairly recently then?**

1 A. Yeah.

2 Q. **And that's the first --**

3 A. First, yeah.

4 Q. **Is that the first face-to-face contact you**
5 **had had with her since the breakup then?**

6 A. It is.

7 Q. **And other than the phone call where you**
8 **were just discussing deposition dates or scheduling,**
9 **have you had any other phone contact with her?**

10 A. Going back, there were a couple phone
11 calls before the latest one. A couple three phone
12 calls, you know, leading up to the coffee, some
13 phone calls after. Know what I mean? It wasn't
14 like --

15 Q. **Sure.**

16 A. And it included some texts in there, too,
17 but your question is about meeting face-to-face.

18 Q. **What about the texts? What was discussed**
19 **there?**

20 A. Catching up on life, catching up on her
21 life. Her sister just had a baby. Her mom at the
22 public theater. I had gotten close to those guys
23 over time and, you know, wondering what they were
24 about and just sort of catching up on life. But not
25 a whole lot of detail about this really. It would

1 come up, you know, but there wasn't a whole lot she
2 could say, and I was functioning out of ignorance so
3 there wasn't a whole lot I could ask her. Most of
4 our conversations were about frustration with the
5 process, but also the main part, I would say, the
6 conversation as far as I'm concerned is the setup of
7 the committee, of how the process of the committee
8 was working, about, you know, like -- I'm in a
9 mysterious place with all this just like everybody
10 else, know what I mean? So that was really about
11 the bulk of it was about the committee stuff.

12 **Q. And she was frustrating her frustration**
13 **about the process?**

14 A. Correct.

15 **Q. Okay. Would you be willing to give us a**
16 **copy of those text messages?**

17 A. I wouldn't actually. Not that I'm hiding
18 anything but I wouldn't. I think it's a step too
19 far for me in this process.

20 **Q. Okay. We've been going about an hour.**
21 **Let's take a break.**

22 **(Note: The deposition stood in recess at**
23 **1:50 to 1:57.)**

24 **Q (By Mr. Loman) Mr. Grant, have you seen the**
25 **report -- as you know, there was an investigation.**

1 I think you were interviewed by Mr. Hnasko or Tad
2 Parish or both?

3 A. Correct.

4 Q. And they prepared a report based on their
5 investigation. Are you aware of that?

6 A. Yes.

7 Q. Have you read the report? It's 40-some
8 pages long?

9 A. I did.

10 Q. I'm not going to ask you to review all 40
11 pages with me, but there was one page that was about
12 you. Let's call this Exhibit 3.

13 (Note: Exhibit 3 marked.)

14 Q. I will represent to you that that is a
15 page from special counsel's findings and
16 recommendations and that was the page that's about
17 you. What I would like to do, you have already
18 caught one, which was you were off by a year on when
19 the relationship ended.

20 A. Correct.

21 Q. It was actually August of 2015?

22 A. Correct.

23 Q. You don't need to read it out loud, for
24 the court reporter's sake, but go through here and I
25 want to know if there was anything in here that was

1 **inaccurate or not reported correctly, any quibbles**
2 **or any details that need to be changed here. Please**
3 **tell me if there was anything else.**

4 A. Other than the date, everything looks
5 correct.

6 **Q. Okay, good.**

7 A. Other than the typo -- sorry -- on Section
8 B that "she" felt powerless versus "he."

9 **Q. Oh, I see.**

10 A. Yeah.

11 **Q. Thank you for that. Have you ever met**
12 **Carl Trujillo?**

13 A. No. I have been in the same space with
14 him as expressed here at the APV event opening in
15 Santa Fe, but other than that, no, I have never been
16 in his company knowingly. We may have been in the
17 same committee hearing room or something but I
18 really didn't know the man. I didn't have a
19 relationship with him in any way.

20 **Q. Other than what we have already discussed**
21 **today, who have you discussed the Carl Trujillo**
22 **Laura Bonar allegations with?**

23 A. My work. My New Mexico PBS workmates, but
24 just in the broadest terms that I gave them a
25 heads-up that I was doing this. After I had written

1 my letter and the process was starting I wanted them
2 to know that I was doing this in case it came out in
3 the press and my name was out there. I wanted to
4 give them a heads-up. Other than that, no one.
5 Because, honestly, in my circle now, social circle,
6 I don't think but one or two people even know Laura
7 at this point so, you know, it wasn't really the
8 topic of conversation. Certainly not between the
9 time we broke up and now. Oh, I'm sorry, and before
10 this started. In that space period.

11 **Q. All right. There's a hearing coming up in**
12 **a couple weeks, as you probably know. And the**
13 **reason you're here for the deposition is you were**
14 **identified as a witness. Other than everything we**
15 **have already talked about today, is there anything**
16 **that you expect you will be asked to testify about**
17 **at that hearing?**

18 A. I'm not anticipating anything beyond what
19 we have covered and what I have expressed already.

20 **Q. Those are all the questions I have for**
21 **you. I assume Tom has none?**

22 MR. HNASKO: I have none.

23 **Q. So you have the opportunity to read and**
24 **sign the deposition transcript, which means she will**
25 **produce a transcript for you to review. You can go**

1 through it and check for transcription errors or you
2 can waive it. Would you like to read and sign your
3 deposition?

4 A. Sure. I can wait. I have time.

5 Q. It will be over the next week or so.

6 A. Okay.

7 MR. HNASKO: You can send that to me and I
8 will go ahead and send it to Mr. Grant.

9 (Note: The deposition was concluded at
10 2:00.)

11

12

13

14

15

16

17

18

19

20

21

22

23

24

25

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

BEFORE THE HEARING SUBCOMMITTEE
OF THE INTERIM LEGISLATIVE ETHICS COMMITTEE

In re: Representative Carl Trujillo,
Respondent.

CERTIFICATE OF COMPLETION OF DEPOSITION

I, JAN GIBSON, CCR-RPR-CRR, DO HEREBY
CERTIFY that on November 16, 2018, the deposition of
GENE GRANT was taken before me at the request of,
and sealed original thereof retained by:

ERIC LOMAN
JACKSON LOMAN STANFORD & DOWNEY, PC
201 Third Street, NW, Suite 1500
Albuquerque, New Mexico 87102
505-767-0577
eric@jacksonlomanlaw.com

I FURTHER CERTIFY that copies of this
certificate have been mailed or delivered to all
Counsel and parties not represented by counsel
appearing at the taking of the deposition.

I FURTHER CERTIFY that examination of this
transcript and signature of the witness was
requested by the witness and all parties present.
On _____ a letter was mailed or delivered to
Mr. Hnasko regarding obtaining signature of the
witness. Corrections, if any, were appended to the
original and copies mailed to counsel and parties
present at the taking of the deposition.

I FURTHER CERTIFY that the recoverable
cost of the original and one copy of the deposition,
including exhibits, to MR. LOMAN, is \$_____.

I FURTHER CERTIFY that I did administer
the oath to the witness herein prior to the taking
of this deposition, that I did thereafter report in
stenographic shorthand the questions and answers set

1 correct transcript of the proceeding had upon the
2 taking of this deposition to the best of my ability.

2

3 I FURTHER CERTIFY that I am neither
4 employed by nor related to any of the parties or
5 attorneys in this case and that I have no interest
6 in the final disposition of this case in any Court.

5

6

JAN GIBSON, CCR-RPR-CRR
Paul Baca Court Reporters
500 Fourth Street, NW - Suite 105
Albuquerque, New Mexico
License Expires: 12/31/18

7

8

9

10

11

12

13

14

15

16

17

18

19

20

21

22

23

24

25

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

RE: CARL TRUJILLO

WITNESS SIGNATURE/CORRECTION PAGE

If there are any typographical errors to your deposition, indicate them below:

PAGE LINE

_____ Change to _____

_____ Change to _____

_____ Change to _____

_____ Change to _____

Any other changes to your deposition are to be listed below with a statement as to the reason for such change.

PAGE	LINE	CORRECTION	REASON FOR CHANGE
_____	_____	_____	_____
_____	_____	_____	_____
_____	_____	_____	_____
_____	_____	_____	_____
_____	_____	_____	_____
_____	_____	_____	_____
_____	_____	_____	_____
_____	_____	_____	_____

I, GENE GRANT, do hereby certify that I have read the foregoing pages of my testimony as transcribed and that the same is a true and correct transcript of the testimony given by me in this deposition on November 16, 2018, except for the changes made.

GENE GRANT