

Deposition Testimony of:

David Rainey

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00375:25 Q. Mr. Rainey, if you could focus
00376:01 on efforts directed at the oil that was being
02 released after April 20. If you could do
03 that, that's what I want to ask you questions
04 about.
05 A. Uh-huh.
06 Q. You with me?
07 A. Yeah.
08 Q. Sir, did those efforts include
09 surface burns of oil?
10 A. They did.
11 Q. Did those efforts include the
12 use of booms or booming?
13 A. They did.
14 Q. Did those efforts, Mr. Rainey,
15 include skimming oil from the surface of the
16 Gulf?
17 A. Yes, they did.
18 Q. And did those efforts,
19 Mr. Rainey, also include the use of
20 dispersants?
21 A. Yes, they did.
22 Q. Did you yourself participate
23 with the unified command?
24 A. I did.
25 Q. Tell us how you participated
00377:01 with the unified command, if you would, sir.
02 A. I was deputy incident commander
03 at Robert. So deputy incident commander of
04 the unified area command at Robert.

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00379:19 Q. Were all of the actions, so far
20 as you know, for responding to the oil that
21 was released subject to the approval of the
22 FOSC?
23 A. Absolutely.
24 Q. And did you -- and in that
25 respect, I mean you, BP -- undertake to do
00380:01 anything with skimming or burning or booming
02 or dispersants without the approval or
03 direction of the United States government?
04 A. Not to my knowledge.
05 Q. And did you undertake to do
06 anything -- again, skimming or burning or
07 bombing or dispersants -- without the
08 approval or the direction of the FOSC?
09 A. Not to my knowledge.
10 Q. And further narrowing the focus,
11 Mr. Rainey, to dispersants. Were you
12 required to obtain permission from the FOSC
13 before using any dispersants?

14 A. Yes.

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00380:23 Q. Was there any use of
24 dispersants, so far as you know, over the
25 objection of the United States government or
00381:01 the FOSCs?

02 A. Not that I'm aware of.

03 Q. And were any -- any of the
04 things concerning the actual use of
05 dispersants done without the approval and
06 direction of the United States government and
07 the FOSCs?

08 A. No.