

UNITED STATES DISTRICT COURT  
DISTRICT OF CONNECTICUT

\* \* \* \* \*  
\*  
M. PETER KUCK, ET AL., \*  
Plaintiffs, \*  
\* CASE NO. 3:07-CV-1390-VLB  
V \*  
\* MARCH 13, 2012  
JOHN A. DANAHER, III, ET AL., \*  
Defendants. \*  
\* \* \* \* \*

DEPOSITION OF MARYANN BOORD

Taken on behalf of the Plaintiffs in the above-entitled cause, before Patricia Tyszka, Registered Merit Reporter, License No. 46, Notary Public, in and for the State of Connecticut, on Tuesday, March 13, 2012, at 9:10 a.m., at the Office of the Attorney General, 55 Elm Street, Hartford, Connecticut, pursuant to the Rules of Civil Procedure.

TYSZKA COURT REPORTING SERVICES

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1 APPEARANCES

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For the Plaintiffs:

LAW OFFICES OF RACHEL M. BAIRD  
379 Prospect Street  
Torrington, Connecticut 06790-5238  
BY: RACHEL M. BAIRD, ESQ.  
(860)626-9991

For Defendant State of Connecticut:

OFFICE OF THE ATTORNEY GENERAL  
55 Elm Street P.O. Box 120  
Hartford, Connecticut 06106  
BY: ROBERT D. SNOOK, ESQ.  
(860)808-5020

Also Present:

M. Peter Kuck  
John Gasser, Legal Intern to Attorney Baird

STIPULATIONS

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IT IS STIPULATED by counsel that formalities as to the proof of the authority of the Notary Public and sufficiency of Notice are waived.

IT IS STIPULATED and agreed between counsel that all objections, except as to form, are reserved to the time of trial.

IT IS FURTHER STIPULATED and agreed that the deposition may be signed before a Notary Public.

1                   MARYANN BOORD,  
2                   Of 139 Tuttle Road, Durham, Connecticut 06422,  
3                   having first been duly sworn, was examined and  
4                   testified as follows:

5

6                   DIRECT EXAMINATION

7

8 BY MS. BAIRD:

9           Q     My name is Attorney Rachel Baird, and I'm the  
10           attorney in this case who subpoenaed you to come here  
11           today to testify, Ms. Boord. Is that what you want me to  
12           go by, Ms. Boord? Is that okay?

13           A     Maryann is fine.

14           Q     Maryann. I'll call you Ms. Boord.

15                   We talked a little bit before going on the  
16           record, and we are on the record right now. The court  
17           reporter is taking down everything we say. But before  
18           the court reporter got started, I told you a little bit  
19           about the case. I represent Peter Kuck, and Peter Kuck  
20           is on the Board of Firearms Permit Examiners. He's been  
21           on it for quite a long period of time; I think '95, '96,  
22           something like that.

23                   MR. KUCK: At least 12, 13 years.

24 BY MS. BAIRD:

25           Q     And that time period included when you served as

1 the director of Boards and Commissions under Governor  
2 Rell. And that was under Governor Rell, right?

3 A Yes, it was.

4 Q So I subpoenaed you here today not because you're  
5 being sued, not because you're a party to the action; just  
6 because your name has come up a couple of times in terms  
7 of the nomination and appointment process back in 2007 for  
8 various members of the board. So I wanted to ask you some  
9 questions about that.

10 Have you ever been through a deposition before?

11 A No.

12 Q Okay. If anything I say isn't clear, you can ask  
13 me to clarify it. If you don't understand what I said,  
14 ask me to repeat it or to provide more information so you  
15 can answer.

16 If you need to take a break, just indicate you  
17 need to take a break. And when you answer, answer out  
18 loud "yes" or "no," because it's being taken down by the  
19 court reporter.

20 When the transcript is ready, I can send it to  
21 you and you can look it over, read it. If there's  
22 something in there that's not correct and you want to  
23 correct it, at the end there's a piece of paper and you  
24 can write the correction on that piece of paper and that  
25 will become part of the record. So I'll do that. Okay?

1 A Yes. Thank you.

2 Q Okay. Good.

3 You received a subpoena to be here today.

4 Correct?

5 A Yes.

6 Q And the subpoena asked you to bring some  
7 documents?

8 A Mm-hmm.

9 Q It asked you to bring documents concerning  
10 members of the Connecticut State Board of Firearms Permit  
11 Examiners appointed during 2006, 2007, and 2008. Did you  
12 locate any documents responsive to that request?

13 A Very little. I made two sets. One was the  
14 request from Peter, an F.O.I. request that I responded to.  
15 And you had attached two e-mails to that request, so  
16 they're attached. And then I had one other e-mail  
17 communication with Anna Ficeto because she had  
18 requested -- she had an F.O.I. request to respond to.  
19 But -- well, that's all I had.

20 Q Okay. I appreciate that. I'm going to have the  
21 August 12th, 2008 letter and its attachments, so five  
22 pages total, as the next exhibit.

23 MS. BAIRD: Do you agree with that,

24 Mr. Snook?

25 MR. SNOOK: Yes.

1 MS. BAIRD: And then while we're still on  
2 the record, there's a one-page, January 30th,  
3 2008 e-mail which we'll mark as the exhibit  
4 after that.

5 (Plaintiff Exhibit 94 and 95 marked for  
6 identification.)

7 BY MS. BAIRD:

8 Q The subpoena also asked you to bring any  
9 materials, documents concerning nominations and  
10 appointments to the Connecticut State Board of Firearms  
11 Permit Examiners during 2006, 2007, and 2008. Did you  
12 bring any documents in addition to the two you've already  
13 provided responsive to that request?

14 A No. Those documents would be in the files at  
15 that office.

16 Q Yes. And finally, No. 3. It requested any  
17 documents concerning Mr. Kuck. Did you bring any  
18 documents responsive to that request?

19 A Just what I already presented.

20 Q Okay. And No. 4, any documents concerning  
21 Detective Barbara Mattson. Were you able to find any  
22 documents responsive to that request?

23 A No.

24 Q And six, any documents concerning Detective  
25 Thomas Karanda?

1 A No.

2 Q Well, I appreciate you finding the two documents  
3 you did.

4 Tell me a little bit about your background in  
5 state government; the various positions you've held  
6 during the course of your employment.

7 A My first position with the state was director of  
8 Boards and Commissions, and that was in January of '06.  
9 In July of '07, I went to Office of Policy and Management  
10 and I worked for the ombudsman for property rights.

11 Q Okay.

12 A When they closed that office after two years, I  
13 went to Energy and I worked with the federal stimulus  
14 grant, processing those grants, administering those. And  
15 when they moved Energy to New Britain and combined it with  
16 Environmental Protection, I moved into the budget division  
17 and I've been executive secretary to the undersecretary  
18 position while I was in Energy and also while I'm in  
19 budget. So I've done those together.

20 Q So it sounds to me that your first job with state  
21 government was the director of Boards and Commissions and  
22 you began back in January of 2006?

23 A Yes.

24 Q What did you do in terms of work or a career  
25 prior to January 2006?



1           A       I was an elected official for the Town of Durham.

2           Q       What was your office?

3           A       First selectman.

4           Q       How long were you the first selectman for the  
5   Town of Durham?

6           A       A total of 10 years, from '87 to '93, and 2001 to  
7   2005.

8           Q       And prior to '93, did you hold any other elective  
9   offices?

10          A       I was tax collector. Five years on the board of  
11   selectmen. Town treasurer for two years, and first  
12   selectman for a total of 10.

13          Q       And those were all positions held with the Town  
14   of Durham?

15          A       Yes.

16          Q       Okay. How did you come to have the position or  
17   become employed as the director of Boards and Commissions  
18   back in January 2006?

19          A       I lost an election by 45 votes, and I started  
20   applying for jobs. There was an opening in that position  
21   and I was appointed.

22          Q       What was the job description?

23          A       I don't remember the job description.

24          Q       What things were you expected to do and what  
25   things did you do while you were the director?

1           A       Well, I was not the decision-maker. I processed  
2 the appointments, received applications for the various  
3 positions and forwarded the forms for people to fill out.  
4 Some of them required background checks. I dealt with the  
5 legal department on some of the appointments that did  
6 require background checks. I kept track of vacancies.  
7 When terms ended, when there were openings, contacted  
8 people to see if they were interested in being  
9 reappointed. That type of thing.

10          Q       Now, as the director of Boards and Commissions,  
11 who worked under you? Who did you direct? Who was in the  
12 office?

13          A       I had one other person in the office, Sarah. I  
14 can't remember her married name now. But I think  
15 "director" was more directing the process.

16          Q       Okay. So you were more of a director of the  
17 actual boards and commissions rather than a director of a  
18 department within the Governor's office?

19          A       No; I wasn't a director of the boards and  
20 commissions. I was director of the Office of Boards and  
21 Commissions, and I had one person, you know, under me.  
22 But it was processing the appointments that was the  
23 primary responsibility.

24          Q       Would you characterize Sarah's role as primarily  
25 administrative?

1 A As opposed to what?

2 Q As opposed to the job you did. I mean what was  
3 her role in relationship to you? Did she do the same  
4 thing you did or --

5 A Some of the same things, yeah.

6 Q What was her title?

7 A I don't know that she had a title. I don't know  
8 that she had a title.

9 Q She wasn't a director then.

10 A No.

11 Q Okay. Did she type things on the computer or did  
12 she have actual contact with people who were seeking --

13 A Both.

14 Q -- nominations to the board?

15 A Yeah. We both did.

16 Q Was she there before you?

17 A No.

18 Q She came on board after you?

19 A Mm-hmm.

20 Q Was that a yes?

21 A Mm-hmm. Yes. Sorry.

22 Q And before she came on board, were you alone in  
23 that office?

24 A I was for a time. Yes.

25 Q How long were you by yourself before Sarah came?

1           A     I don't remember.

2           Q     Do you think it was towards the end of your -- it  
3 looks like you spent, what, about 18 months there?

4           A     Yes.

5           Q     January -- was it towards the end of the 18  
6 months or near the beginning?

7           A     I think it was at least six months that I was by  
8 myself. I'm not certain.

9           Q     When you left, was she still there?

10          A     Yes.

11          Q     Who replaced you?

12          A     I think Sarah for a time.

13          Q     Was there any particular reason why you left the  
14 position of director of Boards and Commissions?

15          A     The Governor appointed Bob Poliner, Robert  
16 Poliner as ombudsman for property rights; it was a new  
17 position. And she requested that I work with him in that  
18 office, so we were a two-person agency.

19          Q     Approximately how many boards and commissions did  
20 you deal with while you were the director?

21          A     I don't remember how many, but there were a lot.

22          Q     I mean are there hundreds or under a hundred?

23          A     Well, I think -- I'm trying to recall. Governor  
24 Malloy is reducing the number of boards and commissions  
25 and consolidating them, and I think -- I think he went

1 from 80-something to 50-something, but I'm not certain if  
2 all of those are the same that I dealt with.

3 Q Did each of the boards or each of the commissions  
4 have different ways and different manners of going through  
5 the process of nominating people and appointing people to  
6 positions?

7 A Yes.

8 Q Were each of them different or were there two or  
9 three various kinds of processes that were similar?

10 A There were a number of different methods for  
11 appointments.

12 Q Okay. And is there any reason why you would  
13 remember in particular the Board of Firearms Permit  
14 Examiners in that process, how people get on that board?

15 A The only reason I remember it is because of the  
16 F.O.I. request that I received.

17 Q Okay. And that F.O.I. request is Exhibit 94 that  
18 you handed me previously and brought to the deposition  
19 today?

20 A Yes.

21 Q And that F.O.I. request is dated August 19th,  
22 2008. Correct?

23 MR. SNOOK: August 12th.

24 BY MS. BAIRD:

25 Q August 12?

1           A       August 9th?

2                   MR. SNOOK:   Oh, August 9th.

3 BY MS. BAIRD:

4           Q       And is it fair to say that you received that  
5 request after you had already left your position of  
6 director?

7           A       Yes.   Because it's addressed to the Office of  
8 Ombudsman for Property Rights.   That's where I was at the  
9 time.

10          Q       And what did you do when you received the  
11 August 9th, 2008 request that you're looking at?

12          A       What did I do?

13          Q       With the request.   Did you respond to it or --

14          A       Yes.

15          Q       -- act on it?

16          A       Yes.   The letter of response is attached to it.

17          Q       And that's the August 12th, 2008 letter?

18          A       Yes.

19          Q       What was your purpose in writing that letter?  
20 Was it to inform Mr. Kuck that you were no longer a  
21 director?

22          A       It was to respond to the F.O.I. request.

23          Q       Okay.   And your response was that you didn't have  
24 any records.   Correct?

25          A       Correct.

1 Q Did you forward Mr. Kuck's letter or request to  
2 anyone at the actual Office of Boards and Commissions?

3 A Well, I cc'd Anna Ficeto and the Governor's  
4 office.

5 MS. BAIRD: Do you need your copy while  
6 we're doing this?

7 MR. SNOOK: No. Go ahead. (Handing.)

8 MS. BAIRD: Okay. I think that will be  
9 easier.

10 MR. SNOOK: With my compliments.

11 MS. BAIRD: Okay, good. Thanks.

12 BY MS. BAIRD:

13 Q Okay. I'm looking at Exhibit 94, and your letter  
14 August 12th, 2008 you copied to Anna Ficeto who was the  
15 chief legal counsel in the Office of Governor M. Jodi  
16 Rell. Correct?

17 A Yes.

18 Q Did you know Ms. Ficeto?

19 A Yes.

20 Q Did you know her because of your position as the  
21 director of Boards and Commissions?

22 A Yes.

23 Q And as chief legal counsel in the Office of the  
24 Governor, what connection or what role did you have in  
25 your job, if any, that would have led you to work with or

1       rely upon Ms. Ficeto while you were director of Boards and  
2       Commissions?

3           A       Well, the legal office reviewed all the  
4       appointments.

5           Q       So is it fair to say that you would have had a  
6       lot of contact with Ms. Ficeto in your job?

7           A       Yes.

8           Q       Okay. And when you were director of the Boards  
9       and Commissions and Ms. Ficeto was the chief legal  
10      counsel, was Lisa Moody in that office as well?

11          A       She was in the Governor's office.

12          Q       Okay. And when you say "the Governor's office,"  
13      is that the same as the Office of Governor M. Jodi Rell  
14      listed on the letter?

15          A       Yes.

16          Q       And did you have any reason to confer with or  
17      speak with Ms. Moody about the job you had as director of  
18      Boards and Commissions?

19          A       Yes.

20          Q       And did she play a role in determining who would  
21      be nominated by the Governor, or appointments?

22          A       Well, I would provide her with the list of  
23      vacancies, and from time to time she would have  
24      recommendations on filling some of those vacancies.

25          Q       So how would the vacancies -- let's concentrate



1 on the Board of Firearms Permit Examiners. In that board,  
2 for example, how would vacancies come to your attention?

3 A We tracked them, and I knew when terms would end  
4 for the various boards and commissions.

5 Q And terms could end at any time in the board; you  
6 know, depending on the board and when somebody came in and  
7 what their term was. I mean things were always changing,  
8 it sounds like.

9 A Well, the various boards had specific terms  
10 specific to that board.

11 Q But, for example, if someone is brought in and  
12 their term is two years and they're brought in in February  
13 and somebody else is brought in in March or the end of the  
14 year, I mean those two years are coming up at different  
15 periods all the time, correct? Is it a constant  
16 transition?

17 A It would depend on the board.

18 Q Was it a job where it required, I mean, daily  
19 keeping track vacancies --

20 A Yes.

21 Q -- and keeping on top of things?

22 A Yes.

23 Q It was a constant process.

24 A Yes.

25 Q Would people contact you directly with regard to

1 who they wanted to see on a board or who they wanted  
2 nominated to a board?

3 A Sometimes people would contact me with  
4 recommendations.

5 Q And was there any set rule or common practice  
6 where these recommendations would come from or could  
7 anybody basically call up with a recommendation?

8 A Anybody could recommend.

9 Q Did you receive letters from people recommending  
10 people to boards?

11 A Yes.

12 Q And you received phone calls from people --

13 A Yes.

14 Q -- recommending people to boards?

15 A Yes.

16 Q Was your office an office that received  
17 complaints about people serving on boards?

18 A I really don't recall that. I'm trying to think  
19 if -- if attendance was an issue or something like that.  
20 But I don't recall specifics.

21 Q Did you keep track of people who were on  
22 boards -- in addition to their terms and when those terms  
23 ended, did you keep track of any performance issues with  
24 regard to people that served on boards?

25 A No.

1 Q Was there any rating system in place or --

2 A No.

3 Q -- oversight of people on boards?

4 A Not by me.

5 Q Okay. Is there another office that was tasked  
6 with that?

7 A Not that I'm aware of.

8 Q During your 18 months as director, did it ever  
9 come to your attention that members of boards were having  
10 issues with each other and were looking to resolve those  
11 issues?

12 A Just the e-mail copies that Peter provided.  
13 That's all.

14 Q Okay. So during the 18 months you did have some  
15 indication that the Board of Firearms Permit Examiners, at  
16 least from a communication from Mr. Kuck, there was some  
17 kind of issue. Correct?

18 A To be honest, I didn't remember that until Peter  
19 forwarded the e-mail.

20 Q Okay. And when you say "forwarded," when did he  
21 forward?

22 A It was attached to his F.O.I. request, those  
23 e-mails.

24 Q Okay. So I'm looking at Exhibit 94. The e-mail  
25 that you're referring to is an e-mail from Susan

1       Mazzoccoli to you dated July 9th, 2007? It's four pages  
2       in on Exhibit 94.

3           A       Well, there's that one and then there's the other  
4       one that Peter forwarded from Susan to Christopher Adams.  
5       Those were the two that were attached to his F.O.I.  
6       request.

7           Q       And when you received that request from Mr. Kuck  
8       and you read those two e-mails, I think it was your  
9       testimony that it reminded you of an issue that was  
10      occurring on the Board of Firearms while you were the  
11      director?

12          A       Yes, but I didn't remember specifics.

13          Q       While you were the director, did any similar  
14      issues come to your attention from other boards?

15          A       Not that I recall.

16          Q       So tell me a little bit about what you knew about  
17      the job or the work of the Board of Firearms Permit  
18      Examiners back in 2006 and 2007.

19          A       I didn't really know anything about it. I didn't  
20      research the specifics of every board and commission and  
21      what their responsibilities were. You know, my job was to  
22      process the appointments. As I said, I wasn't the  
23      decision-maker. I didn't say this person will be  
24      appointed to this position. I assisted with providing  
25      paperwork for background checks and having people fill out

1 the necessary forms and process the appointments.

2 Q Was anyone free to fill out forms to be appointed  
3 to a board or was there --

4 A They can be downloaded off the Web site.

5 Q So there was no process to go through to at least  
6 fill out a form and put your application in?

7 A There was a process to fill out the form, yes.  
8 They had to fill the forms out.

9 Q Okay. But anybody could do that.

10 A Sure.

11 Q Now tell me a little bit about -- I know on the  
12 Board of Firearms Permit Examiners there is a chairman who  
13 is currently a gentleman by the name of Joseph Corradino.  
14 And he is the DPS -- or I guess it's called the Department  
15 of Emergency Services and Public Protection now. He's the  
16 DPS nominee. What does that mean?

17 A As I said earlier, on some boards and commissions  
18 the Governor gets so many appointments, the legislature  
19 gets so many appointments; and evidently on this board,  
20 you know, I'm not -- I don't recall it, but if you're  
21 saying that there's a DPS appointment, that means that DPS  
22 gets to recommend someone for that position. Now, perhaps  
23 they'll recommend more than one person. But they get one  
24 seat.

25 Q And say that it pops up on your software or your

1 computer at the Boards and Commissions office that there's  
2 a vacancy, that a term is ending for the DPS position on  
3 the Board of Firearms Permit Examiners. About how far in  
4 advance do you start asking DPS who their nominees are?  
5 Or is it up to DPS to contact you? And I'm talking about  
6 the time frame when you were there, obviously. You don't  
7 know what's going on now.

8 A I don't remember how we did that or, you know,  
9 how far ahead we made contacts. I don't recall.

10 Q Was it basically up to your office? Did your  
11 office take the role of contacting the different agencies  
12 and saying, hey, who do you recommend here? The  
13 nominee -- you know, the term is ending?

14 A I think sometimes it was the agency and sometimes  
15 it was our office.

16 Q And in that particular case of the DPS nominee  
17 for the Board of Firearms Permit Examiners that we're  
18 talking about, did you deal with the commissioner or did  
19 you deal with somebody in the commissioner's office? Was  
20 there a person specific to DPS that had that role of  
21 communicating with you to recommend a DPS nominee for the  
22 board?

23 A I don't recall who I dealt with there.

24 Q Have you ever spoken to former commissioner John  
25 Danaher?

1           A       I met his sister.

2           Q       Okay. I don't think that counts for today.

3           A       I don't -- I don't think I ever did meet him.

4           Q       How about Susan Mazzocoli? Do you recall that  
5 name?

6           A       I do. We took a computer class together.

7           Q       Okay.

8           A       A Web site class together.

9           Q       Okay. And do you recall her also as being the  
10 secretary -- or actually, the executive head of the Board  
11 of Firearms Permit Examiners?

12          A       Yes.

13          Q       Did you talk to her about nominations and  
14 appointments to the board?

15          A       Probably, but I don't -- you know, she didn't  
16 have -- as far as I know, she didn't have a role in the  
17 appointments. You know, her role was with the board.

18          Q       So with regard to at least any DPS nominees to  
19 the board while you were director, you don't recall  
20 specifically who you might have spoken to or not spoken to  
21 about that?

22          A       About DPS?

23          Q       Yes.

24          A       No, I don't. I don't even know if that was a  
25 vacancy during my time.

1 Q Right. Right. And the Department of  
2 Environmental Protection has a member on the Board of  
3 Firearms Permit Examiners? Or a nominee appointment on  
4 the board?

5 A Mm-hmm.

6 Q Do you remember having any discussions about a  
7 nominee from DEP or --

8 A No.

9 Q -- an appointment?

10 A No.

11 Q How about Ye Connecticut Gun Guild? Are you  
12 familiar with that organization?

13 A Yes; because I read it in the e-mail.

14 Q Okay. And you reviewed the e-mail before your  
15 testimony today --

16 A Yes. Oh, yes.

17 Q Do you recall having any communications with Ye  
18 Connecticut Gun Guild back in 2006 and 2007 regarding  
19 nominations?

20 A Well, according to the e-mail, I requested three  
21 recommendations from them for -- to be considered for  
22 appointment to that board.

23 Q Was that the normal number, three? The number of  
24 nominations you would request?

25 A I think so. I don't -- I don't really remember.



1 In the end, the Governor makes the decision --

2 Q Right.

3 A -- for the appointments, and the Governor usually  
4 likes a choice.

5 Q Okay. Let me hand you -- this is Plaintiffs'  
6 Exhibit 22. It has numbered pages, so I can direct you to  
7 specific pages here. If you could turn to Page 74.

8 MR. SNOOK: Can we take a two-second break  
9 so I can get my copy?

10 MS. BAIRD: Oh, yes.

11 MR. KUCK: This is the e-mail --

12 MS. BAIRD: Yes. It's Exhibit 22, the  
13 e-mail notebook.

14 (A recess was taken at 9:39 a.m.)

15 (The proceedings resumed at 9:43 a.m.)

16 BY MS. BAIRD:

17 Q I'd noticed on Exhibit 95 that you brought with  
18 you today, that you indicated to Ms. Ficeto that you had  
19 cleaned out your e-mails when you left the Boards and  
20 Commissions; and you indicated that Sue Mazzocoli may  
21 have kept some e-mails from the Boards and Commissions. I  
22 believe the exhibit that you have in front of you,  
23 Exhibit 22, may contain some of those e-mails, and I'll  
24 ask you about them even though I know you didn't write  
25 some of them.

1           So at Page 74, this is an e-mail that's been  
2 identified already as being from Susan Mazzoccoli to  
3 Christopher Adams regarding membership on the board. And  
4 Ms. Mazzoccoli references the last time she spoke to you  
5 in that e-mail.

6           How often do you recall speaking with Susan  
7 Mazzoccoli about board issues, Board of Firearms issues?

8           A     Not often.

9           Q     Was this around the time when you took the  
10 computer class with her, the Web site class?

11          A     Well, actually we were surprised to meet each  
12 other at that class because we had never seen each other  
13 face-to-face; and when they went around the room and  
14 people introduced themselves, we said, oh, that's who you  
15 are.

16          Q     And was that after you had already left your  
17 position as director when you finally met Susan  
18 face-to-face?

19          A     I don't think so.

20          Q     Okay. It was during the same time?

21          A     I'm trying to remember. Actually, I think it was  
22 after I left because I think it was a Web site class, and  
23 I didn't do anything with Web sites while I was in that  
24 position. So I think it was when I was in the Office of  
25 Ombudsman for Property Rights, because we had to develop a

1 Web site.

2 Q Oh. So this was a class given by the state.

3 A Yes.

4 Q For employees.

5 A Yeah. Yeah; I'm quite sure it was after I left  
6 because it was -- we were commiserating about developing  
7 Web sites.

8 Q In Exhibit 22 at Page 74, Ms. Mazzoccoli tells  
9 Mr. Adams that you had indicated it would be better to  
10 send a letter to the Guild asking for three names for  
11 nomination.

12 What do you recall about discussions with  
13 Ms. Mazzoccoli about a nomination from the board, from Ye  
14 Connecticut Gun Guild to the board?

15 A I don't remember any specific discussions with  
16 her about it. You know, the e-mails are informing me of  
17 what went on, but I don't -- Ye -- the Guild must have  
18 been one of the sources that could nominate, just like DPS  
19 and DEP, so they must have had a seat.

20 Q Do you recall any conversations with  
21 Ms. Mazzoccoli about a specific intent to replace Mr. Kuck  
22 as a board member by receiving nominations from Ye  
23 Connecticut Gun Guild for other members?

24 A I remember that we were looking for three  
25 choices. And then, as I said, in the end the Governor

1 gets to make the final decision.

2 Q Do you know if the Guild ever provided three  
3 choices?

4 A I don't know.

5 Q And looking further at Page 74, it talks about:  
6 Is the Governor's office sending that letter or do they  
7 want us to send it?

8 Do you know if the Governor's office -- meaning  
9 you, probably -- sent a letter to Ye Connecticut Gun  
10 Guild seeking the nominations?

11 A I'm guessing that I did, but I don't remember  
12 specifically.

13 Q And that's something that you may or may not have  
14 done.

15 A But it would be in the files.

16 Q Okay. And there wouldn't be anything unusual  
17 about it if you did send such a letter?

18 A No.

19 Q And then it talks about Ms. Mazzocoli  
20 references: Do they still want a formal letter from the  
21 board regarding our concerns?

22 Do you know if there was ever any discussion  
23 between you and Ms. Mazzocoli about a letter to the  
24 Governor's office about concerns with the board?

25 A I don't remember such a letter.

1 Q Do you remember anything about Ms. Mazzoccoli  
2 expressing concerns about Peter Kuck to you?

3 A Well, from the e-mail.

4 Q Right.

5 A It's obvious that she had concerns.

6 Q But do you remember talking to Ms. Mazzoccoli  
7 about her concerns about Mr. Kuck?

8 A I remember Peter's name, but I don't remember  
9 specific -- I honestly don't remember specific  
10 conversations. I remember, you know, Peter's name coming  
11 up, but I don't -- just as I said, you know, when I  
12 arrived today, what is this about? I don't have  
13 specifics.

14 Q Do you know Christopher Adams?

15 A I -- I don't know him, but I think he was the  
16 chair at the time. I'm not sure about that. I think he  
17 was -- was he chair of the board at that time?

18 Q Right. I think, yeah, the e-mails in Exhibit 22  
19 it indicates that. Did you know what kind of work he did  
20 outside of being the chair of the board?

21 A I don't. If I did know, I've forgotten.

22 Q If I could ask you to go next to Page 91 in that  
23 Exhibit 22 that you have. I'm looking at Page 91. At the  
24 top there's an e-mail from Ms. Mazzoccoli to Mr. Adams  
25 dated June 13th, 2007; the one sent at 2:54 p.m. at the

1 very top. I'll give you a moment to read that one before  
2 I ask questions.

3 A (Reviewing.) Okay.

4 Q For an individual who was already sitting on the  
5 Board of Firearms Permit Examiners with a term end in  
6 site, was there a practice of sending that individual  
7 forms to fill out for renomination? Or did that depend on  
8 what the Governor wanted or didn't want?

9 A I don't remember whether people were required to  
10 fill the forms out again or not.

11 Q Well, when a term was coming to an end, what  
12 action would you as director take or not take to keep that  
13 person on the board, to replace that person on the board?  
14 I mean what were the various decisions that were made and  
15 actions that were taken if somebody wanted to continue on  
16 the board? Did they automatically do that?

17 A They don't automatically continue to serve. It  
18 has to be a decision of the Governor to reappoint.

19 Q Okay. So let's use Mr. Kuck for example. It  
20 looks like his term was coming up in June of 2007; at  
21 least that's what it looks like from this e-mail. Would  
22 it have been up to Mr. Kuck to fill out paperwork saying I  
23 want to be renominated? Or would that be a natural  
24 process of him being renominated?

25 A Were you -- well, do I get to ask questions?

1 THE WITNESS: (To Mr. Kuck.) Were you a  
2 member of Ye Connecticut Gun --

3 MR. KUCK: Yes.

4 A Okay. So the group, the Guild would make the  
5 recommendations.

6 BY MS. BAIRD:

7 Q Okay. So even if the Guild had a member on the  
8 board already and that member wanted to stay on the board,  
9 your office would still seek three names from Ye  
10 Connecticut Gun Guild?

11 A I don't know that we did that on every single  
12 board and commission, but I know that the Governor liked  
13 to have choices and make the final decision.

14 Q Okay. In looking at the e-mail on Page 91, the  
15 June 13th, 2007 one that we've been talking about, it  
16 says: Maryann Boord has not sent Peter the paperwork.  
17 They are requesting three names for nomination from Ye  
18 Connecticut Gun Guild.

19 Does anything seem out of the ordinary in what  
20 Ms. Mazzocoli is representing there?

21 A I don't know whether Maryann Boord hadn't sent it  
22 yet.

23 Q Right.

24 A I don't -- I don't remember this e-mail.

25 Q Well, do you know what she's talking about? What

1 kind of paperwork would you have sent to Mr. Kuck?

2 A I'm guessing that it's, you know, the forms that  
3 everybody has to fill out.

4 Q Even though you're already on the board, you  
5 re-fill the forms out?

6 A I don't -- I don't remember that. I don't  
7 remember whether everyone filled it out every time their  
8 term was up or not.

9 Q Okay.

10 MR. SNOOK: Can I ask?

11 MS. BAIRD: Sure. Go ahead.

12 MR. SNOOK: Let's make a hypothetical board  
13 for which the statutes say that DEP and DOT have  
14 seats that they nominate people. Did that seat  
15 then -- in a sense is it the incumbent's seat or  
16 the agency's seat? Who would get the paperwork?

17 THE WITNESS: The person who is being  
18 considered for the appointment would fill out  
19 the paperwork. It's personal information.

20 MR. SNOOK: Okay. So if I'm coming up, if  
21 I'm the nominee, current nominee from the  
22 Department of Transportation, the Bridge  
23 Committee Board, and my term is expiring in May  
24 of this year, I would get the paperwork? Or you  
25 would go to the DOT and ask to come up with



1 three names and then we'll send the paperwork?

2 THE WITNESS: Well, there's different -- I  
3 think we're talking about different paperwork.

4 MR. KUCK: Oh.

5 THE WITNESS: If the agency is making  
6 recommendations, they can send a letter and say,  
7 you know, please consider so-and-so, so-and-so,  
8 and so-and-so for this appointment. And then  
9 those people, if they're going to be moved  
10 forward, would get paperwork to fill out  
11 personal information.

12 MR. SNOOK: Personal information. Okay.

13 Thank you.

14 BY MS. BAIRD:

15 Q I'm at page 103 of Exhibit 22. On Page 103, the  
16 second e-mail in the middle of the page dated Monday,  
17 July 9th, 2007 from Mr. Adams to Ms. Mazzoccoli, Mr. Adams  
18 asks Ms. Mazzoccoli if she had been able to talk to you  
19 about the appointments.

20 In looking at these e-mails, does it appear to  
21 you that you had more conversations than usual about the  
22 board nominations to that particular board in 2007?

23 A Well, July of 2007 is when I went to the  
24 ombudsman's office.

25 Q I'm just giving you a moment to read the whole

1 thing.

2 A (Reviewing.) Well, it says I'm re-sending the  
3 forms. So evidently I sent them once already, and I don't  
4 know what happened.

5 Q Yes. It looks like on Page 103 in that e-mail at  
6 the top, Ms. Mazzocoli is representing that Nelson, Kuck,  
7 and Hahn hadn't received their forms. But you had  
8 represented that you were re-sending the forms. Again,  
9 would those forms have to do with nomination?

10 A The forms that I would send would be the personal  
11 information forms.

12 Q And it talks also in that e-mail about you  
13 sending a letter to Ye Connecticut Gun Guild to get three  
14 names for nomination. Right?

15 A Yes.

16 Q Now, if an individual is on the board already and  
17 they've expressed an intent to stay on the board, were  
18 nominations always sought from the agency or entity  
19 responsible for that nomination?

20 A That would be a call that the Governor's office  
21 would make.

22 Q So, for example, if there was an individual on  
23 the board -- and let's just say Mr. Kuck. Mr. Kuck was on  
24 the Board of Firearms Permit Examiners and he wanted to  
25 stay on the board. Maybe the Governor didn't want him to

1 stay on the board. Then a letter would be sent to Ye  
2 Connecticut Gun Guild saying, hey, can I have three names  
3 I can choose from? Does that sound realistic?

4 A If Pete wanted to stay on the board and the  
5 Governor did not want to reappoint anyone because maybe  
6 they had somebody else that came forward who would be a  
7 better member, then the Governor would determine how the  
8 process was going to go. And if the Guild had a seat on  
9 the board, we would ask for recommendations from the  
10 Guild.

11 Q And if the Governor, for example, had the intent  
12 to keep someone on the board -- for example, the DPS  
13 appointee or nominee -- and the Governor was happy with  
14 that nominee and that nominee's term was coming to an end  
15 but the Governor was happy, would the Governor necessarily  
16 want DPS to send a letter with the three names or would  
17 that nominee just continue in that position?

18 A The nominee would not just continue. They would  
19 have to be reappointed.

20 Q Okay.

21 A But the Governor could decide whether to request  
22 other nominations or not. And I don't recall what each  
23 board and commission -- you know, statutorily how it was  
24 determined that the appointments would be made. Perhaps  
25 there were certain requirements for certain boards.

1 Q Well, how about on the Board of Firearms Permit  
2 Examiners? Are you aware that there needs to be at least  
3 one attorney on the board who runs the hearings? The  
4 hearings have to be run by an attorney, so an attorney has  
5 to be on the board.

6 A Now that you say it, I remember it.

7 Q Was that an unusual feature of the Board of  
8 Firearms Permit Examiners or are there other boards that  
9 have similar requirements?

10 A I think other boards may have similar  
11 requirements; I don't know that it would be attorneys.  
12 But just as you were pointing out, there needs to be  
13 someone from DEP, from DPS. So some of the boards require  
14 certain areas of expertise.

15 Q And so for a particular position on the Board of  
16 Firearms Permit Examiners did you specifically look to see  
17 whether at least one member was an attorney?

18 A We looked at the specifics of each board to be  
19 sure that we were making appointments that complied with  
20 what the statute required.

21 Q And on the Board of Firearms Permit Examiners,  
22 the attorney -- at least one person who has to be an  
23 attorney who is a member of the board, do you know if that  
24 requirement means that the attorney has to be actually  
25 admitted in Connecticut or can it just be an attorney

1 admitted anywhere?

2 A I don't know that. It might be specific in the  
3 statute. I don't know.

4 Q Were you the one responsible or did you refer it  
5 to legal to determine exactly what the statute required  
6 for each position on a board and if that requirement was  
7 being met?

8 A I would look at the statute first to hopefully,  
9 be, sure that we were complying with it, but in the end  
10 all the appointments were reviewed by legal to be sure  
11 that we were doing it correctly.

12 Q On Page 103 in the second e-mail down, from  
13 Mr. Adams to Ms. Mazzoccoli, Mr. Adams talks about the  
14 subject heading that Ms. Mazzoccoli had good news, and he  
15 says, "With a subject line like 'good news,' I was hoping  
16 for some other type of good news, if you know what I mean.  
17 Speaking of which, were you able to talk to Maryann Boord  
18 re the appointments."

19 Do you know if Mr. Adams was hoping that through  
20 your letter or the Governor's office letter to Ye  
21 Connecticut Gun Guild, that someone else would be  
22 nominated from Ye Connecticut Gun Guild to replace  
23 Mr. Kuck?

24 A I can't speak for him.

25 Q Okay. Well, was that sentiment ever communicated

1 to you from Ms. Mazzoccoli, that her and Mr. Adams were  
2 really hoping that Ye Connecticut Gun Guild would nominate  
3 somebody else and get rid -- so that Mr. Kuck wouldn't be  
4 on the board anymore?

5 A Well, I know that, you know, there -- what's a  
6 good word? There was unrest on the board. So how the  
7 board wanted to resolve that issue wasn't -- you know, it  
8 wasn't my call.

9 Q And by the way, anything you're saying today is  
10 not new; we've been through all the depositions with  
11 Mr. Adams, Ms. Mazzoccoli who have sat right here across  
12 from Mr. Kuck. So please don't be uncomfortable.

13 A Well, I don't like to speak for other people.

14 Q No, I -- well, what I'm saying is what I have  
15 found in depositions is if I just ask people questions,  
16 then they don't remember. But if I jog their memory by an  
17 e-mail or a written document, sometimes they say, "Oh.  
18 Well, she was referring to this, because I remember that."

19 So I'm not asking you to comment on what she  
20 remembers, I'm just saying, well, they're talking about  
21 you with regard to this. Do you recall that conversation  
22 with her?

23 A I don't recall this. No.

24 Q Okay.

25 A And I wasn't copied on it. But I do recall that

1 there was unrest on the board.

2 Q Okay.

3 A And Peter's name was associated with it.

4 Q I'm going to go on to Page 107. Page 107 begins  
5 basically a trail of e-mails that goes through 107, 108,  
6 and 109. I'm going to ask you questions about those, so  
7 if you want to look at those. And these are probably near  
8 the end of the e-mails we'll be looking at.

9 A (Reviewing.) Well, this I think is the one that  
10 was attached to Peter's F.O.I. request.

11 Background forms, that's what those personal  
12 forms were. Okay.

13 Q At Page 108, there is an e-mail that begins  
14 June 12, 2007, 9:56 a.m., and it's from you to  
15 Ms. Mazzocoli. It looks like you're thanking her for the  
16 list of names she provided previously in the June 11th  
17 e-mail. Is that fair to say?

18 A Yeah. Looks like I'm thanking her for the  
19 addresses.

20 Q Okay. And the reason why you needed the  
21 addresses was what?

22 A To send -- I'm guessing to send out the  
23 background check forms.

24 Q And these background check forms are filled out  
25 by individuals on boards whose terms are coming to an end?

1           A     They're filled out by people being nominated for  
2     appointment.

3           Q     Okay.  On here it has, for example, Mr. Arthur  
4     Carr, at Page 108, and it talks about a notation from  
5     Ms. Mazzocoli that he received renomination paperwork and  
6     sent it to the Governor's office.

7                     Is that renomination paperwork the background  
8     documents you're talking about?

9           A     Yes.

10          Q     Okay.  And then at Page 109, a notation next to  
11     M. Peter Kuck indicates he didn't receive renomination  
12     paperwork.  And also next to Mr. Nelson, didn't receive  
13     renomination paperwork.

14          A     Right.

15          Q     Do you know why that would be?

16          A     No.

17          Q     Then going back to Page 107, the e-mail at the  
18     bottom dated July 17th, 2007, it appears that you sent the  
19     renomination paperwork to Captain Nelson?

20          A     Yes.

21          Q     Okay.  And is there any indication that you have  
22     found in the e-mail that you reviewed, that you sent the  
23     renomination paperwork to Mr. Kuck?

24          A     I don't see it in any of the e-mails you have  
25     here, no.



1 Q Now, let's focus on the e-mail at the top of Page  
2 107 dated July 17th, 2007. And you didn't write this  
3 e-mail, it's from Ms. Mazzoccoli to Mr. Adams. She's  
4 indicating to Mr. Adams that she just notified you that  
5 Mr. Adams hand-delivered the renomination packet.

6 Do you remember Mr. Adams hand-delivering a  
7 renomination packet?

8 A No, and I didn't write the date down that I  
9 started at the ombudsman's office, but I -- for some  
10 reason I have July 16th in my head. So this would have  
11 been after I left --

12 Q Right.

13 A -- and Sarah would have received it.

14 Q Continuing on, Ms. Mazzoccoli refers to Detective  
15 Mattson and Karanda having tried to make an appointment  
16 with you. What do you remember, if anything, about an  
17 attempt by Detective Mattson or Karanda making an --

18 A Nothing.

19 Q -- appointment with you?

20 A Nothing. When I read that, you know, as the  
21 attachment to Peter's F.O.I. request, I didn't remember  
22 that at all.

23 Q And it indicates that you convinced Detective  
24 Mattson and Karanda that they didn't need to make an  
25 appointment. What do you remember about that?

1 A Nothing.

2 Q Okay. And then again I have to ask because it's  
3 in here. Ms. Mazzoccoli says that you had indicated that  
4 you had enough information and were sending a letter to Ye  
5 Connecticut Gun Guild asking for three names to appoint to  
6 the board.

7 Any recollection of you informing the detectives  
8 that you had enough information?

9 A I don't even know what information I -- they  
10 thought they could provide me or -- I don't know -- were  
11 they members of the Guild?

12 Q I can't answer questions.

13 A Oh, okay. I mean, I don't know why the  
14 detectives would have wanted to speak to me.

15 Q Were you ever -- well, you know that the Board of  
16 Firearms Permit Examiners, they conduct hearings. Right?

17 A Yes.

18 Q Have you ever attended any of their hearings?

19 A No.

20 Q Do you know what agency appears in front of the  
21 Board of Firearms Permit Examiners on a regular basis?

22 A No.

23 Q In your 18 months as director of Boards and  
24 Commissions, did you ever have state employees come to you  
25 and complain about a board that they appeared in front of

1 on a regular basis?

2 A No. Not that I recall.

3 Q Okay. Any state employees come to you and  
4 complain about a particular member of a board that they  
5 appeared in front of on a regular basis?

6 A Not that I recall.

7 Q You know, to say something like, "We don't like  
8 this board member because he always rules against us.  
9 Don't renominate him." Did that ever happen?

10 A Not that I recall, no.

11 Q Did you invite comments or input like that  
12 from --

13 A No.

14 Q -- state employees?

15 A No.

16 Q Why not?

17 A Because it wasn't -- I wasn't the decision-maker.  
18 You know, I -- if I became aware of a problem with a  
19 nominee, I would certainly make the Governor's office  
20 aware of it. But in the end, the decisions were made by  
21 the Governor.

22 Q Well, who is in the Governor's office?

23 A When I was there, Governor Rell had -- just  
24 outside her office there was someone in charge of making  
25 appointments, and then there was -- I think there were two

1 people in that kind of ante-office there. And then there  
2 was a secretary when you came in, and on the other side is  
3 the chief of staff, and there were two people in that  
4 outer office with the chief of staff.

5 Q So if a state employee had a complaint about a  
6 member of a board that they appeared in front of regularly  
7 in their capacity of the State Police, are you saying that  
8 they would go right to the Governor and express that  
9 concern because she was the decision-maker?

10 A Probably.

11 Q So you were basically just a paper keeper as  
12 director of Boards and Commissions?

13 A I processed the appointments and I guided the  
14 nominees through the executive and legislative nominating  
15 committee meetings. I attended them with the people,  
16 tried to prepare them for the type of questions they would  
17 be asked. And I -- I processed the appointments.

18 Q Do you think the Governor relied at all on your  
19 input or --

20 A I think the Governor appreciated my input. And  
21 it wasn't often that I had input to provide.

22 Q Okay. So if individuals came to you -- well,  
23 first of all, when you received letters from individuals  
24 recommending somebody, did you just pass them on to the  
25 Governor?

1           A     I checked to see if there were vacancies  
2 available for the positions, and then I would normally  
3 speak first with the chief of staff about the appointments  
4 and get direction. She would speak with the Governor, and  
5 then they would let me know whether they wanted me to  
6 pursue a particular appointee and provide the background  
7 information forms or not.

8           Q     Your job didn't involve appointments to positions  
9 such as the commissioner of a public agency.

10          A     No.

11          Q     That was something else.

12          A     Mm-hmm.

13          Q     Finally, going back to Page 107, the last line in  
14 that first e-mail dated July 17th, 2007, it says, "Barb  
15 doesn't think anything will be done about Peter now that  
16 Maryann is leaving."

17                 Do you have any knowledge based on conversations  
18 with Susan Mazzocoli why she would have written that?

19          A     I don't know. I mean, Sarah and I worked very  
20 closely and Sarah remained in the office, so we did the  
21 same work.

22          Q     Right.

23          A     So I don't know why.

24          Q     Were you aware while you were still in the  
25 position of director whether Governor Rell had been a

1 party to this case that we're here on today, Kuck versus  
2 Danaher?

3 A I'm not aware that the Governor was part of it,  
4 no.

5 MS. BAIRD: Well, I think we're about done.  
6 Do you want to ask questions?

7 MR. SNOOK: Just a couple.

8 MS. BAIRD: Well, I'm just taking like a  
9 10-minute break to talk to Mr. Kuck and then  
10 we'll probably wind up. Okay?

11 (A recess was taken at 10:18 a.m.)

12 (The proceedings resumed at 10:25 a.m.)

13 MS. BAIRD: Mr. Snook, just a couple of  
14 follow-up questions and then we'll go to you.

15 BY MS. BAIRD:

16 Q I forgot to ask you, have you ever met Mr. Kuck  
17 prior to today?

18 A I don't know.

19 THE WITNESS: You look familiar, but I  
20 don't remember -- I don't remember that we ever  
21 did meet.

22 MR. KUCK: I don't recall that we ever met.

23 THE WITNESS: Yeah; I didn't think so. But  
24 you do look familiar.

25 (Brief discussion held off the record.)

1 BY MS. BAIRD:

2 Q Do you recall any conversations with Governor  
3 Rell about Mr. Kuck's renomination to the Board of  
4 Firearms Permit Examiners?

5 A No. And I probably would have spoken with the  
6 chief of staff, not the Governor directly.

7 Q And that was Lisa Moody?

8 A Mm-hmm.

9 Q Do you remember any conversations with Lisa Moody  
10 about Mr. Kuck's renomination to the board?

11 A I don't remember specific conversations, but if I  
12 was made aware of, you know, some unrest on a particular  
13 board it's likely I would have shared it with her.

14 Q How did you become aware of what you described as  
15 "unrest" on the Board of Firearms?

16 A I don't remember initially, you know, where I  
17 would have heard about it, but I do remember Peter's name.

18 Q I mean, would it have come from someone  
19 associated with the board? I mean what are the  
20 possibilities of where this information could have come  
21 from? I mean did you read it in the newspaper? Or was it  
22 on TV?

23 A I wouldn't have seen it on TV. I don't know if  
24 there was anything in the newspaper or not.

25 Q Okay.

1           A       But I think Sue and I would have, you know,  
2 talked about it. I'm trying to remember if I ever had a  
3 conversation with the chairman of the board. But I don't  
4 recall. And I don't recall talking to detectives either.

5           Q       How about Art Carr? He had been on the board for  
6 a very long time. Do you know Mr. Carr?

7           A       No.

8           Q       How about Chief John Karangekis? What do you  
9 remember about him, if anything, and his time on the  
10 board?

11          A       What's the name again?

12          Q       Chief John Karangekis.

13          A       Oh. I don't remember anything about him.

14          Q       Mr. Michael Hahn? Do you remember anything about  
15 him and his board membership?

16          A       No.

17          Q       And Attorney Joseph Corradino? Do you recall?

18          A       I recognize that name. Was he chair of the board  
19 at one time or no?

20          Q       The evidence in this case says yes.

21          A       Says yes? Okay. Well, I may have spoken with  
22 him then as chair of the board.

23          Q       Okay.

24          A       I don't remember specific conversations.

25          Q       Was there a particular reason why you would speak



1 to the chair of the board instead of another member of the  
2 board?

3 A I just think of the chair's role as being the  
4 spokesman, you know, for whatever group --

5 Q Okay.

6 A -- that they're representing.

7 Q How about the secretary of boards? Were they a  
8 point of contact on --

9 A Not normally.

10 Q -- any of the boards you dealt with?

11 A I don't even know if they all had secretaries.

12 Q Do you know if the Board of Firearms Permit  
13 Examiners had a secretary?

14 A Well, that's the role I thought Sue Mazzoccoli  
15 played, a secretarial role. But that's not the title that  
16 you called her by.

17 Q Well, when I say "secretary," I mean secretary in  
18 the sense of not administrative secretary --

19 A Oh.

20 Q -- but an officer; a secretary, an officer of a  
21 board.

22 A I don't know. I don't think all the boards have  
23 a secretary.

24 Q Do you know if the Board of Firearms Permit  
25 Examiners had one while you were director?

1           A     I'm not aware of one, no.

2           Q     Okay.  Is there anyone that you communicated with  
3 directly at Ye Connecticut Gun Guild while you were  
4 director?

5           A     I don't remember any particular name.  The  
6 e-mails indicate that I was going to send a letter and  
7 that I requested a letter from them, but I don't remember  
8 a specific person there.

9           Q     And what was the nature of the unrest that you  
10 became aware of on the board?

11          A     I don't remember anything specific.

12          Q     Do you remember it being about specifically  
13 Mr. Kuck?

14          A     Yes.

15                   MS. BAIRD:  Okay.  I'm done.  Thanks.

16

17                                   CROSS-EXAMINATION

18

19 BY MR. SNOOK:

20          Q     I'd like to thank you very much.  You're very  
21 helpful.  And we'll try to wrap this up.

22                   During the 18 months that you were the executive  
23 director -- or the director, excuse me, of Boards and  
24 Commissions, am I correct in understanding that a member  
25 of the public, perhaps myself, could write you a letter

1 suggesting people to be nominated to various boards and  
2 commissions?

3 A It would be more likely that you would write me a  
4 letter and request an appointment for yourself.

5 Q Okay.

6 A The letters recommending people to boards would  
7 normally come from the agency.

8 Q Excellent.

9 Let us assume a board -- we'll make one up;  
10 we'll call it the Board of Accountancy. May the record  
11 reflect I think there is something like that somewhere in  
12 the State of Connecticut. In the event that an  
13 individual board member was failing to attend meetings  
14 for health reasons or because he traveled, he or she  
15 traveled a lot, would it be unusual for that information  
16 to be conveyed to you?

17 A If the attendance was not what it should be, I  
18 would think that the chair would contact our office and  
19 ask that we consider another appointment.

20 Q And what would you do with that information?

21 A I would talk to the chief of staff about it.

22 Q You wouldn't make the decision yourself, though.

23 A No.

24 Q As a director during your 18 months, did you feel  
25 that it was your job to get involved in any disputes

1 between members of boards or commissions?

2 A No.

3 Q Did you avoid those if you could?

4 A I would have, yeah.

5 Q But you don't recall any.

6 A No.

7 Q Do you recall during your 18 months as director  
8 of Boards and Commissions, ever meeting with any  
9 individual troopers, detectives or other members of the  
10 Connecticut State Police regarding the Boards and  
11 Commissions?

12 A No.

13 MR. SNOOK: Thank you. That's it for me.

14 MS. BAIRD: That's it for me, too. Thank  
15 you.

16  
17 (Whereupon, the witness was excused and the  
18 proceedings were concluded at 10:33 a.m.)

19  
20 MR. SNOOK: Are we on the record? Can I  
21 ask one other?

22 Do you recall Page 107, these e-mails that  
23 you were looking at earlier from Exhibit I have  
24 as 24 and you have as 22?

25 MS. BAIRD: Well, what does that book say?

1           Twenty-two.

2                   MR. SNOOK:  Twenty-two.

3                   MS. BAIRD:  Okay.

4

5                           CONTINUED CROSS-EXAMINATION

6

7  BY MR. SNOOK:

8           Q       The several times these e-mails referred to  
9       Mr. Kuck not receiving his paperwork, presumably that's  
10      the individual questionnaires from the commissioner?

11          A       The background information, yes.

12          Q       If I'm looking at what I believe is now Page 110  
13      which is an e-mail dated --

14                   MS. BAIRD:  I don't have that.

15                   Okay.  Go ahead.

16                   MR. SNOOK:  Maybe I can direct your  
17      attention to here in the actual exhibit.  It's  
18      not here.  I have 109 to 111.

19                   MS. BAIRD:  Isn't that weird?  Is this what  
20      your 110 is?

21                   MR. SNOOK:  Yes.  And my 111 is your 111.

22                   MS. BAIRD:  Right.

23  BY MR. SNOOK:

24          Q       So provisional 110, could you look at, please,  
25      just the paragraph at the top.

1 A (Reviewing.)

2 Q Can I infer from that that Mr. Kuck received his  
3 paperwork at some point?

4 A This is from Sue to Christopher Adams.

5 Q Yes. This is not from you or to you.

6 A (Reviewing.) It sounds like he did get his  
7 paperwork.

8 Q Thank you.

9 These following questions I have to ask just so  
10 I'm trying to fill out the record. They reflect upon no  
11 one.

12 Do you recall ever being directed not to send  
13 Mr. Kuck his paperwork for nomination?

14 A I don't recall ever being directed not to do  
15 that.

16 Q Okay. So do you recall re-sending -- as you sit  
17 here today, do you recall re-sending Mr. Kuck his  
18 paperwork?

19 A No. I'm, you know, assuming from that e-mail  
20 that -- unless he downloaded it off the Web site.

21 Q That's possible?

22 A That's a possibility, too.

23 MS. BAIRD: Can I see that?

24 MR. SNOOK: Make a copy?

25 (Brief discussion held off the record.)

1 MS. BAIRD: Okay. I don't have any further  
2 questions based on that. Thank you.

3  
4 (Whereupon, the witness was excused and the  
5 proceedings were concluded at 10:37 a.m.)  
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SIGNATURE PAGE

I, MARYANN BOORD, have read the foregoing transcript of the testimony given at the deposition held on MARCH 13, 2012, and it is true and accurate to the best of my knowledge as originally transcribed or with the changes as noted on the attached Errata Sheet.

\_\_\_\_\_  
MARYANN BOORD

STATE OF CONNECTICUT  
COUNTY OF \_\_\_\_\_

Sworn and subscribed to before me this \_\_\_\_\_ day of \_\_\_\_\_, 2012.

\_\_\_\_\_  
NOTARY PUBLIC

My Commission Expires: \_\_\_\_\_





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95 - 1/30/08 E-Mail from M. Boord to A. Ficeto.....25

