

Exhibit B

IN THE STATE COURT OF DEKALB COUNTY

STATE OF GEORGIA

PATRICK C. DESMOND and	*	
MARY C. DESMOND, Individually	*	CIVIL ACTION FILE
and MARY C. DESMOND, as	*	NO.: 10 A 28641 2
Administratrix of the Estate	*	
of PATRIC W. DESMOND,	*	
Plaintiffs	*	
vs.	*	
NARCONON OF GEORGIA INC.;	*	DEPOSITION OF
DELGADO DEVELOPMENT, INC.;	*	PATRICK C. DESMOND
SOVEREIGN PLACE, LLC;	*	(With Signature Reserved)
SOVEREIGN PLACE APARTMENT	*	
MANAGEMENT, INC.; LISA	*	October 5, 2010
CAROLINA ROBBINS, M.D.;	*	4:06 p.m.
THE ROBBINS GROUP, INC.;	*	
and NARCONON INTERNATIONAL,	*	
Defendants	*	

400 Colony Square
1201 Peachtree Street, Northeast, Suite 900
Atlanta, Georgia 30361
Sharon S. Kelly, CCR, B-1594
ELITE REPORTING, INC.
4070 Commodore Drive
Chamblee, Georgia 30341
770-457-1276

1 over the telephone to get the exact parameters on what the
2 private facility had to be, and then I, on my own, ultimately,
3 ended up with Narconon.

4 Q Now, as best you recall -- We're talking about the
5 year 2007. That's when he goes into Narconon?

6 A Correct.

7 Q Can you recall when you would have been coming back
8 to the States at that time? And I'm assuming this is sometime
9 in the summer of 2007?

10 A Yeah. I came back when I always do in July, August,
11 generally. It may have been August, September that year.

12 Q Did you actually go to court with him, or was your
13 involvement going to the lawyer's office?

14 A I was only going to the lawyer's office. He got the
15 DUI, and my wife got him out of jail. I was with her but she
16 took the steps. She knew what to do. We picked him up,
17 brought him home, and the next day we went and saw Mr. Berry
18 at the lawyer's office.

19 Q Had you ever gotten him out of jail?

20 A No.

21 Q So you go see the lawyer and the lawyer gives you
22 these two options. Did the lawyer explain anything to you or
23 to your son about what the Florida program was like?

24 A He said it was a program called the Bridge and it
25 was generally for -- it was a place of last resort. And if

1 you went to this, at the end of six months your felony charge,
2 depending on your performance in the Bridge, could be dropped.
3 If you went to a private facility, the same thing. You would
4 have to continue in drug court and your felony charge would be
5 dropped. But he talked about the Bridge as being an option of
6 last resort. He felt it was -- Hardened criminals were there
7 and he didn't think it was a good place for my son and he said
8 if there was any way for us to avoid that, that we should try
9 to. And based on that, we decided to opt for a private
10 facility.

11 Q And I understand you got on the computer and looked
12 at various places?

13 A I called Lisa Moody, at his direction. She's the
14 administrator of the Florida Drug Court. I called her and she
15 told me exactly what I had to do in order to comply with this
16 and I took her guidance which was very, very clear. It had to
17 be a six-month program. It had to be an inpatient
18 rehabilitation treatment facility that was accredited in the
19 state of Florida that was staffed with certified counselors
20 and professional staff and it had to be accepted by the
21 Florida Drug Court. I then went on the Internet and did very
22 elementary research with words like drug rehabilitation in
23 Florida, inpatient six months. I, of course, came up with
24 hundreds. I selected some that were nearest to me and that I
25 felt met the criteria. I started calling them and 100 percent

1 of them did not meet the criteria for six months, inpatient
2 rehabilitation. 100 percent of them didn't because none of
3 them were six months in length. Even one of them was a
4 Narconon of Florida. In Destin, Florida they have a program
5 but it's only three months in length. I then started -- As I
6 was talking to every one of these people, I explained my
7 situation and they said there were very few, if any, six month
8 long drug programs. I kept asking everybody and eventually I
9 got one person that said to try Narconon of Georgia they do
10 have six month programs or they can build personal programs
11 that would be for six months and I should call them.
12 Ultimately, I did and that's how we ended up with Narconon.

13 Q Now, the criteria that Lisa Moody gave you, did she
14 give you those orally or in writing?

15 A Orally. I only spoke to her on the phone.

16 Q Did she ever send you in writing any kind of paper
17 or statute or direction as to what the requirements had to be?

18 A She did not send that to me.

19 Q Did she ever tell you how it would be determined
20 whether or not a facility you might pick out would be judged
21 as to whether it met the criteria or not?

22 A She told me that if I found a suitable facility or
23 one that I felt was suitable, to put her in touch with that
24 facility or put that facility in touch with her and that, if
25 she deemed it was suitable and met all of that criteria, then

1 she would take that to the drug court judge and he would make
2 a ruling on it.

3 Q So you understood that whether or not the facility
4 met the criteria would be ultimately up to the judge and not
5 to you?

6 A Correct. Absolutely. It was very clear that it was
7 not up to me.

8 Q Did your son participate in this effort to try and
9 find a facility?

10 A No. He talked to us about it and we kept him in the
11 loop. But, no, this was -- I was doing this.

12 Q Other than Narconon here in Georgia, did you find
13 any other facility that met the requirements?

14 A No.

15 Q How long did this take? And I understand you had a
16 compressed period of time, but how long did it take to get
17 this done?

18 A I would think by the end of the second day, my wife
19 and I had pretty much concluded that our only option to
20 recommend to Lisa Moody was going to be Narconon. I had
21 spoken extensively with Mary Rieser at that time on two or
22 three occasions, my wife had followed up with phone calls to
23 her as well with questions and concerns she had, we had
24 checkmarked all of the criteria from the drug court that Lisa
25 Moody had given us, and we felt confident that they were a

1 suitable candidate. So I called it into Lisa Moody at that
2 time and shortly thereafter, I believe that Mary Rieser called
3 Lisa Moody. In fact, I know she did because Ms. Moody told me
4 that, and someone else called Mr. Berry, Patrick's lawyer,
5 from Narconon. I don't know that it was Mary Rieser. It may
6 have been someone else.

7 Q At some point, did someone from the drug court tell
8 you that they had determined that Narconon met the criteria?

9 A The drug court administrator Lisa Moody called me
10 up, after maybe two or three days and said that it had met the
11 criteria and we needed to get Patrick enrolled in there as
12 soon as possible and how fast could we do that because she had
13 to let the drug court know.

14 Q And what did you say?

15 A I said we were prepared to do it as soon as
16 possible. I was actually leaving that day. I had to leave
17 before my son. My wife was able to take my son. Actually, I
18 think on the same day I flew out, she took my son to Georgia.

19 Q Were any of these conversations that you had with
20 anybody at Narconon recorded in any fashion?

21 A They weren't recorded by us. I can't speak for
22 Narconon.

23 Q Did you make any kind of written records about them
24 yourself?

25 A No, I did not.

1 did. I was overseas and the only way I could help or
2 facilitate was by helping Patrick by getting a good lawyer,
3 and we did.

4 Q Did you not think it was important to find a
5 substance abuse program for him at that time?

6 A When was this? The first DUI?

7 Q Whenever you thought that you needed to hire an
8 attorney.

9 A I actually did not think Patrick had a substance
10 abuse problem at that time. I was later to think that than my
11 wife was.

12 Q When did you first decide that he had a substance
13 abuse problem?

14 A Really right when he was going into Narconon, and he
15 and I had a long talk.

16 Q Tell me about that talk.

17 A He just indicated to me that he was drinking all of
18 the time and he was drinking vodka and a lot of it, that he
19 couldn't get a handle on it, and he was very much looking
20 forward to going to this program to get on top of it.

21 Q You didn't think there was a problem after he was
22 suspended from school?

23 A Actually, no, I didn't. He was a sixteen year old
24 -- he was drinking when he was sixteen -- and I didn't think
25 that that was that incredibly unusual in his school or in any

1 A Yes, he was. He had a small amount of cocaine in
2 his car.

3 Q And then in 2007, before he went to Narconon, he was
4 arrested for driving under the influence?

5 A That's correct.

6 Q And then in 2008 is when he refused to take the
7 test?

8 A Correct. No. In 2007. In 2007 he refused to take
9 the test. 2008. Excuse me. Yes; early 2008.

10 Q So you called Ms. Rieser and you talked to her about
11 what you understood Ms. Moody told you the court requirements
12 were. Did you have anything in writing from the court at that
13 time?

14 A As I said before, no, I did not.

15 Q You didn't ask for anything?

16 A No, I did not. I totally trusted Ms. Moody. She
17 was very competent, courteous, and professional with me.

18 Q Did you have any conversations with Ms. Rieser,
19 other than this first one, when you told her what you
20 understood the requirements were?

21 A Yeah. I called her back and talked a little bit
22 about the program and how fast we could get Patrick enrolled.
23 Of course, we talked about the cost and the payment and we did
24 talk about the broader aspects of the treatment and the
25 program. She talked about the medical examination as a

1 preliminary followed by some sauna or followed by, I think
2 vitamin intake with the sauna and then a period of daily
3 counseling and learning.

4 Q What did you understand the goal of the program was?

5 A The goal of the program was to help change
6 lifestyles, teach the patients to be able to cope with life
7 without relying on substances and to be better able to
8 integrate in society and not abuse the various substances,
9 whatever they were.

10 Q Who had to change the lifestyle?

11 A The students had to change their lifestyle.

12 Q Did you talk to Ms. Rieser about security?

13 A I didn't ever use the term "security." What I used
14 is is this an inpatient program. And she was very clear that
15 it was and that it would be no problem satisfying the
16 requirements of the Florida Drug Court.

17 Q What did you understand -- Well, you told me that
18 you understood that inpatient meant that they would live at
19 the facility?

20 A Yes.

21 Q Was there any reason, other than you understood it
22 was a requirement of the drug court, that you wanted a program
23 that was inpatient?

24 A I wanted that because that was the requirements of
25 the drug court, primarily. My wife, more so than me but me as

1 well, wanted it because we came to the hard realization that
2 Patrick needed help and he wasn't going to be able to get it
3 in an unsupervised manner.

4 Q What kind of supervision did you expect?

5 A I didn't know. And I asked Ms. Rieser what they
6 had, and she told me they engaged the services of a private
7 company. I didn't know if it was a private security company
8 but a private company that managed their residence for them
9 and ensured that the students, as they were called, were
10 completely supervised at all times, that they weren't allowed
11 to go anywhere without supervision, they weren't allowed to
12 bring people into the apartments without supervision, the
13 apartments were continually checked by this security company
14 that was engaged on their behalf -- or security company --
15 excuse me -- this private company that was engaged on their
16 behalf, and that the company ensured the well-being and the
17 welfare of the students when they were not in the program, and
18 that, when they moved from the treatment facility or the
19 classroom facility to the residence, that they were moved in a
20 bus collectively, that they were taken in their rooms
21 collectively, and they didn't come out and go anywhere without
22 supervision.

23 Q Did you understand -- This private company, did you
24 understand that they were armed security guards?

25 A No, I did not.

1 represent Delgado Development, Incorporated.

2 You were talking in the last bit there about what
3 your assumptions were pertaining to Narconon's policies and
4 procedures. How was Narconon supposed to know what your
5 expectations were and what your assumptions were?

6 A Well, I don't know how they were to know. I think
7 there's probably a general assumption by most people that put
8 their children or patients into a program that they're going
9 to be well cared for. And if they put their children or
10 patients into a substance abuse program that they are not
11 going to have access to drugs or alcohol or any substance.

12 Q If you thought that Patrick was so unable to control
13 his own impulses or restrain himself to the extent that his
14 life would be at risk, why didn't you just put him in the jail
15 program?

16 A Because we were working as a family to try and work
17 with Patrick and get his life in order and we were absolutely
18 convinced by our attorney that the jail program was anything
19 but productive. And we were hoping that the time at Narconon
20 would be productive and so was Patrick. He went there with an
21 excellent attitude.

22 Q Did you communicate to Narconon or to anybody in the
23 Delgado Apartments your conviction that Patrick had to be
24 restrained and supervised twenty-four, seven?

25 A I did not talk to anybody in Delgado ever. Only to

1 cannot. But the general contents of what we discussed are
2 what I just said to you.

3 Q Was anybody else present during that conversation?

4 A Just my wife and I were in our den doing this eight
5 or ten hours a day for a couple of days.

6 Q So this was on the telephone?

7 A On the telephone.

8 Q Did you make any notes of that conversation?

9 A No, I did not.

10 Q Did you make any notes at any time of any
11 conversation with Ms. Rieser?

12 A No, I did not.

13 Q Do you have a copy of Patrick's military records?

14 A No, I do not.

15 Q Back to that telephone call that you and your wife
16 had with Ms. Rieser, was she on speakerphone?

17 A No, she was not.

18 Q She was on the phone with you?

19 A She was on the phone with me initially, as I said,
20 and then later with my wife.

21 Q About how long did that conversation go on?

22 A I think I had two conversations with her, perhaps
23 three. The first one was probably thirty minutes.

24 Q Now, was that the first time you had ever spoken
25 with her?