

Transcript of the Testimony of
Rhett Riviere

Date: July 12, 2023



CREEL COURT REPORTING, INC.
Condensed Transcript and Word Index

1230 Richland Street
Columbia, SC 29201
Phone: (803) 252-3445
Email: contact@creelreporting.com
Internet: <https://creelreporting.com/>

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1 STATE OF SOUTH CAROLINA) COURT OF COMMON PLEAS
 2 COUNTY OF AIKEN) 2nd JUDICIAL CIRCUIT
 3) C/A #: 2022-CP-02-2323
 4 Heather Crespo,)
 5 Plaintiff,)
 6 vs.)
 7 Rhett Riviere, Josee Riviere,)
 8 Chase Enterprises, LLC of South)
 9 Carolina, and R.C. Riviere)
 10 Properties, LLC,)
 11 Defendants.)

DEPOSITION OF
 RHETT RIVIERE

Wednesday, July 12, 2023
 10:06 a.m. - 12:35 p.m.

The deposition of Rhett Riviere, taken on behalf of the Plaintiff at the Aiken County Chamber of Commerce, 121 Richland Avenue, Aiken, South Carolina, on the 12th day of July, 2023 before Jamie Leigh Barrs, Court Reporter and Notary Public in and for the State of South Carolina, pursuant to Notice of Deposition and/or agreement of counsel.

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1 APPEARANCES
 2 Deborah B. Barbier, Esquire
 3 Deborah B. Barbier, LLC
 4 1811 Pickens Street
 5 Columbia, South Carolina 29201
 6 AND
 7 Wesley D. Few, Esquire, (Virtual)
 8 Cassie Young, Esquire, (Virtual)
 9 Wesley D. Few, LLC
 10 416 East North Street, 2nd Floor
 11 Post Office Box 9398 (29604)
 12 Greenville, South Carolina 29601
 13 AND
 14 Ryan L. Beasley, Esquire, (Virtual)
 15 Ryan Beasley, Attorney At Law, PA
 16 416 East North Street, 2nd Floor
 17 Greenville, South Carolina 29601
 18 Attorneys for the Plaintiff, Heather Crespo
 19 Joseph M. McCulloch, Jr., Esquire
 20 McCulloch and Schillaci
 21 1116 Blanding Street
 22 Post Office Box 11623 (29211)
 23 Columbia, South Carolina 29201
 24 AND
 25 James "Jim" M. Griffin, Esquire, (Virtual)
 Griffin Davis Law
 4408 Forest Drive, Suite 300
 Post Office Box 999
 Columbia, South Carolina 29202
 Attorneys for the Defendants, Rhett Riviere, R.C. Riviere Properties, LLC and Chase Enterprises, LLC of South Carolina

John W. Harte, Esquire, (Virtual)
 Devron Hinsey, Paralegal
 Law Office of John W. Harte
 702 Chaffee Lane
 Post Office Box 7215 (29804)
 Aiken, South Carolina 29801
 Attorney for the Defendant, Josee Riviere

ALSO PRESENT:
 Silvia Harte, Observer

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 8
 9 STIPULATIONS
 10
 11 It is stipulated and agreed that this
 12 deposition is being taken pursuant to the South
 13 Carolina Rules of Civil Procedure.
 14
 15 It is stipulated by and between counsel and the
 16 witness that the reading and signing of the following
 17 deposition be, and the same are, hereby waived.

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1 A: I invoke the Fifth.
 2 Q: Okay. Did you do -- make those videos of them
 3 without their knowledge?
 4 MR. MCCULLOCH: Object to the form and based on
 5 privilege.
 6 A: I invoke the Fifth.
 7 Q: Did you make those videos of them without their
 8 consent?
 9 MR. MCCULLOCH: Same objection to form and
 10 privilege.
 11 A: I invoke the Fifth.
 12 Q: Do you agree that as the landlord at that time,
 13 of Heather and Gabriel Crespo, that they had a
 14 reasonable expectation of privacy in the
 15 property that you were renting to them?
 16 MR. MCCULLOCH: Object to the form and object on
 17 privilege.
 18 A: I invoke the Fifth.
 19 Q: Okay. The videos -- with respect to the videos
 20 that you made of Heather and Gabriel Crespo,
 21 did you share those videos and allow third
 22 parties to watch those videos?
 23 MR. MCCULLOCH: Object to the form and objection on
 24 privilege.
 25 A: I invoke the Fifth.

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1 Q: Okay. Did you videotape the Crespos having
 2 sexual relations?
 3 MR. MCCULLOCH: Objectio- -- objection based on
 4 privilege.
 5 A: I invoke the Fifth.
 6 Q: Did you videotape them having any sexual
 7 activity?
 8 MR. MCCULLOCH: Objection based on privilege.
 9 A: I invoke the Fifth.
 10 Q: Did you videotape them while they were in the
 11 nude and in the bathroom -- while they were
 12 nude and in the bathroom?
 13 MR. MCCULLOCH: Objection on privilege.
 14 A: I invoke the Fifth.
 15 Q: Did the Crespos have any knowledge that you
 16 were taping them, either in their bedroom, or
 17 in their bathroom?
 18 MR. MCCULLOCH: Object to the form and objection
 19 based on privilege.
 20 A: I invoke the Fifth.
 21 Q: Did the Crespos consent to being videotaped by
 22 you, at any time?
 23 MR. MCCULLOCH: Object on privilege.
 24 A: I invoke the Fifth.
 25 Q: Would you agree with me, that the Crespos had

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1 a reasonable expectation of privacy in their
 2 bedroom?
 3 MR. MCCULLOCH: Object to the form and objection
 4 based on privilege.
 5 A: I invoke the Fifth.
 6 Q: Would you agree that the Crespos had a
 7 reasonable expectation of privacy in the
 8 bathroom of your rental property?
 9 MR. MCCULLOCH: Objection based on privilege.
 10 A: I invoke the Fifth.
 11 Q: Did you make the videos of the Crespos so that
 12 they would be available to you and to other
 13 third parties for sexual gratification?
 14 MR. MCCULLOCH: Object to the form and objection on
 15 privilege.
 16 A: I invoke the Fifth.
 17 Q: Did you put any of the videos of the Crespos on
 18 the internet or on the dark web?
 19 MR. MCCULLOCH: Objection based on privilege.
 20 A: I invoke the Fifth.
 21 Q: Okay. Do you intend to answer any questions
 22 that I ask you about the Crespos by asserting
 23 the Fifth Amendment?
 24 A: Yes.
 25 Q: I wanna ask you about Julianne Foster.

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1 Did you videotape Julianne Foster while
 2 she was in one of your rental properties for
 3 the purposes of yours and other's sexual
 4 gratification?
 5 MR. MCCULLOCH: Objection based on privilege.
 6 A: I invoke the Fifth.
 7 Q: Did you videotape Ms. Foster while she was
 8 undressing?
 9 MR. MCCULLOCH: Objection based on the fif- --
 10 objection based on privilege.
 11 A: I invoke the Fifth.
 12 Q: Did you videotape Ms. Foster while she was nude
 13 and in the bedroom of the property that she was
 14 renting from you?
 15 MR. MCCULLOCH: Same objection on privilege.
 16 A: I invoke the Fifth.
 17 Q: Did you collaborate with Airbnb and Katherine
 18 Thomas on renting the property to Ms. Foster
 19 and her friends?
 20 MR. MCCULLOCH: Same objection based on privilege.
 21 A: I invoke the Fifth.
 22 Q: Do you agree that Ms. Foster had no knowledge
 23 that she was being videotaped while she
 24 undressed?
 25 MR. MCCULLOCH: Object to the form and objection on

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1 rented?
 2 MR. MCCULLOCH: Objection on privilege.
 3 A: I invoke the Fifth.
 4 Q: Is Chase Enterprises, LLC of South Carolina one
 5 of the Companies that you use to facilitate
 6 your illegal videotaping of people?
 7 MR. MCCULLOCH: Object to the form and based on
 8 privilege.
 9 A: I invoke the Fifth.
 10 Q: Is R.C. Riviere Properties, LLC the Company
 11 that you use to -- one of the Companies that
 12 you use to facilitate your illegal videotaping
 13 of people?
 14 MR. MCCULLOCH: Object to the form and based on
 15 privilege.
 16 A: I invoke the Fifth.
 17 Q: Of all the properties that I just asked you
 18 about, did you place hidden cameras in these
 19 properties for the purpose of invading the
 20 privacy of the people that were renting from
 21 you?
 22 MR. MCCULLOCH: Object to the form and objection
 23 based on privilege.
 24 A: I invoke the Fifth.
 25 Q: And did you also do that for the purpose of

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1 your own sexual gratification?
 2 MR. MCCULLOCH: Object to the form and objection
 3 based on privilege.
 4 A: I invoke the Fifth.
 5 Q: Okay. Did you deceive the people that were
 6 renting from you into thinking that they would
 7 have privacy in your rental properties?
 8 MR. MCCULLOCH: Object to the -- based on privilege.
 9 A: I invoke the Fifth.
 10 Q: Would you agree with me that the people who
 11 rented from you had an expectation of privacy
 12 in these properties?
 13 MR. MCCULLOCH: Objection based on privilege.
 14 A: I invoke the Fifth.
 15 Q: Okay. Would you agree with me that you
 16 violated their privacy rights by filming them
 17 without their knowledge?
 18 MR. MCCULLOCH: Objection to the form and based on
 19 privilege.
 20 A: I invoke the Fifth.
 21 Q: Did the companies that you operate receive
 22 rental income from the people who rented?
 23 MR. MCCULLOCH: Objection on privilege.
 24 A: I invoke the Fifth.
 25 Q: Did you personally receive the rental income

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1 from these properties?
 2 MR. MCCULLOCH: Objection based on privilege.
 3 A: I invoke the Fifth.
 4 Q: Did Josee Riviere assist you in the rental of
 5 all your properties while you were married?
 6 MR. MCCULLOCH: Objection based on privilege.
 7 A: I invoke the Fifth.
 8 Q: Okay. Did Josee Riviere deliver lease
 9 agreements to your tenants?
 10 MR. MCCULLOCH: Objection based on privilege.
 11 A: I invoke the Fifth.
 12 Q: Did Josee Riviere collect rent from your
 13 tenants?
 14 MR. MCCULLOCH: Objection based on privilege.
 15 A: I invoke the Fifth.
 16 Q: Did Josee Riviere help maintain these
 17 properties?
 18 MR. MCCULLOCH: Objection based on privilege.
 19 A: I invoke the Fifth.
 20 Q: Was Josee Riviere aware that you had hidden
 21 cameras in these properties and that you were
 22 videotaping people while they were undressing
 23 and in the, in the bathrooms?
 24 MR. MCCULLOCH: Objection to the form and based upon
 25 privilege.

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1 A: I invoke the Fifth.
 2 Q: Okay. Was Josee Riviere, specifically, aware
 3 that while the Crespos were renting from you,
 4 that you were videotaping them without their
 5 knowledge while they were having sex and while
 6 they were in the bathroom nude?
 7 MR. MCCULLOCH: Object to the form and based on
 8 privilege.
 9 A: I invoke the Fifth.
 10 Q: Did Josee Riviere watch the videos of the
 11 Crespos with you?
 12 MR. MCCULLOCH: Objection based on privilege.
 13 A: I invoke the Fifth.
 14 Q: Did -- was Josee Riviere aware that you were
 15 videotaping other young girls in your rental
 16 properties?
 17 MR. MCCULLOCH: Objection based on form and
 18 privilege.
 19 A: I in -- I invoke the Fifth.
 20 Q: Did you and Josee Riviere have conversations
 21 about you videotaping girls, young girls, in
 22 your rental properties?
 23 MR. MCCULLOCH: Objection based on privilege.
 24 A: I invoke the Fifth.
 25 Q: How did you meet Gabriel and Heather Crespo?

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1 (Plaintiff's Exhibit Number 2 was marked for
 2 identification purposes.)
 3 Q: Exhibit 2, Mr. Riviere, is a screenshot of
 4 files taken from your electronic devices. Do
 5 you, do you recognize this?
 6 A: That's ...
 7 MR. MCCULLOCH: (Reviews document.) And same
 8 objection to privilege.
 9 A: (Reviews document.) I invoke the Fifth.
 10 Q: Okay. Did you name the video Heather and
 11 Gabriel in it -- as it's highlighted on this
 12 page?
 13 MR. MCCULLOCH: Objection based on privilege.
 14 A: I, I invoke the Fifth.
 15 Q: Okay. In 2019 you approached the Crespos'
 16 young daughter and wanted to drive her in a
 17 Memorial Day parade, do you recall that?
 18 MR. MCCULLOCH: Objection based on privilege.
 19 A: (Shakes head.) I invoke the Fifth.
 20 Q: Okay. Isn't it true, that through, through the
 21 years, without the knowledge of the Crespos
 22 that these videos even existed, you were
 23 sharing these videos with third parties?
 24 MR. MCCULLOCH: Objection based on privilege.
 25 A: I invoke the Fifth.

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1 Q: In fact, you uploaded these videos of the
 2 Crespos onto a platform on the internet so that
 3 thousands of people could watch the videos,
 4 isn't that right?
 5 MR. MCCULLOCH: Objection based ---
 6 A: I invoke ---
 7 MR. MCCULLOCH: --- on privilege.
 8 A: --- the Fifth.
 9 Q: Have you reviewed the Complaint in this matter,
 10 Mr. Riviere?
 11 MR. MCCULLOCH: Objection based on privilege.
 12 A: I invoke the Fifth.
 13 Q: Okay. Are you familiar with the fact that you
 14 -- that the, the first cause of action against
 15 you in the Crespos' Complaint is for negligence
 16 and gross negligence? Do you know that?
 17 MR. MCCULLOCH: Objection based on privilege.
 18 A: Well -- I invoke the Fifth.
 19 Q: Were you negligent and grossly negligent in the
 20 course of being a landlord to Heather and
 21 Gabriel Crespo?
 22 MR. MCCULLOCH: Objection based on privilege.
 23 A: I invoke the Fifth.
 24 Q: And did you owe them the duty, as their
 25 landlord, to guarantee them privacy and to

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1 respect their privacy?
 2 MR. MCCULLOCH: Same objection based on privilege.
 3 A: I invoke the Fifth.
 4 Q: Did you breach the duty by illegally
 5 videotaping them in private and intimate
 6 moments?
 7 MR. MCCULLOCH: Objection based on privilege.
 8 A: I invoke the Fifth.
 9 Q: Do you agree that the breach of your duty is
 10 the cause of their damages in this case?
 11 MR. MCCULLOCH: Objection based on the form.
 12 A: I invoke the Fifth.
 13 Q: Do you agree that the Crespos have suffered
 14 damages as a result of the conduct of you
 15 illegally videotaping them in intimate moments?
 16 A: I invoke the Fifth.
 17 MR. MCCULLOCH: Object to the form and based on
 18 privilege.
 19 Q: Do you agree that the Crespos are entitled to
 20 punitive damages as a result of your conduct?
 21 MR. MCCULLOCH: Objection based on form and
 22 privilege.
 23 A: I invoke the Fifth.
 24 Q: Okay. The second cause of action against you
 25 in the Crespo Complaint is invasion of privacy.

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1 Did you invade the privacy of Gabriel and
 2 Heather Crespo?
 3 MR. MCCULLOCH: Objection based on privilege.
 4 A: I invoke the Fifth.
 5 Q: Okay. Did you intrude into their privacy by
 6 videotaping them in private areas of the homes
 7 that you rented them?
 8 MR. MCCULLOCH: Objection based on privilege.
 9 A: I invoke the Fifth.
 10 Q: Do you agree that the invasion of your privacy
 11 was substantial and unreasonable?
 12 MR. MCCULLOCH: Objection based on privilege.
 13 A: (Shakes head.) (No audible response.)
 14 Q: Do you agree that a bedroom is a private place?
 15 MR. MCCULLOCH: Objection based on privilege.
 16 A: I invoke the Fifth.
 17 Q: Do you agree that a bathroom is a private
 18 place?
 19 MR. MCCULLOCH: Objection based on privilege.
 20 A: I invoke the Fifth.
 21 Q: Do you agree that saving tapes of them for 20-
 22 plus years and splicing them together and
 23 uploading them for others to view is
 24 substantial and unreasonable and intentional?
 25 MR. MCCULLOCH: Object to the form and objection

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1 based on privilege.
 2 A: I invoke the Fifth.
 3 Q: Do you agree that the Crespos did not wave or
 4 consent in any way to being videotaped while
 5 they were your tenants?
 6 MR. MCCULLOCH: Object to the form and based on
 7 privilege.
 8 A: I invoke the Fifth.
 9 Q: Do you agree that taping people while they are
 10 having sex and taping people while they are
 11 naked in the bathroom would cause shame and
 12 humiliation to a person of ordinary
 13 sensibilities?
 14 MR. MCCULLOCH: Object to the form and based on
 15 privilege.
 16 A: I invoke the Fifth.
 17 Q: Do you agree that your condu- -- conduct was
 18 intentional and reckless?
 19 MR. MCCULLOCH: Objection to form and based on
 20 privilege.
 21 A: I invoke the Fifth.
 22 Q: Do you agree that your conduct was outrageous?
 23 MR. MCCULLOCH: Object to the form and based on
 24 privilege.
 25 A: I invoke the Fifth.

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1 Q: Do you agree that your conduct caused severe
 2 emotional distress?
 3 MR. MCCULLOCH: Object to the form and based on
 4 privilege.
 5 A: I invoke the Fifth.
 6 Q: Third claim is, we've covered this already, is
 7 intentional infliction of emotional distress.
 8 And I believe we've covered the elements of
 9 that. But, just so I'm clear, do you agree
 10 that the emotional distress suffered by the
 11 Crespos is severe?
 12 MR. MCCULLOCH: Object to the form and based on
 13 privilege.
 14 A: I invoke the Fifth.
 15 Q: The fourth claim against you in the Crespos
 16 Complaint is for constructive fraud and
 17 misrepresentations. Are you familiar with
 18 that?
 19 A: No -- (laughter).
 20 Q: Do you agree that you had both a legal and an
 21 ethical duty to the Crespos?
 22 MR. MCCULLOCH: Object to the form and based on
 23 privilege.
 24 A: I invoke the Fifth.
 25 Q: Do you agree that you breached that duty by

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1 surreptitiously videotaping them while they
 2 were having sex ---
 3 MR. MCCULLOCH: Objec- ---
 4 Q: --- and while they were naked?
 5 MR. MCCULLOCH: Object to the form and based on
 6 privilege.
 7 A: I invoke the Fifth.
 8 Q: Did you violate the public and private
 9 confidence and injure the public interest by
 10 doing this?
 11 MR. MCCULLOCH: Object based on privilege.
 12 A: I invoke the Fifth.
 13 Q: Did you misrepresent to the Crespos that they
 14 would have privacy in the dwelling that you
 15 rented them?
 16 MR. MCCULLOCH: Objection based on privilege.
 17 A: I invoke the Fifth.
 18 Q: The fifth claim against you is negligence, per
 19 se, under South Carolina Code 40-57-20. Are
 20 you familiar with the, with the fifth claim
 21 against you?
 22 A: No.
 23 Q: Okay. Do you agree that, by Statute, you had
 24 a duty as the landlord of the Crespos, that you
 25 had a duty and a special relationship with

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1 them?
 2 MR. MCCULLOCH: Object to the form and based on
 3 privilege.
 4 A: I invoke the Fifth.
 5 Q: Do you agree you breached that duty by
 6 surreptitiously videotaping them in intimate
 7 moments and while they were nude?
 8 MR. MCCULLOCH: Object to the form and privilege.
 9 A: I invoke the Fifth.
 10 Q: Do you agree that this -- the -- your conduct
 11 is the cause of their damages in this case?
 12 MR. MCCULLOCH: Object to the question based on
 13 privilege.
 14 A: I invoke the Fifth.
 15 Q: Did -- was your conduct intentional and
 16 reckless?
 17 MR. MCCULLOCH: Objection based on privilege.
 18 A: I invoke the Fifth.
 19 Q: Okay. The sixth claim against you is a claim
 20 under the South Carolina Unfair Trade Practices
 21 Act. Do you agree that your conduct against
 22 the Crespos was immoral, unethical, oppressive,
 23 and tended to deceive them?
 24 MR. MCCULLOCH: Object to the form and objection
 25 based on privilege.

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1 Foster based on the rental agreement between
 2 the parties in the matter?
 3 MR. MCCULLOCH: Objection based on privilege.
 4 A: I invoke the Fifth.
 5 Q: Do you agree that your conduct was extreme and
 6 outrageous?
 7 MR. MCCULLOCH: Objection to the form and based on
 8 privilege.
 9 A: I invoke the Fifth.
 10 Q: Do you agree that Ms. Foster has suffered
 11 damages from your conduct and videotaping her?
 12 MR. MCCULLOCH: Object to form and based on
 13 privilege.
 14 A: I invoke the Fifth.
 15 Q: Do you agree that Ms. Foster's emotional
 16 distress was so severe that no reasonable
 17 person could be expected to endure it?
 18 MR. MCCULLOCH: Object to form based on privilege.
 19 A: I invoke the Fifth.
 20 Q: Do you agree that Ms. Foster's entitled to
 21 punitive damages from Airbnb, from -- and Ms.
 22 Thomas?
 23 MR. MCCULLOCH: Object to form and based on
 24 privilege.
 25 A: I invoke the Fifth.

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1 Q: Okay. The next cause of action against you and
 2 Airbnb is for constructive fraud. Do you agree
 3 that Ms. Foster was in a special relationship
 4 with you and Airbnb based on the rental
 5 agreement between the parties?
 6 MR. MCCULLOCH: Object to form and based on
 7 privilege.
 8 A: I invoke the Fifth.
 9 Q: Do you agree that you and air- -- nor Airbnb,
 10 nor Ms. Thomas disclosed that there were
 11 cameras or recording devices located in the
 12 bedroom, which would later record Ms. Foster in
 13 private moments when she was in a naked state?
 14 MR. MCCULLOCH: Object to form and based on
 15 privilege.
 16 A: I invoke the Fifth.
 17 Q: Would you agree that any reasonable person
 18 would have viewed the presence of the cameras,
 19 and their active recording inside the listing,
 20 as sufficiently important and significant, that
 21 it would've played a role in the decision to
 22 enter in to the contractual relationship?
 23 MR. MCCULLOCH: Object to form and based on
 24 privilege.
 25 A: I invoke the Fifth.

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1 Q: You would agree that, neither you, nor Airbnb,
 2 nor Ms. Thomas did not disclose to Ms. Foster
 3 that there were cameras recording in the
 4 bedroom of that property?
 5 MR. MCCULLOCH: Object to form and based on
 6 privilege.
 7 A: I invoke the Fifth.
 8 Q: And would you agree that, you, and Airbnb, and
 9 Ms. Thomas had a duty to disclose the existence
 10 of those cameras?
 11 MR. MCCULLOCH: Objection based on privilege.
 12 A: I invoke the Fifth.
 13 Q: Would you agree that Ms. Foster relied on the
 14 integrity and honesty of you, and Airbnb, and
 15 Ms. Thomas to stay in the Airbnb property, and
 16 that she had a right to rely on the aspects of
 17 her life that were private to be free from
 18 exposure from you, and Airbnb, and Ms. Thomas?
 19 MR. MCCULLOCH: Objection to form and to privilege.
 20 A: I invoke the Fifth.
 21 Q: Do you agree that Airbnb's conduct was reckless
 22 and in conscious disregard of Ms. Foster's
 23 rights?
 24 MR. MCCULLOCH: Objection to form and based on
 25 privilege.

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1 A: I invoke the Fifth.
 2 Q: Do you agree that your conduct and Ms. Thomas'
 3 conduct was reckless and in conscious disregard
 4 of Ms. Foster's rights?
 5 MR. MCCULLOCH: Objection to form and based on
 6 privilege.
 7 A: I invoke the Fifth.
 8 Q: Do you agree that, as a result of your actions,
 9 Airbnb actions, and Ms. Thomas' actions, that
 10 Ms. Foster's entitled to recover damaged and
 11 punitive damages?
 12 MR. MCCULLOCH: Objection to form and based on
 13 privilege.
 14 A: I invoke the Fifth.
 15 Q: Next cause of action is negligence per se in
 16 the Complaint of Ms. Foster. Do you agree that
 17 you, and Airbnb, and Ms. Thomas all had a duty
 18 to Ms. Foster while she was renting the
 19 property through Airbnb?
 20 MR. MCCULLOCH: Object to form and objection based
 21 on privilege.
 22 A: I invoke the Fifth.
 23 Q: Do you agree that Airbnb, and you, and Ms.
 24 Thomas acted in violation of South Carolina
 25 Code 40-57-20, which requires that real estate

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1 brokers must be licensed in the State of South
 2 Carolina?
 3 MR. MCCULLOCH: Objection to form and privilege.
 4 A: I invoke the Fifth.
 5 Q: Do you agree that the purpose of this Statute
 6 is to protect the public from incompetent and
 7 untrustworthy individuals engaging in a
 8 numeral- -- activities within the real estate
 9 field?
 10 MR. MCCULLOCH: Objection to privilege.
 11 A: I invoke the Fifth.
 12 Q: Do you agree that Ms. Foster was somebody who
 13 was entitled to protected by this Statute?
 14 MR. MCCULLOCH: Object to form and based on
 15 privilege.
 16 A: I invoke the Fifth.
 17 Q: Did you, and Airbnb, and Ms. Thomas
 18 intentionally create, and continue to create, a
 19 foreseeable risk of harm to parties, such as
 20 those who rely on Airbnb's assertion that it
 21 has created a trusted community marketplace for
 22 people to list, discover, and book unique
 23 accommodations around the world?
 24 MR. MCCULLOCH: Objection ---
 25 A: I invoke the Fifth.

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1 Q: Did you use Airbnb's motto, of safety being
 2 their first priority, to entice people to rent
 3 your Airbnb properties?
 4 A: I invoke the Fifth.
 5 Q: Do you agree that Airbnb failed to conduct any
 6 background investigation into you or Ms.
 7 Thomas?
 8 MR. MCCULLOCH: Objection based on privilege.
 9 A: I invoke the Fifth.
 10 Q: Did Airbnb do any evaluation of you or Ms.
 11 Thomas as hosts or property managers, prior to
 12 allowing the rental to be posted on it's
 13 website?
 14 MR. MCCULLOCH: Objection.
 15 A: I invoke the Fifth.
 16 Q: Did Airbnb have any reasonable policies or
 17 procedures in place to protect Ms. Foster?
 18 A: I ---
 19 MR. MCCULLOCH: Objection ---
 20 A: --- invoke the Fifth.
 21 Q: As a result of your, and Airbnb, and Ms.
 22 Thomas' failure to adhere to the state
 23 licensing requirements, would you agree that
 24 Ms. Foster has suffered general damages
 25 including, humiliation, shock, embarrassment,

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1 intimidation, distress, fear, and stress?
 2 MR. MCCULLOCH: Object to form and privilege.
 3 A: I invoke the Fifth. May I ask a question?
 4 Q: No, I don't believe that you can.
 5 A: Of you, of you -- I mean -- can I ---
 6 MR. MCCULLOCH: (To Mr. Riviere) better not.
 7 MR. RIVIERE: Okay.
 8 Q: Would you agree that you, and Airbnb, and Ms.
 9 Thomas committed these acts in conscious
 10 disregard for Ms. Foster's rights?
 11 MR. MCCULLOCH: Object to form and ---
 12 A: I invoke the Fifth.
 13 MR. MCCULLOCH: --- objection ...
 14 Q: And we've already been through the elements of
 15 the South Carolina Unfair Trade Practices Act,
 16 with respect to the Crespos, I'm just gonna ask
 17 you, do you agree that you violated the South
 18 Carolina Unfair Trade Practices Act, along with
 19 Airbnb and Ms. Thomas, by engaging in unfair
 20 and deceptive acts and practices by
 21 misrepresenting that the Airbnb rental had
 22 certain characteristics or qualities?
 23 MR. MCCULLOCH: Objection based on privilege.
 24 A: I invoke the Fifth.
 25 Q: Do you agree that you, and Airbnb, and Ms.

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1 Thomas misrepresented that no undisclosed
 2 cameras or recording devices would be in the
 3 Airbnb rental?
 4 MR. MCCULLOCH: Objection.
 5 A: I invoke the Fifth.
 6 Q: Do you agree that Airbnb misrepresented that
 7 certain procedure and practices were in place
 8 to ensure the privacy and safety of guests?
 9 MR. MCCULLOCH: Objection based on privilege.
 10 A: I invoke the Fifth.
 11 Q: Do you agree that you, and Airbnb, and Ms.
 12 Thomas knew, or should've known, that your
 13 conduct was a violation of South Carolina Code
 14 39-5-20?
 15 MR. MCCULLOCH: Object to form and privilege.
 16 A: I invoke the Fifth.
 17 Q: Do you agree that your conduct, Airbnb's
 18 conduct, and Ms. Thomas' conduct was unfair and
 19 deceptive and had the effects of continuing to
 20 affect other consumers, and other potential of
 21 repetition, such that it is an unlawful trade
 22 practice and has an adverse impact on the
 23 public?
 24 MR. MCCULLOCH: Object to form and privilege.
 25 A: I invoke the Fifth.

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1 Q: Did Ms. Foster suffer actual ascertainable
 2 damages as a result of your, Airbnb, and Ms.
 3 Thomas' unlawful trade practices?
 4 A: I invoke ---
 5 MR. MCCULLOCH: Objection.
 6 A: --- the Fifth.
 7 Q: Do you agree, as a result of the unfair trade
 8 practices of you, Airbnb, and Ms. Thomas, that
 9 Ms. Foster suffered damages, including but not
 10 limited to, pain and mental anguish, fear,
 11 humiliation and embarrassment, and medical
 12 expenses?
 13 MR. MCCULLOCH: Objection based on privilege.
 14 A: I invoke the Fifth.
 15 Q: Did you illegally videotape Ronald Stephens?
 16 MR. MCCULLOCH: Objection. Privilege.
 17 A: I invoke the Fifth.
 18 Q: Okay. Was Ronald Stephens a tenant of yours
 19 during -- several times over the years 2008,
 20 2011, and 2013?
 21 MR. MCCULLOCH: Objection based on privilege.
 22 A: I invoke the Fifth.
 23 Q: How many people have you illegally videotaped
 24 over the years, Mr. Riviere?
 25 MR. MCCULLOCH: Object to form and objection based

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1 on privilege.
 2 A: I invoke the Fifth.
 3 Q: Have you placed hidden cameras in all of the
 4 rental properties that you have owned
 5 throughout the years?
 6 MR. MCCULLOCH: Object- ---
 7 A: I invoke the Fifth.
 8 Q: Have you videotaped many people having sex
 9 without their knowledge that they were being
 10 videotaped?
 11 MR. MCCULLOCH: Objection. Privilege.
 12 A: I invoke the Fifth.
 13 Q: Have you videotaped many young, underage girls
 14 while they undressed for your sexual pleasure?
 15 MR. MCCULLOCH: Objection ---
 16 A: I invoke the Fifth.
 17 Q: --- to form and privilege.
 18 Q: Did you watch Susan Hook undress while you sat
 19 in the tree outside of her house?
 20 MR. MCCULLOCH: Objection.
 21 A: I invoke the Fifth.
 22 Q: Did you do that for the purpose of sexual
 23 gratification?
 24 A: (Laughter.)
 25 MR. MCCULLOCH: Objection.

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1 A: I invoke the Fifth.
 2 Q: Is something about my question funny, Mr.
 3 Riviere?
 4 A: Sue, Sue Hook is Sue Poreco. No, I just ...
 5 Q: She's super-ego?
 6 A: Her name was Poreco. Sue ---
 7 MR. MCCULLOCH: I think you mispronounced the name.
 8 A: Sue, Sue Hook was Sue Poreco.
 9 Q: Oh, you mean th- -- her former last name?
 10 A: (Nods head.) (No audible response.)
 11 Q: Okay. But it was my question to you, that --
 12 whether you were asking her undress -- wa- --
 13 whether you were watching her undress in her
 14 room while you sat outside of her house, is
 15 that a funny question to you?
 16 A: Yes.
 17 Q: Okay. Did your former wife, Chris Riviere,
 18 find out that you were videotaping young girls
 19 while they undressed?
 20 MR. MCCULLOCH: Objection based on privilege.
 21 A: I invoke the Fifth.
 22 Q: Did Katherine Thomas accuse you of videotaping
 23 her without her knowledge?
 24 MR. MCCULLOCH: Objection based on privilege.
 25 A: I invoke the Fifth.

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1 Q: Okay. Did Josee Riviere accuse you of stalking
 2 her?
 3 MR. MCCULLOCH: Objection based on privilege.
 4 A: I invoke the Fifth.
 5 Q: Were there a group of young girls, who rode
 6 horses in Aiken, who stayed in one of your
 7 properties, who accused you of videotaping
 8 them?
 9 MR. MCCULLOCH: Objection.
 10 A: I invoke the Fifth.
 11 Q: Did you invite Christian Thieme and her
 12 husband, and her step-daughter to your boat one
 13 weekend?
 14 MR. MCCULLOCH: Objection.
 15 A: I invoke the Fifth.
 16 Q: While they were there, did you drug her husband
 17 so that you could be alone with their minor
 18 daughter?
 19 MR. MCCULLOCH: Objection.
 20 A: I invoke the Fifth.
 21 Q: I wanna ask you about your relationship to
 22 Airbnb. Did you ever sign up to be an Airbnb
 23 Host?
 24 MR. MCCULLOCH: Objection based on privilege.
 25 A: I invoke the Fifth.

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1 issues advantageous to you and allow you to
 2 find people to videotape?
 3 MR. MCCULLOCH: Objection to form and privilege.
 4 A: I invoke the Fifth.
 5 Q: Has R.C. Properties ever been an Airbnb host?
 6 MR. MCCULLOCH: Objection to privilege.
 7 A: I invoke the Fifth.
 8 Q: Has Chase Properties ever been an Airbnb host?
 9 MR. MCCULLOCH: Objection to privilege.
 10 A: I invoke the Fifth.
 11 Q: Have any of your LLCs ever been an Airbnb host?
 12 MR. MCCULLOCH: Objection to privilege.
 13 A: I invoke the Fifth.
 14 Q: Have you ever used an alternate name to sign up
 15 as an Airbnb host?
 16 MR. MCCULLOCH: Objection based on privilege.
 17 A: I invoke the Fifth.
 18 Q: What is your reputation in Aiken, South
 19 Carolina?
 20 A: Um ...
 21 MR. MCCULLOCH: Objection. Privilege.
 22 A: I invoke the Fifth.
 23 Q: Okay. Have you been known by a number of
 24 people in Aiken to have hidden cameras in your
 25 rental properties and other properties that you

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1 owned?
 2 MR. MCCULLOCH: Objection.
 3 A: I invoke the Fifth.
 4 Q: If Airbnb had performed any due diligence on
 5 your background and your reputation, would they
 6 have easily discovered that you had a
 7 reputation for videotaping people in your
 8 rental properties?
 9 MR. MCCULLOCH: Object to the form and privilege.
 10 A: I invoke the Fifth.
 11 Q: Have you had this reputation of videotaping
 12 people in your rental properties for more than
 13 30 years?
 14 MR. MCCULLOCH: Object to form and privilege.
 15 A: I invoke the Fifth.
 16 Q: Have you purchased multiple hidden cameras for
 17 the purpose of videotaping people?
 18 MR. MCCULLOCH: Objection to the form and privilege.
 19 A: I invoke the Fifth.
 20 Q: Did the kind of cameras that you purchased,
 21 were they designed to be concealed?
 22 MR. MCCULLOCH: Objection to the form and privilege.
 23 A: I invoke the Fifth.
 24 Q: Were the cameras that you purposed -- purchased
 25 capable of streaming the videos in real-time

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1 over the internet?
 2 MR. MCCULLOCH: Objection to form and the privilege.
 3 A: I invoke the Fifth.
 4 Q: Did these cameras allow people to view the
 5 footage of your cameras from a phone on an app?
 6 MR. MCCULLOCH: Object to form and the privilege.
 7 A: I invoke the Fifth.
 8 Q: Could third parties also view the videos from
 9 hidden cameras live as you videotaped them?
 10 MR. MCCULLOCH: Object to form and privilege.
 11 A: I invoke the Fifth.
 12 Q: Did you purposely place the cameras in your
 13 rental properties in the bedrooms and in the
 14 bathrooms?
 15 MR. MCCULLOCH: Object to form and the privilege.
 16 A: I invoke the Fifth.
 17 Q: Did you install these hidden cameras yourself?
 18 MR. MCCULLOCH: Object to form and privilege.
 19 A: I invoke the Fifth.
 20 Q: Did you purposely place these hidden cameras in
 21 private areas where there was an expectation of
 22 privacy by your tenants?
 23 MR. MCCULLOCH: Object to form and privilege.
 24 A: I invoke the Fifth.
 25 MS. BARBIER: I'm gonna mark this Invoice as Exhibit

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1 3.
 2 (Plaintiff's Exhibit Number 3 was marked for
 3 identification purposes.)
 4 Q: Is Exhibit 3 a video from PalmViD Video
 5 Cameras, a Company out of Colorado Springs,
 6 that has your name on it?
 7 MR. MCCULLOCH: Object to form and privilege.
 8 A: I, I invoke the fi- -- Fifth.
 9 Q: And does this Invoice indicate that you are
 10 purchasing two Slimline Power Bank Hidden
 11 Cameras?
 12 MR. MCCULLOCH: Object to form and privilege.
 13 A: I invoke the Fifth.
 14 Q: How many cameras have you bought from -- hidden
 15 cameras have you bought from Palm Video?
 16 MR. MCCULLOCH: Objection based on privilege.
 17 A: I invoke the Fifth.
 18 Q: Are you familiar with a Company named E-
 19 Stealth?
 20 A: E-Stells?
 21 Q: E-Stealth.
 22 MR. MCCULLOCH: Object- to -- based on privilege.
 23 Q: I'll show you Exhibit 4.
 24 (Plaintiff's Exhibit Number 4 was marked for
 25 identification purposes.)

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1 you've illegally videotaped?
2 A: I, I recall ---
3 Q: Okay.
4 A: --- invoking the Fifth, yes.
5 Q: Yes. And so, let me ask you this. Is the
6 number of videotaped -- people that you
7 videotaped, either while they were nude or
8 while they were having sex, is that in the
9 hundreds or the thousands?
10 A: (Laughter.)
11 MR. MCCULLOCH: Object to the form and, and based on
12 privilege.
13 A: I invoke the Fifth.
14 Q: Are you willing to give me any quantification
15 of how many people have been victim to your
16 illegal videotaping them while they're in your
17 rental properties?
18 MR. MCCULLOCH: Object to form and privilege.
19 A: I invoke the Fifth.
20 Q: Are you willing to quantify for me how many
21 people that rented your properties through
22 Airbnb were illegally videotaped?
23 MR. MCCULLOCH: Same objection.
24 A: I invoke the Fifth.
25 Q: You and Ms. Thomas, though, were using Airbnb

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1 for years, is that correct?
2 MR. MCCULLOCH: Objection to the form and privilege.
3 A: I invoke the Fifth.
4 Q: So, is it fair to say that there are hundreds,
5 if not thousands, of people that have been
6 videotaped by you that were Airbnb guest?
7 MR. MCCULLOCH: Object to the form and privilege.
8 A: I invoke the Fifth.
9 Q: Okay. I don't have any other questions. Thank
10 you.
11 MR. MCCULLOCH: Thank you.
12 COURT REPORTER: Questions?
13 MR. MCCULLOCH: That's it. No questions.
14 (There being no further questions, the deposition
15 concluded at 12:35 p.m.)