

1 Keokuk, Iowa, everybody loves a winner."

2 I want to ask you, is that still your observation
3 at the present time?

4 A Yes, it is. However, I think things have changed. I
5 think that the baseball business, like everything else
6 has changed to some great extent. I think if you provide
7 an interesting team, competitive team, if you make the
8 ball park an attractive place and make it a fun place to
9 be, I think that all of your success does not have to be
10 predicated on winning and losing.

11 Q What was your attendance in Milwaukee in 1970?

12 A 934,000.

13 Q Is that a paid attendance figure?

14 A Yes.

15 Q What was it in 1971?

16 A 731,000.

17 Q What was it in 1972?

18 A 600,000 right on the button.

19 Q Now on page 7 of your speech you state, and I quote:

20 "The value of Major League Baseball to Milwaukee
21 is estimated to be in excess of 18 million dollars per
22 year."

23 Where did you get that figure?

24 A That was from a report made by Robert Nathan during the
25 baseball trial here in 1965.

1 Q What is included, is Robert Nathan an economist?
2 A Yes, from Washington, D.C.
3 Q What is included in the 18 million dollars per year?
4 A Everything he could conceivably think of.
5 Q What does it include by way of revenues?
6 A I don't remember. Frankly, it has been five years since,
7 it is over five years since I have seen that report and
8 I thought that Mr. Nathan was again very artful, how he
9 arrived at the figure.
10 Q That was a figure that you used in the effort to get an
11 expansion club here, wasn't it?
12 A No.
13 Q You used it in your speech?
14 A I used it in my speech. I was talking to the Milwaukee
15 Rotary Club and they weren't awarding expansion franchise.
16 Q Were you giving the speech to boost the prospects of the
17 expansion franchise?
18 A No, I was asked by the group to give them a progress
19 report.
20 Q Of what?
21 A Of our activities and so on and so forth and that is
22 exactly what I did.
23 Q Of your activities to do what?
24 A To bring an expansion club to Milwaukee.
25 Q Have you been a spokesman for the club in dealing with the

1 community in Milwaukee since you acquired the franchise?

2 A I guess you could say that.

3 Q Have you continued to tell groups, such as the Rotary,
4 that the baseball is an economic asset to the community?

5 A No, sir, I have not, for very definite reasons.

6 Q Have you given out an written texts in that respect?

7 A No, most of my speeches in the last two or three years
8 have come out of my head, fortunately or unfortunately.
9 In fact, I haven't given a written speech or prepared
10 text, that may be the last one.

11 Q Exhibit 6 may be the last one?

12 A Yes. I suddenly found I did better by not using a
13 prepared text.

14 Q On pages 7 and 8 of your speech you state:

15 "If we're so great, you may ask, why isn't baseball
16 courting us, instead of the reverse. Well, despite the
17 fact that we had a relatively unhappy experience with the
18 latter years of Braves residence here, let's recognize
19 one thing - baseball is a very going concern. Despite
20 the statements of its critics, it continues to set
21 attendance records and is watched by more people every
22 year than any other organized sport. In the words of
23 Mark Twain - the rumors of baseball's death are greatly
24 exaggerated. NBC has just bet 50 million dollars that
25 it's going to last another three years, under terms of

1 the recent television contract with the majors. The TV
2 ratings of NBC's game of the week and other baseball
3 events have exceeded the most optimistic of expectations.
4 In 1966 the majors broke the all-time attendance record
5 with 25,182,209 customers. That must constitute the
6 biggest wake this side of Dublin." --

7 A -- I had a sense of humor in those days.

8 Q -- "And 1967 will be another year of continued baseball
9 attendance prosperity. Baseball has figures to prove
10 that it plays to more people, generates more income for
11 franchised cities and has more fans than any other
12 sport played in this country."

13 A That is a hell of a speech I wrote. I am more impressed
14 now than I was when I wrote it.

15 Q Where do you get the attendance figures that you recite
16 in that portion of your speech?

17 A Well, obviously they are readily available. I have been
18 an avid reader of the sporting news and baseball guides
19 and things since I have been five years old. I am sure
20 that is where I got all those figures.

21 Q On pages 8 and 9 of the speech you state:

22 "Last year, in June, we once again filed applications
23 with both Leagues. Although no action has been taken on
24 either application, our contacts and our friends in
25 baseball have multiplied."

1 Who were the friends in the American League that
2 you felt you had at this point in time?

3 MR. GARNER: Could you clarify what you mean
4 by "friends", in a professional way or personal way?

5 Q By whatever sense the words are used in the speech.

6 A In 1967?

7 Q Right.

8 A Well, friends in the sense that I knew them and they
9 knew me and they were very nice to me and I was very nice
10 to them. We smiled at each other and shook hands.
11 Actually, we knew the people in the National League much
12 better and we had been a national city and we had gotten
13 to know most of these people. In the American League our
14 contacts were really very relatively slight. I knew,
15 of course, Mr. Arthur Allyn of the White Sox and Mr.
16 Hoffberger of the Orioles, Calvin Griffith of the Twins.
17 At that point in time, really, that just about might be it.

18 Q What was the nature of your acquaintance with Mr. Allyn,
19 did you know him outside of baseball activities?

20 A No. I had met all these people through baseball.

21 Q You met both Allyn and Hoffberger in connection with your
22 efforts to get a franchise?

23 A That is right.

24 Q On page 10 of the speech you state:

25 "Since the Braves moved to Atlanta there has been an

1 increasing amount of sentiment in baseball favoring
2 expansion. We know the Commissioner's office has led the
3 way in accelerating expansion plans."

4 How did you know that?

5 A From the Commissioner.

6 Q And at that time who was the Commissioner?

7 A General William D. Eckert.

8 Q What did General Eckert tell you about expansion plans?

9 A He was very hopeful that some time, as he would say, in
10 the next period of years and I have never been able to
11 figure out what that meant, that baseball would expand.
12 Of course, he never gave us a target date or anything,
13 some time in the next period of years.

14 Q Did he tell you by how many teams he was seeking an
15 expansion?

16 A No, he didn't have to. I had that figured out, two and
17 two.

18 Q General Eckert has since deceased?

19 A Yes.

20 Q On page 11 of the speech, you state:

21 "The Major Leagues now are setting up expansion
22 guidelines or criteria for applying cities through a
23 four-man committee which was recently appointed by
24 Commissioner William D. Eckert."

25 Who was on that four-man committee?

1 A That I really don't remember.

2 Q How did you know the committee was recently appointed?

3 A Well, it had been publicized and talked about and, of
4 course, we were in constant contact with a lot of people
5 so it was very easy to determine. I wish I could tell
6 you but I don't remember.

7 Q You go on to say:

8 "Milwaukee, of course, is one of the cities
9 applying. The others probably will be Oakland, San Diego,
10 Dallas, Fort Worth, New Orleans and Seattle."

11 Who gave you that information?

12 A That is, let's call that my own analysis. It was pretty
13 easy to figure out.

14 Q Well, did you figure it out because somebody told you
15 those other towns were applying or because of your own
16 analysis of the location?

17 A My own analysis. Well, of course, in some of the areas
18 I had gotten to know the people who were applying.
19 Frankly, we were shaking hands with the same people at the
20 same time so that was easy enough to figure out and the
21 rest was either my own subjective analysis or things that
22 I had heard along the way.

23 Q Did you know any of the people who were applying in
24 behalf of Seattle?

25 A No.

1 Q So was that part of it your own analysis then?

2 A I don't remember how I got the Seattle thing. If you want
3 me to be very candid here, I didn't give Seattle much of
4 a chance, I just put it in there. I was more concerned
5 with the Dallas people who were very active. I don't
6 remember if I mentioned New Orleans there but they were
7 talking about their Superdome already and making a lot of
8 loud noises about it. The San Diego people, I had met
9 them and they had talked to us. I think that is about it.

10 Q Had you heard at this time of Seattle's plans to build
11 or King County's plans to build a new dome stadium?

12 A No.

13 Q On page 12 of your speech you state:

14 "Long-term successful operation demands ownership
15 which is truly a part of the community, which is
16 sensitive to the needs and aspirations of the
17 community and which is willing to work vigorously
18 and continuously to provide the community with a
19 successful and interesting team. Successful
20 operation of a franchise demands that it be fully
21 assimilated into the everyday life of the community
22 and that its fans not be threatened with loss of the
23 franchise when attendance takes cyclical dips. The
24 evidence is abundantly clear that every city with a
25 Major League franchise has experienced these attendance

1 cycles."

2 How did you know at that time that every city with
3 a franchise had experienced those attendance cycles?

4 A From the observation that I just made, I studied the
5 attendance patterns during the preceding fifteen years
6 and I watched it in every town in the Big Leagues.

7 Q Why does successful operation demand that the fans not
8 be threatened with loss of a franchise when attendance
9 takes a dip?

10 A Well again, I think that if a club is sensitive to the
11 area it is in, there are going to be good days and bad
12 days and there are cycles and I don't think threatening
13 anybody with anything ever solves the basic problem.

14 Q Now on page 9 of your speech you make the following
15 statement:

16 "First, we believe that the only way we can secure
17 a Major League franchise is through the expansion route.
18 Both the Brewers and Teams, Inc., have from the first
19 been on record as wanting a new franchise. We are not
20 interested in stealing another city's franchise."

21 A That is correct.

22 Q Did Milwaukee then succeed or not succeed in obtaining an
23 expansion franchise?

24 A Milwaukee, I would say -- well, Milwaukee certainly did
25 not succeed in getting an original expansion franchise

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1 but I would say Milwaukee got their franchise in the
2 way that they wanted to get it. Milwaukee didn't steal
3 the franchise, another city defaulted.

4 Q Did Milwaukee obtain an expansion franchise from either
5 of the Major Leagues?

6 A No, I just said they did not get the original expansion.

7 Q And when did you learn that the Leagues had expanded and
8 that Milwaukee had failed to obtain a franchise,
9 expansion franchise?

10 A October, 1967 the American League expanded and May, 1968
11 the National League expanded and I was at the National
12 League meeting and learned first-hand in the meeting
13 itself.

14 Q After you learned then that each League had expanded and
15 Milwaukee was not among the selections, did you set
16 about obtaining a franchise by way of a transfer?

17 A No.

18 Q Did you disband your organization?

19 A No, on the contrary, we in October of 1967 as part of
20 our continuing program to keep baseball interested,
21 alive, we had talked to the Chicago Cubs and Chicago
22 White Sox about playing some games up here and the White
23 Sox in fact, the very day that the American League
24 expanded, I met with Arthur Allyn and we finalized the
25 terms for 1968 where the White Sox would play nine regular

1 season league games up here and exhibition games with the
2 Chicago Cubs.

3 Q In keeping your organization intact, were you seeking
4 a further expansion or were you trying to obtain a franchise
5 by way of transfer?

6 A We really directed all of our efforts at the end of '68
7 of sponsoring the White Sox games and after the National
8 League expansion was over it was quite obvious after that
9 expansion program there wasn't going to be an expansion
10 for many, many years.

11 Q Was that obvious because it was announced that twelve
12 leagues was --

13 A It was announced to me by somebody who knew something
14 about it that 24 teams is more than the supply of talent
15 and in my judgment assembling.

16 Q Is it still your observation that there will not be an
17 expansion for many years to come?

18 A Yes, if I have anything to say about it.

19 Q Now as of the time of 1967 and '68, you told us that
20 other cities were seeking expansion franchises. Dallas
21 was one.

22 A Yes.

23 Q Was that a qualified location?

24 A Yes.

25 Q And New Orleans was one?

1 A Yes.

2 Q Was that a qualified location?

3 A I don't know too much about it. I have seen a lot of
4 market surveys and talked to people down there. They have
5 made several presentations to us in the last two years and
6 they are building a completely magnificent superdome
7 inside and out and I would judge that to be a pretty good
8 territory, but that is a very subjective opinion, not
9 based on very much fact.

10 Q Toronto, is that another Major League location?

11 A In my judgment Toronto is an outstanding Major League
12 location.

13 Q And are there others in the country as well, in or out
14 of the country?

15 A Today?

16 Q Yes.

17 A I haven't really given that a great deal of thought. Of
18 course, I have thought about it but I would say no, I
19 would say the supply of cities capable of sustaining a
20 Major League baseball team over a period of years has
21 dwindled arithmetically in the past five years.

22 Q Would you consider Washington, D. C. a suitable location
23 for a Major League club?

24 A Under proper local ownership, yes, although again that
25 is a subject unto itself, there are problems.

1 Q Your testimony is then that after the two Leagues
2 expanded in '67 and '68 and Milwaukee was out, you kept
3 your baseball organization alive?

4 A Yes.

5 Q But you didn't have a program for acquiring a franchise?

6 A No, we didn't. There was really nothing specific that
7 really could be done. Sure, we continued to go to meetings
8 and World Series but we had peaked all of our efforts and
9 worked intensely towards expansion. Once that was over,
10 there was nothing else to talk about.

11 Q Did you submit a further application for an expansion
12 franchise?

13 A I don't believe so. If we did there was something wrong
14 with us, but I am sure we didn't.

15 Q What cities have submitted applications for expansion
16 franchise since you have been a member of the League?

17 A None to my recollection, not one.

18 Q Have there been presentations made at meetings of the
19 League in behalf of new cities?

20 A New Orleans but that has merely been a presentation of
21 the dome.

22 Q Has there also been a presentation of the Seattle Domed
23 Stadium?

24 MR. WAGONER: At a League meeting?

25 A Informally by my ex-public relations director, as a matter

1 of fact.

2 Q Who was that?

3 A Bill Sears.

4 Q Who else was present from Seattle at that meeting?

5 A I really don't know. They had a room in a hotel and they

6 sent out invitations asking people to stop by.

7 Q Did you attend that presentation yourself?

8 A No, I didn't but I did talk to Mr. Sears at great length

9 obviously about it. He showed me --

10 Q He what?

11 A He showed me pictures and schematic designs, so on and

12 so forth.

13 Q Did you express any view to Mr. Sears as to whether the

14 stadium would be a suitable place to play Major League

15 baseball?

16 A No, I did not.

17 Q Were you acquainted with anybody in the Soriano family

18 at any time before the Seattle Pilots franchise was awarded?

19 A I believe I had met Dewey Soriano at many meetings I

20 attended when he was president of the Pacific Coast League.

21 Q Did you know prior to the issuance of that franchise that

22 the Sorianos were interested in getting it?

23 A No, I really didn't.

24 (Short recess.)

25 (Deposition reconvened.)

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1 BY MR. DWYER:

2 Q Before the recess, you mentioned a report by an economist
3 named Nathan. Do you still have a copy of that?

4 A No, I never had a copy of that. I don't know who had it.

5 Q I forgot to ask your age, would you tell me?

6 A Thirty-eight.

7 Q Have you discussed the subject matter of this deposition
8 with any lawyers before the deposition commenced?

9 A With Mr. Garner and Mr. Wagoner.

10 Q The lawyers for the American League?

11 A Yes.

12 Q In your discussion prior to the deposition, was any
13 mention made of Mr. Finley's testimony given yesterday?

14 A No.

15 Q Now I was asking you about the Sorianos. Did you call
16 Dewey Soriano during the year 1969 for the purpose of
17 seeking to buy the Pilots franchise?

18 A Yes, I did. The day I called Dewey Soriano was the day
19 I had read in the paper that the then Mayor of Seattle was
20 threatening to evict the Pilots.

21 Q Did you call him?

22 A I thought as long as he was going to evict them, we had a
23 place for them to go to.

24 Q Did you call him at the suggestion of any of the other
25 owners in the American League?

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1 A No, in fact that was the day we had been negotiating
2 to buy the White Sox. That was the day that the deal died.
3 Q So you were seeking a transfer of the White Sox franchise
4 first?
5 A Mr. Arthur Allyn was playing games up here for the second
6 straight year and had called us July 30th, I remember that
7 is my birthday, and said he wanted to sell the White Sox
8 and felt he had a moral obligation to sell them to us.
9 Q A moral obligation?
10 A Yes, that is the word he used, because of course, we had
11 been playing games up here and he had said to us that if
12 he ever sold the club he would certainly give us first
13 opportunity to buy it.
14 Q Then as soon as that deal fell through, you called Soriano?
15 A It was ironic, it fell through and I think the Mayor's
16 name was Miller, the Mayor at that time in Seattle.
17 Q Yes.
18 A I had been reading the paper that morning and after we got
19 done talking with Arthur Allyn and read this, I called
20 Dewey Soriano.
21 Q You didn't call him at the suggestion of any other League
22 owners?
23 A No.
24 Q Did you give a deposition in a case called Twin City
25 against Finley in the U. S. District Court for the Northern

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1 District of California, on July 16, 1971?

2 A Yes.

3 Q Referring to the transcript of that, I will ask you if you
4 testified as follows, page 17:

5 "The first contact was made incidentally not only
6 after Arthur Allyn but a couple other owners in the
7 League suggested to us that that may be where we best
8 turn our attention and so in early September of 1969
9 I called Dewey Soriano, who was president of the Seattle
10 Pilots, to talk about his ball club."

11 Did you make that statement in that deposition?

12 A Yes, I did, and Arthur Allyn had suggested at various
13 times that the Seattle franchise might be in trouble and
14 mentioned it to me, but when he was mentioning it to me,
15 we had already agreed upon a deal and, frankly, he told
16 me at the time he had made the suggestion to LaMar Hunt,
17 that he thought that might be something LaMar might take
18 a look at.

19 Q Besides Mr. Allyn, who were the couple others in the League
20 that suggested you call Soriano?

21 A I have no recollection of that at this point. Everybody
22 in the League knew we were dealing with Art Allyn because
23 we had been around to see them, to find out what the
24 League's thinking was on the transfer of the White Sox
25 to Milwaukee and until Arthur called me that day, and

1 quite frankly, we thought we had a deal and we did have
2 a deal, except that he had forgotten to consult with his
3 brother, John, and when he finally did, he found out John
4 didn't want to sell the ball club.

5 Q So it is your testimony you can't remember who the other
6 couple of owners were?

7 A I can't imagine, because we had just come back from
8 seeing three other owners on the proposed sale and transfer
9 of the White Sox not more than two days before that.

10 Q Now when you called Soriano, did you tell him you were
11 interested in buying the ball club?

12 A Let me say this to you about that, everybody in the world
13 knew what we were interested in at that time. We had
14 spent up to that point in time, it had been over five years,
15 as you can see, so there was no great secret any time
16 anybody heard from me what the subject matter was going
17 to be. I called Dewey Soriano and I said I was calling
18 because I had read the article in the newspaper and he
19 asked me when I could come to Seattle. Now I had seen
20 Dewey Soriano and Max and Marvin Milkes at Washington
21 in July of that year.

22 Q Did you then go to Seattle to see Mr. Soriano?

23 A Yes.

24 Q When did you go?

25 A To the best of my recollection, it would be about the 8th

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1 of September of that year, Mr. Fitzgerald and myself.

2 Q Who else attended the meeting?

3 A Mr. Milkes picked us up at the airport and took us to a
4 motel near the airport and we met with Max and Dewey
5 Soriano. Mr. Milkes was not in the meeting.

6 Q During that first meeting with the Sorianos, did the
7 subject of the Sportservice loan to the Pilots come up?

8 A No, I don't believe so.

9 Q Did the subject of the Sportservice contract with the
10 Pilots come up?

11 A Not to my recollection.

12 Q Referring again to your deposition of July 16, 1971,
13 I will ask you if you testified as follows at page 20:

14 "Question: During that meeting when you were
15 discussing the financial aspects of the Seattle Pilots,
16 did Sportservice Corporation come up in that meeting.

17 "Answer: It most assuredly did.

18 "Question: What were you advised with regard to
19 Sportservice Corporation.

20 "Answer: We were advised that they had a contract
21 with Sportservice and a loan agreement also."

22 A Which meeting are you referring to because there were
23 about four or five of them in the month of September of
24 that year?

25 Q This is the first meeting and you can verify it, if you

1 like to by looking at this transcript.

2 A I don't have any recollection it was discussed there.

3 We really focused on the purchase price and we were a long
4 way away. As I remember, Dewey started out with a nice
5 round number, thirteen and a half million dollars.

6 Frankly, after he did that I don't remember thinking about
7 too many other things, including a Sportservice loan or
8 anything else. Then he said, well of course, he knew,
9 as everybody in the American League, what we were paying
10 for the White Sox just recently had fallen through and
11 that was really my principal object of concern at the time.

12 Now I am sure that during that period of time we kind of
13 got to the rest of the parts of the Seattle financial
14 deal, but I just don't remember.

15 Q Did you make a suggestion as to price at the first
16 meeting?

17 A Yes, I think we probably -- I am sure that we did. I am
18 sure we countered with a price of around nine or nine and
19 a half million.

20 Q Then did you have further meetings with the Soriano
21 group during the month of September?

22 A Yes.

23 Q When and where were those held?

24 A The next meeting was held in September 17th or so in
25 Cleveland.

1 Q Who attended?

2 A Bill Daley, Dewey and Max Soriano, Judge Cannon, Thomas
3 J. Donnelly, an attorney, and myself, and again we focused
4 on the purchase price at which we were a long, long ways
5 away. Now the principal object of discussion that
6 particular day I remember well because we were looking
7 at maps of Tempe, it was the Tempe spring training
8 situation and that is when I began to hear the name of
9 E. B. Smith and so on and so forth.

10 Q When was your next meeting then after the Cleveland
11 meeting?

12 A I went back to Cleveland and saw Bill Daley, just Bill
13 Daley and myself and Mr. Donnelly. I would say that was
14 about the 24th of September.

15 Q Who is Mr. Donnelly?

16 A An attorney in the firm of Brady, Tyrrell, Cotter and
17 Cutler, who represent the Milwaukee Brewers.

18 Q Did you discuss the price at that meeting?

19 A Yes.

20 Q Did you discuss Mr. Daley's willingness to remain a part
21 owner under the Milwaukee ownership?

22 A Yes, I certainly did.

23 Q And what did he express?

24 A He said he would be happy to get together. He was in a
25 tough spot though, he was a buyer -- a seller and maybe a

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1 potential buyer, so it was a very unique kind of, very
2 sensitive situation.

3 Q What price was he asking you for at that point?

4 A He stayed out of those negotiations. He let Dewey and
5 Max be his negotiators.

6 Q What price were they asking you for as of September 22nd?

7 A They were dropping a little bit. I guess they were at
8 twelve or twelve and a half, in that area, maybe into the
9 high elevens.

10 Q Did you then write a letter to Daley following that
11 September 22nd meeting at Cleveland?

12 A Yes.

13 (Plaintiff's Exhibit No. 7
14 marked for identification.)

15 Q Is Exhibit 7 a letter from you then to Mr. Daley of
16 September 23, 1969?

17 A Yes, it certainly is.

18 Q And did this represent an offer by your group to purchase
19 the franchise?

20 A Yes, it did.

21 Q And you have a lot of details, on page 2 there is a
22 summary showing the purchase price as indicated above,
23 \$10,200,000?

24 A Yes.

25 Q Equity in Pilot Properties, Inc., \$650,000. Did that

1 have anything to do with Tempe?

2 A Yes, it certainly did.

3 Q Was that to purchase then the interest in Tempe?

4 A I guess we were assuming their interest in Tempe.

5 Q And you have additional rent for spring training facilities.

6 A For \$45,000 per year for ten years.

7 Q \$450,000. Where was that spring training to occur?

8 A Tempe.

9 Q All this comes out to \$11,300,000?

10 A Right.

11 Q Was part of that price to be paid by assuming a loan

12 obligation to Sportservice?

13 A Yes.

14 Q What was the amount of the loan?

15 A Two million dollars.

16 Q And how did you know at this point in time that Sportservice

17 would agree to your assumption of it?

18 A Of course, we didn't. Obviously we were going to have to

19 talk to them at some point but there was no sense talking

20 to them or having any contact with them until we had made

21 a deal.

22 Q Then following that letter of September 23, did you have

23 further meetings, person-to-person meetings with the

24 Soriano group?

25 A Yes. The next meeting I had, Dewey called me one day

1 and he was here in Milwaukee at the airport on his way
2 to the World Series in Baltimore.

3 Q That was in October?

4 A I would say it was October 1st or so, in that area.

5 Q Did you meet and discuss the price at that time?

6 A We did.

7 Q Was any figure arrived at?

8 A No, but we agreed to have another meeting of the
9 principles in Baltimore at the first game of the World
10 Series.

11 Q Did that meeting take place?

12 A Yes, it did, in the Berd Feed Room. We met in the
13 eighth inning of the first game of the World Series in the
14 Berd Feed Room at the Memorial Stadium in Baltimore.

15 Q What is the Berd Feed Room?

16 A -- under a picture of Gus Triandos.

17 Q What is the Berd Feed Room?

18 A It is a room where they entertain their season ticket
19 holders when they use it, as we use rooms at the stadium
20 to entertain fans. Of course, the game was going on. I
21 don't remember how we happened to pick that room out.

22 Q Who was present then at that meeting?

23 A Mr. Daley, Mr. Dewey Soriano, Max Soriano, Edmund
24 Fitzgerald, Judge Robert C. Cannon and myself.

25 Q Did you reach an agreement as to the purchase of the

1 Seattle franchise by Milwaukee?

2 A Yes, we did.

3 Q What was the price?

4 A \$10,800,000.

5 Q Again, was part of that to be assumption of the \$2,000,000
6 Sportservice loan?

7 A Yes.

8 Q Did you know at that point that Sportservice would consent?

9 A No.

10 Q When was the transfer to take place?

11 A For the 1970 baseball season.

12 Q Did you know that 10.8 million dollars would return a
13 profit to the owners?

14 A No, to this day I don't know what really happened. I
15 know what they had paid and I knew what they had spent.
16 I certainly didn't know what they had lost. I didn't know
17 what they had spent in pre-expansion year player develop-
18 ment. I had heard a lot of things but I really had no
19 idea and we had to be guided by what we thought and knew
20 had happened in the previous two expansions and other sale
21 of baseball clubs and had to measure on our desire and
22 the intensity of that desire to return baseball to
23 Milwaukee.

24 Q What had the Soriano-Daley group paid for the franchise?

25 A I believe it was five and a quarter million dollars and I