

1 PRIVILEGED AND CONFIDENTIAL ATTORNEY WORK PRODUCT

2 OFFICE OF THE COMMISSIONER  
3 MAJOR LEAGUE BASEBALL  
4 350 PARK AVENUE  
5 NEW YORK, NEW YORK

6 -----  
7 In the Matter of: :  
8 Peter Edward Rose, Manager, :  
9 Cincinnati Reds Baseball Club :  
10 -----

11 Deposition of DAVID H. MORGAN taken in  
12 Cincinnati, Ohio, on April 12, 1989, at 5:00 o'clock p.m.

13  
14 APPEARANCES:

15 JOHN M. DOWD, Esq.  
16 Special Counsel for the Commissioner  
17 Heron, Burchette, Ruckert & Rothwell  
18 Suite 700  
19 1025 Thomas Jefferson Street, N.W.  
20 Washington, D.C. 20007

21 ALSO PRESENT:

22 Mr. Joseph Daly

23 Gary L. Baldwin  
24 Certified Verbatim Reporter/Notary Public  
25 P. O. Box 39254  
Cincinnati, Ohio 45239  
513-662-1121

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P R O C E E D I N G S

1  
2 Whereupon,

3 DAVID H. MORGAN

4 having been first duly sworn, was called as a witness  
5 herein, was examined and testified as follows:

6 EXAMINATION

7 BY MR. DOWD:

8 Q Would you state your entire name for the  
9 record?

10 A David Henry Morgan.

11 Q And where do you live, sir?

12 A 29 South River Street in Franklin.

13 Q And would you give me your telephone  
14 number?

15 A 743-9287.

16 Q Area Code 513?

17 A Right.

18 Q How old are you, Dave?

19 A Thirty two -- three. Thirty-two.

20 Q That's all right. I can't remember my  
21 birthday either.

22 A In '56; May. I'm 32.

23 Q All right. And where are you employed?

24 A Shaker Run at Armco Park. That's --

25 Q What do you do there?

1 A I'm maintenance, work maintenance.

2 Q On machines?

3 A Well, you know, like I work on the course.

4 I cut grass and --

5 Q On the golf course?

6 A Yes.

7 Q Okay. I used to do that. Sweep the

8 greens.

9 A Yes, do all that good stuff.

10 Q Flatten out the traps.

11 A Yes.

12 Q Okay. Do you know a fellow named Ron

13 Peters?

14 A Yes.

15 Q And how long have you known him?

16 A Probably back to '71.

17 Q And tell us how you know him.

18 A Well --

19 Q And what you've done together, et cetera.

20 A Well, he was a year younger than I was in

21 school and, you know, I know who he was. And then after --

22 well, we just go to know each other in school, more or

23 less. And we just became friends like through association.

24 And like in '78, '77 or '78 I think, we shared an apartment

25 together for a while, about eight or nine months, before he

1 got married.

2 Q Okay. And was he the assistant pro at  
3 Beckett Ridge Country Club?

4 A Yes.

5 Q That's where you work?

6 A I worked there then.

7 Q Okay. And you're at a different place now?

8 A Yes.

9 Q And what was the name of that?

10 A Where I work now?

11 Q Yes.

12 A I work at Shaker Run now.

13 Q Shaker Run?

14 A Right.

15 Q Is that a new golf course?

16 A It's about twelve years old probably.

17 Q Did there come a time in 1985 when you  
18 learned that Peters was a bookmaker?

19 A Right around then probably. Like I  
20 couldn't tell you exactly when it was.

21 Q I know you can't and don't worry about it.

22 A Okay.

23 Q Just around 1985?

24 A Yes, somewhere around there.

25 Q Now, how did you learn it?

1           A           That's a good question. I don't really  
2 know that either.

3           Q           Did Ron tell you he was a bookmaker or did  
4 he ask you to help him?

5           A           Well, yes, that's how I eventually -- I  
6 don't know if that's how I -- I don't know if I knew he was  
7 doing it before that or -- I probably knew he was doing it  
8 before that.

9           Q           Okay. Did there come a time when he asked  
10 you to help him out in his operation?

11          A           Yes.

12          Q           And what did he ask you to do?

13          A           Just answer the phone for him.

14          Q           Okay. Did you handle all the players that  
15 called or small players or big players?

16          A           At first just the small players.

17          Q           And what would be a small player?

18          A           Anywhere from twenty dollars to maybe a  
19 hundred or two hundred.

20          Q           And a big player would be what?

21          A           Probably anywhere from five hundred to  
22 wherever.

23          Q           Five thousand?

24          A           Yes. Whatever; yes.

25          Q           And did you ever meet a fellow or hear of a

1 fellow named Tommy Gioiosa?

2 A Yes.

3 Q And who was Tommy Gioiosa, to your  
4 knowledge?

5 A To my knowledge he was a friend of Pete's.

6 Q Pete Rose?

7 A Yes. And, you know, he just got into the  
8 betting side of it; I guess.

9 Q He bet with Ron Peters?

10 A Right.

11 Q On behalf of Pete Rose?

12 A Presumably, yes.

13 Q That's what you understood?

14 A I understood that from day one, yes.

15 Q That's what Ron Peters told you?

16 A Right.

17 Q Okay. Pete Rose didn't tell you and  
18 Gioiosa didn't tell you that?

19 A Well, Pete Rose didn't. But, you know, Gio  
20 made reference that he was betting for Pete to me, yes.

21 Q Okay. And Gio would bet on what kind of  
22 sports action?

23 A Football and basketball.

24 Q Okay. Did you ever have occasion to  
25 collect losses from Gio?

1 A Yes.

2 Q And do you recall on how many occasions?

3 A Not exactly, but --

4 Q Approximately.

5 A Approximately maybe four, five times.

6 Q Okay. And where would you collect this  
7 money?

8 A Two or three times at Gold's Gym; and  
9 twice, maybe, at a gas station off of 747 in -- at the  
10 intersection of 747 and 275.

11 Q Okay.

12 A And one other time at the parking of -- at  
13 that time it was a truck stop on Cincinnati/Dayton Road.

14 Q Can you tell me what you recollect about  
15 the amounts that you collected?

16 A Well, a lot of times like I'm not sure if I  
17 knew the amount or not. I know one time for sure I knew  
18 the amount because I was supposed to count it and then give  
19 it to Ron. And it was like -- I think it was twenty-two  
20 thousand that time.

21 And other times like I'd just -- you know,  
22 I'd just pull up and he'd throw it into my car. You know,  
23 he'd have it wrapped in rubberbands or something, he'd  
24 throw it in my car. And, you know, I'd just take it back  
25 to Ron and hand it to him.

1 Q Okay. So it was a stack of hundreds;  
2 fifties?

3 A Yes. Hundreds; fifties; twenties.

4 Q All right. Do you recall ever picking up  
5 sixty thousand?

6 A Like I told the one attorney, for some  
7 reason that figure jumped into my mind. But, you know, I  
8 couldn't swear that that's what it was.

9 Q Okay.

10 A But for some reason that --

11 Q But it was a large amount.

12 A Yes.

13 Q That's a lot of hundreds.

14 A Yes.

15 Q Can you describe Gioiosa for me? A  
16 physical description?

17 A He was short, well built upper body with a  
18 real small frame from the waist down. Long curly black  
19 hair.

20 Q How old?

21 A Just guessing, probably late twenties or  
22 mid twenties, early -- late twenties, early thirties.

23 Q Can you recall what kind of automobiles he  
24 drove?

25 A I think he drove -- the first time I met



1 him he was driving a black Porsche. And one time when I  
2 met him at the gas station there on 747, he was driving a  
3 Vette.

4 Q If Peters lost money on a gambling  
5 activity, would you handle the payoff?

6 A No.

7 Q Peters would handle that?

8 A Peters handled paying.

9 Q Okay. During the time that baseball was  
10 being played, did you handle any of the action during that  
11 time?

12 A Not in the later years, no.

13 Q Do you recall in or about 1987 there was a  
14 time when Peters was losing a good deal of money on  
15 baseball action?

16 A Yes.

17 Q Tell me what you remember about that.

18 A Well, like I didn't know that he was, you  
19 know, still doing anything. And then one day we were  
20 sitting around talking at his bar and, you know, he told me  
21 that Pete was betting and that he was getting murdered.

22 And I asked him, you know, "How much have  
23 they got you hooked?" And he said about seventy-five  
24 thousand.

25 Q Was Gioiosa handling the action at that

1 time or --

2 A No.

3 Q -- was another person?

4 A No. Paul Janszen was doing it.

5 Q Okay.

6 A Was calling him in.

7 Q Did you ever meet Pete Rose?

8 A Nope, not personally, no.

9 Q Did you ever talk to him on the phone?

10 A On one occasion I answered the phone and  
11 I'm not sure if he said, "This is Pete", or if I just  
12 presumed that it was Pete from hearing his voice so often  
13 on the radio or on the television.

14 Q It sounded familiar?

15 A Yes. But I immediately handed the phone to  
16 Ron.

17 Q Okay. Where did that call come in? Did it  
18 come in to Jonathan's Cafe?

19 A Nope.

20 Q Where --

21 A That was when we were working at a condo in  
22 West Chester.

23 Q In West Chester? Okay.

24 Did you ever meet Janszen?

25 A Yes. I met Janszen one time.

1 Q Where was that?

2 A We had dinner with him at Victoria Station  
3 before the second game of I think it was the '87 season.

4 Q Okay. Did Ron Peters handle the baseball  
5 action?

6 A Yes.

7 Q Was the action heavy or light; can you  
8 recall?

9 A I think it was just one guy.

10 Q Rose?

11 A Yes.

12 Q And Janszen?

13 A Right.

14 Q Okay. Were you around when Pete Rose came  
15 to Jonathan's Cafe in Franklin, Ohio?

16 A No, I was working but, you know, that was  
17 the big talk of the town for two or three days after he was  
18 there.

19 Q Really?

20 A I guess there was a few people there that  
21 made complete idiots out of themselves. You know, bugging  
22 him for autographs and going home and getting stuff for him  
23 to sign and stuff like that.

24 Q Did you see a bat that he gave the Cafe?

25 A Yes.

1 Q A black Mizuno bat?

2 A Right.

3 Q Is it still up there?

4 A I haven't seen it lately.

5 Q Okay. When Peters would take action from  
6 Gioiosa and Janszen, would he write it down?

7 A Yes.

8 Q And then what would happen to those pieces  
9 of paper?

10 A Well, the papers would be kept for two or  
11 three days or until -- you know, until like the figures  
12 were checked. Like every after every -- you know, like  
13 sometimes there's discrepancies. Like somebody will say  
14 they bet something -- they didn't bet it, just to get out  
15 of losing money or something.

16 So like after, you know, the bets were  
17 made, then he'll check a figure that night and if it  
18 matches out, then, you know, he'd take -- they had a paper  
19 shredder and they'd put it through a paper shredder or  
20 sometimes Ron made the comment that he'd take it home and  
21 burn it in his fireplace.

22 MR. DOWD: Okay. Joe, do you have some  
23 questions?

24 MR. DALY: Yes.

25 EXAMINATION

1 BY MR. DALY:

2 Q Dave, do you know a David Bradley?

3 A I'd really rather not, you know, talk about  
4 anybody that -- you know, as far as that's concerned. I  
5 mean, you know, especially on the record.

6 MR. DOWD: Well, it's not going anywhere.

7 A Well, I understand that. But I mean that's  
8 -- I mean that's a whole different story as far as I'm  
9 concerned.

10 MR. DOWD: Okay, we can leave that.

11 A As far as Brad -- or as far as Ronnie is  
12 concerned, I'll tell you anything you want to know about  
13 that.

14 MR. DOWD: All right. Well, we'll leave it  
15 that way.

16 A I mean, I'm sorry but I mean I just don't  
17 want to bring anybody else into it.

18 MR. DOWD: Don't worry about it. Anything  
19 else on Ron, Joe? I think we've about covered it.

20 MR. DALY: No, that's fine.

21 MR. DOWD: Okay. All right, thank you very  
22 much. I appreciate you coming all the way down.

23 (Whereupon, at 5:18 o'clock p.m. the  
24 deposition was concluded.)


25

C E R T I F I C A T E

1  
2 STATE OF OHIO )  
3 COUNTY OF HAMILTON ) SS.

4 I, Gary L. Baldwin, the undersigned, a duly  
5 qualified and commissioned Notary Public within and for the  
6 State of Ohio, do hereby certify that before the giving of  
7 his aforesaid deposition the said DAVID H. MORGAN was by me  
8 first duly sworn to depose the truth, the whole truth and  
9 nothing but the truth; that the foregoing is the deposition  
10 given at said time and place by the said DAVID H. MORGAN;  
11 that said deposition was taken by me in stenomask and  
12 transcribed by me into typewriting; that I am neither  
13 relative of nor attorney for any of the parties for this  
14 cause, nor relative of nor employee for any of their  
15 counsel and have no interest whatever in the result of this  
16 action.

17 IN WITNESS WHEREOF, I hereunto set my hand  
18 and official seal of office, at Cincinnati, Ohio, this 13th  
19 day of April, 1989.

20   
21 \_\_\_\_\_  
22 Gary L. Baldwin  
23 Notary Public, State of Ohio

24 My Commission expires:  
25 February 26, 1993