**Deposition Transcript of Herman Bogie**

**Deposition Date:** April 1, 2024  
**Location:** Law Offices of Smith & Associates  
**Case:** John Doe v. Sierra County and Fairs Are Us  
**Deposition of:** Herman Bogie  
**Taken by:** Counsel for Plaintiff  
**Present:**

* **Plaintiff's Counsel:** Jane Smith, Esq.
* **Defendants' Counsel:** Robert Brown, Esq.
* **Court Reporter:** Mary Johnson

**Court Reporter:** Please raise your right hand. Do you swear or affirm to tell the truth, the whole truth, and nothing but the truth?

**Herman Bogie:** I do.

**Court Reporter:** Please state your name for the record.

**Herman Bogie:** Herman Bogie.

**Plaintiff's Counsel:** Good morning, Mr. Bogie. My name is Jane Smith, and I represent John Doe in this matter. Could you please state your full name and position for the record?

**Herman Bogie:** My name is Herman Bogie, and I am the general manager of Fairs Are Us.

**Plaintiff's Counsel:** How long have you been in this position?

**Herman Bogie:** I've been the general manager for about five years now.

**Plaintiff's Counsel:** Were you present at the Sierra County Fair on January 23, 2024, the day of the incident involving John Doe?

**Herman Bogie:** Yes, I was on site that day.

**Plaintiff's Counsel:** Can you describe your responsibilities as the general manager on the day of the incident?

**Herman Bogie:** My responsibilities include overseeing the operations of the fair, ensuring safety protocols are followed, managing staff, and addressing any issues that arise during the event.

**Plaintiff's Counsel:** Does Fairs Are Us have an Injury and Illness Prevention Policy, or IIPP?

**Herman Bogie:** Yes, we do.

**Plaintiff's Counsel:** Can you briefly describe the key components of the IIPP?

**Herman Bogie:** The IIPP includes regular inspections for hazards, procedures for addressing and remediating hazards, training for employees on hazard recognition and reporting, and maintaining records of all safety-related activities.

**Plaintiff's Counsel:** Was the IIPP followed on the day of the incident?

**Herman Bogie:** To the best of my knowledge, yes, the IIPP was followed on that day.

**Plaintiff's Counsel:** How do you know that the IIPP was followed on January 23, 2024?

**Herman Bogie:** We have a structured process for daily inspections, and all activities are documented. I reviewed the inspection reports for that day, and everything was conducted as per our standard procedures.

**Plaintiff's Counsel:** Can you provide more detail about the inspection process that was carried out on the morning of the incident?

**Herman Bogie:** Sure. Every morning, before the fair opens, our safety officers conduct a comprehensive walk-through of the entire fairgrounds. They use a detailed checklist to identify any potential hazards. These checklists are then submitted to me for review and filed for recordkeeping.

**Plaintiff's Counsel:** Did you personally review the inspection report from the morning of January 23, 2024?

**Herman Bogie:** Yes, I did. I review all inspection reports daily to ensure that any identified hazards are addressed immediately.

**Plaintiff's Counsel:** Were there any hazards identified during the inspection on the morning of the incident?

**Herman Bogie:** According to the inspection report, no significant hazards were identified in the area of the Tilt-A-Whirl ride or its exit path.

**Plaintiff's Counsel:** If a hazard had been identified, what would the procedure have been to address it?

**Herman Bogie:** If a hazard is identified, it is marked immediately, and the necessary remediation steps are taken as soon as possible. The action taken is then documented in a follow-up report.

**Plaintiff's Counsel:** Thank you. In the aftermath of the incident involving John Doe, did anyone report that Mr. Doe had been acting drunk?

**Herman Bogie:** Yes, one of our staff members, Julie Hing, mentioned that she thought Mr. Doe appeared to be intoxicated.

**Plaintiff's Counsel:** What actions, if any, were taken based on Ms. Hing's observation?

**Herman Bogie:** We did not take any specific actions based on that observation at the time, as our primary focus was on providing immediate medical assistance to Mr. Doe.

**Plaintiff's Counsel:** Thank you, Mr. Bogie. I have no further questions at this time.

**Defendants' Counsel:** I have a few questions, Mr. Bogie. Can you confirm that Fairs Are Us maintains comprehensive records of all safety inspections and hazard reports?

**Herman Bogie:** Yes, we maintain comprehensive records as part of our commitment to safety and compliance with our IIPP.

**Defendants' Counsel:** And to your knowledge, were all required inspections and safety measures in place and documented on the day of the incident?

**Herman Bogie:** Yes, to my knowledge, all required inspections and safety measures were in place and documented.

**Defendants' Counsel:** Thank you, Mr. Bogie. I have no further questions.

**Court Reporter:** The deposition is concluded at 10:45 AM.