

LOUISVILLE METRO COUNCIL

COMMONWEALTH OF KENTUCKY
LOUISVILLE METRO GOVERNMENT
JEFFERSON COUNTY

**IN THE MATTER OF REMOVAL PROCEEDINGS AGAINST
DISTRICT 21 COUNCILMAN DAN JOHNSON**

RESPONDENT'S WITNESS LIST

Comes now the Respondent herein, Hon. Daniel Johnson, District 21 Louisville Metro Councilman, by counsel, and pursuant to Rule 15 of the Metro Council's Removal Hearing Rules and Procedures, requests the Louisville Metro Council Court to issue the attached subpoenas to the individuals listed below, and for the reasons listed below.

(1) HON. JESSICA GREEN, c/o Louisville Metro Council, City Hall, 601 Jefferson Street, Louisville, Kentucky 40202.

Councilwoman Green is the principal complaining party in the Complaint filed herein by the Charging Committee. She will be cross-examined concerning her public statements in this matter. She will provide direct material evidence concerning the alleged events of June 7, 2017. A *Subpoena Duces Tecum* is requested for her to bring with her any and all documents, memoranda, emails, communications, photographs, or audio or video recordings relating to the subject matter of this hearing.

(2) HON. DAVID YATES, c/o Louisville Metro Council, City Hall, 601 West Jefferson Street, Louisville, Kentucky 40202.

Councilman Yates is alleged by the Charging Committee to have sent a directive to the Respondent, concerning his appearances at City Hall. He will be cross-examined concerning his involvement in this matter. He will provide direct material evidence

1 concerning the allegation that Respondent defied and disrespected him. A *Subpoena*
2 *Duces Tecum* is requested for him to bring with him any and all documents, memoranda,
3 emails, communications, photographs, or audio or video recordings relating to the subject
4 matter of this hearing.
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6 (3) HON. ANGELA LEET, c/o Louisville Metro Council, City Hall, 601 West
7 Jefferson Street, Louisville, Kentucky 40202.

8 Councilwoman Leet is will be questioned concerning her public statements
9 regarding this matter. She will be cross-examined concerning her communications with
10 Council President Yates, in which she requested protection for her and her staff from the
11 imagined and predicted depredations of the Respondent. She will provide direct material
12 evidence concerning the allegation that Respondent posed a threat to her and her staff.
13 She will be examined concerning allegations she has made against the Respondent in her
14 Affidavit which the Charging Committee has proffered herein. A *Subpoena Duces Tecum*
15 is requested for her to bring with her any and all documents, memoranda, emails,
16 communications, photographs, or audio or video recordings relating to the subject matter
17 of this hearing.
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20 (4) ERIN HINSON, c/o Louisville Metro Council, City Hall, 601 West Jefferson
21 Street, Louisville, Kentucky 40202.

22 Ms. is will be questioned concerning her public statements regarding this matter.
23 She will be cross-examined concerning her communications with Council President Yates
24 and Councilwoman Leet, in which she allegedly expressed fear of the Respondent. She
25 will provide direct material evidence concerning the allegation that Respondent posed a
26 threat to her, and that he exposed himself to her in the City Hall parking lot. She will be
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1 examined concerning allegations she has made against the Respondent in her Affidavit
2 which the Charging Committee has proffered herein. A *Subpoena Duces Tecum* is
3 requested for her to bring with her any and all documents, memoranda, emails,
4 communications, photographs, or audio or video recordings relating to the subject matter
5 of this hearing. She will be examined concerning allegations she has made against the
6 Respondent in her Affidavit which the Charging Committee has proffered herein.
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8 (5) HON. RICK BLACKWELL, c/o Louisville Metro Council, City Hall, 601 West
9 Jefferson Street, Louisville, Kentucky 40202.
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11 Councilman Blackwell will be questioned concerning his public statements
12 regarding this matter. He will be examined concerning allegations he has made against
13 the Respondent in his Affidavit which the Charging Committee has proffered herein. A
14 *Subpoena Duces Tecum* is requested for him to bring with him any and all documents,
15 memoranda, emails, communications, photographs, or audio or video recordings relating
16 to the subject matter of this hearing.
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18 (6) HON. ROBIN ENGLE, c/o Louisville Metro Council, City Hall, 601 West
19 Jefferson Street, Louisville, Kentucky 40202.
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21 Councilman Engle will be questioned concerning his public statements regarding
22 this matter. He will be examined concerning allegations he has made against the
23 Respondent in his Affidavit which the Charging Committee has proffered herein. A
24 *Subpoena Duces Tecum* is requested for him to bring with him any and all documents,
25 memoranda, emails, communications, photographs, or audio or video recordings relating
26 to the subject matter of this hearing.
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1 (7) ELIZABETH HOFFMAN, c/o Louisville Metro Council, City Hall, 601 West
2 Jefferson Street, Louisville, Kentucky 40202.

3 Ms. Hoffman was a witness to the events of June 7, 2017, at Wyandotte Park, and
4 took photographs of the event. She will be cross-examined concerning her communi-
5 cations with members of the Louisville Metro Council, and will provide direct material
6 evidence concerning the events of June 7, 2017. A *Subpoena Duces Tecum* is requested
7 for her to bring with her the photographic evidence in her possession or under her control,
8 along with any and all documents, memoranda, emails, communications, or audio or
9 video recordings relating to the subject matter of this hearing.
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12 (8) HON. GREG FISCHER, c/o Louisville Metro Hall, 501 West Jefferson Street,
13 Louisville, Kentucky 40202.

14 Mayor Fischer was a witness to the events of June 7, 2017, at Wyandotte Park, and
15 will provide direct material evidence concerning the events of June 7, 2017. A *Subpoena*
16 *Duces Tecum* is requested for him to bring with him any and all documents, memoranda,
17 emails, communications, photographs, or audio or video recordings relating to the subject
18 matter of this hearing.
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20 (9) MR. CHRIS DOOLIN, Louisville Department of Public Works, c/o Louisville
21 Metro Hall, 501 West Jefferson Street, Louisville, Kentucky 40202.

22 Mr. Doolin was a witness to the events of June 7, 2017, at Wyandotte Park, and will
23 provide direct material evidence concerning the events of June 7, 2017.
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25 (10) MR. PHILLIP BAILEY, c/o Louisville Courier-Journal, 525 West Broadway,
26 Louisville, Kentucky 40202.

27 Mr. Bailey is a newspaper reporter who provided extensive coverage of the facts,
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1 events, and statements of parties and witnesses in this matter. He will be asked to present
2 evidence concerning exculpatory information which was provided to him by witnesses
3 and parties to this matter. He will be asked to relate discussions and communications
4 involving the parties and witnesses involved in this matter. A *Subpoena Duces Tecum* is
5 requested for him to bring with him any and all documents, memoranda, emails,
6 communications, photographs, or audio or video recordings relating to the subject matter
7 of this hearing.
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9 (11) HON. BILL HOLLANDER, c/o Louisville Metro Council, City Hall, 601 West
10 Jefferson Street, Louisville, Kentucky 40202.
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12 Councilman Hollander will be examined under oath concerning confidential
13 communications he received from Councilwoman Jessica Green. He will provide direct
14 material evidence concerning the allegations which have been made against the
15 Respondent. A *Subpoena Duces Tecum* is requested for him to bring with him any and
16 all documents, memoranda, emails, communications, photographs, or audio or video
17 recordings relating to the subject matter of this hearing.
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19 (12) HON. PAT MULVIHILL, c/o Louisville Metro Council, City Hall, 601 West
20 Jefferson Street, Louisville, Kentucky 40202.
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22 Councilman Mulvihill will be examined under oath concerning confidential
23 communications he received from Councilwoman Jessica Green. He will provide direct
24 material evidence concerning the allegations which have been made against the
25 Respondent. He will be asked to confirm a public statement he made, indicating that,
26 prior to any hearing or presentation of evidence herein, he had decided that "removal was
27 warranted," and that "the punishment fits the crime." He will be asked whether he can
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1 be fair and impartial when serving on the Louisville Metro Council Court. A *Subpoena*
2 *Duces Tecum* is requested for him to bring with him any and all documents, memoranda,
3 emails, communications, photographs, or audio or video recordings relating to the subject
4 matter of this hearing.
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6 (13) NICOLE GEORGE, Program Manager, University of Louisville Kent School of
7 Social Work, Belknap Campus, 2217 South Third Street, Louisville, Kentucky 40208.

8 Ms. George is an announced candidate for Respondent's position on the Louisville
9 Metro Council. She will be examined concerning her communications with members of
10 the Louisville Metro Council, and will provide direct material evidence concerning her
11 involvement in a coordinated scheme and plan to remove Respondent from his position
12 as Councilman for Louisville's 21st District. She will be asked under oath to explain her
13 involvement with Elizabeth Hoffman, Jessica Green, Angela Leet, and others, in an
14 organized and comprehensive operation designed to remove Councilman Johnson and
15 replace him with Ms. George. A *Subpoena Duces Tecum* is requested for her to bring with
16 her the photographic evidence in her possession or under her control, along with any and
17 all documents, memoranda, emails, communications, or audio or video recordings
18 relating to the subject matter of this hearing.
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21 (14) WITNESS JANE DOE, address unknown at this time.

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23 Ms. Doe, whose name has not been publicly revealed, is cited by the Charging
24 Committee as alleging Respondent made "inappropriate remarks" to her at a GLI function
25 in Austin, Texas. Various individuals have made public statements concerning what
26 Witness Jane Doe may or may not have said concerning Respondent's behavior at the GLI
27 meeting in Austin, and Respondent has a reasonable due process right to face his accuser
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1 and require her to repeat her outrageous allegations under oath, and subject to cross-
2 examination. A *Subpoena Duces Tecum* is requested for her to bring with her any
3 photographic evidence in her possession or under her control, along with any and all
4 documents, memoranda, emails, communications, or audio or video recordings relating
5 to the subject matter of this hearing.
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7 (15) MR. KENT OYLER, Chief Executive Officer, Greater Louisville Inc., 614 W.
8 Main St., Louisville, KY 40202.

9 Mr. Oyler will be examined under oath concerning the true name of Witness Jane
10 Doe, who is cited by the Charging Committee as alleging Respondent made “inappropriate
11 remarks” to her at a GLI function in Austin, Texas. He will provide direct material
12 evidence concerning the allegations which have been made against the Respondent. He
13 will be asked to explain if and why GLI has requested Respondent Johnson not attend any
14 future GLI sponsored functions. A *Subpoena Duces Tecum* is requested for him to bring
15 with him any and all documents, memoranda, emails, communications, photographs, or
16 audio or video recordings relating to the subject matter of this hearing.
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19 (16) MS. SARAH DAVASHER, Chief Operating Officer, Greater Louisville Inc., 614
20 W. Main St., Louisville, KY 40202.

21 Ms. Davasher will be examined under oath concerning the true name of Witness
22 Jane Doe, who is cited by the Charging Committee as alleging Respondent made
23 “inappropriate remarks” to her at a GLI function in Austin, Texas. She will provide direct
24 material evidence concerning the allegations which have been made against the
25 Respondent. She will be asked to explain if and why GLI has requested Respondent
26 Johnson not attend any future GLI sponsored functions. She will be examined concerning
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1 allegations she has made against the Respondent in her Affidavit which the Charging
2 Committee has proffered herein. A *Subpoena Duces Tecum* is requested for him to bring
3 with him any and all documents, memoranda, emails, communications, photographs, or
4 audio or video recordings relating to the subject matter of this hearing.
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6 (17) MS. JOAN STEWART, Executive Director, Arthur Kling Center, 219 West
7 Ormsby Avenue, Louisville, Kentucky 40203.

8 Ms. Stewart will be examined under oath concerning the employment and
9 subsequent dismissal of Brian Matthews at the Arthur Kling Center. The Charging
10 Committee has, based upon mere rumor and innuendo, accused Respondent of failing
11 properly to vet Mr. Matthews prior to his employment as Respondent's Legislative Aide,
12 and the direct and material testimony of Ms. Stewart is necessary to elicit the truth behind
13 these allegations. A *Subpoena Duces Tecum* is requested for her to bring with her any
14 and all documents, memoranda, emails, communications, photographs, or audio or video
15 recordings relating to Mr. Brian Matthews or any other subject matter of this hearing.
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18 (18) MR. STEVE GAHAFFER, Board President, Arthur Kling Center, 219 West
19 Ormsby Avenue, Louisville, Kentucky 40203.

20 Mr. Gahafer will be examined under oath concerning the employment and
21 subsequent dismissal of Brian Matthews at the Arthur Kling Center. The Charging
22 Committee has, based upon mere rumor and innuendo, accused Respondent of failing
23 properly to vet Mr. Matthews prior to his employment as Respondent's Legislative Aide,
24 and the direct and material testimony of Mr. Gahafer is necessary to elicit the truth behind
25 these allegations. A *Subpoena Duces Tecum* is requested for him to bring with him any
26 and all documents, memoranda, emails, communications, photographs, or audio or video
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1 recordings relating to Mr. Brian Matthews or any other subject matter of this hearing.

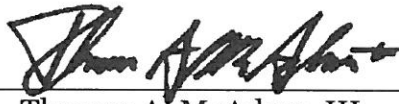
2 (19) MR. DAVID TANDY, ESQ., Bingham, Greenbaum, Doll, LLP, 3500 PNC
3 Tower, 101 South Fifth Street, Louisville, KY 40202.
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5 Mr. Tandy will be examined under oath concerning an alleged telephonic threat he
6 made to Respondent, sometime during the month of May, 2015. He will be examined
7 concerning allegations he has made against the Respondent in his Affidavit which the
8 Charging has proffered herein. A *Subpoena Duces Tecum* is requested for him to bring
9 with him any and all documents, memoranda, emails, communications, photographs, or
10 audio or video recordings relating to the subject matter of this hearing.
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12 (20) Respondent reserves the right to request Subpoenas and *Subpoenas Duces*
13 *Tecum* to be issued for any and all witnesses called by the Charging Committee herein.

14 (21) Respondent reserves the right to request Subpoenas and *Subpoenas Duces*
15 *Tecum* to be issued for any and all witnesses who will necessarily be called in rebuttal to
16 testimony produced at the hearing by the Charging Committee.
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22 Respectfully submitted,

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24 Thomas A. McAdam, III,
25 Attorney for Respondent
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