

1           IN THE CIRCUIT COURT OF THE 15th JUDICIAL CIRCUIT  
2                    IN AND FOR PALM BEACH COUNTY, FLORIDA  
3                    CASE NO. 502009CA040800XXXXMBAG

4           JEFFREY EPSTEIN,

5                           Plaintiff,

6           vs.

7           SCOTT ROTHSTEIN, individually,  
8           BRADLEY J. EDWARDS, individually,  
9           and L.M. individually,

10                           Defendants.

---

11   HEARING HAD BEFORE:       THE HONORABLE DAVID F. CROW

12   DATE TAKEN:                APRIL 1, 2011

13   TIME:                        9:03 A.M. - 9:25 A.M.

14   PLACE:                       205 North DIXIE HIGHWAY  
15                                COURTROOM 9D  
16                                WEST PALM BEACH, FL 33401

17   TAKEN BY:                    THE PLAINTIFF

18   REPORTED BY:                 ROBYN MAXWELL, RPR, FPR, CLR,  
19                                NOTARY PUBLIC,  
20                                REALTIME SYSTEMS ADMINISTRATOR

1    A P P E A R A N C E S :

2    JOSEPH L. ACKERMAN, JR., ESQUIRE  
3    OF: FOWLER, WHITE, BURNETT, P.A.  
4    901 Phillips Point West  
5    777 South Flagler Drive  
6    West Palm Beach, FL 33401



7                    ON BEHALF OF THE PLAINTIFF

8    JACK SCAROLA, ESQUIRE  
9    OF: SEARCY, DENNEY, SCAROLA, BARNHART & SHIPLEY, P.A.  
10    2139 Palm Beach Lakes Boulevard  
11    West Palm Beach, FL 33409



12                    ON BEHALF OF THE DEFENDANT

13                    - - -

14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25

1  
2  
3  
4  
5  
6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25

P R O C E E D I N G S

\*\*\*\*

THE COURT: Okay. We're here once again on April 1st on the Epstein versus Rothstein matter.

Listen, guys, I have looked at this thing and I've got a suggestion and I want to see what you all think about it.

I don't want to be ruling on these things on a piecemeal basis. It seems to me that to do so is, really, I don't get the full flavor of it. So what I'd like to do here is to take a whole day and have all of this, including all the privilege and stuff that are outstanding, privileged logs, whether they're down at the Trustee's or everywhere else, these questions on depositions, questions you asked Mr. Epstein on deposition all at one time.

And I can do it -- and I know we're going to have a status conference -- in fact, it's set for it looks like April 15th. I want to set aside a whole day to do this if you're not willing to go to a special master. And I understand you're not willing to do that. It's up to you guys on that.

But I just really don't want to be ruling on this stuff. We had three of them here in the

1 last couple of days and -- the one yesterday and  
2 the one today.

3 I really have to find out because I think  
4 part of the issue here is what I allow for one  
5 side is going to be -- what's good for the goose  
6 is good for the gander I guess is the best way to  
7 put it. I think it all kind of dovetails  
8 together.

9 And I'm afraid if I'm going to be doing  
10 this piecemeal, you know, every couple weeks or  
11 something like that, it's going to get really --  
12 get really confusing to me. I just don't have the  
13 ability to compartmentalize like that. And that's  
14 what I'd like to do it.

15 If you can just get it all in front of me,  
16 let me sit down, if it takes two days even to get  
17 through it, do it like that and have it all  
18 together and get it all -- know what I'm talking  
19 about, look at the documents we're talking about.

20 MR. ACKERMAN: That is fine with me,  
21 Your Honor.

22 MR. SCAROLA: Makes perfect sense to us.

23 Just so that the record is clear,  
24 Your Honor said you have not agreed to a special  
25 master. And I want to reflect again that we have

1 repeatedly offered to have Judge Carney, who has  
2 done substantial work on this, be appointed as  
3 special master by this Court.

4 He has volunteered to do that work. We are  
5 in agreement to help to relieve the Court of some  
6 of that burden to have him to continue -- to have  
7 him continue to do that work, appointed as a  
8 special master in this case.

9 There has been a consistent refusal to do  
10 that, but I want to be clear that we have agreed.  
11 Thank you, sir.

12 THE COURT: Again, I guess, as a lawyer --

13 MR. ACKERMAN: Your Honor --

14 THE COURT: As an entity we together have  
15 not agreed.

16 MR. SCAROLA: Your Honor, we're --

17 MR. ACKERMAN: Your Honor, we're still --  
18 we're still looking into that.

19 THE COURT: But that's what you showed me  
20 last time.

21 MR. ACKERMAN: There's another issue that's  
22 involved. It has nothing to do with  
23 Judge Carney's capability, honesty or anything.  
24 But when we originally undertook this with the  
25 bankruptcy court, we agreed to pay for the

1 expenses to do the in camera review so that we  
2 would take it off of the burden of the Trustee.

3 And my client has incurred in excess of  
4 \$35,000 in special master fees, and we haven't  
5 even got to an in camera review. And so we're  
6 trying to find an efficient way to deal with that  
7 issue, and that's the sole issue.

8 THE COURT: Let me suggest to you the least  
9 efficient way is having me on that. And I don't  
10 mean that I'm not capable of doing it. It's just  
11 that that's not the only thing I have to do.

12 MR. ACKERMAN: And I respect that. And  
13 we're not trying to saddle you with that burden  
14 with the other issues that you have.

15 But to the extent that Mr. Scarola is  
16 suggesting that we have some problem with  
17 Judge Carney in terms of his ability, his  
18 integrity would be false. Now, I do believe,  
19 though --

20 THE COURT: Let me interrupt you just one  
21 second. Wouldn't it be better, though, even  
22 though you may have spent some money now not to  
23 reinvent the wheel with somebody new? Because I  
24 suspect that it would --

25 MR. ACKERMAN: That's --

1 THE COURT: This is not -- this is not -- I  
2 mean I know both of you all think it's simple, but  
3 to me it's not simple. There are some really  
4 complex issues here. I shouldn't say complex  
5 issues, but there's really some issues that  
6 whichever way we're going is going to make a  
7 tremendous difference it seems to me in how this  
8 case proceeds. And it's critical it seems to me  
9 that that decision should -- those decisions  
10 should be made upfront in this case.

11 MR. ACKERMAN: That's a discussion as I  
12 advised Mr. Scarola yesterday that is going on  
13 right now with my client. However, I do believe  
14 it would still be in the Court's best interest to  
15 have this day hearing so that you can be familiar  
16 with the issues either as they're presented to you  
17 or as they come on recommendations, if that's the  
18 way we go.

19 I still believe there's still a number of  
20 hearings that are scheduled that are before you.  
21 We have two pending matters coming up, two next  
22 week, which relate to discovery requests that we  
23 have compelled from Mr. Edwards that we need to  
24 get on with.

25 There is a subpoena that we sent to the

1 Trustee. And based on the Court's prior order,  
2 that's scheduled for April 8th. We'd like to get  
3 that resolved with you so that we can get on with  
4 that kind of discovery.

5 THE COURT: I understand because all of  
6 that has to be kind of decided together. The  
7 other thing I want to do is I want an amended  
8 complaint filed by the Plaintiff in this case. I  
9 mean I tried to figure out what the operative  
10 thing is right now, and I don't -- did I give you  
11 permission to file an amendment? I don't know if  
12 there was ever an order.

13 But regardless, I want an amended complaint  
14 filed that I know -- and then if you want to file  
15 a response to that, you know, within a short  
16 period of time so I've got some pleadings I can  
17 look at and see where the parameters as to what  
18 we're dealing with.

19 Because I've always been troubled -- and  
20 again, I understand, Mr. Ackerman, you did not  
21 draft the initial Complaint. It's not your work  
22 product, but it is so amorphous that I don't even  
23 know what --

24 MR. ACKERMAN: I understand, but I would  
25 like just to clarify -- mention two things to the

1 Court. First of all, when we originally told the  
2 Court that we intended to amend it, that was  
3 accurate, but we were also operating under the  
4 impression that we would have had an in camera  
5 review of the documents from the Trustee long  
6 before now. That's one of the reasons why it  
7 hasn't been accomplished.

8 In the meantime, I did file a motion to  
9 take out or remove certain provisions in the  
10 Complaint, Mr. Scarola agreed to it, there was an  
11 agreed order entered, so that some of -- and I  
12 wasn't aware, as I mentioned yesterday, that it  
13 was not your choice to have it done that way. But  
14 we will go ahead and file it.

15 THE COURT: I issued the order, so I have  
16 to live with it I guess.

17 MR. ACKERMAN: We'll do what you're asking.  
18 I just need to point out to you that there may be  
19 additional amendments coming when we get these  
20 additional documents.

21 THE COURT: Okay. I have to make decisions  
22 now based upon what the Complaint says, what the  
23 Answer and Counterclaim say so I can look at the  
24 parameters of what this case is about so I can  
25 make decisions on privileged objections, number

1 one, Fifth Amendment privilege obviously,  
2 attorney/client privilege, work product  
3 privileges, as well as the scope of the discovery  
4 itself based upon whether or not these things are  
5 relevant or material and what I'm going to require  
6 Mr. Epstein to answer or Mr. Edwards to answer,  
7 quite frankly.

8 And I want to do that at one time so I have  
9 it all in front of me and I'm not trying to  
10 piecemeal it. And I can get you -- what I'll do  
11 is I've got some long trials scheduled here in the  
12 next couple of weeks, and I will just take a day  
13 off from one of those trials and spend it with you  
14 guys.

15 I don't know how soon you all can get all  
16 of this stuff to me or is it practical that can be  
17 done. And I don't know what form it would come to  
18 me, because I know there are subpoenas to the  
19 Trustee, there are evidently objections to the  
20 privileged logs down there. I don't even know  
21 what it is down there.

22 MR. ACKERMAN: What about the hearings that  
23 are scheduled next week?

24 THE COURT: Well, I'd like to consolidate  
25 it all together as well as with this. All that

1 includes all of the discovery issues; what your  
2 client has to answer in deposition, what  
3 Mr. Scarola's client has to answer in deposition,  
4 production requests, interrogatories, the  
5 documents that the privileges have been asserted,  
6 whether or not there has or has not been a waiver  
7 of the Fifth Amendment privilege as contended by  
8 Mr. Scarola or whether or not your client does  
9 have a right to a Fifth Amendment privilege so  
10 that we can get focused in on what I'm going to at  
11 least allow in terms of discovery, and then we can  
12 get to some of the substantive issues in the case  
13 it seems to me at some point. Otherwise we're  
14 never going to get there.

15 MR. ACKERMAN: I understand.

16 MR. SCAROLA: I think that the motions that  
17 have been filed crystallize the issues that need  
18 to be focused upon by the Court. I think that it  
19 would be advantageous for Your Honor if each side  
20 were to consolidate those motions into a single  
21 motion addressing each of the discovery issues  
22 that we perceive to be outstanding.

23 So that shouldn't take very long because  
24 we're really -- we're not creating new work  
25 product. We're consolidating existing work that's

1 already been done. And I would be prepared to  
2 move forward with that day long hearing at  
3 Your Honor's earliest convenience.

4 THE COURT: What about the documents that  
5 are in the bankruptcy court? Is there any way  
6 that I can get that in front of me?

7 MR. SCAROLA: Oh, absolutely. Yes.

8 THE COURT: I want that in front of me too.  
9 I mean I'm not -- I'm not -- I don't want to  
10 interfere with whatever the bankruptcy judge  
11 thinks he can or cannot do, but I think I have --

12 MR. ACKERMAN: I don't mean to interrupt,  
13 but let me tell you what the dynamic has been in  
14 the bankruptcy court. And I'm not trying to  
15 rehash old issues, but I want to answer the  
16 Court's questions so you can understand why we  
17 ended up over there to some extent.

18 When the first subpoena was initially  
19 issued, it went to the Trustee. Mr. Scarola  
20 didn't object, and then it was served on the  
21 Trustee.

22 Initially we were advised that there were  
23 approximately 5,000 e-mails that were responsive  
24 to that request and they were prepared to turn it  
25 over. Now, because of the number of requests for

1 documents from the Trustee from the adversary  
2 proceedings and the people that are pursuing RRA  
3 for a variety of reasons, the Trustee came up with  
4 a joint confidentiality privilege agreement that  
5 they wanted to enter into with everybody so that  
6 they would not inadvertently waive any privileges  
7 that may exist with any existing clients from the  
8 old RRA firm.

9 Now, we weren't able to do -- we attempted  
10 to do that agreement, but the Trustee never went  
11 forward with it, so we filed a motion in front of  
12 the bankruptcy court asking for these documents.  
13 And that is how he -- we had argument in front of  
14 it. A lot of the things we've argued here were  
15 argued before Judge Ray. And we ended up agreeing  
16 to pay for a special master.

17 Now, at that time the bankruptcy court said  
18 these are the property of the Trustee. The  
19 Trustee has an interest in not waiving the  
20 privileges. At that time and concurrently now  
21 there is another party seeking the same set of  
22 documents that we had sought.

23 So each time a party has come before the  
24 bankruptcy court to get records, what the  
25 Bankruptcy Judge has done through the Trustee is

1 enter into some privilege type of agreement with  
2 regard to those records.

3 Now, the problem with that is that you get  
4 the records, and then you have to look at them and  
5 then go back and get permission to use them. In  
6 this case, because the Trustee -- because we had a  
7 special master appointed, we weren't required to  
8 do that.

9 So what we need to do, and what I'd like to  
10 do if Mr. Scarola agrees, is go back to the  
11 bankruptcy court and say we would like to proceed  
12 to get records and have rulings on privilege as  
13 you have said be governed by you and let that be  
14 sufficient for the Trustee, because the Trustee is  
15 worried about producing matters that would be  
16 privileged and then goes and seeks relief or  
17 decisions from the bankruptcy court as it relates  
18 to their responsibility because of their fiduciary  
19 responsibility as Trustee.

20 THE COURT: I understand that, but here's  
21 the concern I have. Like it came up the other  
22 day, there are other people who have privilege  
23 interests in some of these documents, I presume,  
24 other than the parties in front me, right? I  
25 mean --

1 MR. ACKERMAN: Yes and no. I mean some of  
2 them have -- for example, one of the parties has a  
3 claim against in the adversary proceeding because  
4 they represent the investors who lost money in  
5 this Ponzi scheme. So a lot of the documents that  
6 they're seeking that may be privileged are the  
7 same. So there's an issue of potential  
8 conflicting --

9 THE COURT: I understand. What I'm talking  
10 about are other claimants out there that may have  
11 been involved in some type of joint representation  
12 agreement sharing information with the Rothstein  
13 firm that are not in front of me. Mr. Edwards is  
14 in front of me, but those people aren't in front  
15 of me.

16 I mean it's such a conundrum I don't -- you  
17 know, Gordian's knot I guess is the best way to  
18 describe it. How can I get that stuff in front of  
19 me so I can see it? That's what I'm getting at.

20 MR. SCAROLA: All we need to do, Your  
21 Honor, is to ask Judge Carney to deliver the  
22 documents to you, and I'm sure he'd be very happy  
23 to do that. He's got a full set.

24 THE COURT: As much as I don't want to do  
25 this -- and I don't mean that in the way that it

1           sounded. Let me repeat that. It's just difficult  
2           and time consuming, but I think it has to be done  
3           here. And I'm finally convinced -- I'm finally  
4           convinced, I think after looking at all this, I  
5           think it really needs to be in front of me and I  
6           need to look at it, I need to make decisions  
7           because otherwise we're going off in all kinds of  
8           directions and I don't know what the end game is  
9           going to be.

10                   And I'm afraid that because there's some  
11           really critical issues here and it's really  
12           important that I try to make at least the best  
13           decision I can based on the best information I've  
14           got before we head down the road so far. How do  
15           we do that?

16                   MR. SCAROLA: Could we set some time  
17           limits? I think that Your Honor is absolutely  
18           right. The first thing we need is an amended  
19           complaint that clearly states what they contend  
20           that the causes of action are and the theories of  
21           damage against Mr. Edwards.

22                   I really don't care Mr. -- I don't care  
23           about Mr. Rothstein. I want to know what they are  
24           claiming against Mr. Edwards. I suggest that that  
25           ought to be done within a five-day period of time,

1 and we'll answer within five days.

2 THE COURT: Can you handle that?

3 MR. ACKERMAN: I'd like to have maybe seven  
4 or eight. You know, five days is kind of --

5 THE COURT: Seven and a half, will that --

6 MR. ACKERMAN: No, six and a half.

7 THE COURT: -- eight days, whatever you --  
8 that's fine.

9 MR. SCAROLA: And we will respond within  
10 five days to that new Complaint.

11 THE COURT: And then everybody can file  
12 consolidated motions on anything that's pending in  
13 front of me in regard to the depositions or  
14 discovery. And then what?

15 MR. SCAROLA: Another five days after the  
16 Complaint and the Answer have been filed to  
17 simultaneously file consolidated discovery  
18 motions.

19 THE COURT: Okay.

20 MR. SCAROLA: And then Your Honor could set  
21 a hearing any time after that five-day period.

22 THE COURT: Well, how about the stuff in  
23 the bankruptcy with Judge Carney? Do you want to  
24 have them -- do you all want to have an agreement  
25 or do you want to have that in the order or how

1 are we going to accomplish that?

2 MR. SCAROLA: Well, we can -- we can put  
3 that in the order. I don't know that it's  
4 necessary to do that because Judge Carney would,  
5 I'm sure, voluntarily deliver those materials to  
6 you.

7 But we can include in the order the fact  
8 that you are requesting that the special master  
9 deliver the documents currently in his possession  
10 to this Court so that Your Honor may review those  
11 with the understanding that they'll be returned  
12 following that review.

13 THE COURT: Okay. That sounds like a  
14 rational way to proceed.

15 MR. ACKERMAN: There's only one other --  
16 well, there's one other issue. One of the  
17 subpoenas that we have sent out to this -- to  
18 the -- and it's the basis of our hearing next  
19 April 8th -- to the Trustee, Judge Carney does not  
20 have those documents. They have not been turned  
21 over.

22 MR. SCAROLA: Nor do we.

23 MR. ACKERMAN: They don't have them either  
24 and we don't, so we'd have to deal with that I  
25 guess on one of the motions. I mean I think the

1 best way to handle that is for you to rule on the  
2 motion and then decide what we're going to do with  
3 the documents after that.

4 THE COURT: Which of these need to be  
5 produced to me in camera, and I'll look at them,  
6 which is probably what's going to happen I would  
7 suspect.

8 MR. ACKERMAN: Well, what about the motions  
9 that are -- that we have already argued that you  
10 have not ruled on? What is --

11 THE COURT: I want them all consolidated.  
12 I have not ruled on the discovery motions and the  
13 rehearing motion because I started looking at  
14 that, and I looked at it this morning and I said,  
15 you know, this all dovetails together, and I  
16 really need to have a comprehensive hearing.

17 And if it takes all day, it takes all day  
18 to really ferret out what the issues are, what I'm  
19 going to allow both sides to do because you're  
20 asking for a lot of information from Mr. Edwards  
21 and he's asking obviously a lot of information  
22 from you. And I just think it all ought to be  
23 done at one time.

24 MR. SCAROLA: One motion that has been  
25 argued that will have an impact upon the scope of

1           discovery is clearly the punitive damage motion.  
2           And we will deliver if those documents have not  
3           yet been delivered to Your Honor --

4           THE COURT: You should have gotten a call  
5           from my JA --

6           MR. SCAROLA: Asking that we deliver the  
7           summary judgment materials to you. They'll be  
8           delivered today.

9           MR. ACKERMAN: And I would like -- I assume  
10          that I can deliver my response to that that was  
11          part of my --

12          THE COURT: What I asked for was -- and I  
13          need to make it clear was that the motion -- both  
14          of you at the hearing argued things that were  
15          presented to me at the summary judgment hearing,  
16          and I don't have that material anymore. Okay?  
17          That was discarded once the hearing -- once I  
18          ruled.

19          So if you want me to look at anything that  
20          I considered in the motion for summary judgment  
21          hearing, then get it to me within five days to  
22          look at.

23          MR. ACKERMAN: That's what I wanted --

24          THE COURT: I don't want new stuff. I  
25          don't want new memorandums. I don't --

1 MR. ACKERMAN: No. Just the stuff that we  
2 argued that relates to that issue.

3 THE COURT: Right. You send it to me and  
4 I'll take a look at it because I don't have it  
5 anymore. And it was all based upon what -- and I  
6 do have a recollection, but I don't make rulings  
7 off what I recall to --

8 MR. SCAROLA: It should become pretty  
9 apparent to Your Honor when you look at the  
10 materials. I remember that they are very  
11 voluminous, but the motion itself summarizes I  
12 think all of the relevant document that are  
13 included in the Appendix. So when you look at it,  
14 it's probably best that you start with the motions  
15 on both sides.

16 THE COURT: I will do that.

17 MR. ACKERMAN: I assume that you're going  
18 to defer that ruling until you have all the  
19 motions?

20 THE COURT: I don't know what I'm going to  
21 do. I am going to wait to look at the motion. I  
22 can't say that. I mean if there's evidence in the  
23 record right now -- well, first of all, I guess I  
24 should -- I am going to wait quite frankly until  
25 there's pleadings.

1 MR. ACKERMAN: Until you have pleadings.

2 THE COURT: Yeah, amended pleadings at  
3 least for that. So who is going to prepare the  
4 order here?

5 MR. SCAROLA: Respectfully, sir, the motion  
6 to assert claim for punitive damages is based upon  
7 our Counterclaim. That's not going to be amended.  
8 So I don't know that Your Honor needs to wait for  
9 an amended complaint to decide whether we have  
10 presented a prima facie case for the assertion of  
11 a claim for punitive damages on our Counterclaim.  
12 And it will have an impact on the scope of  
13 discovery. So knowing that in advance of the  
14 one-day hearing would certainly be of assistance  
15 to both sides.

16 MR. ACKERMAN: Your Honor, I respectfully  
17 disagree. If you are going to consider this all  
18 at one time with regard to the scope of the  
19 pleadings and what's at issue, a lot of the things  
20 Mr. Scarola has argued allows him to get into  
21 punitive damages based on the Complaint you're  
22 asking me to amend.

23 THE COURT: Well, but what he's saying --  
24 and I don't know what the amended pleadings are  
25 going to do. You're going to file your amended

1 complaint. You're going to file your response.  
2 You will or will not amend your Counterclaim, you  
3 know, and I will make a ruling. That's all I can  
4 tell you. Whether I make a ruling before --

5 MR. ACKERMAN: I guess we need to know  
6 whether to list that motion on the ones that are  
7 scheduled for the hearing. And I think we should  
8 if you're continuing -- if your goal is to do all  
9 of it at one time.

10 THE COURT: All I'm asking you to do now is  
11 set the discovery motions in front of me. If I  
12 rule on that punitive damage claim before that  
13 hearing, okay, then that will affect what is or is  
14 not discoverable, obviously, on both sides. If I  
15 don't rule on it, then I will consider it at that  
16 time. That's all I can tell you, okay, because I  
17 don't know what I'm going to do at this point.

18 Would you all prepare an order to that  
19 effect and at least agree on what we're doing.  
20 And I'm going to cancel the case management  
21 conference which is set for April 15th at  
22 11 o'clock. And would you all sometime after 1:30  
23 this afternoon get ahold of my judicial assistant,  
24 and she'll set up a full day for you. And it will  
25 probably be mid-April -- excuse me, mid-May I

1 would suspect is when I can get it done. Okay?

2 MR. SCAROLA: Thank you, sir.

3 MR. ACKERMAN: Thank you, Your Honor. The  
4 hearings next week we're going to put off to  
5 mid-May?

6 THE COURT: All the hearings on discovery  
7 motions or anything like that, I want you to put  
8 them all in the consolidated motions. We'll have  
9 it at one time.

10 MR. SCAROLA: Thank you very much, sir.

11 THE COURT REPORTER: Would you care for a  
12 copy?

13 MR. SCAROLA: I will take a copy. Thank  
14 you.

15 (Thereupon, the proceedings were adjourned.)

16 - - -

17

18

19

20

21

22

23

24

25

1  
2  
3  
4  
5  
6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25

C E R T I F I C A T E

- - -

I, ROBYN MAXWELL, Registered Professional Court Reporter, State of Florida at Large, certify that I was authorized to and did stenographically report the foregoing proceedings and that the transcript is a true and complete record of my stenographic notes.

Dated this 1st day of April, 2011.



---

ROBYN MAXWELL, RPR, FPR, CLR  
REALTIME SYSTEMS ADMINISTRATOR

**WORD INDEX**

&lt; 0 &gt;

03 1:13

&lt; 1 &gt;

1 1:12 23:22

11 23:22

15th 1:1 3:20

23:21

1st 3:4 25:10

&lt; 2 &gt;

2011 1:12 25:10

205 1:14

2139 2:7

25 1:13

&lt; 3 &gt;

30 23:22

33401 1:15 2:4

33409 2:8

35000 6:4

&lt; 5 &gt;

5000 12:23

502009CA040800XXX

XMBAG 1:2

561.686.6300 2:8

561.727.2423 2:4

&lt; 7 &gt;

777 2:3

&lt; 8 &gt;

8th 8:2 18:19

&lt; 9 &gt;

9 1:13, 13

901 2:3

9D 1:14

&lt; A &gt;

A.M 1:13, 13

ability 4:13 6:17

able 13:9

absolutely 12:7

16:17

accomplish 18:1

accomplished 9:7

accurate 9:3

ACKERMAN 2:2

4:20 5:13, 17, 21

6:12, 25 7:11 8:20,

24 9:17 10:22

11:15 12:12 15:1  
17:3, 6 18:15, 23  
19:8 20:9, 23 21:1,  
17 22:1, 16 23:5  
24:3

action 16:20

additional 9:19, 20

addressing 11:21

adjourned 24:15

**ADMINISTRATOR**

1:18 25:15

advance 22:13

advantageous 11:19

adversary 13:1

15:3

advised 7:12 12:22

affect 23:13

afraid 4:9 16:10

afternoon 23:23

agree 23:19

agreed 4:24 5:10,

15, 25 9:10, 11

agreeing 13:15

agreement 5:5

13:4, 10 14:1

15:12 17:24

agrees 14:10

ahead 9:14

ahold 23:23

allow 4:4 11:11

19:19

allows 22:20

amend 9:2 22:22

23:2

amended 8:7, 13

16:18 22:2, 7, 9, 24,

25

amendment 8:11

10:1 11:7, 9

amendments 9:19

amorphous 8:22

Answer 9:23 10:6,

6 11:2, 3 12:15

17:1, 16

anymore 20:16

21:5

apparent 21:9

Appendix 21:13

appointed 5:2, 7

14:7

approximately 12:23

APRIL 1:12 3:4, 20

8:2 18:19 23:21,

25 25:10

argued 13:14, 15

19:9, 25 20:14

21:2 22:20

argument 13:13

aside 3:20

asked 3:16 20:12

asking 9:17 13:12

19:20, 21 20:6

22:22 23:10

assert 22:6

asserted 11:5

assertion 22:10

assistance 22:14

assistant 23:23

assume 20:9 21:17

attempted 13:9

attorney 10:2

authorized 25:6

aware 9:12

&lt; B &gt;

back 14:5, 10

bankruptcy 5:25

12:5, 10, 14 13:12,

17, 24, 25 14:11, 17

17:23

**BARNHART** 2:7

based 8:1 9:22

10:4 16:13 21:5

22:6, 21

basis 3:9 18:18

**BEACH** 1:1, 15 2:4,

7, 8

**BEHALF** 2:5, 9

believe 6:18 7:13,

19

best 4:6 7:14

15:17 16:12, 13

19:1 21:14

better 6:21

**Boulevard** 2:7**BRADLEY** 1:6

burden 5:6 6:2, 13

**BURNETT** 2:2

&lt; C &gt;

call 20:4

camera 6:1, 5 9:4

19:5

cancel 23:20

capability 5:23

capable 6:10

care 16:22, 22

24:11

**Carney** 5:1 6:17

15:21 17:23 18:4,

19

**Carney's** 5:23**CASE** 1:2 5:8 7:8,

10 8:8 9:24 11:12

14:6 22:10 23:20

causes 16:20

certain 9:9

certainly 22:14

certify 25:5

choice 9:13

**CIRCUIT** 1:1, 1

claim 15:3 22:6, 11

23:12

claimants 15:10

claiming 16:24

clarify 8:25

clear 4:23 5:10

20:13

clearly 16:19 20:1

client 6:3 7:13

10:2 11:2, 3, 8

clients 13:7

**CLR** 1:17 25:14

come 7:17 10:17

13:23

coming 7:21 9:19

compartmentalize

4:13

compelled 7:23

complaint 8:8, 13,

21 9:10, 22 16:19

17:10, 16 22:9, 21

23:1

complete 25:8

complex 7:4, 4

comprehensive

19:16

concern 14:21

concurrently 13:20

conference 3:19

23:21

confidentiality 13:4

conflicting 15:8

confusing 4:12

consider 22:17

23:15

considered 20:20

consistent 5:9

consolidate 10:24

11:20

consolidated 17:12,

17 19:11 24:8

**consolidating** 11:25  
**consuming** 16:2  
**contend** 16:19  
**contended** 11:7  
**continue** 5:6, 7  
**continuing** 23:8  
**conundrum** 15:16  
**convenience** 12:3  
**convinced** 16:3, 4  
**copy** 24:12, 13  
**Counterclaim** 9:23  
 22:7, 11 23:2  
**COUNTY** 1:1  
**couple** 4:1, 10  
 10:12  
**COURT** 1:1 3:3  
 5:3, 5, 12, 14, 19, 25  
 6:8, 20 7:1 8:5  
 9:1, 2, 15, 21 10:24  
 11:18 12:4, 5, 8, 14  
 13:12, 17, 24 14:11,  
 17, 20 15:9, 24  
 17:2, 5, 7, 11, 19, 22  
 18:10, 13 19:4, 11  
 20:4, 12, 24 21:3,  
 16, 20 22:2, 23  
 23:10 24:6, 11 25:5  
**COURTROOM** 1:14  
**Court's** 7:14 8:1  
 12:16  
**creating** 11:24  
**critical** 7:8 16:11  
**CROW** 1:11  
**crystallize** 11:17  
**currently** 18:9

## &lt; D &gt;

**damage** 16:21 20:1  
 23:12  
**damages** 22:6, 11,  
 21  
**DATE** 1:12  
**Dated** 25:10  
**DAVID** 1:11  
**day** 3:11, 21 7:15  
 10:12 12:2 14:22  
 16:25 17:21 19:17,  
 17 22:14 23:24  
 25:10  
**days** 4:1, 16 17:1,  
 4, 7, 10, 15 20:21  
**deal** 6:6 18:24  
**dealing** 8:18  
**decide** 19:2 22:9

**decided** 8:6  
**decision** 7:9 16:13  
**decisions** 7:9 9:21,  
 25 14:17 16:6  
**DEFENDANT** 2:9  
**Defendants** 1:8  
**defer** 21:18  
**deliver** 15:21 18:5,  
 9 20:2, 6, 10  
**delivered** 20:3, 8  
**DENNEY** 2:7  
**deposition** 3:16  
 11:2, 3  
**depositions** 3:15  
 17:13  
**describe** 15:18  
**difference** 7:7  
**difficult** 16:1  
**directions** 16:8  
**disagree** 22:17  
**discarded** 20:17  
**discoverable** 23:14  
**discovery** 7:22 8:4  
 10:3 11:1, 11, 21  
 17:14, 17 19:12  
 20:1 22:13 23:11  
 24:6  
**discussion** 7:11  
**DIXIE** 1:14  
**document** 21:12  
**documents** 4:19  
 9:5, 20 11:5 12:4  
 13:1, 12, 22 14:23  
 15:5, 22 18:9, 20  
 19:3 20:2  
**doing** 4:9 6:10  
 23:19  
**dovetails** 4:7 19:15  
**draft** 8:21  
**Drive** 2:3  
**dynamic** 12:13

## &lt; E &gt;

**earliest** 12:3  
**EDWARDS** 1:6  
 7:23 10:6 15:13  
 16:21, 24 19:20  
**effect** 23:19  
**efficient** 6:6, 9  
**eight** 17:4, 7  
**either** 7:16 18:23  
**ended** 12:17 13:15  
**enter** 13:5 14:1  
**entered** 9:11  
**entity** 5:14

**EPSTEIN** 1:2 3:4,  
 16 10:6  
**ESQUIRE** 2:2, 5  
**everybody** 13:5  
 17:11  
**evidence** 21:22  
**evidently** 10:19  
**example** 15:2  
**excess** 6:3  
**excuse** 23:25  
**exist** 13:7  
**existing** 11:25 13:7  
**expenses** 6:1  
**extent** 6:15 12:17

## &lt; F &gt;

**facie** 22:10  
**fact** 3:19 18:7  
**false** 6:18  
**familiar** 7:15  
**far** 16:14  
**fees** 6:4  
**ferret** 19:18  
**fiduciary** 14:18  
**Fifth** 10:1 11:7, 9  
**figure** 8:9  
**file** 8:11, 14 9:8, 14  
 17:11, 17 22:25  
 23:1  
**filed** 8:8, 14 11:17  
 13:11 17:16  
**finally** 16:3, 3  
**find** 4:3 6:6  
**fine** 4:20 17:8  
**firm** 13:8 15:13  
**First** 9:1 12:18  
 16:18 21:23  
**five** 16:25 17:1, 4,  
 10, 15, 21 20:21  
**FL** 1:15 2:4, 8  
**Flagler** 2:3  
**flavor** 3:10  
**FLORIDA** 1:1 25:5  
**focused** 11:10, 18  
**following** 18:12  
**foregoing** 25:7  
**form** 10:17  
**forward** 12:2 13:11  
**FOWLER** 2:2, 5  
**FPR** 1:17 25:14  
**frankly** 10:7 21:24  
**front** 4:15 10:9  
 12:6, 8 13:11, 13  
 14:24 15:13, 14, 14,

18 16:5 17:13  
 23:11  
**full** 3:10 15:23  
 23:24

## &lt; G &gt;

**game** 16:8  
**gander** 4:6  
**getting** 15:19  
**give** 8:10  
**go** 3:21 7:18 9:14  
 14:5, 10  
**goal** 23:8  
**goes** 14:16  
**going** 3:18 4:5, 9,  
 11 7:6, 6, 12 10:5  
 11:10, 14 16:7, 9  
 18:1 19:2, 6, 19  
 21:17, 20, 21, 24  
 22:3, 7, 17, 25, 25  
 23:1, 17, 20 24:4  
**good** 4:5, 6  
**goose** 4:5  
**Gordian's** 15:17  
**gotten** 20:4  
**governed** 14:13  
**guess** 4:6 5:12  
 9:16 15:17 18:25  
 21:23 23:5  
**guys** 3:5, 23 10:14

## &lt; H &gt;

**half** 17:5, 6  
**handle** 17:2 19:1  
**happen** 19:6  
**happy** 15:22  
**head** 16:14  
**HEARING** 1:11  
 7:15 12:2 17:21  
 18:18 19:16 20:14,  
 15, 17, 21 22:14  
 23:7, 13  
**hearings** 7:20  
 10:22 24:4, 6  
**he'd** 15:22  
**help** 5:5  
**HIGHWAY** 1:14  
**honesty** 5:23  
**Honor** 4:21, 24  
 5:13, 16, 17 11:19  
 15:21 16:17 17:20  
 18:10 20:3 21:9  
 22:8, 16 24:3  
**HONORABLE** 1:11

<p><b>Honor's</b> 12:3</p> <p>&lt; I &gt;</p> <p><b>impact</b> 19:25 22:12</p> <p><b>important</b> 16:12</p> <p><b>impression</b> 9:4</p> <p><b>inadvertently</b> 13:6</p> <p><b>include</b> 18:7</p> <p><b>included</b> 21:13</p> <p><b>includes</b> 11:1</p> <p><b>including</b> 3:12</p> <p><b>incurred</b> 6:3</p> <p><b>individually</b> 1:6, 6, 7</p> <p><b>information</b> 15:12 16:13 19:20, 21</p> <p><b>initial</b> 8:21</p> <p><b>initially</b> 12:18, 22</p> <p><b>integrity</b> 6:18</p> <p><b>intended</b> 9:2</p> <p><b>interest</b> 7:14 13:19</p> <p><b>interests</b> 14:23</p> <p><b>interfere</b> 12:10</p> <p><b>interrogatories</b> 11:4</p> <p><b>interrupt</b> 6:20 12:12</p> <p><b>investors</b> 15:4</p> <p><b>involved</b> 5:22 15:11</p> <p><b>issue</b> 4:4 5:21 6:7, 7 15:7 18:16 21:2 22:19</p> <p><b>issued</b> 9:15 12:19</p> <p><b>issues</b> 6:14 7:4, 5, 5, 16 11:1, 12, 17, 21 12:15 16:11 19:18</p> <p>&lt; J &gt;</p> <p><b>JA</b> 20:5</p> <p><b>JACK</b> 2:5</p> <p><b>JEFFREY</b> 1:2</p> <p><b>jla</b> 2:5</p> <p><b>joint</b> 13:4 15:11</p> <p><b>JOSEPH</b> 2:2</p> <p><b>JR</b> 2:2</p> <p><b>JSX</b> 2:9</p> <p><b>Judge</b> 5:1, 23 6:17 12:10 13:15, 25 15:21 17:23 18:4, 19</p> <p><b>judgment</b> 20:7, 15, 20</p> <p><b>JUDICIAL</b> 1:1 23:23</p> <p>&lt; K &gt;</p>	<p><b>kind</b> 4:7 8:4, 6 17:4</p> <p><b>kinds</b> 16:7</p> <p><b>knot</b> 15:17</p> <p><b>know</b> 3:18 4:10, 18 7:2 8:11, 14, 15, 23 10:15, 17, 18, 20 15:17 16:8, 23 17:4 18:3 19:15 21:20 22:8, 24 23:3, 5, 17</p> <p><b>knowing</b> 22:13</p> <p>&lt; L &gt;</p> <p><b>L.M</b> 1:7</p> <p><b>Lakes</b> 2:7</p> <p><b>Large</b> 25:5</p> <p><b>lawyer</b> 5:12</p> <p><b>limits</b> 16:17</p> <p><b>list</b> 23:6</p> <p><b>Listen</b> 3:5</p> <p><b>live</b> 9:16</p> <p><b>logs</b> 3:13 10:20</p> <p><b>long</b> 9:5 10:11 11:23 12:2</p> <p><b>look</b> 4:19 8:17 9:23 14:4 16:6 19:5 20:19, 22 21:4, 9, 13, 21</p> <p><b>looked</b> 3:5 19:14</p> <p><b>looking</b> 5:18 16:4 19:13</p> <p><b>looks</b> 3:20</p> <p><b>lost</b> 15:4</p> <p><b>lot</b> 13:14 15:5 19:20, 21 22:19</p> <p>&lt; M &gt;</p> <p><b>mails</b> 12:23</p> <p><b>management</b> 23:20</p> <p><b>master</b> 3:22 4:25 5:3, 8 6:4 13:16 14:7 18:8</p> <p><b>material</b> 10:5 20:16</p> <p><b>materials</b> 18:5 20:7 21:10</p> <p><b>matter</b> 3:4</p> <p><b>matters</b> 7:21 14:15</p> <p><b>MAXWELL</b> 1:17 25:4, 14</p> <p><b>mean</b> 6:10 7:2 8:9 12:9, 12 14:25 15:1, 16, 25 18:25 21:22</p>	<p><b>memorandums</b> 20:25</p> <p><b>mention</b> 8:25</p> <p><b>mentioned</b> 9:12</p> <p><b>mid</b> 23:25, 25 24:5</p> <p><b>money</b> 6:22 15:4</p> <p><b>morning</b> 19:14</p> <p><b>motion</b> 9:8 11:21 13:11 19:2, 13, 24 20:1, 13, 20 21:11, 21 22:5 23:6</p> <p><b>motions</b> 11:16, 20 17:12, 18 18:25 19:8, 12 21:14, 19 23:11 24:7, 8</p> <p><b>move</b> 12:2</p> <p>&lt; N &gt;</p> <p><b>necessary</b> 18:4</p> <p><b>need</b> 7:23 9:18 11:17 14:9 15:20 16:6, 6, 18 19:4, 16 20:13 23:5</p> <p><b>needs</b> 16:5 22:8</p> <p><b>never</b> 11:14 13:10</p> <p><b>new</b> 6:23 11:24 17:10 20:24, 25</p> <p><b>North</b> 1:14</p> <p><b>NOTARY</b> 1:17</p> <p><b>notes</b> 25:8</p> <p><b>number</b> 7:19 9:25 12:25</p> <p>&lt; O &gt;</p> <p><b>object</b> 12:20</p> <p><b>objections</b> 9:25 10:19</p> <p><b>obviously</b> 10:1 19:21 23:14</p> <p><b>o'clock</b> 23:22</p> <p><b>offered</b> 5:1</p> <p><b>Oh</b> 12:7</p> <p><b>Okay</b> 3:3 9:21 17:19 18:13 20:16 23:13, 16 24:1</p> <p><b>old</b> 12:15 13:8</p> <p><b>once</b> 3:3 20:17, 17</p> <p><b>ones</b> 23:6</p> <p><b>operating</b> 9:3</p> <p><b>operative</b> 8:9</p> <p><b>order</b> 8:1, 12 9:11, 15 17:25 18:3, 7 22:4 23:18</p> <p><b>originally</b> 5:24 9:1</p> <p><b>ought</b> 16:25 19:22</p>	<p><b>outstanding</b> 3:13 11:22</p> <p>&lt; P &gt;</p> <p><b>P.A</b> 2:2, 7</p> <p><b>PALM</b> 1:1, 15 2:4, 7, 8</p> <p><b>parameters</b> 8:17 9:24</p> <p><b>part</b> 4:4 20:11</p> <p><b>parties</b> 14:24 15:2</p> <p><b>party</b> 13:21, 23</p> <p><b>pay</b> 5:25 13:16</p> <p><b>pending</b> 7:21 17:12</p> <p><b>people</b> 13:2 14:22 15:14</p> <p><b>perceive</b> 11:22</p> <p><b>perfect</b> 4:22</p> <p><b>period</b> 8:16 16:25 17:21</p> <p><b>permission</b> 8:11 14:5</p> <p><b>Phillips</b> 2:3</p> <p><b>piecemeal</b> 3:9 4:10 10:10</p> <p><b>PLACE</b> 1:14</p> <p><b>Plaintiff</b> 1:2, 16 2:5 8:8</p> <p><b>pleadings</b> 8:16 21:25 22:1, 2, 19, 24</p> <p><b>Point</b> 2:3 9:18 11:13 23:17</p> <p><b>Ponzi</b> 15:5</p> <p><b>possession</b> 18:9</p> <p><b>potential</b> 15:7</p> <p><b>practical</b> 10:16</p> <p><b>prepare</b> 22:3 23:18</p> <p><b>prepared</b> 12:1, 24</p> <p><b>presented</b> 7:16 20:15 22:10</p> <p><b>presume</b> 14:23</p> <p><b>pretty</b> 21:8</p> <p><b>prima</b> 22:10</p> <p><b>prior</b> 8:1</p> <p><b>privilege</b> 3:12 10:1, 2 11:7, 9 13:4 14:1, 12, 22</p> <p><b>privileged</b> 3:13 9:25 10:20 14:16 15:6</p> <p><b>privileges</b> 10:3 11:5 13:6, 20</p> <p><b>probably</b> 19:6 21:14 23:25</p> <p><b>problem</b> 6:16 14:3</p>
-----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------	----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------	--------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------	-------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------

**proceed** 14:11  
 18:14  
**proceeding** 15:3  
**proceedings** 13:2  
 24:15 25:7  
**proceeds** 7:8  
**produced** 19:5  
**producing** 14:15  
**product** 8:22 10:2  
 11:25  
**production** 11:4  
**Professional** 25:4  
**property** 13:18  
**provisions** 9:9  
**PUBLIC** 1:17  
**punitive** 20:1 22:6,  
 11, 21 23:12  
**pursuing** 13:2  
**put** 4:7 18:2 24:4,  
 7

## &lt; Q &gt;

**questions** 3:15, 16  
 12:16  
**quite** 10:7 21:24

## &lt; R &gt;

**rational** 18:14  
**Ray** 13:15  
**really** 3:10, 24 4:3,  
 11, 12 7:3, 5 11:24  
 16:5, 11, 11, 22  
 19:16, 18  
**REALTIME** 1:18  
 25:15  
**reasons** 9:6 13:3  
**recall** 21:7  
**recollection** 21:6  
**recommendations**  
 7:17  
**record** 4:23 21:23  
 25:8  
**records** 13:24 14:2,  
 4, 12  
**reflect** 4:25  
**refusal** 5:9  
**regard** 14:2 17:13  
 22:18  
**regardless** 8:13  
**Registered** 25:4  
**rehash** 12:15  
**rehearing** 19:13  
**reinvent** 6:23  
**relate** 7:22

**relates** 14:17 21:2  
**relevant** 10:5 21:12  
**relief** 14:16  
**relieve** 5:5  
**remember** 21:10  
**remove** 9:9  
**repeat** 16:1  
**repeatedly** 5:1  
**report** 25:6  
**REPORTED** 1:17  
**REPORTER** 24:11  
 25:5  
**represent** 15:4  
**representation**  
 15:11  
**request** 12:24  
**requesting** 18:8  
**requests** 7:22 11:4  
 12:25  
**require** 10:5  
**required** 14:7  
**resolved** 8:3  
**respect** 6:12  
**Respectfully** 22:5,  
 16  
**respond** 17:9  
**response** 8:15  
 20:10 23:1  
**responsibility** 14:18,  
 19  
**responsive** 12:23  
**returned** 18:11  
**review** 6:1, 5 9:5  
 18:10, 12  
**right** 7:13 8:10  
 11:9 14:24 16:18  
 21:3, 23  
**road** 16:14  
**ROBYN** 1:17 25:4,  
 14  
**ROTHSTEIN** 1:6  
 3:4 15:12 16:23  
**RPR** 1:17 25:14  
**RRA** 13:2, 8  
**rule** 19:1 23:12, 15  
**ruled** 19:10, 12  
 20:18  
**ruling** 3:8, 24  
 21:18 23:3, 4  
**rulings** 14:12 21:6

< S >

**saddle** 6:13  
**saying** 22:23  
**says** 9:22

**SCAROLA** 2:5, 7  
 4:22 5:16 6:15  
 7:12 9:10 11:8, 16  
 12:7, 19 14:10  
 15:20 16:16 17:9,  
 15, 20 18:2, 22  
 19:24 20:6 21:8  
 22:5, 20 24:2, 10, 13  
**Scarola's** 11:3  
**scheduled** 7:20  
 8:2 10:11, 23 23:7  
**scheme** 15:5  
**scope** 10:3 19:25  
 22:12, 18  
**SCOTT** 1:6  
**SEARCY** 2:7  
**searclaw.com** 2:9  
**second** 6:21  
**see** 3:6 8:17 15:19  
**seeking** 13:21 15:6  
**seeks** 14:16  
**send** 21:3  
**sense** 4:22  
**sent** 7:25 18:17  
**served** 12:20  
**set** 3:19, 20 13:21  
 15:23 16:16 17:20  
 23:11, 21, 24  
**seven** 17:3, 5  
**sharing** 15:12  
**she'll** 23:24  
**SHIPLEY** 2:7  
**short** 8:15  
**showed** 5:19  
**side** 4:5 11:19  
**sides** 19:19 21:15  
 22:15 23:14  
**simple** 7:2, 3  
**simultaneously**  
 17:17  
**single** 11:20  
**sir** 5:11 22:5 24:2,  
 10  
**sit** 4:16  
**six** 17:6  
**sole** 6:7  
**somebody** 6:23  
**soon** 10:15  
**sought** 13:22  
**sounded** 16:1  
**sounds** 18:13  
**South** 2:3  
**special** 3:22 4:24  
 5:3, 8 6:4 13:16

14:7 18:8  
**spend** 10:13  
**spent** 6:22  
**start** 21:14  
**started** 19:13  
**State** 25:5  
**states** 16:19  
**status** 3:19  
**stenographic** 25:8  
**stenographically**  
 25:6  
**stuff** 3:13, 25  
 10:16 15:18 17:22  
 20:24 21:1  
**subpoena** 7:25  
 12:18  
**subpoenas** 10:18  
 18:17  
**substantial** 5:2  
**substantive** 11:12  
**sufficient** 14:14  
**suggest** 6:8 16:24  
**suggesting** 6:16  
**suggestion** 3:6  
**summarizes** 21:11  
**summary** 20:7, 15,  
 20  
**sure** 15:22 18:5  
**suspect** 6:24 19:7  
 24:1  
**SYSTEMS** 1:18  
 25:15

## &lt; T &gt;

**take** 3:11 6:2 9:9  
 10:12 11:23 21:4  
 24:13  
**TAKEN** 1:12, 16  
**takes** 4:16 19:17,  
 17  
**talking** 4:18, 19  
 15:9  
**tell** 12:13 23:4, 16  
**terms** 6:17 11:11  
**Thank** 5:11 24:2, 3,  
 10, 13  
**theories** 16:20  
**thing** 3:5 6:11 8:7,  
 10 16:18  
**things** 3:8 8:25  
 10:4 13:14 20:14  
 22:19  
**think** 3:7 4:3, 7  
 7:2 11:16, 18  
 12:11 16:2, 4, 5, 17

18:25 19:22 21:12  
23:7  
**thinks** 12:11  
**three** 3:25  
**TIME** 1:13 3:17  
5:20 8:16 10:8  
13:17, 20, 23 16:2,  
16, 25 17:21 19:23  
22:18 23:9, 16 24:9  
**today** 4:2 20:8  
**told** 9:1  
**transcript** 25:7  
**tremendous** 7:7  
**trials** 10:11, 13  
**tried** 8:9  
**troubled** 8:19  
**true** 25:7  
**Trustee** 6:2 8:1  
9:5 10:19 12:19,  
21 13:1, 3, 10, 18,  
19, 25 14:6, 14, 14,  
19 18:19  
**Trustee's** 3:14  
**try** 16:12  
**trying** 6:6, 13 10:9  
12:14  
**turn** 12:24  
**turned** 18:20  
**two** 4:16 7:21, 21  
8:25  
**type** 14:1 15:11

**< U >**  
**understand** 3:22  
8:5, 20, 24 11:15  
12:16 14:20 15:9  
**understanding**  
18:11  
**undertook** 5:24  
**upfront** 7:10  
**use** 14:5

**< V >**  
**variety** 13:3  
**versus** 3:4  
**voluminous** 21:11  
**voluntarily** 18:5  
**volunteered** 5:4  
**vs** 1:5

**< W >**  
**wait** 21:21, 24 22:8  
**waive** 13:6  
**waiver** 11:6  
**waiving** 13:19

**want** 3:6, 8, 20, 24  
4:25 5:10 8:7, 7,  
13, 14 10:8 12:8, 9,  
15 15:24 16:23  
17:23, 24, 25 19:11  
20:19, 24, 25 24:7  
**wanted** 13:5 20:23  
**way** 4:6 6:6, 9 7:6,  
18 9:13 12:5  
15:17, 25 18:14  
19:1  
**week** 7:22 10:23  
24:4  
**weeks** 4:10 10:12  
**well** 10:3, 24, 25  
17:22 18:2, 16  
19:8 21:23 22:23  
**went** 12:19 13:10  
**We're** 3:3, 18 4:19  
5:16, 17, 18 6:5, 13  
7:6 8:18 11:13, 24,  
24, 25 16:7 19:2  
23:19 24:4  
**WEST** 1:15 2:3, 4, 8  
**we've** 13:14  
**wheel** 6:23  
**whichever** 7:6  
**WHITE** 2:2  
**white.com** 2:5  
**willing** 3:21, 23  
**work** 5:2, 4, 7 8:21  
10:2 11:24, 25  
**worried** 14:15

**< Y >**  
**Yeah** 22:2  
**yesterday** 4:1 7:12  
9:12