

Exhibit 1

UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF ILLINOIS

MARK HALE, TODD SHADLE)
AND CARLY VICKERS MORSE,)
)
Plaintiffs,)
)No.
vs.)3:12-CV-00660-DRH-
)SCW
STATE FARM MUTUAL)
AUTOMOBILE INSURANCE)
COMPANY, EDWARD MURNANE,)
WILLIAM G. SHEPHERD AND)
CITIZENS FOR KARMEIER,)
)
Defendants.)

VIDEOTAPED DEPOSITION OF JUSTICE LLOYD A. KARMEIER
TAKEN ON BEHALF OF THE PLAINTIFFS
MARCH 9, 2016

REPORTED BY:
CARRIE A. CAMPBELL, RMR, CRR, CSR, CCR
Job no: 16005

1 had been on the board of directors of ATRA since
2 1997?

3 A. I don't recall that ever coming up, no.

4 Q. Justice Karmeier, you never asked who
5 were the people on these boards that run these
6 organizations that have given you so much money;
7 you never asked that question?

8 A. I did not.

9 MR. SAFER: Object to the form of the
10 question.

11 THE WITNESS: I did not.

12 QUESTIONS BY MR. BARRETT:

13 Q. In all respect, Justice Karmeier,
14 weren't you sort of sticking your head in the sand
15 if you failed to ask these basic questions about
16 who was putting up the money for you?

17 MR. SAFER: Object to the form of the
18 question.

19 THE WITNESS: I was not involved in
20 fundraising, and I wanted to stay completely out of
21 it and did.

22 QUESTIONS BY MR. BARRETT:

23 Q. Isn't it a fact that all you would have
24 had to do was to say, "Ed, Mr. Murnane, I want to

1 interests with close ties to State Farm?

2 MR. SAFER: Objection. Lack of
3 foundation. Incomplete hypothetical.

4 THE WITNESS: I don't know. I don't
5 know.

6 QUESTIONS BY MR. BARRETT:

7 Q. If -- of those ties, which you may
8 have been -- of which you may have been unaware, if
9 there were any of those, you were unaware because
10 State Farm did not disclose those ties to you; is
11 that correct?

12 MR. SAFER: Objection. Assumes facts
13 not in evidence.

14 THE WITNESS: I was not involved in any
15 aspect of fundraising and asked to be excluded from
16 that, and my campaign did whatever they need to do
17 keep that separate from my activities.

18 MR. BARRETT: That's all of the
19 questions I have. Take a break now.

20 JUDGE WILLIAMS: Sure.

21 VIDEOGRAPHER: We're off the record at
22 1:38 p.m.

23 (Off the record at 1:38 p.m.)

24 VIDEOGRAPHER: Okay. We're back on the

1 Q. And did you follow who was contributing
2 to your campaign during the campaign?

3 A. I didn't follow, but I got some e-mails
4 that indicated, and I asked to be removed from
5 that. Eventually I was.

6 Q. And we'll discuss that in a moment.

7 But other than those isolated e-mails,
8 did you do research into who was contributing to
9 your campaign during the campaign?

10 A. No.

11 Q. Did you know who -- other than those
12 isolated e-mails, who was contributing to your
13 campaign during your campaign?

14 A. No.

15 Q. Did you do research after your campaign
16 was over as to who was contributing to your
17 campaign?

18 A. No.

19 Q. Aside from the assertions that
20 plaintiffs made --

21 A. Well, except -- let me correct that.

22 After the motion for recusal was filed,
23 I asked my senior law clerk to check if there were
24 contributions from State Farm to the Citizens for

1 Karmeier campaign.

2 Q. Aside from that, did you do any
3 research?

4 A. No.

5 Q. Aside from the assertions that
6 plaintiffs made in their motion for your
7 nonparticipation in the Avery case, did you have
8 any knowledge that State Farm supported your
9 campaign in any way?

10 A. No.

11 Q. Aside from the assertions that
12 plaintiffs made in their motion for your
13 nonparticipation in the Avery case, did you have
14 any knowledge that any individual from State Farm
15 or related to State Farm in any way supported your
16 campaign in any way?

17 A. No.

18 Q. Aside from your -- the assertions
19 plaintiffs made in their motion for your
20 nonparticipation in the Avery case, did you have
21 any knowledge that State Farm contributed to your
22 campaign in any way, directly or indirectly?

23 A. No.

24 Q. Does that -- is that true with regard to

1 anyone related to State Farm in any way?

2 In other words -- I'll ask the full
3 question.

4 Aside from the assertions plaintiffs
5 made in their motion for your nonparticipation in
6 the Avery case, did you have any knowledge that
7 anyone related to State Farm in any way had
8 contributed to your campaign, directly or
9 indirectly?

10 A. No.

11 Q. During your campaign, other than the one
12 discussion that you mentioned with Steve
13 Tomaszewski, did you have any discussion with
14 anyone about the Avery case?

15 A. No.

16 Q. Looking at the paragraph 89 of the
17 complaint, the first sentence is, "Karmeier knew
18 the sources of his contributions."

19 Is that true?

20 A. No.

21 Q. Did Ed Murnane inform you of his
22 day-to-day operations?

23 A. No.

24 Q. Did Ed Murnane inform you of the

NOTARIAL CERTIFICATE

STATE OF MISSOURI)
) SS
COUNTY OF ST. LOUIS)

I, Carrie A. Campbell, a Registered Professional Reporter, Certified Realtime Reporter, Certified Shorthand Reporter and a Notary Public before the County of St. Louis, State of Missouri, do hereby certify that pursuant to notice came before me at the law office of SANDBERG, PHOENIX & VON GONTARD, P.C., 600 Washington Avenue, 15th Floor, in the City of St. Louis, State of Missouri,

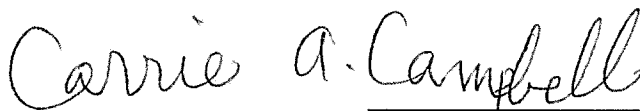
JUSTICE LLOYD A. KARMEIER,

who was by me first duly sworn to testify to the truth and nothing but the truth of all knowledge touching and concerning the matters in controversy aforesaid in this cause; that the witness was thereupon carefully examined under oath and said examination was reduced to writing by me; that this deposition is a true and correct record of the testimony given by the witness, and that this deposition is now returned to the Court.

I further certify that I am neither attorney nor counsel for nor related nor employed by any of the parties to the action in which this deposition is taken; further, that I am not a relative of Plaintiff or any attorney or counsel employed by the parties hereto or financially interested in this action.

IN WITNESS WHEREOF, I have hereunto subscribed my name and affixed my Notarial Seal on this 15th day of March, A.D., 2016.

My Commission will expire February 2, 2018.



Carrie A. Campbell, RMR CRR CSR CCR
Certified Shorthand Reporter