THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF CONNECTICUT
CIVIL ACTION NO. 16cv00678 MPS
----------x
ELIYAHU MIRLIS, :
Plaintiff :
-v- :
RABBI DANIEL GREER, YESHIVA OF :
NEW HAVEN, INC., and THE GAN :
SCHOOL, INC., :
Defendants. :
----------x

Deposition of AVIAD HACK, taken pursuant to the Federal Rules of Civil Procedure, held at the Law Offices of Lynch, Traub, Keefe & Errante, 52 Trumbull Street, New Haven, Connecticut, before James A. Martone, LSR #248, and Notary Public, in and for the State of Connecticut, on July 25, 2016, at 10:10 a.m.

A P P E A R A N C E S:

For the Plaintiff:
KOSKOFF, KOSKOFF & BIEDER, PC
350 Fairfield Avenue
Bridgeport, Connecticut 06604
BY: ANTONIO PONVERT, III, ESQ.

For the Defendants:
WILLIAM WARD, ESQ.
336 Torrington Road
Litchfield, Connecticut 06759

For the Witness:
LYNCH, TRAUB, KEEFE & ERRANTE, PC
52 Trumbull Street
New Haven, Connecticut 06511
BY: STEVEN J. ERRANTE, ESQ.

Also Present:
James Chianese, Videographer
Geomatrix Productions
270 Amity Road
New Haven, Connecticut

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

IT IS HEREBY STIPULATED AND AGREED by and between counsel for the respective parties hereto that all technicalities as to proof of the official character before whom the deposition is to be taken are waived.

IT IS FURTHER STIPULATED AND AGREED by and between counsel for the respective parties hereto that the reading and signing of the deposition by the deponent are waived.

IT IS FURTHER STIPULATED AND AGREED by and between counsel for the respective parties hereto that all objections, except as to form, are reserved to the time of trial.

* * * * * *

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NOTE: Exhibits retained by Counsel

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1 MR. PONVERT: Let's mark this.
2 (Plaintiff's Exhibit 1
3 Marked for identification)
4 THE VIDEOGRAPHER: We're on the
5 record at 10:10. This is the deposition of Aviad
6 Hack, recorded on July 25th, 2016, in New Haven,
7 Connecticut. The deposition is being taken in the
8 case of Mirlis versus Rabbi Daniel Greer, et al. It
9 was Noticed by Antonio Ponvert, for the Plaintiff.
10 The videotape operator is James
11 Chianese, of Geomatrix Productions, 270 Amity Road,
12 New Haven, Connecticcut. Are there any stipulations
13 you'd like to put on the video?
14 MR. PONVERT: The usual stipulations.
15 All objections reserved until trial, except as to
16 form.
17 THE VIDEOGRAPHER: Could all counsel
18 please introduce themselves.
19 MR. PONVERT: Antonio Ponvert, for
20 the Plaintiff.
21 MR. WARD: Bill Ward, for the
22 Defendants.
23 MR. ERRANTE: Attorney Steven
24 Errante, representing the deponent.
25

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1 AVIAD HACK,
2 called as a witness, having affirmed to tell the
3 truth, was examined and testified as follows:
4 DIRECT EXAMINATION BY MR. PONVERT:
5 Q. Good morning. So if it's all right with
6 you, I'll refer to you as Rabbi Hack?
7 A. Uh-huh.
8 Q. The reason you're here this morning, I'm
9 sure your lawyer has explained it to you, is that
10 there's been a lawsuit brought by Eliyahu Mirlis
11 against Daniel Greer, Yeshiva of New Haven and the Gan
12 School, and some other entities, having to do with
13 Rabbi Greer's sexual abuse of the Plaintiff while Mr.
14 Mirlis was a student at Yeshiva.
15 Now he was a student there September,
16 '01 to June, '05, and the allegations in the Complaint
17 allege that he was abused beginning in the fall of
18 2002.
19 A. Okay.
20 Q. Through June of 2005, during his sophomore,
21 junior and senior years, when he was 16 -- 15, 16 and
22 17. I'm going to ask you a little bit about your own
23 background, your connection and responsibilities at
24 Yeshiva, and then what you know about the allegations
25 in the Complaint.

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1 The only thing I want to mark as an
2 exhibit today is what's been marked as Exhibit 1.
3 It's a Notice of Deposition, dated June 10, 2016, and
4 this is simply the document that asked you to come
5 here today.
6 A. Yup.
7 Q. You've seen that before?
8 A. Yes, I have.
9 Q. All right. And I'm sure you discussed this
10 with your lawyer as well, there were some documents
11 requested in here. And I understand from speaking
12 with Mr. Errante, that you do not have any of those
13 documents?
14 A. I do not have any of those documents, any
15 such documents.
16 Q. Fair enough. So if you would, Rabbi, just
17 give me sort of a short version of your background,
18 your personal background, where you were born, date of
19 birth that kind of thing.
20 A. Okay. I was born on February 13th, 1975,
21 here in New Haven, Connecticut. I grew up in New
22 Haven. Most of the time at 42 Hobart Street in New
23 Haven.
24 My father for most of my childhood
25 worked for the City of New Haven. My mother was a

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1 researcher at Yale, and they were involved together
2 with Rabbi and Mrs. Greer in opening what was then
3 called the Gan School in September of 1977, when Rabbi
4 and Mrs. Greer's oldest son and I were ready to go to
5 school, both of us being 2 and a half at the time.
6 I grew up as I said, in New Haven,
7 attended the elementary school. Then the two of us,
8 that is myself and Rabbi Greer's oldest son, Dov,
9 stayed on for high school, Synagogue was around the
10 time that we turned Bar Mitzvah, so that we could
11 count for the requisite quorum.
12 Stayed in New Haven through high
13 school. I graduated high school in 1992; June of '92.
14 I then went off to Yeshiva, for one year in Munsey,
15 New York, and then another year in Jerusalem. Came
16 back in September of '94, and went to Yale. I
17 graduated in May of '97.
18 After graduating from Yale, I went
19 back to Yeshiva, first in Munsey for a year and then
20 in Providence, Rhode Island.
21 And then in September of 2000, I came
22 back to New Haven, to work for Yeshiva of New Haven.
23 First as the dorm counselor, then as a teacher.
24 In short order, within a few weeks I
25 became a teacher. And then gradually moved into a

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more administrative role. I guess that kind of sums it up.
Q. All right. And so I undoubtedly today will need to ask clarification of certain terms, because I'm not Jewish.
A. Of course.
Q. And so when you say that you went off to Yeshiva, for example --
A. Yes.
Q. And then you returned and did Yeshiva again in Munsey and then in Providence, what does that mean?
A. Okay. So a Yeshiva, the word Yeshiva is a Hebrew word that literally means sitting. It's a place where men go to study. Generally speaking, it's Talmudic studies. In some cases it's also Jewish law as well.
In my case it was Talmudic studies, so it's the equivalent of, I suppose it's the equivalent of university studies in Talmud.
Q. I understand. And then at some point, I don't know if the right word is ordained, but did you become a Rabbi?
A. I finally received rabbinical ordination in January of 2011. Most people are not aware that the studies that one undertakes in Yeshiva are not,

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generally speaking not directly connected to rabbinic ordination. The studies in Yeshiva tending to be studies of the Talmud which is closer to a primary source, and rabbinic ordination is based much more on knowledge of Jewish law.
Q. And so what was referred to as the Gan School when you and Rabbi Greer's son began there, did that then at some point change its name to the Yeshiva of New Haven?
A. It did.
Q. And when did that happen?
A. I don't remember.
Q. All right. But in any event, it's the same school that Plaintiff, Eliyahu Mirlis attended?
A. Yes.
Q. And during the period of time you were a student there, was Rabbi Greer the principal of the school?
A. In title he was not the principal when I was there. At the very beginning, when I was a little boy, 8, 9, whatever it was, Rabbi Greer maintained a law office at 278 Orange Street in New Haven. He originally was a partner in the firm Schwartz, Engleman & Greer. Then at some point Mr. Engleman got upset and Daniel Greer went off on his own, as the Law

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Offices of Daniel Greer.
They continued to own the property at 278 Orange Street together, and he had a law firm in the basement. In other words, his office was in the basement.
And so when I was in elementary school, his wife was the principal. Everybody knew that he was behind it. In other words, he had an office downtown, and he was the guiding force and the power behind the school. He was the -- he was in charge of making sure that there was funding for the school. And although when I was in elementary school, he did not have an office in the school, he was -- he would frequently come into the building. Certainly at least once a day.
And he was there, I mean I was only 11 or 12 years old, I can't tell you exactly what he was doing when he was there, but I -- I know that he was there on a very frequent basis.
When I was in high school, he began to take a more active role in the school.
Q. And again, this is at Yeshiva?
A. At Yeshiva. When I was in high school at Yeshiva, he began to take a more active role in the school. For instance, his son, Dov and I would study

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with him in Talmud approximately two hours a day. He was one of our regular -- he was one of our regular teachers. And so he was, you know, obviously there in that capacity.
At some point, and I don't remember if this was when I was in high school -- I can tell you when it was. At some point during my high school career, I don't remember exactly precisely when, he took over an office, his wife had had an office on the first floor. The Yeshiva building is two -- is two stories. The elementary school is on the first floor and the second floor was used a high school, first for girls, more recently for boys.
And he took over his wife's office on the first floor at some point, I believe it was when I was in high school. And his wife moved, his wife moved upstairs. It might have been later but he was becoming more and more involved.
When I was in high school and then subsequently he, at some point he abandoned his -- he, you know, got rid of his office downtown, and moved his base of operations I guess you can say totally into the building at that point.
At some point he took over the title Dean, in Hebrew, Minahal of the high school, and was

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1 then very, very actively involved in the schools.
2 Q. All right. And was that the state of
3 affairs when you then came back to Yeshiva?
4 A. Yes, when I -- I'm sorry.
5 Q. That's okay. When you came back as a
6 teacher and then as an administrator?
7 A. Yes. When I came back to Yeshiva, Rabbi
8 Greer's office was in the building. His title was
9 Dean. And he was very involved with the students. He
10 was -- he taught the students. And interacted with
11 students on a daily basis.
12 Q. All right. And during the period of time
13 that you were a student in the high school there, was
14 it a boarding school?
15 A. No. When I was a student in the high
16 school, the boys high school consisted for the first
17 three years of my high school career of two students,
18 myself and Dov Greer, Rabbi Greer's son.
19 When I was in 12th grade, a third
20 student joined, that's my younger brother, Elisha, who
21 at that point was in 9th grade. So there was no
22 boarding situation.
23 Q. All right. And then how many months or
24 years in advance of Eli becoming a student at Yeshiva
25 did you return to the school and take up your

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1 responsibility?
2 A. One year. Hold on. I want to -- yes, one
3 year.
4 Q. Okay. So you come back to the school?
5 A. I came back to the school in September of
6 2000. And Eliyahu joined the school in September of
7 2001.
8 Q. All right. And during his entire time
9 there, as a high school student, were you also
10 employed by the school?
11 A. Yes.
12 Q. As a teacher?
13 A. I was a teacher. For the first three years
14 of his time there, I was the dorm counselor. And what
15 my -- the title of my administrative role, I don't
16 remember at that point, whether it was assistant to
17 the Dean or Assistant Dean, I don't remember when
18 Rabbi Greer authorized me to drop the "to the," and
19 start signing my name as Assistant Dean.
20 Q. Okay. But in any event, that was during
21 the period of time that Eli was a student there?
22 A. It may have been afterwards, I don't
23 remember exactly.
24 Q. Did you during the period of time that he
25 was a student there, have the duties and

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1 responsibilities of the Assistant Dean, even if you
2 didn't have the title?
3 A. Vast majority. My duties were never -- my
4 duties weren't ever specifically -- it wasn't like
5 Rabbi Greer and I had a meeting and there was a list
6 of, you know, a list written down on a piece of paper,
7 Avi, these are your duties, take care of them.
8 It was more like I was very close to
9 Rabbi Greer, and he saw that, or he believed I guess
10 that I had abilities, and so more and more of his
11 duties as he could, he was a very busy person, he was
12 running nonprofit housing organizations, he still had
13 some sort of law practice and he was dealing with a
14 tremendous amount of fund raising and all manner or
15 other things, so as many of his duties as he could, he
16 transferred to me.
17 And I have a -- I have a certain
18 rapport with students, and so a lot of the duties I
19 guess of Dean of Students transferred to me almost
20 very naturally, just because either they hadn't been
21 getting done before I -- before I arrived and
22 certainly that was something, I was a younger person,
23 and I continued to be a younger person than he, and so
24 a lot of those duties kind of just migrated.
25 Q. Okay. And that was true during the period

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1 of time that Eli was a student there?
2 A. Yes, absolotely.
3 Q. Okay. During the time that he was a
4 student, I want to focus really the 2002-2005 time
5 period.
6 A. Okay.
7 Q. Which is his sophomore, junior and senior
8 years. In addition to Rabbi Greer, were there other
9 administrators of the Yeshiva school?
10 A. Administrators, no.
11 Q. Okay. Who were the other faculty members
12 or employees of the school during that period?
13 A. So there was a -- I don't know that they
14 were all for all three years, but at least during that
15 period of time there was a Rabbi Zev, Z E V,
16 Gottesman, G O T T E S M A N. There was a Rabbi
17 Yerucham, Y E R U C H A M, Schochet, S C H O C H E T.
18 And there was a Rabbi, his legal name is Rabbi Simon
19 Kacenberg. K A C E N B E R G. That was the Judaic
20 studies faculty during the courses of time. Oh, there
21 was also a Rabbi Isaac Davis, D A V I S. Those were
22 the individuals who were the teaching staff during
23 that time.
24 The secular study staff, I can't
25 remember all of the secular teachers that we had.

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Q. All right. And during the period of time that Eli was a student there, was he a boarding student?
A. Yes.
Q. And who, how many other boys were boarding during the period of his time there?
A. I think the maximum was approximately, was fifteen or so. And the minimum was probably nine. Certainly it was never below five in his time and it was never above twenty.
Q. Okay. And all of these boys, including Eli, lived at the Yeshiva building?
A. No. The dormitory was at 249 Ellsworth Avenue. At that time 249 Ellsworth Avenue, on the second and third floors was where the dormitory was. In Eli's senior year, there was, I suppose you would call it a satellite dormitory, which was at the third floor either of 777 Elm Street or 781 Elm Street -- 777 Elm Street.
Q. And who if anyone in addition to Eli lived in that third floor dorm during his senior year?
MR. WARD: The objection is which dorm?
Q. The one at 777 Elm?
MR. WARD: Thank you.

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A. I don't remember.
Q. If I wanted to find out the names of all of the students who attended the school at the time that Eli did, are there documents that would contain that information?
A. Yes.
Q. And what would you ask for?
A. So I believe that the school secretary, Jean Ledbury, J E A N, L E D B U R Y, who was the school secretary at that time, and to my knowledge continues to do so today, maintains on the school computer, a list each year of the students in the school.
Q. All right. And is there a similar list for all of the people who were employed by the school in whatever capacity?
Q. Mrs. Ledbury has handed out lists of telephone numbers, you know, a contact list which I used to get a copy of. I don't know if she retains those back, back then, but they certainly existed at the time.
Q. Okay. Going back to the period of time that you were a student at the school.
A. Yes.
Q. Did you attend all four high school years?

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A. Yes.
Q. And what was your age at that time?
A. I graduated when I was 17. Whether I was in high school for four years or five years is an -- an argument.
Q. Okay. But in any event, you started at least 13 or younger?
A. I -- the first year that I was in high school, it was -- when we were growing up in elementary school, the school prided itself on not having grades. So I counted what grade I was in based on how many years I had been in school.
And then one day I said to my parents "Okay, I'm starting 10th grade now." And my parents said "No, it's 9th grade." I said "What do you mean? Last year was 9th grade." They said "No, that can't be because we don't want you to graduate high school at 16, we we want you to be at least 17, so this year we are calling it 9th grade again." So I went to the school starting September, 1977, and I graduated in June of 1992.
Q. All right. That must have been an unpleasant conversation, to learn that you had yet another year of high school.
A. Yes.

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Q. And so I need to get into some things, I know it's uncomfortable and I'm going to do my best to be sensitive about it, but it's important that we find out what happened.
A. Yes, I do understand.
Q. Okay. Thank you. So tell us what your relationship with Rabbi Greer was like at the time that you were a student there.
A. So it varied. When I first became, when I first started as a student, let's take from high school rather than going back all the way to elementary school, I -- Rabbi Greer's son, Dov was and remains my closest friend. I practically grew up in the Greer home. They lived approximately and continue to live approximately a quarter of a mile from my parents' home. And Dov and I spent a tremendous amount of time together studying and playing and doing things that, you know, that teenagers do.
I had tremendous respect, reverance, awe, for Rabbi Greer. I felt that he was superlative in every way. He was confident, he was knowledgeable. He was a religious guidepost. He was an effective parent. He was an effective teacher. I had tremendous, tremendous respect for him, throughout my time, throughout my time in high school.

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1 At the beginning of my high school
2 career, I didn't have as much of a connection with
3 him, after all, he had never taught me. I had -- his
4 wife had been my teacher since I was 5, until I was
5 about 13 or so. But I hadn't studied with him
6 directly and I hadn't spent that kind of time with him
7 directly.
8 So I knew him more sort of a little
9 bit more at a distance. During the course of my time,
10 you know, my time in high school when I studied with
11 him much more, my reverence and respect for him grew
12 and my emotional connection to him grew. We spent
13 many, you know, much time together. The Torah scroll
14 was read in the Synagogue every Saturday so we would
15 go and review it together to make sure there were no
16 errors, and it was prepared and ready and things like
17 that.
18 Q. All right. And then when you and he did
19 begin having more contact, as you entered the high
20 school and then continued through the high school.
21 A. Yes.
22 Q. Did the relationship with Rabbi Greer
23 change?
24 A. Yes.
25 Q. And what happened and when?

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1 A. So the relationship took on a sexual angle,
2 in, beginning with a nice beautiful spring day, spring
3 Friday in either '91 or '92. It was a Friday, whether
4 it was April or May, I don't remember, but it was that
5 time of year. And at the time there was a -- another
6 administrator, who lived in the house behind my
7 parents, and he had asked me on that Friday to please,
8 I don't remember, man the door, you know, answer the
9 door. Yeshiva was -- you know, he was expecting
10 somebody or other.
11 And Rabbi Greer knew that I was there
12 and that I was the only one in the building, and he
13 told me that he wanted to meet me there. So I said
14 fine.
15 And he came into the office, and
16 asked me to come down stairs with him, to the --
17 there's -- in the basement of the building there's the
18 janitor's apartment. When I was a little boy there
19 was a live-in janitor. There hasn't been in a while.
20 He asked me to come down there in to
21 the janitor's apartment. And I said to him that the
22 other individual had asked me to man the door. And I
23 had a responsibility, how could I do that? He said
24 don't worry about it. You know, he obviously, Rabbi
25 Greer outranks him. "Come with me, it's very

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1 important." Said okay.
2 So we came into the room, and he
3 started hugging me and kissing me. Hug wasn't bizarre
4 to me, kisses were a little bit weird. And then he,
5 he undid my belt and lowered my pants, and I was like
6 whoa, this is -- this is very weird. I -- I didn't
7 quite know what was going on, and then he started to
8 fondle me, lowered my underwear as well.
9 And there was a bed there, we sat
10 down on the bed. I was shocked, that I think is the
11 only word to describe it. And spent some time there.
12 And then I left, my head was swimming. You know, we
13 then took leave of each other. I didn't walk out or
14 anything.
15 And I came back up to the office, and
16 I was, like really feeling oozy at that point I think
17 is the only way to describe it. And to find the
18 administrator who had asked me to man the door, angry,
19 and yelling at me how come I hadn't done what he had
20 told me to do, which is man the door. I couldn't
21 really answer. And I didn't. And I got on my bicycle
22 and rode home.
23 Q. All right.
24 A. And that was the day that it changed.
25 Q. Okay. And so is that the first of a number

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1 of occasions when Rabbi Greer had --
2 A. Many.
3 Q. -- had sexual relations with you?
4 A. Many, many, many occasions.
5 Q. Approximately how many over the course of
6 your time as a student at the school?
7 A. I don't remember. I don't remember how --
8 how quickly while I was a student at the school, how
9 quickly things progressed.
10 Q. All right. Can you give us an estimate
11 during the period of time that he was having sexual
12 relations with you; is it more than a dozen, is it
13 more than a hundred?
14 A. While I was a student, or afterwards?
15 Q. While you were a student.
16 A. It was certainly fewer than a hundred. I
17 can't remember.
18 Q. All right. Accurate to say more than
19 fifty?
20 A. No.
21 Q. All right.
22 A. No, because he moved slowly. He moved
23 slowly. And I cannot remember how slowly. At the
24 beginning it -- at the beginning it was a slower
25 progression. Before it built up.

Page 25

Q. All right.
A. So you're asking me, the question is what happened while I was still a student, I can't remember how quickly things progressed at that point.
Q. All right. Let me maybe try to get the big picture, and then I'll go back if it's all right and ask you a few details. But I take it from your answers that there was a period of time after you graudated that he continued to have sexual relations with you?
A. Yes.
Q. And for how long a period did that last?
A. That relationship ended in July of 2004.
Q. All right. And so if you were born in '75, and that first time occurred in '91 or '92, you were 16 or 17?
A. Correct.
Q. And then I take it that there were a number of occasions, although you can't remember how many, before your 18th birthday --
A. Yes.
Q. -- where he had sex with you?
A. He didn't -- if by sex you mean that he penetrated me with his member, then that never happened.

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Q. No. Let me be clear then, and thank you for asking for that clarification. By sex, I mean fondling, mutual masturbation, fellatio, anything of that nature?
A. Okay. So that did occur on a number of occasions before I was 18, but I don't remember exactly how many.
Q. All right. And then it continued after you turned 18?
A. Correct.
Q. Until July of 2004?
A. Correct.
Q. All right. That first day in the Friday in the spring --
A. Yes.
Q. -- I just didn't catch that. Did you say that he brought you down to the basement?
A. Yes.
Q. And that there was a bed there?
A. Yes.
Q. Did you get the impression that he had brought the bed there to have sex with you?
A. No, no. No. The bed had been there before him. I knew that the bed was there when I walked into the room.

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Q. Okay. And do you know -- obviously we're gonna talk about Eli Mirlis, but do you know, has Rabbi Greer had sex with other underage boys other than you and Eli Merlis, as far as you know?
A. No.
Q. And during the period of time that he was having sexual relations with you, he was married?
A. Yes.
Q. And he was the Dean or Principal of the Yeshiva school?
A. As I said, when I was still in high school, I don't think he had yet assumed that title.
Q. Understood, I forgot that. Thank you. All right. And what did occur as best as you can describe it between you and Rabbi Greer on that first day? Did he fondle you?
A. Yes, he fondled me. I described that I believe.
Q. All right. Did anything happen other than him touching your penis?
A. My penis and my testicles, no. My legs I'm sure, and he hugged me and kissed me.
Q. Did he have you touch him?
A. No.
Q. All right. Did that happen on some

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occasion?
A. Absolutely. As the relationship progressed, absolutely.
Q. All right. And so the relationship with him, the sexual relationship evolved to the point where when you would be together, you would masturbate him, he would masturbate you?
A. So the relationship evolved to the point where there were weekly meetings, except during the week of the Days of Atonement, between Rosh Hashanah and Yom Kippur and during what's called the Nine Days, when there are people who don't shower, and so that was my excuse and I was able to avoid it during that week.

But other than those two weeks it was weekly, it was a weekly rendezvous, during which I would masturbate him and he would perform oral sex on me.

He did attempt one time to penetrate with his member into me, and I vehemently refused that and there was at least one time that he required me to allow his penis into my mouth, although he was very clear that I did not have to perform oral sex on him. In other words, he didn't have to ejaculate.
Q. All right. During the period of time when

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1 you were a student there, and -- well, let's say
2 during the period of time between that first incident
3 and your 18th birthday, did you consider what you were
4 doing with him to being voluntary, and --
5 A. No.
6 Q. And wished by you?
7 A. No.
8 Q. What is it that kept you coming back on
9 these designated times during the weeks?
10 A. Reverence, awe, fear. And my ability to
11 rationalize. I needed it, it was important for him.
12 It wasn't that bad. In the grand scheme of things, is
13 it really worth taking everything down, destroying
14 everything over this?
15 And also at some point, as the
16 relationship progressed, it was no longer in the -- in
17 my frame of reference of something that I could
18 refuse. There's a famous, one of the famous scholars
19 of the Jewish scholars in the late 19th and early 20th
20 Centuries talks about a point of choice. So that if
21 there's someone who is beginning his -- his road in
22 religious Judaism, right, and has always enjoyed a
23 cheeseburger, which is not kosher, right, so for him,
24 when he passes McDonald's, he has to choose not to eat
25 the cheeseburger, and that's difficult for him.

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1 For me, when I pass McDonald's, I
2 don't feel a choice. To me cheeseburger is not food,
3 and so therefore, that's not within my frame of
4 reference of making a choice. So the reward that I
5 earned for not eating a cheeseburger is obviously not
6 nearly the same as for this other person who has a
7 choice.
8 It didn't occur to me that I had a
9 choice. It just wasn't part of my framework, that I
10 could say no, I am not showing up. He would yell at
11 me, he would scream at me. He would bother me.
12 And -- and it would be very disruptive, and destroy a
13 lot of things, and it would be very embarrassing and
14 it was just not part of --
15 Q. Did he ever discuss with you what the
16 repercussions would be if you told anybody?
17 A. No. No.
18 Q. What do you believe they would have been?
19 MR. WARD: Objection. Calls for
20 speculation.
21 Q. What was your fear during the period of
22 time that you were having these relations with him?
23 What was your fear? What would happen if you told
24 anyone?
25 A. I was -- I had many different fears. It

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1 was a long relationship. They ranged from fear of him
2 being angry at me, fear of his yelling at me. And my
3 fear of not being loyal to him. Fear of not being
4 there for someone whom I respected and who had always
5 said to me that he -- the fact that I was loyal to him
6 and supported him was very important to him and made
7 me a special person.
8 I guess if one were to analyze it
9 psychologically, I was afraid of losing my
10 specialness. I was afraid of what it would do to my
11 family.
12 I was afraid of -- I remember the
13 first day, that first Friday in '91 or '92, when I was
14 biking home, as I turned on to Maple Street from
15 Ellsworth Avenue, when I was thinking about whether I
16 should tell my father, and I said if I -- to myself,
17 if I tell my father, then my brother, my siblings
18 won't be able to get the education that I got, because
19 my father will pull them out of the school. And
20 that's not good for them, that's not fair to them. I
21 shouldn't do this and destroy them and destroy what my
22 father has been working on.
23 Q. Okay. And then obviously from what you've
24 said, the relationship then continues for quite a
25 number of years?

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1 A. Yes.
2 Q. After you turn 18.
3 A. Yes.
4 Q. After you leave the school as a student.
5 A. Yes.
6 Q. And what is it that -- what are the things
7 that kept you coming back during that period of time?
8 A. Same sorts of things. And it was the same
9 sort of thing. I mean some of the fears that I
10 mentioned were later fears. As I said, it's a long
11 relationship and hard to pinpoint exactly when each
12 different fear came in.
13 There was also, over time it became
14 part of the way life was. You know, I got up in the
15 morning, the sun has this habit, it rises in the east
16 every single day. And you have a meeting with Daniel
17 Greer every single week.
18 And it was just -- and it was like,
19 it was no longer part of the -- you know, when I was
20 in Yeshiva in Israel, so there's a big pressure in the
21 orthodox world, yes, to go to college, or not to go to
22 college. Should someone attend a secular college or
23 not attend a secular college. To me there wasn't. Up
24 until the time I was in Israel, there had never been a
25 question, I grew up in New Haven, both of my parents

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1 attended Yale, and it was obvious that I was gonna go
2 to Yale. And there was no question about that.
3 Then when I was in Israel, my cousin,
4 whom I had gotten close to, said to me should she talk
5 to her father, and my father's uncle, and her father
6 would speak to my parents, that I shouldn't go to
7 college? And I was like what? Which planet are you
8 from? Obviously I'm going to college. All those
9 people who have this question that they should or
10 shouldn't go to college, that's not me.
11 I felt rather the same way about the
12 relationship with Daniel Greer. If you were to -- you
13 know, if I were to read about someone else having a
14 sexual -- oh, that's a terrible thing. But this just
15 sort of was the way life was.
16 Q. All right.
17 A. And he knew that I didn't like it.
18 Q. How did he know that?
19 A. I told him many times. There was the
20 famous time that was probably in the first floor of 66
21 Irving Street, and he said to me "Why are you upset?"
22 And I said, you know, the -- when a person was in a
23 concentration camp, I said we know that the war ended
24 in 1945. But when a person was in the concentration
25 camp in 1943, they didn't know that the war was going

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1 to end in 1945. From their perspective, they might
2 have to in endure this hell forever. I said I feel
3 like that.
4 He got really, really angry. "You
5 compared me to a Nazi." So of course, when he started
6 getting angry and yelling, so then I retracted. He
7 knew that -- he knew that I didn't like it.
8 Q. When he said "Why are you upset," what were
9 you doing or showing or saying that led him could that
10 conclusion?
11 A. Facial expressions. It was my -- if, you
12 know, I don't -- at some point he mentioned to me an
13 anniversary, and I was cold about it, and he was, you
14 know, feeling I guess the right word is romantic, or
15 nostalgic, and I was feeling yuckie, and as we knew
16 each other very, very well. You know, and so he was
17 able to see that I was, that I was upset about it.
18 Q. Okay. Now at some point I take it you got
19 married, and you began having your own family?
20 A. Yes. My relationship with -- I got married
21 in August of 2004. And I had told Daniel Greer for
22 many years, that my relationship with him was going to
23 end when I got married. That I felt strong enough to
24 do, because when I said it to him, it was so far in
25 the distant future that, you know, I felt like I was

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1 laying the groundwork, and laying the groundwork when
2 I didn't get any pushback right away, it was like a
3 logical thing, like I can't have sex with you when I'm
4 having sex with my wife. And he said well, you know,
5 we'll see then, maybe you'll want to continue it. And
6 I said no, I won't want to.
7 And so I had actually been previously
8 engaged. I was engaged in late 2001. And it broke
9 off the end, or December I think of 2001, thereabouts.
10 I did not terminate the relationship with Daniel Greer
11 at that point because I figured it would be too much
12 of a fight, because even when I got engaged I wasn't
13 sure, and he knew that because I was very close to
14 him.
15 But when I got engaged to my wife in
16 2004, I told him that when I gave her a ring, that
17 that would be the end of our relationship. And that
18 was.
19 Q. All right. Just one or two other things
20 about your period of time with him. During the time
21 that you were a student there, and if it's different
22 after that time, where would he have sex with you?
23 A. Many locations. 66 Irving Street, the
24 first floor.
25 MR. WARD: I'm sorry, there were two

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1 questions. One is during the time he was a student
2 there, and then after?
3 Q. If it's different after.
4 MR. WARD: Okay, I don't know -- my
5 objection is it's a compound question.
6 Q. All right.
7 A. I'm sorry?
8 Q. You can answer.
9 A. Okay. So again, I can't tell you which of
10 these locations happened when I was a student, and
11 which of them happened when I was not a student.
12 Q. Fair enough.
13 A. But overall in the relationship, from '91
14 or '92 until 2004, the following locations: 66 Irving
15 Street, the first street. 47 Irving Street, the third
16 floor. 777 Elm Street, the flirst floor. 203 Norton
17 Street, the third floor. 139 West Park Avenue. 278
18 Orange Street, the basement.
19 Vacant land owned by Yeshiva in
20 Bethany, Connecticut. Edgewood Park. Motels in
21 Branford, and Cheshire, Connecticut. Holiday Inn in
22 Cromwell, Connecticut. A hotel whose name I don't
23 recall in Missouri. Hotels in Cape Cod, and Plymouth,
24 Massachusetts, as well as near Portsmith, New
25 Hampshire. There may have been -- there may have been

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1 others, but --
2 Q. All right. Was it your understanding that
3 the addresses and the buildings that you just
4 mentioned that are within the City of New Haven, are
5 those buildings that are owned by nonprofit
6 organizations with which Rabbi Greer is connected in
7 some administrative capacity?
8 A. With the exception of the two Irving Street
9 addresses, were owned by Daniel Greer, or Daniel Greer
10 and a partner. 278 Orange Street was owned by the
11 partnership that Daniel Greer had set up with his
12 previous law partner, Mr. Engelman.
13 Q. During the time that he was having sex with
14 you while you were a student at the school, did he
15 ever give you alcohol?
16 A. So he gave me alcohol even when we weren't
17 having sex. I would -- I would go to his -- he
18 certainly gave me alcohol during the -- as part of the
19 sexual relations. Again, I can't remember whether it
20 was when I was a student or afterwards, but he was --
21 he is known for serving alcohol to people who are
22 under age.
23 Q. All right. And did he ever show you
24 pornography?
25 A. Not when I was a student. But afterwards.

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1 Q. Okay. Do you know if, during the time that
2 you were a student there and this was going on, do you
3 know if anyone else connected with the school knew?
4 A. I don't think so.
5 Q. All right. At some point I take it you
6 told someone what was happening or what had happened?
7 A. I didn't tell anyone myself until -- I
8 didn't tell anyone myself until I told my wife in
9 November of 2015. I told a Rabbi. Until 2015, I
10 never said anything to anybody.
11 Q. All right. And so in 2015, you told a
12 Rabbi, and you told your wife?
13 A. And -- yeah.
14 Q. And do you know prior to the time when you
15 told those people, do you know if anyone other than
16 you and Rabbi Greer knew what had happened or what was
17 happening?
18 A. Eliyahu Mirlis guessed. When he was a
19 student, he guessed what was happening. And he asked
20 me about it. And I -- I didn't lie, I didn't answer.
21 I believed that Rabbi Greer's -- certainly Rabbi
22 Greer's youngest son, Elisha, guessed at some point.
23 His older son may have guessed at some point.
24 I'm talking before this whole
25 business with Eliyahu started bubbling out, which is

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1 last April. Did anyone else know, I never told
2 anyone.
3 Q. So at some point, did you become aware that
4 Rabbi Greer was having sex with Eli?
5 A. Yes, I did. Before we go on to that
6 subject, I would like to take a break.
7 MR. PONVERT: Sure, no problem. You
8 can do that any time you want.
9 THE VIDEOGRAPHER: Off the record at
10 10:52.
11 (Recess taken)
12 THE VIDEOGRAPHER: Back on the record
13 at 11:11.
14 CONTINUED BY MR. PONVERT:
15 Q. Rabbi, at some point did you become aware
16 of the relationship between Mr. Merlis and Rabbi
17 Greer?
18 A. Yes.
19 Q. And what did you learn and when did you
20 learn it?
21 A. I knew that they were having a sexual
22 relationship. I learned it at some point in 2003. I
23 believe it was around the beginning of Eliyhu's 11th
24 grade year, which would be around September. It may
25 have been towards the end of 10th grade.

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1 Q. So either around September, 2003, or --
2 A. May or June. It was --
3 Q. 2002?
4 A. Of 2003. It was the end of 10th grade, or
5 the beginning of 11th grade. Certainly by 11th grade
6 I knew that it was going on.
7 Q. And how did you learn -- well, what did you
8 learn and how did you learn it?
9 A. So I knew that they were having a sexual
10 relationship. I knew that they were having a sexual
11 relationship A, because I saw I guess -- A, I saw all
12 the signs. Rabbi Greer was spending a lot of time, he
13 was taking a -- too much of an interest.
14 And there are really three episodes
15 that stick in my mind, as to how I knew specifically
16 that there was a sexual relationship going on. The
17 three episodes are as follows: I'll begin with the
18 last one because it's the -- I guess the most clear.
19 In the spring of 2004, it was in May
20 of 2004, there's a convention, a Torah Umesorah, which
21 is spelled T O R A H, U M E S O R A H, which is the
22 National Association of Jewish Day Schools, so they
23 have a convention.
24 And it's attended by all the, you
25 know, Jewish educators throughout United States,

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1 Canada, et cetera. And on -- the convention, usually
2 in those days the convention was Thursday, Friday,
3 Saturday and Sunday, and it was held at the Friar Tuck
4 Inn in the Catskill Mountains in New York.
5 On Friday morning of that convention,
6 there was a job fair for people looking, you know, for
7 schools looking to hire Judaic study staff, which that
8 year we were. And I had attended the job fair on
9 behalf of Yeshiva of New Haven many times before,
10 sometimes with Rabbi Greer, sometimes with his wife.
11 And Rabbi Greer wanted me to go to the -- excuse me,
12 waned me to go to the job fair that Friday morning.
13 And that weekend was also an off weekend from Yeshiva,
14 so the students would leave Thursday afternoon, I
15 think at five o'clock in those days, and had to be
16 back Sunday night.
17 And Rabbi Greer told me that he was
18 very, very -- he had wanted very much for Eliyahu to
19 attend with him, to go with him on Thursday after
20 Yeshiva ended, and stay over Thursday night, and be
21 there Friday morning. And I knew that he wanted to
22 have a -- you know, a meeting, a tryst I guess is the
23 right word, with Eliyahu that night.
24 I told Rabbi Greer that I would be
25 happy, as part of my job I would be happy to attend

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1 the job fair Friday morning but I was going on a date
2 with my wife Thursday night and that I was not gonna
3 come up Thursday night. I was gonna -- you know, I
4 would take care of myself and I would be sure to be
5 there Friday morning. And Rabbi Greer said to me that
6 if I would come up Thursday night, to the job fair, he
7 would pay for my hotel room, you know, so he would
8 cover my hotel room.
9 And I said to him absolutely not. I
10 said I'm not allowing -- I'm not gonna be in a
11 situation where you have your two mistresses up there
12 at the same time, so that you can bounce from hotel
13 room to hotel room, you know, from one room to the
14 other through the night and enjoy your time with both.
15 Q. Meaning you and Eli?
16 A. Meaning me and Eliyahu. And he just said
17 "You're a smart man." He looked embarassed because he
18 knew that I -- you know, told me he understood why I
19 didn't want that.
20 And in the end, Eliyahu refused to go
21 with him, and Rabbi Greer got very angry. I remember
22 Friday morning, him, Rabbi Greer moaning to me on the
23 telephone, I called him from -- I had no cell phone in
24 those days but I called him from a pay phone at a gas
25 station up there, and he was, you know, how terrible

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1 it was that Eliyhu didn't come with him, and it would
2 have worked out perfectly. It would have worked out
3 perfectly, this was not school time, and you know, no
4 one else would have been wise to it. So that was one
5 time that I knew. Another time --
6 Q. Before we move on from that --
7 A. Yeah.
8 Q. As specifically as you can remember, what
9 Rabbi Greer said to you that indicated to you that he
10 was having sexual relations with Eli?
11 A. Well, when I -- when he said "I
12 understand," in other words, when I said to him I
13 don't want to be, I don't want you to -- I don't want
14 it to be that you have two mistresses and you're
15 bouncing back and forth, and he said "I understand,"
16 that made it clear to me that he understood, he didn't
17 disagree with what I was saying. He understood what I
18 was, you know, what I was saying and what I was
19 feeling. And why I felt that that wasn't -- so that
20 made it pretty clear to me.
21 Q. All right.
22 A. Another time, I don't remember exactly when
23 this was, but I know that it was -- couldn't have been
24 when Eliyahu was in 10th grade. See when Eliyahu was
25 in 9th grade, Daniel Greer didn't like him. Daniel

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1 Greer tried to kick him out of the school. On
2 September 11th, 2001, Eliyahu was supposed to be sent
3 home. He had a radio in the dormitory which I had
4 found, and I think that was the offense. Radios
5 weren't allowed in the dorm, he had one, he was
6 supposed to be sent home.
7 And when I learned that, you know,
8 what had taken place obviously on September 11th, I
9 told Daniel Greer that we were not sending him home
10 that day. And he's like "What do you mean? So what
11 that they canceled the trains, we'll put him in a car
12 and Mrs. Ledbury will drive him home." And I said
13 "We're just not sending him home, we're just gonna
14 keep him here." He ultimately stayed in the school
15 because of my intervention. And during 9th grade,
16 Rabbi Greer still didn't like him.
17 By 10th grade it was beginning to
18 change, and by 11th grade, I knew that something was
19 up. There was one time that I was having my weekly
20 encounter with Rabbi Greer, and he said to me "You
21 know I do this with Eli." I said "I know." He
22 said -- he said "And, you know, Eli, his body is much
23 more," he used an invented Hebrew word, "gourusdik,"
24 which is a non-existent Hebrew word, which meant
25 manly. You know, Eli was very strong, and good

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1 looking and well built. He said "His body is much
2 more manly than yours. But your personality and the
3 depth you have as a person makes me like spending more
4 time with you." I said "Okay." There's not much more
5 that I could say.
6 The third time that I remember
7 specifically was the first time Rabbi Greer told me
8 that I should meet him at 139 West Park Avenue. Rabbi
9 Greer lives and lived at the time, at 133 West Park
10 Avenue. 139 West Park Avenue is right next door. And
11 at the time the house was owned by one of the
12 nonprofit entities and it was vacant, and he said I
13 should meet there, I should meet him there.
14 And I said "Aren't you a little
15 worried? I mean it's right next door to your house,
16 like your wife will see." He said "No, I was there
17 with Eliyahu, and there was no problem, you shouldn't
18 be worried."
19 Q. Okay.
20 A. I mean Eliyahu told me, but obviously
21 that's no more -- you know, that's no more powerful
22 than Eliyahu himself saying it.
23 Q. And what did Eliyahu tell you? And when
24 did he tell you?
25 A. He told me that, you know, that he told me

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1 that -- that you know, that Rabbi Greer has a
2 relationship, is having a relationship with him like
3 he's having with me. Which I didn't react to because
4 again, I was not gonna corroborate that he was having
5 a relationship with me.
6 Q. So did he tell that you in 2004, during the
7 period of time that --
8 A. He told me that some point during the 11th
9 grade. I already had reason to suspect. Like there
10 were -- you know, generally Rabbi Greer didn't usually
11 take Eliyahu out of school for this, right. So school
12 ended each night, there was -- the prayers at the end
13 of the day were at either 9:10 or 9:15 p.m. And so
14 they would get, they would meet up now.
15 And so until the end of Eliyhu's 11
16 grade, I was the dorm counselor. So at that point
17 after the night prayers, either I was working with
18 Rabbi Greer, or I would be in the dormitory. Those
19 would be the two places that I would be. And if I
20 wasn't working with Rabbi Greer, so, you know, I knew
21 where he was. Either he went home and he would
22 frequently call me from home, so I would know where he
23 was. Or you know, on the nights that I wasn't working
24 with him, very frequently Eliyahu wouldn't be around
25 in the dormitory either.

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1 Q. Do you know, did anyone else connected with
2 the school know that Rabbi Greer was having a sexual
3 relations with Eli?
4 A. I don't know.
5 Q. And did you at any point after learning --
6 A. Hold on. Let me just go back to the
7 previous question.
8 Q. Yes.
9 A. Eliezer Greer, Rabbi Greer's younger son,
10 who at the time was working for the nonprofit
11 entities, did come to me at some point and say "Is
12 what Eliyahu told me that's going on, is that true?"
13 And I don't remember the precise words that I used but
14 it was something to the effect of "I would believe
15 so."
16 Q. So was it your understanding in advance of
17 that -- I'm sorry, strike that. Was it your
18 understanding at the time of that conversation with
19 Eli Greer, that Eliyahu Mirlis at some point comes to
20 him --
21 A. Yes.
22 Q. -- and told him your father is having sex
23 with him?
24 A. Yes.
25 Q. Then Eli Greer comes to you and says "Is

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1 what I was told true?"
2 A. Yes.
3 Q. And you say yes?
4 A. I don't remember if I said yes, or if I
5 said I have every reason to believe so. Or I
6 certainly didn't disabuse him of that notion because I
7 knew it to be true.
8 Q. Do you know if Eli Greer ever did anything
9 prior to or after that conversation with you, to
10 report?
11 A. No.
12 Q. And same question for you, did you at any
13 time --
14 A. No. I did not.
15 Q. Let me finish the question, because it's
16 important.
17 A. I apologize.
18 Q. That's all right. So at any time during
19 the period that you knew that Rabbi Greer was having
20 sexual relations with Eli, did you ever report that to
21 anybody person or agency or organization?
22 A. No.
23 Q. Did you know during your association with
24 the school, that you are what's called a mandatory
25 reporter?

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1 A. No. I only found out about the laws of
2 mandatory reporting a number of years later. It was a
3 number of years later that I first became aware.
4 Q. Okay. Since 2004, when Greer and your
5 relationship ceased, have you ever discussed with him
6 the nature of that relationship, or the fact that it
7 occurred, or anything relating to that relationship?
8 A. The only time that it ever came up in
9 conversation was in conversations that I had with him,
10 with Rabbi Greer that is, approximately in April or
11 May of 2015, as the situation with Eliyahu was
12 beginning to bubble out, and I was trying to urge
13 Rabbi Greer to protect his reputation and protect his
14 school.
15 But other than that, from the day
16 that my relationship -- the day of my marriage, the
17 morning that I got married, at Rabbi Greer's urging,
18 and I fully agreed, we went and I went up to the attic
19 of the school where the pornographic magazines that he
20 had purchased were stored, and we went and --
21 together, and we went and threw them out, in a
22 dumpster somewhere. And after that, I never had any
23 conversation with him about my relationship with him.
24 There were times over the years when
25 he would mention to me, you know, like do you remember

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1 when, some -- it was an event at some hotel or other
2 and we were at that hotel, or you know, something like
3 that, and I always reacted coldly, didn't say
4 anything. I just, you know, looked down and let the
5 moment pass and then moved on. And I didn't discuss
6 it at all again with him until I was trying to urge
7 him to protect his reputation.
8 Q. All right. And then did you have more than
9 one conversation of that nature?
10 A. I had more than one conversation with him
11 trying to urge him to deal with the Eliyahu situation
12 properly. I don't know how many of those specifically
13 discussed our sexual relationship or not.
14 Q. And how ever many conversations there were,
15 discussing your advice for him to protect his
16 reputation and so on, those took place in April or May
17 of 2015?
18 A. Yes.
19 Q. And as specifically as you can recall, what
20 did you say and what did he say?
21 A. I told him that my basic -- I mean I didn't
22 have to point out to him, he knew it was true, I knew
23 it was true. And --
24 Q. That Eli -- that he was having sex with
25 Eli?

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1 A. That he had had -- I mean in 2015, he, to
2 my knowledge, he no longer was having sex with Eli,
3 but that he had had sex with Eli was true. And he
4 knew that and I knew that. And this was -- I said to
5 him -- I'm sorry, what was the question?
6 Q. As specifically as you can recall, what did
7 you say and what did he say?
8 A. I said to him that it's going to come out.
9 And that it's not going to go away. And that this is
10 not something that you can manage, and quash. And he
11 said to me "Yes, it is, and how do you know for sure?
12 And why should people believe it? And yes, it's true,
13 but why should people believe it? And if you'll stand
14 with me, then, you know, we can" -- there were a
15 number of conversations. Some of them were more
16 pleasant and friendly, and then as they wore on, they
17 became less pleasant and less friendly.
18 Q. All right. As far as you know -- you
19 mentioned the pornography in the attic?
20 A. Yes.
21 Q. Is there any physical evidence that you're
22 aware of that relates to Greer's sexual relationship
23 with you? By that I mean the pornography magazines
24 that you mentioned, but also hotel receipts, other
25 documents, photographs, anything that in any way

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1 relates to his ongoing sexual relationship with you?
2 A. I -- it's conceivable that, that the --
3 most of the times when we stayed in hotels, he paid in
4 cash. He frequently registered as Daniel Green.
5 If they have closed circuit
6 television, I mean I know the names of the -- I know
7 the institutions. Even if I can't remember all of the
8 names, I'm sure can I drive out there to Branford and
9 Cheshire and find out, you know, where it was. And if
10 they have closed circuit television that goes back
11 that far, then they'll be able to see him walking in
12 or me walking in.
13 I don't know that that would
14 necessarily prove the point, because frequently only
15 he went to the -- frequently only he showed up at the
16 registration, and, you know, I would go in a different
17 way.
18 Q. Did he ever wear disguises?
19 A. He wore -- he used to wear -- sometimes, he
20 would frequently wear a hat. He wore corduroy pants,
21 tan cautery pants frequently. And he, sometimes when
22 we were on I guess more official business, like when
23 we were in St. Louis, so officially then we were
24 recruiting then, we actually did have recruitment
25 meetings, he would show up at the hotel as -- you

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1 know, that was billed to Yeshiva, and he showed up in
2 a suit as a rabbi, you know, dressed rabbinically.
3 Sometimes though he would not show up dressed
4 rabbinically.
5 Q. All right. And do you know during the
6 period that he was having sex with you, when costs
7 were necessary, when there was money expended on
8 hotels, restaurants and anything like that, did he
9 always pay in cash? Did he sometimes use credit
10 cards? Do you know?
11 A. I vaguely recall, I believe there that
12 there were occasions it was done with credit card. I
13 don't believe that it was always done in cash. I am
14 not sure. I am not sure.
15 Q. All right. Do you know, did he have a
16 Yeshiva related expense account, he would use a card
17 associated with that account?
18 A. So at some point over my relationship with
19 Yeshiva of New Haven, Yeshiva of New Haven got a
20 credit card. I know when I started, Yeshiva of New
21 Haven didn't have a credit card. At some point it got
22 one and he of course had one. But he was pretty
23 careful. He would only use that card, like he would
24 only use that card -- he was very careful only to use
25 that card for Yeshiva expense.

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1 So, you know, if he took me to a
2 motel in Branford, he would never use that card. I
3 don't even think he used his own personal card. But
4 he would never, I can't imagine that he would use the
5 Yeshiva card for that.
6 Q. Do you know if his wife ever became aware
7 of his relationship with you or with Eli?
8 A. I -- I don't think so. I will tell you
9 that as my relationship with him progressed, she
10 became more and more hostile to me, towards me. So
11 remember that when I began high school, when I was 13,
12 I was much closer to her than to him. She had been my
13 teacher and my principal, and I had, you know, growing
14 up in elementary school, I had more to do with her.
15 Then during high school, I had much more to do with
16 him.
17 And then when I was -- later on, in
18 college, and subsequently, she had -- I mean she was
19 never, you know, openly rude or nasty to me, but I
20 could tell under the surface, that she, she had
21 resentment I would say. Until finally one day on the
22 day before Yom Kippur, which is when it's customary to
23 ask forgiveness from one's fellow man, and I went and
24 as I usually did and asked her for forgiveness, and
25 she looked at me and said "No, Avi, it is I who has to

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1 ask forgiveness and we have to have a serious
2 conversation after Yom Kippur," which we never did.
3 Q. Okay. And other than the conversation
4 you've told me about earlier between you and Eli,
5 where Eli said something to the effect of "Greer is
6 having a relationship with me like he has with you" or
7 "had with you," have you ever discussed any of the
8 allegations in the Complaint or in this lawsuit or
9 anything about Eli's relationship with Greer with Eli?
10 A. Not that I recall.
11 MR. PONVERT: That's all I have for
12 now. Thank you very much. And the reason I say for
13 now, I may have one or two follow-up questions after
14 Mr. Ward cross-examines you.
15 A. Okay.
16 THE VIDEOGRAPHER: Off the record at
17 11:32.
18 (Recess taken)
19 THE VIDEOGRAPHER: We're back on the
20 record at 11:47.
21 CROSS EXAMINTION BY MR. WARD:
22 Q. Good morning, Rabbi Hack.
23 A. Good morning.
24 Q. I just wanted to ask you a few questions.
25 Are you also -- you're related to Harold Hack?

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1 A. I am.
2 Q. Is Harold Hack also a Rabbi?
3 A. Yes.
4 Q. Would it be okay if I called you Avi? Then
5 in case we depose Harold, then we don't have "Rabbi
6 Hack" in the transcript everywhere?
7 A. Absolutely.
8 Q. Thank you very much. I want to talk to you
9 a little bit about Harold Hack. Do you know what his
10 current address is??
11 A. 42 Hobart Street, New Haven, Connecticut.
12 06511.
13 Q. Okay. And is he living there right now?
14 A. Yes.
15 Q. He's in Connecticut?
16 A. He may have gone away for the day, but he
17 lives in Connecticut.
18 Q. Okay. And you said you grew up on Hubbard
19 Street?
20 A. Hobart. 42 Hobart Street.
21 Q. So it was Hobart. It wasn't Hubbard.
22 Okay. I heard Hubbard.
23 A. Not a problem. My parents bought the house
24 in July of 1977. And continue to live there.
25 Q. And they still live there?

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A. Continue to live there to this day.
Q. You said your dad also went to Yale, right?
A. He did. He got a Ph.D. in 1957.
Q. What was the Ph.D. in?
A. Either Greek History or Classics, I don't remember. Don't tell him I don't remember.
Q. You said you were born in 1975 as well, right?
A. February 13th, 1975. At Yale-New Haven Hospital.
MR. ERRANTE: Try to listen to the question and answer the question, okay.
Q. And your mother is Adelle Hack I think you said?
A. Yes.
Q. And where did she go to school? I think you also said she went to Yale, right?
A. She went to Cornell undergraduate and Yale graduate school.
Q. And what did she study?
A. Biochemistry.
Q. And you have a sister named Rina?
A. I do.
Q. What's Rina's last name?
A. Greer.

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Q. And what's her current address?
A. 243 Ellsworth Avenue, New Haven, Connecticut.
Q. Is she living there right now?
A. Yes.
Q. And you had another sister named Mindy, right?
A. I do.
Q. What's Mindy's last name?
A. Schachter. S C H A C H T E R.
Q. What's her address?
A. 11 Taft Avenue, Providence, Rhode Island.
Q. And you have a brother, Elisha?
A. I do.
Q. Is he an older brother or younger brother?
A. Younger.
Q. And what is his current address?
A. 137 Amsterdam Avenue, Passaic, New Jersey.
Q. I'm sorry?
A. 137.
Q. Amsterdam?
A. Avenue, Passaic, New Jersey.
Q. And you said you started school with Greer's son, Dov, in 1977, correct?
A. Yes.

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Q. And did your mother and father -- let me ask you first, did Harold Hack ever -- you said he worked for the City, right?
A. He did.
Q. What was his title with the City?
A. Director of Finances for the Human Resources Administration.
Q. And when you say the City, you're referring to the City of New Haven?
A. Yes.
Q. And how long has he worked for the City?
A. He started working for the City in approximately 1980. And he took early retirement, probably around five years ago.
Q. So five years ago, would have been 2011?
A. Something like that. I don't remember precisely when.
Q. Okay. Did Harold Hack ever have a role in the Gan School or the Yeshiva of New Haven, Incorporated school?
A. What do you mean by a role?
Q. Did he ever do anything for the school, either on a volunteer basis, or an employment basis?
A. Yes.
Q. What did he do for the school?

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A. He was -- for the school he took care of, in consultation with Rabbi Greer, he dealt with scholarship, with scholarships. And when Rabbi Greer decided that there was someone who needed to be expelled, it was generally my father who would have to deliever the message.
My father was also involved with the -- with fund-raising, on behalf of the school. When I was a child, and the school continued to be open during the Christian holidays, my father would usually teach a class on December 25th or on January 1st, usually having something to do with the Jews and the Greeks.
Q. Did he ever sit on the Board of Directors of any of the defendants in this case?
A. Yes.
Q. Which defendants did he sit on the Board of Directors of?
A. Yeshiva of New Haven.
Q. Okay. What was his position opt Board of Directors?
A. He was a member of the Board of Directors. If you --
Q. Okay. Did he ever have any involvement in obtaining grants for the school?

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1 A. Yes. I think so.
2 Q. Do you know what his involvement was in
3 obtaining grants for the school? And when I say the
4 school, or any of the defendants in this case?
5 A. I'm sorry, what was the question?
6 Q. I'm sorry, when I say grants for the
7 school, I mean grants for any of the defendants in
8 this case.
9 A. Okay. What are the Defendans in this case
10 other than the school and Rabbi Greer?
11 Q. Let me see.
12 MR. WARD: Perhaps you can help me
13 with that. I was looking for a pleading but I don't
14 have one with me.
15 MR. PONVERT: I don't either.
16 MR. ERRANTE: I'll give Plaintiff's
17 counsel a copy of his Complaint. You can see who the
18 defendants are.
19 MR. WARD: Thank you.
20 Q. This isn't the Complaint. Let me see if I
21 can go through it. I'm referring to the Yeshiva of
22 New Haven, Incorporated, Rabbi Daniel Greer, the Gan
23 School, Incorporated. Edgewood Elm Village, FOH
24 Edgewood Village. And I believe that's the defendants
25 in this case.

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1 A. Okay. And the question was --
2 Q. Did he have a role in obtaining grants for
3 any of the defendants in this case?
4 A. Yes, he did.
5 Q. Who, if you know?
6 A. FOH, Inc. and Edgewood Village, Inc.
7 Excuse me, I want to ask my lawyer -- I'd like to take
8 a break and ask you a question.
9 MR. ERRANTE: All right.
10 THE VIDEOGRAPHER: Off the record at
11 11:54.
12 (Recess taken)
13 THE VIDEOGRAPHER: We're back on the
14 record at 11:58.
15 A. I just wanted to clarify, you used the word
16 grant before. That my father -- I don't -- I don't
17 know of my father writing for any -- a grant, as it
18 was a donation by a -- you know, a direct gift I guess
19 by an organization. I don't believe my father applied
20 for grants. If you're talking about tax credit
21 programs, my father did, did write, to my knowledge
22 did write applications for tax credit programs.
23 Q. Okay. And could you tell me a little bit
24 about the applications for tax credit programs?
25 A. No. I don't know anything about them.

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1 Q. And did he that for the school?
2 A. Did he that for -- I don't know if he did
3 it for the school. I do know that he did it for one
4 or more of the nonprofit housing corporations which
5 are also defendants in this matter.
6 Q. Okay. Did your mother, Adelle, have any
7 role in the school?
8 A. Yes.
9 Q. What was her role?
10 A. She was treasurer of the school for many,
11 many years.
12 Q. Okay. Were you working at the Yeshiva of
13 New Haven, Incorporated in 2010?
14 A. In 2010, yes, I was.
15 Q. Okay, were you aware of a dispute between
16 your father, Harold, and Daniel Greer?
17 A. Yes, I was.
18 Q. And could you tell me a little bit about
19 that dispute?
20 A. I don't really remember it very well.
21 Q. Was there an issue about Greer not wanting
22 to sign blank checks any longer?
23 A. There was -- there was an issue having to
24 do with that, yes.
25 Q. And was another issue that was, was another

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1 issue Harold Hack was demanding pay increases for
2 yourself and his sons, Eliezer and Dov? Greer's sons,
3 Eliezer and Dov? Was your father demanding --
4 A. I did hear the question.
5 Q. All right.
6 A. My father told me that he was going to
7 speak to Daniel Greer about that. I don't know if
8 that was an issue of -- a point of contention between
9 them. Other than, you know, my father asked, said
10 that he thought it should happen, and Daniel Greer
11 said it should not. I don't know if that was an issue
12 or a dispute.
13 Q. And shortly after the dispute, did your
14 father resign all of his volunteer positions at the
15 school? On February 22nd, 2011, if you're aware?
16 A. All, he -- most.
17 Q. Do you know which ones he kept?
18 A. He continued to keep, retain his place on
19 the Board of Directors of Yeshiva of New Haven.
20 Q. But his work with respect to tax credits,
21 scholarships, expulsion, those issues, he no longer
22 participated in?
23 A. Yes. That is correct.
24 Q. And did he submit a resignation on
25 February 22nd, 2011?

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A. I do not know.
Q. Did your mother resign her volunteer positions around that same time?
A. Yes.
Q. Were your mother and father instrumental in helping Greer get the school started in 1977, if you know?
A. As far as I know, yes.
Q. Okay. So they started this together, then in 2011, they left their positions with the school?
A. Yes.
Q. And it wasn't on friendly terms?
A. Yes.
Q. Okay. Is Harold Hack aware of your relationship with Greer as we sit here today?
MR. PONVERT: Objection.
MR. ERRANTE: Objection. Speculation, isn't it? How does he know?
Q. You can answer the question.
MR. ERRANTE: If you can, without taking a wild guess.
A. Parts of it.
Q. Let me rephrase. Have you told Harold Hack --
A. Yes.

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Q. -- about your relationship with Greer?
A. Parts of it.
Q. So you did tell him?
A. Some of it.
Q. Which parts did you tell him?
A. I told him that -- I told him that Daniel Greer had had a sexual relationship with me.
Q. Is that all you told him?
A. Yes.
Q. And when did you tell him this?
A. After the lawsuit was filed.
Q. So this year?
A. Yes.
Q. 2016?
A. Yes.
Q. Okay. Your wife's name again?
A. Kayla. K A Y L A.
Q. And what was her maiden name?
A. Pliskin.
Q. And where does she currently reside?
A. 77 Blodgett Avenue, Pawtucket, Rhode Island.
Q. Who does she live there with?
A. Me, our three children, and her parents.
Q. How did you meet Kayla?

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A. We were introduced by mutual friends.
Q. Where is she from?
A. Pawtucket, Rhode Island. She was born in New Bedford, Massachusetts.
Q. Does her family reside in Pawtucket, Rhode Island?
A. What do you mean by her family?
Q. Does she have any members of her family residing in Pawtucket, Rhode Island?
A. Her parents.
Q. Okay. When did you move to Pawtucket, Rhode Island with Kayla?
A. When the lawsuit was filed.
Q. Again, this year then?
A. Yes.
Q. Where were you residing before that?
A. 789 Elm Street, New Haven, Connecticut.
Q. Your three children, Yehoshua Hack?
A. Yes. Yehosua Hack.
Q. How do you spell that?
A. Y E H O S H U A.
Q. And your second child?
A. Tzvi. T Z V I. Middle initial Y. And my youngest is first name, Yaakov, Y A A K O V, middle initial N.

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Q. How did you pick the name Yaakov?
A. It was -- he was named after a member of our congregation who had -- who had -- who had passed during -- when my wife was pregnant with him.
Q. And how old is Yaakov?
A. Yaakov is 7 and a half.
Q. And I believe you said earlier that your wife is, you told your wife about your relationship with Greer, right?
A. I did.
Q. When was the first time you told her about your relationship with Greer?
A. Approximately November of 2015 -- approximately November of 2015.
Q. When was the first time you told, did you tell her about the relationship between Greer and Eliyahu?
A. I don't know what you mean by tell her.
Q. Well, you said you were aware of the relationship between Greer and Eliyahu, when Eliyahu was a student in 2000 --
A. '2, '3 and '4.
Q. Right.
A. Yeah.
Q. So did you tell her about your awareness of

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1 the relationship between Greer and Eliyahu?
2 A. At that time?
3 Q. No. When did you tell her or did you tell
4 her at all? Let me rephrase. Did you ever tell her
5 about your awareness of the relationship between Greer
6 and Eliyahu.
7 A. Yes.
8 Q. When?
9 A. At some point during last summer.
10 Q. When you say last summer, 2015?
11 A. That's correct. Some point between when
12 the matters started to come out in April or May of
13 2015, and before November of 2015.
14 Q. Okay. Do you know Esther Greer?
15 A. I do.
16 Q. How do you know her?
17 A. She's Rabbi Greer's daughter.
18 Q. Did you ever express an interest in Esther
19 Greer?
20 MR. PONVERT: Objection.
21 Q. You can answer.
22 A. What do you mean by express?
23 Q. Did you ever have a flirtation with Esther
24 Greer?
25 A. Did I ever have a flirtation with Esther

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1 Greer? No.
2 Q. Did you ever have a sexual relationship
3 with Esther Greer?
4 A. No.
5 Q. What is your relationship with Esther
6 Greer?
7 MR. PONVERT: Objection.
8 A. Nothing. I wasn't invited to her wedding,
9 nor was I invited when she had a -- her first child,
10 and I was not invited to that event either.
11 Q. Were you invited to all of the other Greer
12 children's weddings?
13 A. Yes.
14 Q. Were you invited to all of the other Greer
15 children's birth of their children?
16 A. Yes.
17 Q. So Esther is the only one who never invited
18 you?
19 A. Correct.
20 Q. Okay. And you don't know why?
21 A. I don't.
22 Q. Okay. Do you know who Batheva Greer is?
23 A. Yes.
24 Q. How long have you known Batsheva?
25 A. Since she was born.

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1 Q. Okay. And did you ever express a sexual
2 interest in Batsheva Greer?
3 A. Yes.
4 Q. When?
5 A. At some point between September, 2000, and
6 2003.
7 Q. So that was three years?
8 A. At some point during that time. I have no
9 recollection when it was.
10 Q. Okay.
11 A. I don't know what you mean by express
12 though. I mean to whom?
13 Q. I said expressed a sexual interest in her.
14 A. Expressed to whom?
15 Q. Well, to whom did you express it?
16 A. To her father.
17 Q. What did you say to her father?
18 A. I would be interested in marrying her.
19 Q. So you were interested in marrying Daniel
20 Greer's second daughter, Batsheva? That was his third
21 daughter, right?
22 A. Yes.
23 Q. And what was his response?
24 A. He was very happy with the idea.
25 Q. What was Batsheva's response?

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1 A. I never said anything to her.
2 Q. Do you know why that never came to
3 fruition? You obviously didn't marry Batheva?
4 A. So she wasn't interested, and I never
5 pur -- she was not interested.
6 Q. Okay. Rina is your sister, right?
7 A. Yes.
8 Q. Is she younger or older?
9 A. Younger.
10 Q. Did you ever tell anyone you had a sexual
11 relationship with your sister, Rina?
12 A. No.
13 MR. ERRANTE: Do you have a good
14 faith basis for that question?
15 MR. WARD: I do.
16 MR. ERRANTE: Want to put it on the
17 record? Do you want to put it on the record?
18 MR. WARD: No. But I do.
19 MR. PONVERT: Is it something other
20 than what your client told you?
21 Q. Do you know Eliezer Greer?
22 A. Yes.
23 Q. And who is Eliezer Greer?
24 A. Rabbi Greer's son.
25 Q. You said you were best friends with Dov

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1 Greer, another one of his sons. Do you have a
2 friendship with Eliezer Greer?
3 A. Yes.
4 Q. Not a best friendship?
5 A. I don't know how to define best friend, as
6 opposed to a friendship.
7 Q. How long have you been friends with
8 Eliezer?
9 A. About 30 years.
10 Q. All right. And Eliezer is currently
11 married to your sister, Rina, correct?
12 A. Yes.
13 Q. And they have eight children?
14 A. Yes.
15 Q. All right. Do you know their names?
16 A. Yes.
17 Q. Could you tell me?
18 A. Sure. Their oldest is Menachem, M E N A C
19 H E M. Second is Moshe, M O S H E. The third is
20 Mordechai, M O R D E C H A I. The fourth is Shifra,
21 S H I F R A. Five is Baila, B A I L A. The sixth is
22 Ariella Chaya. A R I E L L A, The next word is C H A
23 Y A. Seventh is Basha Miriam. B A S H A, second
24 word, M I R I A M. And the last one is Freda, I don't
25 know how they spell Freda.

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1 Q. And those are your nieces and nephews then?
2 A. They are. Those are, yes.
3 Q. And they're also Daniel Greer's
4 grandchildren, correct?
5 A. Yes.
6 Q. How long have you been friends with Daniel
7 Greer's son, Dov?
8 A. Since August of 1976.
9 Q. When you were 1?
10 A. That's when they moved to town.
11 Q. Okay. Did you guys go to Israel together?
12 A. Yes.
13 Q. Do you know Daniel Beizer?
14 A. Yes.
15 Q. How do you know him?
16 A. He was a teacher of mine. And he lived in
17 the -- he lived for a period of time in the house
18 behind my parent's house when I was still living at my
19 parent's house.
20 Q. He was a teacher of yours where?
21 A. At the Yeshiva.
22 Q. Of New Haven?
23 A. Yes.
24 Q. Did you ever have a relationship with
25 Daniel Beizer?

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1 MR. PONVERT: Objection.
2 Q. You can answer.
3 A. I don't understand the question.
4 Q. Did you ever have a sexual relationship
5 with Daniel Beizer?
6 A. No.
7 Q. Did you ever tell anyone that Daniel, you
8 thought Daniel Beizer was a degenerate?
9 A. No.
10 Q. Okay. Do you know Rabbi David Hello?
11 A. I believe you mean Rabbi Hillel David.
12 Q. Hillel David, thank you. Do you know him?
13 A. Yes, I do.
14 Q. How do you know him?
15 A. We've had -- originally how I do know him?
16 Through the Yeshiva of New Haven. Rabbi --
17 Q. When you first came to know him, how did
18 that relationship get established? Was he teaching
19 there?
20 A. No.
21 Q. So how did you know him? What year?
22 A. Rabbi Greer arranged for me to take
23 students of mine to Rabbi Hillel David for an oral
24 examination on the Talmud that I had taught them.
25 That was probably in 2002 or 2003.

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1 Q. So that was when you were a teacher?
2 A. Yeah. I don't remember if I had a
3 relationship before, if I knew him before then.
4 Q. You said he lived right behind your
5 parents?
6 A. That was Daniel Beizer.
7 Q. Beizer, got it. Sorry, I got confused.
8 A. That's okay.
9 Q. And where does he live?
10 A. 1118 East 12th Street, Brooklyn, New York.
11 Q. And that was in 2002 or 2003. When was the
12 last time you had contact with Rabbi Hillel David?
13 A. June 6th, 2016.
14 Q. So you've stayed in touch?
15 A. Yes.
16 Q. Have you ever consulted with him?
17 A. Yes.
18 Q. When was the first time you consulted with
19 him?
20 MR. ERRANTE: Are you asking him
21 questions about his communications with his Rabbi?
22 MR. WARD: I'm not asking you about
23 any communications you had as sort of a Rabbi
24 penitent, but I'm asking about communications, the
25 number of times you've consulted with him and when.

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1 Since 2002, 2003.
2 MR. ERRANTE: Exclusive of a Rabbi
3 penitent conversation?
4 MR. WARD: Correct.
5 A. So when I consulted with him other than as
6 a Rabbi and as a parishiner is the nature of the
7 question?
8 MR. ERRANTE: Yes.
9 A. First time was in --
10 MR. ERRANTE: Last time.
11 A. The question was the first time?
12 Q. First time.
13 MR. ERRANTE: Sorry.
14 Q. Since 2002, 2003.
15 A. December, 2004.
16 Q. What was that about?
17 A. Zev Gottesman.
18 Q. I'm sorry?
19 A. What was that about?
20 Q. Yes.
21 A. With Rabbi Greer's permission, a staff
22 member in Yeshiva wanted to take, wanted a few days
23 off during the winter break, wanted to leave New Haven
24 during winter break, and there was some disagreement
25 as to whether his contract allowed for it. And I said

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1 to Rabbi Greer that we might be best asking Rabbi
2 David for his advice as to how to best handle that
3 situation, and Rabbi Greer authorized me to ask Rabbi
4 David what his opinion was.
5 Q. Was Rabbi Greer connected to a rabbinical
6 court, to your knowledge?
7 A. I have no idea.
8 Q. Why would you ask him how to handle it?
9 A. Both Rabbi Greer and I had great respect
10 for him and for his counsel. He's also a very well
11 respected person in the orthodox world, so we knew
12 that a decision that had his backing would carry
13 weight.
14 Q. Now I don't want to ask you what was said,
15 but did you consult him on this matter?
16 MR. PONVERT: Objection.
17 MR. ERRANTE: Even asking if he
18 consulted on this matter is covered by the privilege.
19 MR. WARD: I don't think it is.
20 Q. You can answer it. We can solve the
21 objection later.
22 Q. Did you consult him on this matter?
23 MR. ERRANTE: Without waiving the
24 objection, you can answer the question.
25 A. Yes, I did.

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1 Q. When?
2 MR. ERRANTE: Objection.
3 MR. WARD: We can solve the
4 objections later, that was the stipulation.
5 MR. PONVERT: Let's get the court on
6 the phone if you're going to pursue it. I don't
7 represent this witness, but that's not fair.
8 MR. WARD: We agreed to reserve
9 objections until time of trial. I'm not asking what
10 you said to him, I'm asking when you consulted him.
11 MR. PONVERT: That agreement of usual
12 stipulations does not pertain to privileged matters.
13 MR. WARD: I'm not asking him what he
14 said. I'm asking him when. We can get a judge on the
15 phone if we need to. I can ask him when he consulted.
16 MR. PONVERT: Everyone understands
17 what the question is.
18 MR. WARD: Okay. Well then let's get
19 a judge on the phone.
20 MR. PONVERT: His lawyer has objected
21 and so have I.
22 MR. WARD: Okay. Let's get a judge
23 on the phone.
24 MR. ERRANTE: There's a phone right
25 behind you.

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1 THE VIDEOGRAPHER: Do you want me to
2 go off the record?
3 MR. WARD: Well, it's your objection,
4 you can call.
5 MR. ERRANTE: I'm just instructing
6 the witness not to answer, that's all. If you want to
7 get on the phone, get a ruling, be my guest.
8 MR. WARD: So you're instructing him
9 not to answer?
10 MR. ERRANTE: Yes.
11 MR. WARD: Okay. And for the record,
12 the question is when did you consult Rabbi Hillel
13 David on the matter that is pending, not the content.
14 We don't need to -- we'll reserve it, and we'll resume
15 the deposition.
16 Q. You said you graduated from Yeshiva of New
17 Haven in 1992, correct?
18 A. Yes.
19 Q. You were 17 years old when you graduated?
20 A. Yes.
21 Q. You went pretty quick after graduation, I'd
22 like to slow you down and find exactly out what years
23 you did what.
24 A. Sure.
25 Q. Right after your graduation, what did you

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1 do?
2 A. I don't remember what I did in the summer
3 after graduating from high school.
4 Q. So that would have been the summer of '92?
5 A. Correct. In September of '92, I attended a
6 Yeshiva in Munsey, New York.
7 Q. Do you know what Yeshiva that was?
8 A. Shaarei Torah of Rockland. S H A A R E I,
9 T O R A H of Rockland.
10 Q. Okay. So that was September of '92?
11 A. Correct.
12 Q. How long did you attend that Yeshiva?
13 A. One academic year.
14 Q. So one academic year would have been from
15 September of '92 --
16 A. Until June of '93.
17 Q. June. Let me ask you another question,
18 just backing up for a second. When you graduated in
19 the summer of '92, what month did you actually
20 graduate in?
21 A. June.
22 Q. And you said you could have graduated in
23 1991, but for the dispute with your father?
24 A. Wasn't just my father, it was the -- all
25 four parents, the two Hack parents and the two Greer

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1 parents felt that -- felt that we should be kept back
2 a year.
3 Q. So you had sufficient credit to graduate in
4 '91?
5 A. There was no such thing as credit. I don't
6 know, those terms didn't really apply in Yeshiva of
7 New Haven. I had no grades. There was no grades.
8 Q. There were no grades?
9 A. That's correct. With the exception of
10 science class, there were no grades. That was the
11 policy.
12 Q. Okay. So how did you calculate that you
13 should have graudated in 1991?
14 A. As I said before, by counting the years
15 that I had been in school. I started school in
16 September of 1977. That year was nursery. September
17 of 1978 is kindergarten. That means that September,
18 1979, I started first grade. Right?
19 Q. Right.
20 A. Okay. That means that in September of
21 1990, I should be starting 12th grade if you just fast
22 forward, rather than counting every single year, which
23 means according to that calculation, I should graduate
24 in June of 1991.
25 Q. Okay. What sort of courses did you take

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1 then in 1992, when you continued your education?
2 A. So there weren't -- the high school program
3 was basically whatever Dov and I were up to, so it
4 wasn't like we took a course this year or that year.
5 In other words, we had a period of
6 science and we learned biology until we finished that,
7 and then we learned chemistry and then we learned
8 physics.
9 And we had a math period and we did
10 whatever math we were up to. And we had an English
11 period and we did whatever English we were up to. And
12 in Talmud, we studied whatever folio we were up to
13 that day.
14 Q. Let me ask you a question; do you get a
15 diploma when you graduate, a high school diploma?
16 A. One, usually people do.
17 Q. And your high school diploma reads 1992?
18 A. It does.
19 Q. And it reads June of 1992?
20 A. It does.
21 Q. Do you still have your high school diploma?
22 A. I do.
23 Q. And then you went to the Yeshiva in Munsey,
24 until June of 1993.
25 A. Yes.

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1 Q. After that, what did you do?
2 A. I don't remember. That summer I think I
3 ran a summer program in New Haven, with Dov Greer.
4 And in September of '93, I went to Yeshiva in
5 Jerusalem, Israel.
6 Q. Okay. And that wasn't college, that was --
7 what you were studying? It was like the equivalent of
8 university studies though I think you said, right?
9 A. In terms of the level of studies and the
10 expectation of I would get, you know, emotional
11 maturity and intellectual fervor.
12 Q. Okay. And when did you finish the Yeshiva
13 of Jerusalem?
14 A. So that Yeshiva in Jerusalem I came back
15 from in June of 1994.
16 Q. Okay. And you spent that year there with
17 Dov, right?
18 A. What do you mean by with?
19 Q. Well, Dov went with you I think you said?
20 A. He did.
21 Q. Was he there the same amount of time, or
22 did he stay longer?
23 A. He did not. He came back with me.
24 Q. So you guys went together and came back
25 together?

A. Yes.
Q. Okay. Did you study the same things?
A. Why were not in the same class. But we did study many of the same things. And, in fact, we continued to be study partners. It's a very important in Yeshiva, generally in Yeshiva, one doesn't study alone, one studies with a partner. Dov and I had maintained a steady, it's called a chavrusa, where we studied together every night from I think 11:30 p.m. to 1:00 a.m.
Q. Okay. So you come back in June of 1994, and then what do you do next?
A. In the summer, Dov and I ran a summer program.
Q. Where?
A. At the Yeshiva of New Haven. And then in September of '94, I went to Yale University. I suppose Yale College, if you want to be precise.
Q. And you attended Yale University for all, for four years?
A. Three years.
Q. Three years.
A. I graduated --
Q. Did you get a degree?
A. Yes, I did, in May of 1997, I graduated

with a Bachelors' of Science in Biology.
Q. Okay. So after May of 1997, what did you do next?
A. That summer I began ran a summer program with Dov. And --
Q. Through what organization did you run a summer program?
A. The Yeshiva of New Haven.
Q. Okay.
A. And it was a four week program. And in September of 1997, I went to Yeshiva in Munsey.
Q. Is that the same one you went to back in --
A. No. It was not.
Q. I'm sorry, just let me finish my question.
A. I apologize.
Q. Back in September of '92?
A. No, it is not.
Q. So you went to a different Yeshiva in Munsey. What was this one called?
A. No one really -- it was a new Yeshiva, I believe the name was Zithron Ber, but I don't really -- no, Zithron Yaakov. Z I C H R O N, and the second word is Y A A K O V.
Q. And that was September of 1997, right?
A. Yes.

Q. And when did you graduate from there or stop going there?
A. I left there in June of 1998. And then I --
Q. And what did you study there?
A. We studied trac -- we studied varius Talmudic tractates.
Q. What are those?
A. I don't understand the quesstion.
Q. What are Talmudic track tapes?
A. Tractate is the word.
Q. Tractate. What is that?
A. Talmud is divided into 60 some-odd tractates, and there are essentially different subject matters are covered in different tractates, although there is a lot of overlap. So we studied generally speaking the in Yeshiva, there will be one or two tractates that are being studied at one time.
So there will be one in the morning session and then sometimes the same or a different one studied in the afternoon session.
Q. Which ones did you study in September of '97?
A. Tractate Kesubos. Kesubos, K E S U B O S, and tractate Beitzah, which is B E I T Z A H.

Q. After June of 1998, what did you do next?
A. That summer I ran a summer program with Dov through the Yeshiva of New Haven, and then in September of 1998, I attended the New England Rabbinical College in Providence, Rhode Island.
Q. In Providence, Rhode Island?
A. Yes.
Q. And what did you study there?
A. Talmud.
Q. Okay. And when did you leave there?
A. June of 2000.
Q. So that was a two-year program?
A. Yeshiva doesn't have -- most Yeshivas don't have a program that -- you choose to stay for how long you feel is appropriate. I ended up staying there for two years.
Q. Is that where you met your wife?
A. I did not.
Q. So after June of 2000, what did you do?
A. So in that summer, we ran a summer program and then in September of 2000, I came back to New Haven to work full time for Yeshiva of New Haven.
Q. And that would have been the fall of 2000?
A. That's correct.
Q. What was your first job?

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A. Dorm counselor.
Q. What did that job entail?
A. To supervise students in the dormitory. To ensure that they were up in the morning, in a timely manner. To make sure that people were feeling good and happy. And to oversee, oversee them on the weekends. And you know, running various I guess quality of life programs.
Q. Did you live in the dorms with them?
A. I did.
Q. And there were two dorms, did you live in both or how did that work?
A. That first year the dormitory was located at the third floor of 750 Elm Street, and I lived on the third floor of 750 Elm Street. The second year the dormitory moved to 249 Ellsworth Avenue. The second and third floors. And I lived in the second floor.
Q. Did you have your own dorm room?
A. I did.
Q. Did everybody else have a roommate? I mean did the students have a roommate?
A. There may have been. Not always, no.
Q. Okay. Did you run gym class?
A. I did.

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Q. Where was gym class?
A. Yale University.
Q. Did you -- was there a swimming program?
A. There was.
Q. And where was that?
A. Yale University.
Q. And did you participate in the swimming program with the students?
A. Yes.
Q. So you swam when they swam?
A. Yes.
Q. Did you participate in the gym classes?
A. Yes.
Q. As a player, not just a coach?
A. Yes.
Q. Okay. Did you all shower together afterwards?
A. No.
Q. Did anybody shower afterwards?
A. After gym, everyone showered back in the dormitory. In the dormitory, the dormitory had two private bathrooms as one would find in an apartment. After swimming, some people showered at Yale, I did -- I don't remember whether I did or didn't. But everyone who showered at Yale, in the showers at Yale,

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was wearing a bathing suit.
Q. Okay. And did each room have a shower in the dormitory or --
A. No.
Q. Was the --
A. The dormitory was a converted apartment. Or in the case of 249 Ellsworth, when it was two floors, it was two apartments. So each floor had a bathroom, as one would find in a formal apartment, with a toilet and a sink in it.
Q. So you guys would go in one at a time and shower?
A. Correct.
Q. Got it. How long were you dorm counselor?
A. Until June of 2004.
Q. So you were dorm counselor the entire time Eliyahu was a student?
A. That is not true.
Q. I think he was 2001 to 2004, somebody had testified earlier?
A. 2005.
Q. 2005. So 2001 to 2004, you were the dorm counselor?
A. That is correct.
Q. You got married in August of 2004, right?

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A. That is correct.
Q. And is that when you stopped being dorm counselor?
A. Yes.
Q. What was your next job after dorm counselor?
A. Well, while I was dorm counselor, shortly after I joined Yeshiva of New Haven, I became a teacher. So that was already in September, perhaps it was October of 2000. I was a teacher.
I also during that time period worked, I don't know what the title would be, perhaps administrative assistant, I don't know. But I worked very closely with Daniel Greer. And --
Q. I'm sorry, teacher was September of 2000?
A. Yes. That started very soon after the beginning, within the first month or two of the beginning of the school year of 2000, I started teaching.
Q. And what did you teach?
A. Talmud, Mishnah. Various Judaic subjects.
Q. Did you ever teach Eliyahu?
A. Yes.
Q. How many classes did you teach Eliyahu? Was he in a lot of your classes?

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1 contact with [redacted] while he was at the
2 school?
3 MR. PONVERT: Objection.
4 MR. ERRANTE: Objection.
5 MR. WARD: Instruct him not to
6 answer?
7 MR. ERRANTE: He can answer that
8 question.
9 A. No.
10 Q. Did you have a sexual relationship after he
11 left the school?
12 MR. ERRANTE: That I'll object to.
13 It's totally irrevelant. I instruct you not to answer.
14 Q. You were married in 2004, correct?
15 A. Yes.
16 Q. And [redacted] was a student there from 2007
17 to 2011?
18 A. Yes.
19 Q. Okay. Do you know Rabbi Noah Muroff?
20 A. Yes.
21 Q. How long have you known him?
22 A. Spring of 2009.
23 Q. And how did you come to meet him?
24 A. He was applying for a position at Yeshiva
25 of New Haven.

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1 Q. And what was your role in the spring of
2 2009?
3 A. Assistant Dean. I interviewed him.
4 Q. Were you part of the hiring process?
5 A. Yes.
6 Q. And did you hire him?
7 A. What do you mean by hire?
8 Q. Did he eventually become a teacher?
9 A. Yes.
10 Q. How long was he a teacher there?
11 A. Six years.
12 Q. From when to when?
13 A. September, 2009 until June of 2015.
14 Q. Did he ever witness you place your hands on
15 the inner thigh of a student while you were working at
16 the school?
17 A. No.
18 MR. ERRANTE: Objection to the form.
19 Q. Did you ever nibble on a student's ear
20 while working at the school?
21 MR. ERRANTE: Objection to the form.
22 Q. You can answer.
23 A. Yes.
24 Q. Did you ever place your hand on the inner
25 thigh of a student while working at the school?

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1 A. No.
2 Q. Did you ever lock students in a special
3 housing unit or a SHU, and leave a knife in the room
4 at their disposal?
5 A. No.
6 Q. Was there a special housing unit called the
7 SHU?
8 A. No.
9 Q. Was a student ever locked in a room by you
10 while you were teaching at the Yeshiva of New Haven?
11 A. No.
12 Q. Was a student ever locked to your
13 knowledge --
14 A. No.
15 Q. -- in a room?
16 A. No.
17 Q. Any student ever get hurt while in your
18 care at the Yeshiva of New Haven?
19 A. Yes.
20 Q. Who?
21 MR. PONVERT: I object to it. To the
22 question. You mean physically hurt, mentally,
23 emotionally hurt?
24 Q. Physically hurt.
25 A. Eliyahu Mirlis.

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1 Q. What happened to Eliyahu?
2 A. He -- we were -- two things. We were about
3 to go on a trip, and he closed a door, a car door on
4 his finger. And one time we were on a hike, and there
5 was like a structure, and he jumped off it and hurt
6 his ankle.
7 Q. Who was supervising the hike?
8 A. Me and a couple of other staff members. I
9 don't remember.
10 Q. Was Rabbi Greer there?
11 A. No.
12 Q. Were you aware of any student who may have
13 broken his wrist while in your care at the school?
14 A. I don't remember.
15 Q. Did you ever engage in any sexual act with
16 a male student at the school while you were employed
17 by the school?
18 A. No.
19 Q. Did you ever engage in any sexual act with
20 a male while you were employed by the school?
21 A. No. Other than Daniel Greer.
22 Q. I wasn't very clear on this; when did you
23 first become aware of the alleged relationship between
24 and Eliyahu Mirlis?
25 A. I don't remember exactly. It was either at

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1 the end of Elihyau's 10th grade year, which would be
2 the spring of 2003, or it would be the beginning of
3 his 11th grade year, which would be the fall of 2003.
4 Q. What position did you hold at that time?
5 A. I was a teacher. I was a dorm counselor.
6 I don't remember whether I was assistant to the Dean
7 or if I had already been granted permission to call
8 myself Assistant Dean.
9 Q. Do you recall exactly when you were
10 assistant to the Dean?
11 A. No.
12 Q. Okay. How old were you at the time you
13 became aware of this incident in 2003? How old were
14 you?
15 A. 28.
16 Q. Okay. You never reported it?
17 A. That is correct.
18 Q. Did you ever have the opportunity to report
19 it?
20 A. What would -- what would constitute an
21 opportunity?
22 Q. Did you ever have a meeting with DCF at
23 all?
24 A. I did.
25 Q. Okay. But you didn't report it during that

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1 meeting?
2 A. No. That was a meeting relating to a
3 different matter.
4 Q. Okay. Did you encourage the alleged
5 relationship?
6 A. No.
7 Q. How many times had you spoken to Eliyahu?
8 I think you said you spoke to him at one point about
9 it?
10 A. No. He raised it with me.
11 Q. He raised what with you?
12 A. He said to me that, that Daniel Greer was
13 doing these things to me -- to him. As he was, he
14 said "He's doing these things to me as he's doing them
15 to you."
16 Q. And I'm sorry, what was your response
17 again?
18 A. I don't remember.
19 Q. Okay. Do you remember what you said when
20 you were asked what your response was earlier?
21 A. No. I'm sure it's in the record.
22 Q. Okay. You said DCF came to the school?
23 A. Yes.
24 Q. But not about this?
25 A. That is correct.

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1 Q. What did DCF come to the school about?
2 MR. ERRANTE: I'm gonna object.
3 Unless it deals with your client.
4 MR. WARD: That's what I'm wondering.
5 Or him.
6 MR. ERRANTE: Well --
7 A. The allegations were that -- shall I?
8 MR. ERRANTE: Just don't name other
9 students or other people.
10 Q. Right. I don't want any student names,
11 right.
12 A. The allegation was that Daniel Greer had,
13 that there was -- I believe it was physical and
14 emotional abuse.
15 Q. Were they substantiated?
16 A. No.
17 Q. And it wasn't involving Eliyahu?
18 A. He was a student at the time.
19 Q. But it wasn't involving Eliyahu, you just
20 said that?
21 A. There was no specific student that was --
22 to my knowledge, there was no -- and my recollection,
23 there was no specific student referred to in the
24 Complaint to DCF.
25 Q. So when you were asked earlier by Attorney

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1 Ponvert, it wasn't Eliyahu, you were asked about other
2 kids who might have been subjected to other emotional
3 and physical abuse by Greer, you said there was no one
4 besides you and Eliyahu? Could there have been a
5 third?
6 A. That was about sexual abuse, by Mr.
7 Ponvert. I wasn't asked about emotional and physical
8 abuse.
9 Q. What type of physical abuse was alleged?
10 A. That students were locked in a house with
11 inadequate -- with no heat. And that's what I
12 remember.
13 Q. Okay. Was that what I was just asking you
14 about a moment ago, the special housing unit?
15 A. Oh, I'm sorry.
16 Q. Yes.
17 A. I thought when you said shoe, you meant S H
18 O E.
19 Q. No.
20 A. And that it was referred to as a shoe.
21 Like the little old lady that lived in a shoe.
22 Q. I meant S H U, Special Housing Unit, where
23 children were locked.
24 A. There was no place that children were
25 locked.

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1 Q. Okay. What was that a moment ago that you
2 were referring to? Could you tell me about the no
3 heat and no --
4 A. So there was -- there were times that
5 instead of suspending a student, and sending them
6 home, they would be sent to one of the Yeshiva's
7 vacant apartments.
8 Q. For how long?
9 A. It would depend on the offense.
10 Q. Were they locked in the apartment?
11 A. The door of the apartment was locked, but
12 it was unlockable from the inside. It was a regular
13 apartment.
14 Q. Was anybody there to supervise them?
15 A. I -- I or other staff members would pass in
16 and out and check on them, make sure that they had
17 food and what to do.
18 Q. So you were in charge of supervising
19 students who were placed in an isolation room,
20 essentially?
21 MR. PONVERT: Objection.
22 MR. ERRANTE: Objection.
23 Q. Let me re -- you can answer the question.
24 Go ahead if you can.
25 A. I'm not sure I understand the question.

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1 Q. Were students placed in isolation in this
2 house?
3 A. Yes.
4 Q. Was there heat?
5 A. At one point there wasn't. And I told, I
6 told Rabbi Greer that no, nobody should be sent there
7 at that point. And he said it didn't matter, send
8 them any way.
9 Q. And so you sent them?
10 A. After he instructed me, directed me to,
11 yeah, I did.
12 Q. And you took them over there?
13 A. I do not remember if I took them over or
14 they walked on their own. I don't remember.
15 Q. And you periodically checked on them?
16 A. Yeah.
17 Q. Were they given food?
18 A. Absolutely.
19 Q. By whom?
20 A. Either a fellow student, a staff member,
21 the cook.
22 Q. You ever?
23 A. Yes.
24 Q. Okay. Were they given water?
25 A. Absolutely.

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1 Q. And that was the basis for the DCF
2 complaint?
3 A. Yes, and the emotional abuse that Daniel
4 Greer did towards students.
5 Q. When you say emotional abuse, what do you
6 mean?
7 A. Making fun of them in public.
8 Q. Did you ever make fun of students in
9 public?
10 A. Never.
11 Q. Did you ever bully a student?
12 A. No.
13 Q. Did you ever massage a male student's neck?
14 A. Probably.
15 Q. When was DCF there, do you recall?
16 A. No.
17 Q. Was Eliyahu a student when DCF was there?
18 A. Yes.
19 Q. And you didn't think to report this to DCF,
20 when they're asking you about emotional and physical
21 abuse caused by Daniel Greer?
22 A. No.
23 Q. Was the DCF claim substantiated or
24 unsubstantiated?
25 A. You asked me that, I said it was

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1 unsubstantiated.
2 Q. Did you tell them everything you've just
3 told us about locking students in isolation in a home,
4 possibly with no heat?
5 A. I answered all of their questions
6 truthfully.
7 Q. But did you tell them everything you just
8 told us?
9 A. I don't remember precisely what I told
10 them.
11 Q. Do you remember what year that was?
12 A. I don't remember if it was '03, in the
13 academic year '03/04, or academic year of '04/05.
14 Q. So that would have been about the same time
15 you became aware of the alleged relationship between
16 Eliyahu and Greer?
17 A. Yeah, I don't remember which came first.
18 Q. Uh-huh. So you had that information,
19 you're talking to DCF, and you decided not to report
20 Greer?
21 A. I just said to you that I don't know that I
22 had that information.
23 Q. Okay. So if they came in '04, then you
24 wouldn't have been aware of the relationship until
25 '04?

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1 A. I just said to you I don't remember whether
2 I had the information.
3 Q. I know what you said. I'm asking you, if
4 it's documented that DCF came in 2004, you wouldn't
5 have had any information about the relationship in
6 '03, like you testified earlier?
7 MR. ERRANTE: He's asking to you
8 assume.
9 A. I don't understand the question, I'm sorry.
10 Q. I'm saying assuming that DCF came in '04.
11 A. Okay.
12 Q. Then you would have had no knowledge of the
13 relationship in '03, as you stated earlier?
14 A. No. That's not true. I said to you I
15 don't remember whether when DCF came. I knew about
16 the relationship. So therefore, if DCF, if it is
17 substantiated that DCF came in '04, right?
18 Q. Right.
19 A. I don't know whether, when DCF came I
20 already knew about the relationship or not. So it
21 doesn't shed any light on it.
22 Q. If you did know about the relationship,
23 would you have reported it?
24 MR. ERRANTE: Objection. Highly
25 speculative.

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1 Q. You can answer it.
2 A. No. I would not have.
3 Q. Are you going to Virginia soon?
4 A. No.
5 Q. It was asserted that you were going to
6 Virginia, and that was one of the reasons we had to
7 have this deposition today.
8 MR. PONVERT: That's not accurate.
9 What was asserted was that he was applying for a job
10 in Virginia. And might be moving down there when he
11 gets the job.
12 MR. WARD: Okay.
13 Q. Did you get the job in Virginia?
14 A. No.
15 Q. What job were you applying for in Virginia?
16 A. Principal of Bina High School for Girls.
17 B I N A.
18 Q. Is that an orthodox Jewish school?
19 A. Yes.
20 Q. Were you offered a position there?
21 A. Yes.
22 Q. Are you gonna take the position there?
23 A. No.
24 Q. Are you applying elsewhere?
25 A. For jobs?

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1 Q. Yes.
2 A. Yes, I don't want or wish to remain
3 unemployed.
4 Q. What other jobs have you applied for?
5 A. Many.
6 Q. Could you tell us where?
7 A. Rhode Island, and Massachusetts.
8 Q. What type of jobs are you applying for in
9 Rhode Island and Massachusetts?
10 A. Jobs in secondary education. Jobs in
11 higher education. Jobs as an accountant, a paralegal,
12 property manager, and in City government.
13 Q. You're aware that you were a mandated
14 reporter today, as you sit here today, you've aware
15 that you were a mandated reporter?
16 A. I am now aware of that, yes.
17 Q. And yet you're still applying for jobs in
18 secondary education, and higher education?
19 A. I don't understand the connection.
20 Q. Okay. Where are you applying for jobs in
21 Rhode Island?
22 A. Rhode Island College. Brown University.
23 Town of Lincoln. Firm of Sinel, Wilfand & Vinchi I
24 don't --
25 MR. ERRANTE: I'm gonna ask counsel

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1 to represent that he's not gonna have his client
2 interfere with this person's attempt to get jobs since
3 you're asking questions about where he's applying.
4 And based on information I have, your client would be
5 very capable of trying to interfere with those
6 positions. And so sort of goes with the theme that a
7 lot of these questions are for purposes other than
8 discovery.
9 MR. WARD: They're for discovery, but
10 here is the issue; if we -- that's why I sent out the
11 e-mail. I don't know whether I sent it to you as
12 well. But about possibly not disclosing this publicly
13 because I knew he was applying elsewhere.
14 So I have no intention of disclosing
15 this information that he's giving here today, but I
16 don't have the same representations from other
17 counsel.
18 MR. PONVERT: No, that's not true. I
19 told you there's a standing protective order. It's in
20 the rules book and it's issued every time there's a
21 complaint filed, and it was served on you. And what
22 it talks about is the misuse of information outside of
23 the purpose of litigation. So that's exactly what it
24 prohibits.
25 MR. WARD: Well, thank you. That's

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1 not exactly what your e-mail said, but I appreciate
2 it. So this will not be disclosed. And you can rest
3 assured that my client certainly won't do anything to
4 harm your attempts to get higher education jobs.
5 MR. ERRANTE: Okay. There's no
6 intent on my client or me to disclose any of this
7 information to anybody.
8 Q. Did you disclose any information about this
9 case when you were applying for the jobs in Virginia,
10 or higher educational purposes jobs?
11 A. Not in Virginia. When you apply for a job
12 at Brown University on their website, there's a slot
13 that says your previous jobs and reason for leaving.
14 And under reason for leaving, under Yeshiva of New
15 Haven, I wrote misconduct of the Dean, leading to a
16 lawsuit being filed by a former student.
17 Q. Did you get an offer from Brown?
18 A. No.
19 Q. Why did you turn down the offer in
20 Virginia?
21 A. At the time, because I didn't want, I
22 realized after visiting there, that I did not want to
23 run a school for girls.
24 Q. Okay. Do you still maintain your residence
25 in New Haven?

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1 A. I have a residence there. I don't sleep
2 there very frequently.
3 Q. And where did you live in New Haven?
4 A. 789 Elm Street, New Haven, Connecticut.
5 Q. Is that also owned by one of the
6 defendants?
7 A. I believe so.
8 Q. And is all your stuff still there? For
9 lack of a better word.
10 A. Yeah, most of it.
11 Q. Okay.
12 A. Most of it. Vast majority.
13 Q. Do you intend to keep it there, or retrieve
14 it any time soon or are you abandoning the premises?
15 A. I intend to move it out. I intend to move
16 the stuff out of there, and relinquish possession.
17 Q. Do you know when?
18 A. As soon as I can.
19 Q. Why did you move from there to Rhode
20 Island?
21 A. Because of the lawsuit.
22 Q. Do you own the home in Rhode Island, or is
23 that --
24 A. No.
25 Q. Does it belong to your wife's family?

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1 A. Yes.
2 Q. I think you said you told your wife in
3 November about your relationship with Greer, right?
4 A. Yes.
5 Q. And you also told her about in the summer,
6 about Eliyahu's alleged relationship with Greer,
7 right?
8 A. I --
9 Q. Summer of 2015?
10 A. Yeah.
11 Q. And you told your father in 2016, some of
12 this?
13 A. I told my father in 2016, that there had
14 been a relationship between me and Greer.
15 Q. Did you tell your father about Eliyahu's
16 relationship?
17 A. I told him that I knew the allegations to
18 be true.
19 Q. Who else have you told about the alleged
20 relationship between Eliyahu and Greer?
21 A. Dov Greer.
22 Q. When?
23 A. Since this -- since April of 2015. I have
24 told --
25 Q. Do you recall what month you told him?

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1 A. No. But I told Dov that I believe the
2 allegations to be true.
3 Q. Let me ask you a question, which is only
4 relating to the relationship, alleged relationship
5 between Eliyahu and Greer. Would it have been in
6 2016?
7 A. Or 2015 is your question?
8 Q. Right.
9 A. It would have been in 2015.
10 Q. Sometime after April?
11 A. Correct.
12 Q. Who else?
13 A. Eliezer Greer.
14 Q. When did you tell Eliezer?
15 A. At approximately the same time.
16 Q. You can't recall exactly which month after
17 April?
18 A. April, May, June, one of those months.
19 Q. Somewhere in that timeframe?
20 A. Somewhere in that time period.
21 Q. So somewhere between April and June is your
22 best estimate?
23 A. Yes.
24 Q. And that's of 2015?
25 A. Yes.

Q. Anyone else?
A. Noah Muroff.
Q. And when? All these questions relate to the alleged relationship between Eliyahu and Greer.
A. The answer is somewhere between April and June.
Q. Was Noah still working at the Yeshiva at that time?
A. Yes, he was. In each case what I said was that I believed the allegations to be true.
Q. And that's all you said?
A. That is correct. And I also told --
Q. Let me ask you a question. The Complaint wasn't filed until 2016. How did you know what the allegations were?
A. Because it was getting out in the community already, at that point.
Q. Okay.
A. The details of the allegations weren't the point. The point was, was there in fact, a sexual relationship between the Plaintiff and the Defendant.
Q. And you said I believe the allegations to be true, right?
A. Correct, and I also told Bentzion Gruen that I believed it to be true.

Q. Who is Bentzion Gruen?
A. Bentzion Gruen and anyone else that I told is a privileged conversation. Bentzion Gruen, his wife is a former teacher at Yeshiva of New Haven in the elementary school. And he and she, their family moved to Edison, New Jersey, and have had a relationship, a friendship with the Plaintiff for a number of years. And at some point in 2015, it was before April, Bentzion called me up and asked me if the, if these allegations -- you know, what the story was. And I said that I believed --
Q. When was that again?
A. It was still cold outside. So whether it was January or February --
Q. Of 2016?
A. '15. '15. '15. He asked me if it were true and I said I believed the allegations to be true.
Q. So the Gruen conversation took place before the Muroff, Eliezer and Dov conversations?
A. Yes.
MR. ERRANTE: Off the record.
THE VIDEOGRAPHER: Off the record at 1:32.
MR. WARD: The deposition will be suspended until August 2nd, 9:00 a.m.

CERTIFICATE

I hereby certify that I am a Notary Public in and for the State of Connecticut, duly commissioned and qualified to administer oaths.

I further certify that the deponent named in the foregoing deposition was by me duly sworn and thereupon testified as appears in the foregoing deposition; that said deposition was taken by me stenographically in the presence of counsel and reduced to print under my direction, and the foregoing is a true and accurate transcript of the testimony.

I further certify that I am neither of counsel, nor related to either of the parties to said suit, nor am I interested in the outcome of said cause.

Witness my hand and seal as Notary Public this 30th day of July, 2016.

NOTARY PUBLIC
JAMES A. MARTONE
L.S.R. 248

My Commission Expires:
MARCH/2018

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1 Q. And what would be the purpose of that?
2 A. As a way to have someone suspended without
3 having to go home.
4 Q. Was the guest quarters nicer than the dorm?
5 A. Perhaps marginally.
6 Q. Okay. So the punishment would be to send
7 them to a separate quarters that is nicer?
8 MR. ERRANTE: Object to the form.
9 Q. Would the punishment be to send them to a
10 quarters that's nicer than the dorm they're staying
11 in?
12 A. The punishment was that they couldn't hang
13 out with their friends. I wouldn't send someone to
14 the guest quarters without discussing it with -- with
15 the defendant.
16 Q. Okay. Did [redacted] ever thank you
17 very much for letting him sleep in the guest quarters
18 instead of the dorm?
19 A. I have no idea. I don't remember.
20 Q. All right. Did [redacted] have a
21 nickname?
22 A. Yes.
23 Q. What was his nickname?
24 A. H.
25 Q. Was he ever called The Boss?

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1 A. I -- I don't recall him being called The
2 Boss.
3 Q. Okay. And you had never called him The
4 Boss?
5 A. No.
6 Q. How many students did you arrange to sleep
7 in the separate guest quarters?
8 A. Um --
9 Q. If you recall?
10 A. I don't recall precisely, but it was --
11 over the years, I'm sure it was a number.
12 Q. Would they sign the guest book?
13 A. I don't know. I --
14 Q. Was there a guest book, to your knowledge?
15 A. There was a guest book. To my knowledge, I
16 have no idea whether they did or didn't sign it.
17 Q. Did you ever look at it?
18 A. No.
19 Q. I believe you testified that you nibbled on
20 a student's ear while working at the school?
21 A. Yes, I did.
22 Q. Why?
23 A. Humorus. Lighten the mood in the class.
24 It was only done in front of other students, at a --
25 in a classroom setting.

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1 Q. Okay. And you also testified on direct,
2 that you weren't aware that --
3 A. I'm sorry -- I didn't hear you.
4 Q. I testified on direct that you weren't
5 aware of the mandating reporting laws until very
6 recently, right?
7 A. That I had not been aware of the mandated,
8 yes, that is correct.
9 Q. And when did you become aware of the
10 mandated reporting laws?
11 A. Um, it -- at the time of the DCF, the DCF
12 investigation is when I first learned that there was
13 the concept of a mandatory reporter. It might have
14 been after that but it was -- it was around then. I
15 don't remember if it was at the time of the
16 investigation or shortly thereafter.
17 Q. And the DCF investigation took place while
18 Eliyahu was at the school?
19 A. Yes.
20 Q. So that was way back in 2001 to 2004,
21 somewhere in there, right?
22 A. Eliyahu stayed in the school until 2005.
23 Q. So 2001 to 2005, would that be correct?
24 A. Yeah. I'm pretty sure it was in 2005.
25 Q. And it was then that you became aware of

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1 the mandated reporting requirements?
2 A. I don't know if I became aware of them
3 during the DCF investigation. Or if it was subsequent
4 to that. But certainly by 2007 I knew about those
5 requirements.
6 Q. Okay. And you didn't say anything to
7 anybody until 2015 about this alleged relationship
8 that Greer had with Eliyahu?
9 A. That's correct.
10 Q. Okay. You said you were going to leave New
11 Haven as soon as possible?
12 A. Yes.
13 Q. I think the last time we were here?
14 A. Yes.
15 Q. And have you scheduled a date yet?
16 A. Yes.
17 Q. What is that date?
18 A. Tomorrow.
19 Q. Okay.
20 MR. ERRANTE: Off the record.
21 (Discussion off the record.)
22 THE VIDEOGRAPHER: Off the record at
23 9:25 a.m.
24 (Discussion off the record)
25 THE VIDEOGRAPHER: On the record at

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1 9:28 a.m.
2 Q. I think you testified on direct that your
3 father, Harold, resigned on February 22nd, 2011,
4 correct?
5 A. No. That's not correct.
6 Q. Do you know when he resigned his positions
7 at the Yeshiva of New Haven?
8 A. Oh, his positions?
9 Q. Yes.
10 A. It was around then. I don't know exactly,
11 but it was probably around then.
12 Q. Okay. And in August of 2011, the New Haven
13 of Torah Center, Incorporated was started, correct?
14 A. New Haven Torah Center, August of 2011?
15 Q. Yes.
16 A. You can look it up in the State. I don't
17 recall the precise date, but --
18 Q. Does that sound about right?
19 A. Might have been a little later. Sounds a
20 little early, but it could have been around then. I
21 don't remember exactly when. Certainly wasn't earlier
22 than that.
23 Q. You're the president of the New Haven Torah
24 Center, Incorporated, right?
25 A. I am.

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1 Q. You're the treasurer?
2 A. I am.
3 Q. And you are the secretary?
4 A. I am.
5 Q. And your father, Harold, is the agent for
6 service of process?
7 A. Probably. I don't remember.
8 Q. It has a business address of 789 Elm
9 Street, New Haven, Connecticut?
10 A. Okay.
11 Q. Who owns 789 Elm Street, New Haven,
12 Connecticut?
13 A. One of -- one of the nonprofit housing
14 corporations. I don't know if it's a defendant or
15 not.
16 Q. FOH, does that sound right?
17 A. Could be.
18 Q. And that would be a defendant?
19 A. I believe so.
20 Q. Okay. How much money flows through the New
21 Haven Torah Center, Incorporated?
22 MR. ERRANTE: How is that relevant to
23 this case? It seems --
24 MR. WARD: It's relevant in the sense
25 that -- first of all relevance is not a form

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1 objection. But it's relevant in this case in the
2 sense that if the deponent started a separate
3 organization the same year his father left, and has
4 been trying to take over the Yeshiva of New Haven,
5 Incorporated for several years, one way to take over
6 would be to fabricate allegations of sexual abuse by
7 Rabbi Greer.
8 MR. ERRANTE: That is so -- well,
9 besides being incorrect, so --
10 MR. PONVERT: Attenuated.
11 MR. ERRANTE: Yeah, attenuated and --
12 MR. WARD: But yet relevant.
13 MR. ERRANTE: No, I think it's
14 really -- these questions about money are more
15 relevant to the suit you're trying to file against my
16 client. As opposed to this case.
17 MR. WARD: Is that the suit you were
18 going to try to combine with this action when we were
19 here last time?
20 MR. ERRANTE: If you ever
21 successfully serve it, we may in fact consolidate the
22 cases.
23 MR. WARD: Right.
24 MR. ERRANTE: For juducial economy.
25 MR. WARD: So it wouldn't be so

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1 attenuated then, would it?
2 MR. ERRANTE: If all that happens.
3 MR. WARD: If it arises out of the
4 same transaction and occurrence, it wouldn't be that
5 attenuated. And it also goes to the credibility of
6 the witness.
7 MR. ERRANTE: How much money he is or
8 isn't making goes to credibility?
9 MR. WARD: How much money he's
10 diverting from the Yeshiva of New Haven, Incorporated
11 over the years to the New Haven Torah Center,
12 Incorporated is relevant.
13 MR. PONVERT: I propose that you make
14 an offer of proof, we move on and we can have
15 Judge Shay rule on it. -
16 MR. WARD: This is a deposition, we
17 just move on anyway. Without an offer of proof.
18 MR. PONVERT: Understood. True, but
19 if you want to offer to it Judge Shay later on, you
20 better say something more important than you're saying
21 now.
22 MR. WARD: I'll argue it later on
23 with Judge Shay. Right now the rule is the deposition
24 moves forward. If you're instructing him not to
25 answer, you can do that and then we move on. This is

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1 a deposition.
2 MR. ERRANTE: We'll do it on a case
3 by case basis -- question by question basis.
4 MR. WARD: You are you instructing
5 him not to answer that question?
6 MR. ERRANTE: Not that particular
7 question.
8 Q. Okay. Do you receive any money from the
9 New Haven Torah Center, Incorporated?
10 A. No. Um, there was a time that I received a
11 check for $1,000.
12 Q. Okay. And what was that for?
13 A. I -- during the course of this past year,
14 from August, 2015, until April of 2016, the New Haven
15 Torah Center sponsored a Kollel, which is study, a
16 postgraduate study, a fellowship. There were six
17 members. I was one of the members. And I
18 participated on a daily basis without taking a salary,
19 for a number of months.
20 And then one month I took the regular
21 salary that all of the Kollel fellows were paid, which
22 is $1,000.
23 Q. Does Harold draw any money from the New
24 Haven Torah Center, Inc.?
25 A. No.

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1 Q. Does Dov?
2 A. No.
3 Q. Eliezer?
4 A. No.
5 Q. How is the New Haven Torah Center,
6 Incorporated funded?
7 A. Through fund raising, donations.
8 Q. Do you have to ask people for donations to
9 sustain the following: The Simchas BEis Hashova? I
10 apologize if I pronounced that incorrectly.
11 A. I don't -- no.
12 Q. So if your website mentions that, would
13 that be incorrect?
14 A. I didn't say that the website doesn't
15 mention it. I said that we don't fundraise for that.
16 Q. Do you ask people for donations to sustain
17 that event?
18 A. I don't think so.
19 Q. Okay. And that event is run by Daniel
20 Greer, correct? And his wife, Sarah?
21 A. It was hosted at their home. I don't
22 know -- this past year it was run by them. In
23 previous years, they asked their son, Dov, to oversee
24 it and to organize it.
25 Q. To your knowledge, does your website ask

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1 for donations to sustain the Sukkah Party?
2 A. That's the same thing.
3 Q. The Purim Galas?
4 A. The Purim Galas, we don't -- as far as I
5 know, we didn't raise any money for that.
6 Q. Through the New Haven Torah Center,
7 Incorporated?
8 A. That's correct.
9 Q. Okay. And the Lag B'Omer Barbecue?
10 A. We didn't raise money for that either.
11 Q. So if your website said something
12 different, that would be incorrect?
13 A. As far as I know, we don't raise money for
14 it. The website has -- the website has on it
15 photographs of those events, as events that we were
16 involved in running.
17 The Lag B'Omer event was organized by
18 Eliezer Greer, and the Simchas Beis Hashova as I said,
19 was organized by Dov Greer.
20 Q. Did you make any changes or ask for any
21 changes to the website between the first time you were
22 deposed in this matter and today?
23 Let me rephrase. Did you have a
24 discussion with anyone about changing the website
25 after your deposition began a week ago?

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1 MR. ERRANTE: About anything, or
2 about a specific thing?
3 MR. WARD: About changing the website
4 at all. In the last week?
5 A. I don't remember. I don't -- I don't
6 remember if I had a conversation within the last week.
7 Q. Okay. You don't recall having any
8 conversations since the deposition?
9 A. That's what -- that's what I'm saying.
10 MR. ERRANTE: Any conversation about
11 changing the website?
12 A. About changing the website, that's what I'm
13 saying, the deponent, I have been lead to believe that
14 the deponent has hijacked the name New Haven Torah
15 Center, which is an organization that he is not --
16 MR. ERRANTE: You're the deponent.
17 A. I'm sorry, I apologize, the defendant. I
18 apologize. That the defendant has utilized the name
19 New Haven Torah Center, which is an organization that
20 he's not a member of and does not control in any way.
21 And there were -- and that's something that is of
22 concern to me.
23 Whether I spoke with anyone about
24 changing the website after -- since the deposition
25 began on Monday, I don't remember if I had a

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1 conversation within the last week.
2 Q. Okay. To your knowledge, has the website
3 been changed in the past week?
4 A. I don't know.
5 MR. WARD: Can I have that marked.
6 (Defendant's Exhibit 1
7 Marked for identification)
8 Q. I want to you take a look at that and --
9 A. Uh-huh.
10 Q. I'll have some questions. Take as long as
11 you want.
12 A. Okay.
13 (Pause in the Proceedings)
14 A. Okay.
15 Q. Did you author that document?
16 A. I did.
17 Q. In what year did you compose that memo, if
18 you recall?
19 A. I don't. It was a while ago. I'm sure
20 that the -- I'm sure the defendant could figure that
21 out. I don't know.
22 Q. More than a year ago?
23 A. I believe so.
24 Q. More than five years ago?
25 A. More than five years ago --

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1 Q. Would have been about 2010, 2011?
2 A. I don't think so. I don't think so. It
3 was probably in 2013 or 2014 --
4 Q. Okay, that was that intended for?
5 A. Me -- these were notes that I took. To
6 prepare myself for a conversation.
7 Q. Who were you preparing for a conversation
8 for?
9 A. With Rabbi Hillel David.
10 Q. Okay. And this is 2013 or 2014, to the
11 best of your recollection?
12 A. Yeah. To the best of my recollection,
13 yeah.
14 Q. Okay. And in that memo, you say the
15 elementary --
16 A. These are notes, so that I would be
17 properly prepared for a meeting, when I was seeking
18 guidance from my Rabbi.
19 Q. Okay. And --
20 A. This is not for dissemination.
21 Q. So these were for you?
22 A. That's correct.
23 Q. These were your personal notes?
24 A. My personal notes, so that when I came to
25 the meeting, I would be -- I don't know if it was a

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1 personal meeting or on the telephone, but when I spoke
2 to the Rabbi, I would be prepared.
3 Q. Okay. Under paragraph 5, subsection 3, you
4 call the elementary school a mine field?
5 A. Yes.
6 Q. And under 1, you say Rebbetzin Greer, is
7 that Sarah Greer?
8 A. Yes.
9 Q. Why would Sarah Greer be a mine field?
10 A. She alone is not a mine field, she by
11 herself. It's not that there's a lot of -- there were
12 a lot of different forces and currents at play in the
13 elementary school. And so when I was contemplating
14 whether to get more heavily involved in the elementary
15 school, the fact that there were different currents to
16 navigate was something to be concerned about.
17 Q. Okay. How was she to be navigated?
18 MR. PONVERT: Objection.
19 Q. You have three subsections to the
20 elementary school as a mine field. I'd like to know
21 why the subsections.
22 A. Just the different personalities and how
23 the different personalities interacted and what they
24 wanted. And as I'm sure -- well, maybe you do, maybe
25 you don't know, but you know, people have strong, have

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1 strong feelings, certainly the Greers tend to have
2 strong feelings.
3 And getting involved in the middle,
4 where I'm dealing with Dov's children, because they
5 were in the school at the time, and Eliezer's
6 children, they were in the school at the time, and
7 Sarah Greer, who was both the grandmother and the
8 principal of the school, and the teacher, so there
9 would be a lot of different currents or ideas of what
10 was best, and those positions would be strongly held.
11 And trying to, if I were to -- gonna
12 get more involved in the elementary school, wending my
13 way through that given the fact that I was -- that I
14 had, you know, relationships that went back years with
15 all of those people, I wasn't convinced that that was
16 a very good idea for me. If I wanted to maintain
17 those relationships.
18 Q. Okay. And then you said Dov and Eliezer
19 are stagnating in that memo. What did you mean by
20 that?
21 A. I didn't feel that they were growing in
22 terms of their -- they have -- my own perception is
23 that they have a lot of abilities to participate and
24 give to the community, and be productive in the Jewish
25 community, and helpful. And my perception was that

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1 they weren't necessarily using their abilities to
2 their utmost.
3 Q. Okay. And under paragraph 6, subsection
4 2.1, back in 2013, you said you were -- still have
5 meddling from RDG. RDG, is that Rabbi Greer?
6 A. It is.
7 Q. The defendant, Daniel Greer; is that
8 correct?
9 A. That is correct.
10 Q. And you can't do all you want, but not
11 crazy?
12 A. Uh-huh. That meant that I couldn't run the
13 school the way that I wanted to, and I couldn't be
14 sure that students would be treated with respect and
15 dignity and wouldn't be insulted in public. But it
16 wasn't as crazy as it had previously been.
17 Q. So two years prior to these allegations,
18 you felt that Rabbi Dan Greer was meddling?
19 A. Well, I don't know that I would use that
20 word when I was speaking to someone. I don't think
21 that I would use such a word when I was talking to
22 someone in a public manner about him, but my own
23 thoughts, particularly when I was not feeling terribly
24 happy, yeah, was that I had a pretty good idea of how
25 to run a high school, and how to help children learn,

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1 and feel confident and happy about what they were
2 learning, and I couldn't always be sure that everyone
3 else in the building was gonna be accomplishing the
4 same goal.
5 Q. Okay. So at that point you felt that you
6 could run the high school better than Rabbi Daniel
7 Greer?
8 A. I did.
9 Q. And you felt that his involvement was
10 meddling, personally, because this was to yourself?
11 Right?
12 A. I don't want to quibble about the word
13 "meddling." I felt like his involvement was not
14 always a positive, it was not always a positive
15 influence on the school and on the students.
16 Q. If we move to page 2 of that memo, you
17 conclude with "It's hard to abandon something I have
18 grown up with and lived for so many years," right?
19 A. It's not a conclusion. It's another --
20 this is not a memo. In other words, so that's not a
21 conclusion. I did write that down on this piece of
22 paper, as -- when I am analyzing whether I should stay
23 put in New Haven, or whether I should -- I had three
24 different ideas of what I can do.
25 Those were my thoughts. Either I

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1 could stay in New Haven and continue to work in the
2 high school, I could stay in New Haven and start to do
3 other things, or I could leave New Haven, and try to
4 find a job elsewhere.
5 Q. So when you said "It was hard to abandon
6 something I've grown up with and lived with for so
7 many years," that was a counter to moving out of New
8 Haven, right?
9 A. Correct. That's why I would not want to
10 move. I had invested many years and many hours in the
11 school. And it was hard to walk away from that.
12 Q. So you didn't want to leave but you felt he
13 was meddling?
14 A. I didn't --
15 MR. ERRANTE: Object to the form.
16 You can answer.
17 A. I didn't say that it was leave or meddling.
18 I didn't want to leave because I had invested so much,
19 I had invested so much in the school and the
20 community. On the other hand, I didn't see that the
21 high school was going to grow.
22 And if you'll notice in the document,
23 it says here that there were six students this year
24 and seven the previous year and five the year before
25 that. So the school was very small. And I felt like

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1 I had abilities that weren't being used.
2 And so on the one hand, I was drawn
3 to stay. I had been there for many years, I was very
4 invested. It's hard to leave something you're very
5 invested in. On the other hand, is that really what
6 I'm supposed to be doing; running a school for six
7 students and hoping I'm able to do it in a way that's
8 proper? That's a hard question.
9 Should I be giving this to someone?
10 Q. You can leave it with -- is the reporter
11 keeping the exhibits?
12 MR. ERRANTE: There were no exhibits.
13 (Pause in the Proceedings)
14 Q. In the last week of April of 2015, did you
15 present Rabbi Daniel Greer with a proposed resignation
16 as president of the Yeshiva of New Haven,
17 Incorporated?
18 A. No.
19 Q. Did you have one drafted?
20 A. In the last week of April of 2015, I don't
21 believe so.
22 Q. Let me just ask, at any time in 2015, did
23 you ever present Rabbi Daniel Greer with a document
24 asking him to resign as president of the Yeshiva of
25 New Haven, Incorporated?

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A. Yes.
Q. Do you recall when that was?
A. In May.
Q. Okay. Was the document prepared in April?
A. I don't believe so. But I -- I don't believe so. I believe it was prepared in May.
Q. Does it ask for his resignation as of May 1st?
A. I don't remember.
Q. Okay. Did you prepare a document asking him to appoint Aviad Hack as principal of the Yeshiva of New Haven?
A. Yes.
Q. That first week of May?
A. Yes, I did.
Q. Did you prepare a document asking him to resign from the Board of Directors of the Yeshiva of New Haven, Incorporated?
A. Yes, I did.
Q. And did you prepare a document asking for a Power of Attorney to act on behalf of his wife for purposes of her resigning at the Yeshiva?
A. I don't remember exactly what was in the document. It's possible that that was in the document.

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Q. Did you prepare a quitclaim deed, so he would quitclaim any and all interests of the Yeshiva of New Haven, Incorporated to another company, controlled by you?
A. I do not remember doing that.
Q. Okay. Did you actually prepare those documents or did you have an attorney prepare those documents?
A. Whatever document I handed to Daniel Greer in May, I prepared all by myself. So whatever it was that I handed him, and I -- I prepared myself.
Q. Including the Quitclaim Deed?
A. I don't remember that there was a quitclaim dealed. Maybe -- but I don't remember a Quitclaim Deed, but I do know that I didn't have any attorney.
Q. Okay. Was it your recollection that Mr. Greer, or Daniel Greer refused to sign those documents?
A. He refused to accept them. He refused to accept them. And he certainly refused to sign them.
Q. And all of those documents were prepared and given to Daniel Greer prior to the Plaintiff retaining an attorney to file this Complaint; is that correct?
A. I couldn't know when the Plaintiff retained

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an attorney.
Q. Okay. You had said that the first time your relationship with Daniel Greer allegedly took on a sexual angle was a spring Friday in '91 or '92.
A. Yes.
Q. And then you went on to say it was April or May of that year?
A. Yeah.
Q. Do you recall whether that was '91 or '92?
A. Right now I don't. And I -- I do not recall.
Q. Okay. Well, I'm gonna try and see if we can shake your recollection a little bit. In '92, you graduated from the Yeshiva of New Haven, Incorporated?
A. That's correct.
Q. Okay. And you had said that -- that would have been June of '92, right?
A. Yes.
Q. So the your first time the relationship took on a sexual angle, it would have been May of your senior year if it was '92?
A. That's correct.
Q. Do you recall whether it was right before graduation?
A. No. Graduation wasn't really a major deal

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for us. The high school, my class was myself and Daniel Greer's son, and we were so involved in the school, and the Synagogue, that graduation was like okay, school is over. I don't even think I received a diploma until three years later, because no one bothered to print one and sign it.
Q. Okay.
A. Is --
Q. You had also said later that while you were a student, your sexual encounters or alleged sexual encounters with Daniel Greer was not more than 50. And it moved slowly in the beginning. So if this was April or May of '92, and you had 50 encounters --
A. I said not more than.
Q. During high school?
A. I said not more than. I don't remember how many there were.
Q. Okay.
A. And the reason I was very careful about that is because I can't remember right now whether it was in '91 or whether it was in '92.
Q. So if it was in '92, there's no way it would have been 50?
A. That's correct.
Q. Because that would have been every other

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1 day?
2 A. Correct. Absolutely true.
3 Q. Okay. And you were definitively out of the
4 high school in June of '92?
5 A. I graduated in June of '92, yes.
6 Q. And you were no longer a student there?
7 A. I was no longer a student. I mean I -- at
8 that point I -- I had a very strong relationship with
9 the school but I was no longer a student as of June,
10 in the school as of June of '92, that is correct.
11 Q. Okay. So if it was June of '92, and that
12 event --
13 A. April or May of '92.
14 Q. I'm sorry, you graduated in June, and this
15 event occurred in April or May of '92, would the
16 encounters have been fewer than one?
17 A. Well, it certainly wouldn't have been fewer
18 than one.
19 Q. Well, May --
20 A. More than one, probably. Honestly, I don't
21 remember. I don't remember if there was -- it was for
22 sure more than one. Because he -- it was for sure
23 more than one because there were -- even if it was in
24 '92 --
25 Q. I'm only talking while you were a student.

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1 A. I know. I know.
2 Q. Okay.
3 A. I know. I don't -- I don't remember.
4 Q. Fewer than five?
5 A. Again, I don't remember exactly how many
6 there were.
7 Q. Well, you definitely remember fewer than
8 50?
9 A. That's correct. We're talking in a span of
10 two months, that happened 24 years ago. And you're
11 asking me to remember from 24 years ago precisely in a
12 two-month period of time how many encounters there
13 were. That's -- that's not the easiest thing to do.
14 Q. You recalled every address with perfect
15 clarity, that's why I'm just trying to figure that
16 out.
17 A. Because that relationship, I did not say
18 that that -- I was very specific. Those addresses
19 were not all the addresses during the time I was a
20 student. Those are addresses, and there are more that
21 I can add, right, but I can tell you those are
22 addresses over a span of relationship that was at
23 least 12 years long.
24 Q. Well, you also said that it moved slowly in
25 the beginning?

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1 A. Yes, that is correct.
2 Q. So if it was '92, could it have been fewer
3 than five encounters, if you graduated in June?
4 A. It could have been, yes, it could have
5 been.
6 Q. Okay. Could it had have been '93? Again,
7 it's 20 years ago.
8 A. No. Because I -- Daniel Greer got me
9 tickets, took his son, Dov, and myself, as guests, to
10 the 1992 Democratic National Convention in Madison
11 Square Garden. And I know that that relationship
12 began before that. And that convention was in 1992.
13 We were at the convention the night
14 that Bill Clinton was nominated. We had to leave
15 beforehand.
16 Q. Do you recall when the convention was held?
17 A. I don't. I'm sure it was in the summer of
18 '92. That's when conventions are held.
19 Q. So that would have been after you
20 graduated?
21 A. Correct. Oh, I -- yeah, absolutely.
22 Q. And that incident you think occurred
23 prior --
24 A. Correct. By the time --
25 Q. -- to the Democratic National Convention?

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1 That's the event you tie it to?
2 A. Correct. By the time I went -- that spring
3 Friday happened before the Democratic National
4 Convention in 1992.
5 Q. And that's how you recall it?
6 A. Yes. And I remember, I remember Daniel
7 Greer telling me at one point in our relationship,
8 that it was hard for him to avoid it until I turned
9 16, because 16 in Connecticut is the age of consent.
10 Q. Let me ask you another question then. So
11 can we rule out '91 at this point?
12 A. No. Because I was 16 in '91 and it was
13 very clear that it was hard for him to wait until I
14 was 16 before he began the sexual relationship. He
15 told me that.
16 Q. But yours first encounter was it looks like
17 right before the democratic National Convention?
18 A. No. I didn't say that. My first encounter
19 was in April or May either of '91, when I was 16 or of
20 '92. Because I know that it didn't start before I
21 turned 16. And I know that it started by the
22 Democratic National Convention in 1992.
23 Q. Okay. So let's see if we can ask it a
24 different way then. You said an administrator who
25 lived in the house behind your parents asked you to

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1 man the door?
2 A. That's correct.
3 Q. Who was that administrator?
4 A. Daniel Beizer.
5 Q. Okay. Did Mr. Beizer ask you to man the
6 door often?
7 A. Yeah. It was -- I mean Dov and I were very
8 involved in school. Yes, that was not an infrequent
9 thing.
10 Q. Which door?
11 A. The front door of the school. I would
12 be -- I would sit in the secretary's office, so that
13 if someone were to ring the bell, I would be able to
14 let them in.
15 Q. Okay. And this was a Friday evening, or
16 afternoon?
17 A. No. It was Friday afternoon.
18 Q. What time does school get out in April or
19 May of '92?
20 A. I don't know.
21 MR. ERRANTE: Or '91.
22 Q. Or '91?
23 A. I don't know. Probably 2:30, 3:30. I
24 don't know.
25 Q. Well, you were weren't the assistant, you

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1 were a student there?
2 A. Yeah.
3 Q. So school is out out 2:30, 3:30?
4 A. High school, I think Dov and I got out
5 earlier. The elementary school I think got out at
6 3:30, I don't know.
7 Q. Was the high school empty after 3:30?
8 A. You have to understand, the high school is
9 at that point, Dov and me, and if it was '92, Elisha,
10 my brother, that's it. It's not like the high school
11 was empty of hundreds of students.
12 Q. Was the entire building empty?
13 A. Yes.
14 Q. So more likely 2:30, 3:30?
15 A. Yeah. When I was there, the building was
16 empty.
17 Q. Okay, and was Dan Beizer in the building?
18 A. No. That's why he asked me to man the
19 door.
20 Q. What did he do, he called you?
21 A. Yeah. I think so. Yeah.
22 Q. You had your bike with you, because you
23 rode your bike home?
24 A. I rode my bike. He called me when I was at
25 home. Either called me when I was at home or he asked

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1 me earlier in the day to please take care of the door
2 in the afternoon. And I rode my bike to school, and I
3 got there and Daniel Greer came and met me, and then I
4 rode my bike home afterwards.
5 Q. So you ride your bike to school.
6 A. Uh-huh.
7 Q. Sometime after 2:30?
8 A. Yeah.
9 Q. To play it safe?
10 A. Yes.
11 Q. And you're manning the door. Did you have
12 a key to the front door?
13 A. Yeah.
14 Q. Does the door automatically lock?
15 A. Yes.
16 Q. So the purpose of manning the door after
17 2:30, which was an empty building and everybody was
18 gone would be what?
19 A. If someone were to drop off a package. It
20 was the season, it was at the time of year during --
21 leading up to the school's annual fund-raising event,
22 and I believe Dan Beizer was waiting for a package,
23 and wanted someone there to, you know, when the mail
24 came or the UPS or whatever it was.
25 Q. And you said he asked you often to man the

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1 door?
2 A. It was not an uncommon thing. I can't say
3 that it happened every single day but it wasn't
4 uncommon at all that in an afternoon, or in an evening
5 to man the door, to answer the phones, to substitute
6 teach, to organize something in the kitchen.
7 I have mopped, at that age there were
8 times I mopped the floor when the janitor wasn't
9 available. All sorts -- Dov and I felt very connected
10 and attached and so whenever there was something in
11 the school or in the synagogue that needed to be done,
12 we felt -- we took care of it.
13 Q. How often would Beizer ask you to man the
14 door?
15 A. He might, Daniel Greer might. A lot of
16 people might.
17 Q. Just basically Beizer?
18 A. I don't remember.
19 Q. Okay. More than 50 times?
20 A. I don't remember.
21 Q. More than a hundred?
22 A. Probably not. I mean that's a lot of times
23 and there was a secretary, so --
24 Q. Okay.
25 A. Not terribly likely.

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1 Q. And the school was empty at the time?
2 A. The building was empty.
3 Q. This was a Friday, right?
4 A. It was.
5 Q. Were services held in the school on Friday
6 evenings?
7 A. They were.
8 Q. So were people coming for services that
9 evening?
10 A. That night, that evening they came, yes,
11 services were probably around 7:30.
12 Q. So this all occurred somewhere between 2:30
13 and 7:30?
14 A. Oh, yes, absolutely.
15 Q. And I'm asking this, I don't know the
16 answer to it, when services begin, at what point are
17 you -- are you allowed to ride your bicycle?
18 A. No.
19 Q. Are you allowed to --
20 A. No. When I came for services that evening,
21 I would have walked or been driven by my father to
22 services. I would have been wearing my -- I was
23 wearing my Sabbath -- you know, in those days I didn't
24 wear a suit and tie during the week, I was wearing a
25 suit and tie --

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1 Q. Your best clothes?
2 A. Yeah. By the time I left -- I left the
3 building, I left the school building that day, with
4 enough time that I got home, and it's a one or two
5 minute bike ride from the school building to my
6 parent's house.
7 I got home such that it didn't raise
8 my parent's eyebrows. It wasn't like I showed up 15
9 minutes before prayer service, needing to shower, you
10 know, needing to shower and get ready for services.
11 Q. Okay. And you said you would mop the floor
12 when the janitor wasn't there, and this all occurred
13 in the janitor's apartment?
14 A. Yeah, I remember mopping the floor once. I
15 did all kinds of stuff.
16 Q. And did the janitor live on the premises?
17 A. There wasn't a janitor who lived on the
18 premises in those days. There had been, when I was
19 younger, there had been a janitor who lived on the
20 premises. And at some point he retired. I believe he
21 moved to Florida and they were unable to find, at
22 least what I was told is that they were unable to find
23 anyone else to occupy those premises.
24 Q. Okay. You also said that when it was over,
25 the administrator came to ask you -- the administrator

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1 was angry at you?
2 A. Correct.
3 Q. Daniel Beizer was angry at you?
4 A. That's correct.
5 Q. Where did you run into Daniel Beizer?
6 A. I don't remember if I saw him or if he
7 called me on the phone or if he yelled at me after --
8 either before or after services that evening. But I
9 remember him saying to me "I asked you to man the
10 door."
11 And whatever it was that he was
12 waiting for, the package or the delivery or the
13 person, whatever it was, had come, and rang the bell,
14 or at least he told me that the person had come and
15 rang the bell, and had not been able to get in, and he
16 was very upset about that.
17 Q. So he found out from somebody else that the
18 person had come to deliver his package?
19 A. That's what he told me.
20 Q. And if Mr. Beizer recalled this event
21 occurring in '93, then it wouldn't have been in '92?
22 A. If Mr. Beizer recalled that in '93, then I
23 guess -- I mean that would be his recollection.
24 Q. Okay. And you would not have been in high
25 school in '93?

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1 A. I was not in high school in '93.
2 Q. Okay. And I know I asked this, but I think
3 you said you never had a relationship, a sexual
4 relationship with Daniel Beizer, correct?
5 A. That is correct.
6 Q. Okay. You also said "If by sex, you mean
7 he penetrated me with his member, then that never
8 happened," and you were referring to Daniel Greer,
9 right?
10 A. Yes.
11 Q. So Daniel Greer has never penetrated you
12 with his member?
13 A. He tried.
14 Q. But he never has?
15 A. Right. He tried in the shower of 278
16 Orange Street.
17 Q. But he never has?
18 A. That's correct.
19 Q. You also testified that you knew the bed
20 was in the janitor's apartment before you walked into
21 the room. How did you know that?
22 A. I'm sure I had been in that room.
23 Q. Is that room locked?
24 A. Yeah. I had access to the key and no
25 one -- and everybody knew that Dov and I had, you

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1 know, we had keys to the office.
2 Q. So you had keys to everything?
3 A. A lot of things. I don't know about
4 everything.
5 Q. The janitor's room?
6 A. No. But the key to the janitor's room was
7 in the office, in the key box, and we were allowed to,
8 you know, when we needed to, to take keys from there.
9 Q. So why would you have gone into the
10 janitor's room before?
11 A. I believe there were files stored there.
12 And probably Daniel Greer asked me to.
13 Q. Okay. And you said that you don't believe
14 there was anybody else besides Eliyahu, the Plaintiff,
15 and yourself, is that correct?
16 A. I don't know of anyone else is what I said.
17 Q. All right.
18 A. I don't know of anyone else with whom
19 Daniel Greer had a sexual relationship.
20 Q. And that event in the janitor's room was
21 definitively the first time it took a sexual angle?
22 A. Yes.
23 Q. Okay.
24 A. He one time wrestled with me on a Lag
25 B'Omer outing before that, and afterwards, said

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1 something about it. But at the time that it took
2 place, I didn't feel any sexual contact.
3 Q. That was just wrestling then?
4 A. That's correct. And not a nasty way, he
5 wasn't trying to hurt me or anything.
6 Q. And then you testified that the
7 relationship continued until, your relationship or
8 alleged relationship with Greer continued until 2004,
9 right?
10 A. Yes.
11 Q. And it stopped when you gave your current
12 wife a ring?
13 A. That's when -- it actually stopped a little
14 bit before then. Probably a couple of weeks before
15 then.
16 Q. Okay.
17 A. That was circumstantial, that it stopped
18 before then. A couple of weeks before then.
19 Q. And you also said that the sun rises every
20 day, and it was sort of the like meeting with Greer
21 every week, right?
22 A. Yeah.
23 Q. Okay. But you didn't meet with him every
24 week, correct? Starting in '92, you spent a year at
25 the Yeshiva in Munsey, until June of '93?

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1 A. I came home every weekend.
2 Q. Okay. And Saturday would be the Sabbath,
3 starting on Friday night?
4 A. We used to come home on Friday afternoon,
5 and we would head back to school on Sunday morning.
6 And Saturday night, there was more than enough time
7 for a meeting. But it wasn't every week at the
8 beginning. I testified to that last week.
9 Q. You also said the sun rises every day and
10 you met with him every week. You compared it to the
11 sun rising.
12 A. No. As I said very clearly, the
13 relation -- I was very clear last time, the
14 relationship progressed. I don't remember how quickly
15 it progressed until there were weekly meetings. I do
16 know that for many years there were weekly meetings.
17 Whether in the school year of '91/92, if it started in
18 '91, and whether in '92/93, at that point I don't
19 believe there there were weekly meetings, but I don't
20 remember how quickly they become weekly meetings.
21 Q. And as of '92, you had graduated?
22 A. Yes.
23 Q. Okay. And in September of '93, to June of
24 '94, you were with the Yeshiva in Jerusalem, correct?
25 A. Correct.

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1 Q. So I assume there were no weekly return
2 homes at that point?
3 A. No. Absoultely not. I came home only for
4 Passover. That year Daniel Greer came with his
5 familiar and visited in January of that year, came to
6 Jerusalem.
7 Q. And then you went to Yale for --
8 A. And he told me at the time that he didn't
9 really -- he didn't want to touch me then because I
10 looked so unhappy that he was put off, because I was
11 so down.
12 Q. And that was while you were in Israel?
13 A. That's correct.
14 Q. Okay. And that was when? Long after you
15 had graduated, right?
16 A. A year and a half after I had graduated,
17 yes.
18 Q. So everything else was after you graduated,
19 and the weekly meetings were after you graduated?
20 A. Yeah. Well, again, I don't remember when
21 they became weekly. I can't tell you that. And it
22 could have been that they were originally weekly and
23 then it got to be more spaced out because I was in
24 Munsey, and so I was only home for the weekends and he
25 couldn't space it in every single weekend. I don't

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1 remember precisely.
2 Q. But all of that would have occurred after
3 graduation?
4 A. Again, I just said to you I don't recall
5 precisely, and then you're just saying to me all of
6 that. When I just said to you that I don't remember
7 exactly the progression, so it's a little hard for me
8 to understand what the purpose of the question was.
9 MR. ERRANTE: And "all of that,"
10 you really should define what you mean by "all of
11 that."
12 Q. Let me back up. So you don't recall
13 whether or not it was '91 or '92?
14 A. That's correct.
15 Q. '91 you definitively would have been in
16 high school, right?
17 A. It was as I had said, Daniel Greer said to
18 me that he -- that it was hard for him, he was so
19 drawn to my body, that it was hard for him to wait
20 until I turned 16. I turned 16 on February 13th,
21 1991.
22 So that means, and I know for sure
23 that the first time was a Friday in the spring. So it
24 would not have been before the spring of '91, when I
25 was 16.

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1 I also know that by the time I went
2 with Daniel Greer to the Democratic National
3 Convention in 1992, the relationship had started. So
4 therefore, it either started in April or May of '91,
5 when I was 16, and a junior in high school, or in
6 April or May of '92, when I was 17, and a senior in
7 high school. I don't remember how quickly the
8 relationship moved to weekly meetings.
9 I -- I don't remember. I remember
10 the -- you know, I remember -- I remember that there
11 were continual meetings. I do not remember when it
12 became a weekly thing, that was as immutable or that
13 was as immutable as the sun rising on a daily basis in
14 the east.
15 Q. So let me just start -- you said a lot.
16 You turned 16 in February of '91.
17 A. Yes.
18 Q. Okay. And it could have been May of '91,
19 right?
20 A. It could have been.
21 Q. So then it would have continued all through
22 your senior year before the Democratic National
23 Convention?
24 A. That's correct.
25 Q. But you do not recall any specific events

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1 your senior year? That was your senior year of high
2 school, you don't recall any specific sexual
3 encounters with Daniel Greer your entire senior year?
4 (Pause in the Proceedings)
5 A. I'm trying to remember things that happened
6 during my senior year to see if I can jog my memory.
7 Q. Take your time.
8 A. I can't remember anything specific.
9 Q. You do definitively remember it was
10 sometime before the Democratic National Convention in
11 the summer of '92?
12 A. Yes.
13 Q. And you graduated in June of '92?
14 A. Yes.
15 Q. Did Rabbi Beizer live at 33 Pendleton
16 Street?
17 A. He did.
18 Q. Did you buy his half share of 33 Pendleton
19 Street eventually?
20 A. I did, at the request of Daniel Greer.
21 Q. Did you buy it from Daniel Beizer?
22 A. I did.
23 Q. Did you ever work with Daniel Beizer after
24 graduating?
25 A. Work with him? Well, I worked, I did -- he

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1 continued the work at the school. And I worked at the
2 school too, and we worked together on things.
3 Q. On a daily basis?
4 A. I don't know if it was daily. But I -- I
5 did work with him.
6 Q. Okay. You had testified on direct that you
7 had told Greer for many years that "My relationship
8 with him would end when I got married." And you felt
9 strong enough to do this because it was so far in the
10 distant future.
11 A. Yes.
12 Q. Okay. How many years had you told Greer
13 that your relationship with him would end when you got
14 married? You had said many.
15 A. Yeah. I don't remember exactly the number
16 because the relationship started long before marriage
17 was on the scene. But it was -- it was at least
18 seven.
19 Q. Seven years?
20 A. At least.
21 Q. At least, okay.
22 A. Yeah. Because I started dating when I was
23 23.
24 Q. Okay.
25 A. And it was before then.

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1 Q. And the relationship ended in 2004, right?
2 A. That's correct.
3 Q. So seven years before 2004, just help me
4 out here.
5 MR. ERRANTE: 1997.
6 MR. WARD: Thank you.
7 Q. So it was around 1997?
8 A. Could have been before that. I know that I
9 had said it by the time I started dating, and I
10 started dating in '98.
11 Q. Okay. You were engaged in late 2001 you
12 said, right?
13 A. I was.
14 Q. So if you were telling him since '97, that
15 when you were engaged, it would end, why didn't you
16 terminate it in 2001?
17 A. Because I wasn't married yet. And because
18 that engagement, that engagement, even when I entered
19 into that, that engagement was not -- let's just say
20 not that solid. It was certainly a mistake on my
21 part.
22 And I thought about saying to him
23 well, hey, I'm engaged, but as he was my Rabbi and
24 trusted adviser, he knew that I wasn't so happy, and I
25 didn't -- I didn't feel strong enough that I would be

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1 able to stand up to let's end this right now, if he
2 was gonna say to me well, you're gonna break the
3 engagement.
4 Q. Actually what you had said is "I told him
5 when I gave a ring, that would be the end of the
6 relationship." Did you give a ring in 2001?
7 A. No, I did not.
8 Q. Okay. You never gave a ring in 2001?
9 A. I did not give a ring in 2001, that's
10 correct.
11 Q. Okay.
12 A. I'm not sure why the question needs to be
13 asked a second time when I just answered it.
14 Q. Who were you engaged to in 2001?
15 A. Her name was Hannah Sarles, S A R L E S.
16 Q. Forgive me for asking, but how do
17 engagements usually go? Are there parties thrown,
18 engagement parties, things like that?
19 A. Usually there's a party. In my case Hannah
20 was from LA, the LA area of the valley. And there was
21 a party -- there was gonna be a party at my parent's
22 house and then a party in the valley in California.
23 And there was a party in my house, my
24 parent's house, and then it broke up before the party
25 in California.

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1 Q. Okay. And so when somebody gets engaged,
2 everybody throws a party, or each parent throws a
3 party?
4 A. It depends.
5 Q. Is that the general custom or tradition?
6 I'm asking about general custom and tradition.
7 A. Totally fine. It depends really on the --
8 it depends really if, when I gotten engauged to my
9 wife, who is from Rhode Island, so there was no need
10 for two celebrations, because we lived close by, but
11 when I gotten engaged to a girl who is from
12 California, so her parents wanted to make something
13 there for all of their friends. So we were gonna have
14 one celebration in Connecticut, and then another
15 celebration in LA.
16 Q. So there is a tradition that there is some
17 sort of celebration upon the engagement?
18 A. That's correct.
19 Q. And you actually had that that celebration,
20 when you got engaged in 2001, at least at your
21 parent's house?
22 A. I did, yes.
23 Q. Okay. Did you purchase a ring and just not
24 give it to her?
25 A. Nope. I didn't even make an appointment to

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1 see my great uncle, who was a -- who was the one that
2 we bought rings from, because he was a jeweler.
3 Q. Okay. So that first engagement, even
4 though you had said it for many years, when I get
5 married it's gonna terminate, you didn't terminate at
6 all in that first engagement?
7 A. That's correct.
8 Q. When did you give your wife a ring in 2004?
9 A. The very end of July. It was the day
10 that -- Dov Greer's oldest son had a -- what's called
11 in Pidyon Haben, which is P I D Y O N, H A B E N. He
12 had a -- that celebration 30 days after he was born.
13 I gave my wife a ring the morning of that celebration.
14 MR. ERRANTE: Late July would be
15 sufficient to answer the question.
16 A. Late July or early August.
17 Q. Okay. And you were married in August,
18 right?
19 A. August 15th.
20 Q. Okay. So as a tradition, the ring comes
21 that close to the wedding, is that --
22 A. We were only engaged for eight weeks. We
23 got engaged at the end of one school year and I wanted
24 to get married before the beginning of the next school
25 year. So we were engaged eight weeks to the day.

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1 Q. Why did you feel you had to terminate a
2 relationship when you got married?
3 A. There was no way that I was going to have a
4 sexual relationship with Daniel Greer while I was in a
5 marriage.
6 Q. Is it specific to Daniel Greer or any
7 gentleman?
8 A. I never had a sexual relationship with any
9 other man. So it was inconceivable to me that I would
10 do that.
11 Q. So you've never had a sexual relationship
12 with any other man?
13 A. That's correct. I testified to that last
14 week.
15 Q. What you testified to last week was that
16 you never had a sexual relationship with any students?
17 A. Okay. I remember it differently, but be
18 that as it may.
19 Q. Is it your testimony today that you've
20 never had a sexual relationship with any other man?
21 A. That is correct.
22 Q. You also testified that Rabbi Greer had a
23 habit of giving alcohol to minors at the School?
24 A. Yes, that's true.
25 Q. Did you ever give alcohol to minors at the

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1 school?
2 A. Yes.
3 Q. Did you ever give alcohol to Yossi Berger?
4 A. I allowed -- I was present when -- I was
5 present when Yossi Berger had alcohol with Daniel
6 Greer's knowledge.
7 Q. Was that at your home?
8 A. No.
9 Q. Did Yossi Berger drink so much alcohol at
10 your home that he had to be taken to Yale-New Haven
11 Hospital, when he was a student?
12 A. No. May I take a break for a minute
13 please?
14 THE VIDEOGRAPHER: Off the record at
15 10:25 a.m.
16 (Recess taken)
17 THE VIDEOGRAPHER: On the record at
18 10:42 a.m.
19 Q. Okay. I know you gave these during your
20 direct, these are the locations of the alleged sexual
21 encounters you had with Daniel Greer.
22 A. Yes.
23 Q. But you said you couldn't tell which was
24 when you were a student and which was when you were
25 not a student?

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1 A. That's correct.
2 Q. So I would like to take some of them
3 location by location, to see if we can identify them
4 that way, okay?
5 A. As to when I -- whether I was --
6 Q. Was a student.
7 A. Was a student.
8 Q. Let me try.
9 A. Well --
10 Q. The hotel in Port Smith, New Hampshire?
11 A. I was not a student.
12 Q. Okay. See, you can do it. The hotel in
13 Plymouth, Massachusetts?
14 A. I was not a student.
15 Q. Okay. The hotel in Cape Cod?
16 A. I was not a student.
17 Q. The hotel in Missouri?
18 A. I was not a student.
19 Q. The hotel, or the Holiday Inn in Cromwell?
20 A. I don't remember.
21 Q. The Cheshire Inn Motel?
22 A. I don't remember.
23 Q. Motels in Branford?
24 A. I don't remember.
25 Q. Edgewood Park?

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1 A. I believe so.
2 Q. You believe what?
3 A. I believe that that was a location when I
4 was a student but I'm not 100 percent sure.
5 Q. Do you recall when that occurred?
6 A. That only -- Edgewood Park only occurred
7 when it was warm. Wouldn't have been in the middle of
8 the winter. But and it was only, those were only at
9 night. So if this relationship began in '91, then
10 there would have been -- you know, there would have
11 been enough time for it to have gotten to Edgewood
12 Park.
13 If it began in '92, then it probably
14 didn't get -- it probably didn't get to Edgewood Park
15 while I was still a student.
16 Q. Vacant land owned in Bethany?
17 A. I was not a student then. Yeshiva didn't
18 own the land at that time.
19 Q. 278 Orange Street?
20 A. Very possibly.
21 Q. Possibly a student?
22 A. Yeah. Very possibly.
23 Q. But not sure?
24 A. Yeah.
25 Q. 139 West Park Avenue?

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1 A. No.
2 Q. Not a student?
3 A. I was not. Apologize, let me be more
4 clear. No, I was not a student when that happened.
5 Eliyahu was a student when that happened.
6 Q. 203 Norton?
7 A. I don't think that -- I don't believe that
8 that occurred when I was a student.
9 Q. 77 Elm?
10 A. That's 777 Elm. Very possibly that I was a
11 student.
12 Q. Okay. Is that the same location where you
13 allowed [redacted] to stay an evening in the guest room?
14 A. So that is a three-family building.
15 There's three apartments. Those apartments have all
16 been vacant and those apartments have all been vacant
17 for many years. And the students, when they needed a
18 place to be, such as, you know, a student when they
19 needed an in-house suspension would have been sent to
20 the third floor, and the place where I met Daniel
21 Greer was the first floor.
22 Q. Was there a location where it was a guest
23 apartment for people coming in out of town, with a
24 guest book, signing in and signing out?
25 A. Again, that was the third floor.

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1 Q. That was the third floor.
2 A. There were guests also that used the first
3 floor. I don't know that there was a guest book
4 there.
5 Q. Did you ever set up [redacted] third floor of
6 that place for an evening?
7 A. Didn't you ask me that question before?
8 Q. I did. He was on the third floor then if
9 he stayed there?
10 A. If he stayed there when he was a student,
11 it would have been the third floor.
12 Q. Okay. 74 Irving?
13 A. That's very possibly occurred when I was a
14 student, and 66 Irving. Also it's very possible that
15 occurred when I was a student.
16 Q. When you say possible, it means you just
17 don't know.
18 A. It means I just don't remember. But those
19 were locations where I had meetings with Daniel Greer
20 very early in the relationship. So --
21 Q. Okay. You said you learned of Eliyahu's
22 claims in 2003, the beginning of his 11th grade or the
23 end of his 10th grade, correct?
24 A. Yes.
25 Q. And you initially said "Because I saw all

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1 the signs. He was spending a lot of time with Eliyahu
2 Mirlis and too much of an interest in Eliyahu Mirlis?"
3 A. Yeah, and the way that they -- the way that
4 he was interacting with him, and yeah, that's how I
5 knew that something was up. I saw -- you know, I saw
6 Daniel Greer's car parked in places that it was clear
7 that he was in one of the, one of the apartments.
8 And --
9 Q. Could he be in the apartments for other
10 reasons?
11 A. At 1:00 o'clock at night, no. He never --
12 he never would have gone into those apartments at
13 10:00 o'clock at night for any other reason.
14 Q. Eliyahu didn't have a car?
15 A. No.
16 Q. And you do not know whether Eliyahu was in
17 there with him?
18 A. Well, I knew he wasn't in the dorm and
19 there were times that it was obvious to me that he had
20 been.
21 Q. Okay. Before I go here, I just want to --
22 you got the Notice of Deposition, right?
23 A. Yeah.
24 Q. Okay. And you were asked to bring with you
25 all documents in your possession, or control,

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1 concerning or referencing or pertaining to suspected,
2 alleged, confirmed acts or incidents of sexual
3 behavior between Rabbi Daniel Greer and one or more
4 minor boys at any time, correct?
5 A. Yes.
6 Q. And you brought nothing with you last time?
7 A. That is correct.
8 Q. So you don't have anything?
9 A. That is correct.
10 Q. Okay. And --
11 A. To my knowledge.
12 Q. Okay. And you have no documentation at
13 all to support any of the claims that you're making?
14 A. Not that I know of.
15 Q. All those hotels, never thought to get a
16 receipt or save a receipt in case you may --
17 A. How I would have gotten a receipt? I
18 didn't pay for it. I had great respect for him. I
19 wasn't --
20 Q. I know, you said that.
21 A. Yes, I know. It's true.
22 Q. So other than spending a lot of time, too
23 much of an interest, now you've added the way he
24 interacted with him, those were the telltale signs?
25 A. Those were the telltale signs that got me

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A. He did say that.
Q. Right.
A. And he accepted what I said.
Q. And if he had, was just a mentor to Eliyahu and he was just a mentor to you, and there was never any sexual contact between you and him or you and Eliyahu, "well, then you're a smart man" means he's mentored both you and Eliyahu?
A. Why would I object? If there was no sexual contact, why would I object to having a hotel room paid for bay him?
Q. Because you had a date with your wife to be.
A. I slept in the hotel that night anyway.
Q. Your initial reason was "I was going on a date with my wife and couldn't go up." Not because of the two mistresses?
A. No. No. I went that night. I went that night.
Q. Oh, you did go up there?
A. Yeah, and I attended the job fair on Friday morning.
Q. So you went up Thursday night?
A. I did.
Q. Okay. With your wife to be?

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A. Absoultely not. That would not be appropriate.
Q. Well, the last time we were here, you said "I was going on a date with my wife Thursday night and not going up Thursday night?"
A. No. Thursday night my wife at the time was living in Queens, I was living in New Haven.
Q. Right.
A. We met at the rest area on the Merritt Parkway, Hutchinson River Parkway, around Exit 25, we drove together to West Point. We walked around the grounds at West Point. She brought dinner. We had deli sandwiches.
Then I drove her back to the rest area, the Hutch. And she went back to Queens. And then I had to figure out what I was doing. I didn't really want to pay for a hotel room. I knew that I had to, as part of my job I had to be at the job fair which is up in the Catskills on Friday morning.
So I wasn't sure, I figured I would drive up to the, I would drive up there and find some cheap are place to stay, because the Friar Tuck is not so expensive.
By the time I go up to the Friar Tuck that night it was late, 2:00 o'clock in the morning,

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1:00 o'clock in the morning, something like that. And I walked in and I said are there -- and I talked to some people, the front desk was closed but I schmoozed with some of the people there and they were able to get me a room.
Q. So you did go up Thursday night -- well, early Friday morning?
A. Yeah. By the time I fell asleep, it was probably 3:00, something like that. I did, yes, and then I attended the job fair on Friday.
Q. Okay. And to be clear, Eliyahu never came, again?
A. Correct. Daniel Greer was very upset about that.
Q. Okay. And the second incident occurred at, when Greer allegedly told you "You know I do this with Eliyahu too"?
A. Yup, and he told me that and he told me that he -- even though Eliyahu, he liked Eliyahu's body more than mine, but I had more depth to me as a person, and I was, you know, I -- I was a better human being, even though his body was better than mine.
Q. And that conversation took place at 139 West Park Avenue?
A. No. No, no. 139 was a separate incident.

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What happened at -- with regard to 139 West Park Avenue, as I testified --
Q. I'm sorry, let me back up to that second incident.
A. Sure, absolutely.
Q. When did that conversation take place?
A. I don't remember. It was during one of -- during one of my weekly encounters with Daniel Greer.
Q. And how old were you at that time?
A. Well, it was between 2000 and -- it was between when I found out and 2004, so I was in my late 20s at the time. 27, 28. Something, 29, something.
Q. Okay. And you don't recall where that conversation took place?
A. No. It was during one of the weekly encounters.
Q. Okay. And you don't recall specifically when that conversation took place?
A. That's correct.
Q. Okay. And then the last one was 139 West Park Avenue?
A. Yeah. I mean --
Q. When did that happen?
A. I don't remember exactly. One could get the records of when it was vacant. It was during

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1 the -- it was during -- it was after I found out about
2 Eliyahu, so it was -- it was, I believe it was in
3 Eliyauh's 11th grade year which is 2003/2004.
4 Academic year 2003/2004.
5 And one can find out when 139 West
6 Park Avenue was vacant at that time, because it was --
7 I'm sure that the defenants have those records as to
8 when it was vacant.
9 Q. And you were the dorm counselor all the way
10 up to 2004?
11 A. Correct.
12 Q. And I believe you said "On nights I wasn't
13 working with Greer, Eliyahu was not in the dormitory?"
14 A. Frequently when I, on a night that I wasn't
15 working late with Greer, after evening prayers,
16 Eliyahu would be out with Greer at that time. Because
17 Greer can only be in one place at one time.
18 Q. And you assumed that because he was not in
19 the dormitory?
20 A. And he told me, and the way he was acting,
21 it was obvious. And how far he went.
22 Q. What did he tell you?
23 A. I don't believe, honestly, I don't remember
24 precise details.
25 Q. So you remember he told you, but you don't

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1 remember what he told you?
2 A. Correct.
3 Q. Okay. You said the first time you
4 reported, or the first time you told anyone about your
5 relationship with Greer was, "I didn't tell anyone
6 myself until I told my wife in November of 2015." Do
7 you recall testifying to that?
8 A. I do.
9 Q. But then you later said some other things
10 about other individuals, who were earlier than your
11 wife in 2015, correct?
12 A. I'm just trying to -- let me just think for
13 a minute. Yes. That's correct. Earlier than my
14 wife, yes, there's one other person.
15 Q. Okay. So one other person you told?
16 A. Yup.
17 Q. And who was that?
18 A. I believe that's privileged.
19 Q. You can answer, unless you're instructing
20 him not the answer?
21 MR. ERRANTE: Well, I gather by the
22 way he answered that, that it has to do with his
23 Rabbi. So -- he's asserting the penitent privilege.
24 Q. Would that be Rabbi Hillel David?
25 A. I believe that's privileged.

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1 MR. ERRANTE: That's privileged. You
2 don't have to answer that.
3 Q. Asking who your Rabbi is?
4 A. I'm not an attorney but I've been lead to
5 believe that.
6 MR. WARD: Are you instructing him
7 not to answer?
8 MR. ERRANTE: He's already answered
9 who his present day Rabbi is. If that's your
10 question, it's been asked and answered.
11 MR. WARD: The question is who did he
12 tell.
13 MR. ERRANTE: Now you're getting
14 into, he's asserting the penitent privilege.
15 A. So --
16 Q. So you're not going to tell me who you
17 told?
18 A. Any other people that I told, it was all
19 under privilege. In other words, I discussed it with
20 my attorney.
21 Q. When you discussed it with your Rabbi, was
22 he acting in his professional capacity?
23 A. What does that mean, in his professional
24 capacity? In other words, when you're --
25 Q. Was he acting as a Rabbi, accepting a

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1 confession?
2 A. A confession, no, he was guiding me.
3 Q. You'd have to tell me what it was.
4 A. He was acting as a rabbinic adviser,
5 guiding me in a difficult time in my life. As to how
6 to act in a proper manner. So I would presume that
7 that's in his professional, and when I discussed it
8 with my attorney, that's --
9 MR. ERRANTE: That's privileged, you
10 don't have to answer that.
11 MR. WARD: I'm not asking what you
12 said to your attorney.
13 MR. ERRANTE: Even Attorney Ward
14 would agree with that.
15 MR. WARD: I would.
16 Q. You also mentioned that you had a
17 conversation with Hatanian on December 17th, 2015.
18 A. Yes.
19 Q. Okay. Did you disclose your relationship
20 with Rabbi Greer to [redacted] who was not a Rabbi?
21 A. No.
22 Q. Okay. So you never told him about your
23 relationship with Rabbi Greer?
24 A. That's correct. I never did.
25 Q. Did you ever tell him about the alleged

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1 relationship between Eliyahu and Rabbi Greer?
2 A. No.
3 Q. You also said you had a conversation with a
4 gentleman by the name of Gruen?
5 A. Yes.
6 Q. And when was that conversation?
7 A. As I testified, it was when it was still
8 cold. In -- it was either very -- it was I believe
9 early 2015.
10 Q. Okay.
11 A. 2015, yeah, early 2015. Probably January
12 or February.
13 Q. What was the substance of the conversation
14 with Gruen?
15 A. He asked me -- I didn't discuss anything
16 about my relationship with Daniel Greer in that
17 conversation. He asked me if he had any reason to
18 doubt the veracity of what Merlis was telling him,
19 regarding Merlis' relationship with Daniel Greer.
20 Q. So Merlis had told him something?
21 A. Correct.
22 Q. Okay.
23 A. I mean that's what I would assume. I have
24 no idea.
25 Q. He didn't tell you what Mirlis had told

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1 him?
2 A. Um, he didn't tell me specifically. Um, he
3 didn't tell me specifically.
4 Q. Do you recall what he did tell you
5 specifically?
6 A. I don't know. He asked me if there were
7 any reason to doubt what Mirlis was telling him. I
8 don't remember if he said about his relationship with
9 Daniel Greer or things that went on in school. I
10 don't remember the precise language that he used but I
11 do remember him saying is there any reason to doubt.
12 Q. And what did you say?
13 A. No.
14 Q. You said no?
15 A. I said there's no reason to doubt.
16 Q. Okay. And that was the entire
17 conversation?
18 A. I don't think it was a three-minute, you
19 know, a one-minute conversation. But there was
20 nothing else, nothing else about that conversation
21 sticks in my mind.
22 Q. Okay. And then you had said you had a
23 discussion with I believe it was Dov at some point in
24 2015?
25 A. I told Dov and Eliezer that I knew the

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1 allegations to be true. That I knew that what Mirlis
2 was claiming, that I believed that what Mirlis was
3 claiming Greer did to him was true. I never discussed
4 with them my relationship with Greer.
5 But when, when they asked me, or I
6 don't remember if they asked me or how it came out,
7 but at some point I did confirm to them that I knew
8 that it was true.
9 Q. The relationship with Eliezer?
10 A. With Eliyahu.
11 Q. I'm sorry, Eliyahu, yes.
12 A. Yes.
13 Q. Do you recall when in 2015 that
14 conversation took place?
15 A. It was May, June, July, something.
16 Q. Okay. Did you ever have a conversation
17 with Dov or Eliezer regarding your relationship with
18 Greer?
19 A. No.
20 Q. Ever?
21 A. Correct.
22 MR. ERRANTE: Can you just read back
23 that question and answer.
24 MR. WARD: I'll rephrase it.
25 Q. Did you ever tell Dov or Eliezer that you

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1 had a sexual relationship with Daniel Greer?
2 A. No.. I did not.
3 Q. Did you ever confirm it?
4 A. I did not confirm it.
5 MR. PONVERT: What does that mean,
6 confirm what?
7 MR. WARD: Did they ask him a
8 question, did he confirm.
9 MR. PONVERT: I understand.
10 A. They -- they assumed it. They said things
11 on the basis of on -- they said things like you know,
12 because, you know about what happened with Eliyahu
13 because of what happened with you, and I didn't say
14 yes, I didn't say no. I just was quiet. Because it
15 is true, but I did not want to confirm it.
16 Q. You also said you had a conversation with
17 your father, I believe in 2016, this year?
18 A. Yeah, that was fairly recently, yeah.
19 Q. And did you disclose Eliyahu's relationship
20 with Greer to your father?
21 A. I told my father that I knew the
22 allegations to be true.
23 Q. Did you ever tell your father about your
24 relationship with Greer?
25 A. Then, recently? In the -- within the last

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1 year.
2 Q. In 2016?
3 A. Yes, within the last, around the time that
4 the lawsuit was filed, I told my father that I had
5 had -- I did not go into the details, I told him that
6 I had had a sexual relationship with Daniel Greer and
7 I knew that the allegations that Eliyahu was raising
8 regarding his sexual relationship with Daniel Greer
9 were true.
10 Q. Can you tell me what you specifically told
11 your father?
12 A. I told him that I had had a sexual
13 relationship with Daniel Greer. That --
14 Q. Did you tell him when?
15 A. No. I didn't. He didn't ask me.
16 Q. And that conversation took place in, right
17 before Passover this year?
18 A. Right before, right after. It was around
19 the time that the lawsuit was filed. It may have been
20 before Passover, it may have been right after
21 Passover. It was -- it was between April and August
22 of 2015.
23 Q. '16?
24 A. '16, apologize. You are correct. You are
25 correct.

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1 Q. Okay. How many conversations have you had
2 with your father about this?
3 A. Since then, none.
4 Q. Did you have a conversation about your
5 relationship with Daniel Greer with anyone else?
6 A. I discussed it with -- when I was looking
7 for an attorney, before I found Steven Errante, I
8 discussed it with other attorneys.
9 Q. I don't want to know that.
10 A. I'm just trying to think if there's anyone
11 else that I discussed my relationship with Daniel
12 Greer.
13 Q. We have got your wife, Gruen, your father,
14 Dov, Eliezer.
15 A. I didn't discuss it with them.
16 Q. Right. I was gonna get to Eliyahu in a
17 minute. Is there anybody we're missing? Beizer?
18 A. No.
19 Q. You said no to [redacted]?
20 A. Correct. The psychologist.
21 Q. You've talked to a psychologist?
22 A. I have.
23 Q. Local?
24 A. No.
25 Q. Okay. I'm not asking what you said to your

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1 psychologist, but who was your psychologist that you
2 spoke to?
3 A. Rashi Shapiro.
4 Q. Where is he or she located?
5 A. Brooklyn, New York.
6 Q. When did you talk to the psychologist?
7 MR. ERRANTE: Now you're getting
8 into -- how is that possibly relevant, when he talked
9 to him? I've even let you go with identifying him,
10 which is I'm not sure proper, but when he talked to
11 him, how is that relevant? Why isn't it privileged?
12 MR. WARD: I don't think that's
13 privileged. But you can -- if you're instructing him
14 not to answer, that's fine.
15 MR. ERRANTE: I'm instructing you not
16 to answer.
17 Q. Can we think of anybody else?
18 A. That I told about my relationship with
19 Daniel Greer?
20 Q. Yes.
21 A. No. I can't.
22 Q. Now can we think of anybody else that you
23 told about your knowledge of Eliyahu's -- or alleged
24 knowledge of Eliyahu's relationship with Daniel Greer?
25 If it helps, we have Gruen, right?

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1 A. Right.
2 Q. We have Harold. We have Dov and Eliezer,
3 in that instance.
4 A. Uh-huh.
5 Q. And we have I'm assuming your Rabbi?
6 A. Other than privileged conversations, I
7 can't, I can't remember anyone else.
8 Q. And you said no to [redacted] on that as
9 well, right?
10 A. Correct. I did.
11 Q. And you can't think of anybody else?
12 A. I can't.
13 Q. Oh, and your wife?
14 A. Yes.
15 Q. Did you ever speak to Gruen's wife?
16 A. She called me at some point, in April of
17 2015. Oh, and I said last time, that I -- Noah
18 Muroff.
19 Q. And Noah Muroff?
20 A. Yes. That's with regard to Eliyahu, not
21 with regard to myself and Daniel Greer.
22 Q. What did you tell Noah Muroff?
23 A. I knew that the allegations were true.
24 Q. Did he ask you, is that how it started?
25 A. Yup. He did.

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Q. What did he ask you?
A. He -- he asked me -- I don't remember exactly. He was very, very upset because he had -- he told me that he heard about terrible things, and that Greer had molested Mirlis, and was it true, and I -- I confirmed that I -- at some point I confirmed that I knew the allegations to be true.
Q. Did you say anything else?
A. I don't remember.
Q. Did you tell Noah Muroff about your relationship with Greer?
A. I did not.
Q. How long have you known Noah Muroff?
A. It's in there. I met him I think it was 2009. Yeah, I think it was 2009. January, 2009.
Q. Did Mr. Muroff ask you about any sexual relationship you may have had with students at the Yeshiva?
A. He did at one point, yes.
Q. What did he ask you?
A. He asked me about whether I had ever had a sexual relationship with [redacted]
Q. Could you spell that?
A. [redacted]
Q. Oh, [redacted]?

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A. Yes.
Q. [redacted], I'm sorry.
A. No problem.
Q. I'm sorry, I was pronouncing it wrong the entire time.
A. Daniel Greer pronounces it as [redacted], and [redacted] pronounces at [redacted]. It's a Persian name, so --
Q. Okay. So he did ask you about [redacted]?
A. He did.
Q. And what was your response?
A. That I did not have a sexual relationship with him.
Q. Did he ask you about any other students and yourself?
A. I don't think so.
Q. Are you presently still living in Rhode Island?
A. Yes.
Q. Have you obtained employment anywhere?
A. No. A very part time, as the Rabbi in a Synagogue, but it's once a month. Nothing has changed. With regard to my employment situation, or my residence, nothing has changed since last week.
Q. Okay, thank you. Did you ever talk to

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Beizer about your relationship with Greer or --
A. No.
Q. Okay. When was the last time you talked to Beizer?
A. I don't remember. It's been a long time.
Q. What about members of your wife's family?
A. I haven't discussed my relationship with Greer with any of them. Nor have I confirmed, nor I have said that I believed that the allegations with regard to Mirlis are true.
Q. So you haven't told them anything about anything?
A. Correct.
Q. Okay. Do they live with you in Rhode Island or are you in a separate residence?
A. No. We live in my inlaw's house right now.
Q. And this just hasn't come up?
A. No. I -- there's laws of -- there's laws of gossip, and I have no -- there's no reason for me to tell them. And I therefore don't.
Q. What are the laws of gossip?
A. You're not allowed to speak -- there are only very specific cases that you're allowed to speak ill of another person.
So I can answer these questions

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because it's within the legal framework of a deposition. But shooting the breeze or having an informal conversation, I can't do unless there's a specific purpose to it and it's a -- and it's a -- I can't tell you all of the laws, they're complicated.
And in some cases I don't know, I have to check but I know that it's a very, very specific thing, and so I frequently, you know, I don't answer a lot of times.
Q. Okay. And to be clear, you never saw the Plaintiff engage in any sexual activity with Daniel Greer?
A. That's correct.
MR. WARD: Thank you.
MR. ERRANTE: I have just a couple questions.
CROSS-EXAMINATION BY MR. ERRANTE:
Q. Earlier this morning, you were asked about penetration.
A. Yes.
Q. And just so the record is clear, how did you understand that question?
A. I understood that to be penetration by my -- of my anus with Daniel Greer's penis. That did not occur.

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1 Q. If I tell you the legal definition is
2 something different than that, that means penetration
3 could be of your mouth, it could be your finger or
4 tougue, it doesn't have to be as limited as you just
5 described.
6 A. Okay. So Daniel Greer's penis was in my
7 mouth during my relationship with him, at his
8 requirement. And I am pretty sure that his -- that he
9 penetrated my anus with his finger and with his
10 tongue.
11 Q. Can you tell us whether or not those
12 penetrations occurred while you were a student?
13 A. I can't remember.
14 Q. And did any part of your body penetrate
15 Daniel Greer as we've redefined penetration?
16 A. Yeah. He used to perform oral sex on me.
17 So my penis was in his mouth.
18 Q. Did that occur while you were a student?
19 A. I can't remember right now.
20 Q. And so can you remember whether or not
21 either masturbation of you by him or him by you
22 occurred while you were a student?
23 A. So masturbation of me by him happened
24 fairly early in the relationship. If the relationship
25 started in '91, then that would have happened already

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1 while I was a student. If the relationship started in
2 '92, then it's possible that it did not happen while I
3 was a student.
4 Q. And what about the other way around?
5 A. I believe that happened later.
6 MR. ERRANTE: Okay. I have no other
7 questions.
8 REDIRECT EXAMINATION BY MR. PONVERT:
9 Q. Just one follow-up to that, and thank you
10 for being candid. How do you describe the sexual
11 activity with Daniel Greer that did occur while you
12 were a student at school?
13 A. So what I remember specifically is the
14 event on that Friday afternoon, where he fondled my
15 penis and testicles. Later on he -- and again this is
16 where it's -- I can't remember whether I was still a
17 student at the time, there was -- there were other
18 times that he fondled me leading to ejaculation.
19 So I would, I termed that
20 masturbation, him masturbating me. So and whether,
21 again, whether the relationship had progressed to his
22 performing oral sex on me, and my using my hands to
23 cause him to ejaculate on touching his penis and his
24 testicles, I do not remember right now whether that
25 occurred while I was still a student.

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1 Q. I understand, and whatever you remember
2 during the period of time that you were a student, you
3 are 100 percent certain that he did insist on having
4 sexual relations with you during the period of time
5 before your 18th birthday?
6 A. Yes.
7 Q. On many occasions?
8 A. I don't remember how many. Because again,
9 if it started -- I've been trying to jog my memory and
10 come up with other clues to remember, because if it
11 started in April or May of '92, there's not as much
12 time before I turn 18, in February of '93.
13 If it started in April or May of '91,
14 then there's much more time for the relationship to
15 have progressed to more serious activities.
16 Q. Understood. And during the period of time
17 that you were a student at the school, and during the
18 time after you graduated, but before your 18th
19 birthday, do you know how old Daniel Greer was?
20 A. Daniel Greer was born on June 15th, 1940.
21 So the relationship started when he was 52. And he
22 was 50 -- I'm sorry, 51 I guess, because it was just
23 before his 52nd birthday, and he was 52 and a half
24 when I turned 18.
25 MR. PONVERT: Thank you.

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1 RECROSS-EXAMINATION BY MR. WARD:
2 Q. Just some follow-up questions to that. You
3 said you remember his penis in your mouth, right?
4 A. Oh, yes.
5 Q. How often did that occur?
6 A. Not frequently. He knew that -- he knew
7 that that was too far for me, that was generally done
8 when -- there were a couple of times that he was
9 really mad at me and he told me that I needed to do
10 that for him now.
11 Q. When you say not frequently, more than 50
12 times?
13 A. No.
14 Q. More than 20?
15 A. I don't think so. I think we're talking in
16 his -- his penis in my mouth I believe over the course
17 of the relationship was under 20 times.
18 Q. Would it be under 10?
19 A. Maybe.
20 Q. Okay. And you don't recall whether that
21 was when you were a student?
22 A. His penis in my mouth?
23 Q. Yes.
24 A. It was not when I was a student.
25 Q. Never when you were a student?

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A. That's correct. I testified to that just before.
Q. Okay. And with respect to your penis in his mouth, that -- you can't recall whether that was when you were a student?
A. Correct.
Q. If the first incident occurred in the spring of '92, and you graduated in June --
A. Then my penis would not have been in his mouth while I was still a student.
Q. Okay. And you don't really remember whether it was '92 or '91?
A. Yeah, that's the key. I'm trying to use handles to remember that one.
Q. Okay. How often did you guys kiss?
A. On the lips?
Q. Yes.
A. So I -- I got him to do that very infrequently because he tried that a few times and I really -- I found it -- I pulled away from that.
Q. So you were able to ward that off?
A. Most of the time. Early on he tried to do it and I told him it was -- that I was able to ward off most of the time, yeah.
Q. You said no, and he didn't do it then?

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A. I said it was gross, I said it was yuckie, and that he didn't pressure so much.
Q. Okay. Did you say one of the reasons you never told your father was because you wanted your brothers and sisters to get the same education you got?
A. Yeah. That's what I was thinking when I rode my bike home that Friday afternoon. That's one of the things that I was thinking. Yup.
MR. WARD: Thank you.
MR. ERRANTE: I have no further questions.
MR. PONVERT: Me too.
THE VIDEOGRAPHER: Off the record at 11:25 a.m.
MR. WARD: Just before we go off the record, I am reserving my right to resume the deposition.
THE VIDEOGRAPHER: Back on the record at 11:25 a.m.
MR. WARD: I am reserving my right to resume the deposition on a ruling by the Magistrate.
THE VIDEOGRAPHER: Off the record at 11:25 a.m.

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CERTIFICATE

I hereby certify that I am a Notary Public in and for the State of Connecticut, duly commissioned and qualified to administer oaths.

I further certify that the deponent named in the foregoing deposition was by me duly sworn and thereupon testified as appears in the foregoing deposition; that said deposition was taken by me stenographically in the presence of counsel and reduced to print under my direction, and the foregoing is a true and accurate transcript of the testimony.

I further certify that I am neither of counsel, nor related to either of the parties to said suit, nor am I interested in the outcome of said cause.

Witness my hand and seal as Notary Public this 10th day of August, 2016.

NOTARY PUBLIC
JAMES A. MARTONE, L.S.R. 248

My Commission Expires:
MARCH/2018