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IN THE SUPERIOR COURT OF THE STATE OF WASHINGTON

IN AND FOR THE COUNTY OF KING

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PATRICK JONES, individually, )  
 )  
Plaintiff, )  
 )  
vs. ) No. 16-2-22028-2SEA  
 )  
BELLEVUE SCHOOL DISTRICT 405, 14A )  
public school district; WASHINGTON )  
INTERSCHOLASTIC ACTIVITIES )  
ASSOCIATION, a nonprofit corporation;) )  
KINGCO CONFERENCE, a nonprofit )  
corporation; and SEA-KING DISTRICT 2 )  
OF THE WIAA, a nonprofit corporation;) )  
YARMUTH & WILDSON, PLLC, a Washington )  
Professional Limited Liability )  
Company, BOB WESTINGHOUSE and )  
CARL BLACKSTONE, in their individual )  
capacities, )  
 )  
Defendants. )

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Deposition Upon Oral Examination of  
MICHAEL COLBRESE

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Taken at [REDACTED]  
Bellevue, Washington  
Thursday, April 13, 2017

Atkinson-Baker, Inc.  
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File No. AB03B6F

1 incomplete.

2 BY MS. JONES:

3 Q. Can you answer the question?

4 A. I can't.

5 Q. Okay. Can you look at 17.2.0. We were -- we  
6 dealt with this one a little earlier, and I wanted to ask a  
7 distinguishing question. We already dealt with what in  
8 season means. Can you tell me what in a season means?

9 MR. CALFO: Object to the form, and what rule are  
10 you pointing to? Because I don't see a rule numbered the  
11 one you just mentioned.

12 MS. JONES: 17.2.0.

13 MR. CALFO: On what page?

14 MS. JONES: 18.

15 (Enter Mr. Olson.)

16 MR. CALFO: What's the question?

17 BY MS. JONES:

18 Q. What does in a season mean?

19 MR. CALFO: Object to the form. Are you  
20 referring to the rule?

21 MS. JONES: I was directing him to the rule if it  
22 may guide him. I'm not sure.

23 MR. CALFO: Well, I mean it says "in season"; it  
24 doesn't say "in a season," so I'm just trying to figure out  
25 what your question means. Are you asking what in season

1 means in this rule?

2 MS. JONES: We already went through that. That  
3 would be asked and answered. I'm asking him if there's any  
4 difference between in season and in a season.

5 MR. CALFO: Object to the form.

6 A. I'd need to have more before I can answer what  
7 you're asking.

8 BY MS. JONES:

9 Q. Okay. Let's go to Rule 23.1.1 then, and you can  
10 keep, you know, your finger, I guess, on Page 18 because we  
11 might have to go back to it, but to give you more, 23.1.1  
12 refers -- it uses the words "in a season." Can you please  
13 tell me what that means?

14 MR. CALFO: Object to the form.

15 A. Well, in a season means specifically in a season.  
16 You know, it defines season like from the beginning of  
17 practice until the end of the state event for that.

18 BY MS. JONES:

19 Q. Okay. So consistent, then, with the rest of your  
20 testimony, it does not mean summer; is that correct?

21 MR. CALFO: I'm going to object. I'm going to  
22 tell him not to answer the question. Don't tell him what  
23 his testimony has been. That is unfair to the witness.

24 Do not answer that question.

25 If you want to ask a question, fine, but don't

1 tell him what he's already testified to. He knows what  
2 he's testified to. It's not fair to the witness. Go  
3 ahead, ask a question.

4 BY MS. JONES:

5 Q. I'll -- so would that be fair to say that in a  
6 season does not include summer?

7 MR. CALFO: Object to the form.

8 BY MS. JONES:

9 Q. Summer activities time period.

10 MR. CALFO: Object to the form.

11 A. Yes.

12 BY MS. JONES:

13 Q. Can you please look at Appendix 8.2?

14 MR. CALFO: What page number, please?

15 MS. JONES: It is on Page 77.

16 Q. When you look at Appendix 8.2, I believe that  
17 this is a list of the season beginning and ending dates; is  
18 that correct?

19 A. Yes.

20 Q. And is it correct to say that this document does  
21 not include the summer?

22 MR. CALFO: Object to the form.

23 A. Correct.

24 Q. Can you please turn to Page 96, and I'm looking  
25 at Q and A 17. Can you, to yourself, read the question and

1 board to vote on it?

2 A. It didn't.

3 Q. So nobody voted on the removal of Appendix 11  
4 from the handbook?

5 A. Correct.

6 Q. Who was the decision-maker to remove Appendix 11  
7 from the handbook?

8 A. Our attorney John Olson and me.

9 Q. And when did you make that decision?

10 A. Well, it was not too long -- it was sometime  
11 after the Eastside Catholic, Blanchet fact-finding,  
12 somewhere in there.

13 Q. And about about when was that?

14 A. I'd have to go back and look. I don't know for  
15 sure.

16 Q. When was it in comparison to the Bellevue  
17 football Seattle Times article that prompted the  
18 fact-finding?

19 A. Oh, I bet half a year before that, something like  
20 that.

21 Q. Were there any discussions with any other  
22 executive board members prior to moving Appendix 11 out of  
23 the handbook?

24 A. No.

25 Q. Were there any corporate records on the moving of

1 Appendix 11 out of the handbook?

2 A. No.

3 Q. Did you ever talk to the investigators about the  
4 fact that there was this Appendix 11 that they could look  
5 at as a guideline if they chose to?

6 MR. CALFO: Object to the form.

7 A. No.

8 BY MS. JONES:

9 Q. When you hired the investigators, did you --

10 MR. CALFO: Just to be clear, you're talking  
11 about the Yarmuth investigators?

12 MS. JONES: Yes.

13 Q. When you hired the Yarmuth investigators, did you  
14 give them any direction as to -- the quote, I think, is  
15 look under rocks under rocks under rocks. Tell me about  
16 that.

17 A. That's the direction I gave them, yeah -- look  
18 under rocks under rocks.

19 Q. And why did you give them that direction?

20 A. Because that's all -- that's all I gave them. I  
21 just said under rocks under rocks.

22 Q. What did you mean by that?

23 A. That, you know, you start and you look under a  
24 rock, and if there's another rock under there, then you  
25 look under that rock, and if there's another rock, you look

1 under that.

2 Q. And what was your intent of giving that  
3 description to them?

4 A. Well, if -- if you see -- if you find  
5 something -- if you see something that looks suspicious,  
6 then you investigate that, and if there's something else  
7 then under -- that you find when you're looking at that,  
8 then you look at that. You can't just walk away from it.

9 Q. Did you indicate to them that they might find  
10 something that looks suspicious?

11 A. No, no.

12 Q. Did they indicate to you that they believed that  
13 there were things that were suspicious?

14 A. No. I mean by that time all we had were the  
15 newspaper articles.

16 Q. Did you get reports going along from the  
17 investigators as the investigation went on, did you get  
18 reports from them?

19 A. No.

20 Q. Did you meet with them on occasion as you went  
21 along? We know I think you had this one meeting in  
22 December. Were there others?

23 A. No.

24 Q. Did you meet with them socially in any way?

25 A. No.