

Q. Is it fair to say that you didn't ask anyone in that bar, including Thomas King, to come over and do anything

A. No .

Q. regarding Mr. Elbery?

A. No, I actually asked if you remember, I asked Tom King to sit down. I said: "It's between he and I, and we can solve it. "

Q. Okay. So at some point after this exchange occurred, Mr. King got up off of his barstool here and walked in a counterclockwise direction to Mr. Elbery?

A. Yes.

Q. You didn't ask him to do it; in fact, when he got there, to Mr. Elbery, you basically, not in so many words, but said: Look, Tom, mind your own business?

A. "Go back, Tom, it's between us."

Q. All right. Now, how close did Mr. King get to Mr. Elbery when you said: Look, that's it, go back and sit down or words to that effect?

A. He was three feet away.

Q. Okay. Now, when he got to - was he within --and let's use barstools as the measure