

Questions for Dr Orner.

Do you recall the first time you became familiar with the defendant?

Is it possible that you were present at a school board meeting in January where the defendant attempted to address the school board?

Do you remember a time during the 2021 school board meeting, when the wife of a board member spoke to the board addressing her concerns regarding the mask mandate?

(Relevance - to demonstrate discrimination of view point, and enforcement of school policy)

Did that individual get a call to the police, or receive a letter via certified mail?

I'd like to show a quick video to help refresh your memory.

Ok, so this interaction, did not result in calling the police, nor having a letter sent.

Did you ever receive an email directly from a private email that had discussed speaking in public with an accompanied eBook?

Did you ever become aware of a similar email sent to all school board members?

Did you ever read that email or review the attached eBook?

Were you part of any conversations which may have transpired about that email or ebook back in October 2021 or anytime up to now?

In your experience when participating in Octorara Public School Board meetings, what percentage of participants comply with the request to state their name and residency status prior to offering public comment.

Has it been the practice of the board to deny private citizens the ability to speak at a public meeting if they don't provide their name and their municipality?

Does the board have a process to confirm the identity and municipality of everyone who speaks?

Would it be true, that an individual could state a false name and claim any residency status and the board has no way to verify if the information provided is true or false?

Does the Octorara School Board have copies of contracts with citizens which obligate them to comply with any policy at a public meeting?

Would it be true, that as an employee of the School District, part of the employment contract is to follow and comply with policy?

In your position as a school superintendent, you swore an oath, correct?

I have a copy of your oath here, could you read the oath you took?

I want to call your attention to the portion regarding the Constitution.

Ok, in January of 2022, defendant attempted to speak at the school board meeting, do you recall that event?

Do you recall the defendant making any comments regarding providing his name or municipality as a pre-condition to speak?

Was the defendant disrespectful, vulgar, rude, when informing the board about the difference between policy, law and constitutional rights?

I have a video which might help refresh your memory.

Did the defendant provide his name and state a municipality as a condition to speak?

During the January meeting, did the board receive a document, with all of the board members names on it from the defendant?

Do you recall what that document was?

I'd like to present this document into evidence as what was provided to the board at the January Board meeting.

Can you tell us what this document looks like, what is the title?

Can you please read the highlighted paragraph.

Were you involved in any discussions in regards to this document?

Whom specifically did you speak to about this document?

Was this document addressed to individuals or broadly, described as Octorara School Board members?

To your knowledge, was this document sent to the School Solicitor (Benjamin Pratt) for a legal review?

At anytime, on your own, did you do any independent research regarding the claims referenced in that letter, specifically 42 USC 1983 and 18 USC 241&242?

Do you recall another time which you were involved in a situation with the defendant?

(She will claim being notified by the DA's Office)

Dr. Orner, in what manner did you receive this communication? Was it a phone call, an email, a text?

And what is the name of the individual who provided you this information.

Was it your decision or a board decision to cancel the meeting on 3/14.

When that decision was made, how was the cancellation communicated to those who desired to attend the meeting?

Was a reason provided to the public for canceling the meeting for that evening?

Did you have any personal evidence that a crime was afoot or were you informed of any evidence of a possible crime?

On 3/14, were you notified of the defendant arriving for the school board meeting?

How were you informed?

Who informed you?

What was the context of the information you were provided about the defendant being on public school property?

I'd like to show the court a video of the defendant on property on 3/14.

What happened after you received notice of defendant being on property?

What information did you provide to the PSP?

Did you provide any written statements, fill out any forms?

Is there any record of you engaging the services of the PSP to arrest the defendant?

(PSP Arrest)

Were you provided any information by the PSP after their interaction with the defendant off of school property?

What was communicated to you by the arresting officer Trooper Kochka after the arrest of the defendant?

Did you share that information with any other individuals associated with Octorara School District or the School Board?

Let's move to 3/21/2022.

This was a public school board meeting, correct?

Did you arrange for additional law enforcement, the PSP, for the meeting of 3/21/2022?

What was the reason you had requested the services of PSP?

(Disruption)

Dr. Orner, can you describe what you mean when you say "a disruption", did you expect violence, vulgarity, physical confrontation?

To your knowledge, is someone respectfully attempting to reserve their 4th amendment right (not state their name), according to Policy 903, would not be tolerated?

To your knowledge, do you know if it is against the law to not state your name when asked based upon a policy?

To your knowledge, did Octorara School District have a contract with the defendant which obligated him to follow policy?

Assuming that the Sunshine Act, were law, which it is not, speaking at a public meeting only has lawful conditions under the 1st amendment of time, place and manner.

Was the defendant complying with the time, place, manner restrictions of a limited public forum?

Was any reasonable effort made to prioritize individuals who had contracted to school board policy to speak first, and those who didn't to speak after?

Did the board do any investigation, or have any dialogue with the defendant as to the nature of his business within Octorara School District?

Did the board investigate he relationships with parents, students, medical professionals, mental health professionals that serve Octorara School District, CCIU, CCBH or other contracted entities?