

Timothy M. Bechtold
BECHTOLD LAW FIRM, PLLC 317
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tim@bechtoldlaw.net

Attorney for Plaintiff

**IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF MONTANA
BILLINGS DIVISION**

BLOSSOM OLD BULL, Personal
Representative of the Estate of
Braven Glenn,

Plaintiff,

v.

UNITED STATES OF AMERICA and
DOES 1-10,

Defendants.

Case No.: CV 22-109-BLG-KLD

PLAINTIFF'S EXPERT DISCLOSURE

Pursuant to this Court's Scheduling Order and FRCP 26(a)(2), Blossom Old Bull discloses the following expert witnesses. Discovery is not yet complete, and Ms. Old Bull reserves the right to supplement this disclosure.

Blossom Old Bull discloses the following retained expert witnesses:

Sue Peters
PO Box 518
Davenport, WA 99122
509-720-3225

Ms. Peter's opinions are based on her education, training, experience in the field of law enforcement, and her review of the documents in this case. She is expected to testify to facts and opinions consistent with her report, attached here. Ms. Peters' CV, rates, publications, and testimony history are included with her report.

**

Margot Luckman, MS, CRC, LCPC, CM
2305 Duncan Drive
Missoula, MT 59802
406-542-0820

Ms. Luckman's opinions are based on her education, training, experience in the field of life care planning, and her review of the documents in this case. She is expected to testify to facts and opinions consistent with her report, attached here. Ms. Luckman's CV, rates, publications, and testimony history are included with her report.

**

Doug Abbott
1300 W. Park St.
Butte, MT 59701
406-496-4308

Mr. Abbott's opinions are based on his education, training, experience in the field of economics and business, and his review of the documents in this case. He is expected to testify to facts and opinions consistent with his report, attached here. Mr. Abbott's CV, rates, publications, and testimony history are included with his report.

Dated this 17th day of October, 2023.

/s/Timothy M. Bechtold
BECHTOLD LAW FIRM

Attorney for Plaintiff

CERTIFICATE OF SERVICE

I certify that I served a true and correct copy of the foregoing on October 17, 2023 via email attachment on the following:

JOHN M. NEWMAN
Assistant U.S. Attorney
U.S. Attorney's Office
P.O. Box 8329
Missoula, MT 59807
john.newman@usdoj.gov
abbie.cziok@usdoj.gov

/s/ Timothy M. Bechtold
BECHTOLD LAW FIRM, PLLC

Susan M. Peters states the following:

I have worked as a police practices expert/consultant since October of 2011. Before that, I served 29 years in law enforcement. I retired from the King County Sheriff's Office in May of 2011. I was a major crimes detective there from September of 1991 to May of 2011. As a major crimes detective, I was responsible for the investigations of homicides, suspicious deaths, no-body homicides, cold cases, kidnappings, felony assaults, robberies, officer-involved shootings and officer-involved "in-custody" deaths.

During my career, I was also involved in the Green River Task force investigations. On the task force I participated in the interviews of serial killer Gary Ridgway, who confessed to killing 48 women in the Seattle area. My assignments during the task force also included confidential assignments, such as the investigation of police officers and corrections officers.

Before I was a major crimes detective, I served as a King County police officer, where I was assigned to patrol and responded to 911 calls, performed traffic enforcement, among other things. I also served as a plain-clothes officer involved in undercover assignments, a field-training officer, and a sexual assault detective.

My Law Enforcement Experience with King County Sheriff's Office in Seattle, Washington is as follows:

- Patrol Officer: 1982-1985
- Plain Clothes Patrol Officer: 1985-1987
- Green River Task Force Detective: 1987-1989
- Special Assault Detective: 1989-1991
- Major Crimes Detective: 1991-2001
- Green River Task Force Detective: 2001-2005
- Major Crimes Detective: 2005-2011

As a major crimes detective, I have investigated numerous shootings, felony assaults, homicides, cold-cases and officer-involved shootings. I have processed crime scenes, photographed crime scenes, participated in evidence collection and submittal of evidence to crime laboratories. I have also arrested numerous homicide suspects and interviewed many offenders and witnesses.

In addition, I have numerous hours of training from Americans for Effective Law Enforcement (AELE) and the Public Training Agency, which are continued education-training classes that I have attended after my retirement in 2011.

My education includes a bachelor's degree in criminal justice from Central Washington University, Ellensburg, Washington. I have been engaged as a police practices consultant since October of 2011. I have testified as an expert in State Courts and Federal Courts throughout the United States.

Attorney Timothy Bechtold retained my services to review the Vehicle Pursuit Fatality Accident involving the death of Braven J. Glenn, BIA Case #120000273, occurring on November 24, 2020.

This report represents my preliminary opinions concerning the above-referenced case based upon my knowledge, education, training, and experience as an officer, as well as a careful review and evaluation of the case material.

My opinions in this matter are made on a more probable than not basis and to a degree of reasonable probability in my field of expertise, to include but not limited to: police practices, vehicular pursuits and patrol officer procedures.

Pursuant to Rule 26 of the Federal Rules of Civil Procedures, I have studied the reports and materials provided to me referencing this case. The facts and data I have considered in forming my expert opinions and basis for opinions are listed below. I have not authored any articles in the past 10 years.

Pursuant to Rule 26(a)(2)(B)(vi), I am to be paid \$265 per hour for my study time in this case and a flat fee of \$1000 for deposition. I may use as exhibits any documents listed in the case materials that I reviewed. My complete curriculum vitae is attached hereto as Exhibit "A."

As additional materials become available to Mr. Bechtold through discovery, I reserve the right to supplement or amend this report and the opinions stated herein.

Materials Provided by Counsel:

1. BIA-Office of Justice Services, Internal Affairs Division, Investigation Report
2. BIA-Office of Justice Services, Internal Affairs Division, Video Analysis Report
3. MP3 Recording-SAC L. Nioce
4. MP3 Recording-Larry Tobacco
5. MP3 Recording-SA J. Figueroa Jr.
6. MP3 Recording-Frank White Clay
7. MP3 Recording-Keven Howe
8. MP3 Recording-Geoffrey Eastman
9. MP3 Recording-Vernon Hill
10. Contract Documents/Crow Police Dept Policy & Procedural Manuals (USA 0276-1091)
11. 911 Recordings
12. Montana Vehicle Crash Report (4 pgs.)
13. Total Station Diagrams
14. Case Photographs
15. B. Glenn, Xray Images
16. B. Glenn, Autopsy Photographs
17. MHP UAV Photographs
18. B. Glenn, Autopsy Report
19. Big Horn County Sheriff's Department CAD Report
20. BNSF Photographs
21. Montana Death Certificate-Glenn
22. Montana Vehicle Crash Report (15 pgs.)
23. Toxicology Report-Glenn
24. Notes (1630-1631)
25. Photos, Photo Log (1632-1640)

26. B. Glenn-Xray Photographs
27. Scene Diagram (USA1650)
28. Scene Diagram-Zoom (USA1651)
29. US Dept. of the Interior Report
30. Watchguard Video
31. Body Camera Scene (USA1742)
32. Emails (USA1743-1825)
33. Employee Training Records (USA1826-1871)
34. Training Records-Figueroa
35. Big Horn County Ambulance Records

Additional Materials Reviewed:

1. IACP (International Association of Chiefs of Police-December 2019)
2. IACP Model Policy for Vehicular Pursuit (December 2015)
3. Police 1-Reduce Pursuit Risks with Training and Technology for Law Enforcement
4. USA Today (July 30, 2015) High-speed police chases have killed thousands of innocent bystanders
5. U.S. Department of Justice, Restrictive Policies for High-Speed Police Pursuits (May of 1990)
6. Evidence-Based Decisions on Police Pursuits, By David Schultz, Ed Hudak, and Geoffrey Alpert (1998)

Opinion #1

Based upon the documents listed above and my knowledge, education, police training, and law enforcement experience, I opine that Officer Pamela S. Klier should have terminated the vehicle pursuit, due to an excessive high-speed chase for a minor traffic violation, and due to the continuance of a high-speed pursuit, that put the public, the officer and the suspect at risk. Had she terminated the pursuit, more likely than not, Braven J. Glenn, would not have been involved in a vehicular fatality accident.

Policies & Procedures

- Crow Nation Tribal Police Department did not have a policy for Vehicular Pursuits during the time-period of the fatality accident investigation, November 24, 2020.
- Chief Larry Tobacco was the “Chief of Police” for the Crow Nation Police Department during the fatality accident investigation. According to Chief Tobacco in his deposition, he stated that there were no set policies and procedures for their officers.
- Frank White Clay was the chairman for the Crow Nation Tribal Police Department during the fatality accident investigation time-period. In deposition, White Clay was asked, “From your knowledge, do you know what policies and procedures the Crow Nation Tribal Police Department was following at the time?” He responded, “No. The --. We have not come across any handbooks, any policies and procedures, anything that was submitted or anything that was – any – anything they were following.”
- Geoffrey Eastman was a patrol sergeant for the Crow Nation Tribal Police Department during the fatality accident investigation. In deposition, he was asked, “In your experience with the Crow Nation Tribal Police Department, what policies did y’all follow?” He replied, “There were no policies in place. I was trying to get them to follow

the BIA policy. Since it's right there. I mean, we – we could have easily adopted it as tribal. But nobody wanted to. Nobody would hear me out.”

- There were no established vehicular pursuit policies and guidelines in place to assist Officer Pamela Klier in her pursuit decision making on November 24, 2020.

Training Records

- Pamela S. Klier was the Crow Nation Tribal Police Department Officer involved in the vehicle pursuit of Braven J. Glenn on November 24, 2020.
- Reviewing Officer Klier's training records provided in discovery, I did not see that she had any training on "Vehicular Pursuit" and "Emergency Vehicle Operations" driving.
- Reviewing Officer Klier's training records provided in discovery, I did not see that she had any training on "Vehicular Pursuit" and "Emergency Vehicle Operations" driving with the Crow Nation Tribal Police Department.
- According to Chief Larry Tobacco in his deposition, he stated they never got around to training officers in their department.

Scene /Description (Per Montana Vehicle Crash Report)

- November 24, 2020, 5:41pm
- Mile Marker 7.3, Southbound Highway 451, Rural roadway
- Light Condition-Dark, not lighted
- Weather-Cloudy
- Road Surface-Dry
- Posted Speed Limit-65mph

Watch Guard Video of Event/Pursuit

- Video of the pursuit was captured on Officer Klier's "Vehicle Dash Camera."
- I reviewed the video and observed the following:
 - 03:10, Officer Klier is traveling approximately 63mph when she is passed by a dark-colored vehicle.
 - 0:316, Officer Klier's speed had increased to 73mph, pursuing the dark-colored vehicle and has activated her emergency lights.
 - 03:16-03:38, Officer Klier continues to attempt a traffic stop on the dark-colored vehicle, traveling various speeds, in the 70's, up to 80mph.
 - 03:39-4:01, Officer Klier slows down to various speeds in the 60's, then to the 50's. Dark-colored vehicle also appears to slow down ahead of her.
 - 04:02-05:07, Officer Klier activates her siren, emergency lights are still activated. Her speeds increase from the 50's, to the 60's, to the 70's, to the 80's, to the 90's, to 109mph. Dark-colored vehicle continues to pull away from her.
 - 5:07, Two cars are traveling on Highway 451, in the opposite direction, coming towards Officer Klier in their lane of travel. Officer Klier is seen passing both of the vehicles, in her proper lane of travel, at 109 mph.
 - 5:08-05:15-Officer Klier continues to pursue the dark-colored vehicle at various speeds of 108 to 104mph.
 - 05:15-Dark-colored vehicles lights appear to go off.
 - 05:25-Video depicts dark-vehicle has gone off the roadway

Reasons for Pursuit

- No officer report or statement was provided of Officer Klier's in discovery that I reviewed.
- According to SA J. Figueroa with BIA, he responded to the scene and Officer Klier told him the following:
 - She was traveling south on Highway 451 and was passed by a vehicle, traveling 90mph.
 - She attempted a traffic stop on the vehicle. The vehicle failed to pull over and sped away.
 - The lights on the vehicle were turned off and missed a curve. The vehicle then drove upon the railroad tracks.
 - Officer Klier saw the driver's door open, just prior to the train hitting the vehicle. One occupant only appeared to be in the vehicle.
- In deposition, Chief Larry Tobacco stated that the Crow Nation Tribal Police Department only had a civil traffic model. That they don't issue citations. He further indicated that speeding is ten bucks or five bucks. That it is not worth writing out tickets for that.
- In deposition, Detective Keven Howe stated he reviewed the car video from Officer Klier's patrol car pursuit. He stated that Officer Klier was on the radio and when the car slowed down, she was able to provide a plate number.

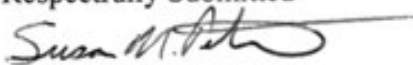
Statistics Related to Pursuits/Policy Issues

- USA Today
 - "Many in law enforcement, including the Justice Department, have recognized the danger of high-speed chases and urge officers to avoid or abort pursuits that endanger pedestrians, nearby motorists or themselves.
- U. S. Department of Justice
 - "Police throughout the country engage in hundreds of high-speed automobile chases every day. Enough of these result in serious property damage, personal injury, and death to make police pursuit a major public concern."
 - "A clearly defined pursuit policy achieves several ends: It gives officers a clear understanding of when and how to conduct a pursuit. It helps reduce injury and death. It maintains the basic police mission to enforce the law and protect life and property. It minimizes municipal liability in accidents that occur during pursuit."
- Evidence-Based Decisions on Police Pursuits
 - Four researchers conducted a study as part of a grant from the National Institute of Justice wherein they interviewed suspects who had fled from the police. Their effort, the first systematic study to quantify the perceptions of suspects involved in pursuits, provided information on a variety of topics. One of the more interesting findings from the suspects concerned their willingness to slow down when the police stopped chasing them. Approximately 75 percent reported that they would slow down when they felt safe. In other words, once the officer terminates the pursuit, they will slow down within a reasonable period.

Pursuit Should Have Been Terminated

- The video footage from Officer Klier's vehicle clearly shows that she was pursuing Glenn's vehicle at high speeds. The highest speed captured from her vehicle was 109mph. Glenn's vehicle was traveling at higher speeds. His vehicle is viewed on video pulling away from hers.
- Based on my training and experience, it is well-known that pursuing a vehicle at high speeds, more likely than not, will result in a collision, result in an injury or result in death.
- Based on my training and experience, it is well-known that pursuing a vehicle for a minor traffic offense at high speeds, is a high risk to the safety of the officer, the public and the suspect. Again, the end results, more likely than not, will result in a collision, result in an injury or result in death.
- Based on my training and experience, it is well-known that pursuing a vehicle at high speeds, the vehicle will more likely than not, will continue to flee, with a negative outcome, putting the public at risk, the officer at risk, and the suspect at risk.
- Based on my training and experience, it is well-known that terminating the pursuit, will more likely than not, slow the speeds of the suspect vehicle down.
- It is clearly seen of Officer Klier's in-car camera video footage, that she was driving at a very high rate of speed, 109mph, as two vehicles were traveling towards her in their lane on the two-lane highway. She definitely did not take this into account, putting innocent citizens at risk.
- Officer Klier had put out a broadcast to dispatch of Glenn's license plate number during the pursuit. It would be possible to apprehend Glenn at a later time in the future, verse a greater hazard to continue a high-speed pursuit.

Respectfully Submitted



Date: October 17, 2023

Exhibit "A"

Curriculum Vitae
Susan M. Peters
P.O Box 518
Davenport, Washington 99122
(509) 720-3225
Sue.Peters@suepetersconsulting.com

Experience

1. Consultant and Police Practices Expert – October of 2011 to present
2. Certified Litigation Specialist – 04/2015 to 4/2018
3. State of Washington, Private Investigator– October of 2011 to October of 2017
4. Retired from King County Sheriff - May of 2011
5. King County Sheriff's Office, Law Enforcement Officer, 1982 - 2011, Seattle, Washington
6. King County Sheriff's Office Major Crimes Detective - 2005 to 2011
7. King County Sheriff's Office Green River Task Force Detective - 2001 to 2005
8. King County Sheriff's Office Major Crimes Detective - 1991 to 2001
9. King County Sheriff's Office Special Assault Detective - 1989 to 1991
10. King County Sheriff's Office Green River Task Force Detective - 1987 to 1989
11. King County Sheriff's Office Plain Clothes Patrol Officer - 1985 to 1987
12. King County Sheriff's Office Patrol Officer - 1982 to 1985
13. Washington State Criminal Justice Training Academy -1982

Expert Witness, Consultant – October of 2011 to present

1. Testimony provided as an expert witness in Raymond E. McCann v Bryan Fuller, Michigan State Police, United States District Court, Kalamazoo, MI, September of 2023
2. Deposition Testimony, M. Williams v Clay Boley, Indiana State Police, January of 2023
3. Deposition Testimony, Heidelberg v Paul Hibser, et al., U.S District Court for the Central District of Illinois, December of 2022
4. Deposition Testimony, McCann v Constantine Police Department, Michigan State Police Department, August of 2022
5. Testimony provided as an expert witness, Wangsheng Leng v Issaquah Police Department, Seattle Federal Courthouse, June of 2022
6. Deposition Testimony, G. Cothran v City of Tacoma, State of Washington, March of 2022
7. Deposition Testimony, T. Rogerson v City of Seattle, State of Washington, March of 2022
8. Deposition Testimony, Wu v 2 Sons Plumbing, Sunrise Construction, March of 2022
9. Deposition Testimony, Geraldine Hickman v City of Fife et al., January of 2022

10. Deposition Testimony, June B. Greiner v Cameron Wall et al., October of 2021
11. Deposition Testimony, Lobato v Las Vegas Metropolitan Police Department, March of 2021
12. Deposition Testimony, Leeper v City of Tacoma, January of 2021
13. Deposition testimony, Leng v The City of Issaquah, April of 2020
14. Testimony provided as an expert witness, United States v Palofex, et.al., January of 2020
15. Deposition testimony, Annas v Pierce County, January of 2019
16. Testimony provided as an expert witness, Lacy v Snohomish County, Nov of 2018
17. Deposition testimony, Eddo v City of Tacoma, September of 2018
18. Deposition testimony, Ortega v Pierce County, July of 2018
19. Deposition testimony, Lacy v Snohomish County, July of 2018
20. Deposition testimony, Bradley v Chelan County Sheriff's Office, February of 2018
21. Testimony provided as an expert witness, Washington County Sheriff's Office v Rodriguez-Reyes, February of 2018
22. Testimony provided as an expert witness, Templeton v St. Madeline Sophie Catholic Parish, King County Courthouse, Seattle, Washington, August of 2017
23. Deposition testimony, Beltran v City of Tacoma, July of 2017
24. Testimony provided as an expert witness, Schrotberger v Grays Harbor, United States Federal Courthouse, Tacoma, Washington, May of 2017
25. Deposition testimony, Schrotberger v Grays Harbor, April of 2017
26. Deposition testimony, Statler, Larson & Gassman v Spokane County, April of 2017
27. Deposition testimony, Kiessling v LVMPD; March of 2017
28. Deposition testimony, Conner Griffith-Guerrero v Spokane County, February of 2017
29. Deposition testimony, Johnson v Seattle Police Dept, City of Seattle, February of 2017
30. Deposition testimony, Templeton v St. Madeline Sophie Catholic Parish, January of 2017
31. Testimony provided as an expert witness in United States District Court of Alaska v Murville Lampkin, October of 2016
32. Deposition testimony, L.H., J.H., B.H., K.F., and C.R., v Island County, October of 2016
33. Deposition testimony, Durden-Bosley v Adley Shepherd and City of Seattle, March of 2016
34. Deposition testimony, Mandarino v Todd McDevitt, Adam Durflinger and Shoshone County Sheriff's Office, February of 2016
35. Deposition testimony, Chagoya v Sound Mental Health, July 2015
36. Deposition testimony, Finn v City of Port Angeles, January of 2015
37. Deposition testimony, Hamrick v State of Washington, January of 2014
38. Testimony provided as an expert witness in Mitchell v City of Tukwila Police Department, January of 2014
39. Deposition testimony, Petersen v Lewis County Sheriff's Office, October of 2013
40. Consultant and case analysis, Alan Northrop and Larry Davis wrongful conviction and settlement, Innocence Project, September of 2013
41. Deposition testimony, Mitchell v City of Tukwila, June of 2013
42. Deposition testimony, Willard v City of Everett, May of 2013
43. Deposition testimony, Kirby v City of East Wenatchee, March of 2013
44. Deposition testimony, E.S v State of Washington, January of 2013
45. Testimony provided as an expert witness in Ostling v City of Bainbridge Island Police Department, June of 2012
46. Deposition testimony, Ostling v City of Bainbridge Island, January of 2012

Training (Past 10 years)

1. Washington Legal investigators Conference, 2011
2. Washington Legal Investigators Conference, 2012
3. AELE Conference, ECW Tactics and Training issues, Post-Incident ECW Forensic Analysis, April of 2013
4. Washington Legal Investigators Conference, April of 2013
5. AELE Conference, Lethal and Less Lethal Force, October of 2013
Identifying and Understanding Sexual Offenders in Sexual Assault Investigations, November of 2013
6. Use of Force and Officer Involved Shootings, Public Agency Training Council, December of 2013
7. AELE Conference, Discipline & Internal Investigations, 2014
Excited Delirium, Arrest-Related and Sudden In-Custody Death Conference, 2014
8. Use of Force, Deadly Force and Officer Involved Shootings, Public Agency Training Council, December 5th-7th 2016
9. AELE Conference, Discipline & Internal Investigations, November of 2018
10. Advanced Domestic and Sexual Violence Training, National Institute of Crime Prevention, February of 2019
11. AELE Webinar, Law Enforcement Use-of Force Accountability, Presented by Michael Brave, May of 2019
12. AELE Webinar, Violent Prone Restraint, Presented by Dr. Darrell Ross, June of 2020
13. IPICD Training, Excited Delirium Instructor Training Certification 6.0, March 14-18, 2021
14. Use of Force: Policy or Tactics, Lexipol Webinar, April 2021
15. Active Threat Response Webinar, Crisis Consultant Group, April 2021
16. "Training Artifacts" The Role of Training-or Lack of Training-Plays in Poor Decisions, Lexipol Training Webinar, April 20th, 2021
17. Understanding and Managing Officer's Use of the Spit Mask, IPICD, April 2021
18. Use of Force, AELE Workshop, May of 2021
19. Crisis to Calm, Crisis Consultant Group, June of 2021
20. 16th Annual IPICD Arrest-Related Death, Excited Delirium, Agitated Chaotic Events, & Sudden In-Custody Death Conference, November of 2021
21. Reduce Pursuit Risks with Training and Technology for Law Enforcement, Police 1, January 2022
22. Verbal De-Escalation and Crisis Communications, Public Training Agency, April of 2022
23. De-Escalation Masterclass Webinar, Crisis Consultant Group, November of 2022

Education

- Central Washington University
Ellensburg, Washington
Bachelor's Degree - Criminal Justice, 1981

- Kent Meridian High School – Graduate, 1976
Kent, Washington

Awards

- Officer of the Year 1997
- Doug Hansen Award – Washington State vs. John Price
- DSHS-Special Recognition Award for Elder Abuse Homicide
- Meritorious Award – King County Sheriff’s Office – Investigation of: State of Washington vs. Mathias Bachmeier (Police officer who murdered citizen, Brad James Wren)

Notable Cases – Lead Detective

Washington State vs. Randy Roth – 1991

Washington State vs. Mark Bender – 1992

Washington State vs. Mathias Bachmeier – 1996

Washington State vs. Myron Wynn – 1996 (No-Body Homicide)

Washington State vs. Sione Lui – 2001

Green River Investigations of: Kelly McGinnis, Opal Mills, Cynthia Hinds and Marcia Chapman – 2001

Washington State vs. Joel Zellmer - 2003

Washington State vs. John Price – 2004 (No-Body Homicide)

Murder of King County Sheriff, Steve Cox – 2006

Washington State vs. Jon Kunkel – 2007

Washington State vs. David Dunn – 2008

Instructional Experience

1. St. Thomas School, Medina, Washington, Guest Speaker, Safety Week, 2018
2. University of Washington Law School, Guest Speaker, Investigations, 2017
3. Washington Association of Legal Investigators Spring Conference, Basic Crime Scene Investigations, 2012

Professional Affiliations

- Washington Association of Legal Investigators
- Washington Homicide Investigators Association
- World Association of Detectives
- International Association of Chief of Police

**S. Peters Fee Schedule - 2023
P. O Box 518
Davenport, Washington 99122**

Description

Retainer Fee	\$1000.00 (If requested)
Hourly Rate Per Hour	\$265.00
Travel Time Per Hour	\$75.00
Deposition Fee Flat Rate	\$1000.00
Court Time, Court Stand-By Time Per Hour minimum)	\$265.00 (4hrs per day

Hotel Costs, Gas Fees, Meals, Airplane Travel, Misc. Costs: All expenses to be paid for by client. S. Peters agrees to furnish client with receipts for all fees and expenses.

CERTIFIED COUNSELING SERVICES, LLC

Margot Luckman, M.S., C.R.C., L.C.P.C., C.M.
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October 13, 2023

Timothy Bechtold, Attorney at Law
Bechtold Law Firm PLLC
317 E. Spruce
Missoula, Montana 59802

RE: Braven Glenn

REHABILITATION/FUTURE EARNINGS ASSESSMENT REPORT

CASE STATUS/VOCATIONAL/WAGE EARNING POTENTIAL SUMMARY

Braven Glenn, DOB: 08/22/2003 – deceased 11/24/2020. At the time of death Braven was 17 years old, Native American Crow, residing on the Crow Reservation. Braven was the second youngest of 9 children. He was often reserved in his behavior/personality within the hierarchy of the home. Overall, Braven was an introverted and very sensitive teenage young man. He was raised in New Mexico for most of his life; due to the amount of time he spent with his mother. Braven developed a respect for his mother and his sisters. When outside the home Braven was a very social person, and had many friends (extroverted).

VOCATIONAL/SUMMARY of BRAVEN GLENN

The following summary of information was primarily provided by Braven's mother Blossom Old Bull and his sister Marissa Roth:

Braven had excellent attendance at school and was active in many sports. There is no record of any type of suspensions in academics or athletics. Braven had plans upon High School graduation to join the US Army. He was planning to pursue this avenue to leave home on the reservation, and utilize the opportunity to visit locations around the world. Once he completed his service and agreed terms of enlistment he planned to utilize the G.I. bill and attend the University of Montana. Braven's plan was to obtain a degree in business. His long term goal was to start his own business eventually as many successful entrepreneurs in Montana.

Before he passed away, he worked at McDonald's along with his two sisters, Kayla and Jolene.

Page Two
Glenn

He reportedly enjoyed his work, the social aspects and interacting with friends and community members while on the job. Braven had started a bank account, working towards the goal of saving up for a new car. Braven was a responsible young man. He even sometimes helped his mother with contribution to utilities payments, demonstrating character and integrity.

Braven suffered the loss of his adopted Grandmother, LeeAnna Old Bull during Covid-19 pandemic and was expected to participate with no adult supervision of his online schooling, while grieving, in the academic year of 2020. During this time his grades "slipped" some. His transcripts from Hardin Public High school reflects a GPA of 2.0. During the fall of 2020 at the time of his grandmothers passing from Covid-19 complications; the isolation online schooling and Covid caused created for him; Braven began to use alcohol at this time as a means to cope with the loss, and the lack of oversight that typically came from attending class at the High School. Braven was arrested one time for disorderly conduct for drinking as a minor. He spent Three nights in the Yellowstone youth Detention Center in Billings, MT. Braven reported that When he was arrested, a police officer on the Crow Tribal Police Force had subjected him to a chokehold. After the arrest, Braven expressed a fear of police, in particular a fear of excessive force often exhibited from police who lack oversight.

Brave's was always in good health, eating well, and was someone who worked out to keep in good shape. He would go to the gym regularly, and prior to his passing, he was on a lean diet to get ready to enlist into the Army. When not at the gym, Braven used dumbbells in his room to enhance his gym workouts. One of his favorite hobbies was trail running. When not at home, Braven could be found running the trails of Gas Cap Hill, a popular running train in Crow agency. He was very disciplined and even made sure to not eat after 7 pm, in order to not detract and lose ground to his labor and results.

Braven loved to play basketball and was on the Hardin Bulldogs team. In his sophomore year he was team manager for the Hardin Bulldogs basketball team. This was the year the team participated in the state tournament and won the championship. He was well liked as the manager and he took this job seriously. The team players became his friends and he was mentored by the seniors in his basketball workouts, given tips on playing basketball and even in his schooling. In his freshman year, Braven he tried out for football but did not make that team. He ran cross country on the junior varsity team as a junior in high school in 2019.

Braven loved helping people and a lot of Braven's classmates considered him as a big brother and confided in Braven, often seeking advice. Signs of a true leader. Braven did not like conflict, and as most mediators or defenders, he stuck up for his friends when they were bullied. Braven was beloved and respected by his teachers and in turn he respected his teachers regarding their efforts regarding his education. Braven was no a known trouble maker in his classes.

Braven’s father is a high school graduate and his mother obtained her GED. Three of his siblings did not graduate high school or obtain the HiSet to date, two others have graduated high school, two siblings completed some college courses and one sister has an Associates of Science in Pre-Nursing with a completion date of 6/2024 for a BS Degree in Nursing.

Research with the U.S. Bureau of Labor Statistics states the following: From Career Outlook, Education pays, 2021 – published May 2022: “The charts highlight differences in 2021 earnings and unemployment rates by educational attainment, using data from the U.S. Bureau of Labor Statistics (BLS) Current Population Survey (CPS). Workers age 25 and over who attained less than a high school diploma had the lowest median weekly earnings (\$626) and highest unemployment rate (8.3 percent) among those at all education levels. Workers with graduate degrees (master’s, professional, and doctoral degrees) had the highest earnings and lowest unemployment rates.

Unemployment rate	Educational Attainment	Median Usual Weekly Earnings
1.9%	Doctoral degree	\$1,909
1.8%	Professional degree	\$1,920
2.6%	Master’s degree	\$1,574
3.5%	Bachelor’s degree	\$1,334

At all education levels, unemployment rates were lower in 2021 compared with 2020 but still higher than in 2019, as businesses and consumers began to resume activities. Median weekly earnings rose at all levels of education from 2020 to 2021.”

Forbes, Leadership, Education October 11, 2021; New Study: College Degree Carries Big Earnings Premium But Other Factors Matter Too, Author Michael T. Neitzel:

“Median Income and Education

Here are the median lifetime earnings of full-time workers by level of education:

- less than high school - \$1.2 million
- high school diploma - \$1.6 million
- some college, but no degree - \$1.9 million, equal to about \$47,500 annually
- associate’s degree - \$2 million, or about \$50,000 per year
- bachelor’s degree - \$2.8 million, the equivalent of \$70,000 annually
- master’s degree - \$3.2 million, or \$80,000 annually
- doctoral degree - \$4 million, equal to \$100,000 per year
- professional degree - \$4.7 million, or an average of \$117,500 annually.

The new report used American Community Survey data pooled from 2009 through to 2019 to estimate lifetime earnings. It restricted the sample to persons ages 25-64 working full-time, full-year for whom earnings data were available. For comparisons across states, lifetime earnings were adjusted using the regional price index published by the Bureau of Economic Analysis.”

Salary.com states on June 26, 2023 the following in the Blue Collar Worker Salary in the United States Article: “The average salary for a Blue collar worker is \$33,900 (medium) per year in the United States (\$32,473-\$36,756). In Montana the average salary for a Blue Collar Worker is \$30,991 per year.”

The Montana Department of Labor and Industry reports a minimum wage of \$9.95; with an Montana prevailing wage rates for nonconstruction services 2023 – Effective: January 14, 2023 states the following wages for the following entry level occupations or on the job training with minimal academic training occupations:

Wage Rates

Maintenance of Publicly Owned Buildings and Facilities

General Maintenance and Repair Workers \$19.69 to \$23.23 per hour; benefits \$7.97 to \$9.13

Janitors and Cleaners \$14.14 to \$17.49 per hour; benefits \$4.41 to \$7.42

Landscaping and Groundskeeping Workers \$14.97 to \$19.89 per hour; Benefits \$3.56 to \$9.47

Material Moving Worker \$20.10 to \$24.97 per hour; Benefits \$6.18 to \$12.79

Medium Truck Drivers \$23.19 to \$25.09 per hour; Benefits \$9.07 to \$10.81

Heavy and Tractor-Trailer Truck Drivers \$22.75 to \$22.95 per hour; Benefits \$10.16 to 10.27

Light Truck or Delivery Services Drivers (Includes Van Drivers) \$14.32 to \$15.73 per hour;
Benefits \$3.73 to \$5.08

Freight, Stock and Material Handlers \$16.06 to \$17.59 per hour; Benefit \$5.66 to \$6.72

Food Preparation and Serving Related Workers \$13.55 to \$15.33 per hour; Benefits \$3.63 \$5.38
\$28,184 to \$51,938 a year (plus benefits) for these positions.

With Training:

Mechanics \$22.15 to \$28.06

Montana prevailing wage rates for building construction services 2023, effective: January 14, 2023:

General Laborers/Group 1 to 3 (minimal training) \$20.07 to \$24.60; Benefits \$7.43 to \$12.22
Dry Wall Applicators \$26.50; Benefits \$14.07
Carpenters \$26.12 to \$26.50 per hour; Benefits \$12.00 to \$14.07
Electricians \$32.18 to \$36.69; Benefits \$14.56 to \$16.93
Heating and Air Conditioning \$33.00 per hour; Benefits \$20.73
Painters \$22.56 to \$24.20; Benefits \$7.37 to \$8.31
Plumbers, Pipefitters, and Steamfitters \$35.21 to \$37.90; Benefits \$16.01 to \$20.21
Roofers \$23.00 to \$28.22 per hour; Benefits \$9.16 to \$13.01
Sheet Metal Workers \$22.00 per hour; Benefits \$20.73
Truck Drivers \$22.67 to \$23.80 per hour; Benefits \$5.82 to \$6.13

The Montana Department of Labor and Industries OEWS data for 2022 records the following median wages:

Janitors and Cleaners \$16.53 per hour
Construction Laborers \$22.50 per hour
General Maintenance and Repair Worker \$19.06 per hour
Light Truck Drivers \$18.94 per hour
Material Moving Workers, all others \$21.86 per hour

\$34,383 to \$46,800 a year (plus benefits) for these positions.

Rail-Track Laying and Maintenance Equipment Operators \$29.41 per hour; \$61,173 a year; plus benefits.

With Training:

Signal and Track Repairers \$32.34 per hour
Roofers \$23.27 per hour
Sheet Metal Workers \$24.28 per hour
Painters \$18.48 per hour
Mechanics \$18.68 to \$23.10 per hour
Heating and Air Conditioning \$23.63 per hour
Carpenters \$22.99 Helpers \$13.43
Electrician \$30.10 Helpers \$15.28

\$38,439 to \$67,268 a year (plus benefits) for these positions.

Braven was 17 year old and had his whole lifetime ahead of him to mature, obtain further education, with plans to finish high school, enter the Army, and exit into academics to obtain a B.S. Degree in Business, and eventually own his own business. Braven had already secured employment in an entry level occupation and had an educational vocational plan outlined, with an end goal of a BS Degree in Business. It is more than likely he would have ended up in the

Earnings categories of: high school diploma - earning \$1.6 million; some college (online etc.), but no degree – earning \$1.9 million, equal to about \$47,500 annually; an associate’s degree - \$2 million, or about \$50,000 per year; bachelor’s degree - \$2.8 million, the equivalent of \$70,000 annually; or even a master’s degree - \$3.2 million, or \$80,000 annually.

\$28,184 to \$80,000 a year (plus benefits)

. These figures are based on data available.

Independent Business Owner Salary in Montana (Hourly) (ziprecruiter.com)

Nationwide	
United States	\$109,437
Montana	
United States	\$92,471

How much does an Independent Business Owner make in Montana?

As of Oct 4, 2023, the average hourly pay for the Independent Business Owner jobs category in Montana is \$44.46 an hour (\$92,477 a year).

While ZipRecruiter is seeing salaries as high as \$81.38 per hour and as low as \$10.64 per hour, the majority of salaries within the Independent Business Owner jobs category currently range between \$39.04 (25th percentile) to \$62.07 (75th percentile) in Montana.

The average pay range for an Independent Business Owner job varies greatly (as much as \$23.03), which suggests there may be many opportunities for advancement and increased pay based on skill level, location and years of experience.

Based on recent job posting activity on ZipRecruiter, the Independent Business Owner job market in Montana is not very active as few companies are currently hiring. Montana ranks number 39 out of 50 states nationwide for Independent Business Owner job salaries.

To estimate the most accurate hourly salary range for Independent Business Owner jobs, ZipRecruiter continuously scans its database of millions of active jobs published locally throughout America.

Full-time enlisted soldier pay ranges from \$23,011 to \$42,786 annually with 2 – 4 years of enrollment. www.goarmy.com

SUMMARY AND CONCLUSIONS

With the plan Braven had for himself he would have entered the Army by age 19, serving 4 years earning between \$23,011 to \$42,786 (\$32,899, plus benefits). Exiting the Army to four years of college at age 22. Then reentering the work force with a B.S. Degree in Business (age 27) earning a minimum wage of \$33.65 per hour to \$44.46 (\$39.05 per hour; \$81,224 per year). This would be the wage range Braven would have earned likely until he moved into his 30's and early 40's. Of course, Braven could have by his 40's moved into higher earning capacity depending on the career path; additional learning on the job; academically; building a business or working as a manager for a business - that he chose. However, the above figures are a conservative and reasonable path for someone that goes to work pursuing higher education, works over time, and finds a means for a steady income in Montana. These wages report reasonably the same with research/articles, and the Montana Department of Labor data, and national labor market data.

Braven's work life expectancy would have been until he was 66 years and 10 month old as depicted currently by the Social Security Administration currently.

The opinions and conclusions expressed in this report are more likely than not; based on a reasonable degree of professional certainty.

DATA BASE

INTERVIEW

Information provided by family members; Blossom Old Bull, mother, and sister Marissa Roth.

VOCATIONAL REHABILITATION RESOURCES

Montana and U.S. Department of Labor and Industries Labor Market Data

Labor Market Data Bank, CCS

Independent Business Owner Salary in Montana (Hourly) (ziprecruiter.com)

<https://www.thebalancecareers.com/average-salary-information-for-us-workers-2060808>

<https://www.northeastern.edu/bachelors-completion/news/average-salary-by-education-level>

<https://www.bls.gov/careeroutlook/2021/data-on-display/education-pays.htm>

<https://www.bark.com>

<https://www.nationalguard.com/eligibility>

<https://www.bls.gov/emp/chart-unemployment-earnings-education.htm>

Journal of Forensic Economics, Volume 25, Issue 1; April 1, 2014; Total Work Life Expectancy

<https://www.ssa.gov/oact/STATS/table4c6.html>

<https://www.verywellhealth.com/how-to-live-longer-for-men-2223908>

https://www.brownecon.com/bea_calculators/workLifeExp/default.asp

<https://www.goarmy.com/benefits/while-you-serve/money-pay>

Page Eight
Glenn

VOCATIONAL REHABILITATION RESOURCES - continued

O*Net Online: www.myfactsyourfuture.org

The O*Net Dictionary of Occupational Titles, Jist Works, Inc., Indianapolis, Indiana, 1998

Edition: www.onetonline.org/

Dictionary of Occupational Titles (DOT), Volume I and II, Fourth Edition Revised, U.S.
Department of Labor 1991

The Classification of Jobs 2000 with an O*Net Crosswalk, (COJ), Fifth Edition, Elliott and
Fitzpatrick, 1999

Transferability of Work Skills, Elliott and Fitzpatrick, 1992; VDARE

Psychological Aspects of Disability: Insider Perspectives and Strategies for Counselors, Second
Edition, Irmo Marini, Noreen Graf & M. Millington, Springer Publishing

Medical and Psychosocial Aspects of Chronic Illness and Disability, Sixth Edition, Donna Falvo &
Beverly Holland

Rehabilitation Consultants Handbook, 4th Edition, R. Weed & T. Field, Elliott & Fitzpatrick;

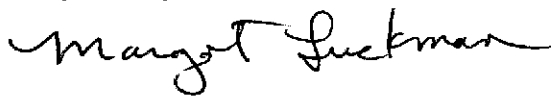
Career Development, Employment, and Disability in Rehabilitation: From Theory to Practice,
David Strauser, Ph.D.

A Guide to Vocational Assessment, Fifth Edition, Paul W. Power

CERTIFICATE OF DISINTEREST:

I hereby certify that I have no interest in this matter and that neither the compensation
received nor the employment for making this assessment influences the opinions expressed
therein. I hereby certify that, according to my training, knowledge, and belief, all statements
and data in this assessment are true and correct, subject to the assumptions stated herein.

Respectfully Submitted,



Margot Luckman, M.S., C.R.C., L.C.P.C., C.M./F.
Rehabilitation Consultant

Margot Luckman

2305 Duncan Drive
Missoula, Montana 59802
Telephone: (406) 542-0820
Fax: (406) 542-0843

Education

M.S. Rehabilitation Counseling, Eastern Montana College – October 1985

B.S. Rehabilitation and Related Services, Eastern Montana College – June 1984

Many continued educational courses (1390 + credits) i.e.: Life Care Planning, Traumatic Brain Injury & Spinal Cord Injury, Mediation, Injury and Pain Dynamics, Counseling Techniques, Dysfunction/Abuse Patterns/Solutions, etc.

Employment History

9/89 to present **Rehabilitation Consultant/Counselor/Mediator/Owner.** Certified Counseling Services.

Providing rehabilitation and employment assessments, labor market documentation, job placement, client counseling, retraining plans, case management, life care planning, rehabilitation plan development, vocational testing, wage loss analysis and expert legal testimony. I also provide mediation services, mental health counseling, i.e. pain management counseling, individual and family adjustment to life circumstances.

8/87 to 8/89 **Vocational Rehabilitation Consultant.** Crawford Rehabilitation Services.

Provided rehabilitation case management services. Including vocational evaluation, counseling, vocational testing, rehabilitation plan development, medical monitoring, job placement assistance, and supervision of others.

2/85 to 7/87 **Rehabilitation Specialist.** International Rehabilitation Associates. Provided rehabilitation case management. Including vocational assessments, counseling, vocational testing, rehabilitation plan development, medical monitoring, and job placement assistance.

9/83 to 9/84 **Recreation Therapist.** New Hope Rehabilitation Center. Provided adapted recreational activities for adults with spinal cord injuries and brain damage.

9/82 to 9/83 **Swim Therapist.** New Hope Rehabilitation Center and Eastern Montana College. Assisted mentally and physically impaired persons with swimming exercises.

6/82 to 9/82 **In-Care Home Attendant.** Provided assistance in daily living activities for disabled adults.

Personal Attributes

Obtained severe physical injuries in 1977 and 2003; personally experienced rehabilitation and adjustment to physical disability. Including medical management, physical therapy, mental and physical adjustment, pain management, environmental modification, and returning to work.

Professional Certifications

Certified Rehabilitation Counselor – Number 00004684, National Certification, active since 1985

Licensed Clinical Professional Counselor – Number 277, Montana Certification, active since 1989

Certified Mediator, with Family Certification – active since 2012

Equine Assisted Growth and Learning Association (EAGALA) Advanced Certification/Member, active since 2012

Professional Affiliations

Rehabilitation Association of Montana Member

International Association of Rehabilitation Professionals in the Private Sector – IARPPS

Margot Luckman, M.S., C.R.C., L.C.P.C., C.M./F.
 Certified Counseling Services, LLC

LEGAL CASES

<u>Client</u>	<u>Account</u>	<u>Attorney</u>	<u>Depo</u>	<u>Trial</u>	<u>Type</u>
Dela Rosa	Joseph Engle		01/05/18		Skull Frac., TBI
King, Kyra	Terryl Matt	video	04/04/18	04/18/18 by video	TBI, 1 leg
Pease, Ashley	Patrick fox		06/07/18		Multiple
Schieber, David	Thomas Murphy		07/05/18		Multiple
Imus, Shawnda	James O'Brien		07/19/18		Multiple/Assault
Gustafson, D.	Keith Marr		09/27/18		Cervical Spine+
Rod, Terry	Jon Moyers/K. Troidahl		10/03/18		hereditary spastic paraparesis WD – Site Mod.
Anderson, R.	Erik Thueson			12/06/18	Lumbar, C
Agnello, S	James Towe		01/03/19		Fistula
Abeyta, K.	Jon Moyers		03/21/19		Low Back, Rad. Drop foot
Williams, L	James Carey		04/17/19		TBI, R arm, back and neck
Wainscott, G.	Daniel Buckley		09/17/19		Brainstem, Neck, hip, +
Chandler, C.	Ross Johnson		01/21/20		TBI, Neck
Williamson, M.	Kathryn Kohn Troidahl		06/15/20		Neck
Groshong, R.	Doug Scotti		09/08/20		Lumbar Fracture
Edinger, K.	Terryl Matt			01/11/2021	Cervical Sprain C2-3, C3-4 facets
Hegwer, D.J.	Domenic Cossi		05/24/21		Heart

Page Two

<u>Client</u>	<u>Account</u>	<u>Depo</u>	<u>Trial</u>	<u>Type</u>
Gooch, D.	K. Kohn Troidahl Jon Moyers	11/29/2021		Peroneal Nerve
Landon, K.	Marr & Pinski		01/11/22	Foot
Williamsen, M.	Moyers & Troidahl	02/25/2022		Neck, Mult-level Fusions
Zrowka, D.	Marr	10/31/2022		LB, Radiculopathy
Hodson, D.	Buxbaum	05/01/2023		Fibromyalgia

The above list is as complete as possible at this time.

COMPENSATION STATEMENT

As of 09/01/2023, I charge \$165.00 per hour for consultation, \$200.00 per hour for expert testimony, preparation, and travel, including \$.62 per mile. The deposition preparation time is typically charged to the party that has asked me to do the work, assessment, etc. The expert testimony and travel time done for requested depositions is expected to be paid by the party requesting the deposition at \$200.00 per hour, and \$.62 per mile. The requesting party for the deposition is expected to provide up-front payment prior to scheduling the deposition or within 7 days after the deposition whichever is requested by myself. Expert testimony, travel, and preparation time is expected to be paid by the party requesting the trial testimony at \$200.00 per hour, and to be paid in full within 7 days after the testimony date. For consultation case work I charge \$165/hr., I reduce my regular travel to \$82/ per hour for one client or prorate the travel with additional clients at \$165.00 per hour, plus \$.62 per mile. I also charge for telephone, postage, facsimile expenses; and lodging and meals if necessary, for all work performed. Payment is expected to be made to Certified Counseling Services, LLC. I have no publications.

Margot Luckman, M.S., C.R.C., L.C.P.C., C.M./F.
Rehabilitation Consultant

October 16, 2023

Tim Bechtold
Attorney at Law
Bechtold Law Firm
PO Box 7051
Missoula, MT 59401

SENT ELECTRONICALLY

Dear Mr. Bechtold,

Enclosed please find an economic loss estimate for Braven Glenn. The estimates contained in this analysis may change if new/additional information is received.

STATEMENT OF DISINTEREST

I hereby certify that I have no interest in either party involved in this case and neither the compensation received nor the employment for this case has influenced the estimated amounts contained in my analysis.

Sincerely,



Douglas M. Abbott

Enclosure

I. OVERVIEW

The estimates presented in this analysis are based on the premise that, had he not passed away on November 24, 2020, Brevan Glenn would have worked throughout his work-life expectancy in occupations (and their associated salaries/benefits) identified in Margot Luckman’s *Rehabilitation/ Future Earnings Assessment Report*, dated October 13, 2023.

On page seven of Ms. Luckman’s report, she identifies a “conservative and reasonable path for someone that goes to work pursuing higher education, works over time, and finds a means for a steady income in Montana. She assumes that Brevan would have entered the United States Army by age 19, served for four years (until age 22), and then used the GI Bill to graduate from college and enter the work force with a Bachelor of Science Degree in Business at age 27. Ms. Luckman provided estimated annual salaries of \$32,899 while Brevan was in the Army and \$81,224 for Brevan’s expected work life to age 66.83.

Table 1 presents economic loss estimates for Brevan Glenn.

**Table 1 – Economic Loss Estimates
Brevan Glenn
2022.64 – 2070.47
2023\$’s**

Time Period	Estimated Lost Earnings	Estimated Lost Benefits	Total
2022.64 – 2070.47	\$2,057,539 ¹	\$450,601 ²	\$2,508,140

FOOTNOTES:

1. See Exhibit #1.
2. See Exhibit #1.

II. MATERIALS REVIEWED

- Margot Luckman *Rehabilitation/ Future Earnings Assessment Report*, dated October 13, 2023.

III. SUMMARY INFORMATION USED IN CALCULATIONS

	Calendar Date	Year and Fractional Equivalent	# of Years
Date of Birth	8/22/2003	2003.64	--
Date of Death	11/24/2020	2020.90	--
Age on Date of Death	--	--	17.3
Work Life Expectancy ¹	6/22/2070	2070.47	66.83
Date of Discount	11/16/2023	2023.88	--

FOOTNOTES:

1. SOURCE: Margot Luckman *Rehabilitation/Future Earnings Assessment Report*, dated October 13, 2023, page 7.

EXHIBIT #1 - Estimated Lost Earnings & Benefits, Brevan Glenn, 2023\$'s.

1	2	3	4	5	6	7
Year	Age	Estimated Lost Earnings, Nominal \$'s ¹	Estimated Lost Earnings, 2023 \$'s ²	Estimated Lost Benefits, 2023 \$'s ³	Total Estimated Lost Earnings & Benefits, 2023 \$'s ⁴	Cumulative Total Lost Earnings & Benefits, 2023 \$'s
2022.64	19	\$11,844	\$12,283	\$2,690	\$14,973	\$14,973
2023	20	\$32,899	\$32,899	\$7,205	\$40,104	\$55,077
2024	21	\$32,899	\$32,241	\$7,061	\$39,302	\$94,379
2025	22	\$32,899	\$31,616	\$6,924	\$38,540	\$132,918
2026.64	23	\$21,055	\$19,834	\$4,344	\$24,178	\$157,096
2027 ⁵	24	\$0	\$0	\$0	\$0	\$157,096
2028	25	\$0	\$0	\$0	\$0	\$157,096
2029	26	\$0	\$0	\$0	\$0	\$157,096
2030	27	\$0	\$0	\$0	\$0	\$157,096
2031	28	\$81,224	\$69,284	\$15,173	\$84,457	\$241,554
2032	29	\$81,224	\$67,984	\$14,889	\$82,873	\$324,427
2033	30	\$81,224	\$66,604	\$14,586	\$81,190	\$405,617
2034	31	\$81,224	\$65,304	\$14,302	\$79,606	\$485,222
2035	32	\$81,224	\$64,005	\$14,017	\$78,022	\$563,244
2036	33	\$81,224	\$62,786	\$13,750	\$76,536	\$639,780
2037	34	\$81,224	\$61,568	\$13,483	\$75,051	\$714,831
2038	35	\$81,224	\$60,349	\$13,217	\$73,566	\$788,397
2039	36	\$81,224	\$59,131	\$12,950	\$72,081	\$860,478
2040	37	\$81,224	\$57,994	\$12,701	\$70,695	\$931,173
2041	38	\$81,224	\$56,857	\$12,452	\$69,308	\$1,000,481
2042	39	\$81,224	\$55,720	\$12,203	\$67,922	\$1,068,403
2043	40	\$81,224	\$54,664	\$11,971	\$66,635	\$1,135,038
2044	41	\$81,224	\$53,608	\$11,740	\$65,348	\$1,200,386
2045	42	\$81,224	\$52,552	\$11,509	\$64,061	\$1,264,447
2046	43	\$81,224	\$51,496	\$11,278	\$62,774	\$1,327,221
2047	44	\$81,224	\$50,521	\$11,064	\$61,585	\$1,388,806
2048	45	\$81,224	\$49,547	\$10,851	\$60,397	\$1,449,204
2049	46	\$81,224	\$48,572	\$10,637	\$59,209	\$1,508,413
2050	47	\$81,224	\$47,597	\$10,424	\$58,021	\$1,566,434
2051	48	\$81,224	\$46,623	\$10,210	\$56,833	\$1,623,267
2052	49	\$81,224	\$45,729	\$10,015	\$55,744	\$1,679,011
2053	50	\$81,224	\$44,836	\$9,819	\$54,655	\$1,733,665
2054	51	\$81,224	\$43,942	\$9,623	\$53,566	\$1,787,231
2055	52	\$81,224	\$43,130	\$9,445	\$52,575	\$1,839,806
2056	53	\$81,224	\$42,236	\$9,250	\$51,486	\$1,891,292
2057	54	\$81,224	\$41,424	\$9,072	\$50,496	\$1,941,789
2058	55	\$81,224	\$40,612	\$8,894	\$49,506	\$1,991,295
2059	56	\$81,224	\$39,800	\$8,716	\$48,516	\$2,039,811
2060	57	\$81,224	\$39,069	\$8,556	\$47,625	\$2,087,435
2061	58	\$81,224	\$38,257	\$8,378	\$46,635	\$2,134,070
2062	59	\$81,224	\$37,525	\$8,218	\$45,744	\$2,179,814
2063	60	\$81,224	\$36,794	\$8,058	\$44,852	\$2,224,666
2064	61	\$81,224	\$36,063	\$7,898	\$43,961	\$2,268,627
2065	62	\$81,224	\$35,332	\$7,738	\$43,070	\$2,311,698
2066	63	\$81,224	\$34,683	\$7,595	\$42,278	\$2,353,976
2067	64	\$81,224	\$33,952	\$7,435	\$41,387	\$2,395,363
2068	65	\$81,224	\$33,302	\$7,293	\$40,595	\$2,435,958
2069	66	\$81,224	\$32,652	\$7,151	\$39,803	\$2,475,761
2070.47	66.83	\$67,416	\$26,562	\$5,817	\$32,379	\$2,508,140

Total = **\$2,057,539 \$450,601**

FOOTNOTES:

1. SOURCE: Margot Luckman's 10/13/2023 report, page 7.
2. The 2022 estimate was converted to present day \$'s (2023) using the Consumer Price Index. The 2024 - 2070.47 estimates were converted to 2023\$'s using a 2% net discount rate. See Exhibit #2. CALCULATION: 7.32% - 5.27%.
3. An estimated lost benefits package of 21.9% was used. This estimate comes from the average cost of employee compensation in the Mountain West states of 28.7% minus the 6.8% vacation component. SOURCE: Bureau of Labor Statistics: *Employer Costs for Employee Compensation - June 2023*. bls.gov/news.releases/pdf/ecec.pdf
4. CALCULATION: Column 4 + Column 5.
5. No loss estimates were included during assumed college years.

EXHIBIT #2 - HISTORICAL COMPENSATION PER MAN HOUR AND LONG TERM BOND YIELDS

	1970	1980	1990	2000	2010	2023	Annual Compound Growth Rate or Average Annual Yield (1970-2023)
Compensation Per Man Hour ¹	12.9	29.1	49.6	73.8	102	146.8	5.27
Long Term Government Bonds ²	7.35	11.43	8.55	6.03	3.22	2.5	7.32

FOOTNOTES

1. Source: St. Louis Federal Reserve Bank: <https://fred.stlouisfed.org/series/compnib>

1. Source: St. Louis Federal Reserve Bank: <https://fred.stlouisfed.org/series/irltlt01dem156n>

Curriculum Vitae/Resume – October, 2023

Douglas M. Abbott

Professor of Economics/Business
Montana Tech
1300 W. Park Street
Butte, MT 59701
(W) 406/496-4308
(C) 406-533-5896
(H) 406/494-2345
Email: dabbott@mtech.edu

EDUCATION

- Ed.D. Educational Leadership
The University of Montana – Missoula
December, 2004
Dissertation Title: *Analysis of a Predictive Model of College Choice by High School Football Players*
- MBA The University of Montana Graduate School of Business, 1988
- B.S. Petroleum Engineering
Montana College of Mineral Science and Technology, Butte, 1985

EXPERIENCE

2004 – Present

Full Professor – Business Department, Montana Tech

2007 – 2020

Provost and Vice Chancellor for Academic Affairs

- ◆ Chief Academic Officer.
- ◆ Responsible for the day-to-day operations of the campus.
- ◆ Administer a budget in excess of \$32,000,000.
- ◆ Negotiated the first (and subsequent) collective bargaining agreement(s) for North Campus faculty.

2020

Interim Director of Physical Facilities

- ◆ Supervised/Directed the campus physical facilities enterprise for four months.
- ◆ Responsible for identifying, initiating, and completing on-campus capital equipment projects.

1997-2007

Dean, College of Humanities, Social Sciences and Information Technology
Montana Tech of the University of Montana

- ◆ Responsible for the operation of four departments within the College of HSSIT (one of five colleges on the Tech campus).
- ◆ Coordinated the activities of 24 FTE employees.
- ◆ Administered a budget in excess of \$1,000,000.
- ◆ Other duties included personnel decisions, tenure/promotion decisions, grievance procedures, litigation, strategic planning, and budget development.
- ◆ Led two academic departments in the process of elevating their programs from an option level to degree level.
- ◆ Served as an Accreditation Team Member for site visits for the regional accreditation body (Northwest Association of Schools and Colleges).
- ◆ Testified before the Montana Board of Regents in matters pertaining to the College of HSSIT and Montana Tech.
- ◆ Served on the following standing committees: Strategic Planning, Chancellor's Cabinet, Chancellor's Advisory, Graduate Council

1996-2004

Department Head, Business Department, Montana Tech

- ◆ Responsible for the day-to-day activities of the department including course scheduling, academic advising, faculty evaluation, curriculum development, and accreditation.
- ◆ Negotiated an articulation agreement with the Helena College of Technology.
- ◆ Developed the "Helena Program" in which Montana Tech offers the upper division courses of its Business and Information Technology degree to place bound students in Helena, MT. The program currently has 60 students enrolled.
- ◆ Assisted in the development of an innovative collaborative degree effort between Montana Tech and Montana State University to deliver a joint master's program in Project and Engineering Management (MPEM).

1996-2000

(concurrent with above)

Mineral Economist, MSE Technology Applications, Inc., Butte

- ◆ Developed computerized cost models for various Department of Energy (DOE) focus areas.
- ◆ Researched cost drivers for innovative remediation technologies and authored reports and user guides for the cost models.
- ◆ Utilized extensive qualitative and quantitative research.

- ◆ Assisted in the design and implementation of the DOE Technology Achievements Study (TAS).
- ◆ Managed the MSE's portion of the TAS study. The results of this study changed how the Technology Management System (TMS) is used by the DOE Focus Areas.

1994-2004

Associate Professor – Business Department, Montana Tech

- ◆ Taught undergraduate courses in finance, marketing, operations and production management, economics, and marketing research.
- ◆ Taught graduate seminar in personnel issues within Project and Engineering Management Curriculum.
- ◆ Advised/mentor 60 students annually.
- ◆ Advisor to student groups: varsity lettermen's club, Associated Students of Montana Tech and CRABS Rugby.
- ◆ Served as Business Department Academic Liaison officer.
- ◆ Served as an advisor to the Environmental Engineering Design team that won the national championship two out of the four years I advised them.
- ◆ Served on the following standing committees: MPEM Steering, Merit, Retention, Co-Op Education Advisory, Computer Advisory, Faculty Achievement Award, and Who's Who.
- ◆ Served on Master Candidate's committees in Mineral Economics, Environmental Engineering, and Mining Engineering.
- ◆ Served as the Butte Area Director of the Montana Entrepreneurship Center.

1995-Present

Tenured Professor in Business Department

1994-Present

Forensic Economist, Abbott Consulting, Butte

- ◆ Consult as an expert witness in civil cases involving economic losses.
- ◆ Completed over 250 reports for 50+ attorneys (Plaintiff and Defense) in Montana, Idaho, Wyoming and Minnesota.
- ◆ Research past employment history of clients and determine future earnings potential of clients to establish a foundation for settlements or awards.

1988-1994

Assistant Professor – Business Department

- ◆ Duties were the same as Associate Professor (see above).

1988-1992

(concurrent with above)

Assistant Football Coach, Montana Tech

- ◆ Position coach for offensive line (1988-89), running backs (1990-92), and quarterbacks (1991-1992).
- ◆ Scouted opponents, evaluated game film, recruited student athletes.
- ◆ Responsible for game day activities.
- ◆ Assisted offensive coordinator in play selection.

1988 –1994

(concurrent with above)

Principal Investigator/Commercialization Specialist, National Center for Appropriate Technology (NCAT), Butte

- ◆ Conducted market assessments for the Department of Commerce's Energy Related Inventions Program (ERIP).
- ◆ Utilized extensive primary and secondary research techniques to determine if markets existed for inventions that exhibited potential energy savings.

PUBLICATIONS/PAPERS

Abbott, D., Edwards, L., Johnson, M., Oldenkamp, R. (2006, June), Development and presentation of the interdisciplinary course petroleum project evaluation: Integrating entrepreneurial and business concepts into a petroleum engineering curriculum, *Proceedings of the 2006 ASEE Annual Conference and Exposition*, Chicago, IL

Abbott, D., Edwards, L., Johnson, M., North-Abbott, M., Heath, L., Kober, T., (2006, May), Creating the engineer of 2010, *Proceedings of the 6th Annual Hawaii International Conference on Business*, Honolulu, HI

MSE Technology Applications. (1999, January). *Cost model for INEEL's WAG-7 area using subsurface barriers and caps* (Contract No. DE-AC22-96EW9645). Butte, MT: Doug Abbott.

Berg, D., Luyendijk, R., Abbott, D., Kaupanger, R., and Musich, M., (1998), Department of energy clean-up technology r&d program: Tracking and measuring achievements, *Proceedings of the International Conference on Decommissioning and Decontamination/Nuclear and Hazardous Waste Management (Spectrum): Vol. 2.* (pp. 1314-1324). Denver, CO.

- MSE Technology Applications. (1998, October). *Lifecycle cost model for INEEL's WAG-7 area* (Contract No. DE-AC22-96EW9645). Butte, MT: Doug Abbott.
- MSE Technology Applications. (1998, May). *Lifecycle cost model for INEEL's WAG-7 area* (Contract No. DE-AC22-96EW9645). Butte, MT: Doug Abbott.
- MSE Technology Applications. (1998, February). *Final report – in situ hydrogeon peroxide chemical oxidation cost estimation, task A1* (Contract No. DE-AC22-96EW9645). Butte, MT: Doug Abbott.
- MSE Technology Applications. (1997, September). *Final report – in situ potassium permanganate chemical oxidation cost estimation, task A1* (Contract No. DE-AC22-96EW9645). Butte, MT: Doug Abbott.
- MSE Technology Applications. (1997, June). *Reactive treatment zone cost model* (Contract No. DE-AC22-96EW9645). Butte, MT: Doug Abbott.
- MSE Technology Applications. (1997, June). *Offgas treatment options – Wet scrubber* (Contract No. DE-AC22-96EW9645). Butte, MT: Doug Abbott.
- Abbott, D. (1994). Downhole production pump and circulation system (U.S. Department of Energy – Office of Inventions and Innovations ERIP #692). National Center for Appropriate Technology: Butte, MT.
- Abbott, D. (1994). New technology for sulfide reduction and increased oil production (U.S. Department of Energy – Office of Inventions and Innovations ERIP #659). National Center for Appropriate Technology: Butte, MT.
- Abbott, D. (1994). Steam generator feedwater control system (U.S. Department of Energy – Office of Inventions and Innovations ERIP #655). National Center for Appropriate Technology: Butte, MT.
- Abbott, D. (1993). Coal pyrolysis using fluid bed boilers (U.S. Department of Energy – Office of Inventions and Innovations ERIP #633). National Center for Appropriate Technology: Butte, MT.
- Abbott, D. (1993). Cutting steam losses during cyclic steam injection of wells (U.S. Department of Energy – Office of Inventions and Innovations ERIP #600). National Center for Appropriate Technology: Butte, MT.
- Abbott, D. (1992). New stuffing box technology (U.S. Department of Energy – Office of Inventions and Innovations ERIP #592). National Center for Appropriate Technology: Butte, MT
- Abbott, D. (1992). Method and tool for logging while drilling (U.S. Department of Energy – Office of Inventions and Innovations ERIP #471). National Center for Appropriate Technology: Butte, MT.
- Abbott, D. (1991). Ship-borne emergency oil containment system and method (U.S. Department of Energy – Office of Inventions and Innovations ERIP #575). National Center for Appropriate Technology: Butte, MT.
- Abbott, D. (1991). Watchdog® downhole production pump and circulation system (U.S. Department of Energy – Office of Inventions and Innovations ERIP #692). National Center for Appropriate Technology: Butte, MT.
- Abbott, D. (1990). Radial cutting torch (U.S. Department of Energy – Office of Inventions and Innovations ERIP #047). National Center for Appropriate Technology: Butte, MT.

- Abbott, D. (1990). Weldcomputer® resistance welder adaptive control (U.S. Department of Energy – Office of Inventions and Innovations ERIP #588). National Center for Appropriate Technology: Butte, MT.
- Abbott, D. (1989). Steam injection test tool (U.S. Department of Energy – Office of Inventions and Innovations ERIP #574). National Center for Appropriate Technology: Butte, MT.
- Abbott, D. (1989). Hyperdynamic Hull® (U.S. Department of Energy – Office of Inventions and Innovations ERIP #546). National Center for Appropriate Technology: Butte, MT.
-

PRESENTATIONS

- Abbott, D.A., (December, 2003). Petroleum engineering major with a business minor: Fact or fiction? Presented to the Montana Tech Petroleum Advisory Board, Butte.
- Abbott, D.A., (February, 2001). Helena program: Questions and answers relating to program viability. Presented to the Montana Board of Regents of Higher Education; Helena.
- Abbott, D.A. (August, 2000). Needs assessment of the Helena area: Is a state supported program in business a viable entity? Presented to the Montana Board of Regents; Helena.
- Abbott, D.A., (June, 2000). Marketing a farmer's market or what does fahrfignuken mean anyway? Presentation to the Montana Farmer's Market Association; Butte.
- Abbott, D.A. & Antonioli, S. (July, 1999). Technology achievement study viability. Presentation to the Plumes Focus Area Quarterly Meeting, Gaithersburg, MD.
- Abbott, D.A., (March, 1994). Strategies for marketing a small business. Presented to the Butte Local Development Corporation (BLDC); Butte.
- Abbott, D.A. (February, 1994). Economic impact study of the Montana elk farming Industry using RIMS II analysis. Presented to the Montana State Legislature; Helena.
- Abbott, D.A. & Kober, T. (October, 1992). A quantitative analysis of services required by small, environmentally oriented businesses operating in SBA region VIII. Presentation to the Small Business Administration; Butte.

RESEARCH PROPOSALS

- University of Montana – Sustainable Growth Initiatives, January 2003. One year program to increase enrollment in the Helena Business Program. \$50,000 (successful).
- Detroit Edison, November 1998. Cost analysis of Coal Transfer by Rail. \$50,000 (declined).

Department of Commerce, February 1997. Development of a demonstration facility at Montana Tech for ERIP approved technologies. \$100,000 (declined).

Small Business Administration, September 1994. Environmental Opportunities Center (EBOC). \$10,000 (successful).

COURSES TAUGHT

MPEM Classes (Graduate)

BUS 4516 Advanced Management Seminar

Business Classes

BUS 1766: Mathematics of Finance

BUS 3316: Principles of Marketing

BUS 3516: Principles of Financial Management

BUS 3666: Principles of Operations/Production Management

BUS 4326: Marketing Research

BUS 4516: International Business Seminar

Economics Classes

Econ 2556: Principles of Macroeconomics

Econ 2566: Principles of Microeconomics

Econ 2606: Principles of Economics

Engineering Classes

Pet 446: Petroleum Project Evaluation

EGEN 325: Engineering Economic Analysis

HONORS/AWARDS

- 2023 Rose and Anna Busch Montana Tech Teaching Award Recipient
- 2004 CASE® Professor of the Year Nomination
- 2004 Selection to *Who's Who Among American Teachers*®
- 2004 Rose and Anna Busch Montana Tech Teaching Award Recipient
- 2003 Finalist for the Rose and Anna Busch Montana Tech Teaching Award
- 2002 Finalist for the Rose and Anna Busch Montana Tech Teaching Award
- 2001 Finalist for the Rose and Anna Busch Montana Tech Teaching Award
- 2001 *Montana Standard* Reader's Poll: Professor of the Year
- 2000 Finalist for the Rose and Anna Busch Montana Tech Teaching Award
- 1997 Montana Tech Club Advisor of the Year – CRABS Rugby
- 1994 Finalist for the Cour d' Alene Teaching Award
- 1993 Finalist for the Cour d' Alene Teaching Award

PROFESSIONAL ORGANIZATIONS

National Association of Forensic Economists (NAFE)
Sigma Beta Delta Scholastic Honor Society
Western Economic Association (WEA) - Inactive
American Marketing Association - Inactive

SHORT COURSES TAUGHT

Operations and Production Management, Freeport/Indonesia, Papa New Guinea,
August 1-14, 1994.

SHORT COURSES COMPLETED

ATIXA – Title IX Training, 2013, Denver, CO
CASE[®] Training for Deans, 2004, Seattle, WA
AACRO[®] 12th Annual Strategic Enrollment Management Conference, 2003,
San Diego, CA.
Chicago Board of Trade (CBOT[®]) Options Trading School, 1998, Chicago, IL.
Southwest School of Governmental Finance, Texas Tech University, 1995,
Lubbock, TX.
Continuing Education Activities at NAFE annual meetings.

ACCREDITATION

Northwest Commission on Colleges and Universities (NWCC&U), Team Chair, Site
Visit for Utah Valley University (2019).
Northwest Commission on Colleges and Universities (NWCC&U), Member, Site Visit
for Boise State University (2014).
Material Science PhD Steering Committee, Montana Board of Regents, (2013-Present)
Northwest Commission on Colleges and Universities (NWCC&U), Member, Remote
Evaluation Team for Oregon Institute of Technology (20013).
Commission on Collegiate Nursing Education (CCNE) (2013).
Accreditation Commission for Education in Nursing (ACEN) (2013).
Accreditation Board for Engineering and Technology (2010).
Northwest Commission on Colleges and Universities (2010).
Northwest Commission on Colleges and Universities (NWCC&U), Member, Evaluation
Team for Community College of Southern Nevada (2006).
Northwest Commission on Colleges and Universities (NWCC&U), Member, Evaluation
Team for Chemeketa Community College (2006).
International Association for Collegiate Business Education (IACBE), Member,
Evaluation Team for Eastern Oregon University (2005)
Northwest Commission on Colleges and Universities (NWCC&U), Member, Evaluation
Team for Great Basin College (2005).

Northwest Commission on Colleges and Universities (NWCC&U), Member, Evaluation Team for Idaho State University, (2004).

Northwest Commission on Colleges and Universities (NWCC&U), Member, Evaluation Team for Dixie State College (2002).

COMMUNITY ACTIVITIES

- ◆ United Way of Butte and Anaconda Board of Directors (2006-2020)
- ◆ Butte Local Development Corporation Board of Directors (2007-2014)
- ◆ Judge, Business Professionals of America (BPA) – Southwest Montana Regional Competition, Butte High School, (2004)
- ◆ Founding member, Board of Directors, Vice President, Mining City Little Guy Football, (1996-2005)
- ◆ Science Fair Judge, Hillcrest Elementary School, (2001-2019)
- ◆ Mining City Little Guy Football Coach, (2002-2005)
- ◆ Little League Softball Coach, Mile High Little League, (1998-2002)
- ◆ Little League Baseball Coach, Mile High Little League (1997-2002)
- ◆ Hillcrest Carnival volunteer, (2000-2003)
- ◆ Volunteer ski instructor, Hillcrest Elementary School (2000-2003)
- ◆ Elementary girls' basketball coach, Hillcrest Elementary School, (2000-2003)
- ◆ Elementary boys' basketball coach, Hillcrest Elementary School, (2003-2004)
- ◆ YMCA basketball coach (1998-1999)
- ◆ Hillcrest Home School Association (PTA) (1997-2006)
- ◆ Special Olympics Volunteer, (1990-1995)
- ◆ Kiwanis Sunshine Camp Volunteer, (1990)
- ◆ Junior Achievement Board of Directors, (1989-1992)
- ◆ United Blood Services Volunteer (1988-Present)

August, 2023

Dr. Douglas M. Abbott Rate Sheet

PREPARATION OF REPORTS: \$225/hr.

This rate applies to the following:

- Speaking with attorneys.
- Speaking with clients.
- Speaking with other expert witnesses.
- Review of documents provided by attorneys, expert witnesses, clients, etc.
- Development of the report.

DEPOSITION TESTIMONEY: \$300/hr.

This rate applies to the following:

- Time spent at deposition.
- Time spent reviewing material in preparation for deposition.
- Time spent traveling to/from deposition (if out of town).
- State of Montana Travel rate of \$0.545 cents per mile (if out of town).

TRIAL TESTIMONY: \$350/hr.

This rate applies to the following:

- Time spent at the Courthouse.
- Time spent reviewing material in preparation for trial.
- Time spent in pre-testimony meetings.
- Time spent traveling to/from trial (if out of town).
- State of Montana Travel rate of \$0.545 cents per mile (if out of town).

Airline tickets, hotel room, etc. will be billed at cost.

Expert Witness Testimony for Douglas M. Abbott (June 2015 – Present)

<u>DATE</u>	<u>COURT</u>	<u>PLAINTIFF</u>	<u>ATTORNEY(S)</u>
June 24, 2015	Federal – Missoula	Mary/Daniel Bisom	Sydney McKenna Justin Starin
September 19, 2016	District – Gallatin County	Nancy Beebe Fergus Beebe	Laura Kalur Bob Baldwin
April 12, 2018	District – Butte	Andrew DeMoney	Carlo Canty
October 3, 2018	Human Rights Hearing-Glendive	Terry Rod	Kathryn Kohn-Troldahl Jon Moyers
November 2, 2018	District-Bozeman	Niedermeyer	Kyle Nelson
January 31, 2020	District-Missoula	Agnello	Jaime Towe John Fitzpatrick
November 17, 2020	District-Bozeman	Daniels	Travis Kinzler
December 16, 2020	Mediation	Morse	John Heenan Joe Cook
August 7, 2023	District – Sheridan Wyoming	Moore	Kathryn Kohn-Troldahl Jon Moyers

Deposition Testimony for Douglas M. Abbott (June 2015 – Present)

<u>DATE</u>	<u>FILE NAME</u>	<u>ATTORNEY(S)</u>	<u>DEPOSING ATTORNEY(S)</u>
July 15, 2015	Beebe	Laura Kalur Jeff Tierney	Charles Smith Jill Laslovich
March 8, 2016	Torgerson	Jamie Carey	Tom Bell
March 15, 2016	Wadkins	Roland Durocher	Peter Stokstad
July 13, 2016	Wilson	Darin Westover	Nathan Fluter

Deposition Testimony for Douglas M. Abbott (June 2015 – Present) Continued

<u>DATE</u>	<u>FILE NAME</u>	<u>ATTORNEY(S)</u>	<u>DEPOSING ATTORNEY(S)</u>
December 6, 2016	DeLeon	Kohn/Moyer	Christopher Decker
December 6, 2016	Beck	Kohn/Moyer	Christopher Decker
March 22, 2017 April 6, 2017	Ryberg Demoney	Kohn/Moyer Carlo Canty	James Worthen Jeff DaHood
January 17, 2019	Agnello	Jamie Fitzpatrick	Jill Laslovich Gary Kalkstein
June 7, 2019	Roberts	Kevin Brown	Chris Olivera
June 7, 2019	Wheeler	Kevin Brown	Mark Feddes
September 17, 2020	Stoner	Kathryn Kohn	Kayleigh Morine Kiely Keane
August 12, 2021	Reynoldson	Jamie Towe	Adam Duerk
March 9, 2022	Williamsen	Kohn/Moyer	Tanner Walls
May 9, 2022	Azure	John Fitzpatrick	Danielle Coffman
January 18, 2023	Weiner	Devlan Geddes	Dave Mclean
April 19, 2023	Hodson	Doug Buxbaum	Julie Lichte