



**DEPOSING THE  
VENTRILOQUIST'S  
DUMMY**

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**DCR DEPOSITIONS**  
**DEPOSITIONS OF CORPORATE**  
**REPRESENTATIVES**



## SECONDARY RESOURCES

- [pgold@agtriallaw.com](mailto:pgold@agtriallaw.com);
- Kosieradzki, **30(b)(6), Deposing Corporations, Organizations & Government** (Trial Guides, 2016);
- Wise and Wooten, ***The Practitioner's Guide To Properly Taking and Defending Depositions Under the Texas Discovery Rules***, Baylor L. R., 68:402 (2016)

## EXCELLENT OVERVIEW

***QBE Ins. Corp. v. Jorda Enterprises, Inc.,***  
**277 F.R.D. 676**  
**(S.D. Fla. 2012)**

## **FED. R. CIV. P. 30(b)(6)**

### **BREAKDOWN OF RULE**

- ❖ Applies to all types of entities, parties and non-parties;
- ❖ Activated by serving topics with reasonable particularity. Must be tailored to claims and defenses;
- ❖ Entity chooses representative, but must educate representative on composite knowledge of corporation; what is known or knowable by corporation
- ❖ Representative may be separately deposed as a fact witness.

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Title search: Deposing the Ventriloquist's Dummy

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[2017 Winning at Deposition eConference](#)

First appeared as part of the conference materials for the  
2017 Winning at Deposition: Skills and Strategy session  
"Taking the Deposition of a Corporate Representative"