

EXHIBIT G



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Transcript of Rick Darbut

Date: March 9, 2017

Case: Larrick -v- The Sheriff of Beaver County, Pennsylvania, et al.

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1	this was sent -- I didn't. Again, like I said,	09:39:55
2	anything that I was doing at that time was being	09:40:03
3	done through Jay Alstadt.	09:40:05
4	Q. And did you discuss this document with	09:40:06
5	Alstadt?	09:40:11
6	A. Yes, actually it was sent to him.	09:40:12
7	Q. Okay. And after you sent it to him,	09:40:14
8	did you discuss it with him at all?	09:40:15
9	A. Nothing further, no.	09:40:17
10	Q. Okay. And some of the documents we got	09:40:18
11	today, which are marked Exhibit 1, I wanted to	09:40:21
12	talk to you a little bit about those documents.	09:40:24
13	Are the first two pages of this packet	09:41:41
14	of documents we got today your notes related to	09:41:43
15	the Stevenson investigation?	09:41:47
16	A. Yes.	09:41:50
17	Q. And having a chance to look at these	09:41:51
18	notes, can you tell me what your process was in	09:41:55
19	investigating that complaint?	09:41:59
20	A. Well, in summary, what I did was I	09:42:02
21	interviewed Kayla Stevenson first, and then after	09:42:04
22	I was done interviewing Kayla Stevenson I went	09:42:07
23	ahead and interviewed, 'cause I had asked her, I	09:42:09
24	says is there anyone else, I says, that may	09:42:12
25	possibly be a person that could sit there and go	09:42:14

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1	ahead and, you know, shed some light, you know,	09:42:17
2	in terms of, you know, what is going on with this	09:42:18
3	particular investigation. And she named Joe	09:42:21
4	Hamilton, Branchetti and also Rapko as people	09:42:23
5	that could possibly sit there and go ahead, you	09:42:27
6	know, give additional information on that. So I	09:42:30
7	had interviewed all four of these people.	09:42:34
8	Q. Okay. And in your interview with	09:42:37
9	Branchetti, can you tell me what Branchetti told	09:42:39
10	you?	09:42:42
11	A. Branchetti I believe used to, his	09:42:42
12	comment was something to the effect that Curt had	09:42:46
13	talked about going out to Las Vegas for vacation	09:42:49
14	and basically had, you know, that was really it.	09:42:51
15	You know, I think that, you know, he was used to	09:42:55
16	possibly going ahead and having a good time out	09:42:58
17	in Las Vegas and essentially at that point he was	09:43:00
18	looking to find out if anybody else wanted to go	09:43:03
19	to Las Vegas, to go ahead and go on vacation with	09:43:05
20	him.	09:43:12
21	Q. And with respect to Rapko, what did you	09:43:12
22	learn from Rapko?	09:43:15
23	A. Not too much. I think that was pretty	09:43:19
24	much an uneventful interview with him.	09:43:21
25	Q. And how about from Hamilton?	09:43:25

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1	7/16, this actually took place after the Ocean	09:47:44
2	City incident in Maryland with Cole and Curt who	09:47:50
3	was on vacation. And his son who went ahead and	09:47:58
4	contacted the wife at home.	09:48:02
5	Q. And how did you learn about the Ocean	09:48:05
6	City incident?	09:48:07
7	A. Curt.	09:48:08
8	Q. And what did Curt tell you about the	09:48:09
9	Ocean City incident?	09:48:11
10	A. I believe he even gave us a copy of the	09:48:13
11	report I think on the Ocean City incident. But I	09:48:15
12	know that he told the Sheriff's Department as	09:48:18
13	well, because I think he wanted to keep them in	09:48:20
14	the loop and let them know.	09:48:24
15	Q. And was any action taken with Larrick	09:48:27
16	with respect to the Ocean City incident?	09:48:29
17	A. No, if I recall correctly, the Ocean	09:48:34
18	City Police that investigated found that there	09:48:36
19	was no cause and that they were going to sit	09:48:40
20	there and go ahead and turn the incident over to	09:48:45
21	the, you know, local authorities up here to sit	09:48:48
22	there and investigate, but there was no further	09:48:51
23	findings as I understand.	09:48:53
24	Q. And if we can go to the next page of	09:48:56
25	Exhibit 1. Can you tell me what this is?	09:48:58

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1	incident; is that fair?	10:03:34
2	A. Correct.	10:03:35
3	Q. And at the point in time of the	10:03:38
4	Stevenson matter, had Larrick provided any	10:03:40
5	information to the State Police regarding Sheriff	10:03:49
6	David?	10:03:54
7	A. Curt had provided information to the	10:03:56
8	Pennsylvania State Police I think on probably	10:03:58
9	both occasions.	10:04:01
10	Q. Okay. And to your recollection, what	10:04:02
11	do you recall the first incident with David that	10:04:06
12	led to court proceedings? What do you remember	10:04:13
13	about that?	10:04:16
14	A. Sorry, I didn't mean to chuckle. I	10:04:21
15	guess it was, I guess it was the gun permitting	10:04:26
16	issue. I also understand that there was a	10:04:28
17	problem with the Dan Fleishman. He was a poll	10:04:32
18	worker I think. And there was an issue at that	10:04:41
19	particular point, comments that the Sheriff had	10:04:45
20	made to Fleishman. I think that was it. I mean,	10:04:48
21	I can't think of anything else at that point.	10:04:55
22	Q. And do you remember what the nature of	10:04:57
23	the comments to Fleishman were?	10:04:58
24	A. Um, it was at the poles. The guy came	10:05:02
25	up to shake his hand and basically George	10:05:07

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1	reacted, he said he was mad and basically at that	10:05:10
2	point told him he said you want to shake my hand,	10:05:14
3	I'd sooner cut your hands off and eat them.	10:05:17
4	Q. And with the later proceedings related	10:05:21
5	to Sheriff David, what do you recall about those?	10:05:26
6	A. The only other thing that I can	10:05:31
7	remember about where that progressed to, George,	10:05:33
8	when the first set of hearings took place and it	10:05:40
9	ended, George I think was confined I think to the	10:05:43
10	civil side of the Sheriff's Department. I don't	10:05:46
11	think he was allowed on the criminal side.	10:05:49
12	And what had happened was that during	10:05:52
13	this time elapsed, moving forward from the end of	10:05:56
14	that particular hearing, George, he was not	10:05:58
15	supposed to have anything to do I guess with the	10:06:04
16	weapons room, and basically he was in with John	10:06:05
17	Fratangelli, I don't know if I'm saying that	10:06:10
18	right, where I guess he was overheard racking a	10:06:13
19	shotgun.	10:06:17
20	Q. And are you aware if Larrick was	10:06:18
21	involved in reporting that?	10:06:21
22	A. Yes, actually I believe there was a	10:06:23
23	video of that which showed Curt out in the	10:06:25
24	hallway, which actually showed that taking place.	10:06:30
25	Q. Moving forward, just on Stevenson, is	10:06:38

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1	as to what action should be taken?	10:12:14
2	A. No, they took the action themselves.	10:12:16
3	They went ahead and they demoted him from a line	10:12:18
4	position back to Deputy Sheriff.	10:12:21
5	Q. And with respect to the Ochs	10:12:24
6	suspension, did you have input on that?	10:12:26
7	A. No, I don't remember anything Tom --	10:12:29
8	no, I recall nothing.	10:12:33
9	MR. BLACK: Let's go off the record for	10:12:34
10	a second.	10:12:43
11	VIDEOGRAPHER: We are going off the	10:12:44
12	record. The time is 10:12 a.m.	10:12:45
13	(Recess taken.)	
14	VIDEOGRAPHER: We are back on the	10:24:32
15	record. The time is 10:24 a.m. Please	10:24:33
16	proceed.	10:24:35
17	Q. Did Jay Alstadt ever discuss with you	10:24:38
18	that he wished to let Larrick go?	10:24:43
19	A. There had been a discussion of that,	10:24:50
20	but it came right after the second trial that	10:24:54
21	actually took place, and I had informed Jay, I	10:24:58
22	said I thought that was not a good idea for the	10:25:01
23	fact that EEOC, I thought they would see that as	10:25:04
24	retaliation for potential whistleblower activity.	10:25:07
25	Q. And do you recall when it was that	10:25:11

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1	Alstadt came to you with relation to the first,	10:25:18
2	with relation to letting Larrick go? How soon it	10:25:25
3	was after the second trial?	10:25:29
4	A. May have been a couple weeks.	10:25:34
5	Q. Okay. Did he tell you why he wanted to	10:25:35
6	discuss with you letting Larrick go?	10:25:40
7	A. No, it was just passing comment.	10:25:42
8	Q. Did he tell you at all what the basis	10:25:44
9	was that he believed Larrick should be let go	10:25:47
10	for?	10:25:50
11	A. My recall was that the Sheriff at that	10:25:50
12	time had said that, you know, he would sit there	10:25:53
13	and be, you know, be interested in that.	10:25:58
14	Q. Did --	10:26:04
15	MS. JONES: I'm sorry, I didn't get	10:26:05
16	that last. What did you say?	10:26:07
17	THE WITNESS: No, I said that the	10:26:08
18	Sheriff, you know, had told Jay that he	10:26:09
19	would be interested.	10:26:11
20	MS. JONES: I'm sorry, interested. I	10:26:12
21	couldn't understand that. Sorry.	10:26:13
22	THE WITNESS: Sorry.	10:26:15
23	Q. And did Alstadt provide you any	10:26:16
24	information what he or the Sheriff believed	10:26:20
25	Larrick was doing wrong that he should be let go	10:26:23