

STATE OF WISCONSIN  
DEPARTMENT OF WORKFORCE DEVELOPMENT  
EQUAL RIGHTS DIVISION  
MILWAUKEE COUNTY

=====

MARILYN FIGUEROA, )  
Complainant, )  
-vs- ) ERD Case No.  
CITY OF MILWAUKEE, ) CR200003454  
Respondent. )  
=====

Videotape Deposition of:

BARBARA R. CANDY

Volume II

Milwaukee, Wisconsin  
February 1, 2002

Reporter: Taunia Northouse, RDR, CRR

1	REQUESTS	PAGES
2	1 Ms. Candy's telephone numbers	198
3	2 Emails re Norquist-Figueroa matter	199
4	3 Ms. Candy's Internet service provider	199
5	4 Emails to and from Mr. Christofferson	199
6	5 Names of individuals who questioned Ms. Candy about the Norquist-Figueroa relationship	215

(Original transcript filed with  
Attorney Arellano)

149

# I N D E X

1	WITNESS	Page(s)
3	BARBARA R. CANDY	
4	Examination by Mr. Arellano	151
5	Examination by Mr. Schrimpf	246

# E X H I B I T S

No.	Description	Identified
3	List of attendees at fund raiser	160
4	Citizens for Norquist -- Mayor's Club	163
5	List of restaurant donors	178
6	List of attendees at fund raiser	179
7	List of donors	181
8	List of donors	181
9	List of donors	182
10	List of donors	182
11	List of donors	183
12	List of donors	188
13	List of donors	189
14	List of donors	190
15	Real Estate Forum Attendees	191
16	Women's Event Sponsors	193
16-A	List of donors	195

(Original exhibits returned by the reporter to  
Attorney Finerty; copies attached to the original  
transcript and provided to counsel)

148

# VOLUME II of VIDEOTAPE DEPOSITION of

BARBARA R. CANDY, called as a witness, taken at the  
instance of the Complainant, under the provisions of  
Chapter 885 of the Wisconsin Statutes, pursuant to  
notice and subpoena duces tecum, before  
Taunia Northouse, a Registered Diplomate Reporter  
and Notary Public in and for the State of Wisconsin,  
at the offices of Murphy, Gillick, Wicht &  
Prachthausen, Attorneys at Law, 330 East Kilbourn  
Avenue, City of Milwaukee, County of Milwaukee, and  
State of Wisconsin, on the 1st day of February 2002,  
commencing at 9:30 in the forenoon.

# A P P E A R A N C E S

VICTOR M. ARELLANO, Attorney,  
for LAWTON & CATES, S.C., Attorneys at Law,  
10 East Doty Street, Madison, Wisconsin,  
appearing on behalf of the Complainant.

BRUCE D. SCHRIMPF and LEONARD A. TOKUS, Assistant  
City Attorneys, for CITY OF MILWAUKEE, OFFICE OF  
THE CITY ATTORNEY, 200 East Wells Street,  
Milwaukee, Wisconsin, appearing on behalf  
of the Respondent.

JOHN D. FINERTY, Attorney,  
for FRIEBERT, FINERTY & ST. JOHN, S.C., Attorneys  
at Law, 330 East Kilbourn Avenue, Milwaukee,  
Wisconsin, appearing on behalf of the witness.

Also present: Marilyn Figueroa and Cheri Garcia  
Emily Aurit, videographer

150

1 BARBARA R. CANDY,  
2 called as a witness, being first duly sworn,  
3 testified on oath as follows:  
4  
5 EXAMINATION  
6 By Mr. Arellano:  
7 Q Ms. Candy, this is the continuation of your  
8 deposition which began yesterday and, as you  
9 understand, you are still under oath and we will be  
10 on the record. And the same instructions pretty  
11 much apply. If you don't understand my question or  
12 have difficulties understanding the context of my  
13 question, please let me know. And if you need a  
14 break or anything at some point, just let me know.  
15 Is that okay?  
16 A Yes.  
17 Q And finally, remember to just simply answer your  
18 questions in the affirmative and/or negative or in  
19 some fashion so that the record's clear.  
20 All right. Let's start by addressing  
21 documents that you have produced as I understand  
22 pursuant to my subpoena; is that correct?  
23 A Yes.  
24 Q And you produced files which in general terms  
25 speaking cover several years of work that you have  
151

1 performed for Mayor Norquist; is that correct?  
2 A Yes.  
3 Q Why don't you tell me in general terms what you have  
4 produced.  
5 A I've produced the fund raisers we did over several  
6 years, the sign-in sheets, the invitations for  
7 various events.  
8 Q And based on my review of some of the records you  
9 produced we're covering a number of years; is that  
10 correct?  
11 A Yes.  
12 Q Can you tell me what years you believe we are  
13 covering through those documents that you produced  
14 today?  
15 A Predominantly '98, '99, 2000.  
16 Q I saw some records that go as far back as 1993?  
17 A '93. On the events we do every year which are the  
18 big folders, they go back to when we started the  
19 event.  
20 Q And just so we can update the record and place your  
21 testimony in proper context chronologically  
22 speaking, you began to work for Mayor Norquist what  
23 year?  
24 A 1987.  
25 Q 1987?  
152

1 A The summer of '87.  
2 Q Was that the first time that Mr. Norquist ran for  
3 Mayor position?  
4 A Yes.  
5 Q When was he elected for the first time?  
6 A April of '88.  
7 Q And so is it fair and accurate to say based on the  
8 testimony that you have provided here yesterday and  
9 today that you have worked for Mayor Norquist  
10 consecutively from 1986 to the present?  
11 A 1987 to the present.  
12 Q 1987 to the present?  
13 A Yes.  
14 Q You have not skipped any year or taken any type of  
15 leave --  
16 A No, no.  
17 Q -- for any reason? And as I understand right now,  
18 his political campaign is active and ongoing?  
19 A Yes.  
20 Q Is that correct?  
21 A Yes.  
22 Q I assume you read the newspaper this morning?  
23 A Yes.  
24 Q And I just wanted to make sure that you have an  
25 opportunity to clarify. I read in the newspaper,  
153

1 and I don't have a copy of the article, that your  
2 salary was \$19,000. I think it was quoted in the  
3 newspaper that you get paid \$19,000?  
4 A I think they took a six-month period after taxes  
5 which is what's reported on the Mayor's report.  
6 Q So that would not be inaccurate with your testimony  
7 from yesterday?  
8 A No, no.  
9 Q Which is that you get \$60,000 a year?  
10 A 60,000, yes.  
11 Q Is that gross or net or before taxes?  
12 A That's before taxes.  
13 Q Before taxes, okay.  
14 A And then the treasurer takes the taxes out.  
15 Q And who does your taxes for you?  
16 A My family taxes?  
17 Q Yes.  
18 A Bill Appel.  
19 Q Is he an accountant here in Milwaukee?  
20 A Yes, yes.  
21 Q The last name spells L-A-P?  
22 A A-P-P-E-L.  
23 Q And he has been your tax preparer for how long?  
24 A I don't know.  
25 Q Years?  
154

1 A Yes.  
 2 Q So he would have all your records; is that correct?  
 3 A Yes.  
 4 Q The records that you produced as I see them contain,  
 5 among other things, lots of lists of names?  
 6 A Yes.  
 7 Q Is that correct?  
 8 A Yes.  
 9 Q And I just wanted to kind of go over a few lists to  
 10 identify some of them. I'm showing you a package of  
 11 a restaurant event, and according to these  
 12 documents, for March 10th, 1997.  
 13 A Uh-huh.  
 14 Q Is that correct?  
 15 A Yes.  
 16 Q Can you tell me who or how you gather all these  
 17 names that appear in those documents?  
 18 A This particular?  
 19 Q Correct.  
 20 A They sign in when they come.  
 21 Q When they come?  
 22 A They arrive at the event.  
 23 Q Did you participate in that event?  
 24 A Yes.  
 25 Q What restaurant was that?

155

1 A I -- I don't know. It's an event where we have 20  
 2 to 30 restaurants prepare food.  
 3 Q Do you recall whether or not Marilyn Figueroa  
 4 attended that event?  
 5 A No.  
 6 Q You don't recall or --  
 7 A I don't recall.  
 8 Q -- or you know she didn't?  
 9 A I don't recall.  
 10 Q Okay, very good. And to avoid you some pain, these  
 11 obviously are not names that you wrote?  
 12 A No.  
 13 Q These are names that the specific individual writes?  
 14 A Right.  
 15 Q The attendee?  
 16 A Right.  
 17 Q Is that correct? Okay. I will place this back in  
 18 your box. I will not mark this batch.  
 19 Then you produced another set of records which  
 20 I am unable to identify by year, so I'm going to  
 21 provide them to you and ask you to look at those  
 22 records to see if you can recall what year those  
 23 records belong to or pertain to.  
 24 A That would be the same event but in 1998.  
 25 Q Are you able to by looking at these forms and/or

156

1 list of sign-in names, are you able to tell me where  
 2 this event took place?  
 3 A No, I don't recall. We move it every year, and I  
 4 don't recall where it was in 1998.  
 5 Q When you say we move it every year, are we talking  
 6 about one major event that takes place every year?  
 7 A In a different place.  
 8 Q And what usually takes place at that particular  
 9 major event that you're referring to?  
 10 A As I said, 20 to 30 restaurants come in, set up and  
 11 cook their specialty. We usually do it at a newly  
 12 developed building. This year it will be at the  
 13 Marshall Field's newly renovated building, and then  
 14 people pay and come and eat.  
 15 Q Where would I find the list of restaurants that  
 16 participate in these events?  
 17 A It changes every year.  
 18 Q The one for 1998?  
 19 A I don't know.  
 20 Q To your recollection, and based on the practice of  
 21 the Mayor with respect to some of these events, do  
 22 you have any information as to whether or not the  
 23 Mayor's staff appeared at this particular event in  
 24 1998?  
 25 A I wouldn't know specifically, but generally they do.

157

1 Q In this particular event of 1998 do you recall  
 2 seeing Marilyn Figueroa there?  
 3 A No, no. There generally are 400 to 500 people  
 4 there. There are a lot of people.  
 5 Q Correct me if my assumption is incorrect -- how do  
 6 you like that sentence, correct me if I'm  
 7 incorrect -- is it fair and accurate to say, so I  
 8 can avoid putting you through a lot of this pain of  
 9 asking you questions that you may not remember, is  
 10 it fair and accurate to say that the only time that  
 11 you really had contact with Marilyn Figueroa was  
 12 when she was assigned to conduct a fund raiser in  
 13 the Hispanic community or in the minority  
 14 communities?  
 15 A No.  
 16 Q If that is your answer, other than the three events  
 17 that you described yesterday involving the Hispanic  
 18 community, black community and the Native American  
 19 community, what other events specifically do you  
 20 recall Marilyn was assigned to conduct?  
 21 A I thought you asked me if I had contact with Marilyn  
 22 other than at these events. I saw her frequently in  
 23 the Mayor's office. Are you asking about working on  
 24 something, that would be working with these events,  
 25 but I saw her quite a bit.

158

1 Q So the only events you remember she organized or was  
2 a factor were the ones that you mentioned yesterday;  
3 correct?  
4 A Right.  
5 Q Otherwise you saw her attending some other events as  
6 well, is that true?  
7 A Uh-huh. And it was not a Native American. It was  
8 an Indian Indian.  
9 Q Oh, from --  
10 A From Asia, yes, yes.  
11 Q What do I know? All right. Given that you have  
12 been involved in these political campaigns for so  
13 many years, would it be very unfair for me to assume  
14 that you know all the people that signed these --  
15 A Yes.  
16 Q -- these lists? You don't know them all?  
17 A No.  
18 Q Is that right?  
19 A No.  
20 Q I have to clarify something, okay? I'm not sure  
21 that I -- I don't know if I removed some names from  
22 your folders. I noticed that some of your folders  
23 have a year. But by just looking at the documents  
24 themselves, are you able to tell me what year these  
25 events occurred?

159

1 A No, no.  
2 Q So you're basically being guided by these folders?  
3 A Yes.  
4 MR. FINERTY: Make sure he gets an  
5 invitation this year.  
6 MR. ARELLANO: You know, off the  
7 record.  
8 (Discussion off the record).  
9 MR. ARELLANO: I'm going to mark  
10 that entire package as Exhibit No. 3, I  
11 believe.  
12 (Exhibit No. 3 marked for  
13 identification)  
14 Q Let me show you now a list of names for what I  
15 believe belongs to the Citizens for Norquist Mayor's  
16 Club. Let me show them to you and tell me if I am  
17 correct in my assumption that that's what they are.  
18 A This is a section of that.  
19 Q Of what?  
20 A Of the Mayor's Club.  
21 Q Can you describe for me what's the Mayor's Club?  
22 A It's an organization that you pay \$250 a year and  
23 you hear three speakers for that amount of money and  
24 get to come to this event for free.  
25 Q And that event involves what?

160

1 A The restaurant event?  
2 Q Yes.  
3 A This is a restaurant event. It's the food thing.  
4 If you give your \$250, you get to come to that.  
5 Q And those records that you produced today or  
6 yesterday and today belong to the year of 19 -- what  
7 year is that?  
8 A '98.  
9 Q 1998. And then yesterday we marked a set of  
10 documents as Exhibit No. 2 which also contains  
11 Citizens for Norquist Mayor's Club. Do you have the  
12 ones for 1999 and 2000?  
13 A This is an ongoing thing.  
14 Q But I notice that Exhibit No. 1 contains a list of  
15 the Mayor's Club for the year 2002. I suspect you  
16 have the ones for 2001, the year 2000?  
17 A They're all -- it's all ongoing.  
18 Q It's an ongoing chronologically?  
19 A It's an ongoing.  
20 MR. SCHRIMPF: Pardon me, counsel.  
21 You just said Exhibit No. 1. Exhibit No. 1 is  
22 a copy of the subpoena.  
23 MR. ARELLANO: No, I said  
24 Exhibit No. 2.  
25 MR. SCHRIMPF: Oh, 2? Okay.

161

1 Q Tell me the procedure that is used in order to  
2 contact someone who wants to be part of the Mayor's  
3 Club. Just give me the steps that you follow. How  
4 do you go about recruiting somebody for the Mayor's  
5 Club?  
6 A At this point it's just encountering new people that  
7 I encounter or --  
8 Q Are you the person assigned to generate members for  
9 the Mayor's Club?  
10 A Yes.  
11 Q Anyone else other than you?  
12 A No. There are people who help me but --  
13 Q Just based on all these lists that you have  
14 provided, is it fair and accurate to say that you  
15 make just an unbelievable number of phone calls or  
16 personal contacts on behalf of the Mayor?  
17 A Yes, yes.  
18 Q Is that right?  
19 A Yes.  
20 Q And if I were to show you the records for 1998,  
21 would you be able to identify some of these  
22 individuals, know who they are?  
23 A Yes.  
24 Q You know them personally?  
25 A Yes.

162

1 Q And I want you to look at -- let me mark this 1998  
2 list of members.  
3 (Exhibit No. 4 marked for  
4 identification)  
5 Q Yesterday you mentioned a list of individuals who  
6 you described as being some of the highest  
7 contributors to John Norquist; do you recall that?  
8 A Yes.  
9 Q Are those individuals also members of the Mayor's  
10 Club?  
11 A Yes.  
12 Q Is that correct?  
13 A Yes.  
14 Q The individuals that you cited yesterday, do you  
15 recall as you sit here today, do you recall which or  
16 who, if anyone, ever questioned you on the rumors  
17 that were circulating in early year 2000, late 1999  
18 about Mayor Norquist and Marilyn Figueroa?  
19 A You're going to have to ask me that again.  
20 Q Yes. You gave me a number of individuals yesterday  
21 that you believe were the biggest contributors?  
22 A Yes. I believe I said John and Dan Katz.  
23 Q Did any of those individuals ever question you --  
24 A No, no.  
25 Q -- about the rumors?

163

1 A No.  
2 Q You mentioned yesterday that these rumors came to  
3 your attention via contributors --  
4 A Uh-huh.  
5 Q -- from time to time and that they went on for a  
6 long period of time?  
7 A Yes.  
8 Q True? Could you give me just a ballpark figure of  
9 the number of people, just a ballpark figure of the  
10 number of people that questioned you or raised the  
11 issue about the rumors between John Norquist and  
12 Figueroa?  
13 A What time frame are you --  
14 Q I'm talking about late 1999 and January and  
15 February of the year 2000 before he was re-elected.  
16 A Nobody in late '99 or January. I think February,  
17 March dozens.  
18 Q Did there come a time when you, if you did, when you  
19 tried to develop a way or an approach on how to  
20 address those questions?  
21 A I addressed them by saying it wasn't true.  
22 Q Given the dozens of inquiries that you received, did  
23 there come a time when you began to be concerned  
24 about this particular rumor?  
25 A No.

164

1 Q Ever?  
2 A No.  
3 Q Is there a reason why if this came up time and time  
4 again almost on the eve of election -- well, strike  
5 that. Did you think that these inquiries and rumors  
6 were significant or had any -- did you give them any  
7 significance?  
8 A No.  
9 Q And why is that?  
10 A Because of the way John is.  
11 Q And you keep saying that, and I'm having  
12 difficulties understanding that answer. Are you  
13 saying that it's not unusual for him to be having  
14 extramarital affairs?  
15 A I'm saying that his personality is such that I  
16 didn't believe he would have extramarital affairs.  
17 Q But nevertheless, the rumor kept popping up?  
18 A Right.  
19 Q Correct?  
20 A Right.  
21 Q And you're telling me here, if I understand --  
22 A Right.  
23 Q -- that it never concerned you?  
24 A I never believed it.  
25 Q That wasn't my question. My question is did that

165

1 ever concern you, the fact that you were getting  
2 dozens of inquiries about these rumors regarding  
3 Ms. Figueroa and Mr. Norquist?  
4 A Concern me how? Did it concern me that it made it  
5 more difficult to raise money? A little bit, yes.  
6 Q All right. It seems to me using common sense, as  
7 one of my law professors used to say that if this  
8 issue keeps coming up, obviously the voters are  
9 concerned about it, true, or were concerned at that  
10 time?  
11 A Well, most of the donors are not voters.  
12 Q Well, regardless. I mean the people that you were  
13 trying to get money from kept bringing this issue,  
14 common sense tells us that they were at least  
15 concerned about this issue; true?  
16 A True.  
17 Q And you're telling us here today that even though  
18 dozens of people were asking you about these rumors,  
19 you never once raised that issue with the Mayor?  
20 A Absolutely, no, I did not.  
21 Q And is it also your sworn testimony in these  
22 proceedings that you did not raise that issue with  
23 the Mayor before he was re-elected and after he was  
24 re-elected?  
25 A Absolutely.

166

1 Q And is it your sworn testimony that you have never  
2 expressed an outrage because the Mayor denied to you  
3 before he came out publicly --  
4 MR. SCHRIMPF: I'm going to object.  
5 MR. ARELLANO: Well, you can't  
6 object until I finish my question.  
7 MR. SCHRIMPF: All right. But I'm  
8 going to object to the question.  
9 MR. FINERTY: Wait till he finishes  
10 the question. Then let him state the  
11 objection. Don't interrupt while they fight  
12 about it.  
13 Q We were talking yesterday about Marge Beil; correct?  
14 A Yes.  
15 Q And you admitted under oath that you did talk to her  
16 about John Norquist and Marilyn Figueroa's rumors --  
17 A Yes.  
18 Q -- before Mr. Norquist became public with his  
19 version of the relationship; correct?  
20 A Correct.  
21 Q You also admitted having spoken to Ms. Beil after he  
22 became public --  
23 A Correct.  
24 Q -- about the relationship? When you spoke to  
25 Ms. Beil, do you recall whether it was a meeting  
167

1 with her, lunch, dinner? I believe you stated  
2 yesterday that it was during lunch time.  
3 A I believe it was late morning.  
4 Q Was it at some specific location?  
5 A At Ms. Katy's Diner.  
6 Q Where is that located?  
7 A By Marquette.  
8 Q As I understand, at that time the two of you had  
9 different views about who to believe?  
10 A No.  
11 Q Well, you believed -- you didn't think that the  
12 Mayor was involved in any type of extramarital  
13 affair?  
14 A This lunch was after the press conference.  
15 Q That's what I want to understand this. But before  
16 that you had spoken to her?  
17 A Yes.  
18 Q And you told her that you didn't believe  
19 Marilyn Figueroa?  
20 A No.  
21 Q What did you say?  
22 A That I believed the Mayor.  
23 Q That was before he came public?  
24 A Yes.  
25 Q All right. And then did you explain to Marge Beil  
168

1 why you believed the Mayor?  
2 A Certainly.  
3 Q What did you say?  
4 A I said I couldn't imagine that he would do this.  
5 Q When you told Marge Beil that you believed the  
6 Mayor, what did you do to come to the conclusion  
7 that the Mayor was to be believed about these  
8 particular allegations? Now hold on a second.  
9 MR. ARELLANO: I want you to read  
10 that question back. I want you to pay  
11 attention and take your time in answering the  
12 question.  
13 (Question read)  
14 A Read it one more time, okay?  
15 MR. SCHRIMPF: I'm sorry, I did not  
16 hear that.  
17 (Question read again)  
18 A I'm not sure.  
19 MR. SCHRIMPF: I'm going to object  
20 to the question because I believe it has been  
21 asked and answered any number of times, and  
22 this really amounts to badgering of the  
23 witness. Subject to that, the witness may  
24 answer.  
25 MR. FINERTY: I'm having a problem  
169

1 with the question, too, because you jump from  
2 the meeting at Ms. Katy's Diner --  
3 THE WITNESS: Back.  
4 MR. FINERTY: -- back. If you were  
5 more specific about the time, I don't want to  
6 tell you how to run your case, but it might  
7 assist her in giving a more direct answer.  
8 MR. ARELLANO: I'm used to lawyers  
9 telling me how to run my case, so I don't take  
10 offense.  
11 MR. FINERTY: Okay. I'll feel free  
12 to do that then.  
13 MR. ARELLANO: But I will probably  
14 not allow you to interfere too many times.  
15 And with respect to the allegation that is  
16 being made by the attorney to the far left --  
17 MR. FINERTY: Schrimpf.  
18 MR. ARELLANO: -- it is not my  
19 intent to badger you. And if you feel that I  
20 am, please let me know.  
21 THE WITNESS: Okay. Is that kind  
22 of like the dentist saying say if it hurts?  
23 MR. ARELLANO: No, that's a serious  
24 accusation, and I'm not engaging in that.  
25 It's just an old loose objection when  
170

1 everything else fails.	1 just that, you know, I have not seen that side of
2 Let me ask you to go back to her very last	2 the Mayor.
3 answer about believing the Mayor.	3 Q I understand that. Now let's go back to my
4 (Several questions and answers read).	4 question.
5 MR. ARELLANO: Hold on a second.	5 A Okay.
6 MR. SCHRIMPF: I'm still going to	6 Q Did you explain to Marge Beil why you believed the
7 interpose an objection to the question.	7 Mayor?
8 MR. ARELLANO: You can't object	8 A Yes. Because I did not believe he was capable of
9 when there's no question yet posed. I want to	9 doing this. That's why.
10 ask my question. Let's go.	10 Q Is that what you said to her?
11 MR. SCHRIMPF: I thought it was	11 A To Marge?
12 being reread. I'm sorry. I thought it was	12 Q Yes.
13 being reread to the witness.	13 A Yes.
14 Q Did you hear your, the last answer that she read for	14 Q Did you say anything else?
15 you?	15 A This is prior to his press conference? No.
16 A Uh-huh, yes.	16 MR. ARELLANO: Now, I am sorry,
17 Q Did you explain to Ms. Beil why you believed the	17 Ms. Northouse, could you read me her last
18 Mayor?	18 answer, please.
19 MR. SCHRIMPF: Objection. There is	19 (Previous answer read: "I
20 no evidence in this record that the witness	20 believed -- I did not believe the Mayor. I
21 ever related any conversations from the Mayor	21 believed the Mayor's side of this, okay? I
22 about an affair.	22 believed because he is in my experience with
23 MR. ARELLANO: Okay, counsel. You	23 him asexual, not able to organize himself into
24 may think that I'm badgering the witness, but	24 a relationship. I just that, you know, I have
25 your form of objecting is totally improper and	25 not seen that side of the Mayor.")
171	173
1 it borders on the coaching. The proper way to	1 Q Have you ever spoken to the Mayor's wife about the
2 object is either objection, asked and	2 Mayor's sexuality?
3 answered, objection, relevance. You know, I	3 A Never.
4 think, I'm sure you understand how a proper	4 Q Have you ever spoken to Mayor John Norquist about
5 objection --	5 his sexuality?
6 MR. SCHRIMPF: Objection, it	6 A No.
7 assumes a fact not in evidence.	7 Q How or on what basis do you state that the Mayor is
8 MR. ARELLANO: Thank you. That's	8 not able to organize himself into a relationship, if
9 the proper objection and as recorded. Now you	9 that is what you said?
10 may answer.	10 A That is what I said. What I meant by that is I
11 MR. FINERTY: The objection is	11 believe -- I don't have experience with this -- that
12 noted. You can answer.	12 to have an affair you need to plan, be organized,
13 MR. ARELLANO: Do you want the	13 and it's just not something I see him doing.
14 question read again?	14 Q Is it based on -- I suspect you're making this
15 THE WITNESS: Maybe.	15 statement or giving this opinion based on your years
16 MR. ARELLANO: Please do so.	16 of familiarity with the Mayor; correct? Is that
17 (Question read)	17 yes?
18 A Can I clarify that?	18 A Yes.
19 Q Well, first answer my question. Did you explain to	19 Q And based on your observations; correct?
20 Ms. Beil, subject to his objection, why you believed	20 A Yes.
21 the Mayor?	21 Q Is it then your belief that what happened in this
22 A I believed -- I did not believe the Mayor. I	22 case as far as sexual contact and relationship, if
23 believed the Mayor's side of this, okay? I believed	23 it did happen, must have taken in the most hidden
24 because he is in my experience with him asexual, not	24 fashion or most hidden places in order for this to
25 able to organize himself into a relationship. I	25 have occurred since nobody knew about it? Do you
172	174

1 have an opinion given what you know of the Mayor?  
 2 MR. SCHRIMPF: Well, I'll interpose  
 3 an objection. This is asking for rank  
 4 speculation, absolutely no evidence to support  
 5 any that she would have an opinion on this.  
 6 MR. ARELLANO: Okay, you're doing  
 7 it again, counsel, okay? It's an improper  
 8 objection and there is --  
 9 MR. SCHRIMPF: Objection,  
 10 speculation, calls for speculation.  
 11 MR. ARELLANO: Thank you, thank  
 12 you. You can't read minds, nor do I want to  
 13 engage in a lot of arguments in my  
 14 depositions. You can't read what she can or  
 15 cannot do.  
 16 Q All right.  
 17 MR. FINERTY: You can answer the  
 18 question.  
 19 A Can you ask it again, I'm sorry?  
 20 Q Let me rephrase it again. It was a pretty bad  
 21 question. Given what you know and the way you think  
 22 about the Mayor's sexuality, and given that you  
 23 testified that you never witnessed Marilyn Figueroa  
 24 or the Mayor engaged in any type of contact or  
 25 anything that would lead you to believe that there

175

1 was something going on, do you have any idea, have  
 2 you formed any opinion as to how these sexual  
 3 contacts must have taken place?  
 4 A No, I can't, no.  
 5 Q So if Ms. Figueroa claims that some of it occurred  
 6 in the office, you have no basis to deny that that  
 7 occurred?  
 8 A Absolutely.  
 9 Q And if she claims that she was coerced and harassed,  
 10 you have no basis to disclaim that fact?  
 11 A Right.  
 12 Q And if she claims that the Mayor tends to be  
 13 vindictive or retaliatory, you won't have basis to  
 14 disagree with that neither, would you?  
 15 A Right.  
 16 Q And if she claims that she is fearful or afraid of  
 17 the Mayor, you have no basis to disclaim that, do  
 18 you?  
 19 A No. Other than I've never heard the Mayor say  
 20 anything but positive things about her.  
 21 Q But you have also known the Mayor to act tough --  
 22 A Yes.  
 23 Q -- against people that cross him --  
 24 A Yes.  
 25 Q -- in any way?

176

1 A Yes.  
 2 Q You also stated that in your view -- and all this we  
 3 will try to make sure that it's sealed for as long  
 4 as we're able to. I don't enjoy asking you these  
 5 questions but it's my job. You also stated on the  
 6 record that you believe that the Mayor is asexual.  
 7 A Let me -- that's strong.  
 8 Q And I wanted to give you an opportunity to clarify.  
 9 A Okay.  
 10 Q At least that's what's on the record.  
 11 A Okay.  
 12 Q The first question that I have for you is did you  
 13 have an opinion as to whether or not the Mayor has  
 14 been sexually repressed?  
 15 MR. SCHRIMPF: I didn't hear that.  
 16 I'm sorry, I didn't hear you, the last word.  
 17 Q Do you have an opinion as to whether or not the  
 18 Mayor is sexually repressed?  
 19 A No.  
 20 Q And when you say no, why do you say that?  
 21 A I'm not qualified to say, I mean.  
 22 Q When you say that the Mayor in your view he is  
 23 asexual, what did you mean by that?  
 24 A I meant by that that he showed, never when he was  
 25 with me or when we were out or anything, interest in

177

1 other women, by comments or anything. He's very  
 2 unemotional. He's very not demonstrative. I think  
 3 probably since 1987 he's hugged me three times.  
 4 That's the side of the Mayor I know.  
 5 Q So those were the bases that you were using in order  
 6 to make the statements you made?  
 7 A Yes.  
 8 Q During all of the years that you have known the  
 9 Mayor, do you know whether or not he has ever  
 10 received any type of counseling?  
 11 A No, I don't know.  
 12 Q The rest of the records that you have produced  
 13 include some records for 1999.  
 14 A This --  
 15 Q Go ahead.  
 16 A This would have been a list of the restaurants that  
 17 participated in the restaurant event.  
 18 Q That I would mark. Could you hand that to the  
 19 professional reporter.  
 20 (Exhibit No. 5 marked for  
 21 identification)  
 22 Q I'm showing you now a list for 1998. It appears to  
 23 have a title Tres Hermanos?  
 24 A Yes.  
 25 Q Could you identify what this is supposed to be.

178



1 A It was a holiday party at Tres Hermanos.  
 2 Q Okay. I will mark this as well.  
 3 MR. FINERTY: What was the year on  
 4 that, '99?  
 5 THE WITNESS: '98, December '98.  
 6 Q I notice that this folder has a list of participants  
 7 for Tres Hermanos and it has a name of Marilyn?  
 8 A Yes.  
 9 Q 1998. What is the significance of that?  
 10 A That Marilyn helped organize this event.  
 11 MR. ARELLANO: I want to mark this  
 12 entire folder.  
 13 (Exhibit No. 6 marked for  
 14 identification)  
 15 Q I'm looking for the folder that may pertain, other  
 16 than the Mayor's Club, the folder for the year 2000,  
 17 and I don't seem to find it. 2001 right here. I'm  
 18 placing back these folders. I have handed you  
 19 another folder. Can you identify what year would  
 20 that be?  
 21 A This one?  
 22 Q Yes.  
 23 A This is from last fall.  
 24 Q Is that for 2001?  
 25 A Yes.

179

1 Q Can I see that for a second? Thank you. Well, as I  
 2 look at this record, it's got some dates for  
 3 January of 2000. Is that correct? And I'll show  
 4 them to you again. I apologize for disorganizing  
 5 your entire -- October 30th, right here. It says  
 6 January 1st -- 5th, 2000?  
 7 A Right. This is who -- this is a list of whom I  
 8 invited to this event.  
 9 Q Okay, very good. Let me ask you, save me the calls,  
 10 the phone calls, going back to the dozens of people  
 11 that questioned you about Mayor Norquist and the  
 12 rumors about his relationship with Figueroa, did you  
 13 ever tell any of those individuals that it was not  
 14 true, that the rumors were not true?  
 15 A Yes.  
 16 Q Did you ever tell them that the Mayor -- did you  
 17 ever tell anyone that the Mayor denied those rumors?  
 18 Anyone that you recall?  
 19 A That the Mayor.  
 20 Q Denied.  
 21 A Denied them to whom?  
 22 Q To you.  
 23 A No.  
 24 Q Did you ever represent that the Mayor denied any  
 25 such rumors?

180

1 A No.  
 2 (Discussion off the record)  
 3 (Exhibit No. 7 marked for  
 4 identification)  
 5 Q I see another folder for the year 2000 with lists of  
 6 names. Can you clarify that for me? I'm looking  
 7 for the 2000.  
 8 A Which names do you want me to clarify?  
 9 Q I'm asking you to clarify whether or not these names  
 10 pertain to any activity for the year 2000.  
 11 A Yes. They're a fund raiser we had, March 20th,  
 12 2000.  
 13 Q Thank you very much.  
 14 (Exhibit No. 8 marked for  
 15 identification)  
 16 Q I'm showing you now a folder that seems to be  
 17 identified with the name of Soika.  
 18 A Right.  
 19 Q Is that Mr. Michael Soika?  
 20 A That is.  
 21 Q Mayor Norquist's chief of staff?  
 22 A Yes.  
 23 Q And tell me how you end up with this file.  
 24 A It's a fund raiser that he worked on. And I don't  
 25 know when it was. Three, four years ago. I don't

181

1 believe he was the chief of staff at that point.  
 2 (Exhibit No. 9 marked for  
 3 identification)  
 4 Q Let me show you one folder with the name of  
 5 Bill Clay.  
 6 A Yes.  
 7 Q Who is Bill Clay?  
 8 A He is an individual who works at OIC.  
 9 Q For the City of Milwaukee?  
 10 A No. It's a nonprofit organization.  
 11 Q And can you tell me for what year these records  
 12 pertain to?  
 13 A This would have been June '99.  
 14 Q I'll take that one.  
 15 (Exhibit No. 10 marked for  
 16 identification)  
 17 Q I have a file for the Yacht Club 1999. Tell me if  
 18 that is accurate.  
 19 A Yes.  
 20 Q And the records contained therein pertain to the  
 21 same year?  
 22 A Yes.  
 23 Q And can you just identify who would have been the  
 24 person securing these signatures that are contained  
 25 in this many different documents?

182

1 A I'm sorry, I'm not --  
 2 Q Do you know who, if anyone, collected these  
 3 signatures?  
 4 A Well, these are again people that just signed in  
 5 when they came.  
 6 Q When they come into the event?  
 7 A Come in, yes.  
 8 Q And then there are some pamphlets in here with names  
 9 of sponsors?  
 10 A Yes. I would have done that.  
 11 Q Is that correct? And then there is also here --  
 12 A That's just the printer's thing.  
 13 Q All right. We'll mark this document. Is this for  
 14 again year, what year is that?  
 15 A '99.  
 16 Q 1999, okay. Very good. Very good.  
 17 (Exhibit No. 11 marked for  
 18 identification)  
 19 (Discussion off the record)  
 20 Q In all fairness to you, let me tell you that you  
 21 have records here that belong to the Feingold Senate  
 22 Committee.  
 23 A Okay.  
 24 Q Are they in any way related to the Norquist  
 25 campaign?

183

1 A No.  
 2 Q Any of these individuals that you may be crossing  
 3 with John Norquist's political campaign?  
 4 A No.  
 5 Q So those records do not --  
 6 A No.  
 7 Q -- belong here?  
 8 A No. The only connection we have is that  
 9 Michelle McGrorty worked for Russ Feingold before  
 10 she came to work for us.  
 11 Q Okay. I'm not going to take any of those.  
 12 I have seen this commercial lines policy that  
 13 I'm showing to you.  
 14 A Yes.  
 15 Q Can you describe, if you will or if you can, what's  
 16 the significance of that document?  
 17 A When we have this restaurant event every year, I  
 18 need to get insurance to insure all these caterers  
 19 and the building. So every year it's a one-night  
 20 policy.  
 21 Q And who pays for this insurance?  
 22 A The campaign.  
 23 Q The campaign fund?  
 24 A Yes.  
 25 Q All of the checks that get received during these

184

1 events, who manages those checks?  
 2 A I'm sorry? I get them and I take them to our  
 3 treasurer.  
 4 Q And who is your treasurer?  
 5 A Reinhart, Boerner, Van Deuren, Steve Jacobs.  
 6 Q And then they just deposit them?  
 7 A They deposit them, yes.  
 8 Q What bank are these records deposited in?  
 9 A Bank One.  
 10 Q Of Milwaukee?  
 11 A Yes.  
 12 Q I suspect you had to locate all these records  
 13 pursuant to the subpoena that we sent you; is that  
 14 correct?  
 15 A Yes.  
 16 Q And I suspect you selected those records that you  
 17 felt applied to the subpoena?  
 18 A I selected what I had.  
 19 Q Did you consult with any member of the campaign,  
 20 political campaign for John Norquist before bringing  
 21 these records?  
 22 A No.  
 23 Q Have you spoken to Mr. Christofferson about your  
 24 deposition at all?  
 25 A You mean yesterday?

185

1 Q Yesterday did you talk to him?  
 2 A I talked to him yesterday morning.  
 3 Q Before or after your deposition?  
 4 A Before my deposition because I didn't know what to  
 5 do with that TV camera in my yard.  
 6 Q What did he tell you to do?  
 7 A Tell them to go away.  
 8 Q Have you spoken to him last night?  
 9 A He sent me an email and asked me how I was. I said,  
 10 I am fine.  
 11 Q Did you respond to the email?  
 12 A I said, I am fine.  
 13 Q Did you discuss anything else in the email?  
 14 A No.  
 15 Q Did you speak to anyone else other than  
 16 Mr. Christofferson via email?  
 17 A When?  
 18 Q Last night?  
 19 A Well, yeah, I mean with the rest of my work.  
 20 Q Who did you talk to?  
 21 A The Doyle campaign, the Shilbilski campaign.  
 22 Q Anything specific that you discussed with these  
 23 folks?  
 24 A Well, yeah. Yesterday was the day all the finance  
 25 reports were due for all the campaigns so --

186

1 Q Did you discuss anything about your testimony?  
 2 A No, no.  
 3 Q Did you ever meet with Mr. Christofferson or  
 4 John Norquist when you learned that you were going  
 5 to be deposed? From the very first time that you  
 6 received notice or you became aware that you were  
 7 going to be deposed have you spoken to them?  
 8 A Have I spoken to them? Yes. I mean about being  
 9 deposed?  
 10 Q Yes.  
 11 A No. I don't even know if the Mayor knows that I'm  
 12 being deposed.  
 13 Q What about Mr. Christofferson?  
 14 A Yes, I have spoken to him.  
 15 Q What did you discuss with him?  
 16 A Nothing other than I was being deposed and I was  
 17 going to get a lawyer.  
 18 Q Did anything was discussed with respect to  
 19 Christofferson's position regarding the Mayor and  
 20 Marilyn Figueroa?  
 21 A No, no.  
 22 Q I have a list of I believe businesses here; is that  
 23 correct?  
 24 A Well, depending what year this is, this is again a  
 25 list of restaurants that will participate in a  
 187

1 restaurant event. This looks recent from the last  
 2 couple years.  
 3 Q I have here a page that indicates the name of  
 4 Michal Dawson, D-A-W-S-O-N.  
 5 A Uh-huh.  
 6 Q For John Norquist?  
 7 A Uh-huh.  
 8 Q Who is Michal Dawson?  
 9 A She works in the Department of City Development.  
 10 Q And can you tell me what this document purports to  
 11 represent?  
 12 A Well, I think that people who would have helped her  
 13 on this restaurant event I think.  
 14 Q Michal Dawson, is she a John Norquist staff member?  
 15 A Yes.  
 16 Q Is she also a member of the political campaign  
 17 organization?  
 18 A She and I do a lot of stuff together. No, she's not  
 19 involved in any -- are you asking me about meetings  
 20 and stuff?  
 21 Q Right.  
 22 A No.  
 23 (Exhibit No. 12 marked for  
 24 identification)  
 25 Q I'm showing you another sign-in form with lots of  
 188

1 names. Are you able to tell me for what year this  
 2 particular list was gathered?  
 3 A No, I can't on this one.  
 4 Q Okay, very good. I've got here as part of the  
 5 records that you produced a facsimile from the  
 6 Michael Best & Friedrich law firm with some  
 7 attachments from a Barbara Boxer, B-O-X-E-R, with a  
 8 list of names. Can you tell me, No. 1, what these  
 9 records purport to represent?  
 10 A Can I see the file?  
 11 Q Sure, you can. Anything you can do to help.  
 12 A She does an event for the Mayor. No, I don't know.  
 13 I actually don't know what this is. I have no idea.  
 14 This is not --  
 15 Q Do you have any clue as to how these records ended  
 16 up in your possession?  
 17 A I think that it's probably something I used as a  
 18 mailing list.  
 19 Q All right.  
 20 MR. ARELLANO: Go ahead and mark  
 21 this. Anything else you want to see?  
 22 (Discussion off the record)  
 23 (Exhibit No. 13 marked for  
 24 identification)  
 25 MR. FINERTY: A more technical, or  
 189

1 a more housekeeping measure. Did you mention  
 2 to him about the files?  
 3 THE WITNESS: No.  
 4 MR. FINERTY: If you take something  
 5 out of a file, maybe we ought to give it to  
 6 her and she'll put it in a separate file  
 7 rather than putting it back in there because  
 8 she's not going to have -- these are not the  
 9 most accurate, or the best collated records,  
 10 so she's going to have trouble getting those  
 11 things which may not have dates on them into  
 12 the particular file. So if you could just  
 13 maybe give them to her and she can figure out  
 14 how she wants to put them in the box. I don't  
 15 want to slow things up though.  
 16 THE WITNESS: I think we're pretty  
 17 done now. We're pretty done with this.  
 18 MR. ARELLANO: And I would have  
 19 loved to listen to your advice, but I think it  
 20 came a little --  
 21 THE WITNESS: It did. It was a  
 22 little late.  
 23 MR. ARELLANO: Let me ask you to  
 24 mark this. But it was a good point.  
 25 (Exhibit No. 14 marked for  
 190

1 identification)  
2 Q Let me show you a document that I retrieved from the  
3 box that you produced today. Can you identify this  
4 document for the record?  
5 A It's just a list of people in real estate. It's  
6 again a mailing list.  
7 Q And these are individuals who were at least  
8 contacted on behalf of Mayor Norquist?  
9 A Well, they would -- if you cut -- if you consider  
10 getting a piece of mail contact.  
11 Q Okay, that's fine.  
12 A Did I phone them? No.  
13 Q Okay. I'll mark that.  
14 (Exhibit No. 15 marked for  
15 identification)  
16 Q I'm also showing you a set of records titled Women  
17 in Leadership Attendee List?  
18 A Yes.  
19 Q Did I read that correctly?  
20 A Yes.  
21 Q And Women's Event Sponsors?  
22 A Yes.  
23 Q Can you tell me the purpose for collecting these  
24 records?  
25 A Well, this was a mailing list.

191

1 Q Okay.  
2 A This was a list of sponsors on that invitation.  
3 Q You're referring to the Women's Event Sponsors?  
4 A Yes.  
5 Q And the women's list obviously is the one entitled  
6 Women Attendee List; is that correct?  
7 A Yes.  
8 Q Do you recall whether or not, or do you know whether  
9 or not any of the individuals contained in these  
10 lists were also contacted for purposes of supporting  
11 Mayor Norquist?  
12 A Again, these people would likely have gotten an  
13 invitation.  
14 Q These people meaning the Women in Leadership  
15 Attendee List --  
16 A Right.  
17 Q -- that you are producing here? And what about the  
18 event sponsors? Do you think that they would also  
19 be part of your --  
20 A Yes.  
21 Q -- record?  
22 A These people on this invitation.  
23 Q And this invitation meaning a pamphlet that you are  
24 showing me inviting people to the Mayor's reception  
25 on December 9th of 1999?

192

1 A Yes.  
2 Q Is that right?  
3 A Yes.  
4 Q We're going to mark these three documents together  
5 related to Women's Events Sponsors, Women in  
6 Leadership List and the invitation to  
7 John Norquist's event. Is that okay?  
8 A Yes.  
9 (Exhibit No. 16 marked for  
10 identification)  
11 MR. ARELLANO: In fact, if you  
12 don't object, counsel, I'm going to add to  
13 that same exhibit a letter that purports to be  
14 signed by John Norquist dated November 5th,  
15 1999, making reference to the women's event.  
16 Q Is that correct?  
17 A Yes.  
18 Q Witness? And I have to call you ma'am, witness.  
19 MR. SCHRIMPF: There's also some  
20 handwritten material on the back of that  
21 letter. Is that part of the exhibit?  
22 MR. ARELLANO: Yes, why don't we do  
23 that if you have no objection. We will make  
24 this a part and incorporate with Exhibit 16.  
25 Do you have any objection?

193

1 MR. SCHRIMPF: That's fine.  
2 Q Now, let me ask you this, Ms. Candy, do you recall  
3 whether or not in 1999, late 1999 or January,  
4 February or March of the year 2000 before  
5 Mayor Norquist was re-elected, whether or not any  
6 women, women's groups, associations ever inquired  
7 through you about the rumors related to  
8 Mayor Norquist and Marilyn Figueroa?  
9 A No, they did not.  
10 Q Have you ever received any letters, correspondence,  
11 cards, communication of any kind, including emails,  
12 in which taxpayers or citizens of Milwaukee or from  
13 any area were questioning these rumors before he was  
14 re-elected?  
15 A No.  
16 Q Do you know whether or not the campaign organization  
17 or any member of the campaign organization received  
18 any letters from voters or contributors or citizens  
19 from any source regarding those rumors before  
20 Mayor Norquist was elected?  
21 A I would have no way of knowing that, not to my  
22 knowledge.  
23 Q No one ever brought any of these issues to your  
24 attention?  
25 A Mail? No, no.

194

1 Q Do you recall whether or not before Mayor Norquist  
2 was re-elected in April of the year 2000 any other  
3 campaign organization member raised or mentioned  
4 those rumors in your presence?  
5 A No.  
6 Q Including Michelle and Christofferson, any of those  
7 individuals?  
8 A From January 1st to whenever it closed down, I never  
9 was inside that campaign headquarters.  
10 Q All right, very good.  
11 A Again, that's all part of that. It's all mailing  
12 lists for that.  
13 Q For that exhibit?  
14 A Yes.  
15 Q I want to keep them together and I'm sure you do  
16 too.  
17 A Yes, I do, please.  
18 MR. ARELLANO: Well, let's just  
19 mark this as a --  
20 MR. FINERTY: It goes with this  
21 exhibit? Just 16-A.  
22 MR. ARELLANO: 16-A. There we go.  
23 Experience always prevails.  
24 (16-A marked for identification)  
25 Q Do you have a copy of Exhibit No. 1, Ms. Candy?

195

1 A Yes.  
2 MR. SCHRIMPF: We do not have a  
3 copy with page 11. Oh, we do, okay. You got  
4 it? And does it say amended notice, counsel?  
5 MR. ARELLANO: It's the amended  
6 notice of taking deposition and subpoena duces  
7 tecum. You got it?  
8 MR. SCHRIMPF: Yes.  
9 MR. FINERTY: It's just the only  
10 discrepancy was you apparently faxed the City  
11 Attorney's Office a copy and page 11 didn't  
12 come through. We were trying to figure out,  
13 but she gave us the hard copy.  
14 Q So you have all of the pages?  
15 A Yes.  
16 Q All right, very good. Now, how did you receive this  
17 particular notice of deposition?  
18 A A man brought it to the door.  
19 Q Did you before coming here pursuant to the subpoena,  
20 did you have any contact with the City Attorney's  
21 Office?  
22 A No.  
23 Q Let's go to the first -- to page No. 2. I believe  
24 you testified yesterday that you have never been an  
25 employee of the City of Milwaukee?

196

1 A That's right.  
2 Q Is that correct? And you have never worked on any  
3 projects paid by the City of Milwaukee?  
4 A Right.  
5 Q Is that correct? So therefore, with respect to  
6 request No. 1, would it be fair and accurate to say  
7 that you do not have access, nor do you have any  
8 files pertaining to Marilyn Figueroa?  
9 A That would be correct.  
10 Q On the same page, this particular request requires  
11 that you produce, among other things, performance  
12 reviews. You have never issued performance reviews  
13 to Marilyn Figueroa?  
14 A No.  
15 Q Of any kind, not even verbal?  
16 A No.  
17 Q And I am talking about the period in which she  
18 worked for you, or with you?  
19 A With me.  
20 Q On campaign issues?  
21 A Other than telling her she did a good job, no.  
22 Q You don't recall any one time where you felt that  
23 she was not competent?  
24 A I'm sorry?  
25 Q You never felt that Marilyn Figueroa was not

197

1 competent?  
2 A No.  
3 Q Or that she had disregarded your directive in any  
4 way?  
5 A No.  
6 Q Okay, very good.  
7 A I don't think I ever gave any directives.  
8 Q Very good. Memoranda regarding Marilyn Figueroa.  
9 A No.  
10 Q Do you have anything?  
11 A No.  
12 Q What about notes?  
13 A No.  
14 Q Telephone messages?  
15 A No.  
16 Q By the way, do you have a cellular phone?  
17 A Yes.  
18 Q I tell you what. I'm going to discuss some of these  
19 issues with counsel later on. And if we can come to  
20 some stipulation on some of these issues, wonderful.  
21 If not, we'll bring you back or we'll make a request  
22 from the judge.  
23 One of the items that I will request that you  
24 don't have to disclose it right now is your cellular  
25 phone number, your home number.

198

1 A Uh-huh.	1 MR. ARELLANO: Unless in any of
2 Q And your business phone number.	2 that information Mr. Norquist and/or Figueroa
3 A Okay.	3 or anything related to this legal dispute is
4 Q Okay?	4 included.
5 A Uh-huh.	5 THE WITNESS: Okay.
6 Q Electronically maintained records related to	6 MR. ARELLANO: For example, talking
7 anything pertaining to the dispute, rumors,	7 about one other client but this client has
8 allegations, defenses, claims between John Norquist	8 something to do with Norquist, Norquist and
9 and Marilyn Figueroa. I will also request from your	9 Figueroa, those things I want to know, okay?
10 counsel or from you via your counsel your Internet	10 Q You had -- did you ever have anything to do with
11 service provider, your file server and all of the	11 Marilyn's reclassification or lack thereof?
12 email communications you have had from January 2000	12 A Nothing.
13 to the present with Mr. Christofferson,	13 Q Did you ever talk to Marilyn Figueroa about her
14 Mr. Norquist, his spouse, and any person that has	14 concerns regarding reclassification?
15 made any comments of any kind related to	15 A I don't believe so. As I said, I don't know
16 Marilyn Figueroa and John Norquist. And that	16 anything about reclassification.
17 includes any messages that you may have sent or	17 Q Well, let me ask you this. If Ms. Figueroa were to
18 received from Marge Beil.	18 testify, and I want to give you this benefit of the
19 With respect to Mr. Christofferson, I would	19 doubt --
20 also request a printout of your email communication	20 A Right.
21 all the way till this morning, if there was any.	21 Q -- if Ms. Figueroa were to testify that in 1998 you
22 Okay?	22 called her at home and expressed your disappointment
23 A Relay --	23 that she was not being reclassified, do you have any
24 MR. FINERTY: From when, from	24 basis to say that she would be lying?
25 January 2000?	25 A I don't recall that.
199	201
1 MR. ARELLANO: From January 2000	1 Q But you can't say that she would be lying?
2 related -- I would like to see them all with	2 A No, but I don't recall that.
3 Mr. Christofferson. Now, I will certainly	3 Q Have you ever issued any letters of recommendation
4 entertain counsel's -- both of them will	4 on behalf of Ms. Figueroa?
5 eventually have something to say. Obviously	5 A No.
6 your attorney will probably rely on some	6 Q Have you ever verbally made recommendations on
7 privacy basis. But I will entertain some	7 behalf of Ms. Figueroa?
8 explanation as to why certain records cannot	8 A Yes.
9 be produced.	9 Q To whom?
10 MR. FINERTY: Yes. We'll talk	10 A Let me get the year right. 2000 in the fall to the
11 about that after. If she has the records and	11 people who wanted to involve her in the Gore
12 can produce them, we'll produce them. I don't	12 campaign.
13 know what's been deleted. I don't know how	13 Q Anyone else?
14 long she keeps them. But we'll make some	14 A No. There was one other, I don't recall, it again
15 attempt to work something out. And then we	15 was in late 2000 somebody called.
16 can go off the record and do it. And then if	16 Q Given what you know of Ms. Figueroa and the role she
17 you want to put it back on the record.	17 has played in the City of Milwaukee, how would you
18 MR. ARELLANO: Well, we've been on	18 describe her strengths and weaknesses, if any, prior
19 the record.	19 to this entire dispute?
20 THE WITNESS: This is related not	20 MR. SCHRIMPF: Could I have that
21 to Bill's and my other clients; right?	21 question reread, please.
22 MR. ARELLANO: Right. I don't want	22 (Question read)
23 any information related to any of your other	23 MR. SCHRIMPF: I'm going to
24 clients.	24 interpose an objection based on foundation.
25 THE WITNESS: Okay.	25 MR. ARELLANO: Thank you. And
200	202

1 that's a good point.  
 2 Q I ask you that question because I believe you've  
 3 testified that you have known Ms. Figueroa for a  
 4 long time?  
 5 A Yes.  
 6 Q True? And that you have respect for her competence?  
 7 A Yes.  
 8 Q And for her work, hard work?  
 9 A Yes.  
 10 Q And I believe you know her well, at least from a  
 11 professional stand in what you do?  
 12 A In what she did with me, yes, yes.  
 13 Q Exactly. And based on that now I ask you to answer  
 14 my previous question. Would you like that question  
 15 read again?  
 16 MR. SCHRIMPF: Well, the objection  
 17 still stands, counsel, because you haven't  
 18 laid the foundation.  
 19 MR. ARELLANO: Noted. Go ahead.  
 20 You can answer my question.  
 21 MR. FINERTY: You can answer.  
 22 A I'm sorry. What are Marilyn's strengths, is that  
 23 what you asked me?  
 24 Q Yes. In the City of Milwaukee.  
 25 MR. SCHRIMPF: Just so that it's  
 203

1 very clear for the record, objection still  
 2 stands based on foundation.  
 3 MR. ARELLANO: Noted three times.  
 4 Q Go ahead.  
 5 A Okay. I think that she was a very good organizer,  
 6 particularly in minority communities, not limited in  
 7 Hispanic community. I was impressed by her ability  
 8 to get along with all ethnic, minority. And there  
 9 are not many people that can sort of move from  
 10 Hispanic to African-American to Asian Indian with  
 11 ease, which she did. That's a rare skill. I think  
 12 she is a very tough lady.  
 13 Q Do you believe that she was a key factor in those  
 14 areas that you just identified?  
 15 A I think certainly in the Hispanic community. I  
 16 think she was just beginning to work into these  
 17 other communities.  
 18 Q You stated that she is a tough lady. Do you know  
 19 Marilyn personally?  
 20 A Personally? Not well, no.  
 21 Q So if someone were to say deep down she's a shy  
 22 individual when it comes down to personal feelings,  
 23 you won't have any basis to deny that?  
 24 A No.  
 25 Q If anyone were to say that she is timid when it  
 204

1 comes down to personal matters that affect her  
 2 feelings, you won't have any basis to deny that?  
 3 A No.  
 4 Q Did you ever had any input with Mayor Norquist with  
 5 respect to who would be granted a block grant?  
 6 A No.  
 7 Q Have you ever seen anywhere, including involving,  
 8 including the Mayor, Mayor's residence, Mayor's  
 9 office, any letters, cards, memos written to  
 10 Mayor Norquist from Marilyn Figueroa?  
 11 A No.  
 12 Q Have you ever seen any letters, cards written from  
 13 Mayor Norquist to Marilyn?  
 14 A No.  
 15 Q When Marilyn was working with you, whenever she did,  
 16 did you ever receive any complaints from the public  
 17 or the folks that you --  
 18 A No.  
 19 Q -- were seeking to endorse?  
 20 A No.  
 21 Q Do you keep any files of any aides to  
 22 Mayor Norquist, files of any kind?  
 23 A No.  
 24 Q With respect to the hours that someone that works  
 25 for Mayor Norquist, with respect to the hours that  
 205

1 that staff member spends in political activities,  
 2 how are those records kept? How do you keep track  
 3 of the hours or how do they keep track of the hours,  
 4 if you know?  
 5 A I'm not sure what you're asking me.  
 6 Q Well, yes. That was probably one of the worst ones  
 7 this morning. I just want to understand is how does  
 8 the political organization that works on behalf of  
 9 Mayor Norquist keep track of hours spent on  
 10 political activities?  
 11 A We don't. It's volunteer.  
 12 Q There's no record?  
 13 A Totally.  
 14 Q What about those that are paid, salaries? How are  
 15 those hours kept?  
 16 A They're not. People are paid on a monthly basis.  
 17 You're expected to work all the time.  
 18 Q Do you -- yesterday you testified that, and I want  
 19 to make sure that I use the proper language and  
 20 clarify anytime that I distort anything you may have  
 21 said. And I think you've been pretty good in doing  
 22 that which I appreciate. Yesterday you testified  
 23 that you never have kept a personal calendar?  
 24 A Never in my life.  
 25 Q And I think I inquired as to whether or not you keep  
 206

1 any type of calendar in any fashion, whether it's	1 you ever feel the need, did you ever feel the need
2 just notes here, notes there, in a matches box or in	2 to keep notes on your communication with
3 your computer. Nothing?	3 John Norquist?
4 A Nothing.	4 A No.
5 Q How do you keep track of all these hundreds of	5 Q To your knowledge, has Mayor Norquist ever been sued
6 contacts that you make?	6 before?
7 A Having a calendar is not keeping track of contacts.	7 A I wouldn't know.
8 I keep track of the contacts by this.	8 Q You are not aware of any?
9 Q Logs?	9 A No, I said I wouldn't know.
10 A My lists, yes.	10 Q But you're not aware of any one other time when he
11 Q What about Mr. Norquist? Do you ever keep his	11 has been sued?
12 calendar?	12 A No.
13 A No.	13 Q Do you ever keep any type of communication with
14 Q When you have scheduled an event or an appearance on	14 Ms. Deanna Delaney?
15 behalf of Mr. Norquist, do you go through Ruth?	15 A I don't even know who that is.
16 A Yes.	16 Q You don't know who she is.
17 Q Is that right?	17 A No.
18 A Yes.	18 Q Well, that simplifies my work.
19 Q And so she writes it down?	19 MR. SCHRIMPF: I'm sorry, I didn't
20 A Yes.	20 hear that, counsel.
21 Q And then that's the way he does. So you don't have	21 MR. ARELLANO: It wasn't very
22 any calendars?	22 important, but you're entitled to hear it.
23 A I have no calendars.	23 MR. SCHRIMPF: Thank you.
24 Q You don't have any calendars of your contacts with	24 MR. ARELLANO: When somebody tells
25 Mr. Christofferson? Any type of daily --	25 me they don't know, that simplifies my work.
207	209
1 A No.	1 Q Now, request No. 11 requires that you provide all
2 Q -- schedule?	2 records related to political and fund raiser events
3 A Of my contacts?	3 for the time period of January 1st, 1995 through
4 Q Correct.	4 February 2000. I believe you have provided a number
5 A No.	5 of records this morning?
6 Q You mentioned yesterday that when a political	6 A Right.
7 campaign is going the Mayor visits you regularly.	7 Q Are those records in your view responsive of request
8 And I think you used the word daily; is that	8 No. 11?
9 correct?	9 A Responsive as I can be.
10 A Yes.	10 Q What did you do in order to comply with request
11 Q Is that still the practice today?	11 No. 11? Just tell me the procedure that you
12 A No.	12 followed in order to collect all these records.
13 Q When did that practice stop?	13 A I opened my file drawers for the years and pulled
14 A As soon as the election was over.	14 them out.
15 Q In April of 2000?	15 Q Did anyone assist you in doing that?
16 A 2000.	16 A No.
17 Q Now, how often do you get to see the Mayor in	17 Q When Marilyn Figueroa was working with the political
18 person?	18 campaign for John Norquist, do you know if she was
19 A Now, you mean currently?	19 given some sort of a written job description?
20 Q Correct.	20 A I wouldn't know that.
21 A Currently. Once or twice a week.	21 Q Was there a plan within the organization, was there
22 Q Is that specific days that you get to see him?	22 a plan, including the Mayor, as to what areas
23 A Not now. And this is for an abbreviated time,	23 Ms. Figueroa would be concentrating on?
24 because we're working on a School Board race.	24 A I don't know.
25 Q Back and before he was elected in April of 2000 did	25 Q Did you have any knowledge as to what areas she was
208	210



1 supposed to concentrate?  
 2 A No, other than what she was doing with me.  
 3 Q You don't have obviously any sick leave or vacation  
 4 records that would pertain to Ms. Figueroa?  
 5 A No.  
 6 Q For the time that she was working on the political  
 7 campaign?  
 8 A No.  
 9 Q Is that correct? Do you ever get involved in Common  
 10 Council activities?  
 11 A No. Well, excuse me. You mean the actual.  
 12 Q Right.  
 13 A I get involved in campaigns.  
 14 Q Not in voting and supporting any type of position?  
 15 A Yes, right.  
 16 Q When Marilyn Figueroa was working with you in the  
 17 last re-election campaign, do you recall any one  
 18 time when Marilyn Figueroa did not attend or went  
 19 home because of illness?  
 20 A I was never down there, so I wouldn't know. Did I  
 21 hear it? No. But I was separate.  
 22 Q Do you ever get reimbursed for expenses from the  
 23 campaign?  
 24 A What type of expenses?  
 25 Q Mileage?

211

1 A No.  
 2 Q Meals?  
 3 A No.  
 4 Q That all is on your own ticket?  
 5 A Yes, yes.  
 6 Q Request No. 18 requires that you produce names of  
 7 individuals who have made contributions to the  
 8 re-election of John Norquist. I believe you have  
 9 produced records pertaining to this request. Is  
 10 that correct?  
 11 A Yes.  
 12 Q Are there any records that you excluded that would  
 13 qualify under this particular request No. 18?  
 14 A Not that I have in my possession.  
 15 Q Other than you, who else would have copies of  
 16 records from contributors?  
 17 A As I said, the campaign's computer person.  
 18 Q I think you did give me the name of that --  
 19 A Peter Turner.  
 20 Q Peter Turner, all right.  
 21 A The treasurer.  
 22 Q Who is that?  
 23 A Steve Jacobs at Reinhart, Boerner and the City  
 24 election commission.  
 25 Q Request No. 19 requires that you provide all of the

212

1 events or fund raisers from '95 through 2000. And  
 2 you produced a lot of those records today. Did you  
 3 exclude any for any reason?  
 4 A Well, I didn't go back to '95, but that would be  
 5 more something that would be on Ruth's calendar than  
 6 I would have access to.  
 7 Q Is that pretty much the way it works? Ruth pretty  
 8 much keeps track of the calendar?  
 9 A Totally.  
 10 Q Are you aware of any journalist that questioned  
 11 John Norquist about his alleged relationship with  
 12 Marilyn Figueroa?  
 13 A No.  
 14 Q Before December?  
 15 A No.  
 16 Q Did you get any phone calls from any journalist ever  
 17 among the dozens of people that were questioning  
 18 you, did you ever get -- about the affair or the  
 19 relationship or the exchange between Marilyn and  
 20 John Norquist? Were there ever any journalists that  
 21 called you to question you on this issue?  
 22 A In what time frame?  
 23 Q Late November of '99, December or January through  
 24 April of 2000.  
 25 A No, no.

213

1 Q What about after that?  
 2 A Yes, there's a very persistent Channel 4 reporter  
 3 that calls me, but I've never spoken to them.  
 4 Q Who is that?  
 5 A I don't know her name.  
 6 Q Is that Ben Tracy?  
 7 A No.  
 8 MR. FINERTY: Is it a man or a  
 9 woman?  
 10 THE WITNESS: Woman.  
 11 Q Channel what?  
 12 A 4.  
 13 Q Is that Ms. Melanie Stout?  
 14 A I believe so.  
 15 Q You have never spoken to any journalist?  
 16 A No.  
 17 Q Never been interviewed?  
 18 A I don't speak to journalists.  
 19 Q Are you aware of any strategy sessions conducted by  
 20 anyone, including the attorneys for the City, to  
 21 deal with the Marilyn Figueroa complaint?  
 22 A No.  
 23 Q Are you aware of any strategy meetings where  
 24 Marilyn Figueroa's complaints against the Mayor were  
 25 discussed where Mr. Christofferson, Chuck Pruitt,

214

1 Mr. Fleming, Mr. Reimer or Jeff Gillis were present?  
2 A In what time frame?  
3 Q At any time to the present.  
4 A I believe my husband was involved in December after  
5 the press conference.  
6 Q He was involved in what?  
7 A A strategy session.  
8 Q Do you know what was discussed?  
9 A No, I do not.  
10 Q Did he ever tell you what the strategy was?  
11 A No, no.  
12 Q And that was after the Mayor had opened up?  
13 A Yes, yes.  
14 Q Now, request No. 23, I would hope that you would  
15 save me a lot of work. Request No. 23 requires that  
16 you provide a list of names of individuals who  
17 discussed, inquired, made statements and/or  
18 questioned Mayor John Norquist about his alleged  
19 relationship with Marilyn Figueroa prior to the last  
20 week of re-election in 2000. Do you have any  
21 information with respect to that?  
22 A Let me be very sure I understand what you're asking  
23 there.  
24 Q It's request No. 23.  
25 A Right. Who directly addressed the Mayor?

215

1 Q Correct.  
2 A No, no.  
3 Q Now, what I would like you to do is tell me within  
4 10 days after looking at the list of people to see  
5 if you can identify those individuals who may have  
6 questioned you on the rumors before the re-election.  
7 A Right.  
8 Q So I don't have to call them all; okay?  
9 A But you asked me here if they questioned him; right?  
10 I would have no knowledge of that.  
11 Q Right.

12 MR. FINERTY: You skipped back to  
13 22 instead of 23.

14 MR. ARELLANO: Right. I did. I  
15 already addressed that. And then I went into  
16 23. All right?

17 MR. FINERTY: What is it you're  
18 requesting her to do within 10 days?

19 MR. ARELLANO: Well, it's not  
20 required, but you could help me tremendously  
21 if you can look at the records that you have  
22 list of names to see if you recognize any of  
23 the individuals that inquired about the rumors  
24 of John Norquist and Marilyn Figueroa to whom  
25 you deny that these rumors were actually

216

1 correct so I don't have to call all these  
2 people or send my investigator. That would  
3 help me tremendously.  
4 MR. SCHRIMPF: I would request that  
5 when Ms. Candy does this she provide that list  
6 rather than to Mr. Arellano, to her counsel,  
7 and that counsel simultaneously communicate  
8 the results of this search to Mr. Arellano and  
9 myself.  
10 MR. ARELLANO: Well, I want a copy  
11 of the list that she's going to put together.  
12 MR. FINERTY: I think he's saying  
13 that she would give it to me and then I'd fax  
14 it to you and fax it to him at the same time.  
15 MR. SCHRIMPF: That's right.  
16 That's precisely right.  
17 MR. ARELLANO: That's not exactly  
18 what he says, but I like your approach. He  
19 wanted you to convey us over the way it come  
20 across. But I think we are in agreement.  
21 MR. FINERTY: Yeah, I'm not going  
22 to get involved.  
23 MR. ARELLANO: See that's what you  
24 get.  
25 MR. FINERTY: I'll be the mailman.

217

1 If she can recollect. I don't know if her  
2 recollection will be refreshed or not.  
3 MR. ARELLANO: All right.  
4 Q Again yesterday looking at request No. 24, yesterday  
5 I asked you whether or not you knew of anyone that  
6 may have information regarding John Norquist's  
7 alleged consensual relationship. And I believe you  
8 denied knowing anything --  
9 A Right.  
10 Q -- with respect to this question?  
11 A Yes.  
12 Q And I'm talking about request No. 24; correct?  
13 A Right.  
14 Q Request No. 25 asks that you provide a list of names  
15 of any individuals who you believe may have any  
16 direct information from Marilyn Figueroa about the  
17 alleged sexual relationship with John Norquist. Do  
18 you have any information with respect to this  
19 question?  
20 A No. Marge would be the only.  
21 Q And Marge Beil basically shared with you her beliefs  
22 that she believed Marilyn Figueroa's complaint?  
23 A Yes. Well, it wasn't a complaint.  
24 Q Or allegations; is that correct?  
25 A Yes.

218

1 Q Request No. 26 requests that you provide a list of  
 2 dates in which agents of respondent City of  
 3 Milwaukee, including John Norquist, held any type of  
 4 meeting, any type of discussion of any kind related  
 5 to the alleged sexual relationship with  
 6 Marilyn Figueroa prior to October 11th, 2000. The  
 7 dates alleged herein include but shall not be  
 8 limited to discussions with the following  
 9 individuals: Fund raising staff, campaign staff,  
 10 election campaign manager Christofferson. Do you  
 11 have any information that would respond to this  
 12 request No. 26?  
 13 A No.  
 14 Q Let me ask you to clarify that answer for me.  
 15 A Okay.  
 16 Q You certainly have information that  
 17 Bill Christofferson knew about these exchanges  
 18 between Marilyn Figueroa and Mr. Norquist; correct?  
 19 A Correct.  
 20 Q But you're not able to tell me when he learned of  
 21 these exchanges?  
 22 A That's right.  
 23 Q Did you ever ask him when he knew, when he learned  
 24 about these facts? Did you ever ask him that?  
 25 A He's told me in just very vague terms.

219

1 Q What did he tell you?  
 2 A I would say before the election is what he said.  
 3 Q When you have -- strike that. Since this  
 4 information became public either via innuendo or  
 5 rumors or plainly the disclosure of the Mayor in  
 6 December, did you ever in any way discuss anything  
 7 related to Marilyn Figueroa and Norquist with  
 8 Mrs. Norquist?  
 9 A No.  
 10 Q Did you ever say I'm sorry to hear this, I can't  
 11 believe that this could happen?  
 12 A No.  
 13 Q Nothing? Do you have any knowledge as to  
 14 Mrs. Norquist's position with respect to this  
 15 matter?  
 16 A No.  
 17 Q When you spoke to Mr. Christofferson about his  
 18 knowledge of this exchange between Marilyn Figueroa  
 19 and Mr. Norquist, did he ever give you any details  
 20 of what he knew?  
 21 A No.  
 22 Q So if you were to look at request No. 28, would it  
 23 be accurate to say that you have no such  
 24 information?  
 25 A That would be accurate.

220

1 Q Do you have any credit card receipts, vouchers of  
 2 any kind involving John Norquist?  
 3 A No.  
 4 Q When he incurs expenses in a political campaign,  
 5 does he get reimbursements?  
 6 A No.  
 7 Q So as far as expenses for and on behalf of the  
 8 political campaign organization, what types of  
 9 expenses would be reimbursable, if any?  
 10 A We don't. I mean we don't have planning dinners and  
 11 things like that.  
 12 Q Nothing?  
 13 A No, no. If somebody like buys a thousand stamps,  
 14 they're reimbursed for that.  
 15 Q But gas, mileage, none of that is not reimbursable?  
 16 A No.  
 17 Q Dinners with a potential contributor?  
 18 A No.  
 19 Q No? Do you receive any type of mail on behalf of  
 20 the Mayor?  
 21 A Well, responses to fund raising.  
 22 Q Just fund raising?  
 23 A Yes.  
 24 Q You never receive like credit card statements,  
 25 bills?

221

1 A No.  
 2 Q Receipts?  
 3 A No. We don't have credit cards.  
 4 Q When you have contact with the Mayor when it's not  
 5 in person, do you ever communicate with the Mayor  
 6 electronically?  
 7 A No.  
 8 Q Has he ever communicated with you electronically?  
 9 A No, no.  
 10 Q Do you know if the Mayor is computer literate?  
 11 A I have no idea.  
 12 Q So when you communicate with the Mayor not in  
 13 person, do you do it by telephone?  
 14 A Yes, but it's very infrequent.  
 15 Q What telephone do you call?  
 16 A I'm sorry?  
 17 Q What telephone number do you call?  
 18 A I generally and very, very rarely call him at home.  
 19 Q I understand that. But what is his phone number?  
 20 A Am I allowed?  
 21 MR. FINERTY: Do you even remember  
 22 it?  
 23 THE WITNESS: Yes.  
 24 Q I want all of the numbers.  
 25 MR. FINERTY: Well, hold on a

222

1 second.  
2 A Wait. These are --  
3 MR. SCHRIMPF: Let me indicate  
4 that --  
5 MR. FINERTY: You may have a  
6 security -- I don't know if he has an unlisted  
7 number or not.  
8 THE WITNESS: Yes, he does.  
9 MR. SCHRIMPF: Yes.  
10 MR. FINERTY: And I don't want to  
11 create any problem that might jeopardize. The  
12 man is a public official and he's under a  
13 24-hour-a-day security.  
14 MR. ARELLANO: Well, let me hear  
15 what counsel has to say.  
16 MR. FINERTY: Sure, I'm thinking  
17 out loud. Because I don't want to let her  
18 answer --  
19 MR. ARELLANO: But let's go back to  
20 the proper structure.  
21 MR. SCHRIMPF: I am interposing an  
22 objection. First of all, I don't think it's  
23 likely to lead to relevant or discoverable  
24 evidence. But on top of that, there are  
25 overriding security concerns and privacy  
223

1 concerns.  
2 MR. ARELLANO: Okay, your objection  
3 is noted.  
4 MR. SCHRIMPF: And I would ask that  
5 this is a matter that we reserve for the  
6 administrative law judge.  
7 MR. ARELLANO: I want to give you  
8 an opportunity to tell me what is your problem  
9 also.  
10 MR. FINERTY: She can probably give  
11 you all the office numbers and you're going to  
12 give him the campaign office number where he  
13 can be reached when he's making fund raising  
14 calls. If you know the home number and it's  
15 an unlisted number, I would be reluctant to  
16 let her give that out. Although what we could  
17 do is I would recommend that the city attorney  
18 that if they have that number that maybe they  
19 seal that number and let the judge decide  
20 whether the security issue overrides the need  
21 for you to know that. I assume you want the  
22 number because you'll subpoena the phone  
23 records, and you're entitled to do that. But  
24 I don't think Ms. Candy ought to give up an  
25 unlisted number, particularly where there is,  
224

1 you know, a person who is under security. You  
2 may not want to know it either because if he  
3 gets a nasty phone call at night, they'll be  
4 over to question you.  
5 MR. ARELLANO: Well, first of all,  
6 if she does not -- I suspect -- well, first of  
7 all, you don't have any standing to direct  
8 this witness not to answer. I am sensitive  
9 and I think you do have some basis, although  
10 this is not a privacy issue because she's  
11 not --  
12 MR. FINERTY: I'm not raising a  
13 privacy issue. That's not our concern.  
14 MR. ARELLANO: Here's what I  
15 suggest. And for the judge's understanding of  
16 my position, as to the issue of relevance, the  
17 issue of phone calls is before the court. As  
18 to where the phone calls come from is about as  
19 relevant as the rest of the claims because  
20 this is a claim of harassment in many forms.  
21 If this witness is being directed not to  
22 answer, then I will then file my motion to  
23 compel pursuant to my notice of deposition.  
24 So if that is exactly what is happening, I  
25 will honor your attorney's request to discuss  
225

1 it some more and probably next week you tell  
2 me what your position is.  
3 MR. FINERTY: Well, I'll be out of  
4 town next week but --  
5 MR. ARELLANO: As a matter of  
6 courtesy --  
7 MR. FINERTY: I'll tell you what my  
8 view is right now, whether I have standing or  
9 not, she is not going to answer that question.  
10 I can't let her do it and she won't do it.  
11 However, I understand your need to know that  
12 information, and you and I are not in a  
13 position to waive the security interests here.  
14 And I don't know if there's any other way you  
15 have of getting the telephone number, but if  
16 she has it, she will write me a letter with  
17 the telephone number in it in response to your  
18 question. I will seal it and provide you with  
19 two copies, one which you will hold and will  
20 not open, one which you may -- you don't have  
21 to. You just state on the record what you're  
22 going to do and that's fine for me. One you  
23 can provide to the judge and one I will  
24 provide to Messieurs Tokus and Schrimpf, which  
25 they won't open either. I don't even know --  
226

1 do you guys know his number? It's an unlisted  
2 number.

3 THE WITNESS: I haven't called in  
4 so long I don't even know if I even have the  
5 number.

6 MR. FINERTY: The last number she  
7 has will be provided. And I'm not trying to  
8 be obstructionist. I just really don't think  
9 that, you know, a contract employee of the  
10 campaign ought to be giving out that type of  
11 information. He has two children and a wife  
12 are at the same number. But I think it is  
13 relevant and I think you're entitled to ask  
14 for that but --

15 MR. ARELLANO: Let me ask you,  
16 counsel, for the respondent --

17 MR. SCHRIMPF: Let me just point  
18 out that we can raise this with the  
19 administrative law judge as we have a meeting  
20 scheduled for Monday.

21 MR. ARELLANO: Yes, except that,  
22 just so you understand, it is my practice to  
23 protect my record regardless of what the judge  
24 decides. And I want to make sure that  
25 everything is properly before him in proper  
227

1 form should there ever be an appeal in this  
2 case. As Judge Shabaz usually says, if this  
3 court were to stand by every stipulation  
4 attorneys engage in outside the courtroom, we  
5 would never end.

6 Let me ask you before we bypass this  
7 issue, is a deposition of the respondents,  
8 because this issue is going to appear again,  
9 you know, is it the position of the respondent  
10 that you will not provide us with the phone  
11 numbers of John Norquist? Because we have  
12 requested that.

13 MR. SCHRIMPF: It is something that  
14 I want to take up with the security people and  
15 the issues. I mean it may be, counsel, that  
16 they have no problem with it.

17 MR. ARELLANO: Right. And that's  
18 fair. That's fair. I just want you to give  
19 me a deadline. Can you tell me by Monday?  
20 And if I don't hear my Monday --

21 MR. SCHRIMPF: I'll try to find out  
22 by Monday. I can't promise I'll be able to  
23 answer.

24 MR. ARELLANO: Okay. And I'm  
25 willing to wait. But if I don't because of  
228

1 the very limited time that we have as you know  
2 and the large number of witnesses that we  
3 still have to depose. It is my experience  
4 that you have to do your discovery as soon as  
5 possible.

6 MR. SCHRIMPF: Frankly, I think  
7 Mr. Finerty's suggestion is a good one.

8 MR. ARELLANO: And I think so.  
9 He's been very enlightening. But if not, if I  
10 don't hear from you as to the position of the  
11 respondent, because even if he takes a  
12 position, you folks still have to take a  
13 position, if I don't hear from you by 4:30 on  
14 Monday, I will file my motion to compel.

15 MR. FINERTY: Before we leave today  
16 she will write the number on three pieces of  
17 my stationery. We'll put them in three  
18 envelopes and we'll tape it shut. You'll take  
19 two. You'll take one. And then we're  
20 finished with that aspect of this.

21 MR. ARELLANO: Very good, very  
22 good. And just for your information, counsel,  
23 it is my position as an officer of the court  
24 that I don't disclose these things.

25 Mr. Tokus, would you like to step out if  
229

1 my discussions are creating such inconvenience  
2 for you?

3 MR. TOKUS: My eyes were closed.  
4 I'm resting my eyes.

5 MR. FINERTY: He's asleep. This  
6 put him to sleep.

7 MR. ARELLANO: That's fine. Your  
8 suggestion is fine.

9 MR. FINERTY: We'll do that.

10 MR. ARELLANO: I am just about to  
11 finish. Can we take five minutes, counsel?

12 (Recess)

13 By Mr. Arellano: (Continuing)

14 Q Request No. 33, demands that you provide the  
15 telephone numbers for his residence and we already  
16 addressed that.

17 MR. ARELLANO: Is that correct,  
18 counsel?

19 MR. FINERTY: Yes.

20 Q His business telephone number. Do you know his  
21 business telephone number?

22 A His office number?

23 Q Correct.

24 A Yes.

25 Q And what is that?

230

1 A 224 --  
 2 Q Hold I'm, I'm sorry, I kept writing 608. (414)224  
 3 --  
 4 A 9336, and 224-1626.  
 5 Q 224-1626?  
 6 A Yes.  
 7 Q Do you know, given the number of years that you have  
 8 known the Mayor, if he has ever changed his business  
 9 office number?  
 10 A No. This number came later.  
 11 Q Okay, the last --  
 12 A We added a line.  
 13 Q The 1626?  
 14 A Yes.  
 15 Q To your knowledge, does the political campaign  
 16 organization use any of these numbers in particular?  
 17 A I'm sorry?  
 18 Q Yes. My question is do you know if any of these two  
 19 numbers is used primarily for political reasons?  
 20 A Yes, that --  
 21 Q Which number, the 1626?  
 22 A Both of them are.  
 23 Q Mayor Norquist's cellular telephone number?  
 24 A I don't know if he has a cell phone.  
 25 Q You have never spoken to him through a cellular

231

1 phone number?  
 2 A I've spoken to him on a cell phone, but I just  
 3 assumed they were the body guards' cell phone.  
 4 Q Do you know what his fax number is?  
 5 A Where?  
 6 Q Anywhere.  
 7 A This number is also a fax.  
 8 MR. SCHRIMPF: Which is this  
 9 number, ma'am?  
 10 THE WITNESS: 1626.  
 11 MR. SCHRIMPF: 26 is also a fax?  
 12 Q Do you know if he has a fax at his home?  
 13 A I don't know.  
 14 Q His patrol car number?  
 15 A No, I don't know that.  
 16 Q Obviously you don't know if his body guard has a  
 17 telephone number?  
 18 A No.  
 19 Q Any other telephone number that you are aware of  
 20 that you're not giving us here today?  
 21 A No.  
 22 MR. FINERTY: Well, the City Hall  
 23 number.  
 24 A City Hall, yes, obviously.  
 25 Q What about the political campaign telephone number?

232

1 A That's -- well, the campaign had a phone number. I  
 2 don't know what it was.  
 3 Q What number was that?  
 4 A I don't remember. I never called it actually.  
 5 Q Is there an office for the political campaign?  
 6 A Well, it closed after the election.  
 7 Q What's the address?  
 8 A It was on South Second, I don't know. 126 South  
 9 Second, I believe.  
 10 Q With respect to request No. 36, do you have any of  
 11 those records?  
 12 A No.  
 13 Q Have you ever had any contact with Attorney  
 14 John Fuchs?  
 15 A No.  
 16 Q What about Attorney Lester Pines?  
 17 A No.  
 18 Q I think you answered that question yesterday.  
 19 A Yes.  
 20 Q Anne Shindell?  
 21 A No.  
 22 Q Have you ever seen, read any records related to any  
 23 of these individuals --  
 24 A No.  
 25 Q -- written by any of them?

233

1 A No.  
 2 Q Any records pertaining to Attorney Pedro Colon?  
 3 A No.  
 4 Q Have you ever served as a campaign manager for  
 5 Pedro Colon?  
 6 A No.  
 7 Q The meeting that your husband attended, the strategy  
 8 meeting after Norquist became public, do you know  
 9 where that meeting occurred?  
 10 A No.  
 11 Q Do you know who else was present?  
 12 A No, I don't.  
 13 Q Were you ever involved in the development of any  
 14 type of news release to address the  
 15 Marilyn Figueroa-John Norquist allegations?  
 16 A Absolutely not.  
 17 Q Have you ever contributed to any website, any  
 18 articles?  
 19 A No.  
 20 Q Are you familiar with a free-lance journalist by the  
 21 last name of Murphy?  
 22 A Yes.  
 23 Q Have you ever read any articles printed by him on  
 24 the Marilyn-Norquist issue?  
 25 A I skimmed the Internet one.

234

1 Q Do you have any knowledge as to whether or not  
2 Mr. Murphy receives any financial compensation from  
3 Mr. Norquist or anyone who supports Mr. Norquist?  
4 A You're going to have to be more explicit, I'm not --  
5 Q Yes. My question is do you know whether or not  
6 Mr. Murphy has ever received any funds from  
7 Mr. Norquist or his campaign --  
8 A Definitely not, no.  
9 Q -- organization?  
10 A No.  
11 Q You read articles?  
12 A Skimmed it.  
13 Q Published by Mr. Murphy?  
14 A Skimmed the Internet, yeah.  
15 Q Do you take a position with respect to the articles  
16 that you read published by Mr. Murphy?  
17 A No.  
18 Q Are you referring to an article that he published on  
19 the Internet?  
20 A Yes.  
21 Q Do you have a laptop computer?  
22 A No. Yes, actually I do.  
23 Q Do you have more than one computer?  
24 A Yes.  
25 Q How many computers do you have?

235

1 A Two.  
2 Q Do you know or have you ever heard any campaign  
3 staff, I'm talking about John Norquist's campaign  
4 organization, who may express opinions on who to  
5 believe regarding John Norquist and/or  
6 Marilyn Figueroa disputes?

7 A No.

8 MR. ARELLANO: Counsel, let me give  
9 you the names of some individuals that I will  
10 be served, that will be served with a  
11 subpoena, at least the immediate future:

12 Mr. Michal Dawson. What's the name of this  
13 Michelle from the campaign?

14 THE WITNESS: McGrorty.

15 MR. SCHRIMPF: How do you spell  
16 that?

17 THE WITNESS: M-C-G-R-O-R-T-Y.

18 MR. SCHRIMPF: M-C-G-R-O-R --

19 THE WITNESS: T-Y.

20 MR. SCHRIMPF: T-Y and it's

21 Michelle?

22 THE WITNESS: Yes.

23 MR. ARELLANO: Jeff Gillis, Tom and  
24 Roxanne Crawford, and Susan, what is it, M-U,  
25 Mrs. Norquist's name?

236

1 MR. FINERTY: M-U-D-D.

2 MR. ARELLANO: Very good. And I  
3 think I have also put on the record some of  
4 the things that I will be expecting from this  
5 witness unless counsel can provide me with a  
6 different response. And I included requests  
7 for email communications, the type of Internet  
8 service provider at home or at work, and I  
9 will also include Mr. Chuck Pruitt.

10 MR. SCHRIMPF: P-R?

11 MR. ARELLANO: P-R-U-I-T-T. With  
12 all due respect, counsel, sometimes I can't  
13 wait too long because somebody may say they  
14 are not available in a month. I will  
15 immediately serve them if I don't hear from  
16 you. And the reason is because I'm running  
17 very, very, very short. And short has always  
18 been a problem for me.

19 That's all I have for you subject to  
20 possibly recalling you if for some reason we  
21 develop information or need to bring you back.  
22 But we will not bring you back to ask you the  
23 same questions. Is that okay? Thank you very  
24 much for coming.

25 MR. FINERTY: Let's not go off the  
237

1 record. Let's talk about several things and  
2 how she is going to respond and you can take  
3 up any issues you have with the City folk.

4 MR. SCHRIMPF: Thank you.

5 MR. FINERTY: You've probably got a  
6 lot of issues. I don't know if you want to  
7 take them all up today, but I don't have to be  
8 here. You have asked her to review I believe  
9 it's the two exhibits that contain a list of  
10 Mayor's club members and major donors.

11 MR. ARELLANO: Correct.

12 MR. FINERTY: And see if that  
13 refreshes her recollection, she will then  
14 write down any names she believes commented or  
15 asked her about any of the rumors. She'll  
16 provide that to me if she can recollect. And  
17 she will give it her best effort. And I will  
18 fax them simultaneously to the both of you at  
19 your offices.

20 No. 2, you want all of her telephone  
21 numbers, home, cell, office, things like that,  
22 the name of her Internet service provider and  
23 file server, and you want any emails that she  
24 still has from the year -- from January 2000  
25 to date regarding Bill Christofferson,

238

1 John Norquist, Mrs. Norquist and Marge Beil.  
 2 And then you amended that to state you would  
 3 like all emails regardless of the time period  
 4 to or from Bill Christofferson unless it is  
 5 something because Mr. Christofferson is a  
 6 campaign consultant and they -- and I believe  
 7 are working on at least two campaigns. That's  
 8 Attorney General James Doyle and State Senator  
 9 Kevin Shilbilski.  
 10 MR. ARELLANO: Yes. I'm not  
 11 interested in any of that.  
 12 MR. FINERTY: Unless they mention  
 13 either Marilyn Figueroa or John Norquist or  
 14 this litigation.  
 15 MR. ARELLANO: Correct. Or anyone  
 16 else in connection with John Norquist.  
 17 MR. FINERTY: Just kind of a broad  
 18 brush. It refers to anybody involved in this  
 19 litigation, and it's about the litigation and  
 20 she has it, I don't know if there's going to  
 21 be a large number of documents that fall into  
 22 that category.  
 23 THE WITNESS: Can you be very clear  
 24 with me about that?  
 25 MR. FINERTY: Sure. What do you  
 239

1 need to clarify while he's here?  
 2 THE WITNESS: I need what he's  
 3 asking for.  
 4 MR. ARELLANO: He'll give you a  
 5 list. I concur with --  
 6 MR. SCHRIMPF: I would simply  
 7 request that when that is determined, that  
 8 also we be advised of what that information  
 9 is.  
 10 THE WITNESS: He's not asking like  
 11 if last night I had an exchange with him about  
 12 whether to pay for an ad which I didn't think  
 13 we had to pay for. That kind of thing is  
 14 not --  
 15 MR. ARELLANO: Hold on a second.  
 16 I've just got two more questions of your  
 17 client before we leave.  
 18 By Mr. Arellano:  
 19 Q Ms. Candy, do you recall ever doing any campaigning  
 20 from the office of the Mayor, any political  
 21 campaigning, calls, sending literature?  
 22 A Me? No.  
 23 Q Or any member of the campaign organization?  
 24 A No, no.  
 25 Q Do you recall ever observing the Mayor giving  
 240

1 Marilyn flowers?  
 2 A No.  
 3 Q Did you ever notice Marilyn being a little stressed  
 4 out or uneasy whenever the Mayor was around?  
 5 A No.  
 6 MR. ARELLANO: That's all I have.  
 7 MR. FINERTY: Okay. So what we'll  
 8 do is when she has those documents -- again  
 9 I'm going to be unavailable all next week. If  
 10 you're going to need them sooner than that, I  
 11 can have one of the other attorneys in my  
 12 office collect the information and then  
 13 overnight them to me. I'll look at them and  
 14 I'll make arrangements unless you can wait  
 15 till a week from Monday.  
 16 MR. ARELLANO: When are you coming  
 17 back?  
 18 MR. FINERTY: A week from Monday.  
 19 I'll be in the office a week from Monday. I'm  
 20 coming back a week from Sunday night.  
 21 MS. GARCIA: So that would be the  
 22 10th?  
 23 MR. FINERTY: I think so.  
 24 MR. ARELLANO: I prefer to wait  
 25 until you come back if that is --  
 241

1 MR. FINERTY: Okay. I'll deal with  
 2 it on the 10th, and you'll probably have it on  
 3 the 11th. And what I'll do on those documents  
 4 is I'll make sets of copies. And if I fax  
 5 them to anybody, I will also mail clean  
 6 copies.  
 7 MR. SCHRIMPF: Great.  
 8 MR. FINERTY: Now you guys, rather  
 9 than fax to you, I'll just run your copy over.  
 10 MR. SCHRIMPF: That's fine.  
 11 MR. FINERTY: After it goes on the  
 12 fax machine to him. And knowing that he  
 13 probably will lose everything, we'll send the  
 14 clean copies to you, okay?  
 15 (Discussion off the record)  
 16 MR. FINERTY: Telephone number  
 17 issue, here's what I propose. There are three  
 18 pieces of paper. All have the same thing on  
 19 them. The unlisted residential telephone  
 20 number of Mayor John O. Norquist, the file  
 21 name, and that this is filed with the court  
 22 pursuant to a confidentiality agreement  
 23 between counsel. I also have three envelopes  
 24 that have the same thing on there. She will  
 25 write the number down and --  
 242



1 THE WITNESS: As I last knew it?	1 records that Barbara produced.
2 MR. FINERTY: As she last knew it.	2 MR. ARELLANO: Here's the problem.
3 I mean, this may have changed. I don't know.	3 I would have some objection in returning all
4 We have no way of knowing that. She'll write	4 of the originals to your client because those
5 the number, area code, number down in your	5 originals I want them intact until the day of
6 presence. I'll put it in the envelope. I'll	6 the trial. She can get a copy.
7 put a piece of Scotch tape over it, I'll	7 MR. FINERTY: I told you at the
8 initial it, I'll stamp it with my stamp, I'll	8 beginning of this if you were going to do
9 get a seal. Do you want to see my	9 this, make copies now, and I told you I would
10 impersonation of a corporate seal?	10 go over to my office and make the copies with
11 (Indicating) And then what I'll do is I'll	11 you or Cheri Garcia present just for this
12 give you two copies, give you one copy and	12 reason.
13 we're out of here.	13 MR. ARELLANO: That's fine. That's
14 MR. ARELLANO: Let me just clarify	14 fine.
15 this confidentiality agreement, okay? It is	15 MR. SCHRIMPF: Okay. Still on the
16 my intention to request printouts of all these	16 record --
17 telephone numbers. If somewhere along the way	17 MR. ARELLANO: Just so you
18 they get released to the telephone company,	18 understand that Mrs. Garcia does not make
19 that obviously is not my problem. And I am	19 copies. I've given you plenty of hints.
20 not, I am not stipulating that I will not make	20 MR. FINERTY: I said she can come
21 a request for those records.	21 with me and watch.
22 MR. FINERTY: To the phone company?	22 MR. ARELLANO: Oh, that's
23 MR. ARELLANO: That's correct.	23 different.
24 MR. FINERTY: That's not -- I mean	24 MR. SCHRIMPF: We're on the record?
25 they're going to have their own problems	25 MR. SCHRIMPF: I assume, counsel,
243	245
1 coughing that up, you know, particularly if	1 you're done?
2 it's an unlisted number. And I can tell you	2 MR. ARELLANO: Yes.
3 from past experience they have every public	3
4 official in town flagged. And when you	4 <u>EXAMINATION</u>
5 subpoena that, the local police will be	5 By Mr. Schrimpf:
6 notified somebody's looking for it. I mean	6 Q Ms. Candy, are you going to be present for the
7 even if you, you know, try to subpoena the	7 hearing in this matter which is presently scheduled
8 records of the Mayor of Cudahy, the Cudahy	8 to begin on May the 6th of this year and will
9 police would know in probably two or three	9 probably continue for most of the month? You
10 hours or so.	10 obviously wouldn't have to be available for all
11 If this is agreeable to you, we'll do	11 those days, but are you going to be available, or do
12 this and --	12 you have plans on leaving the country or being
13 MR. SCHRIMPF: That sounds good.	13 otherwise unavailable --
14 MR. SCHRIMPF: And I have some	14 A No.
15 questions.	15 Q -- during the month of May?
16 MR. ARELLANO: You want to be on	16 A No.
17 the record? I mean we've been putting things	17 MR. SCHRIMPF: Counsel, do you
18 on the record. Is there anything specifically	18 intend to use any part of this deposition,
19 that you want on the record? I am done.	19 either the videotape or the transcripts in
20 MR. FINERTY: Well, I don't need it	20 lieu of the actual testimony of the witness?
21 on, but I do want an understanding with	21 MR. ARELLANO: For potential
22 respect to the exhibits. The reporter with	22 impeachment purposes, refresh recollection
23 our agreement is going to take the exhibits	23 and/or if for some reason due to some,
24 and make copies and she is going to return at	24 hopefully not, some unknown reason she cannot
25 the earliest possible moment all of the	25 be present.
244	246

1 MR. SCHRIMPF: But as of the  
2 present time you do intend to be here and  
3 available, Ms. Candy?

4 THE WITNESS: Yes.

5 MR. SCHRIMPF: Then that's all I  
6 have. Thank you.  
7 \_\_\_\_\_

8  
9 (adjourning at 12:07 P.M.)  
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247

1 STATE OF WISCONSIN )  
2 ) ss.  
3 COUNTY OF DANE )

4 I, TAUNIA NORTHOUSE, a Registered Diplomate Reporter  
5 and Notary Public in and for the State of Wisconsin, do  
6 hereby certify that the foregoing deposition was taken  
7 before me at the offices of Murphy, Gillick, Wicht &  
8 Prachthauser, Attorneys at Law, 330 East Kilbourn  
9 Avenue, City of Milwaukee, County of Milwaukee, and  
10 State of Wisconsin, on the 1st day of February 2001,  
11 that it was taken at the request of the Complainant,  
12 upon verbal interrogatories; that it was taken in  
13 shorthand by me, a competent court reporter and  
14 disinterested person, approved by all parties in  
15 interest and thereafter converted to typewriting using  
16 computer-aided transcription; that said deposition is a  
17 true record of the deponent's testimony; that the  
18 appearances were as shown on Page 148 of the deposition;  
19 that the deposition was taken pursuant to notice and  
20 subpoena duces tecum; that said BARBARA R. CANDY before  
21 examination was sworn by me to testify the truth, the  
22 whole truth, and nothing but the truth relative to said  
23 cause.

24 Dated February 3, 2001.  
25

\_\_\_\_\_  
Registered Diplomate Reporter  
Notary Public, State of Wisconsin  
248