

1 OFFICE OF THE ATTORNEY GENERAL

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4 IN RE: STANKOSKI/STOUT EEO
COMPLAINT INVESTIGATION

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9 CONFIDENTIAL INTERVIEW OF

10 MARC DANN - VOLUME II

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

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on April 30, 2008, at 10:55 a.m.

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18 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

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

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****CONFIDENTIAL**** MARC DANN
APRIL 30, 2008

1 MR. ESPY: This is the interview of the
2 Attorney General Marc Dann.

3 Mr. Dann had a chance and opportunity to
4 review his transcript yesterday. That
5 opportunity was afforded to everyone who wanted
6 to review their transcript. No one else has
7 asked to review their transcript.

8 Mr. Dann requested the meeting this
9 morning to go over some additional testimony.
10 Is that a fair statement?

11 ATTORNEY GENERAL DANN: Yes. There were
12 two issues --

13 MR. ESPY: Before you start, you want to
14 swear him in?

15 MARC DANN
16 being first duly sworn, as hereinafter
17 certified, says as follows:

18 ATTORNEY GENERAL DANN: Senator, there

19 were two issues I wanted to address. One is
20 related to a promise I made to you to provide a
21 second text message that I received -- that I
22 sent following the one that I received from
23 Jennifer Urban. And I brought a copy of that
24 with me today. You can see it's dated April

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1 11th, 2008, from me to Jennifer Urban. And I
2 referenced it in my testimony, and I realized
3 that I hadn't had a chance to provide it.

4 MR. ESPY: Let's mark this as Exhibit --
5 I forget which number we're on.

6 MS. PFEIFFER: I think it is 26.

7 COURT REPORTER: Yes, 26.

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9 (Exhibit 26 marked.)

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11 MR. ESPY: Just for the record, General,
12 I'll let you identify this document which has
13 been marked as Exhibit 26.

14 ATTORNEY GENERAL DANN: Exhibit 26 is a
15 copy of a text message that I sent on April
16 11th, 2008, at 11:38 p.m., to Jennifer Urban in
17 response to her text message, a copy of which
18 you had previously shown me as a prior exhibit

19 in this matter. And I wanted to make sure the
20 record was complete and that was available.

21 MR. ESPY: Thank you.

22 Let the record reflect that was another
23 exhibit from Ms. Urban to Attorney General Marc
24 Dann, sent at 11:36 on April 11th, 2008.

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1 ATTORNEY GENERAL DANN: Senator, the
2 other issue is, in reviewing the transcript, I
3 felt I didn't have a chance to complete an
4 answer to one of your questions.

5 MR. ESPY: Okay.

6 ATTORNEY GENERAL DANN: And that
7 question is -- appears -- and I have a hard time
8 following the numbering, but I believe it's on
9 Page 70 -- transcript Page 70, at Line 20.

10 MR. ESPY: That's your answer, beginning
11 on Line 20?

12 ATTORNEY GENERAL DANN: Correct.

13 MR. ESPY: The question on Line 18 was:
14 Do you recall her ever staying overnight at the
15 apartment?

16 ATTORNEY GENERAL DANN: Right. And I
17 said at the end that I didn't know, I was barely
18 at the apartment, before you moved on to another

19 question.

20 And although the transcript doesn't

21 reflect it, I felt like I didn't get a chance to

22 complete my answer at the time, and I wanted to

23 complete the answer.

24 MR. ESPY: Go ahead.

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1 ATTORNEY GENERAL DANN: Although I was
2 infrequently at the apartment, I was aware that
3 she stayed overnight; however, I want to be
4 clear that she did not stay overnight on
5 September 10th, 2007.

6 MR. ESPY: You indicated that you were
7 aware she did stay overnight?

8 ATTORNEY GENERAL DANN: Yes.

9 MR. ESPY: Do you know what was the
10 occasion?

11 ATTORNEY GENERAL DANN: You know, I have
12 knowledge that she stayed overnight. What I
13 don't want to do is allow this serious
14 investigation about allegations of sexual
15 harassment to be transformed into something that
16 is about rumor and innuendo. And so there are a
17 variety of reasons, but I -- I don't think it
18 adds any value to your investigation to respond.

19 MR. ESPY: Okay. As I indicated before
20 to you in the transcript, the scope of this
21 investigation is fairly narrow. And we did look
22 at violations of other policies in the office
23 that was adopted by -- in a manual in January of
24 2008. I also stated at that time that I am not

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1 the moral police in the office.

2 The question before about staying
3 overnight was asked only in the context that one
4 of the complainants indicated they saw her,
5 early in the morning, come out of the apartment
6 or going into the apartment. And that goes to
7 the frequency when she was over at the
8 apartment, not so much in terms of what was
9 done. And I'm not alluding to the fact that
10 there was anything improper of her visit.

11 That's the context in which the question was
12 being asked.

13 ATTORNEY GENERAL DANN: And I've
14 exhaustively answered the question about what
15 she was doing there early in the morning and
16 late at night, so I think I'll stand with the
17 answers I've already given.

18 MR. ESPY: Okay. Thank you.

19 Is there anything else, after reviewing
20 the transcript, you would like to correct or
21 modify?

22 ATTORNEY GENERAL DANN: No, Senator.

23 MR. ESPY: That will end the interview.

24 Thank you.

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1 ATTORNEY GENERAL DANN: Thank you very
2 much.

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4 Thereupon, the sworn interview of Marc
5 Dann, April 30, 2008, was concluded at 11:00
6 a.m.

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APRIL 30, 2008

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 MARC DANN was first duly
6 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.

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

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Notary Public, State of Ohio.

21 My commission expires: March 10, 2013

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