

EXHIBIT 128

UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF VIRGINIA
(ALEXANDRIA DIVISION)

BLUE FLAME MEDICAL LLC) Civil Action No.
Plaintiff) 1:20-cv-00658 (LMB/IDD)

vs.)

CHAIN BRIDGE BANK, N.A.,)
JOHN J. BROUGH and)
DAVID M. EVINGER)
Defendants)

CHAIN BRIDGE BANK, N.A.)
Third-Party Plaintiffs)
vs.)
JPMORGAN CHASE BANK, N.A.)
Third-Party Defendant)

- CONFIDENTIAL PURSUANT TO PROTECTIVE ORDER -
Remote Videotaped Deposition of John Brough
February 2, 2021
9:35 a.m.

Reported by: Bonnie L. Russo
Job No. 4398587

1 is made to the Fed account.

2 Q. Now --

3 A. Now -- go ahead. Sorry.

4 All of these entries are made to the
5 same account. They're all made to the -- to
6 the Federal Reserve Bank general ledger
7 account.

8 And you can see that up at the top
9 where it says: Title Due From Fed Reserve Bank
10 Interest Bearing.

11 Q. And would this account -- if the --
12 if -- if the money had been credited to the
13 Blue Flame Medical account, would this ledger
14 show that information, or would that be
15 somewhere else?

16 A. It would be on the same ledger. It
17 would be in a different account.

18 Q. And where would that account be
19 reflected on the document that we have?

20 A. I'm seeing if it's actually in here.
21 No. It's not in here.

22 I -- it's -- it's a -- it's a

1 liability account. It begins with a 2. I
2 don't know it off the top of my head. It's --
3 all of our different deposit account types have
4 a corresponding general ledger account applied
5 to them. And it would have gone to the -- the
6 business demand general ledger account,
7 there --

8 Q. So --

9 A. Increasing --

10 Q. Go ahead.

11 A. -- our deposit liabilities.

12 Q. So if this document alone doesn't
13 answer the question of whether the money was
14 credited to the Blue Flame Medical account,
15 there's another document you -- you would need
16 to look to for that?

17 Do I have --

18 MR. ORSECK: Object to --

19 BY MR. WHITE:

20 Q. -- that correct?

21 MR. ORSECK: Object to form.

22 THE WITNESS: This information shows

1 the entry going through the Federal Reserve
2 Bank account. There wasn't an entry that
3 posted to the deposit liabilities account. So
4 there's nothing to show you.

5 BY MR. WHITE:

6 Q. But that -- the deposit liabilities
7 account is not included in this -- in this
8 exhibit; is that right?

9 A. Looks like it -- this -- this covers
10 certain asset accounts. It does not cover any
11 liability accounts.

12 Q. What is the name of the account that
13 we would need to see in order to confirm that
14 there had not been a deposit of these funds
15 into the Blue Flame Medical account?

16 A. I --

17 MR. ORSECK: Object to form.
18 Foundation.

19 THE WITNESS: I don't have any notes
20 right in front of me. So I can't tell you
21 exactly what it is. But it's going to be
22 something along the lines of business demand

1 checking.

2 BY MR. WHITE:

3 Q. Business demand checking; that's
4 your best recollection of what the report would
5 be entitled?

6 A. That's my best understanding, yes,
7 based on the account type that -- that -- that
8 was open for Blue Flame.

9 Q. And would -- would all business
10 demand checking accounts have their debits and
11 credits in that same ledger?

12 A. There would not be separate entries.
13 They'd be done in a aggregate. So you'd see
14 one big entry for all the different
15 transactions.

16 Q. Okay. Thank you.

17 In your conversation with Mr. Gula
18 at the bank, did you tell him to find a bank
19 that could handle the wire when you spoke with
20 him?

21 A. When we spoke to him, we did inform
22 him that we were going to be closing the