

EXHIBIT H

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UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF MISSISSIPPI

Will McRaney,
Plaintiff,

CIVIL ACTION FILE

vs.

NO. 1:17-cv-00080-GHD-DAS

The North American Mission
Board of the Southern
Baptist Convention, Inc.,
Defendants.

~~~~~

VIDEO DEPOSITION OF

CARLOS ALBERTO FERRER

September 23, 2022

9:01 a.m.

Suite 1900  
1170 Peachtree Street, NE  
Atlanta, Georgia

S. Julie Friedman, CCR-B-1476

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1 A. No.  
 2 Q. Okay. When I refer to complaint, you  
 3 understand I'm talking about the document that  
 4 formally initiated the lawsuit, correct?  
 5 A. Right. Uh-huh.  
 6 Q. Did someone ask you to review parts of  
 7 Dr. McRaney's complaint?  
 8 A. No.  
 9 Q. You just did it on your own?  
 10 A. Uh-huh.  
 11 Q. After you did that, did you discuss it  
 12 with anybody?  
 13 A. I don't recall anyway.  
 14 Q. The understanding of this -- what this  
 15 case is about that you just described, was that based  
 16 on your review of parts of Dr. McRaney's complaint or  
 17 something else or both?  
 18 A. Just part of reading that, and I did hear  
 19 Dr. McRaney -- McRaney live talk about that.  
 20 Q. On Facebook Live?  
 21 A. Uh-huh.  
 22 Q. You need to answer audibly.  
 23 A. Yes. On Facebook Live.  
 24 Q. Thank you.  
 25 A. Uh-huh.

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1 Q. I think you said you've only had one  
 2 substantive discussion with Dr. McRaney, and that was  
 3 in connection with a meeting about potential  
 4 resolution of this case; is that correct?  
 5 A. Yeah. We just shook hands. Said hello.  
 6 Okay.  
 7 Q. I'm sorry. I thought you met him twice.  
 8 Once was in Nashville at a NAMB meeting where I  
 9 thought you said you shook hands and said hello.  
 10 A. Uh-huh.  
 11 Q. Is that what you were just referring to?  
 12 A. Yes.  
 13 Q. Okay. The time prior that you met with  
 14 him, I referred to as a mediation session.  
 15 A. Uh-uh.  
 16 Q. Was it actually a mediation, or do you --  
 17 A. And --  
 18 Q. -- remember what it was?  
 19 A. The -- it -- It was supposed to have been  
 20 mediation, but it didn't last very long, and the  
 21 same -- Same thing there. Just shook hands. Said  
 22 hello, and that -- And that was it.  
 23 Q. Did you speak at that meeting?  
 24 A. No.  
 25 Q. So you've never actually exchanged words

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1 with Dr. McRaney except saying hello, correct?  
 2 A. That's correct.  
 3 Q. Neither in person nor in writing, correct?  
 4 A. That's correct.  
 5 Q. Is it fair to say that all of the  
 6 information you have about Dr. McRaney's conduct  
 7 comes from other people?  
 8 A. I've been copied on documents that I've  
 9 seen at those meetings. Yeah. And what I heard from  
 10 him and -- and the few Facebook things that I've  
 11 seen, and then the complaints.  
 12 Q. But you've never personally interacted  
 13 with Dr. McRaney?  
 14 A. No. Huh-uh.  
 15 Q. Now do you believe that Dr. McRaney is a  
 16 man of integrity?  
 17 A. I do.  
 18 Q. Do you believe that Dr. McRaney has a good  
 19 heart?  
 20 A. That -- that's hard to -- That's hard to  
 21 answer.  
 22 Q. Okay. How about yes, no, or I don't know.  
 23 Or I don't have an opinion?  
 24 A. I don't have an opinion.  
 25 Q. Okay. Do you have a belief about whether

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1 Dr. McRaney believes the things that he says are  
 2 true?  
 3 A. I don't believe that the things he says  
 4 have been true.  
 5 MR. GANT: Motion to strike. That wasn't  
 6 that my question.  
 7 I'll ask Julie to read back my question.  
 8 THE WITNESS: Okay.  
 9 Q. (By Mr. Gant) And see if you can answer  
 10 that one, please.  
 11 (Whereupon, the record was read by the  
 12 reporter as requested.)  
 13 THE WITNESS: I don't know.  
 14 Q. (By Mr. Gant) You don't have an opinion?  
 15 A. Huh-uh. No.  
 16 Q. You agree that Dr. McRaney is a man of  
 17 integrity. What did you understand that to mean?  
 18 A. Oh, that -- That he's a -- the pastor and  
 19 that he's trying to do the, you know -- I would -- I  
 20 would think that he's a man of integrity, but I  
 21 don't -- I don't know him. I don't really know him  
 22 well.  
 23 Q. Did you ever call Dr. McRaney a liar to  
 24 somebody outside of NAMB?  
 25 A. See, I think that yesterday the document

|                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                       |                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                            |
|-------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| <p style="text-align: right;">Page 46</p> <p>1 that I saw that I did -- I did do that.<br/> 2 (Plaintiff's Exhibit 1 was marked for<br/> 3 identification.)<br/> 4 MR. GANT: Do you have it already?<br/> 5 MS. CARRINGTON: I've got a copy.<br/> 6 MR. GANT: Do you need another, I mean?<br/> 7 MS. CARRINGTON: That could -- That could<br/> 8 happen. Thank you.<br/> 9 Q. (By Mr. Gant) Then I've just handed you<br/> 10 what's been marked -- Strike that.<br/> 11 The court reporter has just handed you<br/> 12 what's been marked as Exhibit 1 to this deposition,<br/> 13 which has the Bates Label NAMB 7711.<br/> 14 A. Uh-huh.<br/> 15 Q. Is this the document you were just<br/> 16 referencing in your prior answer?<br/> 17 A. Yes.<br/> 18 Q. That's the document --<br/> 19 A. Uh-huh.<br/> 20 Q. -- in which you called Dr. McRaney a<br/> 21 liar --<br/> 22 A. Uh-huh.<br/> 23 Q. -- correct?<br/> 24 A. Uh-huh. Yes.<br/> 25 Q. And you called Dr. McRaney a liar to -- to</p> | <p style="text-align: right;">Page 48</p> <p>1 at in which you called Dr. McRaney a liar, do you<br/> 2 remember any other instances in which you told<br/> 3 someone outside of NAMB that you believe Dr. McRaney<br/> 4 was a liar?<br/> 5 A. No.<br/> 6 Q. Charging someone with being a liar is a<br/> 7 serious accusation, correct?<br/> 8 A. Uh-huh. Sure.<br/> 9 Q. It could harm someone's reputation,<br/> 10 correct?<br/> 11 A. That's --<br/> 12 MS. CARRINGTON: Object to the form of the<br/> 13 request question.<br/> 14 You can answer.<br/> 15 THE WITNESS: Yes. Uh-huh.<br/> 16 Q. (By Mr. Gant) I will represent to you<br/> 17 that I received this document for the first time<br/> 18 yesterday --<br/> 19 A. Uh-huh.<br/> 20 Q. -- the late afternoon or early evening.<br/> 21 A. Uh-huh.<br/> 22 MR. GANT: That's correct, Kat, right?<br/> 23 I -- This was not produced before, correct?<br/> 24 THE WITNESS: Huh-uh.<br/> 25 MS. CARRINGTON: That's correct.</p>                                                                                                             |
| <p style="text-align: right;">Page 47</p> <p>1 someone named Ryan Hutchinson, correct?<br/> 2 A. Uh-huh.<br/> 3 Q. Who is Ryan --<br/> 4 Please answer.<br/> 5 A. Yes. Uh-huh.<br/> 6 Q. Julie can't type uh-huh.<br/> 7 A. Okay.<br/> 8 Q. So I don't mean to --<br/> 9 A. No, no. I --<br/> 10 Q. -- keep pestering you.<br/> 11 A. I'm -- I don't keep to keep saying that.<br/> 12 It's just out of habit, but I'm --<br/> 13 Q. Understood. Who is Ryan Hutchinson?<br/> 14 A. He's the vice president of student<br/> 15 services or shared services at Southeastern Baptist<br/> 16 Theological Seminary.<br/> 17 Q. Is Southeastern Baptist Theological<br/> 18 Seminary part of NAMB?<br/> 19 A. No.<br/> 20 Q. Okay. So --<br/> 21 A. It's part of the Southern Baptist<br/> 22 Convention, but not of NAMB.<br/> 23 Q. But not part of NAMB?<br/> 24 A. No.<br/> 25 Q. Okay. Other than the e-mail we're looking</p>                                                                       | <p style="text-align: right;">Page 49</p> <p>1 Q. (By Mr. Gant) Okay. Do you have an<br/> 2 understanding about why I didn't receive it prior to<br/> 3 last night?<br/> 4 A. We were discussing the situation with --<br/> 5 with Tom Levy yesterday leaving the -- you know,<br/> 6 wanting to leave, and I knew that there was a couple<br/> 7 people that were looking for CFOs; and I -- I told<br/> 8 Kat yesterday that --<br/> 9 MS. CARRINGTON: I'm going to interject to<br/> 10 any discussions about what we specifically<br/> 11 talked about yesterday.<br/> 12 THE WITNESS: Uh-huh.<br/> 13 MS. CARRINGTON: They are<br/> 14 privileged attorney-client --<br/> 15 THE WITNESS: Okay.<br/> 16 MS. CARRINGTON: -- communications.<br/> 17 THE WITNESS: Okay.<br/> 18 MR. GANT: You're instructing him not to<br/> 19 answer?<br/> 20 MS. CARRINGTON: I'm not instructing him<br/> 21 not to answer. I'm instructing him not to share<br/> 22 what we specifically talked about --<br/> 23 THE WITNESS: Okay.<br/> 24 MS. CARRINGTON: -- as part of our<br/> 25 communications. If you --</p> |

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1 THE WITNESS: Under --  
 2 MR. GANT: Administrative assistant.  
 3 Q. (By Mr. Gant) Just when she asks you,  
 4 she's asking you to repeat verbatim what you said.  
 5 A. Yeah.  
 6 Q. So if you could try and remember exactly  
 7 what you said.  
 8 A. Yeah. I saw it underneath the  
 9 administrative assistant in the reception area,  
 10 reception desk.  
 11 MS. CARRINGTON: Thank you.  
 12 (Exhibit 6 was marked for identification.)  
 13 Q. (By Mr. Gant) The court reporter's handed  
 14 you what's been marked as Exhibit 6, which is  
 15 Bates-numbered NAMB 5238, and it has a date under it  
 16 of February 5, 2016.  
 17 Do you see that?  
 18 A. Yes.  
 19 Q. Does this appear to be a reproduction of  
 20 the photo you were just referencing that was posted  
 21 at reception at NAMB headquarters?  
 22 A. It does appear like the one I saw.  
 23 Uh-huh.  
 24 MS. CARRINGTON: I'm sorry. Do we want to  
 25 take a quick break so you can finish your mint?

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1 THE WITNESS: No. No.  
 2 MS. CARRINGTON: I want the record to --  
 3 Q. (By Mr. Gant) As long as Julie can  
 4 understand him, I'm okay so --  
 5 MS. CARRINGTON: Why don't we do that. I  
 6 would like for you to not be speaking with it in  
 7 your mouth.  
 8 THE WITNESS: Okay.  
 9 MS. CARRINGTON: Let's just take a quick  
 10 break. Just finish up your mint.  
 11 THE VIDEOGRAPHER: The time is 10:30. We  
 12 are off the video record.  
 13 (Recess from 10:30 a.m. to 10:31 a.m.)  
 14 THE VIDEOGRAPHER: The time is 10:31. We  
 15 are back on the video record.  
 16 MR. GANT: Julie was there a question  
 17 pending, or was there an answer to the last  
 18 question?  
 19 THE COURT REPORTER: It looks like he  
 20 answered the last question.  
 21 MR. GANT: I thought so, but I want to  
 22 make sure.  
 23 Q. (By Mr. Gant) Okay. So this is a  
 24 photograph that you were describing, correct?  
 25 A. Yes.

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1 Q. Okay. Do you recall -- Strike that.  
 2 Does the date at the bottom of this  
 3 exhibit, February 5th, 2016, refresh your  
 4 recollection about when and for how long this photo  
 5 was posted at NAMB headquarters?  
 6 A. I don't remember the -- the date that it  
 7 was posted. I don't remember how long it was there,  
 8 you know.  
 9 Q. When you say it was posted at reception,  
 10 was it visible to someone who walked up to the  
 11 reception desk?  
 12 A. No.  
 13 Q. Who could see it?  
 14 A. The administrative assistant and if  
 15 somebody came from behind, which is what I did. I  
 16 went to talk to the administrative assistant that was  
 17 there for something. Now I don't remember for what,  
 18 and I just saw it there.  
 19 Q. Before you saw it on that day, were you  
 20 aware it was there?  
 21 A. No.  
 22 Q. Were you surprised to see it?  
 23 A. Yes.  
 24 Q. Why?  
 25 A. I -- I was just surprised that that was

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1 there.  
 2 Q. And do you recall whether the photograph  
 3 had Dr. McRaney's name on it like Exhibit 6 does?  
 4 A. I didn't see that. I didn't see it that  
 5 closely. I didn't. I don't -- don't recall seeing  
 6 a -- a name; but, of course, I know the face.  
 7 Q. Okay.  
 8 A. I know him.  
 9 Q. But you don't recall one way or another  
 10 whether Dr. McRaney's name was on the photograph?  
 11 A. No.  
 12 Q. Do you recall ever seeing Dr. McRaney's  
 13 photo posted at any NAMB events?  
 14 A. No.  
 15 Q. Okay. So you only recall seeing it at the  
 16 NAMB reception desk?  
 17 A. I do recall seeing it in the reception  
 18 desk.  
 19 Q. And you don't recall how long it was  
 20 there?  
 21 A. No.  
 22 Q. You don't recall whether it was months?  
 23 A. I have no idea.  
 24 Q. Did you come to have an understanding of  
 25 whose instruction it was to post Dr. McRaney's photo

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1 at the NAMB reception desk?  
 2 A. Yes. Yesterday.  
 3 Q. Whose -- Whose decision was that  
 4 instruction?  
 5 A. I saw a -- Well, I can't remember if it  
 6 was a text or e-mail. I think it was a text that I  
 7 was copied on.  
 8 But I do not remember ever seeing that  
 9 text that came from Dr. Ezell to several people.  
 10 MR. GANT: Yeah. Kat, has the doc -- that  
 11 document been produced?  
 12 MS. CARRINGTON: We have not produced any  
 13 text messages in this litigation.  
 14 MR. GANT: Why?  
 15 MS. CARRINGTON: Is that a discussion you  
 16 want to have off the record? We can do that  
 17 later. I don't think that's appropriate in  
 18 front of this witness.  
 19 MR. GANT: Okay. So the -- That has not  
 20 been produced. You're confirming, correct?  
 21 MS. CARRINGTON: We have not produced any  
 22 text messages in this litigation.  
 23 Q. (By Mr. Gant) What else do you recall  
 24 about that text message?  
 25 A. That was it. That I was copied.

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1 Q. What did it say?  
 2 A. I honestly don't remember. I don't think  
 3 I ever even read it.  
 4 Q. The text was an instruction from Dr. Ezell  
 5 to someone to post Dr. McRaney's photograph?  
 6 A. Something like that, but I don't -- I  
 7 don't remember the exact wording or anything.  
 8 Q. Did it say what the purpose of the post --  
 9 A. No. No.  
 10 Q. Well, you need to --  
 11 A. I can't --  
 12 Q. You need to let me finish.  
 13 Did the text say what the purpose of the  
 14 instruction to post Dr. McRaney's photograph at NAMB  
 15 headquarters was?  
 16 A. I can't remember anything.  
 17 Q. When you walked up to the reception desk  
 18 at NAMB and saw Dr. McRaney's photo posted up there,  
 19 did you have an understanding of the reason why?  
 20 A. No.  
 21 Q. Did you understand that it was intended to  
 22 deny him admission to the building?  
 23 A. No. I didn't talk to -- to anybody there  
 24 about that.  
 25 Q. What did the text that you read yesterday

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1 say about that?  
 2 A. I don't remember.  
 3 Q. Okay. And the text that you're referring  
 4 to that you reviewed yesterday about the posting of  
 5 this photograph, did it refresh your recollection  
 6 about some of the events?  
 7 A. No. I just -- I became aware that I was  
 8 copied on a text, but I didn't remember ever seeing  
 9 the text, or I don't even remember reading. I didn't  
 10 read the text yesterday. I just saw that I was  
 11 copied on there.  
 12 Q. Did you since come to have an  
 13 understanding of why NAMB posted Dr. McRaney's  
 14 photograph at its headquarters?  
 15 A. Now I don't know.  
 16 Q. Sitting here today, do you know how many  
 17 people saw the photograph of Dr. McRaney posted at  
 18 NAMB headquarters?  
 19 A. I have no idea.  
 20 Q. You don't know if it's dozens? Hundreds?  
 21 A. Huh-uh. I have no idea. I don't know.  
 22 MR. GANT: Were you able to hear that,  
 23 Julie?  
 24 THE COURT REPORTER: He said huh-uh. I  
 25 don't know.

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1 THE WITNESS: I don't know.  
 2 Q. (By Mr. Gant) Okay. I thought he said I  
 3 have no idea. I couldn't hear it either.  
 4 A. No. I said I have no idea. I don't know.  
 5 Yeah.  
 6 Q. Was it good for Dr. McRaney's reputation  
 7 to have his photograph posted at NAMB headquarters?  
 8 MS. CARRINGTON: Objection. Calls for  
 9 speculation.  
 10 You can answer.  
 11 THE WITNESS: I don't know what to tell  
 12 you. I don't know.  
 13 Q. (By Mr. Gant) You don't have a view?  
 14 A. I don't have a what?  
 15 Q. You don't have a view about that?  
 16 A. No.  
 17 Q. Was it posted there as a compliment to  
 18 Dr. McRaney?  
 19 MS. CARRINGTON: Objection.  
 20 THE WITNESS: I don't know.  
 21 MS. CARRINGTON: Calls for speculation.  
 22 You can answer.  
 23 THE WITNESS: I have no idea. Like I  
 24 said, I don't recall the purpose or the reason.  
 25 All I know is that I saw it when I walked by

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1 there.  
 2 Q. (By Mr. Gant) You didn't ask anyone about  
 3 it?  
 4 A. No.  
 5 Q. Never?  
 6 A. No.  
 7 Q. Had you -- Before you saw Dr. McRaney's  
 8 photo posted at the reception desk at NAMB  
 9 headquarters, had you ever seen a similar photograph  
 10 of anyone else posted in the same or similar  
 11 position?  
 12 A. No.  
 13 Q. Have you since?  
 14 A. No.  
 15 Q. Okay. So Dr. McRaney, to the best of your  
 16 knowledge, is the only person whose photograph was  
 17 ever posted up at the reception desk at NAMB  
 18 headquarters?  
 19 A. To my knowledge. I don't know that that's  
 20 ever happened. I couldn't tell you.  
 21 Q. You're not aware?  
 22 A. To my knowledge. I'm not aware. Huh-uh.  
 23 Q. Who is Tom Wigginton?  
 24 (Plaintiff's Exhibit 7 was marked for  
 25 identification.)

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1 THE COURT REPORTER: Plaintiff's 7.  
 2 Q. (By Mr. Gant) Who is Tom Wigginton?  
 3 A. He's the vice president of shared  
 4 services -- Not vice president. He's executive  
 5 director of -- of shared services.  
 6 Q. What is shared services at NAMB?  
 7 A. All the HR, financial, hospitality, IT,  
 8 all the support services of the organization.  
 9 Q. Mr. Wigginton oversees IT at NAMB?  
 10 A. Yes.  
 11 Q. Since when?  
 12 A. You know, honestly, I don't know. It's  
 13 been awhile. Well, I would say probably the last ten  
 14 years.  
 15 Q. Does he still have that role at NAMB?  
 16 A. Yes.  
 17 Q. You referenced a text you saw yesterday  
 18 about the posting of Dr. McRaney's photo at the  
 19 reception deck at NAMB headquarters.  
 20 MS. CARRINGTON: Object to form of the  
 21 question. Misstates his testimony. He did not  
 22 say he saw the text message yesterday.  
 23 MR. GANT: Can you read back my --  
 24 I didn't finish asking it, but can you  
 25 read back my fragment of a question, please.

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1 (Whereupon, the record was read by the  
 2 reporter as requested.)  
 3 MR. GANT: Okay. Thank you.  
 4 Q. (By Mr. Gant) I thought you said you saw  
 5 a text yesterday. Did I mishear or misunderstand  
 6 you?  
 7 A. I said yes.  
 8 Q. Okay. You're getting a look from your  
 9 lawyer and exchanging looks --  
 10 A. Well --  
 11 Q. -- with your lawyer. So I'm going to --  
 12 I heard you correctly the first time. I'm  
 13 going to continue to ask my questions.  
 14 MS. CARRINGTON: Okay.  
 15 Q. (By Mr. Gant) Did you -- Did you see the  
 16 text in paper or on an electronic device?  
 17 A. I did not see this text; this one, I'm  
 18 saying.  
 19 Q. No, no, no. Sir, I'm not asking you that.  
 20 I don't mean to cut you off, but I don't want to  
 21 waste time.  
 22 I'm not asking you about Exhibit 7. I'm  
 23 going back to something we were discussing a few  
 24 minutes ago.  
 25 A. Yes.

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1 Q. In preparing for your -- for today's --  
 2 A. Uh-huh.  
 3 Q. -- deposition yesterday, you told me that  
 4 you saw a text --  
 5 A. Uh-huh.  
 6 Q. -- concerning the posting of Dr. McRaney's  
 7 photo?  
 8 A. Right.  
 9 Q. The text that you're referencing, did you  
 10 see yesterday on paper or on some device?  
 11 A. It was on paper.  
 12 Q. Okay. And the text was from Dr. Ezell to  
 13 you and others?  
 14 A. That's what I remember.  
 15 Q. Okay. All right.  
 16 A. Maybe it was an e-mail, and I -- I don't  
 17 know what I saw. I don't.  
 18 Q. Okay.  
 19 A. I don't recall.  
 20 Q. All right.  
 21 A. If it was an e-mail or a text, I don't  
 22 remember.  
 23 Q. Okay. And just to make sure I understand  
 24 your testimony, after seeing yourself Dr. McRaney's  
 25 posted photograph posted at the reception desk at

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1 NAMB headquarters, you never asked another person  
 2 ever why it was there; is that right?  
 3 A. I don't remember asking or talking to  
 4 anybody about that.  
 5 Q. Okay. Now I'd like you to take a look at  
 6 Exhibit 7, which is Bates-labeled NAMB 5237.  
 7 Do you have that in front of you?  
 8 A. Yes.  
 9 Q. And this was produced to us by NAMB, so  
 10 I'm not sure what program it comes from, but all I  
 11 can see is what it says.  
 12 It says, "Subject: Will McRaney picture  
 13 to Lobby Desk--no entry in building?"  
 14 Do you see that?  
 15 A. Yes.  
 16 Q. Now the reference there to lobby desk, is  
 17 that what you've been referring to as the reception  
 18 desk?  
 19 A. Yes.  
 20 Q. Okay. Does some people sometimes refer to  
 21 it as the lobby desk?  
 22 A. Uh-huh. Yeah.  
 23 Q. Okay.  
 24 A. At some point.  
 25 Q. And you see here it says "Will McRaney

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1 picture to Lobby Desk--no entry in building."  
 2 Do you see that?  
 3 A. Yes.  
 4 Q. Do you have any reason to doubt that the  
 5 purpose of posting Dr. McRaney's photograph at the  
 6 reception desk at NAMB headquarters was to ensure  
 7 that Dr. McRaney was not admitted to the building?  
 8 MS. CARRINGTON: Objection. Calls for  
 9 speculation.  
 10 You can answer.  
 11 Q. (By Mr. Gant) Yeah.  
 12 A. I don't know that. I -- I can read this  
 13 and see that but --  
 14 MR. GANT: Could you read back my  
 15 question, Julie.  
 16 (Whereupon, the record was read by the  
 17 reporter as requested.)  
 18 MR. GANT: And it's McRaney. We'll --  
 19 THE COURT REPORTER: I'm sorry.  
 20 MR. GANT: It's all right. We'll fix it.  
 21 THE WITNESS: I don't know, I guess.  
 22 Q. (By Mr. Gant) My question was: Do you  
 23 have any reason to doubt it? Do you?  
 24 MS. CARRINGTON: Same objection.  
 25 You can answer.

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1 THE WITNESS: No. Okay.  
 2 Q. (By Mr. Gant) If the reason Dr. McRaney's  
 3 photograph was posted at NAMB headquarters was to  
 4 ensure he was not admitted to the building, do you  
 5 have any basis for disputing that that was injurious  
 6 to Dr. McRaney's reputation?  
 7 MS. CARRINGTON: Object to the form of the  
 8 question.  
 9 THE WITNESS: I don't know.  
 10 MS. CARRINGTON: Calls for speculation.  
 11 You can answer.  
 12 THE WITNESS: I don't know.  
 13 Q. (By Mr. Gant) You don't?  
 14 A. No.  
 15 Q. Do you have any reason to doubt that  
 16 that -- a photograph being posted to deny entry to  
 17 Dr. McRaney injured his reputation?  
 18 MS. CARRINGTON: Object to the form of the  
 19 question. Also, it calls for a legal conclusion  
 20 in addition to speculation.  
 21 But you can answer.  
 22 THE WITNESS: Okay. In -- In my opinion,  
 23 it wasn't out. It was hidden below the -- the  
 24 desk so --  
 25 Q. (By Mr. Gant) Your point being?

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1 A. That I don't know how many people actually  
 2 knew or saw that that picture was there.  
 3 Q. Earlier you testified you don't know  
 4 whether it was dozens or hundreds of people who saw  
 5 the photograph, correct?  
 6 A. I don't know.  
 7 Q. Could it have been thousands?  
 8 A. I don't know.  
 9 Q. Okay. For those who saw Dr. McRaney's  
 10 photograph posted at NAMB headquarters at the  
 11 reception desk for the purpose of denying him entry,  
 12 do you have any basis to dispute that it injured his  
 13 reputation?  
 14 MS. CARRINGTON: Object to the form of the  
 15 question. Asked and answered. Calls for  
 16 speculation. Legal conclusion.  
 17 Subject to all of that, you can answer the  
 18 question, Mr. Ferrer.  
 19 THE WITNESS: I don't know how many people  
 20 saw it, and I don't know what they would have  
 21 thought about that.  
 22 Q. (By Mr. Gant) How about if your  
 23 photograph was posted at a building that you might  
 24 enter --  
 25 A. Uh-huh.



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1 Q. -- and it was put there with the intent of  
 2 denying you entry?  
 3 A. Uh-huh.  
 4 Q. Do you acknowledge that that would injure  
 5 your reputation?  
 6 MS. CARRINGTON: Objection. Vague.  
 7 Speculative. Hypothetical. Calls for legal  
 8 conclusion.  
 9 You can answer.  
 10 THE WITNESS: That's a wild of a question.  
 11 I don't know. It depends on the situation.  
 12 Q. (By Mr. Gant) Okay. Do you understand  
 13 this video may be played for a jury one day in this  
 14 case?  
 15 A. Uh-huh. Yes.  
 16 Q. Okay. So is it your testimony to the jury  
 17 that if your photograph were posted at a building  
 18 where you might enter for the purpose of denying you  
 19 entry, that you're not sure whether or not the  
 20 posting of that photograph designed to deny you entry  
 21 would injure your reputation?  
 22 MS. CARRINGTON: Same objections.  
 23 You can answer.  
 24 THE WITNESS: Yeah. It depends on the  
 25 situation. I mean, it -- it -- it -- I don't

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1 know. It's just -- to me, it's just -- I don't  
 2 think I understand the question completely.  
 3 Q. (By Mr. Gant) Is it a compliment to  
 4 somebody to post their photograph for the purpose of  
 5 denying them entry to a building?  
 6 MS. CARRINGTON: Object to the form of the  
 7 question.  
 8 You can answer.  
 9 THE WITNESS: Again, it depends on the  
 10 situation.  
 11 Q. (By Mr. Gant) So you think it could be a  
 12 compliment to post someone's photograph at the  
 13 reception desk to a building for the purpose of  
 14 denying them entry?  
 15 A. No.  
 16 MS. CARRINGTON: Object to the form of  
 17 question.  
 18 You can answer.  
 19 Q. (By Mr. Gant) And you never asked Kevin  
 20 Ezell why he gave the instruction to post  
 21 Dr. McRaney's photograph at the NAMB reception desk?  
 22 A. No.  
 23 Q. Can you understand why Dr. McRaney might  
 24 believe that the posting of the photograph at the  
 25 NAMB reception desk for the purpose of denying him

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1 entry was injurious to his reputation?  
 2 MS. CARRINGTON: Object to form of the  
 3 question.  
 4 You can answer.  
 5 THE WITNESS: Yeah. Yeah. I can see  
 6 something in that. Yeah.  
 7 Q. (By Mr. Gant) It's not an unreasonable  
 8 belief to hold, is it?  
 9 A. Excuse me.  
 10 Q. It's not an unreasonable belief to hold,  
 11 is it?  
 12 A. No.  
 13 MS. CARRINGTON: Objection. Calls for  
 14 speculation.  
 15 You can answer.  
 16 MR. GANT: You got the answer, right?  
 17 THE COURT REPORTER: (Court Reporter nods  
 18 head affirmatively.)  
 19 (Plaintiff's Exhibit 8 was marked for  
 20 identification.)  
 21 THE COURT REPORTER: Here we go.  
 22 Plaintiff's 8.  
 23 Q. (By Mr. Gant) The court reporter has  
 24 handed you what's been marked as Exhibit 8.  
 25 While you're looking at it, I'll just

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1 identify it for the record. Again, this is another  
 2 document that was filed in this case, in this  
 3 instance, filed by NAMB. It's Document 47, and it's  
 4 entitled, "THE NORTH AMERICAN MISSION BOARD OF THE  
 5 SOUTHERN BAPTIST CONVENTION, INC.'S FIRST AMENDED  
 6 ANSWER AND DEFENSES."  
 7 My question for you when you're ready to  
 8 answer it is: Do you believe you've ever seen this  
 9 exhibit before I just handed it to you?  
 10 A. I don't believe so.  
 11 Q. Okay. If you could, turn to Page 8 of the  
 12 exhibit.  
 13 A. Right.  
 14 Q. Okay. Do you have that in front of you?  
 15 A. Yes.  
 16 Q. Okay. Paragraph XVI at the top, it says,  
 17 "NAMB admits that an appropriate photo taken with  
 18 Plaintiff's consent was situated in the reception  
 19 area at NAMB's offices in Alpharetta during some  
 20 period of time."  
 21 Do you see that?  
 22 A. Uh-huh.  
 23 Q. Do you know what the phrase "appropriate  
 24 photo" means in this --  
 25 A. No.

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1 Q. -- NAMB document?  
 2 A. No.  
 3 Q. Do you know what is meant or referenced by  
 4 the words "taken with Plaintiff's consent" in this  
 5 document filed by NAMB?  
 6 A. No.  
 7 Q. No. Do you know anything about whether  
 8 the photograph was appropriately taken?  
 9 A. No.  
 10 Q. Do you know whether or not the photograph  
 11 was taken with Plaintiff's consent?  
 12 A. No.  
 13 Q. Okay. Do you know where NAMB obtained the  
 14 photograph that it used to post at NAMB reception  
 15 desk?  
 16 A. No.  
 17 Uh-huh.  
 18 Q. And this answer here that I just read  
 19 doesn't tell us how long the photograph was up,  
 20 correct?  
 21 A. Correct.  
 22 Q. Do you know who would know how long it was  
 23 up?  
 24 A. I have no idea.  
 25 Q. Can you turn to Page 7, please.

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1 A. (Witness complies with request of  
 2 counsel.)  
 3 Q. There's a paragraph Roman Numeral XII.  
 4 Do you see that?  
 5 A. Yes.  
 6 Q. It begins, "NAMB admits..."  
 7 Do you see that?  
 8 A. Yes.  
 9 Q. And the second sentence says, "Contrary to  
 10 his allegation that," quote, "Plaintiff McRaney was  
 11 terminated from his employment," closed quote, "NAMB  
 12 is informed and believes that Plaintiff voluntarily  
 13 resigned his employment pursuant to the  
 14 above-referenced Separation Agreement and Release."  
 15 Do you see that?  
 16 A. Yes, sir.  
 17 Q. Okay. Did anyone ever inform you  
 18 personally that Dr. McRaney voluntarily resigned from  
 19 BCMD?  
 20 A. Not that I recall. No.  
 21 Q. Do you recall anyone ever telling you that  
 22 Dr. McRaney voluntarily resigned from BCMD?  
 23 A. No.  
 24 Q. Before reading this statement was it your  
 25 belief or understanding that Dr. McRaney voluntarily

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1 resigned from BCMD?  
 2 A. No.  
 3 Q. You understood he was terminated by BCMD?  
 4 A. Yes.  
 5 Q. If you could look up at the prior  
 6 paragraph, Paragraph XI, the first sentence is in  
 7 brackets, which notes a misnumbering in the  
 8 complaint.  
 9 A. Uh-huh.  
 10 Q. The next sentence says NAMB admits that it  
 11 notified BCMD on December 2nd, 2014 of its intent to  
 12 terminate the SPA effective one year from the date of  
 13 the notice.  
 14 Do you see that?  
 15 A. Yes.  
 16 Q. Does that refresh your recollection about  
 17 when the termination letter was sent by NAMB to BCMD?  
 18 A. Yeah. It was sent December 14.  
 19 Q. On or around December --  
 20 A. December.  
 21 Q. -- 2nd --  
 22 A. Yeah.  
 23 Q. -- 2014?  
 24 A. Uh-huh. Uh-huh.  
 25 Q. Yes?

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1 A. Yes. Okay.  
 2 Q. And you testified earlier that, to your  
 3 knowledge, the termination letter was never rescinded  
 4 or withdrawn, correct?  
 5 A. I don't know anything about that. Huh-uh.  
 6 Q. So to the best of your knowledge, when  
 7 Dr. McRaney signed the separation agreement --  
 8 A. Uh-huh.  
 9 Q. -- on July 9th, 2015, the termination  
 10 letter was still in effect, correct?  
 11 MS. CARRINGTON: Object to the question.  
 12 He's already said he has no knowledge about  
 13 that.  
 14 THE WITNESS: Uh-huh.  
 15 MS. CARRINGTON: Subject to my objection,  
 16 you can answer the question.  
 17 THE WITNESS: Yeah. Can you repeat the  
 18 question. Make sure.  
 19 (Whereupon, the record was read by the  
 20 reporter as requested.)  
 21 THE WITNESS: Yes.  
 22 Q. (By Mr. McCallum) If you could, turn to  
 23 Page 6.  
 24 A. (Witness complies with request of  
 25 counsel.)

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1 Q. Take a look at Paragraph X, please. Tell  
 2 me when you're ready for a question.  
 3 A. Yeah.  
 4 Q. The second line says, quote,  
 5 "... Plaintiff caused BCMD to violate the terms of  
 6 the Strategic Partnership Agreement and otherwise  
 7 hindered and interfered with BCMD's performance of  
 8 its obligations thereunder."  
 9 Do you see that?  
 10 A. Yes.  
 11 Q. You understand that's a statement by NAMB  
 12 in a legal filing, correct?  
 13 A. Right.  
 14 Q. Can you -- Strike that.  
 15 Sitting here now, are you able to tell me  
 16 what specific alleged violations of the SPA  
 17 Dr. McRaney caused?  
 18 A. Uh-huh. Yes.  
 19 Q. What?  
 20 A. During the -- Before the termination  
 21 letter went out, there was two -- two instances where  
 22 two hirings were made by Dr. McRaney that were  
 23 generally funded positions where NAMB and BCMD had to  
 24 agree on the personnel, and in --  
 25 From reading the -- the memorandums and

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1 the e-mails, that was violated. There was two  
 2 individuals that Dr. McRaney hired that are not  
 3 agreeing on those people.  
 4 THE COURT REPORTER: I'm sorry. I didn't  
 5 understand the end. There were two individuals  
 6 that Dr. McRaney hired that are --  
 7 THE WITNESS: McRaney hired that were not  
 8 agreed upon by both parties.  
 9 Q. (By Mr. Gant) Any other alleged  
 10 violations of the SPA that are being referenced here?  
 11 A. Let's see if I can remember. If I recall,  
 12 it --  
 13 No. I don't recall the other ones.  
 14 I'd -- I'd be speculating if I told you an -- an  
 15 opinion.  
 16 Q. Now with respect to these two instances of  
 17 a hiring --  
 18 A. Uh-huh.  
 19 Q. -- that you just referred to --  
 20 A. Uh-huh.  
 21 Q. -- as alleged violations of the SPA, can  
 22 you tell me what specific paragraphs of the SPA were  
 23 allegedly violated?  
 24 A. No. I couldn't tell you. I don't have  
 25 the SPA in front of me.

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1 Q. Can you tell me, did you review the SPA  
 2 yesterday in preparation for today's depo.  
 3 A. No.  
 4 Q. Okay. And did you form your own view that  
 5 those hirings constituted violations of the SPA, or  
 6 were you relying on someone else's determination?  
 7 A. No. I -- I read the documents from the  
 8 people that were our representatives dealing with Dr.  
 9 McRaney and BCMD that that's what happened.  
 10 That's been a long history of partnership  
 11 with all the conventions that generally funded  
 12 positions are hired together and agreed by both  
 13 parties before they're officially hired.  
 14 Q. And -- And you're saying that's not just  
 15 a custom or practice. That's actually a legal  
 16 requirement of a -- of a --  
 17 A. Yes.  
 18 Q. -- contractual agreement?  
 19 A. It's a contractual agreement with all  
 20 the -- all of the sections mentioned.  
 21 Q. And you believe that the two hirings that  
 22 you reference entitled NAMB to terminate the SPA with  
 23 BCMD?  
 24 A. No. You showed that there was some --  
 25 some type of a misunderstanding or not willing to --

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1 to work in partnership, in collaboration, because  
 2 they -- They hired them, and then one of our  
 3 gentlemen representatives told them that you can't do  
 4 that, and so --  
 5 Q. And just to make sure your testimony is  
 6 clear, sitting here, you're not able to identify any  
 7 other alleged violations of the SPA that Dr. McRaney  
 8 purportedly caused?  
 9 A. I don't remember. Uh-huh.  
 10 Q. And going back to the language on Page 6,  
 11 it -- it says that there was hindrance and  
 12 interference with BCMD's performance of its  
 13 obligations.  
 14 Sitting here, are you able to identify any  
 15 specific aspects of BCMD's performance of its  
 16 obligations under the SPA that Plaintiff allegedly  
 17 frustrated or hindered or interfered with?  
 18 A. Now I don't remember, but I could  
 19 speculate and tell you, but I don't exactly remember  
 20 the other --  
 21 Q. Okay.  
 22 A. -- issues.  
 23 Q. Did you understand that today I was likely  
 24 to ask you questions about the relationship between  
 25 NAMB and BCMD?

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1 Q. What are you aware of?  
 2 MS. CARRINGTON: Objection. Relevance.  
 3 None of this has anything to do with this  
 4 litigation. I -- I am going to instruct him  
 5 not to answer questions about this.  
 6 MR. GANT: On what basis?  
 7 MS. CARRINGTON: It has nothing to do with  
 8 this case. It's not relevant. It's not  
 9 discoverable.  
 10 MR. GANT: Well, how do you know it's not  
 11 relevant?  
 12 Do you know what the DOJ is investigating?  
 13 MS. CARRINGTON: The DOJ is not  
 14 investigating anything about Dr. McRaney.  
 15 MR. GANT: How do you know that?  
 16 MS. CARRINGTON: I'm sorry.  
 17 MR. GANT: How do you know that?  
 18 MS. CARRINGTON: How about you tell me.  
 19 Is -- is -- is the DOJ --  
 20 MR. GANT: First of all, relevance is as  
 21 you know or should know is not a proper  
 22 objection at a deposition and is absolutely not  
 23 a basis to instruct not to answer, so if you're  
 24 going to do that, I am putting you on notice or  
 25 you should know that's a violation of the

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1 Federal Rules of Civil Procedure.  
 2 So could you read back the question,  
 3 please.  
 4 (Whereupon, the record was read by the  
 5 reporter as requested.)  
 6 MS. CARRINGTON: I will also object on the  
 7 basis that any knowledge that he may have based  
 8 on privileged communications with counsel will,  
 9 obviously, be another reason for him to not  
 10 answer that question.  
 11 So the extent that his knowledge comes  
 12 from that source, I am instructing him not to  
 13 answer.  
 14 Q. (By Mr. Gant) Okay. Leaving out  
 15 privileged information, are you, what's your  
 16 understanding of the Department of Justice or FBI  
 17 investigation?  
 18 A. Well, what I read is that they're  
 19 investigating for possible sexual abuse cases in the  
 20 Southern Baptist Convention, and that's really all I  
 21 know or what's happening, what's going on.  
 22 Q. Have you been contacted by the Department  
 23 of Justice or FBI?  
 24 A. No.  
 25 MS. CARRINGTON: Objection. Objection.

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1 This case is not about Carlos Ferrer and  
 2 what he may or may not know about the Department  
 3 of Justice. There is absolutely nothing that  
 4 this line of questioning could have bearing on  
 5 for the claims and defenses at issue in this  
 6 lawsuit. If --  
 7 This is -- This is absolutely harassment  
 8 of this witness on an issue that has nothing to  
 9 do with this case.  
 10 MR. GANT: All right. All right.  
 11 MS. CARRINGTON: And if this line of  
 12 questioning is going to continue, I -- I am  
 13 going to instruct him to not answer.  
 14 MR. GANT: Are you making some  
 15 representation about the scope of the Department  
 16 of Justice and FBI investigation of the SBC?  
 17 MS. CARRINGTON: No. I'm not.  
 18 Q. (By Mr. Gant) Okay. Are you aware that  
 19 NAMB lost its appeal in the United States Court of  
 20 Appeals for the Fifth Circuit in this case?  
 21 A. That NAMB lost what?  
 22 Q. Its appeal in the United State Court of  
 23 Appeals for the Fifth Circuit.  
 24 A. Yes.  
 25 Q. And were you aware that in connection with

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1 the appeal before the Fifth Circuit, that the ERLC  
 2 submitted an amicus brief?  
 3 A. Yes.  
 4 Q. Okay. What is the ERLC?  
 5 A. It's the -- it -- skipping around, I think  
 6 really -- and I think what I -- the --  
 7 Oh, gosh. The E stands for --  
 8 Q. Ethics.  
 9 A. Ethics. Thank you.  
 10 Q. I'll tell you the whole thing, if you  
 11 want. I'm not trying to make you --  
 12 A. No, no. The Ethics --  
 13 Q. -- suffer.  
 14 A. -- Religious and Liberty Commission.  
 15 Q. That's my understanding.  
 16 A. Yeah.  
 17 Q. And that is part of the SBC, just like  
 18 NAMB, correct?  
 19 A. It's -- It acts as an entity of the  
 20 Southern Baptist Convention.  
 21 Q. So both NAMB and ERLC are parts of the  
 22 SBC, correct?  
 23 A. Yes.  
 24 Q. Okay. And you're aware that ERLC  
 25 submitted a brief in the Fifth Circuit?

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1 A. Uh-huh. Right. Yes.

2 Q. And were you aware that thereafter that

3 brief was filed, there was a lot of criticism of the

4 brief from within the SBC?

5 A. Yes.

6 Q. And what's your understanding of the

7 nature of the criticism?

8 A. The criticism that we were -- the SBC's a

9 hierarchy organization, that it's -- It all goes to

10 the top and comes from the top down, and that's not

11 the case.

12 Q. So your -- your understanding is that the

13 ERLC brief contained misstatements about the nature

14 of Southern Baptists?

15 A. Uh-huh. Yes.

16 Q. And are you aware that ERLC, after the

17 Fifth Circuit proceedings concluded submitted a

18 letter to the Court acknowledging that its brief

19 contained errors?

20 A. Yes.

21 Q. Did you read the letter?

22 A. No.

23 Q. Are you aware of NAMB ever telling the

24 Fifth Circuit that the ERLC brief contained

25 misstatements?

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1 A. No.

2 Q. Did you ever discuss with anyone whether

3 to do that?

4 A. No.

5 Q. Are you aware of anyone within NAMB ever

6 considering telling the Fifth Circuit Court of Appeal

7 that the ERLC brief --

8 A. No.

9 Q. -- contained misstatements about Southern

10 Baptists?

11 A. Not that I'm aware of. Huh-uh.

12 Q. Do you think that the ERLC did the right

13 thing in correcting its errors?

14 A. Yes.

15 Q. Do you think the ELRC brief should have

16 been -- Strike that.

17 Do you think the ERLC should have

18 corrected its errors before the Fifth Circuit

19 concluded its proceedings?

20 A. I don't know what -- I don't know enough

21 about what they were doing or the timing of when they

22 did it or anything of that nature.

23 Q. Did you ever discuss with anybody the

24 misstatements in the ERLC's brief to the Fifth

25 Circuit?

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1 A. No.

2 Q. Never anyone at any time before discussing

3 it with me?

4 A. No.

5 Q. Did it bother you this that the ERLC had

6 put in a brief containing misstatements?

7 A. Going to -- I was surprised.

8 Q. Why were you surprised?

9 A. 'Cause most Southern Baptists know that

10 we're not in a hierarchically organization.

11 Q. What is Send Relief?

12 A. Send Relief, it's -- It's our arm of

13 compassion ministries.

14 Q. Well, do you have an understanding of its

15 former relationship to the -- to NAMB?

16 A. It's a -- an affiliate of NAMB. They help

17 us accomplish our compassion ministry assignment, and

18 we help them. We work together.

19 Q. Do you know whether Send Relief is a

20 supporting organization of NAMB in the sense that

21 term is used in the Internal Revenue Code?

22 A. No. It's not.

23 Q. Are you aware of anyone working for NAMB,

24 either as a employee or an agent, whoever engaged in

25 any effort to listen to or record conversations or

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1 communications of another person outside NAMB?

2 A. No.

3 Q. Have you ever discussed that with anyone

4 at NAMB?

5 A. No.

6 Q. Who's Paula Link?

7 A. Who?

8 Q. Paula Link?

9 A. Paula Link was a former HR director.

10 She's no longer with us. She hadn't been there for

11 three years or so.

12 Q. What was her title?

13 A. Director of human -- human resources.

14 Q. Do you have an understanding of why she

15 left NAMB?

16 A. Yes.

17 Q. Why?

18 A. Her husband got transferred to Tampa to

19 another -- promoted. He got promoted to a -- a job

20 in the same -- for the same company.

21 Q. All right. Let's --

22 Oh, do you have a personal e-mail address?

23 A. Yes.

24 Q. What is it?

25 A. Cferrer50@aol.com.