

UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF VIRGINIA

Alexandria Division

LYNDON H. LAROUCHE, JR.,)
)
) Plaintiff,)
)
) v.) No. 84-0136-A
)
) NATIONAL BROADCASTING)
) COMPANY, INC., et al.,)
)
) Defendants.)

STATE OF NEW YORK)
) ss.:
) COUNTY OF NEW YORK)

ROBERT BARRY KAY, being duly sworn, deposes and says:

1. I reside at 21 Rock Spring Drive, Leesburg, Virginia.
2. I have provided and continue to provide security services to Lyndon H. LaRouche, Jr. and I am licensed to provide such services.
3. On Thursday, June 7, 1984, I was serving as a security guard for Lyndon H. LaRouche, a Democratic presidential candidate who is the plaintiff in this case.
4. At approximately 10:30 a.m., I was with Mr. LaRouche and others in a conference room at the Quality Inn, Pentagon City, where Mr. LaRouche was being deposed in this case. At that time, I walked toward a table in the conference room where a coffee urn

had been placed, in order to get myself a cup of coffee.

5. As I was walking to the coffee table, Dennis King approached me. King passed so closely by me on my right side as to bump the upper part of my right arm. I did not respond to this, but proceeded to get my coffee.

6. As I was getting my coffee Berlet said something to the effect of: "Is that a shoulder holster you are wearing?" There promptly ensued a loud dispute in which Philip Hirshkop, King and Berlet made an issue over my being armed.

7. To the best of my recollection, I have never in my life met or spoken to King or Berlet prior to the LaRouche deposition, and I have no recollection of speaking to either of them at the deposition, except in so far as I was asked to state my name for the record during the deposition. I have, emphatically, never threatened Berlet or King.

8. I have been informed by Odin Anderson that Mr. King believes that I am "volatile" and that I have a propensity for violence. While I do not believe such charges are worthy of comment, I would

like to point out that I have received intensive training in security techniques, all of which training is designed to ensure that appropriate and calm reactions are made to any potentially dangerous situation.

In this area, my credentials include the following:

- (a) Graduate of Cobray International, Powder Springs, GA, with training in firearms safety and handling, dignitary protection, and intelligence gathering and analysis, April 27, 1979;
- (b) Successful completion of the Security Officers Basic Training Course at the American Security Training Institute, Chicago, Il., March 5, 1980;
- (c) Successful completion of "Shoot, Don't Shoot" Parts I and II at the American Security Training Institute, March 22, 1980. The program is a filmed simulation of incidents designed by Motorola and various U.S. police departments to teach discretion in the use of service weapons;
- (d) Successful completion of the Road Atlanta Driver Training Center course in Anti-Terrorist Chauffeur driving;

(e) Graduate of the Lethal Force Institute which employs a 40-hour training course in the parameters of the use of lethal force. This course was taken at the Long Beach Police Training Center, March, 18, 1983, under the direction of Police Officer M. Ayob;

(f) I achieved status of Marksman in the use of the .45 calibre automatic pistol at the American Pistol Institute, Paulden, AZ, June 28, 1980, and I am a Certified Pistol Marksmanship Instructor, National Rifle Association.

9. During my presence in the deposition room, neither I nor any other member of Mr. LaRouche's security staff at any time engaged in harassing or menacing behavior towards the defendants or their attorneys. At one point Mr. Kavalier threw down his pen, which made a loud noise. I stood up because in my sitting position my vision was obstructed and I wanted to see the source of the noise. I recall that Mr. Hirshkop believed that this was "menacing."



ROBERT BARRY KAY

Sworn to before me this
15th day of June, 1984.


NOTARY PUBLIC

EMBOSSSED HEREON IS MY
COMMONWEALTH OF VIRGINIA
NOTARY PUBLIC SEAL
My Commission Expires January 24, 1988
DANA SLOAN