

IN THE COURT OF CHANCERY OF THE STATE OF DELAWARE  
IN AND FOR NEW CASTLE COUNTY

ROBERT I. UNANUE, FRANCISCO R. :  
UNANUE, and GOYA FOODS, INC. :  
 :  
Plaintiffs, :  
 :  
vs. : Civil Action  
 : No. 204-N  
 :  
JOSEPH A. UNANUE and :  
ANDREW UNANUE, :  
 :  
 :  
Defendants. :

- - -  
Chancery Courtroom No. 12C  
New Castle County Courthouse  
Wilmington, Delaware  
Thursday, April 29, 2004  
9:05 a.m.  
- - -

BEFORE: HON. DONALD F. PARSONS, Vice Chancellor.

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TRIAL TRANSCRIPT - VOLUME I  
- - -

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CHANCERY COURT REPORTERS  
500 North King Street - Suite 11400  
Wilmington, Delaware 19801-3759  
(302) 255-0525

1 That I just wasn't a family member and being sent  
2 around to tool around with the sales people, that  
3 they were talking to somebody that could help them  
4 increase their business and increase our business and  
5 increase profitability of both companies.

6 Q. I want to address the topic that was  
7 discussed earlier today.

8 Did you hear some testimony regarding  
9 your drinking alcohol?

10 A. Yeah.

11 Q. Were you ever drunk in the office at  
12 GFI's headquarters?

13 A. No.

14 Q. Were you ever drunk in any other  
15 office where you worked?

16 A. No.

17 Q. Were you ever hung over in the  
18 office?

19 A. Sure. Yes.

20 Q. Do you know if people were aware that  
21 you were hung over in the office?

22 A. Not that -- nobody ever told us me  
23 you look really hung over, you're a mess.

24 Q. Anybody ever point it out to you as a

1 problem?

2           A.           No. No. I think, you know, if  
3 somebody told me that they thought it was affecting  
4 the way I was managing or running the business, I  
5 would have discussed it with them and find out what  
6 the issues were, tried to rectify that I wouldn't do  
7 anything --

8           Q.           Do you think it ever affected your  
9 management or the business?

10          A.           No, I don't think so.

11          Q.           There was also some testimony about  
12 drinking at company events. Did you hear that? Do  
13 you remember it?

14          A.           Sure.

15          Q.           Did you ever drink to excess at Goya  
16 events?

17          A.           We drank a lot at Goya events --  
18 everybody did. Not everybody, but a lot of people  
19 did. These were company parties. We were there to  
20 celebrate the success of the year. You know, work  
21 hard, play hard. That was my motto. We worked hard,  
22 we worked long hours, we were successful. We wanted  
23 to celebrate that. You know, we were a joyous group  
24 that enjoyed getting together and having fun.

1           Q.           You use the term "we." Were other  
2 corporate officers and senior management drinking  
3 with you at those events?

4           A.           Yeah. I think sometimes throughout  
5 the night there would be groups of 15 or 20 of us  
6 doing shots together, making toasts, celebrating.  
7 Pete was usually there with me.

8                       A lot of times after work on Fridays,  
9 after sales meetings, Pete and I would take a bunch  
10 of sales people out. We'd meet at different bars,  
11 Chi Chi's, usually, or the hotel, depending on where  
12 the sales meeting was.

13                      I'd go to a lot corporate events --  
14 not Goya Foods, Inc., but events that we sponsored,  
15 whether they be concerts or community events or  
16 charities. Sala Bahia which my father mentioned  
17 once, Valdispanco and the community gets together.

18           Q.           Did anybody ever tell you that your  
19 drinking at company events was a problem?

20           A.           No, not that I remember. I don't  
21 think so. Most of them were drinking with me.

22           Q.           Did you think it was a problem?

23           A.           No. I think most people were having  
24 a good time.