

UNITED STATES AMERICA
COMMISSION ON CIVIL RIGHTS

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DEPOSITION

IN THE MATTER OF: :
NEW BLACK PANTHER PARTY :
_____ :

Tuesday,
February 2, 2010

Washington, D.C.

DEPOSITION OF:

MALIK ZULU SHABAZZ

called for examination by Counsel for the U.S. Commission on Civil Rights, pursuant to Notice of Subpoena/Agreement of Counsel, in the offices of the U.S. Commission on Civil Rights, located at 624 Ninth Street, N.W., when were present on behalf of the respective parties:

ORIGINAL

NEAL R. GROSS
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WASHINGTON, D.C. 20005-3701

APPEARANCES:On Behalf of the US Commission on Civil Rights:

DAVID P. BLACKWOOD, ESQ.
Office of the General Counsel
of: U.S. Commission on Civil Rights
624 Ninth Street, N.W.
Washington, D.C. 20425
(202) 376-7622

On Behalf of the Witness:

MALIK ZULU SHABAZZ, pro se
(did not appear)
4043 Clay Place, N.E.
Washington, D.C. 20019

ALSO PRESENT:

Todd Gaziano, Commissioner (via telephone)
Michael Yaki, Commissioner (via telephone)
Alec Deull, Assistant (via telephone)
Nick Colten, Staff
Pam Dunston, Staff
Tim Fay, Staff
Maha Jweied, Staff
John Martin, Staff
Alison Schmauch, Staff
Kimberly Tolhurst, Staff
Michele Ramey

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1 P R O C E E D I N G S

2 10:01 a.m.

3 MR. BLACKWOOD: Good morning.

4 This is David Blackwood, the General Counsel
5 for the U.S. Commission on Civil Rights.6 It is now a little after 10:00
7 o'clock on February 2nd, 2010.8 Could the person who just came on
9 line please identify themselves?

10 (conference call tone)

11 COMMISSIONER GAZIANO: Todd
12 Gaziano.13 MR. BLACKWOOD: Okay. For the
14 record, the following people are present:
15 John Martin, Alison Schmauch, Nick Colten, Tim
16 Fay. On the telephone are: Commissioner
17 Gaziano and special assistant Alec Deull.18 It is, as I say, a little after
19 10:00 o'clock and, at the moment, our witness
20 is not present.21 We are going to be here for at
22 least 20 minutes waiting --**NEAL R. GROSS**COURT REPORTERS AND TRANSCRIBERS
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1 (conference call tone)

2 MR. BLACKWOOD: Who else is on
3 line?

4 COMMISSIONER YAKI: Commissioner
5 Yaki just joined.

6 MR. BLACKWOOD: Commissioner Yaki,
7 I have started the deposition. We're just
8 going on the record. Our witness is not
9 present.

10 COMMISSIONER YAKI: I see.

11 MR. BLACKWOOD: What I just said
12 is that we will wait approximately 20 minutes
13 to see if he appears.

14 I also went on the record that I
15 had sent a letter asking him to confirm that
16 he would appear; and asking if he had counsel
17 to confirm that; and, 3, if he was going to
18 assert the Fifth Amendment, that he also
19 acknowledge that. I received no response.

20 So, that said, we are going to
21 just sit here and wait for the witness.

22 (Whereupon, the proceeding went

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1 off the record from 10:02 a.m. to 10:26 a.m.)

2 MR. BLACKWOOD: Okay, we are back
3 on the record. This is, again, David
4 Blackwood, General Counsel at the U.S.
5 Commission on Civil Rights.

6 It is 10:25 on February 2nd, 2010.
7 We are here for the deposition and return of
8 documents involving Dr. Malik Zulu Shabazz.

9 Dr. Shabazz has not appeared. It
10 is, as I say, 10:26. The deposition was
11 scheduled for 10:00 o'clock.

12 The record should also reflect
13 that on January 25, 2010 I sent a letter to
14 Dr. Shabazz by certified regular mail as well
15 as by email requesting that he confirm that
16 he'd appear for his deposition and that he
17 indicate whether he was going to assert any
18 Fifth Amendment rights and whether he would be
19 represented by counsel. I received no
20 response to that letter.

21 Based on this record, we will be
22 requesting that the Department of Justice

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1 enforce this subpoena and the document
2 request.

3 I'm going to close the record at
4 this time unless any of the Commissioners wish
5 to make any additional statement.

6 COMMISSIONER YAKI: It's time to
7 wrap this puppy up.

8 MR. BLACKWOOD: Then the record is
9 closed.

10 Thank you, Mr. Court Reporter and,
11 thank you, everyone else.

12 (Whereupon, the proceeding was
13 concluded at 10:27 a.m.)

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CERTIFICATE

This is to certify that the foregoing proceedings
in the matter of: The Deposition of
Malik Zulu Shabazz
held on: February 2, 2010
at the location of: Washington, DC

were duly recorded and accurately transcribed under my
direction; further, that said proceedings are a true
and accurate record of the testimony given by said
witness; and that I am neither counsel for, related
to, nor employed by any of the parties to this action
in which this deposition was taken; and further that
I am not a relative nor an employee of any of the
parties nor counsel employed by the parties, and I am
not financially or otherwise interested in the outcome
of the action.



Notary Public/Reporter in and for
District of Columbia
My commission expires
March 31, 2011

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