

EXHIBIT E

In The Matter Of:

ADELPHIA COMMUNICATIONS CORPORATION, et al. v.

ROBERT DeLUCIA

October 27, 2005

LEGALINK MANHATTAN

420 Lexington Avenue - Suite 2108

New York, NY 10170

PH: 212-557-7400 / FAX: 212-692-9171

DeLUCIA, ROBERT - Vol. 1

Page 146

1 ROBERT DeLUCIA
2 I'm Chris Shore from the law firm of White &
3 Case, and we represent the Ad Hoc Committee
4 of Arahova Noteholders in the bankruptcy
5 cases that are pending before Judge Gerber
6 involving Adelphia.
7 I'm going to give you an
8 additional set of instructions beyond what
9 you were given this morning, and really try
10 to clarify some of the definitions which
11 were leading to a number of my objections
12 because I just want to make sure we're
13 perfectly clear about what we're talking
14 about both in my questions and your answers.
15 I'm going to try to stay away
16 from the term "Adelphia" because I think it
17 means a lot of things to a lot of different
18 people. If I refer to the company or the
19 enterprise, I'm talking about all of the
20 legal entities that consolidate into
21 Adelphia Communications Corporation. Okay?
22 It's the consolidating entity.
23 A. Okay.
24 Q. Okay. If I refer to ACC, that
25 will be just to Adelphia Communications

Page 147

1 ROBERT DeLUCIA
2 Corporation. Okay?
3 A. Okay.
4 Q. If I refer to the Bank of
5 Adelphia, that will just be Adelphia
6 CableVision, LLC. Okay? If I refer to
7 Arahova, that will be Arahova
8 Communications, Inc. Okay?
9 A. (Shaking head.)
10 MR. McLAUGHLIN: You have to
11 say yes or no.
12 BY MR. SHORE:
13 Q. You're going to have to answer
14 audibly.
15 A. Oh, yes.
16 Q. If I refer to CCH, LLC that
17 will be the Century Cable Holdings, LLC.
18 Okay?
19 A. Yes.
20 Q. If I refer to the legal
21 entities, as I believe they have been
22 referred to today, that means the individual
23 companies within the company that are
24 currently debtors before Judge Gerber.
25 A. Okay. Got you.

Page 148

1 ROBERT DeLUCIA
2 Q. All right?
3 A. Yes.
4 Q. Now, there are other companies
5 that consolidate into the company right now;
6 right, other than the legal entities?
7 A. Yes.
8 Q. And that would be the Rigas
9 Family entities, certain of the Rigas Family
10 entities?
11 A. If you're asking, certain of
12 the Rigas Family entities do not consolidate
13 into Adelphia at the current moment because
14 of the fact that we don't have access to
15 their financial records.
16 Q. Okay. If I refer -- how do you
17 define Rigas Family entities 'cause you just
18 used that term?
19 A. Rigas Family entities to me
20 means the Rigas co-borrowing, the Rigas
21 managed entities and the non co-borrowers or
22 the other Rigas entities that were not
23 attached to the co-borrowing arrangements.
24 Q. Okay. And I will be -- refer
25 to the Rigas co-borrowing entities as those

Page 149

1 ROBERT DeLUCIA
2 Rigas Family entities which were attached to
3 the co-borrowing facilities. Okay?
4 A. Okay.
5 Q. If I refer to the petition
6 date, I mean June 25th, 2002.
7 A. Yep.
8 Q. Okay. What did you do to
9 prepare for your deposition today?
10 A. I sat with my counsel.
11 Q. Okay. And -- and what did you
12 say to each other?
13 MR. McLAUGHLIN: Objection.
14 Instruction not to answer on the basis of
15 the attorney-client privilege.
16 BY MR. SHORE:
17 Q. And you're not going to answer
18 any questions about what was said during
19 that meeting on the advice of counsel?
20 MR. McLAUGHLIN: I'll
21 instruct -- I'll instruct him not to.
22 THE WITNESS: Okay. No.
23 BY MR. SHORE:
24 Q. Okay. Did you review any
25 documents yesterday?

Page 150

1 ROBERT DeLUCIA
2 A. Yes, I reviewed documents.
3 Q. What documents did you review?
4 A. Do I answer that or --
5 MR. McLAUGHLIN: Yes, you may
6 answer.
7 THE WITNESS: I reviewed the
8 presentations that were sent out and
9 provided during the meetings that were
10 held in October, 2003. I also reviewed a
11 presentation that was made -- or dated I
12 should say April, 2005.
13 BY MR. SHORE:
14 Q. Okay. Any other documents you
15 recall reviewing?
16 A. I reviewed a memo that was
17 prepared by Janet Dickinson regarding the
18 derivative financial statements.
19 Q. Okay. Do you recall when that
20 email was sent?
21 MR. McLAUGHLIN: The memo?
22 BY MR. SHORE:
23 Q. Didn't you say an e --
24 A. It was a memo.
25 Q. It was a memorandum, okay.

Page 151

1 ROBERT DeLUCIA
2 A. It was a memorandum.
3 Q. And do you recall the date of
4 that memorandum?
5 A. I don't recall the date.
6 Q. Do you recall the year?
7 A. 2005.
8 Q. Any other documents you
9 reviewed?
10 A. That was it.
11 Q. Okay. Did you -- did you read
12 any other depositions which have been given
13 in the present dispute?
14 A. No.
15 Q. Did counsel relate to you the
16 substance of any of the testimony that's
17 been given by your co-workers in connection
18 with the present dispute?
19 MR. McLAUGHLIN: I guess you
20 can answer that question yes or no.
21 THE WITNESS: Could you repeat
22 the question to make sure I understand?
23 BY MR. SHORE:
24 Q. Sure. Did -- did counsel
25 relate to you the substance of any of the

Page 152

1 ROBERT DeLUCIA
2 depositions which have been given by your
3 co-workers in connection with the present
4 dispute?
5 A. Can you define substance?
6 Q. Any particular testimony that
7 was given by one of your co-workers.
8 A. We talked about topics related
9 to previous individuals' depositions.
10 Q. And did counsel relate to you
11 how any particular witness answered a
12 particular question interposed in one of
13 those depositions?
14 MR. McLAUGHLIN: You can answer
15 that question yes or no.
16 THE WITNESS: Yes.
17 BY MR. SHORE:
18 Q. Okay. And what particular
19 substance was relayed to you?
20 MR. McLAUGHLIN: Well, let me
21 instruct the witness not to answer that
22 particular question as it would require
23 him to divulge privileged communications
24 between him and his counsel.
25 BY MR. SHORE:

Page 153

1 ROBERT DeLUCIA
2 Q. Are you going to listen to your
3 counsel?
4 A. Yes.
5 MR. SHORE: And what's the
6 basis for the privilege assertion?
7 MR. McLAUGHLIN:
8 Attorney-client privilege.
9 BY MR. SHORE:
10 Q. Do you have an understanding of
11 what the present dispute is about?
12 A. I have a very overall limited
13 understanding.
14 Q. Okay. What's your overall
15 limited understanding?
16 A. That there is dispute between
17 the ACC bondholders and the Arahova
18 bondholders regarding the characterization
19 of intercompany receivables/payables and how
20 that relates to the recovery in the
21 bankruptcy.
22 Q. Okay. Do you have an
23 understanding that the issue of what should
24 happen with intercompany payables and
25 receivables could affect distributions in