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IN THE UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF FLORIDA  
CASE NUMBER: 9:03-cv-81110-CIV-HURLEY/HOPKINS

MAUREEN STEVENS, as Personal  
Representative of the Estate of  
ROBERT STEVENS, Deceased, and  
on behalf of MAUREEN STEVENS,  
Individually, NICHOLAS STEVENS,  
HEIDI HOGAN and CASEY STEVENS,  
Survivors

Plaintiffs

vs.

UNITED STATES OF AMERICA  
Defendant

\_\_\_\_\_ /

The Videotaped deposition of ARTHUR M.  
FRIEDLANDER, M.D. was held on Wednesday, June 8, 2011,  
commencing at 9:20 a.m., at USAMRIID, 1520 Freedman  
Drive, Second Floor, MWR Conference Room, Fort Detrick,  
Maryland 21702, before George W. Tudor, Notary Public.

REPORTED BY: George W. Tudor

1 PROCEEDINGS

2 THE VIDEOGRAPHER: We are now on the record  
3 in the matter of Maureen Stevens, as Personal Represent  
4 of the Estate of Robert Stevens, deceased, and on behalf  
5 of Maureen Stevens, Individually, Nicholas Stevens,  
6 Heidi Hogan and Casey Stevens versus United States of  
7 America, in the United States District Court, Southern  
8 District of Florida, Case Number  
9 903-CV-81110-CIV-Hurley/Hopkins.

10 Today's date is June 8th, 2011. The time  
11 is approximately 9:20 a.m. This is the video recorded  
12 deposition of Dr. Arthur Friedlander, being taken at  
13 1520 Freedman Drive, Fort Detrick, Maryland, 21702.

14 My name is John Sherman, here on behalf of  
15 Gore Brothers Reporting and Videoconferencing, located at  
16 20 South Charles Street, Baltimore, Maryland, 21201,  
17 Suite 901. The court reporter is George Tudor, from  
18 Gore Brothers.

19 Will all attorneys please identify  
20 themselves and the parties they represent, beginning  
21 with the party noticing this proceeding.

22 MR. SCHULER: Richard Schuler, on behalf of  
23 the Stevens family and the estate of Robert Stevens,  
24 deceased.

25 MR. TARANTO: Leon Taranto, from the U.S.

1 Department of Justice, appearing for the defendant the  
2 United States.

3 MR. PATIL: Jason Patil, on behalf of the  
4 United States.

5 MS. JIROUSEK-WINT: Sarah Jirousek-Winter,  
6 on behalf of the FBI.

7 MR. MILLER: Jeffrey Miller, United States  
8 Army, Forth Detrick, Maryland, and on telephone we have  
9 Major John R. Maloney, United States Army Legal Services  
10 Agency, Litigation Division.

11 THE VIDEOGRAPHER: Please administer the  
12 oath.

13 Whereupon,

14 ARTHUR M. FRIEDLANDER, M.D.,  
15 called as a witness, having been first duly sworn to  
16 tell the truth, the whole truth, and nothing but the  
17 truth, was examined and testified as follows:

18 EXAMINATION BY MR. SCHULER:

19 Q. Would you state your full name, please?

20 A. Arthur Michael Friedlander.

21 Q. What is your address?

22 A. Work address or home?

23 Q. Home.

24 A. [REDACTED],

25 [REDACTED].

1 A. No.

2 Q. Dr. Friedlander, I would like to show you  
3 what we marked yesterday as Defendant's Deposition  
4 Exhibit 90.

5 (Proffers document to the witness.)

6 For reference, the Bates stamp number is  
7 Army 02-010387 through 388. It's entitled U.S. Army  
8 Medical Research Institute of Infectious Diseases,  
9 Reference Material Receipt Record.

10 Do you recognize the document?

11 A. Yes.

12 Q. And can you tell us what that is,  
13 Dr. Friedlander?

14 A. I believe it's a record of the material  
15 that Dr. Ivins had; specifically, this flask 1029, and  
16 the inventory of -- and disposition of the material at  
17 different times after it was produced.

18 Q. And what do you mean by disposition?

19 A. The amounts of material that were taken  
20 from the flask and -- indicating its disposition, the  
21 date, and in some instances to whom it went -- it was  
22 delivered.

23 Q. And what entries -- for the period prior to  
24 October of 2001, to where was the 1029 material sent?

25 A. Well, according to these records, it was

1 sent outside the institute to Covance, to -- Rick

2 Lyons --

3 Q. Is that University of New Mexico?

4 A. University of New Mexico in Albuquerque.

5 To Batell. And I think those were the places that it

6 was sent outside of the institute that I can see here.

7 Q. And --

8 A. And there is someone else -- I don't know

9 who this individual is, Peter -- looks like Peter

10 somebody.

11 Q. And right below that, is that --

12 A. Right below Peter. I can't make that out.

13 Oh, BioPort. I'm sorry.

14 Q. So that's another laboratory?

15 A. Correct.

16 Q. And is Dr. Ivins tracking the amounts?

17 A. Yes.

18 Q. There is an entry on the first page after

19 the reference to 1029 in which it lists supplier?

20 A. Yes.

21 Q. And can you -- well, it says Dugway Proving

22 Ground, and USAMRIID bacteriology diagnosis. What does

23 that mean?

24 A. So far as I know -- and I was not involved

25 in producing it -- but this flask was composed of

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CERTIFICATE OF DEPONENT

I hereby certify that I have read and examined the foregoing transcript, and the same is a true and accurate record of the testimony given by me.

Any additions or corrections that I feel are necessary, I will attach on a separate sheet of paper to the original transcript.

---

Arthur M. Friedlander, M.D.

1 State of Maryland

2 County of Howard, to wit:

3 I, GEORGE W. TUDOR, a Notary Public of the  
4 State of Maryland, County of Howard, do hereby certify  
5 that the within-named witness personally appeared  
6 before me at the time and place herein set out, and  
7 after having been duly sworn by me, according to law,  
8 was examined by counsel.

9 I further certify that the examination was  
10 recorded stenographically by me and this transcript is  
11 a true record of the proceedings.

12 I further certify that I am not of counsel  
13 to any of the parties, nor in any way interested in the  
14 outcome of this action.

15 As witness my hand and notarial seal this  
16 20th day of June, 2011.

17

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George W. Tudor

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Notary Public

22

23

24 My Commission Expires:

25 March 1, 2015