

**UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF LOUISIANA**

**In re: Oil Spill by the Oil Rig
“Deepwater Horizon” in the Gulf
Of Mexico, on April 20, 2010**

Applies to: *All Cases.*

* MDL No. 2179
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* SECTION: J
*
* JUDGE BARBIER
* MAGISTRATE SHUSHAN

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**ALL PARTIES OBJECTIONS TO DEPOSITION DESIGNATIONS OF
PHILIP EARL LEE**

<u>From</u>		<u>To</u>		<u>Objecting</u> <u>Party</u>	<u>Objection</u>	<u>Ruling</u>
<u>Page</u>	<u>Line</u>	<u>Page</u>	<u>Line</u>			
70	9	70	21	BP	Vague; Compound	
70	25	71	1	BP	Vague; Compound	
71	6	71	13	BP	Vague; Compound	
71	16	71	17	BP	Vague; Compound	
85	8	85	14	BP	Vague	
85	17	85	19	BP	Vague	
86	19	87	1	BP	Vague; Compound	
87	4	87	6	BP	Vague; Compound	
87	11	87	18	BP	Vague; Compound	

103	21	104	13	HESI	Relevance; assumes facts not in evidence; improper testimony by counsel; foundation: Counsel makes statements in which he identifies what he believes are reasons for cementing. Counsel's interpretation of the reasons for cementing is irrelevant and immaterial, assume facts not in evidence, and constitute improper testimony. Moreover, there is no foundation that Lee is qualified to identify the reasons for and consequences of cementing. In fact, Lee testified that he does not "know what happens downhole once the cement sets up." (106:2-5)	
104	15	105	15	HESI	Vague and ambiguous; compound; assumes facts not in evidence; foundation; speculation: Lee is asked a series of related questions about the risk of hydrocarbon migration if the cement "doesn't work" or "doesn't perform as designed." The questions are vague and ambiguous; it is not clear what information is being sought. The questions are also compound, and it is not clear to which part of the questions the answer is responsive. Moreover, there is no foundation that Lee is qualified to respond to these questions. Lee's answer at 105:1-2 indicates that he is guessing ("That's my assumption"). Further, Lee testified that he does not "know what happens downhole once the cement sets up." (106:2-5)	
108	16	109	12	BP	Vague; Compound; Misstates the Record	
157	15	157	21	BP	Compound; Vague; FRE 602	
158	1	158	2	BP	Compound; Vague; FRE 602	
158	12	158	14	BP	FRE 602	
158	17	158	19	BP	FRE 602	

229	7	229	11	Transocean	Testimony lacks foundation (Fed.R.Evid.602) and includes inadmissible opinion testimony (Fed. R. Evid. 701).	
230	10	230	18	Transocean	Testimony lacks foundation (Fed.R.Evid.602) and includes inadmissible opinion testimony (Fed. R. Evid. 701).	
282	17	282	24	Transocean	Testimony lacks foundation (Fed.R.Evid.602).	
361	25	362	8	BP	FRE 602; Inadmissible by Statute; Hearsay	
362	13	362	15	BP	FRE 602; Inadmissible by Statute; Hearsay	
375	9	375	17	Transocean	Testimony lacks foundation (Fed.R.Evid.602).	
451	20	451	22	BP	Vague	
452	2	452	4	BP	Vague	
452	7	452	11	BP	Vague; Compound	
460	77	460	22	Transocean	Testimony lacks foundation (Fed.R.Evid.602) and includes inadmissible opinion testimony (Fed. R. Evid. 701).	
468	9	468	22	Transocean	Testimony lacks foundation (Fed.R.Evid.602).	
505	14	505	19	BP	Hearsay	
505	22	505	22	BP	Hearsay	
509	10	509	16	BP	FRE 602	
509	19	509	19	BP	FRE 602	
509	23	510	2	BP	FRE 602; Misstates the Record	
510	7	510	7	BP	FRE 602; Misstates the Record	
510	8	510	10	BP	FRE 602	
510	13	510	14	BP	FRE 602	
533	2	533	11	BP	Compound; Misstates the Record; Multiple Hearsay	
533	16	533	16	BP	Compound; Misstates the Record; Multiple Hearsay	
533	17	533	18	BP	Asked and Answered	
533	23	533	23	BP	Asked and Answered	

533	24	534	6	BP	Compound; Multiple Hearsay; Misstates the Record	
534	9	534	9	BP	Compound; Multiple Hearsay; Misstates the Record	
534	22	534	25	BP	Multiple Hearsay; Misstates the Record	
535	3	535	4	BP	Multiple Hearsay; Misstates the Record	
536	1	536	3	BP	Misstates the Record	
536	6	536	7	BP	Misstates the Record	
543	23	544	1	BP	Relevance; Prejudice	
544	4	544	5	BP	Relevance; Prejudice	
547	17	547	20	BP	Compound	
547	25	547	25	BP	Compound	
571	4	571	4	BP	FRE 602	
571	7	571	17	BP	FRE 602	
571	22	572	21	BP	FRE 602	
572	22	572	24	BP	Vague; Compound	
573	2	573	2	BP	Vague; Compound	
582	10	582	11	BP	Relevance; Prejudice	
582	14	582	14	BP	Relevance; Prejudice	
582	15	582	17	BP	Relevance; Prejudice	
582	20	582	20	BP	Relevance; Prejudice	
600	13	601	11	Transocean	Testimony lacks foundation (Fed.R.Evid.602) and includes inadmissible opinion testimony (Fed. R. Evid. 701).	
630	11	630	15	BP	Compound; Misstates the Record; Hearsay	
630	18	630	19	BP	Compound; Misstates the Record; Hearsay	
630	20	630	21	BP	Misstates the Record; Hearsay	
630	24	631	1	BP	Misstates the Record; Hearsay	
631	4	631	5	BP	Misstates the Record; Hearsay	
631	8	631	8	BP	Misstates the Record; Hearsay	
636	12	636	22	BP	Misstates the Record; Hearsay; Compound; Vague; Argumentative	
636	25	636	25	BP	Misstates the Record; Hearsay; Compound; Vague; Argumentative	
637	16	637	21	BP	Compound; FRE 602	

638	1	638	2	BP	Compound; FRE 602	
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