

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF TEXAS  
CORPUS CHRISTI DIVISION

MARC VEASEY, ET AL.,            )  
                                  )  
                  Plaintiffs,    )  
                                  ) CIVIL ACTION  
VS.                                ) NO. 2:13-CV-00193  
                                  )  
RICK PERRY, ET AL.,            )  
                                  )  
                  Defendants.     )

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ORAL DEPOSITION OF

FLOYD J. CARRIER

JULY 25, 2014

Volume 1 of 1

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ORAL DEPOSITION OF FLOYD J. CARRIER,

produced as a witness, duly sworn by me at the instance  
of the DEFENDANT, was taken in the above-styled and  
numbered cause on the 25TH of JULY, 2014, from 9:33 A.M.  
to 12:32 P.M. before PENNY L. PABITZKY, CSR, RPR, in  
and for the State of Texas, reported by stenographic  
method, at the offices of Wells, Peyton, 550 Fannin,  
Suite 600, Beaumont, Texas, pursuant to the Federal  
Rules of Civil Procedure and the provisions stated on  
the record or attached hereto.

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APPEARANCES

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APPEARANCES (continued)

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Ms. Penny L. Pabitzky, RPR  
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(No questions were certified.)

REQUESTED INFORMATION

PAGE/LINE NUMBER            DESCRIPTION

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PROCEEDINGS

THE REPORTER: Today's date is July 25th, 2014. The time is 9:33 a.m., Central time. This is the deposition of Floyd Carrier in the Veasey versus Rick Perry matter, Civil Action No. 2-13-CV-00193.

Would Counsel please state your appearance.

MR. KEISTER: Ronnie Keister for Defendants.

(Brief interruption.)

THE REPORTER: We're off the record.

(Brief recess.)

THE REPORTER: We're back on the record.

MR. HEARD: Bradley Heard from the Department of Justice.

MR. DUNN: And this is Chad Dunn and Emma Simson for the Veasey-LULAC Plaintiffs and Floyd Carrier.

THE REPORTER: Stipulations, please?

MR. DUNN: We're just following the Federal Rules.

(Witness sworn.)

FLOYD J. CARRIER,

having been first duly sworn, testified as follows:

DIRECT EXAMINATION

**BY MR. KEISTER:**

**Q. Mr. Carrier, would you please state and spell**

1 **your full name for the court, please.**

2 A. My name is Floyd J. Carrier. You want me to  
3 spell it for you?

4 **Q. Yes. Give us the correct spelling, please.**

5 A. Floyd -- F-l-o-y-d -- James J-a-m-e-s and  
6 Carrier -- C-a-r-r-i-e-r.

7 (Brief interruption.)

8 MR. KEISTER: Excuse us one moment.

9 THE REPORTER: Off the record.

10 (Brief recess.)

11 THE REPORTER: We're back on the record.

12 **Q. (BY MR. KEISTER) Sorry for the interruption.**

13 **Did you complete the spelling of your name?**

14 A. Yes, sir.

15 **Q. All right. What is your age?**

16 A. 83.

17 **Q. Okay. Mr. Carrier, are you aware that in Texas**  
18 **if you're over the age of 65, you're allowed to vote by**  
19 **mail?**

20 A. Yes, sir.

21 **Q. Are you aware that if you're allowed to vote by**  
22 **mail and over the age of 65 that you do not have to have**  
23 **a photo ID to vote?**

24 A. No, sir, I didn't know that.

25 **Q. Okay. Have you ever voted by mail?**

1 A. No, sir.

2 Q. Knowing that you can vote by mail simply by  
3 requesting a ballot, the same ballot you would see at  
4 the polling place, filling that out in the convenience  
5 of your home and mailing that ballot in, would you be  
6 willing to vote in that manner?

7 A. I rather go like I am. If I can vote again, I  
8 rather vote that way.

9 Q. But as we sit here today, no one has ever  
10 informed you that because you're over 65 that you have  
11 the ability, if you wish, to vote with mail without  
12 obtaining a photographic ID?

13 MR. DUNN: Don't share with him any  
14 information that's been spoken to you by your lawyers.  
15 So, the question only elicits what you've been told by  
16 people other than your lawyers.

17 Q. (BY MR. KEISTER) Yes. And during this whole  
18 deposition, Mr. Carrier, I don't want to know anything  
19 you've discussed with your attorneys in this case. Just  
20 what anyone else has told you.

21 A. Nobody never told me nothing.

22 MR. HEARD: I'm sorry for the interruption.  
23 This is Bradley Heard. Can someone move the phone  
24 closer? I'm having trouble hearing.

25 MR. DUNN: We will try. I don't know --



1 well, maybe we won't. I think we're at the end of the  
2 cord.

3 Let's all try and turn towards the phone.  
4 We can't move the phone any closer, but we'll do what we  
5 can.

6 MR. HEARD: I appreciate it. Thank you so  
7 much. Sorry for the interruption.

8 Q. (BY MR. KEISTER) So, prior to you entering this  
9 lawsuit, no one had informed you that you were able to  
10 vote by mail without obtaining a photographic ID?

11 A. No, sir.

12 Q. Okay. Now, are you aware, Mr. Carrier, that  
13 there is a provision that allows for a disability  
14 exemption to the photo ID requirements?

15 MR. DUNN: Again, don't disclose anything  
16 that your lawyers have told you.

17 THE WITNESS: Well, I didn't understand what  
18 he said, anyway.

19 Q. (BY MR. KEISTER) Okay. In order to -- well,  
20 under the -- do you know what I'm talking about when I  
21 say SB 14?

22 A. No, I don't know what you're talking about.

23 Q. Okay. The legislation that was enacted that  
24 required the photographic identification for voting is  
25 what was in a bill called "Senate Bill 14" and we often

1 refer to it just as "SB 14." That's the law that was  
2 enacted that requires photographic ID. Okay?

3 Does that sound familiar at all?

4 A. Yes, sir. I know that when I went to vote, I  
5 couldn't vote because I didn't have no idea.

6 Q. Okay. Well, my question to you, Mr. Carrier,  
7 are you aware that if you're disabled, you can apply for  
8 a disability exemption that exempts you from the  
9 requirement that you show a photographic ID --

10 A. Nobody tell you nothing about that.

11 Q. So -- so, you're hearing about that for the  
12 first time today?

13 A. Now, you're right about that.

14 Q. Knowing that you have the ability to apply for a  
15 disability exemption which will allow you to vote  
16 without obtaining a photographic ID, is that something  
17 you would be interested in doing?

18 A. Yes, sir. It would be all right.

19 Q. Okay. All right. Mr. Carrier, what is your  
20 birth date?

21 A. January 13, 1931.

22 Q. And where were you born, sir?

23 A. I was born Jefferson County and Liberty County.  
24 On the borderline I was born.

25 Q. Okay. And do you know if it's officially

1 recorded as Liberty or as Jefferson County, your place  
2 of birth?

3 A. That's what we're trying to find out.

4 Q. All right. We'll get into that in a little bit  
5 and I'll have some documents for you.

6 Where did you grow up? Did you grow up in  
7 Jefferson County?

8 A. No, sir. All over the world.

9 Q. Okay. Well, just -- okay. What year -- you  
10 were born in 1931?

11 A. Right.

12 Q. Okay. And then why don't you just kind of tell  
13 me from there where you grew up? That might be the  
14 easiest way. Let's just walk through your past.

15 A. I grew up from where I was born at till I was  
16 about six years old. And from there, I went to a  
17 country town called Anahuac.

18 Q. Okay.

19 A. And then other place called Monroe city.

20 Q. Is that Louisiana?

21 A. No. That's Texas.

22 Q. Texas. Okay.

23 A. And then from there, I went to Double Bar. I  
24 lived there a while and back to Nome. And from Nome, I  
25 moved to China.

1 Q. China, Texas?

2 A. China, Texas, right.

3 Q. Okay.

4 A. And from China, Texas, I went to the Army back  
5 to China, Texas. I been there 60 years.

6 Q. Sounds like you like China, Texas.

7 A. Well, yes, sir. It wasn't no town at all when I  
8 moved there.

9 Q. Okay. When -- how old were you when you first  
10 moved to China?

11 A. First moved to China?

12 Q. Right.

13 A. 19.

14 Q. You were 19?

15 A. I was 19 years old.

16 Q. Did you move there with your family or was it --

17 A. Yeah. Yeah. I still lived with my family.

18 Q. Okay. I mean, that's your parents?

19 A. My parents.

20 Q. Okay. Did you have brothers and sisters?

21 A. Yes, sir.

22 Q. How many brothers and sisters?

23 A. Eight.

24 Q. Eight.

25 A. And nine with me.

1 Q. And you're the oldest, correct?

2 A. I'm the oldest.

3 Q. Are your brothers and sisters still alive?

4 A. No, sir. We have -- I think about four brothers  
5 died and about three sisters died.

6 Q. Okay.

7 A. Uh-huh.

8 Q. Okay. So, you still have one brother?

9 A. What, sir?

10 Q. You still have one brother living?

11 A. Well, I have two brothers.

12 Q. Okay.

13 A. The one next to me and the one that's about the  
14 fifth one, he's still living.

15 Q. Okay. And what's your brothers' names?

16 A. The one live in Beaumont, his name is Wilford  
17 Carrier.

18 Q. Okay.

19 A. And the one staying in California, his name is  
20 Freddy James Carrier. No, I'm wrong. Freddy Paul  
21 Carrier because you got the Christian name that you put  
22 in there, you know.

23 Q. Right. Right. Do you see your brothers often?

24 A. No, sir. I see -- the one stay in Beaumont, we  
25 call one another often.

1 Q. Okay.

2 A. He has trouble with legs and knees and stuff  
3 like that. He always calls me and wants to know how I'm  
4 doing. I tell him. He says he can't. I say, well, I  
5 gets around cuz I wants to get around. I say, maybe you  
6 don't want to get around. Think about it.

7 Q. So, he's a couple years younger than you are?

8 A. Oh, yes, sir. He's about --

9 Q. You said --

10 A. Well, I'll tell you. He's the eighth kid. He  
11 is. And, so, in them time, we were about a year and  
12 year, two years apart. So, he must be about 15 years  
13 younger than me.

14 Q. Okay. So, you moved with your family to China,  
15 Texas, when you were 19.

16 Did you -- where did you go to school before  
17 you moved to China?

18 A. Everywhere.

19 Q. Okay.

20 A. Everywhere I -- the name I called, I went to  
21 school there.

22 Q. Okay. Was there one of those locations where  
23 you spent the most time growing up? I didn't really ask  
24 for years as you went through.

25 Was there one that seems more like home than

1 **the others?**

2 A. No, sir.

3 **Q. Did you graduate from high school?**

4 A. No, sir. I went back to school again.

5 **Q. Okay. All right.**

6 A. I went back to school because, see, I went in  
7 the business. And the group they put me in, you had to  
8 have education to read blueprints and stuff, I guess.

9 **Q. Right.**

10 A. So, I had to go back to four years of school to  
11 get some education. And the lady said you want your  
12 GED? I said no, ma'am. I want some more education.  
13 Give me another year. So, she did. Where I was going  
14 in business, I didn't need no GED.

15 **Q. Right.**

16 A. I need -- some education is what I needed.

17 **Q. So, you didn't actually get a high school  
18 diploma or a GED?**

19 A. No, sir. Huh-uh.

20 **Q. All right. How far did you go in high school?**

21 A. Like about 11.

22 **Q. 11th grade?**

23 A. Yes, sir, 11th grade.

24 **Q. And what was the last high school that you went  
25 to, that you recall?**

1 A. The last high school?

2 Q. Yeah, the name of the school.

3 A. Okay. Let me see what it is. Well, it's -- the  
4 last I went to is in Beaumont over here. Davy Crockett,  
5 Junior. I went four years over there.

6 Q. Okay. Now, was that before you moved to China  
7 or after?

8 A. No, sir. That was -- that's after I was man and  
9 got out of the Army and went to work for a company for  
10 15 years and then I went in business for myself, see.  
11 So, that's why I had to go back to school.

12 Q. Okay. So, before you moved to China at 19,  
13 where had you been going to high school?

14 A. Nome.

15 Q. At Nome?

16 A. Yeah.

17 Q. Okay. And how long did you go to high school in  
18 Nome?

19 A. I went to high school, I'll say, three years  
20 altogether.

21 Q. Okay. The high school that you attended, is it  
22 still open, as far as you know?

23 A. No. It's closed down.

24 Q. Okay. Do you know what school district that  
25 would be in?



1 A. Yes, sir. That would be in Hardin and  
2 Jefferson.

3 Q. Okay. Have you made any attempts to check with  
4 that particular school district to see if they still  
5 have any school records?

6 A. No, sir. They ain't got nothing.

7 Q. Okay.

8 A. Not even the building is there no more.

9 Q. Okay. But have you checked with the actual  
10 school district, not the individual school?

11 A. I called, but they never could give me the right  
12 answer.

13 Q. Okay.

14 A. We didn't know nothing about that and it was too  
15 far gone and all that kind of stuff, you know. They  
16 done throwed all that away. That's the kind of stuff  
17 they tell you.

18 Q. I guess that would have been in the 1940s. I  
19 guess we'd be talking about when you went to -- what  
20 year did you go in the Army?

21 A. '50s. '51. I'm sorry. '52.

22 Q. Okay. Do you recall how old you were when you  
23 went in the Army?

24 A. 21.

25 Q. So, we're talking mid 40s when you went to the

1 no, ma'am school high school?

2 A. Went where.

3 Q. It would have been in the mid 1940s when you  
4 went to the Nome High School?

5 A. It would.

6 Q. Okay.

7 A. Yeah. But let me tell you, sir -- not to be  
8 butting in your business -- but I went to so many school  
9 districts that it's pitiful, man. I can't remember. My  
10 daddy was a moving guy. You go to school six months and  
11 before you graduate, you was in another town, you see.  
12 Then you couldn't go to school until the next following  
13 year. That way you were three years behind in your  
14 school.

15 Q. Okay. Have you checked with any of the other  
16 schools that you attended to see if any of those  
17 schools had any records concerning you?

18 A. No, sir. I never did check on them things.

19 Q. Okay.

20 A. I almost give up, but I ain't quite give up yet.  
21 I hope you can help me.

22 Q. Okay. Have you checked with -- and the reason  
23 I'm asking, I'm just curious as to whether or not any of  
24 those schools would have had a copy of your birth  
25 certificate.

1 A. Yes, sir.

2 Q. But you haven't been able to locate a copy of  
3 your birth certificate from any of the schools that you  
4 attended; is that correct?

5 A. Well, let me tell you something, man. I don't  
6 mean not harm, but I come from a black school. And when  
7 all that integrated, all that went to -- there's  
8 nothing. Nobody knows nothing no more. So, that's it,  
9 you see. So, I don't know where to go.

10 Q. Okay. All right. Have you ever been involved  
11 with a lawsuit before?

12 A. Yes, sir.

13 Q. How many times have you been involved in a  
14 lawsuit?

15 A. Three times.

16 Q. Okay.

17 A. Yeah, three times.

18 Q. And what type of lawsuits were they?

19 A. Well, I -- I had one -- the first one I had, I  
20 fell down and broke a rib or something like that, you  
21 know. And it they was -- it was the company's fault  
22 because I broke my rib, you know, because they had some  
23 rebar sticking out and grass had growed over it. And I  
24 was walking out there and didn't know it and I hit it  
25 and fell down and it stuck in my rib. And I wound up

1 with a lawsuit.

2 **Q. How long ago was that?**

3 A. Oh, that must have been in the '60s.

4 **Q. Okay.**

5 A. No. That was probably the '70s because the '60s  
6 was another job, working for myself.

7 **Q. So, that was an on-the-job injury? You were**  
8 **working?**

9 A. No. No. I had went to do some work, give a bid  
10 on a job, see. And I was walking back to my truck and  
11 all the cars were parked in the front. So, I couldn't  
12 go. So, I had to walk around the grass. And they had  
13 broke a curb and the rebar was sticking up like that.  
14 And I couldn't see it. It was bent. And it hooked in  
15 my pant leg and I fell down on the curb and broke a rib.

16 **Q. And that was back in the 1960s?**

17 A. No, sir. That was '70s.

18 **Q. In the '70s?**

19 A. Uh-huh, in the '70s.

20 **Q. Did the case go to court?**

21 A. No, sir. They settled it out of court.

22 **Q. Okay. They settled it out of court. Did you --**  
23 **did you give a deposition in that lawsuit?**

24 A. Yes, sir. Oh, yeah.

25 **Q. Okay. I'm not sure depositions back then were**

1 quite the same as they are now.

2 A. No. What they did, you get in that room. I got  
3 in this room. I talk to you. I talk to him.

4 Q. Right.

5 A. Then they decide what they're going to give you.  
6 No, I want more. That's the way we did it.

7 Q. I hear you.

8 A. That's the way they did it.

9 Q. Right. Where was the lawsuit filed? What  
10 county?

11 A. In Beaumont.

12 Q. In Beaumont.

13 A. Uh-huh.

14 Q. Okay. Did you have a lawyer?

15 A. Oh, yeah, I had a lawyer.

16 Q. Who was your lawyer? Do you remember?

17 A. He's -- I can't remember his name right now, but  
18 I was thinking -- I'll tell you after while when it  
19 comes to me.

20 Q. Is he still around?

21 A. Oh, yeah, he's still around.

22 Q. Okay. Still here in Beaumont?

23 A. Still in Beaumont.

24 Q. All right. So, that was back sometime in the  
25 '70s.

1                   **When was the next lawsuit?**

2           A.    Okay.  The next lawsuit is the last storm we  
3 had.  You know the last storm we had that blew  
4 everything down?

5           Q.    Oh, okay.  Yeah.  I can't remember the name.

6           A.    I had a lawsuit on that.

7           Q.    Okay.  And what was that over?  Were you suing  
8 your insurance company?

9           A.    Yes, sir.  The insurance.

10          Q.    They didn't want to pay you?

11          A.    Well, they want to pay me but not enough to do  
12 what I want to do.

13          Q.    Right.

14          A.    So, I had to sue to get my money.

15          Q.    What year was that?

16          A.    Oh, that was -- that must have been about four  
17 years ago probably.  Three or four years ago.  You know,  
18 the storm was eight years ago.  Now, ten years the storm  
19 was.

20          Q.    Well, time passes.  I have a hard time  
21 remembering.  I know there's been a couple in the last  
22 few years --

23          A.    Yeah.  Uh-huh.  Uh-huh.

24          Q.    Let me stop and say something because we're both  
25 doing it.  She -- the court reporter can't take us down

1 both talking at the same time. So, it's important that  
2 when I ask you a question that you let me completely  
3 finish my question before you answer it.

4 A. Okay.

5 Q. And then I will try to let you completely finish  
6 your answer before I ask a question. And it makes it a  
7 whole lot easier for this lady sitting here. Okay?

8 A. Okay. I hate to do that to you, but I'm 83  
9 years. I can't think that quickly.

10 Q. Okay.

11 A. All right.

12 Q. Well, we'll take our time.

13 A. Well, let me talk while I can. Go ahead and do  
14 your business, man.

15 THE WITNESS: Don't take that down, ma'am.

16 Q. (BY MR. KEISTER) And, also, a couple other  
17 ground rules. Anytime you need a break --

18 A. Yeah.

19 Q. -- I don't think we're going to be here real  
20 long. Maybe a couple of hours.

21 A. Okay.

22 Q. But anytime you need a break, just ask and we'll  
23 take a break. Probably in an hour or so we'll break  
24 anyway; but if you need to break sooner for any reason,  
25 just tell me.

1 A. Okay.

2 Q. And as you can tell, we're just going to kind of  
3 sit here and talk for a while. But this is -- this is  
4 formal even though it may seem a little bit informal.  
5 It is on the record. What you're saying today can be  
6 used in court for various reasons. You're under oath.  
7 For all intents and purposes, it's the same as if we are  
8 in the courtroom. So, be sure that you understand my  
9 questions when I ask them and if you don't understand my  
10 question, just tell me you don't understand. Okay? Is  
11 that okay?

12 A. Okay.

13 Q. And I won't be offended, believe me, because  
14 sometimes I ramble and they aren't clear.

15 A. Oh, yeah. Yeah.

16 Q. So, for any reason, if you don't understand, you  
17 ask.

18 So, we were talking about the second  
19 lawsuit; and tell me again approximately when you think  
20 it was.

21 A. The second lawsuit?

22 Q. Right.

23 A. Okay. That was -- well, let me see what  
24 happened then. Oh, the second lawsuit was my --

25 Q. The storm?



1 A. -- my dog. My dog. That man, he sued me and I  
2 had to go to a lawsuit for that.

3 Q. Okay. When was that lawsuit?

4 A. Oh, I wouldn't know that. That's been a long  
5 time ago.

6 Q. Okay.

7 A. Yeah.

8 Q. Was that before -- or that was the second. So,  
9 that was after the one --

10 A. Okay. So, I've been living where I'm at now 47  
11 years ago and that happened at that time. So, you can  
12 back figure when that was.

13 Q. Okay. That's too long for me to figure.

14 A. Oh, well, let it go.

15 Q. We'll let it go.

16 THE WITNESS: Don't you write that down.

17 Q. (BY MR. KEISTER) Okay. What was the last  
18 lawsuit you were in before this one?

19 A. The storm. The storm. Yeah.

20 Q. Okay. Now, did you have a lawyer in that  
21 lawsuit?

22 A. Yes, sir.

23 Q. Who was your lawyer for that lawsuit?

24 A. I -- I can look at my billfold and get the name,  
25 if need that.

1 Q. Sure.

2 A. I don't have it, but I can tell you where he's  
3 located at.

4 Q. Okay. Is he here in Beaumont?

5 A. Yeah. 11 and -- and -- 11 and -- he's on 11th  
6 Street and let -- let me see. I think it's -- okay.  
7 You don't know nothing about Beaumont?

8 Q. Not a whole lot. No, sir.

9 A. Well, it's North Street. McFaddin and North.  
10 Okay. So, it's North Street. 11th and North Street,  
11 right on the corner.

12 Q. Okay.

13 A. And I forgot his name.

14 Q. Okay. That's understandable. So, you actually  
15 had to sue your insurance company to recover for damage  
16 to your property? That's what that lawsuit was about?

17 A. Yes. Yes.

18 Q. And you retained or hired this lawyer to  
19 represent you in that case?

20 A. Yes, sir. He represented me.

21 Q. Okay. He wasn't provided by an insurance  
22 company. You had to go and hire him, yourself, correct?

23 A. No. The insurance company had their lawyer. I  
24 had nine lawyers in my yard, understand me now. I  
25 asked them people that. People was wondering what kind

1 of picnic I was having. I said no, I didn't have no  
2 picnic.

3 THE WITNESS: I don't mean no harm, ma'am.

4 Q. (BY MR. KEISTER) Okay. So, somehow was the  
5 insurance company providing this lawyer for you --

6 A. Yeah. No.

7 Q. -- is my question or did you have to go out and  
8 find a lawyer for yourself?

9 A. No. We suing the insurance company, man.

10 Q. All right. And that's my question. Did you go  
11 out and find this lawyer and hire him to represent you  
12 in that case?

13 A. Yes, sir.

14 Q. All right. Very good. Now, did you give a  
15 deposition in that case?

16 A. I don't know if we did it or not. I don't know,  
17 see.

18 Q. Okay. It would be like we're doing today where  
19 you're in a room with a court reporter.

20 A. Yeah, we did that. We did that, yeah.

21 Q. Okay. And how long ago was that deposition --

22 A. That must have been about, say, four years ago.  
23 Five or six. Four years ago.

24 Q. Okay. Okay. And do you know, was that case in  
25 state court here in Beaumont? District court?

1 A. I don't know was it state court or what it was.

2 **Q. Was it Federal court?**

3 A. It probably did because I know the lawyer had to  
4 talk to some people, you know, and carry me back, you  
5 know, what they decided to do and all that kind of  
6 stuff, you know. See? He was the lawyer. I was  
7 just --

8 **Q. Did you ever go to the courthouse on that case?**

9 A. Oh, no. No. No.

10 **Q. All right. Okay. All right. Where do you**  
11 **currently live?**

12 A. In China, Texas.

13 **Q. And what's your address in China?**

14 A. Yeah.

15 **Q. What is your --**

16 A. Oh, Avenue D.

17 **Q. Okay.**

18 A. 221.

19 **Q. Okay. How long have you lived at that address?**

20 A. I live on that address about, say, 50 years.  
21 No. 60 years I lived there.

22 **Q. At the same address?**

23 A. The same address.

24 **Q. All right. Very good.**

25 A. It's a different house, you know. That's all it

1 was, but the same address.

2 Q. Okay. So, at some point over the 60 years you  
3 rebuilt the house or built a new house at that address?

4 A. Yes, sir, there you go.

5 Q. Okay. And that house is the one that the storm  
6 lawsuit related to?

7 A. That's right.

8 Q. Okay. All right. Does anyone live with you at  
9 your current address?

10 A. With me?

11 Q. Right.

12 A. No, sir. I got a nephew -- I got a grandson  
13 that stays with me part-time, but he don't stay with me  
14 regular.

15 Q. So, for the most part, you stay at home by  
16 yourself?

17 A. Yes, sir.

18 Q. Or live at home by yourself?

19 A. Now you're talking.

20 Q. Right.

21 A. Because I don't stay home all the time by  
22 myself.

23 Q. That's why I corrected myself.

24 A. Yeah, I understand.

25 Q. What type of neighborhood are you in? Do you

1 **have neighbors --**

2 A. I have a good neighborhood. I have a good  
3 neighborhood.

4 **Q. Okay. Do you have neighbors close by that --**

5 A. Oh, I have neighbors that we get together on a  
6 deal like that. If something happen to you, you call  
7 and if something happens to me, I'll call you --

8 MR. DUNN: Mr. Carrier, make sure you let  
9 him finish his question before you start answering.

10 THE WITNESS: Okay. I forgot about that.

11 **Q. (BY MR. KEISTER) I think that was my fault.**

12 **I'm going to try and slow down here a little bit.**

13 **Do you live in -- is it like a subdivision**  
14 **that you live in?**

15 A. No, sir. It's a country town.

16 **Q. Okay. Okay. And how much property does your**  
17 **house sit on?**

18 A. An acre.

19 **Q. One acre?**

20 A. Uh-huh.

21 **Q. And is that kind of typical for the houses**  
22 **around you, they sit on an acre or something like that?**

23 A. No. Because everybody got an acre or two acres  
24 like that. Everybody has that.

25 **Q. Okay. Are you able to operate a motor vehicle?**

1 A. No, sir. No, sir.

2 Q. How long has it been since you've been able to  
3 drive?

4 A. 18 years.

5 Q. Do you own a motor vehicle?

6 A. Yes, sir, I own one.

7 Q. Okay. And what type of motor vehicle do you  
8 own?

9 A. A Lincoln.

10 Q. And what year is it?

11 A. '02.

12 Q. Have you had it since is was new?

13 A. No, sir. I got it used.

14 Q. Now, why do you have a motor vehicle, I guess,  
15 is my question --

16 A. Why I have it?

17 Q. Yes.

18 A. Well, my wife, that's her car. My wife's car.

19 Q. Okay.

20 A. I had a truck. I sold my truck. Because I know  
21 I couldn't drive it anymore, I sold it. So, the car was  
22 her.

23 Q. Okay.

24 A. But now she's deceased. So, I got the car now.

25 Q. Okay. And you've just kept it, but you don't

1 **drive it?**

2 A. No. No. My son comes by every day or every so  
3 often and checks the car out to keep it running and we  
4 go places in it.

5 Q. Okay. So, your son will drive you places --

6 A. Yes, sir.

7 Q. -- in your car? Okay.

8 And which son are you talking about? What's  
9 your son's name?

10 A. Beg your pardon?

11 Q. What is your son's name?

12 A. Calvin.

13 Q. Okay. And do you have any other children?

14 A. No, sir. That's all.

15 Q. Okay. Is Calvin -- is that his name?

16 A. Yeah, Calvin.

17 Q. How old is Calvin?

18 A. 50.

19 Q. Okay. And where does he live?

20 A. In Houston.

21 Q. In Houston.

22 A. Uh-huh.

23 Q. And what does Calvin do for a living?

24 A. He's the head fireman of Beaumont.

25 Q. He's the what?



1 A. He's the head fireman of Beaumont.

2 Q. **The head farmer of Beaumont?**

3 MR. DUNN: Fireman, I think he said.

4 A. Fireman.

5 Q. **(BY MR. KEISTER) Oh, fireman? Oh, okay.**

6 A. There's three of them. He's one of them.

7 Q. **Good. Good. I thought you said farmer.**

8 A. No. No.

9 Q. **Okay. But he lives in Houston?**

10 A. Yes, he lives in Houston.

11 Q. **And he works here in Beaumont?**

12 A. Uh-huh.

13 Q. **Okay. All right. And how often does he come**  
14 **and visit you?**

15 A. Visit me?

16 Q. **Yes, sir.**

17 A. He's on -- on 24 and off 24. So, he come  
18 back -- if I need something, I call him and he'll come  
19 by and check on me, you know.

20 Q. **Okay.**

21 A. He comes by and checks on me.

22 Q. **How many times a week do you think he comes by?**

23 A. Oh, say, one -- sometimes once a week.

24 Sometimes every two weeks, according to what he's doing.

25 He's a busy man.

1 Q. Right. I'm sure. Does he take you to the  
2 grocery store?

3 A. No. I got some neighbors that take me to the  
4 grocery store.

5 Q. Okay. All right. And you mentioned earlier  
6 that you don't stay at home.

7 How do you travel around, generally  
8 speaking? If you want to go somewhere one day, what do  
9 you do?

10 A. Oh, they'll come get me and drive my car and  
11 bring me somewhere.

12 Q. Okay. And when you say "they," who are you  
13 referring to?

14 A. My son. My grandson. He'll come get me. My  
15 daughter-in-law will come get me.

16 Q. Okay. Where does your -- your grandson is  
17 Calvin's son, correct?

18 A. Calvin's son, yes, sir.

19 Q. Okay. What's his name?

20 A. His name is Calvin.

21 Q. Calvin, Junior?

22 A. His name is Calvin, Junior.

23 Q. Did you say you have a granddaughter, also?

24 A. A granddaughter?

25 Q. Yes, sir.

1 A. Yes, sir.

2 Q. Does she come --

3 A. I have four granddaughters.

4 Q. Okay. Are they all grown?

5 A. Yeah. Four granddaughters.

6 Q. Are they grown?

7 A. Two of them is grown and two of them is young.

8 You know, they're still in school. Two of them is still  
9 in school.

10 Q. Okay. So, you have plenty of people, plenty of  
11 family --

12 A. Oh, yes, sir. Yes, sir.

13 Q. -- if you want to go somewhere --

14 A. Oh, yeah. They'll come carry me around.

15 Q. You can call on them and they will come and take  
16 you where you want to go?

17 A. Yeah, they take me where I want to go.

18 Q. And, also, you have neighbors that will drive  
19 you different places?

20 A. Oh, yeah. Every time my neighbor move, he says,  
21 "I'm going to the store. You want something?"

22 "Nope."

23 Q. Okay. So, when it comes to transportation, even  
24 though you don't drive, yourself, you have no trouble  
25 getting transportation when you need it, correct?

1 A. No, sir. I don't have no trouble.

2 Q. Okay. Good. Good.

3 A. I'll tell you, man, if you're a nice guy,  
4 everybody likes you. If you a no-good guy, nobody likes  
5 you. Okay. So, I must be a good guy.

6 Q. That's true. It makes life easier if people  
7 like you. That's for sure.

8 A. Yes, sir.

9 Q. All right. Mr. Carrier, what have you done to  
10 prepare for today's deposition?

11 MR. DUNN: Again, don't mention any  
12 conversations you've had with your lawyers.

13 Q. (BY MR. KEISTER) Right.

14 A. I ain't did nothing.

15 Q. Okay.

16 A. Well, I -- oh, you say, prepare? Okay. I ain't  
17 did nothing.

18 Q. Did you look at any documents --

19 A. No, sir. I ain't look at no documents.

20 Q. Okay. Read any of the papers in the case?

21 A. No, sir.

22 Q. Okay. Do you recall --

23 A. Let me tell you something.

24 Q. Yes, sir.

25 A. As much trouble as I'm having getting a birth

1 certificate and all that kind of stuff, my name is  
2 different on there, I don't worry about things like  
3 that, man. You know that? All right? Go ahead.

4 Q. I just need to know what you did to get ready  
5 for today.

6 A. Okay.

7 Q. Do you understand what written discovery is in a  
8 lawsuit?

9 A. Yes, sir.

10 Q. Okay. Do you know what an interrogatory is?

11 A. No. What that is?

12 Q. An interrogatory is where we send you some  
13 written questions and ask you to answer those.

14 A. Oh, no. I never did that.

15 Q. Okay. You don't recall doing any --

16 A. Huh-uh. No.

17 Q. You don't recall answering any interrogatories  
18 in this lawsuit?

19 A. No, sir.

20 Q. Do you recall answering any requests for  
21 production in this lawsuit, which means do you recall  
22 producing documents or giving us documents --

23 A. No. No.

24 Q. You don't recall that?

25 A. I don't recall that offhand.

1 Q. Okay. All right. Did you speak to any of your  
2 family members about what's going to happen today about  
3 coming to testify?

4 A. No, sir, I didn't.

5 Q. Okay. Okay.

6 A. Because that's none of their business.

7 Q. Okay. What about Calvin, did you talk to Calvin  
8 about testifying?

9 A. No. I didn't talk to nobody about it; but he  
10 talked to me about it, yeah.

11 Q. All right. Because you understand Calvin's  
12 going to testify.

13 A. Yeah. The reason he's talking to me about it is  
14 because he's the one trying to get my birth certificate  
15 for me. So, he ought to know about it; but I don't  
16 know.

17 Q. Okay. Who brought you to the deposition this  
18 morning? Who drove you over here?

19 A. Oh, the -- oh, I forget this lady's name. The  
20 lady that's in here awhile ago, she brought me here.

21 Q. Okay. A lady with the law firm?

22 A. Yeah.

23 Q. All right. That's fine. Have you talked to any  
24 of your neighbors about what you're doing today, about  
25 the deposition?

1 A. Yes, sir. Hold a minute. You understanding me  
2 bad. I just told you about my neighbors. I don't talk  
3 to my neighbors all the time. It's none of their  
4 business. I just told you that, man.

5 Q. Well, now, you said you didn't talk to your  
6 family. I didn't ask you about your neighbors.

7 A. Oh, okay.

8 Q. All right. Did you talk to any of your  
9 neighbors about --

10 A. No. It's none of their business.

11 Q. Okay. All right.

12 A. When they dig in your business, they're gonna  
13 want to dig some more. After while, they're going dig  
14 way down. You know how they get, the people.

15 Q. That's true.

16 A. They get to friendly with you then.

17 Q. That's true. So, other than Calvin and your  
18 attorneys -- and I don't want to know what you --

19 A. Oh, yeah. Yeah.

20 Q. Let me finish. I don't want to know what you  
21 talked to your attorneys about --

22 A. Oh, I ain't going to tell. You don't worry  
23 about that.

24 Q. Okay.

25 A. I ain't going to tell you about that.

1 Q. But other than Calvin and your attorneys, you  
2 haven't discussed today's deposition with anyone?

3 A. No, we ain't discussed anything.

4 Q. Okay. Now, when did you decide that you wanted  
5 to be a part of this lawsuit?

6 A. Well, I'll tell you, now -- I can talk now?

7 Q. Sure.

8 A. Okay. When this stuff come up about this  
9 doggone birth certificate and can't get it and all that  
10 kind of stuff, I figured that it's time for me to do  
11 something for myself.

12 Q. All right.

13 A. And I'm talking to you. Can you help me get  
14 one?

15 Q. I can -- I can -- I can talk with your  
16 attorneys, Mr. Carrier. If there's anything we can do,  
17 we will; but as long as you're represented by counsel,  
18 outside of this deposition, I can't talk to you other  
19 than to say, "Hi. How are you?," and that kind of  
20 thing --

21 A. I ain't going to tell nobody nothing --

22 (Simultaneously speaking.)

23 Q. (BY MR. KEISTER) I know. I'm sure we'd have a  
24 good time talking.

25 A. Okay.



1 Q. All right. So, the court reporter is going to  
2 get us if we keep talking at the same time.

3 When do you remember the first time thinking  
4 about you wanted to be part of this lawsuit?

5 A. Oh, about two years ago.

6 Q. Okay.

7 A. Uh-huh.

8 Q. Okay. And why did you decide you wanted to be  
9 part of this lawsuit?

10 A. Well, you see, the reason I wanted to be is  
11 because when the people did -- all the work I did all  
12 over the world, the Country, and everything, and all  
13 these refinery things, and now I'm not a citizen at all.  
14 I'm nobody. It's time for me to do something for  
15 myself, man.

16 Q. Okay. How did you learn that this lawsuit was  
17 going on?

18 MR. DUNN: Don't mention any discussions you  
19 had with any attorneys.

20 A. That's it.

21 Q. (BY MR. KEISTER) Well, no. How did you learn  
22 this lawsuit was going on that you were going to join?

23 A. The reason -- how I got in touch with these  
24 people, Ms. -- the lady and him got in touch with me on  
25 things.

1 Q. Okay. How did you -- are you talking about your  
2 attorneys here today?

3 A. Yes, sir.

4 Q. Okay. How did you learn that your attorneys  
5 that are here today were involved in this particular  
6 lawsuit that we're here on, and I don't want to know  
7 what you talked to your attorneys about.

8 A. Okay. I don't know, man. Like I say, I  
9 didn't -- I didn't talk to nobody and I don't know  
10 nothing like that; but the reason I'm here -- over here  
11 today, I'm trying to get my birth certificate, man.

12 Q. Okay.

13 A. And I figure if what all -- and when people --  
14 all you did for all the Country, you're nobody. See?  
15 They won't let you vote or nothing, see? That's how  
16 come I'm over here today.

17 Q. Okay. Well, now, you know you can vote by  
18 mail --

19 A. I know that now.

20 Q. Okay. But my question is, without talking about  
21 your attorneys --

22 A. Yeah.

23 Q. Who told you, Mr. Carrier, you can call these  
24 attorneys and become part of this lawsuit?

25 A. Yeah.

1 Q. Who told you that or how did you get that  
2 information?

3 A. Oh, through my lawyers. My lawyers, I talked to  
4 them about it.

5 Q. Okay.

6 A. See?

7 Q. Which lawyer are you referring to?

8 A. This man over here and the lady.

9 Q. Okay. Now, you're talking about Mr. Dunn?

10 A. Mr. Dunn and the lady. I can't remember her  
11 name.

12 MR. DUNN: Are you talking about a lady with  
13 this law firm in the office we're in right now? Is that  
14 who you're talking about? Ms. Chappell?

15 THE WITNESS: Ms. Chappell, yeah.  
16 Ms. Chappell.

17 Q. (BY MR. KEISTER) Is Ms. Chappell a lawyer?

18 A. Yes, sir.

19 Q. All right. So, tell me how did you know to get  
20 in contact with Mr. Dunn and Ms. Chappell concerning  
21 this particular lawsuit?

22 A. Well, I had talked to Ms. Chappell before about  
23 my birth certificate, you know. She told me, she said  
24 well --

25 MR. DUNN: Okay. Don't talk about anything

1 Ms. Chappell has shared with you.

2 THE WITNESS: Okay. I ain't.

3 Q. (BY MR. KEISTER) And without going into the  
4 details, is that what happened, you were attempting to  
5 find out how to get a birth certificate and that's what  
6 led you to contact an attorney?

7 A. Yeah.

8 Q. And then that contact, then you decided --

9 A. Now we're going to it.

10 Q. Then you decided to become part of this lawsuit?

11 A. Now we're getting to it.

12 Q. See, it wasn't that hard?

13 A. All right. Now we're getting to it. Okay. You  
14 got it.

15 Q. That's all right. Well, we just had to get to  
16 it.

17 A. Well, okay.

18 Q. All right. You're doing fine. You're probably  
19 doing better than I am this morning.

20 A. You know, I got a daughter-in-law, she's as bad  
21 as I am. She said, brother-in-law, you know, we should  
22 have been lawyers. I said, "Well, it's too late now to  
23 be a lawyer."

24 Q. Well, it's never too late.

25 A. Don't talk like that, man. I'll go see to get a

1 lawyer and I might handle your case one time.

2 Q. I might hire you.

3 MR. KEISTER: Let's mark this Exhibit No. 1.

4 (Marked Exhibit No. 1.)

5 Q. (BY MR. KEISTER) Mr. Carrier, let me hand you  
6 what I've marked as --

7 A. What is this here?

8 Q. I'll tell you what it is to make it easier.

9 This is the Complaint in the lawsuit. In state court it  
10 would be called a petition. This the paper that your  
11 lawyers have filed in this case for you. Okay?

12 A. Yes, sir.

13 Q. Have you ever seen that document before, that  
14 you recall, or a similar document?

15 A. I seen something like that one time.

16 Q. Okay. Now, if you turn to page -- let's see  
17 here. If you turn to page 5 of the document and look  
18 down about the middle of the page, do see where it says  
19 No. 7B?

20 A. Okay.

21 Q. And you see your name there, Floyd James  
22 Carrier, correct?

23 A. On D?

24 Q. On B. 7B.

25 A. Oh, B. You said B?

1 Q. It says, Plaintiff -- just read with me.

2 Plaintiff Floyd --

3 A. I see.

4 Q. Okay. Plaintiff Floyd James Carrier is a  
5 resident of China, Jefferson County, Texas, correct?

6 A. Right.

7 Q. And is that still a true statement?

8 A. Yes, sir, that's true.

9 Q. It states he is an African-American, correct?

10 A. Right.

11 Q. And it states he is physically disabled,  
12 wheelchair bound, correct?

13 A. Right.

14 Q. And all those statements are still true and  
15 correct today?

16 A. Yes, sir.

17 Q. Okay. And how long have you been in a  
18 wheelchair, Mr. Carrier?

19 A. 18 years.

20 Q. 18 years. And what led to you --

21 (Simultaneously speaking.)

22 A. I had a stroke.

23 Q. (BY MR. KEISTER) You had a stroke?

24 A. Had a stroke.

25 MR. DUNN: Again, let him finish his

1 questions. Okay?

2 Q. (BY MR. KEISTER) That's all right.

3 So, you had a stroke 18 years ago. And then  
4 you convalesced to some point but you've had to be in a  
5 wheelchair ever since?

6 A. Uh-huh.

7 Q. Okay. Do you -- were you working? Still  
8 employed when you had the stroke?

9 A. Yes, sir.

10 Q. Where were you employed at that time?

11 A. JC Construction Company.

12 Q. Okay.

13 A. That's me.

14 Q. Oh, you had your own construction company?

15 A. Right.

16 Q. Did the company continue after you had the  
17 stroke?

18 A. Yeah. My son kept it.

19 Q. Okay. Your son Calvin?

20 A. No. James.

21 Q. James? Okay. So, you have another son?

22 A. I have a son -- no. I had another son.

23 Q. Oh, I'm sorry. Okay.

24 A. He died. In February. February this year, he  
25 died.

1 Q. My sympathies.

2 A. He had a stroke, too.

3 Q. Okay. All right. So, that was -- that would  
4 have been in -- I'm trying to do math here. That would  
5 have been about 1996, somewhere around there, when you  
6 had the stroke?

7 A. '96. I had a stroke in --

8 (Simultaneously speaking.)

9 Q. (BY MR. KEISTER) 1996 --

10 A. When I had the stroke, uh-huh.

11 Q. And after that point, you haven't been able to  
12 work?

13 A. No, sir. I can't work no more.

14 Q. Did you apply for Social Security Disability  
15 benefits after you had the stroke?

16 A. Well, no, sir. I didn't apply for Social  
17 Security because I was drawing Social Security then.  
18 See?

19 Q. Okay.

20 A. I had started drawing Social Security because I  
21 had already retired then.

22 Q. Okay. So, you've never actually applied for  
23 Social Security Disability benefits?

24 A. No, sir, I didn't.

25 Q. Okay. Now, if you turn to page 7 --



1 A. Uh-huh.

2 Q. -- and you look at 8B. Do you see your name  
3 there?

4 A. I see -- oh, yes. I see it there.

5 Q. And it says --

6 A. No. I see "Carrier" up there.

7 Q. Do you think that's you?

8 A. I don't know. It could be anybody.

9 Q. It could be you or your brother, right?

10 A. Okay. When I file for my birth certificate, the  
11 man told me they had eight Carriers there and they're  
12 all spelled different. Now, which one are you going to  
13 pick? There you go.

14 Q. Okay. Well, let's go with this one and see if  
15 it rings a bell to you --

16 A. Oh, right there. Okay.

17 Q. Okay. Read along with me, if you will.

18 A. Okay.

19 Q. It says Plaintiff Carrier lacks an SB 14 ID.  
20 And then it says and SB 14 thus bars him from voting in  
21 person.

22 Now, prior to today had anyone talked to you  
23 about what SB 14 is?

24 MR. DUNN: Again, don't talk about any  
25 conversations with your lawyers.

1 Q. (BY MR. KEISTER) Right. And SB 14, as we  
2 talked about earlier, is how we refer to it; but it's --  
3 Senate Bill 14 is what that is referring to.

4 A. Uh-huh.

5 Q. Were you familiar with Senate Bill 14 prior to  
6 today?

7 A. No, sir.

8 Q. Okay. So, I take it then that you had not read  
9 this part of the complaint before today.

10 A. Huh-uh.

11 Q. That's fine. I understand. All right. So --  
12 and then it says SB 14 thus bars him from voting in  
13 person. Do you believe that that's correct, that SB 14  
14 bars you from voting in person?

15 A. I don't know what it means SB --

16 Q. Okay. The Senate bill prevents you from voting  
17 in person. Is that your --

18 A. What do you mean by loading in person?

19 Q. From voting. V-o-t-i-n-g. I'm sorry. I'm  
20 mumbling.

21 A. Yes, sir.

22 Q. Is that your belief, that --

23 A. Yes, I believe that.

24 Q. Okay. But before today, you were not aware that  
25 you could apply for a disability exemption to the ID

1 requirement, correct?

2 A. Yes. I would notice -- the last voting we had  
3 in this area, I noticed it then.

4 Q. But understanding today that you had the ability  
5 to apply for an exemption based upon your disability --

6 A. No, I didn't know nothing about that.

7 Q. Okay. So, if SB 14 allows you the opportunity  
8 to have an exemption where you do not need a photo ID to  
9 vote, wouldn't it be true that the law does not bar you  
10 from voting in person?

11 MR. DUNN: Objection; calls for a legal  
12 conclusion, but you can try to answer.

13 Q. (BY MR. KEISTER) Do you understand what I'm  
14 saying?

15 A. No, sir, I didn't understand what --

16 Q. And I understand that's a little confusing. And  
17 I guess, in all candor, as you stated earlier, you did  
18 not write this language in the petition, correct?

19 A. No, sir.

20 Q. Okay. And you, yourself, have not said that  
21 SB 14 bars you from voting in person, correct?

22 A. Uh-huh.

23 Q. Okay. And understanding that you can attain or  
24 apply for a disability exemption where you do not have  
25 to show an ID when you vote or a photo ID when you vote,

1 wouldn't it be true in that circumstance, if you obtain  
2 the exemption, that the law does not prevent you from  
3 voting in person?

4 MR. DUNN: Objection; calls for a legal  
5 conclusion. Try to answer if you can.

6 A. Well, I -- see, I never did understand all this  
7 that was going on until I heard people talking. And I  
8 found out, see. Well, like you're saying, talking nice  
9 to me. But I didn't worry about that, you know. All I  
10 was trying to get was my birth certificate all the time.  
11 I'm still trying to get it.

12 Q. (BY MR. KEISTER) So, your main concern is to  
13 try to get your birth certificate?

14 A. There you go. There you go.

15 Q. And your main concern is not that you believe  
16 that this particular law is keeping you from voting,  
17 correct?

18 MR. DUNN: Objection; misstates the  
19 testimony.

20 You can try to answer.

21 A. I think so because I -- I think the reason it's  
22 going on like that, because all my age people like that  
23 was midwifed. A midwife handled it, and they didn't  
24 turn everything in. You see? So, people know -- if you  
25 get all these old folks like that, they'd get them, boy.

1 And then they can't vote for you. That's it.

2 Q. How many people, Mr. Carrier, do you know today  
3 that do not have a photographic ID that --

4 A. Oh --

5 Q. Let me finish -- that prevents them from voting?

6 A. I didn't know nothing about that until all this  
7 come up. Now I'm learning something now, man.

8 Q. And let me just ask and make it a little bit  
9 more clear. Do you know any of your neighbors who have  
10 told you they don't have a photographic ID and they  
11 cannot vote?

12 A. Now, let me tell you something.

13 Q. Okay.

14 A. In my neighborhood, I'm the oldest fella around  
15 there. All of them is young people. So, I know that.  
16 They got their paper.

17 Q. As far as you know, all of your neighbors have  
18 an ID, a photo ID?

19 A. Yes.

20 Q. Does anyone in your family, that you know -- I  
21 guess you don't. Does anyone in your family not have a  
22 photographic ID?

23 A. No, sir.

24 Q. Anyone in your family tell you that they do not  
25 have a photographic ID and cannot vote?

1 A. No, sir.

2 Q. Okay. So -- so, as we sit here today, you're  
3 the only person that you know that is in your particular  
4 situation where your birth certificate does not match  
5 the name that you currently use, correct?

6 A. Yes.

7 Q. And, so, you don't think that the legislature  
8 was particularly picking on you when they passed this  
9 law, do you?

10 A. Yes, sir.

11 MR. DUNN: Objection.

12 A. Yes, sir. I think so. You want a true answer?  
13 Yes, sir.

14 Q. (BY MR. KEISTER) Did you talk to your  
15 representative about it?

16 A. No. Huh-uh.

17 Q. Who is your representative? Do you know your  
18 state representative?

19 A. No. I ain't talk to nobody about it.

20 Q. You didn't ask your state representative why  
21 you're picking on me?

22 A. No.

23 Q. And I'm just asking. I mean, you don't know of  
24 anyone else in your current circumstances --

25 A. No.

1 Q. -- that the law would prevent from voting?

2 A. No.

3 Q. And did I understand you correctly that if you  
4 could get your birth certificate issue straightened out,  
5 you would not even be interested in being in this  
6 lawsuit?

7 MR. DUNN: Objection; misstates the  
8 testimony.

9 Try and answer, if you can.

10 A. I'm in it now. I'm in it now. I'll stay with  
11 it now.

12 Q. (BY MR. KEISTER) Okay.

13 A. That's what I'll tell you, I'll stay with it  
14 now.

15 Q. But if you could get your birth certificate  
16 issue straightened out --

17 A. Oh, I'm still going to stay with it.

18 Q. Okay. And why do you want to be in this  
19 lawsuit?

20 MR. DUNN: Objection; asked and answered.

21 A. Well, I the reason I got in the lawsuit is  
22 because I just want to know why they did it like they  
23 did. You can't vote because you're too old and you  
24 don't have no birth certificate. I'm a citizen of this  
25 United States. So, that's why I'm in it.

1 Q. (BY MR. KEISTER) Okay. But you know today that  
2 you can vote, correct?

3 MR. DUNN: Objection; misstates the evidence  
4 and the testimony.

5 You can try to answer.

6 Q. (BY MR. KEISTER) Sir, you're aware that you can  
7 vote by mail, correct?

8 MR. DUNN: Same objections.

9 Q. (BY MR. KEISTER) Is that correct?

10 A. Yes, sir. I -- I learn a lot today since I was  
11 here. I learned a lot today.

12 Q. And I'm not trying to pick on you, Mr. Carrier.  
13 I'm just trying to get --

14 A. Man, talk, man.

15 Q. Okay. Well, let's go back to the complaint,  
16 back to 8B. It says Plaintiff Carrier is a disabled  
17 Army veteran who despite his long military service lacks  
18 an SB 14 ID.

19 Did I read that correctly?

20 A. Yes, sir. Sounds close enough to me.

21 Q. Now, you're an Army veteran, correct?

22 A. Uh-huh.

23 Q. And you're disabled today, correct?

24 A. Uh-huh.

25 MR. DUNN: He needs you to say yes or no.



1 A. Yes, sir.

2 Q. (BY MR. KEISTER) And I'm sorry, Mr. Carrier.  
3 That's one thing we need to be careful about is also,  
4 you know, the court reporter can't take down shakes of  
5 the head or that type of thin. So let's try and answer.

6 Do you receive medical treatment from the  
7 Veteran's Administration?

8 A. Yeah.

9 Q. And I believe there's a Veteran's Administration  
10 hospital here in Beaumont, correct?

11 A. No, sir.

12 Q. There's not? Is there a clinic?

13 A. Yes, sir.

14 Q. Do you receive treatment at the clinic?

15 A. Yes, sir.

16 Q. What type of -- what type of identification do  
17 you have from the Veteran's Administration?

18 A. What do you mean by what type of identification  
19 I have?

20 Q. Well, identification, do you have a Veteran's  
21 card or something that you show --

22 A. Yes. Yes, sir.

23 Q. Do you have that Veteran's card with you today?

24 A. Yes, sir.

25 Q. Would you mind if I see it?

1 A. I sure will. (Witness tendered card.)

2 Q. Thank you, sir. And what we're looking at is a  
3 card you handed me, Mr. Carrier, that's called a  
4 Veteran's Universal Access Identification. Okay?

5 A. Okay.

6 Q. And it has your name and then it has a number  
7 that appears to be your Social Security number. I won't  
8 read that in the record. It has your birth date and  
9 then it has another number on the bottom. And then it  
10 has something up here in the top.

11 Do you know what -- can you tell what was up  
12 there? Was that a photograph?

13 A. Yes, sir. That was my picture.

14 Q. That was your picture?

15 A. Yes, sir. That was my picture.

16 Q. How long have you had that particular  
17 identification?

18 A. Oh, 10 to 12 years.

19 Q. Okay.

20 A. That's not the first one I had.

21 Q. Okay. At one time were you able to see your  
22 photograph on there?

23 A. Yes, sir. It just -- well, you can hardly see  
24 it now.

25 Q. It looks like some of my stuff in my wallet.

1 It's been there so long you can't read it.

2 Have you inquired from the Veteran's  
3 Administration if you can get a new ID that has --

4 A. Well, when I go back again I will get one.

5 MR. DUNN: Okay. Let him finish his  
6 questions.

7 THE WITNESS: Oh, I forget about that.

8 Q. (BY MR. KEISTER) An ID that has a little better  
9 photograph of you than that one?

10 A. Yes, sir.

11 Q. And do you think you can?

12 A. Oh, yeah.

13 Q. Okay. Are you aware, Mr. Carrier, that you can  
14 vote in person with a Veteran's card that has your  
15 photograph on it?

16 A. No. I didn't know that.

17 Q. Okay. So, the first time you've heard that is  
18 today?

19 A. Yeah. Uh-huh.

20 Q. And I think you can even vote with that  
21 particular card, but the picture is fairly vague on it.  
22 But understanding that you can vote using your Veteran's  
23 card that has your photograph on it, is that something  
24 you would be willing to do?

25 A. You through?

1 Q. Yes.

2 A. Let me tell you something, man. This birth  
3 certificate is about a whole bunch of stuff because I  
4 try to cash a check, I can't cash my own check now.

5 Q. Okay.

6 A. I couldn't -- the -- the Army Corp., they said  
7 that's no good for us. That's what they say. My  
8 driver's license, that's no good because it's expired  
9 and that's what.

10 Q. I understand. Maybe some of these problems will  
11 work out.

12 A. Okay.

13 Q. Before you put your card up, let me -- I think I  
14 have a photograph of that but it printed almost as bad  
15 as it -- or maybe worse. Can you keep it out?

16 MR. DUNN: Keep your card out.

17 A. Okay.

18 MR. KEISTER: Mr. Dunn, I'm not sure if we  
19 can get a better -- this is the an I'm not sure if y'all  
20 have a way to get a color copy of this or not?

21 MR. DUNN: I can ask.

22 MR. KEISTER: Okay.

23 MR. DUNN: It looks to me like the copy that  
24 you have marked Veasey 002 is about as plain a copy as  
25 you'll get.

1 MR. KEISTER: Right. On black and white, I  
2 have no doubt, but I don't know if you have the ability  
3 to color copy here.

4 MR. DUNN: We'll try on the break.

5 (Marked Exhibit No. 2.)

6 Q. (BY MR. KEISTER) Mr. Carrie, I'm going to show  
7 you a document that's been produced to us in discovery  
8 and this is marked highly confidential and we'll have it  
9 that way on the record because it's got your license  
10 number and that type of thing and we don't want that to  
11 get distributed to the public.

12 Let me ask you, looking at Exhibit 2, is  
13 your Veteran's ID that you're showing me today, does  
14 that appear to be -- the face of it, anyway, appear to  
15 be the same as what was produced? The bottom photo.

16 A. Well, you can see the number, but you can't see  
17 the numbers on this. You can't see the full name on  
18 this here.

19 Q. Okay. But that appears to be the same card, at  
20 least, from the best you can read it?

21 A. Well, since we're sitting here talking, yes, it  
22 is.

23 Q. Okay. All right. And do you recall that --  
24 maybe you do or don't, but do you recall that you  
25 produced that photographic copy to us in this lawsuit?

1 A. Uh-huh.

2 Q. Okay.

3 MR. DUNN: Was that a yes?

4 A. That's a yes.

5 THE WITNESS: I forget that. Yes.

6 Q. (BY MR. KEISTER) I understand. So, the fact is  
7 you have a Veteran's card that has a photograph on it,  
8 correct?

9 A. Yes, sir.

10 Q. And you believe you can get a new card that  
11 would have an even better photograph on it from the  
12 Veteran's administration?

13 A. Yes. I can get a new card.

14 Q. Now, the top item on Exhibit 2 is what?

15 A. Diver's license.

16 Q. And when did that driver's license expire?

17 A. Ten years ago.

18 Q. Okay. Do you still have a copy of that -- or do  
19 you still have that driver's license?

20 A. I have that driver's license.

21 Q. You carry it with you?

22 A. Yes, sir.

23 Q. Okay. And I don't need to see that because that  
24 one's pretty clear.

25 But when did you first get a driver's

1 license?

2 A. In -- let me tell you. Let me see. In '52.

3 Q. Okay. Okay. And I'm going to ask you something  
4 that I bet I know the answer to.

5 Do you remember what documents you had to  
6 show when you got your driver's license originally?

7 A. Yes, sir.

8 Q. What do you recall showing?

9 A. My driver's license from the Army.

10 Q. Okay. Did you have a driver's license before  
11 you went --

12 A. Yes, sir.

13 MR. DUNN: Let him finish.

14 Q. (BY MR. KEISTER) Did you have a driver's  
15 license before you went into the Army?

16 A. Uh-huh.

17 Q. (BY MR. KEISTER) Okay. So, when you got into  
18 the Army, you got a driver's license and then when you  
19 got out of the Army, you showed that driver's license to  
20 get your Texas driver's license. Is that how it worked?

21 A. Okay. You had to have a driver's license to  
22 drive an Army truck because you be on the road  
23 everywhere. So, we used it in the Army. They switched  
24 it over for me. No problem at all.

25 Q. Okay. Now, you don't recall having to show a

1 birth certificate when you originally got your driver's  
2 license?

3 A. No, sir.

4 Q. Did you ever have to have a birth certificate  
5 when you were in the military -- when you were in the  
6 Army?

7 A. No, sir.

8 Q. You didn't show a birth certificate?

9 A. No, sir.

10 Q. Were you drafted?

11 A. Yes, sir.

12 Q. So, I guess they just took you regardless of  
13 what you had, right?

14 A. Uh-huh.

15 Q. All right.

16 MR. DUNN: Is that a yes?

17 A. Yes, sir.

18 Q. (BY MR. KEISTER) You didn't have to show any  
19 documents to get drafted, correct?

20 A. No, sir.

21 Q. I assume -- did they have draft cards back in  
22 those days, back in the '50s?

23 A. Yeah, they had draft cards. That's how they  
24 drafted you.

25 Q. Okay. Do you still have that draft card?



1 A. No.

2 Q. Don't expect to be drafted again?

3 A. No, sir.

4 Q. When did your Texas driver's license expire?

5 Can you see the date?

6 A. It would be ten years ago. It's ten years ago  
7 because the first storm we had, that was ten years ago?  
8 Wasn't it?

9 Q. I -- I wouldn't try to tell you. There's been  
10 too many storms.

11 A. When I came back from the dry land, came home  
12 and went to the post office, somebody had took the  
13 bottom part of my stuff off. So, I was going to go to  
14 Social Security to get it. Now, that's when the stuff  
15 start. I was a female and my names was Florida. So,  
16 that's when the stuff started and it's still going on.

17 Q. Yeah. Okay. So, it looks like on here it  
18 expires 1-13-2006, correct?

19 A. It probably did. Uh-huh.

20 Q. And I think you mentioned earlier that you had  
21 your stroke in 1996, approximately?

22 A. Yes, sir. I had a stroke in 1996.

23 Q. So, do you recall renewing your driver's license  
24 after you had your stroke?

25 A. No, sir. I couldn't drive.

1 Q. Do you recall maybe renewing it once by mail  
2 after you had your stroke?

3 A. I renewed it after I had that stroke one time.

4 Q. Okay. Did you drive any after you had the  
5 stroke?

6 A. No, sir. I couldn't do that.

7 Q. Is there any reason why when this one expired in  
8 2006, you didn't try to renew your driver's license?

9 A. Yes, sir.

10 Q. What was that reason?

11 A. That's when I had to go get my Social Security  
12 card, identifications and all that kind of stuff.  
13 That's what happened and I ain't got it yet, see.

14 Q. I understand. But I think before -- I think  
15 you're talking more recent but I'm talking about back in  
16 2006 when your license expired -- when that license  
17 expired, did you make any attempts to renew it in 2006  
18 or before?

19 A. Okay. When I went to get my driver's license  
20 and send it in, they sent my money back. They said I  
21 had to send my Social Security card in to identify  
22 myself. I couldn't get no Social Security card.

23 MR. DUNN: Mr. Carrier, he's trying to focus  
24 back in 2006 when this one expired.

25 THE WITNESS: That's what I'm talking about.

1 Q. (BY MR. KEISTER) Okay.

2 A. Because at them times, you had aluminum Social  
3 Security card. First it was paper and then aluminum.  
4 And, see, all that broke up. So, I just use my ID from  
5 the Army. But, now, when I went to get the driver's  
6 license and I didn't have the bottom part to get it  
7 with, the lady said go get your identification from the  
8 Social Security place and then we'll give you your  
9 driver's license. Now, that's when the stuff started,  
10 with my Social Security card.

11 Q. Have you made any attempts to get a Social  
12 Security card?

13 A. No. Everybody tell me the same thing, get your  
14 birth certificate.

15 Q. Have you contacted Social Security to see if  
16 they will --

17 A. Yes, sir.

18 Q. -- if they will send you a card?

19 A. That's why I contact them.

20 Q. Because you do have a Social Security number,  
21 correct?

22 A. I have a Social Security number.

23 Q. And you're drawing Social Security benefits,  
24 correct?

25 A. Yes, I draw Social Security.

1 Q. So, chances are, they may send card you a card  
2 if you contact them.

3 MR. DUNN: Objection; misstates the  
4 testimony.

5 You can answer.

6 Q. (BY MR. KEISTER) But have you asked Social  
7 Security to send you a new card, would be my question.

8 MR. DUNN: Objection; asked and answered.

9 Try to answer.

10 Q. (BY MR. KEISTER) That's just a yes or no.

11 A. I would like to answer this. Let me tell you  
12 something, now, that's where all this stuff is at. I  
13 try to get a Social Security card and I couldn't get it  
14 because I had to show my birth certificate. That birth  
15 certificate, you got to show that thing or you don't get  
16 nothing at all.

17 Q. So, your testimony, Mr. Carrier, is that in  
18 order to obtain your Social Security card from the  
19 Social Security Administration, the Social Security  
20 Administration wanted to see a copy of your birth  
21 certificate?

22 A. Right.

23 Q. Okay. And without a copy of your birth  
24 certificate, the Social Security Administration has  
25 refused to give you a Social Security card?

1 A. Right on, you're right.

2 Q. Okay. I got you. So, back to your driver's  
3 license.

4 A. Yes, sir.

5 Q. This was expired on your birthday in 2006?

6 A. Yes, sir.

7 Q. Now, at that point -- were you driving any at  
8 that point?

9 A. No, sir. 18 years, I haven't drove nothing at  
10 all.

11 Q. So, were you required in 2006 to actually go in  
12 to a DPS office in order to renew your driver's license?

13 A. No, sir.

14 Q. Because I think the law is every other time you  
15 have to actually go in. Are you aware of that?

16 A. No, sir. I didn't need no driving license or  
17 nothing like that because everything was doing good  
18 until it comes that you had to cash a check and you had  
19 to show your driver's. And if your driver's license is  
20 expired, you show them your birth certificate. I ain't  
21 got no birth certificate. I can't show you nothing.

22 Q. Okay. So, the fact is you didn't renew. We'll  
23 move on.

24 A. That's the whole thing is that birth  
25 certificate, man. I don't care what you say.

1 Q. Okay. Looking back to 8B. About halfway  
2 through that paragraph, it says his Veteran's ID, for  
3 instance, lacks a photograph. Do you see that?

4 A. I see that now.

5 Q. Okay. Now, what we've looked at today show's  
6 your Veteran's ID does have a photograph, correct?

7 MR. DUNN: Objection; misstates the  
8 evidence.

9 Q. (BY MR. KEISTER) Is that correct?

10 MR. DUNN: Same objection.

11 A. No. Huh-uh.

12 Q. (BY MR. KEISTER) The Veteran's ID that we  
13 looked at today does have a photograph, correct?

14 MR. DUNN: Objection; asked and answered.

15 Q. (BY MR. KEISTER) Let me ask again. The  
16 Veteran's ID that you took out of your wallet and showed  
17 to me a few minutes ago, it has photograph on it of you,  
18 correct?

19 MR. DUNN: Objection --

20 A. It has something up there.

21 Q. (BY MR. KEISTER) But that was your photograph,  
22 correct?

23 A. Yes, sir.

24 Q. Okay. And you believe that you can get that  
25 card -- a new card from the Veteran's Administration

1 with an even more current photograph, correct?

2 A. They'll give me one.

3 Q. Okay. And then it says consequently he was  
4 denied the right to vote when he showed up at the polls  
5 on November 5th, 2013. Did I read that correctly?

6 A. Yes, sir.

7 Q. And he will continue to be denied the right to  
8 vote in future elections because of SB 14's stringent  
9 requirements.

10 Did I read that correctly?

11 A. Yes, sir. Mr. Carrier, if -- if the law is as  
12 I'm stating, that you can use your Veteran's ID with  
13 your photograph on it to vote, if the law is as I'm  
14 stating, that you can apply for a Disability exemption  
15 where you don't have to show an ID when you vote, would  
16 you agree with me that this sentence is incorrect and  
17 that you're not going to be denied your right to vote in  
18 person in future elections?

19 MR. DUNN: Objection; misstates the  
20 evidence, testimony and the law.

21 You can try to answer it.

22 A. Can I talk?

23 Q. (BY MR. KEISTER) Yes, sir.

24 A. Okay. Let me tell you, that talk you're talking  
25 is all right; but let's look at what they did. They cut

1 everything off because they could. They stopped that  
2 poor man from voting.

3 Q. Okay. We're going to talk about that part in a  
4 minute.

5 A. Okay.

6 Q. But I want to just ask you: I'm just focusing  
7 on what's in front of you on the paper, on the  
8 complaint, where it says that you will be denied the  
9 right to vote in future elections in person.

10 Now, my question is, if I am correct in what  
11 I'm telling you, and that you can use your Veteran's ID  
12 that has your photograph on it to go vote in person and  
13 in addition you have the right to apply for a Disability  
14 exemption that will prevent you from even having to show  
15 an ID or a photo ID when you go to vote, isn't it true  
16 that that statement is incorrect and that you're not  
17 going to be prevented from voting in person?

18 MR. DUNN: Objection; misstates the  
19 evidence, testimony, and the law.

20 Try to answer.

21 A. Well, I'll tell you, man, I've got to see that  
22 first before I know it -- believe it.

23 Q. (BY MR. KEISTER) Well, just assume that what  
24 I'm telling you is correct because I'm not going to lie  
25 to you.



1 A. Okay.

2 Q. If that is correct, then you will be able to  
3 vote in person, correct?

4 MR. DUNN: Objection; asked and answered.  
5 Same objections as before.

6 Try to answer.

7 Q. (BY MR. KEISTER) Let me do it this way: If you  
8 go to vote in the next election, is there any reason why  
9 you cannot carry your Veteran's ID card with you to  
10 vote, you personally?

11 A. Okay. If that was true, I would believe it.

12 Q. Okay.

13 A. But I have so much confusion about I can't do  
14 that, I couldn't do this on account of that doggone  
15 birth certificate. So, I don't know what to go with  
16 now.

17 Q. So, if I'm correct and you can use your  
18 Veteran's ID with your photograph on it to vote, then  
19 this particular law that's being contested, SB 14, is  
20 not going to prevent you from voting in person, correct?

21 MR. DUNN: Objection; misstates the  
22 evidence, testimony, the law and it's been asked and  
23 answered three times now.

24 Q. (BY MR. KEISTER) Would that be correct?

25 MR. DUNN: Same objections.

1 A. Now, what you're telling me, you're saying that.

2 Q. (BY MR. KEISTER) Yes, sir.

3 A. But I ain't seen no proof of that yet.

4 Q. I understand. But I'm just asking. You have a  
5 Veteran's ID card, correct, that has your photograph on  
6 it, correct? And if that is acceptable when you go to  
7 vote, then this particular law is not going to prevent  
8 you from voting, correct?

9 MR. DUNN: Same objections.

10 Q. (BY MR. KEISTER) Whether or not you have  
11 confirmed that, if what I'm telling you is correct,  
12 you're not going to be prevented from voting by SB 14.

13 MR. DUNN: Same objection.

14 A. Now --

15 Q. (BY MR. KEISTER) Is that correct?

16 MR. DUNN: Same objection.

17 A. I have to say something, man. Let me tell you  
18 something. We're talking -- understand me?

19 Q. (BY MR. KEISTER) Yes, sir.

20 A. It sounds good what you're saying, but I -- you  
21 don't know the problem I have when I go up there to cash  
22 a check. Anything I do nowadays, this is no good.  
23 That's no good. I got to see your -- anything you got  
24 to show? Your birth certificate? Anything now? No, I  
25 don't have that. Fix that for me and we all right.

1 Q. Well, if the Veteran's ID card fixes that for  
2 you and allows you to vote, you're not going to be  
3 prevented from voting by SB 14, correct?

4 MR. DUNN: Asked and answered. Same  
5 objections as before.

6 Q. (BY MR. KEISTER) Let me ask you: Would it be  
7 helpful if somebody, other than me, explained to you  
8 what you can or what will allow you to vote, what type  
9 of ID will allow you to vote? And what ID you cannot  
10 use to vote? Because I know we're sitting across the  
11 table --

12 A. Okay. Go ahead and talk.

13 Q. -- and you may not want to take my word for it  
14 and I understand that.

15 A. Now you say the word. You said the word for me.  
16 I got to see it first before I believe it, you know  
17 that.

18 Q. And, as we sit here today, no one has explained  
19 to you --

20 MR. DUNN: Don't mention any conversations  
21 with your lawyers.

22 Q. (BY MR. KEISTER) Don't mention your lawyers.  
23 But up to today, no one has explained to you that you  
24 can vote with your Veteran's ID card, correct?

25 A. Well, all I'll tell you I'm going with what I

1 see done to me and I still believe that. That's all I  
2 can tell you.

3 Q. Okay. When you attempted to vote before, did  
4 you show them your Veteran's ID card?

5 A. Yes, sir.

6 Q. Okay. Are you sure about that?

7 A. The whole thing.

8 Q. Are you sure about that?

9 A. Yes, sir.

10 Q. Okay.

11 MR. DUNN: Can we take a break?

12 MR. KEISTER: Yes, let's do.

13 THE REPORTER: We're off the record.

14 (A recess was taken from 10:53 to 11:01.)

15 THE REPORTER: We're back on the record.

16 (Marked Exhibit Nos. 3 through 7.)

17 Q. (BY MR. KEISTER) Mr. Carrier, I would like to  
18 show you some documents that's been produced to us by  
19 your attorneys and ask you if you can identify these.  
20 And, for the record, they're marked highly confidential.  
21 And the first one is Exhibit No. 3 and tell us what  
22 Exhibit No. 3 is. Do you recognize Exhibit No. 3?

23 A. Army papers.

24 Q. Sir?

25 A. That's Army papers. Ain't it?

1 Q. Yes, sir. Is Exhibit No. 3 a copy of your  
2 honorable discharge from the United States Army? Is  
3 that correct?

4 A. That's what it is. Yeah.

5 Q. And we have to say this for the record. Okay?

6 A. All right.

7 Q. And Exhibit No. 3 shows that you were discharged  
8 from the Army on the 27th day of 1960, correct?

9 A. Right.

10 Q. Okay. And let me show you what has also been  
11 provided to us by your attorneys and what's also marked  
12 highly confidential, Exhibit No. 4.

13 A. Now, let me tell you something.

14 Q. Yes, sir.

15 A. I was discharged because you have a ten-year  
16 Ready Reserve. But now -- you don't have that now. But  
17 that's what this is. That's all that is. It means I'm  
18 discharged now, but before I was in the Ready Reserve.  
19 I was in there for ten years. So that's what this is.

20 Q. Okay. So, from the date of 19-- are you  
21 saying that the 1960 date is the date you were  
22 discharged from the Reserves?

23 A. Yes, Reserves.

24 Q. Okay.

25 A. And usually you're in ten years, the Reserves.

1 If anything happen, you have to go back right then.

2 **Q. Okay.**

3 A. But after ten years, they don't give you a  
4 discharge. They give you this.

5 **Q. Okay. I got you. That makes sense.**

6 A. I'm looking at it and what it was, and I  
7 recognize what was going on.

8 **Q. Okay. So, how long were you on active duty?**

9 A. Ten years.

10 **Q. But that was your Reserve status, also.**

11 A. Yeah.

12 **Q. How many years were you on active duty? How**  
13 **many years?**

14 A. I never was -- I didn't go to no active duty in  
15 the Reserve. I didn't go to none. That means anytime  
16 they call you in that ten years' time, you automatically  
17 have to go. But I didn't go to no Reserve because I was  
18 working.

19 **Q. Oh, okay. So, that is different.**

20 A. Yeah.

21 **Q. So, you were actually in the Army Reserves the**  
22 **whole time? Is that what you're telling me?**

23 A. Yeah. The Army Reserves.

24 **Q. Okay.**

25 A. In them times you would go in and serve your two

1 years' time and then you're on a ten-year Ready Reserve.  
2 If anything happen, you had to go. You had to save all  
3 your clothes. Don't get rid of nothing. Don't gain  
4 weight. Don't get rid of your clothes. But then after  
5 that --

6 Q. So, you went in and were in two years?

7 A. Yes, sir.

8 Q. And then you went in to the ten-year Reserves?

9 A. There you go.

10 Q. Okay. I got you. Can you look at what we  
11 marked as Exhibit 4?

12 A. Okay.

13 Q. And do you recognize the document,  
14 Exhibit No. 4?

15 A. No. 4, where is that at?

16 MR. DUNN: This is No. 4.

17 THE WITNESS: Okay.

18 A. What am I looking for?

19 Q. (BY MR. KEISTER) I'm just asking if you  
20 recognize that document as something that you have  
21 produced to us in discovery. I'm not asking that you  
22 get through the details of it, but is that a document  
23 that you've had in your possession or that you produced  
24 in this lawsuit?

25 A. This is a -- we filed for the birth certificate,

1 ain't it?

2 Q. I'm not sure, Mr. Carrier. It appears to be  
3 some military documents or a document to me.

4 Does that appear to be a document that you  
5 provided to your attorneys to provide to us?

6 A. That's what it looks like.

7 Q. In the discovery of this case?

8 A. Yeah.

9 Q. Okay. That's good enough.

10 A. Okay. I had to look and see what was going on.

11 Q. Okay. All right. Let's see. Now, I'm going to  
12 pass you what's marked as Exhibit No. 5, which is also  
13 marked as highly confidential and was produced to us in  
14 this lawsuit. If you would, look at Exhibit No. 5 and  
15 tell us if you recognize what that is, please.

16 A. The only thing I can get out of it is this here  
17 was filed on a case. That's the only thing I can see.  
18 That little writing on the side, I can barely make out.

19 Q. All right. It appears just looking at the  
20 numbers down at the bottom, that Exhibit No. 5 came  
21 behind Exhibit No. 6.

22 Do you know if you've ever filed with  
23 Jefferson County any documents to establish your  
24 Veteran's status for your tax purposes or maybe VA loan  
25 purposes or anything like that?



1 A. Not that I know.

2 Q. Okay. So, you don't recall ever seeing  
3 Exhibit No. 5 before?

4 A. No, sir. I ain't never seen that before.

5 Q. Okay.

6 A. Maybe it may be something I can recall it back  
7 in my mind; but right now, I don't get it. No way.

8 Q. All right. Exhibit No. 6, which is also marked  
9 highly confidential. I'm not sure why, but it is. Can  
10 you identify what Exhibit No. 6 is?

11 A. It's a jury summons is what that is.

12 Q. Does that appear to be that you were summoned in  
13 or called in for jury duty?

14 A. After -- past 70, you don't go for jury duty  
15 anymore.

16 Q. Do you recall receiving this jury summons? It  
17 appears it's dated May 5, 2014.

18 A. Yes, sir.

19 Q. You recall receiving that?

20 A. Yes, sir. That's how I know you don't have to  
21 go past 70, you see. I've been getting jury summons all  
22 the time, but with a Disability I couldn't go.

23 Q. And I'm not picking on you for that. What did  
24 you do when you received this? Did you call the court  
25 and say, "Hey, I'm over 70." And they told you you

1 didn't need to come in?

2 A. My lawyer did that for me.

3 (Marked Exhibit No. 8.)

4 Q. (BY MR. KEISTER) All right. Very good.

5 Mr. Carrier, I'm going to show you what has been marked  
6 as Exhibit No. 8 and you can move that one out of the  
7 way so we don't get them mixed up. Would you take your  
8 time and look at Exhibit No. 8 and tell me if you  
9 recognize that and then we'll talk about it.

10 MR. DUNN: I think he wants you to look at  
11 it.

12 THE WITNESS: Oh, look inside of it?

13 Q. (BY MR. KEISTER) Yes, sir. Take your time to  
14 look at it.

15 (Discussion was had off the record.)

16 Q. (BY MR. KEISTER) Have you had a chance to read  
17 it? Okay. I'm going to represent to you, Mr. Carrier,  
18 that Exhibit No. 8 is a document that was filed in this  
19 lawsuit, that it was filed with the Court by your  
20 attorneys. And can you tell us what -- what your  
21 understanding is of what Exhibit No. 8 is?

22 Let me ask it this way: Does  
23 Exhibit No. 8 appear to be a statement -- a written  
24 statement that you provided in this case?

25 A. Okay. This here is a statement that -- where I

1 was born and all that kind of stuff, you know.

2 Q. Yes, sir.

3 A. That's what it's stating. I'm reading.

4 Q. And that's my question. Does Exhibit No. 8  
5 appear to be a statement that you have given in this  
6 case?

7 A. What that say? I have never got no truth or  
8 nothing to back myself up on or nothing.

9 Q. And, Mr. Carrier, I'm not picking at you. I'm  
10 just asking a straightforward question.

11 Does Exhibit No. 8 appear to be a statement  
12 you've given in this case?

13 A. Well, yeah.

14 Q. Is that a yes?

15 A. That's a yes. But -- but -- okay. Go ahead.

16 Q. That was an easy one. Now, did you -- did you  
17 write -- did you prepare this document or did you write  
18 the statements in this document or did somebody write  
19 these statements for you?

20 A. I signed it.

21 Q. Okay. So, someone -- don't tell me who -- but  
22 someone prepared the statement, you reviewed it, agreed  
23 with it, and signed it? Is that right?

24 A. Yes, sir.

25 Q. All right. And you understood that when you

1 signed the statement as it represents on the last page  
2 of Exhibit No. 8 that you were swearing that it was true  
3 and correct, correct?

4 A. Yes.

5 Q. And you understood that it was under penalty of  
6 perjury, that what was stated was true and correct?

7 A. Yes.

8 Q. So, you understood the importance of this  
9 document being accurate and being true, correct?

10 A. Yes.

11 Q. Let's just go through the document a little bit.  
12 And I think this will get us to some of the areas you  
13 wanted to talk about earlier. Just read with me, if you  
14 will and we'll talk about it.

15 The first line in the exhibit states my name  
16 is Floyd James Carrier and I'm one of the plaintiffs in  
17 this case. I am African-American.

18 Did I read that correctly?

19 A. Right. Okay. Over here?

20 Q. Okay. Did I read that correctly?

21 A. Yes, sir.

22 Q. All right. And then No. 2 says I reside in  
23 China, Texas, which is located in Jefferson County.

24 Did I read that correctly?

25 A. Right.

1 Q. And then No. 3, I am a Veteran who received an  
2 honorable discharge from the Armed Forces.

3 Did I read that correctly?

4 A. Right.

5 Q. And I was born in 1931, correct?

6 A. Right.

7 Q. I am bound to a wheelchair because of a  
8 disability, correct?

9 A. Right.

10 Q. And that disability is the stroke that you  
11 suffered in 1996, correct?

12 A. Right.

13 Q. Okay. It says I have routinely voted at the  
14 same location for about 40 years without incident. Now,  
15 I'm going to ask you some questions as we go through  
16 this.

17 Where is the location that you have  
18 routinely voted at?

19 A. The county barn -- Jefferson County barn in  
20 China. The county barn, that's where it's at.

21 Q. And what's the facility or the building that you  
22 go to vote?

23 A. It's a little metal building there.

24 Q. Uh-huh. Is it a business? A church?

25 A. No. It's a county-owned building.

1 Q. I'm sorry. I'm not --

2 MR. DUNN: Are you saying barn?

3 A. It's a barn. It's a barn.

4 Q. (BY MR. KEISTER) Oh, it's the County

5 Commissioner barn. The road commissioners --

6 A. Yeah. Yeah.

7 Q. I'm sorry.

8 A. You had me puzzled. I was wondering what was  
9 going on.

10 Q. You're doing fine. That was me again. All  
11 right.

12 So, you voted at that same location for  
13 about 40 years. Is what it says?

14 A. Huh-uh.

15 MR. DUNN: Is that a yes?

16 A. That's no.

17 Q. (BY MR. KEISTER) That's a no? Okay. Is there  
18 some other locations in China that you voted?

19 A. Yes. At the schoolhouse.

20 Q. All right. When did you -- which one is located  
21 closer to your house, the schoolhouse or the county  
22 barn?

23 A. The school don't work no more. The school don't  
24 do that no more. I go to the county barn now.

25 Q. Okay. How many years did you vote at the

1 **schoolhouse?**

2 A. All my life.

3 **Q. Up until approximately -- when did it change**  
4 **from the schoolhouse to the county barn?**

5 A. Well, it changed about four years ago to the  
6 county barn.

7 **Q. Okay.**

8 A. See, they're building another county barn. The  
9 other one they had before, you couldn't hardly walk in  
10 there. It would fall on your head and nobody wanted to  
11 go vote there.

12 **Q. And you voted at the school. What was the name**  
13 **of the school?**

14 A. Hardin-Jefferson.

15 **Q. So, for a while, you voted at Hardin-Jefferson**  
16 **school and then that changed to one of the county barns?**

17 A. Yeah. The county barn.

18 **Q. And then at some point it changed to a different**  
19 **county barn?**

20 A. No. It's the same county barn.

21 **Q. Just they rebuilt it?**

22 A. Oh, no. I'm wrong. No. I didn't vote to the  
23 old county barn. I vote to the new county barn. Not  
24 the old one.

25 **Q. Okay. So, there's been two locations, the**

1 school and the county barn?

2 A. There you go.

3 Q. And you think it's been about four years ago

4 that it changed from the school --

5 A. Yeah. About four years ago.

6 Q. All right. Okay. So, we're in 2014. So, it  
7 would have been about 2010 when it would have changed to  
8 the county barn?

9 A. Something like that.

10 Q. All right. Then you -- how far is the county  
11 barn from your house?

12 A. Oh, I say about a mile.

13 Q. Okay. Too far for you to travel on your own?

14 A. Yeah.

15 Q. Someone drives you when you go to vote?

16 A. Okay. The county barn -- now you go to the  
17 barn, you stay in your car, they're going to come to the  
18 car with you. They bring all the equipment to you and  
19 you sign and then she's going to turn her back and say  
20 you vote now. And you turn around and it's all over  
21 with. That's for handicap people.

22 Q. Okay. My question is, when you would go to vote  
23 at the county barn, someone would drive you and you  
24 would sit in the car?

25 A. Yes. My wife would drive me.



1 Q. When is the last time you recall your wife  
2 driving you to the county barn to vote?

3 A. Oh, let's see. About three years ago or two  
4 years ago. Something like that.

5 Q. Would that have been the 2012 election?

6 A. Yeah. About 2012 would be it.

7 Q. Okay. After the 2012 election when -- who drove  
8 you to the county barn to vote in whatever election you  
9 voted in?

10 A. She drove me both for 2012. Because 2012 we  
11 went to the county barn and I couldn't vote there.

12 Q. Okay. Now, I believe --

13 A. 2013.

14 Q. 2013 is the one --

15 A. Well, she drive me both. I know when I went the  
16 last time, I couldn't vote.

17 Q. Okay. Right. So, you voted in 2012?

18 A. Yes, sir.

19 Q. And you think you're wife drove you to the  
20 county barn that year?

21 A. Yeah.

22 Q. All right. After that election, that would have  
23 been the November election, 2012, right, where the  
24 President -- it was the Presidential election, correct?

25 A. Uh-huh.

1 Q. After that particular election, who was the next  
2 person to drive you to the county barn to go vote?

3 A. My lawyer.

4 Q. Okay.

5 A. My lawyer drove me there. She had all the  
6 papers and couldn't vote.

7 Q. Okay. Well, are you sure that was your lawyer?  
8 Well, let's do this: Let's keep reading through the  
9 statement. This may make it go a little quicker.

10 Then you state that the usual procedure for  
11 me to vote in the past is that the person who  
12 accompanied me would go into the polling location and  
13 present my voter registration card.

14 Did I read that correctly?

15 A. No, sir.

16 Q. Okay.

17 A. Look here, can I talk?

18 Q. You may.

19 A. Okay. This is how this happened: My wife  
20 brought me to vote in the election and then when this  
21 stuff came up like that, she wasn't my lawyer then. You  
22 understand me?

23 Q. Right.

24 A. But she took me up there and I couldn't vote,  
25 see? That's the way that happened.

1 Q. I think we may be getting a little confused on  
2 dates. So, why don't we follow along --

3 MR. DUNN: Right now he's just asking you  
4 about this paragraph. So, don't worry about the other.

5 Q. (BY MR. KEISTER) We're going to have time to  
6 talk about it. I just wanted to go through the  
7 statement. Okay?

8 A. Okay.

9 Q. We're under paragraph No. 6. Okay?

10 A. Okay.

11 Q. And it says the usual procedure for me to the  
12 vote in the past has been that the person accompanying  
13 me would go into the polling location and present my  
14 voter registration card.

15 Did I read that correctly?

16 A. Right.

17 Q. And the last time you recall that occurring was  
18 in 2012 when your wife took you, drove you to the county  
19 barn to vote; is that correct?

20 A. Right.

21 Q. Okay. And then you state a poll worker would  
22 then bring a mobile voting device out to me in the  
23 automobile that had carried me to the polls. I then  
24 would vote on the mobile voting device.

25 Did I read that correctly?

1 A. Right.

2 Q. Okay. And you stated my identity is known to  
3 the poll workers there. They call me by name when they  
4 see me.

5 Did I read that correctly?

6 A. Everybody know me.

7 Q. And the population of China, Texas, is about  
8 1100 persons.

9 Did I read that correctly?

10 A. Right.

11 Q. Okay. Now, who -- who are the poll workers that  
12 you would recognize when you would go to vote at the  
13 county barn?

14 A. Everybody that was working -- working for the  
15 polls, I know them all. I knowed everybody there.

16 Q. Can you tell us who -- the names of those  
17 people?

18 A. Oh, I couldn't call their names. I know the  
19 Higginbotham. I know that lady. I know one of them.  
20 And then I know some girls, they were Lewis -- Lewis  
21 they was. But other people there -- oh, no, I know  
22 Jones. She was working there. That's about all I know  
23 that was working there. But I know lots of people knows  
24 me, but I didn't know them because I didn't know they  
25 was working, see. I didn't know they was working there.

1 Somebody told me they was working there. See? That's  
2 how I know that.

3 Q. And I guess my question is, did you know these  
4 people that were working in the polling place well  
5 enough that if you saw them, you know, out on the street  
6 or at the grocery store or whatever, you would know  
7 them?

8 A. Yes, sir.

9 Q. And you would be able to go up and call them by  
10 name and talk to them and, you know, what friends --

11 A. Yeah.

12 Q. Is it that type of --

13 A. See, those people that you're talking about,  
14 they've 50, 60 years. I've been there 60 years. So, I  
15 ought to know, them and the town is small and you get to  
16 see them when you go to the poll.

17 Q. All right. Looking at No. 7. You state on  
18 November 5th, 2013, my son drove me to vote at my county  
19 precinct barn in China, Texas.

20 Did I read that correctly?

21 A. Right.

22 Q. Okay. So, would this be -- do you think -- had  
23 you voted between the time your wife took you to vote in  
24 November of 2012 and the time your son took you a year  
25 later to vote November 5th, 2013?

1 A. Did I vote anywhere else?

2 Q. In between those two dates, yes. Or any other  
3 elections between those two dates.

4 A. If they had an election I went. Anytime they  
5 had an election, I vote for the President and the people  
6 I want on the county barn. You know, I vote for them;  
7 but, otherwise, I don't care what else goes. There  
8 wasn't nothing I was interested in.

9 Q. You didn't --

10 A. I didn't know nothing about that other.

11 Q. So, you didn't vote every election --

12 A. No. Huh-uh.

13 Q. You would just pick the elections you wanted --

14 A. There you go.

15 Q. Let's keep reading. All right. Let's try

16 No. 7. All right. The second sentence.

17 The poll official inside was presented with  
18 my Texas -- my expired Texas driver's license, a  
19 Medicare card, and a Veteran identification card. And  
20 then in parenthesis it says, which does not bear my  
21 photo. Did I read that correctly?

22 A. Right.

23 Q. All right. Now, who was the poll official that  
24 your son presented the identification to in the polling  
25 place?

1 A. I didn't go in there. See?

2 Q. Okay.

3 A. Let me talk to you. See. I -- we went there to  
4 vote. Okay? And I told her to go in there and tell the  
5 lady I'm out here, I need to vote. And she came out and  
6 said you can't vote unless you show your birth  
7 certificate.

8 Q. Okay. Now, let's back up for a minute. We're  
9 talking about the 2013 election. Is that the one -- did  
10 your son take you -- drive you to vote?

11 A. Yes, sir.

12 Q. Okay. All right. And did your son go inside  
13 the polling place --

14 A. Yes, sir.

15 Q. -- And take this identification inside?

16 A. Yes, sir.

17 Q. Do you know who your son spoke to when he went  
18 inside?

19 A. No, sir, I didn't know.

20 Q. Did you ask your son who --

21 A. No. He told me that and said forget about it.

22 Q. All right. Well, let's take it a step at a  
23 time. You go up to the county barn. You give your son  
24 the identification that's set out in the statement.  
25 Your son goes in. And then your son comes back out and

1 what does your son tell you?

2 A. "Daddy, you can't vote."

3 Q. And why --

4 A. The law passed that you have to have a birth  
5 certificate to vote. I said, "well, forget it, Son.  
6 Let's go home."

7 Q. And just for the record, we're talking about  
8 your son Calvin, correct?

9 A. Correct.

10 Q. So, Calvin told you he was told you had to have  
11 a birth certificate to vote?

12 A. Right.

13 Q. Okay. And you didn't have a birth certificate  
14 with you, correct?

15 A. No, sir.

16 Q. Now, was there any -- you didn't ask Calvin to  
17 go back in and ask one of the poll workers to come out  
18 and talk with you?

19 A. No, sir.

20 Q. The next sentence says the poll workers knew me  
21 by name but would not come out to the car to let me vote  
22 because my identification was not acceptable under the  
23 law.

24 Do you know for a fact that the poll workers  
25 who were working inside the barn that day knew you by



1 name?

2 A. Yes, sir. That's what I wanted to tell you.  
3 Everything was -- everyone there knows me. They told me  
4 that so and so -- they called my name and said I can't  
5 vote. I said, okay, they know what was going on. I  
6 didn't know what was going on.

7 Q. Okay. But my question is do you personally know  
8 who was working that day in --

9 A. No, sir, I didn't know who was working.

10 Q. Did you ever see any of the poll workers later  
11 out in the community and ask them why they didn't let  
12 you vote?

13 A. No, sir.

14 Q. Okay. Have you seen any of the people that were  
15 working in the polling place out in the community after  
16 that day?

17 A. No, sir. Because I didn't know who was working  
18 that day.

19 Q. Okay. So, you're not sure who your son talked  
20 to?

21 A. No.

22 Q. Now, you state I was not offered a provisional  
23 ballot of any type, correct? Do you see under 7, the  
24 last sentence?

25 A. Yeah, I see that.

1 Q. Okay. Do you know what a provisional ballot is?

2 A. No, sir.

3 Q. Do you know -- so, obviously, you didn't ask  
4 Calvin to go in and ask if you could vote provisionally,  
5 correct?

6 A. No, sir, I didn't ask him that.

7 Q. And when Calvin told you that you needed a birth  
8 certificate, you didn't ask him to go back in and ask  
9 any additional questions. You just said, let's go.  
10 Correct?

11 A. Right.

12 Q. Okay. Now, it states that your Veteran  
13 identification card, which has in parentheses, does not  
14 bear my photo. Do you see that? That's back under 7.

15 A. Yes, sir.

16 Q. Okay. Did you send in the same Veteran ID card  
17 that you showed me today?

18 A. Oh, you can see the picture better.

19 Q. Okay. But my question is, the Veteran's ID card  
20 that we've been talking about earlier in the  
21 deposition --

22 A. Yes, sir.

23 Q. -- is that the Veteran's ID card that Calvin  
24 took in to the polling place?

25 A. Yes, sir.

1 Q. Okay. Now, in fact, that does have your picture  
2 on it, correct?

3 MR. DUNN: Objection; misstates the  
4 evidence.

5 You can try and answer.

6 A. It had a picture on it because I've seen it. I  
7 looked at it about a couple of months ago and I said I  
8 got to get this changed when I go back up there.

9 Q. (BY MR. KEISTER) Right. So, the Veteran's ID  
10 card does have picture on it, correct?

11 MR. DUNN: Objection; misstates the  
12 evidence.

13 Q. (BY MR. KEISTER) Just today it's hard to see,  
14 correct?

15 A. Yes.

16 Q. All right. Okay. Now, you state -- No. 8, you  
17 state the poll workers refused to accept any of the  
18 forms of identification I had with me and I was told  
19 that I could not vote.

20 Did I read that correctly?

21 A. Right.

22 Q. Now, those -- the poll workers never told you  
23 directly you could not vote, correct?

24 A. No, sir.

25 Q. That was the message Calvin brought back to you,

1 correct?

2 A. Yes.

3 Q. So, in reality, you don't know, as you sit here  
4 today, the exact conversation that occurred between  
5 Calvin and whoever he spoke to?

6 A. No, sir, I didn't.

7 Q. Okay. All right. All right. And, No. 10, you  
8 state, I have been attempting to obtain a Texas ID since  
9 the death of my wife in January of 2013.

10 Okay. Now, of course, as we talked about  
11 earlier, we know that your driver's license expired in  
12 2006, correct?

13 A. Right.

14 Q. Now, what type of ID did you start attempting to  
15 obtain in January of 2013?

16 A. Okay. This is how it happened.

17 Q. Okay.

18 A. You know that your person -- if anybody kin to  
19 you die, the Government give you \$250. When I filed for  
20 that, that's when the stuff started. I couldn't get it.  
21 I couldn't file on it. I had to get a birth certificate  
22 to file for it.

23 Q. Okay. Now, let's stick with just what we have  
24 here and we'll get in more detail.

25 A. Okay.

1 Q. It says, I have been attempting to obtain a  
2 Texas ID since the death of my wife in January of 2013.

3 My question is what type of Texas ID did you  
4 start trying to get?

5 A. My driver's license.

6 Q. So, you actually wanted to obtain a driver's  
7 license from DPS?

8 A. Yes.

9 Q. Okay. And let's read. The next sentence says  
10 in February of 2013, I went to the Texas Department of  
11 Public Safety in Beaumont -- and we're on the next page  
12 now -- Texas, to obtain a valid identification card.

13 A. Okay.

14 Q. Did I read that correctly?

15 A. Now, where do you say -- yeah, whatever you got  
16 down there. Well, let me --

17 Q. Well, no, sir. Let's -- I want you to confirm  
18 this.

19 It says in February 2013, I went to the  
20 Texas Department of Public Safety in Beaumont, Texas, to  
21 obtain a valid identification card. Did I read that  
22 correctly?

23 A. Right.

24 Q. Okay. And who drove you to the DPS station in  
25 Beaumont?

1 A. Calvin.

2 Q. So, transportation to the DPS office was not a  
3 problem for you?

4 A. No, sir. That was my car. He drove it.

5 Q. So, Calvin drove you in your car?

6 A. Yes, sir.

7 Q. And you say to obtain a valid identification  
8 card.

9 A. Yes, sir.

10 Q. My question is, when you went to DPS, what type  
11 of card were you wanting to obtain?

12 A. My driving license, yes, sir.

13 Q. Okay.

14 A. Because my brother-in-law told me, he say, you  
15 can get your driving license, but he misunderstood it  
16 because it was an --

17 THE REPORTER: I'm sorry. What did he get?

18 THE WITNESS: Something that identified.

19 Q. (BY MR. KEISTER) And identification.

20 THE WITNESS: I didn't say that?

21 THE REPORTER: Yes, sir.

22 Q. (BY MR. KEISTER) Okay. She's getting tired and  
23 we are, too.

24 A. Wait. Let me get -- now what were we talking  
25 about?

1 Q. Now, you went and you wanted to obtain a  
2 driver's license?

3 A. Now, what happened there, she say, go get your  
4 Social Security card and then we'll see about that and  
5 then we'll see about getting your driver's license.

6 I went to get a Social Security card and  
7 they told me -- they say that no, you can't get your --  
8 your Social Security card have "Florida" on it, but it's  
9 not your name on here. See?

10 Q. Okay. May I stop you for a minute?

11 A. Yes, sir.

12 Q. All right. Let's back up just a little bit back  
13 to the DPS office. Calvin drove you to the DPS office.

14 A. Yes, sir.

15 Q. Y'all go in to the office, correct?

16 A. Uh-huh.

17 Q. How long did you have to wait before you were  
18 able to speak to somebody when you went it?

19 A. Back then, right quick.

20 Q. So, it didn't take long?

21 A. It didn't take long at all.

22 Q. All right. And then you went up and -- do you  
23 know who you talked to when you went in? Who the DPS  
24 employee was that you spoke to?

25 A. Now, I didn't talk to nobody.

1 Q. Okay. What happened then when you got to the  
2 DPS office?

3 A. My son went and talked to the people.

4 Q. All right.

5 A. My son went and talked to them and they told him  
6 what to do and so we went to the Social Security place.  
7 See?

8 Q. Okay. I want to talk about DPS first.

9 A. All right.

10 Q. So, you did not actually go into the DPS  
11 office --

12 A. No.

13 Q. -- you stayed --

14 A. In the car.

15 Q. -- in the car. But you think it was pretty  
16 quick that your son came back out?

17 A. Yes, sir.

18 Q. Okay. Now, did you tell your son to go in and  
19 ask if you could get a driver's license or what did you  
20 tell your son you wanted?

21 A. Okay. My son went in there to get me a driving  
22 license. No. Wait a minute. Not to get the driving  
23 license. Let me see. He went in there to ask them  
24 could I take a picture. You know, take a picture for it  
25 and get a driver's license. And she said, no, you can't



1 do that because this license is expired. You can't do  
2 that. After two years your license expires.

3 **Q. Right.**

4 A. And that was eight years ago.

5 **Q. Right.**

6 A. So, you have to go get the Social Security card.  
7 So, you ask for the application. See? We went to get  
8 the Social Security card and that's when they found out  
9 what was going on.

10 **Q. Okay. Let's back up. We'll get there. Let's**  
11 **back up to the DPS office.**

12 **Now, did you understand that if you got a**  
13 **driver's license when your son went in that that was**  
14 **going to cost money to obtain that driver's license?**

15 A. Yes, sir.

16 **Q. Did you know how much a driver's license would**  
17 **cost?**

18 A. No, sir. I didn't ask them. Whatever they told  
19 me, I had. I had a couple of dollars in my pocket. I  
20 would give it to them.

21 **Q. You were not worried about paying for the**  
22 **license --**

23 A. No, sir.

24 **Q. That was not an issue for you, correct?**

25 A. No, sir.

1 Q. Do you know if Calvin talked to them about  
2 whether or not you could obtain what's called a Texas  
3 Personal Identification card?

4 A. Yes, sir.

5 Q. Okay. Is that one of the --

6 A. Okay.

7 Q. Does that help?

8 A. Okay. When Calvin come told me that, I went in  
9 myself, see. I didn't believe him. I went in myself.  
10 And the lady was -- she said I just talked to -- I was  
11 talking to her. I just talked to your son. She told  
12 me, she said, you have to get your ID to show because  
13 it's been so long since you had that. And, then,  
14 furthermore, after two years, we can't give you no more  
15 driver's license. You have to take the test.

16 Q. Okay. So, you actually did go into the DPS  
17 office?

18 A. Yes.

19 Q. All right. When you went in after Calvin came  
20 out and told you what was said, when you went in, how  
21 long did I take for you to actually be able to speak to  
22 the lady?

23 A. It didn't take no time at all. No. Because I  
24 know the lady and I know the cops that was standing  
25 there. I know them, too. So, it didn't take no time.

1 Q. All right. What's the lady's name that waited  
2 on you?

3 A. I don't know her name, but I know her face. I  
4 have seen her before.

5 Q. Okay. What about the officer, do you know him  
6 by name?

7 A. No, I didn't know his name, either; but he knows  
8 me, see.

9 Q. All right. So, she told you that you could not  
10 get the driver's license because you would have to take  
11 the test over and all of that, correct?

12 A. Right.

13 Q. Did they tell you also the fact that you're  
14 disabled at this point would prevent you from getting a  
15 driver's license?

16 A. No, sir. They didn't tell me nothing about  
17 that.

18 Q. That discussion didn't come up?

19 A. No.

20 Q. Okay. All right. Did you inquire about any  
21 other type of identification that you could obtain other  
22 than a driver's license from DPS?

23 A. No. We went to the Social Security place next.

24 Q. All right. But while you were in DPS, did you  
25 ask about, "Well, can I get a personal identification?"

1 A. No, sir. I didn't ask that.

2 Q. And I don't think they were available at this  
3 point, but I'll still ask. Did you ask, could I get an  
4 election identification certificate when you were in the  
5 DPS office?

6 A. No, sir.

7 Q. Okay. The only discussion was about getting the  
8 driver's license?

9 A. That's right.

10 Q. All right. So, what did the lady tell you you  
11 needed in order to get a new driver's license?

12 A. I had to get a new driver's license. Let me see  
13 how she said that. Oh, she said, you have to show your  
14 birth certificate because the law changed, you know.  
15 And then -- but, see, that's what I didn't know about  
16 the birth certificate because that happened and then I  
17 tried to get the birth certificate.

18 Q. Now, you kept talking about Social Security  
19 earlier.

20 A. Uh-huh.

21 Q. And you were wanting to talk about going to the  
22 Social Security office.

23 A. Yeah.

24 Q. Did that occur or did you start trying to get  
25 the birth certificate first?

1 A. No. After that -- okay. So, while I was up  
2 there looking for the Social Security, I filed for the  
3 death policy for my wife. And I couldn't do nothing at  
4 all, see, because I didn't have no birth certificate to  
5 show for it.

6 Q. So, you went from the DPS office to the Social  
7 Security office or I'm loosing --

8 A. Yes. Yes.

9 Q. Okay. And why were you going to the Social  
10 Security office?

11 A. I went to the Social Security office to -- the  
12 lady told me I had to show my Social Security stuff like  
13 that. I didn't have a Social Security card, see.

14 Q. Okay.

15 A. Because my Social Security card had got messed  
16 up. But I had been using my ID for my Veteran's stuff  
17 to cash checks and stuff like that. And then after that  
18 law passed about you have to show your ID, I couldn't  
19 even cash a check no more.

20 Q. Okay. Let's don't get there yet.

21 A. Okay.

22 Q. So, the DPS lady told you you needed a birth  
23 certificate or did she say birth certificate and Social  
24 Security card?

25 A. You have to show your birth certificate to get a

1 Social Security card.

2 **Q. Okay. Let's stick with what the lady at DPS**  
3 **told you. Did she tell you that you needed a Social**  
4 **Security card?**

5 A. No. She told me -- the driving people told me  
6 that I had to get a Social Security card to get --  
7 that's my identification, Social Security card. So,  
8 that's why I went to Social Security place, to get the  
9 Social Security card. So, while I was up there, I just  
10 thought about the death policy. And I said, let me file  
11 a death policy, see. And, now, well, she say I can't  
12 get your Social Security card because your name is Floyd  
13 Carrier?

14 I said yes, ma'am.

15 She said, no this card here is for Florida  
16 and you is a female. I said no, ma'am, I ain't no  
17 female. So, the lady said, well, okay. Get your card.  
18 So, we filed for the Social Security card. We sent in  
19 and filed for it. They gave me some papers to fill out  
20 and everything. And that's it.

21 **Q. And who told you you needed a birth certificate**  
22 **to get the Social Security card?**

23 A. That lady up there that was talking and then it  
24 was a man that talked to me.

25 **Q. Okay. So, they would not give you a Social**

1 Security card until --

2 A. No, sir.

3 Q. -- until you produced a birth certificate?

4 A. There you go.

5 Q. And then you began trying to get a birth  
6 certificate?

7 A. Yes, sir.

8 Q. All right. What did you do in order to obtain a  
9 birth certificate?

10 A. Well, the same time while we was getting it, we  
11 had to have a birth certificate to draw a death policy  
12 for my wife. You understand me?

13 Q. Yes, sir.

14 A. Okay. So, we file for it, for the thing. And  
15 60 days, they send us back and say we have to fill  
16 something else out. So, we filled that out and sent it  
17 in. 60 more days, fill something else out and then we  
18 had to go to my hometown and had us fill in, you know.  
19 And then my son, somewhere about three or four weeks  
20 ago, and it come right back and it said you have to get  
21 a birth certificate. Get a -- no. We had to get the  
22 name changed on the birth certificate because my daddy  
23 was named Floyd -- no, Batson Carrier. And they had  
24 Carrier spelled Carryer and that's the trouble. Okay?  
25 Now, my mother was on there, too. Her name is Mabel

1 Ledet and they had Mabel Hebert on there. That's the  
2 problems we had. So, that's the problem we had. And  
3 they never did tell us. They always said you have to  
4 change this and send it back. But, now, they wouldn't  
5 charge no money. They were using the same money.

6 **Q. Are you referring to the Social Security**  
7 **Administration?**

8 A. James handled all that for me. No. Calvin  
9 handled all that.

10 **Q. Okay. All right. On the back on your**  
11 **statement, on the second page --**

12 A. Which one?

13 **Q. At the very top. It says, although I had in my**  
14 **possession an expired state-issued driver's license, I**  
15 **was told that I needed a birth certificate.**

16 **Now, is that what DPS told you?**

17 A. Yes, sir. Uh-huh.

18 **Q. All right.**

19 A. That's what I just told you.

20 **Q. Well, I thought you said Social Security said**  
21 **that to you.**

22 A. No. Well, now, run that question back to me  
23 again.

24 **Q. Okay. I thought you said that DPS told you you**  
25 **needed a Social Security card and that you went to**



1 Social Security and they told you you needed a birth  
2 certificate because your name was different.

3 A. All right. Now, she told me that because she  
4 said after two years, you have to show your birth  
5 certificate to get it or a Social Security card, either  
6 one of the two. And that's when I went to the Social  
7 Security place to file for it. But I had to get it  
8 before, a Social Security card, about four or five years  
9 ago. But they told me that -- I don't know what they  
10 say; but, anyway, they're going to send me one but they  
11 never did send it to me. That's when it started like  
12 that again.

13 Q. All right. So, to this day, you haven't  
14 received of a Social Security card from Social Security?  
15 A new Social Security card.

16 A. No, sir. No, sir. No.

17 Q. All right. Then No. 11 says I am the oldest  
18 living relative in my family. I was not born in a  
19 hospital but at home in a rural area. My son visited  
20 the courthouse of each county surrounding my place of  
21 birth and no records were present concerning my birth.

22 Did I read that correctly?

23 A. Right.

24 Q. Okay. And then No. 12 I submitted an  
25 application to the Texas Department of State Health

1 Services for a birth certificate.

2 (A brief recess was taken.)

3 Q. (BY MR. KEISTER) Okay. And then No. 12, you  
4 state, I submitted an application to the Texas  
5 Department of State Health Services for a birth  
6 certificate. After 12 weeks I received a birth  
7 certificate from the State.

8 Did I read that correctly?

9 A. Right.

10 Q. Okay. The birth record the agency sent me had  
11 my name misspelled.

12 Did I read that correctly?

13 A. Right.

14 Q. And now I'm going to show you what's marked as  
15 Exhibit No. 7 and it was produced to us in discovery.  
16 It's kind of hard to read. So, you may need to put your  
17 glasses on.

18 A. I read it before over and over.

19 Q. Okay. So, is this the birth certificate that  
20 you received from the State?

21 A. Yes.

22 Q. All right. Now, as we look at it, it appears to  
23 have your name as Florida or Florida Carryer and it's  
24 C-a-r-r-y-e-r, correct? I guess that's Florida. It  
25 could be Florida.

1 A. That's Florida.

2 Q. Florida -- F-l-o-r-i-d-a -- is the way I read  
3 it.

4 A. Okay.

5 Q. When you were a child, was there ever any  
6 questions about your name? I mean, did you ever go by  
7 any name other than Floyd James Carrier?

8 A. That's all.

9 Q. Do you have any idea why this particular  
10 document has you listed as Florida Carryer?

11 A. Okay. When I was a child -- I was 19 years old  
12 when I filed for a Social Security card, see, and that's  
13 when they came up with that. They was talking to  
14 somebody else. Like you be talking to her and writing  
15 down and they didn't -- and the people, they must have  
16 left and left the thing down there. And whoever  
17 finished filling it out, they put me as a girl, see.

18 Q. Well, let me ask you this, Mr. Carrier, and put  
19 your glasses on and look at Line No. 2 where it says  
20 full name of child. And I read it as being Florida --  
21 F-l-o-r-i-d-a -- and then Carryer -- C-a-r-r-y-e-r -- is  
22 that correct?

23 A. Right.

24 Q. As I read it. Now, is that the name that Social  
25 Security had for you?

1 A. Yes, sir.

2 Q. Okay. They had the name "Florida"?

3 A. That's where they got it from.

4 Q. Okay. All right. And do you have any idea how  
5 Social Security got the name that's on the birth  
6 certificate as opposed to your name Floyd James Carrier?

7 A. Unless they made a mistake when I was talking to  
8 them and a person came up and started writing it down.  
9 That's all I know. Because I went through --

10 Q. But we're talking about since you were 19 when  
11 you applied for a Social Security card, correct?  
12 They -- Social Security had your name as Florida or  
13 Florida?

14 A. I never looked on it to see what it was. I  
15 never did look on it to see what it was.

16 Q. All right. But, as we sit here today, you do  
17 not recall ever going by that name, correct?

18 A. No, sir.

19 Q. And you've never spelled your name as it is on  
20 the birth certificate, Carrier -- C-a-r-r-y-e-r?

21 A. Okay. Let me ask one thing. Okay. I can't  
22 understand how they make a mistake like that because my  
23 Social Security I had, the one I had, it had Floyd  
24 Carrier on that thing. Not Florida. It said Floyd  
25 Carrier on my Social Security card. And I got it from

1 them, the Social Security card. That was the paper one.  
2 And then they come up with the aluminum type. And  
3 everything was Floyd Carrier. I don't know where that  
4 Florida comes. But when I look at that birth  
5 certificate and file for it, that's what I seen on that  
6 thing.

7 Q. Okay. Now, if you look at the next line on the  
8 birth certificate where it has date of birth, this shows  
9 your birthday as being January the 7th, 1931.

10 Did I read that correctly?

11 A. Right.

12 Q. Is that your birthday?

13 A. No, sir. It's January 13.

14 Q. Your understanding is your birthday is January  
15 13th, 1931?

16 A. Uh-huh.

17 Q. All right. Is your father's name correct on  
18 here?

19 A. No, sir.

20 Q. What was your father's name?

21 A. His name was Baston Carrier. And Carrier was  
22 spelled different there.

23 Q. It's spelled the same way you spell it today?

24 A. Uh-huh.

25 Q. What about your mother's name?

1 A. My mother's name is Mabel Ledet and they got her  
2 name, Mabel Hebert.

3 Q. So, your mother's name is incorrect on here  
4 also?

5 A. Incorrect.

6 Q. Now, is the other information about your parents  
7 on here correct?

8 MR. DUNN: This is your dad.

9 THE WITNESS: That's my dad.

10 MR. DUNN: Is that information about him  
11 correct?

12 A. That's his name, but not the -- the Carrier  
13 ain't spelled right.

14 Q. (BY MR. KEISTER) But the rest of the  
15 information is correct?

16 A. Yes.

17 Q. Their places of birth and that type of thing?

18 A. Yeah.

19 MR. DUNN: Does that all look correct to you  
20 for your father?

21 THE WITNESS: Okay. Now --

22 MR. DUNN: Do you mind if I just read it to  
23 him?

24 MR. KEISTER: Sure. That might help.

25 MR. DUNN: So, it says that your father was

1 born in Nome, Texas. Is that true?

2 THE WITNESS: No. My father wasn't born in  
3 Nome, Texas.

4 MR. DUNN: Where was he born?

5 THE WITNESS: Louisiana.

6 MR. DUNN: It says his color was "col." I  
7 think that might mean colored. Is that accurate?

8 THE WITNESS: No. My daddy was white.

9 MR. DUNN: Okay. It says his age -- his  
10 last birthday was 20 years. Was he about 20 years when  
11 you were born?

12 THE WITNESS: No. He was 17. My mother was  
13 18 when I was born.

14 MR. DUNN: Was your daddy born in Church  
15 Point, Louisiana?

16 THE WITNESS: Now you're coming right.

17 MR. DUNN: I read the other one wrong. It  
18 said that at the time you were born, your daddy lived in  
19 Nome, Texas. Is that right?

20 THE WITNESS: No. Church Point is where he  
21 lived.

22 MR. DUNN: Church Point is where he was  
23 born, right?

24 THE WITNESS: That's where he was born.

25 MR. DUNN: And when you were born, your

1 daddy lived in Nome, Texas, right?

2 THE WITNESS: No. My daddy lived on the  
3 borderline of Liberty and Jefferson County. That's  
4 about ten miles from Nome.

5 MR. DUNN: Okay. The last name for your  
6 daddy. It says his occupation when you were born was a  
7 farmer. Was your dad a farmer when you were born?

8 THE WITNESS: No, sir. My dead was a  
9 carpenter.

10 MR. DUNN: Okay. Let's go to you mother.  
11 It says your mother lived in Nome, Texas, when you were  
12 born. Is that true?

13 THE WITNESS: No. They lived on the  
14 borderline.

15 MR. DUNN: It says the color of your mother  
16 is col, which I assume is colored. Is that accurate?

17 THE WITNESS: That's accurate.

18 MR. DUNN: It says she was 20 years old when  
19 she had you.

20 THE WITNESS: No. She was about 19 or  
21 something when she had me.

22 MR. DUNN: Okay. It says that your mother  
23 was born in Church Point, Louisiana. Is that true?

24 THE WITNESS: Right.

25 MR. DUNN: And it says your mother's



1 occupation when you were born was a housewife? Is that  
2 true?

3 THE WITNESS: Right.

4 MR. DUNN: And it says that you were the  
5 first child born to your mother. Is that true?

6 THE WITNESS: I was.

7 MR. DUNN: And it says you were the first  
8 child born to your daddy. Is that true?

9 THE WITNESS: Uh-huh.

10 MR. DUNN: Is that true?

11 THE WITNESS: Yes.

12 A. Her name -- they had Mabel Hebert. Her name is  
13 Mabel Ledet.

14 Q. (BY MR. KEISTER) So, there is very little on  
15 Exhibit 7 that's correct in terms of the information.

16 A. Yes, sir.

17 Q. But you --

18 A. I quit shaking my head. Yes, sir.

19 Q. But you assume this was intended to be your  
20 birth certificate?

21 A. Yes. That was my birth certificate.

22 Q. Have you ever seen any of your brothers' or  
23 sisters' birth certificates?

24 A. Yes, sir. I have got their birth certificates.

25 Q. Are their birth certificates as messed up as

1 yours?

2 A. No.

3 Q. So, yours is the only one that's confused --

4 A. Yes, sir.

5 Q. So, you stated in the -- in your statement the  
6 birth record the agency sent me had my name misspelled.

7 Did I read that correctly sue?

8 MR. DUNN: I think we're both lost.

9 MR. KEISTER: Under No. 12, the last  
10 sentence.

11 Q. (BY MR. KEISTER) The birth record the agency  
12 sent me had my name misspelled, correct?

13 A. Right.

14 Q. And then it says the DPS would not accept this  
15 birth record because of the inaccuracies in the name.

16 Did I read that correctly?

17 A. Uh-huh.

18 MR. DUNN: Was that a yes.

19 A. Yes.

20 Q. (BY MR. KEISTER) But, in fact, it's more than  
21 just a misspelling. For instance, your birth date is  
22 different. Your birth date is not what it says on here.

23 A. No, it's not what this says.

24 Q. And your parents' names are different, correct?

25 A. Yes.

1 Q. Your father's race is different?

2 A. Yes, sir.

3 Q. So, I mean, this is -- assuming this was  
4 intended to be for you this is a document that does not  
5 have accurate information on it, correct?

6 A. Yes. So, that means I'm not a citizen of the  
7 United States.

8 Q. I'm not going to go that far. You're here. So,  
9 you got here somehow.

10 No. 13, you say, I again applied for an  
11 amended birth certificate around June of 2013.

12 Okay. Did you do that? Did you make that  
13 application or did Calvin?

14 A. Calvin.

15 Q. So, would it be best if I talked to Calvin about  
16 what he did?

17 A. Yes.

18 Q. With the application, I submitted an affidavit  
19 from a younger sibling and certified DD 214 Army  
20 discharge documents along with the required fee.

21 So, is the DD 214 Army discharge documents  
22 the documents we talked about earlier?

23 A. Right. Right.

24 Q. And do you have a copy of the affidavit --  
25 that -- was that your brother who wrote that affidavit?

1 A. My brother?

2 Q. Yes. It says --

3 A. Yes.

4 Q. Do you have a copy of that affidavit that he  
5 wrote?

6 A. I'll tell you, we went to a notary public. And  
7 they went in and I stayed in the car. And they brought  
8 her everything.

9 Q. And that was Calvin and your brother?

10 A. And my brother Williford.

11 Q. And he's the one that lives here in Beaumont?

12 A. Yeah, he lives in Beaumont. See, we had to find  
13 someone old enough to identify who I was. But, now, I  
14 don't know what good it did because I was born before  
15 him. So, he don't know nothing.

16 Q. He knew he grew up with you, though?

17 A. All he knows is he's my brother.

18 Q. All right. And No. 14, the application for an  
19 amendment was returned to me unapproved, approximately  
20 two months ago.

21 Did I read that correctly?

22 A. Right.

23 Q. Do you have a copy of the application that was  
24 returned to you?

25 A. No. Because every time we had it, we would send

1 that thing -- well, ask Calvin. He might have had it.

2 I don't know.

3 Q. Okay.

4 A. They only tell me what's going on.

5 Q. Do you recall why or what -- why the application  
6 said it was unapproved?

7 A. Yes. Because my name was spelled wrong.

8 Q. Okay. But you sent this one back trying to get  
9 it corrected, correct?

10 A. Yes.

11 Q. And do you know why -- or was there any  
12 explanation as to why whoever you sent it to would not  
13 give an amended birth certificate?

14 A. I think they're trying to get rid of me.

15 Q. Well --

16 A. Now, get out of that.

17 Q. When they sent it back to you, was there  
18 anything on there that said --

19 A. No, sir.

20 Q. Let me finish. That said, you know, that it's  
21 unapproved because the birth date is different or  
22 something like that?

23 A. Talk to Calvin because he handled all that.

24 Q. Okay. 4?

25 A. Calvin handled all that.

1 Q. Okay. We'll do that. Then you say my son and I  
2 have attempted on several occasions to contact the State  
3 agency to resolve the matter but our phone calls have  
4 gone unreturned to date. To date I have diligently  
5 sought to obtain birth certificates from the state of  
6 Texas.

7 Did you personally make telephone calls or  
8 did Calvin make those telephone calls?

9 A. I think Calvin made them.

10 Q. Did you make any telephone calls to the agency  
11 that was trying to get the birth certificate?

12 A. No. I didn't try. Calvin called them. Every  
13 time they came to me, I would give him the paper.

14 Q. Okay. And as we sit here today, are you still  
15 attempting to get a birth certificate?

16 A. Yes, sir.

17 Q. What are you -- what are you doing to try to get  
18 a birth certificate today?

19 A. I think Calvin sent the papers back to them  
20 again. Ask him. He'll tell you what he did.

21 Q. Okay. So, Calvin is pretty much handling that  
22 for you?

23 A. Yes. He handles all that stuff. You need to  
24 talk to him.

25 Q. And then you state, although I have been a

1 life-long resident, a member of the Armed services, and  
2 have been gainfully employed for at least 55 years but  
3 have not been issued a state-approved identification,  
4 which I was informed was necessary for me to cast my  
5 vote in any election in the state of Texas.

6 Now, has anyone -- not talking about your  
7 attorneys -- has anyone told you that there are other  
8 forms of identification that you can use that are not  
9 issued by the State of Texas in order to vote?

10 A. No, sir. I give it up.

11 Q. Did anybody other than your attorneys, without  
12 talking about your attorneys, tell you that you could  
13 use a passport to vote?

14 A. No, sir. I didn't know that.

15 Q. Have you ever had a passport?

16 A. A passport for what?

17 Q. A passport that you get from the United States  
18 if you want to travel to other countries.

19 A. No, sir, no.

20 Q. You've never had a passport?

21 A. No, sir.

22 Q. And, of course, the other thing is a military ID  
23 that you can use to vote. That's not issued by Texas.  
24 That's issued by the military.

25 A. No. We tried to use that, but they said no.

1 Q. You're talking about the Veteran's card?

2 A. Yeah. We tried that.

3 Q. All right.

4 A. And the thing about it, we tried that -- even my  
5 own bank account turned me down because of my Social  
6 Security card and birth certificate, but I got it  
7 straight with them on that deal.

8 Q. So, if I understand, Mr. Carrier, a large part  
9 of your issues are you need some identification,  
10 correct?

11 A. Yes, sir.

12 Q. And you need some identification for a lot of  
13 other reasons --

14 A. Oh, yes.

15 Q. -- other than voting, correct?

16 A. Yes.

17 Q. And if you could get some identification, your  
18 life would be easier, correct?

19 A. I don't know what I might do.

20 THE WITNESS: You ain't put that joke in  
21 your book, did you? I'm watching you.

22 MR. DUNN: You have to be careful.

23 THE WITNESS: She opened her mouth too much  
24 awhile ago.

25 Q. (BY MR. KEISTER) Let me ask a couple of



1 questions I know the answer to. But just for the  
2 record, have you ever been convicted of any felony  
3 crime?

4 A. No, sir. I'm 83 years old and the only time I  
5 went there was to pick somebody up.

6 Q. Have you been promised anything to participate  
7 in this lawsuit? Has anybody said if we win this  
8 lawsuit we'll give you money?

9 A. Oh, no, sir. No. No.

10 Q. All right.

11 A. You think we have a chance to win it? No, you  
12 ain't telling me.

13 Q. We'll talk about that afterwards.

14 MR. DUNN: That won't make it in the book.

15 THE WITNESS: Oh, Lord. I forgot about that  
16 book.

17 Q. (BY MR. KEISTER) As we sit here today,  
18 Mr. Carrier, you are not aware of what -- of the  
19 requirements of Senate Bill 14, what it actually  
20 requires a person to do?

21 A. No, sir.

22 Q. And were you aware taking Senate Bill 14,  
23 because I understand that that can be confusing, but  
24 were you aware that when the Texas legislature was  
25 considering passing photo ID -- requiring you to present

1 a photo ID when you vote, were you aware that that was  
2 being discussed by the legislature in 2011?

3 A. No, sir. I didn't know. I didn't pay no  
4 attention to that.

5 Q. Okay. So, I take it that -- well, I guess that  
6 answers that.

7 And the first time that you learned that  
8 there was a requirement -- well, let me ask you this.

9 When was the first time you learned that you  
10 needed to have a photo ID in order to vote?

11 A. When Calvin went there.

12 Q. And you're talking about the day that Calvin  
13 took you to vote?

14 A. Yes, sir.

15 Q. November of 2013?

16 A. Yeah.

17 Q. That was -- before that day, you had not heard  
18 that you needed a photo --

19 A. No, I didn't no nothing about that.

20 Q. Let's be careful.

21 MR. DUNN: He's got to finish his question.

22 Q. (BY MR. KEISTER) Did Calvin tell you when he  
23 took you to vote back in November of 2013 that you were  
24 going to need to have some photo ID, that he needed to  
25 carry it in with him?

1 A. I didn't quite understood what you said.

2 Q. Yes. That was bad. When Calvin took you to  
3 vote in 2013, did he tell you that you needed to have  
4 some photo identification in order to vote?

5 A. No, sir. I figured that when that -- when he  
6 come up with that stuff, I figured that I had need -- I  
7 have -- I have -- be needing some identification because  
8 I'm having trouble with everything else before that  
9 happened.

10 Q. But my question is simply this: Did you know --  
11 did you give Calvin your photo ID before he went in to  
12 the polling place or did he come back out and said,  
13 well, I went in and they said you need ID and then you  
14 sent your various forms of ID in?

15 A. He went in there to get the people to come out  
16 there for me to sign the papers like they did before.  
17 You know, sign everything. But that's when I find out  
18 what's going on, when he told me what was going on.

19 Q. So, you didn't know beforehand --

20 A. No.

21 Q. Did you have your voter's registration card when  
22 he went in?

23 A. Yes, sir.

24 Q. Did you send your voter's registration card with  
25 him when he went in to vote with Calvin?

1 A. No, I don't know. Maybe I did. I believe so  
2 because, see, the lady was going to come back out like  
3 they did before to vote. You know, they come to the  
4 car. So, I said take all this with you. I give it to  
5 him. I remember that.

6 Q. Do you normally keep the voter registration card  
7 that you get in mail, do you normally keep that?

8 A. Yeah.

9 Q. Do you carry it with you or do you --

10 A. Oh, no.

11 Q. -- leave it at home?

12 A. Leave it at home. Yes.

13 Q. Do you have it today, but it's at home?

14 A. Yes, sir.

15 Q. Have you ever read the back of the card to see  
16 what's on it?

17 A. No, sir.

18 Q. So, you're not aware that if you turn the card  
19 over and read the back of it, it tells you the  
20 information you need to know about what ID is required  
21 to vote?

22 A. No, sir.

23 Q. Okay. Okay. You may look at it when you go  
24 home, just for interest.

25 A. Okay. The thing about that, I never worried

1 about voting for nobody all that time. But the only  
2 time I would vote for the President and people I know  
3 around here wanting to be elected for something, I would  
4 vote for them. But other than that, I didn't worry  
5 about it. They're going to do what they want to do,  
6 anyway. Aren't they? I can't talk to you like that. I  
7 can't talk to you like that.

8 Q. You're not going to get me arguing with you.

9 THE WITNESS: Keep that off the record,  
10 girl.

11 Q. (BY MR. KEISTER) All right. Let's see. Have  
12 you -- have you written any letters to any newspapers  
13 complaining about the voter ID issue?

14 A. No, I sure haven't.

15 Q. You know, like letters to the editor or to  
16 magazines or anything like that?

17 A. Huh-uh.

18 Q. No?

19 A. No, sir.

20 Q. Okay. Participate in any radio talk call-in  
21 shows where you've talked about photo ID?

22 A. No, sir.

23 Q. Do you listen to talk radio?

24 A. I listen -- I don't listen to talk radio. I  
25 listen to the news.

1 Q. But you're not the type of person that likes to  
2 call in and talk to the people on the radio and express  
3 your views and that type of thing?

4 A. No, sir.

5 Q. Okay. So, you don't have a driver's license or  
6 at least it's expired, correct? You do not have a Texas  
7 personal ID card, correct?

8 A. Right.

9 Q. Do you have a concealed handgun license?

10 A. No, sir.

11 Q. Okay. And we already asked. You don't have a  
12 U.S. passport. You do have a Veteran's Administration  
13 ID card, correct?

14 A. Right.

15 Q. Have you ever applied for election  
16 identification certificates?

17 A. No, sir.

18 Q. Do you know what an election identification  
19 certificate or card -- some people call it a  
20 certificate. Some people call it a card.

21 Have you ever applied for an election  
22 identification card?

23 A. No, sir.

24 Q. Do you know what the election identification  
25 card is?

1 A. Is that when you get to go vote before time?

2 Q. No. An election identification card is a card  
3 very similar to a Texas ID card and very similar to a  
4 driver's license. It's where you go to the DPS office  
5 and you apply for it. And it doesn't cost any money.  
6 You get it for free.

7 A. Okay.

8 Q. But it says on the card for voting purposes  
9 only. And you've never applied for an election  
10 identification card?

11 A. No, sir.

12 Q. Prior to today -- I'm not asking what your  
13 lawyers have told you, but prior to today, has anybody  
14 told you that you could apply for an election  
15 identification card?

16 A. They told me that lately. They told me that  
17 lately.

18 Q. Not your attorneys, though. I mean, prior to --  
19 has anybody else ever told you you could --

20 A. No, sir.

21 Q. All right. Okay. Do you agree that -- that a  
22 person should only vote one time in an election? In  
23 other words, a person shouldn't be able to go in and  
24 vote twice in the same election.

25 A. No, sir. They try.

1 Q. But that's wrong, correct?

2 A. I'll let you figure that out.

3 Q. So, you think a person should only vote once,  
4 correct?

5 A. Right, sir.

6 Q. Just like you do. Just like I do, correct?

7 A. Yes, sir.

8 Q. Do you agree that a person who has voter  
9 registration card and goes in to vote, that that person  
10 should be the same person that's listed on that card?

11 A. Yes, sir.

12 Q. In other words, Calvin shouldn't be able to take  
13 your voter registration card and go to the polling place  
14 and say, I'm Floyd Carrier and I'm going to vote,"  
15 correct?

16 A. Correct.

17 Q. Do you think that the people who are working at  
18 the polling place should make sure that if somebody  
19 comes with a voter registration card that says Floyd  
20 Carrier on it, that they should make sure that the  
21 person who has your card is actually Floyd Carrier?

22 A. They should.

23 Q. And do you think that it's very helpful to  
24 identify a person if they, in addition to having the  
25 voter registration card that says Floyd Carrier, they



1 also have a driver's license with a photograph on it  
2 that says Floyd Carrier?

3 A. Well, they should do it because they did it to  
4 me because they took mine at the post office and tore  
5 the bottom and used it.

6 Q. Do you think that it's helpful for the poll  
7 workers to be able to identify a person who has a  
8 voter's registration card by looking at the driver's  
9 license and being able to say that the person who handed  
10 me the card is actually Floyd Carrier? I can look at  
11 your driver's license and see your photo and see who you  
12 are?

13 A. Yeah, they should.

14 Q. And you think that is something that should be  
15 done?

16 A. Yes, sir, that should be done.

17 Q. Okay. Believe it or not we're moving quickly.

18 A. Yeah.

19 Q. Not too quickly, but quickly.

20 (Marked Exhibit No. 9.)

21 Q. (BY MR. KEISTER) Mr. Carrier, I'm going to show  
22 you something I've marked as Exhibit No. 9 and you're  
23 not going to recognize that, I don't think. And let me  
24 tell you what this is. This is a document that I  
25 printed off of the Jefferson County Clerk's office Web

1 site. And what this is, you can go in to their Web site  
2 and type in your name and your birthday and it prints  
3 out -- or brings up on the screen this information.  
4 Anybody can do this and I just want you to look at the  
5 first page of -- you've got it there in front of you.

6 MR. DUNN: Just the first page now.

7 THE WITNESS: Okay.

8 Q. (BY MR. KEISTER) And it says full name, Floyd  
9 J. Carrier. That's you, correct?

10 A. Right.

11 Q. And it has date of birth, 1931?

12 A. Uh-huh.

13 MR. DUNN: Was that a yes?

14 A. Yes.

15 Q. (BY MR. KEISTER) And your street address is 220  
16 Avenue D, correct?

17 A. Right.

18 Q. And that's still correct, right?

19 A. Right.

20 Q. It has you in China, your zip code, Jefferson  
21 County.

22 A. Right.

23 Q. If you turn to the second page, you'll see there  
24 it says my elections. And what this is is a list of all  
25 the elections -- well, not all the elections. It's just

1 going back a couple of years that you were able to vote  
2 in, if you had chosen to do so, because it's your  
3 precinct. So, I just want to go down through these and  
4 ask whether or not you have voted in these elections.

5 Okay?

6 And you'll see the first one.

7 (Brief interruption.)

8 THE REPORTER: Off the record.

9 (Mr. Heard was no longer present.)

10 THE REPORTER: Back on the record.

11 Q. (BY MR. KEISTER) And we'll try and go through  
12 this quickly. You'll see the first one actually has not  
13 occurred yet. This is an August 5th special run-off  
14 election.

15 August 5th, 2014, do you intend to vote in  
16 that election?

17 A. No, sir.

18 Q. Do you know who is running --

19 A. I don't know.

20 Q. Okay. All right. The next one was May 27th,  
21 2014. And that was the democratic and republican joint  
22 primary run-off election.

23 Did you vote in that election?

24 A. No, sir.

25 Q. Okay. The next one below that is May 10th,

1 2014, a joint special election.

2 Did you vote in that one?

3 A. No, sir.

4 Q. And then below that is March 4th, 2014.

5 Democratic and republican joint primary election.

6 Did you vote in that?

7 A. No, sir.

8 Q. Okay. And then the next page is November 5th,  
9 2013, joint election.

10 Is that the one you attempted to vote in but  
11 were not able to?

12 A. Yes, sir.

13 Q. All right. And then right below that you'll see  
14 May 11th, 2013, joint election.

15 Did you vote in that election?

16 A. No, sir.

17 Q. Okay. Then below that you will see 2012 general  
18 election. That's November 6, 2012. I think that was  
19 the Presidential election.

20 Did you vote in that one?

21 A. Yes, sir. I vote for the President.

22 Q. And then below that is July 31st, 2012, joint  
23 primary run-off election.

24 Did you vote in that one?

25 A. No, sir. Not the run-off.

1 Q. Below that is May 29th, 2012, democratic and  
2 republican joint primary elections. Did you vote in  
3 those?

4 A. No, sir. No, sir.

5 Q. And that's all that's on that list. So, you  
6 pick and choose the elections that you want to vote in?  
7 You don't vote in all the elections?

8 A. Yes, sir. That's my choice.

9 I hope you hurry and get through because I'm  
10 getting hungry now.

11 Q. Okay. We're moving. You've been very patient.  
12 I appreciate that.

13 A. All righty.

14 Q. I'm not going to make this an exhibit, but this  
15 is a document that -- from the State that shows your  
16 voting history. It reflects that you voted in the  
17 November 12th Presidential election.

18 A. Yes, sir.

19 Q. But then the next election it shows you voted in  
20 was the 2004 Presidential election.

21 Did you skip 2008, you think?

22 A. I think so. That's when the same President run  
23 again.

24 Q. Right. So, according to this, it has you listed  
25 as far as this goes back. It has your -- from the year

1 2000, it shows you voted on November 7th, 2000, general  
2 election. Then it shows that you voted in the 2002  
3 general election. And then it shows you voted in the  
4 2004 general election. And then it jumps up to the next  
5 one being the 2012 general election.

6 Does that sound about right?

7 A. It sounds right.

8 Q. Okay. Thank you.

9 MR. KEISTER: Now, let's take a short break.

10 THE REPORTER: We're off the record.

11 (A recess was taken from 12:26 to 12:30.)

12 THE REPORTER: We're back on the record.

13 Q. (BY MR. KEISTER) Mr. Carrier, do you know the  
14 county clerk in Jefferson County?

15 A. No, sir.

16 Q. Okay. Her name is Carolyn Guidry, I believe.

17 A. Carolyn Guidry?

18 Q. Carolyn Guidry.

19 A. I don't know her, no.

20 Q. And you live in China, Texas. How far is China,  
21 Texas, to Beaumont?

22 A. It's nine miles.

23 Q. Nine miles.

24 MR. KEISTER: All right. Mr. Carrier, I  
25 appreciate your patience and I'm going to pass the

1 witness.

2 MR. DUNN: We'll reserve for trial.

3 MR. KEISTER: You're done.

4 THE REPORTER: The deposition of Floyd  
5 Carrier in the Veasey versus Rick Perry matter has  
6 concluded at 12:31 p.m., July 25th, 2014.

7 Would you please restate the stipulations?

8 MR. DUNN: We're going to follow the Federal  
9 Rules. We're going to attach an Exhibit 10, which is a  
10 colored copy of Veteran's ID, which I will obtain here  
11 in minute.

12 And you can send it to me and I'll arrange  
13 for reading and signature.

14 MR. KEISTER: And the Exhibit 10 is the  
15 Veteran's ID card, but it's the color copy, correct?

16 (Marked Exhibit No. 10.)

17 MR. DUNN: Yes.

18 THE REPORTER: Mr. Keister, you ordered this  
19 deposition. So, you would like a copy?

20 MR. KEISTER: Yes.

21 THE REPORTER: Mr. Dunn, would you like a  
22 copy?

23 MR. DUNN: No, sir.

24 THE REPORTER: We're off the record.

25 (THE DEPOSITION CONCLUDED AT 12:32 P.M.)