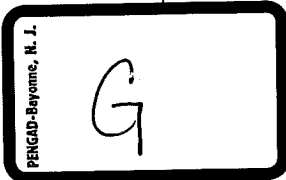


30(b)(6) Deposition of Electricity Maine (Kira Jordan) 5/30/2019

UNITED STATES DISTRICT COURT  
DISTRICT OF MAINE



KATHERINE VEILLEUX, et al.,	)	
Plaintiffs	)	Civil Action Docket
v.	)	NO.: 1:16-cv-00571-NT
ELECTRICITY MAINE, LLC,	)	
et al.,	)	
Defendants	)	

\* TRANSCRIPT CONTAINS CONFIDENTIAL INFORMATION \*

30(B)(6) DEPOSITION OF ELECTRICITY MAINE, LLC,  
(WITNESS: KIRA JORDAN), taken at the law offices of  
Pierce Atwood, 254 Commercial Street, Portland, Maine,  
on May 30, 2019, commencing at 9:02 a.m., before  
Jennifer A. Ridenour, RPR, a Notary Public in and for  
the State of Maine.

APPEARANCES:

FOR THE PLAINTIFFS:	THOMAS F. HALLETT, ESQ.
FOR THE DEFENDANTS:	JOHN J. AROMANDO, ESQ.
	KATHERINE S. KAYATTA, ESQ.

ALSO PRESENT: Marty Lundstrom, Esq., Electricity Maine

1 THE WITNESS: I can tell you that they  
2 are certainly provided to the vendor contacts by the  
3 sales team with the expectation that that would be  
4 cascaded down.

5 BY MR. HALLETT:

6 Q. Okay. I'm going to show you what's been  
7 marked as now --

8 (Exhibit No. 5 was marked.)

9 BY MR. HALLETT:

10 Q. I'm going to show you Exhibit 5. Have you  
11 ever seen that document before?

12 A. I have.

13 Q. Other than in preparation for your  
14 deposition, have you ever seen that document before?

15 A. Not this particular one, but again, I'm  
16 familiar with --

17 Q. Okay.

18 A. -- the general format.

19 Q. Okay. And these are, for lack of a better  
20 term, electricity enrollment forms for Electricity  
21 Maine, correct?

22 A. That is certainly what it says, yes.

23 Q. So you've never seen a signed copy of one of  
24 these electricity enrollment forms; is that correct?

25 MR. AROMANDO: Objection.

1 You can answer.

2 THE WITNESS: I have not seen one for  
3 Electricity Maine.

4 BY MR. HALLETT:

5 Q. Okay. And it's fair to say that you have no  
6 idea whether or not these enrollment forms are  
7 presented to potential customers or potential buyers of  
8 Electricity Maine products by the door-to-door  
9 salespeople, right?

10 MR. AROMANDO: Objection.

11 You can answer.

12 THE WITNESS: I would expect that --  
13 well, I know that they were provided to the vendors,  
14 you know, the vendor contacts.

15 BY MR. HALLETT:

16 Q. But you have no personal knowledge that that  
17 was done, that they provided -- excuse me. You have no  
18 personal knowledge that the door-to-door salespeople  
19 provided these enrollment forms to the potential  
20 customers in the state of Maine, correct?

21 MR. AROMANDO: Objection.

22 You can answer.

23 THE WITNESS: I mean, I don't -- no, I  
24 don't. I mean, I don't have any -- like I said, it's  
25 not -- there's no reason that these would come back to

1 A. Yes.

2 Q. And apparently in its modified form with this  
3 number on the back?

4 A. That is what it looks like, yes, sir.

5 Q. Now, is that the extent of all training  
6 materials that are provided by Spark to the third-party  
7 vendor for training of potential door-to-door  
8 salespeople?

9 A. Yeah. I mean, that's certainly the most  
10 significant part of it. I mean, do I know if something  
11 else has ever been provided, no, I don't know, but this  
12 is -- this is the meat of it.

13 Q. Okay. So your understanding is that this is  
14 provided every time? At least this is provided every  
15 time?

16 A. Yeah, this or -- yeah, or something like it,  
17 yeah.

18 Q. Do you know in the -- for people who are for  
19 door -- let me strike all of that.

20 For potential door-to-door salespeople being  
21 trained to sell in the state of Maine, do you know was  
22 this the packet that was provided to them?

23 A. Based on my preparation, I believe that this  
24 was one of them. Now, if products changed over time,  
25 some -- you know, some contents would change because

1 there is stuff that is date specific, but yeah, that's  
2 my understanding.

3 Q. And how is it that you understand that this  
4 was what was used to train the potential door-to-door  
5 sales agents for selling in the state of Maine?

6 A. Ask that question again, please.

7 Q. On what do you base your understanding that  
8 this is the packet, what we've just reviewed, of  
9 information that was provided for sales training  
10 purposes to people who were selling Electricity Maine  
11 products in the state of Maine?

12 A. I mean, based on my preparation and knowing  
13 that, you know, folks that I work with certainly  
14 collected the documents and I have no reason to  
15 mistrust them.

16 Q. Okay.

17 A. And it looks -- it's consistent with my --  
18 again, my general, you know, knowledge of the process.

19 Q. Okay. When you say -- who put these  
20 documents together -- who put the documents together  
21 that you reviewed?

22 A. I honestly don't know the question -- the  
23 answer to that on everything.

24 Q. Did you speak to any -- do you know who  
25 actually created these documents, the individual that

1 stick this in an envelope and would that be --

2 Q. Yeah. Right. Right.

3 A. That is not my understanding of -- of the  
4 process.

5 Q. Okay. All right. So is there stored  
6 somewhere in TESLA a letter that is sent out and all of  
7 the information that is sent out with that letter?

8 MR. AROMANDO: Objection.

9 Well, you can answer.

10 I just want to note on the record, Tom,  
11 Sandra Nadeau really was the witness on this and she  
12 addressed it. I mean, I'm fine with you asking her  
13 about it, but Sandra Nadeau really addressed this in  
14 her deposition.

15 Go ahead. You can answer.

16 THE WITNESS: So your -- so the question  
17 is -- so if you're asking me is there a physical copy  
18 of this sheet of paper that I think would be retained,  
19 no.

20 BY MR. HALLETT:

21 Q. I know there isn't. What I'm asking you  
22 is -- you're also saying that's not what was sent  
23 out -- your understanding of what was sent out in a  
24 welcome packet, right? There's more information  
25 contained in a welcome packet?