

IN THE CIRCUIT COURT OF THE 15TH JUDICIAL  
CIRCUIT IN AND FOR PALM BEACH COUNTY, FLORIDA  
Complex Litigation, Fla. R. Civ. Pro.1201  
CASE NO. 50 2009CA040800XXXXMB AG

JEFFREY EPSTEIN,

Plaintiff,

vs.

SCOTT ROTHSTEIN, individually,  
BRADLEY J. EDWARDS, individually,  
and [REDACTED], individually,  
Defendants.

**ORIGINAL**

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DEPOSITION OF  
DEAN RUSSELL KRETSCHMAR

Taken on Behalf of the Plaintiff

DATE TAKEN: Friday, February 11, 2011  
TIME: 9:10 AM - 11:40 AM  
PLACE: Fowler White Burnett, P.A.  
One Financial Plaza - 21st Floor  
100 Southeast 3rd Avenue  
Fort Lauderdale, FL 33394

Examination of the witness taken before:  
Lee Lynott, Certified Merit Reporter  
Registered Professional Reporter  
Certified Shorthand Reporter, Florida  
Hi-Tech/United Reporting, Inc.  
1218 SE 3rd Avenue  
Fort Lauderdale, FL 33316

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APPEARANCE FOR THE PLAINTIFF:  
FOWLER WHITE BURNETT, P.A.  
BY: SUSAN APRIL, ESQUIRE  
LILLY SANCHEZ, ESQUIRE  
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APPEARANCE FOR THE DEFENDANT BRADLEY EDWARDS:  
SEARCY DENNEY SCAROLA BARNHART & SHIPLEY  
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APPEARANCE FOR THE WITNESS DEAN KRETSCHMAR:  
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DEFENDANT'S EXHIBIT INDEX

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1 THEREUPON,

2 \* \* \*

3 DEAN RUSSELL KRETSCHMAR

4 A witness of lawful age, having been called, was first duly  
5 sworn by the undersigned Notary Public.

6 THE WITNESS: Yes.

7 DIRECT EXAMINATION

8 BY MRS. APRIL:

9 Q. Sir, would you say your full name.

10 A. Dean Russell Kretschmar. Last name is  
11 K-r-e-t-s-c-h-m-a-r.

12 Q. Where do you live?

13 A. I live here in Fort Lauderdale.

14 Q. And what's your address; business or home, either?

15 MRS. STREETER: Can we do this off the record?

16 MRS. APRIL: Sure.

17 MRS. STREETER: Go ahead.

18 (WHEREUPON, the answer was provided  
19 off-the-record).

20 BY MRS. APRIL:

21 Q. Did you receive a subpoena to be here today, do you  
22 know if you did?

23 A. Yes, I did.

24 Q. And are you represented by counsel today?

25 A. Yes.

1 Q. And is that Mrs. Streeter?

2 A. Yes.

3 Q. Mr. Kretschmar, I heard you say before you were  
4 sworn in and we went on the record that you hadn't been  
5 deposed before. I'm Susan April, we met out in the hallway.  
6 I represent a plaintiff in a lawsuit and that plaintiff is  
7 named Jeffrey Epstein. And Lilly Sanchez, who is with me  
8 today, is also from Fowler, White, Burnett, who represents  
9 Mr. Epstein. And you met Mr. King.

10 You will be asked questions by plaintiff's lawyer  
11 and if the defendant's lawyer wants to ask questions, that's  
12 certainly his prerogative. We ask you to let us know if you  
13 need something restated or repeated; the court reporter can  
14 read things back. If you need to stop just say you need to  
15 stop, you'd like to take a break.

16 As I think you got some tea, if you want anything  
17 else or you want to pause to get something, let us know.  
18 Okay?

19 A. Do I just say, Can we pause?

20 Q. Yes. You can say, Can we stop.

21 A. Do I raise my hand like we're in school.

22 Q. The only thing I would ask is that if you're in the  
23 middle of an answer to a question or if there is a question  
24 pending before you break to go to the restroom or anything  
25 that you finish that answer so that we're not broke in

1 sequence.

2 A. Understood.

3 Q. One other thing that witnesses sometime forget,  
4 lawyers too, is that because everything you say is being  
5 typed and the court reporter can only type one person at a  
6 time, let the lawyer who is asking you a question finish  
7 their complete question if you're able to determine the  
8 question is over before you answer, because there is a  
9 tendency with some people, they think they know the answer so  
10 they say it before the question is completed and that makes  
11 the typed record confusing. Okay?

12 If you need anything else, let us know. Okay?

13 A. Okay.

14 Q. Did you know that there was a lawsuit pending that  
15 Jeffrey Epstein had filed against Scott Rothstein and Bradley  
16 Edwards and someone named [REDACTED]. prior to being subpoenaed in  
17 this case?

18 A. No.

19 Q. Are you currently a party in any lawsuit against  
20 Scott Rothstein and others?

21 A. Yes.

22 Q. I understand you're represented by counsel and I  
23 assume that you've been advised that you do not have to  
24 disclose anything that was said between you and your lawyers.  
25 So if I ask you a question, I'm not asking you to breach that

1 confidence. So I'm trying to ask questions that don't go  
2 there, all right? If you have any difficulty with it or you  
3 want it restated, please let me know.

4 What's the nature of the lawsuit that you're  
5 currently in?

6 A. The nature of the lawsuit is: We were defrauded on  
7 investments into Scott Rothstein's law firms for confidential  
8 settlements.

9 Q. When you say we were defrauded, who do you mean, as  
10 best you can describe it?

11 A. Myself, my family, and there were others.

12 Q. And again, in your own words, how were you  
13 defrauded?

14 A. We were sold on the fact that the confidential  
15 settlements were real cases, they weren't typical court  
16 cases. Many of these settlements were confidential in the  
17 nature that they were being handled by two attorneys, you  
18 know, outside of having to go to court.

19 And based on various reasons and the plaintiffs  
20 wanted a settlement for whatever they were wronged on, and  
21 those settlements were timed out over time and, basically, we  
22 were funding the plaintiff getting their money then versus  
23 waiting for that timed period to end.

24 Q. How did you hear about this investment in the first  
25 place?

1 A. Barry Bekkedam.

2 Q. And it's Bekkedam?

3 A. Yeah, Barry Bekkedam. I could give it a crack to  
4 start off.

5 Q. Don't worry about spelling anyone's name. I'm  
6 happy with phonetics and after we're done, you can clarify.

7 A. His firm is Ballamor Capital Management.

8 Q. And how do you know Barry Bekkedam?

9 A. He is dating, used to be a friend of mine, Diane  
10 Barnett.

11 Q. So are you saying you met him sort of through  
12 social circles?

13 A. Yeah.

14 Q. When you say Diane Barnett used to be a friend, is  
15 she no longer a friend of yours?

16 A. No.

17 Q. Did you have a falling-out?

18 A. Yeah, you could say this whole situation has put a  
19 bit of a strain on --

20 Q. Does Diane Barnett live in Florida?

21 A. Yes.

22 Q. In Fort Lauderdale?

23 A. Yes.

24 Q. Is she also in the, is she a financial advisor or  
25 investment counselor?

1           A.     No, she has a real estate license. She worked for  
2 the Galleria of Fine Homes I think.

3           Q.     So you met Barry through Diane?

4           A.     Uh-huh (affirmative response).

5           Q.     And where did you meet him?

6           A.     We met out socially. Diane invited me out to have  
7 a drink. She wanted me to meet the gentleman that she was  
8 involved with.

9           Q.     And is that where you got to talking about the  
10 business he was in?

11          A.     He wasn't, well, his business in the sense of as a  
12 money manager, but it wasn't the first meeting that I learned  
13 about this. It was several meetings after and he also  
14 pitched my stepfather.

15          Q.     When you met Barry was it here in Florida?

16          A.     Yes.

17          Q.     And do you know what year that was?

18          A.     End of '09. Third, probably Fourth Quarter  
19 of '09.

20          Q.     Again, I understand you probably won't remember  
21 every detail so my questions are directed to as best you can  
22 recall.

23          A.     Sure.

24          Q.     What do you recall Barry telling you about the  
25 investment when you first -- when he first spoke to you about

1 it, the investment that led to you being in a lawsuit against  
2 Scott Rothstein and others?

3 A. He told me his firm had done a lot of the due  
4 diligence, was still in the process of finishing due  
5 diligence, but he was working closely with George Levin and  
6 George Levin's team in doing the background due diligence and  
7 that George Levin personally had 600 million into this  
8 investment. And that over the past five years there hasn't  
9 been any issues, no late payments, everything has been on  
10 time.

11 He disclosed that George had one discrepancy on his  
12 background, which was a kit car company that George owned,  
13 and there was something of some of the customers felt  
14 defrauded and the cars came out late or something and there  
15 was a court case about it. It all ended up being settled,  
16 but that was something of, you know, you could find out  
17 through your own research that something negative happened.  
18 And I've been in business enough that sometimes things  
19 happen; customers are, you know, upset and it can be, you  
20 know, twisted.

21 So, through Barry explaining - through his due  
22 diligence and that his teams had done all of this extensive  
23 research and looked at some of the books with Levin's company  
24 with the investment, also, meeting with Scott Rothstein and  
25 understanding how the investments are confidential in nature,

1 that there was a third-party verifier, who was Mike  
2 Szafranski, that a hedge fund out of New York had requested  
3 when they made their investments years before he was put in  
4 charge of being an outside verifier that the funds were in  
5 there - that it gave me, you know, some confidence about the  
6 investment.

7 Q. Let me back you up a little bit. Do you remember  
8 when Barry first told you about this investment before he  
9 started talking about due diligence, how did it come up? I  
10 mean, were you having dinner? Were you at someone's house?  
11 Where were you?

12 A. I don't remember.

13 Q. Did he just out of nowhere say, I have an  
14 investment I want to talk to you about?

15 A. No. I mean, if somebody is a money manager, you  
16 know, an investment advisor as he is in a sense of a  
17 balanced-portfolio-type advisor - meaning that he would put  
18 your monies in several different low risks to, you know, if  
19 you want to do some things that are a little bit more of what  
20 would be termed a high risk - I was curious of things that he  
21 saw in the market. And he was doing middle market financing  
22 as the leverage in banks and so forth were not lending. You  
23 know, there's a lot of businesses that just needed cash flow  
24 and they couldn't get it from the bank.

25 So, it was through conversations that he didn't

1 just bring this one up, he had others that he was, you know,  
2 explaining to me. So we, you know, in a sense it was normal  
3 that we talked some shop.

4 Q. When he told you about the investment, what did he  
5 call the investment? I mean, we've been calling it the  
6 investment. Did he say it's the Rothstein investment?

7 A. Banyon Income Fund.

8 Q. Banyon Income Fund. Is that the fund that George  
9 Levin was running?

10 A. Yes.

11 Q. And when he first mentioned it to you, when Barry  
12 first mentioned it to you, who else was present?

13 A. Diane Barnett.

14 Q. Anyone else?

15 A. No.

16 Q. So after Barry described this Banyon Income Fund to  
17 you, what was the next thing you did, if anything, to invest  
18 in it?

19 A. He was pitching my father and I didn't do anything.  
20 I was in New York at the time working with a hedge fund, so  
21 it wasn't until a little bit later that when my stepfather  
22 and I talked and he had, you know, heard about it that I gave  
23 it more interest.

24 Q. So you just said your father and your stepfather,  
25 is that the same person?

1 A. Yeah, same person. Sorry.

2 Q. What's his name?

3 A. Doug Von Allmen.

4 Q. Do you know how Barry came to know your stepfather?

5 A. Through Diane. Diane introduced Barry to all of  
6 Fort Lauderdale.

7 Q. I see. When you say you were in New York working  
8 at a hedge fund, was this like your job at the time or were  
9 you up there exploring investments?

10 A. It was a job. I was looking to raise capital for a  
11 hedge fund, so I was learning from them about their  
12 strategies and what they were all about to be able to speak  
13 intelligently to people, but the market had crashed.  
14 Everybody's strategies were changing every day it seemed.  
15 And it was around April of 2010 I said, you know what,  
16 it's -- I'm not jumping into the market of investing --

17 MRS. STREETER: April 2010?

18 MRS. APRIL: Let's get that timing right.

19 THE WITNESS: When did I make my investment?

20 BY MRS. APRIL:

21 Q. Let me see if this will -- I've got something with  
22 a date on it.

23 Sir, the lawsuit that I referred to that I asked if  
24 you were a party in --

25 A. Uh-huh (affirmative response).

1 Q. -- do you know if that was filed in November of  
2 2009? I do have a copy of some pages. Do you happen to  
3 know?

4 A. Off the top of my head per date, no.

5 Q. Well, I'm going to show you what is -- This doesn't  
6 show you the file date.

7 MRS. SANCHEZ: That's the amended one.

8 BY MRS. APRIL:

9 Q. It is a 2210-page document, so I don't have it all  
10 in front of me. So, let me just show you this and see if it  
11 refreshes your memory.

12 Have you ever been a party in a lawsuit before?

13 A. No.

14 Q. I'm going to show you what we call the caption,  
15 just the first page that has all the names of the parties of  
16 this suit and it goes on to a second page, to see if that --  
17 And you can see it has a date stamp. And also, you'll see on  
18 Page 2 it shows you it's not the original.

19 A. Uh-huh (affirmative response).

20 Q. The number of this case is 09-062943 (19). And I  
21 don't know if there is any dispute and we have to torture the  
22 witness here by asking him to figure it out.

23 MRS. APRIL: Can we all agree that it was filed in  
24 2009?

25 MRS. STREETER: Yes. The record will speak for

1           itself.

2 BY MRS. APRIL:

3           Q.     Mr. Kretschmar, you said something earlier and I  
4 think you may be off in time and I think your lawyer  
5 recognized it. Do you remember if your knowledge of the  
6 fraud you mentioned is essentially the same time that it  
7 became publicly known that Scott Rothstein's firm had had a  
8 crisis and was falling apart?

9                     Do you remember hearing about that just from others  
10 or in the news that the Rothstein, Rosenfeld & Adler firm was  
11 in trouble?

12          A.     Right.

13                     MR. KING: Objection to form, it's compound.

14 BY MRS. APRIL:

15          Q.     Do you remember when you heard something about the  
16 firm?

17          A.     Yes.

18          Q.     Do you know about when that was? What time of  
19 year? A season or a holiday or something like that?

20          A.     Yeah, it was the end of October, like the 31st,  
21 going into November.

22          Q.     Of what year?

23          A.     Had to be 2009.

24          Q.     And do you know if you became a party in the  
25 lawsuit that I just showed you the caption of? Let's call it

1 for short, the first name is Razorback Funding, LLC. I was  
2 going to call it the Razorback suit, if that's okay, versus  
3 Scott Rothstein and a number of others?

4 A. Uh-huh (affirmative response).

5 Q. Do you know if you became a party in this suit soon  
6 after you learned that the Rothstein firm had a problem?

7 A. Yes.

8 Q. So I want to go back and ask you if the dates are  
9 correct in your previous answer.

10 When you first met Barry -- What did you say his  
11 name was, Bekk -- I'm going to call him --

12 MRS. STREETER: Bekkedam, B-e-k-k-e-d-a-m.

13 BY MRS. APRIL:

14 Q. When you first met Barry was it the year before  
15 that or was it just a month --

16 A. It would be the end of '08.

17 Q. Thank you.

18 A. And when I left the hedge fund it would have been,  
19 you know, March or April of '09.

20 MRS. STREETER: Just answer her questions.

21 BY MRS. APRIL:

22 Q. And the hedge fund that you left was called what?

23 A. WR Capital Management.

24 Q. So do you know when you or your stepfather first  
25 put any money into Banyon Capital, roughly?

1 A. May of 2009.

2 Q. And this is after you left WR Capital Management.  
3 At that time were you employed?

4 A. I don't understand.

5 Q. In the Spring of 2009 were you working someplace?

6 A. No.

7 Q. You were just doing your own investments?

8 A. Yeah.

9 Q. So let me go back to that. The year is -- After  
10 your initial investment in Banyon Capital was it your  
11 personal investment or was it made through some entity?

12 A. I'm sorry. Could you repeat the question?

13 Q. When you first invested in Banyon --

14 MRS. STREETER: Income Fund.

15 MRS. APRIL: Thank you.

16 Q. -- (continuing) Income Fund, was it a personal  
17 investment of Dean Kretschmar or did you invest through some  
18 entity that you formed? Do you know what I mean?

19 A. Yes, I understand what you're asking. It's either  
20 one or the other.

21 Q. If you're not sure, you can tell me that.

22 A. I'm not sure. It could have been my Living Trust  
23 or me, personally.

24 Q. After April or May of 2009 did you make any further  
25 investment into any opportunity offered by Scott Rothstein or

1 his firm?

2 A. Yes.

3 Q. Can you tell me what that was?

4 A. That was in Razorback.

5 Q. And when was that, if you know?

6 A. That was in July.

7 Q. And --

8 MRS. STREETER: Counsel, are you asking when he  
9 made the investment or when he first heard about it?

10 MRS. APRIL: Well, I'm going to ask him the second  
11 question, but I had asked him when he made the  
12 investment, actually, put money into it.

13 MRS. STREETER: If you're not sure of the dates --

14 A. I know when I made my first investment, it was  
15 June. It was early June, 1st or 2nd.

16 Q. I'm not trying to trip you up with these dates.  
17 I'm just trying to get a time frame generally.

18 So, let me ask you this: When did you -- what is  
19 Razorback?

20 A. What is Razorback?

21 Q. Yeah. Other than it's a plaintiff on the lawsuit  
22 that we talked about, I mean, is it a company?

23 THE WITNESS: Can I speak to you outside?

24 MRS. STREETER: Yes.

25 (WHEREUPON, an off-the-record discussion was had).

1 MRS. STREETER: I just want to put on the record  
2 that Mr. Kretschmar is here to answer questions about  
3 what happened with regard to the Epstein litigation and  
4 the other litigation. The Razorback litigation is an  
5 ongoing, pending litigation and we ask that you  
6 refrain from getting into any of those specific details  
7 regarding investments that are not relevant and are not  
8 reasonably calculated to lead to any evidence in your  
9 case in particular. If you could get to this particular  
10 issue.

11 MRS. APRIL: I'll try.

12 (WHEREUPON, an off-the-record discussion was had).

13 MRS. APRIL: I have in case anybody wants to refer  
14 to them, including me, some calendars. Sometimes it  
15 makes it a little easier to know when things happened.

16 BY MRS. APRIL:

17 Q. So you invested in something called Razorback?

18 A. Uh-huh (affirmative response).

19 Q. We established that, right. And was Razorback's  
20 investment also into the settlements or the kind of  
21 settlements you described a little bit earlier with  
22 Rothstein?

23 A. Yes.

24 Q. Did you invest after the investment in Razorback  
25 any other times with Scott Rothstein in one of these

1 **settlement funds?**

2 MR. KING: Objection. Form. Vague.

3 BY MRS. APRIL:

4 Q. Did you ever make any other investment offered by  
5 Scott Rothstein after the Razorback?

6 A. No.

7 Q. Did you ever meet Scott Rothstein?

8 A. Yes.

9 Q. Do you know when you first met him?

10 A. At a Boys and Girls Club fundraiser. It was the  
11 Boca Resort. It's the car fundraiser where they have all the  
12 cars. I forget what it's called.

13 Q. Do you know what year it was approximately?

14 A. Probably 2008.

15 Q. Did you have any substantive conversation with him  
16 at that time --

17 A. Nothing.

18 Q. -- about business or anything?

19 A. No.

20 Q. Was there ever a time where you met with Mr.  
21 Rothstein and talked about business?

22 A. No.

23 Q. Was there ever a time after the Boca event for the  
24 Boys and Girls Club that you met Scott Rothstein?

25 A. Not before the investment.

1 Q. Okay. Let's talk about then the time of the  
2 investment. Did you have any face-to-face meetings with  
3 Scott Rothstein in 2009?

4 A. Yes.

5 Q. Can you describe as best as you can recall the  
6 first -- Was there more than one of those?

7 A. Yes.

8 Q. Can you describe to the best of your ability your  
9 first face-to-face business meeting with Rothstein about the  
10 investment?

11 A. I was there. My father was there. Barry Bekkedam  
12 was there. Barry Bekkedam and Ballamor Capital, some of his  
13 people were there. George Levin was there. Frank Preve was  
14 there. A.J. DiScala was there.

15 Q. Where is there?

16 A. And Scott Rothstein's personal office in his  
17 firm.

18 Q. Had you ever been in his firm's offices before?

19 A. No.

20 Q. Was that over here on Las Olas, an office building?

21 A. Yes.

22 Q. And were there any other persons present that you  
23 can remember?

24 A. (No response).

25 Q. Let me rephrase that. Even if you can't remember

1 their names, do you think there were other persons in the  
2 room?

3 A. Yeah.

4 Q. Can you describe the office to me? In other words,  
5 was it a conference room like we're in today or something  
6 different?

7 A. It was a combination office and conference room.  
8 It had a large sectional couch, a lot of pictures of Scott  
9 with various celebrities, to governors, to presidents. It  
10 was elaborate, very nicely built-out office.

11 Q. Was there also a conference table or --

12 A. Yes.

13 Q. And was it about as big as the one we're at today  
14 which looks like it holds about 12 chairs?

15 A. Yes.

16 Q. Was it pretty much filled?

17 A. Yes.

18 Q. What month was that, if you know?

19 A. I don't recall.

20 Q. Let me go back to that later and build to that.

21 How did you happen to be there that day, were you invited by  
22 Mr. Rothstein?

23 A. Yes.

24 Q. And was this morning, lunch time, afternoon, did  
25 you have a meal or anything?

1 A. I don't, I don't recall.

2 Q. Was this meeting in the Fall of 2009? Was it  
3 football season?

4 A. Yes.

5 Q. Did some of the individuals who were there, like  
6 Barry, travel from out of state to come to the meeting?

7 A. Yes.

8 Q. Did you spend any time with Barry prior to this  
9 meeting, social or business?

10 A. I don't remember.

11 Q. You said Barry and Ballamor Capital, that's his  
12 firm, right?

13 A. Yes.

14 Q. Do you remember if he was accompanied by some other  
15 individuals from his group?

16 A. Yes.

17 Q. Do you know their names, any?

18 A. Larry Rovin.

19 Q. Is that Rovin?

20 A. Rovin, R-o-v-i-n. I think he's an attorney  
21 there.

22 Q. Anybody else?

23 A. Yes, but I don't remember the names.

24 Q. And you don't remember if you, like, went out with  
25 that group to dinner or a ball game or on a boat or anything

1 during that visit?

2 A. No, we didn't. We didn't do that.

3 Q. Did you ever go to a Jets/Dolphins game with any of  
4 these folks?

5 A. Uh-huh (affirmative response). Yes.

6 Q. Do you know when that was, I mean, was it in this  
7 same season?

8 A. Yes.

9 Q. Do you know if during that week you had any  
10 conference or meeting with Rothstein?

11 A. Yes.

12 Q. So not to confuse the issue: Do you know if you  
13 had already met with Scott Rothstein and some other  
14 individuals prior to that meeting?

15 MR. KING: Objection to form. Vague.

16 BY MRS. APRIL:

17 Q. You follow what I'm saying? I can rephrase it.

18 A. Rephrase it.

19 Q. Is it accurate to say you had at least two  
20 face-to-face meetings where Scott Rothstein was present?

21 A. Before the Jets game?

22 Q. Ever? At any time?

23 A. Yes, that's accurate.

24 Q. And was one of those before the Jets game?

25 A. Yes.

1 Q. And was one after the Jets game?

2 A. Yes.

3 Q. Do you know if it was soon after, the day after?

4 A. Yeah, it was the day after.

5 Q. Who won the game, do you know?

6 A. I think the Dolphins.

7 Q. So, when you first went to Scott Rothstein's office  
8 what was your understanding of the reason you were going  
9 there?

10 MR. KING: Is this the first time?

11 MRS. APRIL: The first time.

12 A. We were going to talk more about the confidential  
13 settlements.

14 Q. And this was the first time that you heard Scott  
15 Rothstein discussing the confidential settlements?

16 A. Yes.

17 Q. To the best of your recollection, what did he say,  
18 in substance? I don't mean word for word.

19 A. I can generalize, but I don't remember word for  
20 word what was really talked about, you know, specifics. I  
21 mean, it was --

22 Q. Generalized is fine.

23 MRS. STREETER: I don't want you to guess.

24 BY MRS. APRIL:

25 Q. In other words, did Scott, did he tell you

1 **something about the confidential settlements and the process?**

2 A. Yes, but it would be more specific to a meeting.  
3 The one meeting we had where Barry Bekkedam and George were  
4 there it was more of the foundation of: How Barry got there,  
5 how George, you know, has been investing, nothing ever  
6 tripped up, how we were going to come in and help George, we  
7 were going to get a 15 percent return.

8 You know, the meeting after the Jets game, there  
9 was a gentleman that flew in to meet Scott who was Thane  
10 Ritchey. He was a friend of A.J. DiScala's. He flew in.  
11 Scott had invited us to the game, A.J. and I, and we went to  
12 the football game. And the next day, it was Thane Ritchey,  
13 Michael Legamaro of Morgan, Lewis, Bockius he had flown in  
14 that Tuesday morning and A.J. DiScala.

15 Scott at this time was talking about a big case  
16 that involved a defendant that had a very large sum of money  
17 and had had sex with underaged girls. And he had two girls.  
18 Actually, he said it was one at first, very large settlement.  
19 And I think the settlement was 18 million.

20 And so that conversation went into with Thane  
21 Ritchey, A.J. DiScala and myself and Morgan, Lewis -- Michael  
22 Legamaro from Morgan, Lewis to explain to Michael, who A.J.  
23 and I soon after hired him to do, you know, the due  
24 diligence, you know.

25 **Q. Had you ever met Mr. Legamaro before that day?**

1 A. No.

2 Q. But you understood him to be a lawyer for Thane  
3 Ritchey?

4 A. Yes.

5 Q. And at that meeting -- Let me make sure I  
6 understand who was there.

7 Mr. Legamaro was there, Scott Rothstein was there,  
8 Thane Ritchey, A.J. DiScala and you?

9 A. Uh-huh (affirmative response). Yes.

10 Q. Was there anybody else there from Scott Rothstein's  
11 firm for any part of the meeting?

12 A. No.

13 Q. At that meeting was it all talk? Let me rephrase  
14 that. Was there just discussion or was there an examination  
15 of any documents or materials?

16 A. No.

17 Q. In the room with you, were you in the same room  
18 that you had been in --

19 A. Yes.

20 Q. -- the other time with the larger group?

21 A. Yes.

22 Q. Did Scott at that time name the individual that he  
23 was referring to who had sex with underaged girls and one  
24 case had been settled?

25 A. No.

1 Q. Did you know from the description who he had been  
2 talking about?

3 A. No, I had no idea.

4 Q. And did Mr. Legamaro ask questions of Scott  
5 Rothstein about the cases?

6 A. Yes.

7 Q. And at that meeting do you know how long it lasted?  
8 And I don't mean exactly, but was it an hour, was it all day?  
9 Do you know?

10 A. A couple hours.

11 Q. And I believe you said a few minutes ago after that  
12 you decided to hire Michael Legamaro, I'm not sure if that's  
13 the word you used, retained him?

14 A. Yes, we retained him.

15 Q. Again, who is we in that?

16 A. A.J. DiScala.

17 Q. What did you retain him for?

18 A. To represent Clockwork.

19 Q. Now, again, your lawyer has asked and I'm trying to  
20 respect her wishes and not go into too much about what these  
21 entities are, but you mentioned Clockwork. What is Clockwork  
22 because I had not heard of them before? Are they another  
23 fund?

24 A. (No response).

25 Q. Let me rephrase it, because I'm not trying to make

1 your life difficult. Was Clockwork an existing entity at the  
2 time that you engaged Mr. Legamaro, whatever it is? I'm not  
3 even asking you what it is, but did it exist or do you know?

4 A. I think that's left to be -- You know, it's our  
5 question: Was it or wasn't it?

6 Q. All right. Do you know if you had any formal  
7 paperwork, an engagement letter signed with Mr. Legamaro?

8 A. I don't know.

9 Q. Do you know if you paid Mr. Legamaro any advanced  
10 retainer fees?

11 A. Yes.

12 Q. And did he represent you after that?

13 A. Yes.

14 Q. And was there ever any time after that that you,  
15 again, went to Scott Rothstein's office?

16 A. Yes.

17 Q. Can you tell me about when it was or how much time  
18 elapsed before you went back?

19 A. I think it was the following week.

20 Q. Let me just go back a little, because getting dates  
21 down is sometimes important. The ball game, you went to the  
22 Jets/Dolphins game, was that a Monday night game or Sunday  
23 night?

24 A. Monday night.

25 Q. Was it October of 2009?

1 A. Uh-huh (affirmative response).

2 Q. So it looks to me like there was October 5, 12,  
3 19th and 26th were all Mondays. So just for frame of  
4 reference one of those - and I guess we could check  
5 independently to find out when there was a ball game - one of  
6 those, you went the next day and that's the first time you  
7 met Michael Legamaro at Scott's office, right?

8 A. Yes.

9 Q. Did you actually meet him for the first time in the  
10 office or did you convene somewhere else first?

11 A. No, I think I met him in the office.

12 Q. And did he bring any other attorneys or paralegals  
13 assistants with him?

14 A. No.

15 Q. So then you and A.J. engage him and then you say  
16 there's another meeting some days later?

17 A. Michael came back down, Michael Legamaro came back  
18 down and went to Scott's office with A.J.

19 Q. And do you know the purpose of that visit?

20 A. Michael was doing due diligence on RRA, on  
21 Rothstein's firm, and wanted to spend more time with Scott  
22 Rothstein understanding these investments.

23 Q. Were you there at all?

24 A. No, not that meeting.

25 Q. Did A.J. discuss with you what occurred at that

1 meeting?

2 A. In general, he discussed that Michael and Scott  
3 met. They got along. Michael understands the nature of the  
4 settlements. Everything was going well. Michael had a lot  
5 of questions for him and was continuing to investigate and do  
6 due diligence on the investments of RRA, et cetera.

7 Basically, it was going well.

8 Q. Do you know if you saw Michael Legamaro at all  
9 during that trip he made down here?

10 A. I don't remember.

11 Q. Did you see A.J.?

12 A. Yes.

13 Q. Do you know if, did A.J. say whether Mr. Legamaro  
14 in that visit to the Scott Rothstein office looked at any  
15 documents and/or saw any materials?

16 A. I don't remember.

17 Q. Was there any time after that that you yourself,  
18 again, went to Rothstein's office?

19 A. Yes.

20 Q. And do you know approximately what date or how much  
21 time elapsed from this meeting you just described that you  
22 didn't go to?

23 A. I think a week.

24 Q. So about a week later you go to Rothstein's office?

25 A. Uh-huh (affirmative response).

1 Q. And who else is there?

2 A. A.J. DiScala, Michael Legamaro.

3 Q. Anyone else. Thane Ritchey there?

4 A. No.

5 Q. Was Thane Ritchey -- Okay, he wasn't there.

6 So just the four of you were at that meeting?

7 A. As I recall.

8 Q. And what occurred at that meeting?

9 A. Scott was trying to close this deal which was the  
10 first case. He then told us that the sister of this girl was  
11 also involved with this client as well as at this point he  
12 told us several girls now, once the first girl went forward  
13 and started working with him, he was getting calls from other  
14 girls saying that I, too, was, you know, involved with this  
15 client. And so --

16 Q. When you say the client, you mean the law firm --

17 A. I'm sorry, the defendant. And so Scott was all  
18 fired up saying, We've gotta get the first one. We've got a  
19 total of 18, you know, girls and now we've got the first one  
20 that we need to close. But now the sister, you know, he can  
21 get the sister negotiated and taken care of.

22 At this point it was -- we were -- I'm trying to  
23 understand the whole deal. It was a large sum of money. At  
24 this point we were calling it bullshit. How can one person  
25 get a settlement for 18 million.

1           So Scott at this point said, Okay, you guys are  
2 here. I'm going to trust you. I'm going to open the case.  
3 I'm going to bring it down and I'll let you see who this  
4 person is.

5           At this point Thane was also, you're talking about  
6 maybe a two-week time period of, you know, Thane was talking  
7 about making a \$5 million investment. So Michael was already  
8 in the process of doing his due diligence and things that he  
9 needed to do. So Scott called for the evidence of who this  
10 person was. We were in Scott's office, his personal office  
11 in RRA, and 10, 15 minutes later in walks our former Sheriff  
12 Ken Jenne with another gentleman, I didn't know who he was,  
13 bringing in several boxes which ended to be I think about  
14 19.

15           **Q.    Were the boxes marked or numbered?**

16           A.    Uh --

17           **Q.    You know sometimes boxes say 1 of 10, 2 of 10? I**  
18 **mean, any numbering like that?**

19           A.    I don't remember.

20           **Q.    So Mr. Jenne walks in with someone else with the**  
21 **boxes and what does he do?**

22           A.    They start bringing all the boxes and they start  
23 laying them -- You know, as you walk in there was a, you  
24 know, almost as if you walked into this room. He was putting  
25 all the boxes against the wall here and they were stacked,

1 what ended up being 19 boxes. So it was a lot of  
2 information.

3 Q. Were these like banker's boxes that you put files  
4 in?

5 A. Yes. Yes.

6 Q. Then what happened? Did Jenne leave?

7 A. Yeah, he left. Scott had pulled some certain  
8 information from the case files and said, you know, I'm going  
9 to tell you about who he is. I need the utmost confidence in  
10 this as this is an open case. It's an ongoing case. This  
11 person has other issues. He's just getting out of -- either  
12 he was in jail or just getting out of jail. So he kind of  
13 set the stage of who this person was. He already had a track  
14 record. He already had issues. It was already public. You  
15 could Google it.

16 And these girls that came forward would not come  
17 forward before and that was the, you know, confidential  
18 nature of, you know, Scott saying I've got 18 of these girls  
19 lined up and here is this person. His name is Jeffrey  
20 Epstein.

21 Q. And at that moment had you heard of Jeffrey  
22 Epstein?

23 A. No.

24 Q. Had the others who were there in the room  
25 commented, you said that A.J. DiScala was there?

1 A. Uh-huh (affirmative response).

2 Q. Did he act like he knew who Jeffrey Epstein was?

3 A. I don't think any of us knew who he was.

4 Q. So what happened after Scott said that?

5 A. Scott had some flight records I guess from Jeffrey  
6 Epstein's plane or planes, I don't know if there were  
7 multiple, but there were flight records. It seemed to be  
8 from, you know, a company that took the logs of them. Again,  
9 I don't know if it was his actual company or the flight  
10 company.

11 Scott started talking about some of the issues of  
12 why he was going to be able to get these large sums of money,  
13 number one. This gentleman, Jeffrey Epstein, is supposed to  
14 be -- Scott said he's got over a four and a half billion  
15 dollar networth of what Scott could -- what was kind of known  
16 publicly.

17 There were also people on these plane rides that  
18 were known figures that definitely would not want this  
19 information getting out and that the nature of the settlement  
20 would, they would want to -- Jeffrey Epstein would want to  
21 keep this quiet and that there was already pressures on him  
22 to keep it quiet.

23 Q. Would want to keep what quiet?

24 A. The fact that there were underaged girls on these  
25 planes and there were other people on these planes and they

1 were public figures.

2 Q. Did you actually see these supposed flight logs?

3 A. Yes, a few of them.

4 Q. Did you recognize any names on them?

5 A. Yes.

6 Q. Can you say who any of them were?

7 A. Bill Clinton. Naomi Campbell, which I think she's  
8 a super model. There was a reported Sheik, I don't remember  
9 who it was but, obviously, an important person, a very  
10 wealthy person.

11 Q. And it's your understanding that on these plane  
12 trips there were underaged girls?

13 A. Yes.

14 Q. Did you find out the names of any of the girls?

15 A. No, but I remember Scott was explaining because all  
16 the other people had their names written out but the girls.  
17 It was just their first name and the first letter of their  
18 last name. So if it was Sara, Sara something, it was Sara C.

19 Q. I see. So, there were these boxes in the room.  
20 And were these flight logs removed from the boxes that Mr.  
21 Jenne and the other gentlemen brought in or did Scott have  
22 those separate?

23 A. Scott had those separate.

24 Q. Did he show you anything else by way of materials?

25 A. Yes. But they were, I think they were pieces of

1 his former accusations of former, you know, arrest records  
2 and news clippings and some other things.

3 Q. Did you have a look at some of those?

4 A. Very quickly.

5 Q. Did anybody else in the room with you scrutinize  
6 them more closely?

7 A. Yes.

8 Q. Who?

9 A. Michael Legamaro with Morgan, Lewis, Bockius, the  
10 attorney.

11 Q. Do you know what City Mr. Legamaro bases his  
12 practice in?

13 A. Chicago, Illinois.

14 Q. Did you ever visit him there?

15 A. No.

16 Q. Did Mr. Legamaro comment about any of the items  
17 that he looked at in your presence in front of Scott  
18 Rothstein?

19 A. Oh, yeah.

20 Q. Can you tell us what he said then?

21 A. Yeah, he went through the boxes. Scott said you  
22 guys can look at the boxes, just don't take any of the  
23 information, don't pull it out and misplace it from the  
24 files.

25 So Michael Legamaro did spend, you know, some time

1 looking through a lot of the boxes and the files and said,  
2 you know, This is a real case. And he explained that as a  
3 young attorney he used to be an attorney for the United  
4 States and I think he termed it as a jag attorney, which I  
5 don't really know what that stands for, but he used to  
6 prosecute for, I think he said, child molestation, underage,  
7 you know, things of this nature which are -- I don't know  
8 the word I'm looking for.

9 Q. Abuse?

10 A. Yeah, abuse. I would just put heightened concern,  
11 you know, touchy subjects. I don't know if that's the --

12 Q. So he told you something about his past experience  
13 with cases of that nature?

14 A. Yes. He gave in that description, gave us  
15 confidence that he knew what he was looking at.

16 Q. Did he ask for copies of anything that he looked  
17 at?

18 A. I don't think so.

19 Q. Did he make any notes such as we --

20 A. I don't remember.

21 Q. You said he made a remark along the lines of, This  
22 is a real case. Did you understand he only was looking at  
23 one case?

24 MR. KING: Objection. Leading.

25 A. Repeat the question.

1 Q. Did you understand, do you know if he looked at  
2 more than one case file?

3 A. I don't know.

4 Q. Do you know if Mr. Legamaro, do you know how at  
5 that time he was able to confirm that this is a real case?

6 A. I'm not an attorney. I don't know.

7 Q. Did he have a laptop with him?

8 A. I don't remember.

9 Q. Do you recall him at any time whether on his own  
10 computer or one made available to him where he punched up  
11 some numbers to look at any of the cases online, if you  
12 remember?

13 A. That's a good question.

14 MRS. STREETER: Don't guess.

15 THE WITNESS: I know.

16 A. I don't remember.

17 Q. Do you know how much time you spent at the  
18 Rothstein office that day when Michael Legamaro was looking  
19 at these files?

20 A. Hour and a half, two hours max. We had Thane  
21 Ritchey on the phone.

22 Q. Oh, okay. Was he on the phone the whole time?

23 A. Not, not the whole time.

24 Q. Was there any other conversation other than what  
25 you've described between Scott Rothstein and any of you at

1 that gathering?

2 A. I'm sorry. Ask again.

3 Q. Other than what you've already testified to about  
4 what Scott said and what Mr. Legamaro said, do you recall any  
5 other conversation that occurred at that gathering?

6 A. (No response).

7 Q. For example, you said Mr. Ritchey was on the phone.  
8 Did he ask questions?

9 MR. KING: Objection. Compound. Unless you're  
10 just focusing on that last question.

11 BY MRS. APRIL:

12 Q. Well, did he ask any questions? Let's focus on  
13 that one.

14 A. He did. I don't remember specifics.

15 Q. Is there anything else that was said by anybody at  
16 that meeting that you remember today concerning the  
17 settlements or Mr. Epstein that you haven't already testified  
18 about.

19 A. Yes, at that meeting A.J. DiScala had disclosed  
20 that his friend, Ted Waite, is dating the girl or a girl that  
21 used to date Jeffrey Epstein and that he knows from prior  
22 conversations with Ted that Jeffrey wasn't the, you know, was  
23 kind of known to be a, you know, womanizer, a cheater, this  
24 kind of -- this would fall in line with his character. A.J.  
25 said he was going to call Ted and see if he could talk to

1 Ted's girlfriend.

2 Q. Did A.J. say that in front of Rothstein?

3 A. Yeah.

4 Q. And do you know if A.J. -- did A.J. ever tell you  
5 that he did speak to Ted Waite or the girlfriend?

6 A. Yes.

7 Q. What did he tell you about that?

8 A. He spoke to Ted. Ted got really pissed off at  
9 him.

10 Q. At A.J.?

11 A. Oh, yeah.

12 Q. Because?

13 A. He just felt that, from what A.J. said to me, he  
14 just felt A.J. was out of line and, you know, he didn't want  
15 his girlfriend being questioned about, you know, this stuff  
16 and to, you know, mind his own business.

17 Q. And did he, as far as you know, after that not  
18 involve the girlfriend?

19 A. I don't know.

20 Q. Do you know her name?

21 A. No.

22 Q. Did you ever meet this Ted Waite?

23 A. Yes.

24 Q. Does he live in New York?

25 A. No, he lives in San Diego.

1 Q. Have you ever met the girlfriend of Ted Waite who  
2 used to be Jeffrey Epstein's girlfriend?

3 A. No.

4 Q. Anything else that you recall that was said during  
5 this meeting that you haven't already testified about?

6 A. Not that I can think of.

7 Q. If you remember, at the conclusion of this meeting  
8 was there any decision made about you going forward with the  
9 investment or requiring additional time to decide?

10 A. It was our conclusion, really, based off of Michael  
11 Legamaro's feelings, comments and, you know, him being a  
12 respect -- what I thought was a respected attorney from a  
13 very respected firm, he had high confidence this is a real  
14 case and, you know, it could be that there are several of  
15 these cases that were real. Potentially, you know, 18  
16 plaintiffs. He gave us the confidence to go forward and  
17 invest.

18 Q. Did Scott Rothstein offer you any estimate of how  
19 much money these settlements would be worth in his opinion,  
20 total?

21 A. Yes.

22 Q. Do you remember the number?

23 A. It was over 300 million.

24 Q. After that did you have any other, was there ever  
25 any other time that you were in Scott Rothstein's office?

1 A. I don't think so.

2 Q. You mentioned earlier something called Clockwork.  
3 And without going into any particulars about what Clockwork  
4 is: Did Clockwork make an investment in these Epstein  
5 so-called settlements or potential settlements, if you  
6 know?

7 MRS. STREETER: Do you want to step outside for a  
8 minute?

9 THE WITNESS: Yes.

10 (WHEREUPON, an off-the-record discussion was had).

11 BY MRS. APRIL:

12 Q. Before that break, you were talking about a meeting  
13 at Scott Rothstein's personal office. You said you were  
14 always in the same office when you went to his firm?

15 A. Yes.

16 Q. Did any particular person at the firm ever, like,  
17 escort you into the office or greet you?

18 A. Scott's secretary.

19 Q. Did you know her name?

20 A. No, she's a Latin girl.

21 Q. Did you, again, visit Scott Rothstein's office  
22 after the meeting you described with Mr. Legamaro looking at  
23 documents and things in boxes?

24 A. Not that I recall.

25 Q. Let me clarify something. So, am I to understand

1 that you were in Scott's office on three occasions?

2 A. Yeah.

3 Q. These boxes that former Sheriff Jenne and another  
4 individual brought in, were they available for your review on  
5 more than one of those meetings?

6 A. (No response).

7 Q. I know it's been awhile and there's a lot that went  
8 on at that time.

9 A. Yeah, I'm just going through it in my head. I was  
10 there one time after and it was -- I don't remember exact  
11 dates, how many days after, but I was there one time after.

12 Q. And do you know who you were with? Was Mr.  
13 Rothstein there, of course?

14 A. Of course.

15 Q. Anyone else?

16 A. A.J. DiScala.

17 Q. Was Mr. Legamaro with you at that time?

18 A. I don't remember.

19 Q. Was Thane Ritchey there?

20 A. No.

21 Q. And at that other visit to the Rothstein office  
22 were the boxes in the same location in his office?

23 A. Yes.

24 Q. And you mentioned that when they were brought in  
25 they were stacked up against the wall, but was there some

1 point --

2 A. They weren't stacked up. They were just all on the  
3 ground, stacked next to each other but not stacked up.

4 Q. So when Mr. Legamaro looked at things in them did  
5 he actually bend down on the floor to look or did he put them  
6 on the table?

7 A. I know he bent over. I don't remember if he put  
8 them on the table.

9 Q. Did you, for the several items that you described  
10 that you looked at briefly, do you know if you put some on  
11 the table or if you, you know, scooted down on the floor to  
12 look at them?

13 A. I scooted on the floor or bent over. I didn't put  
14 anything on the table. I really, you know, felt personally a  
15 little uncomfortable because, number one, I didn't know what  
16 I was looking at. I don't know what I'm looking at, you  
17 know, or looking for.

18 Q. Do you know the reason you went back this time that  
19 you're describing when you said you went back one other time  
20 with A.J. and possibly Mr. Legamaro, was it to continue the  
21 due diligence or the examination of the file?

22 A. I don't remember.

23 Q. Do you know how you came to know about any of these  
24 meetings? In other words, did you get an e-mail or a  
25 telephone call or some other communication?

1           A.     Most of it was A.J.. A.J. was more of the one that  
2 was, for lack of a better word, the ring leader.

3           Q.     He was setting up the appointments?

4           A.     Yeah.

5           Q.     Did he telephone you?

6           A.     Yes.

7           Q.     Did A.J. come down here regularly during the Fall  
8 of 2009?

9           A.     Yes.

10          Q.     Where did he stay?

11          A.     My house.

12          Q.     Did you live at the same address that you live at  
13 presently?

14          A.     Yes.

15          Q.     Did A.J., to your recollection, ever send you  
16 e-mails about visits to the Rothstein firm to set them up or  
17 remind you or anything like that?

18          A.     Yes.

19          Q.     Did you ever receive any e-mails from Scott  
20 Rothstein directly?

21          A.     I think I was copied.

22          Q.     Did you ever send any e-mails to Scott Rothstein?

23          A.     A couple.

24          Q.     And was it concerning the investment he was  
25 offering?

1           A.     I sent him a thank you e-mail for the football  
2 game, Monday night game, and I don't remember what else.

3           Q.     Did you ever have Scott's personal cell phone  
4 number?

5           A.     Yes.

6           Q.     Did you ever call him?

7           A.     Maybe three times.

8           Q.     Do you know what about?

9           A.     One was on a personal matter. The other two may  
10 have been for a meeting.

11          Q.     When you say about a meeting, you mean a meeting  
12 related to these investment opportunities?

13          A.     Yeah. If A.J. couldn't get ahold of him, he would  
14 have me call.

15          Q.     So did Scott, to your knowledge, make these  
16 appointments on his own as opposed to through his  
17 secretary?

18                   MRS. STREETER: If you know.

19          A.     Sometimes he did.

20          Q.     How did you first meet A.J. DiScala?

21          A.     I was introduced to A.J. from a friend of mine  
22 named Joe Gamborelli (phonetic).

23          Q.     And when was that?

24          A.     That was in around October of 2008.

25          Q.     Was that when you were in New York?

1           A.     September of -- Yeah, when I first got up there.  
2 Joe lives in New York.

3           Q.     Did you ever work with A.J. after that, I mean,  
4 like -- Let me rephrase that.

5                     Did you ever have any business dealings with A.J.  
6 prior to the investment we've been talking about?

7           A.     I looked at a couple of things. I never invested  
8 in the deals he did.

9           Q.     And what was his occupation when you met him?

10          A.     Good question.

11          Q.     Or what did you --

12          A.     Investment banker.

13          Q.     Okay. Sometimes that question should be: What did  
14 you understand his occupation to be? Investment banker?

15          A.     Yes.

16          Q.     Was he with a firm?

17          A.     No, he was on his own.

18          Q.     Does he live in New York, to your knowledge?

19          A.     Yes.

20          Q.     Have you been to his home?

21          A.     Yes.

22          Q.     Where does he live?

23          A.     Exact address?

24          Q.     Whatever you know.

25          A.     I've probably got it in my phone. I don't know his

1 exact address off the top of my head.

2 Q. But is it an apartment building, is it uptown or  
3 downtown?

4 A. It's near Tribeca. He lives in an apartment, he  
5 doesn't own it.

6 Q. Going back to the documents that Michael Legamaro  
7 looked at and files when you were in Scott Rothstein's  
8 office: Are you able to say what he specifically looked at,  
9 in other words, whether they were court papers or whether  
10 they were some other kind of papers?

11 A. Of what Michael Legamaro looked at?

12 Q. Yes.

13 A. He looked through many of the boxes. I think there  
14 were, you know, court papers.

15 MRS. STREETER: Do you know what they were?

16 A. Not specifically, no.

17 Q. When I say court papers, I'm talking about things  
18 that are actually filed in court like I had shown you before,  
19 the beginning of this complaint, the Razorback complaint.

20 A. Yes.

21 Q. Do you know if he looked at any papers that are  
22 styled this way with a court name on them, a plaintiff and a  
23 defendant?

24 A. I was not with him when he actually was looking at  
25 that piece of paper. I only heard comments of what he said,

1 so I can't say for certain.

2 Q. Was there any time when he said to you or to A.J.,  
3 Oh, take a look at this. It shows -- Anything in particular?

4 A. I don't remember the particulars.

5 Q. I think you said he did not take any notes that you  
6 recall?

7 A. Correct.

8 Q. Did you take any notes?

9 A. No.

10 Q. Did A.J. take any notes that you saw?

11 A. No.

12 Q. Did Scott Rothstein take any notes of what was  
13 going on, to your knowledge?

14 A. No.

15 Q. Did Scott show you any other -- When he was making  
16 his sales, was this sort of a sales pitch he was doing?

17 A. Yeah.

18 Q. Did he show you any, you know, charts or  
19 powerpoints or presentations in addition to these files?

20 A. No.

21 Q. Did he play any tapes for you?

22 A. No.

23 Q. Did he advise you that he used investigators to  
24 obtain information about Mr. Epstein?

25 A. Yes.

1 Q. What did he tell you about that, just that he used  
2 them?

3 A. Yes.

4 Q. Did he say that he had had any telephone  
5 conversations taped of Mr. Epstein?

6 A. I don't recall.

7 Q. Did he tell you who the investigators were?

8 A. Yes.

9 Q. Do you recall their names?

10 A. Ken Jenne, Mike Fisten.

11 Q. Do you know if Mike Fisten was the other person  
12 that helped Ken Jenne deliver the boxes of material to the  
13 Rothstein office you were in?

14 A. I don't know.

15 Q. Do you know Mike Fisten when you see him? I mean,  
16 have you ever seen him to your knowledge?

17 A. Yes.

18 Q. So if he were to walk in here now would you  
19 recognize him?

20 A. Yes.

21 Q. Did you ever meet him?

22 A. Yes.

23 Q. Where?

24 A. Outside of Scott's office with Ken Jenne.

25 Q. Who introduced you?

1 A. Scott.

2 Q. Did he introduce you with a description of what Mr.  
3 Fisten did for the firm?

4 A. Yes.

5 Q. What did he say he did?

6 A. That they were, you know, there to do investigative  
7 work on the cases.

8 Q. Did he boast about any techniques they used?

9 A. Yes.

10 Q. What do you recall that he said?

11 A. That was one of Scott's sales pitches in general  
12 about his investigative team and that you have to be cautious  
13 of what you put in your trash can, it's not shredded and  
14 cross-shredded. They would take video surveillance if they  
15 had to, sit outside homes, watch patterns, watch where they  
16 go. I think that's all I remember.

17 Q. Did he tell you that they had Mr. Epstein under  
18 surveillance for further opportunities?

19 A. No, I don't remember.

20 Q. Who else, if anyone, did you ever meet at the  
21 Rothstein firm when you would go to Scott's office? Do you  
22 remember?

23 A. Yeah.

24 Q. Let me withdraw that question for a moment and just  
25 ask you about some names. Did you ever meet Stuart

1 **Rosenfeld?**

2 A. Briefly.

3 Q. **At the office or outside?**

4 A. At the office.

5 Q. **What was the circumstance, did Scott bring him in?**

6 A. No. We were passing through the hallway and Scott  
7 just introduced him. We were walking by and that was it.

8 Q. **So it was merely an introduction?**

9 A. Yeah, if that. I mean, he wouldn't know who I was  
10 or he didn't say specifically this is Dean Kretschmar.

11 Q. **What about Russell Adler, did you ever meet him?**

12 A. No.

13 Q. **What about Debra Villegas?**

14 A. No.

15 Q. **Did you ever meet anyone there called, I'm not sure**  
16 **I'm saying his name right, Frank Preve or Preve?**

17 MRS. STREETER: Preve.

18 BY MRS. APRIL:

19 Q. **Who is Frank Preve?**

20 A. Frank Preve was with Banyon and worked for George  
21 Levin.

22 Q. **And where did you meet him?**

23 A. At George Levin's offices.

24 Q. **And where was George Levin's office?**

25 A. Off of Sunrise across from the Galleria Mall.

1           **Q. Did you ever see Frank Preve at the Rothstein firm**  
2 **when you visited those offices?**

3           A. He was in the first meeting that I described Barry  
4 Bekkedam was there, George Levin, Frank Preve. I did say  
5 Frank Preve's name. That was the only time that I saw him.

6           **Q. Do you know what his role was with Banyon?**

7           A. He was George's right-hand man. He was the one  
8 that sent you your statement. That's where my first  
9 investment was through. He was the contact person with  
10 Banyon Investment Income Fund.

11          **Q. Did you ever meet anybody named Boden, B-o-d-e-n?**

12          A. No.

13          **Q. Are you affiliated with D3 Capital Club, LLC?**

14          A. Describe what you mean affiliated?

15          **Q. Well, do you own any part?**

16          A. No.

17          **Q. Do you know what it is?**

18          A. Yes.

19          **Q. What is it?**

20          A. It was an investment vehicle for the last  
21 investment of this certain Epstein case.

22          **Q. Does D3 stand for any particular thing, if you**  
23 **know?**

24          A. (No response).

25          **Q. I mean, for example, like names DiScala, Dean,**

1 Doug, anything?

2 A. Yes.

3 Q. It does stand for names?

4 A. Uh-huh (affirmative response).

5 Q. I'm going to ask you about some other individuals.

6 You had mentioned at the first meeting that the Banyon, with  
7 Barry and Banyon people that were at Rothstein's office, that  
8 there were a number of people in addition to those you named.  
9 I think you said the room was, the table was filled pretty  
10 much?

11 A. Uh-huh (affirmative response).

12 Q. Was John Antolik present, if you recall?

13 A. I don't remember.

14 Q. Do you know who that person is?

15 A. Yes.

16 Q. Who was he?

17 A. He is, he knows A.J. DiScala.

18 Q. Was he an individual who had an interest in  
19 investing in Banyon, do you know?

20 A. Not Banyon.

21 Q. Any other investment that --

22 A. Razorback.

23 Q. Are you saying he did invest in Razorback, to your  
24 knowledge?

25 A. Yes.

1 Q. Chris Podaras, do you know someone by that name?

2 A. Yes.

3 Q. Do you know if he was at any of the meetings in  
4 Rothstein's office?

5 A. Yes.

6 Q. Was he at what I'll call the first one, the large  
7 group with Barry?

8 A. I don't remember.

9 Q. How do you know Chris?

10 A. I know Chris through A.J.

11 Q. Did he invest, to your knowledge, in Razorback or  
12 any fund?

13 A. Yes.

14 Q. Have you ever done business with Chris Podaras?

15 A. Outside of this investment, no.

16 Q. Do you know someone named Jim Parrish?

17 A. Yes.

18 Q. Do you know if he was at any meeting at the  
19 Rothstein firm?

20 A. I don't remember.

21 Q. Do you know if he invested in Razorback?

22 A. I don't think so.

23 Q. Do you know if he invested in any product offered  
24 by or opportunity offered by Scott Rothstein?

25 A. I don't think so.

1 Q. How do you know him?

2 A. Through A.J. DiScala.

3 Q. Do you know if he lives in New York or Florida?

4 A. Yes, he lives in New York.

5 Q. Do you know if he has a business affiliation, is he  
6 with a firm or a company?

7 A. I think he's on his own.

8 Q. Michael Christ, is that name known to you?

9 A. Yes.

10 Q. Who is he?

11 A. He works for AIG which is an investment group.

12 Q. Do you recall if he was ever present at any meeting  
13 in Scott Rothstein's office?

14 A. I don't recall.

15 Q. Do you know if Scott Rothstein ever told you or  
16 others in your presence that there was any kind of insurance  
17 in connection with the investments in the settlement  
18 opportunity?

19 A. No.

20 Q. Did anyone tell you there was insurance?

21 A. Yes.

22 Q. Who?

23 A. Barry Bekkedam, Frank Preve and George Levin.

24 Q. And did they tell you this on separate occasions or  
25 at one sitting, at one time?

1 A. Separate occasions.

2 Q. And what did you understand the insurance was and  
3 the amount?

4 A. I understood it was 70 million. It was, basically,  
5 a fraud and crime policy.

6 Q. Do you know if there ever was a fraud and crime  
7 policy purchased?

8 A. I was told there was.

9 Q. Did you make a claim under that policy, if you  
10 know?

11 A. Yes.

12 Q. Do you know if that is a pending matter?

13 A. Pending matter.

14 Q. So you understand that it's Banyon that had the  
15 insurance?

16 A. Yes.

17 Q. Did Michael Legamaro, did he ever ask - again, not  
18 just privately with you but in front of either Scott  
19 Rothstein or somebody who he did not represent - whether the  
20 investment, whether there was any insurance in place for the  
21 investment?

22 A. I don't remember.

23 Q. Do you know someone named Al Rappetti?

24 A. Yes.

25 Q. And who is Mr. Rappetti?

1 A. He worked for Ballamor.

2 Q. That's Barry Bekkedam's firm?

3 A. Yes.

4 Q. How do you spell that, Ballamor?

5 MRS. STREETER: B-a-l-l-a-m-o-r.

6 MRS. APRIL: Is it on there?

7 MRS. STREETER: Yeah.

8 BY MRS. APRIL:

9 Q. Now, forgive me, I don't think I asked you this.  
10 There's a lot of names I've been asking you about. Thane  
11 Ritchey, how did you originally meet him?

12 A. I originally met him at the Monday night football  
13 game. He met us. Is he a friend of A.J. DiScalas.

14 Q. Is this the game we talked about earlier, the  
15 Dolphins/Jets game down here in October of 2009?

16 A. Yes.

17 Q. And you met him at the game?

18 A. Yes.

19 Q. Did A.J. tell you before the game anything about  
20 Thane Ritchey?

21 A. Yes.

22 Q. What did he tell you?

23 A. That Thane was, Thane's father was a pretty  
24 prominent figure on Wallstreet as an investor. Thane had a  
25 two billion plus fund himself for various investments. They

1 were both involved in -- I think A.J. brought him to Tom  
2 Petter's investment, which turned out to be a ponzi scheme.

3 Q. This is what A.J. was telling you by way of  
4 background of Thane Ritchey?

5 A. Yeah. And he has a big hedge fund.

6 Q. That's the two billion dollar fund you're talking  
7 about?

8 A. Yeah.

9 Q. Do you know what it's called?

10 A. Ritchey Capital.

11 Q. Did you speak with Thane Ritchey about investing  
12 with Scott Rothstein when you met him at the football game?

13 A. No.

14 Q. Did you speak with him at some time after that  
15 about investing?

16 A. No.

17 Q. Did you ever borrow money from Thane Ritchey to  
18 invest in the, well, in the Epstein settlements, the products  
19 that Rothstein offered?

20 THE WITNESS: Maxine?

21 MRS. STREETER: Sure.

22 MRS. APRIL: Off the record for a couple of  
23 minutes.

24 (WHEREUPON, an off-the-record discussion was had).

25 MRS. STREETER: I just want to say something, back

1 on the record, Mr. Kretschmar has advised me that his  
2 business dealings with Mr. Ritchey are involved in  
3 present litigation right now. His lawyer is not present  
4 to advise him. It's the subject of ongoing litigation  
5 and he's not comfortable answering any of these  
6 questions. He's not going to answer any more.

7 MRS. APRIL: Let's defer on all of that. Let me  
8 just say since we're on the record that rather than,  
9 that we will not cover that today. And in the event  
10 that that litigation resolves itself and it becomes  
11 necessary in this case to re-depose him on certain  
12 issues, we reserve that right.

13 MRS. STREETER: That's fine.

14 BY MRS. APRIL:

15 Q. I think you testified previously that you were not  
16 told the names of any of the alleged victims of Mr. Epstein  
17 who were the plaintiffs in these cases that were being  
18 projected as large settlements?

19 A. Uh-huh (affirmative response).

20 Q. But you understood that there were 17 or 18 girls  
21 who were going to be making claims against Mr. Epstein?

22 A. Uh-huh (affirmative response).

23 Q. Other than Mr. Epstein, did Scott Rothstein at any  
24 of these meetings or times that you spoke with him or he  
25 spoke to you talk about other defendants? In other words,

1 cases that didn't involve Jeff Epstein?

2 A. Yes.

3 Q. And did you get any description of the defendants,  
4 if not by name, by characterization?

5 A. Yes.

6 Q. What did he tell you?

7 A. About the same time as this case, he was telling us  
8 about another case he didn't have but he thought he was going  
9 to get, and it was a American company that did some wrongful  
10 acts in South America and it was related to Dole Pineapple.

11 Q. Did you ever hear of the term Qui Tam case?

12 A. Yes.

13 Q. Do you remember if Scott discussed any of the Qui  
14 Tam case with you?

15 A. I think that may have been one of the Qui Tam  
16 cases.

17 Q. Was Mr. Legamaro present when Scott Rothstein  
18 discussed that case or cases?

19 A. I don't remember.

20 Q. Were you given any papers or including like an  
21 offering memorandum or prospectus by Scott Rothstein?

22 A. No.

23 Q. Do you know if any of your colleagues that you  
24 were -- like A.J. DiScala were given any offering papers or  
25 prospectus by Scott Rothstein?

1 A. I don't know.

2 Q. What about Mr. Legamaro, did he receive any  
3 documents from Scott Rothstein or someone on behalf of Scott  
4 Rothstein?

5 A. I don't know.

6 Q. When is the last time you ever spoke to Scott  
7 Rothstein, if not the exact date, the approximate time? You  
8 are free to look at the calendar if that helps you.

9 A. I think this was that last meeting.

10 Q. And that was late-October?

11 A. Yeah.

12 Q. Did you ever meet someone named Halle, H-a-l-l-e,  
13 on or about the last week of October, 2009?

14 A. Somebody by the name of Halle?

15 Q. Yes.

16 A. Is that a first name, last name?

17 Q. Well, Warren Halle?

18 A. Warren Halle?

19 Q. Well, let me try a different question. Do you know  
20 someone named Buddy Hack?

21 A. Yes.

22 Q. Who is that?

23 A. He works for Larson.

24 Q. The boat dock company?

25 A. Yeah.

1 Q. Ships, yachts? I'm not sure. Larson?

2 A. Yes.

3 Q. Do you know if he introduced you to someone named  
4 Warren Halle or Halle?

5 A. Yes.

6 Q. Do you know under what circumstances you met this  
7 gentleman?

8 A. We met with him, my stepfather and I, and A.J.  
9 DiScala at my father's house, stepfather's house, same person  
10 in this case. And we told him about the investment, but he  
11 ended up not investing.

12 Q. Do you know if that was after you last visited the  
13 Rothstein office?

14 A. I don't remember.

15 Q. Was it during any kind of a event at a boat show or  
16 any --

17 A. Yeah, it was a boat show.

18 Q. Early in your testimony you mentioned Michael  
19 Szafranski I think and I believe you said, without me going  
20 back to my exact notes, that he had something to do with  
21 verifying the Rothstein firm's representations for Banyon or  
22 for Ballamor. Do you know who hired him?

23 A. From my understanding, it was Platinum Centurion.

24 Q. And what's Platinum Centurion?

25 A. They're a hedge fund in New York.

1 Q. And is there any individual who you ever talked to  
2 who was with Platinum Centurion other than Szafranski?

3 A. I don't understand your question.

4 Q. Well, in other words, when you talk about Platinum  
5 Centurion, is there an individual that you believe to be the  
6 operator of those funds?

7 A. Oh, I don't know. I was told Platinum Centurion by  
8 George Levin and Frank Preve.

9 Q. But you did meet Szafranski, right?

10 A. Yes.

11 Q. Did I understand you said he was at the first  
12 meeting in Scott's office or do you know?

13 A. I don't know.

14 Q. Where did you meet him in New York or down here?

15 A. Down here.

16 Q. Do you know where you were when you met him?

17 A. He had an office in RRA on a different floor.

18 Q. And RRA is Rothstein, Rosenfeld & Adler?

19 A. Correct.

20 Q. Did it strike you as odd that a third party who was  
21 sent to verify the bonafides of the Rothstein office had an  
22 office in that firm?

23 MRS. STREETER: Objection as to form. You can  
24 answer.

25 A. Yes and no. It wasn't on RRA's main floor, but it

1 was a few floors down and didn't seem to be a very important  
2 area of their firm.

3 Q. Do you think it might have been an office they were  
4 letting him use for whatever he was doing there?

5 A. Yeah.

6 Q. Did Scott Rothstein ask you or, well, did he ever  
7 ask you to bring in other investors to this deal he was  
8 pitching?

9 A. Yes.

10 Q. Did he offer you any additional benefit if you  
11 brought others in?

12 A. Yes.

13 Q. What was that?

14 A. It was a higher percentage than 15 percent, but I  
15 don't remember the exact percentage. It was different.

16 Q. And when you say 15 percent, is that the return you  
17 were promised on the investment?

18 A. Banyon.

19 Q. And Banyon?

20 A. Yes.

21 Q. So how much money did you put in Banyon?

22 A. 8.4 million.

23 Q. And then you also said you invested in other ways,  
24 was that with the same promised return?

25 A. Of the 15 percent?

1 Q. Yes.

2 A. I invested in Razorback. I don't remember then  
3 what the exact return was on that. I think it was higher  
4 than the 15.

5 Q. But Razorback was also an investment with Rothstein  
6 based on the same kinds of settlements as the one you were  
7 looking at with respect to Epstein, is that correct? Let me  
8 rephrase that.

9 Was the prototype, the nature of the investment,  
10 the settlements the same for Razorback as it was going to be  
11 for your later investment for D3?

12 A. They weren't the same in the sense that if one was  
13 a confidential settlement for a company versus -- We went  
14 off of what Scott was telling us what he was negotiating. So  
15 there wasn't a standard, you know, return per se other than  
16 what George Levin was offering us at the first initial  
17 investment of Banyon, which was a set 15 percent.

18 Q. And the first investment with Banyon did you have a  
19 prospectus or an offer of memorandum?

20 A. Yes.

21 Q. How did you learn that you had been defrauded, I  
22 think that's the word you used earlier in your deposition  
23 today? How did you first hear about that?

24 A. A.J. had received a e-mail from Scott Rothstein  
25 saying to stay away and that, basically, he wasn't right, he

1 was sorry and it's best to stay away from him.

2 And then we called -- Well, I shouldn't say we.  
3 A.J. called Frank Preve and said, What's going on? And so  
4 George Levin and Frank were in conversations with Scott.

5 Q. When A.J. got this e-mail from Scott did he show it  
6 to you or forward it to you?

7 A. Yeah. Yeah, he showed it to me.

8 Q. And did it make sense to you?

9 A. No.

10 Q. Did you understand that -- Well, what did it mean  
11 to you? Let me retract that and ask a different question.

12 What happened after that? You said that A.J. spoke  
13 to Preve?

14 A. Yes.

15 Q. And what did he learn from that communication that  
16 he shared with you?

17 MRS. STREETER: I'm going to -- I just want to put  
18 on the record, again, that you're going into areas that  
19 are part of our case and involving our litigation. I  
20 mean, he's here to talk about Epstein. I'm not  
21 comfortable with this line of questioning.

22 BY MRS. APRIL:

23 Q. Well, let me ask you this: I'm not sure that they  
24 don't blend together, but let me --

25 Do you know, do you know what happened after that

1 with respect to your investment? You had already made some  
2 investments, right, at that point that this e-mail was sent?

3 A. Yes.

4 Q. Did you have other investments that were in process  
5 or that were halted, can you tell me what happened to your --  
6 Let me backup.

7 When did you decide, if you did, to invest in the  
8 group of settlements that I'll describe as the Epstein  
9 settlements?

10 A. I didn't make an investment in the Epstein  
11 settlements.

12 Q. You never made that investment?

13 A. No.

14 Q. Were you going to or did you never get to the point  
15 where you decided?

16 A. I basically didn't have any more money to invest.

17 Q. Did Scott Rothstein ever ask you to sign any  
18 agreement or anything that you wouldn't discuss what was said  
19 to you in his office about the Epstein cases or any other  
20 cases?

21 A. No.

22 Q. Did he ever say you could not take notes of what  
23 you were looking at if you chose to look at those files?

24 A. I don't recall.

25 Q. Do you know who Elizabeth Friedland is?

1 A. Yes.

2 Q. Who is she?

3 A. She was A.J.'s secretary.

4 Q. And did A.J. have a company called Clockwork  
5 Capital Advisors in New York City?

6 A. Yes.

7 Q. And to your knowledge was that his -- did she work  
8 for that company?

9 A. I don't know.

10 Q. When is the last time, if you remember, that you  
11 spoke with A.J. DiScala?

12 A. Eight months ago.

13 Q. Do you know if he still has Clockwork as a -- if  
14 Clockwork Capital Advisors still operates?

15 A. I don't know.

16 Q. Do you know an attorney named Chris Roman?

17 A. No.

18 Q. Do you know a firm named Clifford, Chance?

19 A. Yes.

20 Q. Do you know how you are acquainted with that firm  
21 at all?

22 MRS. STREETER: Can we take a break for a second?  
23 I want to talk to you.

24 MRS. APRIL: Sure. I think he needs to answer the  
25 question first if he can or not.

1 BY MRS. APRIL:

2 Q. Do you happen to know who Clifford, Chance is?

3 A. A.J. spoke with him and dealt with Clifford,  
4 Chance.

5 MRS. APRIL: Give me just a second and then we can  
6 take that break you were talking about.

7 BY MRS. APRIL:

8 Q. Do you know someone named Adam Fisher?

9 A. Yes.

10 Q. Who is Mr. Fisher?

11 A. Who is Adam fisher?

12 Q. Yes.

13 A. Adam is another friend of A.J. DiScalas or knows  
14 A.J. DiScala.

15 Q. Do you know if he was ever at any meeting that you  
16 attended at the Rothstein firm?

17 A. Yes.

18 Q. Yes, he was there?

19 A. Yes.

20 Q. Was it the first one when you were with the Banyon  
21 people?

22 A. I don't recall.

23 Q. Do you know if anybody invested in the settlements  
24 that we've described as the Epstein settlements that Scott  
25 Rothstein was trying to sell as an investment?

1 A. I'm sorry, do I --

2 Q. Do you know if anyone invested in it?

3 A. Yes.

4 Q. Who?

5 A. My father invested in that, \*Mercato Jew [STA], and  
6 I don't know if any -- I don't know any others.

7 Q. I promise, we are going to take a break in a  
8 second, but what's \*Mercato Jew [STA]?

9 A. That's an organization that Thane Ritchey owns.

10 MRS. APRIL: Let's take a couple of minutes and  
11 then I'm going to be wrapping up soon any way.

12 (WHEREUPON, an off-the-record discussion was had).

13 BY MRS. APRIL:

14 Q. A few more questions about what Mr. Rothstein told  
15 you and the others who were present about the Epstein cases  
16 and the cases that he anticipated would be settled. Okay?

17 A. Uh-huh (affirmative response).

18 Q. Did he tell you who was negotiating settlements on  
19 behalf of the Rothstein firm's clients, who specifically?

20 A. Who was negotiating --

21 Q. The settlements? In other words, did he tell you  
22 it's me, Scott Rothstein, or it's --

23 A. Oh, yeah. It was him.

24 Q. He said it was him?

25 A. Yeah.

1 Q. Did he tell you what lawyers were actually working  
2 on those cases?

3 A. On his side or --

4 Q. On his side?

5 A. No. The story was that Scott, that's why he had a  
6 separate office, handled all the confidential settlements.  
7 All the other cases were handled by the firm.

8 Q. Did he tell you any of the names of the other  
9 lawyers who even worked on these cases before they settled?

10 A. No. From what I -- That's what I'm trying to say,  
11 he was the one that worked on these cases, Scott  
12 personally.

13 Q. Did he ever mention the lawyers who had in his  
14 firm -- who had originated the cases, you know, who brought  
15 them into the firm?

16 A. No.

17 Q. Did he ever mention a lawyer named Brad Edwards?

18 A. No.

19 Q. Did you know that Brad Edwards was one of the  
20 partners at that firm?

21 A. No.

22 Q. Did you ever hear that -- So you're telling me you  
23 never heard the names of any lawyers who might have done  
24 anything with these cases?

25 A. Correct.

1 Q. Because Scott told you it was just Scott?

2 A. Right.

3 Q. Did you wonder how he got the cases?

4 A. Of course.

5 Q. And he told you that the first girl or the second  
6 girl had led to many other potential settlements?

7 A. Uh-huh (affirmative response).

8 Q. But did he tell you how the very first one came to  
9 him?

10 A. The story I remember was just, you know, Scott's  
11 image and the fact that he was on several billboards, big in  
12 the community, you know, he had gained a lot of exposure. I  
13 think the mother had searched him out and wanted to speak  
14 with him. I never knew it was an attorney, you know, or  
15 somebody else in his firm that brought it to him. I didn't  
16 get that detailed.

17 Q. And I think you said you didn't actually look at  
18 any of the court papers to see who signed them for the firm?

19 A. Correct.

20 Q. But did Mr. Legamaro comment about that at all in  
21 Scott's presence?

22 A. I don't remember.

23 Q. Do you know one of the girls was referred to as  
24 [REDACTED], does that -- is that something you remember?

25 A. I don't remember that.

1 Q. How about Jane Doe, did you ever hear them refer --  
2 or any girl referred to as Jane Doe?

3 A. Yes.

4 Q. And did you understand that was to conceal her true  
5 identity?

6 A. Yes.

7 Q. Now, I had some -- Do you know, and you may not,  
8 but do you know the total amount that was invested in the  
9 Epstein group of settlements?

10 MR. KING: Objection to form. Foundation.

11 BY MRS. APRIL:

12 Q. It's okay. If you know? You mentioned your father  
13 I believe was one of the investors?

14 A. I think it was 13 million, but --

15 Q. You're not sure?

16 A. I'm not sure.

17 Q. Your lawyer has indicated that you are still  
18 involved in certain litigation and, therefore, are reluctant  
19 to testify about certain relationships and matters. So at  
20 this time, I'm not sure if I can ask this question. She will  
21 tell me or tell you if I can or not.

22 Are you engaged in any litigation with Mr. Ritchey  
23 currently?

24 MRS. STREETER: You can answer that question.

25 A. Yes.

1           Q.     Well, in light of that, I am not going to pursue  
2 certain questions that I might have otherwise, but I am going  
3 to reserve the right to recall you at such time as if we deem  
4 it necessary and if your willing to speak about it at a  
5 future date.

6                   MRS. APRIL: I don't have any other questions at  
7 this time.

8                   MR. KING: I don't have any questions.

9                   MRS. STREETER: He will read.

10                   (WHEREUPON, the deposition recessed at 11:40 a.m.  
11 and the witness chose to Read and Sign).

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CERTIFICATE OF OATH

STATE OF FLORIDA )  
 )  
COUNTY OF BROWARD )

I, Lee Lynott, Certified Merit Reporter, Notary Public, State of Florida, certify that DEAN KRETSCHMAR personally appeared before me on the 11th day of February, 2011 and was duly sworn.

Signed this 16th day of February, 2011.



Lee Lynott, RMR, RPR  
Notary Public, State of Florida  
MY COMMISSION # DD996092  
EXPIRES: June 29, 2014  
Notary Public Underwriters

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REPORTER'S CERTIFICATE

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STATE OF FLORIDA )

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COUNTY OF BROWARD )

I, Lee Lynott, Certified Shorthand Reporter and Registered Merit Reporter in and for the County of Broward, State of Florida, do hereby certify:

That prior to being examined DEAN KRETSCHMAR, the witness named in the foregoing deposition, was duly sworn by the undersigned to testify to the truth, the whole truth, and nothing but the truth.

That said deposition was taken before me at the time and place set forth and was taken down by me in shorthand and thereafter reduced to computerized transcription under my direction and supervision, and I hereby certify the foregoing is a full, true and correct transcript of my shorthand notes so taken.

I further certify that I am neither counsel for nor related to any party to said action nor in anywise interested in the outcome thereof.

IN WITNESS WHEREOF, I have hereunto subscribed my name this 16th day of February 2011.



Lee Lynott, RMR, RPR

Notary Public, State of Florida

MY COMMISSION # DD996092

EXPIRES: June 29, 2014

Notary Public Underwriters

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R E A D N O T I C E

February 16, 2011

C/O Dean Kretschmar

CONRAD & SCHERER

ATT: MAXINE K. STREETER

633 South Federal Highway

Fort Lauderdale, Florida 33301

IN RE: Jeffrey Epstein vs. Scott Rothstein, et al.,

Dear Mr. Kretschmar:

Please be advised that your deposition given on February 11, 2011 is ready for your Reading and Signing.

Please contact our offices to make arrangements to Read your deposition transcript within 30 days from receipt. However, if you have decided not to Read and Sign, please let us know as soon as possible.

If you should have any questions, please do not hesitate to call.

Sincerely,

  
Lee Lynott, RMR  
Court Reporter

cc: Service List

