

**TABATHA L. KING vs JOHN MONTGOMERY
KING, TABATHA on 01/23/2023**

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

TABATHA L. KING,)
)
PLAINTIFF,)
)
VS.) CASE NO.
) 3:21-cv-03086-TLB
)
BAXTER COUNTY, ARKANSAS)
JOHN MONTGOMERY, SHERIFF,)
IN HIS INDIVIDUAL AND)
OFFICIAL CAPACITY,)
SERGEANT STEVEN GOODE,)
AND DOES 1-10, IN THEIR)
INDIVIDUAL AND)
OFFICIAL CAPACITIES)
)
DEFENDANTS.)

ORAL DEPOSITION OF
TABATHA L. KING
VOLUME I
JANUARY 23, 2023

ORAL DEPOSITION OF TABATHA L. KING, VOLUME I,
produced as a witness at the instance of the
DEFENDANTS, and duly sworn, was taken in the
above-styled and numbered cause on the 23rd of
January, 2023, from 9:33 a.m. to 5:59 p.m., before
Jennifer Norman, CCR in and for the State of Arkansas,
reported by machine shorthand, at 4710 South Thompson,
Suite 102, Springdale, Arkansas 72764, pursuant to the
Federal Rules of Civil Procedure.



**TABATHA L. KING vs JOHN MONTGOMERY
KING, TABATHA on 01/23/2023**

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A P P E A R A N C E S

FOR THE PLAINTIFF:

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ALSO PRESENT:

Sheriff John Montgomery
Mr. Jeff Lewis



**TABATHA L. KING vs JOHN MONTGOMERY
KING, TABATHA on 01/23/2023**

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6
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8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25

INDEX

PAGE

Stipulations.....1
 Appearances.....2
 Witness: TABATHA L. KING
 Examination by Ms. Kendall.....5
 Reporter's Certificate.....228-229
 Signature and Changes.....230
 Errata Sheet.....231

EXHIBITS

NO.	DESCRIPTION	PAGE
Exhibit 1	June 10, 2017 letter from Knight.....	75
Exhibit 2	Twin River Employment Application....	84
Exhibit 3	Tabatha L. King résumé.....	101
Exhibit 4	Baxter County Employee Acknowledgement.....	103
Exhibit 5	Baxter County General Orders.....	104
Exhibit 6	May 3, 2021 letter from Kaitlin Wayland.....	143
Exhibit 7	First Amended Complaint.....	175
Exhibit 8	Baxter County Regional Admission Summary.....	186
Exhibit 9	Baxter County Regional Discharge Instructions.....	193



**TABATHA L. KING vs JOHN MONTGOMERY
KING, TABATHA on 01/23/2023**

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
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22
23
24
25

EXHIBITS (continued)		
NO.	DESCRIPTION	PAGE
Exhibit 10	Baxter County Sheriff's Office Employee Evaluation And Performance Appraisal.....	194
Exhibit 11	Rule 26 Disclosures.....	210
Exhibit 12	Text messages between Tabatha King and Steven Goode.....	223
Exhibit 13	Text message from Tabatha King to "Capt. Jeff".....	225



**TABATHA L. KING vs JOHN MONTGOMERY
KING, TABATHA on 01/23/2023**

1 TABATHA L. KING,
2 having been first duly sworn, testified as follows:

3 EXAMINATION

4 BY MS. KENDALL:

09:33AM 5 Q. Can you state your name for the record.

6 A. Tabatha King.

7 Q. And can you spell Tabatha?

8 A. T-a-b-a-t-h-a.

9 Q. Okay. And can you spell King?

10:26AM 10 A. K-i-n-g.

11 Q. Have you ever gone by any other name other than
12 Tabatha King?

13 A. My maiden, Raney.

14 Q. Can you spell that?

10:26AM 15 A. R-a-n-e-y.

16 Q. Ms. King, my name is Susan Kendall, and I'm an
17 attorney. And I represent Sheriff Montgomery, as well
18 as Baxter County, in the lawsuit that you have filed.

10:26AM 19 And Carol Witherspoon is present today as well, and
20 she represents Steven Goode in his individual
21 capacity. Do you understand the difference between
22 official capacity and individual capacity?

23 A. Yes.

24 Q. Have you ever given a deposition before?

10:26AM 25 A. Yes.



**TABATHA L. KING vs JOHN MONTGOMERY
KING, TABATHA on 01/23/2023**

61

1 Q. Who?

2 A. I would have to look.

3 Q. As you sit here right now, who?

4 A. I do not recall. I would have to look.

12:00PM 5 Q. Well, you recall you did it?

6 A. Yes. I've done it to multiple people who lied,
7 things like the Tiffany Johnson situation.

8 Q. Did you record Tiffany Johnson?

9 A. Yes.

12:00PM 10 Q. How many times?

11 A. Multiple.

12 Q. Where are those recordings?

13 A. On my file at home on my computer.

14 Q. What's the file called?

12:00PM 15 A. Doesn't have a name.

16 Q. Anybody else that you recorded at the Baxter
17 County Sheriff's Office?

18 A. Not that I can recall at the moment.

19 Q. Any recordings with Steven Goode?

12:00PM 20 A. Possibly.

21 Q. Is there a reason, if you had those recordings,
22 that you haven't provided those to your lawyer at this
23 point?

12:00PM 24 A. Oh, there's thousands that, I mean, I've recorded
25 on the simple fact that there was so much corruption



**TABATHA L. KING vs JOHN MONTGOMERY
KING, TABATHA on 01/23/2023**

62

1 in Baxter County Sheriff's Department. So...

2 Q. So you have thousands of recordings?

3 A. Yeah. I recorded a lot due to the fact that there
4 was so much corruption.

12:01PM 5 Q. You have thousands of recordings regarding --

6 A. I don't know the exact number. So if we can stop
7 saying "thousands," that's a little dramatic. I
8 apologize.

12:01PM 9 Q. I'm using your words. I'm trying to figure out
10 how many recordings you have.

11 A. Multiple.

12 Q. Okay. Your testimony today is that you have
13 multiple recordings with employees at Baxter County
14 regarding Baxter County corruption?

12:01PM 15 A. Correct.

16 Q. And your testimony is you have not provided those
17 to your lawyer?

18 A. Correct.

19 Q. Why not?

12:01PM 20 A. Because they do not retain [sic] to the situation.
21 Like Tiffany Johnson being fired has nothing to do
22 with our court case today.

23 Q. Well, you brought her up today.

24 A. Correct.

12:01PM 25 Q. So it does, in your mind, have something to do



**TABATHA L. KING vs JOHN MONTGOMERY
KING, TABATHA on 01/23/2023**

101

1 relations with anybody else who was ever employed at
2 Baxter County?

3 A. Heavens no.

4 Q. Have you had an emotional relationship or

01:44PM

5 attachment to anyone at Baxter County that's ever been
6 employed at Baxter County?

7 A. Leah Powell I was very attached to as
8 friendship-wise.

9 Q. How about romantic?

01:44PM

10 A. No. Oh, and Sierra Hollis, as well, is someone
11 that I am close to as well, but, again, not romantic.

12 (Exhibit 3 marked for identification.)

13 Q. Okay. Ms. King, I'm going to show you what has
14 been marked as Exhibit 3.

01:45PM

15 A. Has my lawyer seen this?

16 Q. I don't know if he has or not. Now, I'm going
17 to --

18 MR. ROZZELL: It's not your question to
19 ask.

01:45PM

20 Q. -- this is a résumé that Carol Witherspoon's
21 office received from Ranger Boats. Have you had a
22 chance to review it?

23 A. Yes, ma'am.

24 Q. Okay. And do you recognize this document?

01:46PM

25 A. Yes.



**TABATHA L. KING vs JOHN MONTGOMERY
KING, TABATHA on 01/23/2023**

103

1 your employment?

2 A. Verbally, I was.

3 Q. Okay. I'm going to refer you to the last page.

4 And this document, it refers to professional

01:48PM

5 references. You have Pastor Justin Knight. So in

6 January of 2022, you were using Pastor Justin Knight

7 as a professional reference, correct?

8 A. Yes. That was also a mistake, same as my address

9 on -- this is an old reference page, and it is

01:49PM

10 inaccurate.

11 (Exhibit 4 marked for identification.)

12 Q. Ms. King, I'm going to show you what I've marked

13 as Exhibit 4 and ask you to review this document.

14 Have you seen this document before?

01:49PM

15 A. Yes.

16 Q. What is that document?

17 A. A policy manual acknowledgement from Baxter County
18 Sheriff's Department.

19 Q. Okay. So when you started with Baxter County

01:49PM

20 Sheriff's Department, you were advised and provided a

21 copy of the personnel manual, correct?

22 A. Yes.

23 Q. Okay. And you were also provided a copy of the

24 General Orders as well, correct?

01:49PM

25 A. What are the General Orders that you speak of?



**TABATHA L. KING vs JOHN MONTGOMERY
KING, TABATHA on 01/23/2023**

104

1 Q. The Baxter County Sheriff's Office General Orders.

2 A. Policy manual is all I know of what you're
3 speaking of at the moment.

01:50PM

4 Q. Can I see which exhibit I gave you? I'm trying to
5 keep them straight.

6 A. Sorry.

7 (Exhibit 5 marked for identification.)

01:50PM

8 Q. I think I just caused some confusion. I'm going
9 to give you those. Thanks. Okay. I'm going to show
10 you what's been marked as Exhibit 5 now.

11 Okay. I'm going to show you what I've
12 marked as Exhibit 5. And I'll refer you to the second
13 page. And that's your signature, correct?

14 A. I'm still on the first page, if you wouldn't mind.

01:51PM

15 Q. Well, let me refer you to the second page first.
16 Is that your signature at the bottom?

17 A. Yes, ma'am.

18 Q. Okay. I'll have a couple questions. So let me
19 know when you're ready.

01:54PM

20 A. I'm ready.

21 Q. Have you seen that document before?

22 A. Yes, ma'am.

23 Q. And is that your signature?

24 A. Yes, ma'am.

01:54PM

25 Q. Okay. And that indicates that you were provided a



**TABATHA L. KING vs JOHN MONTGOMERY
KING, TABATHA on 01/23/2023**

105

1 copy of the General Orders of the sheriff's
2 department, correct?

3 A. Yes. I was handed a CD after I signed it.

4 Q. Thank you. What was on the CD?

01:55PM 5 A. The policies and procedures.

6 Q. Okay. Ms. King, I've a question. Why would
7 Sheriff Montgomery care whether you had had sex with
8 Ethan Raymond or not?

01:55PM 9 MR. ROZZELL: Object to form. Calls for
10 speculation.

11 A. To intimidate him is my guess.

12 Q. Why would Sheriff Montgomery want to intimidate
13 Ethan Raymond?

14 A. That's a great question. I don't know.

01:55PM 15 Q. I mean --

16 A. Control.

17 Q. Okay. Any other reasons?

18 A. Not that I know of.

01:55PM 19 Q. Did Sheriff Montgomery demand any other employees
20 at Baxter County admit that they had sex with you?

21 A. He did an investigation.

22 Q. My question is: Did Sheriff Montgomery require or
23 demand that any other or that any employees at Baxter
24 County admit that they had sex with you?

01:56PM 25 A. I don't know.



**TABATHA L. KING vs JOHN MONTGOMERY
KING, TABATHA on 01/23/2023**

118

02:25PM 1 Q. Okay. Let me just -- I'm just trying to figure
2 out if there's some recording that I don't know about
3 with respect to anything that you talked to
4 Jackie Stinnett about, whether it was a harassment or
5 assault. Is there anything that you have that's
6 recorded?

7 A. We've already discussed that.

8 Q. What have we discussed with respect to the
9 recording?

02:25PM 10 A. That I will have to go and look up on my files of
11 what has been recorded.

12 Q. But you do not have a recording of any type of
13 assault on you by Mr. Goode, correct?

14 A. Correct.

02:25PM 15 Q. Okay. I was just trying to figure out what
16 existed.

17 MR. ROZZELL: I heard "reporting," that
18 she had been assaulted and she was reporting
19 it.

02:25PM 20 MS. KENDALL: Okay. And that may --

21 MR. ROZZELL: That's what I heard with
22 my ears, but --

23 MS. KENDALL: I appreciate it. That's
24 why I was trying to get clarifications.

02:25PM 25 Thank you.



**TABATHA L. KING vs JOHN MONTGOMERY
KING, TABATHA on 01/23/2023**

119

1 Q. Ms. King, can you -- again, we can take a break
2 when needed. Can you, at this time, walk through the
3 details of what you discussed with Mr. Stinnett
4 regarding the assault by Mr. Goode?

02:26PM

5 A. I was working. It was close to shift change. And
6 it was a weekend, a Friday, Saturday, or Sunday. And
7 we needed to put inmate mat pads up in the top part of
8 the jail. And it's kind of like a shed on top of the
9 jail. There is stairs leading up to it. The sun was
10 going down. Ethan Raymond, Nolan -- I don't remember
11 Nolan's last name at the moment, and then
12 Tiffany Johnson were in booking. And then
13 Steven Goode said that I was going to assist him
14 carrying mats up.

02:26PM

15 We walked through the garage of the jail
16 and outside, up to the steps; walked up the stairs;
17 carried multiple mats, each of us. And then when we
18 got to the top of the stairs, he placed his in and
19 then informed me to place mine to the left side of the
20 part of the building. There is no lights in there.
21 Just cobwebs. And it's quite small in there.

02:27PM

22 When I looked at him -- I could not
23 physically see him, just a black image of him, profile
24 per se. And then he told me to come to him. He said,
25 "Come here." And I thought he was going to hand me

02:27PM



**TABATHA L. KING vs JOHN MONTGOMERY
KING, TABATHA on 01/23/2023**

120

1 more mats that were outside the door. And, again,
2 there's no windows, no lights in there other than from
3 the doorway. And I could not see anything other than
4 the sun going down behind him and a black profile.

02:28PM

5 Then he grabbed me, with his right arm,
6 onto my left shoulder and did a pressure point and
7 made me fall to my knees, and then took his left hand
8 and -- kind of like a fishhook shape with his first
9 two fingers and shoved it in my mouth and ripped open

02:28PM

10 my jaw and then he placed his penis in my mouth and
11 then started pulling my hair back and forth.

12 And I pulled away and then started
13 coughing and spitting and was still on my knees and my
14 hands. And then he started threatening me, saying if
15 I say anything to anyone, he'll have my job; who will
16 believe me?

02:29PM

17 My only goal was to get out of that room.
18 And then I shoved him out of the way and stepped out
19 of there and immediately thought, because he was
20 stating that he would take my job from me, ruin my
21 career that I wanted with the sheriff's department,
22 that if I told a soul, then he would make sure I get
23 fired. And then he just kept saying, "No one will
24 believe you over me" and "I've been here way longer
25 and you're still brand new."

02:29PM

02:30PM



**TABATHA L. KING vs JOHN MONTGOMERY
KING, TABATHA on 01/23/2023**

122

1 statement was, "You're brand new," and so I remembered
2 also seeing, when I went down the stairs, white
3 flowers and light pink flowers, and I believe it was
4 in the spring of 2019.

02:32PM

5 Q. Okay. The spring of 2019?

6 A. Yes, ma'am.

7 Q. Okay. At the time that this had happened, had you
8 received any -- had you received the text messages
9 from Mr. Goode?

02:32PM

10 A. No, ma'am.

11 Q. You had not yet received those?

12 A. No, ma'am.

13 Q. Okay. So what happened next with respect to your
14 contact with Mr. Goode?

02:33PM

15 A. He left me alone for a couple months. And I made
16 sure I was not alone with him ever in the building. I
17 did not start receiving text messages until around
18 Christmastime or just before Christmastime. And I
19 thought to myself, "Hey, I have evidence now; someone
20 might believe me if I turn in these photos." And
21 nothing was done.

02:33PM

22 Q. Did you say Christmastime of 2019?

23 A. Yes, ma'am. Not to mention, our Christmas party,
24 my husband was present and people were placing bets on
25 my husband beating the hell out of Steven Goode.

02:34PM



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EXHIBIT 2

**TABATHA L. KING vs JOHN MONTGOMERY
KING, TABATHA on 01/23/2023**

124

1 A. The week I was terminated.

2 Q. Okay. How about -- I'm sorry.

3 A. And then I saw him a couple times at restaurants,
4 his restaurant. That's about it.

02:36PM

5 Q. Have you had any communication with Nolan Radcliff
6 about this lawsuit since your separation from Baxter
7 County?

8 A. Not that I can remember at this moment.

9 Q. How about with Conner?

02:36PM

10 A. Not with the lawsuit, no.

11 Q. When was the last time you spoke to Conner?

12 A. At the Arena Bar & Grill, just in passing. I
13 don't remember dates.

14 Q. Who did you report the assault to?

02:36PM

15 A. The physical assault or the harassment of him
16 inappropriately touching me or the photos?

17 Q. Well, let's start with the physical assault. What
18 was the other one? Did you say harassment of him
19 touching?

02:37PM

20 A. Inappropriately touching me, yes.

21 Q. Okay. And then the photos. Okay.

22 Let's start with the physical assault.

23 Who did you report the physical assault to?

24 A. I was terrified of anyone knowing due to me

02:37PM

25 possibly losing my job. And everyone knew that Steven



**TABATHA L. KING vs JOHN MONTGOMERY
KING, TABATHA on 01/23/2023**

129

1 any reason to believe he's being untruthful?

2 A. Absolutely. To save his job.

3 Q. Okay. Why would that --

4 A. Every single person is underneath John Montgomery.

02:43PM

5 Q. Why would it save his job to be untruthful about
6 whether Steven Goode assaulted you or not?

7 A. Obvious reasons.

8 Q. What are those obvious reasons?

02:43PM

9 A. Stating that he would have to take responsibility
10 for knowing about this. And then John Montgomery
11 wanted me terminated, and so therefore nothing was
12 done about Steven Goode ever. So that would look bad
13 upon John Montgomery.

02:44PM

14 Q. Okay. So let's go back to reporting on the
15 physical assault. Okay? So within Baxter County,
16 it's your testimony that you only reported it to
17 Captain Lewis that you were assaulted, correct?

18 A. Correct.

19 Q. Did you specifically mention Steven Goode?

02:44PM

20 A. Yes.

21 Q. Okay. You did not report to Sheriff Montgomery
22 that you were physically assaulted by Steven Goode?

23 A. Correct.

24 Q. Okay.

02:44PM

25 A. Not until after I was terminated.



**TABATHA L. KING vs JOHN MONTGOMERY
KING, TABATHA on 01/23/2023**

153

1 A. Yes.

2 Q. Why?

3 A. Because everyone had nicknames and he didn't want
4 to deal with Lea because she was inappropriate with
03:19PM 5 him; and he hated Tiffany Johnson because she was a
6 meth head and was proud of it. Then the booking
7 officers -- he said it's just easier to go upstairs
8 and do his paperwork upstairs with me and do it on
9 ACIC.

03:19PM 10 Q. So --

11 A. Which the only computers are dispatch or tower.

12 Q. Did you ever send Steven Goode any photos of
13 yourself?

14 A. Absolutely not.

03:19PM 15 Q. Okay. Never?

16 A. Never.

17 Q. Where is the telephone that has the photos that
18 Steven Goode sent to you?

03:20PM 19 A. I don't even think I have it anymore. I
20 screen-shot the evidence and turned it in.

21 Q. Turned it in to your lawyer?

22 A. Uh-huh.

23 Q. To your lawyer George Rozzell?

24 A. Paul Bayless.

03:20PM 25 Q. What is the evidence that you screen-shot and gave



**TABATHA L. KING vs JOHN MONTGOMERY
KING, TABATHA on 01/23/2023**

167

1 opportunity. Would you read that, please? I'm going
2 to ask you a question about it.

3 A. Okay.

4 Q. This says: "In August of '19, Goode began to send
5 King pictures of his penis."

03:54PM

6 Have you given to your lawyer all the
7 pictures that you are referring to in Paragraph 14?

8 A. Yes, ma'am.

9 Q. Okay. It then states that, "King documented these
10 photos and reported them to Dawn Dunford, head
11 dispatcher." When did you report the photos to
12 Dawn Dunford?

03:54PM

13 A. I reported verbally to Ethan Raymond and stated I
14 was getting unwanted text messages and how to block
15 him on receiving photos. And Ethan did not know how
16 to do that where you can still receive texts but not
17 photos from someone. And then rumors went around that
18 Steven was sending another female photos; and because
19 I was the new girl still, they assumed it was me. And
20 I would deny it because I didn't want repercussion
21 from Steven.

03:55PM

22 And then I had a talk with
23 Captain Lewis -- I don't recall if it was before or
24 after. I think it was before -- not saying any names,
25 not Steven's name or anybody's, saying, "This is not a

03:55PM

03:56PM



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EXHIBIT 2

**TABATHA L. KING vs JOHN MONTGOMERY
KING, TABATHA on 01/23/2023**

168

1 captain-and-jailer moment. I need just personal
2 advice." Because I was terrified of what Steven would
3 do.

03:56PM

4 And so he advised me that this is
5 unacceptable; we do not tolerate this at the sheriff's
6 department. He wanted a name and I was too scared to
7 give it to him. And then I believe Ethan told Sierra
8 and then Dawn Dunford, and Dunford approached me,
9 saying, "Hey, have you gotten any photos from Steven?"

03:57PM

10 And she pressured me to turn them in. And I said,
11 "Well, I don't want Steven to ever find out that I was
12 the one that submitted the photos because if nothing
13 is done, then he will make my life hell at work." And
14 so she said, "Well, give them to me and I will
15 directly give them to Lieutenant Lewis."

03:57PM

16 Down the road, Lieutenant --

17 Q. When was that?

18 A. I don't remember the date. You would have to ask
19 Dawn Dunford. I don't remember when I discussed that.

03:57PM

20 Q. What year? Let's just narrow it down to year.

21 A. I believe in 2019.

22 Q. Okay.

23 A. Yeah. End of 2019. And so I did. I gave her the
24 photos. She sent them to Lieutenant Lewis's phone.

03:58PM

25 About a few days later, Steven stated, bragging up at



**TABATHA L. KING vs JOHN MONTGOMERY
KING, TABATHA on 01/23/2023**

173

1 rotations?

2 A. Ethan and Lieutenant Lewis. My direct response --
3 or their answer was Lieutenant Lewis said, "We put you
4 where we need you."

04:05PM 5 Q. Did you formally request to move?

6 A. Paperwork-wise, no.

7 Q. Why not?

8 A. Because I was already told verbally no.

04:05PM 9 Q. So Lieutenant Lewis said, "We put you where we
10 need you"; but in your complaint, you said it was
11 denied because you didn't formally request the change.

12 A. Yes.

13 Q. So was it denied because they didn't need you on a
14 different rotation?

04:06PM 15 A. My lawyer Paul Bayless wrote that down from my
16 statement of what was spoke about.

17 Q. From what statement that was spoke about?

18 A. What me and Lieutenant Lewis and Ethan Raymond
19 spoke about.

04:06PM 20 Q. Okay. But you just testified that
21 Lieutenant Lewis told you, "We've got you where we
22 need you."

23 A. I believe, down the road, whenever they were
24 questioned about it, the statement came that I didn't
04:06PM 25 do a former -- a formal written request.



**TABATHA L. KING vs JOHN MONTGOMERY
KING, TABATHA on 01/23/2023**

174

1 Q. But in your --

2 A. And I honestly didn't know I needed to do that.

3 So...

4 Q. But in your conversation with Lieutenant Lewis --

04:06PM

5 A. At the time, I thought a verbal was good enough.

6 Q. Okay. And at that time, with Lieutenant Lewis,
7 his response was, "We've put you where we need you"?

8 A. Correct.

9 Q. Okay. So it was denied -- the shift change was

04:07PM

10 denied because they had you where they needed you
11 working, correct?

12 A. Yes.

13 Q. Did you consider this to be retaliatory?

14 A. No, absolutely not.

04:07PM

15 Q. Do you consider it to be harassing?

16 A. I don't believe Lieutenant Lewis understood what
17 kind of conditions I was working under.

18 Q. Okay. On paragraph 16, it says, throughout the
19 remainder of your employment, you were compelled to
20 kowtow to Goode, as he remained in his position over
21 you.

04:07PM

22 Let me ask you one question: How -- can you
23 give me the dates in which Goode served as your
24 immediate supervisor?

04:07PM

25 A. He was put as sergeant over my rotation in 2020.



**TABATHA L. KING vs JOHN MONTGOMERY
KING, TABATHA on 01/23/2023**

179

1 A. And in the change-out room.

2 Q. What's the change-out room?

3 A. It's where we have people that are brought in that
4 were arrested and we have to make them do a

04:15PM 5 cough-and-squat and take off all their belongings.

6 And one of them was injured, and so there was blood
7 spatter, from them being belligerent and spitting on
8 the walls the blood, and all that kind of behavior.

9 So...

04:16PM 10 Q. Okay. And so what did you have to do with respect
11 to that?

12 A. It was a male that was changed out, and then I was
13 told to come downstairs and get a mop and mop it up.

14 Q. Okay. Okay.

04:16PM 15 A. It was part of his retaliation just like him
16 taking away my gun and badge because I reported that I
17 was on medication for anxiety to the nurse. In case I
18 was ever drug tested, I wanted that noted immediately
19 that, you know, I'm on medication. And she stated

04:16PM 20 that I didn't have to report that. But Steven Goode
21 was eavesdropping and overheard it because the nurses'
22 office is right next to the sergeants' office. So
23 during the time frame that Lieutenant Lewis and

04:17PM 24 Captain Lewis were not present for about a week, he
25 decided to take away my gun and badge.



**TABATHA L. KING vs JOHN MONTGOMERY
KING, TABATHA on 01/23/2023**

180

1 And when Captain came back, that is
2 whenever I approached him and he helped me on
3 saying -- get paperwork from the doctor stating that I
4 can carry a gun with being on this medication daily,
04:17PM 5 things like that.

6 Q. Okay.

7 A. Because I've never seen anyone be -- taken their
8 gun and badge away ever.

9 Q. Okay. Anything else that Steven Goode did to you
04:17PM 10 that you consider to be wrongful, whether it be
11 retaliatory, harassing, discriminatory, or anything
12 wrongful?

13 A. My yearly eval was written poorly against me and
14 had no facts to back it up on his statement. And so
04:18PM 15 Captain explained that I can write a statement on it
16 before it goes to courthouse and to be filed
17 underneath my name. And I had no idea that I could do
18 something like that, so it was just guidance of me not
19 knowing my capabilities and Steven taking advantage of
04:18PM 20 certain situations like that.

21 He also spoke poorly about my work ethics,
22 whenever I was still in training for booking, to other
23 corporals to where they did not want to work with me.
24 That way, he could control me learning something or
04:18PM 25 not learning something; me always having to go ask



1 Q. Okay. Paragraph 17 states 2020, you --

2 A. Oh, yes, this is a big one.

3 MS. KENDALL: And I'm paraphrasing.

4 George, I'm paraphrasing.

5 Q. -- that you requested to go to the emergency room
6 due to an urgent issue with a pending pregnancy.

7 A. Yes. That's a big one that I forgot off the top
8 of my head at the moment.

9 He told me that no one cares if I'm on my
10 period; no one believes that I'm pregnant; and if I go
11 to the ER, then I will be terminated.

12 So the second that Joe Quinn came on to
13 night shift, I told him what was going on. And he
14 asked to take me to the hospital, and I said, "You're
15 already short down two people. You can't afford to be
16 absent as well."

17 Q. Did you take -- and did you suffer a miscarriage
18 that day?

19 A. I did.

20 Q. And is the miscarriage reflected in your medical
21 records?

22 A. Yes. [REDACTED]

[REDACTED] And it has the time on it that it
24 was immediately after shift change. I was still in
25 uniform.



1 And then Lea Powell was present whenever I
2 requested to leave. And I said, "All it's doing is
3 hurting Lea who is having to do my job and her job.
4 Can we please call someone in to relieve me?" And I
5 got the answer I was given.

6 Q. Who did you see at the emergency room?

7 A. It was a female doctor. I don't remember off the
8 top of my head. It's a bad day I try to push out of
9 my memory as much as possible.

10 Q. Did the doctor confirm that you had suffered a
11 miscarriage?

12 A. Yes.

13 Q. How did she confirm that you had suffered a
14 miscarriage?

15 A. Verbally.

16 Q. What medical test did she do to confirm that you
17 had suffered a miscarriage?

18 A. She did an ultrasound. [REDACTED]
[REDACTED]
[REDACTED]
[REDACTED]
[REDACTED]
[REDACTED]
[REDACTED]
[REDACTED]

25 Q. Did she perform any tests to confirm that you had



1 been pregnant that day?

2 A. I don't know the medical side of it. [REDACTED]

[REDACTED] and that I was
4 still passing baby pieces. So...

5 Q. When you say "baby pieces," what are you --

6 A. I saw an arm and fingers.

7 Q. Okay. Where did you see the arm and fingers? And
8 if you need to take a break, I know these are
9 difficult things for you to talk about. If you need
10 to take a break at any time, feel free.

11 A. She was scraping and pulling things out of me and
12 showed me.

13 Q. How far along in this pregnancy were you at this
14 point?

15 A. 20 weeks is what I was told.

16 Q. Who told you you were 20 weeks pregnant?

17 A. The doctor. She said, due to the size of the
18 baby, that that's how far along I was. "The
19 development" is the words she used.

20 Q. And this was at Baxter Regional Medical Center?

21 A. Yes, ma'am.

22 Q. Did you go see follow-up anywhere?

23 A. I verbally had a conversation with my normal
24 doctor, Dr. Adkins, I believe. Other than that, no.

25 I was quite heartbroken and just wanted that memory to



1 A. The doctor circled "20 weeks pregnant." I didn't
2 think I was that far along.

3 Q. The doctor gave you this --

4 MR. ROZZELL: May I correct and not
5 coach, Susan? Just for the sake of the
6 record, I'm not going to coach. That's a
7 less-than sign.

8 THE WITNESS: Oh, okay. Good. Even
9 better. Because I didn't think that was
10 right.

11 Q. So it's your testimony today that the doctor
12 printed this off and gave it to you and circled "less
13 than 20 weeks pregnant"?

14 A. Yes.

15 Q. Okay. On the reason for visit, [REDACTED]

[REDACTED]
[REDACTED] that's actually what you
18 reported to the doctor, correct?

19 A. Yes.

20 Q. Okay. And when you went to the ER, you stated
21 that [REDACTED]

23 A. Yes.

24 Q. But it's your testimony today that you were
25 20 weeks pregnant at the ER?



**TABATHA L. KING vs JOHN MONTGOMERY
KING, TABATHA on 01/23/2023**

200

1 A. We discussed it briefly; but, no, we did not go
2 into detail about it.

3 Q. What detail did we not discuss?

04:55PM

4 A. I was wrongfully taken away of my badge and gun
5 due to retaliation from Steven Goode because I was on
6 medication that was anti-anxiety medication. And the
7 doctor wrote a note the very next day stating that I
8 can carry a gun and have no problems with performance.

04:56PM

9 Q. So your badge and your gun privilege were revoked
10 for one day?

11 A. I believe so, yes.

12 Q. Okay. And were you paid for that day?

13 A. I don't believe I worked that day.

04:56PM

14 Q. Okay. So your badge and your gun privileges were
15 revoked for one day, but you were not scheduled to
16 work that day?

17 A. Correct.

18 Q. Okay. And you did not miss any pay because of the
19 badge and gun privilege being revoked, correct?

04:56PM

20 A. Correct. That has nothing to do with being a
21 jailer.

22 Q. Okay. You were not terminated as a reserve deputy
23 because your badge and gun privileges were revoked,
24 correct?

04:57PM

25 A. Say that again.



**TABATHA L. KING vs JOHN MONTGOMERY
KING, TABATHA on 01/23/2023**

202

1 retaliated against you through negative evaluations.

2 How do you -- as we sit here, do you
3 believe that that conversation happened on April 15th
4 of 2021?

04:58PM

5 A. I would look at my doctor's note to support it.
6 But I have no reason not to remember -- or not to say
7 it doesn't -- it wasn't that day.

8 Q. Why would you look at your doctor's note?

9 A. Because I do not recall the exact date.

04:58PM

10 Q. But --

11 A. And that was the same day that I got the doctor's
12 note.

13 Q. The same day you got the doctor's note is the same
14 day you went and talked to Captain Lewis about --

04:58PM

15 A. Yes, ma'am.

16 Q. The same day you got the doctor's note is the same
17 day that you went to talk to Dr. Lewis -- excuse me,
18 Lieutenant Lewis about your performance evaluation,
19 correct?

04:58PM

20 A. Correct.

21 Q. And it's your testimony under oath today that you
22 also reported to Captain Lewis that you had been
23 sexually assaulted and sexually harassed, on April 15,
24 2021?

04:59PM

25 A. Correct.



**TABATHA L. KING vs JOHN MONTGOMERY
KING, TABATHA on 01/23/2023**

206

1 that you had been subject to sexual assault?

2 A. Yes. I stated what was said in the termination
3 office with Sheriff. I stated what he said and what I
4 said.

05:05PM

5 Q. Did you ever mention sexual assault?

6 A. My statement, line 14, "Yes. I said that I find
7 it a little funny that two weeks prior to I reporting
8 sexual harassmt and retaliation and all of a sudden
9 you're finding any excuse to terminate me." The word

05:06PM

10 "assault" is not in it, you are correct.

11 Q. Did you testify at any time during the grievance
12 hearing that you had been sexually assaulted?

13 A. No.

05:06PM

14 Q. And you never told Sheriff Montgomery that you had
15 been sexually assaulted, correct?

16 MR. ROZZELL: Object to form.

17 A. Until the day of my termination.

18 Q. Okay. So the first -- and how did the meeting
19 with the sheriff end?

05:07PM

20 A. As stated before, I told him -- or he stated that
21 I was welcome to have a grievance hearing; and I
22 stated I will be having a grievance hearing and a
23 criminal and a civil lawsuit.

05:07PM

24 Q. Okay. And you had already been terminated at the
25 time of this conversation, correct?



**TABATHA L. KING vs JOHN MONTGOMERY
KING, TABATHA on 01/23/2023**

224

1 MR. ROZZELL: They all are. It's just
2 probably a matter of overbleed. They should
3 be Bates'd at least.

05:40PM

4 Q. Ms. King, can you tell me what Exhibit Number 12
5 is?

6 A. It looks to be text messages between Steven Goode
7 and I.

05:41PM

8 Q. Okay. And earlier, we discussed text messages and
9 photos that Mr. Goode provided -- sent to you. And
10 you stated that you had provided all of those text
11 messages and photos to your attorney. Is Exhibit 12
12 all of the text messages and pictures that you
13 received from Steven Goode upon which you base your
14 complaint in this case?

05:41PM

15 A. You'll have to give me a minute to go through it.

16 Q. Sure. Sure.

17 A. Okay.

18 Q. Do you have an answer to my question?

19 A. Say it again, I apologize.

05:43PM

20 MS. KENDALL: Can you read it back?

21 THE COURT REPORTER: Sure.

22 Question: "Okay. And earlier, we
23 discussed text messages and photos that
24 Mr. Goode provided -- sent to you. And you
05:41PM 25 stated that you had provided all of those



**TABATHA L. KING vs JOHN MONTGOMERY
KING, TABATHA on 01/23/2023**

225

1 text messages and photos to your attorney.
2 Is Exhibit 12 all of the text messages and
3 pictures that you received from Steven Goode
4 upon which you base your complaint in this
05:41PM 5 case?"
6 A. Yes.
7 MS. KENDALL: I'm about to wrap up. Can
8 we go off the record?
9 MR. ROZZELL: Yes.
05:55PM 10 (Recess from 5:43 p.m. to 5:56 p.m.)
11 Q. Okay. We can go back on the record. Ms. King, we
12 talked earlier about your old phone and your new
13 phone, I think is how we referred to those. For your
14 old phone, who was your carrier?
05:56PM 15 A. I believe Straight Talk.
16 Q. And then for the new phone, who is the carrier?
17 A. Verizon.
18 Q. What was your telephone number on Straight Talk on
19 your old phone?
05:57PM 20 A. Same it is now.
21 Q. What is that?
22 A. (870) 404-3435.
23 MR. ROZZELL: Good luck with them.
24 (Exhibit 13 marked for identification.)
05:57PM 25 Q. I'm going to show you what I've marked as Exhibit



**TABATHA L. KING vs JOHN MONTGOMERY
KING, TABATHA on 01/23/2023**

226

1 Number 13. Is this a text message that you sent to
2 Captain Lewis?

3 A. Yes.

4 Q. Okay. And you offered to freely give him and
05:57PM 5 Lieutenant Lewis one-third of your lawsuit winnings?

6 A. I thought it was only fair.

7 Q. Why is that fair?

8 A. Because they suffered the same endurance as the
9 rest of us. Lieutenant Lewis didn't want Steven Goode

05:57PM 10 working there. Captain, he always protects every
11 single employee except for he always has to cover up
12 Montgomery's problems that he allows to happen in the
13 jail or wherever.

14 Q. You think highly of Captain Lewis?

05:58PM 15 A. Yes.

16 Q. And you think highly of Lieutenant Lewis?

17 A. Very.

18 Q. Thank you.

19 A. I do not blame them for this situation at all.

05:58PM 20 They answer to the same person we all do:

21 John Montgomery.

22 Q. Do you believe Captain Lewis to be truthful and
23 honest?

24 A. Yes, unless it's risking his job.

05:58PM 25 Q. Do you believe Lieutenant Lewis to be truthful and



**TABATHA L. KING vs JOHN MONTGOMERY
KING, TABATHA on 01/23/2023**

227

1 honest?

2 A. Same answer.

3 MS. KENDALL: I have no further
4 questions today. Ms. King, I appreciate
05:58PM 5 your time. I know it's been a long day. We
6 are going to agree --

7 MR. ROZZELL: Yes.

8 MS. KENDALL: -- with Counsel to keep
9 the deposition open at this time and reserve
05:58PM 10 any time that remains on the record. George
11 has asked that, before we reconvene the
12 deposition, that we first review the
13 additional information that we may receive
14 and determine whether we could do that by
05:59PM 15 the interrogatories.

16 MR. ROZZELL: The interrogatories.

17 MS. KENDALL: Thank you. And we will
18 agree to do that. But...

19 MS. WITHERSPOON: And I am holding my
05:59PM 20 time, the remainder of this time, on behalf
21 of Mr. Goode because of the threat of
22 criminal charges.

23 MR. ROZZELL: Okay. And I'll reserve my
24 time and we will read and sign today's.

05:59PM 25 THE COURT REPORTER: Okay.



**TABATHA L. KING vs JOHN MONTGOMERY
KING, TABATHA on 01/23/2023**

228

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MR. ROZZELL: Thank you.
MS. KENDALL: I have nothing further.
THE COURT REPORTER: Okay.
(Proceedings concluded at 5:59 p.m.)



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REPORTER CERTIFICATION

I, JENNIFER NORMAN, Certified Court Reporter for the State of Arkansas, do hereby certify to the following:

1) that on January 23, 2023, the witness, TABATHA L. KING, was duly sworn by me prior to the taking of testimony as to the truth of the matters attested to and contained therein;

2) that the foregoing pages contain and are a true and correct transcription of the proceedings as reported verbatim by me via realtime stenography to the best of my ability and transcribed at or under my direction and supervision, and subject to appropriate changes submitted by witness, if any, during his/her requested reading and signing of this deposition according to the Arkansas Rules of Civil Procedure;

3) that I am neither counsel for, related to, nor employed by any of the parties to the action in which this proceeding was taken; and that I am not a relative or employee of any attorney employed by the parties hereto;

4) that I am not financially interested or otherwise interested in the outcome of this action that affects or has substantial tendency to affect impartiality or requires me to relinquish control of



TABATHA L. KING vs JOHN MONTGOMERY
KING, TABATHA on 01/23/2023

230

1 an original or copies of a deposition transcript
2 before it is certified, or that requires me to provide
3 any service not made available to all parties to the
4 action; and

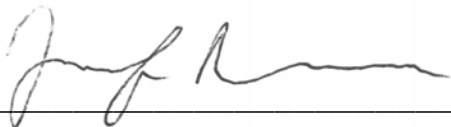
5 5) that I have no contract with the parties,
6 attorneys, or persons with an interest in the action;
7 and that I am not knowingly identified on a preferred
8 provider list, whether written or oral, for any
9 litigant, insurance company, or third-party
10 administrator involved in this matter;

11 6) that signature of the witness is not
12 waived.

13 This transcript is prepared at request of
14 counsel for DEFENDANTS, and all fees are billed
15 directly to them in compliance with Arkansas Board of
16 Court Reporter Examiners Regulations Section 19.

17 Witness my hand and seal this 7th of
18 February, 2023.



19 
20 _____

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