

FILED
02-11-2020
CIRCUIT COURT
DANE COUNTY, WI
2018CV003122

STATE OF WISCONSIN

CIRCUIT COURT

DANE COUNTY

LEONARD POZNER,

Plaintiff,

vs.

Case No. 18-CV-3122

JAMES FETZER, et al.,

Defendant.

**AFFIDAVIT OF RICHARD L. BOLTON IN
RESPONSE TO PLAINTIFF’S MOTION FOR ORDER TO SHOW CAUSE**

STATE OF WISCONSIN)
)ss.
COUNTY OF DANE)

Richard Bolton, being first duly sworn upon oath, deposes and states as follows:

1. I affirm that my representation to the Court that Alison Maynard previously had deleted the Leonard Pozner deposition from her computer was believed to be true based upon information available to me.

2. I am aware that Ms. Maynard subsequently publicly posted links to Mr. Pozner’s video deposition.

3. Ms. Maynard has since advised me that she intended her prior statement to Mr. Fetzer and me to be true and accurate, but she later found that the video deposition was stored as part of backup of her computer data.

4. I am also aware of Professor Fetzer’s prior testimony on September 13, 2019, to the effect that he did not have a written transcript of Mr. Pozner’s deposition.

5. I am aware that Professor Fetzer later obtained the written transcript, after September 13, 2019, after I requested the transcript.

6. In order to avoid future disclosures of Mr. Pozner's deposition, I have requested that Professor Fetzer himself delete and destroy any format of Mr. Pozner's deposition in his possession or control so that I will be his sole repository for the deposition.

7. Professor Fetzer has agreed that I shall be the sole repository for Mr. Pozner's deposition, in electronic or written format.

8. I have also, on behalf of Professor Fetzer, requested that Ms. Maynard delete/destroy Mr. Pozner's deposition within her control, in any format. She has advised me of her compliance with my request.

9. I am in the process of obtaining an affidavit from Ms. Maynard, which I have requested and drafted, affirming her compliance with my request.

Richard L. Bolton

Richard L. Bolton

Subscribed and sworn to before me
This 11th day of February, 2020.

Jane L. Ames
Notary Public, State of Wisconsin
My commission expires: 1/10/2024

