EXHIBIT 63

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

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

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Remote Deposition

Thursday, February 11, 2021

Deposition via Zoom of TIMOTHY P. COFFEY, a witness herein, called for examination by counsel

was that you spoke with who picked up the phone at Chain Bridge Bank that there were concerns of fraud with respect to the transaction?

A. Do I recall saying that; is that the question?

Q. Yes.

A. Yes.

Q. And then was your call transferred to somebody else at Chain Bridge Bank?

A. Very quickly, I was transferred to -- I believe the name was David Everton. My understanding was he was the president of the bank. But very quickly I was transferred to him.

Q. I see. And would the name David Evinger refresh your recollection at all?

A. Yes.

Q. Does that sound right?

A. Yes. Sorry.

Q. What did you discuss with -- excuse me. What did you discuss with Mr. Evinger on that phone call?

A. When I got to David Evinger, he was

already well aware of this wire transfer. I had advised him that I was calling from JPMorgan Chase, there was some suspicion about the wire and, if I recall, he very quickly said, oh, we -- we're holding this wire right now. We have similar suspicions, too. So he had already been engaged in holding on to the funds at that time.

Q. Did you -- you shared with him that JPMorgan viewed the transaction as suspicious?

A. Yes, I'm sure I did.

Q. Did you discuss with him any of the reasons that led JPMorgan to be suspicious regarding this wire transfer?

A. I did not.

Q. Do you recall what else you learned from Mr. Evinger on the call?

A. What I recall was him clearly stating that they had suspicion about the wire, they're holding the wire. And that was really the intent of my phone call is to get them to hold the funds.

Q. So your goal in calling Chain Bridge Bank was to get them to hold the funds?

A. Yes.

Q. Did you -- did you ask Mr. Evinger to hold the funds?

A. I'm sure I asked him to -- if they could either restrict or hold the funds. And at that point I remember -- I recall him saying to me, we've already held the funds. We had the same suspicions.

Q. Did you -- did you discuss with him whether JPMorgan was conducting an investigation regarding the Blue Flame transaction?

A. No. The intent of that first original phone call was to get them to hold the funds.

Q. Did you discuss with him whether JPMorgan would be reaching out to Chain Bridge Bank again later in the day?

A. Yes.

Q. Do you recall what you told Mr. Evinger about that?

A. I don't recall the exact words.

Q. Do you recall more generally what you communicated to Mr. Evinger?

A. The intent of the phone call was get the

MR. SCHOENFELD: Objection.

THE WITNESS: I would assume that that was the reason for people being concerned and the red flags involved, yes, that we were protecting all parties involved.

BY MR. BURKE:

Q. Stepping back from the Blue Flame transaction, but thinking more broadly about other investigations of wire transactions you've been involved in, is that generally JPMorgan's goal, when it -- when you would be involved in an investigation of a wire transaction that had been initiated by one of your customers, would you be seeking to protect the customer?

MR. SCHOENFELD: Objection.

THE WITNESS: Yes.

BY MR. BURKE:

Q. Mr. Coffey, do you hold a belief that Chain Bridge would have returned the funds to JPMorgan even if JPMorgan hadn't issued a recall request for the funds?

A. Yes.

Q. And can you tell me every fact you're aware of that supports your belief that Chain Bridge would have returned the funds even if JPMorgan hadn't made the recall request?

MR. SCHOENFELD: Object to the form. You can answer.

THE WITNESS: Based upon the word -- you said -- belief is when I engaged Chain Bridge, they were already holding the funds before I even got in touch with them. So they had already started some sort of internal investigation of some of the red flags that they had saw.

My belief, again, is that Chain Bridge was suspicious of the transaction, wanted to return it, and when JPMorgan Chase, which is one of the bigger banks that is out there, came in and said, hey, we're a little suspicious, too, that was the icing on the cake they needed to send the funds back.

BY MR. BURKE:

Q. But thinking back to the phone conversations we discussed earlier today, didn't Mr. Korpal share some of the reasons that JPMorgan

had become suspicious of the transaction on the second phone conversation that we discussed that you had with the Chain Bridge personnel?

A. He did.

MR. SCHOENFELD: Objection. Just give me a second. Objection.

BY MR. BURKE:

Q. But Chain Bridge didn't return the funds immediately after that conversation with you and Mr. Korpal, did they?

A. No.

Q. Chain Bridge didn't return the funds until after you had called them and informed them that JPMorgan would be recalling the funds, right?

MR. SCHOENFELD: Objection.

THE WITNESS: My -- my directive was to call them and ask for a recall of funds, which is what I did. What drove that decision in the background, I'm not privy to that.

Again, could have been conversations Rakesh had with state of California or conversations he had with David directly, but I can't speak on

behalf of that.

BY MR. BURKE:

Q. I understand that perspective, but I don't think that was really my question. I think my question was simpler than that.

Just in terms of timing, Chain Bridge didn't return the funds back to JPMorgan until after you called them and told them that you would be recalling the funds; is that correct?

A. Correct. Their request to send a Fed service message is what drove the return of funds, correct.

Q. Well, on that conversation we were speaking about a little bit ago when you called the Chain Bridge personnel and informed them that JPMorgan would be recalling the funds, it was after you informed them that JPMorgan would be recalling the funds that you then discussed whether Chain Bridge would want a service message, right?

A. That is correct.

Q. And Chain Bridge didn't return the funds until after they had received the service message