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VS.

LEWISVILLE INDEPENDENT  
SCHOOL DISTRICT

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

TRANSCRIPTION OF NON-STENOGRAPHIC INTERVIEW

JANUARY 28, 2012

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2

(Beginning of Digital File)

MR. JOHNSON: Okay. We're here with  
Page 1

[REDACTED]

3 [REDACTED]. Again, it's January 28th, Saturday, at  
4 approximately 2:00 p.m.  
5 [REDACTED], hi, how are you doing?  
6 [REDACTED]: Good.  
7 MR. JOHNSON: Good. Can you state your  
8 full name?  
9 [REDACTED]: [REDACTED].  
10 MR. JOHNSON: [REDACTED], how old are you?  
11 [REDACTED]: 12.  
12 MR. JOHNSON: And, [REDACTED], what school do  
13 you currently go to?  
14 [REDACTED]: Lakeview Middle School.  
15 MR. JOHNSON: Is that in Lewisville  
16 Independent School District?  
17 [REDACTED]: Yes.  
18 MR. JOHNSON: Okay. And did you used to  
19 attend Stewart's Creek Elementary?  
20 [REDACTED]: Yes.  
21 MR. JOHNSON: And did you attend it from  
22 kindergarten all the way through the fifth grade?  
23 [REDACTED]: Yes.  
24 MR. JOHNSON: Okay. And I think I asked  
25 you this earlier. But you did know who Montana Lance

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1 was?  
2 [REDACTED]: Yes.  
3 MR. JOHNSON: And did you see him while at  
4 school?

5 [REDACTED]: Yes.

6 MR. JOHNSON: Okay. And what kind of  
7 places would you have seen him at?

8 [REDACTED]: Either at lunch, the --  
9 at recess, or in the hallway.

10 MR. JOHNSON: Okay. And when you were at  
11 Stewart's Creek did you ever experience any bullying?

12 [REDACTED]: Yes.

13 MR. JOHNSON: Were you bullied?

14 [REDACTED]: Yes.

15 MR. JOHNSON: What do you think it means  
16 to be bullied, in your own words?

17 [REDACTED]: To be picked on, name-  
18 calling, maybe physical.

19 MR. JOHNSON: Like beat up?

20 [REDACTED]: Yeah.

21 MR. JOHNSON: Okay. And did you  
22 experience any of that while at Stewart's Creek?

23 [REDACTED]: Yes.

24 MR. JOHNSON: What did you experience  
25 while at Stewart's Creek? What kind of bullying?

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1 [REDACTED]: I would be name-called,  
2 picked on, and physical.

3 MR. JOHNSON: When did the -- At  
4 Stewart's Creek when did the bullying start? You were  
5 there from kindergarten through fifth grade. What year  
6 did it start, would you say?

7 [REDACTED]: In kindergarten.  
Page 3

8 MR. JOHNSON: You said some name-calling.  
9 what kind of names would they call you?

10 [REDACTED]: well, in kindergarten I  
11 was given a name. They gave me the name of

12 [REDACTED]  
13 MR. JOHNSON: who gave you that name? One  
14 of the students?

15 [REDACTED]: Yes. One of the main  
16 bullies.

17 MR. JOHNSON: And were you called that the  
18 entire time that you went to Stewart's Creek?

19 [REDACTED]: Yeah.

20 MR. JOHNSON: And why would they call you

21 [REDACTED]  
22 [REDACTED]: Because I have [REDACTED]

23 [REDACTED]  
24 MR. JOHNSON: Okay. When they called you  
25 names, would it bother you?

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1 [REDACTED]: At first, no. But as the  
2 years go by, it would get just a little annoying, and it  
3 would get on my nerves.

4 MR. JOHNSON: And did you let the students  
5 know that you didn't like to be called that?

6 [REDACTED]: Yes.

7 MR. JOHNSON: Did they stop?

8 [REDACTED]: No.

9 MR. JOHNSON: You were picked on also,

[REDACTED]

13 [REDACTED]: Like, maybe once or  
14 twice.  
15 MR. JOHNSON: But what about the other  
16 times?  
17 [REDACTED]: Not really.  
18 MR. JOHNSON: Were you -- what kind of  
19 things would the teachers or the principals tell you when  
20 you were trying to tell them that you were being bullied?  
21 [REDACTED]: They would say that  
22 they're probably just messing around, just playing.  
23 MR. JOHNSON: Were you ever called a  
24 tattletale?  
25 [REDACTED]: Yes.

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1 MR. JOHNSON: By the teachers? Or by the  
2 principal?  
3 [REDACTED]: By -- Yeah, by both of  
4 them.  
5 MR. JOHNSON: Did you feel like the school  
6 ever really helped you not get bullied?  
7 [REDACTED]: Not really.  
8 MR. JOHNSON: Now, you said you knew who  
9 Montana Lance was, right?  
10 [REDACTED]: Yes.  
11 MR. JOHNSON: Did you know him -- well,  
12 let me back up. You were in the same grade as Montana,  
13 right?  
14 [REDACTED]: Yes.

15 MR. JOHNSON: So did you know him for  
16 the -- most of the time when you were at Stewart's Creek?  
17 [REDACTED]: Since kinder through  
18 fourth.  
19 MR. JOHNSON: Okay. And would you say  
20 that you saw Montana being bullied?  
21 [REDACTED]: Yes.  
22 MR. JOHNSON: When would you say was the  
23 first time you would have seen him be bullied? What  
24 grade?  
25 [REDACTED]: In maybe kinder or first.

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1 MR. JOHNSON: Okay. And would you say  
2 that you saw him being bullied every grade that -- from  
3 the first grade on?  
4 [REDACTED]: Yes.  
5 MR. JOHNSON: Would he be bullied multiple  
6 times a day?  
7 [REDACTED]: More than once.  
8 MR. JOHNSON: More than once a day?  
9 [REDACTED]: Yes.  
10 MR. JOHNSON: Did the bullying get worse  
11 as he progressed in grades, or did it get better?  
12 [REDACTED]: It got worse.  
13 MR. JOHNSON: So the bullying would have  
14 been worse in the second grade and worse in the third  
15 grade, and even worse in the fourth grade?  
16 [REDACTED]: Yes.  
17 MR. JOHNSON: What kind of places would

18 you see Montana get bullied in?

19 [REDACTED]: Usually at recess or in  
20 the hallway.

21 MR. JOHNSON: Did you know that he was  
22 trying to tell the school that he was being bullied?

23 [REDACTED]: Yeah.

24 MR. JOHNSON: Did you think other kids  
25 knew that he was being bullied?

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1 [REDACTED]: Everybody knew.

2 MR. JOHNSON: Do you think the teachers  
3 knew?

4 [REDACTED]: Yes.

5 MR. JOHNSON: How do you know the teachers  
6 knew?

7 [REDACTED]: Because all the kids that  
8 knew would always tell the teachers that he was being  
9 picked on.

10 MR. JOHNSON: And so the teachers would  
11 know?

12 [REDACTED]: Yes.

13 MR. JOHNSON: Do you think the principal  
14 or the assistant principal would have known?

15 [REDACTED]: Yeah.

16 MR. JOHNSON: Do you think they were told  
17 also?

18 [REDACTED]: Yes, either by the  
19 children or the teachers.

20 (Pausing) [REDACTED]  
21 MR. JOHNSON: Okay. We're back with  
22 [REDACTED]. [REDACTED], you said that Montana was bullied in the  
23 hallways or the corners of the hallways. Do you know why  
24 he would have been bullied in that area?  
25 [REDACTED]: Probably because --

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10 10  
1 what's my guess -- what I would guess is that they would  
2 probably put him in the corner of a hallway so a teacher  
3 couldn't see him being picked on.

4 MR. JOHNSON: Uh-huh.  
5 [REDACTED]: Or that he couldn't get  
6 out and tell a teacher or anything. He couldn't really  
7 do anything about it.

8 MR. JOHNSON: [REDACTED], you mentioned that  
9 after Montana died, the students were -- the fourth-grade  
10 students were talked to by a counselor at the school?

11 [REDACTED]: Yes.

12 MR. JOHNSON: And his name was Mr. Glass?

13 [REDACTED]: Yes.

14 MR. JOHNSON: And did Mr. Glass tell you  
15 why Montana died?

16 [REDACTED]: He said that he died  
17 because of bullying.

18 MR. JOHNSON: And who all was there when  
19 Mr. Glass said that? Was that just you?

20 [REDACTED]: No, it was the whole  
21 fourth grade. Each class a different day.

22 MR. JOHNSON: So your class went in to see  
Page 9



23 Mr. Glass in --

24 [REDACTED]: well, he came in.

25 MR. JOHNSON: Oh, he came in your class?

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1 [REDACTED]: Yes.

2 MR. JOHNSON: And he spoke to y'all? And  
3 did he give you something also?

4 [REDACTED]: Yes, he gave us, like, a  
5 little box that had stuff in it.

6 MR. JOHNSON: Did Mr. Glass say anything  
7 else about bullying? That bullying was bad, or  
8 that y'all should stop bullying, or anything like that?

9 [REDACTED]: He told us that if we  
10 were bullying people, to don't do it, because bullying is  
11 bad.

12 MR. JOHNSON: Okay. Had Mr. Glass ever  
13 told you that before?

14 [REDACTED]: Yes.

15 MR. JOHNSON: Okay.

16 (Pausing)

17 Okay, [REDACTED]. We're back on. I want to  
18 ask you another question about Montana. Did you ever see  
19 Montana bully anybody?

20 [REDACTED]: No.

21 MR. JOHNSON: Would it surprise you if  
22 someone said he was a bully?

23 [REDACTED]: Yes.

24 MR. JOHNSON: why?

25

[REDACTED]  
[REDACTED]: Because I've never seen

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1 him bully anybody. And every time that we would hang  
2 out, he would always be nice to me.

3 MR. JOHNSON: Okay. But you did see him  
4 get bullied?

5 [REDACTED]: Yes.

6 MR. JOHNSON: Okay. Thanks.

7 (End of Digital File)

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[REDACTED]

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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.

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18  
19  
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