

# EXHIBIT H

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SUPREME COURT OF THE STATE OF NEW YORK  
County of Orleans

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AB 511 DOE,  
Plaintiff,  
Index No. 20-46602  
v.

LYNDONVILLE CENTRAL SCHOOL DISTRICT;  
LYNDONVILLE ELEMENTARY SCHOOL,  
Defendants.  
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Deposition Upon Oral Examination of:

Patrick Whipple

Location: Hoag Library  
134 South Main Street  
Albion, New York 14411

Date: July 5, 2023

Time: 10:00 a.m.

Reported By: CHRISTINE VIGNA

Alliance Court Reporting, Inc.

109 South Union Street, Suite 400

Rochester, New York 14607

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A P P E A R A N C E S

Appearing on Behalf of Plaintiff:

Leah Costanzo, Esq.

Steve Boyd PC

40 North Forest Road

Buffalo, New York 14221

lcostanzo@steveboyd.com

Appearing on Behalf of Defendants:

Shannon B. Vandermeer, Esq.

Webster Szanyi, LLP

1400 Liberty Building

424 Main Street

Buffalo, New York 14202

soneill@websterszanyi.com

\* \* \*

1                    S T I P U L A T I O N S

2 WEDNESDAY, JULY 5, 2023;

3            (Proceedings in the above-titled matter  
4            commencing at 10:18 a.m.)

5                    \*   \*   \*

6            IT IS HEREBY STIPULATED, by and between  
7 the attorneys for the respective parties hereto, that:

8            All rights provided by the CPLR and Part  
9 221 of the Uniform Rules for the Conduct of  
10 Depositions, including the right that all objections  
11 to any question, except as to form or to move to  
12 strike any testimony at this examination are reserved;

13            And in addition, the failure to object to  
14 any question or to move to strike any testimony at  
15 this examination shall not be a bar or waiver to make  
16 such motion at, and is reserved to, the trial of this  
17 action;

18            IT IS FURTHER STIPULATED, that the reading  
19 and signing of the testimony be waived;

20            The filing of the original of this  
21 deposition is waived;

22            IT IS FURTHER STIPULATED, that unless the  
23 court orders otherwise, the party taking the  
24 deposition shall bear the expense thereof in  
25 accordance with the CPLR Rule 3116(d);

1 PATRICK WHIPPLE - BY MS. VANDERMEER  
2 AND IT IS FURTHER STIPULATED, that the  
3 Notary Public, CHRISTINE VIGNA, may administer the  
4 oath to the witness.

5 \* \* \*

6 PATRICK WHIPPLE,

7 called herein as a witness, first being sworn,  
8 testified as follows:

9 EXAMINATION BY MS. VANDERMEER:

10 Q. Good morning.

11 A. Good morning.

12 Q. My name is Shannon Vandermeer, and I  
13 represent the Defendants in the lawsuit brought by AB  
14 511 Doe.

15 Before we get started, what I would like  
16 to bring up is that AB 511 Doe is using a pseudonym.  
17 He's -- this lawsuit is governed by a confidentiality  
18 agreement with respect to his name. I will disclose  
19 his name to you. I will do that off the record. But  
20 in disclosing his name to you, that means that you  
21 have to keep his name confidential and obviously what  
22 is talked about today confidential. Okay?

23 A. Yup.

24 MS. VANDERMEER: Off the record.

25 (There was a discussion off the record.)

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