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IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF ARKANSAS
FAYETTEVILLE DIVISION

THE SATANIC TEMPLE, INC.,

Plaintiff,

v.

LAMAR MEDIA COMPANY, LAMAR

ADVANTAGE GP COMPANY, LLC, and

LAMAR ADVANTAGE HOLDING COMPANY,

Defendants.

Case No.

5:22-CV-5033-

TLB

VIDEOTAPED DEPOSITION OF

CORPORATE REPRESENTATIVE FOR THE SATANIC TEMPLE, INC.

LUCIEN GREAVES, (PSEUDONYM)

DATE: Friday, February 3, 2023

TIME: 10:29 a.m.

LOCATION: The Satanic Temple

64 Bridge Street

Salem, MA 01970

REPORTED BY: Robert Lombardi, Notary Public

JOB NO.: 5694152

EXHIBIT
1

1 Q So let's go to the page that's marked
2 CDEX000061 at the bottom. I think that's page 2.
3 There's just one part of it that I'd like us to look
4 at. Up at the top, do you see where it says "The
5 Satanic Temple (TST) has announced that its religious
6 abortions during the first trimester are exempt from
7 state regulations that hinder access to pregnancy
8 termination services and serve no medical purpose.";
9 did I get that right?

10 A Correct.

11 Q Can you tell me what the basis for this
12 statement was?

13 A Well, the idea is that this is attached to a
14 religious practice for us, so we'd be utilizing
15 religious liberty laws for an exemption from state
16 restrictions.

17 Q Anything else?

18 A Perhaps. Can you -- can you specify?

19 Q Pretty broad. Let me ask you a more
20 specific question. When making this statement, was
21 TST aware of any situation in which a clinic exempted
22 someone from an abortion requirement imposed by state
23 law because they were participating in the Satanic
24 abortion ritual?

25 A No. I -- as far as I know, we're the first

1 to -- to press this kind of claim in this way.

2 Q When making this statement, was TST aware of
3 any -- I'm sorry -- The Satanic Temple. Was The
4 Satanic Temple aware of any situation in which a
5 clinic exempted someone from an abortion-related
6 requirement imposed by state law because of their
7 Satanic beliefs in general?

8 A No. But we feel that our position is
9 perfectly in line with the law, and I find it
10 impossible to see the law coming to any other
11 conclusion than that this is a valid claim.

12 Q When making this statement, was TST aware of
13 any situation in which a court found that someone was
14 exempt from an abortion requirement imposed by state
15 law because they were participating in the Satanic
16 abortion ritual?

17 A No. This is -- this is a first.

18 Q And is The Satanic Temple aware of any
19 situation in which a court has found that someone was
20 exempt from an abortion requirement imposed by state
21 law because of their Satanic beliefs in general?

22 A Not -- not to our awareness.

23 Q All right. So I'm going to pull up a few
24 documents related to court cases. And as I said,
25 we're not going to discuss them in depth. I just want

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IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF ARKANSAS
FAYETTEVILLE DIVISION

THE SATANIC TEMPLE, INC.,

Plaintiff,

v.

CASE NO.

LAMAR ADVANTAGE GP COMPANY, LLC

5:22-CV-5033-TLB

and LAMAR ADVANTAGE HOLDING

COMPANY,

Defendants.

VIDEOTAPED DEPOSITION OF

MALCOLM JARRY

DATE: Thursday, February 2, 2023

TIME: 10:37 a.m.

LOCATION: The Satanic Temple

64 Bridge St

Salem, MA 01970

REPORTED BY: Robert Lombardi, Notary Public

JOB NO.: 5694151

EXHIBIT
2

1 clarify my response. It wasn't restricted to
2 Missouri. It was -- it was a matter of defining our
3 position with regard to restrictions in general.

4 Q Was that documented in a written document at
5 that time?

6 A To the extent that it was communications
7 between me and the attorney I was working with. But
8 beyond that, it -- it was -- it was just the
9 development of -- of our position in how it comported
10 with -- with the law.

11 MS. KEITH-BOLDEN: Can we get document
12 number 7? Provide that, please.

13 (Exhibit 2 was marked for
14 identification.)

15 THE REPORTER: Would this be Exhibit 2,
16 Counsel?

17 MS. KEITH-BOLDEN: Yes, please.

18 Can everybody see this one?

19 MR. KEZHAYA: Yes.

20 THE WITNESS: Yes.

21 BY MS. KEITH-BOLDEN:

22 Q This is a Missouri Supreme Court case from
23 2019. It was in a state court of Missouri. Do you
24 know whether this is the lawsuit that you were talking
25 about when you said that had a member in Missouri?

1 A We had multiple lawsuits in Missouri, and
2 they went up the -- but yes, this is -- this would be
3 one of the appeals that went -- the -- the appeal of
4 one of the two that went to the Missouri Supreme
5 Court.

6 Q So I think you already told me that The
7 Satanic Temple is not, as far as I can tell, a party
8 to this lawsuit. Was The Satanic Temple involved in
9 this lawsuit?

10 A Yes.

11 Q Did it fund the lawsuit?

12 A Yes.

13 Q So you had talked about developing your
14 position. And reading through this case, I think we
15 can see what that position was. It says, "In support
16 of her claims, Ms. Doe further alleged that she is a
17 member of The Satanic Temple and, under its tenets,
18 her 'body is inviolable and subject to her will
19 alone'; she must make health-related decisions 'based
20 on the best scientific understanding of the world,
21 even if the science does not comport with the
22 religious or political beliefs of others.'" Do those
23 statements correspond with tenets of The Satanic
24 Temple?

25 A Yes.

1 speculation.

2 MR. SHANNON: This is Mike. I got
3 admonished the other day for speaking objections in
4 the deposition of Tom Hill. So I would just ask that
5 what's good for the goose be good for the gander.

6 MR. KEZHAYA: I agree. However, I need
7 to state the grounds of my objection.

8 MR. SHANNON: That's what I was doing
9 with Tom Hill, and I got called out. So I want to
10 make sure that we're playing by the same rules.

11 MR. KEZHAYA: Fair point.

12 MS. KEITH-BOLDEN: So you mentioned
13 other litigation that you were involved or that The
14 Satanic Temple was involved in, in Missouri.

15 Can we pull up document number 8 and
16 mark it as Exhibit 3?

17 (Exhibit 3 was marked for
18 identification.)

19 BY MS. KEITH-BOLDEN:

20 Q This is another lawsuit in Missouri, this
21 time in federal court. Are you familiar with this
22 lawsuit?

23 A Yes.

24 Q So if we look at this, the opinion here
25 says, "Plaintiff Judy Doe, 'Doe' or 'Plaintiff,' is a

1 competent adult woman who is pregnant and plans to
2 have an abortion in St. Louis, Missouri. Doe is a
3 Missouri citizen and a member of The Satanic Temple.
4 Doe holds certain religious beliefs as a member of The
5 Satanic Temple. Doe complains that Missouri's
6 Voluntary and Informed Consent Law" -- and there's a
7 statutory citation -- "violates the First Amendment's
8 Establishment and Free Exercise Clauses." You said
9 you recall this lawsuit?

10 A Yes.

11 Q Was The Satanic Temple involved?

12 A Yes.

13 Q And did it fund the lawsuit?

14 A Yes.

15 Q If we go to page 3, towards the end of the
16 second column, the plaintiff here has cited certain
17 religious beliefs related The Satanic Temple's tenets;
18 is that correct?

19 A That is correct.

20 Q And again, we have the tenet that "a woman's
21 body is inviolable and subject to her will alone";
22 correct?

23 A That is correct.

24 Q And that "she makes decisions regarding her
25 health based on the best scientific understanding of

1 reasoning.

2 Q Were there any lawsuits that you're aware of
3 in Missouri, other than these two we've talked about?

4 A I believe it was just these two in Missouri.

5 Q Are you aware of a court ever issuing an
6 injunction against a state or a clinic telling them
7 that they could not enforce an abortion restriction?

8 A Our lawsuits take years. We're -- we're
9 still in the process of -- of making such requests.

10 Q I understand that. Are you aware of any
11 court that has found or has issued an injunction to
12 prevent the enforcement of an abortion regulation?

13 A No.

14 Q So that was true in 2020 when you were
15 creating the religious abortion ritual; is that
16 correct?

17 A That is correct.

18 Q And it's still true today?

19 A That is still true today.

20 Q So I notice that the date on this Eighth
21 Circuit opinion is June 2020. Does that comport with
22 your recollection?

23 A I don't dispute the -- the date, so I, you
24 know, I -- don't want to get into my recollection, but
25 I accept that it was June 2020.

1 Q Did that decision have an impact on the
2 decision to create the Satanic abortion ritual?

3 A I would imagine everything, you know,
4 not -- I would say -- not isolated, but I would say
5 that the -- the lawsuits themselves were certainly
6 contributive, a contributing factor.

7 Q Were there other contributing factors?

8 A Yes, the -- the needs of our members.

9 Q So why was the Satanic abortion ritual
10 developed?

11 A We're a religious organization. Many
12 members in the organization have had to terminate
13 their pregnancy. And through the development of
14 this -- of this campaign and overseeing it, running
15 it, this was brought to my attention that as a
16 religious organization, we should be offering and
17 providing spiritual, emotional support to our members
18 that were consistent with our tenets.

19 Q You had actually mentioned this before, but
20 was part of the reason to also provide a new avenue
21 for legal challenges to abortion restrictions?

22 A I'd say that's a happy consequence, but the
23 primary motivation is to support the needs of our
24 members.

25 Q Other than you -- I think we've already

1 afraid we lost the court reporter. I'll back up.

2 BY MS. KEITH-BOLDEN:

3 Q So we've got this allegation here, "On
4 January 22, 2021, Ms. Doe's religious beliefs
5 compelled her to seek a religious exemption to these
6 regulations, both because the regulations violate her
7 beliefs and because they substantially interfere with
8 the Satanic Abortion Ritual"; is that correct?

9 A Yes.

10 Q "The facility refused to grant it"; is that
11 also correct?

12 A Yes.

13 Q And then, "Neither Ms. Doe nor TST fault the
14 facility"; is that accurate?

15 A Yes.

16 Q You did not blame, in this case, Planned
17 Parenthood for refusing to honor that exemption
18 letter?

19 A That is correct.

20 Q Or the exemption?

21 A That is correct.

22 Q And then next, it says, "As written, the
23 regulations do not provide for religious exemptions";
24 is that also correct?

25 A That is correct.

1 Q And then finally, "If the facility granted
2 Ms. Doe a religious exemption, the facility would
3 incur sanctions from the Department"; is that also
4 correct?

5 A That is correct.

6 Q Other than this lawsuit, are you aware of
7 any other lawsuits The Satanic Temple has become
8 involved in since the Dobbs vs. Jackson Women's Health
9 decision?

10 A Well, we have two lawsuits in Texas.

11 Q Okay. So we've looked at one of them. Can
12 you tell me about the other one?

13 A They're -- I -- I believe one is -- one is
14 state and one is federal. You know, I have to consult
15 with -- yeah, with Matthew on that, on the details he
16 can provide you. And I'm sure he can -- you know,
17 it's public information.

18 Q So we have two lawsuits in Texas. Anything
19 else?

20 A Well, we're currently suing over -- I
21 believe those are -- those are the only two
22 outstanding cases regarding reproductive rights.

23 Q Are you aware of litigation in Idaho?

24 A Oh, yes.

25 Q And then some litigation in Indiana?

1 A Yes.

2 Q Are you also familiar with that?

3 A Yes. Yes.

4 Q Anything else you can think of, other than
5 those?

6 A No.

7 Q If we go to page 25 of Exhibit 6, do you see
8 this letter from TST's attorney to the Texas
9 Department of State Health Services?

10 A I'm getting there.

11 Q Take your time.

12 A Yes, got it.

13 Q In the middle of the page, it looks like
14 it's the maybe second paragraph, under the bulleted
15 list. "This letter is a demand for a religious
16 exemption to the sonogram requirement" -- and then
17 there's a citation to a statute -- "I use the word
18 'demand' in the legal sense; i.e., only as the
19 assertion of a legal right, without connoting any ill
20 will. If this matter does turn to litigation, please
21 know that TST and Ms. Doe both support the mission of
22 Planned Parenthood and understand its obligation to
23 adhere to applicable Texas law and regulations." Do
24 you agree with that statement?

25 A Yes.

1 state restrictions"; correct?

2 A Yeah.

3 Q What was your involvement in this one?

4 A This would just be whatever refinement of
5 someone else's idea that I thought with SeedX. And
6 this is the first time where -- where it's being
7 suggested that it was Ashlee. But yeah, I -- I might
8 have, you know, tried to make the text a little -- a
9 little -- as far as the quotes, I -- I'm sure I might
10 have honed in a little bit more on the message and
11 then certainly the, you know, the averts restriction
12 thing was the -- the decision that we -- we came to in
13 consultation with counsel as far as how to best
14 express the, you know, one of the -- the central
15 component to the campaign.

16 Q Was this the key point of the billboard, the
17 "averts many state restrictions" language?

18 A Well, yeah, that's -- that's sort
19 of -- that's central to the billboard, otherwise, you
20 know -- you know, it's not really conveying a whole
21 lot.

22 Q Then we have the last one. I think you said
23 this was your idea?

24 A Yeah, this one would be mine too.

25 Q What were you trying to -- go ahead.