

Exhibit 8

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF WASHINGTON
AT SPOKANE

No. 2:15-CV-286-JLQ

SULEIMAN ABDULLAH SALIM, MOHAMED
AHMED BEN SOUD, OBAID ULLAH (as
personal representative of GUL
RAHMAN),

Plaintiffs,

v.

JAMES ELMER MITCHELL and JOHN
"BRUCE" JESSEN,

Defendants.

CONFIDENTIAL
VIDEOTAPED DEPOSITION OF
JAMES BROCK DURHAM CHISHOLM, M.D.

Thursday, April 27, 2017
10:15 a.m.

Held At:
WilmerHale
60 State Street
Boston, Massachusetts

REPORTED BY:
Maureen O'Connor Pollard, RMR, CLR, CSR

1 THE VIDEOGRAPHER: The court reporter
2 is Maureen O'Connor, and she will now swear in
3 the witness.

4

5 JAMES BROCK DURHAM CHISHOLM, M.D.,
6 having been first duly identified and sworn, was
7 examined and testified as follows:

8 EXAMINATION

9 BY MR. TOMPKINS:

10 Q. Good morning, Dr. Chisholm. Would you
11 give us your name and address for the record,
12 please?

13 A. Yes. My name is Dr. Brock Chisholm.
14 My address is 100 Clarence Avenue, London
15 SW-418D.

16 Q. All right. And, Dr. Chisholm, you are
17 here today because you've been retained as an
18 expert by the plaintiffs in this lawsuit, is
19 that correct?

20 A. Yes.

21 Q. Is it your intention to travel to
22 Spokane, Washington in September to testify at
23 the trial in this matter?

24 MR. DiCAPRIO: Objection.

1 in your report or your rebuttal report, is that
2 accurate?

3 A. Yes, that's accurate.

4 Q. Okay. And can I understand that you
5 are aware of the need for an expert such as
6 yourself to express opinions to a reasonable
7 degree of scientific or medical or psychologic
8 certainty --

9 MR. DiCAPRIO: Objection.

10 BY MR. TOMPKINS:

11 Q. -- or probability?

12 A. Yes.

13 Q. Okay. And have you indicated in your
14 report whether or not an opinion is offered to
15 such a reasonable degree of certainty or
16 probability?

17 MR. DiCAPRIO: Objection.

18 A. Yes.

19 BY MR. TOMPKINS:

20 Q. Okay. And conversely, then, can I
21 assume where you have not stated an opinion in
22 your report to such a reasonable degree of
23 certainty or probability, you do not intend to
24 do so?

1 COMMONWEALTH OF MASSACHUSETTS)
2 SUFFOLK, SS.)

3 I, MAUREEN O'CONNOR POLLARD, RMR, CLR,
4 and Notary Public in and for the Commonwealth of
5 Massachusetts, do certify that on the 27th day
6 of April, 2017, at 10:15 o'clock, the person
7 above-named was duly sworn to testify to the
8 truth of their knowledge, and examined, and such
9 examination reduced to typewriting under my
10 direction, and is a true record of the testimony
11 given by the witness. I further certify that I
12 am neither attorney, related or employed by any
13 of the parties to this action, and that I am not
14 a relative or employee of any attorney employed
15 by the parties hereto, or financially interested
16 in the action.

17 In witness whereof, I have hereunto
18 set my hand this 5th day of May, 2017.

19

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21 _____
22 MAUREEN O'CONNOR POLLARD, NOTARY PUBLIC
23 Realtime Systems Administrator
24 CSR #149108

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