

IN THE UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF ILLINOIS

1 CALEB BARNETT, et al.,)
2)
3 Plaintiffs,)
4 vs.)
5) No.
6 KWAME RAOUL, et al.,) 3:23-cv-209-SPM
7)
8 Defendants,)
9)

10 DIANE HARREL, et. al,)
11)
12 Plaintiffs,)
13 vs.) No.
14) 3:23-cv-141-SPM
15 KWAME RAOUL, et. al,)
16)
17 Defendants.)
18)

19 JEREMY W. LANGLEY, et al.,)
20)
21 Plaintiffs,)
22 vs.) No.
23) 3:23-cv-192-SPM
24 BRENDAN KELLY, et al.,)
25)
26 Defendants.)
27)

28 FEDERAL FIREARMS LICENSEES OF)
29 ILLINOIS, et al.)
30 Plaintiffs,)
31 vs.) No.
32) 3:23-cv-215-SPM
33 JAY ROBERT "JB" PRITZKER, et)
34 al.)
35 Defendants.)

Reported by: Deborah A. Duffy CSR, RPR
License No.: 084-002516

Page 2

1 The deposition of STEVEN RANDALL WATT
 was taken by Deborah A. Duffy, CSR, RPR, pursuant
 2 to the applicable provisions of the Federal Code of
 Civil Procedure and the rules of the Supreme Court
 3 of the United States of America, pertaining to the
 taking of depositions for the purpose of discovery,
 4 via Zoom videoconferencing, commencing at
 approximately 9:30 o'clock a.m. on the 2nd day of
 5 July, of the year 2024.

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23
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Page 5

1 (Witness sworn.)
 2 STEVEN RANDALL WATT,
 3 called as a witness herein, having been first
 4 duly sworn, was examined and testified as follows:
 5 EXAMINATION
 6 BY MR. TRESNOWSKI:
 7 Q. Mr. Watt, can you state your full name
 8 for the record?
 9 A. Steven with a V. Steven Randall Watt.
 10 Q. Do you generally go by Steven or Randy?
 11 A. I go by Randy.
 12 Q. Good morning. My name is Mike
 13 Tresnowski. I will be taking the deposition.
 14 A. Thank you. It is good to be with you.
 15 If I may, one thing. Please allow me a little bit
 16 of latitude. My career has made me hard of
 17 hearing. So if I ask for you to repeat it, it is
 18 just me.
 19 Q. Absolutely. Understood. And I will try
 20 to speak clearly and slowly.
 21 Randy, you've given a deposition
 22 before, correct?
 23 A. I have.
 24 Q. How many depositions have you given?

| | |
|--|--|
| <p style="text-align: right;">Page 6</p> <p>1 A. Oh, over the years, and most of them 2 being related to my employment, probably six or 3 seven. 4 Q. Do you understand that you will be 5 testifying under oath? 6 A. I do. 7 Q. And you will answer truthfully just like 8 you are testifying in the courtroom? 9 A. I am. 10 Q. And you understand there is a court 11 reporter on the call that is reporting what is 12 being said? 13 A. I do. 14 Q. And I will ask questions and you will 15 answer them. Do you understand? 16 A. I do. 17 Q. And because the court reporter has to 18 write down everything we say, it is important that 19 we do not talk over each other. Do you understand? 20 A. I do. 21 Q. So you need to wait for me to finish my 22 question even if you think you know where I'm going 23 with the question. Understood? 24 A. Certainly.</p> | <p style="text-align: right;">Page 8</p> <p>1 would prevent you from giving truthful testimony? 2 A. No. 3 Q. Is there anything else that would 4 prevent you from testifying truthfully and 5 accurately today? 6 A. No. 7 Q. We are doing the depositions over Zoom. 8 I'm sitting in Chicago, Illinois. Where are you 9 today? 10 A. I'm sitting in my home in Morgan County, 11 Utah. 12 Q. Is there anyone else in the room with 13 you? 14 A. No. 15 Q. And you are testifying on a computer? 16 A. I am. 17 Q. Are there any other applications open on 18 your computer? 19 A. No. 20 Q. Do you have your phone in view right 21 now? 22 A. No. 23 Q. And you understand that while we are on 24 the record, the only way to communicate with your</p> |
| <p style="text-align: right;">Page 7</p> <p>1 Q. And I will do the same with your 2 answers. 3 Now, you may hear your attorney 4 speak up and state an objection for the record, but 5 you will still need to answer my questions unless 6 the attorney stops -- unless the attorney stops to 7 discuss a privilege. 8 Does that make sense? 9 A. It does. 10 Q. If you don't understand one of my 11 questions on the deposition today, please tell me. 12 A. I will. 13 Q. But if you do answer I will assume you 14 understood the question. Does that make sense? 15 A. Yes. 16 Q. We will take breaks today. We will look 17 for a good time to do it, but probably every hour. 18 We got started here at around 9:30 central time. 19 You can also ask for a break as 20 long as there is no question that is not -- as long 21 as there is no question pending. 22 Does that make sense? 23 A. Yes. 24 Q. Are you on any medication today that</p> | <p style="text-align: right;">Page 9</p> <p>1 attorney is by speaking out loud? 2 A. That is correct. 3 Q. And do you have any documents in front 4 of you right now? 5 A. No. 6 Q. If you have any problems with the 7 technology we are using today, please let me know. 8 Do you understand? 9 A. I will. 10 Q. Do you understand the lawsuit you are 11 being deposed here today is Barnett v. Raoul; 23 CV 12 209 pending in the United States District Court for 13 the Southern District of Illinois? 14 A. I do. 15 Q. And do you understand there are three 16 other cases that have been consolidated with the 17 Barnett Case? That is Harrel v. Raoul, 23 CV 141; 18 Langley v. Kelly, 23 CV 92; Federal Firearms 19 Licensees of Illinois v. Pritzker, 23 CV 215? 20 A. I do. 21 Q. Do you understand that the deposition 22 you are giving today may be used in all four of 23 those cases? 24 A. I do.</p> |

| | |
|---|---|
| <p style="text-align: right;">Page 10</p> <p>1 Q. Are you aware that the plaintiffs in all 2 four cases have identified you to the court and 3 other parties in this litigation as a potential 4 witness? 5 A. I am. 6 Q. Some of the plaintiffs in this case are 7 organizations. Are you a member of any of the 8 organizations that are plaintiffs in this case? 9 A. No. 10 Q. Who retained you to offer an opinion in 11 this case? 12 A. Sean Brady. 13 Q. Is Sean Brady the only individual who 14 has retained you to participate in this case? 15 MR. BRADY: Objection. Vague. You may 16 answer. 17 THE WITNESS: Yes. 18 BY MR. TRESNOWSKI: 19 Q. How much are you being paid for your 20 testimony in this case? 21 A. \$275 an hour. 22 Q. Do you have any personal relationship to 23 any plaintiff in this case? 24 A. No.</p> | <p style="text-align: right;">Page 12</p> <p>1 A. I was. 2 Q. Did you live in Canada throughout the 3 time of your childhood through high school? 4 A. I did. 5 Q. When did you come to the U.S? 6 A. 1978. 7 Q. Did you come to the U.S. specifically to 8 pursue college education? 9 A. I did. 10 Q. What degrees did you obtain after your 11 high school degree? 12 A. I have a two-year degree in law 13 enforcement from Lethbridge Community College in 14 Lethbridge, Alberta, Canada. 15 I have a bachelor's degree 16 in police science from Weaver State college in 17 Ogden, Utah. 18 I have a master's degree in 19 business from the University of Phoenix, and I have 20 a master's degree in strategic studies from the 21 United States Army War College. 22 Q. Any other degrees? 23 A. No. 24 Q. Do you have any training in statistical</p> |
| <p style="text-align: right;">Page 11</p> <p>1 Q. Do you have any financial relationships 2 to any plaintiff in this case? 3 MR. BRADY: Objection. Vague. 4 BY MR. TRESNOWSKI: 5 Q. Do you have any personal relationship to 6 any attorney in this case? 7 MR. BRADY: Objection. Vague. 8 THE WITNESS: No. 9 BY MR. TRESNOWSKI: 10 Q. Other than the arrangement we just 11 discussed, the \$257.00 to testify, do you have any 12 financial arrangement with any attorney in this 13 case? 14 MR. BRADY: Objection. Vague. 15 THE WITNESS: No. 16 BY MR. TRESNOWSKI: 17 Q. Did you graduate high school? 18 A. I did. 19 Q. Where did you go to high school? 20 A. Harry Ainlay High School in Edmonton, 21 Alberta, Canada. 22 Q. What year did you graduate -- 23 A. 1975. 24 Q. Were you born in Canada?</p> | <p style="text-align: right;">Page 13</p> <p>1 methodology? 2 A. Just what was contained in the classes 3 in my college degrees. 4 Q. So which of your college degrees 5 included training on statistics? 6 A. The bachelor of science degree in police 7 science and the MBA. 8 Q. How many statistic -- so you took a 9 statistics course as part of your degree in police 10 science? 11 A. Now, remember we are talking quite a few 12 years ago, but I remember taking at least one 13 statistics class in my bachelor's program. 14 Q. And what was your training and 15 statistical methodology that you received as part 16 of your MBA? 17 A. I remember taking a business statistics 18 class in my MBA, but, again, you're talking a long 19 time ago. 20 Q. Do you have any training in conducting 21 market research? 22 A. No. 23 Q. You served in the military, correct? 24 A. Yes.</p> |

Page 14

1 Q. When did you first enlist in the
 2 military?
 3 A. 31 November, 1981.
 4 Q. And so when did you just -- remind me
 5 again. When did you graduate with the bachelor's
 6 in police science?
 7 A. 1980.
 8 Q. So you enlisted in the military a little
 9 over a year after receiving your bachelor's
 10 degree?
 11 A. That is correct.
 12 Q. And what service did you enlist in?
 13 A. Utah Army National Guard.
 14 Q. And you enlisted while you also worked
 15 as a police officer, correct?
 16 A. That is correct.
 17 Q. Can you explain kind of how you manage
 18 your time working both as a police officer and
 19 serving in the National Guard?
 20 A. Sure. Those two careers ran
 21 simultaneously.
 22 Q. I guess what I'm trying to get at is a
 23 sense of how frequently were you working as a
 24 police officer and how frequently were you

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1 performing duties in connection with your military
 2 service?
 3 A. I performed as a police officer as a
 4 full-time employment. I performed in the Utah Army
 5 National Guard in accordance with the requirements
 6 with reservists, which are so many -- what you call
 7 unit training assemblies per month, and some active
 8 duties for training or active duty hours during the
 9 year.
 10 Q. And how long did you serve in the Utah
 11 Army National Guard?
 12 A. 33 years, 10 months to the day.
 13 Q. And is that the only service in which
 14 you were enlisted?
 15 MR. BRADY: Objection. Vague.
 16 THE WITNESS: Yes.
 17 BY MR. TRESNOWSKI:
 18 Q. And as part of your military service,
 19 you served in active duty, correct?
 20 A. Several times. Yes.
 21 Q. And when did you first serve in active
 22 duty?
 23 A. So active duty is any time you are on
 24 state or federal orders for a specific period of

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1 time. There were a lot of them. Training schools
 2 are active duty periods. Certain deployments are
 3 active duty periods, and then the deployment on
 4 global war on terrorism were and active duty
 5 period.
 6 Q. And did you deploy overseas as part of
 7 your military service?
 8 A. Yes.
 9 Q. When and where did you first deploy?
 10 A. Well, you will want me to enumerate,
 11 because the type of service that I did, you
 12 deployed almost every year to a foreign country
 13 based on a military requirement.
 14 Q. Can you explain what you mean by the
 15 type of service you did?
 16 A. Overseas?
 17 Q. Well, you said that given the type of
 18 service you did, you were deploying frequently.
 19 So what type of service do you mean?
 20 A. You are assigned a mission by a military
 21 headquarters. So you're -- based on the type of
 22 unit you are serving in, you will be assigned
 23 missions overseas to conduct certain types of
 24 operations.

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1 Q. And what mission did you have in your
 2 military service?
 3 A. Most of the missions prior to the war
 4 were what are known as foreign internal defense,
 5 where you go to support post-nation allies and
 6 train their militaries in very specialized
 7 activities.
 8 Q. And you said that was before your --
 9 before the global war on terror?
 10 A. Correct.
 11 Q. So your mission before the global war on
 12 terror was to deploy overseas and conduct internal
 13 training?
 14 A. I trained host nations that were allies
 15 of the United States.
 16 Q. Did you deploy to Afghanistan in 2001?
 17 A. I was on active duty from December 2001
 18 to December 2002. The majority of that service was
 19 in Afghanistan.
 20 Q. And what was the nature of your mission
 21 during that deployment?
 22 A. Conduct direct action and conduct direct
 23 action missions against the enemies of the United
 24 States.

| | |
|---|--|
| <p style="text-align: right;">Page 18</p> <p>1 Q. What are "direct action missions"?</p> <p>2 A. Engage the enemy in combat.</p> <p>3 Q. What was your role in those direct</p> <p>4 action missions?</p> <p>5 A. I was the commander of an advanced</p> <p>6 operations base in east central Afghanistan.</p> <p>7 Q. What are the duties as the commander?</p> <p>8 A. Locate and destroy enemy forces,</p> <p>9 maintain a presence in the regional core area, deny</p> <p>10 sanction to the enemy.</p> <p>11 Q. Was your service in Afghanistan in 2001</p> <p>12 and 2002 part of the special forces?</p> <p>13 A. Yes.</p> <p>14 Q. And you were a member of the special</p> <p>15 forces?</p> <p>16 A. Yes.</p> <p>17 Q. What is special forces?</p> <p>18 A. United States Army Special Forces. That</p> <p>19 term designates specific units within the United</p> <p>20 States Army colloquy known as the Green Berets.</p> <p>21 Q. What makes service in the Green Berets</p> <p>22 different than other forms of the military service?</p> <p>23 A. We just had a different mission.</p> <p>24 Q. And what was the mission?</p> | <p style="text-align: right;">Page 20</p> <p>1 of the special forces?</p> <p>2 A. I was assigned to a specific</p> <p>3 headquarters.</p> <p>4 Q. What was the specific headquarters?</p> <p>5 A. Multinational security and training</p> <p>6 command.</p> <p>7 Q. What is Multinational security training</p> <p>8 command?</p> <p>9 A. That was the headquarters I was assigned</p> <p>10 to.</p> <p>11 Q. And what was your mission at that</p> <p>12 headquarters?</p> <p>13 A. I was the counterterrorism advisor to</p> <p>14 the National Iraqi counter terrorism command</p> <p>15 headquarters.</p> <p>16 Q. Did you engage in combat during that</p> <p>17 deployment to Iraq in 2006?</p> <p>18 A. No.</p> <p>19 Q. When did you return to the U.S. after</p> <p>20 deployment to Iraq?</p> <p>21 A. It was June of 2007.</p> <p>22 Q. Did you deploy again overseas after</p> <p>23 that?</p> <p>24 A. I did.</p> |
| <p style="text-align: right;">Page 19</p> <p>1 A. The mission is Green Berets as a</p> <p>2 collective unit is to support national security</p> <p>3 objectives and national command ability.</p> <p>4 The mission in Afghanistan is</p> <p>5 what I already delineated.</p> <p>6 Q. Did you engage in combat during your</p> <p>7 2001 and 2002 service in Afghanistan?</p> <p>8 A. Yes.</p> <p>9 Q. Did you fire your weapon?</p> <p>10 A. Yes.</p> <p>11 Q. What weapon did you fire during that</p> <p>12 service?</p> <p>13 A. I utilized an army-issued M4 carbine, an</p> <p>14 army-issued M9 pistol.</p> <p>15 Q. Anything else?</p> <p>16 A. Not that I fired.</p> <p>17 Q. After December of 2020 you returned back</p> <p>18 to Utah?</p> <p>19 A. I did.</p> <p>20 Q. When did you next deploy overseas?</p> <p>21 A. 2006/2007.</p> <p>22 Q. Where did you deploy?</p> <p>23 A. Baghdad, Iraq.</p> <p>24 Q. And was that service, again, as a member</p> | <p style="text-align: right;">Page 21</p> <p>1 Q. When and where?</p> <p>2 A. 2010 to Camp Liberty in Iraq.</p> <p>3 Q. And what was the nature of your mission</p> <p>4 at Camp Liberty Iraq?</p> <p>5 A. I was the what's known J5 strategic</p> <p>6 chief for counter -- United States counter</p> <p>7 terrorism headquarters.</p> <p>8 Q. Did you engage in combat during tour of</p> <p>9 service?</p> <p>10 A. No.</p> <p>11 Q. You are involved in this litigation as a</p> <p>12 firearms expert, correct?</p> <p>13 A. Yes.</p> <p>14 MR. BRADY: Objection. Vague.</p> <p>15 BY MR. TRESNOWSKI:</p> <p>16 Q. Does your military experience inform</p> <p>17 your understanding of firearms?</p> <p>18 A. Yes.</p> <p>19 Q. How so?</p> <p>20 (Technical difficulty.)</p> <p>21 THE COURT REPORTER: I apologize for the</p> <p>22 inconvenience, but I lost my connection. Counsel,</p> <p>23 I will read back the last question and ask that you</p> <p>24 restate your question.</p> |

Page 22

1 (Record read as requested.)
 2 BY MR. TRESNOWSKI:
 3 Q. I will ask the question again.
 4 Does your military experience
 5 inform your understanding of firearms?
 6 MR. BRADY: Objection. Vague.
 7 THE WITNESS: Yes.
 8 BY MR. TRESNOWSKI:
 9 Q. How so?
 10 A. As an enlisted soldier, my military
 11 occupational specialty, my MOS in special forces
 12 was as a weapon specialist.
 13 I received direct training,
 14 continued training on the use of small arms, both
 15 by U.S. and foreign forces, and then there were
 16 continued periods of training in a wide variety of
 17 firearms and weapons throughout my military career
 18 including weapons that were utilized during covert
 19 operations.
 20 I was also certified by United
 21 States Army Special Forces as an instructor in a
 22 couple of these areas.
 23 Q. I think you drew a distinction between
 24 arms used by the U.S. military and foreign arms.

Page 23

1 Is that correct?
 2 A. Would you repeat that for me?
 3 Q. Sure. Did you draw a distinction
 4 between American arms and foreign arms?
 5 A. I'm not sure what you mean. I was
 6 trained in both.
 7 Q. Okay. I just want to try and
 8 understand. You said that you were trained in
 9 both. What do you mean by both?
 10 A. At the special courses weapon school,
 11 there are a wide variety of small arms consistent
 12 with used by militaries and insurgent forces around
 13 the world. And we learn all of them.
 14 Q. Do you know what an AK-47 is?
 15 A. I do.
 16 Q. What is it?
 17 A. Timofeyevich Kalashnikova the AK-47 was
 18 developed as a very common small arm utilizing
 19 7.62x39 cartridge that was developed by Kalashnikov
 20 as a Soviet arms following World War II.
 21 It is very ambiguities around the
 22 world, including the United States.
 23 Q. And you would understand what I mean if
 24 I referred to an AK-type rifle?

Page 24

1 MR. BRADY: Objection. Vague.
 2 THE WITNESS: You and I might have great
 3 discussion of what is an AK-type rifle. I would
 4 have to see what you are referring to in order to
 5 determine, in my experience, whether it is truly an
 6 AK-type rifle.
 7 BY MR. TRESNOWSKI:
 8 Q. What do you understand an AK-type rifle
 9 to be?
 10 A. An AK-47 or one of the variants of the
 11 AK-47.
 12 Q. In your combat experience, did you see
 13 AK-type rifles?
 14 MR. BRADY: Objection. Vague.
 15 THE WITNESS: Yes.
 16 BY MR. TRESNOWSKI:
 17 Q. Did you ever see anyone wounded by an
 18 AK-type rifle?
 19 A. Yes.
 20 Q. And how did you know that they were
 21 wounded by an AK-type rifle rather than another
 22 rifle?
 23 A. Well, participation on the battlefield
 24 tends to be fairly direct. And you know what they

Page 25

1 are wielding. You know what you have. And when
 2 you recover a person, there they tend to have their
 3 weapons there.
 4 Q. Can you describe the wound caused by
 5 AK-type rifle?
 6 MR. BRADY: Objection. Vague. Calls for
 7 speculation.
 8 THE WITNESS: I'm not much on medical. I can
 9 only give you my thoughts based on what I observed.
 10 BY MR. TRESNOWSKI:
 11 Q. We discussed a little earlier that you,
 12 in addition to your military service, you served as
 13 a police officer?
 14 A. Yes.
 15 Q. When did you become a police officer?
 16 A. 27th of August of 1979.
 17 Q. Was that while you were still in school
 18 for you bachelor's degree?
 19 A. Yes.
 20 Q. And what police department did you join
 21 in 1979?
 22 A. The Ogden, Utah Police Department.
 23 Q. And you remained a police officer with
 24 that department until when?

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1 A. I retired first time in 2011, and I was
 2 brought back in 2017. And retired again in 2021.
 3 Q. Why did you first retire in 2011?
 4 A. I just thought it was a good time to
 5 retire.
 6 Q. Did anything prompt you to think it was
 7 a good time to retire?
 8 A. I just thought it was a good time for me
 9 to retire.
 10 Q. Any -- no particular reason family
 11 reason or anything like that?
 12 A. No. I had 32 years in and a good time
 13 to retire.
 14 Q. Was there any particular incident as
 15 part of your police officer service that caused you
 16 to start considering retirement?
 17 A. No.
 18 Q. Why did you decide to rejoin the
 19 department, then?
 20 A. I retired as an assistant chief. I was
 21 offered the chief's job after I retired, and I
 22 decided to take it.
 23 Q. So you retired in 2011. At what point
 24 were you then offered a job to return?

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1 A. January of 2017.
 2 Q. And you decided to take that job?
 3 A. I did.
 4 Q. Why?
 5 A. Because I felt being chief of police was
 6 a good way to capital on a career in law
 7 enforcement.
 8 Q. Did the department reach out to you in
 9 regard to the chief of police job, or did you
 10 apply?
 11 A. The department reached out to me.
 12 Q. Did your experience as a police officer
 13 inform your opinions about firearms?
 14 A. Yes.
 15 Q. How so?
 16 A. The training in use of firearms. I
 17 became a firearms instructor certified by police
 18 officer standards and training by the State of
 19 Utah. I was appointed firearms instructor by my
 20 department. I was a firearms instructor for a
 21 number of years. I also supervised the firearms
 22 program. And I utilized a wide variety of firearms
 23 in my law enforcement career.
 24 Q. Did you ever see an AR-15 in the course

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1 of your police service?
 2 A. Yes.
 3 MR. BRADY: Objection. Vague.
 4 THE WITNESS: Yes.
 5 BY MR. TRESNOWSKI:
 6 Q. What is an AR-15?
 7 A. AR-15 originally designed by Eugene
 8 Stoner in terms of a weapon for the U.S. military.
 9 In the 1950s continuing forward, it became very,
 10 very popular as a sporting rifle. Very, very
 11 popular as a defensive rifle. Very, very popular
 12 for recreational use.
 13 There are many variants used by
 14 both military and law enforcement and by many
 15 support and recreational in self-defense.
 16 Q. Would you agree -- would you refer to
 17 those AR variants as an AR-type rifle?
 18 A. Yes.
 19 Q. As a police officer, did you ever see
 20 anyone wounded by a firearm?
 21 A. Yes.
 22 Q. Did you ever see anyone killed by a
 23 firearm?
 24 A. Yes.

Page 29

1 Q. Did you ever see anyone wounded by an
 2 AR-type rifle?
 3 A. Yes.
 4 Q. And how did you know that it was an
 5 AR-type rifle that was used?
 6 A. It was either at the crime scene, or it
 7 was employed by one of my officers.
 8 Q. Any other way of identifying that it was
 9 an AR-type rifle?
 10 MR. BRADY: Objection. Vague.
 11 THE WITNESS: Defined specific cases at crime
 12 scenes. When you follow up and you can often
 13 identify that, it is an AR-type rifle.
 14 BY MR. TRESNOWSKI:
 15 Q. Any other way?
 16 A. Not off of the top of my head.
 17 Q. Did you ever see a .50-caliber rifle in
 18 your police service?
 19 A. Yes.
 20 Q. When did you see that?
 21 A. My department had one for use in
 22 specific organizations, specific activities.
 23 Q. What activities did your department use
 24 it for?

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1 A. Tactical team, S.W.A.T.
 2 Q. Did you ever see a civilian use a
 3 .50-caliber rifle as part of your police service?
 4 MR. BRADY: Objection. Vague.
 5 THE WITNESS: Yes.
 6 BY MR. TRESNOWSKI:
 7 Q. And when was that?
 8 A. Some departments trained with them. And
 9 also at recreational events, shooting events.
 10 Q. Did you attend those recreational events
 11 as part of your duties as a police officer?
 12 A. Yes, consistent with assignment there to
 13 either participate or to teach or to observe.
 14 Q. Outside of the event context, did you
 15 see a civilian with a 50-caliber rifle?
 16 MR. BRADY: Objection. Vague.
 17 THE WITNESS: No.
 18 BY MR. TRESNOWSKI:
 19 Q. Did you serve on the Ogden City Police
 20 S.W.A.T. team?
 21 A. I did.
 22 Q. What is the "S.W.A.T." team?
 23 A. "Special Weapons And Tactics."
 24 It's a specialized unit designed

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1 to handle specific problems that are considered
 2 beyond the scope of a normal police response.
 3 Q. And what sort of problems did the
 4 S.W.A.T. team respond to?
 5 A. Hostage situations, barricaded by
 6 criminal situations, armed confrontations, personal
 7 security details, or witness protection or personal
 8 protection during specific events. Those kinds of
 9 things.
 10 Q. How frequently was the S.W.A.T. team
 11 called to an incident?
 12 A. Probably twice a month minimum. We also
 13 trained twice a month.
 14 Q. As a member of the S.W.A.T. team, did
 15 you ever respond to a situation in which an AR-type
 16 rifle was being used?
 17 MR. BRADY: Objection. Vague. Incomplete
 18 hypothetical.
 19 BY MR. TRESNOWSKI:
 20 Q. You can go ahead and answer.
 21 THE WITNESS: Yes.
 22 BY MR. TRESNOWSKI:
 23 Q. What was -- how many times?
 24 A. I could not even begin to guess. Up to

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1 or -- that is just too difficult to come up with.
 2 Q. More than ten times where you -- did the
 3 S.W.A.T. team respond to incidents in which an AR
 4 was being used?
 5 MR. BRADY: Objection. Vague.
 6 THE WITNESS: Again, that is just hard to
 7 decide because all of those situations were firearm
 8 cases or involved firearms in some way or were a
 9 collection of firearms. And there are a wide
 10 variety of firearms in cases.
 11 BY MR. TRESNOWSKI:
 12 Q. I guess I will be a little more
 13 specific.
 14 Did you respond to a situation
 15 in which an individual was firing an AR-type rifle?
 16 A. Yes.
 17 Q. Can you describe that situation to me?
 18 A. A suspect had either fired or was firing
 19 an AR-type rifle at persons.
 20 Q. And this was -- when did this happen?
 21 A. I have no idea. I can just tell you
 22 within the 12 years I served in S.W.A.T., there
 23 were cases like that.
 24 Q. But you don't know how many cases?

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1 A. I do not.
 2 Q. Do you keep any records of your
 3 observations you make about firearms?
 4 A. No.
 5 Q. Are all police officers qualified to
 6 provide expert testimony regarding firearms they
 7 use on their job?
 8 MR. BRADY: Objection. Vague. Calls for
 9 speculation.
 10 THE WITNESS: I don't know.
 11 BY MR. TRESNOWSKI:
 12 Q. Are you qualified to provide expert
 13 testimony in virtue of your service at the police
 14 department?
 15 A. Yes.
 16 Q. Were you ever the subject of a
 17 misconduct complaint while serving as a police
 18 officer?
 19 MR. BRADY: Objection. Vague.
 20 THE WITNESS: Not that I can recall.
 21 BY MR. TRESNOWSKI:
 22 Q. Were you named as a party in a civil
 23 lawsuit in connection with your service in the
 24 police department?

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1 MR. BRADY: Objection. Vague.
 2 THE WITNESS: Not that I recall.
 3 BY MR. TRESNOWSKI:
 4 Q. In addition to your military service and
 5 your service and your service at the police you
 6 founded a company, correct?
 7 A. I did, yes.
 8 Q. And when did you found the company?
 9 A. 2008.
 10 Q. And what is that company?
 11 A. A consulting and training company.
 12 Q. What is the company called?
 13 A. SRW, Inc. -- incorporated.
 14 Q. And what does "SRW" stand for?
 15 A. Those are my initials.
 16 Q. And when you first founded SRW in 2008,
 17 how many employees did it have?
 18 A. Me.
 19 Q. How many employees does it currently
 20 have?
 21 A. Me. One.
 22 Q. At any point between 2008 and today,
 23 were there any other employees at SRW?
 24 A. I have no employees, and I have not had

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1 employees for the company.
 2 Q. I'm just going to ask you your role at
 3 SRW, but it sounds like your role might be
 4 everything that SRW requires. Is that correct?
 5 A. That is correct.
 6 Q. So describe sort of what are your
 7 day-to-day duties required of you at SRW?
 8 A. Most of my business is in consulting to
 9 businesses in strategic leadership, strategic
 10 planning. Helping them become better businesses.
 11 Helping them become better organizations and
 12 leadership training at all levels of the
 13 organization.
 14 Another piece of the company is
 15 what I'm doing here. Providing expert testimony in
 16 various types of cases relating to my training and
 17 education, experience and expertise.
 18 And then another part of the
 19 company is in firearms training. I do a
 20 significant amount of firearms training and I
 21 subcontract to a couple of other firearm training
 22 companies.
 23 Q. So it sounds like there's -- tell me if
 24 I'm accurately understanding here. There are three

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1 sort of components of SRW. There is consulting to
 2 business. There's expert testimony. And there is
 3 firearm trainings?
 4 A. Those are the main areas, yes.
 5 Q. And the consulting to business, does
 6 that involve consulting regarding firearms?
 7 A. Not directly, no.
 8 Q. It is more in terms of -- you said
 9 leadership training?
 10 A. Security. Security processes,
 11 leadership, strategic plans, strategic leadership,
 12 executive leadership, mid-level leadership.
 13 Q. Can you give me an example of the
 14 contract you had with the business and what SRW
 15 provided?
 16 A. Sure. For variety of different clients
 17 I provide anywhere from 8 to 40 hours of executive
 18 leadership training.
 19 Q. Other than consulting services to
 20 businesses, expert testimony and firearms training,
 21 is there any other services that SRW sells?
 22 MR. BRADY: Objection. Misstates testimony.
 23 Vague.
 24 THE WITNESS: If there is a request for

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1 training from a potential client in a specific area
 2 and it is something that we might have expertise in
 3 or access to expertise in, for instance, we've been
 4 training for military units. We've done training
 5 for other law enforcement entities.
 6 BY MR. TRESNOWSKI:
 7 Q. So let me understand that. You provided
 8 firearms training for military units?
 9 A. Yes.
 10 Q. What military units?
 11 A. Primarily the Utah Air International
 12 National Guard security police units.
 13 Q. So you taught international guard?
 14 A. Utah Air National Guard.
 15 Q. How frequently have you provided
 16 services to the Utah Air National Guard?
 17 A. That was a one-time contract several
 18 years ago.
 19 Q. What other military contracts has SRW
 20 had?
 21 A. We provided -- one time we provided
 22 pre-deployment firearms training to the 19th
 23 Special Forces Support Company, as I recall.
 24 Q. What else?

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1 A. That is about it that I can recall right
2 now.
3 Q. What is Warrior Creed?
4 A. Warrior Creed is the firearm's side of
5 SRW.
6 THE COURT REPORTER: I didn't hear the end of
7 that answer. Can you finish that answer?
8 THE WITNESS: Would you like me to repeat the
9 answer?
10 THE COURT REPORTER: Sure. Can you speak up,
11 please? Thanks.
12 THE WITNESS: Warrior Creed is the firearms
13 training -- civilian firearm's training side of
14 SRW, Incorporated.
15 BY MR. TRESNOWSKI:
16 Q. So Warrior Creed is a brand name under
17 SRW?
18 A. Yes.
19 Q. And Warrior Creed -- I think I know the
20 answer, but how many employees does Warrior Creed
21 have?
22 A. None. Just me.
23 Q. And you are a firearm's trainer in
24 connection with Warrior Creed?

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1 A. Yes.
2 Q. And there are additional firearms
3 trainers through Warrior Creed, correct?
4 A. Yes.
5 Q. But they are not SRW employees?
6 A. No.
7 Q. Can you explain how that works?
8 A. 1099 contractors.
9 Q. I know SRW was 2008, but when did
10 Warrior Creed brand begin?
11 A. Roughly the same time.
12 Q. Does Warrior Creed SRW own property?
13 MR. BRADY: Objection. Vague.
14 THE WITNESS: We own training equipment and
15 related items.
16 BY MR. TRESNOWSKI:
17 Q. Do you own a facility?
18 A. No.
19 Q. That first year that Warrior Creed
20 offered firearms training services in 2008, how
21 many customers did you have?
22 A. In 2008 or since 2008?
23 Q. In 2008.
24 A. I don't recall.

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1 Q. Roughly -- I just want to get a sense --
2 how many training courses did you offer in the
3 first year of SRW?
4 A. I don't recall in 2008 how many we
5 offered. Specifically and similar to -- I mean
6 there hasn't been a great deal of change. So
7 similar is probably 20 courses per year.
8 Q. How many customers did you have in the
9 year 2023, approximately?
10 MR. BRADY: Objection. Vague.
11 BY MR. TRESNOWSKI:
12 Q. That was unclear. In calendar year
13 2023, approximately how many customers did Warrior
14 Creed have?
15 MR. BRADY: Objection. Vague.
16 THE WITNESS: Several hundred.
17 BY MR. TRESNOWSKI:
18 Q. So you started a business from 2008 and
19 you had several hundred customers last year,
20 correct?
21 MR. BRADY: Objection. Misstates testimony.
22 Vague.
23 THE WITNESS: Yes.
24 BY MR. TRESNOWSKI:

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1 Q. And what did you do to grow the Warrior
2 Creed business?
3 MR. BRADY: Objection. Misstates the
4 testimony. Vague.
5 THE WITNESS: Essentially exploited and my
6 name and my experience.
7 BY MR. TRESNOWSKI:
8 Q. I'm not sure I heard. You said
9 "exploited" your name?
10 A. I'm sorry?
11 Q. I'm sorry. Exploited your name?
12 A. Exploited my name. Turned my name and
13 my experience into a brand.
14 Q. And what do you mean by that?
15 A. I'm well known in the firearms
16 community, have been for years. People seek out my
17 training.
18 Q. What are you well known for?
19 A. I'm known to be a highly competent
20 firearms trainer.
21 Q. How do you refer to Warrior Creed's
22 customers?
23 MR. BRADY: Objection.
24 BY MR. TRESNOWSKI:

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1 Q. Clients? Go ahead.
 2 A. Correct.
 3 Q. So if an individual comes to Warrior
 4 Creed for firearms training, do you refer to them
 5 as a client?
 6 A. I do.
 7 Q. Okay. How many clients -- how do
 8 clients find Warrior Creed?
 9 MR. BRADY: Objection. Calls for speculation.
 10 THE WITNESS: Our primary methods are word of
 11 mouth and internet. We have a website. And that
 12 is about it.
 13 BY MR. TRESNOWSKI:
 14 Q. Do you have an understanding of what
 15 percentage comes to you word of mouth and what
 16 percentage comes through the internet?
 17 A. I do not.
 18 Q. Does Warrior Creed advertise outside of
 19 its website?
 20 A. We have business cards available at some
 21 of the firearms training locations that we utilize.
 22 And we have business cards and similar type things
 23 at a couple of primary firearms stores. That is
 24 about it.

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1 Q. And where does Warrior Creed provide
 2 services to clients?
 3 A. On range facilities.
 4 Q. Where are those range facilities?
 5 A. Primarily there is one here in Utah that
 6 we lease on a regular basis and then wherever our
 7 clients have requested our training, we arrange for
 8 a facility to teach them on.
 9 Q. In 2023, where other than Ogden, Utah,
 10 did you provide services to clients?
 11 A. Paulden, Arizona. Nunn, Colorado
 12 -- N-U-N-N, Colorado. That is all I can think of
 13 last year.
 14 Q. So when you travel to somewhere like
 15 Colorado to provide services, does the group
 16 contact you?
 17 A. Yes. Somebody seeks out training and
 18 contacts us.
 19 Q. When you say "somebody," it is not just
 20 one person?
 21 A. No. It is a wide variety of people.
 22 Q. I'm just confused. So you show up to
 23 Colorado and there is a group of people there
 24 receiving firearms training?

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1 A. So a point person in Colorado says, "I'd
 2 like to host a class from you." And we say, "This
 3 is what it costs. You need to provide just
 4 facilities. You need to insure students." And
 5 they do that.
 6 Q. And those individuals that are contracts
 7 outside of Utah, do they tend to be businesses?
 8 A. Many firearms trainers or people who
 9 host this have their own business, yes.
 10 Q. Was it like a store who hired you to
 11 bring it in to offer you training?
 12 A. It is usually another firearms training
 13 company.
 14 Q. Where do most of your clients live?
 15 MR. BRADY: Objection. Calls for speculation.
 16 THE WITNESS: Most are divided into groups in
 17 Utah.
 18 BY MR. TRESNOWSKI:
 19 Q. Do your clients tend to be any
 20 particular age?
 21 A. No. They cross all demographics.
 22 Q. Do your clients tend to be any
 23 particular gender?
 24 A. They cross all demographics.

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1 Q. How much does a typical course at
 2 Warrior Creed cost?
 3 A. An eight-hour course is \$175.00.
 4 Q. Do you understand that to be typical for
 5 a firearms course?
 6 A. In the industry?
 7 Q. Yes.
 8 A. The industry pricing is quite broad.
 9 That is typical for Warrior Creed.
 10 Q. Do you have repeat customers?
 11 A. Yes.
 12 Q. Do you collect any data to understand
 13 why someone might be a repeat customer?
 14 A. Well, specific data? No.
 15 Q. Do you have an understanding of why
 16 somebody might be a repeat customer?
 17 A. I would have to think customer
 18 satisfaction plays a role in why they would be a
 19 repeat customer.
 20 Q. Do you generally find your clients are
 21 satisfied?
 22 A. Yes.
 23 Q. Why do you think that is?
 24 A. I'm sorry?

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1 Q. Why could do you think that is?
 2 MR. BRADY: Objection. Calls for speculation.
 3 THE WITNESS: They usually express some degree
 4 of happiness in having attended the training.
 5 BY MR. TRESNOWSKI:
 6 Q. Does Warrior Creed work for private
 7 businesses?
 8 A. Warrior Creed specifically? SRW is the
 9 company that contracts for specific training.
 10 Q. Did SRW provide services to Israeli
 11 Weapons System?
 12 A. I provide -- independently provide my
 13 services to Israeli Weapons Industries, IWI.
 14 Q. So let me restate that. You personally
 15 provide services to IWI; correct?
 16 A. I do.
 17 Q. And what is "IWI"?
 18 A. "Israeli Weapons Industries."
 19 Q. What does IWI do?
 20 A. IWI is the sales and training
 21 component -- the U.S. sales and training component
 22 of Israeli Weapons Industries out of Israel.
 23 They manufacture specific
 24 firearms and they train people in the use of those

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1 firearms.
 2 Q. And what did you do for them?
 3 A. I do training classes when asked, when
 4 contracted with in the use of specific carbines.
 5 Q. And in the use of carbines manufactured
 6 by IWI?
 7 A. Correct.
 8 Q. How many times have you provided those
 9 services to IWI?
 10 A. I've only talked to them two or three
 11 times. This is relatively new. I think we've only
 12 been with them for a couple of years.
 13 Q. You said it's relatively new. When did
 14 you first provide services to IWI?
 15 A. Two years ago.
 16 Q. 2022?
 17 A. That sounds right.
 18 Q. And then IWI pays you individually for
 19 providing those services?
 20 A. IWI contracted -- initially contracted
 21 with another firearms training facility who employs
 22 me, and that is who paid me initially and then in
 23 2023, IWI paid me.
 24 Q. What were the terms of that financial

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1 arrangement with IWI?
 2 MR. BRADY: Objection. Vague.
 3 THE WITNESS: Contract base for a two-day
 4 training event.
 5 BY MR. TRESNOWSKI:
 6 Q. And what were you paid?
 7 A. I don't recall.
 8 MR. TRESNOWSKI: Okay. I think I could use a
 9 quick bathroom break. Five minutes work? Okay.
 10 We will be back here at 10:35 central time.
 11 (Recess.)
 12 MR. TRESNOWSKI: Let's go back on the record.
 13 BY MR. TRESNOWSKI:
 14 Q. Randy, you know even though we took a
 15 break you still remain under oath, correct?
 16 A. Correct.
 17 Q. How many classes total did you provide
 18 in connection with the IWI contract?
 19 A. I think I've done two so far.
 20 Q. And who were the students in these
 21 courses?
 22 A. Whoever IWI signs up for their classes.
 23 There are a broad range of people, civilians, law
 24 enforcement and military.

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1 Q. Where were the classes offered?
 2 A. One was in Paulden, Arizona, and -- both
 3 -- excuse me. Both were in Paulden, Arizona.
 4 Q. So are these individuals who have
 5 purchased an IWI firearm and then purchased a class
 6 in connection with it?
 7 MR. BRADY: Objection. Calls for speculation.
 8 THE WITNESS: They contract with a class with
 9 IWI. IWI then asks me to go teach.
 10 BY MR. TRESNOWSKI:
 11 Q. So do you have any understanding how
 12 these students find this class?
 13 A. Through IWI.
 14 Q. And did you provide anything exclusively
 15 on IWI weapons?
 16 A. I provide training and IWI firearms.
 17 The students show up with mostly IWI firearms. If
 18 they show up with something else, they still go
 19 through the training.
 20 Q. What firearms in particular did you
 21 provide training with?
 22 MR. BRADY: Objection. Vague.
 23 THE WITNESS: Based upon the IWI Tavor
 24 training, T-A-V-O-R.

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1 BY MR. TRESNOWSKI:
 2 Q. Any others?
 3 A. That is what I teach.
 4 Q. And what skills do you teach in
 5 connection with that firearm?
 6 A. I'm sorry. I didn't hear you.
 7 Q. What skills do you teach in connection
 8 with that firearm?
 9 A. The use of the firearm. How to be safe
 10 with it. How to shoot and handle it well.
 11 Q. Anything else?
 12 A. No.
 13 Q. You mentioned three categories of
 14 students, civilians, law enforcement and military,
 15 correct?
 16 A. Yes.
 17 Q. Do you provide any specific training on
 18 how to use that firearm for law enforcement
 19 purposes?
 20 A. Not specifically. I teach a program and
 21 the students attend that program.
 22 Q. Same question for the military. Do you
 23 provide any training specifically for how that
 24 firearm is to be used in the military?

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1 MR. BRADY: Objection. Vague.
 2 THE WITNESS: Are we still speaking about IWI
 3 firearm?
 4 BY MR. TRESNOWSKI:
 5 Q. Correct.
 6 A. I teach a specific program of
 7 instruction and that is what the students receive
 8 regardless of their background.
 9 Q. Do you have any understanding, if any,
 10 of your students served in the Israeli military?
 11 A. I don't -- I don't recall ever having
 12 taught anyone in a student capacity in the Israeli
 13 military.
 14 Q. You added the phrase "civilian
 15 capacity." Did you train anyone in the military
 16 capacity of the Israeli military?
 17 MR. BRADY: Objection. Misstates testimony.
 18 Vague.
 19 THE WITNESS: Not that I recall. I was just
 20 referring to my general training.
 21 BY MR. TRESNOWSKI:
 22 Q. Just to be clear, you did not provide
 23 any services for IWI in Israel, correct?
 24 A. No, no.

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1 Q. Is that firearm, the IWI Tavor carbine,
 2 used by the Israeli military?
 3 A. Yes. In a military variant.
 4 Q. Can you explain what you mean by that?
 5 A. The military variant is not available in
 6 the United States.
 7 Q. And what is the distinction between a
 8 military and nonmilitary variant?
 9 A. The same as with the AR variants versus
 10 the military ARs.
 11 Select fire is not available on
 12 the ARs or typical carbine in the United States.
 13 That is distinctly a military capacity.
 14 Q. Would you refer to the IWI Tavor carbine
 15 as an AR-type rifle?
 16 A. No.
 17 Q. Why not?
 18 A. The Tavor carbine is what is known as a
 19 bullpup design.
 20 Q. Can you say that again? I didn't quite
 21 hear?
 22 A. The AR -- the Tavor carbine is known as
 23 a bullpup design.
 24 Q. Are there any other differences we

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1 haven't discussed between the military variants and
 2 the civilian variants in the IWI firearm that you
 3 provided?
 4 MR. BRADY: Objection. Calls for speculation.
 5 Vague.
 6 THE WITNESS: Not that I'm aware of. That is
 7 the primary difference.
 8 BY MR. TRESNOWSKI:
 9 Q. Same with the AR platform rifles. You
 10 provided testimony that the distinction between an
 11 AR platform rifle and a military version is select
 12 fire. Is that correct?
 13 A. Primarily, yes.
 14 Q. Have you recorded any videos in
 15 connection with your work with SRW?
 16 A. You mean commercially?
 17 Q. Any videos? Have you recorded videos in
 18 connection with your working at SRW?
 19 A. I'm sure I have, yes.
 20 Q. I am going to try to introduce one such
 21 video as an exhibit here.
 22 So I'm going to share my screen,
 23 and I'm going to show a YouTube video here.
 24 Okay. On your screen do you see

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1 a YouTube video?
 2 A. I do.
 3 MR. TRESNOWSKI: I'm going to mark this
 4 YouTube video as Exhibit 1. And I'm also going to
 5 share a screenshot later. So I'm not going to read
 6 the URL into the record because it will be on a
 7 later exhibit. But just to identify for the
 8 record, Exhibit 1 is titled "Training with Randy
 9 Watt," posted by the account Impact Guns.
 10 It is three minutes and five
 11 seconds long. It was posted on June 25th, 2013.
 12 It has a description on the video of Colonel Randy
 13 Watt training demonstration.
 14 (Exhibit 1 was marked for
 15 identification.)
 16 BY MR. TRESNOWSKI:
 17 Q. Do you recognize this YouTube video from
 18 what we know about it already?
 19 A. I do not.
 20 MR. BRADY: Objection. For the record, there
 21 is a blank screen. All there is is the title
 22 showing.
 23 (Video playing.)
 24 BY MR. TRESNOWSKI:

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1 Q. Do you know what Impact Guns is?
 2 A. I do.
 3 Q. What is Impact Guns?
 4 A. It is a company that sells firearms and
 5 related supplies.
 6 Q. Did you provide services for Impact
 7 Guns?
 8 A. No.
 9 Q. Do you remember recording a video with
 10 Impact Guns?
 11 A. No.
 12 Q. Do you have any understanding of why
 13 Impact Guns posted a video called training with
 14 Randy Watt?
 15 MR. BRADY: Objection. Calls for speculation.
 16 BY MR. TRESNOWSKI:
 17 Q. Go ahead. You can answer.
 18 A. Yes. They are the largest gun store in
 19 my area and the largest private gun store in my
 20 area, nonchain, and I've known them for years, and
 21 I've purchased firearms from them over the years.
 22 I do not recall ever doing --
 23 no, wait. Way back I might have done a training
 24 event at their school. They have a range in their

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1 store. I might have done training for them. That
 2 is the best I can recall.
 3 Q. I'm going to play the video. I'm going
 4 to play the beginning of it.
 5 The audio on this video is just
 6 music, but I want to make sure.
 7 (Video playing.)
 8 BY MR. TRESNOWSKI:
 9 Q. Can you hear the audio?
 10 A. I am not hearing any audio.
 11 Q. Okay. I'm going to play the audio.
 12 (Video playing.)
 13 BY MR. TRESNOWSKI:
 14 Q. All right.
 15 Randy, were you able to see that
 16 video on your screen?
 17 A. Yes, I was.
 18 Q. Did that video show you?
 19 A. Yes it did.
 20 Q. After seeing the video, do you remember
 21 filling it?
 22 A. Yes I do.
 23 Q. Do you remember when you filmed this
 24 video?

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1 A. I don't remember what year exactly.
 2 That is not Impact Guns video. That is a marketing
 3 video that we did, that my company did. That my
 4 company did. It was way back. It would have been
 5 -- it was before 20123?
 6 Q. You mentioned you were the only SRW
 7 employee so you contracted with someone to create
 8 this video?
 9 A. Yes.
 10 Q. Do you remember who filmed it?
 11 A. I do not. That was a long time ago. I
 12 do not. I'm not even sure who -- that facility
 13 that was taken -- for the majority where it was
 14 taken, from no longer exists.
 15 Q. I have some questions about the video
 16 that I'm going to ask in the form of screenshots.
 17 Can you see my screen?
 18 A. Yes.
 19 Q. Okay. I'm marking this as Exhibit 2.
 20 (Exhibit 2 was marked for
 21 identification.)
 22 BY MR. TRESNOWSKI:
 23 Q. This is a screenshot of the YouTube
 24 video we just watched, and the URL for the YouTube

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1 video, which just ends Q2Q. It was the same URL
2 that was in Exhibit 1, and this is a screenshot of
3 that video at four seconds.
4 What is the company name shown
5 on the screen shot?
6 A. SRW, Inc.
7 Q. And that is your company, correct?
8 A. That is correct.
9 Q. And that is because it was your company
10 that created this video, correct?
11 A. Correct.
12 Q. I'm going to mark as Number 3, another
13 screenshot from that same video with the same URL.
14 (Exhibit 3 was marked for
15 identification?)
16 BY MR. TRESNOWSKI:
17 Q. At the top of the screenshot shows 34
18 second in the video. Do you see that screenshot,
19 Randy?
20 A. I do.
21 Q. Do you remember seeing this image when
22 we watched the video?
23 A. Yes.
24 Q. Does this show you?

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1 A. Yes.
2 Q. Is this actual footage of you teaching a
3 firearms class?
4 A. Yes.
5 Q. Where is this -- was this video taken?
6 A. This is at the what is now the Weber
7 County sports shooting complex in Ogden, Utah.
8 Q. Does Warrior's Creed typically provide
9 services at that doing that?
10 A. Yes.
11 Q. From looking at this video do you have
12 an understanding of what course you might be
13 teaching here?
14 A. This is one of the pistol courses.
15 Q. So Exhibit 4 is the screenshot of that
16 video at the 49 second mark.
17 (Exhibit 4 was marked for
18 identification.)
19 BY MR. TRESNOWSKI:
20 Q. Do you see this video?
21 A. No.
22 Q. Do you see this image?
23 A. No.
24 Q. Oh, I didn't share it yet. Sorry.

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1 Do you see the image on your
2 screen?
3 A. I do.
4 Q. What is this?
5 A. This is a marketing video of one of the
6 self-defense related classes we teach.
7 Q. And what class is that?
8 A. Well, there are a whole series of
9 classes that we teach, specifically to civilians
10 and how to protect themselves.
11 Q. Can you tell from this video which class
12 this may be footage from?
13 A. I can't. It is just a, you know,
14 related-public activity related to using the ATM.
15 Q. This is an image of you in this video,
16 correct?
17 A. Correct.
18 Q. And what is this particular scenario
19 this image depict?
20 A. Defending yourself from an armed a
21 salient at an ATM.
22 Q. Is that a scenario you discuss
23 frequently in your courses?
24 A. Yes.

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1 Q. Why do you frequently discuss that
2 scenario?
3 A. Because a significant number of people
4 tend to be victimized at ATMs.
5 Q. So one of the goals of your course is to
6 prepare students for such a scenario?
7 A. Correct.
8 Q. What are you folding in this image?
9 A. I'm sorry?
10 Q. What are you holding in this image?
11 A. I'm holding a converted M-9 pistol.
12 Converted to utilize paint marking rounds, training
13 rounds specifically.
14 Q. Can you explain what that conversion
15 process looks like?
16 A. Yes. You replace the standard barrel
17 with this barrel, which fires specific subunits.
18 Q. So you train your students on it. It's
19 an otherwise normal M-9 pistol, but you have made
20 one conversion to it?
21 A. Yes.
22 Q. I'm going to pull up another exhibit
23 marking as Exhibit 5.
24

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1 (Exhibit 5 was marked for
 2 identification.)
 3 BY MR. TRESNOWSKI:
 4 Q. Another image from a YouTube video. It
 5 has the same URL at the end, Q2Q. The last three
 6 letters has the trainer Randy Watt. And this is at
 7 1:14 of the YouTube video.
 8 Can you see this image, Randy?
 9 A. I can.
 10 Q. Is this you in this image?
 11 A. It is.
 12 Q. Can you explain what this image shows?
 13 A. I'm demonstrating the use of a civilian
 14 mark at AR-15 in a standard training position known
 15 as barricade shooting.
 16 Q. Do you have an understanding from this
 17 image which variance the AR-15 you are holding?
 18 A. You mean who the manufacturer?
 19 Q. Correct.
 20 A. I believe was specialized tactical
 21 systems AR-15.
 22 Q. And you said you were training on a
 23 particular scenario here, correct?
 24 A. This particular training, shooting

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1 around barricades and obstacles. Very popular in
 2 the sporting world as well as training in the
 3 self-defense world.
 4 Q. So one skill you teach your students is
 5 how to shoot around barricades and obstacles?
 6 A. Correct.
 7 Q. Is there a particular self-defense
 8 scenario this image depicts?
 9 MR. BRADY: Objection. Vague.
 10 THE WITNESS: Sure. I mean it teaches them
 11 how to shoot around barriers and obstacles.
 12 BY MR. TRESNOWSKI:
 13 Q. What were you wearing in this image?
 14 A. I'm wearing the ballistics helmet. I'm
 15 wearing some carry gear designed specifically
 16 around the civilian AR-15 platform that I'm using.
 17 And I'm wearing a camouflage-style hat and shirt as
 18 well as hearing protection and eye protection.
 19 Q. Would you describe the clothes you are
 20 wearing as militaristic?
 21 MR. BRADY: Objection. Vague. Argumentative.
 22 THE WITNESS: Sure. You can call them
 23 militaristic.
 24 BY MR. TRESNOWSKI:

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1 Q. Is the equipment you're wearing in this
 2 image similar to the equipment you would wear
 3 during military service?
 4 A. No.
 5 Q. Why not?
 6 A. This is civilian stuff built around the
 7 sport world. And the stuff I wore was issued -- in
 8 the military it was issued.
 9 Q. So is it your testimony that this is an
 10 image of you wearing civilian gear?
 11 A. Yes.
 12 Q. As part of your self-defense courses do
 13 you instruct students on how to wear the gear you
 14 are wearing in this image?
 15 A. I don't recall ever teaching a class on
 16 that. I mean people show up with gear to attend
 17 certain classes.
 18 Q. In which classes do students tend to
 19 show up with gear?
 20 A. Any of the tactical classes.
 21 MR. TRESNOWSKI: Okay. Marking as Exhibit 6
 22 another screen shot of the YouTube video we looked
 23 at earlier.
 24

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1 (Exhibit 6 was marked for
 2 identification.)
 3 BY MR. TRESNOWSKI:
 4 Q. This is a screenshot from a minute 18 of
 5 the video. It's the same video titled training
 6 with Randy Watt that we watched the YouTube video.
 7 Randy, can you see this image?
 8 A. I can.
 9 Q. What is this image?
 10 A. This is a piece of that marketing --
 11 training/marketing video that you're playing, and
 12 it shows pretty much the same thing, shooting
 13 around obstacles. And these two people are
 14 shooting around an obstacle.
 15 Q. And the individual shown in this video,
 16 is that one of your clients?
 17 MR. BRADY: Objection. Vague.
 18 THE WITNESS: Yes.
 19 BY MR. TRESNOWSKI:
 20 Q. There are two individuals in this image.
 21 The individual in the center of the image who is
 22 holding the firearm, is that one of your clients?
 23 A. Yes, it is.
 24 Q. And what is your client holding in this

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1 image?
 2 A. He is holding a civilian and a
 3 sporterized AR-15.
 4 Q. And what equipment is your client
 5 wearing?
 6 A. It looks like he has got a backpack on,
 7 and it looks like a Pro-Tec helmet, which is a
 8 climbing helmet kind of thing, and it might be one
 9 of the high-tech ballistic helmets. I don't
 10 recall. And it looks like he has some AR-15
 11 magazine holders up on his side.
 12 Q. From this image do you have an
 13 understanding of what skills you might be teaching
 14 this client?
 15 A. This was a marketing video this was --
 16 particularly -- all these scenes are particularly
 17 staged. You know, either grabbed from a training
 18 scene or staged like this one was to demonstrate
 19 the content of a class.
 20 Q. Is it an accurate depiction of one of
 21 your courses?
 22 A. Sure. It is shooting around obstacles
 23 and barricades.
 24 Q. Is there a particular -- strike that.

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1 Do you advise your clients to wear helmets when
 2 training on how to shoot around obstacles?
 3 A. I don't do classes on the wear of gear
 4 or the type of gear.
 5 Again, clients show up with
 6 certain things. With certain pieces of equipment.
 7 And in this case, this was staged. But he would
 8 have come with the equipment that he had for this
 9 event.
 10 Q. Do you have an understanding of why it
 11 was staged and the way it was?
 12 A. Yes. We wanted to show that we conduct
 13 training with civilian model AR platforms in terms
 14 of shooting around barricades and obstacles. It is
 15 part of the training that we conduct.
 16 Q. Was there anything you were trying to
 17 show with the selection of the clothing worn in
 18 this image?
 19 MR. BRADY: Objection. Misstates testimony.
 20 Vague.
 21 THE WITNESS: No. It had nothing to do with
 22 that.
 23 MR. TRESNOWSKI: I'm going to mark as Exhibit
 24 7, another screenshot from that same YouTube video.

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1 This one is at 46 seconds.
 2 (Exhibit 7 was marked for
 3 identification.)
 4 BY MR. TRESNOWSKI:
 5 Q. Do you see this video, Randy?
 6 A. I do.
 7 Q. Do you see this image, Randy?
 8 A. I see the image, yes.
 9 Q. Is this you?
 10 A. It is.
 11 Q. What are you doing in this image?
 12 A. In this image I'm defending against a
 13 carjacking.
 14 Q. Is that a scenario that you discuss in
 15 your courses?
 16 A. It is.
 17 Q. Why?
 18 A. Because a lot of people get carjacked
 19 these days and have been for a number of years.
 20 Q. And what are you holding in this image?
 21 A. I'm holding, again, a -- this is a Glock
 22 Model 17 converted firearm. Again, converted to
 23 fire the noninjurious submunitions.
 24 MR. TRESNOWSKI: One more screenshot I'm going

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1 to mark as Exhibit 8, another screenshot for the
 2 YouTube video. This is the same URL as before, and
 3 it ends with the three letters Q2Q, and this is
 4 moved to one minute 59 seconds in that same YouTube
 5 video.
 6 (Exhibit 8 was marked for
 7 identification.)
 8 BY MR. TRESNOWSKI:
 9 Q. Randy, do you see this image?
 10 A. I do.
 11 Q. Do you know who this is in this image?
 12 A. I know both of these people, yes.
 13 Q. Who are they?
 14 A. So the one on the left is a former Ogden
 15 police officer, and the one in the protective gear
 16 is a former Ogden police officer.
 17 Q. What does this image show?
 18 A. This image shows the woman defending
 19 herself against home invasion.
 20 Q. Is that a scenario you discuss in your
 21 courses?
 22 A. This is. It is.
 23 Q. And why?
 24 A. Because people, and significantly woman,

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1 are often victims of home invasions.
 2 Q. And what is the woman on the left
 3 holding in this image?
 4 A. That is the same firearm that I was
 5 holding in the previous image. It's a Glock Model
 6 17 that has been converted to use with subunits.
 7 Q. Is that firearm useful in this scenario
 8 depicted in this image?
 9 A. I'm sorry. Is that firearm what?
 10 Q. Useful in the scenario depicted in this
 11 image?
 12 MR. BRADY: Objection. Vague.
 13 THE WITNESS: Keep in mind this is a marketing
 14 video provided to sell the training program, so I
 15 would say.
 16 BY MR. TRESNOWSKI:
 17 Q. Why?
 18 A. Because it shows a woman defending
 19 herself from a home invader.
 20 Q. You mentioned these images are from a
 21 marketing video. Do you remember what you did with
 22 this video?
 23 A. I really don't, and we put this
 24 together. We didn't do much with it. I don't --

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1 other than with Impact Guns using it, I don't
 2 recall it ever being much -- it might have been on
 3 our website at one point. I don't believe it is
 4 still, but I may be wrong. I will have to check.
 5 Q. Do you agree this video -- strike that.
 6 Does this video accurately
 7 depict one of your courses?
 8 MR. BRADY: Objection. Vague.
 9 THE WITNESS: It depicts some of the training
 10 that people can get from us in our training
 11 courses.
 12 BY MR. TRESNOWSKI:
 13 Q. And this video is from 2013. But do you
 14 still provide the type of training that is shown in
 15 this video?
 16 MR. BRADY: Objection. Vague.
 17 THE WITNESS: So I don't remember if the video
 18 was from 2013. Impact guns may have put it up in
 19 2013. I just don't recall if we did it in 2013.
 20 And yet some of the training is still available.
 21 It just depends on what sources people sign up for.
 22 This facility that you see us
 23 using there no longer exists, so it makes some of
 24 the training hard to conduct.

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1 BY MR. TRESNOWSKI:
 2 Q. You mentioned earlier that Warrior Creed
 3 has a website, correct?
 4 A. Yes.
 5 Q. And are you responsible for the content
 6 on that website?
 7 A. I have a contractor who manages my
 8 website.
 9 Q. Do you work with the contractor to
 10 decide what goes on the website?
 11 A. Sure.
 12 Q. And is the URL for your website
 13 warriorcreed.us?
 14 A. That is correct.
 15 Q. I'm going to introduce an Exhibit 9
 16 here. Exhibit 9 -- I'm marking as Exhibit 9
 17 screenshot that I took of the warriorcreed.us
 18 website.
 19 (Exhibit 9 was marked for
 20 identification.)
 21 BY MR. TRESNOWSKI:
 22 Q. If you go to the bottom of this
 23 three-page exhibit, it has the URL warriorcreed.us
 24 about 4 -- it is 3 pages.

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1 Randy, do you want me to scroll
 2 through these 3 pages so you can see what it is?
 3 A. No. I know what it is.
 4 Q. What is this?
 5 A. In 2007 coming out of Bagdad, I wrote
 6 what is called "One Warrior's Creed." And then
 7 below it is the explanation of the contents of that
 8 poem.
 9 Where the name Warrior Creed
 10 comes from. It is based on this creed.
 11 Q. And this is what shows up when you click
 12 about on your website, correct?
 13 MR. BRADY: Objection. Calls for speculation.
 14 Vague.
 15 THE WITNESS: I don't recall. I don't get on
 16 the website much. I don't recall exactly what
 17 comes up on about.
 18 BY MR. TRESNOWSKI:
 19 Q. Do you see here that -- here it is in
 20 gray?
 21 A. Yes, I do.
 22 Q. Can you see at the bottom of this
 23 printout, it has a URL and the last part of it says
 24 about?

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1 A. Yes, I do.

2 Q. Were you part of the decision to include

3 this on the Warrior's Creed website?

4 A. I'm sure I was.

5 Q. And why is it included as part of the

6 Warrior Creed website?

7 A. Because it explains where the Warrior's

8 Creed -- or the brand, Warrior's Creed, comes from.

9 This is the poem.

10 Q. And is this Warrior's Creed part of the

11 curriculum you teach your students?

12 A. "One Warrior's Creed" is a poem that I

13 wrote coming out of combat in Baghdad in 2007. And

14 explains the contents of that poem, why I wrote it.

15 I don't specifically teach

16 Warrior's Creed. It is available to people.

17 At one time you could -- when we

18 had an online store you could buy the poem if you

19 thought it was relevant. That is about it.

20 Q. I don't think you answered my question.

21 My question is simply why is this on the website.

22 MR. BRADY: Objection. Misstates testimony.

23 Vague, argumentative.

24 THE WITNESS: The brand is Warrior Creed.

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1 People wonder where that comes from. It comes from

2 this. The poem called "One Warrior's Creed."

3 BY MR. TRESNOWSKI:

4 Q. Why did you select the brand name

5 Warrior Creed?

6 A. Because I liked it.

7 Q. Is there any particular reason you liked

8 that brand name?

9 A. No. I wrote the poem.

10 Q. It says here "One Warrior's Creed, a

11 philosophy to live with."

12 Did I read that correctly?

13 A. I'm sorry?

14 Q. Did I read that correctly?

15 A. You did.

16 Q. Is one of the objectives of your courses

17 at Warrior Creed to teach a life philosophy?

18 MS. BRADY: Objection. Vague. Asked and

19 answered.

20 THE WITNESS: It's designed to teach a

21 self-defense policy, which would allow you to live

22 when faced with great danger from violent

23 criminals.

24 BY MR. TRESNOWSKI:

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1 Q. Does this website or -- scratch that.

2 It does this people and the description of it here

3 describe the self-defense philosophy you teach in

4 your courses?

5 MR. BRADY: Vague. Asked and answered.

6 THE WITNESS: Yes.

7 MR. TRESNOWSKI: I'm going to introduce as

8 Exhibit 10 another image -- this is another --

9 Exhibit 10 is a screen shot from the Warrior Creed

10 website.

11 (Exhibit 10 was marked for

12 identification.)

13 BY MR. TRESNOWSKI:

14 Q. Do you recognize this, Randy?

15 A. I do.

16 Q. What is it?

17 A. It is a picture of me holding one of my

18 sporterized AR-15s.

19 Q. And does this show up on the Warrior

20 Creed website?

21 A. I believe it does, yes.

22 Q. Do you know where it shows up?

23 A. I think it says "Home." I think this is

24 on the home page.

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1 Q. And you said this is an image of you?

2 A. It is.

3 Q. And what firearm are you holding in this

4 image?

5 A. That is a civilian model AR-15.

6 Variants.

7 Q. Can you describe the gear you're

8 wearing?

9 A. I have a police ballistic helmet on,

10 wearing ballistics glasses, which are great for

11 protection when you are shooting. And I'm wearing

12 some type of an all-weather sports training jacket.

13 Very common in the training world.

14 Q. Were you part of the decision to include

15 this image on the Warrior Creed website?

16 A. I'm sure I was.

17 Q. Why did you include this image on the

18 Warrior Creed website?

19 A. Because I like it.

20 Q. And why do you like it?

21 A. Because of the training that is

22 available from us.

23 Q. What training does this show?

24 A. It shows AR-15 civilian Varian carbine

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1 training that we offer.
 2 Q. Is that training that you offer
 3 particularly popular?
 4 A. I'm sorry. I lost the last part of your
 5 question.
 6 Q. Is that training that you offer popular?
 7 A. Very popular.
 8 The civilian model AR-15 models
 9 are very popular, and people like to get trained
 10 with them.
 11 Q. You mentioned you did contract with
 12 someone to make your website?
 13 A. Contract with who?
 14 Q. Someone to make your website, correct?
 15 A. Yes.
 16 Q. Do you contract with -- other than that
 17 person do you contract with anyone to develop
 18 Warrior Creed's marketing?
 19 A. No.
 20 Q. So you are familiar with warrior creed's
 21 marketing?
 22 MR. BRADY: Objection. Vague.
 23 THE WITNESS: The person that does this stuff
 24 manages. She is contracted to do the marketing

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1 program which includes the website.
 2 BY MR. TRESNOWSKI:
 3 Q. You tell her the nature of the marketing
 4 materials to create?
 5 MR. BRADY: Objection. Vague. Misstates his
 6 testimony.
 7 THE WITNESS: So I tell her what I'm trying to
 8 accomplish. She designs stuff.
 9 BY MR. TRESNOWSKI:
 10 Q. What do you tell her about what your
 11 trying to accomplish with your marketing materials?
 12 A. I'm trying to sell training programs in
 13 the civilian market.
 14 Q. The goal of selling training programs to
 15 the civilian market?
 16 A. Yes. That is what I do. It is part of
 17 my business.
 18 Q. How do you use your marketing materials
 19 to accomplish that goal?
 20 A. I use the website and then students take
 21 the courses and they spread the word.
 22 Q. Anything else?
 23 A. I think I told you earlier I leave
 24 business cards in places -- let's see what else. I

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1 think we have a Facebook page. Yes we have a
 2 Facebook page, and she manages that.
 3 Q. And you pick -- well. So the purpose of
 4 your marketing is to attract students -- sell?
 5 A. To sell courses.
 6 Q. In your many years of running SRW have
 7 you learned anything about how to attract students
 8 to take your courses?
 9 A. If you are looking for specific lessons,
 10 no. We sell courses. And we -- we get specific
 11 students to stay in business, so...
 12 Q. Do you think you've been successful in
 13 selling courses?
 14 A. I'm sorry. I couldn't hear you.
 15 Q. You think you've been successful in
 16 selling courses?
 17 A. Yes, we've been in business since 2008,
 18 and it is very tough. Very tough, very demanding.
 19 Q. Why do you think you've been so
 20 successful?
 21 A. Because I have a powerful name in the
 22 firm's training industry, and I'm considered an
 23 expert in this realm.
 24 Q. Does the image on the home page here

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1 help show the power of your brand?
 2 MR. BRADY: Objection. Vague. Calls for
 3 speculation.
 4 THE WITNESS: My marketing person would
 5 probably say yes.
 6 BY MR. TRESNOWSKI:
 7 Q. So your marketing person has an
 8 understanding of the Randy Watt brand?
 9 MR. BRADY: Objection. Vague. Calls for
 10 speculation.
 11 THE WITNESS: I think so.
 12 BY MR. TRESNOWSKI:
 13 Q. And your marketing person has produced
 14 marketing materials in connection with their
 15 understanding of your brand?
 16 MR. BRADY: Objection. Vague. Calls for
 17 speculation.
 18 THE WITNESS: I believe so.
 19 BY MR. TRESNOWSKI:
 20 Q. Do you teach a skill called "room
 21 clearing" in your self-defense courses?
 22 A. Do I have a class called "room
 23 clearing"?
 24 Q. Do you type a skill called "room

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1 clearing"?

2 A. Yes.

3 Q. What is "room clearing"?

4 A. It is how to move about a room where

5 there might be a known adversary.

6 Q. Is room clearing used in your law

7 enforcement career?

8 A. Have I used that skill in my law

9 enforcement career? Yes, I have.

10 Q. Did you use that skill in your military

11 career?

12 A. Yes.

13 Q. Why might a civilian use that skill?

14 MR. BRADY: Objection. Vague. Incomplete

15 hypothetical. Calls for speculation.

16 THE WITNESS: Because they might end up in a

17 room with an armed individual.

18 BY MR. TRESNOWSKI:

19 Q. Warrior's Creed offers courses in rifle,

20 pistol and self-defense, correct?

21 A. Yes.

22 Q. Does it require a specific rifle for the

23 courses about rifle use?

24 A. No.

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1 Q. Does it require a specific pistol?

2 A. No.

3 Q. Does the courses on shotgun require a

4 specific shot gun?

5 A. No.

6 Q. Why not?

7 A. I'm not -- I don't sell for a brand or a

8 manufacturer. You show up with what you have, and

9 we train you with it.

10 So we have the ability to train

11 you across -- as I mentioned earlier, many skill

12 sets and experience crosses a wide variety of small

13 ones.

14 Q. We are going to pivot to a new topic

15 here. When were you first contacted about this

16 case?

17 MR. BRADY: Objection in that it calls for

18 privileged communications with counsel.

19 MR. TRESNOWSKI: You can go ahead and answer.

20 I'm just asking you when you were first contacted.

21 THE WITNESS: I'd have to look it up. I don't

22 recall right off the top of my head.

23 BY MR. TRESNOWSKI:

24 Q. Were you contacted that in calendar year

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1 2024?

2 A. I believe so, yes.

3 Q. Who contacted you?

4 A. The attorney for whom I work, Sean

5 Brady.

6 Q. How Sean Brady found you?

7 MR. BRADY: Objection. Calls for speculation.

8 And to the extent it calls for attorney/client or

9 -- well, privileged communication with the witness.

10 THE WITNESS: I really don't recall. He may

11 have mentioned that when he first contacted me, but

12 I really don't recall. I don't recall if he

13 researched me or what. I don't know.

14 BY MR. TRESNOWSKI:

15 Q. Do you have an understanding of what

16 your assignment is in this case?

17 A. Yes. I'm to offer opinions based on my

18 expertise on these band products in this case.

19 Q. Anything else?

20 A. That is about it.

21 Q. Do you understand that you were first

22 disclosed as an expert witness in this case on

23 March 27, 2024?

24 A. I'm sorry. Would you repeat that?

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1 Q. Sure. Do you understand that you were

2 first disclosed as an expert witness in this case

3 on March 27, 2024?

4 A. Yes.

5 MR. TRESNOWSKI: I'm going to introduce as

6 Exhibit 11 a document.

7 (Exhibit 11 was marked for

8 identification.)

9 BY MR. TRESNOWSKI:

10 Q. Randy, do you see on your screen a

11 document has a title Plaintiffs Combined Expert

12 Witness Disclosure?

13 A. Yes.

14 Q. I'm marking as Exhibit 11 a document

15 with that title. It is a seven-page document,

16 dated March 27, 2024.

17 Do you recognize this

18 document, Randy?

19 A. I'm sorry. I don't remember this

20 specific document. I just know that I was going to

21 be disclosed as an expert witness. I don't recall.

22 I really don't recall. Sorry.

23 Q. Do you see the name of the four

24 lawsuits?

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1 A. I do, yes.
 2 Q. At the top here?
 3 A. I do.
 4 Q. And do you see this document is signed
 5 by the attorney with you on this deposition, Sean
 6 Brady?
 7 A. Yes.
 8 Q. Do you see that paragraph 4 of this
 9 disclosure has your name in it?
 10 A. Yes.
 11 Q. Is the paragraph 4 accurate?
 12 A. Not quite. He has a total of 32 years
 13 of service. That was when I first retired and then
 14 I went back for 4 more years, so it is a total of
 15 36 years with the Ogden Police Department.
 16 Q. Any other inaccuracies?
 17 MR. BRADY: Objection. Calls for speculation.
 18 Vague. This was a document prepared by counsel.
 19 THE WITNESS: It looks pretty good to me.
 20 BY MR. TRESNOWSKI:
 21 Q. Do you agree it is your intent in this
 22 lawsuit to offer testimony as to the popularity and
 23 ambiguity of firearms banned by PICA in
 24 self-defense training courses and the utility of

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1 those firearms for self-defense and other lawful
 2 purposes?
 3 A. That statement sounds like what I just
 4 said, what I'm here to offer my expert opinion on.
 5 Q. So you agree it is accurate?
 6 A. I agree with it.
 7 Q. Other than the topics identified in
 8 paragraph 4 of this document, are there any other
 9 topics in which you intend to offer testimony?
 10 MR. BRADY: Objection. Vague.
 11 THE WITNESS: I intend to offer testimony
 12 within the scope of what is written there.
 13 BY MR. TRESNOWSKI:
 14 Q. And do you intend to offer testimony on
 15 anything outside of the scope of what is written
 16 there?
 17 MR. BRADY: Objection. Vague.
 18 THE WITNESS: It is a broad statement.
 19 I intend to answer the questions
 20 presented to me in testimony and within that broad
 21 statement that is contained within paragraph 4.
 22 BY MR. TRESNOWSKI:
 23 Q. I think I asked a yes-or-no question.
 24 Are there any topics on which you intend to offer

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1 testimony?
 2 MR. BRADY: Objection. Argumentative.
 3 Counsel is not to instruct the witness on how to
 4 answer the question. Vague. Asked and answered.
 5 THE WITNESS: I think my answer is good. I
 6 intend to offer testimony within the scope of what
 7 is in Paragraph 4.
 8 BY MR. TRESNOWSKI:
 9 Q. The disclosure here mentions
 10 self-defense. What does the phrase "self-defense"
 11 mean to you?
 12 A. What does the term "self-defense" mean
 13 to me?
 14 Q. Yes.
 15 A. It is defending oneself against violence
 16 offered or exhibited by others.
 17 Q. Is it your opinion firearms are useful
 18 for self-defense?
 19 A. I'm sorry. Would you repeat that?
 20 Q. Is it your opinion firearms are useful
 21 for self-defense?
 22 A. Absolutely.
 23 Q. Why?
 24 A. When a person is employing particularly

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1 deadly force against you, there are very few
 2 alternatives to offer to defend yourself, if not a
 3 firearm.
 4 Q. Have you fired a firearm in self-defense
 5 in your role as a civilian?
 6 A. As a civilian, no.
 7 Q. In your experience as a police officer,
 8 did you encounter instances in which civilians
 9 fired firearms in self-defense?
 10 A. Yes.
 11 Q. How frequently did you encounter such a
 12 scenario?
 13 A. Not very frequently.
 14 Q. Over the course of your 36 years, how
 15 many times did you encounter an incident in which a
 16 civilian fired a firearm in self defense?
 17 A. I would have no idea how to put that
 18 number into place.
 19 Q. Less than 100 times?
 20 A. Are you talking about personally or my
 21 experience in the department?
 22 Q. In the course of your job duties as a
 23 police officer, I'm interested in how many times
 24 you've encountered scenarios in which civilians

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1 fired in self-defense?
2 A. I encountered probably a couple dozen.
3 My department has knowledge of, and I, therefore,
4 have knowledge of many more than that.
5 Q. Do you recall the specific instance
6 giving rise to those uses of firearms in
7 self-defense?
8 MR. BRADY: Objection. Vague. Calls for
9 speculation.
10 THE WITNESS: I would just have to say it was
11 in defense of themselves or someone else.
12 BY MR. TRESNOWSKI:
13 Q. Do you have more specifics about those
14 instances?
15 A. Not really.
16 Q. For example, was one of the instances an
17 instance of home invasion?
18 A. Ones, personally? No. Department
19 knowledge of ones? Yes. I can think of a couple.
20 Q. Do you remember the circumstances of
21 those home invasions?
22 A. No, I do not. That is about the best I
23 can do right now.
24 Q. Were any of those instances car

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1 jackings?
2 A. I know of my department dealing with car
3 jackings, yes.
4 Q. Did your department have instances in
5 which individuals fired? So an armed robbery?
6 A. I don't recall specifically armed
7 robberies.
8 I'm not saying it didn't happen.
9 I'm just saying I don't recall it specifically.
10 Q. Do you recall any instances -- strike
11 that.
12 As part of your job duties with
13 Warrior Creed, you teach self-defense courses,
14 correct?
15 A. I do, yes.
16 Q. What is the self-defense training
17 course?
18 MR. BRADY: Objection. Vague.
19 THE WITNESS: It is a course where persons
20 learn to defend themselves when there is a use of
21 violence.
22 BY MR. TRESNOWSKI:
23 Q. In your self-defense courses how many
24 instructors are there in this particular class?

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1 A. Depends on the number of students.
2 Q. Can you elaborate how the relationship
3 between the instructors and number of students?
4 A. It depends on the subject and number of
5 students. If it is something I can easily teach
6 without paying for a contractor to come in and
7 help, then I do it myself.
8 If it is a larger class and I
9 need some assistance, then there will be another
10 one, approximately two more.
11 Q. And how many students are typically in a
12 course?
13 A. I'm sorry?
14 Q. How many students are typically in your
15 courses?
16 A. Just depends on the class. You can have
17 as few as 8 and as many as 30.
18 Q. And when someone takes a course from
19 you, is it typically a single class, or do they
20 have to take multiple classes to complete a
21 particular course?
22 A. It is normally offered in a specific
23 class, but there are a series of classes.
24 Q. And are the size of your self-defense

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1 courses similar to other self-defense courses?
2 MR. BRADY: Objection. Vague.
3 THE WITNESS: You mean other companies?
4 BY MR. TRESNOWSKI:
5 Q. Correct. Other companies, yes.
6 MR. BRADY: Objection. Vague. Calls for
7 speculation.
8 THE WITNESS: That market is so huge. I would
9 not even begin to know how people limit their
10 numbers or the classes or what they accept as a
11 minimum number.
12 It is just -- the marketplace is
13 just too big. The number of trainers is just too
14 large. The number of students wanting all this
15 type of training as just described is just too
16 large.
17 BY MR. TRESNOWSKI:
18 Q. So you have no knowledge of the typical
19 number of students in self-defense courses offered
20 by other companies?
21 MR. BRADY: Objection. Misstates testimony.
22 Vague.
23 THE WITNESS: I don't think there is a typical
24 number.

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1 BY MR. TRESNOWSKI:
2 Q. Why do you think there is not a typical
3 number?
4 A. Because you can have a class of three
5 people. You can have a class of 30 people. It
6 just depends.
7 It depends on what parameters an
8 instructor puts in place in his minimum numbers and
9 maximum numbers, and they are all different.
10 Q. You said the market for self-defense
11 courses is large?
12 A. Yes.
13 Q. How large?
14 A. I can't even begin to put a number on
15 it, but if you Google "self-defense firearm
16 training," as I'm sure you have, you will find out
17 it is large.
18 Q. So you do not know how many self-defense
19 courses there are in America?
20 A. I wouldn't even begin to know.
21 Q. Why is it useful for civilians to take a
22 self-defense training course?
23 A. To protect themselves from crime or
24 other eventualities that they feel a need to do.

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1 Q. Is it your opinion that a self-defense
2 course is necessary for a civilian to use a firearm
3 in self-defense?
4 MR. BRADY: Objection. Vague. Calls for
5 speculation. Incomplete hypothetical.
6 THE WITNESS: I think it is up to the
7 individual and how they feel about their abilities
8 and whether they want to increase those abilities
9 or even gain basic knowledge.
10 BY MR. TRESNOWSKI:
11 Q. But in your expert opinion, do you
12 believe that self-defense training is necessary to
13 effectively use a firearm in self-defense?
14 MR. BRADY: Objection. Vague. Calls for
15 speculation.
16 THE WITNESS: It depends completely on the
17 individual.
18 BY MR. TRESNOWSKI:
19 Q. So you defer to an individual's judgment
20 as to whether or not they need training?
21 MR. BRADY: Vague. Incomplete hypothetical.
22 THE WITNESS: I offer training. If someone
23 wants it, they come and get it.
24 MR. TRESNOWSKI: If we are going to take a

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1 break, this might be a useful time. It is 11:45 in
2 Chicago. I know it is earlier where both of you
3 are, so I'm happy to do a later lunch for me if you
4 want to do a ten-minute break now and keep going?
5 Does that make sense?
6 MR. BRADY: It is up to you all.
7 THE WITNESS: I'm good with whatever you like.
8 MR. TRESNOWSKI: Why don't we take a
9 ten-minute break, and we will see how much we get
10 in before we take a lunch break. So we will be
11 back here at 11:55 my time.
12 (Recess.)
13 BY MR. TRESNOWSKI:
14 Q. Let's go back on the record.
15 Randy, you understand you are
16 still under oath?
17 A. Yes.
18 MR. TRESNOWSKI: I'm going to introduce as
19 Exhibit 12 a document entitled Expert Report of
20 Steven R. Watt. It is a 19-page document.
21 (Exhibit 12 was marked for
22 identification.)
23 BY MR. TRESNOWSKI:
24 Q. Do you see this document on your screen,

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1 Randy?
2 A. I do.
3 Q. And what is this document I've labeled
4 as Exhibit 12?
5 A. It is the expert report of
6 Steven R. Watt.
7 Q. And is this the expert report you
8 drafted in connection with the -- this litigation?
9 A. It is.
10 Q. Did you draft this report?
11 A. I drafted my portion of this report.
12 Q. And what do you mean by your portion of
13 this report?
14 A. The opinions and the rest was compiled
15 by my attorney. In other words, organized.
16 Q. So you drafted sections -- starting here
17 at the bottom of Page 8 where your opinions begin?
18 A. Yes. And also the above stuff, that is
19 my personal stuff, is what I sent to him.
20 Q. Did you prepare Exhibit 1?
21 A. I did.
22 Q. And this is your signature here on Page
23 16?
24 A. That is right.

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1 Q. Is this report accurate?
 2 A. To the best of my knowledge, yes.
 3 Q. And is this report complete?
 4 A. To the best of my knowledge.
 5 MR. BRADY: Objection. Vague.
 6 BY MR. TRESNOWSKI:
 7 Q. Did anyone help you write this report?
 8 MR. BRADY: Objection to the extent it calls
 9 for communications with counsel.
 10 THE WITNESS: No. I wrote what I wrote.
 11 BY MR. TRESNOWSKI:
 12 Q. And you -- did your attorneys also draft
 13 portions of the report?
 14 MR. BRADY: Objection in that it calls for
 15 communications with counsel. Vague.
 16 THE WITNESS: My attorney did not write any of
 17 this.
 18 BY MR. TRESNOWSKI:
 19 Q. Do you agree with all the statements
 20 contained within this report?
 21 A. Yes, I do.
 22 Q. Sitting here right now, are there any
 23 opinions you intend to offer in this litigation
 24 that you did not include in this report?

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1 MR. BRADY: Objection. Vague.
 2 THE WITNESS: I don't believe so at this time.
 3 BY MR. TRESNOWSKI:
 4 Q. What did you do to draft this report?
 5 A. I'm sorry?
 6 MR. BRADY: Objection. Vague. Calls for
 7 narrative.
 8 BY MR. TRESNOWSKI:
 9 Q. What did you do to draft this report?
 10 MR. BRADY: Objection. Vague. Calls for
 11 narrative to the extent it calls for privileged
 12 communication with counsel.
 13 THE COURT REPORTER: I'm sorry. Counsel, when
 14 you turn your head, I can't hear you. Can I read
 15 back where I left off?
 16 MR. BRADY: Sure.
 17 (Record read as requested.)
 18 MR. BRADY: I would instruct the witness not
 19 to answer to the extent it calls for that.
 20 BY MR. TRESNOWSKI:
 21 Q. Randy, you can go ahead and answer.
 22 A. I'm sorry. I forgot what the question
 23 was.
 24 MR. TRESNOWSKI: Can you read back the

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1 question.
 2 THE COURT REPORTER: Sure.
 3 (Record read as requested.)
 4 MR. BRADY: Same objection.
 5 THE WITNESS: I reviewed privileged documents
 6 and drafted my opinions.
 7 BY MR. TRESNOWSKI:
 8 Q. You said you reviewed privileged
 9 documents?
 10 A. Correct.
 11 Q. What do you mean by that?
 12 A. Documents sent to me by my attorney.
 13 MR. BRADY: Objection to the extent it calls
 14 for communication with counsel.
 15 BY MR. TRESNOWSKI:
 16 Q. Did you rely on those documents in
 17 drafting this report?
 18 MR. BRADY: Objection. Privileged
 19 communications -- it calls for privileged
 20 communications.
 21 THE WITNESS: I was informed by those
 22 documents, and then I issued and wrote my opinion.
 23 BY MR. TRESNOWSKI:
 24 Q. And why do you believe those documents

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1 are privileged?
 2 MR. BRADY: Objection. Calls for legal
 3 conclusion. Vague to the extent it calls for
 4 communication with counsel. Privileged
 5 communication. I'd instruct the witness not to
 6 answer.
 7 THE WITNESS: Because they were sent to me by
 8 my attorney.
 9 BY MR. TRESNOWSKI:
 10 Q. Okay. What documents formed your
 11 opinion in this case?
 12 MR. BRADY: Objection to the extent it calls
 13 for communication with counsel. Vague.
 14 THE WITNESS: I'm not sure what you mean.
 15 BY MR. TRESNOWSKI:
 16 Q. This report includes your opinions that
 17 you are offering in this litigation, correct?
 18 A. You faded out there. Sorry.
 19 Q. Okay. Let me ask it again. The expert
 20 report here before us includes the opinions you
 21 intend to offer in this litigation, correct?
 22 A. Correct.
 23 Q. Are those opinions based on documents?
 24 A. Those opinions are based on the

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1 litigation.

2 Q. But are they based on the documents?

3 MR. BRADY: Objection. Vague.

4 THE WITNESS: In order to know about the

5 litigation, I'd have to review the documents.

6 BY MR. TRESNOWSKI:

7 Q. So the opinions offered here are based

8 on litigation documents?

9 MR. BRADY: Objection. It misstates

10 testimony. Vague.

11 THE WITNESS: Yes. I'm lost as to the intent

12 -- I mean, I'm here to offer an opinion involved in

13 litigation. I have to know what that litigation

14 is.

15 BY MR. TRESNOWSKI:

16 Q. Correct. Did you review documents for

17 this litigation?

18 A. I'm sorry. I'm not connecting the dots

19 here. I offered an opinion based on this case.

20 Q. I understand. Did you review documents

21 from this litigation?

22 MR. BRADY: Objection. Vague.

23 THE WITNESS: I reviewed what my attorney sent

24 me.

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1 BY MR. TRESNOWSKI:

2 Q. And were those documents for this

3 litigation?

4 A. I'm sorry?

5 BY MR. TRESNOWSKI:

6 Q. Were those documents filed in this

7 litigation?

8 MR. BRADY: Objection. Calls for speculation

9 to the extent that it calls for privileged

10 communication with counsel. I'd instruct the

11 witness not to answer.

12 THE WITNESS: Yes. They pertained to this

13 litigation.

14 BY MR. TRESNOWSKI:

15 Q. Which documents from this litigation did

16 you review?

17 A. I don't recall sitting here. If you

18 would like to ask my attorney for these documents,

19 I'm sure you already have them, but...

20 Q. You don't know which documents from this

21 litigation you reviewed?

22 MR. BRADY: Objection. Asked and answered.

23 THE WITNESS: Not sitting here.

24 BY MR. TRESNOWSKI:

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1 Q. Did you review documents not connected

2 with this litigation in the course of your drafting

3 your opinion?

4 MR. BRADY: Objection. Vague.

5 BY MR. TRESNOWSKI:

6 Q. I just want to make sure I got the

7 answer. Is that "no"?

8 A. No.

9 Q. So you reviewed documents in this

10 litigation. You don't recall which, and you

11 reviewed no additional documents in preparing your

12 report, correct?

13 A. Yes. That is what I believe, yes.

14 Q. Did you review any expert reports in the

15 course of drafting your report?

16 MR. BRADY: Objection. Vague.

17 THE WITNESS: No.

18 BY MR. TRESNOWSKI:

19 Q. So we talked about the document you

20 reviewed in preparing this report. Is there

21 anything else you did in the course of preparing

22 this report?

23 MR. BRADY: Objection. Vague to the extent it

24 calls for privileged communications with counsel.

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1 I would instruct the witness not to answer.

2 THE WITNESS: Not that I recall.

3 BY MR. TRESNOWSKI:

4 Q. Couple phrases in here I just want to

5 ask you about. Beginning the first sentence here,

6 paragraph 6 of your opinion. It is Page 9. You

7 mention your defensive carbine training courses.

8 Do you see that?

9 A. Yes.

10 Q. What do you mean by defensive carbine?

11 A. That is a carbine being used in

12 defending oneself against violence from another.

13 Q. What makes a carbine a defensive

14 carbine?

15 A. When it is used in defense against the

16 violence of another.

17 Q. Are there particularly categories of

18 firearms that are exclusively defense carbines?

19 A. No. "Defense" refers to its use and

20 what I teach people.

21 Q. So any particular carbine could be a

22 defensive or offensive depending on it is use?

23 MR. BRADY: Objection.

24 THE WITNESS: Yes.

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1 BY MR. TRESNOWSKI:
2 Q. Is that the same with the phrase
3 defensive pistol that you use in your report?
4 A. Yes.
5 Q. It is not a description of the nature of
6 the machine. It is a description of its use; is
7 that correct?
8 A. That is correct.
9 Q. And that is the same with defensive
10 shotgun?
11 A. That is correct.
12 Q. There is no particular feature that will
13 render a shotgun a defensive shotgun. Correct?
14 MR. BRADY: Objection. Vague. Misstates
15 testimony.
16 THE WITNESS: It is the manner of its use in
17 defending oneself against the violence of another.
18 BY MR. TRESNOWSKI:
19 Q. Turn to paragraph 11 of your report.
20 I'm going to let you read the paragraph 11. Let me
21 know when you are finished reading it because I
22 have some questions.
23 Let me know when you want me to
24 scroll down.

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1 A. Go ahead and scroll down for me, please.
2 Okay.
3 Q. Okay. In paragraph 11, you offer an
4 opinion about the popularity of certain firearms.
5 Correct?
6 A. Correct.
7 Q. And you group those firearms into three
8 categories; A, B and C, correct?
9 A. Correct.
10 Q. So to just make sure we are efficient
11 with our words here. If I refer to the "rifles"
12 and carbine in Section 11A of your report, you will
13 understand that I'm talking about firearms that
14 fall within this category right here on Page 12.
15 Does that make sense?
16 A. If you can elaborate. I don't know what
17 you mean by "this category."
18 Q. Sure. You said in describing, reading
19 back this definition you have, if I say the "rifles
20 you are giving an opinion about in 11A," you know
21 I'm talking about rifles and carbines that fall
22 within this definition? Does that make sense?
23 MR. BRADY: Objection. Misstates testimony as
24 to the definition being used.

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1 MR. TRESNOWSKI: I'm not characterizing
2 anyone's text message. I'm asking if he agrees
3 with my terminology. So go ahead and answer.
4 MR. BRADY: To be clear, Counsel, you are
5 saying there is a definition provided in the
6 report. The report is testimony.
7 I was referring to the use of
8 the term "definition" with respect to the witness's
9 report. So objection on those grounds. Objection.
10 Vague.
11 THE WITNESS: So I'm not defining anything
12 here. I'm listing a series of features that are
13 often found on these types of firearms. And I'm
14 fine with that if that is what you are intending.
15 BY MR. TRESNOWSKI:
16 Q. And one of your opinions is that the
17 firearms that fall within this category A in
18 paragraph 11, one of the opinions is that the
19 firearms that fall within this category are
20 popular, correct?
21 A. They are popular. Yes.
22 Q. And you will understand if I refer to
23 the firearms that fall within 11B of your report,
24 I'm referring to the pistols that fall within this

Page 109

1 group here?
2 A. That contain those features. Yes, they
3 do.
4 Q. Same thing if I refer to the shot guns
5 in 11C of your report, I'm referring to firearms
6 that fall within this group here.
7 A. Those features contained within, yes.
8 Q. Are the firearms that fall within
9 paragraph 11A, B and C the only firearms with which
10 you intend to testify in this litigation?
11 MR. BRADY: Objection. Vague.
12 THE WITNESS: I intend to testify to the
13 common features found with these popular firearms
14 are what I'm testifying about, yes.
15 BY MR. TRESNOWSKI:
16 Q. Let me ask it another way. You've
17 identified certain rifles, pistols and shot guns in
18 11A, B and C, correct?
19 A. I've identified rifle, pistols and shot
20 guns that have certain features that are popular.
21 I'm not defining specifically a rifle, shotgun
22 pistol or shot gun. And I'm not speaking about a
23 brand or manufacturer of a rifle, carbine, pistol
24 or shot gun.

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1 I do intend to offer opinions in
 2 this litigation about any firearms that are not
 3 identified in paragraph 11. I intend to offer
 4 testimony related to these features and the
 5 popularity of these features contained on these
 6 firearms as described.
 7 Q. Do you intend to offer any opinions
 8 about any other firearms that are not here?
 9 A. No.
 10 Q. Let's turn to the semi automatic rifles
 11 and carbines that fall within category 11A. Can
 12 you identify one firearm that might fall within
 13 this category?
 14 A. By brand or by manufacturer or --
 15 Q. Either way.
 16 A. Model? Type? Anything? Is that what
 17 you are asking?
 18 Q. Yes. I'm just asking you to identify a
 19 firearm that falls within 11A.
 20 MR. BRADY: Objection. Vague.
 21 THE WITNESS: It means having these features.
 22 There are a myriad of brands, models, makes. I
 23 mean to select one out of that group, doesn't seem
 24 to be -- I don't see. I'm not sure exactly what

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1 you mean because there are some in each of those
 2 categories.
 3 BY MR. TRESNOWSKI:
 4 Q. I'm asking if you can provide an example
 5 of a firearm that falls within 11A.
 6 MR. BRADY: Objection. Vague.
 7 THE WITNESS: Any semi-automatic rifle or
 8 carbine as described. There are many manufactures
 9 of those.
 10 BY MR. TRESNOWSKI:
 11 Q. Can you identify by brand name a firearm
 12 that falls within 11A?
 13 A. I can identify some off the top of my
 14 head, brand names if that is what you are looking
 15 for, but it would definitely not be inclusive of
 16 all.
 17 Q. Understanding it is not inclusive, can
 18 you identify a firearm that falls within Section
 19 11A?
 20 A. Colt manufactures some of these.
 21 Remington manufactures some of these. Winchester
 22 manufactures some of these. Mossberg manufactures
 23 some of these. Ruger manufactures some of these
 24 with those features.

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1 And then there are all types of
 2 brands that manufacture the accessories.
 3 Multi-command manufacturers
 4 from, you know, small shops to large shops. Like
 5 Magpul that manufactures some of these accessories.
 6 So it is huge. They are so
 7 popular. It is just a huge number of manufactures.
 8 Q. Do you have an opinion about the
 9 popularity and ambiguity of the rifles identified
 10 in Section 11A?
 11 A. Well, this whole thing is my opinion.
 12 And yes, they are very, very popular. Across, you
 13 know, multiple areas of the firearms world. If you
 14 want to narrow that down, I can attempt to answer.
 15 Q. So it is your opinion that there are --
 16 that these rifles identified in Section 11A are
 17 popular across areas of the firearms world?
 18 A. Yes.
 19 Q. What do you mean by "popular"?
 20 A. People like them. The average citizen
 21 -- the average gun owner likes this type of rifle
 22 and carbine.
 23 Q. It is your opinion that they are popular
 24 because people like them? The average citizen

Page 113

1 likes them, and the average owner likes them?
 2 MR. BRADY: Objection. Misstates testimony.
 3 THE WITNESS: Yes.
 4 BY MR. TRESNOWSKI:
 5 Q. Do you have any other opinions about the
 6 popularity of the rifles that you've identified in
 7 Section 11A?
 8 MR. BRADY: Objection. Vague.
 9 THE WITNESS: I mean if you were to tie the
 10 popularity, the number of sales that occur, I think
 11 you would have to agree with me that they are very,
 12 very popular.
 13 BY MR. TRESNOWSKI:
 14 Q. So part of your opinion is about the
 15 sales of these firearms?
 16 MR. BRADY: Objection. Vague.
 17 THE WITNESS: They sell a lot of these
 18 firearms, yes.
 19 BY MR. TRESNOWSKI:
 20 Q. You mentioned earlier that people like
 21 the rifles you've identified in Section 11A?
 22 A. Yes, I believe I did.
 23 Q. Do you have an opinion about how many

Page 114

1 people like those rifles?
 2 MR. BRADY: Objection. Calls for speculation.
 3 THE WITNESS: Yes. The best way I can
 4 describe it is it is a large number.
 5 Q. You cannot offer a specific number?
 6 A. I can't remember.
 7 Q. You said earlier the average citizen
 8 likes these rifles?
 9 A. Average citizens that are gun owners,
 10 yes.
 11 Q. And what do you mean by an average
 12 citizen who is a gun owner?
 13 A. The people who buy guns buy a lot of
 14 these. They like them.
 15 Q. So you have an understanding of the
 16 average person who buys guns?
 17 MR. BRADY: Objection. Misstates testimony.
 18 Vague.
 19 THE WITNESS: It crosses all demographics.
 20 BY MR. TRESNOWSKI:
 21 Q. Do you know how many people who like
 22 guns, purchase the rifles you've identified in
 23 Section 11A?
 24 MR. BRADY: Objection. Calls for speculation.

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1 Vague.
 2 THE WITNESS: How many asks for a number. I
 3 don't have a number.
 4 BY MR. TRESNOWSKI:
 5 Q. You said they sell a lot of them
 6 referring to the rifles in 11A; is that correct?
 7 A. Yes.
 8 Q. Well, first of all, who is "they"?
 9 A. The firearms industry. The
 10 manufactures.
 11 Q. Do you know how many they sell?
 12 MR. BRADY: Objection. Calls for speculation.
 13 THE WITNESS: I do not.
 14 BY MR. TRESNOWSKI:
 15 Q. Is it your opinion that a large number
 16 of people like the rifles identified in Section
 17 11A? What is that opinion based on?
 18 A. As you've established, you know, I have
 19 a great deal of expertise in this realm. I'm
 20 involved in training with firearms. I own a number
 21 of firearms. I am in this firearms world. I read
 22 the magazines. I follow the news stories. I have
 23 a great deal of background expertise.
 24 You've seen my CV. I've

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1 attended a lot of training. It is my personal
 2 knowledge being in this field that informs that
 3 opinion.
 4 Q. So you mentioned trainings. What do you
 5 do at trainings to determine how many people like
 6 their rifles described in 11A?
 7 MR. BRADY: Objection. Vague.
 8 THE WITNESS: That is based on how many show
 9 up with them.
 10 BY MR. TRESNOWSKI:
 11 Q. Do you record how many individuals show
 12 up with semi-automatic rifles that are identified
 13 in Section 11A?
 14 A. No.
 15 Q. How do you collect data from those
 16 trainings then?
 17 MR. BRADY: Objection. Vague.
 18 THE WITNESS: I have never had someone show up
 19 for my rifle training that doesn't have one of
 20 these types of style carbines with some or all of
 21 these features.
 22 BY MR. TRESNOWSKI:
 23 Q. I will let you finish.
 24 A. I teach in the self-defense world. I

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1 don't teach precision rifle. I don't teach three
 2 gun competition. I don't teach competitive
 3 shooting where all these things -- all these guns
 4 are popular based on my personal knowledge and
 5 experience. But in the self-defense realm, these
 6 are the favorite style of rifles and carbines that
 7 people show up for training.
 8 Q. And you know this is what people show up
 9 for training based on your observations?
 10 MR. BRADY: Objection. Misstates testimony.
 11 THE WITNESS: Based on my direct observation
 12 of the rifles and carbines they bring to class.
 13 Yes.
 14 BY MR. TRESNOWSKI:
 15 Q. And those direct observations occur at
 16 your self-defense training courses, correct?
 17 A. That is correct.
 18 Q. You mentioned that you are in this world
 19 earlier. Do you remember saying that?
 20 A. Yes. The firearms training world, yes.
 21 Q. What do you mean by "in this world"?
 22 A. Firearms training world.
 23 Q. What does it mean that you are in that
 24 world?

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1 A. I thought I just answered that.
 2 That is the firearms training
 3 world. It is made up of the general public
 4 trainers. It is made up of the people who seek,
 5 desire training in the use of firearms.
 6 Q. You mentioned reading magazines earlier.
 7 A. Sure.
 8 Q. Your opinion that a large number of
 9 people like the rifles identified in Section 11A is
 10 based on reading magazines; is that correct?
 11 A. That is one of the components from which
 12 I base my opinion, yes.
 13 Q. What magazines?
 14 A. All kinds of guns and ammo magazines;
 15 conceal and carry -- various trade magazines. Oh,
 16 boy. It's called Shotgun News, but it is not just
 17 about shot guns. It is a large publication. Been
 18 around for years.
 19 Just a wide variety of different
 20 magazines. There are ones that are titled towards
 21 the national training world. There are a wide
 22 variety of publications in this related area, and
 23 that I'm familiar with, and that occasionally will
 24 see and read.

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1 There are websites that I go to.
 2 There are chats that -- and we will talk amongst
 3 ourselves in the firearm training world. There is
 4 a great network of firearm trainers -- well, you
 5 know, of like mind and opinions.
 6 So, I mean, there are a lot of
 7 things that form my opinion as we are sitting here
 8 today.
 9 Q. And do those magazines you read explain
 10 a specific number of how many individuals like the
 11 firearms in Section 11A?
 12 MR. BRADY: Objection. Vague.
 13 THE WITNESS: Well, a lot of magazines, a lot
 14 of news stories, a lot of public chats and stuff
 15 show numbers, but I can't recall off the top of my
 16 head for -- where I am going to give a specific
 17 number.
 18 BY MR. TRESNOWSKI:
 19 Q. In preparing your opinions about the
 20 popularity of the rifles identified in Section 11A,
 21 did you review any studies?
 22 A. Did I what?
 23 Q. Review any studies?
 24 MR. BRADY: Objection. Vague.

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1 THE WITNESS: Are you asking if I conducted my
 2 own study?
 3 BY MR. TRESNOWSKI:
 4 Q. I'm asking if you reviewed any studies.
 5 MR. BRADY: Objection. Vague.
 6 THE WITNESS: No. That is -- my opinion is
 7 based on my experience, training and expertise,
 8 knowledge and variety of things. And that realm in
 9 which I operate is constant -- no, I did not need
 10 to review any studies for this report.
 11 BY MR. TRESNOWSKI:
 12 Q. Did you conduct any surveys regarding
 13 the number of people who like the rifles identified
 14 in Section 11A?
 15 A. No.
 16 Q. Why not?
 17 A. Not -- conducting analysis and data --
 18 the data is not part of what I do. I offer
 19 training.
 20 Q. You do not conduct analysis and data; is
 21 that correct?
 22 A. The kind you are asking for, correct. I
 23 do not do it.
 24 Q. Are there any other things you relied on

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1 in developing your opinion about the popularity of
 2 the firearms identified in Section 11A that we did
 3 not talk about?
 4 MR. BRADY: Objection. Vague.
 5 THE WITNESS: As I stated, I'm informed by all
 6 those things that provide me the expertise, which
 7 brings me here with you.
 8 BY MR. TRESNOWSKI:
 9 Q. If you look back at your report on the
 10 screen here, it says at the bottom here of the
 11 first paragraph of 11 -- it says, "It is my opinion
 12 that the following firearms are commonly possessed
 13 by the American public for lawful defense and
 14 training."
 15 My question is what do you mean
 16 by "commonly possess"?
 17 A. Part of the purpose that people have
 18 these firearms is for personal defense and the
 19 training in personal defense that they need to be
 20 effective.
 21 Q. What does "commonly possessed" mean?
 22 MR. BRADY: Objection. Asked and answered.
 23 THE WITNESS: It means that primarily some of
 24 the reasons they have them is lawful personal

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1 defense and training.
 2 BY MR. TRESNOWSKI:
 3 Q. How do you know something is common
 4 rather than uncommon?
 5 A. I'm sorry?
 6 Q. Let me rephrase the question.
 7 How do you know if something is
 8 common rather than uncommon?
 9 MR. BRADY: Objection. Vague. Incomplete
 10 hypothetical.
 11 THE WITNESS: Again, based on my experience,
 12 training, education.
 13 BY MR. TRESNOWSKI:
 14 Q. Are there some firearms that are
 15 uncommon?
 16 A. That are? I'm sorry.
 17 Q. That are uncommon?
 18 A. I'm sorry. I lost you.
 19 Q. Are there some firearms that are
 20 uncommon?
 21 A. Sure. There are. You know, there are
 22 collectibles, and there are historic and antiques.
 23 There are a variety of classes.
 24 Q. And how do you know if a firearm falls

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1 into the common or uncommon category?
 2 A. The ones I see a lot of are common. The
 3 ones I don't see, read, hear about are -- or that I
 4 know personally of are uncommon or antique or
 5 historical purposes, yes.
 6 Q. So is it accurate that by common, you
 7 see a lot of them?
 8 A. Yes.
 9 Q. And that is how you determine whether
 10 the firearms are common or uncommon, whether or not
 11 you see a lot of them?
 12 MR. BRADY: Objection. Misstates testimony
 13 and vague.
 14 BY MR. TRESNOWSKI:
 15 Q. When are you seeing firearms other than
 16 your self-defense courses?
 17 A. I've seen them in the magazines. I'm
 18 seeing them in articles. I've seen them from
 19 trainers, I've discussed it with them. I'm seeing
 20 them on the walls of gun shops. I'm seeing them in
 21 sales.
 22 I mean we could go on and on.
 23 Q. Looking at paragraph 11, you
 24 mentioned -- you use the phrase "the vast market

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1 that exists for you have is firearms and their
 2 related products." Do you see that?
 3 A. I do.
 4 Q. What do you mean by the phrase "the vast
 5 market"?
 6 A. That the market is quite large.
 7 Q. How do you go about figuring out a
 8 market for a particular product is large or not
 9 large?
 10 A. By those same considerations I just
 11 provided. How often I see them, hear about them,
 12 talk about them.
 13 Q. So if it is something you see a lot, you
 14 hear a lot, and you talk about it a lot, that means
 15 there is a large market?
 16 MR. BRADY: Objection.
 17 BY MR. TRESNOWSKI:
 18 Q. Go ahead and answer, Randy.
 19 A. Yes. In my opinion, yes.
 20 Q. You do not cite any market research
 21 analysis in your report, correct?
 22 MR. BRADY: Objection. Vague.
 23 THE WITNESS: I do not.
 24 BY MR. TRESNOWSKI:

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1 Q. Why not?
 2 A. I didn't feel I needed to for this
 3 report.
 4 Q. Do you think your opinions about the
 5 numbers of people who like the firearms in Section
 6 11A would be more accurate than in your consistent
 7 analysis in the market?
 8 MR. BRADY: Objection. Argumentative. Calls
 9 for speculation. Incomplete hypothetical. Vague.
 10 THE WITNESS: I think if I were to include
 11 numbers, it would back up and verify my opinion as
 12 I stated it here.
 13 BY MR. TRESNOWSKI:
 14 Q. The data you collected is from your
 15 personal observations, correct?
 16 MR. BRADY: Objection. Vague. Misstates
 17 testimony.
 18 THE WITNESS: The data -- I'm sorry. I didn't
 19 list data, but the information I put here in my
 20 opinion is based on all of those factors previously
 21 discussed that put me in this firearms and
 22 self-defense training realm that have made me an
 23 expert.
 24 BY MR. TRESNOWSKI:

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1 Q. Most of your observations take place in
 2 your own firearm courses, correct?
 3 MR. BRADY: Objection. Misstates testimony.
 4 Incomplete hypothetical.
 5 THE WITNESS: I wouldn't say that. I would
 6 say that all those things I've talked about -- I
 7 mean this is part of my daily life. This is what I
 8 do.
 9 So all of those things we've
 10 talked about, from interactions, from the
 11 instructors, companies, magazines, materials, the
 12 internet, all kinds of different things informed my
 13 opinions as to where we are today.
 14 Q. How do you know that your opinion
 15 regarding popularity of rifles in Section 11A is
 16 accurate?
 17 A. Well, I like to believe that my
 18 opinions, based on all those factors I have listed
 19 are accurate. They are my opinions.
 20 Q. How do you know they are accurate?
 21 MR. BRADY: Objection. Vague.
 22 THE WITNESS: Based on education, training,
 23 experience, involvement in this marketplace, the
 24 lawful personal self-defense, firearms training

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1 world, I believe my opinions are accurate.
 2 BY MR. TRESNOWSKI:
 3 Q. Are you aware of anyone that disagrees
 4 with you?
 5 A. I'm not aware of anyone who disagrees
 6 with me.
 7 Q. Are you aware of any other methodologies
 8 determining rifle popularity other than your own?
 9 MR. BRADY: Objection. Vague. Calls for
 10 speculation.
 11 THE WITNESS: I'm sure there are people in
 12 organizations that you or I could reach out to that
 13 could put numbers against these things, and then
 14 you would combine them with my opinion and
 15 determine whether or not it was correct, but I
 16 don't see a need to do that here.
 17 BY MR. TRESNOWSKI:
 18 Q. And why not?
 19 A. Because I think my opinion is pretty
 20 good.
 21 Q. Does your report cite all the magazines
 22 you relied upon in form your opinion about the
 23 popularity of rifles in 11A?
 24 A. I did not cite specific magazines. I

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1 referred to some magazines as I recall.
 2 Q. Does your report cite all the news
 3 stories that form your opinion about the popularity
 4 of the rifles in Section 11A?
 5 A. No. And I would have no idea of how to
 6 collect 40 years of news stories or magazines or
 7 all the other books or all the other internet
 8 materials that have formed my opinions.
 9 Q. So your opinion is formed in part by
 10 internet materials that you cited in your report,
 11 correct?
 12 MR. BRADY: Objection to the testimony.
 13 Vague.
 14 THE WITNESS: My opinion is based on all those
 15 things I've enumerated here including 40-plus years
 16 in this arena.
 17 BY MR. TRESNOWSKI:
 18 Q. Let's turn to Section 11B.
 19 Do you have an opinion about the
 20 popularity of the semi automatic pistols you've
 21 identified in 11B?
 22 A. Yes, they are popular.
 23 Q. What do you mean?
 24 A. The exact same thing I said in 11A.

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1 Q. So in 11A you said they are popular
 2 because people like them?
 3 MR. BRADY: Objection. Misstates testimony.
 4 THE WITNESS: People like them. People buy
 5 them. People bring them to training. People
 6 discuss them. Instructors discuss them. Internet
 7 boards discuss them. Magazines talk about them.
 8 A whole wide variety of actors
 9 that talk about it.
 10 BY MR. TRESNOWSKI:
 11 Q. So if people discuss a particular
 12 firearm, that means the firearm is popular?
 13 MR. BRADY: Objection. Misstates testimony.
 14 Argumentative. Vague.
 15 THE WITNESS: When they speak of specific
 16 firearm, they discuss a specific firearm, and that
 17 firearm falls within this category, because
 18 remember there are no brands -- no specific brands,
 19 manufacturers or other -- specific pistol. Yes, it
 20 helps point out the popularity of semi automatic
 21 pistols contained in 11B.
 22 BY MR. TRESNOWSKI:
 23 Q. Do you have expertise in the nature of
 24 the market for pistols?

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1 MR. BRADY: Objection. Vague.
 2 THE WITNESS: When you say "expertise," are
 3 you --
 4 BY MR. TRESNOWSKI:
 5 Q. My question is do you have expertise in
 6 the nature of the market for pistols?
 7 MR. BRADY: Objection. Vague.
 8 THE WITNESS: So the expertise that I've
 9 already enumerated and enumerated whatever term you
 10 like to use throughout this report, includes rifles
 11 carbine, semi-automatic pistols, semi-automatic
 12 shot guns and other like firearms contained within
 13 this report, and other than that, I don't know how
 14 to address your question, exactly.
 15 BY MR. TRESNOWSKI:
 16 Q. Do you have an opinion about the
 17 percentage of pistols available on the firearms
 18 market that fall within 11B?
 19 MR. BRADY: Objection. Vague.
 20 THE WITNESS: My opinion -- it is my opinion
 21 the majority do.
 22 BY MR. TRESNOWSKI:
 23 Q. And what is that opinion based on?
 24 A. The same factors as we talked about

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1 before. I see them. I hear about them. I read
 2 about them. I reviewed them, those factors.
 3 Q. Let's look up at Paragraph 7 of your
 4 report. The question about a sentence here, you
 5 say, "Relatedly, the accessory such as the barrel
 6 threaded at the muzzle for the attachment of sound
 7 suppressors and barrel compensators to reduce
 8 recoil to provide for greater accuracy in necessary
 9 following shots are very common in courses and in
 10 effective self-defense firearms training."
 11 Do you see that sentence?
 12 A. I do.
 13 Q. Do you think that sentence is accurate?
 14 A. I do.
 15 Q. What did you mean by "very common"?
 16 A. I mean there are a lot of them.
 17 Q. What is the difference between common
 18 and very common?
 19 A. The very emphasizes the common.
 20 Q. Does it mean there are more that -- you
 21 referred to some firearms as common, and some
 22 firearms as very common. Are the firearms that you
 23 refer to as "very common" more popular?
 24 A. We are talking about accessories. These

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1 accessories are very common and in self-defense
 2 training and use.
 3 Q. Is this opinion limited to your courses?
 4 A. Limited to what?
 5 Q. To the courses you teach?
 6 MR. BRADY: Objection. Vague.
 7 THE WITNESS: Again, we are talking about all
 8 those areas in which I operate or am informed as we
 9 listed before.
 10 BY MR. TRESNOWSKI:
 11 Q. Which are observations of your courses,
 12 materials you've read in the media and
 13 conversations with others?
 14 MR. BRADY: Objection. Misstates testimony.
 15 Vague.
 16 THE WITNESS: Yes. Those are some of those.
 17 BY MR. TRESNOWSKI:
 18 Q. Are there other ones I didn't list?
 19 A. Well, you didn't specifically say
 20 magazines. Okay. I mean, training, experience,
 21 visual observations. Observations at gun stores.
 22 Observations of friends and other instructors.
 23 Reading about them in magazines. Internet
 24 material. Seeing them on videos. Marketing

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1 videos. Sales videos. Manufacturer's videos. We
 2 could go on and on.
 3 Q. Well, if there are additional sources,
 4 other than the ones you just listed, could you go
 5 on?
 6 A. Can we just stick with these are my
 7 opinion that these are very common in courses and
 8 an effective self-defense firearms training and
 9 use?
 10 Q. I know that is your opinion. I'm just
 11 trying to make sure I understand what that opinion
 12 is based on.
 13 MR. BRADY: Objection. Asked and answered.
 14 THE WITNESS: Yes. I don't know how much more
 15 I can give you about those things that inform my
 16 opinions. Than what we have talked about
 17 throughout this deposition.
 18 I'm not trying to be
 19 argumentative. I just don't know how to expand on
 20 it again and again.
 21 BY MR. TRESNOWSKI:
 22 Q. Are all your students -- do you teach a
 23 pistol course?
 24 A. Yes, I teach pistol courses.

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1 Q. Do all your students use pistols that
 2 fall into this category, Section 11B?
 3 MR. BRADY: Objection. Vague. Incomplete
 4 hypothetical.
 5 THE WITNESS: Yes. All my pistol students
 6 utilize pistols that fall within the category we
 7 talked about here.
 8 BY MR. TRESNOWSKI:
 9 Q. Every single student in your pistol
 10 course uses a pistol that falls within 11B?
 11 MR. BRADY: Objection. Misstates testimony.
 12 Vague.
 13 THE WITNESS: Yes. In my pistol courses,
 14 these are the pistols that people bring to
 15 training.
 16 BY MR. TRESNOWSKI:
 17 Q. You do not have students who show up
 18 with a semi-automatic pistol that lacks any of
 19 those features you've identified?
 20 MR. BRADY: Objection. Vague.
 21 THE WITNESS: That is not what I said. I said
 22 they show up with pistols that fall within this
 23 category. I'm not saying they have every feature.
 24 They fall within this category. They are

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1 semi-automatic pistols that have one or more of
 2 these features.
 3 BY MR. TRESNOWSKI:
 4 Q. My question is, is it your testimony
 5 that you do not have students that show up with
 6 semi-automatic pistols to your pistol course that
 7 does not have any of the features listed here?
 8 MR. BRADY: Objection. Vague.
 9 THE WITNESS: Yes, that is my testimony.
 10 BY MR. TRESNOWSKI:
 11 Q. Do you have an opinion about the
 12 semi-automatic shot guns here in 11C? Do you have
 13 an opinion about their popularity?
 14 A. Yes. That they are very popular.
 15 MR. BRADY: Objection. Vague.
 16 BY MR. TRESNOWSKI:
 17 Q. If we go up to Paragraph 8, you state,
 18 "Detachable box magazines used for with
 19 semi-automatic shot guns that are common and
 20 ever-growing crisis in the courses, particularly as
 21 more manufactures create better design attachable
 22 box magazine, models of semi-automatic defense shot
 23 guns."
 24 Do you see that?

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1 A. I do.
 2 Q. What is a "detachable box magazine"?
 3 A. The box magazine is a term referring to
 4 a magazine that is detachable from the firearm.
 5 Q. And is it the case that manufactures
 6 have created better design versions of that
 7 firearm?
 8 A. That is one of the factors, yes.
 9 Q. Was there an issue with that before the
 10 manufacturers created better designs?
 11 A. I'm not understanding your question.
 12 Q. You said the manufactures are creating
 13 better designs for --
 14 A. There is an ongoing market. Growing
 15 market for shot guns with detachable box magazines.
 16 Q. How do you go about figuring out whether
 17 a market is growing or shrinking?
 18 A. They start to sell more of them and put
 19 more out.
 20 Q. And you figure out what manufacturers
 21 are selling and putting out, based on your
 22 observations?
 23 A. Based on my observations, based on my
 24 reading, based on my discussions, based on all

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1 those factors that we've talked about previously.
 2 Q. Do you have an opinion about what
 3 percentage of your clients use shot guns that have
 4 detachable box magazines?
 5 A. I really don't.
 6 Q. The bottom here you say "Virtually, all
 7 defensive shot guns have a detachable box magazine
 8 or a tubular magazine that has capacity over five
 9 rounds." Is that sentence correct?
 10 A. That is correct.
 11 Q. If we were to take out the word
 12 "defensive" there, is the sentence still accurate
 13 in your opinion?
 14 MR. BRADY: Objection. Vague. Incomplete
 15 hypothetical.
 16 THE WITNESS: We couldn't take out "defensive"
 17 because that takes it outside the realm of what we
 18 are talking about here.
 19 If we took out "defensive," we
 20 would be entering into a whole other category of
 21 shot guns that are not common for use as defensive
 22 shot guns.
 23 BY MR. TRESNOWSKI:
 24 Q. That is where my confusion is. You

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1 explained earlier that defensive shot guns is just
 2 how a shot gun is used?
 3 A. Correct.
 4 Q. So it is not referring to a category of
 5 shotgun?
 6 A. Right.
 7 MR. BRADY: Objection. Vague. And misstates
 8 testimony.
 9 THE WITNESS: People don't -- people by
 10 certain guns for hunting. People by certain guns
 11 for defensive purposes and use, right? Shotguns --
 12 if I'm going to shoot trap as my primary purpose
 13 for this gun, it is not going to be a gun with a
 14 tubular or magazine or a box magazine.
 15 It is going to be an over/under
 16 or single shot. Shot gun built specifically for
 17 trap shooting. These are -- we have to have the
 18 defensive shotgun in play to define these factors
 19 and categories that we are talking about here upon
 20 which I issued my opinion.
 21 Q. So when an individual goes to purchase a
 22 shotgun, they have a particular use they have for
 23 that shotgun, correct?
 24 MR. BRADY: Objection. Calls for speculation.

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1 Vague, incomplete hypothetical.
 2 THE WITNESS: Yes.
 3 BY MR. TRESNOWSKI:
 4 Q. And if their purpose is for self-defense
 5 purposes, that becomes a defensive shotgun?
 6 MR. BRADY: Objection. Vague. Misstates the
 7 testimony.
 8 THE WITNESS: My opinion, yes.
 9 BY MR. TRESNOWSKI:
 10 Q. And your testimony here is when one goes
 11 to purchase a shotgun and their intent is to use it
 12 defensively, virtually all those instances have
 13 this particular characteristic you identify in this
 14 sentence, correct?
 15 MR. BRADY: Objection. Vague. Misstates
 16 testimony.
 17 THE WITNESS: Those two particular
 18 characteristics, detachable box magazine or a
 19 tubular magazine with a capacity over five rounds.
 20 BY MR. TRESNOWSKI:
 21 Q. My question is how do you know what
 22 firearm consumers intent is at the point of
 23 purchase?
 24 A. Objection. Misstates testimony. Vague.

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1 THE WITNESS: Again, they show up. Any
 2 classes with them. Instructors talk about them,
 3 the internet talks about them, magazines talk about
 4 them, and they are designed for that purpose of
 5 being a defensive shot gun and to sell to that
 6 market -- people that want defensive shot guns.
 7 BY MR. TRESNOWSKI:
 8 Q. So you are able to separate the shot gun
 9 market defensive and non-defensive based on the
 10 basis you've identified?
 11 MR. BRADY: Objection. Are we asking about
 12 the Paragraph 8?
 13 MR. TRESNOWSKI: Correct.
 14 MR. BRADY: Which is referring to his training
 15 courses, or are we asking about the market
 16 generally?
 17 BY MR. TRESNOWSKI:
 18 Q. As far as that last question, I'm only
 19 reading the last paragraph, paragraph 8, to refer
 20 to the market for shotguns generally. Is that what
 21 your opinion is about?
 22 A. Yes. My opinion is about defensive shot
 23 guns.
 24 Q. And you are not just referring to

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1 defensive shot guns in your courses, correct?
 2 MR. BRADY: Objection. Misstates his
 3 testimony.
 4 THE WITNESS: I'm referring to a category of
 5 shot guns that are designed and intended to be used
 6 for defensive use and training.
 7 BY MR. TRESNOWSKI:
 8 Q. And your claim is that basically all
 9 defensive shot guns across the country have these
 10 two characteristics?
 11 MR. BRADY: Objection. Misstates the
 12 testimony. Vague.
 13 THE WITNESS: That is my opinion.
 14 BY MR. TRESNOWSKI:
 15 Q. But if you were to learn that some of
 16 those shot guns that were purchased for a different
 17 purpose, it would change your testimony, correct?
 18 MR. BRADY: Objection. Incomplete
 19 hypothetical, vague. Calls for speculation.
 20 THE WITNESS: We would have -- you would have
 21 to have more information than just that simple
 22 question to make me change my opinion.
 23 BY MR. TRESNOWSKI:
 24 Q. What information would you need?

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1 A. What kind of shotgun did they buy. Did
 2 they buy an over/under shot gun? A single shot
 3 skeet gun? What did they buy? Did they buy for
 4 sporting case use? We could go on and on with
 5 this.
 6 This is my area of expertise as
 7 you've established. When I talk about defensive
 8 shot guns, I'm talking about a specific thing.
 9 BY MR. TRESNOWSKI:
 10 Q. Is your testimony that you can
 11 understand the purpose for which a shotgun was
 12 purchased?
 13 MR. BRADY: Objection. Misstates testimony.
 14 Vague.
 15 MR. TRESNOWSKI: I'm asking if it is his
 16 testimony. I'm not mischaracterizing anything. So
 17 you can go ahead and answer.
 18 THE WITNESS: My expertise allows me to look
 19 at a specific shotgun and tell you essentially what
 20 it is for. And then you buttress that for people
 21 showing you in training buttress that with people
 22 showing up to use it in certain ways. Yes.
 23 MR. TRESNOWSKI: We are approaching one
 24 o'clock here. I'm happy with taking a -- does a

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1 half hour work for everyone?
 2 THE WITNESS: I'm fine with whatever you do.
 3 It is totally up to you.
 4 MR. TRESNOWSKI: There are a lot of folks on
 5 the call, so why don't we plan on coming back here
 6 at 1:30 my time? Okay. All right.
 7 (Lunch recess)
 8 MR. TRESNOWSKI: We are back on the record.
 9 BY MR. TRESNOWSKI:
 10 Q. Randy, do you understand you are still
 11 under oath?
 12 A. I do.
 13 Q. How many instructors does Warrior Creed
 14 have?
 15 A. As I said earlier. We don't have any
 16 employees. We have 1099 contractors. And
 17 currently there are six or seven people who work
 18 for us, but that is if SRW is contracted to do
 19 something then I have a large group I can reach out
 20 to.
 21 Q. Of those six or seven, do they all live
 22 in Utah?
 23 A. Yes.
 24 Q. Do they all have a military background?

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1 A. No.
 2 Q. Do some have a military background?
 3 A. Yes.
 4 Q. How many?
 5 A. Let's see, two of them.
 6 Q. Do they have police background?
 7 A. Yes. Three of them.
 8 Q. Are any of those ones with police
 9 background also ones with military background?
 10 A. Yes, one of them.
 11 Q. Do any of them start as clients of
 12 Warrior Creed?
 13 A. So, there are two more. No military and
 14 no law enforcement background, and they are clients
 15 -- started out years ago as clients. But they
 16 didn't solely work for Warrior Creed. They've been
 17 through a lot of training at a lot of places and
 18 then they went through our instructor program.
 19 Q. And you mentioned there is another pool
 20 you can turn to if you need additional instructors?
 21 A. Yes. There is a very large network of
 22 people. SRW will sub to somebody who has specific
 23 needs. I can reach out to other businesses who
 24 being sub too.

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1 The market is huge as I've said
 2 before so we help each other out.
 3 Q. And what is -- how do you access that
 4 network?
 5 A. I mean we developed relationships over
 6 the years.
 7 Q. Your expert report offers opinions on
 8 certain firearm features; is that correct?
 9 A. My opinion includes features, yes.
 10 Q. You, for example -- one of your opinions
 11 is that a pistol group is useful?
 12 A. Pistol group on a carbine -- rifle
 13 carbine or shotgun, yes.
 14 Q. And it is one of your opinions that a
 15 forward grip on a carbine pistol is useful?
 16 A. Yes.
 17 Q. And is one of your opinions that an
 18 adjustable stock on a long gun is useful?
 19 A. Yes. On those same carbine and shot
 20 guns we are talking about. Yes.
 21 Q. And is one of your opinions that a flash
 22 suppressor on a rifle or pistol is useful?
 23 A. Yes.
 24 Q. And it is one of your opinions that a

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1 barrel shroud or rail system is useful?
 2 A. Yes.
 3 Q. Do you think that having those firearm
 4 design features makes it easier to use a firearm?
 5 MR. BRADY: Objection. Vague, incomplete
 6 hypothetical.
 7 THE WITNESS: It is not my opinion that it
 8 makes it easier to use a firearm. It is my opinion
 9 that it allows for capabilities for the use of
 10 firearms.
 11 BY MR. TRESNOWSKI:
 12 Q. What do you mean by capabilities?
 13 A. If I need a flashlight on the firearm,
 14 it allows me to hang it on there.
 15 If I need to have my hand in a
 16 certain position so I can access certain controls
 17 on the firearm, it is harder to do with a
 18 traditional stock grip. Then a pistol group
 19 enhances that.
 20 Q. So an individual's performance with the
 21 firearm will be improved if they have certain
 22 features?
 23 A. Within certain parameters, yes.
 24 Q. What is the goal of the use of a firearm

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1 in the self-defense scenario?
 2 A. To defend yourself against another's use
 3 of force intended to cause serious bodily injury or
 4 death.
 5 Q. And is one of the goals to wound an
 6 attacker?
 7 MR. BRADY: Objection. Vague. Calls for
 8 speculation. Incomplete hypothetical.
 9 THE WITNESS: In our training we
 10 don't get into wounding or killing. We get into
 11 stop the conditions that meet the legal, ethical
 12 and moral obligations contained within use of
 13 force.
 14 BY MR. TRESNOWSKI:
 15 Q. What is the distinction?
 16 A. Shoot to stop when the threat is over,
 17 whatever the result is is the result. Right?
 18 Q. When one fires a firearm in a
 19 self-defense scenario, is it the intent to wound
 20 the attacker?
 21 MR. BRADY: Objection. Vague. Incomplete
 22 hypothetical. Calls for speculation. Asked and
 23 answered.
 24 THE WITNESS: So the goal of a self-defense

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1 use is to stop the other person from committing
 2 violence.
 3 If the firearm is actually fired
 4 and in many cases, possession of a firearm stops
 5 the attack, but in cases where the firearm is used,
 6 we are not teaching a specific outcome of the use
 7 of firearm. We are teaching them to utilize the
 8 firearm up to and until the threat to them or
 9 another party is over.
 10 BY MR. TRESNOWSKI:
 11 Q. And is it your testimony that the
 12 presence of firearm design features makes it easier
 13 to accomplish the goals of the self-defense
 14 scenario?
 15 A. Yes.
 16 Q. So features have a relationship to the
 17 effectiveness of a firearm?
 18 A. Certainly.
 19 Q. Do features have a relationship to the
 20 possibility that someone is wounded with a firearm?
 21 MR. BRADY: Objection. Vague. Incomplete
 22 hypothetical.
 23 THE WITNESS: In the use of a firearm defense,
 24 one of the possible outcomes is somebody is

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1 wounded.
 2 BY MR. TRESNOWSKI:
 3 Q. Is that outcome more likely if there are
 4 certain design features on the firearm?
 5 MR. BRADY: Objection. Incomplete
 6 hypothetical.
 7 THE WITNESS: I don't have a -- I can't state
 8 that someone is less or more likely to be wounded.
 9 MR. TRESNOWSKI: I'm going to reintroduce
 10 Exhibit 12. It is the expert report.
 11 Is the expert report up on everyone's
 12 screen?
 13 BY MR. TRESNOWSKI:
 14 Q. Look at the top of page 11. You wrote
 15 the sentence, "It is a common axiom amongst
 16 experienced trainers, particularly those like mine,
 17 who have engaged in self-defense shootings, that
 18 there is no such thing as too much ammo." Is that
 19 accurate?
 20 A. That is correct.
 21 Q. What is the basis for your opinion, that
 22 there is no such thing as too much ammo?
 23 A. So the basis of that opinion is formed
 24 by my personal combat as a law enforcement officer

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1 and as a soldier, my discussions with numerous
2 people who have been involved in self-defense
3 shootings by review of training materials and a
4 wide variety of things. And as you can see, it is
5 in quotation marks, meaning that it is a commonly
6 stated axiom that people use.
7 And what it is intended to
8 convey is that you are never going to know exactly
9 how much ammunition you should have on hand at the
10 time, so it is good to have a good amount of ammo,
11 including spare magazines or spare ammo, depending
12 on the nature of the firearm that you can utilize
13 if you run out.
14 Q. It is also your opinion that there is a
15 point at which the amount of ammo will diminish the
16 self-defense benefits, correct?
17 A. So, the concept is have sufficient ammo.
18 Don't carry minimums. Carry sufficient amounts,
19 but at some point, you know, it can boarder on
20 ridiculous.
21 Q. And what point is that?
22 A. Who knows --
23 MR. BRADY: Objection. Vague. Incomplete
24 hypothetical. It calls for speculation.

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1 THE WITNESS: It depends. It depends on the
2 nature of the situation. It depends on what you're
3 doing. It is different for every situation. It is
4 different for every -- you know, whether you're in
5 military, law enforcement, civilian defending
6 yourself, whether in the course of your employment,
7 what your issue is. It is different.
8 That is designed to be -- look,
9 you need to carry sufficient ammo. It is up to you
10 to decide what sufficient is.
11 BY MR. TRESNOWSKI:
12 Q. So you conducted analysis to determine
13 the precise point at which more ammo has
14 diminishing benefits?
15 MR. BRADY: Objection. Vague. Misstates
16 testimony.
17 THE WITNESS: I didn't conduct analysis, but
18 having run out of ammo is not a pleasant place to
19 be.
20 BY MR. TRESNOWSKI:
21 Q. Did you run out of ammo in gun fights in
22 your military service?
23 A. Yes.
24 Q. Have you done so in your service as a

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1 police officer?
2 A. Yes.
3 Q. Have you done so in the civilian
4 context?
5 A. No.
6 Q. Have you conducted any analysis to
7 determine how many rounds are typically fired in a
8 self-defense scenario?
9 MR. BRADY: Objection. Vague.
10 THE WITNESS: I haven't done any of that, but
11 there are other people in the industry whose
12 materials I may read in a variety of forms we've
13 talked about. But we've talked about that and
14 discussed that, and every self-defense scenario and
15 every law enforcement engagement, every military
16 engagement is unique.
17 There are just too many factors
18 to say what an average is. There are time factors
19 to say what you should have or shouldn't have.
20 What is going to be enough, and so, hence, the
21 statement.
22 BY MR. TRESNOWSKI:
23 Q. Do you know what extrapolation is?
24 A. I do.

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1 Q. What is it?
2 A. It is where you take a set of facts and
3 you carry them over to a circumstance or situation
4 where they may fit.
5 Q. Is your opinion based on extrapolation?
6 MR. BRADY: Objection. Vague.
7 THE WITNESS: Extrapolation is common and
8 constant in every day use. I can't point to
9 specific extrapolations in my report or anything
10 there. So I'm not going to say I used
11 extrapolation in paragraph this or that.
12 I can't even tell you that I
13 exactly extrapolated something. But my opinion has
14 been formed by a wide variety of facts,
15 circumstances, education and so on, and so if my
16 opinion involves extrapolation, so be it. But I
17 can't tell you there is specific extrapolation
18 anywhere there.
19 BY MR. TRESNOWSKI:
20 Q. So you didn't consciously apply an
21 extrapolation methodology in forming your opinions?
22 A. No, I did not.
23 MR. BRADY: Objection.
24 BY MR. TRESNOWSKI:

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1 Q. How many civilians have you -- scratch
 2 that.
 3 How many clients have you had in
 4 your self-defense courses since 2008?
 5 A. Across all of the stuff, it is several
 6 thousand. I can't remember the number put down,
 7 but I think it is around 8,000.
 8 Q. And your opinions are based, in part, on
 9 your observations of those 8,000 individuals?
 10 A. In part, yes.
 11 Q. And your -- but your opinion is not
 12 limited to those 8,000 individuals. You're
 13 providing opinions about the popularity of firearms
 14 across America, correct?
 15 MR. BRADY: Objection. Misstates the
 16 testimony. Argumentative, vague.
 17 THE WITNESS: My opinion is based on training,
 18 education, experience, reading, studying,
 19 talking, developing, learning across 40 years in
 20 this realm -- 40-plus years in this realm.
 21 So I'm not sure what specific
 22 point you are trying to get at, but that is what
 23 informs my opinion.
 24 BY MR. TRESNOWSKI:

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1 Q. Do you know what a representative sample
 2 is?
 3 A. I do.
 4 Q. What is it?
 5 A. Representative sample or as is in this
 6 study is the sample in which you apply a study --
 7 the research to get the information you need.
 8 Q. What steps did you take to ensure that
 9 the information you collected constituted a
 10 representative sample?
 11 MR. BRADY: Objection. Misstates testimony.
 12 Vague.
 13 THE WITNESS: I didn't take any steps. My
 14 representative samples are those people that are in
 15 the same realm that I am in, and across those that
 16 purchase firearms for self-defense around the
 17 country.
 18 BY MR. TRESNOWSKI:
 19 Q. Other than the attorneys who represent
 20 the plaintiffs in this case, have you discussed
 21 this litigation with anybody?
 22 A. I have not.
 23 Q. Have you been retained to do any further
 24 work in this litigation after today?

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1 A. I'm sorry. What?
 2 Q. Have you been retained to do any further
 3 work in this litigation after today?
 4 A. Yes. I've been retained as an expert in
 5 this case in wherever it takes us.
 6 Q. Earlier we watched a YouTube video. Do
 7 you remember that?
 8 A. I do.
 9 Q. And that was marked as Exhibit 1. Do
 10 you have possession of that video?
 11 A. I don't -- I'd have to go looking for
 12 it. I'm sure I have it somewhere, yes.
 13 I don't know exactly. Either I
 14 have it or the lady that does my marketing has it.
 15 Q. So as you sit here right now, you
 16 believe either you have it or somebody who does
 17 your marketing has it?
 18 A. I believe I do, but the first young man
 19 that did all my marketing, unfortunately passed
 20 away from cancer at a very young age, and we lost
 21 quite a few materials from him. So I don't know
 22 what still exists from the old stuff that we had.
 23 Q. I just want to clarify some term earlier
 24 about the concept of a defensive shotgun, defensive

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1 carbine, defensive pistol.
 2 Someone who is not a firearms
 3 expert, is there a way for them to understand
 4 whether a particular firearm is defensive or not?
 5 MR. BRADY: Objection. Vague. Calls for
 6 speculation. Incomplete hypothetical.
 7 THE WITNESS: No. I mean a firearm is a
 8 firearm and defensive is a use. It can also be
 9 designed a certain way by a manufacturer to be more
 10 useful in that area. But someone who is not an
 11 expert, just looking at a firearm is not going to
 12 say, "That is a defensive firearm."
 13 MR. TRESNOWSKI: I know we just got back on.
 14 Let me have five minutes and I may be able to wrap
 15 up here.
 16 THE WITNESS: That is fine.
 17 MR. TRESNOWSKI: All right. Are we all set?
 18 BY MR. TRESNOWSKI:
 19 Q. We are going back on the record. Randy,
 20 you understand you are still under oath?
 21 A. Yes.
 22 Q. You mentioned that a copy of the video
 23 we looked at, the YouTube video is possibly with
 24 the individual that is marketing for you?

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1 A. Yes.
 2 Q. And what is her name?
 3 A. So the one -- the young man that passed
 4 away or the woman that currently does --
 5 Q. The woman that currently does.
 6 A. Her name is Lauren Argo, A-R-G-O.
 7 Q. And does she have a business?
 8 A. She does.
 9 Q. What is the name of her business?
 10 A. Industrial Art and Design.
 11 Q. And where is her business located?
 12 A. Arkansas.
 13 Q. Do you know what town?
 14 A. I don't.
 15 Q. Do you have a way of getting in touch
 16 with her?
 17 A. Yes. We talk on a regular basis.
 18 Q. Other than the opinions that you've
 19 discussed on this deposition and are in your
 20 report, do you have any other opinions about this
 21 litigation?
 22 MR. BRADY: Objection. Vague.
 23 THE WITNESS: Not without specifics. No, I
 24 don't have other opinions.

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1 BY MR. TRESNOWSKI:
 2 Q. Is there any information I asked about
 3 that you remember now that you didn't recall when I
 4 asked the question?
 5 MR. BRADY: Objection. Vague. Calls for
 6 speculation.
 7 THE WITNESS: I don't. I think you did a
 8 pretty good job of questioning.
 9 BY MR. TRESNOWSKI:
 10 Q. Is there anything you would like to add
 11 -- strike that. Is there anything else you would
 12 like to testify that would help clarify your
 13 opinion?
 14 A. Without a specific question, I don't
 15 know what I would say. Thank you.
 16 Q. Are there any answers to my questions
 17 that you wish to change before we close the
 18 deposition?
 19 A. Well, I was a little confused when you
 20 were talking about paragraph 11B -- no, whichever
 21 one was pistols. 11B.
 22 So I just want to make sure you
 23 understand I'm talking about a broad category of
 24 pistols.

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1 We start with a basic pistols,
 2 and then there are features added to it. I'm
 3 hoping that is what you intended.
 4 Q. Well, let me explore. So let me pull
 5 that up back up.
 6 So I asked you if there is
 7 testimony you want to change, and you said you may
 8 want to change something regarding 11B.
 9 MR. BRADY: Objection. Objection. Misstates
 10 his testimony.
 11 THE WITNESS: I don't necessarily think I want
 12 to change anything. I just want to make sure you
 13 understand that there are semi-automatic pistols.
 14 That is where we started. And then there are
 15 features to those pistols that we add on as I was
 16 not sure what you were asking about at the time as
 17 I thought about it over lunch.
 18 BY MR. TRESNOWSKI:
 19 Q. Did you provide testimony earlier about
 20 the pistols that you provided in 11B that you wish
 21 to change?
 22 A. No. I just wanted to make sure you
 23 understood there are pistols plus features.
 24 Q. Okay.

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1 MR. TRESNOWSKI: I have no further questions
 2 at this time. I don't know if anybody else have
 3 any questions?
 4 MR. BRADY: Counsel, what exhibit is the one
 5 that is currently up?
 6 MR. TRESNOWSKI: Yes, this is Exhibit 12.
 7 EXAMINATION
 8 BY MR. BRADY:
 9 Q. Mr. Watt, looking at subdivision -- or
 10 B, on Exhibit 12 that says "Semi-Automatic pistols
 11 that accept detachable magazines and have one,
 12 multiple, or all of the following features." Do
 13 you see that?
 14 A. I do.
 15 Q. Is it your testimony that the students
 16 in your defensive pistol courses always bring a
 17 pistol -- a semi-automatic pistol that accepts a
 18 detachable magazine and has one or more of the
 19 features listed thereafter: A threaded barrel, a
 20 shroud, a flasher suppressor, et cetera?
 21 A. They come with a semi-automatic pistol,
 22 and some of them have these features on them. They
 23 don't have all these features on them.
 24 Q. Do some of the students that attend your

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1 defensive pistol courses bring semi-automatic
 2 pistols that accept detachable magazines and have
 3 none of the features listed thereafter?
 4 A. Sure. They come with standard pistols,
 5 and there are others that have these accessories
 6 for them. Exactly. That is the question that I
 7 was referencing and that is his question I was
 8 answering, was from that perspective.
 9 People come with those pistols
 10 and then there are people that have accessories
 11 that show up as well.
 12 MR. BRADY: I have no further questions,
 13 Mr. Watt.
 14 MR. TRESNOWSKI: I have a redirect question.
 15 EXAMINATION
 16 BY MR. TRESNOWSKI:
 17 Q. It sounds like there are two categories
 18 of classes. There are those that have a pistol
 19 that lacks any of these features, and there are
 20 those that bring a pistol that has one or more of
 21 those features; is that correct?
 22 A. So a pistol -- and we are talking about
 23 the same thing. A pistol has a detachable
 24 magazine, right? So people come with pistols with

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1 detachable magazines. And then many have one or
 2 more of these various features as well as basic
 3 pistol magazines.
 4 Q. Some have features and some don't?
 5 A. Correct.
 6 Q. My question is can you tell me what
 7 percentage falls within each bucket?
 8 A. Anecdotally, without any additional
 9 stuff -- bare-bones pistol just -- the bare-bones
 10 standard pistol versus an AR-style pistol, AR
 11 standard pistols are less prominent than standard
 12 pistols. And standard pistols have some of these
 13 features as well.
 14 Q. If we were to have two buckets and we
 15 were going to drop all the ones without features in
 16 one bucket and drop the ones with one of the
 17 features in another bucket, can you tell me
 18 percentage-wise in each bucket?
 19 A. Anecdotally, I would say -- in the
 20 pistol classes, anecdotally, I would say probably
 21 60 to 70 percent are pistols without features. And
 22 the others in -- yes, that is what I would say.
 23 MR. TRESNOWSKI: I have no further questions
 24 at this time.

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1 Any other questions from any
 2 other attorneys on the call?
 3 THE COURT REPORTER: Can we ask about
 4 signature?
 5 MR. TRESNOWSKI: Yes. We do not agree to
 6 waive reading.
 7 THE COURT REPORTER: Signature is reserved.
 8 Does anyone need the transcript.
 9 MR. TRESNOWSKI: We are ordering.
 10 THE COURT REPORTER: Mr. Brady, do you want a
 11 copy?
 12 MR. BRADY: Yes, please.
 13 FURTHER DEPONENT SAITH NAUGHT
 14 (Off the record at 2:09.)
 15
 16
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 24

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1 STATE OF ILLINOIS)
) SS:
 2 COUNTY OF COOK)
 3 I, Deborah A. Duffy, CSR, RPR, do hereby
 4 certify that STEVEN RANDALL WATT was duly sworn by
 5 me to testify the whole truth, and that the
 6 foregoing deposition was recorded stenographically
 7 by me and was reduced to computerized transcript
 8 under my direction, and that the said deposition
 9 constitutes a true record of the testimony given by
 10 said witness.
 11 I further certify that the reading and
 12 signing of the deposition was not waived, and that
 13 the deposition was submitted to Michael Tresnowski,
 14 defendant's counsel, for signature. Pursuant to
 15 Rule 30(e) of the Federal Rules of Procedure, if
 16 deponent does not appear or read and sign the
 17 deposition within 30 days, the deposition may be
 18 used as fully as though signed, and this
 19 certificate will then evidence such failure to
 20 appear as the reason for signature not being
 21 obtained.
 22 I further certify that I am not a relative or
 23 employee or attorney or counsel of any of the
 24 parties, or a relative or employee of such attorney
 or counsel, or financially interested directly or
 indirectly in this action.
 IN WITNESS WHEREOF, I have hereunto set my
 hand this 25th day of July, A.D. 2024.
 Deborah A. Duffy, CSR, RPR
 Illinois CSR License 084-002516

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1 Veritext Legal Solutions
1100 Superior Ave
2 Suite 1820
3 Cleveland, Ohio 44114
4 Phone: 216-523-1313

5 July 25, 2024

6 To: Mr. Sean Brady, Esq.

7 Case Name: Barnett, Caleb, Et Al. v. Raoul, Kwame, Et Al.

8 Veritext Reference Number: 6778677

9 Witness: Steven R. Watt Deposition Date: 7/2/2024

10 Dear Sir/Madam:

11 Enclosed please find a deposition transcript. Please have the witness
12 review the transcript and note any changes or corrections on the
13 included errata sheet, indicating the page, line number, change, and
14 the reason for the change. Have the witness' signature notarized and
15 forward the completed page(s) back to us at the Production address
16 shown
17 above, or email to production-midwest@veritext.com.

18 If the errata is not returned within thirty days of your receipt of
19 this letter, the reading and signing will be deemed waived.

20
21 Sincerely,
22 Production Department
23
24 NO NOTARY REQUIRED IN CA

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1 DEPOSITION REVIEW
CERTIFICATION OF WITNESS

2 ASSIGNMENT REFERENCE NO: 6778677
3 CASE NAME: Barnett, Caleb, Et Al. v. Raoul, Kwame, Et Al.
4 DATE OF DEPOSITION: 7/2/2024
5 WITNESS' NAME: Steven R. Watt
6 In accordance with the Rules of Civil
7 Procedure, I have read the entire transcript of
8 my testimony or it has been read to me.
9 I have made no changes to the testimony
10 as transcribed by the court reporter.

11 _____
12 Date Steven R. Watt
13 Sworn to and subscribed before me, a
14 Notary Public in and for the State and County,
15 the referenced witness did personally appear
16 and acknowledge that:

17 They have read the transcript;
18 They signed the foregoing Sworn
19 Statement; and
20 Their execution of this Statement is of
21 their free act and deed.

22 I have affixed my name and official seal
23 this _____ day of _____, 20____.

24 _____
25 Notary Public
Commission Expiration Date

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1 DEPOSITION REVIEW
CERTIFICATION OF WITNESS

2 ASSIGNMENT REFERENCE NO: 6778677
3 CASE NAME: Barnett, Caleb, Et Al. v. Raoul, Kwame, Et Al.
4 DATE OF DEPOSITION: 7/2/2024
5 WITNESS' NAME: Steven R. Watt
6 In accordance with the Rules of Civil
7 Procedure, I have read the entire transcript of
8 my testimony or it has been read to me.
9 I have listed my changes on the attached
10 Errata Sheet, listing page and line numbers as
11 well as the reason(s) for the change(s).
12 I request that these changes be entered
13 as part of the record of my testimony.

14 I have executed the Errata Sheet, as well
15 as this Certificate, and request and authorize
16 that both be appended to the transcript of my
17 testimony and be incorporated therein.

18 _____
19 Date Steven R. Watt

20 Sworn to and subscribed before me, a
21 Notary Public in and for the State and County,
22 the referenced witness did personally appear
23 and acknowledge that:

24 They have read the transcript;
25 They have listed all of their corrections
in the appended Errata Sheet;
They signed the foregoing Sworn
Statement; and
Their execution of this Statement is of
their free act and deed.

I have affixed my name and official seal
this _____ day of _____, 20____.

Notary Public

Commission Expiration Date

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1 ERRATA SHEET
VERITEXT LEGAL SOLUTIONS MIDWEST

2 ASSIGNMENT NO: 6778677

3 PAGE/LINE(S) / CHANGE /REASON

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5 _____
6 _____
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15 _____
16 _____
17 _____
18 _____
19 _____

20 Date Steven R. Watt
21 SUBSCRIBED AND SWORN TO BEFORE ME THIS _____
22 DAY OF _____, 20____.

23 _____
24 Notary Public
25 _____
Commission Expiration Date

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| <p>various 35:16 118:15 163:2 vast 123:24 124:4 verify 125:11 veritext 166:1,7 169:1 veritext.com. 166:17 version 53:11 versions 136:6 versus 52:9 163:10 victimized 61:4 victims 70:1 video 53:21,23 54:1,4,12,17,23 55:9,13 56:3,5 56:7,12,16,18 56:20,24 57:2 57:3,8,15,24 58:1,3,10,13,18 58:22 59:5,11 59:16,20 60:5 60:11,15 62:4 62:7 64:22 65:5,5,6,11,15 66:15 67:24 68:5 69:2,5 70:14,21,22 71:5,6,13,15,17 156:6,10 157:22,23 videoconfere... 2:4</p> | <p>videos 53:14,17 53:17 132:24 133:1,1,1 view 8:20 violence 88:15 91:21 105:12 105:16 106:17 148:2 violent 75:22 virtually 137:6 139:12 virtue 33:13 visual 132:21 vs 1:4,9,14,19</p> <p style="text-align: center;">w</p> <p>w 1:12 wabash 2:8 wait 6:21 55:23 waive 164:6 waived 165:8 166:19 walls 123:20 want 16:10 23:7 40:1 56:6 73:195:8 96:4 104:6 105:4 106:23 112:14 140:6 156:23 159:22 160:7,8 160:11,12 164:10 wanted 67:12 160:22 wanting 93:14</p> | <p>wants 95:23 war 12:21 16:4 17:3,9,11 23:20 warrior 38:3,4 38:12,16,19,20 38:24 39:3,10 39:12,19 40:13 41:1,21 42:3,8 42:18 43:1 45:2,9 46:6,8 72:2 73:9 74:6 74:24 75:5,17 76:9,19 77:15 77:18 78:18,20 91:13 143:13 144:12,16 warrior's 59:8 73:6 74:3,7,8 74:10,12,16 75:2,10 82:19 warriorcreed... 72:13,17,23 watched 57:24 58:22 65:6 156:6 watt 2:1 3:15 4:3 5:2,7,9 54:9,13 55:14 62:6 65:6 81:8 96:20 97:6 161:9 162:13 165:3 166:8 167:4,9 168:4 168:13 169:20</p> | <p>way 8:24 27:6 29:8,15 32:8 55:23 57:4 67:11 109:16 110:15 114:3 157:3,9 158:15 ways 142:22 we've 37:3,4 47:11 80:17 126:9 137:1 152:12,13 weapon 19:9 19:11 22:12 23:10 28:8 weapons 22:17 22:18 25:3 30:23 46:11,13 46:18,22 49:15 wear 64:2,13 67:1,3 wearing 63:13 63:14,15,17,20 64:1,10,14 66:5 77:8,10 77:11 weather 77:12 weaver 12:16 weber 59:6 website 42:11 42:19 71:3 72:3,6,8,10,12 72:18 73:12,16 74:3,6,21 76:1 76:10,20 77:15 77:18 78:12,14</p> |
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| <p>79:1,20 websites 119:1 went 86:14 144:18 west 3:3,7 whereof 165:16 whichever 159:20 wide 22:16 23:11 27:22 32:9 43:21 83:12 118:19 118:21 129:8 150:4 153:14 wielding 25:1 winchester 111:21 wise 163:18 wish 159:17 160:20 witness 4:2 5:1 5:3 10:4,17 11:8,15 15:16 22:7 24:2,15 25:8 28:4 29:11 30:5,17 31:7,21 32:6 33:10,20 34:2 36:24 38:8,12 39:14 40:16,23 41:5 42:10 44:16 46:3 48:3 49:8,23 51:2,19 53:6 63:10,22 65:18</p> | <p>67:21 70:13 71:9,17 73:15 74:24 75:20 76:6 78:23 79:7 81:4,11 81:18 82:16 83:21 84:9,10 84:22 85:2,12 85:21 86:19 87:11,18 88:3 88:5 90:10 91:19 93:3,8 93:23 95:6,16 95:22 96:7 98:10,16 99:2 99:18 100:5,21 101:5,7,14 102:4,11,23 103:11,12,23 104:17 105:1,2 105:24 106:16 108:11 109:12 110:21 111:7 113:3,9,18 114:3,19 115:2 115:13 116:8 116:18 117:11 119:13 120:1,6 121:5,23 122:11 124:23 125:10,18 126:5,22 127:11 128:14 129:4,15 130:2 130:8,20 132:7</p> | <p>132:16 133:14 134:5,13,21 135:9 137:16 138:9 139:2,8 139:17 140:1 141:4,13,20 142:18 143:2 146:7 147:9,24 148:23 149:7 151:1,17 152:10 153:7 154:17 155:13 157:7,16 158:23 159:7 160:11 165:6 165:16 166:8 166:11 167:1,4 167:11 168:1,4 168:15 witness's 108:8 witness' 166:14 woman 69:18 69:24 70:2,18 158:4,5 wonder 75:1 wood 3:8 woodstock 3:22 word 42:10,15 79:21 137:11 words 97:15 107:11 wore 64:7 work 46:6 48:9 53:15 72:9 84:4 143:1,17</p> | <p>144:16 155:24 156:3 worked 14:14 working 14:18 14:23 53:18 works 39:7 world 23:13,20 23:22 63:2,3 64:7 77:13 112:13,17 115:21 116:24 117:18,20,21 117:22,24 118:3,21 119:3 127:1 worn 67:17 wound 25:4 147:5,19 wounded 24:17 24:21 28:20 29:1 148:20 149:1,8 wounding 147:10 wrap 157:14 write 6:18 98:7 98:16 written 87:12 87:15 wrong 71:4 wrote 73:5 74:13,14 75:9 98:10,10 100:22 149:14</p> |
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Federal Rules of Civil Procedure

Rule 30

(e) Review By the Witness; Changes.

(1) Review; Statement of Changes. On request by the deponent or a party before the deposition is completed, the deponent must be allowed 30 days after being notified by the officer that the transcript or recording is available in which:

(A) to review the transcript or recording; and

(B) if there are changes in form or substance, to sign a statement listing the changes and the reasons for making them.

(2) Changes Indicated in the Officer's Certificate.

The officer must note in the certificate prescribed by Rule 30(f)(1) whether a review was requested and, if so, must attach any changes the deponent makes during the 30-day period.

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THE ABOVE RULES ARE CURRENT AS OF APRIL 1, 2019. PLEASE REFER TO THE APPLICABLE FEDERAL RULES OF CIVIL PROCEDURE FOR UP-TO-DATE INFORMATION.

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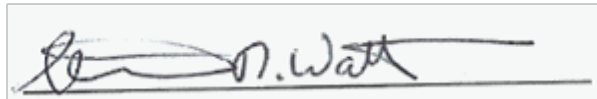
ERRATA SHEET

VERITEXT LEGAL SOLUTIONS MIDWEST

ASSIGNMENT NO: 6778677

| PAGE/LINE(S) / | CHANGE | /REASON |
|---------------------|---|---------|
| Page 11, line 11, | \$275.00 an hour | |
| Page 12, line 16, | Weber State College (pronounced Weeber) | |
| Page 16, line 4, | "an" instead of "and" | |
| Page 17, line 5, | "host-nation" instead of "post-nation" | |
| Page 18, line 20, | colloquially | |
| Page 21, lines 5-7, | change to "I was what's known as the Jr, Strategic Plans Chief, for the US Counter-Terrorism Headquarters." | |
| Page 23, line 17, | change to "Avtomat Kalashnikova" | |
| Page 23, line 21, | ubiquitous | |
| Page 28, line 15, | "sport" not "support" | |
| Page 37, line 3, | "done" instead of "been" | |
| Page 41, line 5, | strike the first "and" | |
| Page 48, line 3, | "basis" instead of "base" | |
| Page 49, line 16, | provide training on, not and, IWI firearms | |

8/28/24



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DAY OF _____, 20_____.

Notary Public

Commission Expiration Date

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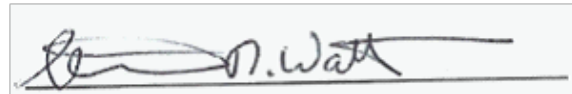
ERRATA SHEET

VERITEXT LEGAL SOLUTIONS MIDWEST

ASSIGNMENT NO: 6778677

| PAGE/LINE(S) / | CHANGE | /REASON |
|---|--------|---------|
| Page 57, line 5, unknown what that is | | |
| Page 60, line 21, assailant | | |
| Page 61, line 17, submunitions | | |
| Page 62, line 14, "market" not "mark at" | | |
| Page 62, line 18, who is the manufacturer | | |
| Page 62, line 20, it was a | | |
| Page 69, line 24, women | | |
| Page 71, line 20, and yes | | |
| Page 71, line 21, "courses" not "sources" | | |
| Page 77, lines 5-6, change to "That is a civilian model AR15 variant." | | |
| Page 77, line 24, It shows AR15 civilian variant carbine | | |
| Page 78, line 24, manages it. | | |
| Page 84, line 18, "banned" not "band" | | |
| Page 109, lines 21-22, change to "a rifle, carbine, pistol, or shotgun" | | |
| Page 112, line 3, I have no idea what "multi-command" means | | |

8/28/24



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Notary Public

Commission Expiration Date



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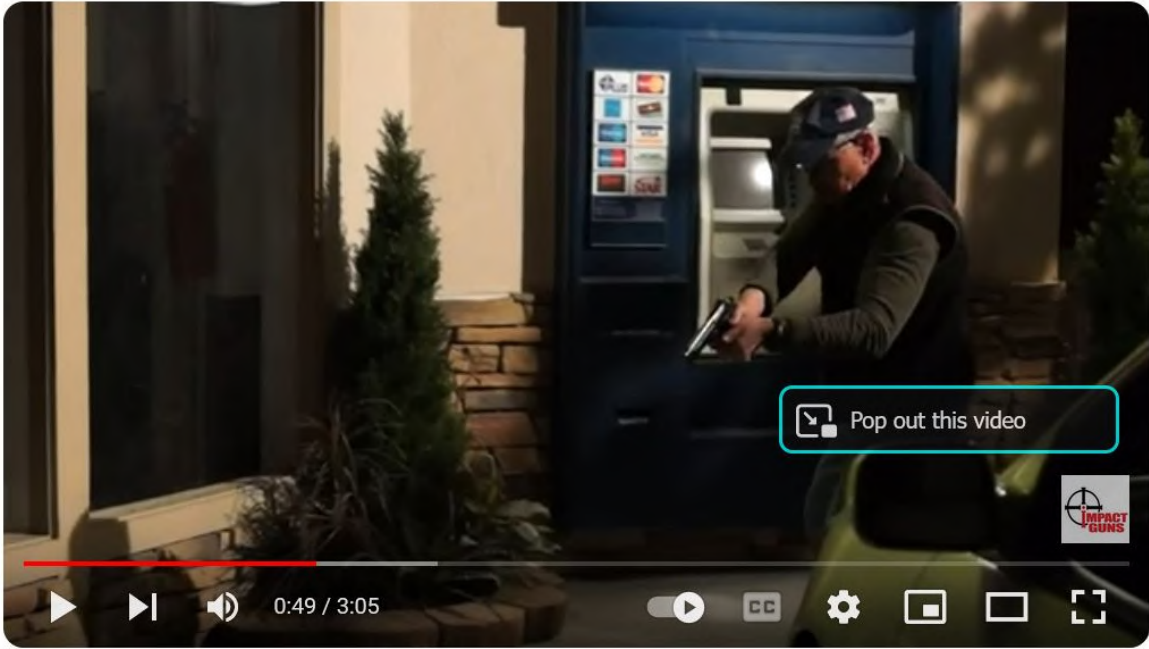
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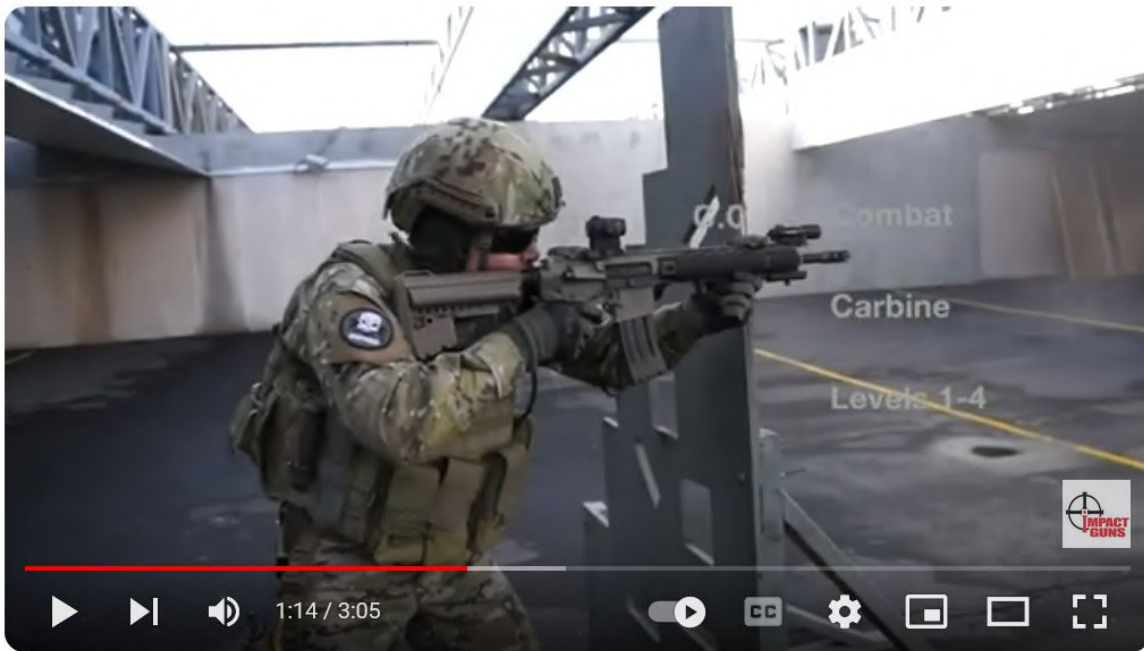
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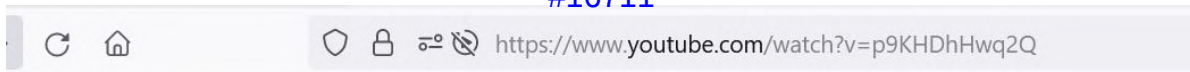
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
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About | Warrior Creed






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One Warrior's Creed

If today is to be *THE DAY*, so be it.
 If you seek to do battle with me this day
 you will receive the best that I am capable of giving.
 It may not be enough, but it will be everything that
 I have to give and it will be impressive for I
 have constantly prepared myself for this day.
 I have trained, drilled, and rehearsed my actions
 so that I might have the best chance of defeating you.
 I have kept myself in peak physical condition,
 schooled myself in the martial skills and
 become proficient in the application of combat tactics.
 You may defeat me, but you will pay a severe price
 and will be lucky to escape with your life.
 You may kill me, but I am willing to die if necessary.
 I do not fear Death, for I have been close enough to it
 on enough occasions that it no longer concerns me.
 But I do fear the loss of my Honor and would rather die
 fighting than to ever have it said that I was without Courage.
 So *I WILL FIGHT YOU*,
 no matter how insurmountable it may seem,
 and to the death if need be,
 in order that it may never be said of me
 that I was not a Warrior.

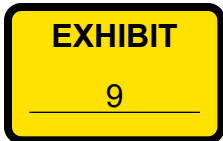
"Cobra Two-Zero Alpha"
 U.S. Army Special Forces / Afghanistan, Iraq
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Steven R. Watt, Colonel, 19th Special Forces Group (Airborne), Commanding / Assistant Chief of Police (ret.), Ogden Police Department, Utah

One Warrior's Creed – A Philosophy to Live With

Warriors are natural leaders. When times of crisis appear they are naturally looked to by those for whom the situation is overwhelming. As a wise mentor once told me: "We don't pay you for the day to day, we pay you for that occasional time of crisis where preparation and action are combined to form a resolution." In order to be constantly prepared, warrior leaders must be committed to something far beyond themselves, something that clearly both separates and defines them, something on an order of magnitude well beyond normal lifestyles. I penned the creed during the closing days of my first military tour in Iraq as a Counter-Terrorism Advisor to Iraqi Security Forces. I was reflecting on those I had known over my time in Special Forces and S.W.A.T., the truly dangerous and deadly men with whom I had shared fear, sweat, and blood. Men committed to the cause of liberty, who believed that it was worth everything they had to give—even their lives. Men who exported their capability to faraway places in the world where terror and tyranny reigned, and who—within the confines of the cities and jurisdictions of the greatest nation on earth, the United States of America—utilized their dedication and skill to protect the rights of those unable, or unwilling, to protect them for themselves. Men and women (I personally know that courage is not limited to one gender) who truly represented the commitment to selfless service and willing sacrifice honed by previous generations of warriors.

<https://www.warriorcreed.us/about-4>

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I had been reflecting on a recent operation where a good friend had perished. He left behind a young family and numerous tears were shed in the days following his death. At a memorial ceremony, words had been spoken, words indicating the special nature of his service and later causing me to wonder, "why do we do this?" Why do we, the "rough men" of whom Orwell speaks, voluntarily subject ourselves to the lifelong efforts required to be the warriors, to become one of Dave Grossman's "sheepdogs?" As I reflected, I began to recognize some consistent underlying and foundational values among police and military special operations personnel with whom I had served. The recognition of the constancy of those values as well as an attempt to verbalize the values of the warriors of our great democracy resulted in the writing of "One Warrior's Creed."

Explanation of Poem

If today is to be THE DAY, so be it... We do not know the day or the time when we will be called on and we do not care. By living (not just practicing) the creed, we will be ready no matter when or where. The day, time, or place matters not. Stephanie Shugart, wife of MSG Randall Shugart, recipient of the Medal of Honor, said, "It takes a real man to live a creed, not just say it."

If you seek to do battle with me... We of the creed do not go looking for the fight, those purveying evil must bring it to us. We, the "quiet professionals," have nothing to demonstrate, nothing to show, no need to brag; we just quietly go about our lives. We represent, as stated by the wife of one who lives the creed, "The most dangerous nice guy(s) you'll ever meet." But if you bring the battle to us, you will receive the best that I am capable of giving. We are committed to fighting you, to defending ourselves and those for whom we feel responsible, and we will give it our best effort no matter what.

It may not be enough... We recognize that we do not control the tactical environment enough to ensure the outcome, ... but it will be everything that I have to give and it will be impressive, for I have constantly prepared myself for this day. We recognize that the commitment and responsibility we took upon ourselves by oath requires that we put forth daily effort to ensure our skills are at their utmost when called for. I have trained, drilled and rehearsed my actions so that I might have the best chance of defeating you. Never knowing when, where, or how, we accept the standard of being constantly ready. We daily sweat, strain, and push ourselves far beyond the boundaries of mere mortals, then smile and prepare to do it again tomorrow. If the call to action never comes, we are okay with that, but we are not okay with the potential for failure due to a lack of preparation. I have kept myself in peak physical condition... for a warrior not highly fit is less than half a warrior, ... schooled myself in the martial skills... for we recognize that to be truly ready means that we must be capable of the use of the complete range of weapons, including firearms, blunt and edged weapons, personal weapons such as hands, elbows, knees and feet, all connected by that greatest of weapons, the mind, ... and have become proficient in the application of combat tactics.... We understand that, since we don't know where or when, we must understand the range of variables existing on any terrain and we must have prepared our strategies for fighting there.

You may defeat me... We know that we are mortal, we have no false illusions or ideas of being invulnerable, ... but you will pay a severe price... we will inflict upon you whatever pain and injury is necessary to insure your defeat, and you will be lucky to escape with your life... we will take your life, without remorse, if you force us to do so. We do not enjoy killing, but we recognize that the taking of the life of an evil predator may be necessary in order to ensure the safety of ourselves, our loved ones, our cherished way of life and our nation. You may kill me, but I am willing to die if necessary. We recognize that great sacrifices have been necessary in the past, in order to maintain the cause of freedom and to ensure a free society, and we honor those who have died in the cause of liberty. We also recognize that warriors must be willing to do so today and in the future, or the sacrifices of those who have paid the ultimate price in the past will become nothing more than a historical anecdote. I do not fear death, for I have been close enough to it on enough occasions that it no longer concerns me. We recognize that all who have received the God-given gift of mortality die, that it is nothing to be feared for it will come to us all. We do not get to choose the place or time of our demise, but we revel in the Roman proverb: "It is better to have lived one day as a lion than one hundred years as a sheep." We have been present when death has occurred and some of us have caused it. We have known warriors among us who have perished. We have honored them, paid tribute to the families who raised and supported them, and thanked God for the privilege of knowing them.

But I do fear the loss of my Honor... To live honorably is the root of our zeal, it provides the fuel for our efforts, which is why the word is capitalized. We, like the great warrior classes of old, recognize that a life without honor is a life wasted. We are committed to greater things than ourselves. ... and would rather die fighting than to have it said that I was without Courage. Courage is the exemplification of all that we hold in great value, of all that we feel is worth the ultimate price. To be ever found without Courage is to truly be unarmed, unprepared, and easily overcome. We can never overstate its importance, which is why it is also capitalized.

So I WILL FIGHT YOU... We strongly commit to that and exemplify it with how we live the creed... no matter how insurmountable it may seem and to the death if need be... We care not what the odds are or what the probable outcome may be. What is important is that we are there and ready. ... in order that it may never be said of me that I was not a Warrior. To live in the shame of knowing that we capitulated, that we surrendered to fear, that we failed to exemplify the creed, that we have dishonored those before us, is a shame and humiliation beyond comprehension. This is the only thing we, the Warriors, truly fear.

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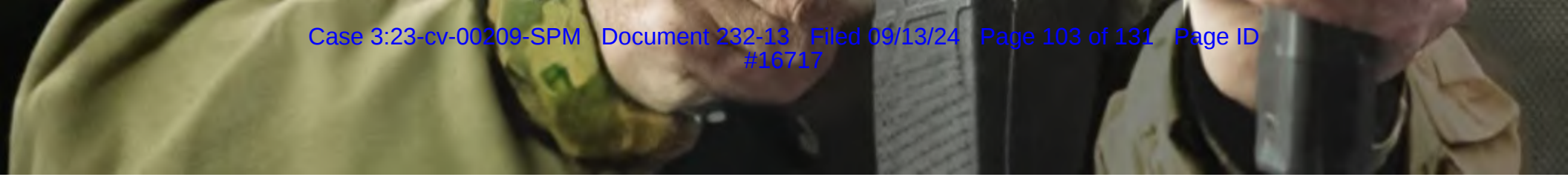
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**IN THE UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF ILLINOIS**

| | | |
|--|---|--------------------------|
| CALEB BARNETT, et al., |) | Case No. 3:23-cv-209-SPM |
| Plaintiffs, |) | **designated Lead Case |
| |) | |
| v. |) | |
| |) | |
| KWAME RAOUL, et al., |) | |
| Defendants, |) | |
| |) | |
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| DANE HARREL, et al., |) | Case No. 3:23-cv-141-SPM |
| Plaintiffs, |) | |
| |) | |
| v. |) | |
| |) | |
| KWAME RAOUL, et al., |) | |
| Defendants, |) | |
| |) | |
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| JEREMY W. LANGLEY, et al., |) | Case No. 3:23-cv-192-SPM |
| Plaintiffs, |) | |
| |) | |
| v. |) | |
| |) | |
| BRENDAN KELLY, et al., |) | |
| Defendants, |) | |
| |) | |
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| FEDERAL FIREARMS LICENSEES OF ILLINOIS, et al., |) | Case No. 3:23-CV-215-SPM |
| Plaintiffs, |) | |
| |) | |
| v. |) | |
| |) | |
| JAY ROBERT "J.B." PRITZKER, et al., |) | |
| Defendants. |) | |
| |) | |

PLAINTIFFS' COMBINED EXPERT WITNESS DISCLOSURES

As directed by the Court's February 29, 2024, scheduling order, Plaintiffs Dane Harrel, C4 Gun Store, LLC, Marengo Guns, Inc., Illinois State Rifle Association, Firearms Policy Coalition, Inc., and Second Amendment Foundation ("*Harrel* plaintiffs"); Caleb Barnett, Brian Norman, Hood's Guns & More, Pro Gun and Indoor Range, and National Shooting Sports Foundation, Inc. ("*Barnett* plaintiffs"); and Federal Firearms Licensees of Illinois, Guns Save Life, Gun Owners of America, Gun Owners Foundation, Piasa Armory, Debra Clark, Jasmine Young, and Chris Moore ("*FFL* plaintiffs"); submit this joint Expert Witness Disclosure, with the understanding that supplemental expert witness identification and rebuttal expert witness identification may become necessary as the case proceeds:

1. **J. Buford Boone III** heads Boone Ballistics, LLC. He is a retired Supervisory Special Agent of the Federal Bureau of Investigation and was the primary Special Agent with oversight of the FBI's Ballistic Research Facility. Mr. Boone will offer testimony about the ballistics of firearms banned by PICA and their suitability for various lawful purposes, including self-defense.

2. **Paul Leitner-Wise** is a firearm designer, firearm manufacturer, and firearm-related patent holder. Mr. Leitner-Wise will testify as to the mechanical distinctions between select fire rifles like the M-16 and semiautomatic-only rifles like AR-15 variants that PICA bans.

3. **David A. Lombardo** is the president and founder of SAFER USA, a Chicago-based firearm training school. Founded in October 2006, SAFER USA has trained thousands of students on concealed carry and tactical firearm use. Mr. Lombardo will offer testimony as to the popularity and ubiquity of firearms banned by PICA in self-defense training courses and the utility of those firearms for self-defense and other lawful purposes.

4. **Randy Watt** is the former Chief of Police of the Ogden Police Department. He has a total of 32 years of service as a law enforcement officer, including 12 years in SWAT and 15 years as the primary firearms and defensive tactics trainer in the Training Bureau. He is a published author and a trainer on Police Leadership at various levels in federal, state, and local law enforcement. Mr. Watt will offer testimony as to the popularity and ubiquity of firearms banned by PICA in self-defense training courses and the utility of those firearms for self-defense and other lawful purposes.

5. **Matthew Little** is a US Army Special Forces combat veteran who has extensive law enforcement experience, including serving as training coordinator and an operational supervisor on a major metropolitan SWAT team and has worked as a government contractor in non-permissive environments. He is also ranked as a master class shooter with pistol and carbine by the US Practical Shooting Association, the Steel Challenge Shooting Association, and the International Defensive Pistol Association. Mr. Little has instructed foreign and US military personnel and police officers, martial artists, and civilians. Mr. Little will offer testimony as to the popularity and ubiquity of firearms banned by PICA in self-defense training courses and the utility of those firearms for self-defense and other lawful purposes.

6. **Jeffrey Eby** reached the rank of Chief Warrant Officer 5, having served 28 years in the United States Marine Corps, including 11 years as a Marine Gunner. He saw combat in Iraq and was the Officer-in-Charge of the USMC Small Arms Instructor Course, which developed the USMC Combat Marksmanship Program. Mr. Eby will offer testimony as to the nature of firearms and ammunition that are used and not used in the military.

7. **Mike Musselman** also reached the rank of Chief Warrant Officer 5, and was an infantryman for 25 years out of 30 total years with the in the United States Marine Corps. He

served as a Marine Gunner and an Infantry Weapons Officer and did three combat deployments to Iraq and another in Afghanistan. Mr. Musselman will offer testimony as to the nature of firearms and ammunition that are used and not used in the military.

Dated: March 27, 2024

Respectfully submitted,

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CERTIFICATE OF SERVICE

I hereby certify that on March 27, 2024, an electronic PDF of PLAINTIFFS' COMBINED EXPERT WITNESS DISCLOSURES was uploaded to the Court's CM/ECF system, which will automatically generate and send by electronic mail a Notice of Docket Activity to the following registered attorneys participating in the case:

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Dated: March 27, 2024

/s/ Sean A. Brady

Sean A. Brady

EXPERT REPORT OF STEVEN R. WATT

SUBJECT MATTER

Assessment of the use and suitability of firearms restricted under the Protect Illinois Communities Act for lawful purposes; particularly self-defense, training, and competition.

BACKGROUND AND QUALIFICATIONS

CURRICULUM VITAE

Steven R. Watt
3465 N. Blue Sage Rd.,
Morgan, Utah 84050
801-940-6152
randy@srwsplops.com

PERSONAL INFORMATION

Date of Birth: 12/21/57
Place of Birth: Montreal, Quebec, Canada
Citizenship: USA
Sex: Male
Marital Status: Married (40 years)

CURRENT OCCUPATION

Occupation: Consultant/President/Owner
Company: SRW Special Operations Strategic and Tactical Training and Services, Incorporated (SRW, INC.)
Address: 3465 N. Blue Sage Rd.
Morgan, UT 84050
801-876-3867
Incorporated: 2008

FORMER OCCUPATIONS

Occupation: Chief of Police
Company: Ogden Police Department
Address: 2186 Lincoln Ave.
Ogden, UT 84401
801-629-8227
Hire Date: 12/31/16
Retirement Date: 01/15/21

Occupation: Colonel, Infantry and Special Forces Branches
Employer: Utah Army National Guard
Address: PO Box 1776
Draper, UT 84020-1776
Enlistment Date: 11/30/81

Retirement Date: 09/30/15
Occupation: Assistant Chief of Police
Employer: Ogden City Police Department
Address: 2186 Lincoln Avenue
Ogden, Utah, 84401
801-629-8208
Hire Date: 08/27/79
Retirement Date: 10/15/11

EDUCATION

Degree: Master of Strategic Studies
University/College: U.S. Army War College, Resident, (USAWC)
Location: Carlisle, PA
Graduated: 2010

Degree: Master of Business Administration
Location: Ogden, UT
University/College: University of Phoenix
Year: 1990

Degree: Bachelor of Police Science
Location: Ogden, UT
University/College: Weber State College
Year: 1980

Degree: Associate of Law Enforcement
University College: Lethbridge Community College
Location: Lethbridge, AB, Canada
Year: 1978

POLICE EDUCATION

| | | |
|------------|-------------------------------------|-----------------------------------|
| 12/12/1997 | FBI National Academy | Quantico, VA |
| 04/12/1990 | Budgeting for Police Administration | Utah P.O.S.T., Salt Lake City, UT |
| 12/15/89 | Mid-Management Course | Utah P.O.S.T., Salt Lake City, UT |
| 11/01/85 | First Line Supervisor | Utah P.O.S.T., Salt Lake City, UT |
| 11/04/83 | Instructor Development | Utah P.O.S.T., Salt Lake City, UT |

POLICE TRAINING AND CERTIFICATIONS

LEADERSHIP

03/13/08 Planning/Response to Terrorism/WMD, Department of Homeland Security
02/28/06 Intro to ICS, Emergency Management Institute (FEMA)
03/31/05 National IMS, Emergency Management Institute (FEMA)
12/02/03 Risk Management, Utah Valley State College
02/21/97 Leadership Development, Countermeasures Tactical Institute
03/14/95 Conference on Workplace Violence, International Association of Chiefs of Police

09/29/93 Critical Incident Management, International Association of Chiefs of Police
03/18/93 ICS, Train-the-Trainer, Emergency Management Institute

S.W.A.T.

08/13/11 Simunitions Safety Certification Course, Scenario Instructor Course, Gunsite
11/12/98 Tactical Explosive Entry, Salt Lake County Sheriff's Office
09/04/98 Response to CBRNE Terrorism, International Association of Chiefs of Police
03/07/97 Less Lethal Weapons Instructor, International Association of Chiefs of Police
06/02/95 Tactical Leadership Development Course, Countermeasures Tactical Institute
02/11/94 Ultra S.W.A.T., International Association of Chiefs of Police
09/17/93 Aerosol Projector Instructor, Defense Technology Training Academy
06/28/93 L.E. Chemical Munitions, AAI Manufacturing Assembly Inc.
04/01/93 S.W.A.T. Supervisors Tactics and Management, International Association of Chiefs of Police
05/04/90 Special Operations Crisis Management, Mountain States Tactical Officer's Association
05/26/89 Tactical Hostage Rescue, Utah P.O.S.T.
01/28/88 Officer Survival, Utah Peace Officers Association
02/06/84 Tactical Police Methods, U.S. Indian Police Academy

FIREARMS

03/01/24 USCCA Training Coordinator Certification Course, Prescott, AZ (40 hrs.)
12/16/23 Tactical Pistol 3, Trident Concepts, Phoenix, AZ (16 hrs.)
08/30/23 Tactical Carry, Level 2, Trident Concepts, Ogden, UT (16 hrs.)
04/30/23 Cognitive Firearms Conclave, Cougar Mountain Training, Martin, GA (20 hrs.)
12/04/22 Tactical Carry, Level 1, Trident Concepts, Phoenix, AZ (16 hrs.)
09/30/22 Legacy Course, Pistol/Combatives, Handgun Combatives Training, Inc. (46 hrs.)
04/11/21 IWI, Tavor Carbine, Level 1 Course, Paulden, AZ
01/24/21 Kinetic Pistol Combat Course, Handgun Combatives Institute, Peoria, AZ
10/02/20 Gunsite Rangemaster Certification, Gunsite
08/23/20 Rob Leatham Firearms Training Seminar, 3-days
07/24/20 LASD, 16-hr CAPOST, Red Dot Pistol Transition course, Ogden, UT
08/16/16 Gunsite Firearms Instructor Recertification, Gunsite
08/02/11 Gunsite Firearms Instructor Recertification, Gunsite
03/10/06 Advanced Combat Shotgun (460), Expert Rating, Gunsite Academy
04/22/05 Advanced Defensive Pistol (499), Expert Rating, Gunsite Academy
08/20/04 Basic Defensive Pistol (250), Expert Rating, Gunsite Academy
04/26/01 Tactical Rifle Carbine, AIS/PRISIM
06/07/96 Firearms Instructor Course and Certificate, Utah P.O.S.T.
02/09/86 Firearms Instructor Course, Countermeasures Tactical Institute
04/07/94 MP-5 Certification Course, International Association of Chiefs of Police
10/21/92 Handgun/Submachine Gun Course, Idaho Nuclear Engineering Laboratory

INVESTIGATIONS

12/12/97 Clinical Forensic Psychology, Federal Bureau of Investigation
09/16/96 Clandestine Drug Lab First Responder, Utah P.O.S.T.

06/12/91 Supervision of Drug Investigations, U.S. DOJ, DEA
06/15/91 Narcotics Investigations, Utah P.O.S.T., Utah Narcotics Officers Association
12/14/90 Criminal Case Analysis and Charting, Utah P.O.S.T.\
10/25/90 Narcotics Unit Supervisors Course, W.H. Harris and Associates
09/21/90 Narcotics Investigator Basic Course, U.S. DOJ, DEA
04/03/87 Criminal Intelligence Processes, Las Vegas Metro Police Department
03/27/87 White Supremacist Organizations, Utah P.O.S.T.
05/23/86 Advanced Homicide Investigations, Utah P.O.S.T.

ARREST CONTROL AND DEFENSIVE TACTICS

10/09/06 Instinctive Retention and Disarming Course, Modern Warrior Institute
08/09/06 Tactical Ground Fighting Instructors Course, Modern Warrior Institute
02/17/05 Taser X26 Certification, Taser International
06/28/94 Arrest Control Instructor Certification, Utah P.O.S.T.
11/17/89 Arrest Control Instructor Course, Utah P.O.S.T.
11/17/89 Arrest Control Instructor Certificate, Utah P.O.S.T.
01/13/86 Use of Force Instructor Development Certificate, Utah P.O.S.T.
09/21/85 Baton Instructor Course, Koga Institute
06/07/85 Defensive Tactics Instructor Course, Koga Institute
01/18/84 Arrest Control/Patrol Tactics/Crisis Intervention Instructor, Utah P.O.S.T.

POLICE AWARDS

01/15/21 Superior Service Medal, Ogden Police Department
11/20/20 Outstanding Contribution to PSN Award, DOJ, the Honorable William Barr
05/21/19 Utah Police Chief of the Year, Large Agency, UCOPA
09/16/00 John A. Kolman Award of Excellence, National Tactical Officers Association
11/20/00 Medal of Valor, Ogden Police Department, for S.W.A.T. Operations
07/24/94 Medal of Merit, Ogden Police Department, for SWAT Operation
05/03/93 Northern Utah L.E. Officer of the Year, Utah Department of Corrections
11/25/91 Medal of Valor, Ogden Police Department, for S.W.A.T. Operation
11/25/91 Distinguished Service Award, Ogden Police Department
Excellent Work Awards – 14
Internal Letters of Appreciation/Commendation - 22
External Letters of Appreciation/Commendation - 9

MILITARY EDUCATION

06/12/10 U.S. Army War College (USAWC), Carlisle, PA
09/18/05 Command and General Staff Officers Course (CGSC), Ft. Leavenworth, KS
08/19/00 Combined Arms Service and Support School (CAS3), Gowan Field, ID
09/23/94 Infantry Officer Advanced Course, Ft. Benning (IOAC), GA
04/26/91 Special Forces Officer Qualification Course (SFQC), Ft. Bragg, NC
02/14/91 Infantry Officer Basic Course, Ft. Benning (IOBC), GA
08/26/89 Officer Candidate School (OCS), Camp W.G. Williams, UT
04/11/86 Primary Leadership Development Course (PLDC), Camp W.G. Williams, UT
09/17/84 Special Forces Weapons Sergeant Qualification Course (SFQC), Ft. Bragg, NC

MILITARY TRAINING AND CERTIFICATIONS

04/30/10 Combatives, Level II
12/15/09 Combatives, Level I
05/13/06 Combat Lifesaver Course, Camp W.G. Williams, UT
05/05/06 Instructor, Special Forces Basic Combat Course – Support, Camp W.G. Williams, UT
07/15/05 Instructor, Special Forces Advanced Urban Combat Course, Camp W.G. Williams, UT
09/08/95 Military Free Fall Parachutist Course, Yuma Proving Grounds, AZ
11/07/93 Fast Rope and Rappelling Master Course, Tulsa, OK
03/20/92 Jumpmaster Course, Ft. Benning, GA
06/01/82 Basic Airborne Course, Ft. Benning, GA
05/12/82 Chemical Operations Specialist Course, Ft. McClellan, AL
03/14/82 U.S. Army Basic Training, Ft. McClellan, AL

MILITARY COMBAT SERVICE

12/05/01 – 12/04/02 Operation Enduring Freedom, Afghanistan
07/15/06 – 06/27/07 Operation Iraqi Freedom, Iraq
06/24/10 – 06/14/11 Operation Iraqi Freedom/Operation New Dawn, Iraq

MILITARY AWARDS

Bronze Star w/V Device, Bronze Star Medal (3), Meritorious Service Medal (3), Army Commendation Medal (7), Army Achievement Medal (4), Army Reserve Component Achievement Medal (3), National Defense Service Medal w/Bronze Star, Iraq Campaign Medal w/3 Stars, Afghanistan Campaign Medal w/2 Stars, Global War on Terrorism Expeditionary Medal, Global War on Terrorism Service Medal, Armed Forces Reserve Medal w/M and Hourglass Devices (3), NCO Professional Development Ribbon, Army Service Ribbon, Army Overseas Service Ribbon (3), Army Reserve Component Overseas Training Ribbon (4), Utah National Guard Recruiting Ribbon, Utah National Guard Commendation Ribbon, Utah National Guard Service Ribbon, Utah National Guard Basic Training Ribbon, Combat Infantryman's Badge, Joint Meritorious Unit Award, Military Free Fall Parachutist Badge, Master Parachutist Badge, Senior Parachutist Badge, Parachutist Badge, Canadian Parachutist Badge, Australian SAS Parachutist Badge, Royal Thailand Air Force HALO Badge, Royal Thailand Special Forces Parachutist Badge, Royal Thailand Marine Parachutist Badge, Outstanding Graduate – Officer Candidate School, SGM Mize Award/Academic Honor Graduate/Outstanding Leadership Award – Primary Leadership Development Course (PLDC), Honor Graduate (AIT), Honor Graduate (Basic Training)

ADDITIONAL PERSONAL CERTIFICATIONS

06/12/14 Concealed Firearm Instructor Certification, Utah Department of Public Safety
07/21/11 Concealed Firearm Instructor Certification, Utah Department of Public Safety
02/25/08 Concealed Firearm Instructor Certification, Utah Department of Public Safety
06/26/87 Rescue Diver, Professional Association of Diving Instructors (PADI)
06/21/87 Night Diver, Professional Association of Diving Instructors (PADI)
06/15/87 Search and Recovery Diver, Professional Association of Diving Instructors (PADI)

10/04/82 International Open Water Diver, Professional Association of Diving Instructors (PADI)
12/21/81 Black Belt, Wun Hop Kuen Do, Kajukenbo Association

BOARDS OF DIRECTORS, ADVISORY POSITIONS

4/2/22 – Present Member, Executive Board, Crossroads of the West Council, BSA
3/20/18 – 11/01/20 Member, Executive Board, Trapper Trails Council, BSA
6/20/17 – 12/31/20 Member, Advisory Board, Utah Chapter AUSA
1/20/17 – 01/15/21 Member, Board of Directors, Cottages of Hope
1/20/17 – 01/15/21 Member, Board of Directors, Juvenile Justice Center
8/21/13 – 12/31/21 Chairman of the Board of Directors, Hand In Hand Outdoors, LLC
1997 – 2010 NTOA Tactical Command Section Chair
2003 – 2009 Salvation Army Advisory Board
2003 – 2009 National Center for Shaken Baby Syndrome
1999 – 2003 Swanson Family Foundation
1999 – 2001 Co-Chair, Tactical Response Sub-Committee, Utah Olympics Committee

PROFESSIONAL AFFILIATIONS AND MEMBERSHIPS (CURRENT AND PAST)

POLICE

FBI National Academy Associates; Technical Support Working Group (TSWG), Office of Combating Terrorism, Office of Secretary of Defense (OSD); International Association of Chiefs of Police (IACP); National Tactical Officers Association (NTOA); International Law Enforcement Educators and Trainers Association (ILEETA); Illinois Tactical Officers Association (ITOA); California Tactical Officers Association (CATO); Texas Tactical Police Officers Association (TTPOA); Mountain States Tactical Officer Association (MSTOA); Utah SWAT Association

MILITARY

Special Forces Association (SFA); American Legion; Veterans of Foreign Wars (VFW); Special Operations Warrior Foundation

ADJUNCT FACULTY POSITIONS (CURRENT AND PAST)

| | |
|--|---|
| International Academy of Public Safety: | Commissioner |
| United States Army War College: | Eisenhower Program member |
| International Association of Chiefs of Police: | SWAT, Firearms, Leadership, Terrorism, Workplace Violence |
| National Tactical Officers Association: | SWAT, Firearms, Leadership, Terrorism |
| Weber State University: | Criminal Justice/Law Enforcement |
| Utah P.O.S.T.: | SWAT, Firearms, Arrest Control, Patrol Tactics |

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Corporate Campaign Model, SRW, Inc.
One Warrior's Creed Logo
One Warrior's Creed
Ogden/Metro SWAT Logo

Ogden/Metro SWAT Standing Operating Procedures (SOP)

PUBLISHED WORKS

“Identifying and Combatting Organizational Leadership Toxicity,” The Journal of California Law Enforcement, Volume 49, No. 2, 2015, co-authored.

“On Leadership”, Quarterly Column, Tactical Edge Magazine, NTOA, 32 issues, (2006-present)

“Can the U.S. Defeat Al Qaeda?”, USAWC Strategy Research Project, 2010

NTOA SWAT Standards, Committee Chairman and contributor, 2009

BIO

Steven R. Watt (Randy) is the President of SRW, Inc., (www.srwinc.us, www.warriorcreed.us), a training and consulting business he started in 2008. SRW, Inc. provides Leadership, Business Development, Safety/Security, and Special Operations training and services to select client organizations. Randy holds a Master of Strategic Studies Degree from the U.S. Army War College, a MBA from the University of Phoenix, a Bachelor of Police Science Degree from Weber State University, and is a graduate of Session 191 of the F.B.I. National Academy. He is an expert in use of force and has provided expert opinions and testimony in criminal and civil cases. Randy’s expert experience regarding use of force is attached as **Exhibit 1**.

Randy retired as Chief of Police of the Ogden, Utah, Police Department on January 15th, 2021, after serving for 4 years as Chief. Randy had initially retired from the Ogden Police Department in October of 2011, while serving as an Assistant Chief of Police, after having completed thirty-two years of service in a multitude of assignments and at all levels of supervision and leadership. In January of 2017, Randy was asked by City Officials to return as Chief. Chief Watt is a recipient of various medals and commendations, including the department’s Medal of Valor (twice awarded). A long-time member of the Ogden/Metro S.W.A.T. Team, Chief Watt has extensive experience in tactical operations, ranging from high-risk warrant service to hostage rescues.

Chief Watt is a nationally recognized expert in the field of law enforcement special operations and counter-terrorism. He has been involved with projects supporting the Department of Homeland Security (DHS) and the National Institute of Justice (NIJ). He is an expert witness on Law Enforcement use of force and counter-terrorism. He is a regular contributor and speaker on Active Shooter Response for a variety of clients. He is a lead instructor for the National Tactical Officers Association (N.T.O.A.) in a variety of S.W.A.T. Leadership and Terrorism courses, and is a regular presenter at the N.T.O.A. Conference, as well as at various state S.W.A.T. Association conferences and training events. He is the past author of the “On Leadership” column for the N.T.O.A.’s Tactical Edge magazine. Prior to the 2002 Winter Olympics in Salt Lake City, Utah, then-Lieutenant Watt, was co-chair of the Tactical Response Sub-Committee and spent three years studying terrorism, writing the tactical response plan for protection of the Olympic Games, and conducting security assessments for Olympic venues. Chief Watt has taught hostage rescue tactics and techniques to foreign military and police units and is a

consultant to myriad local, state and federal tactical units. He is a Commissioner for the International Academy of Public Safety and is an instructor at Gunsite Academy in Paulden, AZ.

Chief Watt has extensive military experience and retired in September, 2015, as a Colonel in the Utah Army National Guard. His last assignment was to the Joint Forces HQ, UTNG. From June, 2011, to December, 2013, he was the Commander of the 19th Special Forces Group (Airborne), commanding 2200 Special Forces soldiers located across 9 states. A Special Forces and Infantry branched officer with thirty-four years of active duty and reserve Special Forces experience, he is a graduate of numerous Special Operations courses and schools. Randy is a Master Parachutist and Military Free-Fall Parachutist. Leadership schools include the Infantry Officer's Basic and Advanced Courses, Special Forces Qualification Course (Enlisted and Officer) Combined Arms Service and Support School, Command and General Staff Officer's Course, and the resident U.S. Army War College. COL Watt commanded at all levels of Special Forces units, ODA, Company, Battalion and Group.

Colonel Watt's combat service includes year-long tours of Afghanistan, 2001-2002, Iraq, 2006-2007, and Iraq again in 2010 through 2011. All assignments were leadership and key staff positions of special operations units. As a result of his service, he received the Bronze Star Medal with "V" device, three Bronze Star Medals for meritorious service, the Combat Infantryman's Badge, the G.W.O.T. Expeditionary and Service Medals, the Afghanistan Campaign Medal with two stars, the Iraq Campaign Medal with three stars, and the Joint Meritorious Unit Award. He was featured in the March, 2003, ABC television special Profiles From the Front Lines, and the August, 2003, issue of Men's Health magazine. He is the author of "One Warrior's Creed," written during the closing days of his 06-07 Iraq tour.

Colonel Watt is an expert in Terrorism for the U.S. Department of Justice, Office of Military Tribunals, providing expert testimony for court purposes as well as for investigation of terrorist tactics, techniques and procedures (TTPs). He has testified at trials and hearings in Guantanamo Bay, Cuba, on behalf of the United States Government.

OPINIONS AND ANALYSIS

1. I am currently President/CEO of SRW, Inc./Warrior Creed (www.srwinc.us, www.warriorcreed.us), which offers consulting, as well as tactical firearm training courses in various locations in the United States and foreign locations as contracted. I have held that position and have been conducting such training since 2008. SRW, Inc./Warrior Creed's clients include law enforcement and military clients but are mostly civilians. SRW, Inc./Warrior Creed trains approximately 5 times the number of civilian students as law enforcement or military. I am also a Rangemaster with Gunsite Academy in Paulden, AZ, the longest operating defensive firearms training institution in the world, having been in continuous operation since 1976. Gunsite Academy serves mostly civilian customers, with military and law enforcement personnel often attending as private citizens, though it does provide contracted training specifically for military and law enforcement clients. I personally teach 6-12 courses per year in handgun, carbine, shotgun, and tactics related courses, each course being one week (5-days) in length. I also instruct for Israeli Weapons Systems (IWI), particularly in their carbine courses. IWI is a tactical firearm manufacturer that sells a variety of tactical and self-defense related firearms,

many of which have one or more of the features discussed below. IWI has a training division which teaches purchasers how to properly train with and utilize the firearms. For clarity and to relieve confusion, where SRW, Inc./Warrior Creed training is referenced below, it includes the additional training organizations as well.

2. SRW, Inc./Warrior Creed offers training courses to the public for the defensive use of pistols, carbines, and shotguns, as well as in the tactical application of these firearms in defensive situations, such as countering home invasions, carjackings, armed robberies, aggravated rape, aggravated assault, and other like violent crimes.

3. I personally developed SRW, Inc./Warrior Creed's course curriculum based on my extensive experience as a law enforcement officer and military special operations soldier, which informed my understanding of what civilians in our communities need to defend themselves against violent predatory criminals. My experience gave me a profound understanding of the need for civilians to be able to effectively defend themselves immediately, as law enforcement customarily responds to violent circumstances after the initiation of violence. That unfortunate reality requires the victims of said violence to defend themselves until the arrival of law enforcement. It is also my experience that in a high majority of cases, the violence is very short-lived and usually over by the time law enforcement arrives. Absent self-defense, the victims of violent predatory criminals are subjected to whatever levels of violence are directed against them. This background and experience has shaped and influenced the development of my defensive firearm curriculum for members of the general public.

4. SRW, Inc./Warrior Creed utilizes a cadre of 8-12 trainers to teach its 30-40 defensive firearm courses per year that are offered to the general public. SRW, Inc./Warrior Creed draws its trainers from the law enforcement and military special operations realm; it also utilizes very well-trained civilians who have been long-term students. All trainers focus on delivering the self-defense curriculum assigned to civilian customers from the general public. The training cadre focuses on applying the tactical use of specified firearms in self-defense scenarios and activities designed to "Prevent – Deter – Detect – Defend"™ against violent crimes.

5. Around 500 private citizens per year are trained by myself and/or my cadre in defensive firearms and tactics across multiple venues, and I estimate that over 8,000 have been trained since the company was founded. I estimate that 60% of the offered courses reach the maximum registration allowed. It is rare that courses are canceled for lack of registration; those that are sometimes canceled for lack of registration are usually very specialized courses outside the realm of the standard self-defense firearms and tactics courses. SRW, Inc./Warrior Creed would likely have more students but for the lack of quality venue availability. Were it not for that constraint, SRW, Inc./Warrior Creed could potentially double its training offerings and enrolled students. Our corporate experience reviewing ongoing training activity and related media has shown that the market for self-defense firearms training is larger than what is serviced by training companies and available training venues and facilities.

6. SRW, Inc./Warrior Creed's **defensive carbine** training courses are built around the most effective carbines for self-defense purposes. Such carbines are semi-automatic--so as

not to occasion multiple slow manipulations of charging systems--and utilize detachable magazines in order to facilitate efficient loading/reloading while under the rapidly unfolding threat of violence, and the changing of choice of cartridges for tactical reasons. The instructor cadre use such carbines because it is their individual chosen firearm for self-defense and also to effectively demonstrate the techniques required for effective utilization of the defensive firearms normally brought to our courses by students. The students attending the courses use these same firearms, as history, training, experience, and self-defense related firearm/training media have shown these firearms to be the most effective for use in self-defense situations. Additional features that are commonly found on the carbines of the instructor cadre and students, include: pistol grips or thumbhole stocks for the shooting hand, which improve ergonomic efficiency and increase comfort and safety by absorbing recoil; forward-mounted vertical or angled grips, which allows for enhanced control of the carbine during use so as to limit errant bullets and to increase effective self-defense firing; adjustable length or removable stocks, which allow for the carbine to be properly fitted to the user for efficient and controlled use of the carbine or folding stocks which can be folded alongside the carbine to shorten the profile and make it easier to utilize in tight spaces; flash suppressors designed to divert resulting muzzle flash during firing away from the shooter's field of vision in low light conditions, thus limiting the loss of "night vision" and the resulting deleterious effect on accuracy, as well as dampening recoil; shroud and/or "rail" systems attached to the barrel or that partially or completely encircles the barrel and allow the bearer to grasp the for-end of the rifle with the non-firing hand without being burned, as well as to attach additional devices, such as flashlights for positively and correctly identifying legitimate threats before engagement with the firearm. Every instructor and virtually every attendee of the course uses detachable magazines that have a capacity exceeding 10 rounds with their carbine.

Many attendees of the carbine courses utilize a compact version of the AR-15 platform, known as an "AR Pistol." With barrels as short as 7.5 inches, these firearms do not have a standard stock. Instead, because they almost always have a buffer tube extending behind the receiver, they often use a taut sling as a shooting support to replace the stock, or are fitted with a "foot" on the end of the buffer tube or an arm brace or other part that protrudes horizontally behind the pistol grip designed to shoulder the carbine for control during firing to increase accuracy and rapid follow up. These firearms are configured in the same way as their longer barreled companions, as they are used in the same manner and with the same defensive operating techniques. Their short length and compact size make them ideal for self-defense, particularly in very close areas such as homes. Almost all of the SRW, Inc./Warrior Creed cadre own and utilize these "AR Pistol" carbines, as they are generally considered the ideal self-defense firearm in the defensive firearms industry. I share that opinion.

7. In SRW, Inc./Warrior Creed's **defensive pistol** training courses, we require attendees to use a semiautomatic pistol that accepts detachable magazines and is .380 or larger in caliber, with 9mm being the preferred choice and .40 and .45 calibers also being present. Often seen in courses are a variety of large and small pistols, from full-size to sub-compacts, as these are the preferred pistols for self-defense and related training. Semiautomatic is ideal because of the immediate availability of rapid follow up for engaging a continuing threat or dealing with multiple threats, as well as the ease of single hand use when only one hand is available to work the pistol. Magazine capacity is a significant issue. As a general matter, the more cartridges that can be immediately fed into the pistol as needed, the better. Effective self-defense training

requires rapid and measured repeat firing to mimic real-life scenarios, and larger magazine capacities enable such training. Additionally, every self-defense situation is a novel event and how much ammunition is available in the gun can be critical. It is a common axiom among experienced trainers, particularly those like me who have engaged in self-defense shootings, that “there is no such thing as too much ammo.” Of course, there can be, given that the amount of ammunition increases a firearm’s weight, which can in turn diminish the self-defense benefits. But the amount of ammunition required to result in such diminishing returns is far above 15 rounds. Relatedly, accessories, such as barrels threaded at the muzzle for the attachment of sound suppressors and barrel compensators to reduce recoil to allow for greater accuracy in necessary follow up shots, are very common in courses and in effective self-defense firearms training and use.

8. During SRW, Inc./Warrior Creed’s **defensive shotgun** training courses, approximately 60% of attendees use semiautomatic shotguns, the others use a pump style shotgun. Detachable box magazines used with semiautomatic shotguns are a common and ever growing presence in the courses, particularly as more manufacturers create better designed detachable box magazine models of semiautomatic defensive shotguns. All have a pistol grip, either a traditional or a vertical grip, with vertical grips making up around 60% and growing. I regularly see a vertical or slanted grip on the fore-end of both pump and semiautomatic shotguns to facilitate control and recoil mitigation. Virtually all defensive shotguns have either a detachable box magazine or a tubular magazine that has a capacity over 5 rounds.

9. In addition to conducting training, I have attended many external self-defense firearms and tactics courses as a student and/or observer and have had numerous related discussions with other national and international instructors of my level. I have also observed other instructors and training courses on common firearm self-defense media. As a result, it is my opinion that there is very little variance in the requirements for firearms, features, magazines, accessories, etc., among quality instructors and training programs. Virtually all of them of which I am aware have the same general requirements, those requirements being necessary for conducting effective self-defense related firearms training and use. And most attendees in these courses, in my experience, generally use the same types of firearms.

10. As a professional in the firearms training field, I do my best to stay informed of the latest developments in the industry, including staying up to date on which firearms are available and popular for self-defense and self-defense related training and competition purposes. The self-defense firearms industry, of which I am a part, offers a vast amount of products and services surrounding firearms that Illinois restricts. Industry shows, training events, trade journals, and various media I look to offer countless examples of the viability of these firearms for self-defense and self-defense related training and competition. There are several regular publications that feature popular firearms that people in the industry and gun enthusiasts consult to know what products are available and popular. One of the most historic and well-respected is *Gun Digest* (originally “*The Gun Digest*”), which has been in print since 1944. It is considered by those in the industry to be an encapsulation of the firearm market. Another, *Guns & Ammo*, has been releasing monthly issues since 1958. Even a cursory review of recent editions of these publications and others demonstrates the overwhelming popularity of the firearms and related

parts that Illinois restricts. AR and AK platform rifles regularly appear on the cover of issues of those publications. For example:



This is not a new development, as these magazines, as well as many other publications, trade journals, websites, and other sources, have prominently featured semiautomatic firearms of the kind Illinois restricts for decades and it only seems to be increasing.

11. Based on my experience having trained or witnessed thousands of civilians in self-defense courses who bring their personal firearms; my personal education and training on firearms and self-defense over many years, including speaking with and observing other quality trainers and courses; and the vast market that exists for such firearms and their related products, it is my opinion that the following firearms are commonly possessed by the American public for lawful personal defense and training therefor:

- a. Semiautomatic rifles/carbines that accept detachable magazines and have one, multiple, or all of the following features:
 - i. a pistol grip or thumbhole stock;
 - ii. a protruding grip that can be held by the non-trigger hand;
 - iii. an adjustable, folding, or detachable stock;
 - iv. a flash suppressor; and

- v. a shroud attached to the barrel or that partially or completely encircles the barrel, allowing the bearer to hold the firearm with the non-trigger hand without being burned, but excluding a slide that encloses the barrel.
- b. Semiautomatic pistols that accept detachable magazines and have one, multiple, or all of the following features:
 - i. a threaded barrel;
 - ii. a second pistol grip or another feature capable of functioning as a protruding grip that can be held by the non-trigger hand;
 - iii. a shroud attached to the barrel or that partially or completely encircles the barrel, allowing the bearer to hold the firearm with the non-trigger hand without being burned, but excluding a slide that encloses the barrel;
 - iv. a flash suppressor;
 - v. the capacity to accept a detachable magazine at some location outside of the pistol grip; and
 - vi. a buffer tube, arm brace, or other part that protrudes horizontally behind the pistol grip and is designed or redesigned to allow or facilitate a firearm to be fired from the shoulder.
- c. Semiautomatic shotguns that have:
 - i. a pistol grip;
 - ii. a vertical or slanted for-end grip;
 - iii. a fixed magazine with the capacity of more than 5 rounds; or
 - iv. the capacity to accept a detachable magazine.

12. It is my further opinion that such semiautomatic pistols, shotguns, and rifles/carbines are, in fact, well suited for defensive uses both inside and outside of the home when the correct ammunition is used, as well as for effective self-defense training in order to prepare for legal firearms self-defense. In other words, the large number of people that choose these arms for self-defense related purposes are not making bad choices; to the contrary, they are making wise choices. I base my opinion on my many years of receiving, observing, and providing training and education on self-defense firearms (see my background and curriculum vitae provided herewith), as well as the industry and media information provided about these arms.

13. I base self-defense firearm training on three primary critical tasks. Critical Task #1 is to make sound and timely shooting decisions. The criteria upon which this decision is based are: (1) Is it legal, in other words, does the imminent use of force meet the elements codified within the criminal code; (2) Is it ethical, a reasonable action based on the circumstances surrounding the situation, and; (3) Is it moral? Critical Task #2 is to place timely and accurate shots on target, i.e., ensure accuracy of the shots so any collateral risk is unlikely. Critical Task #3 is to keep the firearm working until the threat is gone. This includes reloading and immediate action for stoppages of fire. Under each of the Critical Tasks are a series of sub-tasks which enable the completion of the primary task. As an example, a sub-task under Critical Task #1 would be, "positively identify the threat." Many of the sub-tasks are enhanced by, or efficiently accomplished because of, the features on the firearm that Illinois restricts described above. As an example, one cannot positively identify the threat in reduced light conditions unless a

weapon-mounted light (WML) is on the firearm and the WML cannot be mounted on the firearm unless a barrel shroud or rail system handguard is on the firearm so the WML can be mounted.

14. It is my opinion that limiting a defensive carbine to a 10-round or less capacity, a defensive shotgun to a 5 round or less capacity, or a defensive pistol to a 15-round or less capacity, disadvantages the defender in both effective defensive firearm training and actual defensive firearm use. As previously stated, the general rule of thumb is that the more ammunition immediately available the better. In my personal experience, including interacting with trainers of a similar background and experience, that generally does not occur until you reach magazines having a capacity well in excess of those respective limits. Keeping the firearm working until the threat is gone includes having sufficient rounds of ammunition in the magazine, with the magazine in the firearm, so as to be prepared for a protracted self-defense gunfight.

15. It is my opinion that a **pistol grip** on a semiautomatic carbine or shotgun capable of accepting detachable magazines can aid self-defense in multiple ways, some of which are: positioning the hand for optimal trigger control and access to the firearm's safety and magazine release; sharing of absorption of the firearm's recoil through the hand as well as the shoulder, thus aiding in accuracy and rapid follow up shots as needed; allowing the defender to grasp the firearm in a way that makes dropping it or having it taken away in a struggle with an attacker less likely; and, facilitating one-handed use of the firearm in case the other hand is injured or needed to perform some other task (e.g., calling 911). In summary, a pistol grip can increase the defender's control of the firearm, thus improving accuracy and facilitating safe use of the firearm, while decreasing the likelihood of an attacker disarming the defender and increasing the defender's ability to use one hand to perform additional functions, all of these factors play a potentially substantial role in ever-dynamic and unpredictable self-defense scenarios. The pistol grip plays an important role in keeping the gun properly aimed to place rounds on target and not off the target, thus creating additional risk to uninvolved persons. Indeed, the straight-line design of many of these rifles (including the AR-15 platform) essentially requires a pistol grip to properly hold and operate the firearm.

16. It is my opinion that a **forward grip** on a defensive carbine, shotgun, or pistol can aid self-defense in multiple ways, some of which are: it offers the defender options for grasping the firearm with their forward hand in various ways conducive to effective individual control of the firearm, based on physiology, adverse weather, or other conditions, and, thereby, enhancing safe handling and effective use of the firearm, particularly under the stress of a self-defense situation. A forward grip also allows defenders to grasp the firearm in a way where their forward hand is less likely to move or slip while firing. In sum, a forward grip can increase the defender's control of the firearm, which can improve accuracy and facilitate the firearm's safe use, all of which facilitate effective self-defense. A forward grip on a defensive firearm also enhances firing accuracy, helping meet Critical Task #2.

17. It is my opinion that an **adjustable stock** (which includes a telescoping stock) can be critical on a defensive long-gun (rifle/carbine/shotgun). There is no one-size-fits-all stock for long-guns. User-adjustable stocks are simply an acknowledgement that people come in different sizes. Different sizes of people need different length stocks to place their faces in the ideal

position for aiming and their arms in the most comfortable position for grasping and thus safely controlling the firearm. Obviously, a professional basketball player and a jockey require significantly different length stocks. The ability to increase or decrease the length of the stock makes it so that the long-gun can properly fit people of different statures (e.g., a large or small adult, or elderly person) or the same person when wearing different clothing (e.g., a heavy jacket versus a t-shirt). Just like crutches are often adjustable to correspond to peoples' various arm-lengths so that one crutch can conform to the optimal length for multiple people, such is the function of an adjustable stock. But for adjustable stocks, people would need to search for a long-gun with a stock that fits them specifically. Even then, a fixed stock would not accommodate clothing change or allow for the safe operation of the long-gun by another person of a different stature, such as the owner's spouse or child. Adjustable stocks usually only allow the stock to change length by a few inches. While those inches can be critical for proper use of the long-gun by the user, they are negligible in concealing the long-gun. Similarly, detachable stocks allow people to change the stock to one they prefer the fit of. They also allow for safe storage and transport, as do folding stocks. A properly fitted stock, one with a "pull length" based on the physiology of the defender, necessitates the use of an adjustable stock so as to enhance the likelihood of accurate firing based on Critical Task #2.

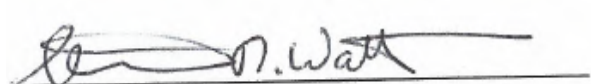
18. It is my opinion that a **flash suppressor** aids defensive use of a rifle or pistol in two ways. One, it diverts flash from the shooter's field of vision, which can mitigate the loss of "night-vision" when firing in low light conditions, such as in an unlighted hallway at night. Clear vision is obviously extremely important when using a firearm in a self-defense situation so that the shooter can positively identify a threat target, place rounds on target, and know if and when the threat has been neutralized to cease firing. Two, a flash suppressor slightly reduces felt recoil, i.e., the energy pulse pushing back against the firearm and user, colloquially referred to as the "kick," which causes the muzzle of the firearm to rise off target. It does so by allowing some of the gases propelling the bullet down the barrel to escape out of its vents, the energy from which gases would otherwise transfer back into the user's shoulder or hand in the form of recoil. Less recoil facilitates improved accuracy on follow-up shots at a faster rate, which can be critical in a self-defense situation where multiple shots are required. The flash suppressor, by diverting the flash away from the defender's field of vision, enhances continual positive identification of the threat, leading to effective accomplishment of Critical Task #1. By reducing felt recoil, the flash suppressor also helps in the accomplishment of Critical Task #2, timely and accurate delivery of rounds on target.

19. It is my opinion that a "**barrel shroud or rail system**" that is attached to the barrel or that partially or completely encircles the barrel of a defensive rifle/carbine or pistol, allowing the defender to grasp the firearm with the non-firing (forward) hand without being burned is critical for their use generally, but especially for self-defense. Indeed, it is a feature found on virtually every semiautomatic rifle/carbine and AR-pistol in existence. That is because being able to grasp the front end of a long-gun or AR-pistol is critical for properly and effectively using it for any purpose, including self-defense. Not being able to do so precludes the effective use of the firearm and could create unsafe or ineffective use. A "barrel shroud" or "rail" also allows for the attachment of accessories that aid self-defense, sometimes critically, such as a flashlight, which enables positive identification of a legitimate threat and when that threat is neutralized.

COMPENSATION

I am being compensated at the rate of \$275.00 per hour.

Dated: May 10, 2024



Steven R. Watt

EXHIBIT 1

Use of Force Expert Experience:

Steven R. (Randy) Watt, hereinafter referred to as “I,”

I was retained by the Salt Lake County District Attorney’s Office as an expert to review an OIS in which Delorean Pikyavit was shot and killed by Sgt. Joshua Allred, Salt Lake PD SWAT, during a SWAT standoff. I was originally retained on 1/14/21 and I reviewed numerous documents, videos, and photos, and I visited the scene of the shooting. I rendered a verbal opinion only, at the request of the DA’s Office, that the shooting was justified, reasonable, and in accordance with law and Salt Lake PD policies. I have since been re-retained for the purpose of writing an opinion. I then testified in the Grand Jury Hearing and was able to gain a no bill for Sgt. Allred.

I was retained by the U.S. Attorney’s Office, Albuquerque, N.M., in the material support to terrorism case of the United States vs. Jany Leveille, Siraj Ibn Wahhaj, Hujrah Wahhaj, Subhanah Wahhaj, and Lucas Morton, as the government’s expert on terrorist tactics, techniques and procedures. I provided an opinion on this case, testified in a Daubert Hearing and was found to be an expert with broad experience to testify, and testified in the trial with 9 hours on the stand. A unanimous jury verdict of guilty was received on all charges for two of the defendants, and the major charges for two other defendants. Jany Leveille had pled guilty just prior to the trial.

I am currently retained by Robert M. Stein, Associate Attorney for the firm of Rennert, Vogel, Mandler, and Rodriguez, P.A., of Miami, Florida, as the plaintiff’s expert on Active Shooter Response and School Security in preparation for litigation due to the death and injury of numerous students in a school shooting event. I have provided an opinion in this case.

I am currently retained by the Washington State Office of the Attorney General, serving as the defendant’s expert in the use of force, in the case of Patrick Nelson & Colette Rapp v. Department of Corrections, et. al. The case is currently in motions.

I was retained by the U.S. Attorney’s Office, Albuquerque, N.M., in the Capital Homicide case of the United States v. Kirby Cleveland as the government’s expert on “use of force” and “officer survival tactics.”. I provided an opinion and have been prepared for testimony in this case. Kirby Cleveland pled guilty to Criminal Homicide and related charges in 2021.

I was retained by the U.S. Attorney’s Office, Albuquerque, N.M., in the Homicide case of the United States vs. Brandon Charley, as an expert in the use of firearms for the U.S. Attorney’s Office. I have provided an opinion on this case and have testified in court. My expertise was stipulated to by the defense. Brandon Charley pled guilty in 2021.

I was retained by the Garcia Group, PLLC, of Detroit, MI, serving as the defendant's expert in the case of *The Estate of Aiyana Stanley-Jones v. Officer Joseph Weekley, et al.*, of the Detroit Police Department. I was deposed by Plaintiff in this case, case was scheduled for trial in the City of Detroit, but was placed on hold when the Plaintiff's Attorney withdrew from the case. The case has since been settled.

I was retained by the Salt Lake Legal Defenders Office as a Use of Force, Firearms, advisor for defense counsel in the case preparation for the murder trial of Joseph Eugene Robinson. I provided pre-trial expert advice for Attorney Charity Shreeve on how certain firearms function.

I was retained by the City of Vancouver, Washington, in the case of *Franks v. City of Vancouver, WA*, serving as the defendant's Use of Force expert, and reviewed documents. The case was dismissed by the court on September 13th, 2016, as plaintiffs appeared to have abandoned the suit.

I was retained by the City of Vancouver, Washington, in the case of *Andison v. City of Vancouver, WA*. I reviewed documents, and prepared and submitted a report to defense counsel. I was scheduled for deposition in Vancouver, but the case was ordered settled by the insurance provider for the City of Vancouver.

I was retained and served as the defendant's SWAT and tactical expert in the case of *Brough v. Safariland, et al., St. Clair County Circuit Court Case No. 07-L-0358*. Attorney Keith Phoenix of Sandberg, Phoenix and Von Gontard, P.C., St. Louis, MO, was the lead attorney. I provided document review, analysis, and assessment, and was deposed by the plaintiff. The case was ultimately settled in August of 2011.

In 1988, I testified as a Use of Force expert in a civil case in the Salt Lake City District Court. I no longer have the details of that case. In that case, a private security guard had used a set of nunchakus to defend himself against an assault by a drunken trespasser, resulting in injury to the trespasser and giving rise to the suit.

I have testified in numerous cases during my police career, spanning everything from misdemeanor crimes to homicides. I have also provided an opinion to the prosecuting and/or reviewing attorneys in use of force cases and internal affairs investigations.

I am considered an expert in terrorism and have provided responses to the U.S. Military Commissions and U.S. Department of Justice in terrorism cases. I have given depositions in and testified in the case of *U.S. v. Khadr, Guantanamo Bay Detention Center and Court, Guantanamo Bay, Cuba*.