

EXHIBIT 4

12/14/2025

Kathleen Moller vs Martian Sales, Inc., et al.

Kathleen Moller

Page 1

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF LOUISIANA

KATHLEEN MOLLER

Civil Action No.
2:24-cv-228-WBV-DPC

VS.

MARTIAN SALES, INC.;
JOPEN, LLC; JOHNSON
FOODS, LLC; RMH HOLDINGS,
INCL; ABC INSURANCE
COMPANY AND JOHN DOES 1-4

VIDEOTAPED DEPOSITION OF
KATHLEEN MOLLER

December 14, 2025

Held at Wagar Hickman, LLC
1401 West Causeway Approach
Mandeville, Louisiana 70471

Reported stenographically by:

Rita A. DeRouen, CCR, RPR
(CCR #2014018)
(RPR #006908)

12/14/2025

Kathleen Moller vs Martian Sales, Inc., et al.

Kathleen Moller

Page 168

1 honestly I can't.

2 BY MS. PAYTON:

3 Q. But she came home periodically?

4 A. Oh, yeah.

5 Q. When she came home, would she get
6 medical care?

7 A. No. She was healthy.

8 Q. Did Harmony take birth control?

9 A. Yes.

10 Q. And where did she get it prescribed
11 from?

12 A. She got it prescribed from whoever she
13 got it from in Asia. I mean, whoever that --
14 their system over there is different than ours.
15 You don't have to go to a doctor to get a
16 prescription to get medication. So she did go,
17 however, and get the prescription for the -- for
18 the birth control, but I don't remember who it
19 was.

20 Q. But she got it in Asia, not here?

21 A. Well, when she was here, she had it
22 mailed to her here.

23 Q. Do you know from where?

24 A. No.

25 Q. Do you know how she paid for it?

1 Q. So you first went through what was in
2 the room to see what you could learn; is that
3 fair?

4 A. That's fair, yes.

5 Q. And then after you were finished with
6 that, you put everything in the basket?

7 A. Correct.

8 Q. And what did you do with the basket?

9 A. I put it by the garbage can.

10 Q. And it got thrown away?

11 A. Yes, some of it.

12 Q. Did you leave anything in the room?

13 A. In the room, no. I didn't leave
14 anything in the room. Now, I did look at all of
15 it and I realized she had our hurricane bottles,
16 that's what they saw, and so I tossed those. I
17 tossed -- I don't know, bottles of stuff. But I
18 think I kept maybe the unopened bottles of Tylenol
19 and that stuff. I threw away a whole bottle of
20 TUMS that were yuck, the white ones that taste
21 bad. And then the bags with the Maeng Da tea, I
22 put those in the basket. And I was familiar with
23 the Maeng Da tea.

24 Q. And you put the bags of the tea into the
25 basket, and did they get thrown away?

1 A. No.

2 Q. Why not?

3 A. Because the front of the bag said

4 "Organic Maeng Da tea." I know what that is

5 because we went to Asia. They drink it like this.

6 (indicating). And so when I flipped it over, it

7 wasn't the same. It wasn't the same that was on

8 the front. So I'm like, I need to look -- I need

9 to look at this.

10 Because I didn't know what kratom was, I

11 didn't have any idea. I just thought it was

12 Maeng Da tea because she had brought the tea with

13 her home, she ran out. So my first thought was,

14 Oh, she found some tea, some Maeng Da tea. That

15 was my thought process until I turned it over and

16 I'm like, Whoa, this is not the same as -- it's

17 not organic.

18 Because I like chemistry, I do

19 chemistry. So I saved those.

20 Q. Okay. So you --

21 A. And I saved another supplement, which I

22 don't even know what it was, but it wasn't opened,

23 she hadn't taken any of it. She must have just

24 got it, you know, at the grocery, I guess. But

25 everything else -- everything else went into the

1 bag to go into the garbage.

2 Q. Okay. So you put everything in the bag
3 except you pulled out the tea?

4 A. Well, keep in mind, it was all laying
5 there. So as I'm going and looking at stuff, I'm
6 throwing it into the bag to throw away. So each
7 thing that the police had laid out I was going
8 through piece by piece.

9 Q. So you put everything into the bag
10 except you pulled out the tea; am I right?

11 A. And the supplement bottle.

12 Q. And the supplement bottle?

13 A. Correct.

14 Q. And you can't remember what the
15 supplement was?

16 A. I can see it. It's a long, long name
17 and it starts with an A.

18 Q. Okay. And those were the two things
19 that you saved?

20 A. Yes.

21 Q. Nothing else?

22 A. No.

23 Q. And you threw everything else away?

24 A. Yes.

25 Q. Okay.

12/14/2025

Kathleen Moller vs Martian Sales, Inc., et al.

Kathleen Moller

Page 197

1 A. No. Sorry.

2 Q. Let's talk about kratom. You said you
3 didn't know what kratom was until after her death.

4 Did I hear you right?

5 A. Correct.

6 Q. And so I think I know the answer to this
7 question. Were you aware that Harmony ever had
8 consumed kratom?

9 A. No.

10 Q. Did you ever observe her drinking that
11 tea you talked about?

12 A. Well, not that I know of. But she
13 always had a cup in her hand with tea.

14 Q. What kind of tea did she like?

15 A. She liked peach tea.

16 Q. When Harmony was in Asia, do you know if
17 she consumed kratom?

18 A. She didn't consume kratom. She consumed
19 Maeng Da tea, I believe. I mean, because at the
20 hotels, that's what they gave us.

21 Q. Maeng Da tea?

22 A. Maeng Da.

23 Q. Do you know if that is kratom or not?

24 A. It's not -- it's not chemical kratom,
25 it's leaves. They crush the leaves and they make

12/14/2025

Kathleen Moller vs Martian Sales, Inc., et al.

Kathleen Moller

Page 198

1 the tea out of it.

2 Q. So did Harmony ever talk to you about
3 kratom?

4 A. Huh-uh.

5 Q. Is that a no?

6 A. Sorry, no.

7 Q. And when -- how did you first become
8 familiar with kratom?

9 A. When I saw it on the back of the bag.

10 Q. Okay. And how did you -- what was your
11 next step with respect to the bags that you found?

12 A. Well, it wasn't an immediate effect. I
13 mean, I was -- I threw them up on the -- put them
14 someplace and just continued with my quest to get
15 that room cleaned up so her dad didn't see it when
16 he came upstairs.

17 Q. Okay. Where was the bag that contained
18 the kratom, where did you find it?

19 A. I honestly don't remember.

20 Q. Could it have been in the hallway?

21 A. No. The -- no, that wouldn't have been
22 in our hallway unless the EMTs moved it to get it
23 out of the way, that would be the only reason it
24 would be anyplace else.

25 That was her hurricane bag. That was

12/14/2025

Kathleen Moller vs Martian Sales, Inc., et al.

Kathleen Moller

Page 220

1 A. She didn't want to eat barbecue ribs
2 with us.

3 Q. Why?

4 A. She said her stomach was upset and she
5 was going to hold off on those.

6 Q. Did she say anything else?

7 A. No. She just said she was going to --
8 she was going to try to -- she was going to try to
9 drink fluids because it was like food poisoning.

10 Q. What did she say her symptoms were?

11 A. Her stomach was upset.

12 Q. Anything else.

13 A. Not that I recall.

14 Q. Was she vomiting?

15 A. I never heard her vomit. I never heard
16 her vomit at all.

17 Q. In the entire time leading up to her
18 death, did you hear her vomit at all?

19 A. No, huh-uh.

20 Q. Did you see any evidence that she had
21 been vomiting?

22 A. No.

23 Q. There was a garbage can in her room.

24 A. Correct.

25 Q. Was there any vomit in the garbage can?

12/14/2025

Kathleen Moller vs Martian Sales, Inc., et al.

Kathleen Moller

Page 225

1 BY MS. PAYTON:

2 Q. Did Harmony eat crawfish -- let me ask
3 the questions.

4 Did Harmony eat crawfish close to the
5 time of her death?

6 A. I don't know.

7 Q. Okay. Did she ever tell you she did?

8 A. No. She said she got food -- she
9 thought she might have got food poisoning, that's
10 all she said to me.

11 Q. She didn't tell you how?

12 A. Huh-uh.

13 Q. No?

14 A. No.

15 Q. Or what she ate?

16 A. No.

17 Q. And did she tell you she was with
18 anybody else?

19 A. No.

20 Q. Did you observe her being sick?

21 A. No.

22 Q. Did she -- did you observe she was
23 struggling or suffering in any way when she came
24 home?

25 A. When she -- when she first got home?

12/14/2025

Kathleen Moller vs Martian Sales, Inc., et al.

Kathleen Moller

Page 226

1 Well, I mean, she said she didn't feel good. But
2 she was going up and down the steps. She said she
3 was -- we asked her if she wanted to watch TV
4 downstairs with us and she said in a little while.

5 And then she went upstairs and she took
6 a shower, because she always did after work. And
7 then she came back down and she opened up the jar
8 of pickles and she ate one. And then she went
9 back upstairs with some waters and she -- at 2:30
10 in the morning she was -- she felt like she needed
11 something. She was -- she said, It's not really
12 getting any better.

13 And I said, Well, what do you mean?

14 She goes, Well, my stomach still hurts.

15 I went, Okay.

16 Q. 2:30 a.m.?

17 A. 2:30 a.m., her dad and her, yes.

18 Q. Why were you up at 2:30 a.m.?

19 A. Well, I wasn't up. She woke her dad up,
20 and he said, I'm not feeling good either.

21 Q. What was wrong with him?

22 A. Said his stomach was upset.

23 Q. So everybody's stomach was upset?

24 A. I was -- no. Mine wasn't. I was
25 worried about what I was going to get next.

12/14/2025

Kathleen Moller vs Martian Sales, Inc., et al.

Kathleen Moller

Page 227

1 Q. So Ivan and Harmony both said their
2 stomach was upset?

3 A. Yes.

4 Q. At 2:30 a.m.?

5 A. Correct.

6 Q. And so Harmony woke up her dad?

7 A. Yes.

8 Q. And where was he?

9 A. He was in bed.

10 Q. So did she come in the room and wake him
11 up?

12 A. She came in our room, yeah.

13 Q. And did she wake you up because she was
14 concerned?

15 A. She just said, I want to take some
16 medication for my -- she was telling him, I'm
17 going to take some medication for my stomach.

18 Q. What medication was she going to take?

19 A. Well, she was going to take one of
20 his -- he had medications in his thing for nausea,
21 in his little -- in his little cupboard.

22 Q. Okay. So that's why she woke him up?

23 A. Yes.

24 Q. Okay. And what medication specifically
25 for nausea?

1 A. Well, there was three in there. One was
2 Zofran, sublingual; one was Phenergan, that was
3 oral; and then the Compazine was oral. But we
4 never even opened the Compazine bottle ever. It
5 was just in there if he had irretractable
6 vomiting.

7 Q. Do you know whether Harmony took the
8 Compazine?

9 A. Oh, no, she didn't take the Compazine.

10 Q. Do you know whether she took the Zofran?

11 A. The Zofran she took -- yeah, she got the
12 Zofran sublingual when she went -- that was
13 before, like on Sunday night. She said, I'm going
14 in, I'm taking -- I'm taking one of Dad's pills
15 for nausea.

16 Q. Is this before the 2:30 a.m. wake-up?

17 A. Yes.

18 Q. So she had already had a dose of Zofran?

19 A. Yes.

20 Q. And she's taking another one at 2:30?

21 A. Well, she -- I didn't know what she
22 took. But she -- but apparently she took
23 Phenergan because it was on the drug -- it was on
24 her tox screen. So her and her dad probably both
25 took Phenergan. Because I didn't have any say-so

12/14/2025

Kathleen Moller vs Martian Sales, Inc., et al.

Kathleen Moller

Page 246

1 Q. So I'll represent to you that these are
2 photos that were taken by the police at the scene.

3 A. Uh-huh.

4 Q. And this looks to me like amoxicillin,
5 correct?

6 A. Yeah.

7 Q. And earlier you told me that the dentist
8 had prescribed amoxicillin?

9 A. Well, I would assume he did, yeah.

10 Q. Okay. And -- well, do you know, or do
11 you know any other reason she would have had
12 amoxicillin other than the dental?

13 A. Well, no. She had no -- I mean, this is
14 the only doctor she went to. So...

15 Q. Okay. Is this one of the bottles that
16 you found on the counter when you were cleaning
17 up?

18 A. Yes.

19 Q. What did you do with this?

20 A. I threw it away. It was empty because
21 she took the amoxicillin. It's old too. Probably
22 was a hurricane bottle.

23 Q. Once you're finished, you can just put
24 things in the pile, and I'll tell you if I'm
25 coming back to them but I probably won't.

12/14/2025

Kathleen Moller vs Martian Sales, Inc., et al.

Kathleen Moller

Page 263

1 Q. Okay. So these -- this is the area that
2 you cleaned up. Let's -- I don't think we need
3 that. Let's not spend time on that. We already
4 talked about that guy.

5 (Exhibit 18 was marked.)

6 BY MS. PAYTON:

7 Q. We've been -- you've been handed what
8 has been marked as Exhibit Number 16. And there's
9 a -- I'm sorry 18. I apologize, I misspoke.
10 There is a paper plate there with a number of
11 items on it.

12 Do you see that?

13 A. Uh-huh.

14 Q. Is that a yes?

15 A. Yes.

16 Q. Do you know what those items are?

17 A. I'm not exactly sure what all that stuff
18 is.

19 Q. Did you check at the time and try to
20 figure out what it was when you were cleaning up?

21 A. I threw everything in a bag.

22 Q. Were you curious what these substances
23 were that you were finding in these little jars?

24 A. Well, they were empty. So...

25 Q. Okay. If you look on Exhibit Number 18,

12/14/2025

Kathleen Moller vs Martian Sales, Inc., et al.

Kathleen Moller

Page 264

1 you see that there is -- on the plate there's a
2 round thing with some substance in it.

3 A. Well, they said that was -- all I know,
4 the police said that there was residue, but there
5 wasn't -- there wasn't any product.

6 Q. Okay. Kathi, I'm asking you a different
7 question.

8 A. I'm sorry.

9 Q. Okay? You see that there is a round
10 container --

11 A. Right.

12 Q. -- on the plate --

13 A. Okay.

14 Q. -- with something in it.

15 A. Right.

16 Q. What is that?

17 A. I don't know.

18 Q. Did you check?

19 A. Well, I didn't have -- I don't have the
20 expertise to check. But, I mean, I'm assuming
21 that that's what -- that's marijuana.

22 Q. Okay.

23 A. Or at least residue from marijuana.

24 Q. And you threw that away?

25 A. Threw all that away.

12/14/2025

Kathleen Moller vs Martian Sales, Inc., et al.

Kathleen Moller

Page 265

1 Q. Did it get tested?

2 A. Did it get tested?

3 Q. Yes.

4 A. The police didn't take it.

5 Q. If you see under the lighter on the same
6 plate, there's a silver foil packet.

7 Do you see that?

8 A. Uh-huh.

9 Q. Do you remember that packet?

10 A. No.

11 Q. Did you open that packet?

12 A. No, I don't think I -- I don't remember.
13 I was in shock.

14 Q. You don't recall opening that packet?

15 A. No.

16 Q. So my next question, I think I know the
17 answer, do you know what was in that packet?

18 A. No.

19 Q. Did you throw that packet away?

20 A. I threw everything away. Yes.

21 Q. If we look over at the far right of
22 Exhibit Number 18, there's another sort of -- some
23 kind of container.

24 Do you see there? It's half cut off by
25 the photo.

12/14/2025

Kathleen Moller vs Martian Sales, Inc., et al.

Kathleen Moller

Page 266

1 A. Uh-huh.

2 Q. Is that a yes?

3 A. Yes.

4 Q. And do you know what's in that
5 container?

6 A. No.

7 Q. Did you check what was in that
8 container?

9 A. No.

10 Q. Did you throw that away?

11 A. I threw everything away.

12 Q. If you look up in the upper corner of
13 Exhibit Number 18, you see what -- an orange
14 object.

15 A. Yes.

16 Q. What is that?

17 A. That is a hand-blown pipe from a friend
18 of theirs that does art blowing. So it was a --
19 kind of like a -- I mean, I don't know what --
20 what's in it. But I can -- I can tell by that
21 that that's -- that was a -- one of those designer
22 things, glass-blown things.

23 Q. Did you throw that away?

24 A. I think I threw everything away. Do I
25 care about a glass-blown thing? I mean, I

1 probably -- I probably could have maybe sold it, I
2 don't know. No, I didn't. I did not keep
3 anything. I was -- I mean, I had just lost my
4 daughter.

5 Q. And we have underneath in Exhibit 18,
6 there's a -- sort of a guest check like they use
7 in restaurants, correct?

8 A. Uh-huh, uh-huh.

9 Q. Is that a yes?

10 A. Yes.

11 Q. And then on top of that we can see
12 another one of these silver foil baggies?

13 A. Yes.

14 Q. And same question, I think I know the
15 answer, do you know what was in that?

16 A. No.

17 Q. Did you check what was in that?

18 A. No.

19 Q. Did you throw that away?

20 A. I threw everything away.

21 Q. Okay. And there's a couple of other
22 Ziploc bags lying on top, correct?

23 A. Here, you mean?

24 Q. Yes. In the sort of upper -- upper
25 quadrant of Exhibit Number 18.

12/14/2025

Kathleen Moller vs Martian Sales, Inc., et al.

Kathleen Moller

Page 268

1 A. So this -- so -- yeah, okay. Okay.

2 Q. And were -- what was in those?

3 A. What was in them?

4 Q. Correct.

5 A. Well, I'm assuming residue from pot, but
6 I don't know that.

7 Q. Could those have been --

8 A. All I know -- all I know is I threw
9 everything away. The last thing I needed, being a
10 nurse, is to have any of that in my house.

11 Q. You wanted to make sure that nothing bad
12 happened as a result of having the marijuana
13 residue, correct?

14 A. Yes, yes.

15 Q. I mean, you wanted to protect yourself?

16 A. Yes. And they said that they declared
17 it that wasn't a crime scene, so there was no
18 reason why I couldn't throw everything away.

19 Q. But you were concerned what would happen
20 if somebody found it there?

21 A. Well, yeah. I don't want to lose my
22 license for -- because somebody else -- you know
23 what I mean. What do we got here?

24 (Exhibit 19 was marked.)

25

12/14/2025

Kathleen Moller vs Martian Sales, Inc., et al.

Kathleen Moller

Page 269

1 BY MS. PAYTON:

2 Q. Exhibit 19 is another photo taken by the
3 police. And it looked to me like there was a --
4 is that a pipe --

5 A. I have no idea.

6 Q. -- on the right-hand of this bag thing?

7 What is this container that's unzipped,
8 do you know?

9 A. No.

10 Q. And it looks like there's little bits of
11 material that might be on the bag, correct?

12 A. On what bag?

13 MS. HICKMAN:

14 It's a question.

15 BY MS. PAYTON:

16 Q. Do you know what it is?

17 A. No.

18 Q. And what was in the other side in this
19 little pocket, do you know what that stuff is?

20 A. Did they like leave this open like this
21 or did they just take the picture and close it
22 back up? Because I don't remember seeing this.

23 Q. Okay. Would this have been something
24 you disposed of?

25 A. I took -- yeah, I disposed of

1 everything.

2 Q. Okay. And you don't know, as you sit
3 here today, what this material is that is on the
4 inside of the container?

5 A. No. It looks like Kleenex from the --
6 from the top.

7 Q. From what about the right side and the
8 little bit of, you know, what looks like leaf
9 material, you don't know what that is?

10 MS. HICKMAN:

11 Are you talking about -- I'm sorry,
12 are you talking about this?

13 MS. PAYTON:

14 Yeah. Underneath the pipe.

15 A. Looks like dirt. So I don't know. Is
16 there -- I mean, it's hard to tell by this. But I
17 didn't see it, I don't remember seeing it. If I
18 did see it, it's no longer on this earth.

19 BY MS. PAYTON:

20 Q. Okay.

21 A. I see napkins.

22 Q. Had you seen ashtrays, pipes, and
23 marijuana grinders in her room before?

24 A. She wouldn't have left them out where I
25 could see them. But I don't pilfer through her

1 room either.

2 Q. Same question with respect to loose bags
3 of cannabis. Had you seen those in her room
4 before?

5 A. No. That's why I -- no.

6 MS. PAYTON:

7 What was 20?

8 MS. WHITEHEAD:

9 It was 20 on this outline.

10 (Discussion off the record.)

11 (Exhibit 20 was marked.)

12 BY MS. PAYTON:

13 Q. You've been handed what has been marked
14 as Exhibit Number 20. This is the content of a
15 drawer.

16 MS. HICKMAN:

17 I think it makes sense that way
18 because that's the edge of the drawer
19 right through the middle, you see?

20 A. An open drawer, you mean?

21 BY MS. PAYTON:

22 Q. Yeah.

23 A. Oh, okay.

24 MS. HICKMAN:

25 So it's looking in.

12/14/2025

Kathleen Moller vs Martian Sales, Inc., et al.

Kathleen Moller

Page 272

1 THE WITNESS:

2 Looking in the drawer, got it.

3 Okay.

4 BY MS. PAYTON:

5 Q. Did you clean out these drawers when you
6 were cleaning up the day of her death?

7 A. There -- were they in the drawer? The
8 police left them in the drawer? I mean, I threw
9 away everything. There's nothing left.

10 Q. And I just want to be certain.

11 A. Okay.

12 Q. Did you clean out the contents of the
13 drawers as well?

14 A. Yes, yeah, the whole room, yeah.

15 Q. And so anything that we see in this
16 photograph, Exhibit Number 20, would be something
17 that you disposed of?

18 A. Yes.

19 Q. And this was the thing that you searched
20 through to see if there was anything unusual or
21 that might explain what had happened, correct?

22 A. Yes.

23 (Exhibit 21 was marked.)

24 BY MS. PAYTON:

25 Q. Okay. Exhibit 21 is a close-up. And

12/14/2025

Kathleen Moller vs Martian Sales, Inc., et al.

Kathleen Moller

Page 273

1 you see that there is a white pen-like object on
2 the bottom part?

3 MS. HICKMAN:

4 Like that. Sorry, it's easier that
5 way because it's looking down.

6 THE WITNESS:

7 Okay.

8 MS. HICKMAN:

9 See it?

10 THE WITNESS:

11 Uh-huh.

12 BY MS. PAYTON:

13 Q. Is that a yes?

14 A. Yes.

15 Q. And what is that?

16 A. This thing here?

17 Q. Correct. The white thing with the
18 little bit of dark gap in the middle.

19 A. Well, I'm assuming it's a pen.

20 Q. As in --

21 A. Could be CBD. Could be CBD. I don't
22 know.

23 Q. And this was something that you disposed
24 of?

25 A. I disposed of everything, yes.

12/14/2025

Kathleen Moller vs Martian Sales, Inc., et al.

Kathleen Moller

Page 274

1 Q. Do you have any idea where she would
2 have gotten this CBD pen from?

3 A. No, I don't know. I don't remember
4 seeing any of this, but I must have been hauling
5 stuff out of there.

6 MS. HICKMAN:

7 Just answer the questions. You're
8 doing good.

9 (Exhibit 22 was marked.)

10 BY MS. PAYTON:

11 Q. You've been handed Exhibit Number 22,
12 and it looks like you can see -- do you see this
13 object that has a serial number running up and a
14 bar code? I'm going to use my finger.

15 A. This one?

16 Q. That is one, but let's look at this one
17 here too.

18 A. Okay.

19 Q. Do you know what that is?

20 A. No.

21 Q. Do you know if that is possibly a
22 cannabis product?

23 A. I don't know that.

24 Q. But just to be clear, this is something
25 you would have disposed of?

12/14/2025

Kathleen Moller vs Martian Sales, Inc., et al.

Kathleen Moller

Page 275

1 A. I disposed of everything in the drawer,
2 everything.

3 Q. And same thing with respect -- here's
4 another marijuana pen on the side of the drawer.

5 A. Right.

6 Q. Okay. Threw it away, correct?

7 A. Everything got thrown away, everything.

8 Q. Except the bag of tea?

9 A. Two bags.

10 Q. Two bags of tea and the supplement?

11 A. The supplement that wasn't opened. And,
12 again, because I didn't know what they were or...

13 (Exhibit 23 was marked.)

14 BY MS. PAYTON:

15 Q. You've been handed what has been marked
16 as Exhibit Number 23. And this is a photo that
17 the police took as well.

18 Have you seen this before?

19 A. No.

20 Q. Do you know what this is?

21 A. No.

22 Q. Did you research this at all?

23 A. No.

24 Q. Do you know where Harmony got this?

25 A. Well, I haven't seen it before. I don't

12/14/2025

Kathleen Moller vs Martian Sales, Inc., et al.

Kathleen Moller

Page 276

1 have any clue what it is, so I don't know where

2 she got it. So no.

3 Q. Okay. And this is something you threw

4 away the day of her death?

5 A. I threw everything away.

6 MS. HICKMAN:

7 Does this one have an exhibit

8 sticker? Was this 23?

9 MS. WHITEHEAD:

10 Yes.

11 (Discussion off the record.)

12 MS. WHITEHEAD:

13 Let's use that one.

14 MS. HICKMAN:

15 There you go. I'll give that one

16 back to you then.

17 (Exhibit 24 was marked.)

18 BY MS. PAYTON:

19 Q. Exhibit number 24 is the back side of

20 that same bottle that we looked at in Exhibit

21 Number 23.

22 A. Okay.

23 Q. And this was a photo taken by the

24 police. I think you've told me you haven't seen

25 this photo before, correct?

12/14/2025

Kathleen Moller vs Martian Sales, Inc., et al.

Kathleen Moller

Page 277

1 A. No, huh-uh.

2 Q. And when you were cleaning up, did you
3 read this?

4 A. I don't remember seeing it, so I
5 probably just tossed it.

6 Q. Okay.

7 A. Just like everything else in that
8 drawer.

9 Q. And you see there it says it may not be
10 transported outside the state of Illinois?

11 A. Where does it say that?

12 Q. In the middle of the warning.

13 A. Oh, okay. Uh-huh.

14 Q. And do you know how Harmony got
15 something that it was illegal to be taken outside
16 of the state of Illinois?

17 A. No.

18 Q. And remember earlier when I was asking
19 if she had taken any trips to Illinois in time
20 close to her death, and I think your answer was
21 no?

22 A. Right, correct.

23 (Exhibit 25 was marked.)

24 BY MS. PAYTON:

25 Q. Okay. You've been handed what has been

12/14/2025

Kathleen Moller vs Martian Sales, Inc., et al.

Kathleen Moller

Page 280

1 Q. And if I -- I can continue to show them,
2 but is your answer going to be the same, that all
3 of them you didn't research and all of them you
4 disposed of?

5 A. All of them that were cannabis, I tossed
6 everything.

7 Q. Okay.

8 MS. PAYTON:

9 Where's the other one?

10 MS. WHITEHEAD:

11 I'm getting it right now.

12 MS. PAYTON:

13 Sorry.

14 (Exhibit 26 was marked.)

15 (Exhibit 27 was marked.)

16 BY MS. PAYTON:

17 Q. You've been handed what has been marked
18 Exhibit 26 and 27. Exhibit 26 is another
19 photograph of the same part of the dresser that we
20 looked at from a different angle, Exhibit 27?

21 A. Oh.

22 Q. Correct?

23 A. Yeah.

24 Q. Do you -- do you see this metal thing,
25 the metal circle over on the right-hand side with

1 It says handle -- and then it says, "To
2 help facilitate the handling of the raw powder,
3 it's put into containers, gelatin capsules," blah,
4 blah, blah, blah. So like I said, if you do
5 the chemical analysis here, it's not -- it's not
6 the natural organic Maeng Da tea, okay.

7 Q. Any other concerns with the label other
8 than what you've told me?

9 A. As far as the front or the back?

10 Q. Front or back.

11 MS. HICKMAN:

12 Keep going.

13 THE WITNESS:

14 Okay. Am I good?

15 MS. HICKMAN:

16 Keep going?

17 A. Okay. So the back, it tells you to
18 consult a professional to determine if this is
19 right for you. This is -- this is a supplement,
20 it's a -- supposedly an organic plant. What do
21 you think a health care professional is going to
22 tell you about this, I mean, when you have an
23 unknown or a known health concern?

24 The only thing they're going to tell you
25 is don't take or do take. They don't tell you on

12/14/2025

Kathleen Moller vs Martian Sales, Inc., et al.

Kathleen Moller

Page 316

1 here how much to take and they don't tell you how
2 often to take it.

3 BY MS. PAYTON:

4 Q. Did -- do you know if Harmony ever
5 consulted health care professional about using
6 this product?

7 A. Not --

8 MS. HICKMAN:

9 Answer the question.

10 A. No.

11 BY MS. PAYTON:

12 Q. You don't know or she didn't?

13 A. I don't know. I know Maeng Da tea would
14 not have been something I took to a doctor.

15 Q. Okay. And what other concerns do you
16 have about the label other than the ones that
17 you've told me?

18 A. Okay. So it says the product contains
19 botanical kratom leaf capsules, okay, only for use
20 as a botanical specimen. What does that mean?

21 Q. Any other concerns about the label?

22 A. Okay. It says it is unapproved for
23 dietary ingredients, okay. So you shouldn't
24 consume it because it's not -- it's not approved
25 for dietary, so you shouldn't consume it -- you