

1  
2  
3  
4  
5  
6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25

IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF TEXAS  
SHERMAN DIVISION

THE ESTATE OF MONTANA LANCE, §  
BY AND THROUGH JASON AND §  
DEBORAH LANCE, INDIVIDUALLY §  
AND UPON BEHALF OF HIS HEIRS §  
VS. §  
LEWISVILLE INDEPENDENT §  
SCHOOL DISTRICT §

CIVIL ACTION  
NO. 4:11-CV-00032  
(Judge Schneider/  
Judge Mazzant)

-----  
TRANSCRIPTION OF NON-STENOGRAPHIC INTERVIEW

JANUARY 28, 2012

WACO COURT REPORTERS - 254/753-8001  
P.O. Box 5365  
Waco, Texas 76708-5365

1  
2  
3

(Beginning of Digital File)

MR. JOHNSON: Okay. Good morning. It is  
January 28th, Saturday, 2012, and we are here to

4 interview [REDACTED].  
5 [REDACTED], can you tell us your full name?  
6 [REDACTED]: I am [REDACTED]  
7 [REDACTED].  
8 MR. JOHNSON: Okay. [REDACTED], can you tell us  
9 what your parents' names are?  
10 [REDACTED]: [REDACTED] and [REDACTED]  
11 [REDACTED].  
12 MR. JOHNSON: Okay. And where are we here  
13 this morning? Are we at your house?  
14 [REDACTED]: Yeah.  
15 MR. JOHNSON: Okay. We appreciate you  
16 letting us interview you this morning. [REDACTED], how old are  
17 you?  
18 [REDACTED]: 13.  
19 MR. JOHNSON: And where do you go to  
20 school?  
21 [REDACTED]: I go to school at  
22 Lakeview.  
23 MR. JOHNSON: Okay. And Lakeview, that's  
24 in Lewisville School District?  
25 [REDACTED]: Yes, sir.

WACO COURT REPORTERS - 254/753-8001  
P.O. Box 5365  
Waco, Texas 76708-5365

□

3

1 MR. JOHNSON: Okay. And you're in what  
2 grade?  
3 [REDACTED]: Eighth.  
4 MR. JOHNSON: Okay. [REDACTED], did you go to  
5 Stewart Creek Elementary School?  
6 [REDACTED]: Yes.

Page 2

[REDACTED]

7 MR. JOHNSON: Okay. And what grades were  
8 you -- did you go to Stewart Creek?  
9 [REDACTED]: From third to fifth grade.  
10 MR. JOHNSON: While you were at Stewart  
11 Creek Elementary did you know Montana Lance?  
12 [REDACTED]: Yeah.  
13 MR. JOHNSON: How did you know Montana?  
14 [REDACTED]: Through Scouts.  
15 MR. JOHNSON: Are you still in Boy Scouts?  
16 [REDACTED]: Yeah.  
17 MR. JOHNSON: Okay. Did you ever see  
18 Montana Lance at school?  
19 [REDACTED]: Yeah.  
20 MR. JOHNSON: Was he in your grade?  
21 [REDACTED]: No.  
22 MR. JOHNSON: He was in a different grade.  
23 When would you see him at school?  
24 [REDACTED]: Usually in the morning, in  
25 the cafeteria.

WACO COURT REPORTERS - 254/753-8001  
P.O. Box 5365  
Waco, Texas 76708-5365

□

4

1 MR. JOHNSON: Okay. And what would be  
2 happening in the cafeteria in the mornings? Were y'all  
3 having breakfast or --  
4 [REDACTED]: People would go to the  
5 breakfast line usually.  
6 MR. JOHNSON: Okay. Now, [REDACTED], do you  
7 understand what bullying is?  
8 [REDACTED]: Yeah.

9 MR. JOHNSON: Tell us in your own words  
10 what that means to you.

11 [REDACTED]: It's, like, when someone  
12 is messing with you, and you don't want it. Like, it  
13 doesn't matter what type, it's just someone's messing  
14 with you and you don't want that to happen.

15 MR. JOHNSON: Okay. When someone is being  
16 picked on? Is that considered bullying to you?

17 [REDACTED]: Yeah.

18 MR. JOHNSON: Or maybe being harassed,  
19 or -- I guess either physical or just verbal?

20 [REDACTED]: Uh-huh.

21 MR. JOHNSON: Okay. Did you ever see or  
22 witness Montana Lance being bullied?

23 [REDACTED]: Yes.

24 MR. JOHNSON: Do you remember what grade  
25 you were in at that time?

WACO COURT REPORTERS - 254/753-8001  
P.O. Box 5365  
Waco, Texas 76708-5365

5

1 [REDACTED]: I was in fifth grade.

2 MR. JOHNSON: You were in the fifth grade?  
3 Would that have been the 2009-2010 school year?

4 [REDACTED]: I think so.

5 MR. JOHNSON: Okay. Where did you witness  
6 Montana Lance being bullied?

7 [REDACTED]: Like, we'd be in the  
8 cafeteria, and he would go to the front of the line. And  
9 then they'll send him back, and he'll get messed with by  
10 another kid. And they'll send him to the office because  
11 he was fighting with another kid.

12 MR. JOHNSON: Okay. Did you ever see the  
13 school discipline Montana for being bullied?

14 [REDACTED]: Yes.

15 MR. JOHNSON: And that would have been the  
16 bullying that he was receiving in the lunch line or the  
17 breakfast line?

18 [REDACTED]: Yeah.

19 MR. JOHNSON: Okay. I think that's all  
20 the questions I have right now. [REDACTED], thanks for your  
21 time.

22 [REDACTED]: Okay.

23 MR. JOHNSON: Okay.

24 (Pausing)

25 Okay, [REDACTED], I've got a couple more

WACO COURT REPORTERS - 254/753-8001  
P.O. Box 5365  
Waco, Texas 76708-5365

6

□

1 questions for you. Now, you said earlier that you did  
2 see Montana get bullied, right?

3 [REDACTED]: Yeah.

4 MR. JOHNSON: Did you ever see Montana  
5 bully anybody else?

6 [REDACTED]: No, not really.

7 MR. JOHNSON: Okay. And the time that you  
8 talked about how Montana was being bullied in the  
9 breakfast line, can you say that that was -- I mean, what  
10 you saw, was it Montana being bullied by other kids, or  
11 another child?

12 [REDACTED]: Yeah.

13 MR. JOHNSON: Okay. I think that's all

14 the questions I have. [REDACTED]

15 (Pausing)

16 okay, [REDACTED]. We had asked you some  
17 questions about Montana being bullied in the breakfast  
18 line. When he was bullied, who took him away to  
19 discipline him at the school?

20 [REDACTED]: The assistant principal  
21 and --

22 MR. JOHNSON: What was her name? Do you  
23 remember?

24 [REDACTED]: Ms. Teddy.

25 MR. JOHNSON: Ms. Teddy? Okay. And are

WACO COURT REPORTERS - 254/753-8001  
P.O. Box 5365  
Waco, Texas 76708-5365

□

7

1 you familiar with who that was? You would recognize her  
2 if you saw her?

3 [REDACTED]: I think so.

4 MR. JOHNSON: Okay. All right. And she  
5 was your assistant principal when you were at the school?

6 [REDACTED]: Yeah.

7 MR. JOHNSON: Okay.

8 (End of Digital File)

9  
10  
11  
12  
13  
14  
15  
16



17  
18  
19  
20  
21  
22  
23  
24  
25

WACO COURT REPORTERS - 254/753-8001  
P.O. Box 5365  
Waco, Texas 76708-5365

□

8

1 I, JOE L. CREWS, a Certified Shorthand Reporter in  
2 and for the State of Texas, hereby certify to the  
3 following based on representations made on the video file  
4 and in writing:

5 That the transcript of the video file of the  
6 conversation represents a true and accurate  
7 transcription, to the best of my ability, of the video  
8 file.

9 I further certify that I am neither counsel for,  
10 related to, nor employed by any of the parties or  
11 attorneys in the above-captioned action, and further that  
12 I am not financially or otherwise interested in the  
13 outcome of the action.

14 Given under my hand of office this the 31st day of  
15 January, A.D. 2012.

16  
17  
18



19

20

21

22

23

24

25 JLC15821STEN05.6

---

JOE L. CREWS, TEXAS CSR 204  
Expiration Date: 12/31/12  
Waco Court Reporters, P.C.  
Firm Registration No. 214  
P.O. Box 5365  
Waco, Texas 76708-5365  
254/753-8001

WACO COURT REPORTERS - 254/753-8001  
P.O. Box 5365  
Waco, Texas 76708-5365