IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF VIRGINIA
(Alexandria Division)

BLUE FLAME MEDICAL LLC, Plaintiff, v. CHAIN BRIDGE BANK, N.A., JOHN J. BROUGH, and DAVID M. EVINGER, Defendants.	**Civil Action No. 1:20-cv-00658**
CHAIN BRIDGE BANK, N.A, Third-Party Plaintiff, v. JPMORGAN CHASE BANK, N.A., Third-Party Defendant.	

DECLARATION OF DONALD BURKE

I, Donald Burke, state as follows:

1. I am over twenty-one years of age, and I am competent to give this declaration. I have personal knowledge of the facts set forth in this declaration.

2. I am one of the attorneys representing Defendant/Third-Party Plaintiff Chain Bridge Bank, N.A., and Defendants John J. Brough and David M. Evinger in the above-captioned matter.

3. I submit this declaration in support of Defendants'/Third-Party Plaintiff's memoranda in opposition to Blue Flame Medical LLC's and JPMorgan Chase Bank, N.A.'s

motions for summary judgment in order to place before the Court true and correct copies of certain documents that are relevant to this matter.

4. Attached hereto as Exhibit 100 are excerpts from a true and correct copy of the transcript of the February 2, 2021 deposition of John Brough in this action.

5. Attached hereto as Exhibit 101 are excerpts from a true and correct copy of the transcript of the April 11, 2021 deposition of Joanna Williamson in this action.

6. Attached hereto as Exhibit 102 are excerpts from a true and correct copy of the transcript of the January 22, 2021 deposition of Heather Schoeppe in this action.

7. Attached hereto as Exhibit 103 are excerpts from a true and correct copy of the transcript of the April 9, 2021 deposition of Charles Grice in this action.

8. Attached hereto as Exhibit 104 is a true and correct copy of the Expert Report of Teresa A. Pesce, served by Third-Party Defendant in this action on February 12, 2021, not including appendices and with redactions. This report will be filed under seal due to its designation as "highly confidential" by the producing party pursuant to the Amended Stipulated Confidentiality Agreement and Protective Order file in this action on November 17, 2020 (Dkt. No. 68).

9. Attached hereto as Exhibit 105 are excerpts from a true and correct copy of the transcript of the April 6, 2021 deposition of Sean O'Malley in this action.

10. Attached hereto as Exhibit 106 are excerpts from a true and correct copy of the transcript of the January 21, 2021 deposition of Ethan Bearman in this action.

11. Attached hereto as Exhibit 107 are excerpts from a true and correct copy of the transcript of the January 29, 2021 deposition of David M. Evinger in this action.

12. Attached hereto as Exhibit 108 is a true and correct copy of a document exchanged in discovery bearing the Bates label CBB00002608.

13. Attached hereto as Exhibit 109 is a true and correct copy of a document exchanged in discovery bearing the Bates label CBB00002529.

14. Attached hereto as Exhibit 110 are excerpts from a true and correct copy of the transcript of the January 12, 2021 deposition of Mike Gula in this action.

15. Attached hereto as Exhibit 111 is a true and correct copy of pages printed from the website www.wingar.com, accessed on May 20, 2021.

16. Attached hereto as Exhibit 112 are excerpts from a true and correct copy of the transcript of the March 29, 2021 deposition of Daniel Kim in this action.

I declare under penalty of perjury that the foregoing is true and correct.

Executed on May 20, 2021.

/s/ Donald Burke
Donald Burke

CERTIFICATE OF SERVICE

I hereby certify that on May 20, 2021, I will electronically file the foregoing with the Clerk of Court using the CM/ECF system, which will then send a notification of such filing to the following:

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