

1 BEFORE THE HOUSE JUDICIARY COMMITTEE  
 2 OF THE ALABAMA HOUSE OF REPRESENTATIVES  
 3  
 4  
 5 In re: Impeachment Investigation of  
 6 Governor Robert Bentley  
 7  
 8  
 9 TRANSCRIBED INTERVIEW UNDER OATH  
 10 OF  
 11 WENDELL RAY LEWIS  
 12 MARCH 31, 2017  
 13 9:53 A.M.  
 14  
 15  
 16  
 17  
 18  
 19  
 20 Location: Lightfoot, Franklin & White,  
 21 The Clark Building, 400 North 20th Street,  
 22 Birmingham, Alabama 35203  
 23 Reported by: Nancy Pannell, CCR

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1 APPEARANCES  
 2  
 3 FOR MR. WENDELL RAY LEWIS:  
 4 MR. JOHN D. SAXON  
 5 JOHN D. SAXON, PC  
 6 2119 THIRD AVENUE NORTH  
 7 BIRMINGHAM, ALABAMA 35203  
 8  
 9 FOR THE COMMITTEE:  
 10 MR. BRANDON K. ESSIG  
 11 MR. WESLEY B. GILCHRIST  
 12 MR. JEFFREY P. DOSS  
 13 MR. BENJAMIN S. WILLSON  
 14 LIGHTFOOT, FRANKLIN & WHITE, LLC  
 15 THE CLARK BUILDING  
 16 400 NORTH 20TH STREET  
 17 BIRMINGHAM, ALABAMA 35203  
 18  
 19  
 20  
 21  
 22  
 23



1 WENDELL RAY LEWIS,  
 2 being first duly sworn, was examined and  
 3 testified as follows:  
 4  
 5 EXAMINATION  
 6 BY MR. ESSIG:  
 7 Q. All right, Mr. Lewis, we'll get  
 8 started today. First, just by way of  
 9 introduction even though we've met before,  
 10 my name is Brandon Essig, and I'm one of  
 11 the lawyers that's working with Jack  
 12 Sharman as part of being the Special  
 13 Counsel Staff for the House Judiciary  
 14 Committee that is investigating the  
 15 Articles of Impeachment for Governor  
 16 Bentley. You're aware of that and  
 17 understand that?  
 18 A. Yes.  
 19 Q. And we've actually spoken before;  
 20 is that correct?  
 21 A. Yes.  
 22 Q. You previously interviewed here in  
 23 Birmingham in our office; is that right?

1 A. Yes.

2 Q. And do you recall the date of that

3 interview?

4 A. No, I don't.

5 Q. Okay. It was sometime back in the

6 fall of 2016; is that right?

7 A. Yes.

8 Q. Our notes indicate October 25th,

9 2016. Do you have any reason to disagree

10 with that?

11 A. No, sir.

12 Q. Okay. Now, Mr. Lewis, as part of

13 this investigation in addition to meeting

14 with us previously, on August 30th of 2016

15 there was a request for records that was

16 sent to your attorney requesting records

17 and information in the course of this

18 investigation. Do you recall that?

19 A. I'm sorry?

20 Q. And what I'll do is I'll show you.

21 The letter went to your attorney, but I

22 will show both of y'all that letter in our

23 document request, and I'm marking that as

1 Exhibit 1.

2 (Whereupon, a document was marked

3 as Exhibit No. 1 and is attached

4 to the original transcript.)

5 A. Yes, I'm familiar with that.

6 Q. Okay. And then as a part of --

7 after receiving that request for documents

8 and speaking with your attorney about it,

9 you then turned over to us a day planner

10 or a calendar that you were keeping; is

11 that correct?

12 A. Yes.

13 Q. And then I'm going to mark as

14 Exhibit 2 which is the cover letter from

15 your attorney to Special Counsel Sharman,

16 and you will see attached to that is the

17 day planner. Do you see that?

18 A. Yes.

19 (Whereupon, a document was marked

20 as Exhibit No. 2 and is attached

21 to the original transcript.)

22 Q. And that's the day planner you

23 gave to your attorney to give to us?

1 A. Yes.

2 Q. And if you would, just take a

3 minute to kind of thumb through it. I

4 want to make sure that's a full and

5 complete copy.

6 A. It appears to be.

7 Q. Okay. And I assume you've

8 retained or your attorney has retained the

9 original of that exhibit; is that right?

10 A. Actually the AG's office has the

11 original.

12 Q. All right. So you're no longer in

13 possession of the original document?

14 A. No.

15 Q. Okay. Mr. Lewis, if you would go

16 ahead and please just state your full name

17 for the record.

18 A. Wendell Ray Lewis.

19 Q. And, Mr. Lewis, what I want to do

20 is I want to start kind of going through

21 just some of your background in law

22 enforcement, and we've got a copy of your

23 civil lawsuit which you filed that sort of

1 lays that out, but I want to get that on

2 the record here today.

3 So if you would just kind of start

4 when did you first start working in law

5 enforcement?

6 A. July of 1989.

7 Q. And what law enforcement agency

8 did you begin with?

9 A. I was a state trooper cadet.

10 Q. And had you had any law

11 enforcement experience before you went to

12 the state troopers?

13 A. No.

14 Q. And how did you begin your

15 experience as a state trooper?

16 A. I started out at the State Trooper

17 Academy in Selma and trained there for, I

18 don't remember the total number of months,

19 maybe eight months there.

20 Q. And as part of that process did

21 you obtain your post-certification?

22 A. Yes.

23 Q. And when did you actually begin

Page 9

1 your work as a state trapper?  
 2 A. In March of 1990.  
 3 Q. And what was your first position  
 4 or job responsibilities?  
 5 A. My first position was as a trooper  
 6 highway patrolman.  
 7 Q. All right. And what were your  
 8 duties as part of that?  
 9 A. Traffic enforcement.  
 10 Q. Okay. Giving tickets and that  
 11 sort of thing?  
 12 A. Yes, work accidents, things like  
 13 that.  
 14 Q. And how long did you stay in that  
 15 job?  
 16 A. I was in -- with the highway  
 17 patrol up until I think it's 2003, and  
 18 then I went over to the Alabama Bureau of  
 19 Investigation.  
 20 Q. Now, were you involved in traffic  
 21 enforcement the entire time of that  
 22 13 years of experience, or did you have  
 23 other duties you did as well?

Page 10

1 A. I was -- my routine duties were  
 2 traffic enforcement, but I also was a  
 3 traffic homicide investigator.  
 4 Q. Okay.  
 5 A. And also a tactical team member,  
 6 S.W.A.T. team member.  
 7 Q. And what kind of training did you  
 8 receive in order to become a homicide  
 9 investigator?  
 10 A. Had to go traffic homicide school  
 11 in Selma. I don't remember how many  
 12 weeks, but it was fairly extensive  
 13 training.  
 14 Q. What kind of -- I mean, traffic  
 15 homicide what kind of investigations would  
 16 those be?  
 17 A. Traffic homicide investigations  
 18 are when there were serious injuries or  
 19 death involved in a crash.  
 20 Q. Okay. And what would constitute  
 21 an investigation being a homicide  
 22 investigation versus just a normal wreck  
 23 where a fatality occurred?

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1 A. It would depend on the  
 2 circumstances. If there was maybe alcohol  
 3 involved, drugs involved in a crash, or,  
 4 you know, just gross negligence, we would  
 5 -- or the number, sheer number of injuries  
 6 in a crash.  
 7 Q. Okay. And as part of that  
 8 training, did you undergo what would be  
 9 considered in law enforcement sort of  
 10 standard homicide investigation training?  
 11 A. Standard for vehicle crashes, yes.  
 12 Q. Okay. Did you learn interview  
 13 techniques and that sort of thing?  
 14 A. Yes.  
 15 Q. What were some of the other skills  
 16 and training you received as a part of  
 17 that process?  
 18 A. Certain things like time and  
 19 distance in crashes. It ran the whole  
 20 gamut: How to question, interview people;  
 21 how to draw scaled diagrams of a crash  
 22 scene; also later learned how to use what  
 23 was called the total station, a computer

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1 system that would actually map a crash  
 2 scene.  
 3 Q. Sure. And then you also said you  
 4 were on the S.W.A.T. team or the tactical  
 5 squad; is that correct?  
 6 A. Yes.  
 7 Q. And what did that training consist  
 8 of it?  
 9 A. It consisted of initially we went  
 10 to Selma for I think maybe a week, I'm not  
 11 sure if that's, you know --  
 12 Q. Sure.  
 13 A. -- but it was several days of very  
 14 intense training. And then we would train  
 15 month -- most of the time monthly as a  
 16 tactical team. I was assigned to the  
 17 Birmingham tactical team.  
 18 Q. Okay. And what were some of the  
 19 tasks that the tactical team trained for?  
 20 Are we talking about arrest situations,  
 21 rescue situations?  
 22 A. Rescue situations, hostage  
 23 situations, any critical type situation.

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1 We were a response team.  
 2 We responded to critical  
 3 situations, whether it be hostage  
 4 situations, shootings, whatever.  
 5 Q. Okay. And all of that training,  
 6 just to be clear, occurred prior to you  
 7 going to ABI in 2003; is that right?  
 8 A. Yes.  
 9 Q. And when you went to ABI in 2003  
 10 what was the position you had there?  
 11 A. I was a criminal investigator.  
 12 Q. And describe for us what type of  
 13 investigations you did in that role?  
 14 A. Major crime, murders.  
 15 Q. Okay.  
 16 A. Bank robberies, some bank  
 17 robberies, not a lot, but it was basically  
 18 -- for the most part what I did was  
 19 murders. I investigated murders.  
 20 Q. And at that point in time were you  
 21 living in Tuscaloosa?  
 22 A. Yes.  
 23 Q. And did you have to undergo some

Page 14

1 additional training when you went over to  
 2 ABI for the investigations you were doing?  
 3 A. I don't remember what all the  
 4 training was, but I'm sure we had some --  
 5 we would have -- we would do in-service,  
 6 and you would have to do additional  
 7 training during the course of the year. I  
 8 did go to several interviewing -- as far  
 9 as interviewing techniques.  
 10 Q. Sure.  
 11 A. I did some schools like that.  
 12 Q. Okay.  
 13 A. Evidence collection, things like  
 14 that.  
 15 Q. Was there an aspect of that  
 16 training that would have included legal  
 17 issues?  
 18 A. My -- during the course of my job  
 19 we always updated on legal issues and  
 20 things of that nature. And then I spent a  
 21 lot, of course, spent a lot of time in the  
 22 courtrooms, so there's a lot of  
 23 experience, you know, there.

Page 15

1 Q. And your courtroom experience  
 2 would that be testifying?  
 3 A. Yes.  
 4 Q. And would that include trials,  
 5 preliminary hearings?  
 6 A. Yes.  
 7 Q. Sort of ran the gamut?  
 8 A. Yes.  
 9 Q. How many times do you think you  
 10 testified actually in a trial?  
 11 A. I don't know. It wasn't as much  
 12 as you would think. I don't know. I'm  
 13 just stating maybe ten --  
 14 Q. Sure, okay.  
 15 A. -- actual testify.  
 16 Q. And how long were you in that role  
 17 as an investigator at ABI?  
 18 A. I was in ABI from 2003 until I  
 19 think 2007. And then I went to Montgomery  
 20 as the ABI division -- I was a division  
 21 coordinator for training.  
 22 Q. And your time in ABI was the four  
 23 years that was all spent doing

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1 investigations; is that right?  
 2 A. Yes.  
 3 Q. And then you said 2007 you came to  
 4 Montgomery as the division coordinator --  
 5 A. Yes.  
 6 Q. -- for training?  
 7 A. Yes.  
 8 Q. Did that involve an actual move to  
 9 Montgomery at that point in time?  
 10 A. No.  
 11 Q. So you were still living in  
 12 Tuscaloosa but working out of Montgomery;  
 13 is that right?  
 14 A. Yes, yes.  
 15 Q. And what were your job duties at  
 16 that point in time?  
 17 A. I was responsible for all the  
 18 training that our division chief mandated  
 19 for ABI.  
 20 Q. Okay. Was that training for new  
 21 agents or new officers?  
 22 A. It involved new agents as well.  
 23 It involved all of ABI and the agents

Page 17

1 within ABI.  
 2 Q. Okay. So whether it was initial  
 3 training to become an agent or if it was a  
 4 part of just sort of a continuing  
 5 education process --  
 6 A. Yes.  
 7 Q. -- you were in charge of all that?  
 8 A. Yes.  
 9 Q. And were your duties did they  
 10 include teaching, or was it managing the  
 11 people that were doing the instructing?  
 12 A. It was mostly management.  
 13 Q. All right. And did you do any  
 14 actual instruction yourself?  
 15 A. I don't recall ever doing any  
 16 instruction.  
 17 Q. Okay. Just managing the folks  
 18 that were doing it?  
 19 A. Yes.  
 20 Q. Now, at the time if you were  
 21 living in Tuscaloosa, how were you  
 22 managing your travel back and forth  
 23 between Montgomery and Tuscaloosa?

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1 A. I would drive from Tuscaloosa to  
 2 Montgomery.  
 3 Q. Was that on a daily basis?  
 4 A. Yes. But now, let me -- I did  
 5 have to maintain an address in Montgomery,  
 6 and that was -- my address was the  
 7 Marriott there in Prattville.  
 8 Q. Okay. Now, did you maintain a  
 9 room there, or you just had that as your  
 10 address?  
 11 A. That was just my address if I  
 12 needed -- there were sometimes when I  
 13 would stay there.  
 14 Q. Sure.  
 15 A. But for the most part it was back  
 16 and forth to Tuscaloosa.  
 17 Q. Do you know why there was the  
 18 requirement to have the address there in  
 19 Montgomery?  
 20 A. That was just one of the things  
 21 they required me to do.  
 22 Q. Okay. Did you get paid at -- at  
 23 that point in time in addition to your

Page 19

1 normal salary, were you paid any per diem  
 2 or travel expenses or anything like that  
 3 based on your commute?  
 4 A. No.  
 5 Q. Did you get paid overtime --  
 6 A. No.  
 7 Q. -- based on the time you spent  
 8 commuting back and forth --  
 9 A. No.  
 10 Q. -- between Tuscaloosa and  
 11 Montgomery? And was that -- were you  
 12 driving to Montgomery every day or only  
 13 periodically?  
 14 A. Most every day.  
 15 Q. And I guess the last question on  
 16 the travel issue, did you have a state car  
 17 or did you have a personal vehicle?  
 18 A. Yes, state vehicle.  
 19 Q. You said that experience as the  
 20 division coordinator for instruction takes  
 21 us from 2003 until 2007. What did you do  
 22 next?  
 23 A. Well, yeah, 2003 to 2007 that

Page 20

1 would have been my ABI experience. And  
 2 then from 2007 roughly up until about I'm  
 3 going to say -- now, I'm not sure on this  
 4 date, but right before the election  
 5 November of 2010 I was -- maybe a couple  
 6 of months, I was transferred back to  
 7 Tuscaloosa as the sergeant over ABI in  
 8 Tuscaloosa.  
 9 Q. Okay. You said that occurred in  
 10 2010?  
 11 A. Yes.  
 12 Q. And you said you recall it  
 13 happening sometime in relation to the  
 14 election that year?  
 15 A. Yeah, I spent seems like a couple  
 16 of months in Tuscaloosa working as the  
 17 sergeant there in ABI, and then I had the  
 18 opportunity to move over to the governor's  
 19 detail on election day.  
 20 Q. All right. So in 2010 when you  
 21 went back and were the sergeant over ABI,  
 22 at that point in time were you doing any  
 23 dignitary protection responsibilities?

Page 21

1 A. Yes, I was on Coach Saban's  
 2 protective detail.  
 3 Q. And how long did that last?  
 4 A. I was only on that detail for that  
 5 football season, but prior to that I had  
 6 worked with the University of Alabama with  
 7 their chancellor and the president --  
 8 Q. All right.  
 9 A. -- on protective detail during  
 10 football season.  
 11 Q. Okay. So let's start with the  
 12 Saban detail. You said you did that  
 13 throughout football season of 2010?  
 14 A. Right. And I did leave that  
 15 before the season was over because I went  
 16 over to the governor's detail.  
 17 Q. In the 2010 football season when  
 18 you're doing protection for Coach Saban,  
 19 what was your role and responsibility  
 20 there?  
 21 A. Just protection of his movements.  
 22 Basically, the same as what we did on the  
 23 governor's detail, except it was not a

Page 22

1 full-time job.  
 2 Q. I understand.  
 3 A. It was only on game weekends.  
 4 Q. Now, were you in a supervisory  
 5 function at that time, or were you  
 6 actually Coach Saban's body man?  
 7 A. I was one of the body men. There  
 8 was two of us.  
 9 Q. Okay. And how did y'all organize  
 10 who had responsibility for him at a  
 11 particular time?  
 12 A. Jessie Peoples was the lieutenant  
 13 on the detail, and for the most part  
 14 Jessie would handle any personal movements  
 15 of Coach Saban, and then when we were on  
 16 game days and moving in a crowd we would  
 17 both handle his movements.  
 18 Q. Okay. So if I think about while  
 19 I'm watching an Alabama football game on  
 20 TV, and usually when you see the state  
 21 trooper is when the game is over with they  
 22 walk out in the middle of the field to  
 23 shake hands and there's always the state

Page 23

1 trooper with them?  
 2 A. There's two troopers -- there will  
 3 be two troopers assigned to him, and then  
 4 you may see other law enforcement people  
 5 around --  
 6 Q. Sure.  
 7 A. -- with those, the two troopers,  
 8 but, yes, that's normally the way it  
 9 works.  
 10 Q. Okay.  
 11 MR. SAXON: Saban had double  
 12 coverage like Amari Cooper usually had  
 13 double coverage.  
 14 MR. ESSIG: And both of them  
 15 rated it; right?  
 16 Q. So, again, thinking about that  
 17 watching a football game, watching the  
 18 coach walk out, you would be one of those  
 19 two troopers --  
 20 A. Yes.  
 21 Q. -- in uniform walking with him as  
 22 part of that process?  
 23 A. Yes, sir.

Page 24

1 Q. And when would that begin, that  
 2 sort of body protection of Coach Saban,  
 3 and when would it end?  
 4 A. Usually on a home game we would  
 5 come out -- we would go out to the campus  
 6 on a Friday, and then we would -- for the  
 7 most part we would go up, meet the coach  
 8 at his office, and then from that point on  
 9 everywhere he went we were with him.  
 10 Q. Okay. Did you stay at the hotel  
 11 with him?  
 12 A. Jessie would stay sometimes, but  
 13 because I lived in Tuscaloosa I would go  
 14 home.  
 15 Q. Got you, okay. And then were you  
 16 also involved in his security or his body  
 17 detail when they would play away games?  
 18 A. Yes. And we would usually leave I  
 19 think on either a Wednesday or a Thursday  
 20 and go in advance to the site and work out  
 21 all the particulars for their arrival, and  
 22 then we would meet them at the airport  
 23 when they would fly in.

1 Q. Okay.  
 2 A. And then we would have the coach  
 3 from that moment on.  
 4 Q. So I suppose then for away games  
 5 you would actually drive a vehicle --  
 6 A. Yes.  
 7 Q. -- to have there? And would Coach  
 8 Saban ride in the vehicle with you --  
 9 A. Yes.  
 10 Q. -- or did he stay with the team?  
 11 A. He would, he would ride on the  
 12 bus.  
 13 Q. Okay.  
 14 A. He would ride on the bus with the  
 15 team, and we would be in the vehicle in  
 16 the escort. We would be one of the escort  
 17 vehicles, usually the front -- the vehicle  
 18 directly in front of we call it "bus one".  
 19 Q. Okay.  
 20 A. And that's the bus that the coach  
 21 rode in.  
 22 Q. All right. So providing security  
 23 for Coach Saban your sort of detail begins

1 the night before the ball game, if I  
 2 understand correctly?  
 3 A. Yes.  
 4 Q. And then you're with him through  
 5 at least shaking hands at midfield; is  
 6 that right?  
 7 A. Yes.  
 8 Q. At what point in time does that  
 9 protection detail end?  
 10 A. After the game. After the game we  
 11 would get him, we would -- he would go in  
 12 and speak to the team and then do whatever  
 13 he was going to do in the locker room, and  
 14 then we would drive him to his house.  
 15 Q. Okay. And so once he's delivered  
 16 to his house, y'all's responsibility at  
 17 that point in time is done?  
 18 A. Yes.  
 19 Q. Okay.  
 20 A. And there were times when, you  
 21 know, if he needed to go on, you know, a  
 22 recruiting trip or whatever, it wasn't  
 23 many for me, but we would drive him to --

1 I remember driving him to Walker County  
 2 once.  
 3 Q. Okay.  
 4 A. And then to Mississippi to a  
 5 speaking engagement.  
 6 Q. Okay. You mentioned you had also  
 7 done some dignitary protection for some  
 8 other officials at the university?  
 9 A. Dr. Portera who was the chancellor  
 10 at the time at the University of Alabama,  
 11 and I would work hand in hand with  
 12 Dr. Witt. Dr. Witt was the president at  
 13 the time, and I would work with the  
 14 trooper assigned to his detail.  
 15 Q. And were those game day details as  
 16 well?  
 17 A. Yes, sir, yes, sir.  
 18 Q. Did you ever guard either of them  
 19 in a non-game day situation?  
 20 A. No, no, not that I recall.  
 21 Q. And was all of that-- your Coach  
 22 Saban protection and then your protection  
 23 of Dr. Portera and Dr. Witt --was that all

1 during 2010?  
 2 A. No, I actually did the detail with  
 3 Dr. Portera and Dr. Witt for several  
 4 years. I don't know exactly how many, but  
 5 that's where I -- I actually got my start  
 6 escorting the University of Alabama band.  
 7 Q. Okay.  
 8 A. That was a protective detail.  
 9 Q. Okay.  
 10 A. So that's where I got my start in  
 11 the protective world.  
 12 Q. Do you by any chance recall when  
 13 that would have been that you would have  
 14 first started?  
 15 A. I don't. I did it for a few  
 16 years, and then I got to move up to  
 17 Dr. Portera's detail.  
 18 Q. Okay. And so for Dr. Portera and  
 19 Dr. Witt were those -- were you  
 20 specifically or always delegated as a  
 21 member of their Dignitary Protection Unit,  
 22 or was it something you did sort of on an  
 23 as-needed basis?

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1 A. No, I did it every -- it was game  
2 day or game weekends, but I did it -- I  
3 was assigned to that detail.  
4 Q. Okay. And so you had had in some  
5 capacity with the university doing  
6 dignitary protection whether for the band,  
7 for the --  
8 A. Chancellor.  
9 Q. -- chancellor or for Coach Saban  
10 you had done that for a number of years --  
11 A. Yes, sir.  
12 Q. -- is that right? Okay. Now,  
13 back to 2010, you said you went from being  
14 in Montgomery with ABI to being the  
15 sergeant over the ABI in Tuscaloosa you  
16 said sometime in 2010?  
17 A. Yes, sir.  
18 Q. Given sort of your timeline with  
19 Coach Saban, would it be fair to say that  
20 was probably prior to the start of  
21 football season that year?  
22 A. The transfer back?  
23 Q. Yes.

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1 A. I want to believe it was during  
2 football season.  
3 Q. Okay.  
4 A. For some reason it seems like it  
5 was during football season.  
6 Q. Okay. All right. And I think you  
7 said a moment ago, if I understood you  
8 correctly, that the first time you became  
9 a part of Governor Bentley's dignitary  
10 protection detail was on the election day  
11 in 2010; is that right?  
12 A. Yes, sir.  
13 Q. Tell us about that.  
14 A. Well, the way that happened was I  
15 remember we were -- Jessie and I were  
16 driving -- Jessie who is the lieutenant.  
17 Q. Jessie Peoples?  
18 A. Jessie Peoples. Were driving to I  
19 think Knoxville, Tennessee on an advance  
20 to get ready -- the team was going to  
21 Knoxville, and I received a call from  
22 Captain Ward, Charles Ward, and he asked  
23 me --

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1 Q. Now, who is Captain Ward?  
2 A. Captain Ward at the time was the  
3 commander over the Dignitary Protection  
4 Unit.  
5 Q. Okay.  
6 A. You had a major and then Captain  
7 Ward -- Herman, Major Herman Wright was  
8 the major, so he would have been Captain  
9 Ward's boss.  
10 Q. All right. So Captain Ward calls  
11 you?  
12 A. And asked me if I would be  
13 interested in heading up the detail for,  
14 if elected, Governor Bentley.  
15 Q. Okay.  
16 A. And I don't -- I'm not sure if I  
17 gave him an answer then. I told him, I  
18 think I told him I needed to at least  
19 think on it.  
20 Q. Sure.  
21 A. But I ended up taking the detail.  
22 Q. All right. And when did your  
23 duties with Governor Bentley actually

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1 begin?  
2 A. Election -- the day of the  
3 election.  
4 Q. So that would have been whatever  
5 election day was in 2010?  
6 A. It was November of 2010. I don't  
7 --  
8 Q. Sure.  
9 A. -- I don't know the exact date,  
10 but it was November of 2010.  
11 Q. Okay. And how did your specific  
12 duties on that day, how did they begin?  
13 A. It began with me picking the then  
14 candidate up at his home and then going  
15 out to his election headquarters which was  
16 at the north, I think, yeah, the north  
17 zone of Bryant-Denny Stadium.  
18 Q. Okay.  
19 A. And then from that moment on I was  
20 with him nonstop.  
21 Q. Had you ever met Governor Bentley  
22 prior to that day?  
23 A. I was a patient of his when I was

1 a young, I think 18, 19-year-old kid.  
 2 Q. Right.  
 3 A. But other than that, that was my  
 4 only contact ever with him.  
 5 Q. Okay. Once you got the call from  
 6 Captain Ward about being a part of his  
 7 detail, did you ever have a meeting with  
 8 Governor Bentley or anybody on his staff  
 9 prior to election day?  
 10 A. I may have sat down with the  
 11 governor briefly, but it probably would  
 12 have been on election day.  
 13 Q. Okay.  
 14 A. Because that's when it all started  
 15 for me. It wasn't anything before that.  
 16 It was election day to the best of my  
 17 recollection.  
 18 Q. Okay. So as far as you recall,  
 19 the first time you ever met Governor  
 20 Bentley, or Candidate Bentley, was you  
 21 drive up to his house that day to pick him  
 22 up and that's when you meet him?  
 23 A. Yes, sir.

1 Q. Okay. So you picked him up at his  
 2 house in Tuscaloosa?  
 3 A. Yes, sir.  
 4 Q. Was it just him or other members  
 5 of the family?  
 6 A. Mrs. Bentley, and I think -- in  
 7 our escort we probably had the rest of --  
 8 I'm sure we had the rest of his family in  
 9 our other vehicles.  
 10 Q. Do you remember what time of day  
 11 it was?  
 12 A. Five.  
 13 Q. Okay, early in the morning?  
 14 A. No.  
 15 Q. It was that evening?  
 16 A. That evening, yes.  
 17 Q. Okay. All right. So he's at his  
 18 house all day during election day, end of  
 19 the day it's time to take him I guess --  
 20 A. Yes.  
 21 Q. -- to wherever the election party  
 22 is going to be or the headquarters is set  
 23 up; is that right?

1 A. Yes.  
 2 Q. Okay. So you go pick him up and  
 3 you said you took him to Bryant-Denny  
 4 Stadium?  
 5 A. Yes, sir.  
 6 Q. And where specifically did y'all  
 7 go?  
 8 A. The north zone, what they call the  
 9 north zone.  
 10 Q. It's sort of that area, you can  
 11 see the sign at the stadium it's called  
 12 The Zone --  
 13 A. Yes, sir.  
 14 Q. -- is what it's called?  
 15 A. Yes, sir.  
 16 Q. Okay. And I've never actually  
 17 been in there. Is it a place that's set  
 18 up for having parties and functions --  
 19 A. Yes.  
 20 Q. -- and that sort of thing?  
 21 A. Yes, it's set up for usually  
 22 during a game, you know, people pay to be  
 23 in that area. They eat and whatever in

1 there.  
 2 Q. Right.  
 3 A. So it's set up for you could use  
 4 it for your election headquarters or  
 5 your -- to have your after-election event.  
 6 Q. Sure.  
 7 A. So that's what it was.  
 8 Q. So once you go pick up the  
 9 governor and Mrs. Bentley, y'all go to the  
 10 event at The Zone. I assume at some point  
 11 that night you see the results that he's  
 12 won the election?  
 13 A. Right.  
 14 Q. At what point, or I guess was  
 15 there a point in time that evening when  
 16 y'all began to discuss you being the  
 17 leader of his detail?  
 18 A. Yes. Well, you know, I introduced  
 19 myself to him earlier that day, and I was  
 20 his -- from that point on I was his detail  
 21 leader.  
 22 Q. Okay. I mean, I guess at this  
 23 point in time you had sort of accepted

1 Captain Ward's offer to run the detail?  
 2 A. Yes.  
 3 Q. But there was no additional  
 4 vetting beyond that? I mean, you didn't  
 5 have to sit down and interview with  
 6 Governor Bentley or Mrs. Bentley or  
 7 anything like that?  
 8 A. No.  
 9 Q. Okay. As he became the governor  
 10 and got elected, did y'all have  
 11 conversations about, you know, what kind  
 12 of things he expected from you --  
 13 A. Yes.  
 14 Q. -- as being part of his security  
 15 detail?  
 16 A. Yes.  
 17 Q. And tell us about that.  
 18 A. He just expected us to handle  
 19 things aboveboard, to be responsible in  
 20 what we did.  
 21 And, you know, he had -- at that  
 22 time he had an air about him as he was a  
 23 very -- he was a religious man. He was a

1 Christian, and he had that reputation  
 2 already so you knew that you had to toe  
 3 the line when you were around him.  
 4 Q. Right. And you say "toe the  
 5 line". Tell me what you mean by that.  
 6 A. You had to be on your best  
 7 behavior, your best conduct. In the law  
 8 enforcement world you have guys that will  
 9 -- language may be inappropriate  
 10 sometimes.  
 11 Q. Sure.  
 12 A. But you knew you couldn't, you  
 13 knew you had to be careful what you said  
 14 around him and the way you conducted  
 15 yourself.  
 16 Q. What did you base that on? Was it  
 17 something that either he or somebody on  
 18 his staff told you, or was it just  
 19 something you kind of picked up on from  
 20 being around him?  
 21 A. I picked up on that very quickly  
 22 from him and his family.  
 23 Q. Okay. And you said that he came

1 across as a Christian. I mean, in  
 2 addition to, you know, the language and  
 3 not cussing and that sort of thing, were  
 4 there other things that you observed that  
 5 sort of led you to that conclusion?  
 6 A. He was very family-oriented. He  
 7 seemed very, very close to his wife,  
 8 Mrs. Bentley, very, very close to his  
 9 children.  
 10 And as time went on he even -- he  
 11 would tell me about how when he wasn't  
 12 expected to win the governorship how he  
 13 and Mrs. Bentley would travel around the  
 14 state. She was his driver basically.  
 15 She drove him around the state as  
 16 they campaigned, so you could tell that it  
 17 was kind of -- for them it was just a  
 18 grassroots-type thing.  
 19 Q. Sure.  
 20 A. Where they worked really hard and  
 21 they believed -- they had a fundamental  
 22 belief in God that, you know, things would  
 23 work for them because I found that it was

1 actually a relief for me.  
 2 Q. Sure. Were they -- I mean, would  
 3 they do things like pray together, quote  
 4 scripture? Did you see them reading the  
 5 Bible, that sort of thing?  
 6 A. They always talked about -- they  
 7 would always talk about different  
 8 scriptures.  
 9 And when we first started they  
 10 would always talk about it was one -- I  
 11 want to say it was David Jeremiah that  
 12 they would always talk about his teachings  
 13 and things like that.  
 14 And, of course, I would take him  
 15 to church most Sundays -- take them to  
 16 church on most Sundays.  
 17 Q. Okay. Was that at First Baptist  
 18 Tuscaloosa, you took them there?  
 19 A. Yes.  
 20 Q. Who else in the Bentley family did  
 21 you meet there sort of that initial  
 22 engagement?  
 23 A. On election day?

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- 1 Q. Yes.
- 2 A. The entire family.
- 3 Q. Everybody? Okay.
- 4 A. The entire family.
- 5 Q. What about staff, who was part of
- 6 his staff at that time that you met?
- 7 A. I remember meeting I think it was
- 8 Zach.
- 9 Q. Zach Lee?
- 10 A. Zach Lee and Wesley Helton.
- 11 Q. Do you remember their roles with
- 12 the campaign at that time?
- 13 A. I don't think their roles were
- 14 really that major at that time. They were
- 15 -- they had helped the governor with the
- 16 campaign.
- 17 And as time moved on, I remember
- 18 them talking about then Angi Smith, but
- 19 she was out on maternity leave or
- 20 something to that effect.
- 21 Q. Okay.
- 22 A. And I met Rebekah Mason.
- 23 Q. All right. And what was

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- 1 Ms. Mason's role at that time?
- 2 A. I don't know her exact role when I
- 3 first met her. I think she was more the
- 4 communications person.
- 5 Q. Okay. And sort of -- you said you
- 6 observed Mr. Bentley interact with
- 7 Mrs. Bentley and sort of the rest of the
- 8 family; is that right?
- 9 A. Yes.
- 10 Q. Did you see his interaction with
- 11 the other staff members?
- 12 A. Other than just everyday, you
- 13 know, interaction, talking to them.
- 14 Q. Sure.
- 15 A. There's nothing remarkable.
- 16 Q. Sure. And I guess what I'm
- 17 getting at is wondering if you were able
- 18 to sort of observe from those
- 19 interactions, you know, which staff were
- 20 important, which staff were critical to
- 21 him at that point in time, which ones he
- 22 was communicating with on a regular basis?
- 23 A. Well, it was obvious that he was

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- 1 close to Zach -- Zach Lee, Wesley Helton
- 2 and Rebekah Mason.
- 3 Q. Okay.
- 4 A. And before I ever met her there
- 5 was always talk of Angi Smith.
- 6 Q. Okay. So those were --
- 7 A. I think it's Smith.
- 8 Q. So sort of that group of people
- 9 you just named was kind of a core group --
- 10 A. Yes.
- 11 Q. -- that he spent a lot of time
- 12 with?
- 13 A. Yes.
- 14 Q. And describe what their
- 15 interactions were. Was it just meetings
- 16 and discussions and that sort of thing?
- 17 A. Yes, it was -- that was the core
- 18 group basically when -- as the governor
- 19 was elected, and then through transition
- 20 it was that group. Zach probably was
- 21 closer to him than Wesley Helton.
- 22 Q. Okay. In terms of Ms. Mason, at
- 23 that point in time did you see anything

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- 1 that you thought about the governor's
- 2 interaction with her that was in any way
- 3 inappropriate?
- 4 A. Not at that time.
- 5 Q. And did you come to find out at
- 6 all or get any sort of history of how she
- 7 got involved in the campaign?
- 8 A. I had heard things, but no one
- 9 actually sat down and told me. I had
- 10 heard that -- I don't -- I don't really
- 11 know how she -- I can't really speak to
- 12 how she became involved because she was
- 13 there before I got there.
- 14 Q. Okay, I understand. And
- 15 Mrs. Bentley did she have any staff at
- 16 that point in time?
- 17 A. I don't know if that day she had
- 18 -- on election day if she had staff, but
- 19 she later had Heather Hannah as her
- 20 assistant.
- 21 Q. Okay. And do you recall if
- 22 Heather Hannah was around on election day
- 23 at all?

1 A. I'm not certain.  
 2 Q. You mentioned, too, your  
 3 observation or interactions between the  
 4 governor and Mrs. Bentley, and you said  
 5 your perception was they were very close?  
 6 A. Yes.  
 7 Q. Had a close relationship?  
 8 A. Yes.  
 9 Q. Were there outward signs of  
 10 affection? Did they hold hands at  
 11 campaign events, you know --  
 12 A. Oh, yes.  
 13 Q. -- sort of the typical husband and  
 14 wife type stuff?  
 15 A. Yes, yes. They were very -- you  
 16 could tell they were very close. You  
 17 know, I later learned things about, you  
 18 know, their kids and things through them,  
 19 but they always -- I made the comment, I  
 20 would make the comment to people that if  
 21 you wanted to see what I considered a  
 22 perfect marriage, look at them because I  
 23 always thought that they had a very good

1 go to work every day during the  
 2 transition.  
 3 Q. Okay. So from election day to  
 4 Governor Bentley taking office sort of the  
 5 entire operation is being run out of  
 6 Bryant-Denny Stadium; is that right?  
 7 A. Yes, sir.  
 8 Q. Are there office -- is there  
 9 office space --  
 10 A. Yes, sir.  
 11 Q. -- in there inside the stadium in  
 12 the south zone?  
 13 A. I don't know about the north zone  
 14 as far as offices.  
 15 Q. Sure.  
 16 A. But there were offices in the  
 17 south zone.  
 18 Q. Okay. So sort of kind of for  
 19 orientation of where that would have been,  
 20 am I right that the south end zone is the  
 21 end zone that's closest to the cemetery?  
 22 A. Yes.  
 23 Q. And sort of closest to the main

1 marriage.  
 2 Q. Was the governor ever reluctant at  
 3 that point in time in those days to hold  
 4 hands with the First Lady in public, show  
 5 affection to her in public?  
 6 A. No.  
 7 Q. Did you ever see any evidence of  
 8 that at all?  
 9 A. No.  
 10 Q. And if you had to say from sort of  
 11 your early days with the campaign, or I  
 12 guess the early days when he was the  
 13 governor-elect, who would you say among  
 14 his staff or his family was his closest  
 15 advisor?  
 16 A. At the time I felt like it was  
 17 Zach, but Rebekah was around most every  
 18 day.  
 19 Q. Okay.  
 20 A. We -- the transition took place in  
 21 the south end zone. Our transition  
 22 offices were in the south zone or end  
 23 zone, so that's where we would basically

1 part of campus right there?  
 2 A. Yes, sir, Tutwiler.  
 3 Q. Okay. It's also the part of the  
 4 end zone where the student section is; is  
 5 that correct?  
 6 A. Yes.  
 7 Q. When did the operation of the  
 8 transition team there at Bryant-Denny when  
 9 did that come to a close and you  
 10 transitioned fully into being in  
 11 Montgomery?  
 12 A. The best I can remember would have  
 13 been around inauguration. The governor  
 14 was inaugurated and we basically moved to  
 15 the capital.  
 16 Q. Okay. Is that pretty much from  
 17 day one?  
 18 A. Yes, sir. We may have gone back  
 19 once or twice, but I don't really  
 20 remember. We could have.  
 21 Q. So you remained, after the  
 22 inauguration remained in the position of  
 23 the head of his security detail; is that

1 right?  
 2 A. Yes, sir.  
 3 Q. And what was your specific title  
 4 at that point in time?  
 5 A. Detail leader.  
 6 Q. That's the title that goes along  
 7 with being in charge of the governor?  
 8 A. Yes. I was a sergeant and the  
 9 detail leader over the governor's detail.  
 10 Q. Okay. Did you get any sort of  
 11 promotion after you got into the  
 12 governor's office?  
 13 A. Initially?  
 14 Q. Yes.  
 15 A. No, not -- I was a sergeant, and I  
 16 wasn't promoted until maybe three years  
 17 later.  
 18 Q. And let's run through just very  
 19 quickly, I kind of want to go through the  
 20 timeline of you serving in the governor's  
 21 administration in the office of the  
 22 governor.  
 23 So come in after inauguration and

1 you're in the position of detail leader?  
 2 A. Yes, sir.  
 3 Q. Take us through sort of the  
 4 timeline from then until when you retire.  
 5 A. My job was I was the body person  
 6 for the governor, so basically it was my  
 7 responsibility to pick the governor up  
 8 every day, and he wanted me with him every  
 9 day.  
 10 So I would, I would drive from  
 11 Tuscaloosa. My day usually started, you  
 12 know, between three and four every  
 13 morning. I would drive to Tuscaloosa,  
 14 pick the governor up at the governor's  
 15 mansion.  
 16 We would either go over to the  
 17 capitol where he would work in the office,  
 18 and sometimes from there we would leave  
 19 and fly to different locations around the  
 20 state.  
 21 Or sometimes I would drive from  
 22 Tuscaloosa to the governor's mansion and I  
 23 would pick him up and go directly to the

1 airport and fly to different venues around  
 2 the state and the country.  
 3 Q. Okay. You said your day would  
 4 start around three or 4:00 a.m.?  
 5 A. Yes, sir.  
 6 Q. Drive from Tuscaloosa. You pick  
 7 up the governor. On a typical day when  
 8 did your duties and responsibilities end?  
 9 A. It varied. It was whenever I  
 10 could get him back home, and then I would  
 11 drive home.  
 12 Q. All right.  
 13 A. Get him back to the mansion.  
 14 Q. If I'm understanding you  
 15 correctly, basically what you're  
 16 describing is you were responsible for the  
 17 governor being his body man from the time  
 18 he left the mansion every day until the  
 19 time he went back to the mansion every  
 20 day; is that right?  
 21 A. For the most part, yes, sir.  
 22 Q. When he was at the mansion was  
 23 there a detail there that was responsible

1 for his security?  
 2 A. Yes. The capitol police once we  
 3 -- we basically handed the governor off to  
 4 the capitol police, which had a guard post  
 5 there. I don't know how many we had on  
 6 shift, two or three there at the capitol  
 7 around the clock.  
 8 Q. Okay. But outside of the mansion  
 9 you were with him essentially everywhere  
 10 he went?  
 11 A. Yes, sir.  
 12 Q. All right. And how long did you  
 13 remain the governor's body man?  
 14 A. Up until August of 2014.  
 15 Q. And where did you go in August of  
 16 2014?  
 17 A. On August 2014, I think it was  
 18 August the 13th I was called by then chief  
 19 of staff Seth Hammett, and he told me that  
 20 -- he wanted me to know that, I'm going to  
 21 phrase it the way he said it, the shit's  
 22 fixing to hit the fan about your overtime.  
 23 Q. Okay.

1 A. And my response to him was, Seth,  
2 I don't have a damn thing to do with that.  
3 Q. Okay.  
4 A. And we met -- I had to go over to  
5 campaign -- the campaign -- so they're  
6 getting ready for the 2014 election, so I  
7 had to go over to meet with the governor.  
8 I really didn't know what, what, what it  
9 was about.  
10 Q. Sure.  
11 A. And I went in and the governor  
12 started talking to me about the overtime  
13 and the issue that was -- that was heating  
14 up.  
15 And he said to me he didn't, he  
16 didn't know anything about the overtime,  
17 and that kind of struck me as odd, and I  
18 said --  
19 Q. Mr. Lewis, I don't want to -- what  
20 I want to do is right now kind of get a  
21 timeline.  
22 A. Okay.  
23 Q. We'll circle back and we'll talk

1 in depth about that. Right now I'm just  
2 trying to get an idea --  
3 A. Yes, sir.  
4 Q. -- of sort of, you know, sort of  
5 how it progressed.  
6 A. Okay.  
7 Q. So, and I understand that was sort  
8 of the issue that led to you no longer  
9 being the detail leader?  
10 A. Yes.  
11 Q. But right now let's just get the  
12 timeline down a little bit.  
13 A. Yes, sir.  
14 Q. So August of 2014 you get this  
15 call from Seth Hammett --  
16 A. Yes.  
17 Q. -- about your overtime; is that  
18 right?  
19 A. Yes.  
20 Q. And then you go have a meeting  
21 with the governor?  
22 A. Yes.  
23 Q. Also about the overtime?

1 A. Yes.  
2 Q. And at some point in time the  
3 decision is made that you're no longer  
4 going to be the detail leader?  
5 A. Yes.  
6 Q. Who makes that decision?  
7 A. I was told that I had to make a  
8 decision between the governor's detail and  
9 I had been appointed as the chief of  
10 dignitary protection.  
11 Q. Okay.  
12 A. And I had to make a decision  
13 between those -- either one of those jobs.  
14 Q. Understood. And who told you you  
15 had to make that choice?  
16 A. Seth Hammett.  
17 Q. And as the chief -- do I  
18 understand correctly as of August of 2014  
19 you were already serving as chief of the  
20 dignitary protection?  
21 A. Yes.  
22 Q. Is that commonly referred to as  
23 DPU?

1 A. Yes.  
2 Q. And when did you become the DPU  
3 chief?  
4 A. I want to say maybe February of  
5 2014.  
6 Q. Who had had that job before you?  
7 A. The job was basically a new job  
8 for the ALEA, but in DPS it was Mark  
9 Whitaker.  
10 Q. Okay. As the chief of DPU do I  
11 understand correctly, you would have had  
12 responsibility for not only the governor's  
13 detail, but all of the state officials  
14 that would rate a detail; is that right?  
15 A. Yes.  
16 Q. And so you're told by Seth Hammett  
17 at that point in time you've got to choose  
18 which job you want; is that right?  
19 A. Yes.  
20 Q. So which job did you choose?  
21 A. I chose DPU.  
22 Q. And why did you make that  
23 decision?

1 A. Because of my meeting with the  
 2 governor earlier that day.  
 3 Q. What specifically about that  
 4 meeting?  
 5 A. When the governor said he didn't  
 6 know anything about the overtime, I felt  
 7 like -- I felt like he wasn't being  
 8 honest.  
 9 Q. Okay. So essentially you made the  
 10 decision you could no longer serve as his  
 11 detail leader; is that right?  
 12 A. Yes.  
 13 Q. Was that based on the fact you  
 14 didn't feel like you could trust him at  
 15 that point in time?  
 16 A. It was based off -- for me it was  
 17 based off of, yes, because I felt like if  
 18 he would say that he didn't know about the  
 19 overtime, that there were going to be  
 20 other issues that were going to come up  
 21 that I would possibly be -- the blame  
 22 would be shifted to me for things that  
 23 came up.

1 Q. All right. So from beginning in  
 2 August of 2014 you were operating solely  
 3 as the chief of the Dignitary Protection  
 4 Unit; is that right?  
 5 A. Sometime after August 13th or  
 6 14th, somewhere in that area.  
 7 Q. And after you sort of assumed that  
 8 role exclusively were there still  
 9 occasions where you provided personal  
 10 security services to the governor or his  
 11 family?  
 12 A. I was still around. I was still  
 13 around but not in the same capacity.  
 14 Q. Okay.  
 15 A. I had basically kind of been  
 16 phased out.  
 17 Q. And after becoming chief of DPU  
 18 how long did you stay in that job?  
 19 A. Until I retired which would have  
 20 been March 31st of 2015.  
 21 Q. So if we go back then, you stated  
 22 you started work with DPS, well, as a  
 23 state trooper in July of 1989; is that

1 correct?  
 2 A. Yes, sir.  
 3 Q. And so retiring on March 31st,  
 4 2015, that would give you --  
 5 A. 25 --  
 6 Q. -- almost 26 --  
 7 A. 25 and a half roughly.  
 8 Q. Yes, years of service. And then  
 9 very briefly to go through these, I use  
 10 the acronym DPS when you were a state  
 11 trooper at the Department of Public  
 12 Safety?  
 13 A. Yes.  
 14 Q. Is that right?  
 15 A. Yes, sir.  
 16 Q. So if we sort of categorize your  
 17 years of service, it's from 1989 to 2003  
 18 you were with DPS; is that right?  
 19 A. I'm sorry, repeat that.  
 20 Q. '89 to 2003.  
 21 A. All of my time would have been  
 22 with DPS up until I was named the chief of  
 23 DPU. That's when I became an ALEA.

1 Q. Got you, okay. So then '89 to  
 2 2003 then is you're a state trooper,  
 3 you're on the road?  
 4 A. Yes, sir.  
 5 Q. Okay. And then 2003 to 2007 you  
 6 classified that you said as your ABI time?  
 7 A. Yes.  
 8 Q. Is that right?  
 9 A. Yes.  
 10 Q. And that's when you were doing  
 11 work basically as an investigator from '03  
 12 to '07; is that right?  
 13 A. Yes.  
 14 Q. And ABI, of course, stands for  
 15 Alabama Bureau of Investigation?  
 16 A. Yes, sir.  
 17 Q. And you corrected me a minute ago,  
 18 and it's correct that ABI falls under, or  
 19 at the time fell under DPS; is that  
 20 correct?  
 21 A. Yes, sir.  
 22 Q. Okay. And then that takes us all  
 23 way up through 2010 when you went back to

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1 Tuscaloosa, began guarding Coach Saban and  
2 then eventually came onto the governor's  
3 detail; is that right?

4 A. Yes, sir.

5 Q. And then you stated you would have  
6 been a DPS employee until you became the  
7 chief of the Dignitary Protection Unit; is  
8 that correct?

9 A. Yes, sir.

10 Q. And then I guess at some point in  
11 time in there DPS became ALEA; is that  
12 correct?

13 A. Yes, sir. It transitioned over to  
14 ALEA.

15 Q. All right, Mr. Lewis, now that  
16 we've got that timeline sort of down, I  
17 want to back up a little bit and let's  
18 talk about your work for Governor Bentley,  
19 and then really what I want to talk about  
20 is the relationship between Governor  
21 Bentley and Rebekah Mason and kind of how  
22 that evolved.

23 When was the first time you had

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1 either personal suspicions or had heard  
2 perhaps there was an inappropriate  
3 relationship between Governor Bentley and  
4 Ms. Mason?

5 A. Well, the governor actually called  
6 me into his office one day and asked me to  
7 speak to three ladies that worked in the  
8 office.

9 Q. And I want to back up a little  
10 bit, too. When we talk about "the  
11 office", we're talking about the office of  
12 the governor; is that right?

13 A. Yes, sir.

14 Q. And we're talking about Governor  
15 Bentley's office located there in the  
16 state capitol?

17 A. Yes.

18 Q. And who were the ladies that he  
19 wanted you to talk to?

20 A. Wanda Kelly, Linda Adams, and  
21 Julie Lindsey.

22 Q. And where were they physically  
23 located there in the office of the

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1 governor?

2 A. Wanda Kelly was the governor's  
3 secretary so she was located directly  
4 outside of his door.

5 Q. Okay.

6 A. Julie Lindsey, to this day I  
7 really don't know what Julie Lindsey's  
8 real role was, but she was if you walked  
9 into the main door of the governor -- not  
10 the governor's office itself because you  
11 had to go through Wanda's office kind of  
12 to get to his.

13 Q. Sure.

14 A. But if you walked in the main door  
15 of the governor's suite, Julie was  
16 directly in front of you.

17 Q. Okay. And then Wanda's area was  
18 just literally right outside his door; is  
19 that right?

20 A. If you walk through main door to  
21 the right.

22 Q. Okay. And you had to go through  
23 that area before you went into --

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1 A. The governor's office.

2 Q. Into his office?

3 A. His actual office.

4 Q. And then the third person that was  
5 a part of the meeting was Linda Adams?

6 A. The scheduler, and she was off --  
7 you would walk into the office and her  
8 office was over to the left.

9 The first office you came to on  
10 the left was the security office. That  
11 was my office. And then the next office  
12 down from there was the scheduler's office  
13 and that would have been Linda Adams.

14 Q. Where you sat in the security  
15 office what were -- if you're sitting  
16 there with your door open, what are you  
17 able to see out of your office?

18 A. My desk was positioned to where I  
19 could see directly into Wanda's office and  
20 the governor -- the door into the  
21 governor's office.

22 Q. Okay. So if you happened to be  
23 paying attention, you can see who's coming

1 and going --  
 2 A. Yes, sir.  
 3 Q. -- from the governor's office?  
 4 A. Yes, sir.  
 5 Q. And you said so the first  
 6 knowledge or inkling you have of the  
 7 relationship between Governor Bentley and  
 8 Ms. Mason is him asking you to go and talk  
 9 to these ladies?  
 10 A. Yes.  
 11 Q. And tell us how that came about.  
 12 A. The governor called me into his  
 13 office and he said to me hey, there's a  
 14 rumor going around and it's coming from  
 15 the office that Rebekah and I are having a  
 16 relationship, and I was kind of shocked at  
 17 that point.  
 18 Q. Okay.  
 19 A. And he asked me if I would just go  
 20 to them and talk to them. And I agreed  
 21 with him at the time that if rumors like  
 22 that are coming from the office, they  
 23 could be detrimental because people would

1 that.  
 2 Q. Okay. So that was not out of  
 3 character for him to ask you to do that?  
 4 A. Well, it was on something of that  
 5 nature.  
 6 Q. Okay.  
 7 A. But it wasn't if it -- you know,  
 8 if it came to putting somebody out of a  
 9 vehicle or security matters, I was in  
 10 complete -- I had complete authority as  
 11 far as anything that dealt with security,  
 12 and he would trust my judgment on that.  
 13 Q. And so I guess from what you're  
 14 describing is sort of his personality or  
 15 his demeanor is he doesn't like  
 16 confrontation?  
 17 A. Yes.  
 18 Q. Or he doesn't like to break bad  
 19 news to people?  
 20 A. Yes, sir.  
 21 Q. Liked to be liked?  
 22 A. Yes.  
 23 Q. Had it ever been before your

1 take it that people inside the office, if  
 2 they're spreading those type rumors, they  
 3 have to be true.  
 4 So I went and talked to them along  
 5 with Wesley Helton. He was with me on  
 6 that day. And I just asked that they not  
 7 spread rumors.  
 8 Q. Okay. When the governor asked you  
 9 to go do this what was his demeanor? Was  
 10 he angry? Was it, you know, I want you to  
 11 go send a message? Or was it, look,  
 12 there's talk and I just need you to kind  
 13 of address it?  
 14 A. There's talk, I need you to  
 15 address it.  
 16 Q. And why would the governor have  
 17 you do it instead of just going and doing  
 18 it himself?  
 19 A. At the time I wouldn't -- I grew  
 20 to understand the governor as we spent  
 21 more and more time together, but at the  
 22 time I didn't know it. The governor  
 23 didn't like having to handle things like

1 responsibility to handle staff issues  
 2 within the office?  
 3 A. No.  
 4 Q. Did the request strike you as  
 5 unusual?  
 6 A. It did.  
 7 Q. Do you have an opinion as to why  
 8 he would have asked you to do it?  
 9 A. Because he trusted me.  
 10 Q. Do you think it had anything to do  
 11 with the fact that you were law  
 12 enforcement?  
 13 A. It could have.  
 14 Q. And did he -- well, I don't know  
 15 if I've asked you this, when was this?  
 16 A. I don't remember the exact date,  
 17 but it was -- it was I'm going to say  
 18 between 2012 and 2013. I don't know the  
 19 exact date.  
 20 Q. Okay. Could it have been later  
 21 than that?  
 22 A. It could have been.  
 23 Q. I tell you what, let's do this,

1 let's use -- we've got sort of an easy  
 2 point of reference is the 2014 campaign.  
 3 Would this have occurred during the  
 4 campaign if you recall?  
 5 A. It wasn't during the campaign. It  
 6 was before the 2014 campaign.  
 7 Q. Okay. So you think it would have  
 8 been prior to calendar year 2014?  
 9 A. Yes.  
 10 Q. Either 2012 or 2013?  
 11 A. That's my best.  
 12 Q. All right. Was managing sort of  
 13 office staff was any of that part of your  
 14 job description or your typical job  
 15 duties?  
 16 A. No.  
 17 Q. Do you know what it was, what the  
 18 specific issue was that led to that  
 19 meeting?  
 20 I know you said generally there's  
 21 a rumor about me and Rebekah, but do you  
 22 know if there had been a specific incident  
 23 that led to his request?

1 A. He just told me there's rumors  
 2 going around, and that's what he called me  
 3 in there for and he asked me if I would  
 4 speak to the ladies about spreading those  
 5 rumors.  
 6 Q. At that point in time did you have  
 7 any information about who among those  
 8 ladies specifically might have been doing  
 9 that?  
 10 A. I don't think I had specific  
 11 information. Later -- it later -- the  
 12 governor later became -- I'm searching for  
 13 the right word here, very concerned about  
 14 Wanda.  
 15 Q. Okay. And you can't recall if at  
 16 that point in time if Wanda was the cause  
 17 of that meeting or not?  
 18 A. No, I don't know if she was the  
 19 direct cause of that meeting. I just  
 20 can't remember right now.  
 21 Q. And when the governor made the  
 22 request to you did you get the sense that  
 23 he was concerned about a general source of

1 this rumor, or did it seem to you he  
 2 believed it was specifically coming from  
 3 the ladies there in the office?  
 4 A. He believed it was coming from  
 5 those ladies.  
 6 Q. All right. Was there a point in  
 7 time that you sitting in your office there  
 8 in the office of the governor were able to  
 9 observe Ms. Mason coming into his office?  
 10 A. Yes.  
 11 Q. When did you first start noticing  
 12 that?  
 13 A. She came -- it was early. I mean,  
 14 she was the communications director, so  
 15 she -- she would come and go from his  
 16 office.  
 17 Q. Okay. Let me ask you this, was  
 18 there a point in time where you began to  
 19 believe that some of those visits might  
 20 have been for inappropriate reasons?  
 21 A. Well, Wanda came to me and said  
 22 that she didn't feel like it was  
 23 appropriate for the governor to be in the

1 office with Rebekah with the door closed,  
 2 and she was very concerned about that.  
 3 You know, she was very concerned  
 4 about her spending time in the office with  
 5 the governor behind closed doors, and then  
 6 the governor later said to me that he  
 7 wanted her gone.  
 8 Q. Wanted Wanda gone?  
 9 A. Yes.  
 10 Q. Did he mean gone from the office,  
 11 or he just wanted her desk moved?  
 12 A. He wanted her desk moved at the  
 13 time.  
 14 Q. All right. Now, you mentioned,  
 15 too, I think in your complaint that you  
 16 filed and I think on other occasions  
 17 you've mentioned that you on occasion  
 18 would observe Ms. Mason come out of his  
 19 office and appear to be adjusting her  
 20 clothing?  
 21 A. I saw that.  
 22 Q. When was the first time, if you  
 23 remember, that you would have seen

1 something like that?  
 2 A. I only saw it once.  
 3 Q. Okay. When was that?  
 4 A. I don't remember the exact date,  
 5 but I do remember her coming out adjusting  
 6 her -- seems like she had a skirt on that  
 7 day and her hair looked --  
 8 Q. Okay. I mean, you know, I think  
 9 everybody every once in a while during the  
 10 day might have to adjust their clothing.  
 11 You know, what was the -- what was  
 12 it about this that looked inappropriate to  
 13 you?  
 14 A. You know, when most people adjust  
 15 their clothing they don't adjust their  
 16 clothing in front of people.  
 17 Q. Yeah.  
 18 A. And not in that manner. It was --  
 19 she came -- she came out of the door and  
 20 she immediately coming -- after coming out  
 21 of the door she was adjusting her clothes,  
 22 and her hair just looked the best word  
 23 "tossed".

1 after the governor had me speak to the  
 2 ladies.  
 3 Q. Okay.  
 4 A. And then Wanda would talk to me on  
 5 a regular basis. Wanda and I were close.  
 6 I mean, we talked probably every day.  
 7 Q. Sure.  
 8 A. And so Wanda had become very  
 9 concerned about what was going on inside  
 10 the office.  
 11 Q. For the meeting when you went and  
 12 spoke to the ladies, can you describe for  
 13 us what your demeanor was, how you  
 14 addressed them?  
 15 A. I felt like I was very  
 16 professional, and I just asked them -- I  
 17 told them that the governor had stated  
 18 that there were some rumors coming from  
 19 the office and that he felt like those  
 20 rumors didn't need to be taking place.  
 21 Q. Okay.  
 22 A. And I said to them, listen, you  
 23 know, if there are rumors coming from this

1 Q. Okay. Do you recall what she was  
 2 wearing that day?  
 3 A. It seems like it was a skirt that  
 4 she -- because I remember her adjusting it  
 5 kind of at the waist.  
 6 Q. Sure. Do you recall when that  
 7 happened in relation to the governor  
 8 requesting that you go talk to the ladies?  
 9 A. That was after. That was actually  
 10 after.  
 11 Q. Same question about Wanda's  
 12 comment to you that she was concerned with  
 13 the amount of time that Ms. Mason was  
 14 spending in there with the door closed?  
 15 A. That was after.  
 16 Q. All of that was after that?  
 17 A. Yes.  
 18 Q. Can you give us a timeframe on  
 19 those two incidents: One, Ms. Kelly  
 20 complaining to you about Ms. Mason's time  
 21 in there; and, two, you observing  
 22 Ms. Mason adjusting her clothing?  
 23 A. Ms. Kelly would have been not long

1 office, people will, you know, perceive  
 2 those to be true since you guys work  
 3 within the governor's office.  
 4 Q. Yeah.  
 5 A. I do remember expecting Wesley to  
 6 help me during that meeting and kind of  
 7 chime in, and he never did.  
 8 Q. Okay. I was going to ask you that  
 9 question, too, and let's kind of stay  
 10 where we are right now, though.  
 11 A. Okay.  
 12 Q. You said you were very  
 13 professional, and I don't question that,  
 14 but you're also a law enforcement officer,  
 15 too.  
 16 And in law enforcement you're  
 17 trained, you know, to be stern and to be,  
 18 when appropriate, even though you're being  
 19 professional, to be very matter of fact  
 20 and very sort of stern and forceful if you  
 21 need to be.  
 22 How did you perceive or how did  
 23 you believe that you approached that

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1 meeting with those ladies?  
 2 A. I was professional, but I was  
 3 stern.  
 4 Q. Okay.  
 5 A. And I was stern because I felt  
 6 like, you know, if somebody was spreading  
 7 false rumors, that was something that  
 8 didn't need to be happening in the office.  
 9 Q. From your perception at that point  
 10 in time did you believe that any such  
 11 rumors just would have been gossip?  
 12 A. Yes.  
 13 Q. And did you feel that gossip  
 14 within the office was inappropriate?  
 15 A. Yes.  
 16 Q. Did you get any reaction from any  
 17 of the ladies in that meeting that day?  
 18 Anybody later on come up to you and say I  
 19 didn't think that was appropriate?  
 20 A. They wouldn't talk to me. They --  
 21 I think it was Julie Lindsey that was  
 22 upset with me. Julie didn't speak to me  
 23 for quite some time after that.

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1 Q. What about Linda Adams?  
 2 A. Linda and I she may have been  
 3 upset with me, but she never said anything  
 4 to me.  
 5 And we had to work a lot with  
 6 scheduling issues, so if she were upset  
 7 with me, she never said anything to me.  
 8 Wanda, if she were upset with me, she  
 9 didn't say anything to me, but I know  
 10 Julie Lindsey was upset with me.  
 11 Q. Wes Helton what was his role in  
 12 the administration at that time?  
 13 A. I don't know if Wesley had become  
 14 the governor's assistant at that time  
 15 because -- he probably had because Zach  
 16 was, Zach Lee was the governor's assistant  
 17 when we first started.  
 18 Q. Okay.  
 19 A. And then at some point Zach -- the  
 20 governor promoted Zach to another job, and  
 21 then Wesley took over as the assistant.  
 22 Q. Okay.  
 23 A. To the governor.

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1 Q. All right. And why did he go with  
 2 you to that meeting with the ladies?  
 3 A. I think I asked Wesley to go with  
 4 me.  
 5 Q. Okay. Do you remember -- well,  
 6 let me ask you this. Let me back up.  
 7 When you had the meeting with the governor  
 8 when he requested you to go talk to them  
 9 about them spreading rumors was Wesley  
 10 part of that meeting?  
 11 A. I'm not sure.  
 12 Q. Okay.  
 13 A. I'm not sure. I want to say yes  
 14 because I -- here's why, because I would  
 15 not have asked Wesley to come in on  
 16 something that he didn't know about.  
 17 Q. Understood. What was your reason  
 18 for bringing him with you?  
 19 A. As a witness.  
 20 Q. Okay. Why did you think you might  
 21 need a witness?  
 22 A. Because I didn't want anybody to  
 23 say I said anything inappropriate.

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1 Q. Okay. And did you also want a  
 2 witness to show you had, in fact, gone and  
 3 talked to them like the governor  
 4 requested?  
 5 A. Yes.  
 6 MR. ESSIG: Can we take a  
 7 break real quick?  
 8 MR. SAXON: Sure.  
 9 (Recess was taken.)  
 10 Q. (By Mr. Essig) Mr. Lewis, getting  
 11 back to kind of where we were. We were  
 12 talking about sort of the incidents and  
 13 events surrounding you having a meeting  
 14 with the ladies in the office at the  
 15 direction of Governor Bentley.  
 16 A. Yes.  
 17 Q. And Wesley Helton was in that  
 18 meeting with you?  
 19 A. Yes.  
 20 Q. Anybody else from the governor's  
 21 staff that were there?  
 22 A. No, sir.  
 23 Q. And you said you think that

1 meeting happened in either 2012 or 2013?  
 2 A. Yes, sir. I remember it being --  
 3 it was before the things that occurred in  
 4 2014.  
 5 Q. Okay. Now, do you recall Rebekah  
 6 Mason leaving sometime in I think the  
 7 summer of 2013 to start working on the  
 8 campaign which was getting kicked off at  
 9 that point in time?  
 10 A. Yes.  
 11 Q. Would this meeting with the ladies  
 12 have occurred after she left the office of  
 13 the governor to go work on the campaign?  
 14 A. I don't recall.  
 15 Q. Okay. You don't recall either  
 16 way? Could be --  
 17 A. If I had -- if I had to guess, I  
 18 would say it was after --  
 19 Q. After she left?  
 20 A. She left.  
 21 Q. Same question with the incident  
 22 you saw where she came out of the office  
 23 adjusting her clothing and her hair.

1 Q. Did she bring that to your  
 2 attention more than once?  
 3 A. Yes.  
 4 Q. And, again, just so I understand,  
 5 as you recall it the first time you ever  
 6 had any idea or heard any rumors of an  
 7 inappropriate relationship it was when the  
 8 governor came to you and said I need you  
 9 to go talk to these ladies?  
 10 A. Yes.  
 11 Q. Had anybody else at that time --  
 12 had Wanda in any way complained to you  
 13 about her being in the office too often?  
 14 A. I don't recall.  
 15 Q. Other than the incident where you  
 16 saw Ms. Mason leaving the governor's  
 17 office and adjusting herself, did you ever  
 18 see her in the office and think that  
 19 doesn't look quite right, she's been in  
 20 there too long, the door shouldn't be  
 21 shut, that sort of thing?  
 22 A. It got to a point where she was  
 23 coming to the office on a regular basis,

1 A. That was after she left.  
 2 Q. And you may have already told me  
 3 this, was that in 2014?  
 4 A. My best guess would say 2014. I  
 5 would say 2014, early 2014.  
 6 Q. And if we use the 2014 Republican  
 7 primary kind of as a marker, does that  
 8 help you at all?  
 9 A. It probably was somewhere during  
 10 that, that timeframe, somewhere in there.  
 11 Q. Okay.  
 12 A. But I really can't say for  
 13 certain.  
 14 Q. Okay, that's fine. And then same  
 15 question as to Wanda Kelly's discussion  
 16 with you about Ms. Mason being in the  
 17 office too often with the door shut.  
 18 A. Yeah, that was -- that would have  
 19 been after the meeting I had with them,  
 20 but she would make -- she was really  
 21 concerned about the time that Rebekah  
 22 spent in the office with the governor  
 23 behind closed doors.

1 spending a lot of time in the office  
 2 behind closed doors.  
 3 Q. When was that point in time?  
 4 A. Maybe before the primary. You  
 5 know, that's just my best guess.  
 6 Somewhere before the primary, but it got  
 7 to a point where it was just she was  
 8 coming -- and she would spend hours at a  
 9 time in there.  
 10 Q. And so this, of course, all would  
 11 have been between her -- if she left in  
 12 the summer of 2013 to go work on the  
 13 campaign -- left formal employment to go  
 14 work on the campaign?  
 15 A. Right.  
 16 Q. And if the primary's in 2014,  
 17 somewhere in that timeframe is when you  
 18 began to notice this; is that right?  
 19 A. Yes, yes.  
 20 Q. If from day one she had kind of  
 21 been part of the inner circle, what was it  
 22 about these meetings that made them so  
 23 unusual?

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1 A. The time spent alone with the  
2 governor because it wasn't uncommon to  
3 have a staff meeting --  
4 Q. Sure.  
5 A. -- and, you know, she would be in  
6 a staff meeting. But this was unusual  
7 because of the length of time that she  
8 would spend behind closed doors, and it  
9 was, it was becoming a thing because I  
10 don't know if Wanda said something to the  
11 governor or whatever, but it was -- it was  
12 a real problem for Wanda.  
13 Q. You said it was a problem for  
14 Wanda, but did you see it as  
15 inappropriate? And I'm not saying whether  
16 you thought there was an affair going on,  
17 but did you just think the length of  
18 time --  
19 A. I did, I did start to think about,  
20 you know, why are you -- I couldn't say  
21 anything because he was my boss, but --  
22 Q. Right.  
23 A. -- why are you leaving yourself

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1 open for rumors and speculation by staying  
2 in these closed-door meetings with  
3 Rebekah. It started to become a concern  
4 for me.  
5 Q. Okay. In addition to the period  
6 of time, had it been unusual previously  
7 for the governor to have closed-door  
8 meetings with a single staff member?  
9 A. The governor wasn't -- he would  
10 have closed-door meetings, but he also  
11 wasn't afraid to leave the door open  
12 either to his office.  
13 So the fact that he was having the  
14 closed-door meetings with her was -- it  
15 was suspicious, to say the least.  
16 Q. Did it become your perception at  
17 some point in time that all of his  
18 meetings with Rebekah Mason were long,  
19 just with her, and behind closed doors?  
20 A. Yes.  
21 Q. And would it be fair to say that  
22 was unusual as compared to other staff  
23 members that worked for him?

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1 A. Yes.  
2 Q. And, again, when you started  
3 noticing this she was then full time  
4 working on the campaign; is that correct?  
5 A. Yes.  
6 Q. How was she getting access to the  
7 capitol and getting in there to go see the  
8 governor if she wasn't a state employee  
9 anymore?  
10 A. Well, she still had her pass and  
11 she would park -- she still would park at  
12 what we call "the hill".  
13 Q. Okay.  
14 A. She would -- she still would park  
15 on the hill or in the circle of flags.  
16 Q. Okay.  
17 A. So at either end of the capitol.  
18 And to the best of my knowledge she still  
19 had her access to get in.  
20 Q. When you say "her access" --  
21 A. Her card access.  
22 Q. Where she could swipe a card --  
23 A. Yes.

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1 Q. -- to get in and out?  
2 A. Yes.  
3 Q. Do you know of any other campaign  
4 staff that weren't formerly state  
5 employees, did any of them have card  
6 access?  
7 A. Not to my knowledge.  
8 Q. And was there a -- we have heard  
9 discussion of there being an elevator. I  
10 think we've heard it referred to as "the  
11 Wallace elevator" that allows you to get  
12 into the governor's office without having  
13 to go through the area where Ms. Kelly and  
14 Ms. Adams and everybody else sat; is that  
15 true?  
16 A. Right.  
17 Q. Is it correct that it's referred  
18 to as the Wallace elevator?  
19 A. Yes, yes.  
20 Q. And do you know if that's some  
21 reference to Governor Wallace; is that  
22 right?  
23 A. Yes, that elevator, it's my

1 understanding, was put in for Governor  
 2 Wallace because of his handicap.  
 3 Q. Okay. When he was in the  
 4 wheelchair?  
 5 A. Yes, sir.  
 6 Q. And where does that elevator go?  
 7 How does it access the governor's office?  
 8 A. It basically goes down into the  
 9 communications office.  
 10 Q. And where is that?  
 11 A. Basically directly beneath the  
 12 governor's office.  
 13 Q. And if I understand, tell me if  
 14 this is correct or not, is that if you  
 15 walk into the front steps of the Alabama  
 16 State Capitol, walk up the steps and you  
 17 walk in big front door?  
 18 A. Yes.  
 19 Q. That the governor's office is  
 20 there on that main level --  
 21 A. Yes.  
 22 Q. -- is that correct?  
 23 A. Yes, when you walk into that -- if

1 you walk into that big front door, his  
 2 office is on that level, floor.  
 3 Q. To the left; isn't that right?  
 4 A. You walk straight in and take a  
 5 left.  
 6 Q. Walk in and take a left, okay.  
 7 And the communications office is in the  
 8 basement of the capitol; is that correct?  
 9 A. Yes.  
 10 Q. And the old capitol building how  
 11 many floors are there? Are there three  
 12 floors?  
 13 A. I think it's three or four. It's  
 14 certainly not over four floors I don't  
 15 think in there.  
 16 Q. But there's at least one or two  
 17 floors above the floor where the  
 18 governor's office is?  
 19 A. Yes.  
 20 Q. And would Ms. Mason's office when  
 21 she was working there was it in the  
 22 communications area down there in the  
 23 basement?

1 A. Yes. When she was the  
 2 communications director, yes.  
 3 Q. And having a security card access  
 4 capability would that -- was there a way  
 5 to enter the capitol in the basement area  
 6 and get to the communications area  
 7 directly without having to come through  
 8 the main lobby?  
 9 A. Yes.  
 10 Q. And where was that? Where would  
 11 that be?  
 12 A. If I remember correctly, you could  
 13 go -- there was -- I don't know what  
 14 entrance that would be.  
 15 The governor would come in -- if  
 16 you're facing the capitol, the governor we  
 17 always brought him in on the left end of  
 18 the capitol. I don't know -- that's  
 19 probably the north. It may be the north  
 20 end, but anyway, but he would come up  
 21 stairs on his floor.  
 22 Q. Okay.  
 23 A. As you go up -- underneath those

1 stairs is another door that you go in, and  
 2 I want to say that door goes to the commun  
 3 -- you can get to the communications  
 4 office from there.  
 5 Q. And I'm just thinking here, if  
 6 that elevator was put in for Wallace when  
 7 he was in the wheelchair, is there a way  
 8 to access that elevator from outside?  
 9 I mean, like, in other words, is  
 10 there a way to come into the capitol and  
 11 go directly to that elevator?  
 12 A. No.  
 13 Q. And then go to the office?  
 14 A. The only way you can get on that  
 15 elevator is to go from the communications  
 16 office or directly from the governor's  
 17 office.  
 18 Q. Okay. All right. So those are  
 19 the only two spots that can access that?  
 20 A. Yes.  
 21 Q. When that elevator goes down into  
 22 the communications office and the doors  
 23 open what's there? What's outside that

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1 elevator?

2 A. It was a little space, and so if  
3 you came off of it, to the right would be  
4 the desk of the communications director.

5 Q. Which would be Ms. Mason's desk?

6 A. Right.

7 Q. Is there anybody else in that area  
8 right there?

9 A. No, that was her office. That was  
10 her office.

11 Q. So the communications director  
12 would have the ability to just stand up  
13 from her desk, go to the elevator, and  
14 access the governor's office?

15 A. You had to have a key to operate  
16 that elevator. It's a special key to  
17 operate that elevator.

18 Q. Do you know if she had that key?

19 A. I don't know. She didn't get it  
20 from me.

21 Q. And when we talk about that  
22 elevator accessing the governor's office,  
23 I mean does it go like directly into the

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1 area where his desk is, or does it access  
2 that suite where everybody's sitting?

3 A. No, if you came up that elevator  
4 -- you could come up that elevator and  
5 never be seen by anybody outside of the  
6 governor's office. It came up directly  
7 into his office.

8 Q. Okay. And given your knowledge of  
9 where the communications office was, would  
10 it be possible for the person in the  
11 position of communications director to get  
12 on that elevator and go to the governor's  
13 office without anybody seeing the  
14 communications person do that?

15 A. Absolutely.

16 Q. At any point in time did you ever  
17 learn that Ms. Mason was coming into the  
18 governor's office through the Wallace  
19 elevator?

20 A. I had heard rumors.

21 Q. Anything specific about that?

22 A. I remember Stan Stabler telling me  
23 once that they lost the governor. It

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1 wasn't Rebekah coming up into the office,  
2 but that they had lost the governor. And  
3 what had happened was he got on the  
4 elevator and had gone downstairs into the  
5 communications office.

6 Q. Okay. And when that elevator  
7 accesses the communications office is  
8 there a door that can be shut to the  
9 communications office so that nobody can  
10 see who's coming down on that elevator, do  
11 you know?

12 A. I think so. If I remember  
13 correctly, yes, because the photographer  
14 and other staff, communications staff,  
15 were -- they did not -- Rebekah had her  
16 own, it was a fairly large office with no  
17 one else other than her in it.

18 Q. Okay. Did anybody in the office  
19 suite there, any of the ladies that sat  
20 outside the governor's office did they  
21 ever tell you they thought she was using  
22 that elevator to get into the governor's  
23 office?

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1 A. I don't remember anybody  
2 specifically, but, you know, there had  
3 started to be rumors going around that she  
4 was, you know, using that elevator, but I  
5 don't know specifically.

6 Q. Did you ever hear anybody say or  
7 know of anybody saying yeah, I think she's  
8 using it because, you know, for example, I  
9 never saw her come in but I saw her walk  
10 out or anything like that?

11 A. You know, it seems -- if I  
12 remember correctly, it seems like there  
13 was a time or two I never saw her actually  
14 go into the office, but I did see her come  
15 out.

16 Q. Okay.

17 A. But I could have missed her.

18 Q. Sure.

19 A. I could have missed her coming in.

20 Q. You could have been in the  
21 bathroom --

22 A. Yes.

23 Q. -- or just not looking?

1 A. Right.

2 Q. Based on seeing things like that

3 from your office, did you ever think, you

4 know, hey, I think she may be using that

5 elevator?

6 A. Yes.

7 Q. When did you first start having

8 that thought?

9 A. The governor and I had had a

10 conversation -- I went to the governor and

11 I don't remember exactly what point it

12 was, but I went to him and said that I

13 thought it was time for me to retire.

14 I know it was before the election.

15 And he got upset. He actually -- he

16 cried. He asked me why.

17 And I told him that I felt like

18 Rebekah was starting to interfere with

19 what I was trying to do from a security

20 standpoint.

21 It got to a point where if Rebekah

22 didn't like anything -- certain things I

23 did, she would just -- if I spoke in a

1 Q. And you said that was the first

2 time you saw sort of any inkling of an

3 issue with Ms. Mason?

4 A. Yes.

5 Q. And I think as you described to

6 us, over a period of time, and you've been

7 pretty open about this, that at some point

8 in time the relationship appeared

9 inappropriate to you?

10 A. Yes.

11 Q. Give us an explanation of how

12 that, how you sort of came to that

13 realization, how that -- how their

14 relationship evolved.

15 A. I always knew the governor was

16 close to Rebekah, and I told him this in

17 that same conversation.

18 But I didn't -- I didn't realize

19 -- if I look back on it, they were really

20 close, and Rebekah could always go to the

21 governor early on from the very beginning

22 could -- like if I said, hey, this is

23 who's going to be in the vehicle, the

1 staff meeting saying we needed to handle

2 certain situations or procedures in a

3 certain way, and she didn't like it, what

4 she would do was just go back to the

5 governor and get him to give her

6 permission to be in the vehicle with him,

7 so we had that conversation.

8 Q. When was that conversation again?

9 A. I'm going to say that conversation

10 was probably around 2013.

11 Q. Okay.

12 A. Somewhere in 2013.

13 Q. After she would have gone to work

14 on the campaign; is that right?

15 A. Yes.

16 Q. Now, let's talk about that

17 specifically. So kind of what I want to

18 talk about is what you saw. You've got

19 this incident you think in 2012 or 2013

20 when the governor says hey, there's these

21 rumors, I need you to go talk to the

22 ladies?

23 A. Uh-huh (affirmative), yes.

1 governor's vehicle, if she didn't like

2 that, she would go to the governor -- she

3 would after a staff meeting she would go

4 back to the governor and talk to him and

5 have him put her in the vehicle with us.

6 Q. Okay. Did that type of

7 interaction with the governor to sort of

8 override your call as the security

9 detail --

10 A. Yes.

11 Q. -- did that happen with more

12 frequency as their relationship got

13 closer?

14 A. Yes.

15 Q. And would you say that as the

16 relationship got closer that it had gotten

17 to the point to where she had final say on

18 who rode with the governor?

19 A. It became, it became a situation

20 where I didn't want to, I didn't want to

21 challenge her.

22 Q. Okay. And that's a good way to

23 put it. The question I was going to ask

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1 you is did you -- the way I was going to  
2 ask it was was there a point in time where  
3 you felt like you couldn't do your job  
4 unless Rebekah Mason agreed with the  
5 decisions you were making?

6 A. Yes.

7 Q. And are you telling us that you  
8 can recall specific instances where as the  
9 detail leader you made a decision about  
10 who would be in the governor's vehicle for  
11 security reasons that she then overrode?

12 A. She would go to the governor and  
13 say she wanted to be in the vehicle, and  
14 he would tell me to put her in there.

15 Q. How would that happen, or how  
16 would you know that happened?

17 A. He would come to me and say let  
18 Rebekah ride.

19 Q. Okay. And what would have been  
20 your reasons for not wanting her to be in  
21 the vehicle with the governor?

22 A. Because my responsibility we have  
23 -- a typical setup was you have the

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1 driver, the governor would sit in the  
2 front, and then as a body person I would  
3 sit behind him and that was so I could  
4 have access to him quickly either, you  
5 know, having to get him in the vehicle and  
6 getting in the vehicle.

7 You don't -- as a security person  
8 you don't need additional people that can  
9 get in the way if there's a crisis. So I  
10 always made -- tried to make arrangements  
11 for her to be in another vehicle because I  
12 knew that's what he would want, but I  
13 would try to have that vehicle -- I didn't  
14 want her to get in the way if there was  
15 something that went wrong.

16 And I even said to him, I said,  
17 sir, she can be in the street screaming,  
18 if there's a situation, I will leave her.

19 Q. Okay. Her having these occasions  
20 where she would override your decision  
21 about her not being in the vehicle, did it  
22 ever become as specific as her dictating  
23 where she would sit in the vehicle?

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1 A. No.

2 Q. Did she ever override your  
3 decision about where you would sit --

4 A. No.

5 Q. -- to maximize security for the  
6 governor?

7 A. No.

8 Q. Would you have allowed that to  
9 happen?

10 A. No.

11 Q. Did she ever try to do that?

12 A. She would try to get in the  
13 vehicle at times, and I would have to say  
14 to her where to sit. She would try to sit  
15 behind the governor, you know, but I would  
16 -- it wasn't very many times, and I would  
17 just say hey, that's where I sit.

18 Q. Did she ever have a negative  
19 reaction to that? Did she ever seem like  
20 she was angry that you were asking her to  
21 move from that position?

22 A. Rebekah had a way of -- you could  
23 tell when she didn't like something. She

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1 just had an air about her, and it was  
2 almost like she knew that with certain  
3 things she could, you know, override you.

4 Q. Right. Specifically as it  
5 relates, though, to sitting behind the  
6 governor, which is where you said you  
7 needed to be.

8 A. Yes.

9 Q. Do you ever recall asking her  
10 Ms. Mason, you're going to have to move,  
11 or Rebekah, you're going to have to move  
12 and her reacting negatively to that?

13 A. No, no.

14 Q. Did there come a point in time  
15 where you became concerned about Ms. Mason  
16 being in state vehicles or on the plane  
17 because of the nature of the relationship  
18 --

19 A. Yes.

20 Q. -- between her and Governor  
21 Bentley?

22 A. Yes.

23 Q. And when did that happen?

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1 A. It happened after he told me about  
2 their relationship.  
3 Q. Okay. And we'll get into the  
4 details of how that came about. Kind of  
5 right now what I want to do is I want to  
6 draw out that timeline.  
7 So I understand, the first time he  
8 confirmed for you that there was an affair  
9 of some sort going on between him and  
10 Ms. Mason was in May of 2014 --  
11 A. Yes, sir.  
12 Q. -- is that right? Okay. And I  
13 think as you've stated before and as  
14 you've told us before, it was after May of  
15 2014 you became concerned about their  
16 personal relationship and her being in  
17 state vehicles --  
18 A. Yes.  
19 Q. -- or a state plane --  
20 A. Yes.  
21 Q. -- because of the personal  
22 relationship?  
23 A. Yes.

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1 still also working on the campaign?  
2 A. Yes.  
3 Q. She was the communications person  
4 for the campaign; is that correct?  
5 A. Yes.  
6 Q. So at that point in time she would  
7 have had a function, sort of an official  
8 function, on the governor's campaign, but  
9 then also this personal relationship. How  
10 do you draw that line?  
11 A. It was my understanding, because  
12 even Zach for the most part would take  
13 other vehicles to get to the different  
14 venues that we would go to.  
15 Q. And you're referencing Zach Lee?  
16 A. Zach Lee.  
17 Q. And the reason you bring him up in  
18 2014 is because at that time he wasn't a  
19 state employee. He was managing the  
20 governor's campaign; is that correct?  
21 A. He was doing something with the  
22 campaign.  
23 Q. Okay.

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1 Q. Why was that? Why were you  
2 concerned about that?  
3 A. Because it was my understanding  
4 that you couldn't use state equipment or  
5 airplanes, vehicles to -- if you had -- I  
6 mean, for lack of a better -- I didn't  
7 think you could have your mistress taking  
8 them around in state vehicles or whatever,  
9 and I didn't want to be held responsible  
10 for that.  
11 Q. I understand that. Let me ask you  
12 this question, too. If you're the  
13 governor and you've got somebody like  
14 Ms. Mason, and obviously at some point in  
15 time you figured out there was a personal  
16 -- an inappropriate personal relationship  
17 between the two of them. They were both  
18 married people and he told you they were  
19 having an affair --  
20 A. Yes.  
21 Q. -- would that be fair to say?  
22 A. Yes.  
23 Q. But at that same time she was

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1 A. I don't know exactly how all of  
2 that worked.  
3 Q. And actually I think I said -- do  
4 you know if he was a state employee at  
5 that time or not?  
6 A. Seems like Zach -- I don't know if  
7 Zach ever -- no, Zach was working on the  
8 campaign at one point.  
9 Q. Okay, yeah. All right. And so as  
10 of 2014 when the campaign gets going Zach  
11 Lee is another person that had been in the  
12 administration but now his job is the  
13 campaign?  
14 A. Yes.  
15 Q. And for that type of person with  
16 Governor Bentley was it always your  
17 perception that they needed to be  
18 somewhere other than in the governor's  
19 vehicles or other than state vehicles?  
20 A. We all knew that it was best to  
21 keep campaign -- campaign movements  
22 separate from the governor's state  
23 movements.

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1 Q. You say "we all knew that". Who  
2 is "we"?

3 A. Zach. I had a conversation with  
4 the governor. There would be times when I  
5 would ask him how did he want me to handle  
6 Rebekah, where did he want me to put her.

7 Q. Okay.

8 A. And I had one -- I always said to  
9 the governor I felt like it was best --

10 especially after I found out about the  
11 relationship, I always told him I thought  
12 it was best that Rebekah work on the  
13 campaign side and we keep that separate  
14 from the state side.

15 Q. Understood. And on the campaign  
16 side were all of the vehicles that would  
17 ride in the motorcade or whatever the case  
18 may be, were the campaign people did they  
19 have their own private vehicles?

20 A. Yeah, they were -- I can recall  
21 them renting some vehicles from time to  
22 time to get where they were going.

23 Q. Did they rate security, the

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1 campaign staff?

2 A. No.

3 Q. There was no state security  
4 provided for them?

5 A. No.

6 Q. Now, why was that?

7 A. Because it was campaign. It was  
8 separate. It's my understanding we needed  
9 to keep all of that separate from, you  
10 know, the governor's official state  
11 business.

12 Q. And I guess my question would be  
13 what was that understanding based on? I  
14 mean, was it based on -- I assume when you  
15 came into the job, you spent some time  
16 with people, with other governors, maybe  
17 Governor Riley who had had the job before  
18 you trying to sort of figure out how to do  
19 all of this.

20 A. I did talk not a whole lot with  
21 the detail before, but I talked to the  
22 governor about it. The governor knew that  
23 we had to keep things separate.

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1 Q. Was that something you felt like  
2 you needed to do legally or --

3 A. (Witness nods head affirmatively.)

4 Q. -- was that something -- you just  
5 shook your head yes. Is that a yes?

6 A. Yes.

7 Q. Okay. So it wasn't simply because  
8 I'm the detail leader and I'm responsible  
9 for state employees? It's that, plus the  
10 fact that we can't use state detail --

11 A. Yes.

12 Q. -- for private individuals?

13 A. Yes.

14 Q. What about -- I mean obviously  
15 when you're the governor there are lots of  
16 private individuals that are around quite  
17 a bit.

18 I think one of the people whose  
19 names has been mentioned through the  
20 course of this investigation people like  
21 Bill O'Connor at BCA. He's not state  
22 personnel --

23 A. No.

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1 Q. -- is that right? And can you  
2 name some other people that would be  
3 similar to him, maybe some CEOs or people  
4 that were around either kind of in an  
5 unofficial capacity?

6 A. Bill O'Connor and Clay Ryan were  
7 the two people that were the people that I  
8 saw the governor most -- he mostly dealt  
9 with, especially during the campaign.

10 And then Bill O'Connor had -- Bill  
11 O'Connor had the governor's ear. He could  
12 talk to the governor.

13 Q. Okay. But I guess my question was  
14 for somebody like Clay Ryan he's an  
15 attorney; is that right?

16 A. Yes.

17 Q. Or somebody like Bill O'Connor,  
18 did they ever travel in either a campaign  
19 motorcade or the governor's motorcade?

20 A. I don't ever recall Bill O'Connor  
21 or Clay Ryan moving with us.

22 Q. Okay.

23 A. The governor's motorcade or

1 whatever. If they were somewhere where  
 2 the governor was at, I actually couldn't  
 3 tell you how they got there but it wasn't  
 4 with us.  
 5 Q. Okay. In the entire time that you  
 6 were the detail leader did the governor's  
 7 motorcade ever include non-state -- well,  
 8 other than Ms. Mason, did it ever include  
 9 non-state employees?  
 10 A. To the best of my recollection I  
 11 don't recall there being non-state  
 12 employees.  
 13 Q. Okay. Did you as the detail  
 14 leader make an effort to keep that from  
 15 happening?  
 16 A. I tried my best.  
 17 Q. And am I understanding you  
 18 correctly that you did that because you  
 19 thought you couldn't use state resources  
 20 and state protection resources for private  
 21 citizens?  
 22 A. I had that conversation with the  
 23 governor.

1 Q. And I guess even prior to having  
 2 those conversations with the governor  
 3 about Mason, when you planned a movement  
 4 of the governor's staff, that was the way  
 5 you approached those movements?  
 6 A. Yes, sir.  
 7 Q. And, again, you're saying that was  
 8 based on you believe that's what the law  
 9 required?  
 10 A. I believe that's what the law  
 11 required, and in the protective world I  
 12 felt like we didn't need to have, you  
 13 know -- you know, when you're protecting  
 14 the governor, he's always in harm's way.  
 15 And I always felt like, too, that  
 16 any -- anybody that was part of our  
 17 entourage, once we started moving about  
 18 that there was this sense that we had to  
 19 protect everybody that was kind of around,  
 20 you know, so I didn't want outside people  
 21 in that envelope.  
 22 Q. I understand. What about the  
 23 airplane?

1 A. Yes.  
 2 Q. Same sort of questions with the  
 3 airplane, the state plane. When y'all  
 4 would, you know, the governor would fly  
 5 places, were there incidents where private  
 6 citizens, whether it's a CEO or somebody  
 7 like Clay Ryan or Bill O'Connor, do you  
 8 ever remember them traveling with the  
 9 governor on the state plane?  
 10 A. I remember Clay Ryan flying with  
 11 us one time on a helicopter trip to  
 12 Mobile.  
 13 Q. Okay.  
 14 A. And that would have been 2011,  
 15 2012. And I don't really recall him  
 16 flying anymore after that, but we always  
 17 had members, whether it was the secretary  
 18 of commerce, different finance -- somebody  
 19 from finance or whatever, they would fly  
 20 on the plane.  
 21 But I don't recall there being  
 22 very many times that someone -- a private  
 23 citizen. I'm not saying that didn't ever

1 happen, but I just don't recall it.  
 2 Q. Did the plane seem different to  
 3 you? I mean, you had mentioned that for  
 4 movement in vehicles it was always sort of  
 5 your position or your policy that private  
 6 citizens don't move in the vehicles.  
 7 A. No, the plane was the same to me.  
 8 Q. All right. Did that decision by  
 9 you or that approach to the plane or the  
 10 state helicopter did that ever get  
 11 overridden by the governor or Ms. Mason?  
 12 A. I know it did with the governor  
 13 because I remember one specific incident  
 14 where I felt like Ms. Mason didn't need to  
 15 be on the airplane because of her role as  
 16 the campaign.  
 17 Q. Was this prior to the affair, your  
 18 knowledge of the affair?  
 19 A. No, this was after I knew of the  
 20 affair.  
 21 Q. Okay.  
 22 A. And -- at some point I may need to  
 23 explain my thinking so --

1 Q. Sure.

2 A. -- I don't know if --

3 Q. No, go ahead. Now's a good time.

4 A. Okay. There had been some things

5 that were going on with the governor and

6 the way I felt like his disregard for his

7 wife and his family.

8 I want to make it clear I was not

9 the moral police, but I did see both

10 sides. I was kind of in the middle

11 between the governor and Mrs. Bentley.

12 So after seeing how the governor

13 was dealing with his family situation and

14 he really didn't care what Mrs. Bentley

15 thought or anybody else thought, I knew

16 that if I were putting people on the plane

17 like Ms. Mason, that I felt like he

18 wouldn't take responsibility for it. He

19 would simply put it on me and say I didn't

20 do that, Ray Lewis did it.

21 Q. What made you think that?

22 A. Just watching the way he was

23 dealing with his family and the way he --

1 stated I think earlier that you were

2 professional but you were stern?

3 A. (Witness nods head affirmatively.)

4 Q. You're nodding your head yes; is

5 that right?

6 A. Yes. Yes.

7 Q. Did you feel the governor took

8 advantage of you in that situation?

9 A. Yes.

10 Q. Okay. And I just kind of wanted

11 to cover that since you brought that up.

12 But essentially at this point in

13 time you're saying you've got concerns

14 with having Ms. Mason either on the state

15 plane or in state vehicles because at some

16 point in time you may get blamed for that?

17 A. Yes.

18 Q. And you mentioned the way he was

19 dealing with his family. Do you have any

20 specific instances that you can talk

21 about?

22 A. Well, you know, the governor sent

23 me to locate a recording, and after that

1 you know, it probably had something to do

2 with the way he had me go in and talk to

3 the ladies, knowing that -- when I reflect

4 back on it, something may have been going

5 on then.

6 Q. Okay.

7 A. And then --

8 Q. Let me stop you right there. So

9 later on you came to believe that when the

10 governor sent you to talk to the ladies

11 that it wasn't just gossip?

12 A. Yes.

13 Q. Okay. Do you believe now that the

14 ladies probably had seen some things that

15 were inappropriate?

16 A. Yes.

17 Q. And so you said later on as you

18 sort of got to where you didn't trust the

19 governor that was one of the reasons?

20 A. Yes.

21 Q. Did you feel at some point in time

22 that you had been being sent to have that

23 conversation with the ladies, and you

1 things just went downhill. I wasn't even

2 -- you know, I didn't really know for

3 certain of the affair until he told me

4 that day, and then he sent me to visit

5 with Paul Bentley, his son, in Tuscaloosa.

6 Q. And we'll get to that, too.

7 A. Okay. What was your question

8 again?

9 Q. Yeah, I just -- what I'm trying to

10 say is you said there came a point in time

11 where he had sent you to talk to the

12 ladies in the office?

13 A. Yes.

14 Q. Looking back on it, you felt like

15 he sort or used you; is that fair to say?

16 A. Yes.

17 Q. And you mentioned that there were

18 other instances like that where he treated

19 his family in a similar way?

20 A. Well, it was just that he knew

21 that Mrs. Bentley had become, you know, I

22 may be getting ahead of myself, but he

23 knew that Mrs. Bentley was aware of the

1 affair.

2 He did not care. He didn't care

3 how she felt. He didn't care what it was

4 doing to his family. He did not care.

5 Q. The children as well?

6 A. Right.

7 Q. And these issues with the ladies

8 in the office and then also the issues

9 with the family, do you attribute -- well,

10 first let me ask you this, was that type

11 of behavior by the governor was that out

12 of character for him?

13 A. Yes.

14 Q. And was that different than how

15 you had observed him to be prior to the

16 relationship with Ms. Mason?

17 A. Yes.

18 Q. Did you attribute that change in

19 behavior to the influence that Ms. Mason

20 had over him?

21 A. Yes.

22 Q. Is it your belief at some point in

23 time Ms. Mason was dictating a lot of

1 these decisions to the governor?

2 A. I felt like Ms. Mason had a lot of

3 control over the governor.

4 Q. Do you have any reason to believe

5 that your conversation with the ladies,

6 the direction for that to happen, ever

7 came from Ms. Mason?

8 A. Yes.

9 Q. Okay. Is that just what you

10 believe or --

11 A. That's just what I believe.

12 Q. Okay. Has there been anything --

13 has anybody told you anything, any

14 conversations you've had that give any

15 additional support for that?

16 A. No, no.

17 Q. Okay.

18 A. The governor -- we talked about

19 earlier the governor was the type person

20 that he really didn't like conflict, and

21 usually he didn't get involved in conflict

22 unless he had to.

23 And so when I reflect back on that

1 I don't believe the governor would have

2 just said Ray, go talk to them. I believe

3 he would have gotten pressure from an

4 outside source.

5 Q. What you're saying is the

6 governor's character is of the type that

7 he wouldn't even initiate that kind of

8 confrontation with somebody else on his

9 own?

10 A. No.

11 Q. Now, going back to the plane and

12 the use of the motorcade for Ms. Mason to

13 travel. How many times did your initial

14 decision not to have her either on the

15 plane, the helicopter, or in a vehicle get

16 overridden?

17 A. I remember a couple of times. I

18 had -- I know we had some sort of event.

19 It may have been a campaign event.

20 And I had talked to the scheduler,

21 Linda Adams, and I had said not to put

22 Rebekah on the plane.

23 And I actually had gone -- I had

1 left for Tuscaloosa and I was on my way

2 home, and the governor called me and

3 specifically told me to put Rebekah on the

4 plane.

5 And I think that was a lot of

6 where our relationship started to

7 deteriorate because I said to him, sir, I

8 disagree with that, but you're the

9 governor and I will respect your wishes.

10 Q. And that was in relation to the

11 airplane and not the helicopter?

12 A. Yes.

13 Q. Was there a situation that

14 involved the helicopter as well?

15 A. We went to an event in Wilcox

16 County, some sort of -- it was a grand

17 opening. It wasn't even a campaign event.

18 And, you know, he had me have

19 Rebekah -- Rebekah was on the helicopter

20 and the actual communications director,

21 Jennifer Ardis, I don't want to say she

22 had to drive, but she drove.

23 She drove to the event and Rebekah

1 was on the helicopter. And when I asked  
 2 him where he wanted me to put Rebekah on  
 3 the helicopter, he had me seat her  
 4 directly across from him.  
 5 Q. Were you on the helicopter as  
 6 well?  
 7 A. Yes.  
 8 Q. And did you express your  
 9 disagreement with that arrangement with  
 10 the governor?  
 11 A. He knew I didn't agree. He knew I  
 12 didn't agree with it.  
 13 Q. Let me ask you this, was there a  
 14 point in time where you quit objecting to  
 15 Ms. Mason being in vehicles, being on a  
 16 plane, being in the helicopter?  
 17 A. There came a point in time where I  
 18 was absolutely terrified.  
 19 Q. And you say "terrified". What  
 20 were you afraid of?  
 21 A. Losing my job.  
 22 Q. Was there a meeting when Governor  
 23 Bentley called everybody together and just

1 sort of laid out, look, I'm going to have  
 2 Ms. Mason or Rebekah on the plane?  
 3 A. We were on an airplane, a leased  
 4 airplane, not the state airplane, where  
 5 the governor -- it was myself, the  
 6 governor, Zach Lee, and Heath, I can't  
 7 think of Heath's last name right now, but  
 8 Heath was the campaign --  
 9 Q. Heath Garrett?  
 10 A. Heath Garrett was the campaign  
 11 manager. And he -- we flew to Jasper, and  
 12 as the plane landed, the governor kind of  
 13 huddled us all up on the plane and he said  
 14 look, Rebekah is going to be with us. She  
 15 needs to be able to do her job, so she  
 16 will be on the airplane.  
 17 Q. Okay.  
 18 A. But before that, before we ever  
 19 took off on that plane -- that was my one  
 20 and only, first and only time on that  
 21 plane. He said --  
 22 Q. And you're saying "that plane",  
 23 you're referring to the leased plane?

1 A. The leased, the leased plane.  
 2 Q. Okay.  
 3 A. He said to me the reason he leased  
 4 the plane was so that Rebekah could be on  
 5 the plane because he knew I objected to  
 6 having her on the state aircraft.  
 7 Q. Do you know if a lawyer or  
 8 somebody had given him the advice that he  
 9 needed to lease a plane if he wanted  
 10 Rebekah to travel?  
 11 A. I do not know that. I don't  
 12 recall.  
 13 Q. And did he say specifically he did  
 14 that because he --  
 15 A. Yes.  
 16 Q. -- he wanted Ms. Mason to travel?  
 17 A. Yes.  
 18 Q. Do you know who the pilots of that  
 19 plane were? Do you by any chance remember  
 20 their names?  
 21 A. I don't, but we vetted those  
 22 pilots. One of my -- one of the guys on  
 23 the detail we did the best we could to vet

1 those pilots.  
 2 Q. How did you go about vetting them?  
 3 A. I didn't do it, and I don't  
 4 remember which one of the detail guys it  
 5 was. I just know that it was done, but it  
 6 just put us in a difficult way to have,  
 7 you know, we trusted the state pilots.  
 8 We understood the state pilots and  
 9 they understood how we operated, and it  
 10 was -- it just kind of threw a monkey  
 11 wrench into it, you know.  
 12 Q. If you didn't travel with the  
 13 governor on the leased plane, how was he  
 14 protected when he would travel on that  
 15 plane?  
 16 A. Probably one of my other guys  
 17 would have gone with him because I think  
 18 at this point, you know, I was doing some  
 19 at DPU.  
 20 Q. Right.  
 21 A. I was juggling both of my jobs at  
 22 that point.  
 23 Q. So the one time riding on the

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1 leased plane was not necessarily a  
 2 conscious decision of no, I'm not doing  
 3 that anymore, it just so happened to work  
 4 out that way --  
 5 A. Yes.  
 6 Q. -- is that fair to say? Okay.  
 7 Was there also an incident where the plane  
 8 at one point in time took off without  
 9 Ms. Mason on it when she was late?  
 10 A. Yeah, that was early in his first  
 11 term.  
 12 Q. Okay.  
 13 A. Of course, in hindsight, you  
 14 reflect back on it, I don't think it would  
 15 have happened for anybody else. The plane  
 16 didn't actually take off but we waited.  
 17 Everybody was on time with the  
 18 exception of Ms. Mason, and we waited  
 19 until I finally said to the governor we  
 20 needed to, you know, to get going and we  
 21 did.  
 22 So we all loaded up on the plane  
 23 and we began to taxi from the actual state

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1 hangar out onto the taxiway, and we were  
 2 taxiing down towards the end of the runway  
 3 to -- in order to take off.  
 4 And we had gotten a pretty good  
 5 ways when Zach looks up and he says  
 6 Rebekah is on the phone and she is going  
 7 nuts. And --  
 8 Q. Could you hear her?  
 9 A. No, I couldn't, but he said she  
 10 was going nuts.  
 11 Q. Who was she talking to? Was she  
 12 talking to him?  
 13 A. She was talking to Zach on the  
 14 telephone.  
 15 Q. Okay.  
 16 A. So I looked at the governor, and I  
 17 said Governor, what do you want me to do.  
 18 And I knew the governor well enough that I  
 19 felt like if I had not turned the plane  
 20 around that he would have been upset with  
 21 me.  
 22 Q. Okay.  
 23 A. And, again, at this point I didn't

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1 know anything was going on, but I always  
 2 knew he had -- they were close friends.  
 3 Q. Okay.  
 4 A. And so I had them turn the plane  
 5 around.  
 6 Q. Was that prior to her leaving to  
 7 work on the campaign?  
 8 A. She was a state employee at that  
 9 point.  
 10 Q. At that point in time, okay. Had  
 11 she not been a state employee, would you  
 12 have turned around to go get her?  
 13 A. Had it been anybody else I  
 14 wouldn't have turned around to go get  
 15 them.  
 16 Q. You would not have?  
 17 A. No.  
 18 Q. But for Mason you would have?  
 19 A. (Witness nods head affirmatively.)  
 20 Q. And you're nodding your head yes?  
 21 A. Yes.  
 22 Q. And why is that?  
 23 A. Even then I didn't know of a

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1 relationship.  
 2 Q. Right.  
 3 A. But I had a conversation with him  
 4 where I always -- I told him I always knew  
 5 that they had a close friendship. And,  
 6 you know, I didn't -- I didn't know how  
 7 close, but I knew they had a close  
 8 friendship.  
 9 And, you know, I'm not the  
 10 smartest guy in the world, but I did know  
 11 that I didn't want to be on the governor's  
 12 bad side.  
 13 Q. I understand. And you said at  
 14 some point in time you quit stating your  
 15 objections to Ms. Mason riding in the car  
 16 or riding on the plane. And you stated  
 17 your reason for that is you were afraid  
 18 you were going to lose your job?  
 19 A. Yes.  
 20 Q. Kind of give us a timeframe of  
 21 when that happened. When was sort of the  
 22 first time in this timeline that you  
 23 thought, you know, this relationship has

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1 gotten to the point to where if I continue  
2 to have resistance to this, I'm going to  
3 get fired?

4 A. I was doing what I thought was  
5 right as far as the detail leader and from  
6 a security standpoint, and the governor,  
7 you know, he had learned -- he had learned  
8 of the recording being out.

9 And the governor was not -- I felt  
10 like the governor was putting me in  
11 between a rock and a hard place with his  
12 relationship with Rebekah and he started  
13 this -- it was almost like there's not a  
14 tape out there, there's not a recording  
15 out there.

16 And he wasn't worried about the  
17 recording as much as he was -- he was  
18 furious in saying that he would have the  
19 person that made the recording basically  
20 arrested.

21 And, you know, it was making me  
22 very uncomfortable because he felt like he  
23 knew -- I think at first, if I remember

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1 correctly, he thought Heather had made --  
2 Heather Hannah had made the recording, so  
3 I think it was easy for him to say I'll  
4 have her arrested.

5 Q. Let me stop you there. So do you  
6 recall Governor Bentley saying "I want  
7 Heather Hannah arrested"?

8 A. No.

9 Q. Okay.

10 A. No.

11 Q. All right.

12 A. No. He -- I remember he would  
13 specifically say whoever did make the  
14 recording violated the law and for that  
15 they could be arrested.

16 Q. Did he say he wanted them  
17 arrested?

18 A. It was my understanding if he  
19 could find out who -- he may not have said  
20 it, but it was my understanding that if he  
21 could find out who made that recording at  
22 that time that he, he would do everything  
23 he could to have them prosecuted.

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1 Q. And was it your understanding that  
2 he believed Heather Hannah was the  
3 person --

4 A. Initially.

5 Q. -- that had made those recordings?

6 A. Initially.

7 Q. And you're saying at that time he  
8 wanted them arrested. What timeframe are  
9 we talking about?

10 A. It would -- I think it would have  
11 had to be after, you know, he told me  
12 about --

13 Q. Which was May of 2014?

14 A. Yes. Because I remember -- well,  
15 it would have had to be probably around  
16 the first part of August, somewhere in  
17 August I'm thinking.

18 Q. Okay. So we've got -- and we'll  
19 go ahead and start getting into your  
20 knowledge of the recordings.

21 So we've got May of 2014 is when  
22 the governor admits to you there is a  
23 relationship with Ms. Mason?

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1 A. Yes.

2 Q. And then in August of 2014,  
3 correct me if I'm wrong, that's the  
4 occasion where you and Spencer Collier  
5 ride with the governor to Greenville and  
6 you confront him regarding the affair; is  
7 that right?

8 A. Right.

9 Q. Now, if we use that as our  
10 timeframe, from May of 2014 to August of  
11 2014, is it in that timeframe that the  
12 governor is making the statements where  
13 you are drawing the conclusion that he  
14 wants whoever has made those recordings  
15 arrested?

16 A. The governor knew that I was  
17 talking to Paul Bentley.

18 Q. Uh-huh (affirmative).

19 A. He knew that I had some concern  
20 about Mrs. Bentley's health and whatever.  
21 And it was during that time that he -- it  
22 was almost like he wanted to intimidate  
23 whoever may have had the recording.

1 But at the same time it was  
 2 strange because he would say there's,  
 3 there's nothing out there, you know, and  
 4 this was after he, he told me about it.  
 5 Q. After he told you about the  
 6 recording?  
 7 A. Yes.  
 8 Q. Okay.  
 9 A. So where I really got -- where the  
 10 seat really became hot for me was, you  
 11 know, he's saying there's not a recording  
 12 out there. And I'm saying Governor, from  
 13 everything I -- you know, everything I  
 14 know there is because I had talked to Paul  
 15 Bentley about it.  
 16 Q. And hadn't the governor told you  
 17 at that point in time that there was a  
 18 recording?  
 19 A. Yes, but it was almost like he was  
 20 trying to back it up and say it wasn't.  
 21 Q. Okay.  
 22 A. But he told me -- the day he told  
 23 me about the affair is the same day he had

1 me go up and visit with Paul to see if I  
 2 could get the recording from him.  
 3 Q. You used the term it was as if he  
 4 wanted to intimidate whoever had the  
 5 recording?  
 6 A. That's the way I felt.  
 7 Q. And when you say -- what made you  
 8 feel that way?  
 9 A. Because he kept saying he was not  
 10 worried about the tape existing. He was,  
 11 he was angry that somebody had recorded  
 12 him, and he said that was a violation.  
 13 Q. Okay.  
 14 A. And that's what he was angry  
 15 about.  
 16 Q. And from your perspective he  
 17 wanted to find out who that was?  
 18 A. That's the way I felt.  
 19 Q. And is it your understanding or  
 20 your belief based on the conversations you  
 21 had with him that he wanted to have that  
 22 person prosecuted if he could?  
 23 A. Yes.

1 Q. Going back to the same timeframe  
 2 from May of 2014 to August of 2014, was it  
 3 also in this timeframe that you understood  
 4 that the governor believed that Heather  
 5 Hannah had made the recording or had  
 6 helped Mrs. Bentley make the recording?  
 7 A. Yes, yes.  
 8 Q. All right. Now, let's go to the  
 9 recordings themselves and when you first  
 10 had some knowledge of them.  
 11 If I understand correctly, we've  
 12 already talked about there's this May 2014  
 13 incident where you come into the capitol  
 14 into the governor's office and he's  
 15 crying; is that right?  
 16 A. Yes. And I don't think that was  
 17 May of -- it was May, but I don't think it  
 18 was 14. I think it was -- it would have  
 19 been --  
 20 Q. Let's do this. Let's use the  
 21 primary as our -- the June 2014 primary as  
 22 our --  
 23 A. It was before.

1 Q. It was before that, okay. So you  
 2 think it was earlier than May?  
 3 A. No, no, because I remember -- it  
 4 was a Sunday, and I want to say maybe  
 5 May 3rd or May 4th of 2014 we flew to  
 6 Talladega. The governor was going to be  
 7 the grand marshal at the race.  
 8 So he had Mrs. Bentley on the  
 9 plane. He was on the plane. I think some  
 10 of the granddaughters were on the  
 11 airplane, and Paul Bentley was sitting  
 12 across from me.  
 13 And Paul says to me hey, I need to  
 14 talk to you one day this week. Mom's  
 15 seeing either demons or ghosts, and he  
 16 said mom believes that dad has something  
 17 going on with Rebekah.  
 18 MR. SAXON: Ray, I don't  
 19 know if these dates are that critical,  
 20 but, remember, you've got your day-timer  
 21 there, so if that helps you, you're  
 22 entitled to look at that.  
 23 Q. (By Mr. Essig) And you can also,

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1 if you want, I've got a copy of your  
2 lawsuit and some of that timeline is in  
3 there, too, so either one.

4 A. Okay.

5 Q. So you have this trip to Talladega  
6 May 3rd, 4th --

7 A. It's on a Sunday. I remember it  
8 was the day of that Talladega race so it's  
9 May -- maybe May 3rd.

10 Q. Of 2014.

11 A. It's not going to be in here.

12 Q. We marked -- did we mark the  
13 lawsuit yet?

14 MR. GILCHRIST: No.  
15 (Whereupon, a document was marked  
16 as Exhibit No. 3 and is attached  
17 to the original transcript.)

18 Q. (By Mr. Essig) We'll mark your  
19 complaint as Exhibit 3. I'll hand that to  
20 you.

21 A. Okay.

22 Q. And if you'll look at page 11.

23 A. Okay.

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1 Q. And your complaint alleges that  
2 this trip would have occurred May 4th of  
3 2014?

4 A. That sounds about right.

5 Q. And so that's when this discussion  
6 about Mrs. Bentley seeing ghosts would  
7 have happened?

8 A. Yes.

9 Q. Now, when Paul said that to you,  
10 or Paul Bentley said that to you, did you  
11 take it as he really didn't know about the  
12 affair, or do you think he might have been  
13 trying to see what you knew?

14 A. I mean, I don't know how I really  
15 thought about it, but when I reflect back  
16 on it he may have been trying to see what  
17 I knew.

18 Q. Okay. Why do you say that?

19 A. Because I think that most everyone  
20 would have thought that I was so loyal to  
21 the governor that if there was an affair  
22 going on, I probably wouldn't say anything  
23 about it.

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1 Q. Okay. How long after this flight  
2 to Talladega did the incident occur where  
3 you walk in that day and the governor is  
4 crying and admits to you that there's an  
5 affair?

6 A. It was, it was later in that week,  
7 so there was a Sunday when -- it was a  
8 Sunday on the plane or the Talladega  
9 situation with Paul Bentley, and it seems  
10 like it was later in that week where I  
11 went into the governor -- walked into his  
12 office.

13 Q. Okay. Mr. Lewis, go to page 13 of  
14 Exhibit 3.

15 A. Okay.

16 Q. And if you'll look at paragraph 32  
17 which starts at the bottom there, and that  
18 says on May 7th, 2014, three days after  
19 Paul Bentley approached plaintiff on the  
20 plane to Talladega, you went into the  
21 governor's office and could tell the  
22 governor had been crying?

23 A. Yes.

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1 Q. Now, as I recall correctly again,  
2 you stated that on that day the governor  
3 admitted to you he had been having an  
4 affair with Ms. Mason?

5 A. Yes.

6 Q. Did you specifically ask him when  
7 he stated that to you if he meant that  
8 their relationship was a physical  
9 relationship?

10 A. Not on that particular day.

11 Q. Okay. At some point in time you  
12 asked that question.

13 A. Yes.

14 Q. And what was his response?

15 MR. SAXON: Which time?

16 Q. (By Mr. Essig) Whenever it was  
17 that you asked him about the affair being  
18 a physical affair.

19 A. He said yes.

20 Q. Okay. Did you ever get any  
21 description of the affair beyond that?

22 A. No.

23 Q. So when the governor says

1 physical, you don't know if that meant  
 2 sexual intercourse, something less than  
 3 that? You don't know exactly what the  
 4 nature of that is, do you?  
 5 A. No.  
 6 Q. Okay. Back to -- let me go back.  
 7 Have you ever received any information  
 8 regarding that at all? Has anybody ever  
 9 told you anything that the governor  
 10 admitted to them beyond just we had an  
 11 affair and it was physical?  
 12 A. I remember at some point seeing  
 13 some emails or something or a text from  
 14 Mrs. Bentley or Paul. I don't recall them  
 15 specifically saying it was physical, but  
 16 they suggested that they had a  
 17 relationship that was more than just a  
 18 friendship.  
 19 Q. Yeah, and I guess -- I don't want  
 20 to get too far into the specifics here.  
 21 I'm just wondering if there's ever  
 22 anything you saw or heard or were told  
 23 that demonstrated that it involved sexual

1 that point in time?  
 2 A. He has me come in and sit down and  
 3 he told me he has some problems. That  
 4 Mrs. Bentley feels like, you know, he's  
 5 having an affair with Rebekah, and I was  
 6 shocked.  
 7 I mean, you know, initially -- I  
 8 was initially just shocked. And then, you  
 9 know, we get into the conversation about  
 10 there's a recording, and that if that  
 11 recording were to get out he would be  
 12 embarrassed about the things that are on  
 13 that recording.  
 14 Q. Okay.  
 15 A. And at that point I seem to have  
 16 asked are you telling me this is true, the  
 17 affair is true, and he said yes.  
 18 Q. Okay. And so in that conversation  
 19 when he first admits to you that there's  
 20 an affair?  
 21 A. Yes.  
 22 Q. He says there's a recording? He  
 23 tells you there's a recording at that

1 intercourse --  
 2 A. He never --  
 3 Q. -- or the nature of the sexual  
 4 affair?  
 5 A. -- he never told me that.  
 6 Q. Okay. Did he classify the affair  
 7 beyond being physical as a sexual  
 8 relationship?  
 9 A. He never said sexual. I  
 10 specifically asked him if it was a  
 11 physical relationship, and he said yes.  
 12 Q. Okay. Now, back to the May  
 13 incident where you see him in his office  
 14 and he admits to you there is an affair.  
 15 I think you allege in the lawsuit  
 16 in your complaint when you first walk in  
 17 the office that day it's him and  
 18 Ms. Mason --  
 19 A. Yes.  
 20 Q. -- that are sitting there and  
 21 they're both crying?  
 22 A. Yes.  
 23 Q. What does the governor tell you at

1 point in time?  
 2 A. Yes.  
 3 Q. Is it your belief or was it your  
 4 understanding at the time that he had  
 5 heard the recording?  
 6 A. I don't know if at that time he  
 7 had heard the recording. I can't say for  
 8 sure.  
 9 Q. Did he tell you during the course  
 10 of that meeting that he believed his son  
 11 Paul Bentley had a copy of the recording?  
 12 A. Yes.  
 13 Q. Do you know if there was a point  
 14 in time where Paul Bentley sat down with  
 15 the governor and made him listen to the  
 16 recording?  
 17 A. That I don't know. I don't  
 18 believe that to have happened. Here's  
 19 why, because Paul always would tell me he  
 20 doesn't know what exactly is on it because  
 21 he couldn't bring himself to listen to it,  
 22 but that his wife Melissa had listened to  
 23 it.

1 Q. Okay. So take us through the  
2 governor admits to you that they've had an  
3 affair. He tells you there's a recording?

4 A. Yes.

5 Q. I think you said also he told you  
6 that he would be embarrassed for you to  
7 hear what's on it?

8 A. Yes.

9 Q. And take us through what happens  
10 through the rest of that interaction.

11 A. At some point he asked Rebekah to  
12 leave and he sent her upstairs to the  
13 lieutenant governor's conference room on,  
14 I guess that would be the second or third  
15 floor up there, but it was the lieutenant  
16 governor's conference room.

17 And he and I talked some more and  
18 we talked about how -- we talked about how  
19 he had to end the relationship and he knew  
20 it.

21 He knew that it was problematic,  
22 and he knew that it was going to be an  
23 embarrassment to him, to his family, and

1 to the State of Alabama and we  
2 specifically talked about that.

3 Q. Did he admit all of that to you?

4 A. Yes.

5 Q. And what happened after that?

6 A. He then asked me if I would go up  
7 and end the relationship with Rebekah.

8 Q. Okay. Did you feel like that was  
9 appropriate for him to ask you to do that?

10 A. The governor trusted me. I mean,  
11 the governor and I had -- we had a very  
12 close relationship at that time.

13 And I think he trusted me to go up  
14 and do it, but I also reflect back on it  
15 and feel like he used me to do it and that  
16 he wasn't very strong, you know, a strong  
17 person and he couldn't do it himself.

18 Q. And tell us what happened when you  
19 went up and talked to Ms. Mason.

20 A. It was a very emotional  
21 conversation. It was -- Rebekah she  
22 cried, and quite honestly I did, too.

23 Q. Yeah.

1 A. But we discussed that the  
2 relationship had to end but that it was  
3 best for the governor, his family, and the  
4 state of Alabama that the relationship  
5 end.

6 Q. The first time when you walk in  
7 the office that day, the two of them are  
8 sitting there together; is that right?  
9 They're both crying?

10 A. Well, he greets me at the door.  
11 She is sitting at the table, at the  
12 conference table, and she had been crying,  
13 yes.

14 Q. Was she there when he told you  
15 there was a recording?

16 A. Yes.

17 Q. Was she there when he admitted  
18 that they were having an affair?

19 A. Yes.

20 Q. At what point in time did she go  
21 up to the lieutenant governor's office?

22 A. We -- it seems like we discussed  
23 the recording -- it seems like that's the

1 point we discussed the recording, and I  
2 don't know if it was right then and there  
3 -- I want to say it was at that point but  
4 I'm not 100 percent certain, but he had  
5 asked me to go talk to Paul, too, and see  
6 if I could recover that recording.

7 Q. Okay. When you talked to  
8 Ms. Mason in the lieutenant governor's --  
9 when he sent you up there to break up with  
10 her?

11 A. Yes.

12 Q. She was the only one in there; is  
13 that right?

14 A. Yes.

15 Q. Did she admit to you that they had  
16 been having an affair? Did she say  
17 anything about that at all?

18 A. I don't remember her saying yeah,  
19 we're having an affair, but at some point  
20 she told me she was -- it may have been in  
21 the text she sent me.

22 She became upset and said -- I  
23 remember her making a comment about this

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1 always happens to me with kind of like  
 2 working around men, something --  
 3 Q. Okay.  
 4 A. -- like she made that comment.  
 5 Q. Okay.  
 6 A. I don't remember exactly that  
 7 comment.  
 8 Q. Did you take that comment to mean  
 9 that she felt like she was being falsely  
 10 accused?  
 11 A. No, I took it as this maybe has  
 12 happened before.  
 13 Q. Okay. Was she emotionally upset  
 14 and sad, or was she angry in any way?  
 15 A. She was emotionally upset and sad  
 16 because we had been in there in that room  
 17 it seemed like an eternity, but it may  
 18 have been like 45 minutes to an hour.  
 19 It may have been less, but it  
 20 seemed like a long time and the governor  
 21 came in, and if I didn't believe what he  
 22 said downstairs, I knew that there was  
 23 more to it because it was the first time I

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1 ever saw him physically touch her.  
 2 And he touched her and he rubbed  
 3 her head and he was -- he was rubbing on  
 4 her back and he said, it's all right,  
 5 baby. It's going to be all right.  
 6 Q. So let's back up. Let's walk  
 7 through that a minute. So you walk in  
 8 first that day the two of them are sitting  
 9 there together. Are both of them in  
 10 tears; is that right?  
 11 A. Yes.  
 12 Q. And then you spent some time  
 13 talking with the governor by himself; is  
 14 that right?  
 15 A. Yes.  
 16 Q. And he sent you upstairs to break  
 17 up with Ms. Mason?  
 18 A. Yes.  
 19 Q. You go up to the lieutenant  
 20 governor's office and have this  
 21 conversation with Ms. Mason; is that  
 22 right?  
 23 A. Yes.

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1 Q. And then you said -- and do you  
 2 break up with her, I mean, for the  
 3 governor?  
 4 A. Yes.  
 5 Q. Okay. And now you're describing  
 6 the same day, the same time, at some point  
 7 in time y'all are all back together. He's  
 8 touching her hair, rubbing her shoulders,  
 9 telling her everything's going to be okay.  
 10 How did that come about?  
 11 A. He came -- he sent me up to break  
 12 up with her and it was just the two of us,  
 13 myself and Ms. Mason. And after a while,  
 14 after -- you know, I don't know how long  
 15 we talked but it seemed like a long time.  
 16 He came in. He just came in, and  
 17 Ms. Mason was upset. You know, she was  
 18 crying, and that's when he started to  
 19 touch her and tell her it was going to be  
 20 all right.  
 21 Q. What did she say when he said  
 22 that?  
 23 A. I don't know -- I don't remember

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1 her saying a whole lot of anything.  
 2 Q. Did the meeting kind of break up  
 3 after that?  
 4 A. Yes. But I do know I specifically  
 5 told her, you know, it had to end. It's  
 6 what was best for, you know, the governor,  
 7 his family, and the state.  
 8 I don't know in which order, but I  
 9 specifically said it had to end, it's the  
 10 best thing for everybody involved.  
 11 Q. Did she agree to that?  
 12 A. She did. She -- I don't know if  
 13 it was right then and there, but she sent  
 14 me a text and said that you -- Ray, you  
 15 don't have to worry about me being around  
 16 anymore.  
 17 I have some specific tasks or  
 18 duties I can do with Bill O'Connor, so you  
 19 don't have to worry about seeing me around  
 20 the capitol anymore.  
 21 Q. Now, that day when you came to  
 22 work how did you begin your day that day?  
 23 A. Kind of like I always did at that

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1 point. I would try to stop by -- because  
2 I was splitting both jobs. So I would try  
3 to stop by and speak to the governor, see  
4 if he needed anything in particular.

5 Because at that time I would have  
6 some of the other guys traveling with him  
7 because I had other responsibilities, too.

8 So it was just one of those mornings I  
9 stopped by checking in on him.

10 Q. Did you go to ALEA that day?

11 A. Yes.

12 Q. And at what point in time -- how  
13 does this meeting with the governor and  
14 Rebekah come about?

15 A. I had stopped in earlier that  
16 morning to check on him, and I could tell  
17 something was wrong with him.

18 And I said to him, Governor,  
19 what's going on. And he said to me he had  
20 some problems but he did not go into it.

21 Q. Okay.

22 A. I just thought it was, you know,  
23 just had some problems. And I said to him

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1 well, I have a meeting this morning that I  
2 have over at ALEA, so if you need me, just  
3 give me a call.

4 Q. Okay.

5 A. And I left. And I went over to  
6 ALEA.

7 Q. All right. And how did you get  
8 from ALEA back to the capitol to meet with  
9 the governor and Ms. Mason?

10 A. After my meeting -- I had left my  
11 cell phones on my desk, so I didn't  
12 realize that he had been trying to get in  
13 touch with me.

14 And when I came out of the meeting  
15 Frank Sazera, who is basically my  
16 number-two guy, he was my assistant, he  
17 was there.

18 He says, the governor needs to see  
19 you right now, and quite honestly I was, I  
20 was a little bit concerned because I  
21 didn't know if I had done something to be  
22 in trouble.

23 So, I said all right, let me, let

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1 me go get my phones and get my -- and get  
2 my truck and I'll drive over. He said --  
3 I don't know if I was able to get my  
4 phones, but I know at some point he said  
5 there was no time for me to go to my  
6 truck, that his truck was parked directly  
7 outside and we headed -- the governor  
8 wanted me over there immediately.

9 Q. When you're referring to your  
10 truck and Mr. Sazera's truck are those  
11 state vehicles?

12 A. Yes, they were Chevrolet Tahoes.

13 Q. Now, you mentioned that at some  
14 point during this meeting with the  
15 governor and Mason there's discussion  
16 about the fact that Paul Bentley --  
17 there's a tape and Paul Bentley has it; is  
18 that correct?

19 A. Yes.

20 Q. And you mention that the governor  
21 asked you to go find out if Paul had a  
22 tape?

23 A. And if I could get that, basically

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1 get it.

2 Q. And did you do that?

3 A. Yes.

4 Q. When? Was that immediately?

5 A. It was after my conversation with  
6 Rebekah, Ms. Mason.

7 Q. Okay. So y'all had this meeting  
8 where you meet with the governor, meet  
9 with Rebekah, y'all come back together,  
10 everybody leaves?

11 A. Yes.

12 Q. You immediately drove to  
13 Tuscaloosa; is that correct?

14 A. Yes.

15 Q. Did you drive your state vehicle  
16 for that purpose?

17 A. Yes.

18 Q. And what did you do?

19 A. I drove to Paul's office at  
20 Warrior -- I think it's just called  
21 Warrior, but it's a fuel company there in  
22 Tuscaloosa.

23 I drove to his office, and I had

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1 called him. I think I called him and  
2 asked him if I could stop by and see him,  
3 and I drove to the office.

4 I went up the stairs into his  
5 office and we talked about the recording.  
6 I asked him if there was a recording. And  
7 he said, yes, and you ain't getting it, or  
8 something to that effect.

9 Q. Okay. Did the conversation end at  
10 that point?

11 A. We probably talked a little bit  
12 more. Paul and I have always been friends  
13 and I would like to consider us still  
14 friends, but we talked a little bit more  
15 and at some point I left.

16 Q. What did he say?

17 A. I don't -- for some reason I don't  
18 remember a lot of the details, but I do  
19 remember him telling me he hadn't listened  
20 to it. Basically, he couldn't bring  
21 himself to listen to it, but that, you  
22 know, his wife had listened to it.

23 And it wasn't -- it wasn't a long,

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1 drawn out meeting but after -- we ended  
2 that meeting, and I -- I left.

3 Q. Okay. Did he tell you whether at  
4 that point in time anybody from the family  
5 had made the governor listen to the tapes  
6 or given the tapes to the governor?

7 A. No, I don't recall him ever saying  
8 that at that point.

9 Q. You don't recall that one way or  
10 the other?

11 A. No.

12 Q. Now, do I recall correctly that  
13 Ms. Mason took a trip to the beach with  
14 her family after the day of the breakup;  
15 is that right?

16 A. Yes. That's when I got a text  
17 from her saying that I wouldn't have to  
18 worry about her being around the capitol  
19 and all of those things.

20 That she was going to the beach to  
21 spend it with her family, and her -- I  
22 think she said her husband. And that's  
23 what she was going to be focused on or

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1 something to that effect.

2 Q. Now, was there -- did you have a  
3 conversation with the governor at some  
4 point in time where he asked you to go to  
5 the beach to talk to Ms. Mason?

6 A. Yes. I can't remember exactly how  
7 it happened, but I had a conversation with  
8 the governor. I don't believe I drove all  
9 the way back to Montgomery to have the  
10 discussion with him, but I believe I had  
11 the discussion with him.

12 I told him there is a tape that  
13 exists. According to Paul there is a  
14 recording. We say tape but --

15 Q. Sure.

16 A. -- a recording.

17 Q. And just so I'm clear on the time  
18 period, we would be talking about you  
19 break up with Rebekah, you drive to  
20 Tuscaloosa, you meet with Paul Bentley.  
21 He tells you there is a recording?

22 A. That's correct.

23 Q. Okay. And so you would have

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1 called the governor back to tell him yes,  
2 there's one that exists?

3 A. Yes.

4 Q. And also somewhere in that  
5 timeframe you get the text from Rebekah  
6 saying that she's going to the beach?

7 A. With her family, yes.

8 Q. And so this is all happening at  
9 that same breakup incident?

10 A. Yes.

11 Q. All of this is happening as a  
12 result of that within a day?

13 A. Yes, yes.

14 Q. Tell us about your conversation  
15 with the governor when you call him to  
16 tell him your son tells me there is a  
17 tape.

18 A. I don't remember a whole lot about  
19 the conversation other than telling him  
20 that and then he -- it seems like during  
21 that conversation he tells me that, look,  
22 Rebekah is going to the beach with her  
23 family. I need you to go down and break

1 up with her for me again.  
 2 Q. Okay. So is this the same day?  
 3 A. Yes, because the next morning I  
 4 was getting up, getting ready to go drive  
 5 to the beach and he told me I didn't need  
 6 -- that I didn't need to go, that he  
 7 thought that she was going to be okay.  
 8 Q. All right. Let's play that out a  
 9 little bit.  
 10 A. Okay.  
 11 Q. You've met with Paul. You call  
 12 the governor. You tell him it exists.  
 13 How much time passes? The next day? Is  
 14 it that afternoon?  
 15 How much time passes before he  
 16 tells you he wants you to go to the beach  
 17 and break up with Rebekah again?  
 18 A. It would had to have been the same  
 19 day.  
 20 Q. Okay.  
 21 A. I may not know the times exactly,  
 22 but it was that same day.  
 23 Q. Did you actually leave to drive to

1 the beach?  
 2 A. I was getting -- I had gotten up  
 3 the next morning getting ready to go down  
 4 to the beach when he called me and said I  
 5 didn't need to go.  
 6 Q. Had you already left your house  
 7 when he called you?  
 8 A. I think so. I think I was in the  
 9 car.  
 10 Q. How far down the road were you?  
 11 A. I don't know. It almost seems  
 12 like I had maybe gone to Montgomery, but I  
 13 can't remember for certain on that.  
 14 Q. Were you out of Tuscaloosa, do you  
 15 think?  
 16 A. I would think so.  
 17 Q. And just to be clear, you would  
 18 have departed from Tuscaloosa --  
 19 A. Yes.  
 20 Q. -- to go to the beach?  
 21 A. Yes.  
 22 Q. Do you remember where she was?  
 23 Was she in -- I think we've heard before

1 Destin. I think we've also heard Gulf  
 2 Shores. Do you recall where she was?  
 3 A. I don't, I don't -- I don't recall  
 4 at this point.  
 5 Q. That day when you went back to  
 6 break up with her the second time were you  
 7 driving her state vehicle?  
 8 A. I think she was at Gulf Shores, I  
 9 think.  
 10 Q. Okay.  
 11 A. Yes, I was driving my state  
 12 vehicle.  
 13 Q. Okay. You had mentioned that  
 14 throughout the course of this as you were  
 15 resisting the governor and Ms. Mason's  
 16 request for her to be in vehicles and be  
 17 on the plane that at some point in time  
 18 you felt like if you continued that you  
 19 were going to get fired?  
 20 A. Yes.  
 21 Q. And you were generally afraid --  
 22 A. Yes.  
 23 Q. -- of that possibility? Did you

1 ever talk to anybody else, either the  
 2 ladies in the office or anybody on the  
 3 staff who shared your fear that they might  
 4 get retaliated against?  
 5 A. I remember -- oh, yeah, for sure  
 6 Wanda. Wanda was -- Wanda was just  
 7 concerned about what was going on, but  
 8 Linda Adams was concerned because Linda  
 9 and I would be the ones coordinating  
 10 whether or not somebody was to get on the  
 11 airplane.  
 12 Q. Okay.  
 13 A. So we would be -- we were the bad  
 14 guys, so to speak.  
 15 Q. Sure. Did she ever tell you  
 16 specifically that she was afraid that she  
 17 might get fired?  
 18 A. I remember her -- I remember after  
 19 -- I know Linda was concerned. I don't  
 20 remember the exact content of the  
 21 conversation, but I remember Linda saying  
 22 to me during up one of our conversations  
 23 she was just -- she is just trying to hold

1 on to make retirement, and yeah, she was  
2 concerned.

3 Q. What about Wanda?

4 A. Wanda was just really, really -- I  
5 know Wanda was really, really hurt with  
6 the treatment -- because of the treatment  
7 she received from the governor.

8 Q. Throughout all of this are you  
9 continuing to maintain an office there in  
10 the governor's office?

11 A. Yes.

12 Q. And I know you're not there a lot,  
13 but are you spending some time there?

14 A. Yes, I would go sometimes -- it  
15 was less. And then after, after -- of  
16 course, after the August situation with  
17 the overtime, I don't know if I ever went  
18 back to that office.

19 Q. In the times that -- I guess sort  
20 of the spring of 2014 when you were in the  
21 office what was the environment like there  
22 in the office suite for the governor?

23 A. Well, I mean, in my opinion it was

1 my detail guys I didn't say a whole lot.  
2 Other than what they would come to me and  
3 we would talk about, we didn't, we didn't  
4 say a whole lot about it. We didn't talk  
5 about it. It was kind of at that point  
6 you could tell it was just everybody was  
7 wound tight.

8 Q. And that would be both in the  
9 security detail offices and in the  
10 governor's office?

11 A. I felt like especially with Linda  
12 things -- everybody was wound tight.

13 Q. And was that due to the  
14 relationship with Ms. Mason and Governor  
15 Bentley?

16 A. Yes.

17 Q. Of all the trips that you were  
18 involved in either in state vehicles or on  
19 the state plane, was there ever a time  
20 that you felt like those resources or  
21 those vehicles or planes were being used  
22 solely to serve the Bentley/Mason  
23 relationship?

1 A. I felt like any time she was  
2 around, the governor felt like he had to  
3 have her there.

4 Q. Was there ever a time the plane,  
5 though, took a trip or went somewhere that  
6 you think if I hadn't been for their  
7 relationship, it wouldn't have made that  
8 trip?

9 A. I don't recall anything like that.

10 Q. Okay. Same thing for the state  
11 vehicles?

12 A. I can't say. I just remember him  
13 saying pick her up or put her on the  
14 plane. I don't know -- I can't speak for  
15 the motive of any of the trips.

16 I mean, they could have very well,  
17 but I didn't know of that being the  
18 purpose.

19 Q. Okay. And I guess the question is  
20 from your perception you perceived every  
21 time you had the detail and you had to  
22 protect the governor while he was  
23 traveling there was a reason for the

1 governor at least --

2 A. Yes --

3 Q. -- to go where he was going --

4 A. -- yes --

5 Q. -- and do what he was doing?

6 A. -- yes.

7 Q. All right. Now, let's talk -- I  
8 want to go and back up to before when we  
9 were talking about Heather Hannah, and  
10 Ms. Hannah had been Dianne Bentley's chief  
11 of staff; is that correct?

12 A. That's correct.

13 Q. And you said there was a point in  
14 time where the governor believed that  
15 Ms. Hannah had the tapes or had helped  
16 make the tapes?

17 A. Yes.

18 Q. In the context of him having these  
19 discussions where you perceived he wanted  
20 to intimidate whoever had the tapes or he  
21 wanted them arrested, were there ever  
22 discussions about him opening an  
23 investigation into Ms. Hannah?

1 A. I don't know if he said her name  
2 specifically, but he wanted -- he wanted  
3 to find out who had made the recordings.  
4 And I remember -- I think the  
5 governor and I had a conversation where I  
6 said to him, you know, if Mrs. Bentley  
7 made the recordings and she made them  
8 within the governor's mansion, it seems  
9 like I had a conversation with him where I  
10 told him that she was within her right to  
11 do that.  
12 Q. Okay. Did he ever discuss with  
13 you conducting an investigation, actually  
14 getting law enforcement to do an  
15 investigation?  
16 A. He never did, but I knew he was  
17 upset and he wanted -- he was so adamant  
18 about -- it was almost like he wanted to  
19 punish the person who, who made these  
20 recordings. And he was -- I mean, I mean,  
21 I knew he was serious.  
22 Q. Were you ever present with him  
23 when he would have had conversations with

1 A. The only thing I know of is the  
2 governor sending Spencer down to Linda  
3 Adams' house because she supposedly -- she  
4 supposedly had the tape or recording.  
5 Q. And when did that happen?  
6 A. That was election -- that was  
7 election day.  
8 Q. How did you find out about that?  
9 A. They called me over.  
10 Q. Who is "they"?  
11 A. Spencer. Spencer called me over  
12 and asked me to come over to the campaign  
13 headquarters which that night was the  
14 Renaissance.  
15 Q. Okay. And then that was the  
16 celebration party of the general election?  
17 A. Yes.  
18 Q. What time of night was that that  
19 you got called over?  
20 A. I don't know. I know voting had  
21 started. I don't know if they had called  
22 it or whatever, but, I mean, I don't know.  
23 I know that it was, it was -- that just

1 either Spencer Collier or anyone else at  
2 ALEA about conducting a criminal  
3 investigation into the person that made  
4 the tapes?  
5 A. I don't believe the governor would  
6 have had me around any kind of  
7 conversations like that.  
8 Q. Why is that?  
9 A. Because he knew I wouldn't agree  
10 with it.  
11 Q. All right. And so I guess the  
12 answer to the question is no, you were  
13 never a part of any such discussions?  
14 A. I don't recall ever being around  
15 he and Spencer when they discussed it. Do  
16 I believe it could have happened?  
17 Absolutely.  
18 Q. Do you have any knowledge of it  
19 happening?  
20 A. No.  
21 Q. Have you been told that anything  
22 like that happened since you left or  
23 retired?

1 was a really tense night.  
2 Q. And what was the conversation you  
3 had when you were called over?  
4 A. We talked about Spencer having  
5 gone down to Linda Adams' house.  
6 Q. Were they talking about him going,  
7 or had he actually already been?  
8 A. I don't know if he had gone or --  
9 I think he had gone and been back. He was  
10 back. Now, that's -- that's just to the  
11 best of my memory.  
12 Q. Who was a part of this  
13 conversation?  
14 A. It was myself, Spencer was there,  
15 the governor. Seems like Angi may have  
16 been around.  
17 Q. When you say "Angi", that's Angi  
18 Smith?  
19 A. Angi Smith.  
20 Q. She got -- did her name at some  
21 point --  
22 A. Angi Stalnaker or something is  
23 what it changed to, but Angi Smith.

1 Q. And you believe she was present  
 2 for that conversation?  
 3 A. I think she was somewhere, because  
 4 if I remember, we were in the hallway on  
 5 that floor, if I remember correctly.  
 6 Q. Did you gain an understanding of  
 7 what happened when Spencer Collier went to  
 8 visit Ms. Adams?  
 9 A. I may have not known the full  
 10 extent of it at that time, but I did from  
 11 a conversation with Linda and -- because  
 12 Linda told me she was terrified.  
 13 Q. But that night, though, when you  
 14 were having that conversation did you  
 15 understand he had been to her house or to  
 16 see Linda about the tapes?  
 17 A. I want to say yes. I want to say  
 18 yes because we were discussing it, and I  
 19 told -- I said to the governor I never  
 20 would have done that.  
 21 Q. Did you say it right there in  
 22 front of everybody, or was that separate?  
 23 A. I don't know. Somebody probably

1 could have heard it, but I said it to him.  
 2 I don't, I don't think Spencer was  
 3 standing there at the moment, but I said  
 4 to him I just never would have done that.  
 5 Q. Linda -- you said you talked to  
 6 Linda later on?  
 7 A. Yes.  
 8 Q. And she described herself as being  
 9 terrified?  
 10 A. She was upset.  
 11 Q. What did she say?  
 12 A. She even said to me that she had  
 13 to -- she felt like she needed to get an  
 14 attorney or whatever because of it just --  
 15 and then I talked -- that's what she told  
 16 me, that she was afraid of what had  
 17 happened with that situation.  
 18 And then I even talked to the  
 19 governor again and I said to him, I think  
 20 you -- I think you just made a fatal  
 21 mistake.  
 22 Q. Is it your understanding that he  
 23 sent Spencer Collier down there that night

1 solely for the purpose of trying to figure  
 2 out if Ms. Adams had the tapes of the  
 3 recordings?  
 4 A. He through whatever channel had  
 5 been told that she had that recording.  
 6 Q. Okay. Let me ask you this, if you  
 7 had been -- if that conversation you had  
 8 election night with the governor and  
 9 Spencer Collier and others, if it had been  
 10 before he went to see Ms. Adams, would you  
 11 have told him not to go?  
 12 A. Yes. That would have been my  
 13 suggestion not to go.  
 14 Q. Did you ever discuss that incident  
 15 with Spencer Collier?  
 16 A. I don't think so.  
 17 Q. Did you ever hear from him why he  
 18 went or any explanation as to what might  
 19 have happened?  
 20 A. I think Spencer -- you know, I'm  
 21 not certain. I don't, I don't want to  
 22 speculate. I do know Spencer and I  
 23 probably at some point had a conversation

1 about him going there.  
 2 I just -- for some reason I'm just  
 3 at a loss whether we went into a lot of  
 4 detail that night or at some other point.  
 5 Q. When was the first time in all of  
 6 this that Governor Bentley would have  
 7 mentioned Heather Hannah to you?  
 8 A. I don't, I don't remember exactly  
 9 when it was. I know -- I know he was  
 10 concerned about Heather. I just don't  
 11 remember exactly when that conversation  
 12 took place.  
 13 Q. And were his concerns about  
 14 Heather specifically in relation to the  
 15 existence of these recordings?  
 16 A. Yes.  
 17 Q. Now, you had told us before about  
 18 primary night June of 2014 --  
 19 A. Yes.  
 20 Q. -- when you told us about a  
 21 conversation you had with the governor on  
 22 that night?  
 23 A. Yes.

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1 Q. And I think you mentioned -- you  
2 had referenced before a photograph that  
3 was on al.com?

4 A. Yes.

5 Q. That happens to capture an  
6 interaction between you and the governor?

7 A. Yes.

8 Q. All right. I'm going to show you  
9 -- this is Exhibit 4.

10 (Whereupon, a document was marked  
11 as Exhibit No. 4 and is attached  
12 to the original transcript.)

13 Q. I'm going to show you that  
14 photograph. Is that the photograph you  
15 were referring to previously?

16 A. Yes.

17 Q. And as I recall in our previous  
18 interview what you told us was that what  
19 gets captured in that picture there is you  
20 having a conversation with Governor  
21 Bentley specifically about Heather Hannah?

22 A. He was concerned that she had that  
23 recording.

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1 Q. Okay. And as I recall, you had  
2 made a statement that you were telling him  
3 something like she's your problem right  
4 there, and y'all are standing there on  
5 that balcony depicted in that  
6 photograph --

7 A. Yes.

8 Q. -- and you are right then looking  
9 at Ms. Hannah; is that correct?

10 A. Yes, yes.

11 Q. When was it that caused you to say  
12 to him there's your problem right there?

13 A. Because he's worried about this  
14 recording.

15 Q. Okay.

16 A. And I don't think he really -- I  
17 don't think he really at that moment knew  
18 who did what, who made the recording.

19 He just knew it was out there and  
20 I think he felt like -- I think from my  
21 understanding from him he was -- he felt  
22 like Heather was the one that either  
23 helped do it, had it, may be the person in

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1 possession of it, because there was a  
2 little bit of confusion of really who had  
3 it.

4 Q. Got you. Now, we've heard during  
5 the course of the investigation that on  
6 that evening, and then, again, this is the  
7 Republican primary, this is the victory  
8 party; right?

9 A. Yes.

10 Q. We've been told that you actually  
11 had a conversation with Ms. Hannah?

12 A. And I probably did.

13 Q. Do you remember -- we've been told  
14 also it was about the Bentley/Mason  
15 relationship. Do you remember the content  
16 or the context of that conversation?

17 A. I do not, but I do not dispute  
18 having a conversation with Heather.

19 Q. Did the governor ever send you to  
20 have a conversation with Ms. Hannah?

21 A. No.

22 Q. What would have been the reason  
23 for y'all having that conversation?

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1 A. With Heather?

2 Q. Yes, the two of you.

3 A. The only thing I can think of that  
4 conversation would have been about is she  
5 was close to Mrs. Bentley, I was close to  
6 the governor, and we both knew the secret.

7 Q. Okay. And during the course of  
8 y'all's discussion, I mean to the extent  
9 you recall, I mean did you talk to her at  
10 all about the tapes or the recordings?

11 A. I don't know. But, again, I'm not  
12 saying I didn't.

13 Q. Sure.

14 A. And I'm not saying I did. I just  
15 can't remember that conversation.

16 Q. All right. And, again, that  
17 photograph there, Exhibit 4, again, as you  
18 testified that essentially captures you  
19 talking to the governor and telling him  
20 Ms. Hannah is his problem?

21 A. Yes.

22 MR. SAXON: Is this election  
23 night primary or general election?

1 MR. ESSIG: Primary  
 2 election.  
 3 THE WITNESS: Yes.  
 4 Q. (By Mr. Essig) And why did you  
 5 use that term, "she's your problem"?  
 6 A. Well, you know, the governor was  
 7 trying to figure out who's doing this and  
 8 who's got this recording and whatever. To  
 9 be -- I can tell you my mindset was I was  
 10 hoping it would snap the governor out of  
 11 this wanting to, you know, there's  
 12 somebody out there that, look, somebody's  
 13 got a recording of you. I was hoping he  
 14 would just do the right thing.  
 15 Q. Just kind of end the relationship?  
 16 A. Just, you know, whatever -- what  
 17 he deemed right, do the right thing.  
 18 Q. In making that comment to him  
 19 that's captured in that photograph did you  
 20 in any way intend to have him go do an  
 21 investigation of Hannah --  
 22 A. No.  
 23 Q. -- or do anything to try to

1 intimidate her?  
 2 A. No, no.  
 3 Q. At that point in time when that  
 4 photograph was taken had you developed the  
 5 belief yet that he wanted to intimidate  
 6 that person or that he wanted to have them  
 7 criminally prosecuted?  
 8 A. I believe that the governor wanted  
 9 to intimidate anybody that had that  
 10 recording because he would say that what  
 11 they did was wrong and that it was a  
 12 violation of the law.  
 13 And I really was at a loss because  
 14 I couldn't understand, so it's not about  
 15 anything you did wrong, it's about  
 16 somebody recording you and now they're  
 17 wrong because they recorded you. I just  
 18 didn't -- I didn't get that understanding.  
 19 I didn't --  
 20 Q. Did you have any concerns given  
 21 his point of view, you know, and you said  
 22 that his desire to intimidate or possibly  
 23 prosecute somebody related to the tapes,

1 did you have any concern pointing out  
 2 Hannah, Ms. Hannah to the governor given  
 3 those concerns that you had? Do you see  
 4 what I'm saying?  
 5 A. I had -- when I made that comment  
 6 to the governor I considered Heather a  
 7 friend of mine. I still do.  
 8 And I certainly wouldn't have -- I  
 9 wouldn't have made a comment that I  
 10 thought was going to get -- put her as a  
 11 target.  
 12 Q. Okay. And that's my question.  
 13 And what I'm asking is that feeling that  
 14 you developed did you have it that night  
 15 or did you develop that thought later on  
 16 about his desire to intimidate or  
 17 prosecute somebody?  
 18 A. It probably would have been a  
 19 little bit later.  
 20 Q. Okay.  
 21 A. I don't know exactly when. I know  
 22 because it reached kind of a fever pitch  
 23 when I called Paul up one day and said

1 look, your dad is denying that this tape  
 2 exists and all of this pressure is flying  
 3 around. Everybody's saying there is one,  
 4 but, you know, I never had heard it or  
 5 anything.  
 6 So I called Paul and I said I need  
 7 to hear at least a snippet of that. I  
 8 don't want it. I just need to know that  
 9 there's something out there.  
 10 And Paul had his wife Melissa send  
 11 me that -- a part of that recording. I  
 12 think we sent it to -- Spencer had me send  
 13 it to his phone because everybody was  
 14 paranoid.  
 15 Q. Sure. And these -- was it a  
 16 portion of the recording or the entire  
 17 thing?  
 18 A. It's just a very -- it was the  
 19 governor on there talking and -- it was  
 20 the same recording that came out. It was  
 21 a portion of the recording that came out,  
 22 that came out publicly.  
 23 Q. And is this the recording that

1 refers to him talking about locking the  
 2 door, touching Ms. Mason's breasts, that  
 3 sort of statement?  
 4 A. Yes, yes.  
 5 Q. How long was -- it captured that  
 6 portion, but how much time was it, if you  
 7 recall? What was total time of that  
 8 recording?  
 9 A. I'm going to say maybe a minute.  
 10 Because I just wanted to -- for me the  
 11 governor was starting -- I felt like he  
 12 kind of had me up against the ropes in  
 13 this thing and I needed to know if it  
 14 existed.  
 15 If not, if it didn't exist, you  
 16 know, maybe this thing can be put to rest,  
 17 but he somehow found out that I had  
 18 listened or had heard it.  
 19 Because that's when I really  
 20 became concerned and I got in the truck  
 21 with -- I picked him up one morning and he  
 22 was furious with me.  
 23 Q. Let me ask you this question.

1 relationship had to end. He knew it was  
 2 wrong, and Spencer did most of the  
 3 talking. I was the driver that day.  
 4 He knew it was wrong. He knew it  
 5 had to end, and I remember him  
 6 specifically asking Spencer, he said  
 7 Spencer how did you end yours.  
 8 Q. Okay. And was it your  
 9 understanding Spencer Collier had had an  
 10 extramarital affair?  
 11 A. Yes, yes.  
 12 Q. Did you know that prior to this  
 13 particular conversation?  
 14 A. No, I did not.  
 15 Q. And did they discuss that fact?  
 16 A. Spencer told him you have to cut  
 17 it off at the nub. It may bleed for a  
 18 little while, but you'll heal.  
 19 Q. By the end of that trip to  
 20 Greenville did y'all believe that the  
 21 governor was going to end the  
 22 relationship?  
 23 A. Spencer and I both felt like we

1 Melissa Bentley sending you the excerpt  
 2 from the recording, you listened to that  
 3 and Spencer Collier listened to that?  
 4 A. Yes.  
 5 Q. Am I correct that it's that event  
 6 that led y'all to confront him on the  
 7 campaign trip to Greenville in August of  
 8 2014; is that right?  
 9 A. Yes, yes.  
 10 Q. Now, at that time the governor did  
 11 he express some contrition that he was  
 12 sorry for having been involved in the  
 13 affair?  
 14 MR. SAXON: This is the  
 15 Greenville trip?  
 16 Q. (By Mr. Essig) The Greenville  
 17 trip.  
 18 A. Oh, yes.  
 19 Q. And as I understand, he became  
 20 emotional and started crying?  
 21 A. Very.  
 22 Q. What did he say?  
 23 A. He basically knew that this

1 had gotten through to the governor.  
 2 Q. What did he say that made you  
 3 think that?  
 4 A. I don't remember exactly what he  
 5 said, but he gave us -- he gave us a  
 6 pretty good indication that he knew it had  
 7 to end, that -- it was the same  
 8 conversation that, you know, this is going  
 9 to be an embarrassment for you. This is  
 10 going to be an embarrassment for the  
 11 state.  
 12 And Spencer told him if you're  
 13 using state resources, you know, you're  
 14 violating a law. And the governor he knew  
 15 it had to end, and that's what we felt.  
 16 Q. Of course, it didn't end after  
 17 that conversation. And as you've  
 18 described I think in your testimony here  
 19 today and previously, that there was  
 20 actually a point in time that the governor  
 21 became very, I don't know if the term's  
 22 defensive and protective and sort of  
 23 adamant that he was going to continue his

1 relationship with Ms. Mason?  
 2 A. Oh, yeah, it -- he --  
 3 Q. When did that change take place?  
 4 I mean, after this August meeting,  
 5 discussion where you think he's going to  
 6 end it, at what point did it get to where  
 7 Governor Bentley was adamant that he was  
 8 not going to end it?  
 9 A. It would had to be, you know,  
 10 between the conversation with Spencer and  
 11 sometime between the conversation about my  
 12 overtime -- that overtime.  
 13 Q. Okay.  
 14 A. It really ramped up at that point.  
 15 Q. And I think you've related before  
 16 that there was a point in time where the  
 17 governor started to say things like if  
 18 people don't leave me and Rebekah alone,  
 19 I'm going to start firing people?  
 20 A. Oh, yeah, he -- he was adamant  
 21 about it. He said if people don't stop  
 22 looking at Rebekah like she's some kind of  
 23 -- and I remember he never said what, but

1 it was like if they don't stop looking at  
 2 her like she's some sort of freak,  
 3 something to look at, you know, that -- I  
 4 remember him saying he'll fire their  
 5 asses.  
 6 Q. How many times did he say that?  
 7 A. I don't know -- I just remember  
 8 that one time where he said that, but I  
 9 also -- I had some conversations with Seth  
 10 Hammett where, you know, Seth felt like he  
 11 was being pushed out.  
 12 Q. Were these kind of comments that  
 13 he would make would he make them just to  
 14 you, or would he make sure to make them  
 15 where other people could hear them and  
 16 understand kind of where he was?  
 17 A. The one where he made it about  
 18 firing people I felt like that was  
 19 directed towards me. It was just the two  
 20 of us and --  
 21 Q. What was the context that led him  
 22 to make that statement?  
 23 A. He was trying to hire Rebekah to

1 figure out how she was going to come on  
 2 after the election, and he was getting  
 3 pushback from that and he didn't --  
 4 Q. Who was giving him pushback?  
 5 A. I know Seth Hammett had said  
 6 something to him about, you know, he  
 7 didn't feel like, you know, he could bring  
 8 her on after, you know, the relationship  
 9 they've had, and I know that's in my day  
 10 planner.  
 11 It got to a point where I think  
 12 everybody was just a little bit -- not a  
 13 little bit concerned, a lot concerned  
 14 about if they said anything and mentioned  
 15 anything about his relationship with her,  
 16 and, you know, after he had told me about  
 17 people being fired or he would fire  
 18 people, I was really concerned.  
 19 Q. Okay.  
 20 MR. DOSS: Can I ask a quick  
 21 question?  
 22 MR. ESSIG: Yes.  
 23 MR. DOSS: I want to go back

1 to the Greenville trip that you were just  
 2 talking about.  
 3 THE WITNESS: Yes.  
 4 MR. DOSS: When you and  
 5 Spencer Collier and the governor were  
 6 discussing the relationship and Spencer  
 7 Collier advised the governor that using  
 8 state funds to further the relationship  
 9 could be a violation of the law, was that  
 10 belief expressed to the governor directly?  
 11 THE WITNESS: Yes.  
 12 MR. DOSS: And did you share  
 13 that belief with Spencer Collier?  
 14 THE WITNESS: Yes, yes.  
 15 MR. DOSS: And did the  
 16 governor seemed surprised at all by that  
 17 comment?  
 18 THE WITNESS: No.  
 19 MR. SAXON: Although I think  
 20 the word Ray used was "resources" not  
 21 "funds".  
 22 MR. DOSS: Good point.  
 23 MR. ESSIG: Can we take a

1 break real quick?  
 2 MR. SAXON: Sure.  
 3 (Recess was taken.)  
 4 Q. (By Mr. Essig) All right.  
 5 Mr. Lewis, back on the record now. What I  
 6 want to do is I wanted to go back to the  
 7 August 2014 trip to Greenville. It's you,  
 8 the governor, and Spencer Collier; is that  
 9 correct?  
 10 A. Yes.  
 11 Q. Are y'all riding in a vehicle,  
 12 state vehicle, on the way down there?  
 13 A. Yes. I'm driving, the governor's  
 14 in the front, and Spencer's in the back.  
 15 Q. Okay. Was there anybody else with  
 16 y'all, any other state troopers or  
 17 anything like that?  
 18 A. There were some other -- there was  
 19 a follow vehicle behind us.  
 20 Q. Okay.  
 21 A. Because Spencer and I -- we  
 22 actually dropped the governor at the  
 23 event. Our sole purpose that particular

1 evening was to talk to him about --  
 2 Q. Okay. So it was just the three of  
 3 you?  
 4 A. Yes.  
 5 MR. SAXON: Finish your  
 6 sentence.  
 7 MR. ESSIG: I'm sorry.  
 8 A. It was to talk about the affair.  
 9 Q. All right. And, again, we talked  
 10 about the fact that what led to that event  
 11 and confronting him that day had been you  
 12 receiving the tapes from Melissa Bentley;  
 13 is that right?  
 14 A. Yes.  
 15 Q. And how soon before that trip did  
 16 you actually receive those tapes?  
 17 A. That was -- all of this I believe  
 18 would have taken place in the month of  
 19 August I think.  
 20 Q. All right. Let's look at your day  
 21 planner. Flip over to August. This is  
 22 August 5th. So you look there. It says  
 23 Montgomery, Greenville, Tuscaloosa. Do

1 you see that?  
 2 A. Yes.  
 3 Q. And it says tape, drove to  
 4 Greenville with the governor and Spencer  
 5 Collier. Do you see that?  
 6 A. Yes.  
 7 Q. And then it says Melissa provide.  
 8 A. Melissa must have provided the  
 9 tape that morning, because Spencer and I  
 10 listened to the tape in his office and  
 11 then, then we drove to Greenville.  
 12 Q. All right. Now, the other thing,  
 13 too, about the day planner just some  
 14 general questions I wanted to ask you,  
 15 what caused you to start keeping the day  
 16 planner?  
 17 A. I felt -- honestly I felt like the  
 18 governor was going to throw me under the  
 19 bus.  
 20 Q. And you just wanted to have some  
 21 documentation of what was happening?  
 22 A. I wanted -- if something happened,  
 23 I didn't want -- I honestly did not want

1 him to be able to paint it in his own  
 2 words and I not have anything to back me  
 3 up.  
 4 Q. Understood. Now, the day planner  
 5 goes from July of 2014 through April of  
 6 2015. Do you agree with that?  
 7 A. You said April of?  
 8 Q. 2015.  
 9 A. Yes.  
 10 Q. Looks like that's the last entry  
 11 on the calendar?  
 12 A. Yes.  
 13 Q. And then you also have there is a  
 14 notes section and it looks like you took  
 15 extensive notes, several pages of notes?  
 16 A. Yes. I would sometimes go -- I  
 17 didn't have enough room and so I would go  
 18 and write in notes on other pages, and I  
 19 remember being asked did I -- for the most  
 20 part I wrote these things on the day of,  
 21 or if I got extremely busy it may be a day  
 22 or two after and I would write it.  
 23 Q. Okay.

1 A. And then if I remembered  
2 something, I would write those.  
3 Q. And that was going to be my next  
4 question. Was it done contemporaneously  
5 or was it done after the fact, the events  
6 reflected on each day?  
7 A. I'm sorry, can you ask that  
8 question again?  
9 Q. The question you kind of already  
10 addressed it, but I was going to ask you  
11 for each entry if you made those notes  
12 that day or after the fact?  
13 A. For the most part it would be on  
14 that day, but there are some days where I  
15 would have to go in there, and, you know,  
16 I may get busy but I would come back and  
17 write those things in.  
18 Q. What percentage of the time would  
19 you say it was that you actually recorded  
20 what happened on the day it happened?  
21 A. I would -- for the most part I  
22 would say 90 percent.  
23 Q. The vast majority of this is

1 recorded the day of?  
2 A. Yes.  
3 MR. DOSS: And if it wasn't,  
4 it would have been within maybe a day or  
5 so; is that fair?  
6 THE WITNESS: Yes, yes.  
7 Q. (By Mr. Essig) I want to go back  
8 and I want to ask you back to August of  
9 2014. If you look at August 6th of 2014.  
10 A. August 6th, all right.  
11 Q. And it says Montgomery 12 hours?  
12 A. Yes. When you see me sometimes I  
13 would write my times in this book to just  
14 kind of document my times when I was  
15 working on some of those days.  
16 Q. All right.  
17 A. It's nothing other than me  
18 documenting some of my times.  
19 Q. And was that partially in relation  
20 to the overtime issues that you were  
21 having?  
22 A. Not really. I was just  
23 documenting times.

1 Q. Got you. And it says here, it  
2 says spoke with Clay Ryan coffee shop  
3 downtown Montgomery; am I reading that  
4 right?  
5 A. Yes.  
6 Q. Then it says Clay then went and  
7 talked to Heather Hannah?  
8 A. Yes.  
9 Q. What was the -- what was that  
10 conversation at the coffee shop with Clay  
11 Ryan?  
12 A. Clay was trying to find out the  
13 involvement -- the involvement of the  
14 recording and whatever.  
15 I actually felt like Clay was  
16 trying to get to the bottom of what was  
17 going on, but then I think either the next  
18 day or at some point I found out that Clay  
19 may have formed a client -- what is it,  
20 client --  
21 Q. Attorney-client relationship?  
22 A. Yeah. And I didn't understand  
23 that. I didn't understand why Clay would

1 get involved in this in a way -- in that  
2 sort of way.  
3 And I remember Spencer calling. I  
4 was in Spencer's office when he called  
5 Clay one day and told him do not get  
6 involved in official law enforcement  
7 business.  
8 Q. That meeting with Clay in the  
9 coffee shop was that a planned meeting or  
10 did you just happen to run into them?  
11 A. No, Clay called me and wanted to  
12 meet with me.  
13 Q. What coffee shop did you go to?  
14 A. I don't -- I don't remember. I  
15 don't remember the name of it. I can tell  
16 you it was right across the street from  
17 the Renaissance Hotel.  
18 Q. Okay. Is it the coffee place that  
19 sold donuts there for a while?  
20 A. They may have. I don't remember a  
21 whole lot about it. That was the first  
22 and last time I ever went in there, but  
23 there's a Jimmy John's down there on that

1 same -- like on that same street, but it's  
2 right across from the Renaissance.  
3 Q. Okay. So it's probably the old  
4 Deli at Alley Station. Do you remember --  
5 does that ring any bells?  
6 A. I know -- you're talking about the  
7 alley that runs down?  
8 Q. Yes.  
9 A. Yeah, it's that area.  
10 Q. That area right there in the  
11 alley?  
12 A. Yes.  
13 Q. Okay. And so Clay actually asked  
14 you to come have coffee with him that  
15 morning?  
16 A. He did.  
17 Q. And was the purpose of that to  
18 talk about the recordings?  
19 A. Basically.  
20 Q. All right. And what kind of  
21 information was he trying to get from you?  
22 A. Who had it.  
23 Q. All right. And what did you tell

1 him?  
2 A. That at that time I thought maybe  
3 Heather had it. You know, I mean there's  
4 so much confusion going on about who had  
5 this tape and who didn't, but at that -- I  
6 know we talked about it and he told me he  
7 was going to get back with me on it.  
8 I didn't know what his real  
9 purpose, why he needed to know, but, you  
10 know, I mean, I later found out that I  
11 think Clay and -- Clay and Rebekah talked  
12 a lot.  
13 Q. Okay.  
14 A. So I don't know if he's doing it  
15 for Rebekah. I don't know. I just -- you  
16 know, I've heard that, you know, on  
17 election day -- I'm kind of jumping around  
18 a little bit to try to give you an idea of  
19 this relationship as I saw it.  
20 On election day one of the reasons  
21 I know the governor he wasn't -- he wasn't  
22 happy with me because according to Paul  
23 Bentley, Clay had told the governor any

1 time you have a secure -- a breakdown with  
2 your security or somebody's talking about  
3 or leaking information, it's usually your  
4 security, and that infuriated me because  
5 that was the furthest thing from the  
6 truth.  
7 Q. Your entry that day you said you  
8 later found out that he went and met with  
9 Heather Hannah?  
10 A. Yes.  
11 Q. So would this have been an entry  
12 that you would have gone back and said  
13 that was the day I met with him at the  
14 coffee shop?  
15 A. Yes.  
16 Q. So I'm going to enter that he met  
17 with Heather?  
18 A. Yes.  
19 Q. So this is not saying that you  
20 know he met with him -- met with her that  
21 day?  
22 A. No.  
23 Q. During the course of your

1 conversation with Clay Ryan did he ever  
2 say, well, I'm going to go talk to Heather  
3 Hannah?  
4 A. Yeah, I think I knew he was going  
5 to go talk to her.  
6 Q. Okay.  
7 A. I just didn't know he was going to  
8 establish some sort of relationship -- or  
9 establish some sort of relation -- or that  
10 relationship.  
11 Q. Where did you hear that from, that  
12 he had established an attorney-client  
13 relationship?  
14 A. Probably Paul Bentley, one of my  
15 conversations with Paul Bentley. It would  
16 have had to be Paul because Paul was  
17 really the only other person that, you  
18 know, I could talk to in depth about it.  
19 Q. Did you ever talk with Heather  
20 Hannah about that contact with Clay Ryan?  
21 A. I don't remember talking to her  
22 about that.  
23 Q. Did you ever talk to Clay Ryan

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1 about that?  
 2 A. No --  
 3 Q. Their interaction?  
 4 A. -- after that Spencer is the one  
 5 that talked to him, because I was upset  
 6 with what Clay had done. And then Spencer  
 7 called him up and told him to never get  
 8 involved in law enforcement matters.  
 9 Q. Other than knowing that or hearing  
 10 that Clay Ryan tried to enter into an  
 11 attorney-client relationship with Heather  
 12 Hannah, do you know anything else about  
 13 their meeting, like where it would have  
 14 happened, when it would have happened?  
 15 A. I do not.  
 16 MR. WILLSON: When you were  
 17 in the office with Spencer Collier and he  
 18 called Clay Ryan did he make any other  
 19 calls during that visit?  
 20 THE WITNESS: I don't recall  
 21 him making any other calls. He may have,  
 22 but I was actually pleased with the fact  
 23 that he had gotten onto Clay about it, but

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1 I don't remember him making any other  
 2 calls but that's not to say he didn't. It  
 3 was a very tense -- those were very tense  
 4 times so.  
 5 MR. DOSS: And to be clear,  
 6 do you know whether Clay Ryan entered into  
 7 an attorney-client relationship?  
 8 THE WITNESS: I do not know  
 9 that for a fact.  
 10 MR. WILLSON: And while  
 11 we're on this topic, why don't we take a  
 12 look at your entry on November 4th because  
 13 you began to tell us about that.  
 14 It looks like you're talking  
 15 about a call from Paul Bentley involving  
 16 Clay Ryan. Did that have anything to do  
 17 with the meeting we're talking about?  
 18 THE WITNESS: This is the --  
 19 this the day Clay Ryan told Paul the thing  
 20 about security being your leak or  
 21 whatever, and that -- that just didn't sit  
 22 well with me because that was the furthest  
 23 thing from the truth.

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1 But, yeah, myself and a  
 2 couple other detail members picked him up  
 3 and he voted in Tuscaloosa that day.  
 4 Q. (By Mr. Essig) That day  
 5 references Billy Ervin, Rebekah Mason  
 6 being upset that Billy Ervin was removed  
 7 as the head of the security detail?  
 8 A. Uh-huh (affirmative), yes.  
 9 Q. How long was he actually on the  
 10 security detail?  
 11 A. Billy?  
 12 Q. Yes.  
 13 A. Billy was on the detail, the  
 14 governor's detail, from early on in the  
 15 first term.  
 16 Q. Okay. When did he become head of  
 17 the detail?  
 18 A. The very moment I stepped down.  
 19 Q. And then you as the chief of the  
 20 DPU removed him from that position?  
 21 A. Yes.  
 22 Q. What was your reason for removing  
 23 him?

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1 A. Because there was an incident  
 2 where Billy -- the -- we had a situation  
 3 where the body person was with the  
 4 governor on a particular event and Rebekah  
 5 apparently was also with them.  
 6 At some point Billy removed the  
 7 body person from the vehicle with the  
 8 governor and placed them in another  
 9 vehicle behind the governor while Rebekah  
 10 and the TV crew had access.  
 11 So it was a breach of security for  
 12 me, because you can't drive -- it's hard  
 13 -- with a camera crew in there that hadn't  
 14 been vetted, you can't drive the vehicle  
 15 and keep an eye on that camera crew, too.  
 16 And they were in a Suburban from  
 17 my understanding from Darren Blake.  
 18 There's plenty of room. Darren Blake  
 19 could have remained in the vehicle, but  
 20 they had him removed from that vehicle and  
 21 placed in another vehicle, so he was -- it  
 22 was -- I felt like it was a bad call and I  
 23 went and talked to the governor about it.

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1 Q. Whose call was it? I mean, I know  
2 it was Billy Ervin's call, but was it  
3 something -- as you understood, was it  
4 something that came from Rebekah Mason?  
5 A. I believe it did.  
6 Q. What did the governor tell you  
7 about it when you talked to him?  
8 A. He played coy about it. He just  
9 -- I told him what I was going to do and  
10 -- I kind of sensed that he knew that it  
11 was going to -- it may put Rebekah and I  
12 at odds for removing Billy because I don't  
13 have anything to prove it, but I think  
14 Billy was Rebekah's choice to replace me.  
15 Q. Okay. How do you know that?  
16 A. It happened so quickly. The day I  
17 said I had to make a decision Spencer and  
18 I were together, and when I said well, I'm  
19 just going to take the job, keep the job  
20 as the chief of dignitary protection or  
21 DPU, Spencer immediately said well, the  
22 governor said he wants Billy.  
23 Q. Okay. Did you talk to Billy Ervin

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1 about that incident, putting media and  
2 Ms. Mason in the car?  
3 A. Yes.  
4 Q. What did he say?  
5 A. I remember Billy and I having a  
6 heated conversation at some point, and  
7 Billy said we've done that before, and I  
8 said we may have but not in that same  
9 situation.  
10 Maybe -- has there been times when  
11 the governor -- where I was the only  
12 person riding with the governor, yes, and  
13 we probably were maybe driving from, you  
14 know, maybe the capitol to get a haircut  
15 or to do things like that.  
16 But I don't recall a situation  
17 where we would just flat out put the  
18 person that's assigned to protect -- Billy  
19 was the driver.  
20 He may have been the detail  
21 leader, but he was the driver, and I  
22 didn't understand why you would put the  
23 body person out. The complaint came from

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1 the body person, Darren Blake.  
2 Q. Okay.  
3 A. So I remember having a  
4 conversation with Billy. I had a couple  
5 of conversations with Billy.  
6 One conversation Billy -- when  
7 Billy first took over as the detail  
8 leader, he came into -- he came over to  
9 the office and, basically, told me how he  
10 was going to be doing things.  
11 And I -- I basically took it  
12 because I knew that I couldn't go against  
13 the governor at that point, so.  
14 And we even had a discussion -- I  
15 had a discussion about how Billy came in  
16 and was disrespectful with Hal Taylor who  
17 was at the time Spencer's chief of staff.  
18 Q. Okay.  
19 A. And he told me basically Billy's  
20 not in charge when it comes to the overall  
21 detail, that I was, and to lay the law  
22 down to Billy.  
23 So it just -- I felt like that

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1 situation put Billy and I at odds, and at  
2 one point Billy and I were really good  
3 friends.  
4 Q. That incident did Billy Ervin say  
5 what role Rebekah Mason had in the  
6 decision to have the governor's vehicle be  
7 occupied by solely him, her, and the --  
8 A. I don't recall him saying what  
9 role she played in it, but she would have  
10 had to play a role to even set that up  
11 because that would have had to have gone  
12 -- I don't think Billy -- Billy is not a  
13 media -- he's not a media person. He's a  
14 protective person.  
15 He wouldn't have said oh, I think  
16 it's good idea to put the media in there  
17 and put Darren out. That would have had  
18 to come from someone else.  
19 And Billy being -- I didn't think  
20 Billy was ready to be the detail leader  
21 but that -- the governor made that call,  
22 not me, which I thought was a little bit  
23 strange, but the governor made that call.

1 Q. Okay.

2 A. And so I wouldn't have done that  
3 particular situation that way, and I think  
4 Rebekah knew that I never would have  
5 allowed that to happen that way.

6 Q. And, again, your calendar notation  
7 for November 4th is that she --  
8 you received a call indicating she was  
9 very angry that Billy Ervin had been  
10 removed?

11 A. That was from Paul. I think  
12 that's the conversation I had with Paul  
13 Bentley because he was telling me -- I  
14 think he was telling me about -- the day  
15 he told me about Clay Ryan making the  
16 security comment about leaks or whatever  
17 and that was just a very tense time.

18 I was trying to hold on and trying  
19 to figure out what to do as far as what  
20 was best for me and my family.

21 Q. At what point in time did the  
22 overtime issue get created for you?

23 A. The overtime issue -- Jennifer

1 Ardis, who was the communications  
2 director, had called me prior to any of  
3 the overtime stuff coming out and said  
4 hey, there's a reporter in Huntsville  
5 that's concerned about your overtime.

6 Apparently a couple of troopers  
7 have complained about it, and she wants to  
8 do a story. I said that's fine with me.  
9 I mean, I didn't feel like I had anything  
10 to hide and I told her it was fine. Well,  
11 that never developed.

12 Q. What date range are we talking  
13 about there?

14 A. This would have been before --  
15 this would have been before the actual  
16 overtime issue, so it would have been  
17 maybe a little bit -- I mean, it could  
18 have been in July.

19 Q. Of 2014?

20 A. 2014. It could have been  
21 June/July of 2014, but it never developed.  
22 It never materialized, and I asked her  
23 about it.

1 She said well, she couldn't ever  
2 find the correct spelling of your name and  
3 that -- I mean, you know, you've got open  
4 -- what do you call it, open checkbook or  
5 whatever Alabama?

6 You could find anything you want  
7 about me. So it never materialized, and  
8 then after the things started to heat up  
9 with the governor, mysteriously there's  
10 this big thing about overtime.

11 Truth of the matter is, the  
12 governor could have put that to rest  
13 because he's the one that approved all of  
14 it.

15 Q. Right. And you say "put that to  
16 rest", what do you mean by that?

17 A. The governor could have spoke up  
18 and said that he -- the governor is the  
19 one that called -- he called me, Chuck  
20 Malone, I think Angi Smith was in there,  
21 and I know Zach Lee was in there. And he  
22 basically said I want Ray with me all the  
23 time and whatever it takes --

1 Q. What you're talking about now is  
2 the very beginning of the  
3 administration --

4 A. Yes.

5 Q. -- from 2011?

6 A. And that's where all of this  
7 started about. So the governor knew, he  
8 knew all about that because he's the one  
9 that had Chuck write the letter to the  
10 Department of Public Safety.

11 Q. And Chuck Malone was the chief of  
12 staff at that point in time; is that  
13 correct?

14 A. That's correct.

15 Q. And then so you said July of 2014  
16 is when you think Jennifer Ardis called to  
17 let you know that there was this reporter  
18 out of Huntsville interested in your  
19 overtime --

20 A. Right.

21 Q. -- as a news story? And I think  
22 you related earlier that August of 2014 is  
23 when Seth Hammett called you and said, to

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1 use his term, it's about to hit the fan --  
 2 A. Yeah.  
 3 Q. -- over your overtime issue?  
 4 MR. SAXON: Or to not use  
 5 his term.  
 6 MR. ESSIG: Or to not use  
 7 his term.  
 8 Q. Did you have any more conversation  
 9 with Seth Hammett about why he was making  
 10 that phone call to you?  
 11 A. I talked to Seth later. I said  
 12 let me think about it. Seth said hey,  
 13 you've got all the time you wanted, but in  
 14 that same day the pressure kind of ramped  
 15 up.  
 16 I had to make a decision, and I  
 17 later talked to Seth, and I said Seth I  
 18 did not do a thing wrong, and Seth said to  
 19 me I know that.  
 20 Q. Did you ever request that you get  
 21 paid overtime?  
 22 A. No.  
 23 Q. Was that something that was just

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1 sort of part of the deal of being the  
 2 detail leader?  
 3 A. Yes.  
 4 Q. And if I understand correctly what  
 5 you said from before, is that it was your  
 6 understanding Governor Bentley wanted you  
 7 with him at all times; is that right?  
 8 A. What the governor was concerned  
 9 about is that I had built this enormous  
 10 amount of comp time, compensatory time. I  
 11 basically didn't care when I got that  
 12 compensatory time back.  
 13 I went to him and told him I was  
 14 going to have to be off for several days.  
 15 He didn't want that, and that's when he  
 16 had Chuck Malone write the letter to DPS.  
 17 Q. Okay. Is it your belief that the  
 18 issues regarding your overtime were  
 19 created by Rebekah Mason?  
 20 A. I have to believe that because  
 21 there was a person that wanted to do a  
 22 story on that and it went away. And then  
 23 all of sudden when I'm the person in the

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1 middle with the governor and what's going  
 2 on with the governor, now there's this big  
 3 story about overtime and me and my  
 4 overtime.  
 5 I think it was -- I felt like it  
 6 was a non-story. I felt like it was  
 7 something that the governor could have  
 8 spoken up about, but he didn't. At the  
 9 end of the day I feel like it was -- my  
 10 personal feeling is, yes, Rebekah and  
 11 Jennifer were friends.  
 12 Rebekah would have known from  
 13 Jennifer that at some point somebody  
 14 wanted to do a story about my overtime and  
 15 that that went away, but that would be a  
 16 good -- a good place to start and put  
 17 enough pressure on Ray and get him out,  
 18 and that's just my personal feeling.  
 19 Q. Has anybody ever told you that  
 20 they had those types of conversations with  
 21 Ms. Mason?  
 22 A. No.  
 23 Q. Have you ever -- other than you

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1 sort of putting two and two together, is  
 2 there any evidence or anything that you  
 3 have that would support that Ms. Mason was  
 4 responsible for the overtime story?  
 5 A. Paul Bentley told me in a  
 6 conversation that Rebekah Mason was  
 7 probably one of the happiest people to  
 8 know I was gone.  
 9 Q. Do you know how he knew that?  
 10 A. Conversation he said he had with  
 11 Clay Ryan.  
 12 Q. And do you know what the substance  
 13 of that conversation was?  
 14 A. He was going to tell me, he said  
 15 let me read you a text that Clay sent me,  
 16 and then I think he realized he probably  
 17 shouldn't tell me about that text.  
 18 MR. DOSS: Can you think of  
 19 anyone else who would have had a reason to  
 20 stir up the overtime story?  
 21 THE WITNESS: DPS is -- I  
 22 say DPS or ALEA, but I came up it was DPS.  
 23 We're a tight-knit organization, but it's

1 also an organization where sometimes  
2 people don't like to see other people  
3 advance, and it's probably the same as it  
4 is in a lot of places.

5 I think there were some  
6 people that were a little bit upset about  
7 the money I made, but I don't think to a  
8 level that they were wanting to bring me  
9 down.

10 I think they didn't know --  
11 of course, they didn't understand all the  
12 dynamics of what I was doing with the  
13 governor.

14 And I think it was just a  
15 natural part for some guys when they found  
16 out how much money I was making they felt  
17 like it wasn't right, but I don't -- could  
18 some of those guys have, you know, stirred  
19 the pot? I guess.

20 I feel like this was a story  
21 that was created at the time when the  
22 governor and Rebekah wanted me out. And I  
23 even got a text from Mrs. Bentley that

1 said that they're plotting against you. I  
2 want to say she said Billy -- they're  
3 plotting against you, so I had reason to  
4 believe that there was some, some things  
5 working behind the scenes to get me gone.

6 MR. WILLSON: I was going to  
7 ask you about that since you mentioned it  
8 real quick. On December 8th on your day  
9 planner I think is where that note shows  
10 up. And could you take a look at that --

11 THE WITNESS: Yes.

12 MR. WILLSON: -- and let us  
13 know what you remember about that and what  
14 that text message means and who it is  
15 from.

16 THE WITNESS: Let's see.  
17 Took a screen shot. Billy Ervin selling  
18 you out. Talking too much. Julie Lindsey  
19 said that I'd be better off -- that I made  
20 a comment Julie -- so there's a lot of  
21 talk going on that Mrs. Bentley  
22 intercepted somehow from somebody.

23 And she said to me, she said

1 Billy Ervin's selling you out, talking too  
2 much. Now, you would have to ask  
3 Mrs. Bentley what that was all about, but  
4 I think that's when they were doing some  
5 plotting.

6 MR. WILLSON: Let me see if  
7 I understand you. This was not  
8 Mrs. Bentley texting those words to you,  
9 or was it? When you say there was a  
10 screen shot --

11 THE WITNESS: No, I took a  
12 screen shot of that text.

13 MR. WILLSON: So you got a  
14 text message directly from Mrs. Bentley  
15 with just those words?

16 THE WITNESS: Yes.

17 MR. WILLSON: Okay. Go  
18 ahead. I'm sorry.

19 THE WITNESS: And she also  
20 -- she also said something about Julie  
21 said I said I would be better off if RCM  
22 were gone. That's true. I'm sure I said  
23 that.

1 Q. (By Mr. Essig) The overtime  
2 issue, I mean as I understand it as it's  
3 laid out in your complaint, yours and  
4 John's complaint, is that your concern was  
5 is that it was the governor's decision  
6 that you would be with him at all times?

7 A. Yes.

8 Q. And it was the governor's decision  
9 through the letter from Chuck Malone to  
10 DPS that you would be paid overtime for  
11 the time you're spending with the  
12 governor; is that correct?

13 A. Yes.

14 Q. Or comp time?

15 A. Yes.

16 Q. And then the issue as you saw it,  
17 which I think you stated earlier was one  
18 of the reasons you stopped trusting the  
19 governor was that he -- once the story  
20 comes out and it becomes publicly known,  
21 the governor gives an interview with Chuck  
22 Dean and denies having any knowledge of  
23 the overtime issue?

1 A. On the day that I was called over  
2 to make a decision about where I was going  
3 to be --  
4 Q. Whether detail leader or DPU?  
5 A. The governor says to me Ray, I  
6 just don't remember anything about that  
7 overtime. And I told him I said, sir, out  
8 of all due respect, you are the one that  
9 approved that for me.  
10 And he was basically in tears that  
11 day and that's the same day I got a text  
12 from Zach Lee saying Rebekah Mason is  
13 outside listening to every word you and  
14 the governor are saying.  
15 Q. So during the conversation where  
16 the governor is telling you I don't know  
17 anything about the overtime or approving  
18 you for overtime, it's that conversation  
19 that you get the text about that Ms. Mason  
20 is listening?  
21 A. Yes.  
22 Q. Early on in the administration you  
23 stated the governor had had Chuck Malone

1 send the letter about you getting overtime  
2 or comp time?  
3 A. Right.  
4 Q. From that point in time until this  
5 event in August of 2014 when it becomes an  
6 issue again, had there ever been any  
7 discussions between you and the governor  
8 about your comp time or overtime issues?  
9 A. The governor he asked me one day  
10 Ray, how do they pay you. And I said from  
11 the moment I start home until the moment I  
12 get back, and he said to me that's the way  
13 it should be.  
14 Q. Okay.  
15 A. He never had a problem with it.  
16 Q. And that description you just gave  
17 there tell us what that is again. What  
18 was your time -- how was your time  
19 calculated?  
20 A. From the moment I left home.  
21 Q. Tuscaloosa?  
22 A. Tuscaloosa. To the moment I  
23 returned back, and some days yeah, there

1 would be -- it would be long days. I can  
2 remember days getting up at three o'clock  
3 in the morning and getting home in just  
4 enough time to take a shower and go back  
5 to work.  
6 Q. And I assume since you were  
7 driving a state vehicle --  
8 A. Yes.  
9 Q. -- you didn't get any mileage or  
10 anything like that?  
11 A. I never -- even though I lived in  
12 Tuscaloosa and traveled to Montgomery I  
13 don't think there's one single time that  
14 -- I feel like under the law I could have  
15 claimed per diem.  
16 I never claimed per diem from  
17 Tuscaloosa to Montgomery. I would have  
18 made more money and people would have been  
19 a lot more upset.  
20 Q. And it would have been tax-free,  
21 too, right, if it was per diem?  
22 A. Yes.  
23 Q. Did anybody ever discuss with you

1 drawing per diem?  
2 A. I had a lieutenant that we were  
3 working one time on the detail and getting  
4 everybody else's comp time down, and he  
5 said to me, he said, I noticed you've  
6 never claimed per diem for your travels  
7 and I didn't.  
8 MR. ESSIG: Anything else on  
9 that?  
10 MR. WILLSON: No.  
11 Q. (By Mr. Essig) The 501(c)(4) or  
12 ACEGOV?  
13 A. Right.  
14 Q. What do you know about ACEGOV?  
15 A. Not a whole lot. I mean, I don't  
16 know any particulars about it. I've since  
17 found out that that was something that  
18 Cooper Shattuck set up, but I don't -- I  
19 know the governor told me that he thought  
20 that was a way that he could pay Rebekah.  
21 Q. When did he tell you that?  
22 A. I don't know. It's in my day  
23 planner here, but I just can't remember

1 the exact date. I could thumb through  
 2 here if you want me to.  
 3 Q. That's all right. We'll rely on  
 4 what's in the day-timer.  
 5 A. Okay.  
 6 Q. Did you ever participate in any  
 7 meetings where finding donors for the  
 8 501(c)(4) or ACEGOV was discussed?  
 9 A. I remember having a conversation  
 10 with the governor where he told me that I  
 11 think it's Henry Mabry, he was with AEA or  
 12 something, had offered to help find ways  
 13 to pay Rebekah.  
 14 Q. And I think some of that is  
 15 reflected in the day-timer as well?  
 16 A. Yes, yes.  
 17 Q. Any other names that you recall  
 18 being a part of that process of donating  
 19 or funding ACEGOV?  
 20 A. Not right off the bat.  
 21 Q. Ever any mention or do you ever  
 22 recall being on the governor's schedule  
 23 meeting with people to talk to them about

1 motorcade and flying on the plane. What  
 2 about vehicle sweeps being done for bugs  
 3 or anything like that?  
 4 A. Well, I can tell you the governor  
 5 became paranoid about his office being  
 6 swept and vehicles being swept, and I know  
 7 he -- I know he asked Nance Bishop to do  
 8 sweeps on I think Ms. Mason's vehicle but  
 9 Nance never did those sweeps.  
 10 Q. Okay. How do you know he asked  
 11 that?  
 12 A. Because I had a conversation with  
 13 Nance.  
 14 Q. And was it the governor directly  
 15 as you understand it that asked Nance  
 16 Bishop to do those sweeps?  
 17 A. Yes, because the governor wouldn't  
 18 have asked -- Nance was our guy to do  
 19 vehicle sweeps.  
 20 Q. Okay.  
 21 A. And he didn't go through me to ask  
 22 that. He would have gone -- now, there  
 23 were times when I went to Nance to say

1 giving donations to support that  
 2 organization?  
 3 A. No, I mean there may have been  
 4 meetings on the schedule, but if the  
 5 governor -- you know, the meetings in the  
 6 office I just knew I would have a schedule  
 7 and I would know if there was a meeting,  
 8 but honestly I didn't always look to see  
 9 what the meeting was about.  
 10 Q. Did you ever have any  
 11 conversations with Seth Hammett about how  
 12 Ms. Mason was going to get paid once the  
 13 new administration came in?  
 14 A. Seth -- and I know it's in the day  
 15 planner somewhere where he told me he said  
 16 he felt like the governor was going to run  
 17 into problems trying to get her paid  
 18 because something to do with their  
 19 relationship, the relationship. Seth felt  
 20 like there was going to be problems with  
 21 that.  
 22 Q. We've talked about Ms. Mason when  
 23 she was on the campaign riding in the

1 hey, we need our vehicle swept.  
 2 Q. Sure.  
 3 A. But that is because the governor  
 4 had become -- he had become really  
 5 paranoid about that.  
 6 Q. What was the cause of that  
 7 paranoia?  
 8 A. The recording.  
 9 MR. DOSS: When the request  
 10 was made to sweep Ms. Mason's car as best  
 11 you can recall was she still a state  
 12 employee at that time, or had she become a  
 13 campaign employee?  
 14 THE WITNESS: To the best of  
 15 my knowledge she was no longer a state  
 16 employee.  
 17 Q. (By Mr. Essig) How did that  
 18 conversation come about between you and  
 19 Nance Bishop?  
 20 A. Everybody was concerned about what  
 21 was going on and what, you know, the  
 22 governor was having us, you know, to do.  
 23 Q. Did this -- you stated it was your

1 understanding the governor asked Nance  
 2 Bishop directly to sweep Ms. Mason's  
 3 vehicle; is that correct?  
 4 A. It was my understanding that the  
 5 governor had got to a point where he would  
 6 just ask Nance to sweep whatever he  
 7 wanted.  
 8 Q. Did Nance Bishop report that to  
 9 you --  
 10 A. No.  
 11 Q. -- and said hey, can I do this or  
 12 --  
 13 A. Nance knew what to do. Nance told  
 14 me that as far as Ms. Mason's vehicle that  
 15 he never did it but that the governor had  
 16 requested it.  
 17 MR. DOSS: Were you aware of  
 18 any other campaign staff members whose  
 19 vehicles were swept at the request of the  
 20 governor?  
 21 THE WITNESS: I'm not aware  
 22 of it. If that happened, the governor  
 23 just would have gone to Nance and asked

1 him to do it.  
 2 MR. WILLSON: Did others  
 3 within ALEA or within the chain of command  
 4 have access to Nance as well and ask him  
 5 sometimes to do sweeps on behalf of the  
 6 governor or lieutenant governor or any  
 7 other protectives?  
 8 THE WITNESS: Nance was  
 9 basically his own -- kind of his own -- if  
 10 you needed a sweep, you went to Nance.  
 11 Anybody that needed that -- anybody with  
 12 the right authority could have gone to him  
 13 and said hey, I need you to sweep this  
 14 vehicle.  
 15 Or Spencer could have gone  
 16 to him and said hey, sweep this vehicle  
 17 for -- he could have said sweep it for the  
 18 governor, and all Nance would have wanted  
 19 I feel -- Nance is a friend of mine. I  
 20 think Nance would have wanted that request  
 21 to come directly from somebody else where  
 22 it wasn't on him.  
 23 MR. DOSS: In your

1 experience in law enforcement can you  
 2 think of any reason why a private  
 3 citizen's vehicle should be swept for bugs  
 4 or electronic surveillance devices?  
 5 THE WITNESS: In all of my  
 6 years working I had never known of a  
 7 private vehicle to be -- I have not known  
 8 of a private vehicle in that way, you  
 9 know, to be swept.  
 10 I never had a problem with  
 11 sweeping the governor's office or the  
 12 trucks we drove in because I considered  
 13 that part of what we did.  
 14 But we did not start  
 15 sweeping vehicles -- that was not a big  
 16 thing until after this relationship with  
 17 Rebekah. We may have swept vehicles, we  
 18 may have on a very limited -- we didn't  
 19 feel like we had any reason to.  
 20 MR. DOSS: And those would  
 21 have been state vehicles that were being  
 22 swept?  
 23 THE WITNESS: Right, right.

1 And it certainly wasn't a thing we didn't  
 2 sweep the governor's office that often  
 3 until, you know -- I mean he was -- the  
 4 governor would request sweeps outside of  
 5 me. It got to that point.  
 6 MR. WILLSON: Do you mind if  
 7 I clean up a couple of things?  
 8 MR. ESSIG: Yes, go ahead.  
 9 MR. WILLSON: On  
 10 November 6th from looking at your day --  
 11 and some of my clean-up questions will  
 12 really be just on this day-timer, day  
 13 planner. November 6th you have a note --  
 14 THE WITNESS: Depart for  
 15 Birmingham?  
 16 MR. WILLSON: Spoke with  
 17 Secretary Collier. Told him the governor  
 18 asked me if I trusted Spencer.  
 19 THE WITNESS: What -- where  
 20 is that at?  
 21 MR. WILLSON: November 6,  
 22 2014.  
 23 THE WITNESS: Well, for some

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1 reason. That's November.

2 MR. SAXON: Flip back the  
3 previous page.

4 THE WITNESS: Okay. This  
5 page, all right. I'm sorry.

6 MR. WILLSON: Couple of days  
7 after the election. Can you remember the  
8 context of that note?

9 THE WITNESS: Let's see,  
10 what day?

11 MR. WILLSON: The 6th.

12 THE WITNESS: I had gone  
13 into his office and there had just been a  
14 lot of different things going on. I think  
15 the governor was to a point where he  
16 didn't know who he could trust, and so --  
17 and to be quite honest with you I didn't  
18 know if I could trust Spencer at that time  
19 either because I felt -- there were times  
20 when I felt like Spencer could have done  
21 more on the side of -- I know the  
22 governor's the governor and I respect  
23 that, but at the same time I felt like

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1 there were times when Spencer could have  
2 done more on the side of just what's  
3 right.

4 MR. WILLSON: Did the  
5 governor give you any sense in that  
6 conversation about what his concern was  
7 specifically?

8 THE WITNESS: I think he was  
9 worried about whether or not he could  
10 trust Spencer at that point. I don't know  
11 if it was during this time, but, you know,  
12 Spencer had gotten to a point where he was  
13 missing several days of work because he  
14 had had some back problems and whatever.

15 And I think -- I think at  
16 that point the governor had just really  
17 gotten paranoid of who -- he didn't know  
18 who he could trust, and probably that  
19 wasn't all, you know, the governor.

20 That was -- he probably had  
21 somebody in his ear saying, you know, you  
22 probably can't trust Spencer.

23 MR. WILLSON: Do you have

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1 any sense of who that person might have  
2 been?

3 THE WITNESS: Absolutely.

4 MR. WILLSON: Who would it  
5 have been?

6 THE WITNESS: Rebekah.

7 MR. DOSS: Is that belief  
8 based on everything you know about the  
9 situation and the relationship and the  
10 dynamics in the office and your experience  
11 working for the governor?

12 THE WITNESS: Yes. And I  
13 can -- if I can kind of, you know, kind of  
14 sum that up in a nutshell. When you're  
15 sitting there, the governor was like a  
16 father figure to me when we first started.  
17 We're very close.

18 We would talk about  
19 anything. I remember I had a situation  
20 with my son, I could talk to the governor  
21 about it. My middle son is in school at  
22 the Naval Academy and the governor  
23 insisted that he be able to write a letter

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1 helping Garrett, you know, get into the  
2 Naval Academy.

3 So I had -- he would go to  
4 football games. He would say hey, let's  
5 go to Garrett's football game tonight. We  
6 would come into town in Tuscaloosa and he  
7 would say I want to go to Garrett's  
8 football game.

9 We would go to the football  
10 game or a basketball game. There were  
11 times where the governor would say hey,  
12 come in the house -- it's very rare that I  
13 -- I would try to keep it professional,  
14 but there were times when he would say,  
15 hey, come in the house and eat with us,  
16 have dinner with Dianne and I, and it was  
17 probably a couple of times when I did  
18 that.

19 And then, you know, he  
20 started to change, and it didn't matter  
21 what Mrs. Bentley said. It didn't matter  
22 what his kids' opinions were. He didn't  
23 care, so I knew -- I knew that if the

1 governor would betray his own family,  
2 there's nothing to stop him from coming at  
3 me.

4 And I knew that -- you know,  
5 I heard Rebekah once get off -- we were on  
6 the helicopter. I heard Rebekah say to  
7 the governor, we were going to an event,  
8 she said, Governor, don't you let anyone  
9 in your head but me.

10 I will also say this just  
11 because we may miss it. I also heard --  
12 that the governor also said to me, we were  
13 -- it was the two of us, and we isolated  
14 the headphones on the helicopter.

15 And he said Ray, I'm going  
16 to stop holding Dianne's hand because it's  
17 a sign of weakness.

18 Q. (By Mr. Essig) When was that?

19 A. I don't remember the exact date,  
20 but I remember being on the helicopter  
21 because I remember us isolating -- you  
22 could isolate the headphones where the  
23 pilots couldn't hear you, and we had that

1 conversation.

2 Q. I know you said you can't remember  
3 the exact date, but, I mean, do you have a  
4 rough estimate of when that would have  
5 been?

6 A. It was before he was reelected.

7 Q. Would it have been during the  
8 reelection campaign?

9 A. Probably so, or, you know, maybe a  
10 little bit before that because that  
11 really, really shocked me because I  
12 later -- we had the conversation about I  
13 said something about Mike -- I guess I  
14 should say the Vice President Mike Pence,  
15 I think -- when he was governor he came to  
16 an event in Birmingham, and seems like I  
17 said to the governor, I said Governor  
18 Pence didn't have a problem holding his  
19 wife's hand, you know, so.

20 I don't know. It just -- the  
21 governor changed in a way that the bottom  
22 line was no, I didn't trust him, and  
23 that's why I kept a day -- that's why I

1 kept a day planner and I basic -- I felt  
2 like if it ever -- if there was ever an  
3 issue about who put these people in the  
4 vehicles or whatever, he was going to put  
5 it on me.

6 MR. ESSIG: John, have you  
7 got something?

8 MR. SAXON: Off the record.  
9 (Off the record.)

10 Q. (By Mr. Essig) Mr. Lewis, we had  
11 talked about the -- earlier there were two  
12 different occasions where the governor  
13 makes admissions to you about the affair.

14 There's the May 2014 occasion  
15 where he admits to you there was, in fact,  
16 an affair; is that correct?

17 A. That's correct.

18 Q. And you stated that sometime later  
19 there was a specific admission that the  
20 affair was physical in nature?

21 A. Yes.

22 Q. When did that statement to you,  
23 the physical statement, occur?

1 A. It would have been after the May  
2 statement, and I think -- I want to say  
3 the first time he told me was May 7th.

4 MR. DOSS: 2014?

5 THE WITNESS: Of 2014. And  
6 then I picked him up one morning. After  
7 that statement I picked him up and, you  
8 know, there's a lot -- there was  
9 conversation about this coming out and  
10 people finding out and he said that well,  
11 if people find out, I'll just tell the  
12 truth, we'll tell the truth.

13 Q. (By Mr. Essig) Okay.

14 A. So it was during that  
15 conversation. We were driving over to the  
16 airport. He had --

17 Q. Airport in Montgomery?

18 A. Airport in Montgomery. We were  
19 driving over to the state hangar, but I  
20 was not flying with him that day, so I was  
21 just driving him over and I was going to  
22 pass him off to one of the detail guys.

23 But when we got there we sat there

1 on the tarmac and we talked for probably  
2 an hour, and it was during that  
3 conversation where he looked at me and he  
4 said, you know, Ray, I just cannot be  
5 responsible for getting people jobs after  
6 the election.

7 And I asked him if he was talking  
8 about Rebekah and Jon, and he said yes.  
9 And it was during that conversation, I  
10 don't know if it was before that or after,  
11 but I asked, I said Governor, was the  
12 relationship physical, and he said yes.

13 Q. And that was the extent of the  
14 description?

15 A. Yes, he didn't go into any detail,  
16 but, you know, I mean, physical could mean  
17 a number of things, so he didn't tell me.

18 Q. The extent of how physical?

19 A. Yeah.

20 Q. And so you've got August of 2014  
21 is when you and Spencer Collier ride with  
22 him to Greenville and y'all have your  
23 confrontation with him about the affair?

1 A. Right.

2 Q. Was this discussion with the  
3 governor where he admitted that it was  
4 physical, was it before or after the trip  
5 to Greenville?

6 A. I'm not -- I'm not sure.

7 MR. WILLSON: If you would  
8 take a moment, I could be daydreaming, but  
9 I think it might be in there somewhere,  
10 and I'm looking for it somewhere.

11 THE WITNESS: Here it is.  
12 August the 8th.

13 Q. (By Mr. Essig) So just days after  
14 the trip to Greenville then?

15 A. Right. And that's part -- you  
16 know, as I put all of those things  
17 together, somebody was asking me -- one of  
18 you asked me about me starting to put the  
19 things together about the overtime and all  
20 of that and why.

21 You know, I personally feel like  
22 the governor knew he had said something to  
23 me that was if he went back and told

1 Rebekah that, she probably would have said  
2 to him why in the world would you say that  
3 to him, so that's just me.

4 MR. DOSS: About when did  
5 the overtime article come out, if you  
6 remember?

7 THE WITNESS: Looks like  
8 August the 17th.

9 MR. DOSS: So that would  
10 have been within a couple of weeks of a  
11 conversation that you had with the  
12 governor where you and Spencer Collier  
13 were strongly urging him --

14 THE WITNESS: Yes.

15 MR. DOSS: -- to end the  
16 affair with Rebekah Mason; is that right?

17 THE WITNESS: Yes.

18 MR. DOSS: Okay.

19 MR. ESSIG: John, have you  
20 got other questions?

21 MR. SAXON: Yes.

22 EXAMINATION

23 BY MR. SAXON:

1 Q. Ray, I want to ask a couple of  
2 follow-up questions. Going back to  
3 something we talked about very early, and  
4 there wasn't any discussion of this, on  
5 election night for the reelection you said  
6 the campaign victory party was at The Zone  
7 at Bryant-Denny Stadium; is that correct,  
8 or was this the first time?

9 A. That was the first time.

10 Q. Okay. And do you know if the  
11 campaign paid anything to the University  
12 of Alabama to rent that? Do they rent it  
13 out as an event space?

14 A. Yes, they do.

15 Q. Okay. And the transition team had  
16 offices at Bryant-Denny Stadium?

17 A. Yes.

18 Q. Do you know if the campaign paid  
19 rent for that?

20 A. I have no knowledge of anyone  
21 paying.

22 Q. Okay. Was the campaign  
23 headquarters at Bryant-Denny Stadium in

1 The Zone?  
 2 A. No.  
 3 Q. Okay. On May 7th when you go up  
 4 to Kay Ivey's conference room at the  
 5 request of the governor to break off the  
 6 affair with Rebekah, and you tell her it's  
 7 got to end, it's going to be embarrassing  
 8 for the governor, for the family, for the  
 9 state, was there ever a point at which she  
 10 said I know?  
 11 A. Yes. She -- she all but agreed  
 12 with me that it had to end, and that she  
 13 needed to -- she needed to move on.  
 14 Q. Okay. You were asked questions  
 15 about use of vehicles and planes and  
 16 helicopters to transport, among other  
 17 people, Ms. Mason after she left the  
 18 employ of the state.  
 19 Was there ever a time when you  
 20 were in Tuscaloosa to pick up the governor  
 21 to take him to Birmingham for some event  
 22 and you were in a state car and Ms. Mason  
 23 was not part of the state government, and

1 talk about his relationship with Rebekah,  
 2 and they felt like -- and so did  
 3 Mr. O'Connor, Mr. O'Connor did.  
 4 Mr. O'Connor called me to his office.  
 5 Q. First finish up, they went to the  
 6 governor to talk about his relationship  
 7 with Ms. Mason?  
 8 A. Yes.  
 9 Q. That would be David Byrne, Seth  
 10 Hammett, and also Bill O'Connor?  
 11 A. It's my -- I know that Seth did,  
 12 and I know that the governor became angry  
 13 with them and said it was time for both of  
 14 them to go.  
 15 MR. DOSS: Who are both of  
 16 them?  
 17 THE WITNESS: Seth and  
 18 Mr. Byrne. The other part with Bill  
 19 O'Connor, Bill O'Connor called me because  
 20 he was concerned about the relationship.  
 21 Q. (By Mr. Saxon) And is that when  
 22 he told you we made Rebekah -- we created  
 23 Rebekah but not to sleep with the

1 he asked you to go to her house and pick  
 2 her up?  
 3 A. Yes. I picked the governor up and  
 4 we were going to -- he was going to speak  
 5 at a radio station in Birmingham. And as  
 6 we were leaving, he told me I needed to go  
 7 by and pick Rebekah up at her house.  
 8 Q. Am I correct she was no longer a  
 9 state employee?  
 10 A. No. Correct, she was no longer a  
 11 state employee.  
 12 Q. Okay. Do you have knowledge from  
 13 anyone telling you that they also went to  
 14 the governor to tell him to break off the  
 15 affair with Rebekah Mason other than  
 16 Spencer Collier about which you've already  
 17 talked?  
 18 A. Well, I know his sons talked to  
 19 him.  
 20 Q. What about David Byrne, the  
 21 governor's legal counsel?  
 22 A. David went to him -- well, David  
 23 and I think it was Seth went to him to

1 governor?  
 2 A. Yes.  
 3 Q. Did you ever come to learn who  
 4 "we" is as in "we created Rebekah"?  
 5 A. No.  
 6 MR. SAXON: That's all I've  
 7 a got.  
 8 FURTHER EXAMINATION  
 9 BY MR. ESSIG:  
 10 Q. You mentioned that you know that  
 11 the sons talked to him, the Bentley sons.  
 12 When did that happen?  
 13 A. I know Paul -- I don't know  
 14 exactly when, but I know -- of the two  
 15 sons I know Matthew and Paul had talked to  
 16 him because I know that it became -- their  
 17 relationship became strained.  
 18 I don't know about Mark, and I  
 19 know Luke, Luke probably didn't know what  
 20 was really going on until after, you know,  
 21 towards the end.  
 22 Q. Luke is the son with special  
 23 needs; is that right?

1 A. Yes.

2 Q. And then the meeting you said

3 where Seth Hammett and Bill O'Connor

4 confronted the governor did they do that

5 together?

6 A. No. I had talked to Seth, and he

7 told me that Bill was going to talk to the

8 governor, and he said we would just hope

9 for the best.

10 And then I know that Bill O'Connor

11 did go talk to the governor as well

12 because, you know, Seth told me but I also

13 had sat down at length and spoke at length

14 with Bill O'Connor.

15 Q. When did he go meet with the

16 governor?

17 A. I don't know the exact date, but

18 Bill called me on the -- Bill called me

19 and left a message on my phone saying he

20 wanted to meet with me so I went over to

21 his -- I went over to an office there in

22 Montgomery and sat down. It was late one

23 night and sat down and talked to him.

1 MR. ESSIG: All right.

2 We're done. Thank you.

3

4 [Proceedings concluded at 2:05 p.m.]

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1 Q. Was that before the Republican

2 Primary in 2014?

3 A. I'm not sure. I know it was

4 before the main, you know, the general

5 election.

6 Q. The general election?

7 A. Yes.

8 Q. What was y'all's conversation

9 about?

10 A. It was a conversation Mr. O'Connor

11 was concerned about what was going on with

12 the governor and Rebekah, and, of course,

13 that's when he said that they created her

14 but not, you know, not to sleep with her.

15 Q. Do you know what that comment was

16 referring to, we created her?

17 A. Basically what I gathered was kind

18 of to push their agenda, whatever, you

19 know, they wanted to push.

20 Q. Okay. Got you.

21 MR. ESSIG: Anything else,

22 John?

23 MR. SAXON: No.

1 CERTIFICATE

2

3 STATE OF ALABAMA )

4 TUSCALOOSA COUNTY )

5

6 I hereby certify that the above and

7 foregoing proceeding was taken down by me

8 in stenotype, and the questions and

9 answers thereto were produced in

10 transcript form by computer-aided

11 transcript under my supervision, and that

12 the foregoing represents a true and

13 correct transcript of the proceedings

14 occurring on said date at said time.

15 I further certify that I am neither of

16 counsel nor of kin to the parties to the

17 action, nor am I in anywise interested in

18 the results of said cause.

19

20 /s/ Nancy W. Pannell

21 NANCY W. PANNELL

22 COURT REPORTER AND COMMISSIONER

23 ACCR#30-EXPIRES 9/30/17

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<hr/> <b>3</b> <hr/> <b>3</b> 2:19 141:16 141:19 143:14 <b>30th</b> 5:14 <b>31</b> 1:12 <b>31st</b> 58:20 59:3 <b>32</b> 143:16 <b>35203</b> 1:22 3:7 3:17				



**ALABAMA HOUSE OF REPRESENTATIVES**  
**JUDICIARY COMMITTEE**

**JACK SHARMAN**  
**SPECIAL COUNSEL**  
**LIGHTFOOT, FRANKLIN & WHITE LLC**  
**400 20TH STREET NORTH**  
**BIRMINGHAM, ALABAMA 35203**

August 30, 2016

*Via United States Mail and Electronic Mail*

Mr. Wendell Ray Lewis  
c/o John D. Saxon, Esq.  
JOHN D. SAXON, P.C.  
2119 3rd Avenue North  
Birmingham, Alabama 35203

Re: Impeachment Investigation of Governor Robert Bentley

Dear John:

Enclosed with this letter is a request for documents directed to Mr. Lewis on behalf of the Alabama House Judiciary Committee. I understand that you represent Mr. Lewis, and I trust that you will accept service on his behalf and will cause him to be served.

Please produce all documents and things requested no later than by **5:00 p.m. on Tuesday, September 20, 2016**. Please convey to Mr. Lewis that, although he is not required to treat this request as confidential, I ask that he do so in order to preserve the integrity of this investigation.

If you have any questions, please do not hesitate to contact me.

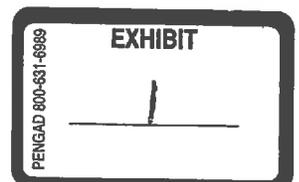
With best wishes, I am

Sincerely yours,

A handwritten signature in black ink, appearing to read "Jack Sharman".

Jack Sharman

cc: The Honorable Mike Jones, Chairman, Alabama House Judiciary Committee  
Enclosure



**BEFORE THE HOUSE JUDICIARY COMMITTEE  
OF THE ALABAMA HOUSE OF REPRESENTATIVES**

**In Re: The Impeachment Investigation of  
Governor Robert Bentley**

**DOCUMENT REQUEST TO WENDELL RAY LEWIS**

**TO: Mr. Wendell Ray Lewis  
c/o John D. Saxon, Esq.  
JOHN D. SAXON, P.C.  
2119 3rd Avenue North  
Birmingham, Alabama 35203**

**Definitions and Instructions**

- A. The term "Office of the Governor" as used herein refers to Governor Robert Bentley in his official capacity and all current or former members of Governor Robert Bentley's Staff, including but expressly not limited to those assigned to the following offices: Executive Office, Chief of Staff and Deputy Chief of Staff, Legal Office, Communications Office, Legislative Office, Constituent Services Office, Scheduling Office, Appointments Office, Policy Office, Administration Office, Office of the First Lady, and Governor's Mansion.
- B. Unless otherwise specified, all Requests shall encompass the period of time beginning January 17, 2011 to the present.
- C. Documents responsive to any Request shall be produced together, in electronic or paper file folders or with other enclosures that separate the files by Request number. If a document is responsive to more than one Request, it shall be produced in response to the Request to which it is primarily responsive.
- D. Produce all documents and things requested no later than by **5:00 p.m. on Tuesday, September 20, 2016.**

**Documents and Things Requested**

1. A complete copy of your personnel file(s) with the State of Alabama or the Alabama Law Enforcement Agency.
2. Any and all documents, electronic data, and information evidencing or relating to your daily and weekly schedule from January 17, 2011 until you ceased employment with the State of Alabama.
3. Any and all documents, electronic data, and information evidencing or relating to your job titles, duties, or performance as an employee of the State of Alabama.

4. Any and all documents, electronic data, and information evidencing or relating to any nondisclosure or confidentiality agreements signed by you or proffered to you by or on behalf of Governor Robert Bentley, in his personal capacity, or the Office of the Governor.

5. Any and all documents, electronic data, and information evidencing or relating to any meetings at which both you and Governor Robert Bentley were present from January 1, 2014 to the present.

6. Any and all documents, electronic data, and information evidencing or relating to any meetings at which both Governor Robert Bentley and Rebekah Mason were present from January 1, 2014 to the present.

7. Any and all audio or video recordings of any part of any telephone or other conversations between Governor Robert Bentley and Rebekah Mason.

8. Any and all documents, electronic data, and information evidencing or relating to any communications, including but expressly not limited to letters, notes, emails, text messages, and voice messages, between you and any of the following persons, including any attorney or other person acting for or on behalf of either you or them:

- a. the Office of the Governor;
- b. Governor Robert Bentley in his personal capacity;
- c. Dianne Bentley;
- d. any other member of the Bentley family;
- e. Rebekah Mason;
- f. Jon Mason;
- g. Spencer Collier;
- h. Stan Stabler;
- i. any director, officer, employee, agent, or representative of Alabama Council for Excellent Government;
- j. any director, officer, employee, agent, or representative of Bentley for Governor, Inc.;
- k. any director, officer, employee, agent, or representative of RCM Communications, Inc.;
- l. any director, officer, employee, agent, or representative of JRM Enterprises, Inc.;

- m. Matt Hart, Mike Duffy, or any other person involved in the investigation, indictment, prosecution, and trial of former Alabama Speaker of the House Mike Hubbard, to the extent such communications did not reference, concern or relate to any pending criminal investigation or grand jury proceeding.

9. Any and all documents, electronic data, and information evidencing or relating to any communications, including but expressly not limited to letters, notes, emails, text messages, and voice messages, between you and any person, whether sent by you, sent to you, or copied to you, concerning:

- a. the Office of the Governor;
- b. Governor Robert Bentley in his personal capacity;
- c. Dianne Bentley;
- d. any other member of the Bentley family;
- e. Rebekah Mason;
- f. Spencer Collier;
- g. Stan Stabler;
- h. Alabama Council for Excellent Government;
- i. Bentley for Governor, Inc.;
- j. RCM Communications, Inc.;
- k. JRM Enterprises, Inc.;
- l. Matt Hart, Mike Duffy, or any other person involved in the investigation, indictment, prosecution, or trial of former Alabama Speaker of the House Mike Hubbard, to the extent such communications did not reference, concern or relate to any pending criminal investigation or grand jury proceeding;
- m. the investigation, indictment, prosecution, or trial of former Alabama Speaker of the House Mike Hubbard;
- n. actual or alleged misuse of State funds by the Alabama Law Enforcement Agency or any of its subordinate agencies, departments or divisions, and internal investigation into the same;
- o. any and all temporary or permanent removals, reassignments, replacements, or terminations of any officers or employees of the Alabama

Law Enforcement Agency or any of its subordinate agencies, departments or divisions from January 1, 2014 to the present.

10. Any and all documents, electronic data, and information evidencing or relating to any of the following:

- a. the Office of the Governor;
- b. Governor Robert Bentley in his personal capacity;
- c. Dianne Bentley;
- d. any other member of the Bentley family;
- e. Rebekah Mason;
- f. Spencer Collier;
- g. Stan Stabler;
- h. Alabama Council for Excellent Government or any of its current or former directors or officers;
- i. Bentley for Governor, Inc.;
- j. RCM Communications, Inc.;
- k. JRM Enterprises, Inc.;
- l. State aircraft;
- m. Matt Hart, Mike Duffy, or any other person involved in the investigation, indictment, prosecution, or trial of former Alabama Speaker of the House Mike Hubbard, to the extent such documents, electronic data, and information do not reference, concern or relate to any pending criminal investigation or grand jury proceeding;
- n. the investigation, indictment, prosecution, or trial of former Alabama Speaker of the House Mike Hubbard;
- o. actual or alleged misuse of State funds by the Alabama Law Enforcement Agency or any of its subordinate agencies, departments or divisions and internal investigation into the same;
- p. any and all temporary or permanent removals, reassignments, replacements, or terminations of any officers or employees of the Alabama Law Enforcement Agency or any of its subordinate agencies, departments or divisions from January 1, 2014 to the present.

11. Any and all documents, electronic data, and information evidencing or relating to Statements of Economic Interest filed by you with the Alabama Ethics Commission.

12. Any and all documents, things, or electronic data that you removed from State property.

13. Any and all documents, electronic data, and information that you have received since you ceased employment with the State of Alabama evidencing or relating to State business.

14. Any and all documents, electronic data, information, or other things that you believe are relevant, in any way, to the proposed Articles of Impeachment Against Governor Bentley, a copy of which is enclosed as Attachment 1, or the investigation pertaining thereto.

1 HR367

2 176360-2

3 By Representatives Henry, Whorton (I), Sessions, Ball,  
4 Patterson, Hanes, Whorton (R), Holmes (M), Standridge, Moore  
5 (B), Crawford, Farley, Williams (JW), Ainsworth, Ford, Todd,  
6 Wilcox, Butler, Nordgren, Williams (P), Morrow, Ingram and  
7 Mooney

8 RFD: Judiciary

9 First Read: 28-APR-16

2  
3  
4  
5  
6  
7  
8 ARTICLES OF IMPEACHMENT AGAINST GOVERNOR BENTLEY.  
9

10 WHEREAS, in 2010, Governor Bentley was elected the  
11 53rd Governor of the State of Alabama and was reelected to a  
12 second term in 2014; and

13 WHEREAS, Section 173 of the Constitution of Alabama  
14 of 1901 provides that the Governor and other constitutional  
15 officers of this state may be impeached upon the adoption of  
16 articles of impeachment by this body and upon trial by the  
17 Senate, acting as a court of impeachment; and

18 WHEREAS, two formal complaints have been filed with  
19 the Alabama Ethics Commission to determine whether Governor  
20 Bentley violated state ethics laws by misusing state property;  
21 and

22 WHEREAS, in recognition of the gravity of the  
23 adoption of these articles of impeachment and upon findings  
24 that Governor Bentley has violated the public trust, this body  
25 concludes Governor Bentley should be impeached for cause; now  
26 therefore,

1                   BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES OF  
2 THE LEGISLATURE OF ALABAMA, That Governor Bentley is impeached  
3 for cause and that the following articles of impeachment,  
4 based upon the findings in this resolution, be transmitted to  
5 the Senate for trial as provided in Section 173 of the  
6 Constitution of Alabama of 1901:

7                   ARTICLE I.

8                   Willful Neglect of Duty.

9                   Credible evidence exists to create probable cause to  
10 believe that, in his conduct while Governor of the State of  
11 Alabama, he willfully neglected his duty as Governor by  
12 failing to faithfully execute the laws of this state and by  
13 refusing to perform his constitutional and statutory duties.

14                  ARTICLE II.

15                  Corruption in Office.

16                  Credible evidence exists to create probable cause to  
17 believe that, in his conduct while Governor of the State of  
18 Alabama, he unlawfully misused state property, misappropriated  
19 state resources, and consistently acted in violation of law to  
20 promote his own personal agenda.

LAW OFFICES  
**JOHN D. SAXON, P.C.**  
A PROFESSIONAL CORPORATION  
2119 3RD AVENUE NORTH  
BIRMINGHAM, AL 35203

JOHN D. SAXON  
DONNA S. CUDE\*  
SANDRA KOSLIN REMINGTON+

TELEPHONE (205) 324-0223  
FACSIMILE (205) 323-1583

FIRM ADMINISTRATOR  
MICHELLE PEOPLES

\*ALSO ADMITTED IN  
TEXAS

+ALSO ADMITTED IN  
FLORIDA

September 14, 2016

HAND DELIVERY

Jack Sharman, Esq.  
Special Counsel  
ALABAMA HOUSE OF REPRESENTATIVES JUDICIARY COMMITTEE  
LIGHTFOOT, FRANKLIN & WHITE, LLC  
400 20<sup>th</sup> Street North  
Birmingham, Alabama 35203

Re: Impeachment investigation of Governor Robert Bentley

Dear Jack:

Enclosed you will find a copy of the DayTimer provided me by my client, Ray Lewis, which is a partial response to your Document Request to Wendall Ray Lewis. I hope you can find this useful. It is reasonably legible, but at some point you may need to ask Mr. Lewis to decipher certain entries.

I have him looking for other documents, although he has relatively few. Because of the nature of the DayTimer, I wanted you to go ahead and have it, which fact I have communicated both to you and Wes Gilchrist.

I look forward to working with you on this important matter.

Very truly yours,

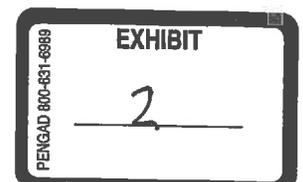


John D. Saxon

JDS/erl

Enclosure as stated

cc: Paul W. Patterson, Esq.  
W. Ray Lewis



 CAMBRIDGE<sup>®</sup>  
2014/2015

# JULY

Sunday

Monday

Tuesday

Wednesday

June 2014	August 2014	1	2
<p>S M T W T F S</p> <p>1 2 3 4 5 6 7</p> <p>8 9 10 11 12 13 14</p> <p>15 16 17 18 19 20 21</p> <p>22 23 24 25 26 27 28</p> <p>29 30</p>	<p>S M T W T F S</p> <p>1 2</p> <p>3 4 5 6 7 8 9</p> <p>10 11 12 13 14 15 16</p> <p>17 18 19 20 21 22 23</p> <p>24 25 26 27 28 29 30</p> <p>31</p>	<p>10 HRS</p>	<p>OFF</p>
<p>6 OFF</p>	<p>7 Montgomery 10 hrs</p>	<p>8 Montgomery 13 hrs</p>	<p>9 Montgomery 14 hrs</p>
<p>13 In London 5A-10P 17 hrs</p> <ul style="list-style-type: none"> <li>• Book Hotel</li> <li>• Read Email</li> <li>• Picked Gov up from Keith's house</li> <li>• Gov brought st. course</li> </ul>	<p>14 Parcel Ans Rpt Book Hotel In London 5A-10P (15 hrs)</p> <ul style="list-style-type: none"> <li>• Airstow</li> <li>• Order Computer</li> <li>• Book Hotel</li> </ul>	<p>15 Met Susan In London 5A-10P (15 hrs)</p> <ul style="list-style-type: none"> <li>• Airstow</li> <li>• Mobile Reception</li> <li>• Dinner with Seth &amp; Annie</li> </ul>	<p>16 Rtn to Montgomery 5A-10P (15 hrs) take off at 2:30 19 hrs</p> <ul style="list-style-type: none"> <li>• Book Hotel</li> <li>• Rent a car</li> </ul>
<p>20 Fly to RI 5:30 - 11:30</p> <ul style="list-style-type: none"> <li>• Rental Car</li> <li>• Alarm</li> <li>• Omni Hotel Providence</li> </ul>	<p>21 Wake up Open House NAPS Went to Mall Had Dinner at restaurant</p>	<p>22 Reporting Past for</p> <ul style="list-style-type: none"> <li>• Give to Newport</li> <li>• Grant and Peter and home (C. Va)</li> </ul>	<p>23 Montgomery 14 hrs</p>
<p>27</p>	<p>28 Montgomery 13 hrs</p> <ul style="list-style-type: none"> <li>• Pipe broken on Septic tank.</li> </ul>	<p>29 Montgomery</p> <ul style="list-style-type: none"> <li>• Had windshield replaced at 14</li> <li>• Shooting @ 14 Ridge Road</li> </ul>	<p>30 Training Montgomery</p>

\*Dinner with Susan & Annie

# JULY 2014

Thursday	Friday	Saturday	Notes
<p>3 Off</p>	<p>4 H</p> <p style="text-align: center;">Independence Day</p>	<p>5 Off</p>	<p>• Regret with being an adult. (Repeat this not what I want for me.)</p> <p>• Harvesty - Not there</p> <p>• In the presence</p>
<p>10 • Reported member ATL @ 1:20 • Lunch @ The Varsity \$10.94 6A-12A (18 hrs) Departed ATL 7:00 13 hrs</p>	<p>11 • In London • Advanced Reception venues 6A-7P 13 hrs.</p>	<p>12 • In London • Advance d Air Show Traveled via Train 8 hrs</p>	
<p>17 • Ben's to Bristol 8 hrs 7 hrs</p>	<p>18 • In Tuscaloosa 8 hrs. • Purchased Apple Laptop for G</p>	<p>19 Farewell Party for G</p>	
<p>24 Montgomery 8 hrs.</p>	<p>25 Tuscaloosa 8 hrs. Meet with Ken Conner and Keith Perkins re. 2014 Football Season</p>	<p>26 Rejoined Foot</p>	
<p>31</p>			

# AUGUST

Sunday	Monday	Tuesday	Wednesday																																																																																				
<p>July 2014</p> <table border="1"> <tr><td>S</td><td>M</td><td>T</td><td>W</td><td>T</td><td>F</td><td>S</td></tr> <tr><td></td><td></td><td>1</td><td>2</td><td>3</td><td>4</td><td>5</td></tr> <tr><td>6</td><td>7</td><td>8</td><td>9</td><td>10</td><td>11</td><td>12</td></tr> <tr><td>13</td><td>14</td><td>15</td><td>16</td><td>17</td><td>18</td><td>19</td></tr> <tr><td>20</td><td>21</td><td>22</td><td>23</td><td>24</td><td>25</td><td>26</td></tr> <tr><td>27</td><td>28</td><td>29</td><td>30</td><td>31</td><td></td><td></td></tr> </table>	S	M	T	W	T	F	S			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	26	27	28	29	30	31			<p>September 2014</p> <table border="1"> <tr><td>S</td><td>M</td><td>T</td><td>W</td><td>T</td><td>F</td><td>S</td></tr> <tr><td></td><td>1</td><td>2</td><td>3</td><td>4</td><td>5</td><td>6</td></tr> <tr><td>7</td><td>8</td><td>9</td><td>10</td><td>11</td><td>12</td><td>13</td></tr> <tr><td>14</td><td>15</td><td>16</td><td>17</td><td>18</td><td>19</td><td>20</td></tr> <tr><td>21</td><td>22</td><td>23</td><td>24</td><td>25</td><td>26</td><td>27</td></tr> <tr><td>28</td><td>29</td><td>30</td><td></td><td></td><td></td><td></td></tr> </table>	S	M	T	W	T	F	S		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	26	27	28	29	30						
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21	22	23	24	25	26	27																																																																																	
28	29	30																																																																																					
3 OFF	<p>4 Montgomery Jasper Montgomery Overnight in Montgomery 12 hrs</p> <ul style="list-style-type: none"> <li>• Arr. Remains in this house in Walker Co. + we were still on the way. God told me right then that</li> </ul>	<p>5 <sup>12 hrs</sup> Montgomery Greenville Tusculum base</p> <ul style="list-style-type: none"> <li>• Taped</li> <li>• Move to Greenville with God + family</li> <li>• Melissa provide parts of tape</li> </ul>	<p>6 Montgomery 12 hrs</p> <ul style="list-style-type: none"> <li>• Spoke with Col. Ryan • Call stop Dayton Montgomery • Call stop • Called to Harper</li> </ul>																																																																																				
10 OFF	<p>11 Montgomery Dugitey School 12 hrs</p> <ul style="list-style-type: none"> <li>• Call said get tape not providing enough info to prosecute</li> <li>• Gov call from (NO E.D.A) said he would get tape on the plane</li> </ul>	<p>12 Montgomery 12 hrs</p>	<p>13 Tusculum base 12 hrs</p> <ul style="list-style-type: none"> <li>• Col. Cissner</li> <li>• Computer of Jasper</li> <li>• Mrs. Harp</li> <li>• Harp</li> </ul>																																																																																				
17 OFF At Camp Article Comes out In Salt Lake	<p>18 A/L In Salt Lake</p>	<p>19 A/L In Salt Lake</p>	<p>20 A/L In Salt Lake</p> <ul style="list-style-type: none"> <li>• Had dinner with Col. Harp and his wife 12 hrs</li> <li>• Made a visit to their home</li> </ul>																																																																																				
24	<p>25 In Montgomery 12 hrs</p> <ul style="list-style-type: none"> <li>• Spoke with sec. Gillis and Gov after receiving Call from D made ref. me being under investigation</li> <li>• Both stated not tape. Gov ask</li> </ul>	<p>26 In Montgomery 12 hrs</p>	<p>27 In Montgomery 10 hrs</p>																																																																																				
31																																																																																							

# AUGUST 2014

Thursday	Friday	Saturday	Notes
	<p>1 Montgomery IDAs.</p>	<p>2 OFF</p>	<p>• Also on 8/28/2014 Capital Police arrested protesters. They were arrested when they refused to leave Capitol.</p>
<p>7 Montgomery Overhaul Football Detroit Packers Meeting IDAs</p>	<p>8 Drove Gov to the POT Ranger. Spoke with him about... Also told him Zach made 5... me... Gov told me to... if it... comes out.</p>	<p>9 OFF</p>	<p>• Spoke with Sen. Collier as he was leaving Capitol. He told me there had been another media inquiry into me being moved out in the change in the OT policy.</p>
<p>14 Montgomery Staff meeting called off... and left... (American...)</p>	<p>15 OFF</p>	<p>16 OFF In. Set late</p>	<p>• In ref. to John Mason began hired Paul told me Gov has already interviewed him.</p>
<p>21 150,000... dinner built...</p>	<p>22 Returned home from Set late spent night @... Nashville.</p>	<p>23 OFF • Went to Paul... to... text.</p>	<p>8/29 Paulina telephoned... with Sen Collier he told me that he informed Billy...</p>
<p>28 In Montgomery 15 hrs • Spoke with B... During... Mrs B... Gov... on... Lee... and...</p>	<p>29 Flew to Baltimore for B's game. Nance called me while... BWI. Told me... he told me no... to... Went to... in...</p>	<p>30 In Baltimore... Na vs. Ohio... 1st Baltimore</p>	<p>• On the life Gov says he thinks... he can be with... breast.</p>

# SEPTEMBER

Sunday	Monday	Tuesday	Wednesday
<p>6 Flew back home</p>	<p>1 OFF</p> <p>Labor Day</p>	<p>2 Meet with Spencer @ 9:50 told him about Mrs. B telling me about the plan to hire Lee Searles and replace him with Hanson - Spence. Said he'd do it.</p> <p>*Turned keys over to Bill. Filed Searles over.</p>	<p>3 Mrs B @ 8:54 shooting carried story by the office. Chris said to let Mrs. B what type recorder to buy. Said he has a copy of the tape.</p> <p>*Mike sends email</p>
<p>7 Al.com story comes out.</p>	<p>8 Montgomery</p>	<p>9 Montgomery</p>	<p>10 Montgomery</p>
<p>14</p>	<p>15 Al.com article comes out.</p>	<p>16 Montgomery</p> <p>Met with visibility team in my office.</p> <ul style="list-style-type: none"> <li>Reviewed Life left by Sec. Collier</li> <li>Talked with Col. Anderson about Mike Collier.</li> <li>Got on speaker phone.</li> <li>Met w/ Mike Connor re: Al.com</li> </ul>	<p>17 Montgomery</p> <p>Met with Gov.</p> <ul style="list-style-type: none"> <li>He stated he thought story was dying.</li> <li>Said he thought it would be best to stop on</li> <li>Said we have done nothing wrong.</li> <li>He said that if Marlene was happy to see me, he would see me.</li> </ul>
<p>21</p>	<p>22</p>	<p>23</p>	<p>24</p> <p>Rosh Hashanah begins at sundown</p>
<p>28</p>	<p>29</p>	<p>30</p>	

# SEPTEMBER 2014

Thursday	Friday	Saturday	Notes																																																																																											
<p>4</p> <p>• Saw Steve Mills @ Gov's on 9/5/14 He was headed to Florida. He had about 200k in all-invest. (Cash) • Spoke to Mike Seac about changing.</p>	<p>5</p> <p>Spoke to Seac about Saturday. He said he would try to set it around \$20,000. • He said the event that occurred with the Virginia Gov made him nervous. • Steve's concerns about my pay are actually motivated.</p>	<p>6</p>	<p>on 9/3/2014 Chris Hines stated he is nervous. • Newt Ham Mills on duty the night of 9/3 Camp to discuss 9/3 Mike Seac email saying he would like to consider going back to college. • I don't remember the exact date, but recall it was back see, it was between 9:10<sup>00</sup> approx. Campaign still months away from about seeing Gov launching of PM shift in an appropriate way. • During my meeting with Sec. Collier I again expressed my feeling about the Gov's involvement with PM. Told him Gov seems to be under other pressures (Blackmail),</p>																																																																																											
<p>11</p> <p>• Montgomery</p>	<p>12</p> <p>• Montgomery</p>	<p>13</p>																																																																																												
<p>18</p> <p>Patriot Day • Montgomery</p>	<p>19</p>	<p>20</p>																																																																																												
<p>25</p>	<p>26</p>	<p>27</p>																																																																																												
	<p>August 2014</p> <table border="1"> <tr><td>S</td><td>M</td><td>T</td><td>W</td><td>T</td><td>F</td><td>S</td></tr> <tr><td></td><td></td><td></td><td></td><td></td><td>1</td><td>2</td></tr> <tr><td>3</td><td>4</td><td>5</td><td>6</td><td>7</td><td>8</td><td>9</td></tr> <tr><td>10</td><td>11</td><td>12</td><td>13</td><td>14</td><td>15</td><td>16</td></tr> <tr><td>17</td><td>18</td><td>19</td><td>20</td><td>21</td><td>22</td><td>23</td></tr> <tr><td>24</td><td>25</td><td>26</td><td>27</td><td>28</td><td>29</td><td>30</td></tr> <tr><td>31</td><td></td><td></td><td></td><td></td><td></td><td></td></tr> </table>	S	M	T	W	T	F	S						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	26	27	28	29	30	31							<p>October 2014</p> <table border="1"> <tr><td>S</td><td>M</td><td>T</td><td>W</td><td>T</td><td>F</td><td>S</td></tr> <tr><td></td><td></td><td></td><td>1</td><td>2</td><td>3</td><td>4</td></tr> <tr><td>5</td><td>6</td><td>7</td><td>8</td><td>9</td><td>10</td><td>11</td></tr> <tr><td>12</td><td>13</td><td>14</td><td>15</td><td>16</td><td>17</td><td>18</td></tr> <tr><td>19</td><td>20</td><td>21</td><td>22</td><td>23</td><td>24</td><td>25</td></tr> <tr><td>26</td><td>27</td><td>28</td><td>29</td><td>30</td><td>31</td><td></td></tr> </table>	S	M	T	W	T	F	S				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	26	27	28	29	30	31		
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# OCTOBER

Sunday

Monday

Tuesday

Wednesday

September 2014  
 S M T W T F S  
 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 26 27  
 28 29 30

November 2014  
 S M T W T F S  
 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 26 27 28 29  
 30

1

6

7

8 Having lunch  
 with Bobbittans  
 • Also having lunch  
 with (Clayton),  
 Heidi (Community Mgr)  
 and John Hanson

2 Free Day  
 Went to  
 Providence Mall  
 I bought shoes  
 and a sweater.  
 I bought Mini Golf  
 and Rocket?

13 6<sup>th</sup> packed  
 • Extended car  
 rental \$68  
 • Breakfast @  
 IHOP  
 • Susan's MRI  
 • Took G back to  
 base  
 Columbus Day  
 Thanksgiving (Canada)

14 Depart Hartford  
 @ 5:15  
 Called Coach  
 • Felix 10:45  
 Called Coach  
 Gina 10:46  
 left message  
 with her.

15 Checked  
 Grant in  
 Prove to Montg.

3 OFF

20 Spoke with  
 Jessie Peoples  
 @ HQ

21 Gas leak  
 Mansion  
 Spoke with  
 Mrs. B. she  
 said he has  
 had multiple  
 email accounts  
 Mrs. B said she  
 and Gov. work  
 spend night together  
 in Montg.

22 ALEA Orientation  
 Selma  
 • TV Ad comes  
 out about  
 Paul.  
 • By overnight in  
 Hartford with  
 Grant  
 in Montg.

5 OFF

27 In Montgomery

28 Career Staff  
 Sipsey Valley  
 Lunch with  
 Eddie

29 In Montgomery  
 Met with  
 Secretary  
 about cars,  
 office space.  
 Paul  
 reviewed material  
 on behavior.  
 11 hrs

Thursday	Friday	Saturday	Notes
2	3  Yom Kippur begins at sundown	4	10/4/14 Spoke with Gov @ his residence. He told me once again that he would speak to Spencer about my salary.
9	10 5:30 Flight to Hartford, CT. Akte Park! Drove to Newport open house with B, start of family weekend. He @ contact Spoke with @ Wynham Gardens	11 Breakfast @ McDonald's in Newport Took B to football match @ 9:30 Took to 11:00 Kick off @ Woy 35-14	Told he would talk in or around next week (approx. week) it was during this conversation that I asked him about Johnny Tubbs. He said that Spencer told him that
16 In Montgomery	17	18 Attempted AL vs. Texas 4th game. Tues. Open. Spoke to the gov. He said he would speak to Spencer about my salary	Johnny Tubbs. He said that Spencer told him that
23 In Office News Article Cages in Labouf Paul. Paul Revs me a voice mail	24 OFF Provided receipt for Blue Cross Blue Shield Bought New at Spoke to Mrs B said she was not invited to go with Gov.	25 OFF	He said that Spencer told him that Johnny did not want the job in SBT and that Spencer told him Gen Oslove the position.
30 In Montgomery  Meeting w/ Greig	31 In Montgomery  Halloween		The Gov said that he is aware that John is using his position to advance his goals.

# NOVEMBER

Sunday

Monday

Tuesday

Wednesday

October 2014

S	M	T	W	T	F	S
			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
26	27	28	29	30	31	

December 2014

S	M	T	W	T	F	S
	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	26	27
28	29	30	31			

2

3

4

5

Dana and I picked up Bob in Tulsa. Yvonne traveled to Myrtle Beach with Paul B. Spang. 11 AM arrival with time for no driving. Bill from Detroit. (Completed by DC. Day passed Paul to tell him. 500000 sports car about lunch reading

Election Day

Daylight Saving Time ends

9

10

11

12

Meeting w/ Lydie and Marie. Tel. 005000 5000

Veterans Day  
Remembrance Day (Canada)

6

17

18

19

Depart for Blinn

3

24

25

26

In Salt Lake

In Salt Lake

Susan and I flew in from Salt Lake. Picked Carret up from Blinn airport.

0

# NOVEMBER 2014

Thursday	Friday	Saturday	Notes
		1	<p>Assure that Chesapeake with Gov Bentley about his affair with A.M. immediately loses favor.</p>
6 spoke w/ secretary (Bier). told him Gov. asked me if I trusted Spencer	7 Ask Chris for copy of recording.	8	<p>I had to change jobs, lost pay when Governor found I was being paid by Gov. talked to Nancy Bishop about as well</p>
13	14 Depart for New York travel to New Jersey	15 Army/Navy Game	<p>as other members of the Detail.          *The Gov was walking out of the plane after the election he said "these people will never stay out of my business or if I'm going to fire the Gov I'll take my opinion the Governor is not thinking about his affair with A.M.</p>
20	21 Depart for Salt Lake American Airlines	22 In Salt Lake Attended Utah/Arizona Game with Susan	<p>opinion the Governor is not thinking about his affair with A.M.</p>
27	28 Shopping with mom & Susan Kohl's w/ (Celia). Received text from Stan. Gov became angry with me then asked me how concerned I'm about his affair with Kopecke. Gov left message and I have to travel to Monday	29	<p>*The stress is causing health problems for me.</p>

# DECEMBER

Sunday	Monday	Tuesday	Wednesday
<p>Spoke with Paul. Paul stated he is concerned in his safety and the safety of his family. Paul feels that the Gov is unstable. Paul told me Gov asked this B and</p>	<p>1 In Montgomery            Stan &amp; I meet with Chief at Staff. Discussed safety issue in let to R.M. He stated he would be left on it. R.M. turned over to his address.</p>	<p>2 In Montgomery</p>	<p>3 Meeting (Capt. de) All. Sunday Sec 7 (255.8)            • Took Names for State house for address            • He told us in travel with Gov Wayne and DOT staff.            • Meeting with Gov</p>
<p>7             Wanted on house</p>	<p>8 Text from Mrs. B. Took some notes and sent to Gmail. "Billy Lynn selling you out. Talking too much." Julie Lindsey said that I said I would be better off if R.M. were gone.</p>	<p>9 Dns. Airport @ 10am.</p>	<p>10</p>
<p>14</p>	<p>15</p>	<p>16             Hanukkah begins at sundown</p>	<p>17</p>
<p>21</p>	<p>22</p>	<p>23</p>	<p>24</p>
<p>28</p>	<p>29</p>	<p>30</p>	<p>31             New Year's Eve</p>



# JANUARY

Sunday	Monday	Tuesday	Wednesday
December 2014 S M T W T F S 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 26 27 28 29 30 31	February 2015 S M T W T F S 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 26 27 28		
4 OFF	5	6	7
11	12	13	14
18 Called Seth on cell phone in AM. to discuss about Ben	19 Transaction spoke with Markita Davis she has been about the admin. • Please find would like to talk get more • Call Anne about business Martin Luther King Jr. Day	20 Stan informed us that Goph informed staff that he has hired Ken as his advisor	21
25	26	27	28 Meeting with Seth to discuss Seth stated the Cayman has gone over the edge.

# JANUARY 2015

Thursday	Friday	Saturday	Notes
<p>1. Went to Alabama game in New Orleans.</p> <ul style="list-style-type: none"> <li>Stayed over night in Hattisburg.</li> <li>New safety started</li> </ul> <p><small>NEW YEAR'S DAY</small></p>	<p>2 Returned Home</p>	<p>3 OFF</p>	<p>Gov told me on 1/16 meeting he was hiring R.M. This meeting</p> <p>Continued later</p>
<p>8</p>	<p>9 Spoke with Southworth, Gov &amp; Linda Adams during conversation. Linda Adams was present. Southworth was very concerned about Gov hiring R.M. He said some of the responsibility over lap with his. Gov was very concerned. He said people had faith in him. She said he was in the...</p>	<p>10 In Tusculum</p>	<p>Gov seemed to be trying to conceal himself that he w/RM relationship was not physical.</p> <p>He stated several times that his family had been advised him. He seemed concerned &amp; agitated when he talked about it. He said the he and R.M. had knowledge of a reporter being told that he &amp; R.M. are having an affair. He also said that the paper for isg or friend of R.M. and was working to find out who started the rumor. (cont in bc)</p>
<p>15</p>	<p>16 Actually on this date</p>	<p>17</p>	
<p>22</p>	<p>23</p>	<p>24</p>	
<p>This conversation was approached</p> <p>29 Talked Linda Adams in her office. She said the Gov had need to talk down for her the day before. She was very upset and said she believed her son would have not heard</p>	<p>30</p>	<p>31 Went to Blinn Credit Union and Pastor. Dropped things off at his house. Stopped by Gov's house to tell him of my decision to retire</p>	

# FEBRUARY

Sunday	Monday	Tuesday	Wednesday
1	<p>2 1p meeting with Seth to discuss him helping me relocate Ashley (copy Seth asked me to speak with someone about).</p> <p>Groundhog Day</p>	<p>3 Met with Secret about Ashley. He had just returned from a meeting w/ Gov that morning. Jay Hewitt was there in with the Secret. I was in Secret's office.</p>	<p>4 Great sick day. Worked from home.</p>
8	9	10	<p>11 Stopped by visit Mrs. B. we talked out side and then moved to the pool house apt. Chris Hines was also present. Mrs. B and Chris were getting ready to leave.</p>
<p>15 In Utah Susan and I stopped @ Costco. Got 5 steaks for dinner.</p>	<p>16 In Utah</p> <p>Presidents' Day</p>	<p>17 Return home Utah. People home from MGM.</p>	<p>18 Returned to work</p> <p>Ash Wednesday</p>
<p>22 Worked on CDs</p>	23	24	25

# FEBRUARY 2015

Thursday	Friday	Saturday	Notes																																																																																				
5	6	7	2/11/2014 Continued During our conversation Mrs B talked about the sermon G.H. preached on 2/8. Mrs B said that prior to Sunday Bill asked the Gov asking him to step up against gay marriage. Mrs B said the Gov felt like he was being misused. Mrs B said she could not stand up against gay marriage because the argument for standing up against it was family values. She said the Gov could not do the marriage of his own with R.M. Mrs B also said R.M. had convinced Gov that Bill was upset with him and was setting him up. Apparently Bill went on Cont →																																																																																				
12 Travel to Utah from U.S Airways 6:30 - Message @ Madison in Salt Lake	13 In Utah • Got with Steven • Pizza from Robertinos • Also spatch with Keith Jackson	14 In Utah Valentines Dinner @ Cate Malise Valentine's Day																																																																																					
19 Meeting with Secretary • Spoke with Sen. after meeting in Mt. to Frank not being ready. • Start moving to SBI. • George @ Detail reads. He asked - continued	20 In Montgomery 11:30 Meeting with Gov. • Talked about Gene Wiggins as Chief of Protective Service • Said he had to go by train, take going to DC	21 OFF																																																																																					
26	27	28																																																																																					
	<p>January 2015</p> <table border="1"> <tr><td>S</td><td>M</td><td>T</td><td>W</td><td>T</td><td>F</td><td>S</td></tr> <tr><td></td><td></td><td></td><td></td><td>1</td><td>2</td><td>3</td></tr> <tr><td>4</td><td>5</td><td>6</td><td>7</td><td>8</td><td>9</td><td>10</td></tr> <tr><td>11</td><td>12</td><td>13</td><td>14</td><td>15</td><td>16</td><td>17</td></tr> <tr><td>18</td><td>19</td><td>20</td><td>21</td><td>22</td><td>23</td><td>24</td></tr> <tr><td>25</td><td>26</td><td>27</td><td>28</td><td>29</td><td>30</td><td>31</td></tr> </table>	S	M	T	W	T	F	S					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	26	27	28	29	30	31	<p>March 2015</p> <table border="1"> <tr><td>S</td><td>M</td><td>T</td><td>W</td><td>T</td><td>F</td><td>S</td></tr> <tr><td>1</td><td>2</td><td>3</td><td>4</td><td>5</td><td>6</td><td>7</td></tr> <tr><td>8</td><td>9</td><td>10</td><td>11</td><td>12</td><td>13</td><td>14</td></tr> <tr><td>15</td><td>16</td><td>17</td><td>18</td><td>19</td><td>20</td><td>21</td></tr> <tr><td>22</td><td>23</td><td>24</td><td>25</td><td>26</td><td>27</td><td>28</td></tr> <tr><td>29</td><td>30</td><td>31</td><td></td><td></td><td></td><td></td></tr> </table>	S	M	T	W	T	F	S	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	26	27	28	29	30	31					
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# MARCH

Sunday	Monday	Tuesday	Wednesday
1	2	3	4
8	9	10	11
<p>Traveled to Selma. Returned to Martin after Art Fadden's inauguration/capitol police.</p> <p>MODEL to MEM airport.</p> <p>Daylight Saving Time begins</p>			
15	16	17	18
		St. Patrick's Day	
22	23	24	25
<p>Birthday Picked Susan up from B'ham Airport.</p>	<p>Susan &amp; I drove to Martin. Stayed on Winfield Property.</p> <ul style="list-style-type: none"> <li>• Gassed up @ Exxon</li> </ul>	<p>Retirement Reception Very nice. Turn out. Daylight came up from LA. Stayed on Winfield Property.</p>	<p>TOOK Susan to B'ham airport for car flight.</p>
29	30	31	
<p>Palm Sunday</p>	<p>on Monday Evening I went the Gussie office to drop off his beach house ref. In the office Reggie, Rachel &amp; Julie. Gov told me that Henry Mayberry had stop by that day to offer wants to pay SCM. He told Gov that he didn't want to do it through the Gov.</p>	<p>Turned in all equipment. *Last day of work.</p>	

# MARCH 2015

Thursday	Friday	Saturday	Notes																																																																													
5	6. Picked CODEZ @ B'ham Airport Escorted to Monday Penitentiary Stayed over night @ Hampton Inn Monday	7. President Obama's visit to Selma Had private made with the President. Over night @ Hampton Inn	Continued from 3/30/2015 - The Gov stated Mabry offered to help get RRM, said through some of his associates. They prime Mabry offered to help with was \$150,000 The Gov also stated that Mabry took the better out of his phone prior to the meeting stating "They ain't hear us now." Later in our conversation we talked about Spencer Collier. The Gov and I both agreed Spencer has a RRM abuse problem. Gov stated if became very obvious in a meeting he had of Spencer that morning. Gov stated he knew Spencer was a problem & needed to get him out of the way.																																																																													
12	13	14																																																																														
19	20 Picked G up @ Airport.	21																																																																														
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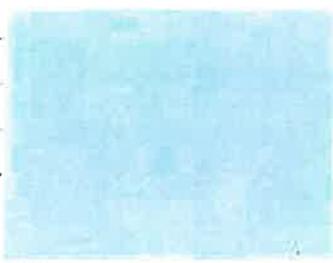
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*Please to looking  
about gang  
with out to report  
to City so it  
will not be my  
job. 900 11/1/10*



## Notes

9/5 Turned in signed copies of confidentiality agreements for Capitol Police over to Seth. (Pl. Hays gave them to him. They were relayed over by Pl. Grogan.)

- 9/16 Spoke to Jason re: news articles. Didn't think it was good idea to move forward with an attorney. Drove to Tusculum to meet with Mike Cammer. Sen. Callier thought that it would be a good idea to have my attorney send a letter of retraction to al.com. Mike and I decided that doing so would bring unwanted attention to the Governor and myself.

- 9/17 Meeting Governor @ his office Wednesday morning. Told him the stress was taking a toll on me. I have noticed that the Governor has been calling me from a phone that shows my number as unknown. He has left voice message from this phone. While in his office this morning, I noticed he had a third phone that I did not recognize. The phone was on his desk. As I walked out of the office, members of the campaign were sitting in the waiting area. (Zach, Keith and Angie). General Trautman asked the Governor if he would give me a

- 9/18/2014 - 9<sup>am</sup> During a routine screening with his doctor, Chris' stress was told his heart rate was elevated. Chris told me he is under pressure because of what is going on with the B. Chris' doctor (Dr. Hay) has him scheduled for a stress test. Chris informed me that he continues to hold on to a copy of the tape. Conversation occurred on my state phone.

Addition to note on 9/11 - spoke with Vance  
He stated grant money being used for salaries.  
Stated money should have gone to PPs but did not

Continued from 10/24/2014 - I also talked  
Gov about Billy. Gov said he choose  
Billy. He had previously said he did  
not know who choose Billy. I expressed  
concerns about Billy not being ready to  
lead a team. He agreed that said that  
he would talk to Spencer about it.  
I told the Gov that two of the guys  
don't have enough experience to travel alone  
with him and that I was concerned about  
their decision making process. He agreed and  
said he has been concerned.

We also talked about Spencer not taking  
my calls anymore. I told him that I never  
see Spencer anymore. I told him that Spencer  
has to go through the Taylor road. The Gov  
told me he was not happy with that and  
that I was to report directly to Spencer.  
He mentioned that he knew Spencer had been  
under a lot of pressure lately (I mentioned it 1st)  
As I was leaving Gov talked about me being  
cut over half my salary and that he would  
fix it this week. He also asked me if I  
needed some money. I said no, "it wouldn't  
look good to go something like that." He then  
said "well Paul you owe it to you." I told him  
thanks but that I didn't think that's the right  
thing to do.

During our conversation he said he would tell  
that the detail guys are down. He mentioned Reggie  
in particular. He also said he liked Mike  
and did not know that Billy had him

## Notes

Removed Gov has changed. He is very arrogant and seems to have almost a God complex. Mrs B seemed on edge.

• Mrs B told me on the day of the gas leak @ the mansion that she is on the verge of a break down. She said she wakes every morning with an upset stomach. She said she is extremely depressed. She said she is taking medication just to make it through the day.

She said "RCM is a whore" That is the first time in nearly four years that I have ever heard Mrs Bentley ever say anything that strong. That like saying a curse word for Mrs B. Mrs B said the Gov told her that he is going to keep RCM on after the election but that she will work from Tulsa. She said that Clay Ryan was trying to set both John and RCM up with jobs in B'ham but the Gov didn't want that because he wanted RCM around him. Mrs B and I talked about the Gov treating her badly because she has low self esteem and knows that she will not leave. She also said that he emotionally and mentally abuses her and that she is so embarrassed because that is her place on platform as First Lady.

Cont. from 12/8. Said RCM was in a fe because she (Mrs B) posted a picture on Instagram. A picture of Mrs B and the Gov. Mrs B said RCM was in a fe because she felt that Mrs B posted the picture to hurt her feelings and embarrass her. Mrs B said that she was sitting in another chair opposite of

Gov but could still hear RCM, yelling through the phone. Mrs B said it was like she was the mistress and RCM was the wife.

Mrs B said that she is concerned for her safety. She said that following the Gov's conversation with RCM, she (Mrs B) subsequently told the Gov that RCM has mental issues. She said his response was no it's just hormones.

COS (Seth)

On Wednesday 19/3 prior to attending a meeting with Sen Cassidy in the Capitol Auditorium, I stopped by the Chief of Staff's office. During that meeting, he showed me a letter which had a job description on it. The COS said that the Gov wrote the job description himself. Said it was for RCM. The COS said that the Gov. never spoke with him about it. Said that after writing the letter, Gov took it to Blake Handwriting in order for her to type it. COS seemed to be upset about letter and went on to say that if RCM is hired he believed it would be an ethics violation because she and the Gov have had an inappropriate relationship.

I have expressed to the COS that I feel RCM poses a security threat. I feel there are signs of mental illness and that there is even more concern of a jilted & embittered husband lashing out.

It is my opinion that RCM attacks everyone that is a perceived threat.

I have suggested to Seth that we turn her (RCM's) access to the Capitol off!

## Notes

Stan Stabler was present during the meeting. The meeting was in Seth's office on 10/1/2014.

- The environment as far as work has become one of mistrust. Everyone is afraid to say or mention RRM without the possibility of being fired.
- I spoke to Jason this morning 12/8 and gave him the details of my conversation with Ms. B.
- Received my letter of appeal from JT today. He (JT) also told me that I would be receiving my Comp time in payment.

Cont 1/21/2015

Gov said the report promised to have a name before week was over. He said some people are assuming it is Angie. He said Angie does not like the fact that RRM is open to him. He went on to say that Heath overheard Angie say she would destroy RRM at all cost. I said to him that in all the time that I have spent around Angie I have never heard her say anything negative about RRM. He went on to say that when she is being jealous of RRM and that there is a chance to be where RRM is. I told him I found him saying James Blair to Linda house 17 references to the tape recording was

## Notes

a mistake and I wished he had talked with me before doing so. I said to him he has <sup>not</sup> Linda called for her job. I told him Linda mentioned to me she was providing her attorney with the facts of what she is going through. The Gov appeared to be shaken by this comment. I advised him that the tape is out there and just to leave it alone and hopefully it will never come out. I said to him that he does not want to be accused of trying to intimidate witnesses. Prior to making the previous comment, the Gov boasted about how he opened Linda out in front of Dulles Airport and stated that he thinks she even heard it. He said he wants everyone to know he is not taking any "shit" and he is in charge. That is the first time I ever heard the Gov use profanity. It surprised me. He told me the reason he was upset was because he told Linda to get R.M. on the flight to Washington DC and that Linda checked with David Byrne to see if it was legal. He told me R.M. can go anywhere he wants her to go. He went on to say the President being accused of having a girlfriend and that people close to him call her his "whisper". That comment concerned me because it seemed as though he was justifying his relationship with R.M. The Gov went on to say he has grown tired of his legal advisor, David Byrne and his Chief of Staff Seth Hemmelt. He said that both of them have gotten to comfortable in their positions and that it is time for them to move on.

## Notes

The Gov said that he chewed David Byrne out of Friday for not letting press know what he was doing when it came to legal filings. He said that David had recently filed a document with the court but did not tell Jennifer about it. In an angry voice he (the Gov) explained to David that nothing goes on without press being involved. He said press is everything. That comment was surprising because he used to say Jennifer got on his nerves and that she didn't need to know everything.

• The Gov also said that he is not happy with Seth. He said that Seth sometimes thinks he the Governor. He said that he gave Seth a job description that he wrote himself for RCM. He said he gave it to Seth to review. He said Seth made him mad because he suggested some changes in the description. He said Seth was concerned that the description he wrote for RCM would take away from his responsibilities as COS. The Gov said he was very firm in telling Seth he liked the job description that he wrote himself and said to Seth he did not want it changed. The Governor said he wished Seth would leave.

• The Governor and I talk about the way we get log. He said he has never asked Sperry to do away with it.

Continued from 2/12/2015

After talking about Ashley Seth spoke of how the Gov has been treating him and David Byrne. Seth explained that the Gov is treating the both of them badly because they have advised him that his relationship with RCM is inappropriate and that it could create problems for him if there ever was an investigation. I explained to Seth that from my past experience as an investigator that I thought the Gov could possibly go to prison for his action concerning RCM. Seth agreed. Seth said that he is really annoyed about the 501c or as the Gov is calling it "The Foundation". I told him the Gov did mention the 501c to me during our conversation on 1/31/2015. The Gov has recently told me that is how he would pay RCM. Seth told me he is annoyed about how the Gov is treating David Byrne and Linda. He said David is a hard worker is usually one of the first people in the office and one of the last to leave each day. He said the Gov is treating unfairly. Seth also said Linda came to him and that Linda was very upset about the way Gov had talked to her. He said because Linda had questioned the Gov putting RCM on the phone trip to DC the Gov would now have her fired. Seth said that Linda talked about how she could not afford to lose her job.

# Notes

Continued from 9/3/2015 meeting with Spencer

Spencer and I discussed moving Frank to Chief of Protective Services. Spencer said let's evaluate him for the next two months. Spencer also said he was going to move Stan to Mobile as the commander over the Mobile area of SBT. I spoke with Frank in my office about the secretary and I spoke about it. I also called Reggie Markins and asked him if he would be interested in becoming the Governor's Detail leader. Reggie said yes. The secretary was good with my suggestion of Reggie. He said Gov. did not make a specific request by their letter.

Continued from 9/11/2015

Mrs B said she and Paul don't talk very much anymore. She said the situation with with Gov and Kim had torn their family apart. She also said the Gov and Matthew have not talked in awhile. She said John was staying tonight in the pool house and was planning on talking to his dad. Mrs. B said that she took some pictures while celebrating the Gov's birthday but had to allow the Gov to look at them before they were posted to make sure they did not offend Kim. Mrs. B. made the comment that it was bad when you had to make sure you're not upsetting the mistress. Mrs. B said she was not excited about top to DC

in a few weeks with RCM.

Continued from 2/19/2015 - Spencer and I talked about my retirement. He supported me. Also said he would retire if he had his time in. I told me he will be a few years short at the end of the Gov of 10 term.

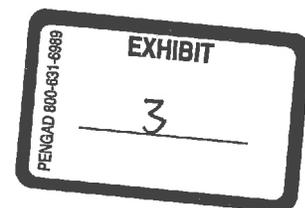
Continued from 2/20/2015 - Stan Stabler mentioned that he had talked to Linda and that Linda said Gov wanted to put RCM on state paper and have Mrs B's assistant (Collier) fly on a commercial flight.



**IN THE CIRCUIT COURT OF  
MONTGOMERY COUNTY, ALABAMA**

WENDALL RAY LEWIS, )  
 )  
 PLAINTIFF, )  
 )  
 v. )  
 )  
 ROBERT BENTLEY, Governor of )  
 Alabama, in his individual and official )  
 capacities; )  
 REBEKAH MASON, in her individual )  
 and official capacities; )  
 ALABAMA COUNCIL FOR )  
 EXCELLENT GOVERNMENT; )  
 RCM COMMUNICATIONS, INC.; )  
 BENTLEY FOR GOVERNOR, INC.; )  
 and FICTITIOUS DEFENDANTS "A", )  
 "B" and "C", those persons, firms, )  
 corporations, universities, trade associations,)  
 think-tanks, non-profits, or other entities )  
 who or which paid Rebekah Mason from )  
 January 1, 2010 to the present; )  
 FICTITIOUS DEFENDANTS "D", )  
 "E" and "F", those persons, firms, )  
 corporations, universities, trade associations,)  
 think-tanks, non-profits, or other entities )  
 who or which contributed money directly )  
 or indirectly to Mason, whether by cash, )  
 check, PayPal, or other means, or provided )  
 other benefits or things of value to )  
 Defendant Mason, through RCM, or any of )  
 Defendant Mason's businesses, any of Jon )  
 Mason's businesses, ACEGOV, and/or )  
 Bentley for Governor, Inc.; )  
 FICTITIOUS DEFENDANTS "G", "H" )

**CASE NUMBER:**



**and “I”**, those persons, firms, corporations )  
 universities, trade associations, think-tanks, )  
 non-profits, or other entities who or which )  
 were the employers, masters, or principals )  
 of or for Defendant Mason from January 1, )  
 2010 to the present; )  
**FICTITIOUS DEFENDANTS “J”, “K”** )  
**and “L”**, those persons, firms, corporations )  
 universities, trade associations, think-tanks, )  
 non-profits, or other entities who or which )  
 participated in the act of feeding to certain )  
 Alabama journalists misleading information )  
 about the overtime worked, earned and/or )  
 paid to Plaintiff by the State of Alabama; )  
 and **FICTITIOUS DEFENDANTS “M”**, )  
**“N” and “O”**, those persons, firms, )  
 corporations, universities, trade associations, )  
 think-tanks, non-profits, or other entities )  
 who or which undertook actions which lead )  
 to the loss of one of Plaintiff’s duties for )  
 the State of Alabama, and/or which lead to )  
 his constructive discharge and early )  
 retirement, and/or which resulted in his )  
 employment opportunities evaporating with )  
 The University of Alabama and/or )  
 Alabama Power Company, )  
 )  
**DEFENDANTS.** )

### COMPLAINT

**COMES NOW** Plaintiff, Wendall Ray Lewis, and for his complaint against  
 Defendants, **ROBERT BENTLEY**, Governor of Alabama, in his individual and  
 official capacities; **REBEKAH MASON**, in her individual and official capacities;

**ALABAMA COUNCIL FOR EXCELLENT GOVERNMENT; RCM COMMUNICATIONS, INC.; BENTLEY FOR GOVERNOR, INC.;** and **FICTITIOUS DEFENDANTS “A”, “B” and “C”**, those persons, firms, corporations, universities, trade associations, think-tanks, non-profits, or other entities who or which paid Rebekah Mason from January 1, 2010 to the present; **FICTITIOUS DEFENDANTS “D”, “E” and “F”**, those persons, firms, corporations, universities, trade associations, think-tanks, non-profits, or other entities who or which contributed money directly to Defendant Mason, whether by cash, check, PayPal, or other means or provided other benefits or things of value to Defendant Mason, through RCM, or any of Defendant Mason’s businesses, any of Jon Mason’s businesses, ACEGOV, and/or Bentley for Governor, Inc.; **FICTITIOUS DEFENDANTS “G”, “H” and “I”**, those persons, firms, corporations, universities, trade associations, think-tanks, non-profits, or other entities who or which were the employers, masters, or principals of or for Defendant Mason from January 1, 2010 to the present; **FICTITIOUS DEFENDANTS “J”, “K” and “L”**, those persons, firms, corporations, universities, trade associations, think-tanks, non-profits, or other entities who or which participated in the act of feeding to certain Alabama journalists misleading information about the overtime worked, earned and/or paid to Plaintiff by the State of Alabama; and **FICTITIOUS DEFENDANTS “M”, “N” and “O”**, those

persons, firms, corporations, universities, trade associations, think-tanks, non-profits, or other entities who or which undertook actions which lead to the loss of one of Plaintiff's duties for the State of Alabama, and/or which lead to his constructive discharge and early retirement, and/or which resulted in his employment opportunities evaporating with The University of Alabama and/or Alabama Power Company, says as follows:

1. Plaintiff, Wendall Ray Lewis, is of legal age and is a citizen and resident of the State of Alabama and Tuscaloosa County. Lewis, until he was forced against his will to retire early, was a career law enforcement officer and Alabama State Trooper, in which position, until the facts made the subject matter herein, he was Chief of the Office of Dignitary Protection and Head of the Governor's Security Detail.

2. Defendant Robert Bentley is, on information and belief, of legal age and is a citizen and resident of the State of Alabama. He currently serves as the Governor of Alabama, and is sued both in his individual and official capacities.

3. Defendant Rebekah Mason is, on information and belief, of legal age and is a citizen and resident of the State of Alabama. Her employment and sources of income at present are unknown but at all times material herein, she served as an agent or servant of Defendants Bentley, the Alabama Council for Excellent Government,

RCM Communications, Inc., Bentley for Governor, Inc., and/or Fictitious Defendants “A” - “T”. She is married to Jon Mason, who at all times material herein was head of the Governor’s Office of Faith-Based Initiatives.

4. Defendant Alabama Council for Excellent Government (“ACEGOV”) is an Alabama 501(c)(4) non-profit corporation established in 2014 by Cooper Shattuck, Esq., on information and belief at the request of Defendant Bentley, reportedly to advanced the beliefs and policies espoused by Defendant Bentley. ACEGOV at all times material herein was doing business in Montgomery County, Alabama. Its Registered Agent is CT Corporation System with the Registered Office mailing address of 2 North Jackson Street, Suite 605, Montgomery, Alabama 36104.

5. Defendant RCM Communications, Inc. (“RCM”) is an Alabama corporation incorporated by Defendant Rebekah Mason. Defendant Mason was at all times material herein the Registered Agent, Incorporator, and/or Director of RCM with the Registered Office street address of 2702 Saratoga Lane, Tuscaloosa, Alabama, 36406.

6. Defendant Bentley for Governor, Inc. is an Alabama corporation. Its Registered Agent for Service is Algert Agricola and its Registered Office address is 60 Commerce Street, Suite 1400, Montgomery, Alabama 36104.

7. Fictitious Defendants “A”, “B” and “C” are the persons, firms,

corporations, universities, trade associations, think-tanks, non-profits, or other entities who or which paid Rebekah Mason from January 1, 2010 to the present.

8. Fictitious Defendants “D”, “E” and “F” are the persons, firms, corporations, universities, trade associations, think-tanks, non-profits, or other entities who or which contributed money directly or indirectly to Defendant Mason, by any means, including, but not limited to, cash, check, money order, electronic transfer, PayPal, or provided any other benefits or things of value to Defendant Mason, through RCM, or any of Defendant Mason’s businesses, any of the businesses of her husband, Jon Mason, ACEGOV, and/or Bentley for Governor, Inc., and/or any other entity whose name or identity is, at present, unknown but whose name will be substituted upon being discovered.

9. Fictitious Defendants “G”, “H” and “I”, are the persons, firms, corporations, universities, trade associations, think-tanks, non-profits, or other entities who or which were the employers, masters, or principals of or for Defendant Mason from January 1, 2010 to the present.

10. Fictitious Defendants “J”, “K” and “L”, are the persons, firms, corporations, universities, trade associations, think-tanks, non-profits, or other entities who or which conducted and/or participated in funneling information to the press regarding overtime worked and/or paid to Plaintiff by the State of Alabama that lead

to the defamatory statement by Defendant Bentley as set out hereinabove.

11. Fictitious Defendants “M”, “N” and “O”, are the other persons, firms, corporations, universities, trade associations, think-tanks, non-profits, or other entities whose or which wrongful conduct caused harm to Plaintiff.

12. The Fictitious Defendants are not known to Lewis at this time, or if their identities are known to him at this time, their identities as proper party defendants are not known to him. Their true and correct names will be substituted by amendments hereto when the necessary information is ascertained.

#### **STATEMENT REGARDING GOVERNMENTAL IMMUNITY**

13. All claims set forth herein made against Defendant Bentley, and Mason during her employment as a state employee, are made against them in both their official and individual capacities. Their wrongful acts and omissions were committed in the performance and line and scope of their employment as employees, officials, and/or agents of the State of Alabama, and were wilful, malicious, fraudulent, in bad faith, and/or beyond their authority, hence permitting Plaintiff to come within the express exceptions to governmental immunity as set forth in Ex parte Paul J. Cranman, 792 So.2d 392, 405 (Ala. 2000).

14. At certain times herein, Defendant Mason was not an employee or agent of the State of Alabama, and therefore is not afforded any immunity for her acts or

omissions during that period or those periods. In addition, her conduct alleged herein was wilful, malicious, fraudulent, in bad faith, and beyond her authority.

15. Defendants ACEGOV, RCM and Bentley for Governor are not agents of the State of Alabama, and therefore cannot cloak themselves in any purported claim of state immunity.

16. To the extent any Fictitious Defendant is a state agent or employee, he, she, or it is being sued in his, her, or its personal and individual capacities and his, her, or its conduct as alleged herein was wilful, malicious, fraudulent, in bad faith and beyond his, her, or its authority, per Ex parte Paul J. Cranman, 792 So.2d 392, 405 (Ala. 2000).

### STATEMENT OF FACTS

17. Lewis adopts and realleges each and every allegation and fact contained in Paragraphs 1-16 of this Complaint as if set out anew herein.

18. Bentley was elected to the position of Governor of Alabama in 2010 and was sworn in on January 17, 2011. He was re-elected in 2014.

19. Ray Lewis started with the Alabama State Troopers on July 31, 1989, as a Trooper Cadet, in which position he served for eight months. In 1990 he became a Trooper and served in that position for seventeen years, or until 2007. In 2007 he became a Corporal, and served in that position for three years, or until 2010. In 2010,

he became a Sergeant, and served in that position for four years, at which time, in 2014, he became a Lieutenant.<sup>1</sup> In 2010, he moved to Montgomery as Training Coordinator for the Alabama Bureau of Investigation (“ABI”).

20. On election night in November of 2010, Lewis became Detail Leader for the Governor’s Security Detail.<sup>2</sup> In February 2014, he became Chief of Dignitary Protection. In that position, he oversaw the twenty-two State Troopers who were assigned to provide security protection for the Governor, Lt. Governor, Speaker of the House, and Attorney General.<sup>3</sup>

21. With regard to Lewis’ duties as Chief of the Governor’s Security Detail, the detail consisted of seven to eight Troopers. Lewis was the “body person”, meaning that he had a driver (a Trooper), the driver rotated among the seven to eight members of the detail, and Lewis was designated as the person to protect - - and, if

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<sup>1</sup>During the 2010 collegiate football season, Lewis was part of the protection team for Alabama Football Coach Nick Saban. Observes Lewis, “I learned a lot from Coach Saban, about character, about how you conduct yourself, about business. I’ve got a lot of respect for Coach Saban.”

<sup>2</sup>While working with the Alabama Football detail, Lewis was in a state car on his way to Knoxville as part of the security advance for the Alabama-Tennessee game. He got a call from then-Captain (now Major) Charles Ward, who at the time headed the Dignitary Protection Unit. He said, “If Robert Bentley were to win the election, would you be interested in being his detail leader?” Lewis said yes on the spot.

<sup>3</sup>Speaker Pro Tem Del Marsh declined to have a security detail, to which he was entitled.

necessary, take a bullet for - - the Governor.<sup>4</sup>

22. Lewis spent his time between serving as Head of the Governor's Security Detail in the Capitol, and at headquarters, conducting operations and scheduling the twenty-two State Troopers within the Office of Dignitary Protection.

23. Governor Robert Bentley had a physical and sexual affair with Defendant Mason, which the Governor confirmed to Plaintiff. Plaintiff, among others, including David Byrne, the Governor's Legal Advisor; Seth Hammett, the Governor's Chief of Staff; and Bill O'Connor, former head of the Business Council of Alabama ("BCA"), all went separately to the Governor and pleaded with him that he needed to end the affair with Mrs. Mason. None of them succeeded.<sup>5</sup>

24. As the Governor once told Plaintiff, "If they don't stop treating her like some sort of ... I'll fire 'em all. In fact, I'll fire anybody who continues to mistreat Rebekah."<sup>6</sup>

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<sup>4</sup>Per protocol, the Governor had a driver; the Governor would sit in the front passenger seat; and, as "the body man", Lewis would sit in the backseat of the car. Occasionally, Mrs. Bentley would ride in the vehicle, or anyone with whom the Governor needed to speak or deal with. There would also be a lead vehicle, and a trail vehicle.

<sup>5</sup>In fact, on one occasion, two of the Governor's sons, Paul and Matthew, went to Haleyville to meet with Mrs. Mason's parents to plead with them, to no avail, to help get Mrs. Mason to end the affair. When the Governor found out, he was furious.

<sup>6</sup>On a couple of occasions, the Governor told Lewis that he loved Rebekah. One time, on the front porch of the Governor's Tuscaloosa home, he also told Plaintiff, "I love Dianne. But I love Rebekah more."

25. In what Lewis believes to have been February of 2014, the Governor and Mrs. Bentley had an argument about Mrs. Mason. The Governor got mad and drove himself to the beach. Mrs. Bentley informed Lewis about this, and expressed concern that the Governor might harm himself. Stan Stabler was on call at the time. The Governor had left in such a rage he forgot his wallet, which was flown by helicopter to him - - at state expense.

26. The flight log for that day should reflect who made the call to have Bentley's wallet flown to him. Lewis learned about the wallet flight after the fact, from Collier. Lewis would have driven the wallet to the Governor.

27. When news of the flying wallet broke, Stabler claimed he did not see the text message from the Governor to Mrs. Mason. That was not a truthful statement; he did. It was sexual in nature.

28. May 4, 2014, is when Lewis first learned that Governor Bentley might be having an affair with Mrs. Mason. The Governor was flying to Talladega for a race, at which he was the Grand Marshall. Lewis, Paul Bentley (the Governor's oldest son), the Governor, Mason, and the Governor's grandchildren were on a State plane. Paul Bentley leaned over and said to Lewis, "I need to talk to you later in the

week.” Ray replied, “Okay. What about?” “Mom says she is seeing ghosts.” “What do you mean?”, asked Lewis. Paul Bentley replied, “She thinks Dad is having a relationship with Rebekah.”<sup>7</sup>

29. A couple of months before the May 2<sup>nd</sup> plane conversation with Paul Bentley, the Governor called Lewis into his office. He said, “I need you to talk to the ladies in the office. They’re spreading rumors about Rebekah and I having a relationship.” Lewis told the Governor that he would be glad to, because “if it is coming from your office, people are going to believe it.” Lewis expressed his willingness to talk to the employees in the Governor’s office to try to put an end to these vicious rumors.

30. A day or two later, Lewis; Lesley Helton, the Governor’s Assistant; Wanda Kelly, the Governor’s Secretary<sup>8</sup>; Linda Adams, the Governor’s Scheduler; and Julie Lindsey, on loan from Power South, assembled in Linda’s office. Plaintiff told them, “the Governor is concerned about you spreading rumors about the

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<sup>7</sup>Where quotation marks appear herein, Plaintiff has made his best attempt, consistent with his memory, certain notes, and certain recordings, to recall exactly what was said.

<sup>8</sup>Wanda Kelly was apparently the first person other than the Governor and Mason to know what was going on. Once, the Governor told Lewis, “I think Wanda puts her ear to my door.” The Governor wanted Wanda’s desk moved because he thought she was listening to him. Kelly told Lewis that she thought it was inappropriate that the Governor was in there for such long periods with Mason. Lewis mentioned this to the Governor, who said he wanted “Wanda gone.”

Governor and Rebekah.” They did not admit making statements to this effect, but agreed that they should not address the topic.

31. Members of the Governor’s security detail went everywhere with him except in his office. Plaintiff had an office in the Capitol just steps away from that of the Governor, and when Plaintiff kept his door open, which he did almost all of the time, the view from his desk was directly toward the Governor’s office and the front door to the Governor’s office.<sup>9</sup> He could see anyone coming or going, and could take note of how long someone had been in the Governor’s office. There were times when Plaintiff would observe Rebekah Mason coming out of the Governor’s office, with her hair all messed up, and straightening up her skirt as she emerged from the Governor’s office, after having been in there for hours.<sup>10</sup> Lewis also attended the Governor’s staff meetings.

32. On May 7, 2014, three days after Paul Bentley approached Plaintiff on the plane to Talladega, Lewis was in the Governor’s office and could tell that the Governor had been crying. He asked, “Governor, what’s wrong?” The Governor replied, “I’ve got some problems.” Lewis asked, “What’s wrong?” The Governor

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<sup>9</sup>The Governor’s office has an interior elevator, permitting ingress and egress undisclosed to others.

<sup>10</sup>Mason had a special request of state government: she wanted a couch in her office. Stan Stabler told Plaintiff one day, “we lost the Governor over there.”

replied, "I've got problems with Dianne." Later that day, one of Plaintiff's security staffers, Frank Cezarre, informed him, "the Governor wants to see you **right now**." (Emphasis added.) Lewis hurried to the Capitol where he found the door closed. (According to Lewis, the Governor would spend hours with Rebekah behind closed doors.) He opened the Governor's door, went in, and the Governor was crying. Mason was in there, and appeared to have also been crying. Lewis asked, "Governor, what is going on?" Bentley replied, "Dianne has accused me of having an affair, and she has a recording." He added that his wife, Dianne, had a recording, but had given it to his son (Paul). The Governor asked Lewis to go talk to Paul. Lewis inquired, "What do you want me to do?" The Governor replied, "Find out if he has a recording." He sent Mason out of the office, and she went up to the Lt. Governor's conference room.

33. Bentley then replied, "Ray, I am embarrassed for you to hear what's on that recording. It's between Rebekah and I. I am ashamed of what came out of my mouth." Lewis inquired, "Governor, are you telling me that this is true?" "Yes," replied the Governor, "I am ashamed of what I have done."

34. Lewis mustered up his courage and said to the Governor, "You know that you are getting into a touchy situation because we use state vehicles, we use state planes, to move about. You're requesting to put her in there, that's a problem. This

is bigger than you and Rebekah. This is about the State of Alabama.” The Governor replied, “Ray, I know. I need you to go upstairs and break-up with Rebekah for me.” Lewis replied, “I will go up and talk to her.”

35. Lewis was in unchartered territory. He went upstairs, and found Mason in Lt. Governor Kay Ivey’s conference room. He sat across from her at the conference table. He put on his most sober face and reached deep for his most serious tone and said, “The Governor sent me up here and he says this has to end. Rebekah, this would embarrass the Governor, his family and everybody involved. This would embarrass you and your family. You can’t be his girlfriend and have him take you around in state cars and planes.” Mason replied, “I know.” The meeting lasted an hour, with both Lewis and Mason crying much of the time. Toward the end of the meeting, the Governor walked in, started rubbing and massaging Mason’s shoulders, stroking her hair, and saying, “Baby, it’s gonna be alright.”

36. Lewis hesitated, but finally asked, “So we’re in agreement this is gonna end today?” The Governor replied, “Yes, it is ending.” Lewis then replied, “Okay. I’ll drive to Tuscaloosa and talk to Paul and see what I can find out about this recording.” Lewis then left the conference room with the Governor and Mrs. Mason, and headed toward Tuscaloosa.

37. On the way to Tuscaloosa, Lewis called Paul Bentley. He informed him

that he needed to come talk, to which Bentley replied, "Come on up." He met Bentley at his office. He inquired, "Paul, is there a recording with your Dad and Rebekah on it?" Paul Bentley replied, "Yes, and you ain't gettin' it." Paul Bentley added that his mother had made the recording.<sup>11</sup> He said, "I don't have it but Melissa does." Melissa was Paul Bentley's wife. Paul Bentley added, "I don't want to hear my Dad talking like that."<sup>12</sup>

38. Lewis called the Governor back, and confirmed the existence of the tape. The Governor was angry, saying in an agitated voice, "Well, Ray, whoever recorded that, it's illegal." Later, in the same conversation, the Governor said, "Ray, I need you to drive to Gulf Shores. Rebekah still doesn't get it." Governor Bentley said that Mrs. Mason and her family were all going to be at the beach for a week, and added, "You need to get down there early, because Jon [her husband] won't be there at the beginning." Lewis prepared to leave early the next morning.

39. The next morning, the Governor called Lewis and said, "Ray, you don't

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<sup>11</sup>Lewis was concerned about Mrs. Bentley's health – to whom he was very close – and even was concerned that she might take her own life. On one occasion both Mrs. Bentley and Paul Bentley told Lewis the Governor wanted to fire Lee Sentell, his Director of the Office of Tourism, and replace him with Jon Mason, Rebekah's husband. Lewis went to the Governor and told him he couldn't do that.

<sup>12</sup>In January of 2016, Lewis went by Paul Bentley's office, at which time Bentley showed Lewis numerous text messages from his father to Mrs. Mason.

need to go. Rebekah is fine.” Lewis replied, “Sir, you’re making a big mistake, because Rebekah’s not going to let this go.” The Governor responded, “Oh, she’ll be alright.”

40. Later that day, Mrs. Mason sent Plaintiff a text to the effect that he wouldn’t have to worry about her anymore, noting that her office wouldn’t be in the Capitol anymore, and that Bill O’Connor<sup>13</sup> had some things in the campaign for her to do.

41. For Lewis, however, the damage was done. He had seen too much. He had heard too much. He knew too much. The Governor had confided in him too much. He had tried too hard to do what the Governor had asked him several years earlier to do: to tell him when he was doing something wrong. Regarding Rebekah, the Governor didn’t want to hear it. As for Rebekah, it was clear: Ray Lewis needed to go.

42. From time to time, Lewis informed the Governor that Mason was interfering with the performance of his job duties. For example, when Lewis removed Billy Ervin from the Governor’s security detail, Paul Bentley informed Lewis that Mason was livid. The Governor began complaining to Spencer Collier about the

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<sup>13</sup>Lewis didn’t know exactly what O’Connor did, but concluded, “You always knew he had the Governor’s ear.”

detail.

43. All of this was confusing to Lewis, and somewhat ironic. Talking with the Governor in his office early on in 2011, the Governor had told Lewis, “Ray, I have values. I want to be a person who does right, who is respected. If you ever see me doing anything wrong, Ray, let me know.” Lewis responded, sincerely, “I will.” And, as became evident in the Bentley/Mason world, he did. Or, at least he tried.

44. The Governor at times would scroll through the pictures on his phone, showing Lewis pictures of Rebekah, saying “Rebekah has always loved me.” One day the Governor told Lewis he was no longer to hold Mrs. Bentley’s hand in public because it made him look weak.

45. Even after Mason left the state payroll, she had access to her Capitol card, meaning parking access on the Hill. Lewis told Seth Hammett, the Governor’s Chief of Staff, that she should not have access to public parking when she was on campaign staff, but nothing changed. One time, the Governor called Lewis, telling him that Mason had left her iPad in his office. Lewis retrieved it and took it to her in Tuscaloosa the next day. She was on the campaign staff at the time.

46. Mason would come in the office, be around as if nothing had changed, and work on media events. This came as no surprise. The Governor had informed

Lewis he was going to create a “501(c)(4) to get Rebekah paid.”<sup>14</sup>

47. Mason would go into the Governor’s office for hours at a time. As matters continued, Lewis began getting pressure from both Paul Bentley and Dianne Bentley to keep the Governor and Mrs. Mason apart when they traveled. In the course of those conversations, Dianne Bentley personally confirmed to Lewis that she had recorded the Governor’s statements about Mrs. Mason.

48. Apparently, Mrs. Bentley was able to do that because at some point, the Governor’s staff had given him an iPad. The Governor didn’t take to it, so he gave it to Mrs. Bentley. The iPad had been synced to the Governor’s iPhone.<sup>15</sup> Either when his staff gave him the iPad, they neglected to tell the Governor that it was synced to his phone; or they had informed him that the iPad was synced to his cell phone, and he forgot that fact; or his staff informed him that the iPad had been synced to the cell phone, and he had no idea what that meant. As a result, there came a time

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<sup>14</sup>On one occasion, Dr. Henry Mabry, then the Executive Secretary of the Alabama Education Association, said he could get Mason paid to the tune of \$150,000. Paul Bentley told Lewis that Cooper Shattuck, the Governor’s former Legal Advisor, set up the 501(c)(4) for Mason. On information and belief, that 501(c)(4) was Defendant ACEGOV. Seth Hammett told Lewis he had a conversation with the Governor in which Hammett informed the Governor that because of the Governor’s relationship with Mrs. Mason, Mason could not be on the state payroll, therefore the need for the 501(c)(4). Bentley confirmed that conversation to Lewis, saying of Hammett, “I want his ass gone.”

<sup>15</sup>Either Stan Stabler or Mrs. Bentley told Lewis about the iPad and iPhone being synced; Lewis cannot recall which.

when Mrs. Bentley started getting the Governor's steamy cell phone text messages to Mrs. Mason on the iPad. Mrs. Bentley told Plaintiff about them.<sup>16</sup> (After Lewis retired, earlier than he had ever intended because of the actions of Bentley and Mason, on January 8, 2016, he went by to see Paul Bentley. Paul Bentley showed him some of the text messages between his father, the Governor, and Mrs. Mason, which were sexual in nature.) The recordings which have been made public were made by Mrs. Bentley.

49. On August 28, 2014, Mason visited the Mansion while Dianne Bentley was away and stayed an hour and a half, as confirmed by the guard at the gate, Nathan Mills. At the Mansion, there is a gate log showing who came and went, and the times of arrival and departure. Lewis has a picture of that log, and Mrs. Bentley is aware of it. J. T. Jenkins, Collier's number two guy, came to Lewis and informed him that Collier wanted him to remove that log. Lewis refused. According to Stan Stabler, eventually the Governor and Mrs. Mason began meeting at the Blount House, where they kept no logs. Lewis was not along for the infamous Las Vegas trip, but was informed that Mason and the Governor had adjoining rooms.

50. Plaintiff's working relationship with Mason was strained at best. She

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<sup>16</sup>On one occasion, Lewis told the Governor he should be careful about using state phones for emails and texts.

knew he wasn't going to do anything to facilitate her relationship with the Governor; she wanted him gone. Plaintiff was beginning to reach an important conclusion: once you got in Rebekah's cross hairs, that was it. She ordered the hit, and the Governor carried it out. At one point, the Governor barked to Lewis, "if anybody says another thing about Rebekah, I will fire their ass."

51. Campaign events would go through Mrs. Mason. Lewis found it increasingly more difficult to learn of the Governor's campaign schedule.

52. On July 29, 2014, Bill O'Connor asked if he could meet with Plaintiff. They met that night. O'Connor expressed his concern about what was going on between the Governor and Mrs. Mason. O'Connor stated, "We created Rebekah, but it wasn't to sleep with the Governor."<sup>17</sup> O'Connor saw the Governor the next day, after which, things began to change for Lewis, and not for the better.

53. On election day in 2014, Paul Bentley told Plaintiff, "Clay [Clay Ryan] says anytime there are issues with information or things being released, you can assume it came from security," meaning Ray Lewis.

54. On August 4, 2014, the Governor leased a plane for his campaign. Plaintiff had been telling the Governor, "You can't put Rebekah on a state plane."

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<sup>17</sup>O'Connor had called Lewis and informed him he knew things were getting out of hand with the Governor. O'Connor went to speak to the Governor. Shortly thereafter, the Governor told Lewis, "They've told me that after the election I've got to let my special friend go."

While on the plane with the Governor, Plaintiff reiterated, “Governor, I don’t think it’s a good idea to have Rebekah on these planes.” Governor Bentley replied, “That’s why I lease these planes.” They flew from Montgomery to Jasper on a private plane, **because the private plane did not have to keep a manifest.** On the ground, Bentley said, “Listen, guys. I want Rebekah on these planes.” On the plane, Mason would sit across from the Governor and discreetly touch his leg. One campaign staffer saw the Governor touch Mason’s leg. Zach Lee was concerned that “the Governor was losing it.”<sup>18</sup>

55. The first time Lewis was on the campaign plane, they were taxiing on the runway in Montgomery. He, the Governor, and Zach Lee were on board. Mason called Zach. He told Lewis, “Rebekah is going nuts.” Lewis asked the Governor what he wanted to do. The Governor looked pitiful. He said to Lewis, “It’s your call.” Lewis knew the Governor wanted to go back and get her, so they turned the plane around, went back, and loaded the Governor’s precious cargo onboard.

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<sup>18</sup>One day, during the election campaign, Lewis picked up the Governor to drive him to Birmingham for a campaign event. The Governor made him swing by Mason’s home to pick her up. She was not on State payroll. Lewis objected: “Governor, I don’t think that’s the thing to do.” Bentley replied, “It’ll be alright,” so Lewis picked up Mason and they headed to Birmingham. Bentley regularly had Lewis put Mason in the state car or on the state helicopter. According to Lewis, “The Governor didn’t worry about the manifest on state aircraft.” Mason flew, while Jennifer Ardis, his Director of Communications, drove, as, for example, one campaign trip to Wilcox County. Mason went on the state helicopter. Ardis drove. During the reelection campaign, Bentley would always go to a state function, then swing by a campaign event.

56. On August 5, 2014, Plaintiff met with his boss, Spencer Collier, in Collier's office, at which time Plaintiff informed Collier about the Governor's affair. Before the meeting, Plaintiff called Paul Bentley, who said that his Dad did not believe that the tape existed. Paul Bentley told Plaintiff that he, Plaintiff, needed to hear at least part of the recording. Melissa Bentley, Paul Bentley's wife, emailed the tape to Plaintiff's gmail account. In the meeting with his boss, Collier, Plaintiff and Spencer Collier listened to the tape, in which the Governor talked about touching Rebekah Mason's breasts, his need to be with her, the need to lock the door, kissing her on the ear, etc. Collier and Lewis decided to go to Greenville with the Governor (about which trip Collier has spoken publicly) so Plaintiff and Collier drove the Governor to Greenville, Alabama, that night.<sup>19</sup>

57. The Greenville trip was a campaign trip. Lewis drove, with the Governor in front and Collier in the back. They both laid it out for him. They told him if his affair with Rebekah Mason involved planes and cars, anything that was state property, he could run afoul of the law. Lewis said, "Governor, if you're doing that it would be improper." They both told him, "Governor, you've got to end this relationship." The Governor, crying, replied, "Spencer, how did you end yours?"

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<sup>19</sup>The Governor sent Spencer Collier to Linda Adams' house to recover the tape (though she did not have it). Adams was terrified, and went to her attorney.

[Spencer Collier had apparently had an affair; Collier had told Lewis about having his mistress in a hotel room, while Collier talked on the phone to his wife. Collier didn't properly end the call, and his wife heard things Collier did not want her to hear.] Collier replied, "Governor, I just cut it off at the nub. I just ended it. You're just gonna have to cut it off at the nub. And it's gonna bleed, but you will eventually get over it." The Governor replied, "I'm gonna end it." The Governor called Collier the next day, telling him, "I can't do it, I love her."<sup>20</sup> It was later that week when Zach Lee had made his comment to Plaintiff, informing him that he didn't know how he, Lewis, still had a job.

58. On August 6, 2014, Clay Ryan called Plaintiff and informed him that he wanted to meet with him. Ryan was considered "the fixer". Anytime Mason was unhappy with Lewis, she would call Ryan, who would call Paul Bentley, and, in theory, Lewis would get reigned in. Plaintiff met with Ryan. Ryan was concerned about the tape, and who else had it. Plaintiff informed Ryan that he thought Heather Hannah, Dianne Bentley's assistant, had a copy. (Paul Bentley or Melissa Bentley, one or the other, had told Plaintiff this.) Ryan then talked to Hannah. Collier called Clay Ryan the next day and informed him that he needed to stay away from law

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<sup>20</sup>The Governor's desire to be with Mason at all costs meant that, on at least one occasion, they met at a lake with no security present.

enforcement.<sup>21</sup>

59. On August 8, 2014, Plaintiff picked up the Governor, and he was furious. Lewis told the Governor, "I know you're furious with me. But you are putting everybody at risk over your relationship with Rebekah." The Governor screamed at him, "Ray, you and Paul (Bentley) can't fix this." Lewis told the Governor he was concerned about his job, because Zach Lee had made a comment to Lewis, "I don't know how you still have a job." Lewis then stated, "If you will let me make it to the election, I will retire and be out of your hair."

60. The relationship between the Plaintiff and Governor Bentley was deteriorating very quickly. After the comment about letting him make it to the election, and then he would retire, Governor Bentley seemed pleased.<sup>22</sup>

61. Regarding Bentley's relationship with Mrs. Mason, Lewis told the Governor, "That relationship is going to be found out eventually." Governor Bentley replied, "Well, if anybody comes to you, just tell them the truth. And that's what I plan to do, too."

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<sup>21</sup>On one occasion, the Governor told Lewis that he had grown tired of Ryan, Bill O'Connor and Mike Echols, a Tuscaloosa lobbyist, saying, "they're trying to do some things that are illegal, and I want no part of it." Lewis did not know to what the Governor was referring, nor if the Governor's accusation had any truth to it.

<sup>22</sup>The Governor had gotten to the point where his ego took over and he enjoyed intimidating people, saying to them, "I'm the Commander in Chief."

62. During that conversation, Lewis and the Governor were sitting in Lewis' truck, at the airport about to get on a plane. Lewis asked the Governor, "Governor, there's a lot of talk going on. Was it a physical relationship?" After initially hemming and hawing, the Governor replied, reluctantly but clearly, "Yeah, it was physical."

63. Lewis had noticed that the Governor always had two cell phones: his state cell phone and his personal cell phone. Then one day, he noticed a third phone.<sup>23</sup> Stan Stabler informed Lewis at one point that the Governor had separate email accounts. Eventually, Lewis noticed that the Governor started calling him from an unknown number - - a bit disconcerting for the head of your security detail.

64. During this time, Plaintiff was feeling a lot of pressure regarding his job, describing it as "I'm wound tight about all of this."

65. A few weeks later, on or about June 18, 2014, due to all of the pressure on him, Plaintiff thought he was having a heart attack. He went to Jackson Memorial Hospital, checked into the Emergency Room, and had an EKG. Apparently it was just an anxiety attack. They told him to go to his regular physician. He went to the office of his personal physician, Dr. Mark Ricketts, shortly thereafter, and after an

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<sup>23</sup>Mrs. Bentley told Lewis that the Governor bought a truck with Bluetooth, so he could go outside, sit in the truck, and talk on the phone unheard and undetected.

examination, his personal physician told him, “Ray, you look like shit.” Lewis informed him as to why. A number of tests were done and Lewis was checked out.

66. Lewis was concerned about his health. He was not sleeping, and he was torn up inside over the fact that the Governor, who he viewed as a father-figure, was turning his back on his wife, Dianne, with whom Lewis had a great relationship, and his kids, whom Lewis also knew and cared for, and the Governor didn’t seem to care.<sup>24</sup>

67. About this time, Jennifer Ardis, Press Secretary to the Governor, called Plaintiff. She said, “Ray, I want to give you a heads up. A reporter in Huntsville wants to do a story on your overtime.” Collier and his press secretary did an extensive review of Plaintiff’s overtime, duties, and gave it to Ardis.<sup>25</sup>

68. Governor Bentley had admitted on a telephone call which Plaintiff put on speaker phone and recorded, that a lot of people on security details got a lot of overtime. Lewis informed Ardis that Governor Bentley had said lots of people on lots of security details were paid overtime and that she, Ardis, should emphasize that to the press. Soon thereafter, on September 7, 2014, an al.com story by John Archibald

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<sup>24</sup>About this time, Lewis said to Bentley, “Governor, if you love Rebekah, why don’t you just divorce Mrs. Bentley and marry Rebekah?” The Governor replied, referring to Dianne, “I’ll always take care of her.”

<sup>25</sup>At one point, when Lewis’ comp time was piling up, he went to the Governor to talk to him about it. Bentley informed Lewis, “I want you with me all the time.”

appeared regarding extensive overtime by Lewis.

69. On September 7, 2014, John Archibald wrote the following on al.com: “The head of Governor Robert Bentley’s security detail made \$16,918.00 in August, thanks to overtime he earned **following the Governor across the globe.**” (Emphasis in original.) He added, “At that rate, Wendall Ray Lewis would pull in \$203,000.00 a year, or about \$112,000.00 more than his annual salary as a State Trooper. It pushes his actual pay so far this fiscal year to \$153,000.00 with a month still to go. It’s almost fifty grand more than the colonel who runs the Department of Public Safety made in the same time period.”

70. After Archibald began inquiring of the State about Lewis’ overtime, as Archibald reported on September 7, 2014, “Spencer Collier, the head of the Alabama Law Enforcement Agency, also ended overtime for all members of the protection detail **after the Lewis papers were made public** (Lewis made \$580,000.00 in the last four years.)” (Emphasis in original.)

71. Archibald ended his column by noting that Lewis “seemed to receive special treatment while standing guard over Gov. Bentley, ...”

72. Chuck Dean, a long-time and much respected political and governmental reporter for the *Birmingham News*, questioned Governor Bentley about the Lewis overtime. On September 15, 2014, in a piece published by al.com, Dean wrote, “Last

week in an interview in Decatur Bentley categorically said he had nothing to do with approving overtime for Lewis or for his later promotion.” He added, “Nor did he authorize anyone on his staff to act to clear overtime for Lewis.” According to Dean, Bentley stated, “I have never had anything to do with promotions. I have never had anything to do with overtime. I have never had anything to do with anyone’s salary. Honestly, I don’t have time to deal with things like that,” said Bentley. “I didn’t know who was making overtime and who wasn’t making overtime. I really didn’t.”

73. After Archibald’s attack on Lewis for his overtime, Bill Britt in the *Alabama Political Reporter* wrote a story entitled “Trooper Overtime for Governor Bentley Consistent with Other Governors”. In the article, Britt noted the following:

However, a comparison of the past three administrations, dating back to 1999, show [sic] that overtime pay for Gov. Bentley’s protective service detail is consistent with those for Gov. Don Siegelman and Gov. Bob Riley.

...

Under Alabama State law, the Department of Public Safety, now known as ALEA, is required to provide 24 hour-a-day/7day-a-week protection for designated public officials. These include: the Governor; Lt. Governor; President Pro Tem of the Senate; Speaker of the House of Representatives; and the Attorney General....

A search of around 1800 documents provided by ALEA, after receipt of a FOIA request by this publication found that standards of protection provided by the Protective Services Unit, as well as overtime pay, have been uniformly applied over the last three administrations.

A comparison of overtime pay, per diem for Wendall Ray Lewis... Bentley Administration, Ronald P. Hayden... Riley Administration, and Danny M. Hester... Siegleman [sic] Administration show that each man received approximately the same pay.

...  
 State statute under Section 36-21-4 states, "Overtime - - Compensation general. Each state law enforcement officer in the service of the State who is assigned to duty for more than 40 hours during the calendar week shall be paid time and one-half for such excess hours worked or he shall be given time and one-half compensatory leave as herein provided, ...

...  
 ... compensatory time... may be paid for overtime worked. The decision of whether to accept overtime pay or compensatory time shall be at the sole option of the officer....

In August, 2014, ALEA Secretary Spencer Collier issued a directive to the Dignitary Protection Unit, that no one would accrue any non-contractual overtime while assigned to a protective detail....

74. On August 11, 2016, State Representative Allen Farley released a recorded conversation he had with Governor Bentley in 2015 after the Governor's divorce. Farley taped the phone call. Bentley brought up the topic of overtime pay, among other things, and the first portion of the recorded conversation dealt with Ray Lewis. On the recording, according to John Archibald in his al.com story of August 12, 2016, "Bentley tells Farley he investigated the overtime pay after the stories broke on AL.com, and found that heads of security, such as Lewis, were paid overtime

while many others were compensated in comp time. Bentley said the policy was then changed to pay all in comp time. ‘It wasn’t Ray’s fault,’ the Governor said on the recording. ‘He was just paid like other past security chiefs had [been].’ ” He added, “security people have a lot of overtime.” Lewis told Archibald on August 12, 2016, and as appeared in the on-line column of that date, “Now the people of Alabama know I earned every penny of the overtime hours I was paid while working the governor’s detail,” he said.

75. As Archibald wrote, “Bentley in 2014 **said he had nothing to do with paying Lewis** or any of the employees in the office. [Emphasis in original.] ‘I do [sic] not have anything to do with that,’ Bentley said. ‘I do not have anything to do with overtime. I know they work hard when we go to Europe, go to different parts of the world or just around here. They work hard because I work hard and they have to guard me because we have people that threaten me. I had nothing to do with their pay. I had nothing to do with their promotion.’” Archibald added, in his August 12, 2016 story, “On Thursday, however, Lewis said ‘the governor personally approved payment of my overtime hours.’”

76. According to Lewis, “When the Governor said he didn’t know anything about my overtime, he’s the one that approved it.” If the Governor said he did not approve Lewis’ overtime, which he has done, he was not being truthful and, in fact,

defamed Plaintiff. Sometime in 2011 or early 2012, Governor Bentley had said, “I want Ray with me all the time.” Bentley said that to Angie Smith, his political advisor and assistant to Chuck Malone, the Governor’s Chief of Staff at the time; Zach Lee, the Governor’s assistant; and Malone, in the Governor’s Office. And Lewis was, day and night.

77. According to the Alabama Department of Public Safety “Dignitary Protection Unit Policy & Procedure Manual”, under the duties of a detail member, he or she “may be called upon 24 hours a day and be required to travel frequently. It may be necessary for personnel to be away from home for extended periods of time; ...”

78. On August 14, 2014, former House Speaker and Chief of Staff to the Governor Seth Hammett called Lewis and said, “The shit is about to hit the fan about your overtime.” Hammett added, “You’re gonna have to choose between being Chief of the Dignitary Protection or the Governor’s detail.” Lewis replied, “Seth, I don’t have a damn thing to do with that.” This was the first time Lewis had ever dealt with Seth Hammett. He told Hammett, “I haven’t done anything wrong.” Hammett replied, “I know.” When Lewis was no longer the detail leader, in his words, “I became irrelevant.”

79. The same day, Lewis went to Bentley campaign headquarters to talk to

the Governor. The Governor knew about the ultimatum Hammett had given Lewis. The Governor teared up and told him, "You haven't done anything wrong." When their conversation was over, Bentley hugged Lewis. Lewis knew that was it, the beginning of the end. He thought to himself, "I don't know how Jesus felt when Judas betrayed him, but I felt I was being betrayed." The only difference: Judas never hugged Jesus.

80. During Lewis' meeting with the Governor on August 14, 2014, Zach Lee sent him a text message at 11:14 a.m., which said, "Rebekah is listening in on yall's conversation." Lee later informed Plaintiff that Mrs. Mason had her ear against the door to the room in which Lewis and the Governor were meeting.

81. Shortly thereafter, Bill Britt and the *Alabama Political Reporter* did a story which pointed out that the payment of overtime to the body men for three governors in the last three administrations was essentially the same, which ended the Ray Lewis overtime story.

82. On August 14, 2014, Collier informed Lewis, "The Governor says he wants Billy (Ervin) to be the Detail Leader." Billy Ervin was a member of the Governor's Security Detail, of which Ray Lewis was the head. Lewis thought to himself, "Rebekah had enough clout to get me out." Later that day, Billy Ervin, who took over from Plaintiff as head of the Security Detail, put Darren Blake, one of the

men on the detail, and who was the Governor's "body person," out of the truck in order to put Mrs. Mason and a TV crew in the truck. Mason, who was not a state employee, ordered Ervin to do this. Ervin later told Plaintiff, "Chief, I want to make one thing clear. I'm not going to jail for nobody."

83. On August 14, 2014, Spencer Collier informed Lewis that the Governor had Collier moving money around to pay for an assistant to Chief of Staff Seth Hammett, Jon Barganier, to the tune of \$111,000.00; the assistant in the Medicaid Program, Stephanie Azar, to the tune of \$150,000.00; and David Byrne, the Governor's Legal Advisor, to the tune of \$170,000.00. Collier moved this money around to cover those salaries so that the Governor could hide their salaries and, therefore, in the campaign, look fiscally responsible. According to Collier, those monies were federal funds and came from the Department of Homeland Security. Collier was concerned about it, and had some local police departments concerned that they were not getting federal funds.

84. August 14, 2014, was the end of Lewis' time on the Governor's Security Detail.

85. On August 14, 2014, per the Governor's directive, all overtime was cut for security details.

86. At that point, Lewis was getting very nervous. July 2014 meant Lewis

had spent twenty-five years with State Government. He had intended to stay around another five years, if not more. Instead, with the handwriting on the wall, he stayed on as Chief of the Dignitary Protection Unit for the remainder of the year, and then retired on March 31, 2015, a good four or five years sooner than he had intended to retire.

87. On December 1, 2014, Lewis complained again to Seth Hammett and Stan Stabler about the need for Governor Bentley to break off his affair with Mrs. Mason.

88. There is a log kept at the Governor's Mansion which reflects those who come and go for meetings at the Mansion. While Dianne Bentley was out of town, Rebekah Mason would go to the Mansion. On January 27, 2015, for example, J. T. Jenkins, a member of the Governor's Security Detail, texted Lewis, asking him if it was still necessary to keep the visitor log at the Mansion, because Mason had been at the Mansion that day while Dianne Bentley was out of town.

89. When Plaintiff informed the Governor that his, the Governor's, emails to Rebekah Mason could be retrieved, Bentley ceased emailing Mrs. Mason.

90. During this time, on a helicopter with the Governor and Mrs. Mason, Lewis overheard Mason say to Governor Bentley, "Now, Governor, don't you let anybody get in your head but me."

91. According to Lewis, during calendar year 2014 and until he retired early in 2015, his contention was, “whatever people may say, Rebekah Mason was the Governor of Alabama. People could talk to the Governor, but whatever Rebekah said went.” Lewis added, “You could tell Rebekah was power-hungry.”

92. Lewis was severely disappointed in the failure of Governor Bentley to publicly confirm that he had approved every penny of Lewis’ overtime. He says, “I was willing to lay down my life for this man. He was like a father to me. All he had to do was say, ‘I approved his overtime.’ He didn’t.” He lied. Lewis added, “I don’t know this person the Governor has become.”

93. On information and belief, Governor Bentley wrote a drug prescription for Mrs. Mason. Lewis saw a text message in which the Governor inquired whether Mrs. Mason had gotten the medication he prescribed for her.

94. On at least one occasion, Governor Bentley ordered generic Viagra in Dianne Bentley’s name, and had it shipped to the Mansion. She intercepted it and informed Lewis of this fact.

95. On February 2, 2015, Lewis again complained to Seth Hammett, the Governor’s Chief of Staff, about the Governor’s affair and the need for him to break it off.

96. As Lewis has noted, “You don’t get very many opportunities in life to

stand up for what's right.”

97. As Lewis contends, “I do believe I was wronged, and my family was wronged.” “When I was working for the Governor, I was a miserable human being, but I was making good money.”

98. A few months after Lewis retired earlier than he had ever intended to, he was contacted about a senior security position with The University of Alabama. He met with Cooper Shattuck, formerly Governor Bentley's Legal Advisor and now General Counsel to the University System. Shattuck spoke to Lewis about helping with University security, perhaps having a role with Coach Saban, whom Shattuck described as “the University's greatest asset.” Eventually, Shattuck turned the conversation to the Governor. He asked Lewis his thoughts. Lewis told Shattuck, honestly and soberly, that he thought eventually the Governor would be held accountable, and that he should be. Shattuck replied, “Well, I plan to be a friend to him when he falls.” Lewis never heard back from Shattuck about the University security job. When Lewis eventually himself got back in touch with Shattuck, he told Lewis to reach out to Ronnie Robertson. Lewis followed up with Robertson, who had nothing to do with anything Lewis and Shattuck had talked about. Needless to say, no job offer was forthcoming.

99. Lewis also heard about this same time from Clay Ryan, a Birmingham

attorney, who asked Lewis if he would be interested in the job of head of security for Alabama Power. Lewis responded in the affirmative. By text message on July 24, 2015, Ryan informed Lewis that the “pay will be ‘what it takes’ [one can assume, to get Lewis there]” and “You would be crosswhite’s [sic] guy” meaning Mark Crosswhite, the President and CEO of Alabama Power. Lewis replied, that same day, “Thanks Clay. This is a great opportunity!” But it never materialized. Ryan asked Lewis to send him a resume, which he did. But then Ryan asked Lewis how he intended to respond if and when the questions started flowing about the Governor. Another honest answer from Lewis. Another no call back.

100. Ray Lewis has a security business, WRL Security Services, LLC, a professional services firm specializing in safety, security, and regulatory compliance for K-12 schools, colleges, and universities, among others. But, thanks to Defendants herein, it has little to no business.

**COUNT I**  
**INVASION OF PRIVACY**  
**(ALL DEFENDANTS)**

101. Lewis adopts and realleges each and every allegation and fact contained in Paragraphs 1-100 of this Complaint as if set out anew herein.

102. Beginning on or about September 7, 2014, and continuing thereafter, Bentley, Mason, and all Defendants invaded Lewis’ privacy by putting him in a false

light and position in the eyes of the public by stating that Lewis worked overtime which was not approved by the State of Alabama. Such statements implied to the public that Lewis took advantage of his position to earn excessive amounts of income that were not approved by his supervisor or anyone in State government and that he essentially stole money from the State to which he was not entitled.

103. These statements were highly offensive and Defendants knew they were false and knew, or could reasonably foresee, the false light in which Lewis would be placed.

104. These statements were made and published with malice and with knowledge and intent to hurt and discredit Lewis.

105. As a result thereof, Lewis was damaged as set forth hereinabove.

**WHEREFORE, PREMISES CONSIDERED,** Lewis demands judgment against Defendants, to include Fictitious Defendants, which is fair and reasonable, to include compensatory and punitive damages, plus interest and costs of these proceedings.

**COUNT II**  
**DEFAMATION**  
**(ALL DEFENDANTS)**

106. Lewis adopts and realleges each and every allegation and fact contained in Paragraphs 1-105 of this Complaint as if set out anew herein.

107. Defendants falsely and maliciously published to the media and to the public that Lewis was paid overtime for hours which either he did not work or which were not authorized by anyone in a position of authority in State government, which, ultimately, would be Defendant Bentley.

108. These statements were made and published with malice and with knowledge of their falsity. Defendant Bentley, expressly, denied to a respected reporter for the State's largest circulation newspaper, that he approved Lewis' overtime and, in fact, denied any knowledge of who received overtime. Those statements were untrue, and Bentley knew at the time he made them they were untrue. They were designed to, and did, cast Lewis in a false light and position in the eyes of the public, and reflect adversely on a dedicated and selfless public servant.

109. As a result thereof, Lewis was injured and damaged as set forth hereinabove.

**WHEREFORE, PREMISES CONSIDERED,** Lewis demands judgment against Defendants, to include Fictitious Defendants, which is fair and reasonable;

1) to include compensatory and punitive damages, plus interest and costs of these proceedings;

2) as to Defendant, Bentley, he demands a retraction, e.g., a statement from the Governor, that he, Governor Robert Bentley, lied to the people of Alabama when

he stated he neither approved Lewis' overtime, nor did he have any knowledge of it; and an apology, that Governor Bentley genuinely regrets disparaging Plaintiff by suggesting that he, Lewis, worked overtime for his own financial gain without approval by anyone in a position of higher authority; and

3) Plaintiff demands that this Honorable Court enter an injunction to enjoin all Defendants from disparaging Plaintiff in the future.

**COUNT III**  
**INTENTIONAL INTERFERENCE WITH**  
**BUSINESS OR CONTRACTUAL RELATIONS**  
**(MASON; ALABAMA COUNCIL FOR EXCELLENT GOVERNMENT;**  
**RCM COMMUNICATIONS, INC.; BENTLEY FOR GOVERNOR, INC.;**  
**and FICTITIOUS DEFENDANTS A - O)**

110. Lewis adopts and realleges each and every allegation and fact contained in Paragraphs 1-109 of this Complaint as if set out anew herein.

111. At all times material herein, Lewis had a business relationship with, and a property interest in, his job with the State. Mason and said Defendants had knowledge of said business relationship.

112. Said Defendants intentionally interfered with Lewis' business relationship with the State by transmitting through Mason, or causing others (on information and belief, Jennifer Ardis) to transmit, information regarding the lawful and approved overtime worked by Plaintiff to members of the media with the

intention, and result, that stories would be written reflecting adversely on Plaintiff that he had been compensated significantly beyond any compensation earned, and/or that the overtime worked was not approved.

113. There was no justification for Mason's interference, nor, as a non-state employee at that time, did Mason or any of the other said Defendants, have authority or legal status to permit them to terminate Plaintiff, to have him removed from any position or duty of his employment, to demote him, or have his overtime reduced or eliminated.

114. Bentley's decision to falsely claim to the public that Lewis did not have approval for his overtime was based, in part, on information and belief, on the interference of Mason and other said Defendants.

115. Said Defendants' interference was based on improper, personal and ulterior motives because Lewis knew of the physical and sexual affair between Bentley and Mason; Lewis had been asked by the Governor to personally go to, and did go to, Mason in an effort to terminate the affair; and Mason knew that Lewis was close to Mrs. Bentley and the Bentley's children, and that Lewis disapproved of the affair and would continue to follow the Governor's wishes to attempt to end the affair.

116. At the time of said Defendants interference with Lewis' job, Mason was

acting on her own behalf, not as an employee of the State of Alabama, but on behalf of herself and/or Defendants ACEGOV, RCM, Bentley for Governor, Inc., and/or Fictitious Defendants "A" - "O".

117. Said Defendants interference continued into the fall and winter of 2014, as Plaintiff became more and more limited in his duties, was ostracized, marginalized, and excluded from meetings and discussions in which he had previously participated, all of which led Plaintiff to his ultimate conclusion to retire much earlier than he had intended, for which reason Plaintiff believes he was constructively discharged.

118. As a result thereof, Lewis was injured and damaged as set forth hereinabove.

**WHEREFORE, PREMISES CONSIDERED,** Lewis demands judgment against Mason and other said Defendants in an amount that is fair and just, to include compensatory and punitive damages, to be determined by a jury of his peers, plus interest and costs of these proceedings.

**COUNT IV**  
**CONSTRUCTIVE DISCHARGE**  
**(ALL DEFENDANTS)**

119. Lewis adopts and realleges each and every allegation and fact contained in Paragraphs 1-118 of this Complaint as if set out anew herein.

120. Plaintiff Lewis was a career law enforcement officer who was dedicated

to his job as a State Trooper, and who committed himself to fulfillment of the mission of State Troopers. The allegations that he had worked massive amounts of overtime **without** the approval of the Governor or anyone in State government significantly sullied Lewis' good name; made him to appear to the public to be greedy, if not corrupt; and created great dissension in the ranks among all State Troopers who were not privileged to receive such overtime pay.

121. After the stories appeared in Alabama media about Lewis' allegedly unauthorized overtime, especially after the Governor's false but pointed denials that he had approved it, Lewis began to receive criticism and the opprobrium of the public and his peers.

122. In addition, having been stripped of his position as Head of the Governor's Security Detail, and relegated to the task of assigning Troopers to security details for the Governor, Lt. Governor, Attorney General, and Speaker of the House, Lewis knew that his days were numbered.

123. Having seen, over the fall of 2014 and early 2015, his subordinates who he once supervised take over his tasks of providing protection for the Governor, having been frozen out of meetings, discussions, and stripped of responsibilities for protecting the Governor, over time the criticism, exclusion, and opprobrium became insufferable, resulting in Plaintiff's early retirement on March 31, 2015.

124. As a result thereof, Lewis was injured and damaged as set forth hereinabove.

**WHEREFORE, PREMISES CONSIDERED,** Lewis demands judgment against Bentley, Mason, and all other Defendants, in an amount that is fair and just, to include compensatory and punitive damages, to be determined by a jury of his peers, plus interest and costs of these proceedings.

**COUNT V**  
**NEGLIGENT, WANTON, RECKLESS**  
**AND/OR INTENTIONAL MISCONDUCT**  
**(FICTITIOUS DEFENDANTS "J" - "O")**

125. Lewis adopts and realleges each and every allegation and fact contained in Paragraphs 1-124 of this Complaint as if set out anew herein.

126. Fictitious Defendants "J" - "O" negligently, wantonly, recklessly, maliciously and/or intentionally engaged in conduct which aided, abetted, facilitated, and encouraged Defendants Bentley, Mason, and other named Defendants, in defaming Plaintiff, tortiously interfering with his business and contractual relationships, casting him in a false light, and constructively discharging him.

127. As a result thereof, Lewis was injured and damaged as set forth hereinabove.

**WHEREFORE, PREMISES CONSIDERED,** Lewis demands judgment

against Fictitious Defendants “J” - “O” in an amount that is fair and just, to include compensatory and punitive damages, to be determined by a jury of his peers, plus interest and costs of these proceedings.

**COUNT VI**  
**INTENTIONAL INTERFERENCE WITH**  
**BUSINESS OR CONTRACTUAL RELATIONS**  
**(ALL DEFENDANTS)**

128. Lewis adopts and realleges each and every allegation and fact contained in Paragraphs 1-127 of this Complaint as if set out anew herein.

129. At all times material herein, after retiring from state government, Lewis had an interest in securing employment which would permit him, as a single father of three sons, to provide for his family.

130. Lewis was sought out by two respected and powerful employers, The University of Alabama (“The University”) and Alabama Power Company (“APCO”) for senior security positions.

131. On information and belief, one or more Defendants intentionally interfered with Lewis’ business relationships with The University and APCO.

132. The prospect of employment with both entities was attractive, lucrative, and ones which Plaintiff would have seriously considered. Instead, however, when

questions were put to Plaintiff about his possible prospective testimony about the Governor, and Plaintiff made clear that he would tell the truth, said job prospects immediately disappeared.

133. As a result thereof, Plaintiff was injured and damaged as set forth hereinabove. Plaintiff cannot find employment, and is financially damaged as a result thereof.

**WHEREFORE, PREMISES CONSIDERED,** Lewis demands judgment against Bentley, Mason, and all other Defendants, in an amount that is fair and just, to include compensatory and punitive damages, to be determined by a jury of his peers, plus interest and costs of these proceedings.

**PLAINTIFF DEMANDS TRIAL BY A STRUCK JURY  
ON ALL CLAIMS SO TRIABLE.**

**Respectfully submitted,**

**/s/ John D. Saxon**

**John D. Saxon**

**Alabama Bar No. ASB-3258-071J**

**Donna Smith Cude**

**Alabama Bar No. ASB-7680-W18A**

**Sandra K. Remington**

**Alabama Bar No. ASB-1821-B21P**

**Attorneys for Plaintiff**

**OF COUNSEL:**

**JOHN D. SAXON, P.C.**  
2119 3<sup>rd</sup> Avenue North  
Birmingham, AL 35203  
Tel: (205) 324-0223  
Fax: (205) 323-1853  
Email: [jsaxon@saxonattorneys.com](mailto:jsaxon@saxonattorneys.com)  
[dcude@saxonattorneys.com](mailto:dcude@saxonattorneys.com)  
[sremington@saxonattorneys.com](mailto:sremington@saxonattorneys.com)

**Plaintiff's address:**

**Wendall Ray Lewis**  
c/o JOHN D. SAXON, P.C.  
2119 3<sup>rd</sup> Avenue North  
Birmingham, Alabama 35203

**PLEASE SERVE DEFENDANTS BY CERTIFIED MAIL AS FOLLOWS:**

**Robert Bentley**  
Governor of Alabama  
600 Dexter Avenue  
Montgomery, AL 36130

**Rebekah Mason**  
2702 Saratoga Lane  
Tuscaloosa, AL 35406

**Alabama Council for Excellent Government**  
c/o C. T. Corporation Systems  
2 North Jackson Street, Suite 605  
Montgomery, AL 36104

**RCM Communications, Inc.**  
c/o Rebekah Mason  
2702 Saratoga Lane  
Tuscaloosa, AL 35406

**Bentley for Governor, Inc.**  
**c/o Algert Agricola**  
**60 Commerce Street, Suite 1400**  
**Montgomery, AL 36104**



PENGAD 800-631-6969  
EXHIBIT  
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