

Exhibit 12

In The Matter Of:

ADELPHIA COMMUNICATIONS CORPORATION, et al. v.

BRAD SONNENBERG

November 17, 2005

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SONNENBERG, BRAD

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1 MS. CHU: Object as to form.
 2 MR. McLAUGHLIN: Among other
 3 things. I think the witness can handle this
 4 question.
 5 MR. CASTELLO: Objection to form.
 6 THE WITNESS: Let me see if I can
 7 come up with some answer for you and I need to
 8 consult with my counsel before I do that.
 9 (Witness and counsel confer.)
 10 MR. McLAUGHLIN: Why don't we read
 11 the question back that is pending.
 12 (Requested portion of record read.)
 13 THE WITNESS: That question I can't
 14 answer as phrased. What I can say is if you are
 15 asking me -- in the first place, I'm not going
 16 to -- to discuss my legal analysis situation or
 17 any privileged conversations at the company. I
 18 am also not going to state a company position on
 19 this and thus I'm not going to speak "based on
 20 my experience at Adelphia." I think all that
 21 would be inappropriate.
 22 If your question reduces to what is
 23 your personal opinion and my lawyer wants to let
 24 me answer that with the understanding that this
 25 will not be precedent for the future and we may

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1 decline to answer other questions on the
 2 personal opinion front because it is very
 3 inappropriate or a waste of time, we will.
 4 MR. McLAUGHLIN: With that
 5 qualification, we will allow him to answer if
 6 you agree that his doing so does not constitute
 7 a waiver of a privilege that may apply.
 8 BY MR. MILNE:
 9 Q. I'm not going to say you waive
 10 anything by answering that question, no.
 11 A. It is not a waiver that -- I am not
 12 here to express personal opinions. We can be
 13 here for five days.
 14 Q. To be honest, I'm not really asking
 15 for your personal opinion per se. I'm saying
 16 it's hard to separate your personal view from
 17 the view that you hold in your position at
 18 Adelphia. I recognize that you may not be the
 19 quote unquote official spokesperson for Adelphia
 20 on this issue, so I recognize it may not be the
 21 official company position. I am not asking
 22 you -- it's not like I am going to stop someone
 23 on the street and ask you what is your view of
 24 the appropriateness of the settlement? You are
 25 a senior officer at Adelphia, so your view does

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1 matter here, so I am asking for that view.
 2 MR. McLAUGHLIN: Wait a minute.
 3 But the judge has already said that the debtors
 4 are not permitted to express such a view, so we
 5 are not going to allow the witness to violate
 6 the judge's order in a deposition. Let's be
 7 clear.
 8 MR. MILNE: He said you would not
 9 be permitted to express a view?
 10 MR. McLAUGHLIN: That's my
 11 understanding.
 12 MR. MILNE: I thought the witness
 13 said you are going to take a position or might
 14 take a position on this.
 15 MR. McLAUGHLIN: My objection is
 16 noted for the record. It is not going to
 17 change.
 18 BY MR. MILNE:
 19 Q. All right, you may answer.
 20 MR. HOBART: Object to form.
 21 MR. McLAUGHLIN: I think he's
 22 saying he'll take your personal view.
 23 BY MR. MILNE:
 24 Q. Yes, I'll take your personal view.
 25 MR. McLAUGHLIN: So the record is

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1 clear, that it is not the view of the company.
 2 THE WITNESS: My personal view is
 3 that to the extent that that entity is required
 4 to and does pay off that debt, that fact should
 5 be considered along with numerous other facts in
 6 determining how the benefits and burdens of the
 7 government settlement are allocated.
 8 BY MR. MILNE:
 9 Q. Thank you. As part of the --
 10 strike that. As an officer of Arahova
 11 Communications, did you consider whether it
 12 might be appropriate or possible to explore a
 13 separate settlement with the government on
 14 behalf of Arahova?
 15 A. I am not going to testify.
 16 MR. McLAUGHLIN: I was going to say
 17 I have to instruct you not to answer. That will
 18 clearly call for privileged consideration of
 19 what was considered and what wasn't considered.
 20 MS. CHU: Object to form.
 21 THE WITNESS: That's right.
 22 BY MR. MILNE:
 23 Q. Did the subject come up in
 24 discussions with government officials?
 25 MR. McLAUGHLIN: Objection. Asked