

1 A. Well, I was playing golf with a foursome. We just hired a
2 new assistant coach, Reggie Theus. And we were playing golf and
3 we decided the losing team buys dinner. And we were going to
4 Porcini's restaurant that night.

5 And I was talking at the end of the bar and -- I believe we
6 already finished dinner. And I was talking to some other people
7 about golf, and that's the first time I saw Ms. Sypher. She
8 came up to me and said, "Would you" -- had somebody on the phone
9 and said, "Would you say good luck to my son. It's his
10 birthday, and he loves sports and say happy birthday."

11 And I said, "Happy birthday. Study hard in school," and
12 that was it. And then she went about her business and I
13 continued talking.

14 Q. All right. And did you have any interaction with Ms. Sypher
15 before the -- before that evening ended?

16 A. Yes, I did.

17 Q. Okay. And tell the members of the jury about that.

18 A. Well, about -- the restaurant started to clear out, and I
19 was sitting at the bar talking to the owner. And apparently,
20 Ms. Sypher came back in the bar. There were very few people
21 left. And she came up to the bar and sat next to me, and I
22 believe I bought her a drink.

23 Q. All right. And what happened after that?

24 A. We just talked and laughing about things. She was telling
25 me how much her family's a big U of L fan, and how they love

1 basketball, and -- it was just small talk. And we were going
2 back and forth. And then finally Tim Coury said, "Coach, I'm
3 going to head home. You going to finish your drink and leave?"

4 I said, "Yes."

5 He said, "Okay. Go out the side door, the front side door
6 and just -- it will close by itself."

7 Q. Okay. And at that point, how many people were left in the
8 restaurant?

9 A. Well, it was just the two of us, I thought, at the time. I
10 didn't find out until six years later that there were three
11 people in there.

12 Q. But that night, on July 31st, you thought you and Ms. Sypher
13 were the only two left in the restaurant?

14 A. Yes.

15 Q. Okay. And what -- and Mr. Coury left?

16 A. He did.

17 Q. Okay. What happened after that?

18 A. After that, we -- we just continued talking. And we were
19 getting up to leave, and she motioned, "Why don't we sit down
20 and finish our drink over here." **We did and then some**
21 **unfortunate things happened.** She opened up my pants and said
22 something to me at the time.

23 Q. We can talk about that a little bit later.

24 A. Okay.

25 Q. But did you end up -- was there a sexual encounter?

1 A. There was.

2 Q. Did you have sex with the defendant that night?

3 A. Yes, very briefly.

4 Q. All right. And we'll talk more about that later, but when
5 did you next see or hear from the defendant?

6 A. Well, a few weeks later -- I don't know the exact timing of
7 how long, maybe two or three weeks later -- I got a phone call
8 and she said that she missed her period.

9 And I said, "Well, it can't be me."

10 And she said, "I believe it is," and "I'm always on time,"
11 and "We need to talk."

12 Q. All right. And did you have some conversations or meetings
13 with Ms. Sypher about what she had told you, the fact that she
14 thought she was pregnant?

15 A. Yes. We met at her future husband's condominium --

16 Q. All right.

17 A. -- and talked about it that night.

18 Q. Okay. And what was it that you talked about?

19 A. Well, I said, "You -- how can you be sure you're pregnant?
20 It's only three weeks."

21 She says, "I'm always on time."

22 And I didn't believe at the time it was my child. And she
23 told me she was certain. And I said I didn't believe it. And
24 she said she didn't know what she was going to do. She was
25 going to get counselling.