

In the Matter of:
Board of Physicians

August 19, 2010
Telephonic Interview with George Shepard, Jr., M.D.

Condensed Transcript with Word Index



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BOARD OF PHYSICIANS

INTERVIEW WITH GEORGE SHEPARD, JR., M.D.
(VIA TELEPHONE)

HELD ON THURSDAY, AUGUST 19, 2010

CONDUCTED BY CHRISTINE FARRELLY

1

1 A. Usually two days a week, Wednesday and Friday.
2 Q. Okay. Now, do you still actively perform
3 abortions for Dr. Brigham?
4 A. No, I don't.
5 Q. Okay. So, you let employees -- or order
6 medicine, is that what you had said?
7 A. Well, they need medication and they call me or
8 tell me that they need such, then I will order it for
9 them.
10 Q. Okay. Like what kinds of medication?
11 A. The medication that they may use for a
12 pregnancy termination. Some (inaudible) whatever
13 (inaudible) don't even remember.
14 Q. Oh, you can't remember the name?
15 A. I can't remember, but there's -- there's two or
16 three, but it only happens maybe once every two or three
17 months.
18 Q. Okay. So, once every two or three months --
19 A. Right.
20 Q. -- someone comes to you and tells you they need
21 medication --
22 A. Right.
23 Q. -- for abortions. And what do you do, sign off
24 on that or do you place the order?
25 A. I sign off on that.

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PROCEEDINGS

MS. FARRELLY: This is Christine Farrelly,
Compliance Analyst with the Board of Physicians. We're
on the phone with George Shepard -- Dr. George Shepard
through a telephone interview. It's around 2:30 p.m. on
August 19th.
Whereupon,

GEORGE SHEPARD, JR., M.D.
a witness, called for examination, was examined and
testified as follows:

EXAMINATION

BY MS. FARRELLY:

Q. Dr. Shepard, what work do you do for Dr.
Brigham?

A. Well, I see the employees and see what
medications they need to order and see that, you know,
the physicians that do come in are -- do a good job. And
I oversee some of the work that they do, but not all of
it.

Q. So, now, you live in Delaware, is that correct?

A. That's correct.

Q. Okay. Do you travel down to, say, Elkton?

A. Yes.

Q. Okay. How often do you travel down there?

2

1 Q. Okay. So, you sign off on orders for drugs?
2 A. Right.
3 Q. Okay. So, now, what do you do in Elkton when
4 you're there Wednesdays and Fridays?
5 A. That's all I do. I just -- is to check the --
6 to see if they're doing -- you know, making -- taking the
7 temperature and keeping a log and whatnot and making sure
8 that the biologicals are refrigerated and that they're
9 not using any expired medications.
10 Q. Okay. So, you kind of like are like a quality
11 checker?
12 A. I guess you could call it that, yes.
13 Q. Okay. So, do you do that for all the locations
14 or just Elkton?
15 A. I do it for the other locations, like Baltimore
16 and Cheverly.
17 Q. Okay.
18 A. Frederick.
19 Q. Okay. So, essentially, Dr. Brigham is using
20 your Maryland license and your DEA number to kind of
21 order the medications for these clinics?
22 A. Well, as near as I know he is not ordering any
23 medication himself.
24 Q. Well, he's not --
25 A. If the managers of the clinic need medication,

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7

1 then they might ask me to send them a prescription for
2 the medication.

3 Q. Okay. So, do you sign prescriptions for
4 patients?

5 A. No.

6 Q. Okay. So, you're just ordering the medications
7 for the clinics?

8 A. Right.

9 Q. Okay. Now, are those medications that you
10 order, are they then dispensed at the clinic?

11 A. As near as I know, there's no way I could tell
12 if somebody's using them for something else.

13 Q. Okay. But I guess my question is, other people
14 at the clinic then use the medication you ordered to give
15 it to patients?

16 A. (Inaudible) for example, they may -- may order
17 some pregnancy tests and, you know, the manager of the
18 clinic will make sure whoever the person is in the lab is
19 performing the test correctly. And at that point, they
20 let me know who the person is that is doing the lab and I
21 find out from them whether or not they're doing it right.

22 Q. Okay. Now, like say, for instance, for the
23 abortion pill, RU-486, do you order those for the
24 clinics?

25 A. 486? What?

1 Q. How old about?

2 A. I would think she -- let's see, she's gone to
3 medical -- because I -- I would think she must be close
4 to 30.

5 Q. So, what does she look like?

6 A. I'm sorry, I don't (inaudible).

7 Q. Have you met her?

8 A. Yes, I've met her.

9 Q. Oh, okay. So, like --

10 A. And I see her every Wednesday and Friday
11 because she's -- she's not doing anything except looking
12 at the -- well, I guess you could call it observing.

13 Q. Oh, okay. What is she observing?

14 A. She's observing what's going on and how the
15 patients are treated. I guess she's getting ready to,
16 you know, open her own office. I'm not sure.

17 Q. So, is the first name Kimberly? Does that
18 sound familiar?

19 A. I've never heard anybody call her by her first
20 name, so I'm not sure.

21 Q. Okay. So, now, who trained Dr. Riley?

22 A. That's a good question. I don't know. Dr.
23 Riley had done (inaudible) practice in Utah.

24 Q. Oh, okay. So, now, you didn't provide
25 training, though?

6

8

1 Q. RU-486, the medical abortion pill, do you order
2 that for the clinics?

3 A. Not that I know of.

4 Q. Okay. Now, you said that you checked the
5 temp --

6 A. It might be the doctors that are there that
7 might do that, but I don't know about that.

8 Q. Oh, okay. So, what doctors are working in
9 Elkton?

10 A. There's a -- well, do mean that are working
11 regularly?

12 Q. No, just --

13 A. Occasionally?

14 Q. Yeah, occasionally is fine.

15 A. There's Dr. Riley.

16 Q. Okay. When did she start?

17 A. Not too long ago, maybe a month or less.

18 Q. Okay. And Dr. Walker who I think is still
19 waiting on life (inaudible). I'm not sure about that.

20 Q. What's the first name of that Dr. Walker?

21 A. That's a good question.

22 Q. Is it a male or a female?

23 A. Female.

24 Q. Female?

25 A. Right.

1 A. No, none at all.

2 Q. Okay. So, Dr. Riley and Dr. Walker kind of
3 just start with no -- they have no experience?

4 A. I won't say they have no experience. I'm
5 saying that they don't use it, you know, at the Elkton
6 clinic.

7 Q. Oh, okay. So, they may have gotten experience
8 somewhere else or training?

9 A. Right. And I think now they just observe to
10 see if there's -- if what they're doing in their own line
11 is -- can I do this better or is this what they're --
12 what is being done here, whether or not it's the same
13 thing I'm doing or would like to do.

14 Q. So, who are they observing? What doctor are
15 they observing?

16 A. They're observing Dr. Brigham.

17 Q. In Elkton?

18 A. Yeah, in -- well, they may go to a couple of
19 other facilities.

20 Q. Okay. Like where?

21 A. The others that I mentioned. They may go to
22 Baltimore. It's only -- they only go in Maryland now. I
23 don't know whether they've been to Cheverly or not, but I
24 know they've been to Baltimore, and maybe Frederick. I'm
25 not too sure about Frederick.

9

1 Q. Okay. So, they're watching Dr. Brigham do
 2 abortions and --
 3 A. Dr. Brigham's not doing them in these clinics.
 4 Q. Okay. But you just said they were observing
 5 Dr. Brigham.
 6 A. At Elkton.
 7 Q. Oh, okay, just in Elkton?
 8 A. Right.
 9 Q. Okay. So, is that because they're all such
 10 late term abortions up in Elkton?
 11 A. I think they're just doing it in general
 12 because, you know, they'll come in and watch even if he's
 13 doing 10, 11, 12, 13, 14 weeks.
 14 Q. Okay. So, now, what hours is Dr. Brigham
 15 usually in Elkton doing the abortions?
 16 A. I guess whenever he can get away from
 17 (inaudible) on Wednesday and Friday.
 18 Q. Okay.
 19 A. So, it's -- we don't have a certain time.
 20 Q. Oh, okay.
 21 A. It's usually in the morning before noon.
 22 Q. Okay. On Wednesdays and Fridays?
 23 A. On Wednesday and Friday.
 24 Q. Okay. And you're there also on Wednesdays and
 25 Fridays?

11

1 handles the specimen.
 2 Q. Okay.
 3 A. And she will let him know what the weight is
 4 and whatnot and then a recording is made of that.
 5 Q. Okay. So, now, is Dr. Brigham considered the
 6 medical director at Elkton?
 7 A. No, I think that's my title, but I'm
 8 actually -- as far as I'm concerned, I'm actually not a
 9 director. I can't hire or fire anybody. I can just tell
 10 them what I think -- you know, you're doing this right or
 11 you're not doing this right.
 12 Q. Okay.
 13 A. I don't do any hiring or firing or have any
 14 suggestions that they need to change whatever they're
 15 doing.
 16 Q. So, well, Dr. Brigham brings all the staff from
 17 Jersey, doesn't he?
 18 A. He brings -- yeah, he brings some of it. Some
 19 of the people live in Pennsylvania.
 20 Q. Oh, okay, okay.
 21 A. And they may just travel over to Elkton.
 22 Q. Okay. So, now, since I have you on the phone,
 23 how -- what does Dr. Brigham -- how does he usually do a
 24 late, late term abortion? What is his standard procedure
 25 like medically?

10

1 A. Yes.
 2 Q. Okay. So, now, do you still drive?
 3 A. No, they -- I have a disability with my right
 4 arm, so, you know, they'll send a driver down to pick me
 5 up.
 6 Q. Oh, so, they pick you up to go down to Elkton?
 7 A. Right.
 8 Q. Okay, okay. So, now, you said that you check
 9 the temperature on the fetus storage?
 10 A. Well, you know, there's a refrigeration for
 11 biologicals, there's refrigeration to see if the
 12 refrigerator is, you know, kept at a certain temperature.
 13 Q. So, how often are the biologicals or the
 14 fetuses, how often are those picked up from Elkton?
 15 A. That -- I couldn't give you any answer on that
 16 one.
 17 Q. No hints, okay.
 18 A. I don't have a clue.
 19 Q. Okay. So, now, who does the weight after the
 20 abortion is performed?
 21 A. What do you mean "who does the weight"?
 22 Q. The weight of the fetus before it's put in the
 23 freezer. Who's doing that weight? Does the doctor do it
 24 or the staff person?
 25 A. Well, there's a staff person that usually

12

1 A. Well, what I've seen him do?
 2 Q. Yeah. Could you tell me what you've seen him
 3 do?
 4 A. The patient comes in. She intro -- he
 5 introduces the patient to all of the physicians that are
 6 present and he tells them that -- at that point, exactly
 7 how many weeks they may be pregnant and then he --
 8 Q. How does he -- I'm sorry to interrupt, but how
 9 does he know how many weeks pregnant they are?
 10 A. Because they've been seen and they've had
 11 ultrasound and they've been recommended by someone, by
 12 another doctor.
 13 Q. Oh, okay. Okay, I'm sorry. Go ahead and
 14 continue.
 15 A. Where was I?
 16 Q. You were telling us like Dr. Brigham would come
 17 in and introduce himself and the other doctors in the
 18 room.
 19 A. Right, okay. Then he would do an examination
 20 and determine whether or not, I guess, what was seen on
 21 ultrasound and what is the examination, whether or not
 22 they're in agreement or they're less or they may be more
 23 than the ultrasound shows. But I haven't seen anywhere
 24 there's -- that his examination is more than what the
 25 ultrasound said.

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15

1 Q. Okay. And then what happens?
 2 A. And then, at that point, usually I'm not
 3 standing over him and looking, so I have a hard time
 4 trying to tell you what he does then.
 5 Q. Okay. Well, how many abortions have you seen
 6 Dr. Brigham do in Elkton?
 7 A. You mean altogether?
 8 Q. Yeah.
 9 A. Oh, maybe he might do two or three on some
 10 weeks, and some weeks, he may not do any. We just go
 11 over paperwork. But I would say -- that's a hard one.
 12 That's tricky (inaudible).
 13 Q. Well, how long have you guys been working up in
 14 Elkton?
 15 A. I think since about September or so maybe.
 16 Q. Of 2009? Right? Like almost a year?
 17 A. To 2010, yeah.
 18 Q. Okay. So, almost a year. And he does two or
 19 three a day and he comes a couple -- at least two times a
 20 week?
 21 A. Yeah, he comes two times a week. And I think
 22 they're doing some renovation there, so he checks on the
 23 carpenters and the contractors, if they are doing what he
 24 wanted them to do.
 25 Q. Oh, okay.

1 wanted to see if --
 2 A. And they have to be (inaudible) -- I think the
 3 products of conception are placed in another freezer and
 4 I don't go in that freezer at all.
 5 Q. Oh, you don't go in that freezer?
 6 A. No.
 7 Q. Okay.
 8 A. This here's the other freezer that might have
 9 pregnancy tests and that kind of thing in it.
 10 Q. Oh, okay, okay. So, now, are you the lab
 11 director there?
 12 A. I don't know. That would be a great question.
 13 Because they -- because all the patients that come have
 14 already had their lab work done. So, I'm not doing that.
 15 If I'm doing it, I'm not aware -- I'm not aware of it.
 16 Q. Okay. So, now, where do they have all their
 17 tests done, up in Jersey?
 18 A. That's a good question.
 19 Q. Okay.
 20 A. I would think that if -- it may be -- they may
 21 be -- it might be where, you know, where the patient
 22 lives, (inaudible) to where they might live because he
 23 has offices in several parts of New Jersey.
 24 Q. Right.
 25 A. About three or four in New Jersey and he's got

14

16

1 A. So, the office is being renovated and painted
 2 and the whole bit. So, there's a lot going on.
 3 Q. So, why do the patients have to come to Elkton?
 4 Is it because of the late term abortions?
 5 A. I think -- I think it must be because they
 6 can't do them in New Jersey. I forget what -- I don't
 7 know how far New Jersey goes. It may be no more than 14
 8 or 15 weeks, but I'm not sure about that.
 9 Q. So, any -- well, what --
 10 A. Well, I know he'll do a few that are 16 weeks.
 11 Q. Up in Jersey?
 12 A. No, he'll do them in Elkton.
 13 Q. Oh, okay. So, now, how long are the fetuses
 14 stored there, do you know?
 15 A. I don't know. For quite a while.
 16 Q. Quite a while?
 17 A. Yeah.
 18 Q. Do -- have you ever seen any like stickies or
 19 notes on some of them, not to move them when you checked
 20 the freezer?
 21 A. Oh, no, no, I don't -- no, I don't.
 22 Q. Okay.
 23 A. I don't have a clue about that.
 24 Q. Oh, okay. You just were saying -- you had said
 25 earlier you check the temperature a lot. So, I just

1 some in Pennsylvania and about three or four in Maryland.
 2 So, you know, the patients could be seen at any one of
 3 those, but I'm not sure where.
 4 Q. So, do you ever talk to --
 5 A. I know they are seen.
 6 Q. Okay. Do you ever talk to Brigham on the phone
 7 or do you just see him there Wednesdays and Fridays?
 8 A. No, we don't -- I don't ever talk to him much
 9 other than Wednesday and Friday.
 10 Q. Okay.
 11 A. Because he's in different places and he just
 12 became a dad, so he's home with the baby.
 13 Q. Oh, okay.
 14 A. He's got about a six or seven-week baby -- a
 15 little baby girl, I think.
 16 Q. Oh, okay.
 17 A. So, he has to go home and help his wife change
 18 diapers and feeding and all that stuff. I don't know how
 19 he gets any work done.
 20 Q. Right. So, now --
 21 A. (Inaudible) you know, they're not taking any
 22 milk or anything.
 23 Q. Oh, okay.
 24 A. (Inaudible) I've got two kids and I have a hard
 25 time trying to fix dinner for all of them. I guess

1 that's because I'm sort of handicapped with one of my
 2 arms. I just have a little difficulty moving.
 3 **Q. So, now, what time does the car pick you up**
 4 **tomorrow?**
 5 A. It should be -- usually it's between 8:00 and
 6 8:30 because it takes about maybe two hours or two and a
 7 half depending on traffic before I can get to Elkton.
 8 And I usually have to be back in time to pick up my kids
 9 by 3:00, which means I can't get back to Seaford no later
 10 than about 2:15, 2:30 because it takes me from Seaford to
 11 the school that they are in, it takes me another 30, 35
 12 minutes from Seaford to get them.
 13 **Q. Oh, okay.**
 14 A. And then there's a little waiting time for them
 15 to get out of class and get to the car.
 16 **Q. Right. So, you're not there very many hours a**
 17 **week then?**
 18 A. No, no, not -- I would think that they're not
 19 there more than four or five hours as near as I can
 20 figure.
 21 **Q. Okay. So, how does Dr. Brigham pay you?**
 22 A. What do you mean "how"?
 23 **Q. Well, like do you get paid every week or is it**
 24 **like --**
 25 A. Oh, once a month.

1 something?
 2 **Q. Well, I don't know. We were -- we have some**
 3 **paperwork that has your name all over it. That's why I**
 4 **actually was calling you today.**
 5 A. Okay. Well, yeah, I don't look at where they
 6 came from; I just look and make sure that they're doing
 7 what they're supposed to do.
 8 **Q. Okay.**
 9 A. And, you know, if I feel that that's what
 10 they're doing and they're doing it right, then I sign off
 11 on it.
 12 **Q. So, now, do you have a contract with Dr.**
 13 **Brigham?**
 14 A. No, it's just some -- sometimes maybe some
 15 Wednesdays or Fridays, if they don't have any patients
 16 those days, then they'll call me and tell me they won't
 17 be coming for me.
 18 **Q. Oh, okay.**
 19 A. So, I never know when I'm going. Like I'm due
 20 to go tomorrow, but here it is almost 2:30 and they
 21 haven't called me. So, I guess nothing's going on
 22 tomorrow.
 23 **Q. Oh, okay. So, they call you the day before to**
 24 **go?**
 25 A. They call me the day before and say, someone's

1 **Q. Oh, once a month, okay.**
 2 A. Right.
 3 **Q. And it's just for those hours that you work?**
 4 **It's not pay patient or anything like that, right?**
 5 A. Oh, no, no, no, no.
 6 **Q. Okay. So, now --**
 7 A. I just get a regular pay.
 8 **Q. Okay. Now, how does it work like with the**
 9 **ordering of supplies and everything? Does Dr. Brigham**
 10 **take care of all that?**
 11 A. He -- the manager of the office (inaudible)
 12 normally what they need.
 13 **Q. Uh-huh.**
 14 A. And, you know, if they need it on a Monday or a
 15 Tuesday, they will wait until I get there on Wednesday to
 16 sign off on it.
 17 **Q. Okay. And what do they call the Elkton**
 18 **Facility? Is it Grace something?**
 19 A. I've heard the word "grace," but I'm not sure
 20 that they call it that. All I know is Elkton.
 21 **Q. Right, right. Okay.**
 22 A. I've heard the word "grace," but I'm not sure
 23 what that means.
 24 **Q. Okay.**
 25 A. Is that an abbreviation or the name of

1 going to pick you up at 8:00 or 8:30.
 2 **Q. Okay, okay.**
 3 A. So I can get there at 10:30 and leave by 12:30
 4 or 1:00 so I can make sure to get back home --
 5 **Q. Okay.**
 6 A. -- to pick up my kids.
 7 **Q. Right. So, now, when was the last time you**
 8 **were there?**
 9 A. Last Wednesday, I think.
 10 **Q. Last Wednesday, which was --**
 11 A. Last Wednesday or last Friday. I'm not quite
 12 sure at this point.
 13 **Q. Oh, okay. So, August 11th or the 13th?**
 14 A. Right.
 15 **Q. Well, if you went August 11th or the 13th --**
 16 **you're not sure what day -- but it would have been the**
 17 **same hours you would have --**
 18 A. It would have been a Wednesday or Friday.
 19 **Q. Okay.**
 20 A. Because I don't go any other days.
 21 **Q. Now, were there any problems when you were**
 22 **there, any problem patients?**
 23 A. No, not that I know of, and I usually, you
 24 know, wait and see all the patients and make sure that
 25 they left in good shape.

1 Q. Oh, okay, okay.
 2 A. But I would have some questions about it.
 3 Q. Right, right. So, now, do you have a
 4 dispensing permit with the Board?
 5 A. By dispensing you mean am I giving out any
 6 medication?
 7 Q. Correct, yes.
 8 A. No, I'm not.
 9 Q. But the clinic is, correct?
 10 A. I think the only thing that the clinic might
 11 give them as far as medication to take out would be some
 12 aspirin or Tylenol.
 13 Q. Okay. Can we just go back to the late term
 14 abortions? How do you do those? Like what's the medical
 15 way to do it? Do you know it with the -- what is it
 16 called, the Laminaria? Do you start it the day before,
 17 like dilating the cervix?
 18 A. I think most of that is done somewhere else
 19 before they get there, yeah.
 20 Q. Oh, okay. So, the procedure's like started
 21 like in Jersey?
 22 A. Right.
 23 Q. Okay.
 24 A. And it may be at one of the other clinics.
 25 Q. Okay. Now, what is -- is that the term? Did I

1 not a doctor. So, I mean, does the -- when does the
 2 fetus die? How does that work out?
 3 A. Now you got me. I have no clue to any of that.
 4 All I know is when they get there, there's no fetal
 5 monitor or anything. If you're talking about, you know,
 6 after when does the heartbeat start.
 7 Q. Oh, no, no, I'm sorry. I'm not -- I'm just
 8 trying to figure out like does the -- I forget the --
 9 does the Laminaria, does that opening of the cervix cause
 10 the fetal heart rate to stop?
 11 A. That's a good question. I haven't done that,
 12 so I'm not quite sure how that works.
 13 Q. Oh, okay.
 14 A. I do know that they all have the -- you know,
 15 if they're 15 or 16 weeks, they have Laminaria.
 16 Q. Okay, okay. So, then Dr. Brigham does a
 17 dilation and evacuation? Is that what it's called?
 18 A. Right.
 19 Q. Okay. And that's the general procedure for
 20 anything over how many weeks?
 21 A. As near as I know, for anything over 15 or 16
 22 weeks.
 23 Q. Okay, gotcha. So, now, do you provide any
 24 training up there?
 25 A. No, I do not.

1 pronounce it correctly or not?
 2 A. It's Laminaria --
 3 Q. Oh, okay.
 4 A. -- that they're talking about.
 5 Q. Oh, okay. So, Dr. Brigham would put that
 6 inside the woman to dilate the cervix?
 7 A. Or some (inaudible) or somebody that works in
 8 his facility.
 9 Q. Oh, a doctor doesn't have to do that?
 10 A. A doctor does, that's what I'm saying. You
 11 know, he has several doctors in Voorhees and Toms River
 12 and Elizabeth and God knows where.
 13 Q. Oh, okay. Up in Jersey?
 14 A. Right.
 15 Q. Okay. So, then, when the patient came down to
 16 Elkton the next day to finish the abortion, what happens
 17 on the second day? What medically happens?
 18 A. Well, I know they take -- I think there's some
 19 gauze that keeps the Laminaria in place. So, they take
 20 out the gauze and then the Laminaria, they dilate the
 21 cervix and I think they put some (inaudible) or Pitocin
 22 in the cervix and use forceps to extract any fetal tissue
 23 that needs to come out.
 24 Q. Okay. Yeah, I mean, I'm just trying to
 25 understand, you know, kind of how it works because I'm

1 Q. Okay, okay. Are you practicing medicine
 2 anywhere else right now?
 3 A. No, I'm not.
 4 Q. No? Okay.
 5 A. Like I said, I'm sort of handicapped, so it
 6 makes it difficult for me to do that. I get tired just
 7 using my arm sometimes to write. So, you know, I'm not
 8 doing very much.
 9 Q. Oh, okay. But, now, you have a DEA number for
 10 each of Dr. Brigham's clinics, right?
 11 A. Correct.
 12 Q. Okay. Now, does he pay you a good salary to do
 13 this consulting?
 14 A. I think when -- when I'm working and I'm doing
 15 pretty good, it's about -- about \$400 a week.
 16 Q. Okay, okay. And the car ride, right?
 17 A. If it's a busy day, I might get a bonus like
 18 \$500 a week, but that doesn't happen that much.
 19 Q. Okay, gotcha, gotcha. So, now, you've seen Dr.
 20 Brigham do abortions in Baltimore, too?
 21 A. No.
 22 Q. Okay. So, he can really just do it in Elkton,
 23 right?
 24 A. Are you asking me what he does? I really don't
 25 know, but that's the only time I've seen him.

25

27

1 Q. Is up in Elkton?
 2 A. Right.
 3 Q. Now, did you -- where did you work for Dr.
 4 Brigham before Elkton?
 5 A. I used to work in Baltimore.
 6 Q. Oh, okay. But you never saw him do any
 7 abortions when --
 8 A. No, no, he was never there.
 9 Q. Oh, okay, okay. So, really, this Elkton thing
 10 just started because the abortions aren't legal in New
 11 Jersey, so he needed somewhere to go to --
 12 A. Now you got me. What do you -- you mean -- are
 13 you telling me that abortions are illegal in New Jersey?
 14 Q. No, no, no, I'm sorry.
 15 A. (Inaudible).
 16 Q. No, I -- you're misinterpreting what I'm
 17 saying.
 18 A. Okay.
 19 Q. Or perhaps I misstated it. I was saying that
 20 Dr. Brigham needed a place to do the late term abortions
 21 and you're the one who told me you thought that he
 22 couldn't do them after 16 weeks up in New Jersey.
 23 A. That's what I think. But I don't know.
 24 Q. Okay, gotcha.
 25 A. Because I don't know what the limit is in New

1 CERTIFICATE OF TRANSCRIPTIONIST
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 3
 4 I, Elizabeth M. Farrell, do hereby certify that
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 18
 19
 20
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 22
 23
 24
 25

26

1 Jersey.
 2 Q. Okay, gotcha. Now, do you have a cell phone,
 3 Dr. Shepard?
 4 A. Yeah, but it doesn't work half the time because
 5 I forget to put it in the charger.
 6 Q. Okay.
 7 A. Then I'll get -- my wife will look at it and
 8 tell me what's going on.
 9 MS. FARRELLY: Okay. Well, I'm going to stop
 10 the recording now, but...
 11 (Whereupon, the interview was concluded.)
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