

In the Matter Of:

SAUDER MANUFACTURING COMPANY

-VS-

J SQUARED, INC., ET AL.

JUSTIN DAVIS

January 28, 2015



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UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF INDIANA
INDIANAPOLIS DIVISION

SAUDER MANUFACTURING)
COMPANY,)
)
Plaintiff,)
)
-vs-) CIVIL ACTION NO.
) 3:14-cv-00962-JL
J SQUARED, INC. d/b/a)
UNIVERSITY LOFT COMPANY,)
)
Defendant.)

DEPOSITION OF JUSTIN DAVIS

The deposition upon oral examination of JUSTIN DAVIS, a witness produced and sworn before me, Kelly S. Horsley, RPR, CSR #98-R-3004, Notary Public in and for the County of Hendricks, State of Indiana, taken on behalf of the Plaintiff, at the offices of Taft, Stettinius & Hollister LLP, Indianapolis, Indiana, on the 28th day of January, 2015, at 9:43 A.M., pursuant to the Federal Rules of Civil Procedure with written notice as to time and place thereof.

1 JUSTIN DAVIS,
2 having been duly sworn to tell the truth, the whole
3 truth, and nothing but the truth relating to said
4 matter was examined and testified as follows:

5
6 MR. JACOB: Initially before we start, I'd
7 like to put on the record that Phil and I have
8 talked and we're going to designate this
9 transcript as AEO since it's using the exhibits
10 that are documents produced by the defendant
11 that have been designated AEO rather than
12 interrupt each question and answer. And he and
13 I then will review the transcript and redact as
14 necessary in order that we can share the
15 transcript with our clients. Fair enough?

16 MR. BAUTISTA: Fair enough.

17 DIRECT EXAMINATION,

18 QUESTIONS BY MR. MICHAEL M. JACOB:

19 Q Okay. Morning, Mr. Davis.

20 A Morning.

21 Q My name is Michael Jacob. I represent the
22 plaintiff, Sauder Manufacturing. Next to me is
23 my partner, Tom Young. Will you state your name
24 for the record, please.

25 A Justin Davis.

1 A Loft.

2 Q If we say "Loft" or "U Loft" we're talking about
3 the same thing?

4 A Yeah, University Loft.

5 Q So first job after the rental?

6 A First real, yeah, real career, I guess.

7 Q First real job?

8 A Yeah.

9 Q That's the kind of conversation I have with my
10 son. "We're getting a real job now."

11 A Grown-up job.

12 Q Get a grown-up job.

13 A Yeah.

14 Q Okay. And what year did you go to work for
15 U Loft?

16 A I believe it was 2006.

17 Q And what position did you hire in as?

18 A It was more of a data entry-type position in the
19 product development department.

20 Q Did you have a title?

21 A It was called "item master coordinator."

22 Q Do you know if U Loft is a corporation?

23 A I'm not sure.

24 Q You're not a shareholder?

25 A No.

1 Q Okay. Were you -- just for background, you
2 never became an officer or a director there?

3 A No.

4 Q Okay. You were just always an employee?

5 A Correct.

6 Q Okay. And as the item master in 2006, how long
7 did you hold that position?

8 A Probably the first two and a half, three years
9 of my career there.

10 Q So that would take us to 2008? 2009?

11 A Um-hum.

12 THE COURT REPORTER: Yes?

13 THE WITNESS: Yes. Correct.

14 THE COURT REPORTER: Thank you.

15 Q You received a promotion?

16 A Yes.

17 Q And what were you promoted to?

18 A Product development coordinator, I believe, was
19 the title.

20 Q And as the product -- as an item master, it was
21 strictly data?

22 A Yes, it was. There were a lot of aspects to it.
23 Basically I started out in that position where
24 you just enter in data, but I obviously had some
25 training in drawing and illustration-type with

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