

1 Giamatti and Mr. Vincent about the Pik-Six of January 29th
2 -- January 25th, 1989?

3 A No. Recall telling them what?

4 Q Telling them anything about it.

5 A No. I think I told him the same thing I
6 told you before, that I wish I had as many Pik-Six's as
7 people -- I think I told him that I wish I won as much
8 money as people say I do; and I'm glad I don't lose as much
9 as people say I do.

10 Q Pete, isn't it a fact that after the
11 questioning was over, that you told Bart Giamatti and Mr.
12 Vincent that an example of these terrible rumors was the
13 Pik-Six that recently occurred in January out here at
14 Turfway that we've just talked about. And that you, in
15 fact, had not won it.

16 A I don't remember saying that.

17 Q Do you remember saying anything like that?

18 A No.

19 Q Do you remember the subject being discussed
20 at all?

21 A No. I remember something about the Pik-
22 Six. Because I remember Mr. Giamatti saying something, "We
23 don't care about Pik-Six's" or something. Or Mr. Ueberroth
24 or somebody. He said, "I'm just here to ask you about
25 baseball." That's what he said.

1 MR. PITCAIRN: John, so your record is
2 clear, I think that meeting was on the 20th of
3 February, not the 22nd. Monday the 20th.

4 THE WITNESS: It was on a Monday because
5 that was the second day of spring training.

6 MR. DOWD: Forgive me, you're right. It is
7 the 20th.

8 BY MR. DOWD:

9 Q Pete, in addition to the tracks River Downs
10 and Turfway, you also bet the horses at Tampa Downs in
11 Florida?

12 A Yes.

13 Q And I'm talking now, unless I indicate
14 otherwise to you, about the period 1984 to 1988.

15 A Okay.

16 Q Okay?

17 Can you tell me who runs your bets at Tampa
18 Downs? During that period of time. Take your time.

19 A That's very simple. Arnie if he's not
20 there (sic), and if he's not there Mario Nunez does. Who
21 is a maitre d' at the clubhouse.

22 Q Okay. Anybody else?

23 A No, sir. Well, I take that back. Maybe my
24 wife but she don't go very often.

25 Q How would --

1 A Because when my wife goes, I bet for her,
2 too. So I just let her get the bet.

3 Q How about a fellow named Steve Chevashore?

4 A Steve Chevashore?

5 Q Yes.

6 A No, he's never run no bets for me. Is that
7 -- now I'm not sure about the last name. The only Steve I
8 know at that track is Howie Bernstein's nephew. Is that
9 who that is?

10 Q That's who I'm talking about.

11 A Yes, he's never run bets for me. He sat at
12 a table with me but he's never -- because I sit at Howie's
13 table.

14 Q Howard Bernstein's table?

15 A Yes, sir.

16 Q Okay. What's the most you've lost at a
17 race there at Tampa Downs?

18 A Very little. Seven hundred bucks. You
19 can't bet nothing there. You can't bet money at that
20 track.

21 Q Okay.

22 A I just go there for the entertainment.

23 Q What's the most you ever won?

24 A Not much.

25 When I say you can't bet money there, you

1 understand what I'm saying? Whenever you go to a track and
2 there's no handle. You know what handle is?

3 Q No, I don't.

4 A Handle is money bet through the window.

5 Q Okay.

6 A The odds are made based on how much money
7 is bet through the window. Now, if they're only handling
8 three hundred thousand dollars for the day and you go up
9 and bet a thousand dollars on a horse, it will go from
10 twenty to one to one to five. So you're betting against
11 yourself.

12 Now, if you go to Hollywood Park or
13 somewhere where they're handling five or six million
14 dollars, then it doesn't matter what you bet. You don't
15 affect the odds.

16 But at Tampa Bay Downs, if you wanted to,
17 you could make the favor in every race by betting a
18 thousand dollars on a horse. So it's just crazy.

19 I'll go there and I'll bet four hundred
20 dollars to win and maybe two hundred dollars to place.
21 That's a big bet for me at that track.

22 Q A fellow named Tommy Gioiosa ever run bets
23 for you at the track?

24 A I think he did -- well, let me scratch
25 that.

1 Are you talking from '84 to '88?

2 Q Yes, sir.

3 A No.

4 Q How about Don Stenger?

5 A Never.

6 Q Paul Janszen?

7 A No. Two of those guys have been to the
8 track when I was there. Gioiosa and Janszen. But Arnie
9 was there, too, and Arnie run the bets.

10 Q Stenger never ran bets?

11 A No. I never seen Don Stenger at the race
12 track.

13 Q Never went to the race track with you?

14 A Not with me.

15 Q All right.

16 A And let me -- while I'm on this, let me
17 clarify something else.

18 Q Sure.

19 A Janszen, Gioiosa never went to the track
20 with me. And if you want a verification, just ask the guy
21 that parks the cars at the track. I go by myself or with
22 my wife. They may have come to the track but they came in
23 their own vehicle and left in their own vehicle.

24 Q Did they join you at the track?

25 A They sit where I sit. Sometimes. But I

1 don't necessarily look at it as they went to the track with
2 me. I mean that's very easy to say but they're misleading
3 someone.

4 To go to the track with me, you've got to
5 get in my car, drive to the track with me, get out of the
6 car and go through the turnstile with me. And they didn't
7 do that.

8 Q You never took Paul Janszen to the track
9 with you, is that what you're saying?

10 A That's what I'm saying.

11 MR. MAKLEY: As he's defined it.

12 THE WITNESS: That's what I'm saying.

13 Absolutely not.

14 MR. DOWD: Okay.

15 THE WITNESS: Because the guy saved three
16 or four parking spots right in the front row for
17 the guys. The regulars as he called them.

18 BY MR. DOWD:

19 Q But you joined them at the track?

20 Or they joined you at the track.

21 A They set in my room. They set in my room.

22 They joined me.

23 Q Did you invite them?

24 A I told them it was all right for them to
25 sit there, as long as they were -- you know, as long as

1 they weren't routy.

2 Q The question was, did you ever invite them
3 to the track?

4 A They knew I went to the track most of the
5 time. Now we're just talking about winter time now. We're
6 not talking about the summer time. You understand this,
7 too. I mean I don't go to the track in the summer time.
8 I'm playing baseball.

9 I don't think I ever called them up and
10 says, "Do you want to join me at the track?" I mean if
11 they call me, I might say, "Yes, I'm going to the track
12 tonight. Okay, see you over there."

13 And there's probably a lot of nights when
14 they were there that I wasn't there. As a matter of fact I
15 know there was one night they were there because they
16 caused a ruckus over there and got everybody pissed off
17 over there and they closed the damn place down.

18 Q When was that?

19 A When I was in spring training. That's when
20 I had my outs with them. Because they got in a fight with
21 the damn -- the stewards.

22 Q Spring training what year?

23 A I don't remember.

24 Q Was it this year?

25 A No, no. A couple years ago.

1 Q Last year?

2 A Hell, I remember this year. It's only
3 April.

4 Q Last year? '88?

5 A I think it was back in '87.

6 Q '87. That was while you were at spring
7 training.

8 Wasn't Paul Janszen down there with you at
9 spring training? Six weeks?

10 A He might have been. That was '87?

11 Q It's not a question of might, in fact he
12 was; wasn't he?

13 Stayed at your house for six weeks with
14 Danita Marcum; didn't he?

15 A For nothing by the way. And I got him a
16 rent-a-car for nothing.

17 Q Okay. But at your invitation.

18 A Something against that?

19 Q No, sir.

20 A Okay.

21 Q No. But at your invitation.

22 A Yes, yes. I had enough room.

23 Q Well, was it '87 when he caused a ruckus

24 --

25 A No, no, I didn't say -- Tommy Gioiosa

1 caused a ruckus.

2 Q I'm not saying you said it, I'm asking you.

3 A Tommy Gioiosa caused the ruckus.

4 Q I see.

5 A And his -- I don't know who was with him
6 that night, but he's the one that caused the problem.

7 Q Okay. So we don't know whether Paul
8 Janszen -- Paul Janszen, as far as you know --

9 A If it was '87 -- see, I told you I didn't
10 know when it was.

11 Q I know you did.

12 A And '87 Paul Janszen was in spring training
13 with me for six weeks. So he couldn't have been at the
14 track the night that they had the problem.

15 What it boiled down to was a drinking
16 problem.

17 Q By Gioiosa?

18 A He was one of them. I don't know who the
19 other ones were. He was the primary guy.

20 And I just didn't think that was right to
21 go over and sit in my room and make a scene. And the
22 reason I knew it was him, because Arnie was still in
23 Cincinnati. And he went up there the next night and they
24 had a padlock on the door. So that's the problem he
25 caused.

1 Q Pete, you ever bet on pro football?

2 A Did I ever bet on pro football?

3 Q Yes, sir.

4 A Sure.

5 Q During '84 to '88?

6 A Yes.

7 Q Who did you bet with?

8 A Different people.

9 Q Who?

10 A I don't think I should acknowledge that.

11 Q Are you declining to answer that question?

12 MR. MAKLEY: Do you want to talk to me?

13 MR. DOWD: Do you want to take a break and
14 talk to Mr. Makley?

15 MR. MAKLEY: Let's take a break and talk.

16 MR. DOWD: Sure.

17 (Whereupon, the deposition was recessed
18 from 5:00 o'clock p.m. to 5:06 o'clock p.m.)

19 BY MR. DOWD:

20 Q I'll ask the question again for you. Did
21 you ever bet on pro football during 1984 to '88?

22 A Yes.

23 Q And who did you bet with?

24 A Well, most of the bets I made were through
25 Tommy Gioiosa. And occasionally I'd be in Vegas or Lake

1 Tahoe or somewhere and make my own bets. At the book,
2 sports book.

3 Q When did Gioiosa start taking your pro
4 football bets?

5 A When?

6 Q Yes, sir. When did he start taking your
7 pro football bets? In '84?

8 A I can't remember back that far.

9 Q Okay.

10 A I mean that's a pretty damn long time ago.

11 Q It is. And is Gioiosa a bookmaker?
12 Or would he place the bets with somebody
13 else?

14 A He would place them but I don't know who he
15 placed them with.

16 Q You don't?

17 A I don't. That wasn't my business.
18 To my knowledge, he's not a bookmaker.

19 Q So would it be fair to characterize him as
20 a runner?

21 A A runner?

22 Q You didn't call the bookmaker I take it?

23 A I guess it would be fair to classify him as
24 a runner.

25 Q Is it your testimony that you did not call

1 and place a bet with a bookmaker --

2 A No, sir.

3 Q -- on pro football?

4 Please let me finish the question. It's
5 hard for him to get us both at the same time. That's the
6 only reason I interrupt you, okay? Let me just finish and
7 then I'll --

8 A He's got a rough job for six hours.

9 Q I know it.

10 Let me ask the question again.

11 A Okay.

12 Q And let me finish. I take it you never
13 placed, during 1984 to '88, a bet with a bookmaker on pro
14 football?

15 A Well, I'm sure that some people would say
16 if you walked up to a sports book and place a bet, you're
17 betting with a bookmaker. It's just legal.

18 Q Okay.

19 A So I can't honestly say I didn't.

20 Q Except for Los Vegas.

21 A Or Lake Tahoe.

22 Q Or Lake Tahoe. Nevada. Where it's legal.

23 A Right. Right.

24 Q Okay. Outside of Nevada --

25 A No.

1 Q Okay. If you lost on the pro football
2 bets, how would you pay?

3 A Cash.

4 Q Okay. Would you give the --

5 A Cash unless I was somewhere where I
6 couldn't send cash. You know, if I'm out of town, then you
7 can't send cash through the mail.

8 Q Did you give the cash to Gioiosa?

9 A Yes, sir.

10 Q Pro football you would bet every weekend?

11 A Yes. Mostly Monday night.

12 Q Monday night?

13 A That's a big night, Monday night. It's a
14 fun night.

15 Q How many games would you bet?

16 A Not a lot. You know, just games I liked.

17 Q Okay.

18 A I mean obviously you don't like ten games a
19 week.

20 Q Let me try it from another angle.

21 How much would you bet per game?

22 A It would differ.

23 Q What do you remember?

24 A What do I remember?

25 Q That you bet on a game.

1 A The amount?

2 Q Yes, sir.

3 A A thousand.

4 Q Did you ever bet any more than a thousand?

5 A Yes.

6 Q Okay.

7 A You bet a little more on Monday nights; you
8 bet a little more on the Super Bowl.

9 Q What would you bet on Monday night? That
10 you remember. Two thousand?

11 A Well --

12 Q Did you ever bet five thousand on a Monday
13 night game?

14 A No. What you do on Monday night is
15 according to what you did for the weekend. You know, if
16 you're plus for the weekend, then you can sponge your bet a
17 little bit. But if you're minus, then you fall back a
18 little bit.

19 Q Oh, I see. So it depends on --

20 A Right.

21 Q Now when do you place the bet for the
22 weekend?

23 A I didn't hear you.

24 Q When do you place the bet for the weekend?
25 When would you tell Gioiosa what your favorite teams were

1 for the weekend?

2 A Probably Sunday morning. Sunday noon.

3 Q And does he -- when does he have to have
4 the bet in? Before kick-off?

5 A Yes, I wish it was the other way. I wish
6 they could kick-off first. That would be nice.

7 Q I'm just --

8 A Yes, I understand. Before 1:05.

9 Q I'm just trying to get educated here.

10 A Before 1:05.

11 Q Before 1:05.

12 A Yes, sir.

13 Q All right. And when he bets on football --
14 so he's essentially doing it on credit; is that correct?

15 A Yes.

16 Q Is it your credit or his credit?

17 A I can't honestly tell you how he calls it
18 in.

19 Q Did you ever hear him call it in?

20 A No, I can't honestly tell you that he
21 called up and said this or that. I couldn't tell you what
22 he did.

23 Q All right. Did he ever call --

24 A All he asked me is who I liked.

25 Q All right. Did he ever call you from your

1 home (sic)?

2 A Did he ever call me --

3 Q I'm sorry, call a bookmaker from your home.

4 A No, not to my knowledge.

5 Q Where would he be when you would tell him
6 the amount and the teams that you wanted bet?

7 A He could be home, he could be anywhere; I
8 don't know.

9 Q Didn't he work at Gold's Gym?

10 A I don't think he worked on Sundays though.

11 Q Okay.

12 A That's kind of a slow day up there.

13 Q It was only on Sunday that you'd place the
14 bets on pro football?

15 A Monday nights. You don't bet Monday night
16 on Sunday.

17 Q What time do you bet on Monday night?

18 A 7:30.

19 Q Was it, again, before kick-off?

20 A 7:30.

21 Q Kick-off is eight?

22 A Nine.

23 Q At nine, okay. But the bet is on credit.
24 You don't have to put the cash up first; is that correct?

25 A No, you usually have a -- you usually have

1 a day that you settle up and that's usually Tuesday. And
2 then if you do it on Tuesday, one way or the other, then
3 you can include Monday night. If you set it up on Monday,
4 then you have to start a new week on Monday night football.

5 Q All right.

6 A It eliminates a lot of book work if you
7 settle up on Tuesday.

8 Q All right.. So it's Tuesday, after the
9 weekend and after the Monday night game.

10 A Right.

11 Q All right. And how do you keep track of
12 what you told Gioiosa?

13 A How do I keep track? I'm pretty good with
14 figures.

15 Q All right. Did you write it down?

16 A I may sometimes, not very often.

17 Q All right.

18 A Because if you're going to bet two or three
19 games, I mean my memory is pretty good.

20 Q All right. Do you ever bet more than two
21 or three games?

22 A Not very often.

23 Q Did you ever bet the whole schedule?

24 A Hell, no.

25 Q Did you ever bet half the schedule?

1 A I have to think what the schedule is. I
2 don't even know how many football teams there are.

3 No, not usually.

4 Q Is it fair to say you bet at least a
5 thousand per game?

6 A No, I think you'd bet a thousand on games
7 you like.

8 Q Okay.

9 A See, what happens when I --

10 Q And then Monday hinges on what you did on
11 the weekend?

12 A See, what happens a lot of times in betting
13 football; I found that you might like a team and you bet a
14 thousand on it. But you run into a problem, that game is
15 not on TV and you can't watch it. You just watch the
16 scoring opportunities.

17 So you might bet, you know, five hundred
18 bucks on a team that's going to be on TV. You know, every
19 Sunday in Cincinnati the Bengals are on TV, whether they're
20 on the road or whether they're at home.

21 Q Okay.

22 A And you may not like their game but you're
23 just going to bet on the Bengals just to root for them.
24 And just to have an interest to bet, you bet five hundred.

25 Q Okay.

1 A It's not going to break you doing that.

2 Q All right. Okay, now let's get back to
3 settling up on Tuesday.

4 A Okay.

5 Q If you lost, I take it it's a net loss;
6 right? You take your winners; you take your losers; and
7 whatever the net amount is.

8 Would you sit down with Gioiosa --

9 A Well, if you won five games and lost five
10 games, you'd lose.

11 Q You lose?

12 A Yes.

13 Q Explain that to me.

14 A Well, because when you bet, if you bet a
15 thousand and you lose, you lose eleven hundred. If you bet
16 five hundred and you lose, you lose five-fifty.

17 Q Why --

18 A You lose ten percent.

19 Q Oh, so there's --

20 A That's how the bookies make their money.

21 Q I see. There's a fee?

22 A It's called vigorish.

23 Q Vigorish, okay.

24 A And it's ten percent.

25 Q All right. So if you lose, you lose ten

1 percent of the amount that you bet. If you win, you win
2 what you bet.

3 A Right.

4 Q Is that correct?

5 A Right.

6 Q Now I take it there's a line involved,
7 something called a line. Is that a point spread?

8 A Sometimes.

9 Q I'm trying to get clear what you
10 communicate to Gio when you tell him -- let's take the
11 weekend bets. What he hears. You take your team -- let's
12 say the Redskins are playing the Bengals.

13 A Okay.

14 Q And you're taking the Bengals and the
15 Redskins are favored by three. And let's say, for the sake
16 of hypothetical, you bet --

17 A Well, it's not --

18 Q -- a thousand dollars. You're going to bet
19 a thousand.

20 A Okay.

21 Q What do you tell Gio in that situation?

22 A Give me a thousand to win on the Bengals,
23 plus three.

24 Q Okay. All right. Now, on Tuesday, when
25 it's settle up time --

1 A Sometimes. Now, Tuesday is just when --
2 because there's no games Tuesday, Wednesday, Thursday,
3 Friday, Saturday, you know.

4 Q All right, I understand. I'm not holding
5 you to it.

6 A If Gio is out of town on Tuesday, I mean --
7 when I see him Tuesday or Wednesday --

8 Q Whatever the settle up day is.

9 A I'll see him downtown or if I go to Gold's
10 Gym to work out, I give him the money and then he does
11 whatever he's supposed to do with the money.

12 Q Does he have a sheet or something? Or is
13 this all in his head, too?

14 A I don't know. I didn't see a sheet.

15 Q Okay.

16 A I couldn't tell you if he's taking other
17 guys bets now. I mean my bets aren't hard to remember.

18 Now, if he's taking five other guys bets,
19 he better have a sheet.

20 Q Okay, well, that's why I'm asking you this.

21 A I would probably say a guy --

22 Q And how do you know -- how are you
23 comfortable that he's saying, "Pete, you owe five thousand
24 bucks" after a weekend?

25 I mean, do you say --

1 A I know how many games I won; I know how
2 many games I lost.

3 Q Okay.

4 A And as long as you make almost the same bet
5 on --

6 Q So you've got your own --

7 A It's not like you bet four thousand on this
8 one, two thousand on this one, a thousand on this one, and
9 five hundred on this one. I mean it's just like when I go
10 to the track, I make sort of a standard bet. Which is easy
11 to calculate.

12 Q All right.

13 A You know, if you start jumping back and
14 forth, you're going to need a banker to be at your house.

15 Q All right. I'm just simply trying to get a
16 grip on --

17 A I understand what you're doing.

18 Q -- how you do it.

19 So you already know when settle up day is
20 with Gio --

21 A Right, exactly.

22 Q -- you've got to pay him. Okay.

23 Do you always settle up the few days after
24 that weekend? Or do they ever carry you?

25 A Well, always. I mean, you know, if you

1 lose two hundred and fifty dollars, the guy's not going to
2 go crazy and wait for the money. I mean -- but if you win
3 two or three thousand dollars, you don't want to let the
4 guy -- you know, he might get hit by a train.

5 Some guys, big bettors, I mean they might
6 have a fifty thousand dollar total. What that means is,
7 you bet until you either win or lose fifty thousand
8 dollars. I've heard of that. I never did it but I've
9 heard of that.

10 Q Okay. What's the most you remember betting
11 on a football -- let's leave it at besides the Super Bowl,
12 what's the most you've bet on a weekend and a Monday night?

13 A I don't know. I never thought about it,
14 being the most.

15 Q Okay.

16 A The most I ever bet was the Super Bowl.

17 Q What's that? How much did you bet on the
18 Super Bowl?

19 A Just what I told the Commissioner, two
20 thousand. And I told him I bet on the wrong team and bet
21 against my home team. This year -- or last year. It was
22 this year, right, Rog? The Bengals were this year.

23 Q What's the most you lost with Gio as your
24 runner?

25 A I think it was that thirty-four thousand.

1 That was from a long period of time though.

2 Q Was that back in '86?

3 A I don't remember when it was. But I was
4 down in Florida for a long period of time.

5 That really wasn't football. It was
6 football but it also involved the NCAA.

7 Q College basketball?

8 A Yes.

9 Q All right. That's what I wanted to move to
10 next.

11 Tell me how you bet on college basketball.

12 A The same.

13 Q Pick your favorites?

14 A The same as football.

15 Q Okay. On the weekends --

16 A There's a home team -- I mean there's a
17 favorite and there's an underdog.

18 Q Okay. Point spread?

19 A Usually. Sometimes there will be an even
20 game.

21 Q Those bets were placed for you by Gio?

22 A Yes.

23 Q Do you know who he placed them with?

24 A No, I couldn't tell you.

25 Q Okay.

1 A All I know is that one year they --

2 Q I don't know if I got an answer to the
3 question. On the thirty-four thousand, was that
4 accumulated during 1986 or the end of '86?

5 A When did you say I wrote that check?

6 Q That check was March 12th --

7 A Yes, it was during spring training.

8 Q -- nineteen eighty --

9 A I remember that.

10 Q No, the check was March 12th, 1987.

11 A Well, the bets were -- probably included
12 Super Bowl '87, plus the basketball tournament. You know,
13 that's a month and a half time. And that's when I quit
14 betting. Because he called me up and said this guy was
15 going to burn my house down and break my kid's legs if I
16 didn't pay him. I said, "Hey, I'm coming home in two
17 weeks. Why do I want to bother my attorney with a check
18 and everything." He said, "The guy wants his money." So I
19 said, "Write him a damn check." And he wrote him a check.
20 I said, "Tell the guy to go to hell. I'm not going to
21 dicker with him no more."

22 Q Did he tell you who the guy was?

23 A No.

24 Q Did you ask him who it was?

25 A I didn't want to know.

1 Q You didn't want to know --

2 A Because he got paid.

3 Q -- who was going to burn your house down?

4 You didn't want to know who was going to
5 burn your house down?

6 A Oh, those guys are all talk.

7 Q So you didn't take it seriously?

8 A I wasn't in the house.

9 Q Was anybody in the house?

10 A Nobody was in the house.

11 Q Well, you wouldn't want to lose your house,
12 would you, Pete?

13 MR. MAKLEY: It's insured.

14 A I didn't think it was -- I didn't think
15 they were serious.

16 Q Okay, that's what I want to know.

17 A See, what you have to realize, John, and
18 you probably don't, I know you don't. But the majority of
19 bookmakers are crybabies. You know, they could have the
20 biggest weekend in the world and they're always complaining
21 about they lose. In reality, they've got the world by the
22 ass. Because no bookmakers lose.

23 Q They all win?

24 A Sure. I know that. IRS knows that. You
25 know, I'm not in this for a living. You know, I enjoy

1 doing what I do.

2 Q Right.

3 A I don't go overboard. I mean I'm not out
4 of my means.

5 But a guy's going to tell you he's going to
6 break your kid's legs and stuff, you know, he'll be
7 swimming somewhere.

8 Q All right. But that's what Gio told you.

9 A Yes. So I called my --

10 Q All right. When --

11 A -- attorney and he got the check and Gio
12 went down and picked the check up and that was it.

13 Q Okay. What I need to know, Pete, is when
14 the debt that accumulated the thirty-four thousand
15 accumulated. When did it happen?

16 MR. MAKLEY: He wants to know over what
17 period of time --

18 Q What period of time.

19 MR. MAKLEY: -- it built up to thirty-four
20 thousand dollars.

21 Q Was that in 1986?

22 A It included the Super Bowl, the Super Bowl,
23 which is January. And you've got basketball games in
24 February and you've got basketball games in March. And
25 there's a hell of a lot of basketball games.

1 Q So there were --

2 A So what I'm saying is --

3 Q This is 1987?

4 A -- I had a bad streak. I had a bad streak.

5 Q Had a bad streak in early '87?

6 A Right.

7 Q It wasn't '86?

8 A Basketball season '87.

9 Q Basketball season '87.

10 A Right.

11 Q It wasn't in 1986?

12 A No. No, it wasn't '86.

13 Q You're sure of that?

14 A I'm not sure. I mean I can't -- you know,
15 we start talking three or four years, I can't be sure.

16 Q Okay. All right. But your best
17 recollection is that these were losses, you had a bad
18 streak in early 1987?

19 A Right.

20 Q Accumulated a debt of thirty-four thousand
21 dollars. Had your attorney give a check to Gio. Then he
22 was supposed to pay the bookmaker.

23 A I gathered he did. I mean the house didn't
24 get burned down or nothing.

25 Q Gio took the bet for the Super Bowl?

1 A I think so.

2 Q That's 1987.

3 A I could answer that question if I knew who
4 played in the '87 -- was that --

5 Q New York and Denver? Was that the Giants?
6 Giants and Denver?

7 MR. LYNAM: I think so, I can't remember.

8 MR. DOWD: I can't either.

9 (Discussion among counsel.)

10 MR. DOWD: '87, Giants and Denver.

11 THE WITNESS: Because I can't remember the
12 last time I won a Super Bowl.

13 Who did the Bears kill? Didn't the Bears
14 kill New England in one of the Super Bowls?

15 MR. LYNAM: Right.

16 THE WITNESS: Which one?

17 MR. LYNAM: '86.

18 THE WITNESS: I can't remember.

19 BY MR. DOWD:

20 Q Okay. Again, I want to ask you -- did you
21 bet college football, Pete?

22 A Not a lot. Not a lot.

23 Q What you did bet --

24 A Just -- you know, just games that were on
25 TV. Something to do on Saturday. There's so damn many

1 college football games, you'd go crazy doing that.

2 Q Okay. But you bet them with Gio?

3 A Yes.

4 Q The bet has to be in before kick-off?

5 A Right.

6 Q Okay. Point spread?

7 A The same thing.

8 Q Okay. College basketball, what is settle
9 up day on -- don't they play all during the week, these
10 college teams?

11 A We'd always pick a day. It's usually
12 Tuesday.

13 Q Okay. How about hockey?

14 A How about it?

15 Q Did you bet hockey?

16 A Never. I wouldn't know the first goddamn
17 thing about -- I guess the way I lose the other -- that
18 sounds kind of funny, I don't know anything about hockey.
19 Because evidently I didn't know anything about college
20 basketball.

21 Q So no bets on hockey?

22 A No bets at all on hockey.

23 Q Pro basketball --

24 A I don't know what you're getting up to
25 there, but that was a misquote last week.

1 Q What quote was that?

2 A Mr. Longfrey's quote by Sports Illustrated,
3 if you read that.

4 Q I can't remember it, Pete. I'll tell you,
5 there's so much written that I --

6 A Because they totally wrote the opposite of
7 what he said.

8 Q What did he say? Or what did they say he
9 said?

10 A They said he said that he bet hockey games
11 for me.

12 Q Uh-huh.

13 A And what he said is, "I've never seen Pete
14 do anything but go to the race track. And I don't bet
15 anything myself except one time I bet on a hockey playoff
16 game because I'm a Canadian fan."

17 But they said he said I bet -- that he bet
18 for me, hockey. Which is a hundred and ten percent untrue.

19 Q Okay. Pro basketball. Did you bet pro
20 games?

21 A What period of time are you talking about?

22 Q The same period of time, '84 to '88 with
23 Gioiosa?

24 A Just -- yes, just tournament.

25 Q Playoffs?

1 A Or the playoffs.

2 Q Okay.

3 A And there again, just games that are on TV.
4 As you can tell by talking to me, I like to
5 watch sports on TV and I like to bet on them if I'm
6 watching them.

7 Q I got that feeling.

8 A I mean I'm not betting on the Portland
9 Trailblazers against the Seattle Seahawks -- or the
10 Supersonics on the west coast starting at two o'clock in
11 the morning.

12 Q Okay. So whatever comes up on your
13 television --

14 A Yes.

15 Q You look at the schedule and --

16 A Hell, I've got a \$25,000 television unit at
17 home. I get everything. I get you walking through the
18 airport when the monitor hits you.

19 Q Is that right?

20 A Yes, I can get everything on the TV.

21 Q So you're the one that put those cameras on
22 me, huh?

23 A Yes. Don't carry no bombs aboard.

24 Q Do you know if Gio kept any records, Pete,
25 of these bets?

1 A No, I couldn't tell you one way or the
2 other.

3 Q Did you keep any records?

4 A No.

5 Q Do you have any records?

6 A Records?

7 Q Yes, where you write down who you bet on.

8 A No, because I didn't care if I won or lost.
9 I mean I wanted to win, obviously, but I didn't care if I
10 lost.

11 I mean I didn't have my meal money or my
12 gas and electric money there betting with it.

13 Q Did you ever borrow money from people to
14 pay your gambling losses?

15 A No. Hell, no. I don't need to borrow
16 money from people. I got a lot of money.

17 Q So your answer is no?

18 A No. Hell, no.

19 Q 1984 to 1988.

20 A Uh-uh.

21 Q Did you ever ask anybody to pay those debts
22 and you would get it to them in a week or two if you were
23 on the road or something?

24 I'm talking about short --

25 A No, they'd just wait.

1 Q Short term.

2 A They'd always wait for me. They understood
3 if I was on the road. Because they knew they were going to
4 get their money from me.

5 You know, you don't need to stiff guys. I
6 mean -- because they're not going to stiff you, so why
7 would you stiff them?

8 And we're not talking about anything large
9 anyway.

10 Q Uh-huh, okay.

11 A You ask for trouble if you do that.

12 Q Okay.

13 A I think. It just creates a bad situation.

14 Q All right.

15 A I trusted Tommy. I mean that's why I did
16 it with Tommy. Tommy's not going to stiff me. Hell, I
17 raised that kid.

18 Q Uh-huh.

19 A I took him off the streets. Why the hell
20 is he going to try to stiff me?

21 Q Did Tommy bet major league baseball for
22 you?

23 A No. Nobody bets major league baseball for
24 me.

25 Q Ever?

1 A Ever.

2 Q Was there anybody other than Tommy that was
3 betting for you?

4 A No, uh-uh.

5 Q How about Michael Bertolini?

6 A No, sir.

7 Q Paul Janszen?

8 A Nope.

9 Q Never placed a bet for you?

10 A Well, when I sit here and think about it, I
11 can't honestly say that he never placed a bet for me
12 because he might have placed a bet for me at Tampa Bay
13 Downs that year he spent the spring with me. But he wasn't
14 the primary runner.

15 Q Spring of '87?

16 A Yes, whenever that was. He may have -- he
17 went to the track with me when I went because he stayed
18 with me, just him and I. But he would go bet for himself
19 most of the time. But, no.

20 Q No bets on football, basketball, baseball

21
22 A No, uh-uh.

23 Q -- by Paul Janszen --

24 A No.

25 Q -- for you? Okay.

1 Pete, I'm going to run through some people
2 here --

3 A Okay.

4 Q I want you to tell me what you know about
5 them.

6 A All right.

7 Q Let's take Mario Nunez. I asked you a
8 little bit before about him.

9 A Well, here's a guy that --

10 Q Tell me what you know about him.

11 A All right. Mario Nunez. He'll bet you
12 tomorrow is not Friday if you'll lay him two to one, but
13 he'll only bet you two dollars.

14 Q Okay.

15 A He's just a happy go lucky kid, seventy
16 some years old. He's a maitre d' at the horse track.
17 That's the only work he does. He patronizes the dog track.
18 He's not a big spender; he don't have much money. And he's
19 a great Reds fan. He stayed at my house many times. I met
20 him through Sparky Anderson.

21 Q Is he also known as the Cuban?

22 A Yes, I nicknamed him that.

23 Q Okay.

24 A He's from Eborg City but he's -- he's not a
25 Cuban. He's just spanish but we call him the Cuban.

1 Q Okay.

2 A He's like our mascot.

3 Q That's a handle you gave him?

4 A Yes.

5 Q Been on road games with you?

6 A When you say road games --

7 Q Houston; Atlanta?

8 A No -- Atlanta, yes. He will come to
9 Atlanta because his daughter lives in Atlanta and they
10 usually plan their trip to see their daughter when the Reds
11 are in town.

12 Q Okay. Any other cities?

13 A He's got a brother in New York but I think
14 one time in my career he's been to New York. And he comes
15 to Philadelphia because he met some friends when I played
16 for the Phillies, when he came there.

17 He'll come anywhere if he thinks that
18 there's a shot we might go to the track after a game.

19 Q When did you first meet him, Pete?

20 A That's too long to remember, John. You're
21 talking when I was almost a kid playing baseball.

22 Q What was his occupation?

23 A He's always been the maitre d' for George
24 Steinbrenner. He worked for George Steinbrenner.

25 Q Okay. Is he a wealthy man?

1 A No.

2 Q But he would run bets for you at the Tampa
3 Bay Downs?

4 A Yes.

5 Q Did I get that right? Tampa Bay Downs?

6 A Tampa Bay Downs.

7 Q Okay.

8 A If Arnie wasn't there.

9 Q If Arnie Metz --

10 A You know, the guy's working. I mean he's
11 got a job to do. But he runs bets for Howard Bernstein,
12 too. He just loves to go to the window.

13 Q Did you ever pay him?

14 A Oh, I give him some money if I win.

15 Q Does he get a percentage or just --

16 A No.

17 Q -- whatever you felt like giving him.

18 A No.

19 Q Has Mario ever been in the clubhouse?

20 A Sure. Sure he has.

21 Q Did you ever have him up to Cincinnati as
22 your guest?

23 A Yes. Opening Day usually. But this year
24 he couldn't because they went to April the 9th. Opening
25 Day was April the 3rd.

1 So he won't get to see us until probably
2 June. That's when we play in Atlanta.

3 Q Did Mario ever --

4 A But he does a lot of favors for Bernie
5 Stowe who is the clubhouse guy, too. I mean he gets him a
6 lot of Cuban food and brings him stuff like that. So
7 that's why he's in the clubhouse.

8 Q I see.

9 A To my knowledge he don't bet sports.

10 Q You've never placed a sports bet with him?

11 A He don't bet sports.

12 MR. MAKLEY: Wait a minute. When you say
13 sports, you're not --

14 THE WITNESS: Sports. He bets dogs and
15 horses.

16 MR. MAKLEY: You don't consider that
17 sports?

18 THE WITNESS: No. I consider sports
19 basketball and football and baseball.

20 MR. DOWD: Sports action is basketball,
21 football and baseball.

22 THE WITNESS: Yes, that's right. You're
23 probably right. It's the sport of Kings.

24 MR. DOWD: Let's keep it that way for the
25 sake of this testimony anyway, the way you

1 described it, okay?

2 THE WITNESS: Non parimutuel betting.

3 BY MR. DOWD:

4 Q Did you ever pay him any money, Pete?

5 A Pay him any money? No. Pay him? I've
6 probably loaned him money before.

7 Q Do you know how much?

8 A Don't ever expect to get it back; don't
9 worry about it because it's not that -- I think he might
10 owe me twelve hundred dollars right now. It's just off and
11 on, a hundred here, a hundred there. That don't bother me
12 though.

13 Q In your records we found a check of
14 December 1988. And let me let you have a look at it.

15 Dated December 13th, 1988. Check number
16 509 on your Pete Rose account at Star Bank.

17 A Uh-huh.

18 Q Pete, we'll make this Exhibit 2 to your
19 deposition.

20 (Whereupon, Exhibit Number 2 was marked.)

21 Q It's the check at the top of the page,
22 Pete. And, I'm sorry, Pete, this is the back of it where
23 he indorsed it, the check.

24 A I remember that.

25 Q Do you remember what it was for?

1 A Yes, absolutely.

2 Q Tell us.

3 A Well, it was for betting. I think, if I'm
4 not mistaken, those checks were cashed at the dog track.
5 Is there a way for you to find out that?

6 Q Sure, it's right on the back there where
7 Mario Nunez --

8 MR. MAKLEY: These are hard to read.

9 MR. DOWD: Let me take a crack at it. I've
10 looked at it before. I can tell you what the stamp
11 says.

12 THE WITNESS: Because at that time there
13 was like four hundred and fifty or five hundred
14 thousand in the Pik-Six at the dog track and I was
15 trying to hit it.

16 MR. DOWD: Okay.

17 THE WITNESS: And we were buying big
18 tickets.

19 BY MR. DOWD:

20 Q What's the name of that dog track; do you
21 remember?

22 A Tampa --

23 Q Is it Kennel Club?

24 A Tampa Kennel Club. Haders own it.

25 Q Pete, there are other checks in your

1 records that are cashed at the Kennel Club that I've seen.

2 A That's possible.

3 Q This one -- yes, well, there are. And
4 maybe through the course of this, we have them and if I
5 need to show them, I'll show them to you.

6 But this one looks like Commerce Bank of
7 Tampa.

8 A Well, that might be Mario's bank, I don't
9 know.

10 Q It might be. But I just wanted to read
11 that stamp to you. There's no Kennel Club stamp on this
12 one.

13 . But you are --

14 A All I can tell you is that's where the
15 money went. I don't know where he cashed it. I mean he
16 could cash it anywhere.

17 I would have to say that that's got to be
18 his bank because he can't take a seventy-five hundred
19 dollar check to a bank that don't know him and cash it.

20 Q Right.

21 MR. PITCAIRN: John, let me just interrupt
22 for a second. I don't mean to break up your flow.

23 I think this interrogation has gone fairly
24 smoothly. But I've known Pete for a long time and
25 I'm getting concerned about him being tired.

1 And I assume you have a pretty full day
2 planned for tomorrow.

3 MR. DOWD: Right.

4 MR. PITCAIRN: So I think it's in
5 everyone's best interest that he gets a good
6 night's sleep tonight.

7 MR. DOWD: Right.

8 MR. PITCAIRN: So I would propose that
9 maybe we run until about seven o'clock and then
10 break for the evening and start whatever time you
11 want to tomorrow.

12 MR. DOWD: Whatever suits you. Whatever
13 suits, Pete, is fine with me.

14 MR. PITCAIRN: We can just have sandwiches
15 and just work through.

16 MR. MAKLEY: I ordered some sandwiches in
17 so we could eat.

18 MR. DOWD: Okay. But look, I said it
19 before, I'll say it again. I'm not here to take
20 advantage.

21 MR. PITCAIRN: That's fine.

22 MR. DOWD: And, Pete, I don't want you to
23 strain. We can break any time. Do you want to
24 take a five minute break now and just walk around?

25 THE WITNESS: I don't need a break.

1 MR. DOWD: We're not in a race here.

2 MR. PITCAIRN: No, John, we appreciate
3 that.

4 MR. DOWD: And Bob's point is well taken
5 and there's no harm in taking five minutes.

6 MR. PITCAIRN: We appreciate that.

7 MR. DOWD: If you're tired, you know, you
8 work hard and I respect that and I don't want
9 anybody answering questions when they're tired.

10 MR. PITCAIRN: One of the problems that
11 you'll learn is that somebody who gets 4200 major
12 league hits never realizes they're tired.

13 MR. DOWD: Yes, I know.

14 MR. PITCAIRN: So I wanted to sort of --

15 MR. DOWD: I know, that's why I'm chipping
16 in here.

17 MR. PITCAIRN: -- clue you in, John, that
18 when you come to a convenient break point around
19 seven -- he'd sit here all night unfortunately.

20 MR. DOWD: Well, I'm going to take a break
21 in a few minutes anyway.

22 MR. PITCAIRN: That's fine.

23 BY MR. DOWD:

24 Q So Exhibit 2 -- where is it? Exhibit 2,
25 Pete, is -- is this money that you sent to Mario Nunez from

1 Cincinnati or were you down in Florida at the time?

2 A I sent it from Cincinnati, right.

3 Q Okay. He told you that there was -- is it
4 a Pik-Six?

5 A A Pik-Six.

6 Q At the dog track.

7 A At the dog track. Way up there.

8 Q All right.

9 A It was up there for about a week and a half
10 as a matter of fact.

11 Q I'm sorry?

12 A It was up there for about a week and a
13 half.

14 Q What is it, does the pot build; is that
15 what you're saying?

16 A Every night that people bet into it, it
17 goes in if you don't hit it. I think finally someone hit
18 it for seven hundred and fifty thousand dollars. You don't
19 get that opportunity very often to take a shot at that.

20 Q Okay.

21 A And I didn't hit it.

22 Q Tell me about Howard Bernstein. How old he
23 is; what he does for a living.

24 A Howard's probably 53, 54. He's got a lot
25 of real estate. Goes to the race track. However, the only

1 time he goes to the race track is when the race track is
2 open in Tampa.

3 Q And when is that?

4 A It's -- I've never been there for the --
5 December till April.

6 Q Okay.

7 A He goes every day but Tuesday. And once
8 the race track is over with, he don't gamble the rest of
9 the year, to my knowledge. And he's a very small player,
10 you know, eighty to a hundred dollar race. He's just a
11 happy go lucky Jewish guy. Makes everybody laugh. He
12 don't give a shit if he loses. He's there Saturday to eat
13 the rice pudding.

14 You'd have to meet him to appreciate him.
15 A very intelligent guy I think.

16 Q How long have you known him?

17 A Probably five, six years. And the only
18 time I ever see him is at the track and I see him on
19 Tuesdays if we have a home game because his son's an
20 assistant baseball coach at Hillsboro Community College,
21 who won the national title last year, and --

22 Q Is that in Florida?

23 A Yes, sir. And he comes out to see our
24 games on Tuesday if we have a home game.

25 Q Down in spring training?

1 A Yes.

2 Q Okay.

3 A He's never seen me play during the summer.

4 Q Has he ever cashed checks for you or
5 arranged to cash checks for you?

6 A I don't know. I think he cashed a check
7 for me a long time ago. I don't remember what it was for
8 though.

9 Q Okay. And I think earlier you indicated
10 that he has some relationship with Chevashore?
11 Chevashore -- Steve --

12 A See, I don't know Chevashore. Is it Steve?

13 Q Steve.

14 A I just know Stevie.

15 Q Yes.

16 A That's his nephew I think.

17 Q That's his nephew. And --

18 A The only time I ever met Stevie was at the
19 track sitting with Howard. And that was just a couple
20 years ago. He wasn't there this year. He didn't come this
21 year.

22 Q Did you ever call Steve?

23 A Did I ever call Steve?

24 Q Yes, on the telephone.

25 A No.

1 Q During baseball season.

2 A No, not at all.

3 Q Okay. Did you ever ask anybody to call
4 him?

5 A Ask anybody to call Steve?

6 Q Yes.

7 A What the hell would I want Steve for? No.

8 Q I'm asking you, Pete.

9 A No.

10 Q I don't know. I see phone calls to Steve
11 Chevashore off your hotel bill and other records. I'm just
12 asking you why, you know, it's no surprise here; no game.

13 A You don't see phone calls to Steve from me.

14 Q Okay, that's what I'm asking you. That's
15 all.

16 Steve ever run bets for you?

17 A No. He runs them for Howie.

18 Q Howie run bets for you?

19 A No.

20 Q When did you first meet Steve? And for the
21 record, we're talking about Steve Chevashore.

22 MR. MAKLEY: How do you spell that?

23 MR. DOWD: C-h-e-v-a-s-h-o-r-e.

24 MR. PITCAIRN: Well, for the record, he's
25 talking about Steve, whoever Howie's nephew is.

1 THE WITNESS: Yes, I don't know any --

2 MR. DOWD: That's who it is.

3 THE WITNESS: I don't know him as his last
4 name.

5 MR. DOWD: I represent to you that's who it
6 is.

7 THE WITNESS: I don't know him as his last
8 name. I met him as Stevie and --

9 MR. DOWD: We're talking about the same
10 guy. I represent that to you on the record.

11 THE WITNESS: And I don't remember when I
12 met him. All I know is I met him at Tampa Bay
13 Downs and he set with Howie. That's all I could
14 tell you about Stevie. I couldn't tell you what he
15 did for a living; I can't tell you where he lives.

16 BY MR. DOWD:

17 Q How old is he?

18 A Probably as old as me; 48. Forty-five
19 maybe; I don't know.

20 Q You don't know what he does for a living?

21 A I couldn't tell you. Could you tell me?

22 Q I don't know, Pete. That's why I'm asking
23 you.

24 A All right.

25 Where does he live? How come he wasn't in

1 spring training this year?

2 Q I don't know. I don't know.

3 A Do you know where he lives?

4 Q I know that he --

5 A I don't mean to be asking you the
6 questions. I just was curious.

7 Q Well, I'm happy to tell you. The best I
8 know is he's down in Florida when you're down in Florida
9 and he's not in Florida when phone calls are made to him.
10 That's what I can tell you.

11 A Well, he wasn't down in Florida this year.

12 Q Okay. I've got to go through a series of
13 questions here.

14 A And he wasn't down in Florida last year.

15 Q All right. Did you ever place bets with
16 him?

17 A No.

18 Q Did you ever ask anyone to place bets with
19 him?

20 A No.

21 Q Did you ever introduce Janszen to Stevie?

22 A That's possible. There again, you're
23 talking about -- you said Janszen was in my presence in '87
24 in spring training. Now if I ever --

25 Q Let's stick right to that --