

1 Tilikum?

2 A. The hazard is being struck by or drowned by  
3 Tilikum.

4 Q. And, explain how those hazards are presented  
5 or how Tilikum presents those hazards?

6 A. Well, Tilikum, when they worked with him they  
7 were doing dry work which is on pool edges, slide-outs  
8 and platforms in close proximity to him in an area where  
9 they could be pulled into the water by Tilikum and/or  
10 struck by him.

11 Q. Did you make a determination as to whether  
12 the Employer recognized this hazard?

13 A. Yes.

14 Q. And, what was your determination?

15 A. Well, the hazard was that Tilikum had his own  
16 procedures, specific procedures for Tilikum to protect  
17 the trainers purportedly. Also, there's a Tili Talk,  
18 and the Tili Talk was provided to all trainers that  
19 basically said if you end up in the water with Tilikum,  
20 you're going to die.

21 Interviews with three managers, the one who  
22 is the supervisor for animal training, Ms. Mariot, she  
23 specified that in the Tili Talk, you tell them that  
24 killer whales are dangerous; however, there's one killer  
25 whale, Tilikum, that if you end up in the water with

1 him, you're going to die. The assistant supervisor  
2 specified that if you end up in the water, you don't  
3 want to fall in the water with Tilikum because if you  
4 do, you're potentially going to die, and the second  
5 assistant supervisor for animal training said you don't  
6 want to end up in the water with Tilikum because you'll  
7 never get out.

8 And, the trainers were all cognizant or aware  
9 of the hazards associated with being involved with  
10 Tilikum; that you did not want to end up in the pool  
11 with him.

12 Q. Is there anything in Tilikum's past that  
13 played into the recognition of the hazard?

14 A. Well, again, as specified here, he was  
15 involved along with two other killer whales up in  
16 British Columbia in the death of a trainer up there, Ms.  
17 Keltie Byrne.

18 Q. And, there's been testimony about a second  
19 death that happened at Sea World involving Daniel Dukes.  
20 Did that play any role in the determination of  
21 recognition of a hazard?

22 A. It was taken into consideration, since there  
23 was another fatality that he was involved in.

24 Q. And, then, was there any mention of special  
25 procedures for Tilikum?

1 were actually injured, some seriously.

2 Then, there were the special procedures for  
3 Tilikum. There was a Tili Talk, the fact that they  
4 recognized that this was hazardous and trainer physical  
5 fitness and protocols would reduce the risk but not  
6 eliminate it. So, they allowed it to continue knowing  
7 that the hazard was still there.

8 Q. So, they knew there was a hazard, they knew  
9 they hadn't completely eliminated it; and, yet, the  
10 trainers continued to work in close proximity to  
11 Tilikum?

12 A. Correct.

13 Q. The other instance with whales other than  
14 Tilikum, tell me what was the hazard involved with the  
15 whales other than Tilikum?

16 A. This one, whales other than Tilikum, the  
17 trainers were engaging in both water work and dry work  
18 performances with the whales without adequate  
19 protection.

20 Q. And, when you say "performances," what do you  
21 mean by "performances"?

22 A. Performances are the shows that are put on at  
23 Sea World. I guess that would include the prep and the  
24 conclusion of the show.

25 Q. Would that include animal husbandry?