

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

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ANTHONY RAPP and C.D.,

Plaintiffs,

vs.

Case No.:
20-cv-9586 (LAK)

KEVIN SPACEY FOWLER a/k/a
KEVIN SPACEY,

Defendant.
-----x

Remote videotaped deposition of ANTHONY RAPP

February 3, 2021

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10:47 1 A. Yes.

10:47 2 Q. Did Mr. Vary misquote you in any
10:47 3 way?

10:47 4 A. No, he did not misquote me.

10:47 5 Q. Did you see anything in the article
10:47 6 that was inaccurate?

10:47 7 A. No.

10:47 8 Q. You claim that Mr. Fowler assaulted
10:48 9 you when you were 14 years old?

10:48 10 A. Yes.

10:48 11 Q. How many times do you allege that
10:48 12 Mr. Fowler assaulted you?

10:48 13 A. That time only. That night only.

10:48 14 Q. I want to speak to you about your
10:48 15 allegations.

10:48 16 In what year do you claim that
10:48 17 Mr. Fowler assaulted you?

10:48 18 A. 1986.

10:48 19 Q. And you allege this happened only
10:48 20 one time, right?

10:48 21 A. Yes.

10:48 22 Q. In what year did you meet
10:48 23 Mr. Fowler?

10:48 24 A. 1986.

10:48 25 Q. In what city were you living in in

11:11 1 I was aware of that term at the time. But it
11:11 2 was a roped-off area, and we sat at a low
11:11 3 table, the three of us, and talked for a bit.

11:11 4 And I, you know, I didn't -- I
11:11 5 wasn't enjoying myself particularly with the --
11:11 6 it was my first time in a nightclub, and it
11:11 7 didn't make a great impression.

11:11 8 And at some point in that
11:11 9 conversation is when he invited me to a
11:11 10 gathering at his home some days later.

11:11 11 Q. Okay. I want to unpack that a
11:11 12 little bit.

11:11 13 So first, for how long were you at
11:11 14 the nightclub that evening?

11:11 15 A. I don't recall exactly. Not, you
11:11 16 know, not very long and no more than an hour or
11:11 17 two; but I don't recall the exact amount of
11:11 18 time.

11:11 19 Q. Were you ever alone with Mr. Fowler
11:11 20 that evening?

11:11 21 A. No. I was always with John.

11:11 22 Q. John Barrowman, correct?

11:11 23 A. Barrowman, correct.

11:12 24 Q. Are you alleging that Mr. Fowler
11:12 25 behaved in any way that was inappropriate that

11:13 1 it was under 18.

11:13 2 Q. Do you know whether it was a teen
11:13 3 club as well?

11:13 4 A. I do not know, but they -- I do
11:13 5 know they were serving alcohol. Kevin was, as
11:13 6 far as I could tell, drinking alcohol.

11:13 7 Q. What kind of alcohol do you
11:13 8 remember Kevin drinking?

11:13 9 A. I don't recall.

11:13 10 Q. How many drinks do you remember him
11:13 11 having?

11:13 12 A. I do not recall the amount of
11:13 13 drinks.

11:13 14 Q. Did you have any alcohol that
11:13 15 evening?

11:13 16 A. I did not.

11:13 17 Q. Did Mr. Barrowman have any alcohol
11:13 18 that evening?

11:13 19 A. I do not know. I do not recall.

11:13 20 Q. What did you discuss with
11:13 21 Mr. Fowler that evening?

11:13 22 A. I don't recall specifics. As I
11:13 23 said, at some point I was invited to a
11:13 24 gathering at his apartment on another evening.

11:13 25 Q. And Mr. Barrowman was with you when

11:26 1 A. No, not one way or the other, no.

11:26 2 Q. Do you remember if anyone was bald?

11:26 3 A. I don't recall that.

11:26 4 Q. You don't recall one way or the

11:26 5 other?

11:26 6 A. No, not one way or the other, no.

11:26 7 Q. Were there hors d'oeuvres?

11:26 8 A. I don't recall that.

11:26 9 Q. Do you recall -- do you recall any

11:26 10 food being served?

11:26 11 A. I don't recall food being served,

11:26 12 no.

11:26 13 Q. Do you recall there being any

11:26 14 alcohol at the party?

11:26 15 A. I presume that people were drinking

11:26 16 alcohol, but I was not offered alcohol.

11:26 17 Q. Why do you presume people were

11:27 18 drinking alcohol?

11:27 19 A. Because I saw people holding

11:27 20 drinks, and I presumed it's an adult party so

11:27 21 they're -- at least some of them were probably

11:27 22 drinking alcohol.

11:27 23 Q. So what happened at the party?

11:27 24 A. So I walked in and was greeted by

11:27 25 Kevin and shown in, and I immediately saw that

11:27 1 I didn't recognize anyone; and I was
11:27 2 immediately somewhat uncomfortable because of
11:27 3 that, as a shy teenager. But I was also, as I
11:27 4 said, you know, not always eager to just be
11:27 5 home alone with my mom in New York. I didn't
11:27 6 have any friends my own age, so I was willing
11:27 7 to just be there for a little bit and see if I
11:27 8 could have some sort of enjoyable time.

11:27 9 And I noticed the view, and I
11:27 10 enjoyed the view very much. And then I was
11:27 11 sort of wandering and looking around and saw
11:27 12 that there was a television. The door to the
11:27 13 left was open to the bedroom, and there was a
11:27 14 television that was on. So I found myself
11:28 15 sitting on the edge of the bed watching
11:28 16 television as people were in the living room
11:28 17 doing whatever they were doing in the party.

11:28 18 And, you know, I, frankly, was a
11:28 19 little bored and uncomfortable. But, again, I
11:28 20 was not exactly eager to go home to be home
11:28 21 alone with my mom because I felt a little
11:28 22 pathetic as a teenager having no friends.

11:28 23 And as I was sitting watching
11:28 24 television, I looked over -- I felt a presence
11:28 25 to my right, and I looked over and Kevin had

11:28 1 come to the door. And immediately I could
11:28 2 perceive that he was -- appeared to be drunk in
11:28 3 the sense that he appeared to be swaying a
11:28 4 little bit and not quite steady on his feet.

11:28 5 And I could see at least past him
11:29 6 to see that it didn't seem like there was
11:29 7 anyone else around. And I didn't -- it -- I
11:29 8 didn't notice at the time, but it turned out
11:29 9 everybody had left.

11:29 10 And he approached me, and he -- he
11:29 11 picked me up. And the way I've always
11:29 12 described it is -- I know of no other way to
11:29 13 describe it -- is that he picked me up like a
11:29 14 groom picks a bride over the threshold, that
11:29 15 famous image of an adult holding a person
11:29 16 cradling them. He held me like that.

11:29 17 As he picked me up, you know, his
11:29 18 hand, you know, grazed my butt and my legs and
11:29 19 picked me up and laid down on top of me on the
11:29 20 bed. Put me down on the bed and laid down on
11:29 21 top of me, holding me and pressing into me with
11:29 22 the full weight of his body.

11:29 23 And this was something that was
11:30 24 utterly shocking and unwanted and had no -- I
11:30 25 had no idea that that was something that was

11:30 1 going to occur. And it was extraordinarily
11:30 2 upsetting, and I froze. I had an experience of
11:30 3 being completely frozen in that moment.

11:30 4 And I managed to squirm away to get
11:30 5 out from under him, and I saw that there was a
11:30 6 door. Like, behind the bed was what I learned
11:30 7 to be the bathroom. And I went in there and
11:30 8 closed the door and tried to gather myself and
11:30 9 figure out what to do.

11:30 10 And while I was in the bathroom, I
11:30 11 noticed that there was a photograph on the,
11:30 12 whatever shelf in the bathroom, that was of
11:30 13 Kevin with another man. I don't remember if he
11:30 14 had his arm around him. But it was a, you
11:30 15 know, a picture of the two of them. You know,
11:31 16 I was like, oh, I guess Kevin's gay. I had
11:31 17 certainly been around other gay men. I had
11:31 18 worked with other gay men.

11:31 19 In my work, in all that time, I had
11:31 20 never had any of them make any sort of pass or
11:31 21 anything like this to me. So it was utterly
11:31 22 shocking, but it sort of -- that kind of like
11:31 23 clicked. And then I said, okay, I've got to
11:31 24 get out of here.

11:31 25 And I opened the door and started

11:31 1 to walk out of the apartment, and Kevin
11:31 2 followed me. And as I got to the front door, I
11:31 3 opened the front door; and he stood in the
11:31 4 doorway and leaned toward me and said are you
11:31 5 sure you want to go. And I very much did want
11:31 6 to go; and I said, yes, thank you. And I left.

11:31 7 Q. Okay. I'd like to unpack that a
11:32 8 little bit.

11:32 9 You said you were uncomfortable
11:32 10 because you didn't know anybody at the
11:32 11 apartment?

11:32 12 A. Yes.

11:32 13 Q. By this point, you had been on
11:32 14 Broadway for a number of months, right?

11:32 15 A. Yes.

11:32 16 Q. And you testified earlier that you
11:32 17 would go to some of these functions with other
11:32 18 people in the industry, right?

11:32 19 A. Yes.

11:32 20 Q. Were some of the functions during
11:32 21 the day?

11:32 22 A. Yes. The Drama League Luncheon was
11:32 23 during the day.

11:32 24 Q. Were some of the functions at night
11:32 25 as well?

11:49 1 BY MR. SCOLNICK:

11:49 2 Q. Do you recall leaning against the
11:49 3 doorway or...

11:49 4 A. I recall the impression, as I said,
11:49 5 of him sort of being unsteady on his feet,
11:49 6 which I perceived as being intoxicated. And
11:49 7 soon thereafter is when he approached me.

11:49 8 Q. Do you recall him opening the door
11:49 9 wider if it was -- if it was -- strike that.

11:49 10 You said it was cracked earlier,
11:49 11 right?

11:49 12 A. Again, I don't recall the exact
11:49 13 amount of openness. It wasn't closed, and it
11:49 14 wasn't all the way open.

11:49 15 Q. Okay. Do you recall him opening
11:49 16 the door to come in and...

11:49 17 A. I -- what I recall is looking to
11:49 18 see him in the doorway. So I don't -- I don't
11:49 19 know whether he opened it himself or it had
11:49 20 been opened by someone else. I don't know.

11:49 21 Q. When you saw Mr. Fowler in the
11:49 22 doorway, was it your understanding that
11:49 23 everyone had left the -- had gone, everyone had
11:50 24 left the apartment?

11:50 25 A. I certainly did not see anyone

11:51 1 understood you correctly, you testified that
11:51 2 after you saw Mr. Fowler in the doorway, he
11:51 3 approached you?

11:52 4 A. Yes.

11:52 5 Q. Where were you when he approached
11:52 6 you?

11:52 7 A. I was sitting on the edge of the
11:52 8 bed, my legs over the edge of the bed, just
11:52 9 sitting there as if it was a chair; but it was
11:52 10 a bed.

11:52 11 Q. Right. So would your legs have
11:52 12 been facing the door?

11:52 13 A. My legs were facing the window. My
11:52 14 legs were again on the edge of the bed facing
11:52 15 the window. The door was to my right.

11:52 16 Q. And Mr. Fowler walked over to you?

11:52 17 A. Yes. And I was near the end of the
11:52 18 bed, like closer to the end of the bed because
11:52 19 that's where the television was.

11:52 20 Q. Do you remember Mr. Fowler saying
11:52 21 anything to you, first of all, when he was in
11:52 22 the doorway?

11:52 23 A. I don't recall any words that were
11:52 24 said at that point, no. I recall the image and
11:52 25 the sense I got of his intoxication and then

11:52 1 his approach. I don't recall him saying
11:52 2 anything.

11:52 3 Q. And you mentioned a few times now
11:52 4 the intoxication.

11:52 5 What was that assessment based on?

11:52 6 A. He seemed unsteady on his feet.
11:53 7 His eyes seemed glassy or unfocused the way
11:53 8 that people in my people experience -- I had
11:53 9 been around -- I had been around adults who had
11:53 10 been drinking at functions, so I had seen
11:53 11 people who were drunk.

11:53 12 I was in a play with an actor who
11:53 13 played a drunk person in the play. So I had
11:53 14 seen behavior that said to me that there was
11:53 15 intoxication involved.

11:53 16 Q. And you're referring to Ed Harris's
11:53 17 character?

11:53 18 A. Yes.

11:53 19 Q. Putting that aside, what adults had
11:53 20 you been around that were drunk at 14 years
11:53 21 old?

11:53 22 A. I don't recall exactly the adults.
11:53 23 I had been at any number of cast parties of
11:53 24 different shows I had been involved in, and
11:53 25 there had been at least -- at some of those

11:54 1 So it happened in one sort of -- in
11:54 2 one movement, a surprising, shocking movement.
11:55 3 And then he turned to the bed and laid me down
11:55 4 and laid on top of me.

11:55 5 Q. Do you remember him saying anything
11:55 6 to you at that point?

11:55 7 A. I do not recall him saying
11:55 8 anything.

11:55 9 Q. Do you remember Mr. Fowler saying
11:55 10 anything to you while he -- while you allege he
11:55 11 was on top of you on the bed?

11:55 12 A. I do not recall him saying
11:55 13 anything.

11:55 14 Q. Do you recall saying anything to
11:55 15 him?

11:55 16 A. I do not recall saying anything to
11:55 17 him. I froze.

11:55 18 Q. You said that Mr. Fowler picked you
11:55 19 up in one motion.

11:55 20 Did I get that right?

11:55 21 A. That's my recollection. As best
11:55 22 as -- as, you know, it's a kind of complicated
11:55 23 motion, but it's a motion that all happened
11:55 24 sort of in one movement.

11:55 25 Q. And when that one movement ended,

12:18 1 bed --

12:18 2 A. Yes.

12:18 3 Q. -- is that fair to say?

12:18 4 A. Yes.

12:18 5 Q. And were you put down on the bed in
12:18 6 the exact same place you were before you were
12:18 7 picked up?

12:18 8 A. No, because I was sitting on the
12:18 9 edge of the bed. I was put down on the bed. I
12:18 10 was laid down on the bed.

12:18 11 Q. How far were you laid on the bed
12:18 12 from where you were sitting?

12:18 13 A. I was laid down so that my head was
12:18 14 toward the headboard, close to the headboard so
12:18 15 that my body was on the bed as opposed to
12:19 16 sitting on the edge of the bed.

12:19 17 Q. And you allege that Mr. Fowler put
12:19 18 you down on the bed and was on top of you?

12:19 19 A. Yes. He laid down on top of me and
12:19 20 pressed into me --

12:19 21 Q. Can you --

12:19 22 A. -- and held me.

12:19 23 Q. Can you explain what you mean by
12:19 24 pressed in to you?

12:19 25 A. The full weight of his body was

12:19 1 fully pressed against my body as I was on my
12:19 2 back. He was on my front. Not exactly -- I
12:19 3 don't know, I'm sorry, the way to describe it.
12:19 4 I'm using my hands. But not exactly totally
12:19 5 head-to-toe touching every part, a little bit
12:19 6 angled so that his chest was on my chest. His
12:19 7 arms were around my shoulders holding me, and
12:19 8 his pelvis was pressing into my hips, the side
12:19 9 of my hip. So it was like angled, not directly
12:19 10 on top but angled.

12:20 11 Q. So you're saying he wasn't
12:20 12 parallel, right?

12:20 13 A. I guess that's the language to use.
12:20 14 It was more angled than parallel, yes.

12:20 15 Q. And for how long do you allege that
12:20 16 Mr. Fowler was on top of you?

12:20 17 A. I have no way of saying exactly how
12:20 18 long. It was a frozen, suspended moment in my
12:20 19 recollection.

12:20 20 Q. And did that moment last for five
12:20 21 minutes; do you think?

12:20 22 A. I think it lasted for less than --
12:20 23 fewer than five minutes.

12:20 24 Q. Okay. Could it have been
12:20 25 30 seconds?

12:20 1 A. I don't -- I have no way of saying
12:20 2 exactly how long it was.

12:20 3 Q. So it's possible it could have been
12:20 4 30 seconds?

12:20 5 A. It's possible it could have been
12:20 6 30 seconds.

12:20 7 Q. Is it possible it could have been
12:20 8 ten seconds?

12:20 9 A. It felt longer than ten seconds.

12:20 10 Q. So your estimate is you recall
12:20 11 today is somewhere between 10 and 30 seconds;
12:20 12 am I understanding that right?

12:20 13 A. That is answering your questions to
12:20 14 the best of my ability, having no way of being
12:21 15 more precise than that.

12:21 16 Q. During this period of time that you
12:21 17 allege Mr. Fowler was on top of you, where were
12:21 18 his hands?

12:21 19 A. His hands were around my shoulders
12:21 20 holding me. I don't know. It's hard to
12:21 21 describe, you know, again, in words. It's
12:21 22 better -- easier to demonstrate.

12:21 23 But, you know, up behind my back
12:21 24 holding my shoulders. That's my recollection.
12:21 25 From behind. Again, it's awkward to describe

12:21 1 myself. It's hard to -- you know, I'm doing my
12:21 2 best to describe in words alone.

12:21 3 Q. You said from behind.

12:21 4 What do you mean?

12:21 5 A. Meaning his -- his arm -- you know,
12:21 6 he was on top of me, so his arms were behind my
12:21 7 back. And so his hands were coming up behind
12:21 8 me, you know, clutching my shoulders.

12:22 9 Q. So at all times that you allege
12:22 10 Mr. Fowler was on top of you, his hands were
12:22 11 above your waist?

12:22 12 A. Yes.

12:22 13 Q. Where were your hands?

12:22 14 A. Frozen at my sides.

12:22 15 Q. Were your hands above your waist or
12:22 16 below your waist?

12:22 17 A. I don't -- I don't recall
12:22 18 whether -- they were -- I was smushed down. So
12:22 19 I don't recall if they were, like, smushed
12:22 20 against my belly or against my legs. But they
12:22 21 were not -- I was not -- I did not feel like I
12:22 22 had freedom of movement of my hands; and I was,
12:22 23 again, frozen in this position.

12:22 24 Q. Do you recall telling Mr. Fowler
12:22 25 that you were uncomfortable?

12:22 1 A. I do not recall saying anything.

12:22 2 Q. You don't recall indicating to
12:22 3 Mr. Fowler that you were uncomfortable in the
12:23 4 situation or uncomfortable physically?

12:23 5 A. I do not recall saying anything. I
12:23 6 recall being frozen and shocked and upset and
12:23 7 scared.

12:23 8 Q. Do you recall Mr. Fowler saying
12:23 9 anything to you when you allege he was on top
12:23 10 of you?

12:23 11 A. No.

12:23 12 Q. You said that Mr. -- you allege
12:23 13 that Mr. Fowler's body was on an angle on top
12:23 14 of yours, right?

12:23 15 A. A slight angle, yes. Not perfectly
12:23 16 parallel. Slightly angled, yes.

12:23 17 Q. Where was his waist?

12:23 18 A. It was enough that I was feeling
12:23 19 pressure from as much as I could perceive
12:23 20 against my side of my hips.

12:23 21 Q. What did you feel pressure from?
12:23 22 From -- what are you alleging you felt pressure
12:23 23 from?

12:23 24 A. The entire weight of his body was
12:23 25 entirely on my body. And as I'm now being

12:24 1 asked to describe the details of all of it, I
12:24 2 can describe that I felt the pressure of his
12:24 3 chest on my chest. His hands were on my body.
12:24 4 His legs and groin pressing into the side of my
12:24 5 body since he was on an angle. He wasn't on
12:24 6 top pressing into me. He was at an angle
12:24 7 pressing, but his chest was more directly on my
12:24 8 chest.

12:24 9 Q. Are you alleging that he had an
12:24 10 erection?

12:24 11 A. I have no recollection specifically
12:24 12 of that. I cannot say for sure.

12:24 13 Q. But 14, you obviously knew what an
12:24 14 erection was, right?

12:24 15 A. Yes.

12:24 16 Q. While you were on the -- while you
12:25 17 were on the bed, are you alleging that
12:25 18 Mr. Fowler touched your penis?

12:25 19 A. No.

12:25 20 Q. While you were on the bed, are you
12:25 21 alleging that Mr. Fowler touched your anus?

12:25 22 A. No.

12:25 23 Q. While you were on the bed, are you
12:25 24 alleging that Mr. Fowler touched your butt?

12:25 25 A. Not on the bed -- not at that point

12:38 1 A. I believe so, but I don't recall
12:38 2 exactly. But I have an impression. My
12:38 3 impression was that it was a friendly, you
12:38 4 know, friendly or intimate, but not -- clothed.
12:38 5 I don't mean sexually intimate. I mean,
12:38 6 people -- they clearly knew one another. And
12:38 7 it struck me in that moment. It made the
12:38 8 impression that, again, that I made a
12:38 9 conclusion that he must be gay.

12:38 10 Q. Did you recognize the other person
12:38 11 in the photograph?

12:38 12 A. No.

12:38 13 Q. Do you know whether it was one of
12:38 14 Mr. Fowler's family members?

12:38 15 A. I have no idea.

12:38 16 Q. So after you walked out of the
12:38 17 bathroom, you walked through the bedroom to the
12:38 18 door to the main room; is that right?

12:38 19 A. Yes.

12:38 20 Q. How long did that take?

12:39 21 A. Quickly. I made my way quickly
12:39 22 through to where I knew the front door to be.
12:39 23 And when I got to the front door and opened the
12:39 24 front door, he was behind me and he was leaning
12:39 25 in the doorway. And that's the one thing I

12:39 1 remember him saying to me in the whole incident
12:39 2 was when he said, are you sure you want to go.

12:39 3 Q. Okay. That wasn't my question.

12:39 4 When you left the bathroom and you
12:39 5 walked out of the bathroom into the bedroom,
12:39 6 which way did you have to turn to get to the
12:39 7 door; was it right or left?

12:39 8 A. The right.

12:39 9 Q. And you said Mr. Fowler was on the
12:39 10 bed when you looked over --

12:39 11 A. Yes.

12:39 12 Q. -- right? And then so you went
12:39 13 straight to the front door?

12:39 14 A. Yes.

12:39 15 Q. And did you open the front door?

12:39 16 A. Yes.

12:39 17 Q. How long did it take to get -- take
12:39 18 you to get from the door to the main room from
12:39 19 the bedroom to the front door?

12:40 20 MR. SAGHIR: I'm objecting to form.

12:40 21 If you could rephrase that, please.

12:40 22 MR. SCOLNICK: Sure.

12:40 23 BY MR. SCOLNICK:

12:40 24 Q. How long did it take you to get
12:40 25 through the front room of the house?

12:40 1 MR. SAGHIR: When you say "front
12:40 2 room," you're talking from the bedroom to
12:40 3 the front door?

12:40 4 MR. SCOLNICK: Yeah. So let me
12:40 5 rephrase that.

12:40 6 BY MR. SCOLNICK:

12:40 7 Q. So you said there's -- there's the
12:40 8 bedroom. There's also the main room when you
12:40 9 first walk in, right?

12:40 10 A. Yes.

12:40 11 Q. Okay. So how long did it take you
12:40 12 to walk through that front room?

12:40 13 A. I have -- I'm sorry. I have no way
12:40 14 of knowing exactly how long. I was moving with
12:40 15 alacrity through the apartment toward the front
12:40 16 door.

12:40 17 Q. And you opened the front door when
12:40 18 you got there?

12:40 19 A. Yes.

12:40 20 Q. Because you wanted to leave, right?

12:40 21 A. Yes, because I wanted to leave.

12:40 22 Q. And you opened the door and you
12:40 23 left, right?

12:40 24 A. As I -- yes. And as I was leaving,
12:40 25 he had followed me and was standing in the

12:40 1 doorway; and that's when he said what he said
12:40 2 to me.

12:40 3 Q. So are you alleging that Mr. Fowler
12:40 4 stood in the doorway and said something to you
12:41 5 when you were already in the hallway?

12:41 6 A. Yes.

12:41 7 Q. And what do you allege that
12:41 8 Mr. Fowler said to you at this point?

12:41 9 A. That he said, are you sure you want
12:41 10 to go.

12:41 11 Q. And how did you respond?

12:41 12 A. I said, no, I want to -- good
12:41 13 night. I don't remember the exact words, but
12:41 14 it was -- I did not say yes, I want to say. I
12:41 15 said, no, good night, or some version of trying
12:41 16 to extricate myself.

12:41 17 Q. Do you remember anything else said
12:41 18 during that encounter?

12:41 19 A. No.

12:41 20 Q. When did you first decide that you
12:41 21 wanted to leave the party that evening?

12:42 22 A. I mean, it was -- it all happened
12:42 23 quite quickly in the moment of being picked up
12:42 24 and laid down on top of when I -- well, first,
12:42 25 I had decided that I wanted to get out from

12:43 1 Q. Did you walk home?

12:43 2 A. I walked home.

12:43 3 Q. Do you remember what time you got
12:43 4 home?

12:43 5 A. I don't recall the exact time I got
12:43 6 home.

12:43 7 Q. Do you remember seeing anyone when
12:43 8 you were walking outside the apartment?

12:43 9 A. No, I don't recall seeing anyone
12:43 10 specific outside the apartment.

12:43 11 Q. What did you do when you got home?

12:44 12 A. I don't recall exactly. I got
12:44 13 ready for bed and went to sleep at some point,
12:44 14 but I don't recall the exact sequence of
12:44 15 events.

12:44 16 Q. What was your reaction as you were
12:44 17 walking home to what had happened?

12:44 18 A. I was in shock. I was trying to
12:44 19 understand what had happened. It was --
12:44 20 nothing like that had ever happened to me
12:44 21 before. I was very upset, but I was trying to
12:44 22 just gather myself and survive it and try to,
12:44 23 you know, get through it as well as I could.

12:44 24 Q. Was this the most traumatic
12:44 25 experience that you had ever experienced in

12:44 1 your life at that point?

12:44 2 A. Yes.

12:45 3 Q. Is it still the most traumatic
12:45 4 experience you've ever had in your life?

12:45 5 A. I don't know how to answer that
12:45 6 exactly. It is among the most traumatic
12:45 7 experiences of my life.

12:45 8 Q. Can you think of any other
12:45 9 experiences you've had in your life that you
12:45 10 consider to be more traumatic?

12:45 11 A. I'm not in the habit of ranking
12:45 12 such things, but the loss of my mother to
12:45 13 cancer was very traumatic. The loss of my
12:45 14 friend Jonathan Larson who wrote Rent was very
12:45 15 traumatic. Those were two of the other hugely
12:45 16 traumatic experiences that I've experienced.

12:45 17 Q. And would you would you -- sorry.
12:45 18 Would you rank this as right up there with the
12:45 19 other two most traumatic experiences in your
12:45 20 life?

12:45 21 A. I would rank this up there with
12:45 22 those experiences.

12:45 23 Q. Can you recall any other incident
12:45 24 in your life that has caused you more emotional
12:45 25 distress than what you described at