

SUPREME COURT OF THE STATE OF NEW YORK  
COUNTY OF NEW YORK

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MILAGROS MUSSE,

Plaintiff, Index No.  
158546/15

-against-

TRIBOROUGH BRIDGE AND TUNNEL AUTHORITY and  
PORT AUTHORITY OF NEW YORK AND NEW JERSEY,  
Defendants.

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Law Office of Kenneth Arthur Rigby, PLLC  
15 Maiden Lane, Suite 803  
New York, New York 10038  
October 15, 2018  
10:05 a.m.

EXAMINATION BEFORE TRIAL of TRIBOROUGH  
BRIDGE AND TUNNEL AUTHORITY by GEORGE ALVES,  
the Defendant in the above-entitled action,  
held at the above time and place, taken before  
Joi Rafkind, a shorthand reporter and Notary  
Public within and for the State of New York.

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

2           IT IS STIPULATED AND AGREED by and between  
3 the attorneys for the respective parties  
4 herein, and in compliance with Rule 221 of the  
5 Uniform Rules for the Trial Courts:

6           THAT the parties recognize the provision of  
7 Rule 3115 subdivisions (b), (c) and/or (d).

8 All objections made at a deposition shall be  
9 noted by the officer before whom the  
10 deposition is taken, and the answer shall be  
11 given and the deposition shall proceed subject  
12 to the objections and to the right of a person  
13 to apply for appropriate relief pursuant to  
14 Article 31 of the C.P.L.R.;

15          THAT every objection raised during a  
16 deposition shall be stated succinctly and  
17 framed so as not to suggest an answer to the  
18 deponent and, at the request of the  
19 questioning attorney, shall include a clear  
20 statement as to any defect in form or other  
21 basis of error or irregularity. Except to the  
22 extent permitted by CPLR Rule 3115 or by this  
23 rule, during the course of the examination  
24 persons in attendance shall not make  
25 statements or comments that interfere with the

1 questioning.

2 THAT a deponent shall answer all questions  
3 at a deposition, except (i) to preserve a  
4 privilege or right of confidentiality, (ii) to  
5 enforce a limitation set forth in an order of  
6 a court, or (iii) when the question is plainly  
7 improper and would, if answered, cause  
8 significant prejudice to any person. An  
9 attorney shall not direct a deponent not to  
10 answer except as provided in CPLR Rule 3115 or  
11 this subdivision. Any refusal to answer or  
12 direction not to answer shall be accompanied  
13 by a succinct and clear statement on the basis  
14 therefore. If the deponent does not answer a  
15 question, the examining party shall have the  
16 right to complete the remainder of the  
17 deposition.

18 THAT an attorney shall not interrupt the  
19 deposition for the purpose of communicating  
20 with the deponent unless all parties consent  
21 or the communication is made for the purpose  
22 of determining whether the question should not  
23 be answered on the grounds set forth in  
24 Section 221.2 of these rules, and, in such  
25 event, the reason for the communication shall

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