

NO. 87-41780

DANNY SCOTT GOEB a/k/a : IN THE DISTRICT COURT OF
 DAN PATRICK :
 VS. : HARRIS COUNTY, T E X A S
 PAUL HARASIM AND :
 THE HOUSTON POST : 151st JUDICIAL DISTRICT

ORIGINAL

DEPOSITION OF DANNY SCOTT GOEB

VOLUME II

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Paul Harasim

Johnnie E. Barnhart

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THE VIDEOTAPED
ORAL DEPOSITION OF
DANNY SCOTT GOEB
April 28, 1989
VOLUME I

THE ORIGINAL OF THIS DEPOSITION
IS IN THE CUSTODY OF:

MS. GAIL M. BROWNFIELD
BAKER & BOTTS
ONE SHELL PLAZA
HOUSTON, TEXAS 77002-4995

DATE: *June 21, 89*

5743

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- 1 Q Who is your current family physician, Mr. Patrick?
- 2 A I don't have one.
- 3 Q Are you currently on any medication?
- 4 A No.
- 5 Q Who was the last physician you visited?
- 6 A Dr. Tschudia, probably.
- 7 Q When did you last see Dr. Tschudia?
- 8 A I'm not sure. It would have just been a routine
- 9 visit for a cold or something.
- 10 Q Would it have been in the last year?
- 11 A I don't remember.
- 12 Q Other than Dr. Tschudia, what physicians have you
- 13 seen in the Houston area since arriving in town?
- 14 A I think the only other one besides Dr. Tschudia
- 15 would have been a Dr. Kramer, with a K.
- 16 Q Where is Dr. Kramer located?
- 17 A I'm not sure any longer. I haven't seen him for
- 18 five or six years. I know he's moved, so I'm not
- 19 sure where he is.
- 20 Q What type of physician is Dr. Kramer?
- 21 A Psychiatrist. Psychiatrist or psychologist, I'm
- 22 not sure which. I forget.
- 23 Q Was Dr. Kramer a medical doctor, an MD?
- 24 A Yes. So, he was a psychologist.
- 25 Q You don't know where he was located?

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1 A He used to be on Frostwood, but I'm not sure where
2 he is now.

3 Q What's his first name?

4 A Stephen, I think.

5 Q Why did you first see Dr. Kramer?

6 A I wasn't feeling well.

7 Q What do you mean by you weren't feeling well?

8 A I was tired, fatigued, stressed out.

9 Q What manifestations of your tiredness and fatigue
10 and stress were you exhibiting?

11 A I passed out at work one day from exhaustion.

12 Q When did you first see Dr. Kramer for this?

13 A Gee, I don't know. Back in the early eighties.

14 I'm not sure when. It's been a long time.

15 Q When you first saw Dr. Kramer, did you tell him
16 that you felt like you were under stress and were
17 tired and fatigued?

18 A Yes.

19 Q What type of examination did he perform on you?

20 A I don't recall. I don't think he performed any
21 examination.

22 Q Well, did he run any tests, ask you any specific
23 questions, ask you to fill out any forms?

24 A I don't recall.

25 Q Do you recall if he asked you to look at cards with

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- 1 shapes on them or anything like that?
- 2 A I recall that didn't happen.
- 3 Q Did he prescribe any medication after your first
- 4 visit?
- 5 A I don't recall.
- 6 Q Did he ultimately prescribe any medication for you?
- 7 A Yes.
- 8 Q What was prescribed?
- 9 A I believe its name is Amitriptyline.
- 10 Q Why were you taking Amitriptyline?
- 11 A To control -- according to him, to control a
- 12 chemical imbalance that I had.
- 13 Q How long did you take Amitriptyline?
- 14 A A couple of years, I guess.
- 15 Q How many years?
- 16 A I'm not sure.
- 17 Q More than five?
- 18 A I don't think so.
- 19 Q More than three?
- 20 A I'm not sure. Two to three, somewhere in that
- 21 area, I believe.
- 22 Q Did Dr. Kramer ever discuss with you the side
- 23 effects of the drug you were taking?
- 24 A Yes.
- 25 Q I think we may have talked about this in your last

1 deposition. I think you said he told you that it
2 could give you dry mouth. Is that true?

3 A Yes.

4 Q Did he tell you any of the psychological side
5 effects this drug could have?

6 A I believe there aren't any. I believe that was our
7 discussion.

8 Q Were you on this drug on May 30, 1987?

9 A No.

10 Q Other than Dr. Kramer and Dr. Tschudia, have you
11 seen any other physicians in the Houston area?

12 A I don't believe so.

13 Q In the last 10 years have you seen any other
14 physicians at all?

15 A I don't think so.

16 Q Have you seen any other health care providers who
17 may not have been physicians, i.e., psychologists,
18 social workers, chiropractors, that type of thing?

19 A I don't think so.

20 Q Who is your family dentist?

21 A Gary Williams.

22 Q Where is Mr. Williams located?

23 A On Highway 6. I have seen him a few times. And an
24 eye doctor, I guess, occasionally.

25 Q Who is your eye doctor?

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- 1 A Just TSO.
- 2 Q When was the last time you took Amitriptyline or
3 any antidepressant or anti-anxiety drug?
- 4 A I don't recall. It's been many years. I'm not
5 sure of the exact date.
- 6 Q Did Dr. Kramer or Dr. Tschudia explain to you why
7 you no longer needed to be on this medication?
- 8 A No, not really.
- 9 Q Was it your understanding that your imbalance had
10 cleared up?
- 11 A I guess so.
- 12 Q Are there certain events today and in the past two
13 years that would trigger you to have a chemical
14 imbalance and therefore require anti-anxiety or
15 antidepressant drugs?
- 16 A I don't know.
- 17 Q Well, in the past would certain events trigger
18 emotional responses in you thereby prompting you to
19 see Dr. Kramer or Dr. Tschudia about your emotional
20 state?
- 21 A No. It doesn't work -- from my understanding, it
22 doesn't operate like that.
- 23 Q So, you're telling us that certain environmental
24 stimuli would not have an effect on you and would
25 not cause you to seek treatment or care for your

1 emotional state?

2 MR. NETTLES: I object to the
3 mischaracterization of his testimony. I don't
4 believe he said that.

5 Q (By Ms. Brownfeld) You can answer the question.

6 A I don't understand the question. So, you've
7 confused me.

8 Q Are you testifying that your mood swings or your
9 emotional changes, your emotional imbalance are not
10 triggered by environmental stimuli? Is that your
11 testimony? That certain --

12 A I'm not a doctor, so I don't know.

13 Q What is your feeling about your own mood changes?

14 A My own feeling is no.

15 MR. KOURY: Just for the record, so the
16 ladies and gentlemen of the jury will hear the
17 testimony in a clean form, I request that the
18 witness not start to answer the question until
19 counsel has finished the question.

20 THE WITNESS: Sure.

21 MR. KOURY: Thank you.

22 Q (By Ms. Brownfeld) Just so the record is clear,
23 Mr. Patrick, other than Dr. Kramer have you seen
24 any other psychiatrist, psychologist, or mental
25 health care provider for any reason?

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1 A I don't think so. I mean, nothing comes to my
2 mind.

3 Q Well, is seeing a psychiatrist or psychologist or
4 mental health care provider something you might
5 remember? Is that a fairly significant event for
6 you?

7 A Yes, you could say that. I don't recall. You're
8 going back ten years. You asked me since I've been
9 in Houston.

10 Q At least ten years.

11 A I don't think so.

12 Q Have you ever been -- have you ever visited, been
13 treated at or been as an inpatient or outpatient at
14 any type of facility for mental health? I can't
15 think of one off the top of my head, but do you
16 know what I'm talking about?

17 A No.

18 Q There are certain centers that deal with emotional
19 problems people might be having or alcohol
20 treatment or drug treatment.

21 A Okay.

22 Q Are you familiar with those type of institutions?

23 A What do you mean by familiar?

24 Q Do you know what I'm talking about, since I can't
25 think of one off the top of my head to give you as

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1 an example? But maybe I'll be able to think of one
2 right now. I see one coming to mind.

3 How about Spring Shadows Glen? Are you
4 familiar with that type of --

5 A I'm familiar with Spring Shadows Glen.

6 Q Have you ever been in Spring Shadows Glen?

7 A Yes, uh-huh.

8 Q You have?

9 A Uh-huh.

10 Q When was that?

11 A I'm not sure. '84 or '85, something in that period
12 of time.

13 Q What type of institution is Spring Shadows Glen?

14 A I'm not sure.

15 Q How would you characterize it, Mr. Patrick?

16 MR. NETTLES: Objection. I think he's
17 already answered that question in his last
18 response.

19 Q (By Ms. Brownfeld) You can answer the question.

20 A I'm not sure that you would characterize it any
21 differently than any other hospital.

22 Q Is it a hospital?

23 A I'm not sure. I mean, I'm not sure what they do.

24 Q Does it tend to focus on people with psychiatric
25 problems or emotional problems?

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- 1 A I don't know.
- 2 Q Were you there for psychiatric problems?
- 3 A No.
- 4 Q Were you there for emotional problems?
- 5 A No.
- 6 Q Why were you there, Mr. Patrick?
- 7 A For rest.
- 8 Q How long were you at Spring Shadows Glen Hospital?
- 9 A A couple of weeks, I think. Ten days. I'm not
10 sure.
- 11 Q Was Dr. Kramer your physician while you were there?
- 12 A Yes.
- 13 Q Did you see any other physicians or mental health
14 care providers when you were there?
- 15 A Staff people that I recall.
- 16 Q What type of treatment did you receive while you
17 were in Spring Shadows Glen?
- 18 A None.
- 19 Q What did you do while you were there for two weeks?
- 20 A Slept, basically, for two weeks.
- 21 Q Did you have any sort of group therapy?
- 22 A No.
- 23 Q Did you have individual therapy with Dr. Kramer?
- 24 A We met a couple of times a week to see how I was
25 doing. I wouldn't characterize it as therapy. I

1 would call it a doctor's visit to see how I was
2 feeling.

3 Q How often would you see Dr. Kramer prior to you
4 being admitted to Spring Shadows Glen hospital?

5 A I don't think prior to being admitted I saw him. I
6 don't think I was seeing him then at all. I think
7 I had stopped seeing him.

8 Q You stopped seeing him before you were admitted?

9 A Yes, I think so.

10 Q But at some time prior to that admission you had
11 seen him on a regular basis. Is that a fair
12 statement?

13 A Yes.

14 Q For how long a period did you see him on a regular
15 basis?

16 A I'm not exactly sure. Several months.

17 Q How often would you see him during that several
18 month period?

19 A I'm not sure.

20 Q Would his records reflect these visits?

21 A Uh-huh.

22 Q Would his records reflect the substance of
23 you-all's discussions?

24 A I don't know about that.

25 Q Have you ever seen his records?

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- 1 A No.
- 2 Q Other than Spring Shadows Glen, have you ever been
3 hospitalized for any reason?
- 4 A Going back how long?
- 5 Q Well, let's begin with since you've come to
6 Houston.
- 7 A Yes.
- 8 Q When have you been hospitalized?
- 9 A Somewhere -- you mean overnight stays?
- 10 Q Okay.
- 11 A Is that what we're talking about, overnight?
- 12 Q Yes.
- 13 A In the early eighties at Memorial City.
- 14 Q For what reason were you hospitalized?
- 15 A Same reason. Rest, fatigue, exhaustion.
- 16 Q Who was your treating physician in the 1980
17 hospitalization?
- 18 A Kramer and Tschudia.
- 19 Q Did you complain in 1984 about the same things that
20 prompted your hospitalization in 1980?
- 21 A Yes.
- 22 Q Was it as a result of your 1980 hospitalization
23 that you were first given the Amitriptyline? Is
24 that how we pronounce that?
- 25 A Yes, I believe so.

1 Q Is that the result of that hospitalization?

2 A I believe so. I believe so.

3 Q Were you on those drugs in 1984 as well, when you
4 were hospitalized at Spring Shadows Glen?

5 A I don't think so. Well. Yes -- I don't think so.
6 I don't think so.

7 Q Would the hospital records from Spring Shadows Glen
8 and Memorial help us know which drugs exactly you
9 were on at those times?

10 A I can't answer that question.

11 Q Would you suspect they would?

12 MR. NETTLES: Objection. Calls for
13 speculation on the part of the witness. If you
14 know, you may answer.

15 A I don't know.

6
16 Q (By Ms. Brownfeld) Does it sound reasonable that
17 those hospital records would indicate what drugs
18 you were taking at the time?

19 MR. NETTLES: Objection again. Calls for
20 speculation which he obviously does not know.

21 Q (By Ms. Brownfeld) You can answer the question.

22 A I don't know.

23 Q Have you ever been admitted to any other hospitals,
24 not necessarily on an overnight basis? Have you
25 been seen or admitted in any hospitals, not

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1 necessarily on an overnight basis?

2 A Rosewood, the night -- I believe that's the night
3 of the incident with Paul Harasim.

4 Q Any others?

5 A I cut my leg pruning a bush and I went to the
6 hospital on 1960. And I broke my wrist. I went to
7 Southwest Memorial to have that fixed.

8 Q How did you break your wrist?

9 A It was a charitable jog at Channel 11. I stumbled.

10 Q Were you pushed?

11 A No, I stumbled.

12 Q Do you recall some incident where you were punched
13 in the chest and had to visit either a doctor or
14 the hospital?

15 A I don't recall.

16 Q December 1981?

17 A Gee, I don't recall.

18 Q You don't recall some altercation where you were
19 punched in the chest by somebody and had chest pain
20 and tenderness on the left side of your chest?

21 MR. NETTLES: Objection; asked and
22 answered. He obviously just testified he did not
23 recall it.

24 MS. BROWNFELD: We're just trying to give
25 him a little more information that might help him

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1 recall the event.

2 MR. NETTLES: Obviously you're referring
3 to something. If you think that would help him --

4 Q (By Ms. Brownfeld) Do you recall that at all, the
5 incident wherein you were punched in the chest by
6 somebody?

7 A I have no idea what you're referring to or any
8 recollection.

9 Q Do you recall visiting St. Joseph's Hospital in
10 approximately 1983 for stomach pain?

11 A I had food poisoning, yes. I do recall it.

12 Q Do you recall anything else about that
13 hospitalization?

14 A No.

15 Q Have you ever received treatment for alcohol abuse?

16 A No.

17 Q Have you ever received treatment for drug abuse?

18 A No.

19 Q Is it your testimony today that you were not on
20 Librium or Tofranil or any other sort of drug for
21 anxiety or depression in May of 1987?

22 A I don't believe I was. I would have to check
23 records to be sure, but I don't believe I was.

24 Q If you told an admitting room physician or nurse
25 that you were on Tofranil, Librium, or -- I can't

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1 pronounce this and I know --

2 A Amitriptyline.

3 Q -- Amitriptyline at the time of your admission to
4 the emergency room on May 30, would that --

5 A Then I might have been. I just don't recall
6 exactly.

7 Q But the medical records would surely provide us
8 with a better insight into what drugs you were on
9 at the time than your recollection will now. Is
10 that a fair statement?

11 A Sure.

12 Q When was the last time you saw Dr. Kramer?

13 A I don't recall.

14 Q When was the last time you received any type of
15 psychiatric care or treatment?

16 A I guess the last time I saw Kramer.

17 Q Was that in the last two years?

18 A I don't recall.

19 Q Do you have any idea?

20 A I really don't.

21 Q So, we would need Dr. Kramer's records to know
22 that.

23 A Yes, uh-huh.

24 MS. BROWNFELD: Let's go off the record
25 for just a second.

1 (Short Recess)

2 MS. BROWNFELD: At this time, Mr.
3 Patrick, I'm handing your attorney a medical
4 records release authorization that would allow us
5 to get the medical records of Dr. Tschudia, Dr.
6 Kramer, Spring Shadows Glen Psychiatric Hospital,
7 and any other of the hospitals or health care
8 providers that we've discussed or who, in answer to
9 our interrogatories, if you see other physicians
10 and you supplement those, this allows us to get
11 their records.

12 Your attorney's agreed to return this to
13 me executed or file formal objection to execution
14 of this document sometime between now and July
15 24th. Is that right?

16 MR. NETTLES: I think the first part of
17 that is correct. I don't believe I agreed to file
18 formal objection. I agreed to let you know we
19 weren't going to provide those to you, and then I
20 assume it would be your duty to go before the Court
21 and ask for it.

22 MS. BROWNFELD: Just for purposes of the
23 record, to the extent Mr. Patrick has already
24 testified of the potential information necessary to
25 this lawsuit that could be derived from the

1 records, I see no reason why they shouldn't be
2 tendered. If you're going to refuse to execute the
3 release, at least give me a basis for your
4 reasoning so when I file my motion to compel, I can
5 go before the court with some argument.

6 MR. NETTLES: I don't think we can do
7 that.

8 MS. BROWNFELD: But I'm giving this to
9 your attorney now. And I'm sure we will have
10 something back, just as a matter of courtesy,
11 between now and the 24th of July.

12 Okay, Bentley?

13 MR. NETTLES: Sure.

14 Q (By Ms. Brownfeld) Just so we can move on to
15 another topic, Mr. Patrick, can you think of any
16 other physicians, other than Dr. Tschudia, Dr.
17 Kramer, or any other hospitals, other than Spring
18 Shadows Glen, St. Joseph's, Rosewood, and the
19 dentists and ophthalmologists we've discussed, and
20 your Memorial City hospitaliaztion that relate to
21 your medical history?

22 A I can't think of any.

23 Q Were you ever treated by psychiatrists or
24 psychologists prior to coming to Houston?

25 A No.

1 A I didn't say they were destroyed. I don't know
2 where they are.

3 Q Whose custody were those records in at the time
4 this lawsuit was filed?

5 A Either Ron Briggs, the accountant, or ourselves.

6 Q Mr. Patrick, you understand your duty as plaintiff
7 in this lawsuit to be able to prove the damages you
8 claim in it? Do you understand that?

9 A Yes, sir.

10 Q Mr. Goeb, I want to visit with you briefly
11 regarding your medical history. I just want to
12 make sure we are aware of all of your
13 hospitalizations and doctor visits since you've
14 been in Houston, since there is a claim for both
15 medical damages and an alleged claim of intentional
16 infliction of emotional distress in this case.

17 You told Ms. Brownfeld that you visited
18 Dr. Tschudia in Rosewood Hospital. Is that
19 correct?

20 A No. I said I visited Rosewood Hospital, but Dr.
21 Tschudia was my -- we don't have a personal
22 physician, but the neighborhood doctor.

23 Q And Rosewood was where you went on the evening of
24 May 30, 1987, or the following morning?

25 A Yes, sir.

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- 1 Q Do you know who the treating physician was at
2 Rosewood Hospital?
- 3 A No, sir.
- 4 Q Did you have any follow-up care at Rosewood
5 Hospital after the incident in question?
- 6 A I don't think so.
- 7 Q Did you have any follow-up care with any treating
8 physician after the incident in question?
- 9 A I went to the dentist because my jaw was sore, to
10 see if there was any damage.
- 11 Q Which dentist was that?
- 12 A Gary Williams.
- 13 Q What did Dr. Williams tell you?
- 14 A He took x-rays and they were negative.
- 15 Q Was that one visit to Dr. Williams the only dental
16 visit you had that was caused by the incident in
17 question?
- 18 A To my knowledge.
- 19 Q When was, to the best of your recollection, the
20 dentist visit with Dr. Williams?
- 21 A Very shortly thereafter the incident.
- 22 Q How shortly thereafter?
- 23 A I don't know.
- 24 Q Within a week?
- 25 A I don't know.

- 1 Q Within ten days?
- 2 A I would guess, yes.
- 3 Q You got to Rosewood Hospital the night or the
- 4 morning after the incident in question by yourself.
- 5 Is that correct? You drove yourself?
- 6 A Yes, sir.
- 7 Q Were you given any medication at Rosewood Hospital?
- 8 A I know that question was asked earlier, and I'm
- 9 just not sure.
- 10 Q Do you remember how much the bill was at Rosewood
- 11 Hospital?
- 12 A I'm not sure.
- 13 Q Do you know who paid the bill?
- 14 A I guess I did.
- 15 Q Are you telling the ladies and gentlemen of the
- 16 jury that you cannot even estimate the amount of
- 17 the hospital bill that was precipitated by the
- 18 incident which forms the basis of this lawsuit?
- 19 A When I was hurt I wasn't thinking about the cost at
- 20 the time. I didn't pay attention.
- 21 Q I understand. The answer to my question is: Yes,
- 22 you cannot estimate it?
- 23 A I cannot estimate.
- 24 Q You told Ms. Brownfeld that you had seen Dr. S.
- 25 Kramer, psychiatrist, in the past. Is that

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- 1 correct?
- 2 A Yes, sir.
- 3 Q And that he prescribed Tofranil, which is an
4 antidepressant, or Amitriptyline?
- 5 A Yes, sir.
- 6 Q Do you recall how much milligrams per day you were
7 taking?
- 8 A No, I don't.
- 9 Q Do you recall when the first time you were
10 diagnosed as having a chemical imbalance?
- 11 A '81 or '82, I guess.
- 12 Q Did any doctor tell you that you could get off the
13 medication, or did you decide to get off of it on
14 your own?
- 15 A I believe it was mutually agreed upon.
- 16 Q Who's the doctor that mutually agreed upon that
17 with you? Is that Dr. Kramer?
- 18 A It might have been. It might have been Tschudia,
19 but probably Kramer.
- 20 Q Just so your testimony is clear, you don't know if
21 on the night of the incident in question whether or
22 not you were taking Tofranil. Is that a correct
23 statement?
- 24 A Correct. I don't recall.
- 25 Q Now, you've taken Librium in the past, haven't you,

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1 sir?

2 A No, sir.

3 Q If the medical records that we've obtained in this
4 case indicate that you have been prescribed
5 Librium, you wouldn't question that, would you,
6 sir?

7 A If I have ever taken Librium, it has not been to my
8 knowledge.

9 Q Sir, you testified briefly regarding a stay at
10 Spring Shadows Glen. And again I'm not trying to
11 embarrass you, sir, or to get into your personal
12 business; I'm trying to develop the facts that we
13 need to defend this lawsuit.

14 A I'm not embarrassed. Go ahead.

5
15 Q Do you recall approximately when the date of that
16 hospitalization was?

17 A I just don't remember. Sometime late '84 or early
18 '85 possibly.

19 Q Do you recall if it is close in time to the Michael
20 Jackson controversy at work?

21 A No. It was considerably after that.

22 Q Again, I just want to make sure I understand your
23 testimony. The only thing that you testified that
24 you did at Spring Shadows Glen, the only treatment
25 that you said you received, if I understood you

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1 correctly, was that you rested the entire time you
2 were there. Is that correct?

3 A That's absolutely correct.

4 Q So, you're telling the ladies and gentlemen of the
5 jury that a doctor incurred the cost of
6 hospitalization to put you in a bed for you to
7 sleep for seven to ten days. Is that correct?

8 A He didn't incur the cost; I did.

9 Q Well, he indirectly incurred the costs, wouldn't
10 you agree, by agreeing to admit you to the
11 hospital? He incurred them for you?

12 A I guess. I wouldn't describe it that way.

13 Q But is that a fair statement of your testimony that
14 that's what the doctor did: He put you in the
15 hospital for seven to ten days and you slept?

16 A Yes.

17 Q There was no biofeedback training?

18 A No. I absolutely did nada. You know, there may
19 have been something I don't remember. But, you
20 know, I did nothing but sheep, sleep, sleep. I did
21 not take part in anything that I can recall.

22 Q There was no group therapy?

23 A No.

24 Q No individual therapy?

25 A No.

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- 1 Q Did your wife come visit you?
- 2 A I don't think I was allowed visitors. I think that
- 3 was the point of being there.
- 4 Q Did you think that was a significant event in your
- 5 life, sir?
- 6 A Yes.
- 7 Q And that's all you can recall about it? And as I
- 8 understood it, you were there for seven to ten
- 9 days. Is that correct?
- 10 A I can't honestly tell you how long I was there. I
- 11 could have slept for five days and not known it, to
- 12 be honest with you. I would have to go back and
- 13 look at the records.
- 14 Q Do you remember in December 1983 -- strike that.
- 15 Just so we make sure, that's the full
- 16 extent of the knowledge you have regarding your
- 17 stay in Glen Shadows Glen in late 1984, is what you
- 18 testified to. Is that correct?
- 19 A Yes, sir.
- 20 Q Is it fair, in your opinion, to say that you
- 21 suffered a nervous breakdown in late 1984?
- 22 A No.
- 23 Q Have you ever told physicians that you were on the
- 24 verge of a nervous breakdown?
- 25 A I don't think so.

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- 1 Q If we have medical records which indicated that you
2 told physicians that you felt like you were on the
3 verge of a nervous breakdown, would you question
4 those records?
- 5 A Yes, I would question that.
- 6 Q You went to St. Joseph's Hospital in December 1983.
7 Is that correct?
- 8 A I don't recall. You'll have to tell me.
- 9 Q You don't recall the date?
- 10 A I don't even recall going.
- 11 Q You don't recall going to St. Joseph's Hospital at
12 all, in the emergency room?
- 13 A December '83 -- I went to St. Joseph's for food
14 poisoning. Now, December '83 means nothing to me.
15 I believe -- is St. Joseph's the one here downtown?
- 16 Q Sir, for better or worse, I'm not under oath; and I
17 get to ask the questions.
- 18 A I was just trying to clarify it.
- 19 Q I honestly don't know.
- 20 A Neither do I.
- 21 Q Do you recall telling the emergency room that you
22 had been out of Tofranil for two days prior to
23 going to the emergency room and you were concerned
24 and wanted your psychiatrist called from the
25 hospital?

- 1 A I don't recall anything about it.
- 2 Q So, you don't remember that at all, do you, sir?
- 3 A Now that you say December '83, that would make
4 sense because we opened the restaurant in October
5 or November of '83. And we were having a big party
6 there that night. And we ate at the Hyatt
7 downtown, and I was taken from the Hyatt to St.
8 Joseph's or the closest hospital.
- 9 Q Was anybody else in your dinner party taken to a
10 hospital that night?
- 11 A I don't think so.
- 12 Q If I told you your medical records reveal that that
13 evening in St. Joseph's Hospital you were taking
14 300 milligrams of Tofranil a day, would that
15 refresh your recollection?
- 16 A No.
- 17 Q Have you ever been told whether 300 milligrams a
18 day of Tofranil was a high dosage?
- 19 A No.
- 20 Q Do you know whether Mr. Harasim has a chemical
21 imbalance, sir?
- 22 A No.
- 23 Q Have you ever heard that, that he has?
- 24 A No.
- 25 Q Do you know whether Mrs. Harasim has a chemical

1 imbalance, sir?

2 A No, sir.

3 Q Have you ever heard anything about that? Has
4 anybody ever told you that?

5 A No.

6 Q In 1982, more specifically on June 8, 1982, did you
7 go into a hospital for fatigue and to rest for a
8 while?

9 A Yes.

10 Q Which hospital what that?

11 A I believe Memorial City.

12 Q Who was your treating physician for that hospital
13 stay?

14 A Kramer and/or Tschudia. I'm not sure.

15 Q How long did you stay there, sir?

16 A I don't remember.

17 Q Approximately how long?

18 A I don't remember. A week, two weeks. I'm not
19 sure.

20 Q Was this a significant event in your life?

21 A No.

22 Q Checking into a hospital, Memorial City Hospital,
23 for fatigue and leaving your employment was not a
24 significant event in your life? I just want to
25 make sure I understand you, sir.

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1 MR. NETTLES: Objection; asked and
2 answered. And I don't think it's necessary to
3 argue with him about it.

4 A I already answered.

5 Q (By Mr. Koury) The answer to my question was no?

6 A Yes, sir.

7 Q And you had to take off work to do that?

8 A Yes.

9 Q Do you currently drink alcohol, sir?

10 A No, not really.

11 Q When you say not really, what do you mean?

12 A I might have -- if I drank a six-pack of beer a
13 year would be a lot. If I had three or four nights
14 a year where I had something to drink would be a
15 lot. So, I would say no. Very little.

16 Q Has that been the pattern of your alcohol use
17 throughout your life?

18 A Yes, I would say. There might have been some times
19 I drank a little more; but, no, never much of a
20 drinker.

21 Q Even in your college days back at the University of
22 Maryland you consumed about a six-pack a year?

23 A You may find this hard to believe, but I have never
24 had a cup of coffee in my life, never smoked a
25 cigarette in my life, and I really don't drink.

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1 Q Have you ever been treated for any type of
2 substance abuse?

3 A Absolutely not.

4 Q So, your hospital stay at Spring Shadows Glen was
5 not related in any way to either alcohol abuse or
6 substance abuse. Is that your testimony, sir?

7 A No. And I want make it real clear on the record
8 because I'm getting tired of being asked that
9 question. Absolutely not.

10 Q Do you know what a 12-step program is, sir?

11 A Don't have the faintest idea.

12 Q Other than Dr. Kramer, Dr. Tschudia, your stay at
13 Spring Shadows Glen, your stay at Memorial City,
14 and your visit to the emergency room at St.
15 Joseph's Hospital when your psychiatrist was
16 called, have there been any other hospitalizations
17 or doctor visits since you've been in Houston?

18 A Except what I testified before. Got a cactus thorn
19 in my leg and broke my wrist. I don't think
20 there's been anything else.

21 Q Have you ever been hospitalized outside of Houston?

22 A Excuse me. You mean prior to moving here?

23 Q Yes, sir.

24 A Just when I was a kid.

25 Q What was that for?

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1 A Broken bones.

2 Q Other than your two hospital stays for fatigue and
3 emotional problems in Houston, have you been
4 hospitalized outside of Houston for similar
5 problems?

6 A I didn't say that I was hospitalized for emotional
7 problems. You slipped that in. So, the answer is
8 no.

9 Q Mr. Goeb, you're doing just fine. And I'm glad you
10 corrected me like that. I want you to do it. That
11 wasn't my intent.

12 A Okay.

13 Q But it's your testimony that your stay at Spring
14 Shadows Glen was not for any type of emotional
15 problems even though you were admitted buy a
16 psychiatrist.

17 A Yes.

18 Q And that's your testimony as to Memorial City. Is
19 that correct?

20 A That's correct.

21 Q Were you ever hospitalized in any hospital outside
22 of Houston because of fatigue, sir?

23 A No.

24 Q When was your hospitalization for the broken wrist?

25 A I'm not sure.

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1 Q Do you have an approximate date?

2 A Somewhere between 1979 and 1983.

3 Q Do you recall who the treating physician was?

4 A Just emergency ward.

5 Q And this be may have been asked, and I'm sorry if
6 I'm being repetitious. How was the wrist broken?

7 A It was a charity run, and I stumbled and fell.

8 Q To the best of your knowledge, what tests were done
9 to determine that you had a chemical imbalance?

10 A I don't know.

11 Q Was that determination that you had a chemical
12 imbalance made in a hospital?

13 A I think that was the result of tests done at
14 Memorial.

15 Q Sir, have there been any other times with you've
16 been in a situation where physical contact was made
17 between you and another person, other than the
18 incident in question?

19 A And other than we've already talked about in the
20 prior depositions?

21 Q I don't want to be repetitive, but let's just talk
22 about -- list the ones that we've talked about
23 previously, if we could.

24 Alvin Jackson. In that incident physical
25 contact was made. Is that correct?

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