

# Deposition Testimony of:

## **Drew Casey**

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Page 11:14 to 12:02

00011:14 Q. I want to talk about your  
15 background for just a minute. You received a  
16 Bachelor's degree in civil engineering from  
17 the U.S. Coast Guard Academy, correct?  
18 A. Yes.  
19 Q. Was that in 1999?  
20 A. Yes.  
21 Q. Okay. And you also received a  
22 Master's in environmental policy and planning  
23 and sustainable systems from the University  
24 of Michigan, correct?  
25 A. Yes.  
00012:01 Q. Go blue. What year was that in?  
02 A. 2010.

Page 12:16 to 18:03

00012:16 Q. Okay. Where are you currently  
17 employed?  
18 A. I just recently reported aboard  
19 here in New Orleans at the Coast Guard sector  
20 field office.  
21 Q. Okay. And when did you join the  
22 U.S. Coast Guard?  
23 A. My -- the first year I started  
24 was 1995 at the Coast Guard Academy, then I  
25 received my commission in 1999 upon  
00013:01 graduation.  
02 Q. Okay. What is your current  
03 role?  
04 A. My position at my current unit  
05 here in New Orleans is the incident  
06 management division chief, which falls under  
07 the response department; and my primary role  
08 is -- is pollution response.  
09 Q. Okay. And what are your  
10 responsibilities in that role?  
11 A. Really to enforce Clean Water  
12 Act violations in the coastal zone,  
13 Southeast -- Southeast Louisiana.  
14 Q. Okay. And I know you said you  
15 just recently assumed that role. Do you  
16 recall what month that was in?  
17 A. Yes, that was the end of April.  
18 Q. Okay. And at the time of the  
19 Deepwater Horizon, what was your role in the  
20 Coast Guard?  
21 A. Just a point of clarification.  
22 When the incident started or throughout the  
23 incident?  
24 Q. Well, let's walk backwards.  
25 A. Okay.  
00014:01 Q. What was your role in the Coast

02 Guard at the time when the incident started?  
03 A. Okay. When the incident  
04 started, I had just finished my master's  
05 program at the University of Michigan, and I  
06 was between finishing that and reporting at  
07 Coast Guard headquarters --  
08 Q. Okay.  
09 A. -- when the incident started.  
10 Q. Okay. And during the incident,  
11 did you change roles or did you begin a new  
12 role?  
13 A. A couple weeks into the  
14 incident, I reported aboard at Coast Guard  
15 headquarters.  
16 Q. Okay. And what was your role at  
17 that time?  
18 A. Reported aboard the office of  
19 Marine Environmental Response policy. The  
20 designation now is CGMER, and that was my --  
21 that has been my program office for the last  
22 four years prior to reporting here in  
23 New Orleans. And within -- within just a few  
24 days of reporting on board, I was assigned as  
25 the -- the project officer for the -- the  
00015:01 Deepwater Horizon ISPR project.  
02 Q. Okay. And CGMER stands for  
03 Coast Guard Marine Environmental Response  
04 policy; is that right?  
05 A. Yes.  
06 Q. Okay. Have you held any other  
07 positions within the U.S. Coast Guard?  
08 A. Yes. I've been -- I've been  
09 stationed -- prior to University of Michigan,  
10 I was stationed at our sector called Sector  
11 Mobile in Mobile, Alabama. And then prior to  
12 that I was in Marine Safety Office  
13 Jacksonville, Florida. And then prior to  
14 that was my first -- first tour after  
15 graduation from the academy, which was Coast  
16 Guard Cutter STEADFAST in Astoria, Oregon.  
17 Q. Okay. What did you do in Sector  
18 Mobile? What were your responsibilities  
19 there?  
20 A. I had had a couple different  
21 responsibilities. When I arrived, I was  
22 involved in -- in Hurricane Katrina and also  
23 part of the incident management division  
24 there. And then for the last two years, I  
25 was involved in the contingency planning  
00016:01 office or department.  
02 Q. Okay. And what did you do as  
03 part of the contingency planning office?  
04 A. I worked on several different  
05 types of contingency plans. My -- my primary  
06 focus was the hurricane preparedness, but I  
07 also worked on -- on area contingency plans,

08 and one -- one of the big projects was a  
09 digital representation of the area  
10 contingency plan with geographic --  
11 geographic response plans.  
12 Q. Okay. And when you moved to the  
13 Marine Safety Office, I think you said in  
14 Jacksonville, what did you do there?  
15 A. Yeah, the -- my tour in  
16 Jacksonville was prior to Mobile.  
17 Q. Okay.  
18 A. So for four years, I believe I  
19 was in the port operations department for the  
20 entire four years, and I had -- I had worked  
21 on -- on numerous qualifications and  
22 certifications, including pollution  
23 investigator, Federal -- Federal On-Scene  
24 Coordinator representative, container  
25 inspector, facility inspector, different --  
00017:01 different -- different qualifications.  
02 Q. Okay. And before that you said  
03 you had a tour in Astoria. What were your  
04 responsibilities there?  
05 A. I was in Astoria for two years.  
06 Q. Okay.  
07 A. And I was deck watch officer, so  
08 for -- you know, in layman's terms, it was a  
09 ship driver, and that was my primary duty.  
10 And I did have some other collaterals, but  
11 that was my primary duty.  
12 Q. Okay. And what do you do as a  
13 deck watch officer?  
14 A. Primarily responsible for -- for  
15 calling the ship while underway.  
16 Q. Okay. And you were involved in  
17 the Incident Specific Preparedness Review of  
18 the Deepwater Horizon oil spill, correct?  
19 A. Yes.  
20 Q. Is that sometimes referred to as  
21 the ISPR?  
22 A. Yes.  
23 Q. Okay. So if I refer to the ISPR  
24 during this deposition, you'll understand  
25 that I'm referring to this Incident Specific  
00018:01 Preparedness Review of the Deepwater Horizon,  
02 correct?  
03 A. Yes.

Page 22:13 to 23:12

00022:13 Q. Okay. Thank you. If you can  
14 turn to Tab 1 in your binder, please. This  
15 has already been marked as TREX 9099. You  
16 testified that you were involved in the ISPR  
17 of the Deepwater Horizon, correct?  
18 A. Yes.

19 Q. And TREX 9099 is that final  
20 report produced by the Coast Guard Incident  
21 Specific Preparedness Review team, correct?  
22 A. No.  
23 Q. It's not the final report?  
24 A. I'm looking at the Final Action  
25 Memorandum that was accom- -- that  
00023:01 accompanied the report.  
02 Q. Okay.  
03 A. But this -- but this report  
04 was -- this document, this memo, was not  
05 produced by the team.  
06 Q. Okay. And the final report  
07 starts at TREX 9099.004 of this document,  
08 correct?  
09 A. Yes.  
10 Q. Okay. Thank you. Does TREX  
11 9099 set out the findings and recommendations  
12 of the ISPR team?

Page 23:14 to 24:06

00023:14 A. Yes, it starts on .004.  
15 Q. (BY MS. RODGERS) Okay. And the  
16 ISPR report, which starts on TREX  
17 909.004 [sic] -- 0004, rather, that was  
18 written at or near the time of the ISPR  
19 team's work investigating the Deepwater  
20 Horizon incident, correct?  
21 A. Yes.  
22 Q. And we'll get into the drafting  
23 process a bit more -- a bit later, but the  
24 ISPR report was drafted by the ISPR team  
25 based on its own investigation and  
00024:01 examination, correct?  
02 A. Yes.  
03 Q. And it's the usual practice of  
04 an ISPR to produce a report like the one  
05 produced by the Deepwater Horizon ISPR,  
06 correct?

Page 24:08 to 24:11

00024:08 A. Yes.  
09 Q. (BY MS. RODGERS) The contents  
10 of the ISPR report were true and accurate at  
11 the time it was published, correct?

Page 24:13 to 24:21

00024:13 A. The -- the report represents the  
14 independent -- independent findings and  
15 opinions of the ISPR team.  
16 Q. (BY MS. RODGERS) And the

17 contents of -- of this document, TREX 9099,  
18 starting at .0004, these contents were true  
19 and accurate at the time it was published, to  
20 the best of the ISPR team's knowledge,  
21 correct?

Page 24:23 to 25:12

00024:23 A. Yes, they were true and accurate  
24 to the best of the ISPR team's knowledge  
25 based on the -- the work they did during the  
00025:01 ISPR project, but the information in the  
02 report is not necessarily fact.  
03 Q. (BY MS. RODGERS) What do you  
04 consider the information in the report to be?  
05 A. The -- the report consists of  
06 the findings of the ISPR team based on their  
07 observations and research and interviews that  
08 were conducted during the ISPR project, and  
09 it was definitely a -- it was definitely a  
10 fact-finding mission, but there -- there may  
11 be some information in the report that's not  
12 fully accurate.

Page 25:19 to 26:01

00025:19 There is nothing in the report  
20 that you think is inaccurate today, correct?  
21 A. The -- the majority of the  
22 report is a very accurate representation of  
23 the Deepwater -- Deepwater Horizon response.  
24 Q. Okay. There is nothing in the  
25 report that you think is inaccurate today,  
00026:01 correct?

Page 26:03 to 26:16

00026:03 A. There might -- there might be  
04 some small details in the report that are --  
05 are arguable, but for -- for the most part,  
06 the -- the majority of the report is very  
07 ac- -- and very accurate representation of  
08 the Deepwater Horizon response, and the  
09 findings reflect that.  
10 Q. (BY MS. RODGERS) Okay. And as  
11 you sit here today, you're not aware of  
12 anything in particular that's inaccurate in  
13 this report, correct?  
14 A. No, there -- there aren't any  
15 major findings that I find to be grossly  
16 inaccurate.

Page 27:04 to 27:06

00027:04 Q. The ISPR team did not publish a  
05 supplemental report following this, correct?  
06 A. Correct.

Page 27:18 to 27:21

00027:18 Q. (BY MS. RODGERS) As the  
19 30(b)(6) representative, are you aware of any  
20 minor inaccuracies in the ISPR report that  
21 was published on March 18th, 2011?

Page 27:23 to 27:25

00027:23 A. Right now I'm not aware of any  
24 minor inaccuracies, but there may be some in  
25 the -- in the report.

Page 28:08 to 29:04

00028:08 Q. (BY MS. RODGERS) Okay. How did  
09 you become involved in preparing the ISPR for  
10 the Deepwater Horizon incident?  
11 A. So in -- in 2010 in -- in May,  
12 late May, I showed up to -- I reported to the  
13 Coast Guard headquarters. The incident  
14 was -- had already -- had already started.  
15 And there was a decision made by Coast Guard  
16 leader -- Coast Guard senior leadership to --  
17 to entertain conducting an ISPR report for  
18 this incident because of the size and  
19 complexity and -- and the scope.  
20 And my supervisor approached me  
21 and told -- pretty much told me that I was  
22 being looked at as -- as the -- the project  
23 officer to -- to lead and -- and manage the  
24 ISPR project.  
25 Q. Okay. And who is your  
00029:01 supervisor?  
02 A. My supervisor at Coast Guard  
03 headquarters for my entire tour of duty was  
04 Commander Ed Bock.

Page 29:07 to 30:15

00029:07 Q. Okay. And what did Commander  
08 Bock ask you to do?  
09 A. When he -- when he approached  
10 me, you know, he gave me some background on  
11 some of the previous ISPRs that -- that the  
12 office had been involved in, the Coast Guard  
13 had been involved in. I was already familiar  
14 with the Cosco Busan ISPR from, I think,  
15 2007, from my time in -- at Sector Mobile

16 and -- and he -- he asked me to take the lead  
17 to manage this project.

18 Q. And by taking the lead, were you  
19 asked to be the recorder of the ISPR team?

20 A. Yes, that's the -- that's the  
21 position as defined in the Marine Safety  
22 Manual.

23 Q. And what were your  
24 responsibilities as the recorder of the ISPR  
25 team?

00030:01 A. My primary responsibilities were  
02 to lead the support staff, which included  
03 another active duty Coast Guard officer along  
04 with a -- a group of contractors that we --  
05 we brought on for the duration of the ISPR --  
06 ISPR project.

07 My primary responsibility was  
08 the administrative and logistic -- logistics  
09 associated with the project and -- and to  
10 make sure that the team had all the resources  
11 that they needed to conduct their work.

12 Q. Was that a full-time position?

13 A. Yes, that was a full-time  
14 position for the duration of the ISPR  
15 project.

Page 30:22 to 31:09

00030:22 Q. The amount of -- what amount of  
23 time for yourself was involved in the ISPR  
24 process?

25 A. Well, I think the -- the entire  
00031:01 project lasted almost nine months, and it  
02 was -- it was a full -- a full workload. You  
03 know, we traveled quite a bit to the Gulf  
04 Coast, spent a lot of hours set -- I -- I  
05 personally set up a lot of -- spent a lot of  
06 hours setting up interviews and making sure  
07 that -- again, making sure the team had  
08 everything they needed to -- to conduct  
09 the -- their review of the incident.

Page 33:23 to 34:17

00033:23 Q. Did you personally have any  
24 direct interactions with BP personnel during  
25 the ISPR process?

00034:01 A. Yes.

02 Q. Who did you interact with from  
03 BP?

04 A. I might get the names wrong, but  
05 the -- the gentleman who was in charge of the  
06 VoO, Vessels of Opportunity program, I  
07 remember attending that interview to support  
08 the two ISPR team members who were



09 interviewing that person, and I can't  
10 remember his name. And then I worked with --  
11 I coordinated Mr. Doug Suttles' interview,  
12 which was in Houston, and I worked with a few  
13 people from BP to coordinate that interview.  
14 Q. Okay. Would you consider this  
15 individual who led the VoO program and  
16 Mr. Suttles to be hard working, committed,  
17 and honest?

Page 34:20 to 35:04

00034:20 A. Yeah, other than the -- other  
21 than attending an interview where they were  
22 present, I really didn't know anything about  
23 the background of these -- these individuals.  
24 So I'm not a -- not -- not able to answer  
25 that question.  
00035:01 Q. (BY MS. RODGERS) Based on your  
02 personal action with these two individuals,  
03 do you have any reason not to consider them  
04 to be hard working, committed, and honest?

Page 35:09 to 35:15

00035:09 A. Yeah, again, they -- they --  
10 they provided -- they were very cooperative  
11 with the ISPR team members, and they were  
12 very responsive to the questions that were --  
13 were asked and -- and they also volunteered  
14 to -- to be -- to be interviewed. They  
15 agreed to be interviewed by the ISPR team.

Page 36:01 to 36:05

00036:01 Q. Do you understand that you have  
02 been designated to testify on behalf of the  
03 United States as to Topic 8 in this  
04 proceeding?  
05 A. Yes.

Page 36:11 to 36:17

00036:11 Q. Okay. And you understand that  
12 you've been specifically designated to  
13 testify about the United States' knowledge of  
14 the facts in and the preparation and  
15 publication of BP Deepwater Horizon oil spill  
16 Incident Specific Preparedness Review?  
17 A. Yes.

Page 46:03 to 46:06

00046:03 Q. Okay. Turning back to the ISPR  
04 report, which is TREX 9099, again, this is  
05 the official report prepared by the ISPR  
06 team, correct? Beginning on 9099.0004.

Page 46:08 to 46:08

00046:08 A. Yes.

Page 46:17 to 47:07

00046:17 Q. (BY MS. RODGERS) Okay. The  
18 ISPR report was issued on March 18th, 2011,  
19 correct?  
20 A. Correct.  
21 Q. And did Admiral Papp write a  
22 final action memorandum issuing that report?  
23 A. Admiral Papp signed the memo  
24 that accompanied the report.  
25 Q. Okay.  
00047:01 A. But the -- but the report was  
02 provided in its entire -- entirely to the  
03 Coast Guard, and the memo accompanied the  
04 report.  
05 Q. Admiral Papp was commandant of  
06 the Coast Guard at the time he issued the  
07 ISPR report, correct?

Page 47:09 to 47:12

00047:09 A. Yes.  
10 Q. (BY MS. RODGERS) TREX 9099 is  
11 the only official report that came out of the  
12 ISPR process, correct?

Page 47:14 to 47:19

00047:14 A. Yes. And just for clarification  
15 on my previous response, again, the -- the  
16 Coast Guard didn't issue the report. The  
17 commandant didn't issue the report. The ISPR  
18 team did, but the commandant memo accompanied  
19 the report when it was raised.

Page 47:22 to 49:05

00047:22 The ISPR report contains the  
23 ISPR team's assessment of the response,  
24 correct?  
25 A. Yes.  
00048:01 Q. If I can direct you to the first  
02 page of this TREX 9099.0001, at No. 2,  
03 Commandant Papp writes, "Following major oil

04 spills, Coast Guard internal regulations call  
 05 for an Incident Specific Preparedness Review  
 06 (ISPR) to conduct a thorough examination of  
 07 the Coast Guard preparedness process and to  
 08 critically evaluate this process in  
 09 conjunction with the implementation,  
 10 integration, and effectiveness of national,  
 11 regional, and local oil spill response  
 12 plans."

13 Did I read that correctly?

14 A. Yes.

15 Q. Do you agree with Admiral Papp  
 16 that following major spills Coast Guard  
 17 internal regulations call for an incident  
 18 specific preparedness process?

19 A. Yes.

20 Q. Do you agree with Admiral Papp  
 21 that the ISPR team conducted a thorough  
 22 examination of the Coast Guard preparedness  
 23 process?

24 A. Yes.

25 Q. Do you agree with Admiral Papp  
 00049:01 that the ISPR team critically evaluated the  
 02 Coast Guard's preparedness process in  
 03 conjunction with the implementation,  
 04 integration, and effectiveness of national,  
 05 regional, and local oil spill response plans?

Page 49:07 to 49:14

00049:07 A. Yes.

08 Q. (BY MS. RODGERS) And if you  
 09 turn to Page 2, you see a bullet point list  
 10 at the very top. Do you see that?

11 A. Yes.

12 Q. Would you agree that the ISPR  
 13 team critically evaluated the five topics  
 14 listed on the top of Page 2?

Page 49:16 to 49:22

00049:16 A. Yes.

17 Q. (BY MS. RODGERS) Okay. Just  
 18 for the record, I'm going to walk through  
 19 these five topics one by one.  
 20 Did the ISPR team critically  
 21 evaluate the integration of the National  
 22 Contingency Plan with other plans?

Page 49:24 to 50:03

00049:24 A. Yes.

25 Q. (BY MS. RODGERS) Did the ISPR  
 00050:01 team critically evaluate the effectiveness of

02 the response by the Federal On-Scene  
03 Coordinator and the NIC?

Page 50:05 to 50:05

00050:05 A. Yes.

Page 50:10 to 50:12

00050:10 Q. Did the ISPR team critically  
11 evaluate the communication with key federal,  
12 state, local, and industry entities?

Page 50:14 to 50:19

00050:14 A. Yes.  
15 Q. (BY MS. RODGERS) Did the ISPR  
16 team critically evaluate the effectiveness of  
17 the Coast Guard's overall performance with  
18 the state and other federal agencies after  
19 the explosion and the subsequent spill?

Page 50:21 to 50:25

00050:21 A. Yes.  
22 Q. (BY MS. RODGERS) Did the ISPR  
23 team critically evaluate the actual response  
24 efforts taken including the training,  
25 qualifications, and experience of responders?

Page 51:02 to 52:20

00051:02 A. Yes.  
03 Q. (BY MS. RODGERS) Are you aware  
04 that an On-Scene Coordinator Report was also  
05 published following the Deepwater Horizon  
06 incident?  
07 A. Yes.  
08 Q. Do you know how the purpose of  
09 the ISPR relates to the On-Scene Coordinator  
10 Report?  
11 A. Yes.  
12 Q. How do they relate?  
13 A. Well, they're both -- they're  
14 both seen as lessons learned, significant  
15 lessons learned documents. The major  
16 difference between those two is the ISPR --  
17 the ISPR report is an independent, objective  
18 review by the ISPR team, not -- it's not a  
19 Coast Guard report.  
20 The Federal On-Scene  
21 Coordinator's report is a report that is not  
22 just sponsored, but issued by the Coast

23 Guard.  
24 Q. If you can turn to Tab 6 in your  
25 binder. And mark this, I think it's 11989 is  
00052:01 the next number. This is HCF113-009895.  
02 Have you seen this document before?  
03 A. Yes.  
04 Q. This is the "U.S. Coast Guard  
05 Marine Safety Manual, Volume IX, Chapter 4"  
06 on "Preparedness," Section 4.C, correct?  
07 A. Correct.  
08 Q. This is the Coast Guard internal  
09 regulation that calls for an ISPR review  
10 process, correct?  
11 A. Yes.  
12 Q. And on Page 4-54, it's the first  
13 page, it states on the bottom of the page,  
14 quote, An ISPR report is intended to identify  
15 strengths and weaknesses in the planning  
16 methodology to produce positive, effective  
17 preparedness improvements where determined to  
18 be appropriate.  
19 Do you see that?  
20 A. Yes.

Page 52:23 to 52:25

00052:23 Q. Do you agree with the Coast  
24 Guard Marine Safety Manual that this was the  
25 intention of the ISPR?

Page 53:02 to 54:12

00053:02 A. Yes, we followed the process  
03 that's prescribed here.  
04 Q. (BY MS. RODGERS) Okay. If you  
05 turn to the bottom of Page 4-56, which is  
06 Bates ending in 9897, the Marine Safety  
07 Manual also lists a number of  
08 responsibilities that belong to the recorder  
09 of the ISPR, correct?  
10 A. Yes.  
11 Q. And it says that the ISPR member  
12 designated as a recorder is responsible for,  
13 and there is a list of three points here,  
14 assembling and providing documentary  
15 information required by the team (e.g. ACP,  
16 relevant State/Local Contingency Plans,  
17 Industry Response Plans,  
18 P-O-L-R-E-P-S/Correspondence, lab results,  
19 et cetera.  
20 Did I read that first bullet  
21 correctly?  
22 A. Yes.  
23 Q. And did you perform that role as  
24 recorder of the ISPR team?

25 A. Yes.  
 00054:01 Q. And it also says that the  
 02 recorder is responsible for "coordinating  
 03 travel, interview, meeting space, and report  
 04 generating arrangements."  
 05 Did you also perform that role?  
 06 A. Yes.  
 07 Q. And then the third bullet point,  
 08 it says that the recorder is responsible for  
 09 assimilating the team's work into final draft  
 10 document for ISPR Chair's signature.  
 11 Did you also perform that role?  
 12 A. Yes.

Page 54:19 to 56:04

00054:19 Q. (BY MS. RODGERS) Did you  
 20 perform any other roles as recorder of the  
 21 ISPR team not listed here?  
 22 A. Yeah, my -- my role -- my role  
 23 was primarily administrative and logistic --  
 24 logistics, and my -- my support staff and I  
 25 performed the functions that are listed here,  
 00055:01 and the support staff was also involved in  
 02 some of the preliminary drafts for these --  
 03 these chapters, but the ISPR team members  
 04 generally took those drafts and finalized  
 05 them and pre- -- and we worked with them very  
 06 closely to prepare those for -- for grammar  
 07 and -- and prepare those for the  
 08 final document prior -- prior to its release.  
 09 Q. Did you personally have primary  
 10 responsibility for drafting any of the  
 11 sections?  
 12 A. I was involved in some of the  
 13 initial drafts for some of the chapters.  
 14 Q. Which chapters were those?  
 15 A. I'll just go back to the report  
 16 so I get the -- the chapter names correct.  
 17 Q. Sure. That's TREX 9099.0008 --  
 18 A. Yeah.  
 19 Q. -- that you're looking at?  
 20 A. Yeah, the Table of Contents. So  
 21 I was involved in some of the initial drafts,  
 22 including the -- the area committee  
 23 organization and activity --  
 24 Q. Uh-huh.  
 25 A. -- the area contingency plan  
 00056:01 policy and implementation.  
 02 Q. Okay.  
 03 A. External communications and  
 04 political demands.

Page 57:10 to 57:14

00057:10 Q. (BY MS. RODGERS) Sure. Do you  
11 agree that the ISPR team did not investigate  
12 or reach conclusions about the causes of the  
13 loss of well control and explosion of  
14 April 20th, 2010?

Page 57:16 to 57:20

00057:16 A. Yes, that's accurate.  
17 Q. (BY MS. RODGERS) Do you agree  
18 that the ISPR team did not investigate or  
19 reach conclusions identifying false or blame  
20 regarding the Deepwater Horizon incident?

Page 57:22 to 57:25

00057:22 A. Yes.  
23 Q. (BY MS. RODGERS) Do you agree  
24 that the ISPR team did not investigate or  
25 reach conclusions about spill prevention?

Page 58:02 to 58:06

00058:02 A. Yes.  
03 Q. (BY MS. RODGERS) And you agree  
04 that all the conclusions of the ISPR team are  
05 included in the report, TREX 9099; is that  
06 correct?

Page 58:08 to 58:08

00058:08 A. Yes.

Page 62:01 to 62:11

00062:01 Q. Okay. Okay. Turning back to  
02 the ISPR. When was the decision made to  
03 conduct an ISPR related to the Deepwater  
04 Horizon incident?  
05 A. I believe the decision was made  
06 prior to my arrival at Coast Guard  
07 headquarters. I'm not sure what date that  
08 is.  
09 Q. Do you know what month?  
10 A. I believe it was made at -- the  
11 decision was made in -- in May.

Page 63:24 to 64:01

00063:24 Q. (BY MS. RODGERS) Okay. Turning  
25 back to the ISPR report, TREX 9099, if you  
00064:01 look at Page 152.

Page 64:06 to 64:22

00064:06 Q. (BY MS. RODGERS) This is  
07 Appendix 3 of the ISPR report, correct?  
08 A. Yes.  
09 Q. What is this document?  
10 A. This is the ISPR charter --  
11 charter that was signed by the commandant --  
12 commandant to initiate or launch the ISPR  
13 project.  
14 Q. And it was signed on June 14th,  
15 2010, correct?  
16 A. Correct.  
17 Q. Now, Admiral Papp's charter  
18 authorized and directed formation of the ISPR  
19 team, correct?  
20 A. Yes.  
21 Q. What work went into preparing  
22 this charter?

Page 64:24 to 66:11

00064:24 A. There was a tremendous amount  
25 of -- of legwork that went into preparing the  
00065:01 charter. I personally was involved in  
02 reaching out to a few of the prospective team  
03 members to ask if they would be interested in  
04 participating in the ISPR project. I believe  
05 myself and my -- my supervisors in -- in my  
06 program office were involve -- we were all  
07 involved in the drafting of the document and  
08 submission all the way up the chain of  
09 command to the commandant for signature.  
10 Q. (BY MS. RODGERS) Okay. And the  
11 charter provides the scope of the ISPR  
12 review, correct?  
13 A. Yes, it apparently describes the  
14 scope and the purpose.  
15 Q. Okay. Who determined the scope  
16 of the ISPR review that's listed in the ISPR  
17 charter?  
18 A. There were sev- -- several of us  
19 at Coast Guard headquarters that were  
20 involved in the drafting of the document. So  
21 I -- I'd say it wasn't just one person that  
22 determined the scope of the -- the ISPR. It  
23 was a -- it was a collaborative effort to  
24 prepare this document to make sure it was  
25 accurate.  
00066:01 Q. Were you involved in preparing  
02 the scope of the ISPR charter?  
03 A. Yes.  
04 Q. Okay. How was the scope of the  
05 ISPR charter decided upon?



06           A.       We wanted to make sure that the  
 07 Deepwater Horizon ISPR project aligned with  
 08 our Coast Guard policy that's in the Marine  
 09 Safety Manual, but also aligned with past  
 10 ISPR projects, including the Cosco Busan  
 11 ISPR.

Page 66:15 to 67:03

00066:15       Q.       And if you look at Page marked  
 16 TREX 9099.0155 at No. 7, the second sentence,  
 17 it reads, "The ISPR should aggressively  
 18 gather information related to the oil spill  
 19 response efforts and contingency planning  
 20 implementation consistent with existing  
 21 authority."  
 22                       Did I read that correctly?  
 23       A.       Yes.  
 24       Q.       Do you agree that the ISPR team  
 25 aggressively gathered information related to  
 00067:01 the oil spill response efforts and  
 02 contingency planning implementation  
 03 consistent with existing authority?

Page 67:05 to 67:07

00067:05       A.       Yes, ISPR team actively gathered  
 06 as much information related to the response  
 07 as possible.

Page 67:17 to 69:20

00067:17       Q.       The process of conducting the  
 18 ISPR lasted from June 2010 to publication of  
 19 the report in March 2011, correct?  
 20       A.       Yes.  
 21       Q.       So in total, it took about nine  
 22 months, right?  
 23       A.       Yes.  
 24       Q.       Okay. How was the ISPR team  
 25 selected?  
 00068:01       A.       We had a lot of discussions at  
 02 Coast Guard headquarters about the correct  
 03 representation on the team and the -- the  
 04 goal and objective in reaching out to  
 05 different agencies and departments and  
 06 organizations to make sure that we had a very  
 07 experienced and well-rounded team that could  
 08 offer a lot of different -- different  
 09 perspectives and add a lot of value to the  
 10 report.  
 11       Q.       Who was responsible for the  
 12 ultimate selection of the members of the ISPR  
 13 team?

14 A. Again, there wasn't one person  
 15 that was -- that was responsible for that.  
 16 There was a discussion up and down the chain  
 17 of command. The discussion started in my  
 18 program office, but we discussed with  
 19 different flight officers all the way up to  
 20 the commandant.

21 Q. And what criteria were used in  
 22 selecting members of the ISPR team? I know  
 23 you mentioned expertise, but is there  
 24 anything else?

25 A. No, we -- we wanted to make sure  
 00069:01 that we had a -- people represented on the  
 02 team that had plenty of knowledge and  
 03 experience with oil spill response and  
 04 preparedness.

05 Q. Okay. And the ISPR team was  
 06 composed of representatives from a number of  
 07 federal and state agencies, correct?

08 A. Correct.

09 Q. The chair and vice chair of the  
 10 ISPR team were held by two retired Coast  
 11 Guard officers, Vice Admiral Roger Rufe -- is  
 12 that R-u-f-e?

13 A. Rufe.

14 Q. Rufe. And Rear Admiral Carlton  
 15 Moore, correct?

16 A. Correct.

17 Q. Vice Admiral Rufe and Rear  
 18 Admiral Moore both fully participated in the  
 19 ISPR process, including the development of  
 20 the report, correct?

Page 69:22 to 70:01

00069:22 A. Yes.

23 Q. (BY MS. RODGERS) Vice  
 24 Admiral Rufe and Rear Admiral Moore both  
 25 approved the contents of the final ISPR  
 00070:01 report, correct?

Page 70:03 to 70:14

00070:03 A. Yes.

04 Q. (BY MS. RODGERS) The Department  
 05 of the Interior, the Environmental Protection  
 06 Agency, the Department of Homeland Security,  
 07 the Bureau of Ocean Energy Management, and  
 08 the National Oceanic and Atmospheric  
 09 Administration were all United States  
 10 agencies or departments represented on the  
 11 ISPR team, correct?

12 A. Yes. And at the time that the  
 13 ISPR charter was signed, it was Minerals  
 14 Management Service and not BOEMRE.

Page 70:19 to 70:22

00070:19 All those representatives at the  
 20 United States departments or agencies fully  
 21 participated in the ISPR process, including  
 22 the development of the ISPR report, correct?

Page 70:24 to 71:03

00070:24 A. Yes.  
 25 Q. (BY MS. RODGERS) All those  
 00071:01 representatives of the United States  
 02 departments or agencies approved the contents  
 03 of the final ISPR report, correct?

Page 71:05 to 71:10

00071:05 A. Yes. And I -- I'll also point  
 06 out that the Coast Guard member listed on  
 07 Page 154 was initially approached, but they  
 08 never became a -- a member of the team.  
 09 That's Commander Dan Norton, although listed  
 10 on the charter.

Page 72:10 to 72:16

00072:10 Q. Okay. The ISPR team also  
 11 included representatives of the Alaska  
 12 Department of Environmental Conservation, the  
 13 Maine Department of Environmental Protection,  
 14 the Texas General Land Office, and the  
 15 Alabama Department of Land Management,  
 16 correct?

Page 72:18 to 72:23

00072:18 A. Correct.  
 19 Q. (BY MS. RODGERS) All those  
 20 representatives of state departments or  
 21 agencies fully participated in the ISPR  
 22 process, including the development of the  
 23 ISPR report, correct?

Page 72:25 to 73:04

00072:25 A. Yes.  
 00073:01 Q. (BY MS. RODGERS) And all those  
 02 representatives of the State departments or  
 03 agencies approved the contents of the final  
 04 ISPR report, correct?

Page 73:06 to 74:24

00073:06 A. Yes.  
07 Q. (BY MS. RODGERS) The ISPR team  
08 also included advisers from industry and  
09 non-governmental organizations, correct?  
10 A. Yes.  
11 Q. Other than their service on the  
12 ISPR team, none of the members of the ISPR  
13 team were then current Coast Guard -- then  
14 current Coast Guard employees, correct?  
15 A. Are you referring to during --  
16 during the ISPR --  
17 Q. Yes.  
18 A. -- project?  
19 Q. Yes.  
20 A. The admirals, the vice chairman,  
21 and the chairman were -- were brought on  
22 board as temporary Coast Guard employees.  
23 Q. They were retired Coast Guard  
24 employees, correct, at the time that the ISPR  
25 report process was started?  
00074:01 A. Correct.  
02 Q. Okay. And other than the  
03 chairman and vice chairman, none of the  
04 members of the ISPR team were then current  
05 Coast Guard employees, correct?  
06 A. Correct.  
07 Q. The ISPR team also did not  
08 include anybody who had been directly  
09 involved in the Deepwater Horizon oil spill  
10 response, correct?  
11 A. Correct.  
12 Q. Why not?  
13 A. Because the -- the focus was for  
14 the team to have independent, objective  
15 review of the response.  
16 Q. So it's fair to say that it was  
17 important to the Coast Guard that the ISPR  
18 was seen to be an independent and objective  
19 assessment of the response?  
20 A. Yes.  
21 Q. And it's fair to say that the  
22 ISPR was, in fact, an independent and  
23 objective assessment of the response?  
24 A. Yes.

Page 77:07 to 78:09

00077:07 Q. Would you agree that the ISPR  
08 team was selected based on the oil spill  
09 response expertise and experience?  
10 A. Yes.  
11 Q. Would you agree that the ISPR

12 team was selected to ensure an independent  
13 and objective examination of the facts?

14 A. Yes.

15 Q. If you turn back to Appendix IV  
16 of the ISPR report beginning on TREX  
17 9099.0157, this appendix contains biographies  
18 of the ISPR team members, correct?

19 A. Yes.

20 Q. Do you have any reason to  
21 believe that these biographies are not  
22 accurate?

23 A. No, I do not. I believe these  
24 were the biographies that were provided by  
25 the team members.

00078:01 Q. Okay. If you look at page --  
02 the page ending in 9099.0159, it contains a  
03 biography of John Cunningham of the  
04 Environmental Protection Agency, correct?

05 A. Yes.

06 Q. And Mr. Cunningham works in the  
07 Office of Solid Waste and Emergency Response  
08 at the Environmental Protection Agency,  
09 correct?

Page 78:11 to 79:03

00078:11 A. Yes. That's where he worked  
12 during the ISPR project. I'm not sure if  
13 he's still at -- in that position.

14 Q. (BY MS. RODGERS) Okay. And it  
15 states in the middle of this biography that  
16 he, quote, participated on task forces that  
17 developed two reports to the President  
18 analyzing preparedness in Prince William  
19 Sound for the Exxon Valdez spill and national  
20 preparedness in other parts of the country  
21 for spills of national significance, such as  
22 the Exxon Valdez spill.

23 Do you see that?

24 A. Yes.

25 Q. And Mr. Cunningham has also  
00079:01 authored numerous papers on innovative oil  
02 spill and Superfund cleanup techniques,  
03 correct? It's the last sentence here.

Page 79:05 to 80:03

00079:05 A. Yes, I see where that -- that's  
06 included in the last sentence.

07 Q. (BY MS. RODGERS) Did you  
08 interact with Mr. Cunningham?

09 A. Yes.

10 Q. And would you agree that  
11 Mr. Cunningham has oil spill response  
12 expertise and experience?

13 A. Yes.

14 Q. And if you turn to

15 Page 9099.0161, I'll direct you to the  
16 biography of Barbara Parker, who is another  
17 ISPR team member. Do you see that?

18 A. Yes.

19 Q. Ms. Parker is the director of  
20 the division of response services at the  
21 Maine Department of Environmental Protection,  
22 correct, or she was at the time of the ISPR  
23 report?

24 A. Yes, at the time of the ISPR  
25 report, she was a employee for the State of  
00080:01 Maine in that position you just mentioned.

02 Q. She's also designated as State  
03 On-Scene Coordinator, correct?

Page 80:05 to 80:09

00080:05 A. Yes, she was the State On-Scene  
06 Coordinator, or SOSOC, for the State of Maine.  
07 Q. (BY MS. RODGERS) She has also  
08 worked as a front-line emergency responder  
09 for oil and HAZMAT incidents, correct?

Page 80:11 to 80:17

00080:11 A. Correct.  
12 Q. (BY MS. RODGERS) Did you  
13 interact with Ms. Parker?  
14 A. Yes, I did.  
15 Q. Would you agree that Ms. Parker  
16 has oil spill response expertise and  
17 experience?

Page 80:19 to 80:22

00080:19 A. Yes, yes.  
20 Q. (BY MS. RODGERS) Do you agree  
21 that all the members of the ISPR team brought  
22 expertise and experience to bear?

Page 80:24 to 81:13

00080:24 A. Yes.  
25 Q. (BY MS. RODGERS) Do you agree  
00081:01 that the members of the ISPR team conducted  
02 an independent review of the facts?  
03 A. Yes.  
04 Q. If you could turn to Tab 8 in  
05 your binder and mark that I think we're up to  
06 11991. This is Bates US\_PP\_USCG266366.  
07 Have you seen this document

08 before?  
09 A. No, I don't believe I've seen  
10 this before.  
11 Q. Do you agree that this contains  
12 a summary of expertise and experience of the  
13 ISPR team members.

Page 81:15 to 81:25

00081:15 A. It appears to be a short  
16 description of their role in the ISPR and  
17 their experience in oil spill preparedness  
18 response.  
19 Q. (BY MS. RODGERS) Do you have  
20 any reason to believe that this exhibit  
21 doesn't accurately summarize the expertise  
22 held by each ISPR team member?  
23 A. It appears to be relatively  
24 accurate based on their -- their bios and my  
25 experience with them.

Page 82:20 to 82:24

00082:20 Q. Okay, sure. Recognizing that  
21 it's just a summary of their expertise, do  
22 you have any reason to believe that  
23 Exhibit 11991 does not accurately summarize  
24 that expertise?

Page 83:01 to 85:22

00083:01 A. I believe most -- that the  
02 document contained information on how these  
03 members primarily added value to the ISPR  
04 project, but -- but it wasn't just limited to  
05 what's listed here.  
06 Q. (BY MS. RODGERS) Okay. Thank  
07 you. Turn to Tab 9. We're going to mark  
08 this Exhibit 11992. Do you mind putting a  
09 sticker on that?  
10 A. (Witness complies.)  
11 Q. (BY MS. RODGERS) And this is  
12 Bates US\_PP\_USCG329031. Have you seen this  
13 document before?  
14 A. I think so. I think this is the  
15 note or the summary of the initial planning  
16 con- -- conference that we had with the ISPR  
17 team, and I believe -- I believe it was  
18 developed by the support staff, but it's  
19 been -- it's been some -- some time. And if  
20 I haven't seen this particular document, I've  
21 seen a document that's similar to it.  
22 Q. Okay. Who attended this initial  
23 meeting?

24 A. The initial planning conference  
 25 was -- was attended by the ISPR team and the  
 00084:01 ISPR advisers along with the majority of the  
 02 support staff, and there were also people  
 03 that came to either present or speak to the  
 04 ISPR team.

05 Q. Why was this initial planning  
 06 conference held?

07 A. The initial planning conference  
 08 was exactly as it -- as it states, was really  
 09 to -- the first gathering of all the ISPR  
 10 team members and support staff and to really  
 11 set the priorities and objectives for the  
 12 project, and one of the important --  
 13 important steps that we took during the --  
 14 during the initial planning conference was to  
 15 determine what the scope of the report would  
 16 be; in other words, what was the -- what were  
 17 the focus areas that we -- that the team  
 18 wanted to -- wanted to look into and -- and  
 19 research during the -- during the project.

20 Q. Okay. How were these focus  
 21 areas decided upon?

22 A. We provided a -- an overview of  
 23 the incident and -- and we -- we did that  
 24 using incident action plans and incident  
 25 summaries from -- that were taken from the  
 00085:01 responsible organization from the Unified  
 02 Command.

03 And based on the team's --  
 04 team's understanding of the incident when we  
 05 met for the initial planning conference, the  
 06 team reached consensus on -- on the list of  
 07 focus areas that would be the -- central to  
 08 the report.

09 Q. Okay. All right. We're going  
 10 to talk about that more in just a minute, but  
 11 first I want to turn to the first paragraph  
 12 on what we've marked as Exhibit 11992.

13 And the second sentence says,  
 14 quote, In the development of the ISPR report,  
 15 the team will work on facts alone and will  
 16 not be driven by media or politics - every  
 17 statement has to be backed up by documented  
 18 facts and/or references.

19 Did I read that correctly?

20 A. Yes.

21 Q. Do you agree that the ISPR  
 22 worked on facts alone?

Page 85:24 to 86:08

00085:24 A. The -- the intent for the ISPR  
 25 team was to look at as much documentation and  
 00086:01 reference material and talk to as many people



02 involved in the response to -- on a  
 03 fact-finding mission to develop the most  
 04 accurate perspective of, you know, the  
 05 response.  
 06 Q. (BY MS. RODGERS) Would you  
 07 agree that the ISPR team was not driven by  
 08 media or politics?

Page 86:10 to 87:16

00086:10 A. I think that statement is  
 11 accurate.  
 12 Q. (BY MS. RODGERS) Would you  
 13 agree that the ISPR team began its review in  
 14 June in part to start the process while the  
 15 event was fresh in people's minds?  
 16 A. Yes, that's one of the reasons  
 17 why we wanted to get the project underway.  
 18 Q. Okay. If you could take a look  
 19 at the second page of this document, which is  
 20 ending in Bates 9032, there is a section  
 21 titled "Ground Rule Development." Do you see  
 22 that?  
 23 A. Yes.  
 24 Q. And No. 4 reads, "If your only  
 25 source of information is newspaper/media, it  
 00087:01 does not meet the standards of this review."  
 02 Did I read that correctly?  
 03 A. Yes.  
 04 Q. And No. 6 reads, "Every  
 05 conclusion/recommendation needs to be  
 06 substantiated with documentation (Document  
 07 everything!)."  
 08 Did I read that correctly?  
 09 A. Yes.  
 10 Q. Do you agree that this was the  
 11 process followed by the ISPR team?  
 12 A. Yes, the -- the ISPR team and  
 13 support staff did a good job of following  
 14 these ground rules.  
 15 Q. Why did the ISPR team discount  
 16 newspaper and media articles?

Page 87:18 to 88:02

00087:18 A. One of -- one of the concerns  
 19 that the chairman, vice chairman, and the --  
 20 the team had with the newspaper articles was  
 21 the legitimate -- legitimacy of the  
 22 information and the accuracy of that  
 23 information.  
 24 Q. (BY MS. RODGERS) Okay. And the  
 25 ISPR team strove to be as accurate as  
 00088:01 possible, correct?  
 02 A. Yes.

Page 91:17 to 92:12

00091:17 Q. Okay. If you could turn to the  
18 Table of Contents of the ISPR, which is on  
19 Page TREX 9099.0008. You mentioned this  
20 before, but the ISPR report is organized into  
21 various focus areas, correct?  
22 A. Yes.  
23 Q. And specifically there are  
24 three: planning and plan execution,  
25 organization, and resources and readiness,  
00092:01 correct?  
02 A. Yes.  
03 Q. How were these focus areas  
04 chosen?  
05 A. By -- through consensus,  
06 consensus decision-making during the initial  
07 planning conference based on the ISPR team  
08 and the support staff's knowledge of the  
09 incidents that had -- that had occurred --  
10 I'm sorry, the events that had occurred up to  
11 that day related to the Deepwater Horizon  
12 incident.

Page 95:06 to 96:04

00095:06 Q. Okay. If you turn to Tab 11,  
07 please. Can you please mark this as  
08 Exhibit 11994.  
09 A. (Witness complies.)  
10 Q. And this is US\_PP\_USCG266608.  
11 Have you seen this document before?  
12 A. Yes.  
13 Q. What is it?  
14 A. So this is a matrix that the  
15 support staff developed in -- in cooperation  
16 with the team to divide up the writing  
17 assignments and the research primary  
18 responsibilities to the -- the ISPR -- ISPR  
19 team members as well as the support staff.  
20 Q. Does this exhibit accurately  
21 document the focus areas assigned to  
22 individual ISPR team members?  
23 A. Yes, for the -- for the most --  
24 for all -- most purposes this is -- this is  
25 accurate. There were a few changes made to  
00096:01 this -- to this as far as the -- the leads  
02 and who was supporting different chapters  
03 throughout the -- the project, but for -- for  
04 the most purposes, it's pretty accurate.

Page 96:19 to 97:10

00096:19 Q. What was the role of the team  
 20 lead?  
 21 A. The team lead was really the --  
 22 the point person, the primary point of  
 23 contact and coordinator for the drafting of  
 24 these chapters and it was their  
 25 responsibility to work with the other team  
 00097:01 members that were listed in that role and the  
 02 support staff members were -- were there to  
 03 support as needed.  
 04 Q. Okay. Thank you. Part of your  
 05 role as recorder was to collect documentary  
 06 information requested by the team, correct?  
 07 A. Yes.  
 08 Q. What documentary information was  
 09 considered by the team in forming its  
 10 opinions?

Page 97:12 to 98:05

00097:12 A. There were lots of different  
 13 types of documents that were -- were  
 14 collected. Those included incident action  
 15 plans, situation reports, contingency --  
 16 contingency plans, regional area contingency  
 17 plans, you know, the National Contingency  
 18 Plan, just lots of different documentation  
 19 from the incident.  
 20 Q. (BY MS. RODGERS) How did the  
 21 ISPR team decide which documents -- excuse  
 22 me -- to consider?  
 23 A. The -- the team discussed  
 24 among -- amongst themselves on what would be  
 25 of most value to them. That's how -- and  
 00098:01 that's how that decision was made.  
 02 Q. And the ISPR team also reached  
 03 out to various members of the response with  
 04 specific questions, correct?  
 05 A. Correct.

Page 101:25 to 102:07

00101:25 Q. (BY MS. RODGERS) Do you know  
 00102:01 approximately how many e-mail requests for  
 02 information the ISPR team sent out during the  
 03 process? You can ballpark it.  
 04 A. Over the course of nine months,  
 05 there were probably hundreds. Yeah. I sent  
 06 quite a few e-mails during the -- during the  
 07 project.

Page 102:20 to 105:16

00102:20 Q. (BY MS. RODGERS) The ISPR team

21 conducted interviews of people involved in  
22 the response, correct?

23 A. Yes.

24 Q. And can you describe the  
25 interview process?

00103:01 A. Sure. I'll -- I'll try to  
02 describe as much as I -- that I can recall.  
03 We certainly refined the interview process  
04 and in preparation for the interviews as  
05 we -- as we continued through the ISPR  
06 project, but we tried to make sure that the  
07 interviewee, that, you know, we really valued  
08 their time and we wanted to make sure that we  
09 were asking the appropriate questions that --  
10 that were relevant to the -- their role in  
11 the response.

12 So the support staff did a lot  
13 of work to make sure that the -- the team's  
14 equities were -- were being addressed during  
15 the -- during the interviews and that they  
16 were -- que- -- questions were appropriate --  
17 appropriate to the topic. And it was the  
18 ISPR team members that actually conducted the  
19 interviews, and those were generally led and  
20 facilitated by Admiral Moore, the vice  
21 chairman.

22 Q. Okay. How were the interviewees  
23 selected?

24 A. It was a -- there was a  
25 careful -- careful selection process. When  
00104:01 we started, we really didn't know who many of  
02 the key people that were filling roles both  
03 at the national level as well as the regional  
04 and the -- and the local parts of the  
05 response organization. So it -- it really  
06 required ongoing dialogue with people  
07 involved in the response and people at Coast  
08 Guard headquarters who had knowledge of the  
09 response to -- to determine who the best  
10 people from the Coast Guard, from the  
11 interagency, and from industry that the ISPR  
12 team should -- should reach -- should reach  
13 out to.

14 Q. And how were the interviewees  
15 invited to interview?

16 A. I personally did the majority of  
17 the in-person as well as the over-the-phone  
18 inter- -- interview coordination. So many of  
19 the people or their staffs I -- I  
20 individually reached out to to articulate and  
21 explain what the purpose of the ISPR project  
22 was and to gauge their interest in sitting  
23 down with the ISPR team and letting us learn  
24 from them what their experience was and ask  
25 them questions, questions that were important  
00105:01 to the team.

02 Q. Did all of the interviews take  
03 place in person?  
04 A. No.  
05 Q. How else were they conducted?  
06 A. They were also conducted over  
07 the phone.  
08 Q. Okay. And approximately what  
09 proportion of interviews were conducted in  
10 person?  
11 A. I don't have a exact percentage,  
12 but I'd say it's over half were conducted in  
13 person.  
14 Q. You testified that Admiral Moore  
15 led the interviews. Who else attended the  
16 interviews?

Page 105:18 to 105:23

00105:18 A. In most cases, as many of the  
19 team members that were available. And for  
20 all the in-person interviews, that was the  
21 majority of the team members and the -- and  
22 the chairman also attended all the in-person  
23 interviews.

Page 105:25 to 110:07

00105:25 Were the interviews memorialized in any way?  
00106:01 A. Support staff members attended  
02 the interviews, and the support staff, we  
03 collectively took notes. The interviews were  
04 not transcribed, but they -- what we did --  
05 the support staff did craft summaries of  
06 those interviews to capture the -- the  
07 highlights.  
08 Q. Were the interviews fed back up  
09 into the ISPR drafting process?  
10 A. The -- the ISPR interview  
11 summaries were available to -- were all  
12 uploaded to Homeport and made available to  
13 all the ISPR team members and support staff  
14 during the development of the report.  
15 Q. Okay. If you look at Tab 14,  
16 I'm going to mark this as Exhibit 11997.  
17 This is Bates US\_PP\_USCG328968. Have you  
18 seen this document before?  
19 A. Yes.  
20 Q. What is it?  
21 A. So this is -- this is a -- an  
22 outline of the interview -- the ISPR  
23 interview process that -- that describes the  
24 roles and responsibilities and the different  
25 phases of the interview process, including  
00107:01 the preinterview and as well as what the  
02 responsibilities are for team members and

03 support staff after the interview.  
04 Q. The second bullet point on this  
05 page says, "Identify Initial List of  
06 Interviewees," and it reads, "Team members  
07 identified potential interviewees during the  
08 initial planning conference."  
09 Correct?  
10 A. Correct.  
11 Q. Is that the conference beginning  
12 on June 29th that we discussed earlier?  
13 A. Yes.  
14 Q. And what criteria were used to  
15 select individuals for interviews?  
16 A. There weren't -- there wasn't a,  
17 you know, a written set of criteria. It  
18 was -- it was rather just a consensus-based  
19 discussion amongst the team members on what  
20 positions and what individuals that we had  
21 knowledge of at that point where it would be  
22 appropriate for the ISPR team to interview.  
23 Q. Did the list of interviewees  
24 change over time?  
25 A. Yes.  
00108:01 Q. How did the list of interviewees  
02 change over time?  
03 A. There might have been a handful  
04 of people that we wanted -- that the ISPR  
05 team wanted to interview, but they were --  
06 weren't available or, you know, couldn't talk  
07 to the ISPR team, for whatever reason.  
08 Q. Did the list of interviewees  
09 change over time as the ISPR team realized  
10 additional people that may be helpful in the  
11 process?  
12 A. Yes, there were several  
13 additions to the list of interviewees that  
14 were identified during the course of the  
15 project.  
16 Q. Okay. In total, do you know how  
17 many people were interviewed in the process  
18 of creating this report?  
19 A. I believe there were over 85 or  
20 90 people that were interviewed in person and  
21 over the phone over the course of the  
22 project.  
23 Q. If you look at Appendix VI of  
24 the ISPR report which begins on  
25 Page 9099.01 -- 00166, there is a list of  
00109:01 individuals who were interviewed by the ISPR  
02 team, correct?  
03 A. Yes.  
04 Q. Is this a complete list of all  
05 the individuals who were interviewed in this  
06 process?  
07 A. Yes, based on my -- my  
08 experience with the project and my knowledge

09 of who was interviewed, this is a -- this is  
 10 a very complete list of -- of the individuals  
 11 who we interviewed on the phone as well as in  
 12 person.

13 Q. These interviews included  
 14 members of the Unified Command state and  
 15 local agencies and industry, correct?

16 A. Yes.

17 Q. For example, Thad Allen, the  
 18 National Incident Commander, was interviewed,  
 19 correct?

20 A. Yes.

21 Q. And Jane Lubchenco, National  
 22 Oceanic & Atmospheric Association's  
 23 administrator was interviewed, correct?

24 A. Yes.

25 Q. And Michel Claudet, spelled  
 00110:01 C-l-a-u-d-e-t, the Terrebonne Parish  
 02 president was interviewed, correct?

03 A. Yes.

04 Q. And Captain Steve Poulin,  
 05 P-o-u-l-i-n, the Incident Commander in Mobile  
 06 was interviewed, correct?

07 A. Yes.

Page 110:12 to 111:04

00110:12 Q. In fact, the ISPR team  
 13 interviewed people from dozens of federal and  
 14 state agencies involved in the response,  
 15 correct?

16 A. Yes.

17 Q. The team interviewed people from  
 18 BP involved in the response as well, correct?

19 A. Yes.

20 Q. The team interviewed people from  
 21 contractors involved in the response,  
 22 correct?

23 A. Yes.

24 Q. And according to this list, the  
 25 ISPR team interviewed at least 92  
 00111:01 individuals. Sitting here today, do you have  
 02 any reason to think that that's an inaccurate  
 03 count?

04 A. No, I do not.

Page 112:05 to 113:16

00112:05 Q. Okay. And before the ISPR team  
 06 started those interviews, did they draft a  
 07 list of questions that were relevant for each  
 08 of the focus areas?

09 A. Yes, the focus areas that  
 10 would -- that would be relevant for those  
 11 interviews.

12 Q. Okay. Who drafted the questions  
13 for the focus areas?

14 A. Well, as -- as the -- the  
15 document states, the team members will draft  
16 interview questions, and they were the  
17 primary source of generation for the -- the  
18 questions.

19 Q. Okay. If you look at the  
20 second-to-last bullet point on the first  
21 page, it says, Link specific focus  
22 areas/questions to specific interviewees:  
23 finalize interview form for each inter- --  
24 interviewee.

25 Did I read that correctly?

00113:01 A. Yes.

02 Q. It says that the timeline for  
03 this to occur is three to seven days before  
04 potential interviews.

05 Were the questions tailored to  
06 the specific interviewees?

07 A. Yes, they were.

08 Q. How were they tailored to  
09 specific interviewees?

10 A. As I mentioned, for -- they were  
11 tailored to the interviewees based on what  
12 their role was and what focus areas that they  
13 would have that they would be able to provide  
14 information on that would inform the report.

15 Q. Who decided what questions  
16 should be asked of each interviewee?

Page 113:18 to 116:08

00113:18 A. It -- it was really a  
19 collective -- a collaborative process amongst  
20 the -- the ISPR team members and with support  
21 from the -- the support staff, but the team,  
22 you know, generally reached consensus prior  
23 to the interview on what questions would be  
24 prepared for that -- that interviewee.

25 Q. (BY MS. RODGERS) Okay. If I  
00114:01 can direct you to Page 4 of this document  
02 ending Bates 8971. There is a bullet point  
03 that reads, "Draft Interview Notes."

04 It says, colon, "The Team  
05 Support Staff will generate a summary of each  
06 interview in a question and answer format.  
07 See Interview Summary Form for additional  
08 details."

09 Did I read that correctly?

10 A. Yes.

11 Q. And then it says below  
12 "Timeline: Within one week post-interview."

13 Did I read that correctly?

14 A. Yes.



15 Q. To whom does the team support  
16 staff refer in this case?  
17 A. It was referring to myself,  
18 Lieutenant Frobels, and the contract staff  
19 that we brought on for the project.  
20 Q. Okay. And would you agree that  
21 the team support staff was tasked with  
22 generating a summary of each interview within  
23 a week after the interview?  
24 A. Yes.  
25 Q. What was the process for  
00115:01 generating those interview summaries?  
02 A. It was -- you know, we col- --  
03 the support staff collectively took the notes  
04 from the interviews, and we worked -- worked  
05 together to produce the most accurate summary  
06 of each of those that we could -- that we  
07 could provide to the ISPR team.  
08 Q. Was a form used to summarize the  
09 interview notes?  
10 A. I'm not sure if we used the --  
11 the -- I'm not sure if we used the initial  
12 question form, but there was a form that we  
13 produced as the interview summary.  
14 Q. And that's called the interview  
15 summary form, correct?  
16 A. Yes.  
17 Q. Was that process of creating the  
18 interview summary forms adhered to for all  
19 interviews?  
20 A. Yes.  
21 Q. And once the interview summary  
22 forms was written, was there a review process  
23 for the interview summary forms?  
24 A. Yes. The -- the primary review  
25 of those -- of those forms was done by the  
00116:01 support staff, and we did that  
02 collaboratively, and there were several of us  
03 that took notes, so we -- so we had a really  
04 good -- we really did a good job capturing  
05 what was -- what was discussed during the  
06 interview summaries.  
07 Q. Were the --  
08 A. Or during the interviews, sorry.

Page 116:13 to 117:01

00116:13 Q. Were the other ISPR team members  
14 present at the interview given the  
15 opportunity to review these interview summary  
16 forms?  
17 A. I'm pretty sure there -- there  
18 were times when there were -- the interview  
19 summaries were being created and there was  
20 some information that we weren't a hundred

21 percent sure on, so we might have reached out  
22 to some of the team members. I don't recall  
23 the specific incidents -- instance, but --  
24 but that may have happened a few times.  
25 Q. Okay. How were the interview  
00117:01 summary forms used to draft the final report?

Page 117:03 to 119:11

00117:03 A. Well, the interview sum- --  
04 summaries were just used as -- as one of the  
05 pieces of documentation that the ISPR team  
06 had access to to inform the development of  
07 the report.  
08 Q. (BY MS. RODGERS) Okay. So they  
09 were considered by the ISPR team in drafting  
10 the report?  
11 A. Yes, they were.  
12 Q. The last bullet point on this  
13 page reads -- actually, second-to-last bullet  
14 point reads, "Draft Focus Area Summary  
15 Sheets: the Team Support Staff will compile  
16 all similar interview answers and generate a  
17 summary sheet for each focus area."  
18 Did I read that correctly?  
19 A. Yes.  
20 Q. And right below that, it says,  
21 "Timeline: One week after all interviews are  
22 completed."  
23 Do you see that?  
24 A. Yes.  
25 Q. What are summary sheets referred  
00118:01 to in this bullet point?  
02 A. I think the summary -- summary  
03 sheet refers to the interview summary form  
04 that was -- that was generated as a result of  
05 the -- the interview.  
06 Q. Okay. Were the interview  
07 summary forms turned into something called  
08 issue papers?  
09 A. No.  
10 Q. Do you know what the issue  
11 papers are?  
12 A. I'm not sure if the issue papers  
13 are referring to the draft chapters that  
14 are -- that are in the report, so.  
15 Q. Do you know if a support staff  
16 or someone on the ISPR team took relevant  
17 testimony about one topic and compiled it  
18 into a single document?  
19 A. Now I know what you're referring  
20 to. Yeah, I -- I didn't generally refer  
21 those -- to those as issue papers. We just  
22 informally referred to those as the interview  
23 summaries organized by focus area or -- or

24 chapter.  
 25 Q. Okay.  
 00119:01 A. We may -- we may have referred  
 02 to them as issue papers, but I generally  
 03 refer to them as what I just mentioned.  
 04 Q. Okay. And is this bullet  
 05 point -- is it your understanding that this  
 06 bullet point refers to those issue papers or  
 07 interview summary collections?  
 08 A. Yes.  
 09 Q. Would you agree that these issue  
 10 papers were completed immediately following  
 11 the interviews?

Page 119:13 to 119:17

00119:13 A. I think in most -- most cases  
 14 they were -- they were prepared relatively  
 15 soon after the interviews.  
 16 Q. (BY MS. RODGERS) How were the  
 17 issue papers used to draft the final report?

Page 119:19 to 120:12

00119:19 A. The -- if we're going to refer  
 20 to them as the -- the issue -- issue papers  
 21 or the interview summaries organized by focus  
 22 area, the support staff de- -- developed  
 23 those, and all we did is we didn't -- we  
 24 didn't create additional -- additional  
 25 language or anything like that from the --  
 00120:01 from the interview summaries.  
 02 We just -- we just took the  
 03 relevant questions and answered from the  
 04 interview summaries for those documents, and  
 05 we -- our intention was to provide those  
 06 documents to the ISPR team so that the -- the  
 07 team leads and -- and the other team members  
 08 that were involved in drafting certain  
 09 chapters could use that, and it kind of  
 10 summarized all the relevant Q&As for that  
 11 particular focus area. So it was -- it was  
 12 really an aid for the ISPR team.

Page 120:18 to 123:11

00120:18 Q. Okay. If you could turn to  
 19 Tab 15 and mark this as Exhibit 11998. This  
 20 bears Bates No. N5C014-000030. Have you seen  
 21 this document before?  
 22 A. Yes.  
 23 Q. What is it?  
 24 A. So this is -- this is a draft  
 25 list of questions that were relevant for each

00121:01 particular focus area, and the support staff  
02 and the team used this as a -- as a guide or  
03 an aid to -- to pull questions from in  
04 preparation for the interviews.

05 Q. Okay. This document contains a  
06 list of all interview questions separated out  
07 by focus area, correct?

08 A. Correct.

09 Q. And these questions, as you  
10 said, were drafted by the ISPR team, correct?

11 A. Yes, they -- I believe they were  
12 primarily drafted by the ISPR team with input  
13 from the support staff.

14 Q. Okay. Was this document created  
15 before or after the interviews were  
16 conducted?

17 A. You know, I don't recall. I  
18 think this -- I think this document was  
19 created over the course of the ISPR project,  
20 and I know early on, before we conducted a  
21 lot of the interviews, we created a list  
22 of -- a list of questions that we could pull  
23 from. So I think this was a living document  
24 during the course of the ISPR project.

25 Q. Okay. How did the ISPR team  
00122:01 decide which of these questions to ask each  
02 interviewee?

03 A. The -- the team just tried to  
04 reach consensus based on their understanding  
05 of the incident and the potential  
06 interviewee's role in the response  
07 organization.

08 Q. Okay. Okay. Now I want to turn  
09 to a few of the interview summary forms that  
10 you mentioned, and I've pre-marked these  
11 exhibits. They -- they're -- start on  
12 Tab 16, and they go all the way to Tab 38. I  
13 have marked these as Exhibits 12200 through  
14 12215, and this also includes previously  
15 marked Deposition Exhibit 11949 and TREX  
16 9114, 9602, 150028, 150031, 150027, and  
17 150022. These are all interview summaries  
18 prepared by the ISPR team as part of the ISPR  
19 process, correct?

20 A. What tabs do they go through,  
21 again?

22 Q. 16 through 38.

23 A. Okay. All the way to 38. All  
24 right. Do you mind if I take a couple  
25 minutes just to look through?

00123:01 Q. No, go ahead.

02 A. Okay.

03 Yeah, so these -- these all  
04 appear to be a few of the in-person  
05 interviews that were conducted during the  
06 ISPR project. I did note that Admiral

07 Allen's interview summary just contains the  
08 questions --  
09 Q. Okay.  
10 A. -- and not the full interview  
11 summary.

Page 127:20 to 129:18

00127:20 Q. (BY MS. RODGERS) If you could  
21 turn to the first document again that we were  
22 talking about, Tab 16. It's marked as  
23 Exhibit 12200.  
24 Have you seen this document  
25 before?  
00128:01 A. Yes, this is the interview  
02 summary form for Captain Jim McPherson.  
03 Q. Thank you. And this is marked  
04 as Bates OSE232-007601.  
05 Is this an example of the  
06 interview summary forms we were just talking  
07 about?  
08 A. Yes, it contains the interview  
09 questions that were asked during the  
10 interviews as well as a summary of their  
11 responses.  
12 Q. Okay. You participated in this  
13 interview, correct?  
14 A. Yes, I participated in this  
15 interview. I don't believe I asked any  
16 questions. I believe the questions were  
17 asked by the team members, but I was involved  
18 in taking notes and -- and providing that  
19 support staff function.  
20 Q. Okay. And that -- in the space  
21 marked "Interviewer name(s)," there is a name  
22 "Casey." Is that referring to you?  
23 A. Yes, that's referring to me.  
24 Q. Okay. Was this interview  
25 summary form prepared on or soon after  
00129:01 October 28th, 2010?  
02 A. Yes, I believe that's the date  
03 and the time there that we conducted the  
04 interview.  
05 Q. Okay. And -- but my question is  
06 whether the interview summary form was  
07 prepared on October 20th, 2010, or shortly  
08 thereafter.  
09 A. I believe it was prepared  
10 shortly thereafter.  
11 Q. Okay. And as we discussed,  
12 these interview summary forms were prepared  
13 in the regular course of the ISPR team's  
14 activities, correct?  
15 A. Yes.  
16 Q. And creating these interview

17 summaries was the regular practice of the  
18 ISPR team, correct?

Page 129:20 to 132:05

00129:20 A. Yes, it was the practice of the  
21 ISPR team -- I'm sorry, the ISPR support  
22 staff to generate these forms and provide  
23 those to the ISPR team during the course of  
24 the project.  
25 Q. (BY MS. RODGERS) Would you  
00130:01 agree that it's important that these  
02 interview summaries were accurate?  
03 A. Yes.  
04 Q. Are you aware of any -- sitting  
05 here today, of any ISPR team interview  
06 summary forms that are not accurate with  
07 respect to answers given during an interview?  
08 A. No, I'm not aware of any.  
09 Q. Were these forms reviewed by the  
10 ISPR team members who attended the interview?  
11 A. I believe in some cases they  
12 were, especially if there were responses that  
13 we weren't a hundred percent clear on. But  
14 there were also times where we were very  
15 comfortable with the responses and what we  
16 had -- and the summary we had generated. And  
17 once we provided those to the ISPR team  
18 members, generally there were -- there were  
19 no questions about the interview summary.  
20 Q. Okay. Right below the interview  
21 details on this page, there is a box with a  
22 list of interview questions. Do you see  
23 that?  
24 A. Yes.  
25 Q. Are these the questions that  
00131:01 were drafted in advance of the ISPR -- in  
02 advance of the interview by ISPR team  
03 members?  
04 A. Yes.  
05 Q. Were these questions actually  
06 asked at the interview of Captain McPherson?  
07 A. Give me just a second, and I'll  
08 verify that the responses and the questions  
09 listed match the questions here.  
10 Q. Okay.  
11 A. So the questions listed upfront  
12 are not the -- are not all of the exact  
13 questions that were asked during the  
14 interview.  
15 Q. Okay. The exact questions asked  
16 at the interview are those that are listed  
17 below this box of interview questions?  
18 A. Correct.  
19 Q. Okay. And the first question

20 reads, "What was your job/role and how did it  
 21 evolve (if at all) during the DEEPWATER  
 22 HORIZON incident?"  
 23 Did I read that correctly?  
 24 A. Yes.  
 25 Q. Was that a question that you  
 00132:01 actually asked at Captain McPherson's  
 02 interview?  
 03 A. It's not a question that I  
 04 asked, but I believe that is a question that  
 05 one of the ISPR team members asked.

Page 132:08 to 132:22

00132:08 Do the bullet points below  
 09 reflect the answers you were given?  
 10 A. Yes, the -- the bullets reflect  
 11 the per- -- or summary of the responses that  
 12 the interviewee provide -- provided.  
 13 Q. Okay. Is this the  
 14 question/answer format generally adopted  
 15 across all interview summary forms created by  
 16 the ISPR team?  
 17 A. Yes, this is a representative  
 18 example.  
 19 Q. Do the remaining pages of this  
 20 interview summary form reflect questions that  
 21 the ISPR team asked Captain McPherson and the  
 22 answers that he gave?

Page 132:24 to 133:17

00132:24 A. Yes, and, again, the answers are  
 25 a summary of the responses from Captain  
 00133:01 McPherson.  
 02 Q. (BY MS. RODGERS) Okay. But  
 03 sitting here today, you don't know any  
 04 inaccuracies in the answers that are written  
 05 here?  
 06 A. I'm not aware of any ac- --  
 07 inaccuracies.  
 08 Q. Okay. And if you turn to  
 09 Tab 17, which has -- is previously marked  
 10 TREX 150027. Have you seen this document  
 11 before?  
 12 A. Yes.  
 13 Q. What is this document?  
 14 A. So this is another interview  
 15 summary for a different individual, Mr. Rusty  
 16 Wright, with -- who was at the time working  
 17 for BOEMRE.

Page 134:09 to 134:22

00134:09 Q. Okay. Was this interview  
10 summary form prepared by an ISPR team member  
11 support staff on or soon after October 20th,  
12 2010?  
13 A. Yes, I believe it was.  
14 Q. And this interview summary form  
15 was prepared in the ordinary course of  
16 business, correct?  
17 A. Yes.  
18 Q. Sitting here today, are you  
19 aware of any interview summary form that was  
20 not prepared on or soon after the date of the  
21 interview?  
22 A. I'm not aware of any.

Page 135:13 to 137:03

00135:13 Q. Okay. And I direct you to a  
14 second page of this interview, TREX  
15 150027.00002. Do you see a question, quote,  
16 Had USCG reviewed BP's regional plan, would  
17 have it made any difference during the  
18 response?  
19 A. Yes, I do.  
20 Q. Was that a question that was  
21 actually asked of Rusty Wright?  
22 A. I believe this -- this was a  
23 question that was fielded to Mr. Wright  
24 during this interview.  
25 Q. And do you understand BP's  
00136:01 regional plan to mean BP's oil spill response  
02 plan?  
03 A. Yes, I believe the words "BP's  
04 regional plan" is referring to BP's Oil Spill  
05 Response Plan or OSRP.  
06 Q. Okay. Do you see that below the  
07 question the bullet point reads, quote, I  
08 don't think so. I don't see it. I don't  
09 think so. If all the states and/or USCG  
10 reviewed BP's plan, it still would have been  
11 approved?  
12 Did I read that correctly?  
13 A. Yes.  
14 Q. Does that bullet point reflect  
15 the answer that Rusty Wright gave at his  
16 interview?  
17 A. I don't recall this question or  
18 response during this particular interview,  
19 but I believe that to be an accurate summary  
20 of the -- his response to this question based  
21 on what the support staff and the team  
22 experienced.  
23 Q. Okay. Sitting here today, do  
24 you believe that that is an accurate summary  
25 of Rusty Wright's response to that question?



00137:01 A. Yes.  
02 Q. Sitting here today, do you have  
03 any reason to disagree with that statement?

Page 137:05 to 137:07

00137:05 A. This was -- this was Rusty  
06 Wright's statement based on his experience  
07 and his perspective during the response.

Page 137:21 to 138:10

00137:21 Q. (BY MS. RODGERS) Okay. Direct  
22 you to the last page of this form, which is  
23 150027.0004. Do you see the question, "From  
24 your perspective, what went well?"  
25 Do you see that?  
00138:01 A. Yes.  
02 Q. Could you read Rusty Wright's  
03 answer?  
04 A. Rusty Wright's -- a summary of  
05 his answer to the question "From your  
06 perspective, what went well?" Starting with  
07 From my view of the response, BP put 100% of  
08 their effort towards the event. Their senior  
09 management was involved. They had unlimited  
10 resources, and they didn't hesitate.

Page 138:23 to 139:06

00138:23 Q. Do you have any reason to  
24 believe that any of the interview summary  
25 forms on Tab 16 to 38, which I've marked as  
00139:01 Exhibit 12200 through 12215 and also include  
02 previously marked Deposition Exhibit 11949,  
03 TREX 9114, 9602, 150028, 150031, 150027, and  
04 150022, were not prepared in the same manner  
05 and under the same circumstances as the two  
06 we just looked at?

Page 139:08 to 139:22

00139:08 A. I believe all of these were  
09 prepared in the same manner using the same  
10 process during the interview.  
11 Q. (BY MS. RODGERS) Okay. I just  
12 want to look at a couple more examples of  
13 these. If you could turn to Tab 17 -- I'm  
14 sorry, Tab 18, rather. And this has been  
15 marked as Exhibit 12201, bearing a Bates  
16 OSE231-021350. Have you seen this before?  
17 A. Yes.  
18 Q. And agree that this is a -- the

19 interview summary form of Dwight Bradshaw?  
 20 A. Yes.  
 21 Q. What was Dwight Bradshaw's role  
 22 in the response?

Page 140:05 to 143:14

00140:05 Q. (BY MS. RODGERS) So the  
 06 question was what was Dwight Bradshaw's role  
 07 in the response.  
 08 A. So Mr. Bradshaw -- and I wanted  
 09 to go through the interview summary just to  
 10 re- -- recall my own -- my own knowledge.  
 11 There were lots of people from the State of  
 12 Louisiana involved in the response.  
 13 He represented the Department of  
 14 Environmental Quality and for -- for some  
 15 time, he served as the State On-Scene  
 16 Coordinator.  
 17 Q. Okay. If you turn to Page 5 of  
 18 this interview summary form, ends in Bates  
 19 1354. Do you see the first question, "Please  
 20 describe the effects political pressure  
 21 (including federal, state, and local levels)  
 22 had on the overall response"?  
 23 Do you see that?  
 24 A. Yes.  
 25 Q. And the first bullet point,  
 00141:01 excuse me, Dwight Bradshaw writes -- or says,  
 02 "At the federal level, EPA was the chief  
 03 culprit. EPA early on tried to instill that  
 04 they were in charge and would control what  
 05 happened, particularly in certain areas such  
 06 as dispersant use, waste container  
 07 classification, et cetera. It didn't matter  
 08 what the NCP said."  
 09 Did I read that correctly?  
 10 A. Yes.  
 11 Q. And then a third bullet point  
 12 states, "Regarding dispersants, they tried to  
 13 limit what dispersants could be used, then  
 14 the quantities that could be used and how  
 15 they could be used. They probably caused  
 16 more shoreline impacts than what we should  
 17 have had."  
 18 Did I read that correctly?  
 19 A. Yes.  
 20 Q. And the bullet point right after  
 21 that states, quote, EPA was responding  
 22 strictly to political pressure from  
 23 environmentalists being opposed to any  
 24 dispersant use.  
 25 Did I read that correctly?  
 00142:01 A. Yes.  
 02 Q. If we could look at the next

03 tab, it's Tab 19. This has been previously  
 04 marked as exhibit -- Deposition  
 05 Exhibit 11949, bearing the Bates stamp  
 06 OSE052-002694.  
 07 Do you agree that this is an  
 08 interview summary form of Michel Claudet?  
 09 A. Yes.  
 10 Q. Who is Michelle -- Michel  
 11 Claudet?  
 12 A. Michelle -- Michel Claudet was  
 13 the -- or may still be the Ter- -- Terrebonne  
 14 Parish president that was interviewed by  
 15 Admiral Rufe and Admiral Moore.  
 16 Q. Okay. And about halfway down  
 17 the page, there is a bullet point that reads,  
 18 quote, He was very negative about people who  
 19 postured in front of the media. He recounted  
 20 a story about a call he got from Anderson  
 21 Cooper. He was told to come and to bring an  
 22 angry, unemployed rig worker. He said that  
 23 he could come, but cannot guarantee they  
 24 would be, quote, angry. He was then  
 25 disinvented.  
 00143:01 Did I read that correctly?  
 02 A. Yes.  
 03 Q. And the next bullet point reads,  
 04 quote, He felt that the uninformed media made  
 05 the response and the incident look worse than  
 06 it was.  
 07 Did I read that correctly?  
 08 A. Yes.  
 09 Q. Okay. And if we look at the  
 10 next document, Tab 20, this is TREX 150022.  
 11 Do you agree that this is the interview  
 12 summary form of Admiral Zukunft? Do you know  
 13 how to pronounce his name?  
 14 A. Yes, we call him Admiral Z.

Page 143:19 to 144:15

00143:19 Q. (BY MS. RODGERS) What was  
 20 Admiral Z's role during the response?  
 21 A. Admiral Z was the fourth Federal  
 22 On-Scene Coordinator to arrive and assume  
 23 that role at the -- as a part of the Unified  
 24 Command.  
 25 Q. Okay. If you turn to Page 10 of  
 00144:01 this summary marked TREX 150022.0010,  
 02 Admiral Z was asked, quote, What were the top  
 03 2 "best practice(s)" during this incident,  
 04 from your perspective?  
 05 Did I read that correctly?  
 06 A. Which page are you on, again?  
 07 Q. Page 10, TREX 150022.0010.  
 08 A. Okay.

09 Q. The second-to-last question.  
10 A. Yes, that's correct.  
11 Q. And Admiral Z responded, quote,  
12 RP was committed (currently have spent 6.7B)  
13 and is living up to its responsibility.  
14 Did I read that correctly?  
15 A. Yes, you did.

Page 144:20 to 144:23

00144:20 In addition to the interviews  
21 and the documentary information that we've  
22 discussed today, did the ISPR team consider  
23 any other information in drafting the report?

Page 144:25 to 145:23

00144:25 A. Are you referring to in addition  
00145:01 to the interview summaries?  
02 Q. (BY MS. RODGERS) Yes.  
03 A. Yes, I think I mentioned earlier  
04 the interview sum- -- summaries were just  
05 part of the -- the resources that the ISPR  
06 team used to develop the report. There were  
07 other documents from the -- from the response  
08 they used, including the incident action  
09 plans. There were contingency plans that  
10 were collected and reviewed. We reviewed the  
11 National Contingency Plan and OPA 90  
12 requirements at length. And there were a few  
13 other -- a few other documents -- documents  
14 from the -- the response itself, including  
15 the responses to those e-mail inquiries.  
16 Q. Okay. If you could turn to  
17 Tab 49. And we're going to mark this --  
18 what's the next number that we're up to?  
19 A. 12200.  
20 Q. Mark this as Exhibit 12200. Its  
21 Bates number is US\_PP\_USCG721552. Have you  
22 seen this document before?  
23 A. Yes.

Page 146:09 to 147:23

00146:09 Q. (BY MS. RODGERS) Have you seen  
10 this document before, Lieutenant Commander  
11 Casey?  
12 A. Yes, I have.  
13 Q. What is this document?  
14 A. This is a summary of the  
15 questions and answers that corresponded to  
16 the political demands chapter in the ISPR  
17 report.  
18 Q. And you mentioned earlier you

19 were involved in the political demands  
 20 chapter, correct?  
 21 A. Yes.  
 22 Q. Okay. How was this issue paper  
 23 prepared?  
 24 A. We took all the interview  
 25 summaries that had been compiled up to this  
 00147:01 point and took the Q -- questions and answers  
 02 that corresponded to and related to the  
 03 topics that we wanted to cover in the  
 04 political demands chapter.  
 05 Q. Okay. Was this issue paper  
 06 prepared by the ISPR team support staff?  
 07 A. I prepared the initial draft of  
 08 this chapter for the ISPR team.  
 09 Q. Do you mean you prepared the  
 10 initial draft of this document for the ISPR  
 11 team?  
 12 A. Other members of the support  
 13 staff prepared this document --  
 14 Q. Okay.  
 15 A. -- based on the -- the  
 16 compilation of interviews. The chapter in  
 17 the ISPR report, I prepared the first draft  
 18 in that.  
 19 Q. Okay. And I just want to ask  
 20 now about this document, this issue paper.  
 21 Was this issue paper prepared at the time or  
 22 shortly after the interview summary forms  
 23 were written?

Page 147:25 to 148:13

00147:25 A. And just for clarification,  
 00148:01 these -- and I think that's why I was  
 02 confused. These are called issue paper prep.  
 03 So the issue paper, what we referred to, is  
 04 the actual chapter --  
 05 Q. (BY MS. RODGERS) Okay.  
 06 A. -- of the ISPR report --  
 07 Q. Okay.  
 08 A. -- if that makes sense.  
 09 Can you ask your question again?  
 10 Q. Sure. Was this issue paper  
 11 document prepared at the same time or shortly  
 12 after the interview summary forms were  
 13 written?

Page 148:15 to 150:01

00148:15 A. I believe many of the -- these  
 16 issue paper prep documents were prepared in  
 17 the later stages of the project, after --  
 18 after the ISPR team had conducted a series of  
 19 interviews. So we had much more to pull

20 from.  
21 Q. (BY MS. RODGERS) So this paper  
22 was completed after the interviews were  
23 completed?  
24 A. Yes.  
25 Q. Okay.  
00149:01 A. Or towards the end of the -- all  
02 the interviews being completed.  
03 Q. Okay. And was it prepared, this  
04 document, in the ordinary course of business?  
05 A. Yes, in -- in almost all cases,  
06 we tried to prepare an issue paper prep  
07 document like this for each of the issue  
08 papers or chapters of the ISPR report.  
09 Q. Okay. Do you know whose  
10 highlighting is on this document?  
11 A. Yes, I believe that's my  
12 highlighting.  
13 Q. Is it, okay. Is it also your  
14 handwriting on this document?  
15 A. Yes.  
16 Q. The language that's in this  
17 document comes straight from the interview  
18 summary forms, correct?  
19 A. Yes.  
20 Q. Okay. And that language is  
21 drafted by ISPR team members or support staff  
22 who strove to be as accurate as possible,  
23 correct?  
24 A. Yes.  
25 Q. How was this issue paper used in  
00150:01 drafting of the final ISPR report?

Page 150:03 to 150:11

00150:03 A. We wanted to -- we wanted to use  
04 these -- these documents to get a really  
05 balanced perspective on a particular issue  
06 paper, so we took -- took some of the  
07 highlights and -- and they were just used for  
08 consideration in the drafting of the reports.  
09 Q. (BY MS. RODGERS) Okay. Who  
10 decided the topics for which to create these  
11 issue paper documents?

Page 150:13 to 151:12

00150:13 A. I think that the chapters had  
14 already been identified, so we -- we tried to  
15 create these issue paper prep documents for  
16 each of the chapters in the report.  
17 Q. (BY MS. RODGERS) Okay. I'm  
18 going to direct your attention to the second  
19 question on Page 1. It reads, quote, How can  
20 the NCP be rationalized with the NRF, the

21 Stafford Act, and states (or even parishes)  
 22 acting under their own emergency authorities?  
 23 And then in parentheses at the end, it reads,  
 24 "Allen."

25 Did I read that correctly?

00151:01 A. Yes.

02 Q. The identification of Allen in  
 03 parentheses indicates that Admiral Allen was  
 04 the respondent to this question, correct?

05 A. Yes, this is the question and a  
 06 summary of his response that he provided  
 07 during his interview.

08 Q. And Admiral Allen stated in  
 09 response to the question, quote, The single  
 10 largest factor was the political  
 11 nullification of the NCP, dash, by everyone.  
 12 Correct?

Page 151:14 to 151:18

00151:14 A. Yes, that's how the summary of  
 15 his response reads.

16 Q. (BY MS. RODGERS) What does  
 17 "NCP" stand for?

18 A. National Contingency Plan.

Page 151:20 to 152:03

00151:20 And Admiral Allen goes on to  
 21 say, as it's recorded here, quote, The  
 22 political pressure was so great on BP that  
 23 they felt like they needed to go out and give  
 24 funding as a show of goodwill. It  
 25 circumvented the NCP because then the  
 00152:01 parishes used that funding like it was  
 02 funding from the Stafford Act.  
 03 Did I read that correctly?

Page 152:05 to 152:25

00152:05 A. Yes.

06 Q. (BY MS. RODGERS) If you look at  
 07 Page 6 of this document. Are you at Page 6?

08 A. I am at Page 6.

09 Q. Okay. Question 2. This  
 10 question reads, "How did dispersants work?"  
 11 And then in parentheses, "Hanzalik."

12 Did I read that correctly?

13 A. Yes.

14 Q. Again, this indicates that  
 15 Captain Hanzalik was the source of this  
 16 information, correct?

17 A. Yes.

18 Q. And Captain Hanzalik states

19 that, quote, A target issue that came up was  
 20 an area that they needed to use aerial  
 21 dispersants to work on. USCG called Lisa  
 22 Jackson. It took days to make a decision to  
 23 agree on dispersant use, and by that time the  
 24 target had changed.

25 Did I read that correctly?

Page 153:02 to 153:13

00153:02 A. Yes.

03 Q. (BY MS. RODGERS) Ms. Jackson  
 04 led the EPA at this time, correct?

05 A. Lisa Jackson was the EPA  
 06 administrator during the time of the  
 07 incident.

08 Q. Okay. And the notes indicate  
 09 that the captain went on to say, quote, The  
 10 captain believes that EPA delays in approving  
 11 dispersant use caused negative shoreline  
 12 impacts.

13 Did I read that correctly?

Page 153:15 to 154:09

00153:15 A. Yes, that's -- that's what that  
 16 reads.

17 Q. (BY MS. RODGERS) Okay. If you  
 18 turn to Page 8 of this issue paper.

19 A. Okay.

20 Q. And the question reads -- let's  
 21 see, which one? The fourth question down.  
 22 "Were you influenced by politics in the  
 23 execution of the response? Did it have a  
 24 positive or negative impact on the response  
 25 operations? What were those impacts

00154:01 (Hooper)?"

02 Did I read that correctly?

03 A. Yes.

04 Q. And the response is, quote,  
 05 Politics absolutely influenced the spill  
 06 negatively. It took up too much of  
 07 decision-makers' time away from managing  
 08 incident.

09 Did I read that correctly?

Page 154:11 to 155:13

00154:11 A. Yes.

12 Q. (BY MS. RODGERS) And the Hooper  
 13 in parentheses there indicates that Captain  
 14 Thomas Hooper of the Coast Guard was the  
 15 source of that information, right?

16 A. Yes.



17 Q. Turn to Page 13 of this  
 18 document. There is a series of questions  
 19 that appear to be responded to by Phil Woods;  
 20 do you see that?  
 21 A. Yes, I believe there's four  
 22 questions and a summary of his responses on  
 23 this page.  
 24 Q. I think there is five questions,  
 25 but...  
 00155:01 A. Five, okay. That's correct,  
 02 there was five questions that were directed  
 03 to Mr. Woods and the summary of his response.  
 04 Q. Okay, thank you. And Phil Woods  
 05 was the State On-Scene Coordinator for  
 06 Alabama, right?  
 07 A. Yes.  
 08 Q. Okay. Mr. Woods said, according  
 09 to these interviews that, quote, The governor  
 10 did not know that DEM did anything related to  
 11 oil spills and was not even familiar with the  
 12 AL emergency operations plan.  
 13 Did I read that correctly?

Page 155:15 to 156:08

00155:15 A. Yes.  
 16 Q. (BY MS. RODGERS) Do you  
 17 understand "DEM" to mean Department of  
 18 Environmental Manager -- Management?  
 19 A. Yes.  
 20 Q. And do you understand "AL" to  
 21 mean Alabama?  
 22 A. Yes.  
 23 Q. Mr. Woods was also asked, quote,  
 24 Was the governor intimately involved with  
 25 tactical equipment deployment  
 00156:01 decision-making?  
 02 Do you see that?  
 03 A. Yes.  
 04 Q. And Mr. Woods stated, according  
 05 to these notes that, quote, I met with the  
 06 governor at least every day. More than once  
 07 I tried to talk some sense to him.  
 08 Did I read that correctly?

Page 156:10 to 156:22

00156:10 A. Yes.  
 11 Q. (BY MS. RODGERS) And you  
 12 mentioned earlier that this highlighting  
 13 is -- is your own highlighting, right?  
 14 A. Yes, it is.  
 15 Q. What is the significance of the  
 16 highlighting in this document?  
 17 A. During the ISPR project when I

18 was reviewing this document, those were areas  
19 that I just wanted to emphasize from -- from  
20 my own -- my own knowledge to possibly inform  
21 the development and the first draft of this  
22 chapter.

Page 157:17 to 158:17

00157:17 Q. (BY MS. RODGERS) Lieutenant  
18 Commander Casey, can you please explain the  
19 drafting process for the final ISPR report?  
20 A. Sure. There was a series of  
21 drafts that were -- or versions of the -- the  
22 draft chapters that were developed prior to,  
23 you know, getting to the final version that  
24 the team decided to try to reach consensus  
25 on.

00158:01 As -- as we discussed earlier,  
02 the document that had the individual ISPR  
03 team member assignments, the leads as well as  
04 the team members that were supporting the  
05 development of those chapters, along with the  
06 support staff members were all involved in  
07 the drafting of different chapters.  
08 And we -- the ISPR team and  
09 support staff met in person at least a couple  
10 times. I don't recall how many times we  
11 reconvened. I believe they were -- both  
12 times were in D.C., and we wanted to have  
13 that face-to-face engagement among the  
14 support staff and the team members to work  
15 through the -- work through any outstanding  
16 issues with the chapters and try to bring  
17 them towards completion.

Page 159:06 to 159:15

00159:06 Q. Okay. If you could turn to  
07 Tab 40, please, and mark this as  
08 Exhibit 12216. It's right there. This bears  
09 Bates US\_PP\_USCG333867. Have you seen this  
10 document before?  
11 A. Yes, I vaguely recall this  
12 document.

13 Q. Is it a draft prepared by  
14 Barbara T. Parker on the Area Committee  
15 Paper?

Page 159:17 to 159:22

00159:17 A. Yes, it appears to be a draft  
18 narrative of the Area Committee Paper topic,  
19 and it appears to be not organized in its  
20 final form, but some of the -- some of the

21 narrative that may -- may have gone into the  
22 final chapter.

Page 160:13 to 161:16

00160:13 And if you turn to Tab 41 and  
14 mark that as Exhibit 12217. This bears Bates  
15 US\_PP\_USCG333900. Have you seen this  
16 document before?  
17 A. Yes, I believe this is the  
18 initial draft of the political demands  
19 chapter of the ISPR report.  
20 Q. Okay. And you drafted this  
21 section, didn't you?  
22 A. I believe I drafted this  
23 document.  
24 Q. And I want to look at the first  
25 two sentences. It reads, quote, The  
00161:01 Deepwater Horizon oil spill, which early on  
02 was designated as a Spill of National  
03 Significance, challenged the entire oil spill  
04 response community in the United States and  
05 brought the unprecedented involvement of  
06 elected officials in the management of the  
07 event. Politicians at all levels of  
08 government (including high ranking state and  
09 federal appointed agency personnel) were  
10 drawn into the event in ways unimaginable  
11 prior to the 22 April 2010 sinking of the  
12 rig.  
13 Did I read that correctly?  
14 A. Yes.  
15 Q. And this was your opinion at the  
16 time you wrote it, correct?

Page 161:18 to 161:21

00161:18 A. This -- this -- what you just  
19 read summarized the findings of the ISPR  
20 team, and I was -- and I drafted this on  
21 behalf of the ISPR team.

Page 162:08 to 162:19

00162:08 Q. (BY MS. RODGERS) And then the  
09 next sentence reads, quote, Although elected  
10 officials have a sworn duty to represent the  
11 interests of their respective constituent  
12 groups, and the sincerity of their motivation  
13 is not being questioned in this discussion,  
14 the nature and extent of their impact on the  
15 response was largely negative.  
16 Did I read that correctly?  
17 A. Yes.

18 Q. And those were your words,  
19 correct?

Page 162:21 to 163:01

00162:21 A. These were the words that --  
22 that I -- that I developed as part of this  
23 chapter for the ISPR team.  
24 Q. (BY MS. RODGERS) This was the  
25 ISPR team's opinion at the time this draft  
00163:01 was written, correct?

Page 163:03 to 163:15

00163:03 A. Yes.  
04 Q. (BY MS. RODGERS) And if you'll  
05 look at the last sentence of this paragraph,  
06 quote, Decisions affecting the acquisition,  
07 deployment and eventual demobilization of  
08 spill response assets were frequently  
09 compromised based upon political  
10 considerations.  
11 Did I read that correctly?  
12 A. Yes.  
13 Q. And this was the ISPR team's  
14 opinion at the time this draft was written,  
15 correct?

Page 163:17 to 163:20

00163:17 Q. (BY MS. RODGERS) I'm just  
18 asking you at the time this draft was  
19 written, this was the ISPR team's opinion,  
20 correct?

Page 163:22 to 164:01

00163:22 A. Yes, at the time this draft was  
23 written.  
24 Q. (BY MS. RODGERS) After the ISPR  
25 sections were drafted, how were they  
00164:01 incorporated into the final ISPR report?

Page 164:03 to 165:20

00164:03 A. Well, each of the chapters,  
04 as -- as you pointed out earlier, was -- was  
05 organized by focus area. And, you know,  
06 wanted to make sure that the -- the order of  
07 the chapters was appropriate, not only  
08 organize -- organized by focus area, but it  
09 also was appropriate for the order of the --  
10 of the report.

11 And, again, I'm just -- it was  
12 consensus. I think consensus is is you're  
13 making process, that the ISPR team had during  
14 their deliberations to determine how the  
15 report would read and in what order each  
16 topic would be addressed.

17 Q. (BY MS. RODGERS) Was there a  
18 review process conducted of these drafts  
19 before publication?

20 A. Yes.

21 Q. Can you describe that review  
22 process?

23 A. Much of the -- much of the  
24 review process was done not in person, but  
25 with -- through communications with the ISPR  
00165:01 team members. All of the draft documents  
02 were available to them on Homeport. They  
03 were available to all the team members as  
04 well as the chairman and vice chairman, and  
05 they were all able to access those, and we  
06 had different rounds of review and revisions.  
07 And any of the feedback, we asked for it  
08 using track changes, and the support staff  
09 would take -- would take their feedback and  
10 input and make the changes that the ISPR team  
11 wanted.

12 Q. Okay. About how many rounds of  
13 revisions and edits do you have -- did you  
14 have?

15 A. I think it depended on the  
16 particular chapter. Some chapters were  
17 relatively non- -- noncontroversial between  
18 the team members, and there was only one or  
19 two revisions. Other chapters, there might  
20 have been five or six or more.

Page 167:04 to 167:15

00167:04 Q. Okay. Did the relationship  
05 between the ISPR team and the National  
06 Commission in any way change the independence  
07 of the ISPR team's investigation?

08 A. Not at all.

09 Q. Do you agree that the ISPR team  
10 was not working for the National Commission?

11 A. That's an accurate statement.

12 Q. And did this relationship in any  
13 way change the scope of the ISPR team's  
14 review?

15 A. No.

Page 167:21 to 169:01

00167:21 Q. Okay. And if you could turn to  
22 Tab 43. I'm going to mark this as

23 Exhibit 12218. And this is -- bears Bates  
24 US\_PP\_USCG334712. Have you seen this  
25 document before?

00168:01 A. Yes.  
02 Q. What is it?  
03 A. So this is the memo that -- from  
04 Admiral Rufe, the chairman of the ISPR team,  
05 to Admiral Papp, the commandant of the Coast  
06 Guard at the time that this memo was  
07 written -- was drafted on -- and signed on  
08 February 3rd, 2011, which accompanied the  
09 final version of the ISPR report that was  
10 submitted to the commandant.  
11 Q. Okay, thank you.  
12 Approximately how many people  
13 were involved in preparation of the ISPR  
14 report, in total?  
15 A. Well, it was -- it was all the  
16 team members, including the chairman and vice  
17 chairman, in addition to the support staff;  
18 and I think there was between 20-25 people  
19 total. I can look at the -- the number of  
20 people on the ISPR -- ISPR team. It might  
21 have been closer to 20 --  
22 Q. Okay.  
23 A. -- for the few support staff.  
24 Q. And the ISPR team interviewed,  
25 again, close to a hundred people for  
00169:01 preparation of this report, correct?

Page 169:03 to 170:19

00169:03 A. Yes, I believe it was 90 plus,  
04 as you pointed out earlier.  
05 Q. (BY MS. RODGERS) Okay.  
06 Approximately how many man-hours went into  
07 the ISPR process during the nine months?  
08 A. Thousands of man-hours, if  
09 you -- if you took all the efforts combined  
10 for the ISPR team members as well as the  
11 support staff.  
12 Q. And if you turn to Tab 44, I'm  
13 going to mark this as Exhibit 12219, and this  
14 bears Bates US\_PP\_USCG266230. Have you seen  
15 this document before? You can just put the  
16 label -- the sticker on the first page there.  
17 A. I was just looking for the  
18 document.  
19 Yes.  
20 Q. What is this document?  
21 A. So this is a cost summary of the  
22 travel funds that were used during the course  
23 of the project to fund the team members as  
24 well as the support staff to travel to D.C.,  
25 New Orleans, Mobile, and this includes some

00170:01 of the funds transfers to the agencies.  
02 Q. Okay. So this is a cost  
03 estimate associated with just the travel of  
04 the ISPR team; is that correct?  
05 A. The document also includes the  
06 moneys that contributed towards the contract,  
07 and the SRA contract at the bottom refers to  
08 the contract staff who supported my team, the  
09 support staff.  
10 Q. Okay. Do you know when this was  
11 prepared?  
12 A. I believe this document was  
13 prepared early on with a cost estimate in  
14 that column, and then it was -- the actual  
15 costs were put in late -- at a later date,  
16 towards the end of the project.  
17 Q. Okay. And Exhibit 12219 lists  
18 an actual total cost for the ISPR team and  
19 support staff of \$431,048, correct?

Page 170:21 to 171:07

00170:21 A. Yes.  
22 Q. (BY MS. RODGERS) Do you know  
23 what the total dollar costs the United States  
24 in the ISPR process was?  
25 A. I believe this figure is -- is  
00171:01 accurate.  
02 Q. Okay. And does this figure  
03 include man-hours spent on the project?  
04 A. No, it doesn't.  
05 Q. Okay. Just two more questions  
06 for you. Are you proud of the work of the  
07 ISPR team?

Page 171:09 to 171:16

00171:09 A. The ISPR -- ISPR team were --  
10 were certainly committed and I think they  
11 put -- they put together -- put together a  
12 very balanced perspective of the response and  
13 made some -- some really sound  
14 recommendations to the Coast Guard.  
15 Q. (BY MS. RODGERS) Do you think  
16 that the ISPR process achieved its goal?

Page 171:18 to 171:18

00171:18 A. Yes.

Page 172:13 to 173:25

00172:13 Q. Good afternoon, Commander Casey.

14 My name is Brandon Robers. I represent the  
15 United States. I just have a few questions  
16 for you before we wrap up today.

17 I'm going to ask you to turn in  
18 the binder that was provided by counsel for  
19 BP to Tab 1. That should be a copy of the  
20 ISPR. And then move to Page 145 of the  
21 report, which is TREX No. 009099.0154.

22 And, actually, let's back up to  
23 this first page of this document. That's  
24 TREX number ending 0152. Do -- do you  
25 recognize this document?

00173:01 A. Yes.

02 Q. And what is it?

03 A. This is the charter for the ISPR  
04 project that was from the commandant to the  
05 chairman and vice chairman to initiate or  
06 launch the ISPR project itself.

07 Q. Okay. And did this document set  
08 out the rules and responsibilities of the  
09 members of the ISPR team?

10 A. Yes.

11 Q. And then if you could turn to  
12 the third page of this document,  
13 subparagraph -- or, rather, Paragraph 5, top  
14 of the page. It says, "In addition to your  
15 primary duties as Chairman and Vice Chairman,  
16 the following individuals or organizations  
17 have agreed to provide their individual views  
18 and expertise through participation on the  
19 team."

20 Did I read that correctly?

21 A. Yes.

22 Q. Was it your understanding during  
23 your work on the ISPR team that the members  
24 listed in Paragraph 5 here were participating  
25 in their individual capacity?

Page 174:02 to 174:07

00174:02 A. Yes.

03 Q. (BY MR. ROBERS) Rather than --  
04 so it was not your understanding that they  
05 were their to represent their home  
06 organization, but, rather, were serving on  
07 the ISPR team as individuals?

Page 174:09 to 174:25

00174:09 A. Correct.

10 Q. (BY MR. ROBERS) Okay. And if  
11 you would move with me to TREX Page 0006 of  
12 this same document. At the top of the page,  
13 the title says, team -- "Team Member  
14 Signatures," correct?



15 A. Yes.  
 16 Q. And immediately below it, it  
 17 says, "The undersigned individuals fully  
 18 participated in the ISPR process, including  
 19 development and approval of this report."  
 20 Did I read that correctly?  
 21 A. Yes.  
 22 Q. I'll ask you again if it was  
 23 your understanding that these individual team  
 24 members were participating on the ISPR team  
 25 in their individual capacities --

Page 175:02 to 175:03

00175:02 Q. (BY MR. ROBERS) -- rather than  
 03 representatives of their home agencies?

Page 175:05 to 176:17

00175:05 A. Yes.  
 06 Q. (BY MR. ROBERS) And then I'll  
 07 ask you to turn to the first page of this  
 08 document, TREX Page No. 0001. Do you  
 09 recognize this document?  
 10 A. Yes.  
 11 Q. And what is it?  
 12 A. This is the final action  
 13 memorandum from the commandant which  
 14 accompanied the ISPR report upon its release  
 15 and described the Coast Guard's position on  
 16 the ISPR report.  
 17 Q. Okay. And I'll direct your  
 18 attention to Paragraph 5 of this memorandum.  
 19 That paragraph reads in part, On February 1,  
 20 2001 [sic], I received the ISPR team's final  
 21 report. I received this report acknowledging  
 22 that it reflects the desired independent  
 23 observations of the ISPR team regarding the  
 24 response and the associated recommendations.  
 25 While the report does not necessarily reflect  
 00176:01 the views of the Coast Guard, the ISPR's  
 02 processes and critical analysis review and  
 03 outside perspective will be a useful tool to  
 04 me in helping the Coast Guard continuously  
 05 improve coastal oil spill response for the  
 06 American people.  
 07 Did I read that correctly?  
 08 A. Yes.  
 09 Q. Does this conform with your  
 10 understanding of the Coast Guard's -- strike  
 11 that.  
 12 Is it your understanding that  
 13 the ISPR report did not reflect the -- strike  
 14 that again.  
 15 Is it your understanding that

16 the ISPR does not reflect the views of the  
17 Coast Guard?

Page 176:19 to 176:21

00176:19 A. Yes, that's correct. It -- the  
20 report reflects the views and opinions of the  
21 ISPR team.

UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF LOUISIANA

IN RE: OIL SPILL ) MDL NO. 2179  
BY THE OIL RIG )  
"DEEPWATER HORIZON" IN ) SECTION "J"  
THE GULF OF MEXICO, ON )  
APRIL 20, 2010 ) JUDGE BARBIER  
 ) MAG. JUDGE SHUSHAN

Deposition of LIEUTENANT  
COMMANDER DREW CASEY, taken at Pan-American  
Building, 601 Poydras Street, 11th Floor, New  
Orleans, Louisiana, 70130, on the 24th day of  
June, 2014.

1 THE STATE OF LOUISIANA :  
2 PARISH OF ORLEANS :

3 I, PHYLLIS WALTZ, a Certified Court Reporter,  
4 Registered Professional Reporter, and  
5 Certified Realtime Reporter in and for the  
6 State of Louisiana, do hereby certify that  
7 the facts as stated by me in the caption  
8 hereto are true; that the above and foregoing  
9 answers of the witness, LIEUTENANT COMMANDER  
10 DREW CASEY, to the interrogatories as  
11 indicated were made before me by the said  
12 witness after being first duly sworn to  
13 testify the truth, and same were reduced to  
14 typewriting under my direction; that the  
15 above and foregoing deposition as set forth  
16 in typewriting is a full, true, and correct  
17 transcript of the proceedings had at the time  
18 of taking of said deposition.

19 I further certify that I am not, in any  
20 capacity, a regular employee of the party in  
21 whose behalf this deposition is taken, nor in  
22 the regular employ of his attorney; and I  
23 certify that I am not interested in the  
24 cause, nor of kin or counsel to either of the  
25 parties.

GIVEN UNDER MY HAND AND SEAL OF OFFICE, on  
this, the 1ST day of JULY, 2014.

*Phyllis Waltz*

PHYLLIS WALTZ, RMR, CRR  
TEXAS CSR, TCRR NO. 6813  
Expiration Date: 12/31/14  
LOUISIANA CCR NO. 2011010  
Expiration Date: 12/31/14



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## WITNESS CORRECTIONS AND SIGNATURE

LIEUTENANT COMMANDER DREW CASEY JUNE 24, 2014

Please indicate changes on this sheet of paper, giving the change, page number, line number and reason for the change. Please sign each page of changes.

| PAGE/LINE  | CORRECTION                                | REASON FOR CHANGE            |
|------------|---|------------------------------|
| P12/L14    | DELETE "PERSONAL"                         | NOT STATED DURING DEPOSITION |
| P15/L10    | DELETE "OUR SECTOR CALLED"                | NOT STATED                   |
| P17/L8     | REPLACE "LAYMAN'S TERMS" W/ "OTHER WORDS" | NOT ACCURATE/STATED          |
| P17/L15    | REPLACE "CALLING" W/ "CONNING"            | NOT ACCURATE/STATED          |
| P35/L13-14 | DELETE "VOLUNTEERED TO BE INTERVIEWED"    | NOT ACCURATE/STATED          |
| P47/L19    | REPLACE "RAISED" W/ "RELEASED"            | NOT ACCURATE                 |
| P62/L8     | REPLACE "IS" W/ "WAS MADE"                | NOT ACCURATE                 |
| P76/L6     | REPLACE "IS" W/ "WAS"                     | NOT ACCURATE                 |
| P116/L23   | REPH DELETE "INCIDENTS"                   | NOT ACCURATE                 |



LIEUTENANT COMMANDER DREW CASEY



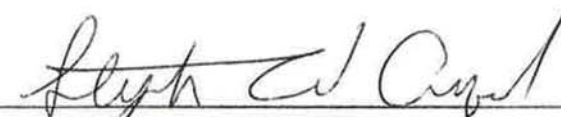
I, LIEUTENANT COMMANDER DREW CASEY, have read the foregoing deposition and hereby affix my signature that same is true and correct, except as noted above.

  
LIEUTENANT COMMANDER DREW CASEY

STATE OF LOUISIANA )  
PARISH OF ORLEANS )

Before me, Stephen W. Crawford,  
on this day personally appeared LIEUTENANT  
COMMANDER DREW CASEY, known to me, or proved  
to me under oath or through  
Military Identification Card (description of  
identity card or other document)), to be the  
person whose name is subscribed to the  
foregoing instrument and acknowledged to me  
that they executed the same for the purposes  
and consideration therein expressed.

Given under my hand and seal of  
office on this, the 16<sup>th</sup> day of July,  
2014.

  
NOTARY PUBLIC IN AND FOR THE  
STATE OF LOUISIANA

My Commission Expires: Indefinite

Stephen W. Crawford, Esq.  
Legal Assistance Attorney  
Commander (d1)-USCG Eighth District  
State of Louisiana Bar #04586

AUTHORIZED TO ACT AS NOTARY  
BY 10 USC 1044a  
NO SEAL OR STAMP IS NECESSARY