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1 UNITED STATES DISTRICT COURT
2 NORTHERN DISTRICT OF GEORGIA
3 ATLANTA DIVISION

4 UNITED STATES OF AMERICA,
5
6 vs.

DOCKET NO.
1:20-CR-00296-JPB-5-20
VOLUME 7 (AM SESSION)

7 CARLA JACKSON and
8 TELDRIN FOSTER,

9 Defendants.

10
11 TRANSCRIPT OF JURY TRIAL PROCEEDINGS
12 BEFORE THE HONORABLE J.P. BOULEE
13 UNITED STATES DISTRICT COURT JUDGE
14 TUESDAY, FEBRUARY 13, 2024

15 Appearances:

16 For the Government: Tal C. Chaiken, Esq.
17 Samir Kaushal, Esq.
Babasijibomi Moore, Esq.

18 For Defendant Jackson: David D. Marshall, Esq.

19 For Defendant Foster: Leigh Ann Webster, Esq.
20 Saraliene Durrett, Esq.

21
22 Court Reporter: Judith M. Wolff, CRR
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(Court was called to order at 9:04 a.m.)

THE COURT: Off the record for a moment.

(Off-the-record discussion, and proceedings continued:)

THE COURT: All right. Are all the jurors here? Please bring them out.

(Jury enters the courtroom at 9:04 a.m.)

THE COURT: You all may be seated.
All right. Defense, please call your first witness.

MS. WEBSTER: Your Honor, Mr. Foster calls Jennifer Murray.

JENNIFER MURRAY,
Having been first duly sworn, testified as follows:

DIRECT EXAMINATION

BY MS. WEBSTER:

Q. Ms. Murray, can you state your name and spell it for the record, please.

A. Chris Murray.

Q. Do you also go by Jennifer?

A. Yeah.

Q. Can you spell your name, please?

A. Spell all of it?

1 Q. Yes.

2 A. C-H-R-I-S. M-U-R-R-A-Y. Jennifer,
3 J-E-N-N-I-F-E-R.

4 Q. Okay. Do you know Teldrin Foster?

5 A. Yes.

6 Q. And how do you know Teldrin?

7 A. We currently date. We dating.

8 Q. Okay. How long have you been in a relationship
9 with Mr. Foster?

10 A. I have known him since 2018. Been talking since
11 2020.

12 Q. Okay. Are you -- okay. Do you know Gena
13 Pyfrom-Foster?

14 A. Yes.

15 Q. How do you know Ms. Pyfrom-Foster?

16 A. Through him. She says -- she says she's married to
17 him, but...

18 Q. Okay. Have you ever known him to be in an
19 exclusive relationship with Ms. Pyfrom-Foster?

20 MR. KAUSHAL: Could you please speak into the mic?

21 THE WITNESS: This one here?

22 MR. KAUSHAL: Yes.

23 THE WITNESS: Okay.

24 BY MS. WEBSTER:

25 Q. Have you ever known Mr. Foster and

1 Ms. Pyfrom-Foster to be in an exclusive relationship?

2 A. Not since I've known him.

3 Q. Okay. And are you aware -- to your knowledge,
4 what's the status of their relationship?

5 A. To my knowledge, it's off and on. Like, I don't
6 know if it's even on because I never knew about it.

7 Q. Okay. Have you ever communicated directly with
8 Ms. Pyfrom-Foster?

9 A. Yes. Several times.

10 Q. Okay. And has she ever given you a password to
11 Mr. Foster's devices?

12 A. Several times.

13 Q. Okay. How many times, do you think?

14 A. At least twice a year.

15 Q. Twice a year?

16 A. Since -- since I actually encountered, interacted
17 with her in 2020, so at least twice a year.

18 Q. Okay. And so can you sort of just describe those
19 interactions?

20 A. She would either call my phone -- I don't know how
21 she would get my number, but she would either call my phone
22 or call his phone and sometimes I may answer it and it would
23 be more of her like just telling me about his involvings with
24 other females, showing me the proof, giving me the code so I
25 can look it up.

1 I have actually screenshotted a couple shots and
2 sent it to him. So.

3 Q. So let me unpack that a little bit.

4 You are saying that she gave you the password to
5 his phone; is that right?

6 A. Yes.

7 Q. And did you actually use that password in order to
8 get into his phone?

9 A. Yes.

10 Q. And were you successful?

11 A. Yes.

12 Q. Okay.

13 A. Every time.

14 Q. Every time?

15 A. Every time.

16 Q. Okay. And has she ever sent you messages from
17 Teldrin's phone?

18 A. Yes.

19 Q. Okay. Is that more than once, or once?

20 A. It's been more than once she has. She will send me
21 messages like, um, either pictures or saying stuff related to
22 the fact of, oh, we're together, we're sleeping with each
23 other. Like just, I guess, messages to make me mad. I don't
24 know.

25 MR. KAUSHAL: Your Honor, I'm going to object.

1 This is hearsay. That answer is hearsay and I move to
2 strike.

3 THE WITNESS: It's not. I have proof.

4 THE COURT: One moment, ma'am.

5 If you could please hold off on any more statements
6 while I address the objection, please.

7 Ms. Webster?

8 MS. WEBSTER: Your Honor, it's not being offered
9 for the truth of the matter. It's to show that she had
10 access to the phone.

11 And we have -- I have as an exhibit a screenshot of
12 that message.

13 THE COURT: Well, if it's not offered for the
14 truth, what are you offering it for then?

15 MS. WEBSTER: It's to corroborate her statement
16 that she received messages from Gena Pyfrom-Foster through
17 Teldrin Foster's device. So the truth -- the underlying --

18 THE COURT: So it is for the truth. Sustained.
19 Go ahead.

20 MS. WEBSTER: No -- okay.

21 MR. KAUSHAL: In connection with that, Your Honor,
22 the government asks that the jury be instructed to disregard
23 the statements the witness made about what Gena Foster may or
24 may not have said.

25 THE COURT: Ladies and gentlemen of the jury, you

1 will disregard the hearsay statement.

2 MR. KAUSHAL: Thank you, Your Honor.

3 THE COURT: Ms. Webster.

4 BY MS. WEBSTER:

5 Q. Ms. Murray, without saying what was contained in
6 the messages, can you -- you did receive messages through
7 Teldrin Foster's device; is that right?

8 A. Yes, I did.

9 Q. Okay. And did you believe that those messages were
10 coming from Mr. Foster or did you believe that they were
11 coming from Gena?

12 A. Gena.

13 Q. And why is that? Without saying what the messages
14 said, why did you believe they were coming from Gena as
15 opposed to Mr. Foster?

16 A. Because the one that you particularly have, that
17 particular day that she actually particularly sent --

18 MR. KAUSHAL: Objection, hearsay.

19 THE WITNESS: I don't know.

20 THE COURT: Ma'am.

21 THE WITNESS: I'm sorry.

22 BY MS. WEBSTER:

23 Q. Are the messages --

24 THE COURT: Hold on.

25 I would ask both the attorney involved here and the

1 witness, when there is an objection, please pause so I can
2 address the objection as opposed to further speaking or
3 further asking a question.

4 MS. WEBSTER: Yes, Your Honor.

5 THE COURT: Am I clear, Ms. Webster?

6 MS. WEBSTER: Yes, Your Honor.

7 THE COURT: Ma'am, am I clear? Can you state on
8 the record if I am clear?

9 THE WITNESS: Yeah, I understand.

10 THE COURT: Thank you.

11 (Pause.)

12 THE COURT: Mr. Kaushal, go ahead.

13 MR. KAUSHAL: Your Honor, the witness was again
14 about to start talking about what the messages were in order
15 to answer the question.

16 THE COURT: All right. Ms. Webster, why don't you
17 ask the question again and just clarify that you do not want
18 her to state the contents of the messages. That should
19 hopefully solve our problem.

20 MS. WEBSTER: Yes, Your Honor.

21 BY MS. WEBSTER:

22 Q. Ms. Murray, were the messages that you received
23 consistent with the other communications that you had from of
24 Mr. Foster?

25 A. No.

1 MS. WEBSTER: Can I have a second, Your Honor?

2 (Pause.)

3 MS. WEBSTER: I have no further questions, Your
4 Honor.

5 CROSS-EXAMINATION

6 BY MR. KAUSHAL:

7 Q. Good morning, Ms. Murray. We haven't met before,
8 have we?

9 A. No.

10 Q. All right. My name is Samir Kaushal. I'm going to
11 ask you a few questions. I'm one of the prosecutors working
12 on this case.

13 Ma'am, you said that you first met the defendant
14 Teldrin Foster back in 2018; is that correct?

15 A. Correct.

16 Q. And you've continued to know him from 2018 to
17 present; correct?

18 A. Correct.

19 Q. And during that timeframe, isn't it true that
20 sometime in spring 2020 -- well, let me withdraw that.

21 You have gone out with the defendant; correct?

22 A. Correct.

23 Q. And you have gone out to restaurants; right?

24 A. Correct.

25 Q. You have gone out to nightclubs; correct?

1 A. Correct.

2 Q. And you have partied with the defendant; correct?

3 A. Correct.

4 Q. And you have gone to bars with him; right?

5 A. Correct.

6 Q. And when you go out, he pays for the -- what you
7 are doing; correct?

8 A. Not necessarily all the time.

9 Q. Not all the time. But if you had to ballpark it,
10 would it be more him or you or somebody else?

11 A. Mutual.

12 Q. Mutual, so 50-50?

13 A. Yes.

14 Q. Okay. At the time that -- well, let me withdraw
15 that.

16 Sometime in spring 2020, isn't it true that the
17 defendant started driving a black Mercedes?

18 A. I never known him to drive a black Mercedes.

19 Q. So you have never seen him in a black Mercedes
20 before?

21 A. No.

22 MS. WEBSTER: Objection. Beyond the scope of
23 direct, Your Honor.

24 THE COURT: Mr. Kaushal.

25 MR. KAUSHAL: Your Honor, the defendant -- excuse

1 me. The witness has testified that she has known the
2 defendant since 2018, and that foundation and what she knows
3 about him is relevant to her testimony.

4 THE COURT: Ms. Webster?

5 MS. WEBSTER: I'm not sure how that's relevant when
6 our questions about her interactions with Mr. Foster were
7 pretty limited.

8 THE COURT: Overruled.

9 MR. KAUSHAL: Thank you, Your Honor.

10 BY MR. KAUSHAL:

11 Q. During the timeframe that you knew Mr. Foster,
12 which is from 2018 to present, have you observed him using
13 CashApp before?

14 A. Do me? I haven't observed him, but I have sent him
15 CashApp.

16 Q. Okay. So you have sent him CashApp. Is that
17 CashApp in his name, Teldrin Foster?

18 A. Um, that I recall of.

19 Q. Okay. Have you observed him using debit and credit
20 cards?

21 A. Um, of course.

22 Q. And have you observed him spending cash?

23 A. I mean, like he'll give dinners and stuff like
24 that.

25 Q. Right. He uses money, sometimes uses cards, and he

1 sometimes uses CashApp. Is that fair to say?

2 A. Well, I don't want to say CashApp to pay for things
3 but, of course, you know, cash and maybe a card.

4 Q. But -- and maybe not to pay for things, but you
5 have sent him money through CashApp?

6 A. Yes. But I can't recall him using CashApp for
7 anything.

8 Q. Okay. Thank you.

9 Have you met somebody named Darrell Thomas?

10 A. No.

11 Q. Have you met somebody named Jesika Blakely?

12 A. No.

13 Q. Have you ever been to Gena Pyfrom-Foster's house?

14 A. Yes.

15 Q. And she has a Ring camera at the door; right?

16 A. Yes.

17 Q. You said you've -- how many times have you met her?

18 A. I went to her house two times. She -- several
19 occasions, just from her and me going back and forth to each
20 other houses.

21 Q. What's that mean? Going back and forth to each
22 other's houses? Why did that happen?

23 A. Because I guess she was upset over the relationship
24 that we were in.

25 Q. When did that happen, the being upset about the

1 relationship?

2 A. In 2020.

3 Q. In 2020. Okay. Do you know when in 2020 that may
4 have happened?

5 A. I want to say maybe early, mid-2020. Something
6 like that. I know it was in 2020.

7 Q. Okay. Now you mentioned, you said that she -- so
8 you all were going back and forth. Were you having a dispute
9 over Mr. Foster? Is that fair to say?

10 A. I guess she was more of having the dispute because
11 I -- I never know. He was always around, so I really never
12 even knowed of her to be even in a relationship with him, so
13 I guess more she had a dispute with me.

14 Q. Did he tell you that he was married to Gena
15 Pyfrom-Foster?

16 A. No.

17 Q. When did you find that out?

18 A. In 2020.

19 Q. And your relationship, romantically, began when?

20 A. 2020.

21 Q. So from 2018 to 2020, he never mentioned that he
22 had been married?

23 A. No.

24 Q. You mentioned on direct something about her calling
25 your phone; is that right? Gena Pyfrom-Foster called your

1 phone?

2 A. Yes.

3 Q. And your testimony is that she gave you the code
4 for the defendant's phone?

5 A. Yes.

6 Q. And you said that happened how many times?

7 A. At least happened at least twice a year. At least
8 twice a year she just always found some reason to get his
9 code and either she will call me to let me know what it is so
10 I can go in so I can verify that he's cheating on both of us,
11 or whatever the occasion may be.

12 But I have also taken screenshots and sent them to
13 her -- well, to him, to show that I have been in your phone.

14 Q. And to unpack that a little bit more, those
15 messages would have been from the point of 2020 to present?

16 A. Well, I don't want to say till present. I want to
17 say till maybe like a year or something now.

18 Q. Okay. So that would be 2020 to about 2023?

19 A. More like end of 2022. Something around that time.

20 Q. Okay. And you just mentioned that there were other
21 women that the defendant was seeing?

22 A. Yes.

23 Q. And he hid that from you?

24 A. Yes.

25 Q. And he hid that from Gena Pyfrom-Foster?

1 A. Well, I don't want to say -- I can't really recall
2 to say that he hid or whatever because our relationship, even
3 though we were dating, it wasn't like boyfriend and
4 girlfriend status. Like, we were dating, so I felt like he
5 really didn't have no obligation to tell me. Same way I
6 didn't have an obligation to tell him if I was fooling with
7 someone else.

8 But I would just assumed, that, you know, I would
9 have gotten that right to know, being in the context of, you
10 know, us leading to something serious.

11 Q. So as a natural part of your relationship, you
12 would say you expected that he would have told you this
13 information about other women?

14 A. Yes.

15 Q. And he didn't do that?

16 A. Huh?

17 Q. And he did not do that; right?

18 A. No.

19 Q. And you had to find out by, I guess, looking at his
20 phone, you say?

21 A. Yes, that Gena gave me.

22 Q. Okay. Now you have said that he -- did the code
23 change? Is that why she did it twice a year because he's
24 changing his code?

25 A. I don't know.

1 Q. You don't remember if the code changed?

2 A. I mean, of course, it obviously changed if she was
3 giving me a different code. But I'm just saying I don't know
4 the context of why, you know.

5 Q. So in order to access that phone -- so the phone
6 has a code; right? And you punch the code in on the phone;
7 correct?

8 A. Yes.

9 Q. Okay. Now, in order to then get in the phone and
10 use the code, you need the phone; right?

11 A. Yes.

12 Q. And when you communicated with the defendant
13 Teldrin Foster, you communicated -- you sometimes
14 communicated with him by cellphone; correct?

15 A. Yes.

16 Q. And you would call him; right?

17 A. Yes.

18 Q. And you would text him; correct?

19 A. Correct.

20 Q. And when you called and texted him, he would
21 respond to those calls and texts, mostly -- I mean, he may
22 not pick up the phone every time, but I think you get the
23 gist of what I'm saying; right?

24 A. Kind of. 90 percent of the time he don't pick up,
25 though.

1 Q. So he doesn't pick up the phone. But when you text
2 his phone number, you expect him to respond -- you expect it
3 to be delivered to him, at least?

4 A. Yeah. I mean, yes.

5 Q. And that's because he carries his phone with him;
6 right?

7 A. I would assume.

8 Q. You would assume? Well, when you spent time with
9 him, he had his phone; right?

10 A. Yeah. Not all the times. Sometimes he left it in
11 the car.

12 Q. Okay. But most of time, he would have his phone on
13 him?

14 A. Yes.

15 Q. And then sometimes it would be in the car from --
16 if you leave the car, he sometimes will leave the phone in
17 the car? Is that what you just said?

18 A. I mean, what do you mean? Like, I mean, like --
19 like if we're on a date or something like that, like the
20 phone is not like important-important. So it's like --
21 sometimes it's left in the car, sometimes brung with him, you
22 know.

23 So, I mean, I'm trying to see like are saying like
24 he purposely -- I'm trying to understand the question.

25 Q. Oh, no. It's a simple yes-or-no. Sometimes the

1 phone was left in the car and sometimes he would have it on
2 his person; right?

3 A. Yes. And that's just because less distraction.

4 Q. And there wasn't anybody waiting in the car while
5 you were on your date; right?

6 A. No. Not that I'm aware of.

7 Q. So the car was empty and locked and you all were on
8 your date?

9 A. Yes.

10 MR. KAUSHAL: Your Honor, if I could have a moment.

11 (Pause.)

12 BY MR. KAUSHAL:

13 Q. Just a couple more questions, ma'am. And thank you
14 for your patience.

15 You have mentioned that you have known defendant
16 Teldrin Foster since about 2018, and that you didn't know
17 that he was married to Gena Pyfrom-Foster; right?

18 You mentioned that earlier in cross-examination;
19 correct?

20 A. Yes.

21 Q. Did he mention to you -- did he tell you that he
22 had a child with Gena Pyfrom-Foster, a 5-year-old?

23 A. I mean, when everything came to -- yes, he
24 explained everything to me.

25 Q. So at that time, in 2020 --

1 A. In 2018 -- no. In 2020 when we got serious, he
2 explained to me like the context of their dealings, you know,
3 his children, everything like that. That's when he basically
4 let me in on everything about his personal lifestyle.

5 Q. Got you.

6 MR. KAUSHAL: Nothing further. Thank you, ma'am.

7 THE COURT: Mr. Marshall, did you have any
8 questions?

9 MR. MARSHALL: No questions, judge.

10 THE COURT: Ms. Webster?

11 REDIRECT EXAMINATION

12 BY MR. MARSHALL:

13 Q. Ms. Murray, do you know if Teldrin Foster has more
14 than one phone?

15 A. Yes.

16 Q. And did he ever let you use one of his phones?

17 A. Yes.

18 MS. WEBSTER: No further questions.

19 THE COURT: Any recross?

20 MR. KAUSHAL: Your Honor, just a couple questions
21 based on this new piece of information.

22 REXCROSS-EXAMINATION

23 BY MR. KAUSHAL:

24 Q. Ms. Murray, you just testified that the defendant
25 had multiple phones. Do you know which phone -- well, how

1 many phones did he have?

2 A. I only knew of one other one, and that's the one we
3 use for like -- that we would use for, like, TV services
4 because it had internet at the time. So he purchased me a
5 phone so I can use, like -- because I had a phone. I Uber,
6 so I can't use my phone all the time.

7 I have children that need -- at school, needs
8 internet. So he purchased me a phone so I can use until I
9 was able to pay off my internet bill. It was cheaper to get
10 a phone bill and just use a hot spot, like, off of that.

11 Q. So this other phone you are talking about is a
12 phone the defendant got for you?

13 A. Yes.

14 MR. KAUSHAL: Thank you.

15 MS. WEBSTER: Nothing further.

16 MR. MARSHALL: No questions.

17 THE COURT: Ma'am, you can step down.

18 Thank you.

19 Please call your next witness.

20 MS. WEBSTER: Your Honor, Mr. Foster calls Jane
21 Holmes.

22 THE COURT: Good morning.

23 THE WITNESS: Good morning. How are you?

24 THE COURT: I'm well, thank you.

25 JANE HOLMES,

1 Having been first duly sworn, testified as follows:

2 DIRECT EXAMINATION

3 BY MS. WEBSTER:

4 Q. Hi. Good morning, Ms. Holmes. Can you tell us
5 what you do for a living?

6 A. I'm sorry?

7 Q. Can you tell us what you do for a living?

8 A. I'm a private investigator.

9 Q. Okay. And did we hire you to work as an
10 investigator on this case?

11 A. Yes, ma'am.

12 Q. Okay. And just to be clear, are you a member of
13 law enforcement?

14 A. No.

15 Q. All right. And were you involved in our, sort of,
16 overarching investigation into this case?

17 A. I can't hear you. I'm sorry.

18 Q. Were you involved in the overarching investigation
19 of this case, like, from law enforcement?

20 A. I missed a word. I'm so sorry.

21 THE COURT: And ma'am, can you speak into the
22 microphone as well.

23 THE WITNESS: Yes.

24 THE COURT: Thank you.

25 BY MS. WEBSTER:

1 Q. Ms. Holmes, were you involved in the overarching
2 investigation by law enforcement into this case?

3 A. I reviewed the documents from law enforcement.
4 And -- if that's what you are asking.

5 Q. Yes. You weren't involved in sort of going out and
6 interviewing witnesses on behalf of the government or
7 collecting those documents on behalf of the government; is
8 that correct?

9 A. On behalf of the government?

10 Q. Yes.

11 A. No.

12 Q. Okay. And did we ask you to help us obtain records
13 in this case?

14 A. Yes.

15 Q. On our behalf; is that right?

16 A. Yes. That is correct.

17 Q. All right. And have you done that?

18 A. Yes.

19 Q. Okay. But just to be clear, you have reviewed some
20 records. But have I asked you to review everything in this
21 case?

22 A. No, you have not.

23 Q. There should be a binder in front of you, although
24 there are several binders in front of you, but one should
25 have -- on the front of it should have Defendant's Exhibits

1 1A through something. I think it might be the one on the
2 desk in front of you.

3 And if you could just look to Defendant's Exhibit
4 F3B.

5 A. F3B?

6 Q. Yes.

7 A. Yes. I have it.

8 Q. And have you seen this document before?

9 A. Yes. I have.

10 Q. Okay. And can you tell me what it is?

11 A. It's a certified copy of the Georgia Secretary of
12 State corporation record for Elite Executive Services Inc.

13 Q. Okay.

14 MS. WEBSTER: Your Honor, we would move to admit
15 F3B pursuant to a 902(11) certification.

16 MR. KAUSHAL: No objection.

17 MR. MARSHALL: No objection.

18 THE COURT: It's admitted.

19 (Defendant's Exhibit F3B admitted into evidence.)

20 MS. WEBSTER: Thank you, Your Honor.

21 BY MS. WEBSTER:

22 Q. Ms. Holmes, have you reviewed this document?

23 A. Yes, I have.

24 Q. Okay. And are you aware who the owners of Elite
25 Executive Services are, according to this document or these

1 documents?

2 A. The incorporators are Darrell Thomas and Meghan
3 Thomas.

4 Q. And have you looked through these documents and
5 have you seen Teldrin Foster mentioned at all on the Elite
6 Executive records?

7 A. No, I have not.

8 Q. Do you recall if we issued a subpoena to Apple in
9 this case?

10 A. Yes, we did.

11 Q. Okay. And were we seeking IP addresses for the
12 logins for Teldrin23@icloud.com?

13 A. Yes.

14 Q. And did we receive any records that showed IP
15 addresses between April and August of 2020?

16 A. No, we did not.

17 Q. Okay. Can you turn to what's marked as F13B.

18 THE COURT: One moment.

19 We are off the record for a second.

20 (Off-the-record discussion, and proceedings
21 continued:)

22 THE COURT: Go ahead. Ms. Webster.

23 BY MS. WEBSTER:

24 Q. Did we also try to obtain the IP addresses for the
25 logins to Teldrin_Foster@yahoo.com?

1 A. Yes, we did.

2 Q. And have you looked at 13B?

3 A. F13B, yes.

4 Q. Can you tell me what that is?

5 A. It's the response from Yahoo for login activity.

6 MS. WEBSTER: Your Honor, I move to admit 13B also
7 pursuant to 902(11) certification.

8 MR. KAUSHAL: No objection.

9 MR. MARSHALL: No objection.

10 THE COURT: It's admitted.

11 (Defendant's Exhibit F13B admitted into evidence.)

12 BY MS. WEBSTER:

13 Q. Ms. Holmes, does this show that Yahoo said there
14 were no login records between 1980 and 2023?

15 A. That is correct.

16 Q. Okay.

17 Did we also try to subpoena from Comcast the IP
18 address for 2796 Lakeview Walk, Decatur, Georgia?

19 A. Yes.

20 Q. Can you please turn to Exhibit F11B?

21 A. I have it. Yes.

22 Q. Okay. Is that the response that we received from
23 Comcast?

24 A. Yes.

25 MS. WEBSTER: Your Honor, I would move to admit

1 F11B also pursuant to 902(11) certification.

2 THE COURT: What's the exhibit number again,
3 Ms. Webster?

4 MS. WEBSTER: The exhibit number, Your Honor?

5 THE COURT: Yes.

6 MS. WEBSTER: F11B.

7 THE COURT: F11B?

8 MS. WEBSTER: Yes, Your Honor.

9 MR. KAUSHAL: There is no objection from the
10 government, Your Honor.

11 We were just trying to understand the document. My
12 apologies for the delay.

13 THE COURT: Okay. Mr. Marshall?

14 MR. MARSHALL: No objection.

15 THE COURT: It's admitted.

16 (Defendant's Exhibit F11B admitted into evidence.)

17 MS. WEBSTER: Thank you.

18 BY MS. WEBSTER:

19 Q. This, correct, is the document that we received
20 from Comcast; correct?

21 A. Yes, it is.

22 Q. And does it show who the subscriber for that
23 address is?

24 A. It's initial G, initial J, Pyfrom.

25 Q. And look where it says subscriber name. Does it

1 say Gena Pyfrom?

2 A. It says Gena Pyfrom, yes.

3 Q. Okay. And if we hold it here, what does it tell us
4 is the IP address for that address, or does it tell us if
5 there is one?

6 A. It doesn't have an IP address.

7 Q. And does it say that the IP history is beyond
8 retention?

9 A. It does. IP history is beyond retention.

10 Q. Thank you.

11 Now, can we please -- or can you please turn to
12 exhibits 10A through 10C.

13 A. I'm here. Yes.

14 Q. And have you seen these documents before?

15 A. I have, yes.

16 Q. Okay.

17 MS. WEBSTER: Your Honor, we would move to --

18 BY MS. WEBSTER:

19 Q. Or can you tell us what they are, first?

20 A. This is a signature card from Bank of America.

21 Q. And are all of exhibits, F10A through 10C, are they
22 all responses to a -- or, sorry.

23 F10A through 10D, are they all responses to a
24 subpoena to Bank of America?

25 A. Yes.

1 MS. WEBSTER: Your Honor, we move to admit F10A
2 through F10D pursuant also to a 902(11) certification.

3 MR. KAUSHAL: Ms. Webster, did you say 10A through
4 10D or 10A through 10C?

5 MS. WEBSTER: I said 10A initially, but then I
6 added D to it.

7 MR. KAUSHAL: So 10A, B, C, and D?

8 MS. WEBSTER: Correct.

9 THE COURT: Thank you.

10 MR. KAUSHAL: No objection to 10A and 10B, as in
11 banana. We object to 10C and 10D on relevance grounds.

12 THE COURT: Ms. Webster, would you like to comment
13 on the relevance objection?

14 MS. WEBSTER: Yes, Your Honor. They are the Bank
15 of America --

16 THE COURT: And I'm having trouble pulling them up
17 on the flash drive you gave me, so can you just hand those
18 up, please.

19 MS. WEBSTER: (Hands documents to the Court.)

20 THE COURT: Okay. So I guess, first off,
21 Mr. Marshall, do you have any objection to A or B?

22 MR. MARSHALL: No, Your Honor.

23 THE COURT: Okay. A and B are admitted.

24 (Defendant's Exhibit F10A and F10B admitted into
25 evidence.)

1 THE COURT: Ms. Lee, I'll give you those back.

2 All right. As to C and D, relevance?

3 MS. WEBSTER: Yes, Your Honor. They are the
4 documents from Bank of America related to the Pyfrom
5 Exclusive Consulting account. There is -- one is for, I
6 believe, the account that actually received the deposit, and
7 another is for an additional account that she set up on the
8 same day, Your Honor.

9 THE COURT: Mr. Kaushal, would you like to detail
10 why you think these aren't relevant?

11 MR. KAUSHAL: Yes, Your Honor.

12 One moment.

13 (Pause.)

14 MR. KAUSHAL: Your Honor, the records that have
15 been presented here are just the signature card and don't
16 have any -- there are no other records related to these. So
17 I don't see how they can be relevant because they are not --
18 because defense is not tendering them with any other
19 information.

20 So it's just the fact that these accounts exist.

21 THE COURT: Anything else?

22 MR. KAUSHAL: No, Your Honor.

23 THE COURT: Overruled. They're admitted.

24 (Defendant's Exhibit F10C and F10D admitted into
25 evidence.)

1 MS. WEBSTER: Thank you, Your Honor.

2 BY MS. WEBSTER:

3 Q. Ms. Holmes, we're going to talk about F10A first.
4 Okay?

5 A. Okay.

6 Q. And here, I'm covering up the social security
7 number, and I will redact that prior to the -- these going
8 back to the jury.

9 Ms. Holmes, looking at F10A, does this show an
10 account in the name of Gena Pyfrom-Foster?

11 A. Yes.

12 Q. Okay. And can you tell, on the signature card,
13 what date that she signed and set up this account? It's on
14 the screen in front of you.

15 A. I'm sorry. What?

16 Q. It's on the screen in front of you.

17 A. Oh. I'm sorry.

18 May 15, 2020.

19 Q. Thank you.

20 And is F10B a statement from that account?

21 A. Yes, it is.

22 Q. I'm showing you page 3 of that statement. Can you
23 tell me what dates this statement covers?

24 At the top, under Beginning Balance, does it say
25 May?

1 A. May 28, 2020.

2 Q. And the date for the ending balance, in blue?

3 A. I'm sorry. Yes. June 26, 2020.

4 Q. Okay. Looking at the deposits dated on June 8 and
5 June 10 of 2020, can you tell me what those deposits are?

6 A. June 8 is a Zelle transfer, and June 10 is a Zelle
7 transfer deposit.

8 Q. And who are they both Zelle transfers from?

9 A. Bellator Phront Group, Inc.

10 Q. And can you tell me the amount for both of those
11 deposits?

12 A. June 8 is \$7,000. June 10 is \$3,000.

13 Q. Okay. And do you also see a deposit on June 15,
14 2020 that's another Zelle transfer?

15 A. Yes.

16 Q. And what is that Zelle transfer from?

17 A. Pyfrom Exclusive Consulting.

18 Q. Okay. And how much is that for?

19 A. \$1,000.

20 Q. Oaky. And do you also see, on the 1st and the
21 15th, deposits from the Department of Treasury?

22 A. Yes.

23 Q. Okay. And Ms. Holmes, when we looked at the
24 signature card a minute ago from F10A, did you see any
25 indication that Teldrin Foster was on that signature card?

1 A. No, I did not.

2 Q. Okay. Is the only person on this account Gena
3 Pyfrom-Foster?

4 A. Yes.

5 Q. Thank you.

6 Turning to F10C. What is the name on this account?

7 A. Pyfrom Exclusive Consulting.

8 Q. Who is listed where it says "name" under that?

9 A. Gena Pyfrom-Foster.

10 Q. Okay. Is Teldrin Foster listed on this document?

11 A. No, he's not.

12 Q. Okay. I'm looking at this document. Can you tell
13 me what date this was signed?

14 It's on the screen in front of you.

15 It's on the screen in front of you.

16 A. I'm so sorry.

17 June 10, 2020.

18 Q. Okay. And comparing that with the signature card
19 that we looked at a moment ago for the Gena Pyfrom-Foster
20 account, do they appear to be the same?

21 A. It does, yes.

22 Q. And turning to F10D. Is this also an account for
23 Pyfrom Exclusive Consulting?

24 A. Yes, it is.

25 Q. And does it also have Gena Pyfrom-Foster on it?

1 A. It does. Yes.

2 Q. Okay. And is Teldrin Foster listed on this
3 account?

4 A. No, he's not.

5 Q. And is this also signed on June 10 of 2020?

6 A. Yes, it is.

7 Q. And does this also appear to be the same signature?

8 A. Yes.

9 MS. WEBSTER: Ms. Holland, is it possible for us to
10 see Government's Exhibit 2941?

11 And can we go to the deposit page -- I'm sorry.
12 The withdrawals line.

13 BY MS. WEBSTER:

14 Q. Do you see, Ms. Holmes -- on June 15, 2020, do you
15 see a Zelle transfer on the name of Gena?

16 A. Yes. Yes.

17 Q. And is that for \$1,000?

18 A. Yes, it is.

19 Q. Does that appear to be the Zelle transfer that went
20 into her personal account that we just looked at?

21 A. Yes.

22 MS. WEBSTER: And, Ms. Holland, could we see 2242,
23 please?

24 I'm sorry. It's 2942. I just said the wrong
25 thing.

1 BY MS. WEBSTER:

2 Q. Ms. Holmes, is this also a statement for Pyfrom
3 Exclusive Consulting?

4 A. Yes, it is.

5 MS. WEBSTER: Ms. Holland, can we see the
6 withdrawals page here?

7 BY MS. WEBSTER:

8 Q. And Ms. Holmes, did we just look at the signature
9 page for this account?

10 A. Yes.

11 Q. And did it have Teldrin Foster on it?

12 A. No.

13 Q. And do you see where it says, on July 24, there was
14 a teller cash withdrawal?

15 A. I do, yes.

16 Q. And based on your experience, would a teller cash
17 withdrawal be given to someone who is not on the signature
18 card?

19 A. No.

20 MS. WEBSTER: Okay. Thank you, Ms. Holland. I
21 think we are good on this exhibit.

22 BY MS. WEBSTER:

23 Q. Ms. Holmes, have you previously reviewed -- I'm
24 going to give you a list of seven exhibits. Have you
25 reviewed F226, F227, F228, F229, F230, F231, F243, and F248

1 and all the subexhibits?

2 A. Yes.

3 MS. WEBSTER: Your Honor, we're going to move to
4 admit those pursuant to a records custodian certification.

5 MR. KAUSHAL: No objection.

6 MR. MARSHALL: No objection, Judge.

7 THE COURT: They are admitted.

8 (Defendants' Exhibits F227, F228, F229, F230, F231,
9 F243, and F248 admitted into evidence.)

10 BY MS. WEBSTER:

11 Q. And for the documents that we just admitted, were
12 they all emails from Teldrin23@icloud.com?

13 A. I believe so, yes.

14 Q. Okay. I'm going to give you a very long list now,
15 and I want you to tell me if you have reviewed these exhibits
16 and the subexhibits.

17 F130, F135, F150, F163, 164, 165 and 166;

18 F214, 226 through 231, 243, 248, 266, 268 through
19 273, 276, 278, 279;

20 281 through 283, 290, 291, 293, 299, 302 through
21 304, 311 through 314;

22 317 to 318, F330, F331, F334 through F336, F339
23 through F340, F344 through F349;

24 F351, F352, F355, F359 through F365, F367 through
25 F368, F372, 373, and 403 and 403A.

1 Have you reviewed all of those and their
2 subexhibits?

3 A. I have written all of those in my notes. Yes, I
4 have.

5 MS. WEBSTER: Your Honor, we move to admit those
6 pursuant to a records custodian certification.

7 THE COURT: All right. Let me give the government
8 a moment. They may need it. It's a long list.

9 MR. KAUSHAL: Thank you, Your Honor. This may take
10 a moment.

11 (Pause.)

12 MS. WEBSTER: Your Honor, for the moment, we're
13 going to withdraw the request for 403 in the subexhibit.

14 MR. KAUSHAL: No objection to the remainder of that
15 list, Your Honor.

16 MR. MARSHALL: No objection.

17 THE COURT: They are all admitted.

18 Defendant's Exhibits F130, F135, F150, F163, 164,
19 165 and 166, F214, 226 through 231, 243, 248, 266, 268
20 through 273, 276, 278, 279, 281 through 283, 290, 291, 293,
21 299, 302 through 304, 311 through 314, 317 to 318, F330,
22 F331, F334 through F336, F339 through F340, F344 through
23 F349, F351, F352, F355, F359 through F365, F367 through F368,
24 F372, 373, and 403 and 403A admitted into evidence.)

25 MS. WEBSTER: Thank you.

1 THE COURT: Again, for the record, Ms. Lee, but not
2 403.

3 BY MS. WEBSTER:

4 Q. Ms. Holmes, are some of the subexhibits, like,
5 electronic files? Like Excel spreadsheets?

6 A. Yes.

7 Q. And are those files on this jump drive?

8 A. Yes.

9 Q. And do you recognize it?

10 A. Yes.

11 Q. How do you recognize it?

12 A. I initialed it.

13 Q. Okay.

14 And did we take screenshots of the information tab
15 for each of the electronic exhibits that's on this thumb
16 drive?

17 A. Yes.

18 Q. Okay. And are those -- have those been previously
19 marked?

20 A. Previously marked?

21 Q. Yes.

22 A. Yes.

23 Q. Okay. So I'm going to read you another long list.
24 Can you tell me if these are the subexhibits that you have
25 reviewed -- the screenshots that you have reviewed?

1 F130B; F135B; F150B; F163C; F164D; F164E; 164F;
2 165B; 166B; 214B; 266C; 266D; 268J; 269J; 269K; 270I; 270J;
3 272E and F; 273J and K; 276H; 276I; 278K; 279J; 279K; 281J;
4 281K; 282L; 282M; 283J and K; 290J, K; 291L and M; 293J and
5 K; 299L and M; 302H; 303K and L; 304I and J; 311K and L; 312J
6 and K; 313J and K; 314K and L; 317K and L; 318K; 318L; 330J
7 and K; 331K and L; 334K and L; 335I and J; 336K and L; 340O;
8 340P; 340Q, R, S, T, U; 344K, L; 345K and L; 346J, F --
9 sorry -- 346J; 347F; 347G; 348K and L; 349L and M; 351K and
10 L; 352J and K -- I'm sorry -- 352J; 355K and L; 359K and L;
11 360K and L; 361K and L; 362C; 363G and H; 363I, J, K and L;
12 364C and E; 365H and I; 367J, K; 368B; 372C; and 372D.

13 Have you looked at all of those?

14 A. Yes, I have looked at all of those.

15 Q. Are those screenshots of the files on this jump
16 drive?

17 A. It is, yes.

18 MS. WEBSTER: Your Honor, I would move to admit
19 both the jump drive and the screenshots, which is the list
20 that I just read into the record.

21 MR. KAUSHAL: Your Honor, we don't have these
22 exhibits marked in that form.

23 We have a list of screenshots. So I don't know
24 which specific screenshot matches up with what.

25 However, I don't think I have an objection. I

1 would just ask that the defense clarify that this is the
2 information tab of each file that they identified.

3 MS. WEBSTER: Yes. That's correct.

4 MR. KAUSHAL: And if you can lay that foundation.

5 THE COURT: Ms. Webster is not by a mic.

6 MS. WEBSTER: Yes. I think that I did that.

7 But I can do that again.

8 BY MS. WEBSTER:

9 Q. Those screenshots that I just listed out, that long
10 list, are they the information tab for each of the electronic
11 exhibits associated with the subexhibits that are contained
12 on this flash drive?

13 A. Yes, they are.

14 MR. KAUSHAL: No objection.

15 MR. MARSHALL: No objection.

16 THE COURT: They're admitted.

17 (Defendant's Exhibits F130B; F135B; F150B; F163C;
18 F164D; F164E; 164F; 165B; 166B; 214B; 266C; 266D; 268J; 269J;
19 269K; 270I; 270J; 272E and F; 273J and K; 276H; 276I; 278K;
20 279J; 279K; 281J; 281K; 282L; 282M; 283J and K; 290J, K; 291L
21 and M; 293J and K; 299L and M; 302H; 303K and L; 304I and J;
22 311K and L; 312J and K; 313J and K; 314K and L; 317K and L;
23 318K; 318L; 330J and K; 331K and L; 334K and L; 335I and J;
24 336K and L; 340O; 340P; 340Q, R, S, T, U; 344K, L; 345K and
25 L; 346J; 347F; 347G; 348K and L; 349L and M; 351K and L;

1 352J; 355K and L; 359K and L; 360K and L; 361K and L; 362C;
2 363G and H; 363I, J, K and L; 364C and E; 365H and I; 367J,
3 K; 368B; 372C; and 372D admitted into evidence.)

4 MS. WEBSTER: Thank you.

5 BY MS. WEBSTER:

6 Q. Don't worry, we're not going to go through all of
7 them, but I just want to show you a few of them.

8 So for example, if we're on 281K, is this the info
9 tab for an Excel spreadsheet?

10 A. Yes, it is.

11 Q. Okay. And can you tell me where under "related
12 people" where it says "author," who is listed?

13 A. Author is Gena Pyfrom.

14 Q. And can you tell me, when it says "last modified,"
15 who it says it's last modified by?

16 A. Gena Pyfrom.

17 Q. And can you tell me when the file was created?

18 A. It's a little blurry.

19 Q. Is it April 24, 2020?

20 A. Yes, it is.

21 Q. Okay. And does it say last modified on June 15 of
22 2020?

23 A. Yes, it does.

24 Q. And have you reviewed, as we indicated, every
25 single screenshot that I just read out on that list?

1 A. Yes.

2 Q. Okay. And do they all list the author as Gena
3 Pyfrom?

4 A. Yes, they do.

5 Q. I'm just going to show you one more. F293J.

6 And does this still show the author as Gena Pyfrom?

7 A. Yes, it does.

8 Q. And last modified by Gena Pyfrom?

9 A. Yes.

10 Q. Oaky. It was created on April 24 of 2020; is that
11 right?

12 A. That is correct.

13 Q. Okay. And then the last modified is June 20 of
14 2020?

15 A. Yes.

16 Q. Okay.

17 MR. KAUSHAL: What exhibit was that, Ms. Webster?

18 MS. WEBSTER: 293J.

19 MR. KAUSHAL: Thank you.

20 MS. WEBSTER: Ms. Holland, can we see Government's
21 Exhibit 2300, please, at page 435?

22 BY MS. WEBSTER:

23 Q. And Ms. Holmes, do you see this Google Doc, this
24 spreadsheet listed in the auto message on this page?

25 A. Yes.

1 Q. Okay. And last night, did we actually click on
2 this message?

3 A. We did.

4 Q. And did you see what was in that document?

5 A. Yes.

6 Q. Okay. I'm going to show you what I have marked as
7 F60 through F63.

8 Do you recognize these?

9 A. Yes, I do.

10 Q. What are those?

11 A. This is the spreadsheet that pulls up when you
12 click this link.

13 Q. Okay. And is that true of F60 through F63?

14 A. Yes. There are three versions.

15 Q. Okay. And so are those true and accurate copies of
16 what that spreadsheet looks like?

17 A. It is. Yes.

18 MS. WEBSTER: Your Honor, I move to admit
19 Defendant's F60 through F63.

20 MR. KAUSHAL: Objection. Relevance.

21 The document was accessed yesterday, I think, not
22 at the time of the events in this case.

23 MS. WEBSTER: Your Honor, it shows the --

24 THE COURT: Can you hand me a copy?

25 MS. WEBSTER: Yes. (Hands document to the Court.)

1 And, Your Honor, if --

2 THE COURT: One moment, please, Ms. Webster.

3 (Pause.)

4 THE COURT: Go ahead, Ms. Webster.

5 MS. WEBSTER: Your Honor, the documents,
6 specifically F61 and 62 and 63, show the different versions.

7 So 60 is what shows when you open the link. But
8 61, 62 and 63 show all the different versions.

9 So it shows what was happening or what was entered
10 into this spreadsheet in July of 2020, which is the relevant
11 timeframe.

12 THE COURT: All right. The objection was
13 relevance, and these look relevant. Overruled. They are
14 admitted.

15 Mr. Marshall, I assume you didn't have an
16 objection?

17 MR. MARSHALL: No objection.

18 THE COURT: They're admitted.

19 (Defendant's Exhibits F60, F61, F62, and F63
20 admitted into evidence.)

21 MS. WEBSTER: Ms. Holland, could we have the
22 computer?

23 BY MS. WEBSTER:

24 Q. Ms. Holmes, is this what you get when you open the
25 spreadsheet?

1 A. Yes.

2 Q. And this is F60 that we're looking at?

3 A. That's correct. Yes.

4 Q. Are any names in this document?

5 A. No. It's blank.

6 Q. Okay. Turning to F61. Does that show a version?

7 Do you see in the right-hand side, does that show you the
8 different versions of this document?

9 A. Yes.

10 Q. And are those versions on July 11, 2020, and July
11 14 of 2020?

12 MR. KAUSHAL: Objection. Foundation. She's not a
13 Google expert.

14 MS. WEBSTER: I can lay a foundation.

15 THE COURT: Very well.

16 BY MS. WEBSTER:

17 Q. Ms. Holmes, when you go into the Google Document,
18 does it allow you to look at the prior versions of this, of
19 the document?

20 A. Yes.

21 Q. And did we click on "version history" last night?

22 A. Yes.

23 Q. And is this the screenshot that we looked at?

24 A. It is. Yes.

25 Q. Okay. And is there -- does this first one, F61,

1 show a version from July 11, at 6:40?

2 A. Yes, it does.

3 MR. KAUSHAL: Objection. Again, foundation.

4 MS. WEBSTER: It says that on the document, Your
5 Honor.

6 MR. KAUSHAL: That's hearsay, Your Honor.

7 MS. WEBSTER: The document has been admitted into
8 evidence.

9 THE COURT: Overruled. Go ahead.

10 MS. WEBSTER: Thank you.

11 BY MS. WEBSTER:

12 Q. Does it have any information on this version of the
13 document?

14 A. In the spreadsheet, no. It's empty.

15 Q. And then if we look to F62, is this a version from
16 July 11 at 7:00 p.m.?

17 A. Yes.

18 MR. KAUSHAL: Same objection.

19 MS. WEBSTER: Same response.

20 THE COURT: Overruled.

21 MS. WEBSTER: Thank you, Your Honor.

22 BY MS. WEBSTER:

23 Q. And is this from July 11 at 7:00 p.m.?

24 A. It is, yes.

25 Q. Okay. And what's listed in row 1?

1 A. "Simon says."

2 Q. Okay. Is there any other information in this
3 document?

4 A. No.

5 Q. Okay. And if we go to F63, what does it show as
6 the date on that?

7 A. July 14, 2020.

8 Q. At 7:08 p.m.?

9 A. Yes, ma'am.

10 Q. Okay. Does that document have anything in it?

11 A. No. It's empty.

12 Q. Is there any other -- when we reviewed this last
13 night, is there any other version of this document that was
14 available?

15 A. No.

16 Q. Okay.

17 MS. WEBSTER: Your Honor, may I have one second?

18 (Pause.)

19 MS. WEBSTER: Your Honor, we have no further
20 questions at this time. There is an issue that we would need
21 to discuss outside of the jury.

22 I know the government will want to cross, but there
23 is an issue that we would need to discuss about her testimony
24 outside the matter of the jury.

25 We may need to recall her.

1 THE COURT: Sorry. So let's break that down.

2 Do you want to have me send the jury out so we can
3 discuss that now so you can ask her further questions now?

4 MS. WEBSTER: I think it may require more. So I
5 think maybe, if everyone is amenable to this, it might make
6 sense for the government to cross on this issue, and then we
7 could -- after that, we could take a break and address the
8 other issue.

9 THE COURT: Well, if Mr. Marshall and the
10 government consent to that format, I would be happy to. But
11 otherwise, after you release the witness, I don't know that
12 you can rejoin as far as the matter of, just, our sequence
13 here.

14 If everybody else is okay with that, that's fine
15 with me. But if not, I think we would need to address your
16 issue first and then have you ask the questions now if you
17 definitely want to be able to ask them.

18 MS. WEBSTER: Okay. Your Honor, I'm happy --

19 THE COURT: So I guess I'm asking if the government
20 consents to your suggested sequence, or not. And then I'll
21 have the same question for Mr. Marshall.

22 If they do, that's fine. If not, then we'll need
23 to break and deal with it now.

24 MR. KAUSHAL: Your Honor, the government asks for a
25 short break to discuss this matter.

1 THE COURT: All right. Why don't we do that.

2 Ladies and gentlemen of the jury, why don't we go
3 ahead and have you take your morning break? You are reminded
4 of your instructions for breaks.

5 Is this something we need to have the witness step
6 down for? I don't know if it's going to be substantive or
7 procedural.

8 MS. WEBSTER: Yes, that would be best.

9 Thank you.

10 THE COURT: All right. Ma'am, would you please
11 step outside the courtroom. Thank you.

12 (Witness exits the courtroom.)

13 (Jury withdrew from the courtroom at 10:15 a.m.)

14 THE COURT: You all can be seated.

15 Ms. Webster, you can be seated.

16 MS. WEBSTER: I think I'm going to let Ms. Durrett
17 handle it because it came out while I was cross-examining --

18 THE COURT: All right. Good morning, Ms. Durrett.
19 How are you?

20 MS. DURRETT: Good morning.

21 So, as the Court knows, we have brought Mr. Ricky
22 Dixon here via writ, and Mr. Steve Berne has been appointed
23 to represent him.

24 Mr. Berne met with him this morning. Mr. Dixon is
25 willing to testify on behalf of Mr. Foster in this case.

1 The problem is -- and I wish Steve was here but he
2 went to another courtroom for a sentencing, but he will be
3 right back.

4 But the problem is he either is requesting that
5 Mr. Dixon plead the Fifth or that the government grant him
6 transactional immunity for his statements here today because
7 he has a pending 2255. So we are kind of stuck in that
8 moment.

9 Our potential resolution of that is, if he is going
10 to indeed plead the Fifth, that we have our investigator meet
11 with him -- as the Court knows, he only came to the district
12 yesterday -- that we have our investigator meet with him and
13 that she be able to testify because he is unavailable.

14 So that just came up -- I'm sorry, Your Honor --
15 during the testimony that --

16 THE COURT: You don't have to apologize to me. It
17 is what it is.

18 I guess I don't have any control over whether or
19 not the government grants someone immunity. If they want to
20 do that, that's fine. If not, we'll go down the other road.

21 And if he wants to invoke his right, he certainly
22 has the constitutional right to do so. I can't do anything
23 about that for you, either.

24 So let's see where we are with your request for
25 immunity from the government for this, for your witness.

1 MS. DURRETT: Thank you, Your Honor.

2 MS. CHAIKEN: Your Honor, we are not authorized to
3 grant Mr. Dixon immunity, nor are we going to.

4 THE COURT: Okay. Well, there is the answer to
5 question number one, Ms. Durrett.

6 MS. DURRETT: Thank you, Your Honor.

7 So if we call Mr. Dixon to testify and he asserts h
8 is Fifth Amendment right, Your Honor, we would assert that he
9 is then unavailable under Rule 804 and that we should be able
10 to have our investigator testify about what he would say.

11 THE COURT: Has your investigator already spoken
12 with Mr. Dixon? Does he or she already know what Mr. Dixon
13 is going to say?

14 MS. DURRETT: That's the issue, Your Honor. He was
15 only brought to the district yesterday. He only met with his
16 attorney this morning, so she has not.

17 I anticipate that that is a five-minute
18 conversation with the investigator, given what we know we
19 want to ask.

20 THE COURT: So this is not a situation in which
21 your investigator has spoken with Mr. Dixon before, knows
22 what Mr. Dixon is going to say, and now he is refusing to
23 testify.

24 It's a situation in which, at your urging, I think,
25 or someone's urging, someone recognized that Mr. Dixon may

1 say something adverse to his interest, so you asked me to
2 appoint counsel for him; I did. He has decided to invoke his
3 right.

4 And so we want him -- we want to say, hey, by the
5 way, we know you have invoked your right but we want you to
6 talk to this person anyway and say something incriminating?

7 MS. DURRETT: Well, Your Honor, I don't -- I don't
8 think that -- well, one, I don't think --

9 THE COURT: He has invoked his right. He probably
10 doesn't want to come in here into court and talk to us, and I
11 doubt he -- I mean, maybe -- you said his attorney was
12 Mr. Berne?

13 MS. DURRETT: That's correct.

14 THE COURT: Maybe Mr. Berne is going to say to
15 Mr. Dixon, hey, fine, talk to this investigator.

16 I guess I would doubt that. But maybe we just need
17 to wait and speak with Mr. Berne.

18 MS. DURRETT: Your Honor -- and I know he said he
19 had a very short sentencing with Judge Walker at 10:00.

20 THE COURT: Is Mr. Dixon your next witness?

21 MS. WEBSTER: Yes.

22 THE COURT: And how many witnesses do you have
23 after Mr. Dixon?

24 MS. WEBSTER: None, Your Honor.

25 THE COURT: Okay. When did his sentencing start,

1 10:00?

2 MS. DURRETT: 10:00. But he said it was in front
3 of Judge Walker and that it would be very short.

4 THE COURT: I'm happy to accommodate anything folks
5 want to, but I guess I'm just -- I guess we need to speak
6 with Mr. Berne because I don't want to assume anything. You
7 know what they say about assumptions.

8 But if we know that Mr. Dixon has said he wants to
9 invoke his Fifth Amendment right, I guess I'm just assuming,
10 rightfully or wrongfully, that he's not going to want to say
11 anything incriminating to your investigator, either.

12 But who knows. I have been wrong before.

13 Ms. Chaiken, you look like you have something to
14 say.

15 MS. CHAIKEN: Your Honor, we disagree that they can
16 get around hearsay in this way.

17 THE COURT: I don't even know if they can.

18 MS. CHAIKEN: Right. But we also, to the extent
19 that the investigator did speak to him and he made
20 incriminating statements, those would then be statements we
21 could use against him at a subsequent trial.

22 You can't get around the Fifth Amendment privilege
23 by saying something to someone else, not in court directly.
24 Those would still be statements he made. And then we could
25 call the investigator in our case against Mr. --

1 THE COURT: I'm not worried about your sentencing
2 of Mr. Dixon down the line.

3 MS. CHAIKEN: He is challenging his conviction.

4 THE COURT: He has been sentenced, so this would be
5 a subsequent hearing on a different motion.

6 MS. CHAIKEN: He has a pending 2255.

7 THE COURT: Let's not -- go ahead, Ms. Chaiken.

8 MS. CHAIKEN: We don't know what the subject of the
9 testimony is, but they could be asking him about things that
10 would open him up to charges of perjury, of making false
11 statements to a law enforcement officer.

12 We don't know what they're planning on asking him.
13 But the only things they have said have to do with his
14 proffer interview in which he made untruthful statements.

15 THE COURT: Ms. Durrett, it seems to me that you
16 have probably hit a dead end. But I'm happy to have
17 Mr. Berne here to see if there's a left turn or a right turn
18 that you may have.

19 But again, you all alerted me to this issue, asked
20 to make sure he had counsel; he has counsel. He's decided,
21 after consult with his counsel, not to say anything.

22 I think we need to speak with Mr. Berne, Mr. Berne
23 needs to speak to his client about whether or not he wants to
24 have any conversation with your investigator.

25 I'm not going to stop him from doing so, if he

1 wants to. And then if you get past that bridge, we can talk
2 about whether or not that's going to come in.

3 MS. DURRETT: Thank you, Your Honor.

4 THE COURT: All right. So we have, I guess, the
5 government's cross of this current witness, and then anything
6 Mr. Marshall has.

7 Why don't we take a comfort break and come back and
8 do that. And by that time, maybe we will have Mr. Berne and
9 his client.

10 MS. DURRETT: Thank you, Your Honor.

11 (There was a recess at 10:22 a.m., and proceedings
12 continued as follows at 10:44 a.m.)

13 THE COURT: You all can be seated.

14 Are we ready to bring out the jury? Is there
15 anything else we need to discuss before the jury comes back?

16 MS. DURRETT: I think the next witness will be --
17 after this witness, will be Mr. Dixon. And I don't know if
18 you want to take that issue up then?

19 THE COURT: Well, I guess what I was suggesting is,
20 if the prosecution's cross of this current witness only lasts
21 5 or 10 minutes and then there is more to discuss as to
22 Mr. Dixon, that we just discuss the Mr. Dixon issues now so I
23 don't have to send the jury back out and bring them back in,
24 which always takes, you know, 15 minutes.

25 So, cutting to the chase, where are we with

1 Mr. Dixon and those issues? Does anyone have a quick update
2 for me?

3 Is his counsel here?

4 MS. DURRETT: I think his counsel is meeting with
5 Mr. Dixon right now.

6 THE COURT: Okay. Do you want to give me an update
7 and then we'll hear from him as well?

8 MS. DURRETT: My understanding is he spoke --
9 Mr. Berne spoke with the government; they are obviously not
10 willing to provide any sort of immunity.

11 Mr. Berne is going to advise his client to invoke
12 the Fifth. And we believe that the questions we intend to
13 ask would not trigger the invocation of the Fifth. And we
14 sent you some case law over the break, and the government as
15 well.

16 So I think that you would have to make a
17 particularized finding that he is exposed to some future
18 criminal liability based on his answers, and I don't think
19 that the questions we're going to ask would trigger that
20 invocation.

21 THE COURT: All right.

22 Let's just bring out the jury for the
23 cross-examination of the last witness, and then we'll get to
24 all that later.

25 Officer.

1 MR. MARSHALL: Judge, for the record, the defense
2 witness for Ms. Jackson is actually here in the building. So
3 we're not waiting on him to arrive.

4 THE COURT: Thank you, Mr. Marshall. I appreciate
5 the update.

6 (Jury enters the courtroom at 10:48 a.m.)

7 THE COURT: All right. You can be seated.

8 Ms. Webster, I see that you are still at the
9 lectern. I thought we were about to do the government's
10 cross. I may have been mistaken.

11 MS. WEBSTER: Your Honor, I have just one
12 additional question. I wanted to admit the exhibits that I
13 was not able to admit earlier.

14 It will be very brief.

15 MR. KAUSHAL: We discussed it during the break. We
16 don't have an objection, Your Honor.

17 THE COURT: All right. So you are moving to admit?

18 MS. WEBSTER: Defendant's Exhibits 403A and 403B.

19 THE COURT: Mr. Marshall?

20 MR. MARSHALL: No objection.

21 THE COURT: They're admitted.

22 (Defendant's Exhibits 403A and 403B admitted into
23 evidence.)

24 MS. WEBSTER: Thank you, Your Honor.

25 Before the break I had admitted the document

1 versions of F60 through F63. I wanted to make sure that the
2 electronic version was also admitted to go back to the jury
3 because it's more complete than the printouts.

4 THE COURT: All right. Do you want to mark that
5 separately so the record is clear on that? Or what would you
6 like to do?

7 MS. WEBSTER: Sure. I will mark them as F60A
8 through F63A.

9 THE COURT: Very well.

10 MS. WEBSTER: Thank you. So that's admitted;
11 correct?

12 THE COURT: Admitted without objection from anyone.

13 (Defendant's Exhibits F60A, F61A, F62A, and F63A
14 admitted into evidence.)

15 MS. WEBSTER: Thank you, Your Honor.

16 No further questions.

17 CROSS-EXAMINATION

18 BY MR. KAUSHAL:

19 Q. Good morning, Ms. Holmes. We haven't met before,
20 have we?

21 A. No, sir. We have not.

22 Q. My name is Samir Kaushal. I'm the prosecutor in
23 this case. I'm going to ask you some questions.

24 A. Okay.

25 Q. I'm sure you've done that many times before,

1 haven't you?

2 A. Yes, sir.

3 Q. All right. In this investigation that you
4 conducted, you were not told to review all the evidence in
5 this case, were you?

6 A. I did not review all the evidence.

7 Q. So you didn't review all the WhatsApp messages that
8 were available in the case, did you?

9 A. No, I did not.

10 Q. You didn't review the Telegram messages in this
11 case; correct?

12 A. Correct.

13 Q. You did not review all of the bank records in this
14 case; correct?

15 A. Correct.

16 Q. You did not review any of the emails other than
17 those that you have identified; correct?

18 A. Correct.

19 Q. Is it fair to say the things you did review were
20 the things that you covered in your direct examination?

21 A. Mostly, yes.

22 Q. And there may have been a few other things, but
23 there was -- you don't know what else is out there in terms
24 of discovery in this case; correct?

25 A. Correct.

1 Q. And you have not reviewed the recording of
2 defendant Teldrin Foster, have you?

3 A. No, sir.

4 Q. Okay. So you haven't heard what he said in the
5 recording; right?

6 A. I did not hear that, no.

7 Q. Let's talk about the records that you discussed. I
8 think there was Apple, Yahoo, and Comcast.

9 A. Um-h'm.

10 Q. And I think the questions on direct were about
11 whether there were any records for any of those; right?

12 A. Yes.

13 Q. And there were no record; correct?

14 A. They were beyond retention, yes.

15 Q. Right. Okay. So -- so you are aware that there
16 are records retention policies for Apple; correct?

17 A. Correct.

18 Q. And there is record retention policies for Yahoo;
19 right?

20 A. Yes.

21 Q. And record retention policies for Comcast; correct?

22 A. Yes.

23 Q. And the absence of records for any of those doesn't
24 mean that nothing happened in terms of what happened on those
25 days back in the past; correct?

1 A. Correct.

2 Q. It just means that there might have -- let me start
3 over.

4 The absence of those records is simply that as of
5 the date that these particular requests were made, those
6 records may not have been in existence anymore.

7 A. Correct.

8 Q. Because the logging wasn't there, it's been purged,
9 it's gone.

10 A. Yes.

11 Q. And when were those three document requests made?
12 Was that sometime this year?

13 A. I don't know that answer.

14 Q. Okay. But in any event, it was done at a time at
15 which they could no longer get records; correct?

16 A. It appears so.

17 Q. During direct, you discussed Defense Exhibit 10B.

18 MR. KAUSHAL: And, Ms. Holland, can you please turn
19 on the ELMO for me.

20 BY MR. KAUSHAL:

21 Q. All right. So we have talked about F10B. Do you
22 have that in front of you? Is that something that's
23 available for you up there or did somebody snatch that away?

24 A. I don't see it.

25 Q. Okay. Well, I'm going to show it to you on the

1 screen. And please let me know if you haven't -- if you are
2 having trouble reading it.

3 A. Okay.

4 Q. All right. So I'm showing you the third page of
5 F10B, as in banana. Do you see it on the screen, ma'am?

6 A. Yes, I do.

7 Q. Okay. So during direct, we went through some of
8 the incoming deposits; right?

9 A. Yes.

10 Q. And do you see where my pen is pointing right now?

11 A. Yes.

12 Q. To those dates. Is that June 5, and June 8, 2020?

13 A. Yes.

14 Q. And then -- I was pointing to the wrong thing.

15 So June 8, and June 10, are the dates of Zelle
16 transfers; correct?

17 A. Yes.

18 Q. And those are the earliest dates that you found of
19 any payment to Gena Pyfrom-Foster; isn't that right?

20 A. Rephrase that?

21 Q. Those were the earliest dates of payments to Gena
22 Pyfrom-Foster that you found that were relevant to your
23 investigation; correct?

24 A. This is -- well, I don't know if there were earlier
25 ones. This is the one that I'm aware of.

1 Q. Okay. So in your investigation, you found these
2 particular payments?

3 A. Correct.

4 Q. And you don't know if there are any others?

5 A. Correct.

6 Q. Because you don't have every record that is
7 available in this case?

8 A. Correct.

9 Q. But this is what you found as the earliest date?

10 A. Yes.

11 Q. Is it fair to say that -- well, let me take a step
12 back.

13 Did you ask for all the records related to Gena
14 Pyfrom-Foster?

15 A. I personally did not.

16 Q. Did -- I should ask a better question.

17 When you communicated with defense counsel for your
18 investigation, did you or someone from your office ask for
19 the records related to Gena Pyfrom-Foster?

20 A. No.

21 Q. Okay. What did you ask for when you conducted your
22 investigation?

23 A. I didn't absolutely conduct an investigation in the
24 case. I was asked to do certain tasks in the case. So I did
25 not review all of the government documents. And so I didn't

1 ask for those.

2 Q. So you don't know whether there is an earlier
3 payment or not; correct?

4 A. Correct.

5 Q. But you do know that in terms of your testimony,
6 this is the earliest thing you have testified about today?

7 A. I don't know if it's the earliest.

8 Q. Even from your testimony today -- from the
9 information that you discussed today, these are the earliest
10 payments that you identified in your direct testimony for
11 Gena Pyfrom-Foster?

12 A. Those are the payments identified. But you are
13 saying "earliest," so I don't know if it's the earliest
14 payments. If that makes sense.

15 Q. So there was an earlier payment that you identified
16 somewhere in your direct testimony?

17 I'm just talking specifically about what you said
18 today, in terms of your direct today?

19 A. I identified this payment.

20 Q. Right.

21 A. Okay.

22 Q. All right. Well, why don't we take a look at
23 Government's Exhibit -- looks like 2941.

24 MR. KAUSHAL: Can you pull that up, Ms. Holland?
25 So let's go to the second page, Ms. Holland, and then the

1 third page.

2 BY MR. KAUSHAL:

3 Q. Here we see a counter credit here; correct? And
4 it's June 11; right?

5 A. Counter credit, yes.

6 Q. And that's after the June 8 date that we saw in the
7 other document; correct?

8 A. Right. Yes.

9 Q. And then when we looked at 2942 --

10 MR. KAUSHAL: Can you pull that up, ma'am?

11 Actually, let's pull up 2879.

12 BY MR. KAUSHAL:

13 Q. Have you seen -- this is Government's Exhibit 2879.

14 Have you seen this document before, ma'am?

15 A. No, I have not.

16 Q. Can you tell the jury what the name -- well, can
17 you tell me what it is?

18 A. It's a check that's cleared the bank from Bellator
19 Phront Group.

20 Q. And who is that check to?

21 A. Teldrin Foster.

22 Q. What's the date on that check?

23 A. May 26, 2020.

24 Q. And that date is before that June 8 date that I
25 talked about earlier; correct?

1 A. Correct.

2 MR. KAUSHAL: Let's pull up Government's
3 Exhibit 1146, page 6, Ms. Holland.

4 BY MR. KAUSHAL:

5 Q. Ms. Holmes, is this a bank record, directing your
6 attention to the top left-hand corner, for Elite Executive
7 Services for the date range of May 1, 2020, to May 31, 2020?

8 A. Yes, it is.

9 Q. And looking at the prior page --

10 MR. KAUSHAL: I'm sorry, Ms. Holland.

11 Oh. It's -- please scroll down to page 6, again,
12 ma'am. I'm sorry, Ms. Holland.

13 BY MR. KAUSHAL:

14 Q. Looking at this page, do you see in the middle
15 section, on 5/22/2020, a CashApp payment for \$1,380.41?

16 A. Yes.

17 Q. And that date is May 22, 2020?

18 A. Correct.

19 Q. Is that the date that that transaction occurred?

20 A. It's when it was posted. So.

21 Q. So it would have been around that time?

22 A. Correct.

23 Q. And can you read just that first three words --
24 starting with "CashApp," can you read the three words,
25 including the word "CashApp," what it says there?

1 A. "Payment sent 5/21, CashApp."

2 Q. And after that, what's the next word?

3 A. "Teldrin."

4 Q. Teldrin. Is that the first name of Teldrin Foster?

5 A. Yes, it is.

6 Q. And this was also before that June 8, 2020, date;
7 correct?

8 A. Correct.

9 Q. I wanted to double back to something and I'm not
10 sure if you have it up there. Please let me know if you do.

11 There was the Comcast record that defense counsel
12 pulled up. That Comcast record -- do you have that in paper
13 form up there?

14 A. Do you have the exhibit number?

15 Q. I believe it is F, as in Frank, 11B.

16 A. Yes, I have it.

17 MR. KAUSHAL: Your Honor, may I approach?

18 THE COURT: Again, you all can feel free to move
19 about the courtroom without my permission.

20 MR. KAUSHAL: Thank you, Your Honor.

21 BY MR. KAUSHAL:

22 Q. So I asked you earlier about the date range or the
23 dates of when the records requests were made.

24 A. Um-h'm.

25 Q. Does F11B have a date on the first page of the

1 response?

2 A. The response was -- the letter's December 27, 2023.

3 Q. Okay. So that's well after 2020; correct?

4 A. Correct.

5 Q. I want to talk a little bit about that Google
6 Document that you discussed on direct.

7 You don't work for Google; right?

8 A. No. I do not.

9 Q. And there were some things on that document, on the
10 right-hand side. Do you have a copy of those?

11 A. I don't have that. It was, I think, put on the
12 overhead screen.

13 Q. Okay.

14 I'm going to show you on the ELMO, ma'am, the
15 right-hand side of these documents because you talked about
16 the version history, and I just wanted to ask you some
17 questions about that.

18 So I'm going to publish -- first I'm going to
19 publish F60. This is the document that did not have any of
20 the version information on the right; correct?

21 A. Correct.

22 Q. And this is when you accessed it -- when did you
23 say you accessed this?

24 A. I reviewed this yesterday.

25 Q. Yesterday. And when was the indictment in this

1 case, if you know?

2 A. I don't know that date.

3 Q. Okay. Would it surprise you that the indictment,
4 original indictment in this case, was back in August 2021 --
5 2020? My apologies.

6 A. Okay.

7 Q. Is that a long time, between August 2020 and
8 yesterday, for somebody to access this Google link?

9 A. I wasn't on the case back when it was indicted. So
10 it is a long time, but.

11 Q. And you just clicked the link and it came up;
12 right?

13 A. No. I was provided a link to click.

14 Q. When you did click the link --

15 A. Um-h'm.

16 Q. -- it took you to this page; correct?

17 A. Yes.

18 Q. Did you have to enter any special information to
19 get on the page?

20 A. No. It was a link in the WhatsApp.

21 Q. Okay. So it was just -- and there was no kind of
22 test to see if you should have access to it?

23 A. No.

24 Q. So it was completely wide-open?

25 A. As far as I know, yes.

1 Q. So it's been wide-open, as far as you know, since
2 whenever it was sent in the past?

3 A. Correct.

4 Q. Are you aware that there are numerous Excel
5 spreadsheets that have been exchanged between individuals who
6 are defendants in this case?

7 A. I have seen numerous Excel spreadsheets, so I'm
8 assuming so.

9 Q. So yes. Okay.

10 Well, isn't this just another way of exchanging
11 spreadsheet information, the Google Doc?

12 A. Yes.

13 Q. So if I wanted to exchange a spreadsheet, I could
14 use Google Docs; right?

15 A. You could.

16 Q. I could also use Excel?

17 A. You could.

18 Q. Now going to F61, there is a version history on the
19 right. And you testified about what that version history
20 means; right? On direct?

21 A. I'm not sure I testified the meaning of it, but --
22 but yeah. My understanding is, when you modify a document,
23 the versions are displayed, and the dates.

24 Q. But you don't know what the retention policy for
25 any of this is, do you?

1 A. I do not.

2 Q. So it could have been set to purge, just like the
3 other logs we talked about; correct?

4 A. It can be.

5 Q. And on the right-hand side, what do these mean?
6 Where it says "employee info," do you know what that means?

7 A. I don't.

8 Q. Okay. What about "all anonymous users"? What are
9 those bullet points?

10 A. I don't know.

11 Q. Okay. So you don't really know whether this
12 document says what you think it says. You are just basing it
13 on your general understanding of how you think it might work;
14 correct?

15 A. Correct.

16 Q. During direct, we went through -- I don't even know
17 how many of these there were, but there were a lot -- these
18 info sheets, at least they were listed out. We didn't cover
19 a lot of them, but there was a big, long list of exhibits.

20 Do you remember that?

21 A. Yes, I do.

22 Q. I'm going to see if I can find them in here real
23 quickly.

24 So I'm going to start with the document that
25 Ms. Webster pulled up, 2 -- F281K.

1 And presumably, F281K relates to Exhibit F281. Is
2 that -- this is the info tab of that?

3 A. Of that spreadsheet.

4 Q. And this is an Excel spreadsheet; correct?

5 A. Correct.

6 Q. And Excel has something called metadata; right?

7 A. Yes.

8 Q. And that metadata shows a user associated with the
9 software on which the spreadsheet was created?

10 A. Um-h'm. Yes.

11 Q. And that can be modified; correct?

12 A. What can be modified? The user?

13 Q. The author section, right --

14 A. Yes.

15 Q. -- here in the bottom right-hand corner?

16 A. Yes.

17 Q. That can be changed?

18 A. I think it can.

19 Q. Okay. So you don't know?

20 A. I don't -- I know, on other Microsoft products, you
21 can.

22 Q. You can modify the author?

23 A. Yes. Correct.

24 Q. And that author name doesn't have any sort of
25 authentication tool for it in the sense that if I'm using --

1 well, let me withdraw that, and I'll ask a better question.

2 If I'm using this laptop and it has a copy of
3 Microsoft Office installed on it, and it's in my name, and I
4 send a document, presumably it's going to have my metadata;
5 right?

6 It's going to say Samir Kaushal is the author;
7 correct?

8 A. Correct.

9 Q. But if Ms. Webster uses my laptop to create a Word
10 document or, let's say, an Excel document since that's what
11 we are talking about in this case, in those instances when
12 Ms. Webster creates something and sends that file, it still
13 says my name; right?

14 A. That can happen, yes.

15 Q. Well, it would say that unless somebody went in and
16 changed it; correct?

17 A. Correct.

18 Q. Or if somebody wiped it, because it's possible to
19 wipe metadata too.

20 A. Um-h'm.

21 Q. So the metadata doesn't really tell us much about
22 the life of the document, does it?

23 A. No.

24 Q. Now I want to direct your attention to the "related
25 dates" area of this document.

1 I'm going to try and zoom in a little bit and focus
2 it one more time for you.

3 Do you see the "related dates" area?

4 A. I do, yes.

5 Q. Okay. And can you see the created date?

6 A. Yes.

7 Q. What is it?

8 A. April 24, 2020.

9 Q. We also looked at 293J. What's the time on that,
10 ma'am? Can you read that? The created date time?

11 A. 1:25 a.m.

12 Q. All right. I'm going to show you 293 -- F293J,
13 which Ms. Webster also showed you.

14 Can you tell me what the created date for this is?

15 A. April 24, 2020.

16 Q. And what's the time on the created date here?

17 A. 1:25 a.m.

18 Q. Is that the same time that we just looked at?

19 A. Yes.

20 Q. I'm going to show you F293K. What's the created
21 time on this document?

22 A. The time is 1:25 a.m.

23 Q. And what date was it created on?

24 A. April 24, 2020.

25 Q. Let's look at one more. F299L.

1 Can you see the created date?

2 A. Yes.

3 Q. Is that the same time and date that we have seen on
4 the last three documents, April 24, 2020, at 1:25 a.m.?

5 A. Yes. Yes.

6 Q. Let me do one more. F299M, as in magician.

7 Is this also the same date and time that I just
8 read?

9 A. Yes, it is.

10 Q. Let's do one more, F304I. Is this also the same
11 created date?

12 A. Yes.

13 Q. Now, isn't it true that having the same creation
14 date is consistent with that being the same file?

15 A. It could be, yes.

16 Q. And isn't it true that a template that's been used
17 multiple times, a go-by, let's say, something that we use to
18 create other documents -- are you familiar with that concept,
19 a template or a go-by?

20 A. Oh, yes.

21 Q. So if a template was created at a certain time and
22 then used multiple times, that would be consistent with this
23 type of information with that same creation date; right?

24 A. Correct.

25 Q. I'm going to show you what's been marked as

1 Government's Exhibit -- I'm going to mark this as 5000.

2 I would like you to take a look at that, ma'am.

3 A. Okay.

4 Q. Can you tell me what that is?

5 A. Department of Driver Services. Obviously, it's
6 their record, their driver's license record.

7 Q. And are those records for Teldrin Foster?

8 A. Yes, they are.

9 MR. KAUSHAL: Government moves to admit
10 Government's Exhibit 5000 into evidence.

11 MS. WEBSTER: Objection, Your Honor. Relevance and
12 foundation.

13 MR. KAUSHAL: Your Honor, it is relevant both for
14 identity and to show the address on those particular
15 documents.

16 MR. MARSHALL: Same objection, Judge.

17 THE COURT: I'm sorry, Mr. Marshall?

18 MR. MARSHALL: Same objection.

19 THE COURT: One moment.

20 (Pause.)

21 THE COURT: All right. Ms. Webster, do you want to
22 expand on your foundation objection?

23 MS. WEBSTER: Your Honor, she has never seen this
24 document. She has never reviewed it. She's being presented
25 with it for the first time on the stand.

1 I also think there are --

2 THE COURT: Let me just get Mr. Kaushal's response
3 to that.

4 We may or may not need to hear anything else from
5 you, Ms. Webster.

6 MS. WEBSTER: Thank you.

7 MR. KAUSHAL: Your Honor, the records were provided
8 to defense previously and Ms. Holmes described what the
9 records were. She said she knew what they were and described
10 them.

11 MS. WEBSTER: I don't think she said she was
12 familiar with them. She said she --

13 THE COURT: Exactly.

14 Mr. Kaushal, we can see if she is familiar with
15 them or not.

16 BY MR. KAUSHAL:

17 Q. Ms. Holmes, is that -- is the defendant in this
18 case, Teldrin Foster, one of the defendants?

19 A. Yes.

20 Q. Okay. And that's what those records are about,
21 Teldrin Foster; correct? That's the name on those records;
22 correct?

23 A. Yes.

24 Q. And you have previously testified that those
25 records are Georgia Department of Driver Services records;

1 correct?

2 A. That's what it says on there.

3 Q. Have you looked at driver's license records before
4 in your line of work?

5 A. No.

6 Q. You have never seen one?

7 A. This, like this, no. I have not.

8 Q. Are you familiar with the type of information that
9 might be contained in such records?

10 A. Just from getting a license, yes. You have to give
11 the information.

12 Q. Are you familiar with the type of information,
13 investigatively, that you would get when you look up
14 somebody's driver's license information?

15 A. Yes.

16 Q. Okay. And is that type of information available on
17 those documents?

18 A. Yes.

19 MR. KAUSHAL: Your Honor, because -- well, the
20 government again moves to admit the driver's license records
21 for the purpose of showing the defendant's identity and also
22 the addresses that are listed on those documents because that
23 is relevant to this case.

24 THE COURT: I don't think the objection is
25 relevance. I think the objection is foundation.

1 Ms. Webster?

2 MS. WEBSTER: Your Honor, she still has never seen
3 the documents before and no idea how the government got them,
4 and says she has never obtained those documents in her line
5 of work.

6 But we did also make a relevance objection, Your
7 Honor.

8 THE COURT: Oh. Well, I'll hear you as to
9 relevance. Sorry.

10 I'm inclined to overrule you on relevance, but go
11 ahead and state your relevance grounds.

12 MS. WEBSTER: Your Honor, one, we're not -- I'm not
13 sure that anyone has denied that this is Teldrin Foster. So
14 if they're offering it to establish his identity as Teldrin
15 Foster, no one is objecting to that. So that has been --
16 that's been established.

17 Also, there are numerous documents here, and I
18 think there are actually some 403 grounds based on some
19 matters I would like to discuss outside the presence of the
20 jury.

21 THE COURT: All right. Ladies and gentlemen of the
22 jury, I'm going to have you step out, please.

23 (Jury withdrew from the courtroom at 11:19 a.m.)

24 THE COURT: Ma'am, can you also step out of the
25 courtroom, please.

1 (Witness exits the courtroom.)

2 THE COURT: Mr. Kaushal, may I see a copy of the
3 exhibit?

4 MR. KAUSHAL: Yes, Your Honor.

5 THE COURT: I have got a pretty good idea, based on
6 the context of your questions, but it would be nice to have a
7 copy.

8 MR. KAUSHAL: Yes, Your Honor. (Hands document to
9 the Court.)

10 THE COURT: All right. You all can be seated.
11 One moment.

12 All right. Ms. Webster, you wanted to be heard on
13 403 grounds?

14 MS. WEBSTER: Yes, Your Honor.

15 They're not just admitting one driver's license
16 photo or one driver's license information. It's an entire
17 stack of them. And I think it's prejudicial for a few
18 reasons.

19 One, I think the relevance is minimal, as I
20 indicated earlier, but it's also prejudicial because you will
21 see that there are multiple driver's license -- multiple
22 records, some within a short timeframe of each other.

23 For example, on page 3 of the document there is one
24 from 11/13/2018. The next page is 11/15/2018, and the next
25 page is 11/17/2018, which all, obviously, predates anything

1 relevant to this conspiracy.

2 But it looks like -- I can explain to you what was
3 happening but it looks -- it gives the appearance as if
4 something, like, what is going on that he is going back every
5 few days to get a driver's license identification?

6 So perhaps if they want to address one of them,
7 then that -- maybe that 403 issue would not be there. But I
8 think we still have the foundation issue.

9 But to admit the entire stack of them, I think, is
10 not relevant and is unduly prejudicial, especially in light
11 of the limited prejudice -- I mean limited probative value
12 and the prejudice that would come in from just having this
13 entire stack of one -- one stack of them.

14 MR. KAUSHAL: Your Honor, this is a
15 self-authenticating government record. And the witness has
16 identified, in general -- so on that ground, she doesn't
17 really need to know specifically anything else about the
18 document in order for us to authenticate it. It's
19 self-authenticating.

20 And at that point I can establish the relevance of
21 the document in several ways --

22 THE COURT: Let me break in. I don't think you
23 have noted 902(11) during the exam, and you're noting it now.
24 That might change how deeply we need to go down the
25 foundational road.

1 Now that you have moved to admit it on those
2 grounds and she has identified what it is, at a minimum, is
3 there any further foundation objection either by Ms. Webster
4 or by Mr. Marshall, who I think joined in the objection?

5 MS. WEBSTER: No, Your Honor.

6 THE COURT: Okay. So overruled as to foundational
7 grounds.

8 And it sounds like even the objection was
9 withdrawn, so I don't even need to rule on it.

10 As far as the 403 is concerned, Mr. Kaushal, go
11 ahead.

12 MR. KAUSHAL: Thank you, Your Honor.

13 And I apologize for not stating that on the record
14 with the witness.

15 THE COURT: If you did, I missed it.

16 MR. KAUSHAL: I did not. I did not. And I
17 apologize for that, Your Honor.

18 In terms of the relevance of this document, the
19 defendant's connection to 2796 Lakeview Walk is highly
20 relevant to this case.

21 The defense has already put in F11, which is a
22 Comcast record related to that particular address, and has
23 admitted this document where it says that the subscriber name
24 is Gena Pyfrom, and it lists that address.

25 The defendant's connection to that address is just

1 as relevant, and it shows that he has maintained connections
2 to that address over a period of time. And it also has his
3 picture on it, and his name.

4 And this is not a situation like, I believe the
5 case is Old Chief, where the defense can stipulate away a
6 prior conviction to avoid the prejudice.

7 They can't just say "we agree that he is -- that
8 this is Teldrin Foster" in the middle of the trial and take
9 away our ability to put a piece of evidence in. That is
10 still relevant information.

11 And also the fact that there is multiple entries in
12 the driver's services, I mean, that is really a reach, Your
13 Honor.

14 I don't think there is any --

15 THE COURT: Do you need -- whether or not it's a
16 reach, do you need pages -- you have got page 3, which is
17 issue date of 11/13/2018.

18 Do you need pages 4 and 5, the issue dates of just
19 a couple days later?

20 MR. KAUSHAL: Your Honor, we don't need pages 3 and
21 4, but we would like page 5 to be maintained in the exhibit.

22 THE COURT: Okay. Well, I think, Ms. Webster, as
23 long as two of the three November 2018 issues are taken out,
24 that should address your concern.

25 I don't know why he got three over the course of a

1 week or so. I can see why that may have 403 prejudicial
2 concerns from your perspective.

3 But it would seem that just taking out two of the
4 three November 2018 pages would address that.

5 Anything further?

6 MS. WEBSTER: I agree that it addresses them as to
7 those. But I would also point to -- 6, 7, and 8 also have a
8 series of -- like, they are all applications within several
9 months of each other.

10 So I think the one page does what the government
11 needs for it to do without creating all these issues as to
12 why is he needing to apply to try to get more driver's
13 licenses and things like that.

14 THE COURT: Let me ask Mr. Kaushal if he wants to
15 take out, by consent, 6, 7, or 8?

16 MR. KAUSHAL: Your Honor, these documents show that
17 the defendant has maintained this particular residential
18 address as the address on his driver's license and other
19 identification documents throughout the timeframe of the
20 conspiracy and beyond.

21 And we have heard testimony today from Ms. Murray
22 about the defendant's other activities and his potential --
23 the inference, I think, is that there was less of a
24 connection to Ms. Foster than these records show.

25 They show that he is listing that same address as

1 his address. And I believe that is relevant, it continues to
2 show relevance. And they, by calling Ms. Murray, brought
3 this issue to the forefront. And we feel that the evidence
4 should be included for that reason.

5 THE COURT: All right. So dealing with pages 3, 4,
6 and 5, which of those does the government want to keep in of
7 the three?

8 MR. KAUSHAL: Page 5, Your Honor.

9 THE COURT: Okay. Let's take out page 3. Take out
10 pages 3 and 4, then.

11 And then, Ms. Webster, I understand getting three
12 driver's licenses in the course of roughly a week might raise
13 eyebrows, so it sounds like, by consent, the government is
14 taking out a couple of those.

15 As far as the remaining objection under 403, that
16 there is some unfair prejudice that outweighs the relevance
17 for those 2021 transactions that are in the case, of pages --
18 why don't we mark as a Court's exhibit the entirety of this
19 document as originally proffered, just so this record will
20 make sense.

21 Pages -- page 6 is an issue date of February 19,
22 2021.

23 Page 7 is an issue date of March 31, 2021.

24 And page 8 is issue date of 6/29/21.

25 Government, were there still activities going on

1 relevant to this case in February to June of 2021? I guess,
2 as far as the first of those dates, February 19, 2021, I
3 guess the question is mooted because the one before that was
4 11 November of 2018. So certainly I can see the relevance of
5 your wanting to show he was still there as of February of
6 2021.

7 But let me rephrase and ask you, is there any
8 relevance to the March and June issuances in 2021?

9 MR. KAUSHAL: Because the Comcast records purport
10 to go forward until 2023, these records mirror, to the extent
11 possible, show that he continued to list this address.

12 The same way that Gena Foster's name is included on
13 the Comcast records, this defendant has likewise tendered
14 this address when he got driver's licenses going forward.

15 So that would be one reason, Your Honor.

16 And then the second reason is going back to
17 Ms. Murray's testimony about the potential lack of connection
18 between Gena Pyfrom-Foster and the defendant. This shows
19 that he is continuing to show a residence that overlaps with
20 Gena Pyfrom-Foster, even beyond the timeframe of the
21 conspiracy.

22 THE COURT: All right. Anything else, Ms. Webster?

23 MS. WEBSTER: Yes, Your Honor. To be clear about
24 the Comcast records, Your Honor, we did not subpoena records
25 going to 2023. We specifically only subpoenaed the records

1 from 2020 because those are the dates that are charged in
2 this indictment.

3 And the response that we got was dated in 2023.
4 But if you look at the response, it says that it's about 2020
5 and that the records in 2020 were beyond retention.

6 So I don't think, even if you -- the February the
7 19th of 2021 is admissible, there is no additional relevance
8 for the latter two, Your Honor.

9 THE COURT: Anything else, Mr. Kaushal?

10 MR. KAUSHAL: Their exhibit, F11, says "Based on
11 the information provided pursuant to the court order and
12 subpoena, the subscriber information obtained has been
13 provided below."

14 And then it lists the address of Gena Pyfrom and
15 the address of 2796 Lakeview Walk in Decatur, Georgia. My
16 understanding of this record is that it seems to be showing
17 that she continues to be in that address, which is why we
18 brought that up.

19 THE COURT: All right. I think the relevance of
20 who was living where when arguably decreases as we get
21 further and further from 2020. But based on the evidence
22 that has come out, I think there is still some relevance to
23 it, and that's been an issue that we have spent a lot of time
24 on.

25 So I don't think the probative value is

1 substantially outweighed by any unfair prejudice here. So
2 I'll overrule the objection to exclude this on relevance
3 grounds or 403 grounds, more particularly.

4 But by consent, the government has taken out two of
5 the three November 2018 issuances, which I think since they
6 have consented to do it, I don't even need to rule on that
7 part of the objection.

8 But I would think that that would be the only
9 portion that there would be a colorable 403 argument anyway.

10 So in an abundance of caution, I would have granted
11 on 403 as to two of those three November 2018 references.

12 All right. Let's bring the jury back in and I'll
13 admit the document and you can continue.

14 (Witness enters the courtroom.)

15 (Jury enters the courtroom at 11:34 a.m.)

16 THE COURT: All right. You all can be seated.

17 The objection is overruled and the document is
18 admitted as modified.

19 MR. KAUSHAL: It is Government's Exhibit 5000.

20 (Government's Exhibit 5000 admitted into evidence.)

21 BY MR. KAUSHAL:

22 Q. Ms. Holmes, I'm going to take Government's
23 Exhibit 5000 from you, and I will publish on the ELMO for
24 you. Can you see that on the screen, Ms. Holmes?

25 A. Yes, I can.

1 Q. All right. And what is the name -- let me withdraw
2 that.

3 The name listed here is Teldrin Foster; correct?

4 A. Correct.

5 Q. And down here on the right-hand side, there is an
6 address listed; right?

7 A. Yes.

8 Q. And that address is 2756 Vining Ridge Terrace,
9 Decatur, Georgia?

10 A. Yes, it is.

11 Q. Okay. And that's listed as a residential address;
12 correct?

13 A. Yes.

14 Q. Now, the one below that is a mailing address;
15 right?

16 A. Yes.

17 Q. And that mailing address is 2796 Lakeview Walk,
18 Decatur, Georgia; correct?

19 A. Correct.

20 Q. And turning to the next page of this document,
21 there is also a residential and mailing address listed here
22 as well; right?

23 A. I don't see that yet.

24 Yes.

25 Q. And that is the 2796 Lakeview Walk, Decatur,

1 Georgia, address?

2 A. It is, yes.

3 Q. I'm not going to go through every single one, but
4 these are for different issuance dates; correct?

5 A. Correct.

6 Q. The next document, it has the same residential and
7 mailing address; correct?

8 A. Yes.

9 Q. And then going to the next page, it's the same
10 residence and mailing address; correct?

11 A. Yes.

12 Q. And then going to the next page, it's the same
13 residence and mailing address; correct?

14 A. Yes.

15 Q. And then, finally, on the last page, it's the same
16 residence and mailing address; correct?

17 A. Correct.

18 Q. Now, previously, we talked about that Comcast
19 record. I believe it was F11B, B as in banana.

20 Do you have that up there?

21 A. Yes, it's here. Yes.

22 Q. Let's take a look at that exhibit real quickly.

23 Now looking at F11B, can you tell me if the address
24 listed on that document -- and actually, let me publish the
25 document.

1 I'm publishing F11B.

2 This is the Comcast record, ma'am?

3 A. Yes, it is.

4 Q. And the subscriber for this document says Gena
5 Pyfrom; correct?

6 A. Correct.

7 Q. And then it has a service address; correct?

8 A. Yes.

9 Q. Is that service address the same address that we
10 just went through, 2796 Lakeview Walk?

11 A. Yes.

12 Q. Decatur, Georgia?

13 A. Yes.

14 Q. So the addresses for the mailing addresses from the
15 Georgia Department of Driver Services for Teldrin Foster
16 matches the Comcast subscriber information address for Gena
17 Pyfrom?

18 A. Correct.

19 MR. KAUSHAL: I don't have any more questions.

20 Thank you.

21 MR. MARSHALL: No questions, Judge.

22 THE COURT: Any redirect?

23 MS. WEBSTER: Can I have one second?

24 (Pause.)

25 MS. WEBSTER: No further questions, Your Honor.

1 Thank you.

2 THE COURT: All right. Ma'am, you can step down.

3 Thank you.

4 Are we ready for your next witness Mr. Dixon?

5 MS. WEBSTER: Yes, Your Honor.

6 THE COURT: All right. Ladies and gentlemen of the
7 jury, it is 11:40. There are some issues that I need to
8 discuss with counsel about the next witness. I don't think
9 it's going to take me very long. So what I would like to do
10 is have that conversation and then bring you back in to hear
11 the witness's testimony before we have lunch.

12 As always, what I'm telling you is my best guess.
13 Things obviously, sometimes, as you have learned, go south of
14 what I have guessed. But that's my intent.

15 So take a short break, please.

16 (Jury withdraws from the courtroom at 11:41 a.m.)

17 THE COURT: Mr. Berne, hello.

18 How are you, sir?

19 MR. BERNE: Good, thank you.

20 THE COURT: And, Deputy, if you could please bring
21 out the witness.

22 You all can be seated.

23 Counsel, while bringing him out, again, you all --
24 I'm not sure, Ms. Webster, if it was you or Mr. Marshall or
25 if it was the government, but someone alerted me to the fact

1 that Mr. Dixon may well want counsel to advise him on his
2 rights before he testified; is that correct?

3 MS. WEBSTER: Correct, Your Honor.

4 THE COURT: Was that you, Ms. Webster? I don't
5 remember who brought it up to me.

6 MS. WEBSTER: I believe it was us, yes.

7 THE COURT: Very well. So does everyone agree,
8 then, that I should let Mr. Dixon know about his rights and
9 then we should go through with Mr. Berne about what his
10 client's intent is this morning?

11 MS. WEBSTER: Yes, Your Honor. And I agree with
12 that.

13 We sent the Court some law about when it's proper
14 to invoke the Fifth Amendment.

15 THE COURT: I understand. I have seen that. It
16 seems pretty black-letter.

17 I assume it's not controversial to the government,
18 who also got that. But we'll get to that as well.

19 Good morning, Mr. Dixon.

20 THE WITNESS: Morning, sir.

21 THE COURT: I am J.P. Boulee, and I'm the judge in
22 this case. And as you know, I was the judge in your case as
23 well.

24 We have your attorney here.

25 Good morning, Mr. Berne.

1 MR. BERNE: Good morning, Your Honor.

2 THE COURT: Mr. Dixon, Ms. Webster sought to call
3 you as a witness in this case, as I think you are aware.

4 And actually, Ms. Lee, let's swear in the witness,
5 please.

6 RICKY DIXON,
7 Having been first duly sworn, testified as follows:

8 THE COURT: One moment, everyone.

9 (Pause.)

10 THE COURT: And, Mr. Dixon, when Ms. Webster noted
11 that she intended to call you, we also discussed the fact
12 that you should be advised of your rights under the Fifth
13 Amendment, not to incriminate yourself and be appointed
14 counsel, which we have done.

15 Do I understand correctly, Mr. Dixon, that you have
16 had a conversation with your attorney about your rights?

17 THE WITNESS: Yes, sir.

18 THE COURT: Okay. Very well.

19 And Mr. Berne, I believe Ms. Webster alerted us
20 that your client intends to invoke the Fifth Amendment,
21 perhaps, for some of the questions he might be asked.

22 MR. BERNE: Yes, Your Honor.

23 THE COURT: Okay. And have you had a discussion
24 with him about which questions, which types of questions you
25 think might expose him to some liability versus which

1 questions might not? For example, what's your name, where
2 you live-type questions wouldn't, versus, hey, did you lie to
3 the government when you gave a proffer interview about X, Y,
4 Z in the PPP fraud claims, which might expose him to
5 liability?

6 MR. BERNE: As a hypothetical, yes.

7 THE COURT: And those were hypotheticals,
8 absolutely.

9 And, Ms. Webster, you have noted that you'd sent
10 some case law over to me and to the government and to
11 Mr. Marshall.

12 As I have noted, I think that's pretty
13 black-letter, the gist of which is he can invoke his right as
14 to things that will expose him to criminal liability but
15 can't as to other matters.

16 And I think the standard from one of the Eleventh
17 Circuit cases, the Gecas case, 120 F.3d 1419 at 24 from '97
18 was reasonable, real, and appreciable.

19 Does everyone agree that's the general state of the
20 law?

21 Ms. Webster, you are shaking your head "yes?"

22 MS. WEBSTER: Yes, Your Honor.

23 THE COURT: Government? Mr. Marshall?

24 MR. MARSHALL: That's right, Judge. Yes.

25 THE COURT: Versus the speculative and remote

1 possibilities where such an indication is not correct.

2 And I will let the government chime in if they
3 disagree with that at some point.

4 So really, I think what we need to do is figure out
5 which questions Mr. Dixon is going to answer versus which
6 questions he is not going to answer.

7 There's a couple ways to go about that. One way is
8 we just bring the jury out, and you ask your questions,
9 Ms. Webster, and for the ones he does not answer, we can then
10 go back off the record and I can explore whether or not that
11 was a proper invocation or not.

12 Another way is we could just do a dry run of
13 everything now, while the jury is not out here, and then
14 bring the jury in afterwards.

15 I'm happy to do it either way, whatever anybody
16 thinks is the most efficient.

17 MS. WEBSTER: Your Honor, we would prefer for it to
18 happen in front of the jury.

19 MS. CHAIKEN: Your Honor, we don't think it's
20 appropriate for that to happen in front of the jury because
21 at this point we're not aware of any questions that would be
22 relevant to this case as to which Mr. Dixon would not plead
23 the Fifth.

24 So we think the appropriate procedure is to figure
25 out whether any such questions exist because, otherwise,

1 there is no purpose of putting him on the stand just to have
2 him invoke the Fifth as to the only questions that would be
3 relevant.

4 THE COURT: All right.

5 Officer, please bring out the jury.

6 MR. BERNE: With the Court's permission, can I
7 stand with Mr. Dixon?

8 THE COURT: Yes. Yes, you may.

9 And if you need to go off the record at any point
10 and have Ms. Lee put the buzz on so you can consult with your
11 client about a question, you are welcome to do that.

12 Obviously, I asked for the jury to be brought in.
13 I'm going to go with Ms. Webster's method of doing this
14 versus Ms. Chaiken's preference.

15 MS. WEBSTER: Thank you, Your Honor.

16 MR. KAUSHAL: Your Honor, did I hear correctly that
17 the witness is going to be permitted to consult with his
18 lawyer during his testimony?

19 THE COURT: If he's going to -- as to whether or
20 not he is going to invoke the Fifth, yes.

21 Is that an issue?

22 MR. KAUSHAL: I'm not certain if it is, Your Honor.
23 It seems like once he gets up on the stand, he should not be
24 getting advised on what to do or not do at that moment.

25 THE COURT: All right.

1 Mr. Berne, do you think you should be allowed to do
2 that?

3 MR. BERNE: I think I should be allowed to stand
4 with the witness. And I say that because seeing cases, other
5 cases in other proceedings, I can't say trial, but other
6 proceedings, it's been appropriate and done.

7 THE COURT: All right. I'll allow it.

8 (Jury enters the courtroom at 11:50 a.m.)

9 THE COURT: All right. You can be seated.
10 Please call your next witness.

11 MS. WEBSTER: Your Honor, Mr. Foster calls Ricky
12 Dixon.

13 THE COURT: All right. Thank you.

14 Ms. Lee, if you could please reswear Mr. Dixon in
15 front of the jury.

16 RICKY DIXON,

17 Having been first duly sworn, testified as follows:

18 DIRECT EXAMINATION

19 BY MS. WEBSTER:

20 Q. Good morning, Mr. Dixon. My name is Leigh Ann
21 Webster. I represent Mr. Foster.

22 Have we met before today?

23 A. No, ma'am.

24 Q. Have we met before this moment?

25 A. No, ma'am.

1 Q. Okay. And were you a defendant in this case?

2 A. Yes, ma'am.

3 Q. Okay. And did you enter a guilty plea to
4 aggravated identity theft and money laundering as part of
5 this case?

6 A. Yes, ma'am.

7 Q. Okay. And on June -- January 29 of 2021, did you
8 participate in a proffer session with the government?

9 A. I invoke my Fifth Amendment privilege.

10 Q. During that interview, did you claim that you had
11 contact with Mr. Foster about PPP loans?

12 A. I invoke my Fifth Amendment privilege.

13 Q. And did you deny having contact with Darrell Thomas
14 about PPP loans?

15 MR. MOORE: Objection, Your Honor. This is asked
16 and answered, and none of the facts that she is stating have
17 been admitted into evidence, as she is misstating the record.

18 THE COURT: One moment, Ms. Webster.

19 Ms. Webster, what's your response to asked and
20 answered?

21 You asked: During an interview did you claim that
22 you had contact with Mr. Foster about PPP loans?

23 The next question was: Do you deny having contact
24 with Darrell Thomas?

25 So I guess, Mr. Moore, I thought she had asked the

1 same person, but she actually changed it.

2 MR. MOORE: She -- well, first of all, he never
3 answered if he participated in any proffer. So then her next
4 question, she repeated asking about the proffer that he never
5 admitted to participating in.

6 So she is just testifying. He hasn't answered any
7 of these questions.

8 THE COURT: Overruled.

9 MS. WEBSTER: Thank you, Your Honor.

10 Just to be clear, we object to him invoking the
11 Fifth. But I didn't know if you wanted me to ask all of my
12 questions and then we could address that issue?

13 THE COURT: I do.

14 MS. WEBSTER: Okay. Thank you, Your Honor.

15 So -- I'm sorry. I can't remember. Did he invoke
16 the Fifth as to the -- sorry, as to denying contact with
17 Darrell Thomas?

18 THE COURT: I don't think he answered yet. The
19 objection was lodged before an answer to the question was
20 given.

21 MS. WEBSTER: Thank you, Your Honor.

22 BY MS. WEBSTER:

23 Q. Mr. Dixon, did you deny having contact with Darrell
24 Thomas during that interview about -- on January the 29th of
25 2021?

1 A. I invoke my privilege.

2 Q. Okay. And isn't it true that you actually did have
3 contact with Darrell Thomas during the PPP loan scheme in
4 2020?

5 A. I invoke my privilege.

6 Q. And isn't it not true that you -- it's not true
7 that you had any contact with Teldrin Foster about those
8 loans in 2020?

9 A. I invoke my privilege.

10 Q. Okay. And who told you to identify Teldrin Foster
11 as the person that you had communicated with during that time
12 period?

13 MR. MOORE: Objection, Your Honor. Again, it is --
14 the question has assumptions based in it that have not been
15 entered into evidence.

16 It's just speculation from defense counsel.

17 THE COURT: Ms. Webster?

18 MS. WEBSTER: I can rephrase it, Your Honor.

19 THE COURT: Very well.

20 BY MS. WEBSTER:

21 Q. Did anyone tell you to identify -- improperly
22 identify Teldrin Foster during that interview?

23 A. I invoke my privilege.

24 Q. Okay. And did Darrell Thomas tell you to identify
25 Teldrin Foster during that interview with law enforcement

1 officers?

2 A. I invoke my privilege.

3 Q. Okay. And to be clear, you never had any contact
4 with Teldrin Foster about these loans; is that right?

5 A. I invoke my privilege.

6 MS. WEBSTER: Your Honor, those are all of our
7 questions. But again, we object to his invoking the
8 privilege.

9 THE COURT: All right.

10 One moment.

11 (Pause.)

12 THE COURT: Mr. Dixon, I'm going to order you to
13 answer the question on as to whether or not on -- was it June
14 or January 29, Ms. Webster?

15 MS. WEBSTER: January.

16 THE COURT: Of 2021, did you participate in a
17 proffer session with the government?

18 Mr. Berne, do you have any -- do you want to tell
19 me how he is maintaining a Fifth Amendment on whether or not
20 the proffer session even took place?

21 MR. BERNE: I would be concerned as far as whether
22 that opens the door to certain cross-examination questions by
23 the government.

24 THE COURT: As to whether even a proffer session
25 took place? Not any of the other questions, just that first

1 question.

2 MR. BERNE: I don't have a problem with that
3 specific question.

4 THE COURT: All right.

5 Mr. Dixon, I'm going to ask you to answer the
6 question as to whether or not you engaged in a proffer
7 session in 2021 with the government.

8 THE WITNESS: Yes.

9 THE COURT: All right.

10 Ladies and gentlemen of the jury, if you would
11 please step out of the courtroom.

12 (Jury withdrew from the courtroom at 11:57 a.m.)

13 THE COURT: You all can be seated.

14 Ms. Webster, you can take a seat.

15 I'm going to hear from Mr. Berne as to -- if you
16 want to go to the podium, Mr. Berne.

17 MR. BERNE: Your Honor, under the --

18 THE COURT: Sorry.

19 Sir, what I want to ask you is, in as much detail
20 as you can give me, what the grounds are for invoking the
21 privilege as to those various questions.

22 Again, I went ahead and ordered him to answer the
23 question about whether or not a proffer even took place
24 because I couldn't imagine a scenario in which that, in and
25 of itself, I thought would be noncontroversial and wouldn't

1 have any Fifth Amendment issues.

2 But as to the other questions asked, I can imagine
3 how they would have Fifth Amendment concerns, but I want you
4 to make a record of that so -- see if my suspicions are what
5 I think they are, and then we'll hear if anyone disagrees.

6 MR. BERNE: Your Honor, the question that was asked
7 that was -- initially imposed the Fifth Amendment privilege
8 that the Court overruled, whether there was a proffer session
9 conducted with Mr. Dixon and federal agents and prosecutors
10 on June 29, 2021 --

11 THE COURT: I'm not worried about that one, but
12 that --

13 MR. BERNE: I know, but that's the basis. That's
14 what leads into what happened that --

15 THE COURT: Go ahead.

16 MR. BERNE: -- during that proffer session,
17 Mr. Dixon provided certain facts to the government that were
18 related to the questions that the defense attorney asked.

19 Today, the concern is that those statements that
20 were made to these federal agents in June of 2021 may be
21 considered untruthful and that there exists a real
22 possibility that, because those statements were made within
23 the statute of limitations, that the government could
24 investigate and potentially bring a charge against Mr. Dixon
25 for making a false statement to a government official.

1 THE COURT: Does that apply to each of the
2 questions that Ms. Webster asked?

3 MR. BERNE: Every one of them.

4 THE COURT: All right. I'm happy to hear from
5 anyone on this, but that seems to me to be a reasonable,
6 real, and appreciable risk, and not something that's merely
7 remote and speculative.

8 But I'm happy to hear from anyone who disagrees, if
9 they would like to make a record to the contrary.

10 MS. WEBSTER: Yes, Your Honor. Thank you.

11 To be clear, this information, the fact that false
12 statements were made during that interview was already known
13 to the government and has been known to the government since
14 the day that it happened, because during that same interview,
15 Agent Stites actually confronted Mr. Dixon and said "These
16 are false statements and you are lying to us."

17 So the government has been aware of these, not just
18 since the day of the plea or since -- as of today, they have
19 been aware of these since January of 2021.

20 And Mr. Dixon's plea agreement, which is at
21 Document 519-1, on page 5, the government specifically says
22 that the United States Attorney for the Northern District of
23 Georgia and the Fraud Section of the Department of Justice
24 agree not to bring further criminal charges against the
25 defendant related to the charges to which he is pleading

1 guilty. And that was dated on August 1 of the 2022.

2 So at this point, pursuant to the plea agreement,
3 the government has agreed that they are not going to bring
4 any additional charges against Mr. Dixon about anything
5 related to the charges to which he pled guilty.

6 Making a false statement at the proffer session
7 where he discussed and debriefed these charges is clearly
8 prohibited by this plea agreement.

9 I would also note that Mr. Dixon has been sentenced
10 already and so, while there is a 2255 pending, the idea that
11 a statement that contains information that the government has
12 been aware of since 2021 would be damaging if, in the 2255
13 proceeding he is somehow granted relief and then he has a new
14 trial I think is absolutely the sort of remote and
15 speculative possibilities that the Eleventh Circuit counsels
16 against in the Gecas case that the Court cited earlier, I
17 believe.

18 So I don't think that Mr. Dixon or Mr. Berne have
19 established that there is a real and appreciable danger of
20 prosecution in the case, especially given that the government
21 has been aware of this since, literally, the day that it
22 happened, the hour that it happened. So I don't think that
23 it rises to that level.

24 And just to be clear about what I anticipate the
25 answers to those questions being is, yes, I participated in a

1 proffer; yes, I identified Teldrin Foster; yes, I denied
2 knowing Darrell Thomas. Those things were not true. And I
3 identified Teldrin Foster at the direction of Darrell Thomas.

4 And that is critical to our defense, and I think it
5 is -- I don't think that Mr. Dixon or Mr. Berne have met
6 their burden to prove that there is a proper invocation of
7 the Fifth Amendment.

8 THE COURT: Let me ask you. I understand the
9 agreement not to prosecute anything else. That's pretty
10 routine in the plea agreements in this district. But that
11 doesn't protect Mr. Dixon from anything he says on the stand
12 today, does it?

13 MS. WEBSTER: Yes, Your Honor. But he's not going
14 to be -- to my knowledge, he's not going to testify falsely.

15 There is no, there is not going to be a crime
16 committed based on these -- based on his testimony today.
17 There is not going to be perjury or false statement.

18 So the -- for him being prosecuted for the false
19 statement back in 2021, I don't think is permissible under
20 the plea agreement.

21 And Mr. Berne has not suggested that he is going to
22 testify falsely such that he would be subject to perjury
23 charges for testifying today.

24 THE COURT: All right. Let me hear from the
25 government.

1 MS. CHAIKEN: Your Honor, the fact that at the
2 proffer session Agent Stites believed, based on evidence that
3 he had seen, that Mr. Dixon was being untruthful and
4 confronted him about that is not the same as a sworn
5 confession on the stand by Mr. Dixon that he knowingly lied
6 to federal agents, which is something we would have to prove
7 his intent and his knowledge that he was telling a lie.

8 I don't know that the plea agreement, if we were to
9 litigate the issue, would preclude a charge as to making a
10 false statement to a federal officer. I don't think that's
11 necessarily related to money laundering and aggravated
12 identity theft, which is what Mr. Dixon pleaded guilty to.

13 But more importantly, Mr. Dixon is currently
14 challenging his conviction. He is asking the Court to vacate
15 his conviction. And if that happens, Mr. Dixon would be
16 entitled to a new trial, at which point -- or to a trial, at
17 which point all of this evidence would be admissible against
18 him.

19 We could add additional charges. We could seek an
20 obstruction enhancement at his sentencing and pursue lots of
21 other avenues based on his statements here today.

22 THE COURT: All right. Mr. Berne, would you like
23 to be heard in response to Ms. Webster's statement?

24 MR. BERNE: No, Your Honor.

25 THE COURT: All right. I think we might have an

1 interesting debate about the clause in the plea agreement
2 about whether or not he can be prosecuted for it.

3 But given the 2255 that's pending, I think this
4 testimony could absolutely expose him to liability. I think
5 this is the exact opposite of remote and speculative. I
6 think it's very, very real, reasonable, and appreciable.

7 So I think it is a proper invocation of Fifth
8 Amendment rights as to those questions that went to what he
9 stated before and what his counsel has maintained. There may
10 be an argument that his answers to those questions were
11 untruthful.

12 Is there -- was there going to be any questioning
13 of this witness by Mr. Marshall or by the government?

14 MR. MOORE: No from the government, Your Honor.

15 MR. MARSHALL: Not for Ms. Jackson.

16 THE COURT: All right.

17 MS. CHAIKEN: Your Honor, I do just want to add one
18 thing so it's clear on the record.

19 Ms. Webster had made some statements about what she
20 anticipated the testimony would be from Mr. Dixon if he did
21 not invoke his Fifth Amendment.

22 To our knowledge, as Ms. Webster elicited, she has
23 never spoken to Mr. Dixon before. Nobody from her team has
24 ever spoken to him before -- well, at all before right now.
25 And so we want to put on the record that what she said about

1 what he would say is speculative at this point.

2 THE COURT: I'm happy for you to make that record.
3 And, Ms. Webster, you can respond.

4 What I would really like to do is get the jury out
5 here. But go ahead, Ms. Webster. Anything else to say on
6 that?

7 And you are not required to respond to it. I don't
8 know if the government is inviting you to make a statement
9 about your defense strategy, you may or may not want to
10 respond to it. But it's up to you.

11 MS. WEBSTER: Your Honor, I'll just say that it's
12 based on communications that have not happened in this
13 courtroom.

14 And I would like to ask the Court to address one
15 additional question with Mr. Dixon, which would be outside
16 the context of the "did he lie during a proffer."

17 But the question would be: At some point did
18 Darrell Thomas tell you to identify Teldrin Foster?

19 THE COURT: All right. Mr. Berne, maybe before the
20 jury comes out, do you want to consult with your client on
21 that question?

22 MR. BERNE: Yes, please.

23 THE COURT: All right.

24 MS. CHAIKEN: Your Honor, before the jury comes in,
25 would this also be an appropriate time to do the colloquy

1 with Mr. Foster, since it seems the defense has no further
2 witnesses, about whether he wishes to testify?

3 THE COURT: Yes. Thank you for that suggestion.

4 MR. BERNE: Your Honor, to that question that was
5 posed by Ms. Webster, I believe Mr. Dixon would invoke his
6 privilege against self-incrimination for the reason that the
7 question could be followed by cross-examination by the
8 government.

9 And certainly, the government is likely to ask
10 questions about the proffer session at that point to give
11 context to why Mr. Dixon answered the question the way he
12 did.

13 THE COURT: All right.

14 That would seem to be in line with what we
15 discussed earlier and proper grounds to invoke his Fifth
16 Amendment rights.

17 Ms. Webster, do you want to be heard on that and
18 make any record to that effect?

19 I will bring the jury in to let you ask him that
20 question on the record. But I just want to make the record
21 of how you feel about the invocation of the Fifth Amendment
22 before I do so.

23 MS. WEBSTER: Yes. Your Honor, at that point, with
24 that specific question, "did Darrell Thomas tell you to
25 implicate Teldrin Foster," I'm not asking Mr. Dixon to talk

1 about his own actions, just to testify about instructions
2 that he received and, therefore, I don't think it subjects
3 him to Fifth Amendment -- or to the risk of prosecution.

4 THE COURT: All right. Ms. Chaiken, would you like
5 to be heard on that?

6 MS. CHAIKEN: Your Honor, that question absolutely
7 implicates the same concerns we have just addressed because,
8 if he testified that he did receive such an instruction, we
9 could use that with information that we independently have
10 from the proffer to show that he made a false statement.

11 THE COURT: I agree it's a proper invocation of
12 Fifth Amendment right that's also a reasonable, real, and
13 appreciable risk, not remote and speculative.

14 Ms. Webster, are you going to have any further
15 witnesses after Mr. Dixon?

16 MS. WEBSTER: No, Your Honor.

17 THE COURT: Okay.

18 So do I understand, then, that Mr. Foster has
19 decided not to testify?

20 MS. WEBSTER: That's my understanding, Your Honor.

21 THE COURT: Okay.

22 Mr. Foster -- well, I'll give you a moment,
23 Ms. Webster, to discuss that with your client.

24 MS. WEBSTER: Your Honor, would you be amenable to
25 allowing us to discuss this with Mr. Foster over the lunch

1 break, given the time?

2 THE COURT: Yes. If you need more time to discuss
3 that, you can discuss it with him over the lunch break.

4 MS. WEBSTER: Thank you, Your Honor.

5 THE COURT: Let me bring the jury in so you can ask
6 that one additional question of Mr. Dixon, and then we will
7 break for lunch.

8 Please bring in the jury, Officer.

9 (Jury enters the courtroom at 12:13 p.m.)

10 THE COURT: All right. You all can be seated.
11 Thank you.

12 Ms. Webster, did you have an additional question of
13 the witness?

14 MS. WEBSTER: Yes, Your Honor. Thank you.

15 THE COURT: Go ahead.

16 BY MS. WEBSTER:

17 Q. Mr. Dixon, has Darrell Thomas ever told you to
18 identify Teldrin Foster as being involved in the PPP loan
19 conspiracies?

20 A. I invoke my Fifth Amendment.

21 MS. WEBSTER: Thank you, Your Honor.

22 And obviously, we maintain our objection.

23 THE COURT: All right. Very well.

24 Do I understand correctly, Ms. Chaiken,
25 Mr. Marshall, that you have no questions of this witness?

1 MS. CHAIKEN: That's correct, Your Honor.

2 MR. MARSHALL: No questions, Your Honor.

3 THE COURT: All right.

4 Thank you, Mr. Berne.

5 Deputy.

6 Sir, you can step down. Thank you.

7 THE WITNESS: Thank you, Your Honor.

8 (Witness is excused.)

9 THE COURT: All right. Ladies and gentlemen of the
10 jury, it's 12:15. Let's take a lunch break until 1:00. You
11 are reminded of your instruction for breaks.

12 I hope you enjoy your lunch.

13 Thank you for being here.

14 (Jury withdrew from the courtroom at 12:15 p.m.)

15 THE COURT: All right. We're off the record.

16 (Off-the-record discussion, and proceedings
17 continued as follows:)

18 THE COURT: All right. Hope everyone enjoys their
19 lunch.

20 Thank you.

21

22 (There was a lunch recess at 12:15 p.m.)

23

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25

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2 CERTIFIED STENOGRAPHIC REPORTER'S CERTIFICATE
34 I, Judith M. Wolff, a stenographic reporter,
5 Certified Realtime Reporter and Official Court Reporter for
6 the United States District Court for the Northern District of
7 Georgia, with offices at Atlanta, do hereby certify:
89 That I reported on the Stenograph machine the
10 proceedings held in open court on Tuesday, February 13, 2024,
11 in the matter of United States of America v. Carla Jackson
12 and Teldrin Foster, Case No. 1:20-cr-00296-JPB-5-20;
1314 That said proceedings in connection with the
15 hearing were reduced to typewritten form by me;
1617 And that the foregoing transcript is a true and
18 accurate record of the proceedings.
1920 This the 13th day of February, 2024.
21
2223 /s/ Judith M. Wolff, RPR, CRR
24 Official Court Reporter
25

BY MR. KAUSHAL: [13] 9/6 11/10 18/12 19/23 57/18 60/20 64/2 64/12 65/4 65/13 66/21 76/16 87/21 BY MR. MARSHALL: [1] 19/12 BY MS. WEBSTER: [30] 2/18 3/24 7/4 7/22 8/21 21/3 21/25 23/21 24/23 25/12 26/18 27/18 30/2 33/13 34/1 34/7 34/22 35/10 37/3 39/8 40/5 41/22 43/23 44/16 45/11 45/22 97/19 99/22 100/20 112/16 MR. BERNE: [16] 91/19 93/1 93/22 94/6 96/6 97/3 101/21 102/2 102/17 103/6 103/13 103/16 104/3 107/24 109/22 110/4 MR. KAUSHAL: [62] 3/20 3/22 5/25 6/21 7/2 7/18 8/13 10/25 11/9 18/10 19/6 19/20 20/14 23/16 25/8 26/9 28/3 28/7 28/10 29/11 29/14 29/22 35/5 36/9 36/14 38/21 39/4 39/14 41/17 41/19 42/20 44/12 45/3 45/6 45/18 47/24 56/15 60/18 63/24 64/10 65/2 65/10 66/17 66/20 75/9 75/13 76/7 77/19 79/4 79/8 80/14 81/12 81/16 82/20 83/16 84/8 85/9 86/10 87/19 90/19 96/16 96/22 MR. MARSHALL: [18] 19/9 20/16 23/17 25/9 26/14 28/22 35/6 36/16 39/15 43/17 56/1 56/20 75/16 75/18 90/21 94/24 108/15 113/2 MR. MOORE: [4] 98/15 99/2 100/13 108/14 MS. CHAIKEN: [12] 50/2 52/15 52/18 53/3 53/6 53/8 95/19 107/1 108/17 109/24 111/6 113/1 MS. DURRETT: [13] 48/20 50/1 50/6 50/14 51/7 51/13 51/18 52/2 54/3 54/10 54/16 55/4 55/8 MS. WEBSTER: [105] 2/13 6/8 6/15 6/20 8/4 8/6 8/20 9/1 9/3 10/22 11/5 19/18 20/15 20/20 23/14 23/20 25/6 25/25 26/4 26/6 26/8 26/17 27/17 28/1 28/5 28/8 28/14 28/19 29/3 30/1 33/9 33/22 34/5 34/20 35/3 36/5 36/12 36/25 38/18 39/3 39/6 40/4 41/18 41/20 42/18 42/23 42/25 43/5 43/21 44/14 45/4 45/7 45/10 45/19 45/21 46/17 46/19 47/4 47/18 48/8 48/16 51/21 51/24 56/11 56/18 56/24 57/7 57/10 57/15 75/11 75/23 76/6 76/11 78/2 78/12 79/14 81/5 83/6 85/23 90/23 90/25 91/5 92/3 92/6 92/11 94/22 95/17 96/15 97/11 99/9 99/14 99/21 100/18 101/6 101/15 104/10 106/13 109/11 110/23 111/16 111/20 111/24 112/4 112/14 112/21 THE COURT: [183] THE WITNESS: [12] 3/21 3/23 6/3 7/19 7/21 8/9 20/23 21/23 92/20 93/17 102/8 113/7	10D [3] 27/23 28/4 28/11 11 [11] 23/15 25/7 26/1 28/2 44/10 45/1 45/16 45/23 64/4 80/23 85/4 11/13/2018 [2] 79/24 82/17 11/15/2018 [1] 79/24 11/17/2018 [1] 79/25 1146 [1] 65/3 11:19 [1] 78/23 11:34 [1] 87/15 11:40 [1] 91/7 11:41 [1] 91/16 11:50 [1] 97/8 11:57 [1] 102/12 11B [1] 66/15 120 [1] 94/17 12:13 [1] 112/9 12:15 [3] 113/10 113/14 113/22 13 [2] 1/12 114/10 1317 [1] 1/24 13B [2] 25/2 25/6 13th [1] 114/20 14 [2] 44/11 46/7 1419 [1] 94/17 15 [5] 30/18 31/13 33/14 40/21 54/24 15th [1] 31/21 164 [2] 35/17 36/18 164F [2] 38/1 39/18 165 [2] 35/17 36/19 165B [2] 38/2 39/18 166 [2] 35/17 36/19 166B [2] 38/2 39/18 19 [2] 84/21 85/2 1914 [1] 1/23 1980 [1] 25/14 19th [1] 86/7 1:00 [1] 113/10 1:20-CR-00296-JPB-5-20 [2] 1/5 114/12 1:25 [4] 73/11 73/17 73/22 74/4 1A [1] 23/1 1st [1] 31/20	27 [1] 67/2 270I [2] 38/2 39/19 270J [2] 38/2 39/19 272E [2] 38/3 39/19 273 [2] 35/19 36/20 273J [2] 38/3 39/19 2756 [1] 88/8 276 [2] 35/19 36/20 276H [2] 38/3 39/19 276I [2] 38/3 39/19 278 [2] 35/19 36/20 278K [2] 38/3 39/19 279 [2] 35/19 36/20 2796 [6] 25/18 81/19 86/15 88/17 88/25 90/10 279J [2] 38/3 39/20 279K [2] 38/3 39/20 28 [1] 31/1 281 [2] 35/20 36/20 281J [2] 38/3 39/20 281K [3] 38/4 39/20 40/8 282L [2] 38/4 39/20 282M [2] 38/4 39/20 283 [2] 35/20 36/20 283J [2] 38/4 39/20 2879 [2] 64/11 64/13 29 [3] 98/7 101/14 103/10 290 [2] 35/20 36/20 290J [2] 38/4 39/20 291 [2] 35/20 36/20 291L [2] 38/4 39/20 293 [3] 35/20 36/20 73/12 293J [4] 38/4 39/21 41/18 73/9 2941 [2] 33/10 63/23 2942 [2] 33/24 64/9 299 [2] 35/20 36/21 299L [2] 38/5 39/21 29th [1] 99/24
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3	add [2] 107/19 108/17 added [1] 28/6 additional [8] 29/7 56/12 86/7 105/4 107/19 109/15 112/6 112/12 address [44] 6/6 8/2 25/18 26/23 27/4 27/4 27/6 47/7 47/15 75/14 80/6 81/22 81/24 81/25 82/2 82/24 83/4 83/18 83/18 83/25 84/1 85/11 85/14 86/14 86/15 86/17 88/6 88/8 88/11 88/14 88/17 88/21 89/1 89/7 89/10 89/13 89/16 89/23 90/7 90/9 90/9 90/16 99/12 109/14 addressed [1] 111/7 addresses [7] 24/11 24/15 24/24 77/22 83/6 90/14 90/14 admissible [2] 86/7 107/17 admit [16] 23/14 25/6 25/25 28/1 35/4 36/5 38/18 42/18 56/12 56/13 56/17 75/9 77/20 80/9 81/1 87/13 admitted [33] 23/18 23/19 25/10 25/11 26/15 26/16 28/23 28/24 29/23 29/24 35/7 35/9 35/11 36/17 36/24 39/16 40/3 43/14 43/18 43/20 45/7 56/21 56/22 56/25 57/2 57/10 57/12 57/14 81/23 87/18 87/20 98/17 99/5 admitting [1] 79/15 adverse [1] 51/1 advise [2] 55/11 92/1 advised [2] 93/12 96/24 after [10] 1/11 47/7 47/11 51/23 53/21 54/17 64/6 66/2 67/3 111/15 afterwards [1] 95/14 again [14] 8/13 8/17 26/2 37/1 39/7 45/3 53/19 65/11 66/18 77/20 91/23 100/13 101/7 102/22 against [8] 52/21 52/25 103/24 104/24 105/4 105/16 107/17 110/6 Agent [2] 104/15 107/2 agents [3] 103/9 103/20 107/6 aggravated [2] 98/4 107/11 ago [2] 31/24 32/19 agree [7] 82/7 83/6 92/7 92/11 94/19 104/24 111/11 agreed [1] 105/3 agreement [7] 104/20 105/2 105/8 106/9 106/20 107/8 108/1 agreements [1] 106/10 ahead [13] 6/19 8/12 24/22 43/4 45/9 48/3 53/7 78/11 81/11 102/22 103/15 109/5 112/15 AI [1] 1/18 alerted [3] 53/19 91/25 93/19 all [106] 2/7 2/7 2/10 2/11 2/25 8/16 9/10 10/8 10/9 13/8 17/10 18/7 20/6 21/15 22/17 24/5 27/21 27/22 27/23 29/2 35/1 35/12 36/1 36/3 36/7 36/17 38/13 38/14 40/6 41/2 43/8 43/12 48/1 48/10 48/14 48/18 53/19 54/4 54/13 55/21 55/24 56/7 56/17 57/4 58/3 58/4 58/6 58/7 58/13 60/21 61/4 62/13 62/25 63/22 66/18 70/8 73/12 75/21 78/21 79/10 79/10 79/12 79/25 83/8 83/11 84/5 85/22 86/19 87/12 87/16 87/16 88/1 91/2 91/6 91/22 91/23 96/4 96/25 97/7 97/9 97/13 99/2 99/11 101/6 101/9 102/4 102/9 102/13 104/4 106/24 107/17 107/22 107/25 108/16 108/24 109/19 109/23 110/13 111/4 112/10 112/10 112/23 113/3 113/9 113/15 113/18 allow [2] 44/18 97/7 allowed [2] 97/1 97/3 allowing [1] 111/25 already [5] 50/11 50/12 81/21 104/12 105/10 also [38] 2/22 14/12 24/24 25/6 25/17 26/1 28/2 31/13 31/20 32/22 32/25 33/5 33/7 34/2 52/18 57/2 66/6 69/16 73/9 73/13 74/7 74/10 76/1 77/21 78/6 78/17 78/24 79/20 82/2 82/11 83/7 83/7 88/21 92/18 93/11 105/9 109/25 111/12 although [1] 22/23 always [4] 13/11 14/8 54/24 91/12 am [5] 1/5 8/5 8/7 8/8 92/21 amenable [2] 47/5 111/24 Amendment [20] 50/8 52/9 52/22 92/14	93/13 93/20 98/9 98/12 101/19 103/1 103/3 103/7 106/7 108/8 108/21 110/16 110/21 111/3 111/12 112/20 AMERICA [6] 1/4 27/20 27/24 28/15 29/4 114/11 amount [1] 31/10 Ann [2] 1/19 97/20 anonymous [1] 70/8 another [6] 29/7 31/14 37/23 49/2 69/10 95/12 answer [12] 4/22 6/1 8/15 50/4 60/13 95/5 95/6 95/9 99/19 101/13 102/5 102/22 answered [6] 98/16 98/20 99/3 99/6 99/18 110/11 answers [3] 55/18 105/25 108/10 anticipate [2] 50/17 105/24 anticipated [1] 108/20 any [48] 1/13 6/5 19/7 19/19 24/14 28/21 29/16 29/18 31/24 44/4 45/12 46/2 46/12 46/13 49/18 53/24 55/10 58/16 59/11 59/11 59/23 60/14 61/19 62/4 67/19 68/18 69/25 71/24 81/3 82/14 85/7 87/1 90/19 90/22 95/21 95/25 96/9 99/3 99/6 100/7 101/3 101/18 101/25 103/1 105/4 108/12 110/18 111/14 anybody [2] 18/4 95/15 anymore [1] 60/6 anyone [7] 55/1 57/12 78/13 100/21 103/5 104/5 104/8 anything [20] 12/7 29/21 46/10 49/22 52/4 52/6 52/11 53/21 54/5 54/15 76/4 79/25 80/17 83/5 85/22 86/9 105/4 106/9 106/11 109/5 anyway [2] 51/6 87/9 apologies [2] 26/12 68/5 apologize [3] 49/16 81/13 81/17 appear [3] 32/20 33/7 33/19 appearance [1] 80/3 Appearances [1] 1/15 appears [1] 60/16 Apple [3] 24/8 59/8 59/16 applications [1] 83/8 apply [2] 83/12 104/1 appoint [1] 51/2 appointed [2] 48/22 93/13 appreciable [5] 94/18 104/6 105/19 108/6 111/13 appreciate [1] 56/4 approach [1] 66/17 appropriate [4] 95/20 95/24 97/6 109/25 April [7] 24/15 40/19 41/10 73/8 73/15 73/24 74/4 are [108] 1/12 2/7 3/12 4/3 5/4 6/14 7/23 10/7 17/23 20/11 20/23 21/12 22/4 22/24 23/24 23/25 24/2 24/19 27/19 27/21 27/21 27/23 28/14 28/23 29/3 29/15 29/16 29/17 31/5 31/8 34/21 35/7 36/17 37/4 37/7 37/18 37/24 38/15 39/10 39/11 39/13 42/10 42/14 42/15 43/13 44/4 44/10 48/3 48/19 49/7 49/24 50/2 50/3 54/14 54/25 55/9 56/8 56/17 59/15 59/16 61/1 61/15 61/18 62/4 63/9 63/12 63/12 69/4 69/4 69/6 69/23 70/8 70/12 72/11 74/18 75/7 75/8 76/1 76/20 76/25 77/8 77/12 77/22 78/17 78/18 79/21 82/23 83/8 84/17 86/1 86/1 89/4 91/4 91/7 91/18 93/3 94/21 96/11 101/6 102/20 103/4 103/5 104/16 104/16 105/3 109/7 111/14 113/11 area [2] 72/25 73/3 aren't [1] 29/10 arguably [1] 86/20 argument [2] 87/9 108/10 around [5] 13/11 14/19 52/16 52/22 65/21 arrive [1] 56/3 ask [30] 7/25 8/17 9/11 22/12 39/1 47/3 47/16 47/17 50/19 55/13 55/19 57/23 62/13 62/16 62/18 62/21 63/1 67/16 72/1 83/14 85/7 95/8 99/11 102/5 102/19 106/8 109/14 110/9 110/19 112/5
4	403 [13] 35/25 36/13 36/24 37/2 78/18 79/13 80/7 81/10 83/1 84/15 87/3 87/9 87/11 403A [4] 35/25 36/24 56/18 56/22 403B [2] 56/18 56/22 404 [1] 1/24 435 [1] 41/21	
5	5-year-old [1] 18/22 5/21 [1] 66/1 5/22/2020 [1] 65/15 50 [1] 10/12 50-50 [1] 10/12 5000 [5] 75/1 75/10 87/19 87/20 87/23 519-1 [1] 104/21	
6	6/29/21 [1] 84/24 60 [1] 43/7 61 [1] 43/8 62 [2] 43/6 43/8 63 [2] 43/6 43/8 6:40 [1] 45/1	
7	75 [1] 1/23 7:00 [2] 45/16 45/23 7:08 [1] 46/8	
8	804 [1] 50/9	
9	90 [2] 1/7 16/24 902 [5] 23/15 25/7 26/1 28/2 80/23 9:04 [2] 2/2 2/9	
A	a.m [15] 2/2 2/9 48/13 54/11 54/12 56/6 73/11 73/17 73/22 74/4 78/23 87/15 91/16 97/8 102/12 ability [1] 82/9 able [5] 20/9 47/17 49/13 50/9 56/13 about [78] 4/6 4/23 6/23 8/14 8/14 11/3 11/6 12/25 13/24 14/18 15/13 18/16 19/4 20/11 30/3 46/23 49/23 50/10 52/7 53/1 53/9 53/23 54/2 56/9 59/7 59/10 60/21 63/6 63/17 64/25 66/19 66/22 67/5 67/15 67/17 69/19 70/3 70/8 72/11 72/21 76/20 80/17 83/22 85/17 85/23 86/4 89/18 91/8 92/8 92/9 92/13 93/16 93/24 94/3 95/7 96/11 98/11 98/14 98/22 99/4 99/24 100/7 101/4 102/23 103/11 105/4 105/24 107/4 108/1 108/2 108/19 108/25 109/9 110/2 110/10 110/21 111/1 111/1 absence [2] 59/23 60/4 absolutely [5] 62/23 94/8 105/14 108/4 111/6 abundance [1] 87/10 access [4] 6/10 16/5 68/8 68/22 accessed [3] 42/21 67/22 67/23 accommodate [1] 52/4 according [1] 23/25 account [13] 29/5 29/6 29/7 30/10 30/13 30/20 32/2 32/6 32/20 32/22 33/3 33/20 34/9 accounts [1] 29/20 accurate [2] 42/15 114/18 actions [1] 111/1 activities [2] 83/22 84/25 activity [1] 25/5 actually [14] 4/16 5/1 5/7 7/17 29/6 42/1 56/2 64/11 78/18 89/24 93/4 99/1 100/2 104/15	

A	97/6 97/17 98/17 100/14 104/13 104/17 104/19 105/9 105/12 105/21 asked [15] 22/20 51/1 53/19 62/24 66/22 93/21 96/12 98/15 98/19 98/21 98/25 103/2 103/6 103/18 104/2 asking [8] 8/3 22/4 47/19 53/9 53/12 99/4 107/14 110/25 asks [2] 6/22 47/24 assert [1] 50/8 asserts [1] 50/7 associated [2] 39/11 71/8 assume [5] 17/7 17/8 43/15 52/6 92/17 assumed [1] 15/8 assuming [2] 52/9 69/8 assumptions [2] 52/7 100/14 ATLANTA [3] 1/2 1/24 114/7 attached [1] 1/9 attaching [1] 1/12 attention [2] 65/6 72/24 attorney [7] 7/25 50/16 51/11 92/24 93/16 103/18 104/22 August [4] 24/15 68/4 68/7 105/1 authenticate [1] 80/18 authenticating [2] 80/15 80/19 authentication [1] 71/25 author [8] 40/12 40/13 41/2 41/6 71/13 71/22 71/24 72/6 authorized [1] 50/2 auto [1] 41/24 available [5] 46/14 58/8 60/23 62/7 77/16 avenues [1] 107/21 avoid [1] 82/6 aware [12] 4/3 18/6 23/24 59/15 61/25 69/4 93/3 95/21 104/17 104/19 105/12 105/21 away [3] 60/23 82/5 82/9	before [30] 1/11 9/7 10/20 11/13 23/8 27/14 50/21 52/12 54/15 56/25 57/19 57/25 64/14 64/24 66/6 77/3 78/3 85/3 91/11 92/2 97/22 97/24 99/19 108/9 108/23 108/24 108/24 109/19 109/24 110/22 began [1] 13/19 Beginning [1] 30/24 behalf [5] 22/6 22/7 22/9 22/15 48/25 being [10] 6/8 12/25 15/9 74/14 75/24 105/25 106/18 107/3 112/18 113/13 believe [14] 7/9 7/10 7/14 29/6 35/13 55/12 66/15 82/4 84/1 89/19 92/6 93/19 105/17 110/5 believed [1] 107/2 Bellator [2] 31/9 64/18 below [2] 86/13 88/14 Berne [26] 48/22 48/24 51/12 51/14 51/17 52/6 53/17 53/22 53/22 54/8 55/9 55/11 91/17 92/9 92/25 93/19 97/1 101/18 102/15 102/16 105/18 106/5 106/21 107/22 109/19 113/4 best [2] 48/8 91/12 better [2] 62/16 72/1 between [5] 24/15 25/14 68/7 69/5 85/18 beyond [7] 10/22 27/7 27/9 59/14 83/20 85/20 86/5 big [1] 70/19 bill [2] 20/9 20/10 binder [1] 22/23 binders [1] 22/24 bit [4] 5/3 14/14 67/5 73/1 black [5] 10/17 10/18 10/19 92/16 94/13 black-letter [2] 92/16 94/13 Blakely [1] 12/11 blank [1] 44/5 blue [1] 31/2 blurry [1] 40/18 both [6] 7/25 14/10 31/8 31/10 38/19 75/13 bottom [1] 71/15 BOULEE [2] 1/11 92/21 boyfriend [1] 15/3 break [15] 47/1 47/7 47/23 47/25 48/3 54/7 55/14 56/15 56/25 80/22 91/15 112/1 112/3 112/7 113/10 breaks [2] 48/4 113/11 bridge [1] 54/1 brief [1] 56/14 bring [16] 2/8 54/14 54/23 55/22 87/12 91/10 91/20 95/8 95/14 96/5 103/24 104/24 105/3 110/19 112/5 112/8 bringing [1] 91/23 brought [6] 48/21 50/15 84/2 86/18 92/5 96/12 brung [1] 17/21 building [1] 56/2 bullet [1] 70/9 burden [1] 106/6 buzz [1] 96/10	47/3 47/12 48/14 48/15 52/15 52/17 54/1 54/13 56/7 60/18 63/24 64/10 64/16 64/16 65/23 65/24 66/18 70/4 70/22 71/11 71/12 71/17 71/18 71/21 71/22 72/14 73/5 73/10 73/14 74/1 75/4 76/14 78/24 79/10 80/2 80/20 82/5 83/1 85/4 87/13 87/16 87/24 87/25 89/23 90/23 91/2 91/22 94/13 95/9 95/10 96/6 96/10 97/9 100/18 102/13 102/14 102/20 103/2 108/2 109/3 112/3 112/5 112/10 113/6 can't [10] 12/6 15/1 20/6 21/17 49/22 52/22 82/7 94/15 97/5 99/15 car [8] 17/11 17/15 17/16 17/17 17/21 18/1 18/4 18/7 card [8] 12/3 27/20 29/15 30/12 31/24 31/25 32/18 34/18 cards [2] 11/20 11/25 CARLA [2] 1/6 114/11 carries [1] 17/5 case [43] 9/12 21/10 21/16 21/19 22/2 22/13 22/21 24/9 42/22 48/25 52/25 55/14 57/23 58/5 58/8 58/11 58/14 58/24 62/7 62/24 62/24 68/1 68/4 68/9 69/6 72/11 76/18 77/23 81/20 82/5 84/17 85/1 92/22 92/22 93/3 94/10 94/17 95/22 98/1 98/5 105/16 105/20 114/12 cases [3] 94/17 97/4 97/5 cash [4] 11/22 12/3 34/14 34/16 CashApp [12] 11/13 11/15 11/16 11/17 12/1 12/2 12/5 12/6 65/15 65/24 65/25 66/1 caution [1] 87/10 cellphone [1] 16/14 certain [5] 62/24 74/21 96/22 101/22 103/17 certainly [3] 49/21 85/4 110/9 CERTIFICATE [1] 114/2 certification [6] 23/15 25/7 26/1 28/2 35/4 36/6 certified [4] 1/19 23/11 114/2 114/5 certify [1] 114/7 Chaiken [5] 1/16 52/13 53/7 111/4 112/24 Chaiken's [1] 96/14 challenging [2] 53/3 107/14 change [2] 15/23 80/24 changed [5] 16/1 16/2 71/17 72/16 99/1 changing [1] 15/24 charge [2] 103/24 107/9 charged [1] 86/1 charges [8] 53/10 104/24 104/25 105/4 105/5 105/7 106/23 107/19 chase [1] 54/25 cheaper [1] 20/9 cheating [1] 14/10 check [3] 64/18 64/20 64/22 Chief [1] 82/5 child [1] 18/22 children [2] 19/3 20/7 chime [1] 95/2 Chris [1] 2/21 Circuit [2] 94/17 105/15 cite [1] 1/9 cited [1] 105/16 claim [2] 98/10 98/21 claims [1] 94/4 clarify [2] 8/17 39/1 clause [1] 108/1 clear [12] 8/5 8/7 8/8 21/12 22/19 57/5 85/23 99/10 101/3 104/11 105/24 108/18 cleared [1] 64/18 clearly [1] 105/7 click [5] 42/1 42/12 44/21 68/13 68/14 clicked [1] 68/11 client [7] 53/23 54/9 55/11 93/20 96/11 109/20 111/23 client's [1] 92/10 CM [2] 1/5 1/6 CM/ECF [2] 1/5 1/6 code [10] 4/24 14/3 14/9 15/22 15/24 16/1 16/3 16/6 16/6 16/10 collecting [1] 22/7
B	Babasijibomi [1] 1/17 back [23] 9/14 12/19 12/21 13/8 29/1 30/8 49/3 54/7 54/15 54/23 54/23 57/2 59/25 62/12 66/9 68/4 68/9 80/4 85/16 87/12 91/10 95/10 106/19 balance [2] 30/24 31/2 ballpark [1] 10/9 banana [3] 28/11 61/5 89/19 bank [7] 27/20 27/24 28/14 29/4 58/13 64/18 65/5 bars [1] 10/4 based [13] 19/21 34/16 55/18 78/18 79/5 86/10 86/21 100/14 106/16 106/16 107/2 107/21 109/12 basically [1] 19/3 basing [1] 70/12 basis [1] 103/13 be [103] 1/5 1/6 2/10 3/18 4/1 4/23 6/22 10/10 13/12 14/11 14/18 17/3 17/15 21/12 22/19 22/23 23/1 29/17 32/20 33/7 33/19 34/17 47/10 47/17 48/6 48/8 48/14 48/15 49/2 49/13 50/9 52/3 52/20 52/24 53/4 53/9 54/13 54/16 54/17 56/7 56/14 70/4 71/11 71/12 71/17 74/15 74/22 77/9 79/6 79/10 79/12 80/7 82/21 84/4 85/15 85/23 86/16 86/17 87/8 87/9 87/16 91/22 93/12 93/13 93/21 95/21 96/2 96/12 96/17 96/23 97/1 97/3 97/9 99/10 101/3 101/21 102/13 102/25 103/20 104/5 104/11 105/12 105/24 106/14 106/15 106/17 106/22 107/15 107/17 107/23 108/2 108/10 108/12 108/20 109/15 109/17 109/25 110/7 110/14 110/17 111/5 111/24 112/10 because [34] 4/6 7/16 12/23 13/10 15/2 15/23 17/5 18/3 20/4 20/5 29/17 29/18 48/17 49/6 49/13 52/6 57/3 60/8 62/6 67/15 72/18 77/19 77/22 79/20 85/3 85/9 86/1 95/20 95/25 97/4 102/24 103/22 104/14 111/7 been [40] 2/16 3/8 3/10 5/20 12/13 13/22 14/13 14/15 21/1 29/15 37/18 45/7 48/22 52/12 53/4 56/10 58/22 60/6 60/8 65/21 69/1 69/5 70/2 74/16 74/25 78/15 78/16 86/12 86/23 93/7	black-letter [2] 92/16 94/13 Blakely [1] 12/11 blank [1] 44/5 blue [1] 31/2 blurry [1] 40/18 both [6] 7/25 14/10 31/8 31/10 38/19 75/13 bottom [1] 71/15 BOULEE [2] 1/11 92/21 boyfriend [1] 15/3 break [15] 47/1 47/7 47/23 47/25 48/3 54/7 55/14 56/15 56/25 80/22 91/15 112/1 112/3 112/7 113/10 breaks [2] 48/4 113/11 bridge [1] 54/1 brief [1] 56/14 bring [16] 2/8 54/14 54/23 55/22 87/12 91/10 91/20 95/8 95/14 96/5 103/24 104/24 105/3 110/19 112/5 112/8 bringing [1] 91/23 brought [6] 48/21 50/15 84/2 86/18 92/5 96/12 brung [1] 17/21 building [1] 56/2 bullet [1] 70/9 burden [1] 106/6 buzz [1] 96/10	
C	C-H-R-I-S [1] 3/2 call [12] 2/11 4/20 4/21 4/22 14/9 16/16 20/19 50/7 52/25 93/2 93/11 97/10 called [4] 2/2 13/25 16/20 71/6 calling [2] 13/24 84/2 calls [4] 2/13 16/21 20/20 97/11 came [5] 18/23 48/17 49/11 49/14 68/11 camera [1] 12/15 can [106] 2/19 2/24 4/18 4/25 7/6 8/1 8/7 9/1 14/10 14/10 20/5 20/8 20/17 21/4 21/7 21/21 23/10 24/17 25/4 25/20 27/11 27/11 27/19 28/17 29/17 30/12 30/22 31/5 31/10 32/12 33/11 34/5 37/24 39/4 39/7 40/11 40/14 40/17 41/20 42/24 44/14 47/2		

C	60/15 69/13 69/15 69/16 69/17 70/2 74/15 91/20 95/12 97/14 99/12 103/23 107/19 107/19 108/4 110/7 111/9 couldn't [1] 102/24 counsel [14] 51/2 53/20 53/20 53/21 55/3 55/4 62/17 66/11 91/8 91/23 92/1 93/14 100/16 108/9 counsels [1] 105/15 counter [2] 64/3 64/5 couple [6] 5/1 18/13 19/20 82/19 84/14 95/7 course [5] 11/21 12/3 16/2 82/25 84/12 court [27] 1/6 1/11 1/13 1/17 1/19 1/1 1/11 1/22 1/22 2/2 28/19 42/25 48/21 49/11 51/10 52/23 79/9 86/11 92/13 103/8 105/16 107/14 109/14 114/5 114/6 114/10 114/24 Court's [2] 84/18 96/6 Courthouse [1] 1/23 courtroom [19] 2/9 48/11 48/12 48/13 49/2 56/6 66/19 78/23 78/25 79/1 87/14 87/15 91/16 97/8 102/11 102/12 109/13 112/9 113/14 cover [1] 70/18 covered [1] 58/20 covering [1] 30/6 covers [1] 30/23 cr [2] 1/5 114/12 create [2] 72/9 74/18 created [12] 40/17 41/10 71/9 73/5 73/10 73/14 73/16 73/20 73/23 74/1 74/11 74/21 creates [1] 72/12 creating [1] 83/11 creation [2] 74/13 74/23 credit [3] 11/19 64/3 64/5 crime [1] 106/15 criminal [3] 55/18 94/14 104/24 critical [1] 106/4 cross [12] 9/5 18/18 46/22 47/6 48/17 54/5 54/20 55/23 56/10 57/17 101/22 110/7 cross-examination [6] 9/5 18/18 55/23 57/17 101/22 110/7 CRR [2] 1/22 114/23 current [2] 54/5 54/20 currently [2] 3/7 107/13 custodian [2] 35/4 36/6 cutting [1] 54/25	10/2 10/17 10/25 11/2 14/21 16/12 18/15 19/24 20/12 59/2 76/17 83/17 85/13 85/18 98/1 104/25 defendant's [19] 14/4 22/25 23/3 23/19 25/11 26/16 28/24 29/24 36/18 39/17 42/19 43/19 56/18 56/22 57/13 77/21 81/19 81/25 83/22 defendants [3] 1/8 69/6 76/18 Defendants' [1] 35/8 defense [15] 2/11 29/18 39/1 56/1 60/17 62/17 66/11 76/8 81/21 82/5 100/16 103/18 106/4 109/9 110/1 definitely [1] 47/17 delay [1] 26/12 delivered [1] 17/3 denied [2] 78/13 106/1 deny [3] 98/13 98/23 99/23 denying [1] 99/16 Department [5] 31/21 75/5 76/25 90/15 104/23 deposit [4] 29/6 31/7 31/13 33/11 deposits [5] 31/4 31/5 31/11 31/21 61/8 Deputy [2] 91/20 113/5 describe [1] 4/18 described [2] 76/8 76/9 desk [1] 23/2 detail [2] 29/9 102/19 device [2] 6/17 7/7 devices [1] 4/11 did [83] 5/7 7/6 7/8 7/9 7/10 7/14 12/22 12/25 13/14 13/17 15/17 15/22 15/23 18/21 18/21 19/7 19/16 20/1 21/9 22/12 24/10 24/14 24/16 24/24 25/1 25/17 28/3 31/24 32/1 34/8 34/11 37/14 39/6 42/1 42/3 42/4 44/21 51/2 51/25 52/19 58/6 58/8 58/9 58/13 58/16 58/19 59/6 60/23 62/13 62/15 62/16 62/18 62/21 62/24 67/19 67/22 68/14 68/18 78/6 81/15 81/16 81/16 85/24 94/2 96/16 98/3 98/7 98/10 98/13 98/21 99/15 99/23 100/2 100/21 100/24 101/16 108/20 109/16 109/17 110/12 110/24 111/8 112/12 didn't [11] 15/5 15/6 15/15 18/16 43/15 58/7 58/10 62/23 62/25 70/18 99/11 different [6] 16/3 43/6 43/8 44/8 53/5 89/4 dinners [1] 11/23 direct [16] 2/17 10/23 13/24 21/2 58/20 59/10 60/17 61/7 63/10 63/16 63/18 67/6 69/20 70/16 72/24 97/18 directing [1] 65/5 direction [1] 106/3 directly [2] 4/7 52/23 disagree [2] 52/15 95/3 disagrees [2] 103/5 104/8 discovery [1] 58/24 discuss [13] 46/21 46/23 47/3 47/25 54/15 54/21 54/22 78/19 91/8 111/23 111/25 112/2 112/3 discussed [8] 56/15 59/7 60/17 63/9 67/6 93/11 105/7 110/15 discussion [4] 2/5 24/20 93/23 113/16 displayed [1] 69/23 dispute [3] 13/8 13/10 13/13 disregard [2] 6/22 7/1 distraction [1] 18/3 district [10] 1/19 1/1 1/1 1/11 49/11 50/15 104/22 106/10 114/6 114/6 DIVISION [1] 1/2 Dixon [61] 48/22 48/24 49/5 50/3 50/7 50/12 50/12 50/21 50/22 50/25 51/15 51/20 51/23 52/8 53/2 54/17 54/22 54/22 55/1 55/5 91/4 92/1 92/8 92/19 93/2 93/6 93/10 93/15 95/5 95/22 96/7 97/12 97/14 97/16 97/20 99/23 101/12 102/5 103/9 103/17 103/24 104/15 105/4 105/9 105/18 106/5 106/11 107/3 107/5 107/12 107/13 107/15 108/20 108/23 109/15 110/5 110/11 110/25 111/15 112/6 112/17
colloquy [1] 109/25 colorable [1] 87/9 Comcast [14] 25/17 25/23 26/20 59/8 59/21 66/11 66/12 81/22 85/9 85/13 85/24 89/18 90/2 90/16 come [5] 51/10 54/2 54/7 80/12 86/22 comes [3] 54/15 109/20 109/24 comfort [1] 54/7 coming [3] 7/10 7/11 7/14 comment [1] 28/12 committed [1] 106/16 communicated [6] 4/7 16/12 16/13 16/14 62/17 100/11 communications [2] 8/23 109/12 comparing [1] 32/18 complete [1] 57/3 completely [1] 68/24 computer [1] 43/22 concept [1] 74/18 concern [2] 82/24 103/19 concerned [2] 81/10 101/21 concerns [3] 83/2 103/3 111/7 conduct [1] 62/23 conducted [3] 58/4 62/21 103/9 confession [1] 107/5 confronted [2] 104/15 107/4 connection [6] 6/21 81/19 81/25 83/24 85/17 114/14 connections [1] 82/1 consent [4] 47/10 83/15 84/13 87/4 consented [1] 87/6 consents [1] 47/20 considered [1] 103/21 consistent [3] 8/23 74/14 74/22 conspiracies [1] 112/19 conspiracy [3] 80/1 83/20 85/21 constitutional [1] 49/22 consult [4] 53/21 96/10 96/17 109/20 Consulting [5] 29/5 31/17 32/7 32/23 34/3 contact [9] 98/11 98/13 98/22 98/23 99/16 99/23 100/3 100/7 101/3 contained [3] 7/5 39/11 77/9 contains [1] 105/11 contents [1] 8/18 context [6] 15/9 16/4 19/2 79/6 109/16 110/11 continue [1] 87/13 continued [6] 2/6 9/16 24/21 54/12 85/11 113/17 continues [2] 84/1 86/17 continuing [1] 85/19 contrary [1] 104/9 control [1] 49/18 controversial [1] 92/17 conversation [4] 50/18 53/24 91/10 93/16 conviction [4] 53/3 82/6 107/14 107/15 copies [1] 42/15 copy [6] 23/11 42/24 67/10 72/2 79/2 79/7 corner [2] 65/6 71/15 corporation [1] 23/12 correct [101] 9/14 9/15 9/17 9/18 9/21 9/22 9/24 9/25 10/1 10/2 10/3 10/5 10/7 16/7 16/14 16/18 16/19 18/19 22/8 22/16 25/15 26/19 26/20 28/8 39/3 41/12 44/3 51/13 57/11 58/11 58/12 58/14 58/15 58/17 58/18 58/24 58/25 59/13 59/16 59/17 59/21 59/25 60/1 60/7 60/15 61/16 61/23 62/3 62/5 62/8 63/3 63/4 64/3 64/7 64/25 65/1 65/18 65/22 66/7 66/8 67/3 67/4 67/20 67/21 68/16 69/3 70/3 70/14 70/15 71/4 71/5 71/11 71/23 72/7 72/8 72/16 72/17 74/24 76/21 76/22 77/1 88/3 88/4 88/12 88/18 88/19 89/4 89/5 89/7 89/10 89/13 89/16 89/17 90/5 90/6 90/7 90/18 92/2 92/3 95/1 113/1 correctly [3] 93/15 96/16 112/24 corroborate [1] 6/15 could [28] 3/20 6/5 18/10 23/3 33/22 43/21 47/7 47/7 52/21 52/24 53/9	D damaging [1] 105/12 danger [1] 105/19 Darrell [13] 12/9 24/2 98/13 98/24 99/17 99/23 100/3 100/24 106/2 106/3 109/18 110/24 112/17 date [36] 3/7 17/19 18/5 18/8 30/13 31/2 32/13 46/6 60/5 62/9 64/6 64/22 64/24 64/24 65/7 65/17 65/19 66/6 66/22 66/25 68/2 73/5 73/10 73/14 73/16 73/23 74/1 74/3 74/7 74/11 74/14 74/23 82/17 84/21 84/23 84/24 dated [3] 31/4 86/3 105/1 dates [13] 30/23 61/12 61/15 61/18 61/21 66/23 69/23 72/25 73/3 82/18 85/2 86/1 89/4 dating [3] 3/7 15/3 15/4 David [1] 1/18 day [6] 7/17 29/8 104/14 104/18 105/21 114/20 days [4] 1/7 59/25 80/5 82/19 dead [1] 53/16 deal [1] 47/23 dealing [1] 84/5 dealings [1] 19/2 debate [1] 108/1 debit [1] 11/19 debriefed [1] 105/7 Decatur [6] 25/18 86/15 88/9 88/18 88/25 90/12 December [1] 67/2 decided [3] 51/2 53/20 111/19 decreases [1] 86/20 deeply [1] 80/24 defendant [20] 1/18 1/19 9/13 9/21	

D	earlier [10] 18/18 56/13 61/24 63/2 63/15 64/25 66/22 79/20 105/16 110/15 earliest [8] 61/18 61/21 62/9 63/6 63/7 63/9 63/13 63/13 early [1] 13/5 ECF [2] 1/5 1/6 effect [1] 110/18 efficient [1] 95/16 either [9] 4/20 4/21 5/21 14/9 49/4 49/23 52/11 81/3 95/15 electronic [4] 37/5 37/15 39/10 57/2 Eleventh [2] 94/16 105/15 elicited [1] 108/22 Elite [4] 23/12 23/24 24/5 65/6 ELMO [3] 60/19 67/14 87/23 else [13] 10/10 15/7 29/21 47/14 52/23 54/15 58/23 76/4 80/17 85/22 86/9 106/9 109/5 emails [2] 35/12 58/16 employee [1] 70/6 empty [3] 18/7 45/14 46/11 encountered [1] 4/16 end [2] 14/19 53/16 ending [1] 31/2 enforcement [6] 21/13 21/19 22/2 22/3 53/11 100/25 engaged [1] 102/6 enhancement [1] 107/20 enjoy [1] 113/12 enjoys [1] 113/18 enter [2] 68/18 98/3 entered [2] 43/9 100/15 enters [6] 2/9 56/6 87/14 87/15 97/8 112/9 entire [3] 79/16 80/9 80/13 entirety [1] 84/18 entitled [1] 107/16 entries [1] 82/11 entry [1] 1/10 especially [2] 80/10 105/20 Esq [6] 1/16 1/16 1/17 1/18 1/19 1/19 establish [2] 78/14 80/20 established [2] 78/16 105/19 even [15] 4/6 13/12 13/12 15/2 52/17 63/8 70/16 81/8 81/9 85/20 86/6 87/6 101/20 101/24 102/23 event [1] 60/14 events [1] 42/22 ever [9] 3/18 3/25 4/7 4/10 5/16 12/13 19/16 108/24 112/17 every [9] 5/13 5/14 5/15 16/22 40/24 62/6 80/4 89/3 104/3 everybody [1] 47/14 everyone [5] 47/5 92/7 93/8 94/19 113/18 everything [6] 18/23 18/24 19/3 19/4 22/20 95/13 evidence [23] 23/19 25/11 26/16 28/25 29/25 35/9 36/24 40/3 43/20 45/8 56/23 57/14 58/4 58/6 75/10 82/9 84/3 86/21 87/20 98/17 100/15 107/2 107/17 exact [1] 108/5 Exactly [1] 76/13 exam [1] 80/23 examination [12] 2/17 9/5 18/18 19/11 19/22 21/2 55/23 57/17 58/20 97/18 101/22 110/7 examining [1] 48/17 example [3] 40/8 79/23 94/1 Excel [8] 37/5 40/9 69/4 69/7 69/16 71/4 71/6 72/10 exchange [1] 69/13 exchanged [1] 69/5 exchanging [1] 69/10 exclude [1] 87/2 exclusive [7] 3/19 4/1 29/5 31/17 32/7 32/23 34/3 excuse [1] 10/25 excused [1] 113/8 Executive [4] 23/12 23/25 24/6 65/6 exhibit [30] 6/11 23/3 23/19 25/11 25/20 26/2 26/4 26/16 28/24 29/24 33/10 34/21 41/17 41/21 60/17 63/23 64/13 65/3 66/14 71/1 75/1 75/10	79/3 82/21 84/18 86/10 87/19 87/20 87/23 89/22 Exhibit 10B [1] 60/17 Exhibit 1146 [1] 65/3 Exhibit 2300 [1] 41/21 Exhibit 2879 [1] 64/13 Exhibit 5000 [1] 87/23 exhibits [17] 22/25 27/12 27/21 34/24 35/8 35/15 36/18 37/15 38/22 39/11 39/17 43/19 56/12 56/18 56/22 57/13 70/19 exist [2] 29/20 95/25 existence [1] 60/6 exists [1] 103/21 exits [2] 48/12 79/1 expand [1] 75/22 expect [2] 17/2 17/2 expected [1] 15/12 experience [1] 34/16 expert [1] 44/13 explain [1] 80/2 explained [2] 18/24 19/2 explore [1] 95/10 expose [4] 93/25 94/4 94/14 108/4 exposed [1] 55/17 extent [2] 52/18 85/10 eyebrows [1] 84/13
E	each [9] 5/22 12/19 12/21 37/15 39/2 39/10 79/22 83/9 104/1	F F.3d [1] 94/17 F10A [7] 27/21 27/23 28/1 28/24 30/3 30/9 31/24 F10B [4] 28/24 30/20 60/21 61/5 F10C [2] 29/24 32/6 F10D [3] 28/2 29/24 32/22 F11 [2] 81/21 86/10 F11B [9] 25/20 26/1 26/6 26/7 26/16 66/25 89/19 89/23 90/1 F130 [2] 35/17 36/18 F130B [2] 38/1 39/17 F135 [2] 35/17 36/18 F135B [2] 38/1 39/17 F13B [3] 24/17 25/3 25/11 F150 [2] 35/17 36/18 F150B [2] 38/1 39/17 F163 [2] 35/17 36/18 F163C [2] 38/1 39/17 F164D [2] 38/1 39/18 F164E [2] 38/1 39/18 F214 [2] 35/18 36/19 F226 [1] 34/25 F227 [2] 34/25 35/8 F228 [2] 34/25 35/8 F229 [2] 34/25 35/8 F230 [2] 34/25 35/8 F231 [2] 34/25 35/8 F243 [2] 34/25 35/9 F248 [2] 34/25 35/9 F281 [1] 71/1 F281K [2] 70/25 71/1 F293J [2] 41/5 73/12 F293K [1] 73/20 F299L [1] 73/25 F299M [1] 74/6 F304I [1] 74/10 F330 [2] 35/22 36/21 F331 [2] 35/22 36/22 F334 [2] 35/22 36/22 F336 [2] 35/22 36/22 F339 [2] 35/22 36/22 F340 [2] 35/23 36/22 F344 [2] 35/23 36/22 F349 [2] 35/23 36/23 F351 [2] 35/24 36/23 F352 [2] 35/24 36/23 F355 [2] 35/24 36/23 F359 [2] 35/24 36/23 F365 [2] 35/24 36/23 F367 [2] 35/24 36/23 F368 [2] 35/25 36/23 F372 [2] 35/25 36/24 F3B [4] 23/4 23/5 23/15 23/19 F60 [7] 42/7 42/13 42/19 43/19 44/2 57/1 67/19 F60A [2] 57/7 57/13 F61 [5] 43/6 43/19 44/6 44/25 69/18

F	95/18 95/20 97/15 full [1] 1/12 further [17] 8/2 8/3 9/3 19/6 19/18 20/15 46/19 47/3 57/16 81/3 83/5 86/21 86/21 90/25 104/24 110/1 111/14 future [1] 55/17	81/2 81/7 87/3 87/3 102/20 110/15 Group [2] 31/9 64/19 guess [18] 5/23 12/23 13/10 13/13 15/19 28/20 47/19 49/18 51/16 52/5 52/5 52/9 54/4 54/19 85/1 85/3 91/12 98/25 guessed [1] 91/14 guilty [4] 98/3 105/1 105/5 107/12
F61A [1] 57/13 F62 [2] 43/19 45/15 F62A [1] 57/13 F63 [6] 42/7 42/13 42/19 43/19 46/5 57/1 F63A [2] 57/8 57/13 fact [7] 5/22 29/20 82/11 91/25 93/11 104/11 107/1 facts [2] 98/16 103/17 fair [4] 12/1 13/9 58/19 62/11 false [9] 53/10 103/25 104/11 104/16 105/6 106/17 106/18 107/10 111/10 falsely [2] 106/14 106/22 familiar [5] 74/18 76/12 76/14 77/8 77/12 far [7] 47/12 68/25 69/1 81/10 84/15 85/2 101/21 FEBRUARY [8] 1/12 84/21 85/1 85/2 85/5 86/6 114/10 114/20 federal [4] 103/9 103/20 107/6 107/10 feel [3] 66/18 84/3 110/21 felt [1] 15/4 females [1] 4/24 few [5] 9/11 40/7 58/22 79/17 80/5 Fifth [29] 49/5 49/10 50/8 52/9 52/22 55/12 55/13 92/14 93/12 93/20 95/23 96/2 96/20 98/9 98/12 99/11 99/16 101/19 103/1 103/3 103/7 106/7 108/7 108/21 110/15 110/21 111/3 111/12 112/20 figure [2] 95/4 95/24 file [4] 39/2 40/17 72/12 74/14 filed [3] 1/5 1/11 1/13 files [3] 37/5 37/7 38/15 finally [1] 89/15 find [3] 13/17 15/19 70/22 finding [1] 55/17 fine [4] 47/14 47/22 49/20 51/15 first [19] 2/11 2/16 9/13 21/1 27/19 28/20 30/3 44/25 47/16 65/23 66/4 66/25 67/18 75/25 85/2 93/7 97/17 99/2 101/25 five [1] 50/17 five-minute [1] 50/17 flash [2] 28/17 39/12 focus [1] 73/1 folks [1] 52/4 followed [1] 110/7 following [1] 1/3 follows [6] 2/16 21/1 54/12 93/7 97/17 113/17 fooling [1] 15/6 forefront [1] 84/3 foregoing [1] 114/17 form [3] 38/22 66/13 114/15 format [1] 47/10 forth [3] 12/19 12/21 13/8 forward [2] 85/10 85/14 FOSTER [80] 1/7 1/19 2/13 3/4 3/9 3/13 3/15 3/19 3/25 4/1 4/8 6/16 6/23 7/10 7/15 8/24 9/14 11/6 11/11 11/17 13/9 13/15 13/25 14/25 16/13 18/16 18/17 18/22 19/13 20/20 24/5 24/25 30/10 31/25 32/3 32/9 32/10 32/19 32/25 33/2 34/11 48/25 59/2 61/19 61/22 62/14 62/19 63/11 64/21 66/4 75/7 76/18 76/21 78/13 78/15 82/8 83/24 85/18 85/20 88/3 90/15 97/11 97/21 98/11 98/22 100/7 100/10 100/22 100/25 101/4 106/1 106/3 109/18 110/1 110/25 111/18 111/22 111/25 112/18 114/12 Foster's [5] 4/11 6/17 7/7 12/13 85/12 found [5] 14/8 61/18 61/22 62/1 62/9 foundation [10] 11/2 39/4 44/12 44/14 45/3 75/12 75/22 77/25 80/8 81/3 foundational [2] 80/25 81/6 Frank [1] 66/15 fraud [2] 94/4 104/23 free [1] 66/18 front [13] 22/23 22/24 22/25 23/2 30/14 30/16 32/14 32/15 52/2 60/22	G gand.uscourts.gov [1] 1/25 gave [5] 5/4 14/3 15/21 28/17 94/3 Gecas [2] 94/17 105/16 Gena [38] 3/12 6/16 6/23 7/11 7/12 7/14 12/13 13/14 13/25 14/25 15/21 18/17 18/22 27/1 27/2 30/10 32/2 32/9 32/19 32/25 33/15 40/13 40/16 41/2 41/6 41/8 61/19 61/21 62/13 62/19 63/11 81/24 85/12 85/18 85/20 86/14 90/4 90/16 general [3] 70/13 80/16 94/19 gentlemen [6] 6/25 48/2 78/21 91/6 102/10 113/9 GEORGIA [13] 1/1 1/24 23/11 25/18 76/25 86/15 88/9 88/18 89/1 90/12 90/15 104/23 114/7 get [20] 4/21 5/8 14/8 16/9 16/22 20/9 43/24 52/16 52/22 54/1 55/23 60/15 68/19 76/2 77/13 80/5 83/12 86/20 92/18 109/4 gets [1] 96/23 getting [3] 77/10 84/11 96/24 girlfriend [1] 15/4 gist [2] 16/23 94/13 give [10] 11/23 29/1 34/24 35/14 36/7 55/6 77/10 102/20 110/10 111/22 given [7] 4/10 34/17 50/18 99/20 105/20 108/3 112/1 gives [1] 80/3 giving [2] 4/24 16/3 go [34] 2/22 6/19 8/12 10/6 14/10 24/22 33/11 40/6 43/4 44/17 45/9 46/5 48/2 49/20 53/7 57/2 63/25 74/17 74/19 78/10 80/24 81/10 85/10 89/3 91/13 92/9 95/7 95/10 96/9 96/13 102/16 103/15 109/5 112/15 go-by [2] 74/17 74/19 going [72] 5/25 9/10 12/19 12/21 13/8 22/5 30/3 30/7 34/24 35/3 35/14 36/13 37/23 40/6 41/5 42/6 48/6 48/16 49/9 50/3 50/13 50/22 51/14 52/10 53/25 54/2 55/11 55/19 57/23 60/25 67/14 67/18 67/18 69/18 70/22 70/24 72/4 72/6 73/1 73/12 73/20 74/25 75/1 78/22 80/4 80/4 84/25 85/14 85/16 85/25 87/22 89/3 89/9 89/12 91/9 95/5 95/6 96/13 96/17 96/19 96/20 101/12 102/5 102/15 105/3 106/13 106/14 106/15 106/17 106/21 108/12 111/14 gone [5] 9/21 9/23 9/25 10/4 60/9 good [14] 9/7 20/22 20/23 21/4 34/21 48/18 48/20 57/19 79/5 91/19 92/19 92/25 93/1 97/20 Google [8] 41/23 44/13 44/17 67/5 67/7 68/8 69/11 69/14 got [10] 19/1 19/5 20/12 78/3 79/5 82/16 82/25 85/14 86/3 92/18 gotten [1] 15/9 government [53] 1/16 6/22 22/6 22/7 22/9 26/10 36/7 46/22 47/6 47/10 47/19 47/24 49/5 49/19 49/25 55/9 55/14 62/25 75/9 77/20 78/3 80/15 83/10 84/6 84/13 84/25 87/4 91/25 92/17 94/3 94/10 94/23 95/2 98/8 101/17 101/23 102/7 103/17 103/23 103/25 104/13 104/13 104/17 104/21 105/3 105/11 105/20 106/25 108/13 108/14 109/8 110/8 110/9 government's [12] 33/10 41/20 54/5 56/9 63/23 64/13 65/2 75/1 75/10 87/19 87/20 87/22 grant [2] 49/5 50/3 granted [2] 87/10 105/13 grants [1] 49/19 ground [1] 80/16 grounds [10] 28/11 78/11 78/18 79/13	H h'm [5] 59/9 66/24 68/15 71/10 72/20 had [24] 6/9 8/23 10/9 13/13 13/22 15/19 17/9 18/22 19/25 20/4 20/5 51/19 53/20 56/25 93/16 93/23 98/10 98/22 98/25 100/7 100/11 101/3 107/3 108/19 hand [9] 28/17 42/24 44/7 65/6 67/10 67/15 70/5 71/15 88/5 handle [1] 48/17 Hands [3] 28/19 42/25 79/8 happen [5] 12/22 12/25 72/14 95/18 95/20 happened [10] 13/4 14/6 14/7 59/24 59/24 103/14 104/14 105/22 105/22 109/12 happening [2] 43/9 80/3 happens [1] 107/15 happy [8] 47/10 47/18 52/4 53/16 95/15 104/4 104/8 109/2 has [59] 1/11 4/10 5/16 5/20 11/1 11/1 12/15 16/6 19/13 45/7 48/22 49/7 49/22 50/11 50/16 50/21 51/2 51/9 52/8 53/4 53/6 53/20 54/6 71/6 72/2 75/23 75/24 78/2 78/4 78/13 78/15 80/15 81/2 81/21 81/22 82/1 82/2 83/17 85/13 86/12 86/22 87/4 89/6 90/7 100/14 104/13 104/17 105/3 105/9 105/11 105/13 105/21 106/21 108/9 108/22 108/23 110/1 111/18 112/17 hasn't [1] 99/6 have [208] haven't [6] 9/7 11/14 57/19 58/1 59/4 61/1 having [13] 2/16 13/8 13/10 21/1 28/16 61/2 74/13 80/12 93/7 97/17 98/13 98/23 99/23 he [124] he'll [1] 11/23 he's [9] 14/10 15/23 32/11 33/4 52/10 53/20 96/19 106/13 106/14 head [1] 94/21 hear [12] 21/17 55/7 59/6 76/4 78/8 91/10 96/16 102/15 103/5 104/4 104/8 106/24 heard [6] 59/4 79/12 83/21 107/23 110/17 111/5 hearing [2] 53/5 114/15 hearsay [6] 6/1 6/1 7/1 7/18 45/6 52/16 held [1] 114/10 hello [1] 91/17 help [1] 22/12 her [19] 4/17 4/23 6/15 8/18 11/3 11/6 12/17 12/18 12/19 13/12 13/24 14/13 33/20 46/23 46/25 47/3 78/4 99/3 108/23 here [32] 2/7 3/21 7/25 27/3 27/13 29/15 30/6 34/6 47/13 48/22 49/1 49/6 51/10 53/17 55/3 56/2 64/3 64/3 70/22 71/15 73/16 78/17 87/1 88/3 88/5 88/21 89/21 92/24 95/13 107/21 109/5 113/13 hereby [1] 114/7 hey [3] 51/4 51/15 94/2 Hi [1] 21/4 hid [3] 14/23 14/25 15/2 highly [1] 81/19 him [66] 3/10 3/16 3/17 3/18 4/2 5/2 9/16 10/4 10/10 10/18 10/19 11/3 11/12 11/14 11/14 11/16 11/19 11/22 12/5 12/6 13/12 14/13 15/6 16/14 16/16 16/18 16/20 17/2 17/3 17/5 17/9 17/13 17/21 48/23 48/24 49/5 49/11 49/12 51/2 51/4 52/19 52/21 53/9 53/10 53/12 53/25 55/7 56/3

H	Inc [2] 23/12 31/9	89/21 91/9 92/13 92/17 95/19 97/6 100/6 100/16 108/6 108/18 109/10 109/11 111/11 113/10 itself [1] 102/25
him... [18] 91/23 92/1 93/24 93/25 94/4 94/14 96/1 96/2 99/10 102/22 106/18 107/4 107/18 108/4 108/24 110/19 111/3 112/3	inclined [1] 78/10 included [2] 84/4 85/12 including [1] 65/25 incoming [1] 61/8 incorporators [1] 24/2 incriminate [1] 93/13 incriminating [3] 51/6 52/11 52/20 incrimination [1] 110/6 indeed [1] 49/10 independently [1] 111/9 indicated [2] 40/24 79/20 indication [2] 31/25 95/1 indicted [1] 68/9 indictment [4] 67/25 68/3 68/4 86/2 individuals [1] 69/5 inference [1] 83/23 info [4] 40/8 70/6 70/18 71/2 information [26] 15/13 19/21 29/19 37/14 39/2 39/10 45/12 46/2 63/9 67/20 68/18 69/11 74/23 77/8 77/11 77/12 77/14 77/16 79/16 82/10 86/11 86/12 90/16 104/11 105/11 111/9 initial [2] 26/24 26/24 initialed [1] 37/12 initially [2] 28/5 103/7 installed [1] 72/3 instances [1] 72/11 instructed [1] 6/22 instruction [2] 111/8 113/11 instructions [2] 48/4 111/1 intend [1] 55/12 intended [1] 93/11 intends [1] 93/20 intent [3] 91/14 92/10 107/7 interacted [1] 4/16 interactions [2] 4/19 11/6 interest [1] 51/1 interesting [1] 108/1 internet [3] 20/4 20/8 20/9 interview [9] 53/14 94/3 98/10 98/21 99/24 100/22 100/25 104/12 104/14 interviewing [1] 22/6 investigate [1] 103/24 investigation [9] 21/16 21/18 22/2 58/3 61/23 62/1 62/18 62/22 62/23 investigatively [1] 77/13 investigator [13] 21/8 21/10 49/10 49/12 50/10 50/11 50/18 50/21 51/15 52/11 52/19 52/25 53/24 inviting [1] 109/8 invocation [7] 55/13 55/20 95/11 106/6 108/7 110/21 111/11 invoke [26] 49/21 51/2 52/9 55/11 92/14 93/20 94/13 96/2 96/20 98/9 98/12 99/15 100/1 100/5 100/9 100/23 101/2 101/5 108/21 110/5 110/15 112/20 invoked [2] 51/5 51/9 invoking [3] 99/10 101/7 102/20 involved [6] 7/25 21/15 21/18 22/1 22/5 112/18 involvements [1] 4/23 IP [8] 24/11 24/14 24/24 25/17 27/4 27/6 27/7 27/9 is [309] isn't [8] 9/19 10/16 61/19 69/10 74/13 74/16 100/2 100/6 issuance [1] 89/4 issuances [2] 85/8 87/5 issue [20] 46/20 46/23 47/6 47/8 47/16 50/14 53/19 54/18 80/7 80/8 82/17 82/18 84/3 84/21 84/23 84/24 86/23 96/21 99/12 107/9 issued [1] 24/8 issues [6] 54/22 55/1 82/23 83/11 91/7 103/1 it [216] it's [69] 4/5 4/6 5/20 6/3 6/8 6/9 6/13 6/15 17/20 17/21 17/25 23/11 23/18 25/5 25/10 26/15 26/24 29/20 30/13 30/16 32/14 32/15 33/24 36/8 40/15 40/18 44/5 45/14 46/11 48/6 50/24 57/3 60/8 60/9 63/7 63/13 64/4 64/18 65/11 65/20 69/1 72/3 72/4 72/6 72/18 75/5 79/16 79/17 79/20 80/18 82/15 86/4 89/9 89/12 89/15	J J-E-N-N-I-F-E-R [1] 3/3 J.P [2] 1/11 92/21 JACKSON [5] 1/6 1/18 56/2 108/15 114/11 Jane [2] 20/20 20/25 January [5] 98/7 99/24 101/14 101/15 104/19 Jennifer [4] 2/13 2/15 2/22 3/2 Jesika [1] 12/11 joined [1] 81/4 JPB [2] 1/5 114/12 judge [11] 1/11 19/9 35/6 51/19 52/3 56/1 75/16 90/21 92/21 92/22 94/24 Judge Walker [2] 51/19 52/3 judith [4] 1/22 1/25 114/4 114/23 July [8] 34/13 43/10 44/10 44/10 45/1 45/16 45/23 46/7 jump [3] 37/7 38/15 38/19 June [27] 31/3 31/4 31/5 31/6 31/6 31/12 31/12 31/13 32/17 33/5 33/14 40/21 41/13 61/12 61/12 61/15 61/15 64/4 64/6 64/24 66/6 85/1 85/8 98/7 101/13 103/10 103/20 jurors [1] 2/7 jury [44] 1/10 2/9 6/22 6/25 30/8 46/21 46/24 47/2 48/2 48/13 54/14 54/15 54/23 55/22 56/6 57/2 64/16 78/20 78/22 78/23 87/12 87/15 91/7 91/16 95/8 95/13 95/14 95/18 95/20 96/5 96/12 97/8 97/15 102/10 102/12 109/4 109/20 109/24 110/19 112/5 112/8 112/9 113/10 113/14 just [75] 4/18 4/23 5/23 8/17 12/19 14/8 14/20 15/8 16/3 17/17 18/3 18/13 19/20 19/24 20/10 21/12 22/19 23/3 26/11 28/17 29/15 29/20 33/20 33/24 34/8 35/11 38/20 39/1 39/9 40/7 40/25 41/5 47/12 49/14 51/16 52/5 52/9 54/22 55/22 56/11 60/2 63/17 65/23 67/16 68/11 68/21 69/10 70/2 70/12 73/18 74/7 76/2 77/10 79/15 80/12 81/25 82/7 82/18 83/3 84/19 90/10 95/8 95/12 96/1 99/6 99/10 100/16 101/25 104/17 105/24 108/17 109/11 110/20 111/1 111/7 Justice [1] 104/23
I	I'll [9] 29/1 47/20 72/1 78/8 87/2 87/12 97/7 109/11 111/22 I'm [88] 5/25 7/21 9/10 9/11 11/5 16/3 16/23 17/23 17/24 18/6 20/24 21/6 21/8 21/17 21/20 27/13 28/16 30/6 30/15 30/17 30/22 31/3 32/12 32/16 33/11 33/24 34/23 35/14 37/23 38/10 41/5 42/6 47/18 47/19 48/16 49/14 52/4 52/5 52/9 53/1 53/16 53/25 57/22 57/23 57/25 60/25 61/4 61/25 63/17 65/10 65/12 66/9 67/14 67/18 67/18 69/7 69/21 70/22 70/24 71/25 72/2 73/1 73/12 73/20 74/25 75/1 75/17 78/10 78/12 78/22 87/22 89/3 90/1 91/12 91/24 92/21 95/15 96/13 96/22 99/15 101/12 102/5 102/15 103/11 104/4 104/8 109/2 110/25 I've [1] 4/2 icloud.com [2] 24/12 35/12 idea [3] 78/3 79/5 105/10 identification [2] 80/5 83/19 identified [10] 39/2 58/17 63/10 63/12 63/15 63/19 80/16 81/2 106/1 106/3 identify [6] 100/10 100/21 100/22 100/24 109/18 112/18 identity [5] 75/14 77/21 78/14 98/4 107/12 imagine [2] 102/24 103/2 immunity [5] 49/6 49/19 49/25 50/3 55/10 implicate [1] 110/25 implicates [1] 111/7 important [2] 17/20 17/20 important-important [1] 17/20 importantly [1] 107/13 imposed [1] 103/7 improperly [1] 100/21	K Kaushal [12] 1/16 8/12 9/10 10/24 29/9 57/22 72/6 76/14 79/2 81/10 83/14 86/9 Kaushal's [1] 76/2 keep [1] 84/6 kind [3] 16/24 49/7 68/21 knew [4] 4/6 11/11 20/2 76/9 know [69] 3/4 3/6 3/12 3/15 4/6 4/20 5/24 7/19 9/16 12/3 13/3 13/6 13/11 14/9 15/8 15/9 15/10 15/25 16/3 16/4 17/22 18/16 19/2 19/13 19/25 38/23 46/22 47/11 48/6 50/12 50/18 51/5 51/18 52/7 52/8 52/17 53/8 53/12 54/17 54/24 58/23 60/13 61/1 61/24 62/4 63/2 63/5 63/7 63/13 66/10 68/1 68/2 68/25 69/1 69/24 70/6 70/10 70/11 70/16 71/19 71/20 80/17 82/25 92/8 92/22 99/11 103/13 107/8 109/8 known [1] 13/12 knowing [1] 106/2 knowingly [1] 107/5 knowledge [5] 4/3 4/5 106/14 107/7 108/22 known [9] 3/10 3/18 3/25 4/2 10/18 11/1 18/15 104/12 104/13 knows [5] 11/2 48/21 49/11 50/21 52/12
L	lack [1] 85/17 Ladies [6] 6/25 48/2 78/21 91/6 102/10 113/9	

L	lodged [1] 99/19	meaning [1] 69/21
Lakeview [6] 25/18 81/19 86/15 88/17 88/25 90/10	logging [1] 60/8	means [3] 60/2 69/20 70/6
laptop [2] 72/2 72/9	login [2] 25/5 25/14	meet [2] 49/10 49/12
last [11] 40/14 40/15 40/21 41/8 41/13 42/1 44/21 46/12 55/23 74/4 89/15	logins [2] 24/12 24/25	meeting [1] 55/4
lasts [1] 54/20	logs [1] 70/3	Meghan [1] 24/2
later [2] 55/24 82/19	long [10] 3/8 35/14 36/8 37/23 39/9 68/7 68/10 70/19 82/23 91/9	member [1] 21/12
latter [1] 86/8	longer [1] 60/15	mention [1] 18/21
laundering [2] 98/4 107/11	look [14] 4/25 23/3 26/25 34/8 43/13 44/18 45/15 52/13 63/22 73/25 75/2 77/13 86/4 89/22	mentioned [7] 13/7 13/21 13/24 14/20 18/15 18/18 24/5
law [10] 21/13 21/19 22/2 22/3 53/11 55/14 92/13 94/10 94/20 100/25	looked [12] 24/4 25/2 31/23 32/19 33/20 38/13 38/14 44/23 64/9 73/9 73/18 77/3	Mercedes [3] 10/17 10/18 10/19
lawyer [1] 96/18	looking [8] 15/19 30/9 31/4 32/12 44/2 65/9 65/14 89/23	merely [1] 104/6
lay [2] 39/4 44/14	looks [4] 42/16 63/23 80/2 80/3	message [3] 6/12 41/24 42/2
leading [1] 15/10	lot [3] 70/17 70/19 86/23	messages [15] 5/16 5/21 5/23 6/16 7/6 7/6 7/9 7/13 7/23 8/14 8/18 8/22 14/15 58/7 58/10
leads [1] 103/14	lots [1] 107/20	met [11] 9/7 9/13 12/9 12/11 12/17 48/24 50/15 57/19 97/22 97/24 106/5
learned [1] 91/13	lunch [8] 91/11 111/25 112/3 112/7 113/10 113/12 113/19 113/22	metadata [5] 71/6 71/8 72/4 72/19 72/21
least [7] 4/14 4/17 14/7 14/7 14/7 17/3 70/18	lying [1] 104/16	method [1] 96/13
leave [2] 17/16 17/16		mic [2] 3/20 39/5
lectern [1] 56/9	M	microphone [1] 21/22
Lee [5] 29/1 37/1 93/4 96/10 97/14	ma'am [25] 6/4 7/20 8/7 9/13 18/13 19/6 20/17 21/11 21/21 46/9 48/10 61/5 64/10 64/14 65/12 67/14 73/10 75/2 78/24 90/2 91/2 97/23 97/25 98/2 98/6	Microsoft [2] 71/20 72/3
left [5] 17/10 17/21 18/1 53/17 65/6	machine [1] 114/9	mid [1] 13/5
left-hand [1] 65/6	mad [1] 5/23	mid-2020 [1] 13/5
Leigh [2] 1/19 97/20	made [12] 6/23 52/19 52/24 53/14 60/5 60/11 66/23 103/20 103/22 104/12 108/19 111/10	middle [2] 65/14 82/8
Leigh Ann [1] 97/20	magician [1] 74/6	might [12] 23/1 47/5 60/2 70/13 77/9 80/24 84/12 93/21 93/25 94/1 94/4 107/25
less [2] 18/3 83/23	mailing [8] 88/14 88/17 88/21 89/7 89/10 89/13 89/16 90/14	minimal [1] 79/19
let [26] 5/3 9/20 10/14 14/9 19/4 19/16 36/7 48/16 60/2 61/1 62/11 66/10 72/1 74/6 76/2 80/22 83/14 85/7 88/1 89/24 92/8 95/2 106/8 106/24 110/19 112/5	maintain [1] 112/22	minimum [1] 81/2
let's [17] 47/1 49/24 53/7 55/22 59/7 63/25 64/11 65/2 72/10 73/25 74/10 74/17 84/9 87/12 89/22 93/4 113/10	maintained [4] 82/1 82/21 83/17 108/9	minute [2] 31/24 50/17
letter [2] 92/16 94/13	maintaining [1] 101/19	minutes [2] 54/21 54/24
letter's [1] 67/2	make [13] 5/23 47/5 53/20 55/16 57/1 78/6 84/20 103/4 104/9 109/2 109/8 110/18 110/20	mirror [1] 85/10
level [1] 105/23	makes [1] 63/14	missed [2] 21/20 81/15
liability [5] 55/18 93/25 94/5 94/14 108/4	making [4] 53/10 103/25 105/6 107/9	misstating [1] 98/17
license [10] 75/6 77/3 77/10 77/14 77/20 79/15 79/16 79/21 80/5 83/18	many [7] 4/13 12/17 14/6 20/1 51/22 57/25 70/17	mistaken [1] 56/10
licenses [3] 83/13 84/12 85/14	March [2] 84/23 85/8	modified [8] 40/14 40/15 40/21 41/8 41/13 71/11 71/12 87/18
lie [3] 94/2 107/7 109/16	mark [4] 57/4 57/7 75/1 84/18	modify [2] 69/22 71/22
lied [1] 107/5	marked [6] 24/17 37/19 37/20 38/22 42/6 74/25	moment [19] 2/4 6/4 18/10 24/18 29/12 32/19 36/8 36/10 36/12 43/2 49/8 75/19 79/11 93/8 96/24 97/24 98/18 101/10 111/22
life [1] 72/22	married [4] 3/16 13/14 13/22 18/17	money [4] 11/25 12/5 98/4 107/11
lifestyle [1] 19/4	Marshall [17] 1/18 19/7 26/13 28/21 43/15 47/9 47/21 54/6 56/4 56/19 75/17 81/4 91/24 94/11 94/23 108/13 112/25	months [1] 83/9
light [1] 80/10	matches [2] 38/24 90/16	Moore [2] 1/17 98/25
like [55] 4/5 4/23 5/21 5/23 11/23 11/23 13/6 14/17 14/19 15/3 15/4 15/4 17/18 17/18 17/19 17/19 17/19 17/20 17/20 17/23 17/23 19/2 19/3 20/3 20/3 20/5 20/10 21/19 28/12 29/9 37/4 37/5 42/16 52/13 57/6 63/23 70/2 75/2 77/7 78/19 80/2 80/4 81/8 82/4 82/21 83/8 83/13 84/13 91/9 96/23 104/9 107/22 109/4 109/14 111/4	matter [5] 6/9 46/24 47/12 47/25 114/11	mooted [1] 85/3
likely [1] 110/9	matters [2] 78/19 94/15	more [24] 4/23 5/19 5/20 6/5 10/10 13/10 13/13 14/14 14/19 18/13 19/13 41/5 47/4 54/21 57/3 73/2 73/25 74/6 74/10 83/12 87/3 90/19 107/13 112/2
likewise [1] 85/13	may [37] 1/5 1/9 2/10 4/22 6/23 6/24 13/3 14/11 16/21 30/18 30/25 31/1 36/8 36/9 46/17 46/25 47/4 50/25 53/18 56/10 58/22 60/6 64/23 65/7 65/7 65/17 66/17 76/4 76/4 79/2 83/1 92/1 96/8 103/20 108/9 109/9 109/9	morning [16] 9/7 20/22 20/23 21/4 48/3 48/18 48/20 48/24 50/16 57/19 92/10 92/19 92/20 92/25 93/1 97/20
limitations [1] 103/23	May 28 [1] 31/1	most [2] 17/12 95/16
limited [3] 11/7 80/11 80/11	maybe [11] 12/3 12/4 13/5 14/17 47/5 51/11 51/14 51/16 54/8 80/7 109/19	mostly [2] 16/21 58/21
line [6] 1/10 33/12 53/2 77/4 78/4 110/14	me [73] 4/23 4/24 4/24 5/3 5/20 5/23 9/20 10/14 11/1 11/14 12/19 13/13 14/9 14/9 15/5 15/21 16/3 18/24 19/2 19/4 20/4 20/8 23/10 25/4 28/17 30/23 31/5 31/10 32/13 35/15 36/7 37/24 40/11 40/14 40/17 42/24 47/2 47/15 49/16 51/1 53/15 53/19 55/2 55/6 60/2 60/19 61/1 62/11 64/17 66/10 72/1 73/14 74/6 75/4 76/2 80/22 83/14 85/7 88/1 89/23 89/24 91/9 91/25 92/5 94/10 99/11 101/19 102/20 104/5 106/8 106/24 112/5 114/15	motion [1] 53/5
link [7] 42/12 43/7 68/8 68/11 68/13 68/14 68/20		move [11] 6/1 23/14 25/6 25/25 27/17 28/1 35/3 36/5 38/18 42/18 66/18
list [12] 34/24 35/14 36/8 36/15 37/23 38/19 38/23 39/10 40/25 41/2 70/19 85/11		moved [1] 81/1
listed [14] 32/8 32/10 33/2 39/9 40/12 41/24 45/25 70/18 77/22 88/3 88/6 88/11 88/21 89/24		moves [2] 75/9 77/20
listing [1] 83/25		moving [1] 56/17
lists [2] 81/24 86/14		Mr [2] 20/20 52/25
literally [1] 105/21		Mr. [130]
litigate [1] 107/9		Mr. Berne [25] 48/24 51/12 51/14 51/17 52/6 53/17 53/22 53/22 54/8 55/9 55/11 91/17 92/9 92/25 93/19 97/1 101/18 102/15 102/16 105/18 106/5 106/21 107/22 109/19 113/4
little [5] 5/3 14/14 40/18 67/5 73/1		Mr. Dixon [57] 48/24 49/5 50/3 50/7 50/12 50/12 50/21 50/22 50/25 51/15 51/20 51/23 52/8 53/2 54/17 54/22 54/22 55/1 55/5 91/4 92/1 92/8 92/19 93/2 93/10 93/15 95/5 95/22 96/7 97/14 97/20 99/23 101/12 102/5 103/9 103/17 103/24 104/15 105/4 105/9 105/18 106/5 106/11 107/3 107/5 107/12 107/13 107/15 108/20 108/23 109/15 110/5 110/11 110/25 111/15 112/6 112/17
live [1] 94/2		Mr. Dixon's [1] 104/20
live-type [1] 94/2		Mr. Foster [18] 2/13 3/9 3/25 7/10 7/15 8/24 11/6 11/11 13/9 48/25 97/11 97/21 98/11 98/22 110/1 111/18 111/22 111/25
living [3] 21/5 21/7 86/20		Mr. Foster's [1] 4/11
loan [2] 100/3 112/18		
loans [5] 98/11 98/14 98/22 100/8 101/4		
locked [1] 18/7		

M Mr. Kaushal [8] 8/12 10/24 29/9 76/14 79/2 81/10 83/14 86/9 Mr. Kaushal's [1] 76/2 Mr. Marshall [16] 19/7 26/13 28/21 43/15 47/9 47/21 54/6 56/4 56/19 75/17 81/4 91/24 94/11 94/23 108/13 112/25 Mr. Moore [1] 98/25 Mr. Ricky [1] 48/21 Mr. Steve [1] 48/22 Ms [2] 37/4 76/17 Ms. [114] 2/19 3/15 3/19 4/1 4/8 6/7 7/3 7/5 8/5 8/16 8/22 9/7 11/4 19/10 19/13 19/24 21/4 22/1 23/22 24/22 25/13 26/3 28/3 28/12 29/1 30/3 30/9 31/23 33/9 33/14 33/22 34/2 34/5 34/8 34/20 34/23 37/1 39/5 41/17 41/20 41/23 43/2 43/4 43/21 43/24 44/17 48/15 48/16 48/18 50/5 52/13 53/7 53/15 56/2 56/8 57/19 60/18 63/24 63/25 65/3 65/5 65/10 65/12 70/25 72/9 72/12 73/13 75/21 76/5 76/8 78/1 79/12 81/3 82/22 83/21 83/24 84/2 84/11 85/17 85/22 87/22 87/24 91/24 92/4 93/2 93/4 93/10 93/19 94/9 94/21 95/9 96/10 96/13 96/14 97/14 98/18 98/19 100/17 101/14 102/14 104/2 107/23 108/15 108/19 108/22 109/3 109/5 110/5 110/17 111/4 111/14 111/23 112/12 112/24 Ms. Chaiken [4] 52/13 53/7 111/4 112/24 Ms. Chaiken's [1] 96/14 Ms. Durrett [4] 48/16 48/18 50/5 53/15 Ms. Foster [1] 83/24 Ms. Holland [12] 33/9 33/22 34/5 34/20 41/20 43/21 60/18 63/24 63/25 65/3 65/10 65/12 Ms. Holmes [19] 21/4 22/1 23/22 25/13 30/3 30/9 31/23 33/14 34/2 34/8 34/23 41/23 43/24 44/17 57/19 65/5 76/8 87/22 87/24 Ms. Jackson [2] 56/2 108/15 Ms. Lee [5] 29/1 37/1 93/4 96/10 97/14 Ms. Murray [8] 2/19 7/5 8/22 9/7 19/13 19/24 83/21 84/2 Ms. Murray's [1] 85/17 Ms. Pyfrom-Foster [4] 3/15 3/19 4/1 4/8 Ms. Webster [51] 6/7 7/3 8/5 8/16 11/4 19/10 24/22 26/3 28/3 28/12 39/5 41/17 43/2 43/4 48/15 56/8 70/25 72/9 72/12 73/13 75/21 76/5 78/1 79/12 81/3 82/22 84/11 85/22 91/24 92/4 93/2 93/10 93/19 94/9 94/21 95/9 98/18 98/19 100/17 101/14 102/14 104/2 108/19 108/22 109/3 109/5 110/5 110/17 111/14 111/23 112/12 Ms. Webster's [2] 96/13 107/23 much [3] 31/18 72/21 102/19 multiple [6] 19/25 74/17 74/22 79/21 79/21 82/11 Murray [11] 2/14 2/15 2/19 2/21 7/5 8/22 9/7 19/13 19/24 83/21 84/2 Murray's [1] 85/17 Mutual [2] 10/11 10/12 my [36] 4/5 4/20 4/21 4/21 9/10 20/6 20/9 26/11 36/3 55/8 57/22 61/10 66/19 68/5 69/22 72/3 72/4 72/9 72/13 86/15 91/12 91/14 97/20 98/9 98/12 99/11 100/1 100/5 100/9 100/23 101/2 101/5 103/4 106/14 111/20 112/20	natural [1] 15/11 necessarily [2] 10/8 107/11 need [26] 16/10 20/7 36/8 46/20 46/23 46/25 47/15 47/22 48/5 51/16 52/5 53/22 54/15 76/4 80/17 80/24 81/9 82/15 82/16 82/18 82/20 87/6 91/7 95/4 96/9 112/2 needing [1] 83/12 needs [3] 20/7 53/23 83/11 never [15] 4/6 10/18 10/19 13/11 13/11 13/21 75/23 75/24 77/6 78/2 78/4 99/2 99/4 101/3 108/23 new [3] 19/21 105/13 107/16 next [15] 20/19 51/20 54/16 66/2 79/24 79/24 88/20 89/6 89/9 89/12 91/4 91/8 97/10 98/23 99/3 nice [1] 79/6 night [3] 42/1 44/21 46/13 nightclubs [1] 9/25 no [89] 1/18 1/4 6/20 8/25 9/3 9/9 10/21 12/10 12/12 13/16 13/23 15/5 15/18 17/25 17/25 18/6 19/1 19/9 19/18 20/16 21/14 22/11 22/22 23/16 23/17 24/7 24/16 25/8 25/9 25/14 26/9 26/14 28/10 28/22 29/16 29/22 32/1 32/11 33/4 34/12 34/19 35/5 35/6 36/14 36/16 39/14 39/15 43/17 44/5 45/14 46/4 46/11 46/15 46/19 56/20 57/16 57/21 58/9 59/3 59/6 59/13 60/15 62/20 64/15 67/8 68/13 68/20 68/21 68/23 72/23 77/5 77/7 78/3 78/15 81/5 86/7 90/21 90/25 96/1 97/23 97/25 106/15 107/24 108/14 110/1 111/16 112/25 113/2 114/12 Nobody [1] 108/23 noncontroversial [1] 102/25 none [2] 51/24 98/16 NORTHERN [3] 1/1 104/22 114/6 not [128] note [2] 1/17 105/9 noted [4] 80/23 93/10 94/9 94/12 notes [1] 36/3 nothing [3] 19/6 20/15 59/24 noting [1] 80/23 November [5] 82/23 83/4 85/4 87/5 87/11 now [24] 13/7 14/17 15/22 16/9 27/11 35/14 47/3 47/3 47/16 47/23 50/22 54/22 55/5 61/10 69/18 72/24 74/13 80/23 81/1 88/14 89/18 89/23 95/13 108/24 number [9] 1/10 1/10 4/21 17/2 26/2 26/4 30/7 50/5 66/14 numerous [3] 69/4 69/7 78/17	112/8 officers [1] 101/1 offices [1] 114/7 official [9] 1/3 1/5 1/6 1/11 1/19 1/22 103/25 114/5 114/24 oh [6] 5/22 17/25 30/17 65/11 74/20 78/8 okay [120] old [2] 18/22 82/5 once [4] 5/19 5/19 5/20 96/23 one [56] 3/21 6/4 7/16 9/11 19/14 19/16 20/2 20/2 20/2 22/24 23/1 24/18 27/5 29/5 29/12 41/5 43/2 44/25 46/17 50/5 51/8 56/11 61/25 73/2 73/25 74/6 74/10 75/19 76/18 77/6 78/12 78/15 79/11 79/15 79/16 79/19 79/23 80/6 80/13 80/13 83/10 85/3 85/15 88/14 89/3 90/23 93/8 94/16 95/7 98/18 101/10 103/11 104/3 108/17 109/14 112/6 ones [2] 61/25 95/9 only [12] 1/5 1/10 20/2 32/2 49/11 50/15 50/15 53/13 54/20 85/25 87/8 96/2 open [6] 43/7 43/24 53/10 68/24 69/1 114/10 opens [1] 101/22 opposed [2] 7/15 8/2 opposite [1] 108/5 order [8] 2/2 5/7 8/14 16/5 16/9 80/18 86/11 101/12 ordered [1] 102/22 original [1] 68/4 originally [1] 84/19 other [32] 4/24 5/23 8/23 12/20 14/20 15/13 20/2 20/11 29/16 29/18 46/2 46/12 46/13 47/8 49/20 58/16 58/22 64/7 70/3 71/20 74/18 79/22 83/9 83/18 83/22 94/15 97/4 97/5 97/5 101/25 103/2 107/21 other's [1] 12/22 others [1] 62/4 otherwise [2] 47/11 95/25 our [16] 8/19 11/6 15/2 21/15 22/15 47/12 49/9 49/10 49/12 50/10 52/25 82/9 101/6 106/4 108/22 112/22 out [37] 2/8 9/21 9/23 9/25 10/6 13/17 15/19 22/5 39/9 40/25 47/2 48/17 54/14 54/23 55/22 58/23 70/18 78/22 78/24 82/23 83/3 83/15 84/9 84/9 84/14 86/22 87/4 91/21 91/23 95/4 95/8 95/13 95/25 96/5 102/11 109/4 109/20 outside [5] 46/21 46/24 48/11 78/19 109/15 outweighed [1] 87/1 outweighs [1] 84/16 overarching [3] 21/16 21/18 22/1 overhead [1] 67/12 overlaps [1] 85/19 override [2] 78/10 87/2 overruled [9] 11/8 29/23 43/13 45/9 45/20 81/6 87/17 99/8 103/8 own [1] 111/1 owners [1] 23/24
N name [23] 2/19 2/24 9/10 11/17 26/25 30/10 32/6 32/8 33/15 57/22 64/16 66/4 71/24 72/3 72/13 76/21 81/23 82/3 85/12 88/1 88/3 94/1 97/20 named [2] 12/9 12/11 names [1] 44/4	O Oaky [2] 31/20 41/10 object [4] 5/25 28/11 99/10 101/7 objecting [1] 78/15 objection [49] 6/6 7/18 8/1 8/2 10/22 23/16 23/17 25/8 25/9 26/9 26/14 28/10 28/13 28/21 35/5 35/6 36/14 36/16 38/25 39/14 39/15 42/20 43/12 43/16 43/17 44/12 45/3 45/18 56/16 56/20 57/12 75/11 75/16 75/18 75/22 77/24 77/25 78/6 81/3 81/4 81/8 84/15 87/2 87/7 87/17 98/15 99/19 100/13 112/22 obligation [2] 15/5 15/6 observed [4] 11/12 11/14 11/19 11/22 obstruction [1] 107/20 obtain [2] 22/12 24/24 obtained [2] 78/4 86/12 obviously [7] 16/2 55/9 75/5 79/25 91/13 96/12 112/22 occasion [1] 14/11 occasions [1] 12/19 occurred [1] 65/19 off [13] 2/4 2/5 4/5 6/5 20/9 20/10 24/19 24/20 28/20 95/10 96/9 113/15 113/16 offered [2] 6/8 6/13 offering [2] 6/14 78/14 office [2] 62/18 72/3 officer [5] 53/11 55/25 96/5 107/10	P p.m [6] 45/16 45/23 46/8 112/9 113/14 113/22 page [33] 1/10 30/22 33/11 34/6 34/9 41/21 41/24 61/4 63/25 64/1 65/3 65/9 65/11 65/14 66/25 68/16 68/19 79/23 79/24 79/25 82/16 82/21 83/10 84/8 84/9 84/21 84/23 84/24 88/20 89/9 89/12 89/15 104/21 page 3 [1] 79/23 pages [8] 82/16 82/18 82/20 83/4 84/5 84/10 84/17 84/21 paper [1] 66/12 part [3] 15/11 87/7 98/4 partial [1] 1/12 participate [2] 98/8 101/16 participated [2] 99/3 105/25 participating [1] 99/5 particular [6] 7/17 60/5 62/2 75/14 81/22 83/17

P	83/1	questioning [1] 108/12
particularized [1] 55/17	preparation [1] 1/18	questions [48] 9/3 9/11 11/6 18/13
particularly [3] 7/16 7/17 87/3	presence [1] 78/19	19/8 19/9 19/18 19/20 20/16 46/20
partied [1] 10/2	present [4] 9/17 11/12 14/15 14/16	47/3 47/16 55/12 55/19 57/16 57/23
password [3] 4/10 5/4 5/7	presented [2] 29/15 75/24	59/10 67/17 79/6 90/19 90/21 90/25
past [3] 54/1 59/25 69/2	presumably [2] 71/1 72/4	93/21 93/24 93/24 94/1 94/2 95/5
patience [1] 18/14	pretty [5] 11/7 79/5 92/16 94/12	95/6 95/8 95/21 95/25 96/2 99/7
pause [12] 8/1 8/11 9/2 18/11 29/13	106/9	99/12 101/7 101/22 101/25 102/21
36/11 43/3 46/18 75/20 90/24 93/9	previously [6] 34/23 37/18 37/20	103/2 103/18 104/2 105/25 108/8
101/11	76/8 76/24 89/18	108/10 110/10 112/25 113/2
pay [3] 12/2 12/4 20/9	printouts [1] 57/3	quick [1] 55/1
payment [6] 61/19 63/3 63/15 63/19	prior [4] 30/7 44/18 65/9 82/6	quickly [2] 70/23 89/22
65/15 66/1	private [1] 21/8	
payments [5] 61/21 62/2 63/10 63/12	privilege [13] 52/22 98/9 98/12	R
63/14	100/1 100/5 100/9 100/23 101/2 101/5	raise [1] 84/12
pays [1] 10/6	101/8 102/21 103/7 110/6	range [2] 65/7 66/22
PDF [1] 1/3	probably [2] 51/9 53/16	reach [2] 82/12 82/16
pen [1] 61/10	probative [2] 80/11 86/25	read [7] 37/23 38/20 40/25 65/23
pending [4] 49/7 53/6 105/10 108/3	problem [4] 8/19 49/1 49/4 102/2	65/24 73/10 74/8
people [1] 40/12	procedural [1] 48/7	reading [1] 61/2
percent [1] 16/24	procedure [1] 95/24	ready [2] 54/14 91/4
perhaps [2] 80/6 93/21	proceeding [1] 105/13	real [8] 70/22 89/22 94/18 103/21
period [3] 1/7 82/2 100/12	proceedings [10] 1/10 2/5 24/20	104/6 105/19 108/6 111/12
perjury [3] 53/10 106/17 106/22	54/11 97/5 97/6 113/16 114/10 114/14	really [9] 13/11 15/1 15/5 70/11
permissible [1] 106/19	114/18	72/21 80/17 82/12 95/4 109/4
permission [2] 66/19 96/6	products [1] 71/20	Realtime [1] 114/5
permitted [1] 96/17	proffer [18] 53/14 94/3 98/8 99/3	reason [5] 14/8 84/4 85/15 85/16
person [5] 18/2 32/2 51/6 99/1	99/4 101/17 101/20 101/24 102/6	110/6
100/11	102/23 103/8 103/16 105/6 106/1	reasonable [4] 94/18 104/5 108/6
personal [2] 19/4 33/20	107/2 109/16 110/10 111/10	111/12
personally [1] 62/15	proffered [1] 84/19	reasons [1] 79/18
perspective [1] 83/2	prohibited [2] 1/12 105/8	recall [5] 11/18 12/6 15/1 24/8
phone [35] 4/20 4/21 4/22 5/5 5/8	proof [2] 4/24 6/3	46/25
5/17 6/10 13/25 14/1 14/4 14/13	proper [6] 92/13 95/11 106/6 108/7	receive [3] 7/6 24/14 111/8
15/20 16/5 16/5 16/6 16/9 16/10	110/15 111/11	received [6] 6/16 8/22 25/22 26/19
16/22 17/1 17/2 17/5 17/9 17/12	prosecute [1] 106/9	29/6 111/2
17/16 17/20 18/1 19/14 19/25 20/5	prosecuted [2] 106/18 108/2	recess [2] 54/11 113/22
20/5 20/6 20/8 20/10 20/11 20/12	prosecution [2] 105/20 111/3	recognize [3] 37/9 37/11 42/8
phones [3] 19/16 19/25 20/1	prosecution's [1] 54/20	recognized [1] 50/25
photo [1] 79/16	prosecutor [1] 57/22	record [41] 2/4 2/5 2/20 8/8 23/12
Phront [2] 31/9 64/19	prosecutors [2] 9/11 103/9	24/19 24/20 37/1 38/20 56/1 57/5
pick [3] 16/22 16/24 17/1	protect [1] 106/11	59/13 59/18 59/21 62/6 65/5 66/11
picture [1] 82/3	prove [2] 106/6 107/6	66/12 75/6 75/6 80/15 81/13 81/22
pictures [1] 5/21	provide [1] 55/10	84/19 86/16 89/19 90/2 95/10 96/9
piece [2] 19/21 82/9	provided [5] 68/13 76/7 86/11 86/13	98/17 103/4 104/9 108/18 108/25
place [3] 101/20 101/25 102/23	103/17	109/2 110/18 110/20 110/20 113/15
planning [1] 53/12	publish [4] 67/18 67/19 87/23 89/24	113/16 114/18
plea [9] 98/3 104/18 104/20 105/2	publishing [1] 90/1	recording [2] 59/1 59/5
105/8 106/10 106/20 107/8 108/1	pull [4] 63/24 64/10 64/11 65/2	records [39] 22/12 22/20 24/6 24/14
plead [3] 49/5 49/10 95/22	pulled [2] 66/12 70/25	25/14 29/14 29/16 35/4 36/6 58/13
pleaded [1] 107/12	pulling [1] 28/16	59/7 59/11 59/16 59/23 60/4 60/6
pleading [1] 104/25	pulls [1] 42/11	60/15 62/13 62/19 66/23 75/7 76/7
please [32] 2/8 2/11 2/20 2/24 3/20	punch [1] 16/6	76/9 76/20 76/21 76/25 76/25 77/3
6/5 6/6 8/1 20/19 25/20 27/11 27/11	purchased [2] 20/4 20/8	77/9 77/20 79/22 83/24 85/9 85/10
28/18 33/23 41/21 43/2 48/10 60/18	purge [1] 70/2	85/13 85/24 85/24 85/25 86/5
61/1 65/11 66/10 78/22 78/25 91/15	purged [1] 60/8	recross [2] 19/19 19/22
91/20 93/5 96/5 97/10 97/14 102/11	purport [1] 85/9	RECCROSS-EXAMINATION [1] 19/22
109/22 112/8	purpose [2] 77/21 96/1	redact [1] 30/7
pled [1] 105/5	purposely [1] 17/24	redirect [2] 19/11 90/22
podium [1] 102/16	pursuant [8] 23/15 25/7 26/1 28/2	reduced [1] 114/15
point [13] 14/15 80/20 83/7 95/3	35/4 36/6 86/11 105/2	references [1] 87/11
95/21 96/9 105/2 107/16 107/17 109/1	pursue [1] 107/20	referencing [1] 1/10
109/17 110/10 110/23	put [5] 67/11 81/21 82/9 96/10	refusing [1] 50/22
pointing [2] 61/10 61/14	108/25	rejoin [1] 47/12
points [1] 70/9	putting [1] 96/1	related [13] 5/21 29/4 29/16 40/11
policies [3] 59/16 59/18 59/21	Pyfrom [41] 3/13 3/15 3/19 4/1 4/8	62/13 62/19 72/24 73/3 81/22 103/18
policy [1] 69/24	6/16 12/13 13/15 13/25 14/25 18/17	104/25 105/5 107/11
portion [2] 1/9 87/9	18/22 26/24 27/1 27/2 29/4 30/10	relates [1] 71/1
posed [1] 110/5	31/17 32/3 32/7 32/9 32/19 32/23	relationship [10] 3/8 3/19 4/1 4/4
possibilities [2] 95/1 105/15	32/25 34/2 40/13 40/16 41/3 41/6	12/23 13/1 13/12 13/19 15/2 15/11
possibility [1] 103/22	41/8 61/19 61/22 62/14 62/19 63/11	release [1] 47/11
possible [3] 33/9 72/18 85/11	81/24 85/18 85/20 86/14 90/5 90/17	relevance [22] 28/11 28/13 29/2
posted [1] 65/20	Pyfrom-Foster [19] 3/13 6/16 13/15	42/20 43/13 75/11 77/25 78/6 78/9
potential [3] 49/9 83/22 85/17	13/25 14/25 18/17 18/22 30/10 32/3	78/10 78/11 79/19 80/20 81/18 84/2
potentially [1] 103/24	32/9 32/19 32/25 61/19 61/22 62/14	84/16 85/4 85/8 86/7 86/19 86/22
PPP [6] 94/4 98/11 98/14 98/22 100/3	62/19 63/11 85/18 85/20	87/2
112/18	Pyfrom-Foster's [1] 12/13	relevant [18] 11/3 11/5 29/10 29/17
PPP loan [2] 100/3 112/18		43/10 43/13 61/22 75/13 77/23 80/1
PPP loans [2] 98/11 98/14	Q	80/10 81/20 82/1 82/10 84/1 85/1
preclude [1] 107/9	question [32] 8/3 8/15 8/17 17/24	95/22 96/3
predates [1] 79/25	47/21 50/5 56/12 62/16 72/1 85/3	relief [1] 105/13
prefer [1] 95/17	96/11 98/23 99/4 99/19 100/14 101/13	remainder [1] 36/14
preference [1] 96/14	102/1 102/3 102/6 102/23 103/6	remaining [1] 84/15
prejudice [5] 80/11 80/12 82/6 84/16	109/15 109/17 109/21 110/4 110/7	remember [4] 16/1 70/20 92/5 99/15
87/1	110/11 110/20 110/24 111/6 112/6	reminded [2] 48/3 113/11
prejudicial [4] 79/17 79/20 80/10	112/12	remote [5] 94/25 104/7 105/14 108/5

R	scope [1] 10/22	shows [6] 42/23 43/7 43/9 71/8 82/1 85/18
remote... [1] 111/13	screen [8] 30/14 30/16 32/14 32/15 61/1 61/5 67/12 87/24	side [5] 44/7 67/10 67/15 70/5 88/5
repeated [1] 99/4	screenshot [4] 6/11 38/24 40/25 44/23	signature [9] 27/20 29/15 30/12 31/24 31/25 32/18 33/7 34/8 34/17
rephrase [3] 61/20 85/7 100/18	screenshots [7] 14/12 37/14 37/25 38/15 38/19 38/23 39/9	signed [3] 30/13 32/13 33/5
reported [1] 114/9	screenshotted [1] 5/1	Simon [1] 46/1
reporter [9] 1/6 1/11 1/17 1/22 1/22 114/4 114/5 114/5 114/24	scroll [1] 65/11	simple [1] 17/25
REPORTER'S [1] 114/2	seat [1] 102/14	simply [1] 60/4
represent [2] 48/23 97/21	seated [11] 2/10 48/14 48/15 54/13 56/7 79/10 87/16 91/22 97/9 102/13 112/10	since [17] 3/10 3/10 4/2 4/16 4/16 11/2 18/16 69/1 72/10 87/5 104/13 104/18 104/18 104/19 105/12 105/21 110/1
request [2] 36/13 49/24	second [6] 9/1 24/19 46/17 63/25 85/16 90/23	single [2] 40/25 89/3
requesting [1] 49/4	Secretary [1] 23/11	sir [8] 57/21 58/2 59/3 91/18 92/20 93/17 102/19 113/6
requests [3] 60/5 60/11 66/23	section [3] 65/15 71/13 104/23	situation [3] 50/20 50/24 82/4
require [1] 47/4	security [1] 30/6	sleeping [1] 5/22
required [1] 109/7	see [36] 17/23 29/17 31/13 31/20 31/24 33/10 33/14 33/15 33/22 34/5 34/13 41/20 41/23 42/4 44/7 49/24 53/17 56/8 60/24 61/5 61/10 64/3 65/14 68/22 70/22 73/3 73/5 74/1 76/14 79/2 79/21 83/1 85/4 87/24 88/23 103/4	snatch [1] 60/23
residence [4] 85/19 89/10 89/13 89/16	seeing [2] 14/21 97/4	social [1] 30/6
residential [4] 83/17 88/11 88/21 89/6	seek [1] 107/19	software [1] 71/9
resolution [1] 49/9	seeking [1] 24/11	solve [1] 8/19
respond [5] 16/21 17/2 109/3 109/7 109/10	seem [2] 83/3 110/14	some [22] 14/8 22/19 37/4 55/14 55/17 57/23 61/7 67/9 67/16 78/18 78/18 79/22 84/16 86/22 91/7 92/13 93/21 93/25 94/10 95/3 108/19 109/17
response [10] 25/5 25/22 45/19 67/1 67/2 76/2 86/3 86/4 98/19 107/23	seems [6] 53/15 86/16 92/16 96/23 104/5 110/1	somebody [7] 10/10 12/9 12/11 60/23 68/8 72/15 72/18
responses [2] 27/22 27/23	seen [13] 10/19 23/8 24/5 27/14 64/13 64/14 69/7 74/3 75/23 77/6 78/2 92/15 107/3	somebody's [1] 77/14
restaurants [1] 9/23	self [3] 80/15 80/19 110/6	somehow [1] 105/13
restricted [1] 1/6	self-authenticating [2] 80/15 80/19	someone [7] 15/7 34/17 49/19 50/25 52/23 62/18 91/25
reswear [1] 97/14	self-incrimination [1] 110/6	someone's [1] 50/25
retention [8] 27/8 27/9 59/14 59/16 59/18 59/21 69/24 86/5	send [4] 5/20 47/2 54/23 72/4	something [20] 13/5 13/24 14/17 14/19 15/10 17/19 23/1 48/5 51/1 51/6 52/13 52/23 60/22 66/9 71/6 72/12 74/17 80/4 104/6 107/6
review [9] 22/20 58/4 58/6 58/7 58/10 58/13 58/16 58/19 62/25	sends [1] 72/12	sometime [3] 9/20 10/16 60/12
reviewed [14] 22/3 22/19 23/22 34/23 34/25 35/15 36/1 37/25 37/25 40/24 46/12 59/1 67/24 75/24	sense [4] 47/6 63/14 71/25 84/20	sometimes [12] 4/22 11/25 12/1 16/13 17/10 17/15 17/16 17/21 17/21 17/25 18/1 91/13
Ricky [4] 48/21 93/6 97/11 97/16	sent [12] 5/2 5/16 7/17 11/14 11/16 12/5 14/12 55/14 66/1 69/2 92/13 94/9	somewhere [1] 63/16
Ridge [1] 88/8	sentenced [2] 53/4 105/9	sorry [22] 7/21 21/6 21/17 21/20 27/22 30/15 30/17 31/3 32/16 33/11 33/24 38/9 38/10 47/1 49/14 65/10 65/12 75/17 78/9 99/15 99/16 102/18
right [123]	sentencing [5] 49/2 51/19 51/25 53/1 107/20	sort [6] 4/18 21/15 22/5 55/10 71/24 105/14
right-hand [6] 44/7 67/10 67/15 70/5 71/15 88/5	separately [1] 57/5	sought [1] 93/2
rightfully [1] 52/10	sequence [2] 47/12 47/20	sounds [2] 81/8 84/13
rights [6] 92/2 92/8 93/12 93/16 108/8 110/16	series [1] 83/8	south [1] 91/13
Ring [1] 12/15	serious [2] 15/10 19/1	speak [7] 3/20 21/21 51/17 52/5 52/19 53/22 53/23
rises [1] 105/23	service [2] 90/7 90/9	speaking [1] 8/2
risk [3] 104/6 111/3 111/13	services [8] 20/3 23/12 23/25 65/7 75/5 76/25 82/12 90/15	special [1] 68/18
road [2] 49/20 80/25	session [11] 1/5 98/8 101/17 101/20 101/24 102/7 103/8 103/16 105/6 107/2 110/10	specific [3] 38/24 102/3 110/24
romantically [1] 13/19	set [3] 29/7 30/13 70/2	specifically [5] 43/6 63/17 80/17 85/25 104/21
roughly [1] 84/12	seven [1] 34/24	speculation [1] 100/16
routine [1] 106/10	several [6] 4/9 4/12 12/18 22/24 80/21 83/8	speculative [6] 94/25 104/7 105/15 108/5 109/1 111/13
row [1] 45/25	shaking [1] 94/21	spell [3] 2/19 2/24 2/25
RPR [1] 114/23	she [56] 3/16 3/16 4/10 4/20 4/21 4/21 5/4 5/16 5/20 5/20 6/9 6/16 7/17 11/1 11/2 12/15 12/18 12/23 13/7 13/10 13/13 14/3 14/8 14/9 15/23 16/2 29/7 30/13 49/13 50/12 50/16 75/23 75/24 76/9 76/9 76/11 76/11 76/12 76/12 76/14 78/2 78/4 80/16 81/2 86/17 93/11 98/16 98/17 98/25 99/1 99/2 99/4 99/6 108/19 108/22 108/25	spending [1] 11/22
rule [3] 50/9 81/9 87/6	she's [3] 3/16 44/12 75/24	spent [2] 17/8 86/23
run [1] 95/12	sheets [1] 70/18	spoke [2] 55/8 55/9
S	short [5] 47/25 51/19 52/3 79/22 91/15	spoken [4] 50/11 50/21 108/23 108/24
S.W [1] 1/23	shots [1] 5/1	spot [1] 20/10
said [24] 6/24 7/14 9/13 12/17 13/7 14/6 15/22 17/17 25/13 28/5 33/24 51/11 51/18 52/2 52/8 53/13 59/4 63/17 76/9 76/11 76/12 104/15 108/25 114/14	should [15] 8/18 22/23 22/24 22/25 50/9 62/16 68/22 82/24 84/4 92/8 92/9 93/12 96/23 97/1 97/3	spreadsheet [12] 40/9 41/24 42/11 42/16 43/10 43/25 45/14 69/11 69/13 71/3 71/4 71/9
same [27] 15/5 29/8 32/20 33/7 45/18 45/19 47/21 73/18 74/3 74/7 74/10 74/13 74/14 74/23 75/16 75/18 83/25 85/12 89/6 89/9 89/12 89/15 90/9 99/1 104/14 107/4 111/7	show [29] 6/9 14/13 25/13 26/22 30/9 40/7 41/5 41/6 42/6 43/6 43/8 44/6 44/7 45/1 46/5 60/25 67/14 73/12 73/20 74/25 75/14 83/16 83/24 83/25 84/2 85/5 85/11 85/19 111/10	spreadsheets [3] 37/5 69/5 69/7
Samir [4] 1/16 9/10 57/22 72/6	showed [2] 24/14 73/13	spring [2] 9/20 10/16
Saraliene [1] 1/19	showing [5] 4/24 30/22 61/4 77/21 86/16	stack [4] 79/17 80/9 80/13 80/13
saw [1] 64/6		stand [7] 75/25 96/1 96/7 96/23 97/3 106/11 107/5
say [39] 12/1 12/2 13/5 13/9 14/16 14/17 15/1 15/2 15/12 15/20 27/1 27/7 28/3 30/24 40/21 50/10 50/13 50/22 51/1 51/4 51/6 51/14 52/7 52/10 52/14 53/21 58/19 62/11 67/23 72/6 72/10 72/15 74/17 82/7 97/4 97/5 109/1 109/5 109/11		standard [1] 94/16
saying [9] 5/4 5/21 7/5 7/13 16/3 16/23 17/23 52/23 63/13		start [4] 8/14 51/25 60/2 70/24
says [24] 3/16 3/16 26/25 27/2 32/8 34/13 40/12 40/14 40/15 45/4 46/1 65/25 70/6 70/12 70/12 72/13 77/2 78/4 81/23 86/4 86/10 90/4 104/21 106/11		started [1] 10/17
scenario [1] 102/24		starting [1] 65/24
scheme [1] 100/3		state [6] 2/19 8/7 8/18 23/12 78/11 94/19
school [1] 20/7		stated [1] 108/9
		statement [15] 6/15 7/1 30/20 30/22 30/23 34/2 103/25 105/6 105/11 106/17 106/19 107/10 107/23 109/8 111/10
		statements [14] 6/5 6/23 49/6 52/20

S	statements... [10] 52/20 52/24 53/11 53/14 103/19 103/22 104/12 104/16 107/21 108/19 STATES [7] 1/1 1/4 1/11 1/23 104/22 114/6 114/11 stating [2] 81/13 98/16 status [2] 4/4 15/4 statute [1] 103/23 Stenograph [1] 114/9 stenographic [3] 1/17 114/2 114/4 step [9] 20/17 48/5 48/11 62/11 78/22 78/24 91/2 102/11 113/6 Steve [2] 48/22 49/1 still [10] 41/6 52/24 56/8 72/12 78/2 80/8 82/10 84/25 85/5 86/22 stipulate [1] 82/5 Stites [2] 104/15 107/2 stop [1] 53/25 strategy [1] 109/9 strike [1] 6/2 stuck [1] 49/7 stuff [2] 5/21 11/23 subexhibit [1] 36/13 subexhibits [6] 35/1 35/16 36/2 37/4 37/24 39/11 subject [2] 53/8 106/22 subjects [1] 111/2 subpoena [5] 24/8 25/17 27/24 85/24 86/12 subpoenaed [1] 85/25 subscriber [6] 26/22 26/25 81/23 86/12 90/4 90/16 subsequent [2] 52/21 53/5 substantially [1] 87/1 substantive [1] 48/6 successful [1] 5/10 such [5] 77/9 95/1 95/25 106/22 111/8 suggested [2] 47/20 106/21 suggesting [1] 54/19 suggestion [1] 110/3 sure [9] 11/5 53/20 57/1 57/7 57/25 66/10 69/21 78/13 91/24 surprise [1] 68/3 suspicions [1] 103/4 Sustained [1] 6/18 swear [1] 93/4 sworn [5] 2/16 21/1 93/7 97/17 107/4	101/18 109/18 110/24 teller [2] 34/14 34/16 telling [3] 4/23 91/12 107/7 template [3] 74/16 74/19 74/21 tendered [1] 85/13 tendering [1] 29/18 terms [5] 58/23 59/24 63/5 63/18 81/18 Terrace [1] 88/8 test [1] 68/22 testified [12] 2/16 11/1 19/24 21/1 63/6 69/19 69/21 76/24 92/2 93/7 97/17 111/8 testify [10] 48/25 49/13 50/7 50/10 50/23 106/14 106/22 110/2 111/1 111/19 testifying [2] 99/6 106/23 testimony [16] 11/3 14/3 46/23 49/15 53/9 63/5 63/8 63/10 63/16 83/21 85/17 91/11 96/18 106/16 108/4 108/20 text [2] 16/18 17/1 texted [1] 16/20 texts [1] 16/21 than [6] 5/19 5/20 19/14 57/3 58/16 83/24 thank [57] 7/2 8/10 11/9 12/8 18/13 19/6 20/14 20/18 20/24 21/24 23/20 26/17 27/10 28/9 30/1 30/19 32/5 34/20 36/9 36/25 40/4 41/19 45/10 45/21 48/9 48/11 50/1 50/6 54/3 54/10 56/4 56/24 57/10 57/15 66/20 76/6 81/12 90/20 91/1 91/3 91/19 96/15 97/13 99/9 99/14 99/21 104/10 110/3 112/4 112/11 112/14 112/21 113/4 113/6 113/7 113/13 113/20 that [513] that's [43] 11/5 17/5 18/3 19/3 20/2 22/4 31/14 37/15 39/3 44/3 45/6 47/14 47/22 49/20 50/14 51/13 54/2 57/10 60/22 64/6 64/18 67/3 72/10 74/16 76/20 76/21 77/2 78/16 86/23 88/11 91/14 94/12 94/19 94/24 103/13 103/13 104/6 106/9 107/10 108/3 111/12 111/20 113/1 theft [2] 98/4 107/12 their [8] 4/4 19/2 36/1 75/6 75/6 86/10 106/6 113/18 them [21] 2/8 14/12 28/16 29/18 40/7 40/7 47/17 54/23 57/7 70/19 70/22 76/10 76/12 76/15 78/3 79/17 80/6 80/9 80/13 83/6 104/3 then [43] 6/14 16/9 17/15 28/5 41/13 45/15 47/6 47/16 47/20 47/22 50/9 52/20 52/24 54/1 54/5 54/18 54/21 55/7 55/23 61/14 63/25 64/9 74/22 80/7 84/10 84/11 85/16 86/14 89/9 89/12 89/15 90/7 91/10 92/8 92/9 95/9 95/13 99/3 99/12 103/5 105/13 111/18 112/6 there [83] 8/1 14/20 18/4 22/23 22/24 25/13 26/9 27/5 29/5 29/16 34/13 42/14 44/25 46/2 46/12 46/13 46/20 46/22 50/4 54/11 54/14 54/21 58/22 58/23 58/23 59/8 59/11 59/13 59/15 59/18 60/2 60/8 60/23 61/24 62/4 63/2 63/15 65/25 66/10 66/11 66/13 67/9 68/21 69/4 69/18 70/17 70/17 70/19 76/1 77/2 78/17 78/18 79/21 79/23 80/7 81/3 82/11 82/14 83/23 84/16 84/25 85/5 85/7 86/7 86/22 87/9 88/5 88/21 89/20 91/7 96/1 103/8 103/21 105/10 105/19 106/6 106/15 106/15 106/17 108/9 108/12 108/12 113/22 there's [2] 53/17 95/7 therefore [1] 111/2 these [32] 23/25 24/4 27/14 29/10 29/16 29/20 30/7 35/15 37/24 38/21 42/8 43/13 60/5 62/1 63/9 67/15 70/5 70/17 70/17 83/11 83/16 83/24 85/10 89/4 99/7 101/4 103/20 104/15 104/17 104/19 105/7 106/16 they [46] 7/10 7/14 27/19 27/21 27/23 28/14 29/3 29/17 29/17 31/8 32/20 35/7 35/12 36/8 36/17 39/2 39/10 39/13 41/2 41/4 43/13 47/22	49/19 52/7 52/15 52/17 53/9 53/13 55/9 59/14 60/15 70/18 75/8 76/9 80/6 82/7 83/8 83/25 84/2 87/5 95/2 103/3 103/5 104/9 104/18 105/3 they're [7] 29/23 39/16 43/18 53/12 56/21 78/14 79/15 thing [4] 33/25 61/14 63/6 108/18 things [12] 12/2 12/4 53/9 53/13 58/19 58/20 58/22 67/9 83/13 91/13 94/14 106/2 think [72] 4/13 16/22 23/1 29/10 34/21 38/25 39/6 42/21 47/4 47/5 47/15 48/16 50/24 51/8 51/8 53/22 54/16 55/4 55/16 55/18 59/8 59/10 67/11 70/12 70/13 71/18 76/1 76/11 77/24 77/25 78/18 79/17 79/19 80/8 80/9 80/22 81/4 82/14 82/22 83/10 83/23 86/6 86/19 86/22 86/25 87/5 87/8 91/8 93/3 93/25 94/12 94/16 95/4 95/19 95/24 97/1 97/3 99/18 103/5 105/14 105/18 105/22 106/4 106/5 106/19 107/10 107/25 108/3 108/4 108/6 108/7 111/2 thinks [1] 95/16 third [2] 61/4 64/1 this [178] Thomas [14] 12/9 24/2 24/3 98/13 98/24 99/17 99/24 100/3 100/24 106/2 106/3 109/18 110/24 112/17 those [67] 4/18 7/9 14/14 16/21 22/7 28/17 29/1 31/5 31/10 35/4 36/1 36/3 36/5 37/7 37/18 37/18 38/13 38/14 38/15 39/9 42/10 42/15 44/10 52/20 52/24 55/1 58/17 59/11 59/23 59/24 60/4 60/5 60/11 61/12 61/18 61/21 63/1 63/12 67/10 70/9 72/11 75/7 75/14 76/20 76/21 76/24 77/17 77/22 78/4 81/1 83/7 84/6 84/14 84/17 85/2 86/1 87/11 94/7 100/7 101/6 102/21 103/19 103/22 105/25 106/2 108/8 108/10 though [2] 15/3 16/25 thought [3] 56/9 98/25 102/25 three [12] 42/14 60/11 65/23 65/24 74/4 82/23 82/25 83/4 84/7 84/11 87/5 87/11 through [43] 3/16 6/16 7/6 12/5 23/1 24/4 27/12 27/21 27/23 28/2 28/3 28/4 35/18 35/18 35/20 35/20 35/21 35/22 35/23 35/23 35/24 35/24 36/19 36/20 36/20 36/21 36/21 36/22 36/22 36/22 36/23 36/23 40/6 42/7 42/13 42/19 57/1 57/8 61/7 70/16 89/3 90/10 92/9 throughout [1] 83/19 thumb [1] 37/15 till [2] 14/16 14/17 time [38] 5/13 5/14 5/15 10/8 10/9 10/14 14/19 16/22 16/24 17/8 17/12 18/25 20/4 20/6 42/22 46/20 54/8 60/14 65/21 68/7 68/10 73/2 73/9 73/10 73/16 73/18 73/21 73/22 74/3 74/7 74/21 75/25 82/2 86/23 100/11 109/25 112/1 112/2 timeframe [6] 9/19 11/11 43/11 79/22 83/19 85/20 times [10] 4/9 4/12 4/13 12/17 12/18 14/6 17/10 57/25 74/17 74/22 today [14] 49/6 63/6 63/8 63/9 63/18 63/18 83/21 97/22 103/19 104/18 106/12 106/16 106/23 107/21 together [1] 5/22 told [4] 15/12 58/4 100/10 112/17 too [1] 72/19 took [4] 68/16 101/20 101/25 102/23 tooken [1] 14/12 tool [1] 71/25 top [2] 30/24 65/6 transaction [1] 65/19 transactional [1] 49/6 transactions [1] 84/17 transcript [7] 1/3 1/9 1/11 1/13 1/19 1/10 114/17 transcripts [1] 1/5 transfer [6] 31/6 31/7 31/14 31/16 33/15 33/19 transfers [2] 31/8 61/16
T	tab [5] 37/14 39/2 39/10 40/9 71/2 take [19] 36/9 37/14 47/7 48/3 54/7 54/18 62/11 63/22 75/2 82/8 83/15 84/9 84/9 87/22 89/22 91/9 91/15 102/14 113/10 taken [2] 82/23 87/4 takes [1] 54/24 taking [2] 83/3 84/14 Tal [1] 1/16 talk [8] 30/3 51/6 51/10 51/15 54/1 59/7 67/5 110/25 talked [5] 60/21 64/25 67/15 70/3 89/18 talking [5] 3/10 8/14 20/11 63/17 72/11 tasks [1] 62/24 team [1] 108/23 technology [1] 1/18 Ted [1] 1/23 TELDRIN [40] 1/7 3/4 3/6 6/17 7/7 9/14 11/17 16/13 18/16 19/13 24/5 24/25 31/25 32/10 33/2 34/11 59/2 64/21 66/3 66/4 66/4 75/7 76/18 76/21 78/13 78/14 82/8 88/3 90/15 100/7 100/10 100/22 100/25 101/4 106/1 106/3 109/18 110/25 112/18 114/12 Teldrin's [1] 5/17 Teldrin23 [2] 24/12 35/12 Telegram [1] 58/10 tell [32] 13/14 15/5 15/6 18/21 21/4 21/7 23/10 25/4 27/3 27/4 27/19 30/12 30/23 31/5 31/10 32/12 35/15 37/24 40/11 40/14 40/17 64/16 64/17 72/21 73/14 75/4 89/23 100/21 100/24		

T	108/6 108/6 112/23 via [1] 48/22 Vining [1] 88/8 VOLUME [1] 1/5 vs [1] 1/5	10/6 11/2 14/9 16/23 17/17 17/18 21/5 21/7 22/4 23/10 25/4 27/3 27/19 30/13 30/15 30/23 31/5 31/16 32/6 32/13 38/24 41/17 42/4 42/6 42/10 42/16 43/7 43/9 43/9 43/24 46/5 49/17 50/10 50/12 50/18 50/22 52/7 53/8 53/12 54/19 57/5 58/23 59/4 59/24 62/9 62/21 63/17 64/16 64/17 65/25 69/19 69/24 70/5 70/6 70/8 70/8 70/12 71/12 72/10 73/7 73/14 73/23 75/4 76/8 76/9 76/20 77/2 80/2 80/4 81/2 83/10 88/1 91/9 91/12 91/14 92/9 95/4 96/24 102/19 102/20 103/4 103/14 103/14 105/24 107/12 108/8 108/9 108/19 108/25 109/1 109/4 110/14 what's [13] 4/4 12/21 24/17 26/2 45/25 64/22 66/2 73/9 73/16 73/20 74/25 94/1 98/19 whatever [3] 14/11 15/2 95/15 WhatsApp [2] 58/7 68/20 when [42] 8/1 10/6 11/5 12/25 13/3 13/17 13/19 16/12 16/20 17/1 17/8 18/23 19/1 19/3 31/23 40/14 40/17 42/11 43/7 43/24 44/17 46/12 51/25 60/11 62/17 62/21 64/9 65/20 66/23 67/22 67/22 67/25 68/9 68/14 69/22 72/11 77/13 85/14 86/20 92/13 93/10 94/3 whenever [1] 69/2 where [15] 26/25 32/8 34/13 40/11 40/12 49/24 54/25 61/10 70/6 81/23 82/5 86/20 94/1 95/1 105/7 whether [19] 49/18 53/23 54/2 59/11 63/2 70/11 82/15 95/10 95/25 96/19 101/13 101/19 101/21 101/24 102/6 102/23 103/8 108/2 110/2 which [36] 11/12 19/25 38/19 38/24 43/10 50/20 50/24 53/14 54/24 60/15 71/9 73/13 79/25 81/21 82/16 84/6 86/17 87/5 93/14 93/24 93/24 93/25 94/4 94/13 95/5 95/5 95/22 102/24 104/20 104/25 105/5 107/6 107/12 107/16 107/17 109/15 while [6] 6/6 18/4 48/17 91/23 95/13 105/10 who [16] 23/24 26/22 31/8 32/8 34/17 40/12 40/15 52/12 64/20 69/5 81/4 86/20 92/5 92/18 100/10 104/8 why [17] 7/13 7/14 8/16 12/22 15/23 16/4 29/10 48/1 48/2 54/7 63/22 82/25 83/1 83/12 84/18 86/17 110/11 wide [2] 68/24 69/1 wide-open [2] 68/24 69/1 will [20] 1/6 5/20 7/1 14/9 17/16 30/7 46/22 49/2 54/8 54/16 54/17 56/14 57/7 79/20 84/19 87/23 94/14 95/2 110/19 112/6 willing [2] 48/25 55/10 wipe [1] 72/19 wiped [1] 72/18 wish [1] 49/1 wishes [1] 110/2 withdraw [5] 9/20 10/14 36/13 72/1 88/1 withdrawal [2] 34/14 34/17 withdrawals [2] 33/12 34/6 withdrawn [1] 81/9 withdraws [1] 91/16 withdrew [4] 48/13 78/23 102/12 113/14 within [3] 79/22 83/8 103/22 without [5] 7/5 7/13 57/12 66/19 83/11 witness [33] 2/12 6/23 8/1 8/13 11/1 20/19 47/11 48/5 48/12 49/25 51/20 54/5 54/16 54/17 54/20 55/23 56/2 79/1 80/15 81/14 87/14 91/4 91/8 91/21 93/3 93/4 96/17 97/4 97/10 108/13 112/13 112/25 113/8 witness's [1] 91/11 witnesses [4] 22/6 51/22 110/2 111/15 wolff [4] 1/22 1/25 114/4 114/23 women [2] 14/21 15/13 word [4] 21/20 65/25 66/2 72/9 words [2] 65/23 65/24
U	wait [1] 51/17 waiting [2] 18/4 56/3 Walk [6] 25/18 81/19 86/15 88/17 88/25 90/10 Walker [2] 51/19 52/3 want [39] 8/17 12/2 13/5 14/16 14/16 15/1 35/15 40/7 46/22 47/2 47/17 49/19 50/19 51/4 51/4 51/5 51/10 52/5 52/6 52/10 54/18 55/6 57/4 67/5 72/24 75/21 80/6 84/6 92/1 101/18 102/16 102/19 103/3 108/17 108/25 109/9 109/20 110/17 110/20 wanted [7] 56/12 57/1 66/9 67/16 69/13 79/12 99/11 wanting [1] 85/5 wants [5] 49/21 52/8 53/23 54/1 83/14 was [93] 1/18 2/2 7/5 8/13 12/23 13/6 13/10 13/11 13/14 14/21 15/6 16/2 18/1 18/7 18/17 20/9 20/9 31/25 32/13 34/13 40/17 41/10 41/17 42/4 42/21 43/9 43/9 43/12 46/13 48/17 49/1 50/14 51/11 52/2 54/11 54/19 56/13 57/2 58/23 59/8 60/12 60/14 61/14 62/24 63/15 65/20 66/6 66/11 67/2 67/11 67/25 68/4 68/9 68/13 68/20 68/21 68/21 68/24 69/2 70/19 71/9 73/23 74/21 76/11 80/2 81/8 83/23 85/3 85/5 86/3 86/20 89/19 91/24 91/25 92/4 92/6 92/22 94/18 95/11 98/23 99/19 99/19 101/13 103/6 103/7 103/8 104/12 105/1 107/3 107/7 108/12 110/4 113/22 was cross-examining [1] 48/17 wasn't [4] 15/3 18/4 60/8 68/9 way [9] 15/5 51/5 52/16 69/10 85/12 95/7 95/12 95/15 110/11 ways [2] 80/21 95/7 we [172] we'll [6] 47/22 49/20 55/7 55/23 92/18 103/5 we're [14] 5/22 5/22 17/19 30/3 35/3 36/12 40/6 40/8 44/2 55/19 56/3 78/12 95/21 113/15 Webster [53] 1/19 6/7 7/3 8/5 8/16 11/4 19/10 24/22 26/3 28/3 28/12 39/5 41/17 43/2 43/4 48/15 56/8 70/25 72/9 72/12 73/13 75/21 76/5 78/1 79/12 81/3 82/22 84/11 85/22 91/24 92/4 93/2 93/10 93/19 94/9 94/21 95/9 97/21 98/18 98/19 100/17 101/14 102/14 104/2 108/19 108/22 109/3 109/5 110/5 110/17 111/14 111/23 112/12 Webster's [2] 96/13 107/23 week [2] 83/1 84/12 welcome [1] 96/11 well [43] 6/13 9/20 10/14 12/2 14/13 14/16 15/1 17/8 19/25 20/24 21/22 44/15 47/9 50/4 51/7 51/8 54/19 55/7 55/15 57/9 60/25 61/24 62/11 63/22 64/16 67/3 69/10 72/1 72/15 77/19 78/8 82/22 88/22 92/1 92/7 92/18 92/23 93/18 99/2 100/19 108/24 111/22 112/23 went [9] 12/18 33/19 49/2 61/7 70/16 72/15 90/10 102/22 108/8 were [56] 5/10 7/9 7/10 7/14 8/14 8/22 11/6 12/24 13/8 13/8 14/20 15/3 15/4 18/5 18/7 21/15 21/18 22/1 24/11 25/14 26/11 35/11 56/9 58/4 58/5 58/8 58/19 59/10 59/11 59/13 59/14 60/5 60/11 61/21 61/22 61/24 66/23 67/9 70/17 70/17 70/18 76/7 76/9 76/9 84/25 86/5 94/7 98/1 103/17 103/20 103/22 104/12 106/2 107/8 108/10 114/15 weren't [1] 22/5 what [97] 6/14 6/23 7/5 7/13 8/14	
V	vacate [1] 107/14 value [2] 80/11 86/25 various [1] 102/21 verify [1] 14/10 version [11] 44/6 44/21 45/1 45/12 45/15 46/13 57/2 67/16 67/20 69/18 69/19 versions [8] 42/14 43/6 43/8 44/8 44/10 44/18 57/1 69/23 versus [5] 93/25 94/2 94/25 95/5 96/14 very [13] 35/14 44/15 51/19 52/3 56/14 57/9 91/9 92/7 93/18 100/19	

W

work [5] 21/9 67/7 70/13 77/4 78/5
working [1] 9/11
worried [2] 53/1 103/11
worry [1] 40/6
would [95] 4/20 4/21 4/21 4/22 7/25
 10/10 14/15 14/18 15/8 15/8 15/12
 15/12 16/16 16/18 16/20 17/7 17/8
 17/12 17/15 18/1 20/3 23/14 25/25
 27/17 28/12 29/9 34/16 38/18 39/1
 46/20 46/23 47/10 47/15 48/8 48/10
 50/8 50/10 51/16 52/3 52/20 52/24
 53/4 53/10 55/13 55/16 55/19 57/5
 65/21 68/3 72/15 74/22 75/2 77/13
 78/19 79/6 80/7 80/12 82/21 83/3
 83/4 83/7 85/15 87/8 87/8 87/9 87/10
 91/9 95/17 95/21 95/22 96/2 101/21
 102/10 102/25 103/3 104/9 105/9
 105/12 106/22 107/6 107/9 107/15
 107/17 107/22 108/20 109/1 109/4
 109/14 109/15 109/17 109/25 110/5
 110/14 111/4 111/24
wouldn't [2] 94/2 102/25
writ [1] 48/22
written [1] 36/3
wrong [3] 33/24 52/12 61/14
wrongfully [1] 52/10

Y

Yahoo [4] 25/5 25/13 59/8 59/18
yahoo.com [1] 24/25
yeah [5] 2/23 8/9 17/4 17/10 69/22
year [9] 4/14 4/15 4/17 14/7 14/8
 14/17 15/23 18/22 60/12
yes [214]
yesterday [6] 42/21 49/12 50/15
 67/24 67/25 68/8
yet [2] 88/23 99/18
you [552]
you'd [1] 94/9
you're [1] 80/23
you've [3] 9/16 12/17 57/25
your [203]
yourself [1] 93/13

Z

Zelle [8] 31/6 31/6 31/8 31/14 31/16
 33/15 33/19 61/15
zoom [1] 73/1