

IN THE SUPERIOR COURT OF THE VIRGIN ISLANDS

DIVISION OF ST. CROIX

WAYNE JAMES,)
)
 Plaintiff,)
)
 vs.) Case No. 356/05
)
 WARREN MOSLER and ELIZABETH)
 O'TOOL,)
)
 Defendants.)

THE ORAL DEPOSITION OF GOV. CHARLES TURNBULL was taken on the 10th day of March, 2008, at the Law Offices of Joel H. Holt, 2132 Company Street, Suite 2, Christiansted, St. Croix, U.S. Virgin Islands, between the hours of 10:05 a.m. and 11:45 a.m. pursuant to Notice and Federal Rules of Civil Procedure.

Reported by:

Angela L. Klein
Registered Professional Reporter
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COPY

APPEARANCES

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A-P-P-E-A-R-A-N-C-E-S**For the Plaintiff:**

Law Offices of
Rohn & Cameron
1101 King Street
Christiansted, St. Croix
U.S. Virgin Islands 00820

By: Anna Washburn

For the Defendants:

Law Offices of
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2132 Company Street, Suite 2
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U.S. Virgin Islands 00820

By: Joel H. Holt

Also Present:

Wayne James
Warren Mosler

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GOV. CHARLES TURNBULL-- DIRECT

1 GOV. CHARLES TURNBULL,

2 Called as a witness, having been first duly sworn,

3 Testified on his oath as follows:

4 DIRECT EXAMINATION

5 BY MR. HOLT:

6 Q. Can you state your name for the record, please?

7 A. Charles W. Turnbull.

8 Q. And what is your current occupation?

9 A. I'm retired.

10 Q. And I take it you were the Governor of the
11 Virgin Islands for eight years?

12 A. Yes.

13 Q. Are you aware that there's a lawsuit that's been
14 filed by Wayne James against Mr. Mosler arising out of the
15 auction and other activities that took place in 2005?

16 A. Yes.

17 Q. Have you discussed this lawsuit with anyone,
18 other than the brief conversation you and I had today?

19 A. I have mentioned it to Attorney Belfon in
20 St. Thomas. As you know, he was the one that facilitated,
21 so I discussed it with him.

22 Q. Have you ever discussed this lawsuit with Wayne
23 James?

24 A. No.

25 Q. Have you ever discussed this lawsuit with the

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GOV. CHARLES TURNBULL-- DIRECT

1 attorneys for Wayne James?

2 A. This morning when I spoke to her, we just
3 mentioned briefly what it was about, and also Mr. James just
4 outside. That's the only time it was discussed in any way,
5 very briefly and costlly, since I was coming over.

6 Q. Okay. This morning, I'm going to ask you some
7 questions about that auction. I just want to make it clear
8 that out of respect for you and your office, that I prefer
9 not to ask some of them, but because Mr. Mosler has been
10 sued, he really has to defend the case the way cases are
11 defended, and I hope you understand that.

12 Have you been to a deposition before?

13 A. Yes.

14 Q. So you're familiar with what we're going to do
15 here this morning?

16 A. No, I'm not familiar with what we're going to
17 do, but I've had depositions before.

18 Q. Well, if I ask you a question that doesn't make
19 any sense, just ask me to rephrase it. And if I cut you off
20 before you finish an answer, you just tell me to hold on,
21 because we'd like to get your full answer. Okay?

22 A. Okay.

23 Q. And, hopefully, this won't take all that long.

24 How long have you known Wayne James?

25 A. Approximately, to the best of my recollection,