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1 Q Okay. You have no reason to think it
2 would -- did not come from you?

3 A Correct.

4 Q Okay. And you mentioned there that there was
01:22:30 5 a -- you stated, "Thanks," and then there's a
6 redacted individual. "I had asked about Mondays,
7 because there is a researcher at the County who is
8 eventually going to be going up to PP Pasadena to
9 collect specimens, but wanted short -- something
01:22:48 10 short-term until Pasadena could get their act
11 together."

12 And then this was September 18th, 2012.

13 A Uh-huh.

14 Q Are you aware whether a researcher at the
01:22:59 15 County collected specimens at PP Pasadena?

16 A To the best of my recollection, this was a
17 preliminary conversation. And this particular
18 researcher did not go to Pasadena or LA.

19 Q And did any other -- did any other
01:23:21 20 researchers go to PPLA to collect specimens?

21 A Not as far as I'm aware.

22 Q Then I -- I should ask more broadly.

23 A Can I --

24 Q Sure.

01:23:34 25 A I'd like to amend that to say there is a

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01:23:49 1 difference between tissue collection for a big
2 organization, that they collect the tissue,
3 procurement organization, and a specific research
4 project. Now, we may, in fact, have been involved
5 in specific research projects, but that's a whole
6 different category from fetal tissue donation.

01:24:05 7 Q And when -- when you say that about research
8 projects, would those research projects have
9 involved fetal tissue, or would they involve
10 something else?

11 A Usually blood samples, but I can't answer
12 definitively.

01:24:18 13 Q Okay. Just to be clear, though: The
14 research projects to which you're referring did not
15 involve fetal tissue?

16 A They may have involved placental tissue.

01:24:43 17 Q So -- okay. And -- and how would those
18 projects -- at PPLA, who -- who would have worked
19 with the researchers to set up their research
20 projects?

21 A Myself.

01:25:06 22 Q Okay. And then what -- would anyone else --
23 well, what -- what approvals would be necessary to
24 start a research project at PPLA with one of these
25 researchers?

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1 MS. BOMSE: Objection. It's an incomplete
2 hypothetical. It lacks foundation. I don't believe
3 that the witness has actually testified that this
4 occurred.

01:25:19

5 But you can answer.

6 BY MR. BREEN:

01:25:31

7 Q Well, let's kind of -- let's set our
8 foundation properly. While you were a medical
9 director at PPLA, did you approve any research
10 projects from outside researchers? And by
11 "outside," I mean outside of PPLA.

12 A Yes.

13 Q And what was the nature of those research
14 projects?

01:25:43

15 A They covered a gamut from collecting swabs
16 for gonorrhea and antibiotic resistance, a number of
17 studies of that nature.

18 Q And you also mentioned maternal blood
19 samples. Would that be part of the research?

01:26:03

20 MS. BOMSE: Objection. Vague.

21 BY MR. BREEN:

22 Q One of the research projects may have
23 involved maternal blood; is that correct?

24 A May.

01:26:12

25 Q And one or more of the research projects

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1 would have involved placental material; is that
2 correct?

3 A I think that we were discussing it, but I
4 can't remember whether it actually came to fruition.

01:26:25

5 Q And where would these research projects --
6 where -- where would -- would there -- what form of
7 approval would the research -- in other words, did
8 you -- you had said you approved the research
9 projects; correct?

01:26:40

10 A Let me clarify.

11 Q Sure.

12 A I would be the point person. I would
13 organize the things. I would look at the contracts.
14 But final approval for research rested with the
15 research department at PPFA, which is different from
16 the department that gave waivers for things.

01:26:52

17 Q And I believe -- so the final approval for
18 research would lie with the research department at
19 PPLA?

01:27:08

20 A PPFA.

21 Q Okay.

22 A PPFA -- we -- we did not have a research
23 department. We wanted one. But the final approval,
24 the CEO had to sign off on a research project at
25 PPLA, and the research division at PPFA had to sign

01:27:19

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1 off on a research project because they wanted to be
2 sure that we were dotting the i's and crossing the
3 t's.

4 Q Okay.

01:27:30

5 MS. BOMSE: Counsel, I want to let you get to
6 the end of this line of questioning, but then I
7 think it's probably a good time for a break.

8 MR. BREEN: We'll break for lunch.

9 BY MR. BREEN:

01:27:37

10 Q And then just to be clear: There's a
11 research department at PPFA.

12 A Yes.

13 Q Okay. And each research project being
14 considered at PPLA had to be approved by the PPFA
15 research department?

01:27:56

16 MS. BOMSE: Objection. Vague.

17 THE WITNESS: Correct.

18 BY MR. BREEN:

01:28:04

19 Q Okay. And then you -- you had mentioned
20 there may be -- there may have been a project
21 involving placental material, but you aren't sure if
22 there was one?

01:28:24

23 A No. I was there 15 years or something, and
24 there is potential swimming here that I may have
25 been involved in placenta, but I really can't

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1 remember.

2 Q Okay. What records would have been kept of
3 the research projects that were approved at PPLA?

4 A I certainly kept records, but I no longer
5 have them.

6 Q And so PPLA would have those records,
7 potentially?

8 MS. BOMSE: Objection. Lacks foundation.
9 Calls for speculation.

10 THE WITNESS: I can't answer for what PPLA
11 did with my files.

12 BY MR. BREEN:

13 Q And so -- so was there anyone else involved
14 in the research approval process besides yourself,
15 the CEO, and the PPFA research department?

16 A Research at PPLA was a collaborative effort.
17 So if the nurses were going to be involved in having
18 to get cervical swabs, then the lead clinician would
19 have to sign off on her staff doing that. If the IT
20 department was going to be involved because we
21 wanted to adjust the medical record to show
22 something on the EHR, that said this project was --
23 the patient took part in XYZ project, then IT --
24 it's not just me, it's a whole collection of people.

25 Q Sure. And then did you -- did you have

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1 individuals at PPLA who were -- who had research in
2 their job duties?

01:30:09

3 A I seem to recall that we did, toward the end
4 of my time there. We possibly were trying to get a
5 research program going, and we had a person who, at
6 least part of their time, was dedicated to research.

01:30:29

7 Q Okay. And one of the -- it's my
8 understanding that potentially, Dr. Nucatola's title
9 may have been Associate Medical Director for
10 Research.

11 A Yes.

12 Q And what -- did -- is she this person that
13 you were referring to, or is that a different
14 person?

01:30:36

15 A A different person.

16 Q Okay.

17 A An assistant-level person.

01:30:46

18 Q Okay. And then just -- just so that I'm
19 clear, then, with Dr. Nucatola being the associate
20 medical director for research, what duties did she
21 have in relation to research projects?

22 MS. BOMSE: Objection. Calls for
23 speculation.

24 If you know.

01:30:55

25 THE WITNESS: I would have to look at her job

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1 description from PPLA to remind me. But basically,
2 she was our point person for research projects.

3 BY MR. BREEN:

4 Q Okay. And so would she present the research
5 projects to you for approval?

6 MS. BOMSE: Objection. Incomplete
7 hypothetical. Lacks foundation.

8 BY MR. BREEN:

9 Q Well, if she's the point person for
10 research -- what do you mean by "point person"?

11 A That she would look for projects. She was
12 working with the residents and fellows to do some
13 data collection projects. She and I worked
14 collaboratively together. If she and I, together,
15 decided that a project was something we wanted to
16 do, then we could call on the other persons who
17 controlled resources at PPLA to say, can we have
18 resource to do this study.

19 Q And then one last on this topic for now:
20 When -- when you would apply to PPFA research, the
21 PPFA research department, would you send -- what
22 would you send to PPFA research department in order
23 to get an approval from them?

24 A The outline of the research; when we plan to
25 start; signature of the CEO, the consent forms;

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01:32:26 1 the -- persons we wished to enroll, whether we were
2 going to do male patients who had a vasectomy, or
3 going to do female patients of a certain age. So
4 all the details of the research -- proposed research
5 project would go to PPFA.

6 Q And just so I'm clear: Those research
7 projects may have included projects that involved
8 fetal tissue in some way?

9 MS. BOMSE: Objection. Misstates testimony.

01:32:41 10 THE WITNESS: I cannot remember.

11 MR. BREEN: Okay. Fair enough.

12 Let's break for lunch.

13 MS. BOMSE: Okay.

14 MR. MIHET: Before we go off the record:
01:32:49 15 Counsel, as we discussed, there is a 2:00 o'clock
16 hearing with Judge Ryu that I don't have anyone else
17 to cover for me. If we take an hour lunch, that
18 will take us to 2:30, and I hope that that will
19 coincide with the end of Judge Ryu's hearing. I
01:33:05 20 know we don't want to be here later than necessary,
21 but I would ask that we try to wait until I get
22 back, because I have a very keen interest on this
23 line of questioning. I anticipate asking questions
24 myself, and if I'm here for this questioning, then
01:33:20 25 it will be less likely that I'll ask duplicative