

Deposition Of Keith Diederich

1 prior to August of 2024 that The Gathering Inn was  
2 purchasing Gladding Ridge at 1660 Third Street?

3 MR. MAYHEW: Objection to the form of the  
4 question.

5 THE WITNESS: No.

6 BY MR. PISANO:

7 Q. Why not?

8 A. Confidentiality requirement in the LOI  
9 precluded me from giving her the exact address.

10 Q. But you just said she was a trusted advisor.  
11 Why didn't you tell her the address?

12 MR. MAYHEW: Objection to the form of the  
13 question.

14 THE WITNESS: I told her what I thought I  
15 could tell her.

16 BY MR. PISANO:

17 Q. Which did not include the address, true?

18 MR. MAYHEW: Objection to the form of the  
19 question.

20 THE WITNESS: Correct.

21 BY MR. PISANO:

22 Q. Okay. You had a meeting with Councilwoman  
23 Andreatta in January of -- or strike that. Let's take a  
24 step back.

25 When did you inform -- when did you first

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1 inform Councilwoman Andreatta of The Gathering Inn's  
2 plan to open a medical respite facility in Lincoln?

3 A. I believe sometime in January of 2023.

4 Q. What did you tell her was the plan?

5 MR. MAYHEW: Objection to the form of the  
6 question.

7 BY MR. PISANO:

8 Q. Let's do this: What did you tell her in  
9 January of 2023?

10 MR. MAYHEW: Objection to the form of the  
11 question.

12 THE WITNESS: I scheduled a meeting with her  
13 to talk to her about medical respite, to educate her  
14 about what it was and what it was not, to answer  
15 questions that she had regarding it, to talk to her  
16 about the unmet need in the community, to talk to her  
17 about the funding that was available to potentially  
18 expand, to serve the unmet need. I told her that it was  
19 an existed -- existing assisted living facility in  
20 Lincoln.

21 Yeah.

22 BY MR. PISANO:

23 Q. Anything else?

24 A. Not that I can recall right now.

25 Q. How long did this conversation last?

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1           A. Oh, we both had breakfast, so a good hour, I  
2 would say.

3           Q. Did you talk about medical respite and the  
4 proposed project in Lincoln the entire time, or did you  
5 talk about other topics?

6           A. Other topics too, yeah.

7           Q. How long did the discussion regarding the  
8 proposed project in Lincoln last?

9           A. I -- I don't recall.

10          Q. Did you tell Councilwoman Andreatta in this  
11 conversation that the plan was going to be to have 60  
12 beds for medical respite?

13          A. Probably, yes.

14          Q. Did you tell her that the facility was going  
15 to have 105 beds overall?

16          A. I don't recall if I told her that.

17          Q. And did you talk to her about the CCE program  
18 funds that The Gathering Inn was applying for?

19               MR. MAYHEW: Objection to the form of the  
20 question.

21               THE WITNESS: I don't recall.

22 BY MR. PISANO:

23          Q. When you informed councilwoman Andreatta about  
24 the proposed plan, what, if anything, was her response?

25          A. She asked a lot of questions about the people

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1 we serve. She asked me for kind of a history of how we  
2 started the project, how the funding happens. She asked  
3 me if Lincoln would have to fund anything.

4 And at the end, I asked her a question, could  
5 she be supported -- supportive of the project in  
6 Lincoln, and she said yes.

7 MR. PISANO: Can we go off the record very  
8 briefly?

9 THE VIDEOGRAPHER: The time is 10:39. We're  
10 off the record.

11 (Whereupon, a recess was taken.)

12 THE VIDEOGRAPHER: The time is 10:41. We are  
13 on the record.

14 BY MR. PISANO:

15 Q. So, Mr. Diederich, before we took a quick  
16 break, Ms. Andreatta told you during this conversation  
17 that she was supportive of your proposed project; is  
18 that right?

19 A. That she could be supportive of.

20 Q. That she could be supportive. Did she tell  
21 you that other things needed to happen in order for her  
22 to be a firm yes?

23 A. Not that I recall, no.

24 Q. Did you ask her to clarify what she meant  
25 by "could be supportive"?

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1 A. No, I don't think I did.

2 Q. Did you ask her whether she felt that meetings  
3 with other city council members would be beneficial?

4 A. Not that I recall.

5 Q. Okay. At this time, did you have a plan to  
6 talk to any other city council members about the  
7 proposed project in Lincoln?

8 A. No.

9 Q. Okay. But you talked to Councilwoman  
10 Andreatta because you felt that she was a trusted  
11 advisor, correct?

12 A. Correct, and, I would add, a donor to The  
13 Gathering Inn, and I would say a friend as well.

14 Q. Did you seek her advice, either during this  
15 meeting in early 2023 or anytime thereafter about how  
16 best to approach the Lincoln community about this  
17 proposed medical respite facility at 1660 Third Street?

18 A. Not that I recall.

19 Q. Why not?

20 A. I considered her a friend, mayor at the time,  
21 limited time on the reapplication of the grant, no other  
22 councilmembers as trusted advisors, and the LOI.

23 Q. Okay. The meeting that you had was in January  
24 of 2023, correct, this meeting with Councilwoman  
25 Andreatta?

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1 A. I believe so, yes.

2 Q. When did you reapply for the CCE program funds  
3 for the Lincoln site?

4 MR. MAYHEW: Objection to the form of the  
5 question.

6 THE WITNESS: I don't know the exact date.

7 BY MR. PISANO:

8 Q. All right. I'm going to show you another  
9 document --

10 A. Okay.

11 Q. -- and then maybe we'll kind of get back to  
12 that.

13 But first, I want to show you a document we  
14 will mark as 85.

15 (Whereupon, Exhibit 85 was marked for  
16 identification.)

17 BY MR. PISANO:

18 Q. And for the record, it is Bates-stamped  
19 TGI9569 through 9571.

20 Do you recognize this document?

21 A. I do.

22 Q. What is this document?

23 A. Community engagement document.

24 Q. Do you know who wrote this document?

25 MR. MAYHEW: Lacks foundation.