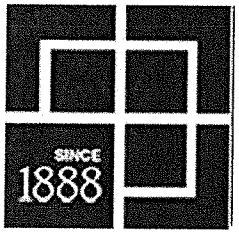
Eric Loman

From: Tom Hnasko <thnasko@hinklelawfirm.com>
Sent: Monday, October 22, 2018 2:06 PM
To: Travis G. Jackson; Eric Loman
Cc: Julie Sakura
Subject: FW: Interrogatory Answers
Attachments: Request for Production No. 1.zip; Request for Production No. 2.zip; Request for Production No. 3.zip; Request for Production No. 6.zip

Importance: High

I received Ms. Johnson's answers to interrogatories as part of the e-mail string below. Her responsive documents are attached. If you want a verification, I suggest you have her execute one at her deposition on Wednesday. Thank you.



Thomas M. Hnasko
Partner
Hinkle Shanor LLP
P.O. Box 2068
Santa Fe, New Mexico 87504
505.982.4554 - office
505.930.5703 - direct
505.982.8623 - fax
505.660.3397 - mobile
thnasko@hinklelawfirm.com

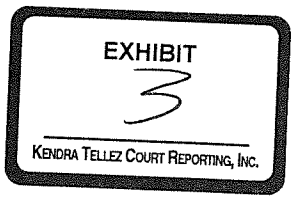
This message (including attachments) constitutes a confidential attorney-client or is otherwise a confidential communication from the law firm, Hinkle Shanor LLP, that is covered by the Electronic Communications Privacy Act, 18 U.S.C. Sections 2510-2521, and is intended solely for the use of the individual(s) or entity to whom it is addressed. It is not intended for transmission to, or receipt by, any unauthorized person. If you are not the intended recipient or received these documents by mistake or error, please do not read it and immediately notify us by collect telephone call to (505) 982-4554 for instructions on its destruction or return. If you are not the intended recipient, you are hereby notified that any disclosure, copying, distribution, action or reliance upon the contents of the documents is strictly prohibited.

From: Jessica Johnson <Jessica@apvnm.org>
Sent: Monday, October 22, 2018 10:52 AM
To: Tom Hnasko <thnasko@hinklelawfirm.com>
Subject: Interrogatory Answers
Importance: High

Hi Tom,

Please see below and attached.

GENERAL OBJECTION: I understand that I've received these interrogatories and requests for production pursuant the scheduling order that dictates NMRA 1-033 and 1-034 requirements apply. And after a few moments to think, I recalled that witnesses cannot be served interrogatories unless there is a subpoena compelling it, right? I am a witness, not a party to this proceeding—therefore, without a subpoena, it is inappropriate and improper to subject me to interrogatories and requests for production. So the scheduling order attempts to change that rule/legal principle in this case—why? I don't know—and I object to that personally, and I think you should object to that as well.



To the extent that this objection cannot protect me, I also have an objection that cuts across many of these interrogatories and requests. It's clear to me that most of these questions have nothing to do with what did or did not happen between Laura and Carl in 2013 and 2014, and seek to elicit some evidence of a fake conspiracy theory that involves some individuals that Carl feels threatened by somehow colluding with Laura/me/God-knows-who to take him down. This conspiracy theory is false, obviously. But in the course of trying to draw this out, his broad sweep would reveal communications that I've had throughout the course of my business at APNM/APV that involve important sensitive information regarding legislation and lobbying strategies that have absolutely nothing to do with Carl's election or the substance of Laura's allegations. So I'm going to refuse to hand those over, period. After this investigation/proceeding is all done, I still need to live this life and do my work, and I'm not going put that in jeopardy by responding fully to Carl's extremely broad and irrelevant inquiries.

The following are my responses within those parameters:

INTERROGATORY NO. 1: This is overly broad. No time period is specified. At this point in time, anyone who reads the news "may have knowledge or information, or claim to have knowledge or information relevant to the allegations of sexual harassment made by Laura Bonar against Representative Carl Trujillo" in a general sense.

If the time period is limited to prior to the allegations becoming public in the media, and the scope is limited to specific knowledge/information regarding the actual verbal and physical harassment committee by Carl Trujillo that Laura Bonar alleges, then the only persons I can name in response to this interrogatory are Lisa Jennings, Daniel Abram, and Deborah Torza. Their information is available through you (Special Counsel/Charing Party).

INTERROGATORY NO. 2: Again, this is overly broad, and some communications that would be swept under this interrogatory would not be probative or relevant or otherwise reasonably related to any claim or defense that I'm aware of. I'm not going to disclose private communications that took place after the allegations went public, where I received or was included on messages of support and encouragement for Laura and our organizations' stance on the matter—nor will I share private communications I received from individuals attacking, harassing, or lying about me, Laura, or Animal Protection Voters regarding the allegations after they went public. None of these communications are relevant to proving or disproving the specific allegations made by Laura Bonar, and they would be overly burdensome to identify and describe.

Leading up to the allegations becoming public, here are relevant responses reasonably related to the substance of the allegations:

- Laura Bonar
  - Approximate date: Fall of 2015
    - § Method and substance: Verbally discussed preparation for my first legislative session (2016) working in New Mexico; included guidance to "be careful" and shared with me some basic information about Carl Trujillo's sexual harassment against her.
    - § Action taken: I kept this information confidential as requested by Laura. I then attempted to perform my work as best I could as if I did not know her story, and was thereon careful to try to be "natural" around Carl but also try to guard myself against putting myself in a position where I could be treated similarly to Laura.
  - Approximate date: November 2017
    - § Method and substance: Verbally discussed the burgeoning "me too" movement. Laura reminded me of her sexual harassment experience with Carl Trujillo, and in the context of a possibility that others have had a similarly experience with him, we discussed what

might happen re: legislation he was sponsoring if someone publicly accused him of sexual harassment.

§ Action taken: None.

- Approximate date: December 14, 2017

  § Method and substance: Laura came to our Santa Fe office to attend APNM/APV's donor appreciation party. I realized we had arranged for Carl Trujillo to attend, and I remembered Laura's bad experience with him, so I warned her (gave her a "heads up") that Carl was attending the event. At that point, Laura shared with me more details than she had before about her experience with him, about what he did and said to her.

  § Action taken: None.

- Approximate date: February 2, 2018

  § Method and substance: Verbally discussed sexual harassment allegations against a leader of another organization. When I suggested our organization refrain from lauding that organization's work in a Facebook post and make a public statement related to sexual harassment, Laura said "we have our own perpetrators in the State House" and I assumed she was referring to Carl Trujillo.

  § Action taken: None.

- Approximate date: May 1, 2018

  § Method and substance: Verbally discussed the tentative plan to go public with the allegations the following day in an open letter. Laura reiterated the details of the sexual harassment allegations.

· Lisa Jennings

- Approximate date: Early January 2018

  § Method and substance: Verbally discussed that Lisa had recently learned that Laura had a bad experience with Carl Trujillo. We did not discuss details of this experience. We did discuss who might be resources for guidance on how employers should react, and what employers might be legally obligated to do, when their employee has experience sexual harassment on the job by a third party. I asked to be kept in the loop in conversations about what steps the organization would take.

  § Action take: None.

- Approximate date: April 2018

  § Method and substance: Verbally discussed with Lisa that she, in my absence on vacation, had scheduled and then unscheduled another fundraiser for Carl Trujillo, she consulted with sexual violence expert Julianna Koob, that Laura was moving forward with taking action against Carl in some way, and that APV was going to withdraw support for Carl's reelection.

  § Action taken: None.

- Approximate date: May 1, 2018

  § Method and substance: Emails regarding crafting and publication the public statement APV would issue regarding Laura's allegations and instructions to APNM/APV staff on how to handle public/media inquiries.

  § Action taken: I provided input on the statement and published it APV's social media sites.

· Ben Shelton

- Approximate date: April-May 2018

  § Method and substance: Verbal discussions with my husband about the allegations and my fear about how Laura's decision to go public with the allegations would affect my work and life.

§ Action taken: None.

REQUEST FOR PRODUCTION NO. 1: I've produced the emails I name above as relevant and reasonably related to the charges. To produce anything beyond this is outside the scope of this matter and overly burdensome.

REQUEST FOR PRODUCTION NO. 2:This request is overly broad and burdensome. As a sponsor of animal protection legislation, there are literally countless communications that concern, refer, or relate to Carl Trujillo. And again, I'm not going to produce documents or private communications that have happened on or after May 2, 2018, the date that the allegations became public. Out of courtesy, I'll produce the small number of total public communications by Animal Protection Voters related to the sexual harassment allegations against Carl Trujillo.

REQUEST FOR PRODUCTION NO. 3: Once again, this is so overly broad. Nonetheless, I am producing the following communications that I have access to:

a. All communications produced that are reasonably related to the sexual harassment allegations or House District 46. Emails with Kelsey Martin on behalf of Representative Brian Egolf related to a fundraiser we had begun planning for the Speaker's Fund in 2017, specifically their learning of the sexual harassment allegations upon the publication of Laura's open letter and inquiry about whether we wanted to continue with the fundraiser scheduled for the following day. I am withholding other communications unrelated to this matter because they are irrelevant and important to the substance of my work at APV on unrelated election and legislative efforts.
b. All communications produced.
c. All communications produced.
d. No communications/documents exist.
e. All communications produced. These are all emails to a listserv I am on—no communications exist that are from Juliana specifically to me.
f. All communications produced. Apparently I got added to her campaign email list (I did not sign up).

REQUEST FOR PRODUCTION NO. 4: There is no employee by the name of "Lisa Bonar" at APNM or APV, and I do not have access to personnel files.

INTERROGATORY NO. 3:

a. These are the social media sites on which Animal Protection Voters has a presence:
https://twitter.com/AnimalVoters

https://www.facebook.com/AnimalVoters/

https://www.instagram.com/animalprotectionvotersnm/

b. All requested posts or communications are publicly discoverable (both viewable and searchable) by Carl Trujillo and his attorneys. They should do that. I don't have time to go and do that for them to help them piece together their false conspiracy theory.
c. All requested posts or communications are publicly discoverable (both viewable and searchable) by Carl Trujillo and his attorneys. They should do that. I don't have time to go and do that for them to help them piece together their false conspiracy theory.

REQUEST FOR PRODUCTION NO. 5: All requested posts or communications are publicly discoverable (both viewable and searchable) by Carl Trujillo and his attorneys. They should do that. I don't have time to go and do that for them to help them piece together their false conspiracy theory.

REQUEST FOR PRODUCTION NO. 6: A request related to House District 41 in the 2018 primary election is utterly irrelevant. Nonetheless, I am producing our endorsement announcement and an email correspondence that includes APV's (our PAC's) endorsement of Rep. Debbie Rodella in the primary race for House District 41.

REQUEST FOR PRODUCTION NO. 7: To my knowledge, all documents/communications relevant to the substance of the sexual harassment allegations have already been produced.

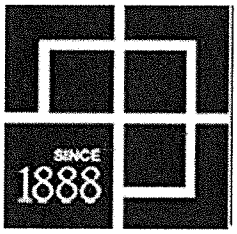
Please let me know if you have any questions.

Thanks,

Jessica Johnson
Chief Legislative Officer
Animal Protection Voters and
Animal Protection of New Mexico
(505) 220-6656 (cell)

From: Tom Hnasko <thnasko@hinklelawfirm.com>
Date: Monday, October 22, 2018 at 9:16 AM
To: Jessica Johnson <Jessica@apvnm.org>
Subject: RE: Journal article

Thanks Jessica!



Thomas M. Hnasko
Partner
Hinkle Shanor LLP
P.O. Box 2068
Santa Fe, New Mexico 87504
505.982.4554 - office
505.930.5703 - direct
505.982.8623 - fax
505.660.3397 - mobile
thnasko@hinklelawfirm.com

This message (including attachments) constitutes a confidential attorney-client or is otherwise a confidential communication from the law firm, Hinkle Shanor LLP, that is covered by the Electronic Communications Privacy Act, 18 U.S.C. Sections 2510-2521, and is intended solely for the use of the individual(s) or entity to whom it is addressed. It is not intended for transmission to, or receipt by, any unauthorized person. If you are not the intended recipient or received these documents by mistake or error, please do not read it and immediately notify us by collect telephone call to (505) 982-4554 for instructions on its destruction or return. If you are not the intended recipient, you are hereby notified that any disclosure, copying, distribution, action or reliance upon the contents of the documents is strictly prohibited.

From: Jessica Johnson <Jessica@apvnm.org>
Sent: Monday, October 22, 2018 9:11 AM
To: Tom Hnasko <thnasko@hinklelawfirm.com>
Subject: Re: Journal article

Hi Tom - I'll send my answers to you by the end of the morning.

Jessica Johnson
Chief Legislative Officer
Animal Protection Voters and
Animal Protection of New Mexico
(505) 220-6656 (cell)

Sent from my iPhone

On Oct 22, 2018, at 8:27 AM, Tom Hnasko <thnasko@hinklelawfirm.com> wrote:

Jessica – a reminder that your answers to interrogatories are due today. Do you have time to discuss your progress?

<image002.jpg>

Thomas M. Hnasko
Partner
Hinkle Shanor LLP
P.O. Box 2068
Santa Fe, New Mexico 87504
505.982.4554 - office
505.930.5703 - direct
505.982.8623 - fax
505.660.3397 - mobile
thnasko@hinklelawfirm.com

This message (including attachments) constitutes a confidential attorney-client or is otherwise a confidential communication from the law firm, Hinkle Shanor LLP, that is covered by the Electronic Communications Privacy Act, 18 U.S.C. Sections 2510-2521, and is intended solely for the use of the individual(s) or entity to whom i addressed. It is not intended for transmission to, or receipt by, ar unauthorized person. If you are not the intended recipient or received these documents by mistake or error, please do not reac and immediately notify us by collect telephone call to (505) 982-4 for instructions on its destruction or return. If you are not the intended recipient, you are hereby notified that any disclosure, copying, distribution, action or reliance upon the contents of the documents is strictly prohibited.

From: Jessica Johnson <Jessica@apvnm.org>
Sent: Friday, October 12, 2018 4:20 PM
To: Tom Hnasko <thnasko@hinklelawfirm.com>
Subject: Journal article

https://www.google.com/amp/s/www.abqjournal.com/1097379/nm-rep-lobbyists-often-targets-of-harassment.html/amp

Jessica Johnson
Chief Legislative Officer
Animal Protection Voters and
Animal Protection of New Mexico
(505) 220-6656 (cell)

Sent from my iPhone

On Sep 25, 2018, at 3:57 PM, Tom Hnasko <thnasko@hinklelawfirm.com> wrote:

Jessica – You're on for the 24th at 10:00 am. He's waiting on Lisa to see where Laura fits in. See attached. Thanks.

<image003.jpg>

Thomas M. Hnasko
Partner
Hinkle Shanor LLP
P.O. Box 2068
Santa Fe, New Mexico 87504
505.982.4554 - office
505.930.5703 - direct
505.982.8623 - fax
505.660.3397 - mobile
thnasko@hinklelawfirm.com

This message (including attachments) constitutes a confi
attorney-client or is otherwise a confidential communicat
the law firm, Hinkle Shanor LLP, that is covered by the Ele
Communications Privacy Act, 18 U.S.C. Sections 2510-252
intended solely for the use of the individual(s) or entity tc
addressed. It is not intended for transmission to, or recei
unauthorized person. If you are not the intended recipier
received these documents by mistake or error, please do
and immediately notify us by collect telephone call to (50
for instructions on its destruction or return. If you are no
intended recipient, you are hereby notified that any discl
copying, distribution, action or reliance upon the content
documents is strictly prohibited.

<Notice of Depo - Jessica Johnson.pdf>