

1 (Pages 1 to 4)

CSI GLOBAL DEPOSITION SERVICES
972-719-5000

<p style="text-align: right;">5</p> <p>1 EXHIBITS (Continued)</p> <p>2 PAGE</p> <p>3 PLAINTIFF'S DESCRIPTION REFERENCED</p> <p>4 Exhibit 58 Email chain dated November 24, 100</p> <p>5 2014 from Weiner to Parmelee</p> <p>6 And Friedman</p> <p>7 Exhibit 59 Email chain dated November 24, 101</p> <p>8 2014 from Weiner to Parmelee</p> <p>9 And Friedman</p> <p>10 Exhibit 60 Email chain dated November 24, 102</p> <p>11 2014 from Weiner to Parmelee</p> <p>12 And Friedman</p> <p>13 Exhibit 61 Email dated November 22, 2014 106</p> <p>14 From Weiner to Gauthier</p> <p>15</p> <p>16 INFORMATION REQUESTED:</p> <p>17 (NONE)</p> <p>18 WITNESS INSTRUCTED NOT TO ANSWER:</p> <p>19 (NONE)</p> <p>20</p> <p>21</p> <p>22</p> <p>23</p> <p>24</p> <p>25</p>	<p style="text-align: right;">7</p> <p>1 Q. Do you have a legal background at all, a</p> <p>2 lawyerly background?</p> <p>3 A. Only by blood.</p> <p>4 Q. Meaning a family member?</p> <p>5 A. Yes.</p> <p>6 Q. Father?</p> <p>7 A. Father.</p> <p>8 Q. So, did you call Thomas when you got the</p> <p>9 subpoena?</p> <p>10 A. Did I call Thomas?</p> <p>11 Q. Thomas Schoenberger.</p> <p>12 So, throughout we'll probably refer to</p> <p>13 Thomas Schoenberger either as Thomas, Mr. Schoenberger</p> <p>14 or Defendant, but Thomas will refer to Thomas</p> <p>15 Schoenberger unless we say otherwise.</p> <p>16 So, yeah, when you got the subpoena,</p> <p>17 served with the subpoena, did you call Thomas?</p> <p>18 A. I did.</p> <p>19 Q. What did you guys talk about?</p> <p>20 A. Who was going to be compensating my time</p> <p>21 for having to waste a bunch of my time coming down for</p> <p>22 a deposition.</p> <p>23 It was more me just giving an old high</p> <p>24 school friend grief.</p> <p>25 Q. Got it. So, did he promise to compensate</p>
<p style="text-align: right;">6</p> <p>1 SANTA MONICA, CALIFORNIA</p> <p>2 DECEMBER 2, 2015</p> <p>3 * * *</p> <p>4</p> <p>5 BRIAN WEINER,</p> <p>6 called as a witness, having been</p> <p>7 sworn, was examined and testified</p> <p>8 as follows:</p> <p>9</p> <p>10 EXAMINATION</p> <p>11 BY MR. WITTENBERG:</p> <p>12 Q. Okay. Hi, Mr. Weiner.</p> <p>13 A. Yes.</p> <p>14 Q. My name is Jeffrey Wittenberg. I am the</p> <p>15 attorney for Plaintiff Isabel Gauthier, who is to my</p> <p>16 right.</p> <p>17 A. Uh-huh.</p> <p>18 Q. Do you know why you're here today?</p> <p>19 A. Of course.</p> <p>20 Q. So do you know -- you recall being served</p> <p>21 with a subpoena?</p> <p>22 A. I do.</p> <p>23 Q. Okay. And did you review the subpoena</p> <p>24 when you received it?</p> <p>25 A. I did.</p>	<p style="text-align: right;">8</p> <p>1 you?</p> <p>2 A. No. There wasn't any -- there wasn't</p> <p>3 genuine intent in the conversation. It was just,</p> <p>4 "Hey, I'm going to waste a chunk of my business day</p> <p>5 coming down here."</p> <p>6 That's all.</p> <p>7 Q. I understand.</p> <p>8 Did you guys talk about the case at all?</p> <p>9 A. No.</p> <p>10 Q. Did he ask you to say anything in</p> <p>11 particular?</p> <p>12 A. In this meeting, no. In the phone call,</p> <p>13 no.</p> <p>14 Q. Ever did he ask you to say anything or</p> <p>15 testify in a way on his behalf?</p> <p>16 A. I got an email to that effect back in --</p> <p>17 you've got it in front of you. I think it was</p> <p>18 December of 2014.</p> <p>19 MR. PARMELEE: In response to the</p> <p>20 subpoena.</p> <p>21 BY MR. WITTENBERG:</p> <p>22 Q. Okay. Why don't we look at that.</p> <p>23 A. Sure.</p> <p>24 Q. You were asked to bring documents with</p> <p>25 you.</p>

<p style="text-align: right;">9</p> <p>1 A. Uh-huh.</p> <p>2 Q. And we'll go through that.</p> <p>3 A. Uh-huh.</p> <p>4 Q. It looks like you have a number of them.</p> <p>5 A. Yep.</p> <p>6 MR. PARMELEE: I'm going to give them to</p> <p>7 you kind of together in order. So this is -- that's</p> <p>8 document number one or however you want to --</p> <p>9 MR. WITTENBERG: So while you're doing</p> <p>10 that I'll be quiet for a second and let Patricia --</p> <p>11 will you mark this as Exhibit 1.</p> <p>12 I'm sorry.</p> <p>13 MR. PARMELEE: We ended the last one on</p> <p>14 44.</p> <p>15 MR. WITTENBERG: Okay. Why don't we just</p> <p>16 start at 50. That will be marked as Exhibit 50,</p> <p>17 please.</p> <p>18 (Whereupon the document referred</p> <p>19 to was marked Plaintiff's</p> <p>20 Exhibit 50 by the Certified</p> <p>21 Shorthand Reporter and is attached</p> <p>22 hereto.)</p> <p>23 MR. WITTENBERG: Why don't we go through</p> <p>24 the subpoena -- since it sounds like you've got</p> <p>25 categories, we'll just go through the subpoena, and</p>	<p style="text-align: right;">11</p> <p>1 seven, six of seven. That's one page. Seven of seven</p> <p>2 that's a couple pages. And eight of seven is the last</p> <p>3 one, because he found one more when he was reviewing.</p> <p>4 MR. WITTENBERG: Okay. Why don't we go --</p> <p>5 why don't we stay on the record. I'll ask that you</p> <p>6 just run this through the copy machine.</p> <p>7 Okay. Oh, wait, Ellana, this is two of</p> <p>8 seven.</p> <p>9 BY MR. WITTENBERG:</p> <p>10 Q. Okay. While she's doing that, Mr. Weiner,</p> <p>11 let's do this.</p> <p>12 Have you ever been deposed before?</p> <p>13 A. I don't think so, no.</p> <p>14 Q. Have you ever been told the purpose of a</p> <p>15 deposition?</p> <p>16 A. Of course.</p> <p>17 Q. Okay. So -- because your father was a</p> <p>18 lawyer?</p> <p>19 A. (No audible response.)</p> <p>20 Q. Did you ever sit in on any depositions</p> <p>21 with him?</p> <p>22 A. No.</p> <p>23 Q. Did he ever depose you?</p> <p>24 A. Did my father ever depose me?</p> <p>25 Q. Not formally, of course.</p>
<p style="text-align: right;">10</p> <p>1 you can hand them to me.</p> <p>2 MR. PARMELEE: They are in chronological</p> <p>3 order rather than in order of the subpoena.</p> <p>4 MR. WITTENBERG: Okay. I thought you were</p> <p>5 just handing them to me as the response in particular.</p> <p>6 MR. PARMELEE: No. They were just the</p> <p>7 documents he had responsive.</p> <p>8 MR. WITTENBERG: Let's do this.</p> <p>9 Do you want to give me all the documents?</p> <p>10 MR. PARMELEE: Sure.</p> <p>11 MR. WITTENBERG: Then we can have copies</p> <p>12 made of them.</p> <p>13 MR. PARMELEE: You can keep these copies</p> <p>14 if you want.</p> <p>15 Well, I guess you need copies for you.</p> <p>16 MR. WITTENBERG: Yeah. We'll need them</p> <p>17 for us. And we'll want to talk about them, and we'll</p> <p>18 want to put them in the transcript.</p> <p>19 MR. PARMELEE: Four --</p> <p>20 MR. WITTENBERG: When you say four?</p> <p>21 MR. PARMELEE: You can see on this email</p> <p>22 it says four of seven. That's all.</p> <p>23 MR. WITTENBERG: I see. Okay. So that's</p> <p>24 three of seven, four of seven.</p> <p>25 MR. PARMELEE: Four of seven. Five of</p>	<p style="text-align: right;">12</p> <p>1 A. Father to son, of course. Where was my</p> <p>2 car last night at midnight.</p> <p>3 Q. The deposition that we're in right now is</p> <p>4 equivalent to testifying in court.</p> <p>5 A. I'm aware.</p> <p>6 Q. You are under oath?</p> <p>7 A. I am aware.</p> <p>8 Q. And anything you testify to today must be</p> <p>9 truthful subject to the penalty of perjury.</p> <p>10 A. Of course.</p> <p>11 Q. If you are found or anyone is found in</p> <p>12 deposition to have committed perjury, it can be used</p> <p>13 for prosecution or any other purposes in this case.</p> <p>14 A. Uh-huh.</p> <p>15 Q. Sanctions perhaps or things of that</p> <p>16 nature.</p> <p>17 The topics we're going to talk about today</p> <p>18 are very important to Plaintiff and Defendant. And we</p> <p>19 are looking to get a truthful record of what you</p> <p>20 know --</p> <p>21 A. Uh-huh.</p> <p>22 Q. -- regarding events of the case.</p> <p>23 A. Uh-huh.</p> <p>24 Q. Have you taken any drugs that might impact</p> <p>25 your ability to --</p>

<p style="text-align: right;">13</p> <p>1 A. No. 2 Q. -- be truthful? 3 Okay. First one I should probably state 4 is as you can see, there's a court reporter taking all 5 of our words down. And she can only take down one 6 person speaking at a time. 7 So to the best of our ability, one of us 8 speaks and allows the other one to finish. And that 9 way we can have a clear transcript. Because when we 10 talk over each other, she can't have the ability to 11 get both of us speaking at the same time. 12 And, all responses have to be audible, or 13 she can't transcribe it. 14 A. Understood. 15 Q. Thank you. 16 A. You're welcome. 17 Q. So, have you had any alcohol that might 18 impact your ability to be truthful today? 19 A. No. 20 Q. Okay. You mentioned that you're a high 21 school friend of Thomas Schoenberger. 22 A. Correct. 23 Q. Okay. Let's go back there. 24 When did you first meet Thomas 25 Schoenberger?</p>	<p style="text-align: right;">15</p> <p>1 Q. Old friends but not close friends; is that 2 how you put it? 3 A. Friend of a friend. 4 Q. Okay. As you sit here today since that 5 time have you ever been close friends with Tom 6 Schoenberger? 7 A. Tom went out of my life for close to 35 8 years. And then in around approximately November of 9 2013 Randy Goldring, the person I just cited who I met 10 Tom, said "Tom's back in town. There's a relationship 11 with somebody in Dubai that we think would be a good 12 fit for your company. Why don't you come down to the 13 Beverly Wilshire and have dinner with us." 14 Q. So the first time in 35 years you saw 15 Thomas Schoenberger was -- 16 A. At the Beverly Wilshire Hotel. 17 Q. But it was late 2013, November 2013? 18 A. November, I think, 2013. 19 Q. And since that time have you been in 20 regular communication with Thomas Schoenberger? 21 A. Up until this event. When this event 22 exploded, that was the termination of my friendship. 23 Q. Okay. When did this event explode in your 24 mind -- not in your mind, but do you recall the date 25 upon which you're saying the event exploded?</p>
<p style="text-align: right;">14</p> <p>1 A. When did I first meet him? Probably 11th 2 or 12th grade. So that would be '75 or '76. 3 Q. Okay. And where was this? 4 A. I would assume maybe at Randy Goldring's 5 house, because he was Randy's neighbor. 6 Q. Fair enough. 7 A. I think. 8 Q. Where were you residing at the time you 9 met Thomas Schoenberger? 10 A. In my father's house in Woodland Hills. 11 MR. PARMELEE: Objection. Relevance. 12 But you can answer the question. 13 THE WITNESS: My father's house in 14 Woodland Hills. 15 BY MR. WITTENBERG: 16 Q. Okay. Did you go to high school with 17 Thomas Schoenberger? 18 A. He wasn't in the same grade as I. He was 19 really an ancillary body at certain friends' houses at 20 certain get-togethers. 21 I wouldn't classify Tom and I as close 22 friends even back in high school. 23 Q. Okay. So you were not close friends in 24 high school? 25 A. No.</p>	<p style="text-align: right;">16</p> <p>1 A. When I got her phone call. 2 Q. And do you recall when that was? 3 A. The exact date? No. 4 Q. Can you give me a range, ballpark. 5 A. I believe it was around October 2014, 6 somewhere in there. 7 Q. Okay. And you haven't talked to Thomas 8 since that time? 9 A. I have. 10 Q. Okay. 11 A. But very limited. 12 Q. Okay. Why don't we go through these 13 documents. 14 You have in front of you what we've marked 15 as Exhibit 50. And this is called Plaintiff Isabella 16 Gauthier's Notice of Deposition of Brian Weiner 17 Pursuant to Subpoena. 18 And if you look at the last page, you see 19 a Request for Production. 20 A. Uh-huh. 21 Q. Okay. As you look at these 11 requests, 22 have you seen these before today? 23 A. Yes, I have. 24 Q. And did you attempt to find documents 25 responsive to these requests?</p>

<p style="text-align: right;">17</p> <p>1 A. Yes, I did.</p> <p>2 Q. Okay. So, the -- all documents concerning</p> <p>3 Isabelle Gauthier -- I believe that you brought with</p> <p>4 you a number of documents here.</p> <p>5 Have you counted these pages?</p> <p>6 Do you know how many there are?</p> <p>7 A. I do not.</p> <p>8 Q. Why don't we count them. Do you mind?</p> <p>9 We'll count them together, and then we'll know exactly</p> <p>10 how many pages there are.</p> <p>11 MR. PARMELEE: I should mention the page</p> <p>12 numbers on these are out of order, because I group</p> <p>13 printed them. So I put, I think 19 pages, and then</p> <p>14 the proposal was printed separately. So they won't be</p> <p>15 in page order. They're in item order.</p> <p>16 BY MR. WITTENBERG:</p> <p>17 Q. Did you get 43?</p> <p>18 A. I got 45.</p> <p>19 Q. Okay. We'll go with 45.</p> <p>20 So this is the entire result of your</p> <p>21 search of your files for documents responsive to the</p> <p>22 requests for production, correct?</p> <p>23 A. Correct.</p> <p>24 Q. Okay. And what did you do to search for</p> <p>25 documents responsive to these requests?</p>	<p style="text-align: right;">19</p> <p>1 A. The server separate and apart from my</p> <p>2 computer?</p> <p>3 Q. Correct.</p> <p>4 A. My computer has all of my emails going</p> <p>5 back to 2006.</p> <p>6 Q. Okay. So, you're saying there was no</p> <p>7 need, in your mind, to check the server; just check</p> <p>8 your emails?</p> <p>9 A. Absolutely.</p> <p>10 Q. Does anybody else at your --</p> <p>11 Is it your company, Illusion Factory?</p> <p>12 A. Yes, it is.</p> <p>13 Q. Do you own it?</p> <p>14 A. Wholly.</p> <p>15 Q. I didn't hear you.</p> <p>16 A. Wholly.</p> <p>17 Q. Wholly, 100 percent owner?</p> <p>18 A. Yes.</p> <p>19 Q. When did you start it?</p> <p>20 A. 1979, September 15.</p> <p>21 Q. So you've been doing it awhile?</p> <p>22 A. I have.</p> <p>23 Q. What does it do? What is Illusion Factory</p> <p>24 set up to do?</p> <p>25 A. The Illusion Factory is a promotion,</p>
<p style="text-align: right;">18</p> <p>1 A. I'm sorry?</p> <p>2 Q. What did you do to search for the</p> <p>3 documents responsive to these requests, the 11</p> <p>4 requests in front of you.</p> <p>5 A. I went back through my computer and</p> <p>6 leveraged the emails that were pertinent, the proposal</p> <p>7 that was pertinent, the supporting elements that we</p> <p>8 produced for the Oasis project that was pertinent.</p> <p>9 Q. Okay. So you have a computer where you</p> <p>10 have your emails stored? Or are they stored on a</p> <p>11 different server?</p> <p>12 A. They're on the computer.</p> <p>13 Q. Okay. I see you use the email</p> <p>14 illusionfactory.</p> <p>15 Is that stored on its own server or is it</p> <p>16 gmail or hotmail or a different account?</p> <p>17 A. Is the Illusion Factory server hosted in a</p> <p>18 hosting environment as opposed to internally within</p> <p>19 our company? Is that the question?</p> <p>20 Q. I think that is. Well said.</p> <p>21 A. Yes, it is hosted externally.</p> <p>22 Q. Externally?</p> <p>23 A. Yes.</p> <p>24 Q. Okay. So did you check your server for</p> <p>25 documents responsive to these questions?</p>	<p style="text-align: right;">20</p> <p>1 marketing and production company predominantly for</p> <p>2 taking intellectual property in all different forms of</p> <p>3 entertainment, business, finance, commerce, et cetera,</p> <p>4 and producing content to either bring those projects</p> <p>5 to life or to promote and market them on a global</p> <p>6 basis.</p> <p>7 Q. So if I were to boil that down, so, simply</p> <p>8 speaking, would you say it's an internet marketing</p> <p>9 company?</p> <p>10 A. No.</p> <p>11 Q. Okay.</p> <p>12 A. It's everything that I just said that it</p> <p>13 was. You just took a tiny fraction of what I do and</p> <p>14 minimalized it.</p> <p>15 Q. I did.</p> <p>16 A. So I can't condone that.</p> <p>17 Q. So, can you repeat it for me because --</p> <p>18 I'll catch it maybe the second time around.</p> <p>19 A. Absolutely. The Illusion Factory exists</p> <p>20 anywhere that creativity, technology and a large brand</p> <p>21 need -- need our services, predominantly in the fields</p> <p>22 of entertainment, marketing, advertising and</p> <p>23 promotion, as well as production and creative content.</p> <p>24 Q. So you do advertising, marketing,</p> <p>25 promotion, production and branding?</p>

<p style="text-align: right;">21</p> <p>1 A. Uh-huh. 2 Q. And you do it online? 3 A. Some, some -- 4 Q. And you do it in real world not online? 5 A. Both. 6 Q. Okay. Is there any other place you can do 7 it besides online and not online in real world? 8 A. Absolute -- well, in real world -- in 9 virtual world. Virtual world is where we're working 10 now. 11 Q. Okay. How many employees does your 12 company have? 13 A. The Illusion Factory currently has zero 14 employees. 15 Q. Okay. 16 A. The Illusion Factory works with 17 independent contractors at the moment. 18 Q. Okay. How long has that been the case 19 for? 20 A. Since 20 -- 2012, April 2012. 21 Q. Okay. So since April 2012 the Illusion 22 Factory has had no employees and you as the sole 23 owner? 24 A. Correct. 25 Q. And when you need help you just outsource</p>	<p style="text-align: right;">23</p> <p>1 threads between my -- my employees -- or my -- you 2 know, my team and myself. 3 Q. Okay. Has your company ever gone -- ever 4 marketed itself as a different address other than your 5 home? 6 A. Of course. I've been in business 7 36 years. 8 Q. For example, what do you -- what do you 9 hold yourself out as the location you're doing 10 business in if I were to look at your website? 11 A. If you look at the Illusion Factory 12 website, we're using a post office box in Calabasas, 13 23679 Calabasas Road, number 785, Calabasas, 14 California 91302. 15 Q. Okay. So let's go one by one. 16 "All documents concerning Isabelle 17 Gauthier." 18 That's number one. 19 Have you produced all the documents in 20 your possession, custody and control -- 21 A. Yes. 22 Q. -- regarding Isabelle Gauthier? 23 A. To the best of my knowledge, yes. 24 Q. Okay. 25 "All documents concerning any</p>
<p style="text-align: right;">22</p> <p>1 it to independent contractors? 2 A. To a regular team of independent 3 contractors who are formerly employees. 4 Q. Okay. Do you have an office? 5 A. I work out of my home. 6 Q. And where is that? 7 A. In Westlake Village, California. 8 Q. What's the address? 9 A. 242 Via Colinas. 10 Q. Okay. So to come back to these emails, 11 when you received this you went to search your 12 computer email, and your computer -- emails on your 13 computer, correct? 14 A. Uh-huh. 15 Q. And did you have a file separate and apart 16 from that where you kept documents relating to Oasis, 17 for example? 18 A. Did I have a file folder marked "Oasis" in 19 which I keep -- in which I keep those documents? 20 Not specifically for Oasis. I have a file 21 folder that I keep my proposals in, which is where I 22 produced the pdf document of the Oasis proposal. 23 Q. Got it. 24 A. And then the rest of the content for the 25 work that we produced on Oasis was pulled from email</p>	<p style="text-align: right;">24</p> <p>1 communication with Isabelle 2 Gauthier." 3 You have produced those here today? 4 A. Yes, I have. 5 Q. "All documents concerning any? 6 communication about Isabelle 7 Gauthier." 8 Have you produced those here today? 9 A. Yes, I have. 10 Q. "All documents concerning any? 11 agreement with Isabelle Gauthier?" 12 Have you produced those here today? 13 A. There wasn't a direct agreement between 14 myself and Isabella. 15 Q. Okay. So no agreement at all that you've 16 seen -- 17 A. There is the proposal, which you're in 18 possession of, which was proposed to -- to Isabella 19 and Thomas. 20 Q. Okay. Any agreement -- so you haven't 21 seen any document regarding any agreement between 22 Thomas and Isabelle Gauthier? 23 A. No. 24 Q. And the Illusion Factory has no agreement 25 with Ms. Gauthier?</p>

<p style="text-align: right;">25</p> <p>1 A. Correct.</p> <p>2 Q. Does the Illusion Factory have any</p> <p>3 agreement with Thomas Schoenberger?</p> <p>4 A. The Illusion Factory was trying to put</p> <p>5 business relations together with Thomas Schoenberger.</p> <p>6 We talked about multiple business relationships as we</p> <p>7 were taking our separate 35 years of history and</p> <p>8 putting them in parallel with each other to see where</p> <p>9 opportunities would arise. Thomas wanted me to start</p> <p>10 trying to represent he and Costas in -- in their</p> <p>11 music, which really wasn't a direct field of expertise</p> <p>12 for the Illusion Factory.</p> <p>13 So I told them I would give it my best</p> <p>14 shot, but it was really wasn't -- wasn't a core</p> <p>15 competence for us.</p> <p>16 Thomas was out trying to raise money for</p> <p>17 the new company that I was creating, Illusion Quest</p> <p>18 Studios, which is on the cover page of the document</p> <p>19 that we were proposing.</p> <p>20 So Thomas was doing business development</p> <p>21 work. Thomas was also --</p> <p>22 Q. What was going on with that, if I may ask</p> <p>23 you? What do you mean?</p> <p>24 A. That's a broad question. Could you narrow</p> <p>25 that for me, please?</p>	<p style="text-align: right;">27</p> <p>1 A. Yes, he was.</p> <p>2 Q. Okay. So it was always in the realm of</p> <p>3 somewhere five to ten million?</p> <p>4 A. For the -- for the raise?</p> <p>5 Q. Yeah.</p> <p>6 A. Yeah. This is -- this is two</p> <p>7 conversations with Lamont and a couple of phone calls</p> <p>8 afterwards.</p> <p>9 Q. Is this still an ongoing project?</p> <p>10 A. No.</p> <p>11 Q. When --</p> <p>12 A. I'm sorry. Is which still an ongoing</p> <p>13 project?</p> <p>14 Q. The raising money part.</p> <p>15 A. The raising money for Illusion Quest</p> <p>16 Studios has evolved into an entirely different chapter</p> <p>17 subsequent to where we were back at that stage in</p> <p>18 time, because the company has progressed substantially</p> <p>19 since then.</p> <p>20 But it has nothing to do with -- and the</p> <p>21 money raising has nothing to do -- those were a</p> <p>22 disconnected item.</p> <p>23 Q. Got it. So the Illusion Factory --</p> <p>24 What's this one called?</p> <p>25 A. Illusion Quest Studios.</p>
<p style="text-align: right;">26</p> <p>1 Q. Yeah. You just mentioned he was helping</p> <p>2 you with a proposal to do what? Raise money or</p> <p>3 something?</p> <p>4 A. Correct.</p> <p>5 Q. Can you -- do you have a definition --</p> <p>6 A. Absolutely. We created another company,</p> <p>7 meaning my partner Gary and I created a company called</p> <p>8 IllusionQuest Studios, which was in the formation</p> <p>9 stage and hadn't actually been filed or formed.</p> <p>10 We were just at the initial stages of</p> <p>11 trying to put that company together separate and apart</p> <p>12 from the Illusion Factory.</p> <p>13 Q. Okay. And how much money were you trying</p> <p>14 to raise for that?</p> <p>15 A. You know, that number has fluctuated over</p> <p>16 the course of the different business models, so we</p> <p>17 never set a definitive amount. We were just out there</p> <p>18 talking to financiers.</p> <p>19 Q. Okay. Ballpark where were you guys at?</p> <p>20 A. Somewhere in, I think the \$5 to</p> <p>21 \$10 million range I think is -- we only talked with</p> <p>22 one financing group, which is through a contact named</p> <p>23 Lamont.</p> <p>24 Q. Okay. So was Thomas Schoenberger -- he</p> <p>25 was helping you with trying to raise this money?</p>	<p style="text-align: right;">28</p> <p>1 Q. Is that -- and that is an ongoing project</p> <p>2 that you're working on?</p> <p>3 A. Correct.</p> <p>4 Q. Does Thomas Schoenberger have anything to</p> <p>5 do with that?</p> <p>6 A. Not anymore.</p> <p>7 Q. Okay. When did his involvement with that</p> <p>8 company cease?</p> <p>9 A. The day that Isabella called me.</p> <p>10 Q. Okay. And what was his involvement with</p> <p>11 that company?</p> <p>12 A. We gave him a title of EVP so that he</p> <p>13 would have a strong enough business title to go out</p> <p>14 and make contacts at the highest levels of companies</p> <p>15 and discuss business development.</p> <p>16 Q. Okay. And how long did he hold that</p> <p>17 position with your company?</p> <p>18 A. And let's be very clear, there was no --</p> <p>19 there was no employment contract, there was never any</p> <p>20 money paid to Thomas for that. So there was no</p> <p>21 definitive employer/employee relationship.</p> <p>22 There was just two friends who were</p> <p>23 working together, saying let me print you a business</p> <p>24 card, let me give you a title, you go through your</p> <p>25 Rolodex and see where you can help me, I'll go through</p>

<p style="text-align: right;">29</p> <p>1 my Rolodex and see where I can help you.</p> <p>2 Q. Okay. And how long did that relationship</p> <p>3 last for where he was marketing your company or --</p> <p>4 A. I would say that Thomas and I were in</p> <p>5 active conversations from November of 2013 until --</p> <p>6 until Isabella's phone call which was, I believe,</p> <p>7 somewhere in October of 2014.</p> <p>8 Q. Okay.</p> <p>9 A. So, just shy of 12 months.</p> <p>10 Q. Were you ever working with Thomas</p> <p>11 Schoenberger to raise \$50 million?</p> <p>12 A. No.</p> <p>13 Q. Has Thomas ever told you that he was out</p> <p>14 there trying to raise \$50 million for some project?</p> <p>15 A. No.</p> <p>16 Q. Okay. In this 45 pages of production you</p> <p>17 brought today, are there any documents concerning</p> <p>18 money transferred from Plaintiff to Thomas</p> <p>19 Schoenberger?</p> <p>20 And I'll refer to Isabelle Gauthier as</p> <p>21 Plaintiff today.</p> <p>22 A. Repeat the question, please.</p> <p>23 Q. Sure. It's also number six of the</p> <p>24 document request.</p> <p>25 A. Thank you.</p>	<p style="text-align: right;">31</p> <p>1 produced today. It's seven of seven. It's also an</p> <p>2 email from thomasschoenbergermusik@gmail --</p> <p>3 A. Yep.</p> <p>4 Q. -- to you December 13, 2014 at 7:05:03.</p> <p>5 A. Yep.</p> <p>6 Q. And my question is do you have any</p> <p>7 first-hand knowledge about any of the information in</p> <p>8 this email?</p> <p>9 A. Do I have any first-hand knowledge of any</p> <p>10 of the information?</p> <p>11 I have first-hand knowledge to the extent</p> <p>12 that -- that I was present at a couple of the meetings</p> <p>13 with Isabella and thomas. I have first-hand knowledge</p> <p>14 to the extent that we were working on an Oasis project</p> <p>15 together and that we had correspondences on -- on</p> <p>16 that.</p> <p>17 I have limited knowledge with regard --</p> <p>18 Q. Maybe what we can do is have you read the</p> <p>19 email and then tell us if this is just Thomas saying</p> <p>20 things to you and you don't know whether it's true or</p> <p>21 not or whether you have some other basis to tell us</p> <p>22 why you think some contents in here are true.</p> <p>23 Let me get you --</p> <p>24 A. I'm familiar with the email. Let me find</p> <p>25 it.</p>
<p style="text-align: right;">30</p> <p>1 Q. "All documents concerning money?</p> <p>2 transferred from Isabelle Gauthier to</p> <p>3 Thomas Schoenberger."</p> <p>4 A. The only document that -- that concerns</p> <p>5 that I believe was document eight of seven, which</p> <p>6 Thomas sent me in December.</p> <p>7 MR. PARMELEE: It's actually seven of</p> <p>8 seven.</p> <p>9 THE WITNESS: Okay.</p> <p>10 BY MR. WITTENBERG:</p> <p>11 Q. Okay. Did you respond to Thomas when he</p> <p>12 sent you this email that's labeled seven of seven?</p> <p>13 A. I don't believe so, no. There was no</p> <p>14 reason to. The circumstances from my perspective had</p> <p>15 ended.</p> <p>16 It was really at that point between her</p> <p>17 and Thomas.</p> <p>18 Q. So you have no knowledge about the</p> <p>19 contents of this email listed seven of seven that was</p> <p>20 from thomasschoenbergermusik@gmail to Brian@Illusion</p> <p>21 Factory on December 13, 2014 at 7:05:03?</p> <p>22 A. I'm sorry. That's a big broad statement.</p> <p>23 Could you -- could you clarify that</p> <p>24 question?</p> <p>25 Q. Sure. I'm looking at the email you</p>	<p style="text-align: right;">32</p> <p>1 Give me one second. I passed it.</p> <p>2 MR. PARMELEE: You went past it. Yeah.</p> <p>3 Here.</p> <p>4 THE WITNESS: Okay. How would you like to</p> <p>5 proceed with that?</p> <p>6 BY MR. WITTENBERG:</p> <p>7 Q. Well, this is an email Thomas sent to you,</p> <p>8 correct?</p> <p>9 A. Yes.</p> <p>10 Q. Okay. And you say you didn't respond to</p> <p>11 it, right?</p> <p>12 A. To the best of my knowledge, I do -- to</p> <p>13 the best of my knowledge, I do not believe that I</p> <p>14 responded to it.</p> <p>15 Q. Thank you.</p> <p>16 So Thomas writes down,</p> <p>17 "Brian, just so Isabella does not</p> <p>18 attempt to claim money she has no</p> <p>19 claim to make, please copy and paste</p> <p>20 this letter."</p> <p>21 Okay. Do you know what he means by "copy</p> <p>22 and paste this letter"?</p> <p>23 A. Do I understand what copy and paste a</p> <p>24 letter means?</p> <p>25 Q. Do you know where why he's asking you to</p>

<p style="text-align: right;">33</p> <p>1 copy and paste this letter?</p> <p>2 A. Because there is financial conflict</p> <p>3 between he and Isabella.</p> <p>4 Q. And what is he asking you to do to copy</p> <p>5 and paste this letter?</p> <p>6 A. He's trying to put words in my mouth.</p> <p>7 Q. Okay. So, he's asking you to copy this</p> <p>8 letter, paste it into your own email and send it</p> <p>9 somewhere?</p> <p>10 A. Correct.</p> <p>11 Q. And who do you think he was asking you to</p> <p>12 send it to?</p> <p>13 A. To Isabella.</p> <p>14 Q. Okay. So he's -- this is an email he's</p> <p>15 asking you to adopt his story and say it as if it's</p> <p>16 your own story?</p> <p>17 A. Yes.</p> <p>18 Q. Okay. It is -- and I'm reading from the</p> <p>19 email,</p> <p>20 "It is absolute fact as I see it. If</p> <p>21 you agree, please send it to me in</p> <p>22 email form."</p> <p>23 Okay. So, now, at least from this it</p> <p>24 seems he's asking you to copy, paste it into your own</p> <p>25 email, send it back to Thomas so it's some kind of</p>	<p style="text-align: right;">35</p> <p>1 right?</p> <p>2 A. That's what it says here.</p> <p>3 Q. Okay.</p> <p>4 "In August 2014 I met Isabella</p> <p>5 Gauthier through Thomas Schoenberger,</p> <p>6 a person I have know" -- typo --</p> <p>7 "since 1977."</p> <p>8 Okay. So, did you meet Isabelle Gauthier</p> <p>9 in August 2014?</p> <p>10 A. Yes, I did.</p> <p>11 Q. Okay. And you met her with Thomas</p> <p>12 Schoenberger?</p> <p>13 A. Yes, I did.</p> <p>14 Q. Okay. Where did you guys meet?</p> <p>15 A. At a restaurant called Lure in Westlake</p> <p>16 Village.</p> <p>17 Q. Okay. And how long was that meeting?</p> <p>18 A. A dinner.</p> <p>19 Q. A dinner?</p> <p>20 A. Uh-huh.</p> <p>21 Q. How long was the dinner? How long did it</p> <p>22 last? Just ballpark.</p> <p>23 A. Hour and a half, hour and 15 minutes,</p> <p>24 something like that.</p> <p>25 Q. Okay. So, hour and a half.</p>
<p style="text-align: right;">34</p> <p>1 evidence in this case.</p> <p>2 You agree?</p> <p>3 A. Well, is he asking me to send it to Thomas</p> <p>4 or to Isabella?</p> <p>5 Q. Me -- and since Thomas sent it to you, I</p> <p>6 think he's asking you to send it back to Thomas.</p> <p>7 MR. PARMELEE: Objection. It's</p> <p>8 speculation that he's required to know what Thomas</p> <p>9 intended.</p> <p>10 But you can answer the question.</p> <p>11 BY MR. WITTENBERG:</p> <p>12 Q. We don't care what Thomas intended. We</p> <p>13 care about what this -- you know, he wrote to you.</p> <p>14 And this is what he wrote to you,</p> <p>15 "This is fact as I see it. If you</p> <p>16 agree, please send it to me in email</p> <p>17 form."</p> <p>18 A. Correct.</p> <p>19 Q. So he's asking you to send it back to</p> <p>20 Thomas in email form?</p> <p>21 A. Correct.</p> <p>22 Q. Okay. And he goes,</p> <p>23 "I am going to attempt to get</p> <p>24 Isabella back on the horse."</p> <p>25 Okay? That's what Thomas is saying,</p>	<p style="text-align: right;">36</p> <p>1 And what do you recall being discussed at</p> <p>2 that meeting?</p> <p>3 A. It was a get-to-know-you meeting</p> <p>4 predominantly. So we were talking about the -- the</p> <p>5 different things that they were doing.</p> <p>6 And then we went on to the Oasis project</p> <p>7 and what the vision for that could possibly be.</p> <p>8 Because that meeting spawned my drafting the proposal</p> <p>9 for the Oasis project.</p> <p>10 So I was there with the intent and</p> <p>11 expectation in a professional capacity as the Illusion</p> <p>12 Factory to be helping them take a kernel of an idea</p> <p>13 and turn it into a reality, which is what I do for my</p> <p>14 clients.</p> <p>15 Q. Okay. Was anything discussed at the</p> <p>16 meeting regarding a business relationship between</p> <p>17 Thomas Schoenberger and Plaintiff?</p> <p>18 A. I don't recall exact details of that, to</p> <p>19 be honest.</p> <p>20 Q. Okay. But -- okay. What do you recall</p> <p>21 being --</p> <p>22 I know you kind of summarized it, but do</p> <p>23 you have specifics about any discussion that you</p> <p>24 recall from that meeting?</p> <p>25 A. From the -- from the dinner meeting?</p>

<p style="text-align: right;">37</p> <p>1 Q. From the dinner meeting.</p> <p>2 A. We were talking about a concept of Oasis</p> <p>3 which Thomas and I had been talking about for a while.</p> <p>4 Q. What do you mean "a while"?</p> <p>5 A. I believe Thomas and I started talking</p> <p>6 about Oasis back around June.</p> <p>7 Q. June 2014?</p> <p>8 A. 2014.</p> <p>9 Q. Okay.</p> <p>10 A. And like any project that's in its infancy</p> <p>11 stage, it was in an amorphous stage that was going</p> <p>12 through what if we did this, what if it could be that,</p> <p>13 is it a place where people will be able to source</p> <p>14 creatives of all different kinds from a -- from a</p> <p>15 global basis.</p> <p>16 By the time the dinner meeting ended, the</p> <p>17 Oasis project was going to be a project that was going</p> <p>18 to behave like the -- the French salon funding method</p> <p>19 of the century before that was going to be a business</p> <p>20 model in which wealthy people contribute to a -- a</p> <p>21 financial account, which then funds bring in genius</p> <p>22 from around the world into a safe haven without</p> <p>23 financial expectation of remuneration back to the</p> <p>24 financiers as a result of the participation.</p> <p>25 Q. Okay. And you were going to be hired to</p>	<p style="text-align: right;">39</p> <p>1 A. The business model that was being -- that</p> <p>2 was being proffered at the time was the potential of</p> <p>3 seeking aristocratic contributors who would take</p> <p>4 artwork that may or may not necessarily be pertinent</p> <p>5 to their art collection and donate it to the Oasis</p> <p>6 project, which then could be put for sale, and the</p> <p>7 money being used then to fund the Oasis project.</p> <p>8 Q. Okay. Anything else you remember from</p> <p>9 that dinner meeting?</p> <p>10 A. No. It was all really just shades of --</p> <p>11 shades of whether or not this kind of a business model</p> <p>12 could have financial legs, could it actually sustain</p> <p>13 long term, the kind of questions that I'd be asking in</p> <p>14 order to really come back and drive a proposal to --</p> <p>15 to the business model.</p> <p>16 Q. Okay. After that meeting did you have any</p> <p>17 other in-person meeting with Plaintiff?</p> <p>18 A. We met a second time. We met a second</p> <p>19 time when I presented the proposal. And we talked</p> <p>20 about the concepts.</p> <p>21 And there was a whole-hearted buy-in to</p> <p>22 what it was. And so we then started to commence on</p> <p>23 building an experiential website specific for the</p> <p>24 purposes of that fund-raising process.</p> <p>25 Q. Okay. How long after the original dinner</p>
<p style="text-align: right;">38</p> <p>1 help the business called Oasis?</p> <p>2 A. Correct.</p> <p>3 Q. And the Oasis business was to be owned by</p> <p>4 whom? Do you know?</p> <p>5 A. I believed it was Isabella and Thomas.</p> <p>6 Q. Okay. And you believed that because</p> <p>7 that's what Thomas told you?</p> <p>8 A. I believe that's what was discussed in</p> <p>9 the -- in the dinner meeting. I really don't have an</p> <p>10 exact recollection, so I don't want to testify that</p> <p>11 it's exactly this.</p> <p>12 Q. Sure. But your understanding --</p> <p>13 A. Yes.</p> <p>14 Q. -- because you were there then and as</p> <p>15 you're here now is that Thomas Schoenberger and</p> <p>16 Isabelle Gauthier were in business together to build</p> <p>17 this Oasis company, correct?</p> <p>18 A. Correct. Because if you look at my -- my</p> <p>19 proposal, the proposal was made to Isabelle and</p> <p>20 Thomas. So it was to both of them.</p> <p>21 Q. Okay. So then we go on here -- oh, let me</p> <p>22 finish up.</p> <p>23 Is there anything else you remember from</p> <p>24 that meeting, that dinner meeting, other than what</p> <p>25 you've already told us that sticks out in your mind?</p>	<p style="text-align: right;">40</p> <p>1 meeting until this second in-person meeting you had</p> <p>2 with Plaintiff?</p> <p>3 A. It was very close, because she was in town</p> <p>4 on the same trip when we meant.</p> <p>5 Q. So a day? Two days? A week?</p> <p>6 A. It was less than a week. I couldn't tell</p> <p>7 you if it was one day or to days.</p> <p>8 Q. And how long did that second meeting last?</p> <p>9 A. I believe the second meeting she and</p> <p>10 Thomas came by my -- my place in Westlake, and I</p> <p>11 believe the second meeting was much shorter, maybe 30</p> <p>12 minutes, 20 minutes.</p> <p>13 Q. Okay. Other than that second meeting,</p> <p>14 where, if I'm correct, all you did was discuss the</p> <p>15 model a little further --</p> <p>16 A. Uh-huh.</p> <p>17 Q. -- and what you were going to do for the</p> <p>18 business --</p> <p>19 A. Uh-huh.</p> <p>20 Q. -- did you have any other in-person</p> <p>21 meeting or contact with Plaintiff?</p> <p>22 A. In person? No.</p> <p>23 Q. In person, right.</p> <p>24 A. I believe it was only twice.</p> <p>25 Q. Okay. And we go on in this email here,</p>

<p style="text-align: right;">41</p> <p>1 we're looking back at seven to seven, 2 "Isabella was introduced as Countess 3 Gauthier, and she explained that her 4 family were nobles." 5 Is that -- first of all, was Isabella 6 introduced to you as Countess Gauthier. 7 A. Face-to-face, no. Behind her back, yes. 8 Q. And who introduced her as Countess 9 Gauthier? 10 A. Thomas. 11 Q. Thomas Schoenberger referred to her as 12 Countess Gauthier? 13 A. Yes. 14 Q. Did he ever explain why he was saying 15 that? 16 A. Because he said that she was descended 17 from the French noblesse. 18 Q. "And she explained that her family 19 were from nobles." 20 Did Plaintiff ever tell you her family 21 were from nobles. 22 A. No. 23 Q. Did you -- 24 A. Not that I recall. 25 Q. And did you ever ask her?</p>	<p style="text-align: right;">43</p> <p>1 A. Correct. 2 Q. "Due to your family falling out of 3 favor." 4 Did Plaintiff ever tell you her family 5 fell out of favor? 6 A. No. 7 Q. Okay. Did Thomas tell you her family fell 8 out of favor? 9 A. In that email he did. 10 Q. Isabelle -- I'm reading on, 11 "Isabella hinted that she was wealthy 12 and was jet set," quote-unquote. 13 Did Plaintiff ever tell you that about 14 herself? 15 A. No, she did not. 16 Q. Okay. Thomas told you that, obviously? 17 A. Yes, he did. 18 Q. And did he say that -- besides in this 19 email did he ever tell you that? 20 A. As a preface to meeting her, yes. 21 Q. Okay. It goes on to say, 22 "Isabella approached me with a 23 concept called Oasis." 24 So, Thomas did tell you that Isabelle 25 approached Thomas with this Oasis concept; is that</p>
<p style="text-align: right;">42</p> <p>1 A. No. 2 Q. Okay. And then it goes on to say, 3 "And she joked that Bastille Day was 4 not a holiday she celebrated." 5 Did she ever say -- did Plaintiff ever say 6 that to you? 7 A. I genuinely don't recall that 8 conversation. 9 Q. Genuinely don't recall it? 10 A. I don't recall it. 11 Q. We're asking if you think it happened. 12 Were you -- you're saying you don't 13 recall, which means maybe it did happen, maybe it 14 didn't happen. Right? 15 Or are you saying something else? 16 A. Are you looking for a definitive no when I 17 have a -- when I have a gray zone? I have -- 18 Q. I'm trying to understand what you're 19 saying. That's why I'm asking -- 20 A. I have hundreds of clients and hundreds of 21 meetings subsequent to this. 22 Do I remember that she said that 23 specifically? I don't remember that, no. 24 Q. Okay. So it may have happened, it may not 25 have happened, that's your testimony?</p>	<p style="text-align: right;">44</p> <p>1 right? 2 A. No. 3 Q. Okay. 4 A. That's what Thomas put in that email to 5 me. 6 Thomas and I were talking about Oasis 7 going back to at least June. And I can't testify as 8 to whether or not she and Thomas had had a 9 conversation that led to Oasis prior to June, because 10 I wasn't privy to that. 11 Q. Got it. So did he tell you other than 12 here -- he says Isabelle approached him, Thomas, with 13 a concept called Oasis. 14 Other than here, did he tell you that 15 Isabelle approached him with that concept? 16 A. I do not believe so, no. 17 Q. Okay. 18 "Thomas helped explain what Isabella 19 was looking for, and our company took 20 a \$12,500 non-refundable deposit." 21 So, Thomas helped explain what Isabelle 22 was looking for. 23 And our company -- "our company" is your 24 company, Illusion Factory, right? 25 A. (No audible response.)</p>

<p style="text-align: right;">45</p> <p>1 Q. So you guys took a \$12,500 non-refundable</p> <p>2 deposit?</p> <p>3 A. Correct.</p> <p>4 Q. Okay. Do you recall how that was paid to</p> <p>5 you?</p> <p>6 A. Thomas wrote a check to the Illusion</p> <p>7 Factory.</p> <p>8 Q. So it was a personal check from Thomas</p> <p>9 Schoenberger?</p> <p>10 A. I don't know.</p> <p>11 Q. Have you checked your records?</p> <p>12 A. I have not. I don't have possession of</p> <p>13 that check. Thomas would.</p> <p>14 Q. Do you have a bank record perhaps?</p> <p>15 A. I could go back into -- into the bank and</p> <p>16 get a copy of the check. I didn't do that for this</p> <p>17 meeting.</p> <p>18 Q. Okay.</p> <p>19 A. I'd be happy to, though.</p> <p>20 Q. Okay. Did you have a written agreement</p> <p>21 concerning this non-refundable deposit?</p> <p>22 A. We have a proposal that we were acting on.</p> <p>23 It's not a signed agreement. It's all done on a</p> <p>24 handshake. But, yes.</p> <p>25 Q. Okay. So Countess Isabella treated us to</p>	<p style="text-align: right;">47</p> <p>1 correct?</p> <p>2 A. I don't recall that happening.</p> <p>3 Q. Okay.</p> <p>4 "I told her \$12,500 was not that much</p> <p>5 money."</p> <p>6 Did you ever tell her, Plaintiff, that</p> <p>7 \$12,500 is not that much money?</p> <p>8 A. No.</p> <p>9 Q. Did Thomas ever tell you that \$12,500 is</p> <p>10 not that much money?</p> <p>11 A. No. I told Thomas \$12,500 is not that</p> <p>12 much money?</p> <p>13 Q. You did tell him that?</p> <p>14 A. Absolutely. That's not in the ballpark of</p> <p>15 what we usually work for.</p> <p>16 Q. Yesterday he said you could have hired</p> <p>17 somebody to do it for \$1,000?</p> <p>18 A. I could hire somebody to do what you do</p> <p>19 for \$1,000. Does that make them competent like you?</p> <p>20 Q. I don't know. I'm just telling you what</p> <p>21 Thomas testified to yesterday.</p> <p>22 A. Okay. What does that mean?</p> <p>23 Does that mean that there's somebody in</p> <p>24 Pakistan who works for five cents an hour? Probably.</p> <p>25 Q. It --</p>
<p style="text-align: right;">46</p> <p>1 expensive dinners which Thomas paid.</p> <p>2 Is this something you would say?</p> <p>3 A. Is that something I would say?</p> <p>4 Q. Yes.</p> <p>5 A. No. Anything that I would say would be</p> <p>6 literate. Sorry.</p> <p>7 Q. I wish you could capture my laughing.</p> <p>8 So, yeah, I mean he's -- Thomas</p> <p>9 Schoenberger is asking you to say that Countess</p> <p>10 Isabella paid for expensive dinners for you?</p> <p>11 Is that what's happening here? Am I</p> <p>12 reading this right?</p> <p>13 MR. PARMELEE: Objection. Misstates --</p> <p>14 the document speaks for itself.</p> <p>15 MR. WITTENBERG: It does, but I need the</p> <p>16 receiver of the document to interpret it, if I'm</p> <p>17 interpreting it correctly.</p> <p>18 THE WITNESS: Please ask the question</p> <p>19 again. Is it okay --</p> <p>20 MR. PARMELEE: You can answer it, yes.</p> <p>21 Unless I direct you not to answer, you can answer.</p> <p>22 BY MR. WITTENBERG:</p> <p>23 Q. "Countess Isabella treated us to</p> <p>24 expensive dinners."</p> <p>25 And you don't know that to be true,</p>	<p style="text-align: right;">48</p> <p>1 A. Do they have 36 years of experience</p> <p>2 working with 100 of the fortune 500 brands? No. Have</p> <p>3 they run six divisions of Warner Brothers, promotion,</p> <p>4 marketing, et cetera, for 18 years? No.</p> <p>5 So, I'm sorry. I take exception to the</p> <p>6 comment.</p> <p>7 Q. I would too if I were you. I mean Thomas</p> <p>8 said it. You can read the transcript if you like.</p> <p>9 But it was really brought up in the</p> <p>10 context of what services you performed.</p> <p>11 A. Okay.</p> <p>12 Q. He said you didn't get a domain name.</p> <p>13 There is no domain name for this company called Oasis;</p> <p>14 is that right?</p> <p>15 A. I -- that wouldn't have been my</p> <p>16 responsibility, so, no.</p> <p>17 Q. You brought a bunch of documents with you.</p> <p>18 Did you create any code for this or is it</p> <p>19 just the proposal that you sent?</p> <p>20 A. We got to -- we got to the point of the</p> <p>21 document where we went through the proposal, we wrote</p> <p>22 the copy for the website, we did the first range of</p> <p>23 design exploration, and then the blow-up between</p> <p>24 Isabelle and Thomas happened and everything</p> <p>25 stalemated.</p>

<p style="text-align: right;">49</p> <p>1 Q. Is there any hard documents showing that 2 kind of work you did? 3 A. You have it in your hands. The copy for 4 the website is in there and an email thread from 5 myself to Isabella and Thomas. The concepts for the 6 look and feel of the website is there. We did three 7 look-and-feel explorations. 8 So, yeah. 9 Q. Did you ever invoice Thomas for any of the 10 work? 11 A. No. Because the project went into -- it 12 went into a gray zone waiting for would they resolve 13 their personal differences, is this project going 14 forward. 15 I reached out to Isabella on a couple of 16 occasions and asked what's the status of the project, 17 why are we letting something that's such a good idea 18 die. 19 That area of correspondence is in what I 20 produced to you, as well. 21 Q. Okay. I'm not sure I understand. 22 So you never invoiced Thomas for any of 23 the work you performed, correct? 24 A. Correct. 25 Q. Did you ever create an invoice for any of</p>	<p style="text-align: right;">51</p> <p>1 A. Fraud specifically? 2 I think the conversation in the phone call 3 that I had with Isabella that day was the accusations 4 were much more on a personal nature and not on a 5 professional nature. 6 Q. Okay. So let's be a little more specific. 7 So the conversation that you had with 8 Ms. Gauthier was around what month? 9 A. I believe it was around October of 2014. 10 Q. And this is a telephone call? 11 A. Yeah. Let me -- let me make a clear 12 record. 13 MR. PARMELEE: This is the stuff after the 14 proposal. 15 THE WITNESS: What's that? 16 MR. PARMELEE: This is the stuff after the 17 proposal. 18 THE WITNESS: Thank you. 19 Right. So I've got a correspondence to 20 Isabelle from myself on October 1st, number six of 21 seven. And Isabella was contacting me by email on 22 September 30th. 23 So it was right in that period of time, 24 the end of September, beginning of October. 25 ///</p>
<p style="text-align: right;">50</p> <p>1 the work you performed? 2 A. No. 3 Q. Okay. Do you charge hourly? 4 A. No. We charge by the project. 5 Q. Okay. And you never sent an invoice to 6 Plaintiff either, correct? 7 A. Correct. 8 Q. Okay. It goes on in this email from 9 Thomas to you saying, 10 "A month later in early September 11 Isabella called me to bad-mouth 12 Thomas." 13 Do you recall that happening? 14 A. Do I recall Isabella calling me to bad 15 mouth Thomas? 16 "Bad mouth" is a characterization. She 17 called me very upset and told me an experience that 18 she had when -- when she called and Linda answered the 19 phone. 20 Q. Okay. 21 A. And then spent some times digressing into 22 personal conversation that was none of my business. 23 Q. Okay. Did she accuse him of fraud? 24 A. In that phone call? 25 Q. Uh-huh.</p>	<p style="text-align: right;">52</p> <p>1 BY MR. WITTENBERG: 2 Q. Okay. We'll go through a lot of those. 3 So you think -- so you had two personal meetings -- 4 in-person meetings -- excuse me -- with Plaintiff? 5 A. Uh-huh. 6 Q. One dinner meeting and then within the 7 next week after that meeting a half an hour second 8 meeting? 9 A. Uh-huh. 10 Q. And then you had this third phone call -- 11 or this third contact was a phone call with Plaintiff 12 in around October 2014, right? 13 A. Or end of September. It was -- it would 14 probably be -- in order for me to have written that 15 email, it would have had to have been end of 16 September. 17 Q. Okay. And during that phone call did -- 18 do you recall Ms. Gauthier telling you that she had 19 invested money with Thomas? 20 A. I believe so. 21 Q. Okay. She told you she invested around 22 300,000 euros or -- 23 A. I don't recall a number, to be honest. 24 I'm sorry. 25 Q. It's okay.</p>

<p style="text-align: right;">53</p> <p>1 But -- did you mention to her anything</p> <p>2 about Thomas being on drugs? Do you recall any of</p> <p>3 that?</p> <p>4 A. I don't recall saying that.</p> <p>5 Q. Okay.</p> <p>6 A. That doesn't mean that it wasn't said. I</p> <p>7 just genuinely don't recall that.</p> <p>8 Q. Knowing Thomas as you do, do you know him</p> <p>9 to use drugs?</p> <p>10 A. Do I know Thomas to use -- I have never</p> <p>11 witnessed Thomas take drugs.</p> <p>12 Q. Okay. Do you recall having a third</p> <p>13 meeting in person with Plaintiff at a restaurant</p> <p>14 perhaps?</p> <p>15 A. It's possible.</p> <p>16 Q. Okay.</p> <p>17 A. The sequence of when we met, when we had</p> <p>18 the first conversation, when the proposal got done,</p> <p>19 when we -- when we reviewed the proposal and then when</p> <p>20 they came by, there might have been a third meeting in</p> <p>21 there.</p> <p>22 Q. That's fine.</p> <p>23 A. I honestly wasn't really on my radar of</p> <p>24 recollection, so I'm doing my best to give you as</p> <p>25 accurate facts as I may.</p>	<p style="text-align: right;">55</p> <p>1 says,</p> <p>2 "Thomas stated that he would be" --</p> <p>3 I'm sorry. It says,</p> <p>4 "It was clear to me that Isabelle</p> <p>5 what was in control of Oasis and the</p> <p>6 founder of that concept."</p> <p>7 Was that clear to you.</p> <p>8 A. No.</p> <p>9 Q. Okay.</p> <p>10 "I was and still remain" --</p> <p>11 Okay. It guess on to say,</p> <p>12 "Thomas stated he would be happy to</p> <p>13 donate 50 percent of his music rights</p> <p>14 to Oasis."</p> <p>15 Did Thomas tell you that?</p> <p>16 A. I don't recall that, no.</p> <p>17 Q. Okay. Do you know whether -- did Thomas</p> <p>18 ever tell you he makes money from music rights?</p> <p>19 A. Did Thomas ever tell me that he makes</p> <p>20 money with music rights?</p> <p>21 I know that Thomas is -- I believe Thomas</p> <p>22 to be a composer. I've certainly seen enough evidence</p> <p>23 to -- to believe that to be true, and I've seen him</p> <p>24 play piano.</p> <p>25 That being said, have I ever seen Thomas</p>
<p style="text-align: right;">54</p> <p>1 Q. Sure. So what do you recall from this</p> <p>2 conversation late September, early October with</p> <p>3 Plaintiff?</p> <p>4 A. What do I recall --</p> <p>5 Q. Yeah.</p> <p>6 A. The essence of the conversation?</p> <p>7 Q. Any specific facts you recall. We want to</p> <p>8 know what occurred during that telephone conversation?</p> <p>9 A. It was a very awkward conversation. I'm</p> <p>10 getting a phone call from somebody who is a client who</p> <p>11 is digressing personal matters about a personal</p> <p>12 relationship between herself and -- and a business</p> <p>13 relationship of mine.</p> <p>14 So it really was none of my business.</p> <p>15 That being said, I'm a compassionate</p> <p>16 person, and I could tell that she was very upset, so I</p> <p>17 was trying to do my best to -- to be as neutral as I</p> <p>18 possibly could, listen to what she had to say.</p> <p>19 And of course it's -- you know, the</p> <p>20 pedigree of my company is impeccable. So the prospect</p> <p>21 that somebody in my company can be going out and --</p> <p>22 and putting me in a tenuous position obviously was</p> <p>23 disruptive.</p> <p>24 Q. Sure. If we go to the bottom paragraph</p> <p>25 after this email that's labeled seven of seven, it</p>	<p style="text-align: right;">56</p> <p>1 compose anything? Have I ever been party to any of</p> <p>2 his music business?</p> <p>3 Only to the extent that he asked me to</p> <p>4 potentially represent he and Costas, which I explained</p> <p>5 earlier.</p> <p>6 Q. Okay. Well, I'll explore Costas with you,</p> <p>7 because that's a name I'm not familiar with. I have</p> <p>8 heard it.</p> <p>9 But have you ever seen Thomas perform in a</p> <p>10 concert --</p> <p>11 A. No.</p> <p>12 Q. -- hall?</p> <p>13 A. No.</p> <p>14 Q. Have you ever seen him perform other than</p> <p>15 as a friend in someone's house?</p> <p>16 A. I've only seen him play once on the piano</p> <p>17 at a house that I brought him to as a business</p> <p>18 relationship.</p> <p>19 Q. Okay. And how would you describe his</p> <p>20 playing?</p> <p>21 A. Virtuoso.</p> <p>22 Q. Okay. And do you -- and it says,</p> <p>23 "I'm very grateful. So Thomas would</p> <p>24 donate 50 percent of his music</p> <p>25 rights" --</p>

<p style="text-align: right;">57</p> <p>1 And again I'm reading from the email that 2 is labeled seven of seven, 3 "Thomas stated he would be happy to 4 donate 50 percent of his music 5 rights." 6 It goes on to say, 7 "And very grateful to Isabella for 8 her gift." 9 Do you know anything about a gift? 10 A. No. 11 Q. Did Thomas ever tell you that he was given 12 a gift? 13 A. No. 14 Q. Okay. 15 A. Only to the extent that that's in that -- 16 it's in that email. 17 Q. Okay. 18 A. But it was never a -- it was never a 19 conversation until the subsequent -- till after the 20 conversation that Isabelle and I had on the phone. 21 Q. Okay. And so you have no first happened 22 knowledge about whether Plaintiff gave a gift to 23 Thomas or whether Plaintiff -- and I'll leave it 24 there, whether Plaintiff gave a gift to Thomas, 25 correct?</p>	<p style="text-align: right;">59</p> <p>1 inference. I believe that the -- the entire concept 2 of Oasis was to garner wealthy people who want to 3 share the wealth with the opportunity to foster 4 genius, which is what my proposal was all about. 5 Q. Okay. 6 A. So that's different than Isabella 7 specifically saying she wants to share the wealth. 8 Q. Okay. Thank you. 9 That's a very good distinction. Well 10 stated. 11 And so I think if I'm interpreting you 12 correctly, you're saying that during your meetings 13 there was discussions between you, Plaintiff and 14 Thomas Schoenberger about sharing this communal wealth 15 with artists and artists sharing their genius with the 16 world? Is that -- 17 A. If you read my proposal for Oasis, that's 18 the essence of the entire project. 19 Q. Okay. Overall again, just to summarize, 20 this email that you have listed as seven to seven was 21 written by Thomas to you. And he asked you to copy 22 and paste it, send it off to him as if it was your own 23 words, and you refused to do that, correct. 24 A. I didn't even respond to it, to the best 25 of my knowledge. That's unethical.</p>
<p style="text-align: right;">58</p> <p>1 A. No. I have no personal knowledge of that. 2 Q. And you have no personal knowledge or 3 first-hand knowledge of whether Plaintiff invested 4 300,000 euros with Plaintiff in any -- I'm sorry -- 5 with Thomas Schoenberger in any business? 6 A. Let's go back to the conversation where 7 I'm holding the phone away from my ear because I'm 8 listening to -- you know, to somebody vent something 9 that's deeply personal and she's in a lot of pain. 10 Could it have been revealed to me in that phone 11 conversation? Quite probably. 12 Do I recall that so that I can testify 13 that I heard it? No. 14 Q. Okay. In the last sentence of this 15 two-page email that you have seven of seven, it says, 16 "In fact, Isabella told both Thomas 17 and I she wanted to share the wealth 18 in loving and supporting artists." 19 Do you recall Isabella telling you she 20 wanted to share the wealth? 21 A. Isabella wanting to share the wealth makes 22 the -- makes the presumption in that statement that 23 she personally wants to share the wealth. 24 Q. Right. 25 A. And I don't believe that that was the</p>	<p style="text-align: right;">60</p> <p>1 Q. Okay. Why don't we label this as 2 Exhibit 51. 3 (Whereupon the document referred 4 to was marked Plaintiff's 5 Exhibit 51 by the Certified 6 Shorthand Reporter and is attached 7 hereto.) 8 MR. WITTENBERG: Are you keeping the 9 exhibits? 10 MR. PARMELEE: Yeah. I don't know that 50 11 ever came back to me. 12 MR. WITTENBERG: 50 is the document 13 request. 14 MR. PARMELEE: Okay. 15 MR. WITTENBERG: And we're still on it. I 16 just want to make sure. 17 BY MR. WITTENBERG: 18 Q. So I think that you pointed that email out 19 in reference to all documents concerning the purpose 20 of any transfer of money from Isabelle Gauthier to 21 Thomas Schoenberger. 22 A. Correct. 23 Q. And that's the only email that you've seen 24 with any information like that on it, correct? 25 A. I believe that to be true, yes.</p>

<p style="text-align: right;">61</p> <p>1 Q. And number eight says, 2 "All documents concerning any use of 3 money transferred from Isabelle 4 Gauthier to Thomas Schoenberger." 5 Do you have any documents -- 6 A. I'm sorry. I didn't listen closely. 7 Q. Sure. Read number eight if you want to 8 tell us -- 9 A. No. I have no documents concerning any 10 money transferred from Isabelle to Thomas. 11 Q. Okay. And the same with number nine, 12 "Any documents concerning any 13 expenditure by or on behalf of Thomas 14 Schoenberger from June 19th, 2014 to 15 June 2015." 16 A. No. I have no document that reflects any 17 of that. 18 Q. I guess the only thing would be this check 19 that he wrote you for \$12,500, right? 20 A. Correct. 21 Q. Okay. And then we'll go to number ten, 22 "All documents concerning any 23 transfer of money by any method from 24 or on before of Thomas Schoenberger 25 from June 19, 2014 to June 2015."</p>	<p style="text-align: right;">63</p> <p>1 Q. Have you ever known Thomas in the last 2 year to -- 3 Do you know Mike Levine? 4 A. Michael Levine? 5 Q. Yeah. 6 A. Yes, I do. 7 Q. How do you know him? 8 A. I met him through Thomas. 9 Q. Do you do any business with Michael 10 Levine? 11 A. No. 12 Q. Do you know what Michael Levine does? 13 A. Michael Levine is a professional composer 14 predominantly for entertainment -- entertainment 15 television shows. 16 Q. He's a composer himself? 17 A. Uh-huh. 18 Q. Not a producer or film maker? 19 A. Film maker? He's a screen writer. I 20 don't -- I can't speak to all of Michael's 21 professional capacities. We're not close enough. 22 And I can't tell you whether he's a 23 producer or not, because we're not close enough. 24 I can tell you he's virtuoso on cello and 25 violin, because I've witnessed that first person.</p>
<p style="text-align: right;">62</p> <p>1 Do you have any documents responsive to 2 that request? 3 A. The only document that would exist would 4 be a copy of the check if I were to get it from Bank 5 of America. 6 Q. Okay. Number 11, 7 "All documents concerning any gift 8 made by or on behalf of Thomas 9 Schoenberger from June 19, 2014 to 10 June 2015." 11 Any documents responsive to that? 12 A. No. Only the documents that we've 13 referenced thus far. 14 Q. Do you know -- did Thomas ever tell you he 15 was buying a car for anyone? 16 A. No. 17 Q. Did he tell you he was ever buying any 18 gift for any person during this time period? 19 A. No. 20 Q. Okay. Did you ever see Thomas spending 21 money lavishly? 22 A. No. 23 Q. Okay. Have you ever heard of Amadeus 24 Investors, L.L.C.? 25 A. No.</p>	<p style="text-align: right;">64</p> <p>1 Q. Okay. Do you know why you're here today? 2 A. Of course. 3 Q. Well, besides being subpoenaed, do you 4 know why we subpoenaed you? 5 A. Uh-huh. 6 Q. Why? 7 A. Because there is a conflict between 8 Isabella and Thomas. 9 Q. Well, no. 10 You're specifically here today because 11 Thomas listed you as a witness for his case. 12 A. Okay. 13 Q. Okay. What information do you -- have you 14 read the Complaint in this case yet filed by 15 Plaintiff? 16 A. No. 17 Q. Have you ever seen it? 18 A. No. All I've seen is your -- your 19 subpoena. 20 Q. Okay. What did Thomas tell you this case 21 was about? 22 A. What did Thomas tell me this case was 23 about? 24 Isabella giving Thomas money and -- and 25 wanting it back.</p>

<p style="text-align: right;">65</p> <p>1 Q. Okay. Are you a witness to anything</p> <p>2 related to that?</p> <p>3 A. Only to the extent that I've just shared</p> <p>4 with you.</p> <p>5 Q. Okay. So, let's go over some of these</p> <p>6 emails.</p> <p>7 So, again, just to be clear, you have no</p> <p>8 knowledge about whether any money being transferred</p> <p>9 from Plaintiff to Thomas was a gift, correct?</p> <p>10 A. No knowledge whatsoever.</p> <p>11 Q. No knowledge whether it was made for</p> <p>12 investment other than perhaps Plaintiff telling you</p> <p>13 that in a phone call, correct?</p> <p>14 A. Correct.</p> <p>15 Q. The only connection you have to Oasis is</p> <p>16 this proposal and this \$12,500 deposit that Thomas</p> <p>17 paid you, correct?</p> <p>18 A. And the work that we did against the</p> <p>19 proposal, yes.</p> <p>20 Q. Okay. Other than that, what else do you</p> <p>21 know about anything related to this that you can share</p> <p>22 with us today?</p> <p>23 A. I don't know that there's an answer to</p> <p>24 that question. That's so broad.</p> <p>25 Could you make it more specific?</p>	<p style="text-align: right;">67</p> <p>1 meeting.</p> <p>2 Q. Okay. Were you ever -- other than the</p> <p>3 \$12,500 Thomas Schoenberger paid you for the Oasis</p> <p>4 proposal and the work you say you performed, did you</p> <p>5 ever receive any money from Thomas Schoenberger?</p> <p>6 A. Other than the \$12,500, no.</p> <p>7 Q. Have you ever received any money from</p> <p>8 Michael Levine?</p> <p>9 A. No.</p> <p>10 Q. Do you know who Linda Barrett is?</p> <p>11 A. I don't know the last name, but is that</p> <p>12 Linda who has been with Thomas?</p> <p>13 Q. When you say "been with Thomas," I want to</p> <p>14 say yes, but what do you mean by "been with Thomas"?</p> <p>15 A. I can't characterize their relationship,</p> <p>16 because I don't know what their relationship is. I</p> <p>17 only have Isabella's response to the fact that Linda</p> <p>18 answered the phone.</p> <p>19 And I've met Linda on a couple of</p> <p>20 occasions at meetings with Saleem.</p> <p>21 Q. Who is Saleem?</p> <p>22 A. Saleem is a -- the former director of the</p> <p>23 National Bank of Dubai.</p> <p>24 Q. Do you have his full name?</p> <p>25 A. On a business card. It's eight -- it's</p>
<p style="text-align: right;">66</p> <p>1 Q. I don't want to limit it. I mean I want</p> <p>2 to know anything you know.</p> <p>3 I don't want to be surprised later that</p> <p>4 you know something about something --</p> <p>5 A. I understand from your perspective. Just</p> <p>6 I'm at a loss for anything material that I have to</p> <p>7 offer you that I haven't -- that I haven't already</p> <p>8 shared.</p> <p>9 But if you want to drill down anything</p> <p>10 that I've shared, I'm more than happy to answer it for</p> <p>11 you.</p> <p>12 Q. Okay. So let's go through a couple</p> <p>13 emails.</p> <p>14 A. Sure.</p> <p>15 Q. Have you ever had a business meeting --</p> <p>16 let's just scratch the word "business."</p> <p>17 Have you ever had a meeting with Brian --</p> <p>18 I'm sorry -- Thomas Schoenberger and Michael Levine?</p> <p>19 A. With Thomas Schoenberger and Michael</p> <p>20 Levine? Yes, I have.</p> <p>21 Q. Was it a business meeting?</p> <p>22 A. Yes, it was.</p> <p>23 Q. Were you doing business with them?</p> <p>24 A. We were discussing mutual beneficial</p> <p>25 opportunities. It was a fact-finding -- fact-finding</p>	<p style="text-align: right;">68</p> <p>1 eight words long.</p> <p>2 Q. Olemeear?</p> <p>3 A. Pardon me?</p> <p>4 Q. Is it Saleem Olemeear or -- does that</p> <p>5 sounds familiar?</p> <p>6 A. I don't know.</p> <p>7 Q. Saleem al Olemeear?</p> <p>8 A. That's probable.</p> <p>9 Q. Okay. When did you meet Mr. al Olemeear?</p> <p>10 A. The night that I -- the night that I met</p> <p>11 up with Thomas after 35 years. He was the contact at</p> <p>12 the Beverly Wilshire that -- that I went down to meet.</p> <p>13 Q. And you were introduced to him as the</p> <p>14 director of what?</p> <p>15 A. He was introduced to me as the director of</p> <p>16 the National -- the former director of the National</p> <p>17 Bank of Dubai.</p> <p>18 Q. And at that time what was he doing as his</p> <p>19 form of work?</p> <p>20 A. What is he doing? He's running a company</p> <p>21 called Zaneer with his -- with his brother.</p> <p>22 Q. What does Zaneer do? Do you know?</p> <p>23 A. Zaneer does a host of massive electronic</p> <p>24 and other engineering projects for Dubai and Abu</p> <p>25 Dhabi, all of UAE.</p>

<p style="text-align: right;">69</p> <p>1 Q. And when you met with -- we'll call him 2 Saleem -- 3 A. Uh-huh. 4 Q. -- and Thomas together, did it seem like 5 Saleem and Thomas were good friends? 6 A. Yes. 7 Q. Have you seen Saleem since that time? 8 A. Yes. He invited me to visit him in Dubai. 9 And I flew out to Dubai in February of 2014. 10 Q. With Thomas or by yourself? 11 A. With my partner Gary? 12 Q. And is that where you know Saleem to live, 13 in Dubai? 14 A. Yes. I have been to his house. 15 Q. Okay. And did Thomas tell you he still 16 talks to Saleem as of any recent date? 17 A. Thomas and I really have had almost no 18 conversation, limited at best, since the phone call 19 that I got from Isabelle. 20 Q. Okay. 21 MR. WITTENBERG: Why don't we mark this as 22 Exhibit 42. 23 MR. PARMELEE: 52? 24 MR. WITTENBERG: Sorry. Thank you. 25 Exhibit 52.</p>	<p style="text-align: right;">71</p> <p>1 but it didn't have really pertinence to this 2 correspondence if I remember. 3 Q. Got it. So it says again here, which 4 you've already said, is that you've been a friend of 5 Thomas's since 1977. And that goes back a lot of 6 years, more than I can add up in a second here. 7 35, almost 40 years, right? 8 A. Uh-huh. 9 Q. Would you say again -- and you've told me 10 you're not talking to him now. 11 So I just want to know, are you still -- 12 are you -- and I know you've said you're not good 13 friends with Thomas now, nor have you ever been. He's 14 just been an old friend, right? 15 A. Old acquaintance. 16 Q. Okay. So, you don't feel any sentiment 17 towards Thomas? 18 A. Correct. 19 Q. Okay. Do you like Thomas? 20 A. I don't like anybody who puts me in a 21 tenuous position like this. I haven't had a stellar 22 career for 36 years to be -- to be caught in this kind 23 of a fray. 24 Q. Okay. 25 A. I don't respect the behavior.</p>
<p style="text-align: right;">70</p> <p>1 (Whereupon the document referred 2 to was marked Plaintiff's 3 Exhibit 52 by the Certified 4 Shorthand Reporter and is attached 5 hereto.) 6 BY MR. WITTENBERG: 7 Q. So you see this email. 8 Is this an email that shows to be from 9 Brian@illusionfactory.com to 10 isabellegauthier@hotmail.com October 1st. 11 Have you seen this email before? 12 A. Yes. I sent it. 13 Q. Okay. Now -- 14 A. I provided it as part of the documents 15 that I supplied to you. 16 Q. Thank you. 17 And the attachment is this voluminous 18 document here, Award-Winning Interactive Advertising 19 That Performs. 20 Is this just an advertisement about your 21 company or what is this? 22 A. This might -- it's one of my company 23 newsletters. So it may have been either attached at 24 the bottom as part of what I was sending out or it may 25 have been part of an email thread that she wanted to,</p>	<p style="text-align: right;">72</p> <p>1 Q. You know, I will tell you, we're going to 2 have to go through to motions, do my job and just have 3 you confirm some of these emails. 4 A. No problem. 5 Q. But just again, something I think you 6 deserve to know, yesterday Thomas under oath testified 7 that you didn't have money to pay your Corvette lease. 8 Did you ever tell that to Thomas? 9 A. No. What I said to Thomas was that my 10 Corvette was coming to the -- to the end of the lease, 11 and that I was going to have to figure out a way to do 12 a buy-out of the car at the end of the lease. And I 13 was trying to figure out where I was going to get that 14 money from. 15 Q. Okay. When was that? 16 A. When was the buy-out of that lease? It 17 would have been around July of -- July of 2014. 18 Q. Okay. So it coincided with this \$12,500 19 payment? 20 A. It's not in the same bank account. The 21 lease was paid off through IllusionQuest Interactive. 22 And the money -- this money was deposited 23 in the Illusion Factory. 24 So this money has nothing to do with the 25 Corvette. That was Thomas trying to drawn things.</p>

<p style="text-align: right;">73</p> <p>1 Q. You mean that Thomas was lying?</p> <p>2 A. No. I don't think that Thomas was lying.</p> <p>3 I think that Thomas as trying to feel magnanimous.</p> <p>4 Q. Thomas said that he gave you the money,</p> <p>5 \$12,500, sort of as an investment in your business.</p> <p>6 A. No.</p> <p>7 Q. That in exchange for that, he was going to</p> <p>8 get a title and work with you.</p> <p>9 Was there any connection there?</p> <p>10 A. I think that if you're talking to anybody</p> <p>11 who's in a difficult business circumstance and you</p> <p>12 feel like you're trying to do something that's</p> <p>13 magnanimous, you can -- you can walk away with</p> <p>14 whatever impression that you want to have.</p> <p>15 Q. That's a lofty statement.</p> <p>16 Can you boil it down for me a little bit?</p> <p>17 A. Okay. I think that if two friends are</p> <p>18 talking and you sense that one of them is in -- is in</p> <p>19 a circumstance --</p> <p>20 Q. In this case do you think that -- does</p> <p>21 that apply to Thomas saw that you were in a</p> <p>22 circumstance? Is that how this applies?</p> <p>23 A. Let's go right back to your first</p> <p>24 question.</p> <p>25 Was I going to have my Corvette</p>	<p style="text-align: right;">75</p> <p>1 Q. Okay.</p> <p>2 A. It would have been.</p> <p>3 Q. Is there any -- is there ever a point</p> <p>4 where Thomas told you to stop working on Oasis?</p> <p>5 A. There wasn't anybody who was available to</p> <p>6 say stop working on Oasis. The two of them were at</p> <p>7 odds with each other.</p> <p>8 And I was trying to -- to keep the project</p> <p>9 alive in my conversations both with Thomas and with</p> <p>10 Isabella or my correspondences.</p> <p>11 It's a good project. It made sense.</p> <p>12 Q. Have you ever told Thomas that you view</p> <p>13 women as hormonal?</p> <p>14 A. I'm sorry?</p> <p>15 Could you repeat the question, please?</p> <p>16 Q. Have you ever told Brian that -- I'm</p> <p>17 sorry.</p> <p>18 Have you ever told Thomas Schoenberger</p> <p>19 that you view women as hormonal?</p> <p>20 A. That I view women as hormonal?</p> <p>21 Q. Yeah.</p> <p>22 A. I'm certain I've said that in relationship</p> <p>23 to my girlfriend. That I -- that I can -- almost</p> <p>24 without a doubt. But women as a -- as a misogynistic</p> <p>25 statement?</p>
<p style="text-align: right;">74</p> <p>1 repossessed? No.</p> <p>2 Was it Thomas's recollection that he</p> <p>3 thinks I was going to have my Corvette repossessed?</p> <p>4 Possibly.</p> <p>5 Q. It wasn't repossession. It was just that</p> <p>6 he couldn't forward to buy out your lease so he gave</p> <p>7 you \$12,500.</p> <p>8 A. I was telling you more that financial</p> <p>9 stresses were coming in my life and why I was trying</p> <p>10 to, you know, build up additional -- additional</p> <p>11 revenue stream.</p> <p>12 So those conversations between Thomas and</p> <p>13 I happened, yes.</p> <p>14 This \$12,500 has really nothing to do with</p> <p>15 that.</p> <p>16 Q. Okay. So who is Marco Bustamante?</p> <p>17 A. Marco Bustamante is my creative director</p> <p>18 at Illusion Factory.</p> <p>19 Q. And who is Derek McCollum?</p> <p>20 A. Derek McCollum is my senior technical</p> <p>21 lead. So Derek would be building the website, Marco</p> <p>22 and the art team would be designing it.</p> <p>23 Q. Was there a website ever built?</p> <p>24 A. No. The project got put into hiatus as a</p> <p>25 result of the conflict between Isabella and Thomas.</p>	<p style="text-align: right;">76</p> <p>1 Q. Yes.</p> <p>2 A. No. I'm not misogynistic.</p> <p>3 Q. I'll just let you see it. I don't think</p> <p>4 we'll mark it as an exhibit.</p> <p>5 But that's an email he wrote to Plaintiff</p> <p>6 where he says that you view women as hormonal.</p> <p>7 A. I can tell you that -- I don't know what</p> <p>8 that date is, but I would be willing to bet that that</p> <p>9 date is the morning that I got the phone call from</p> <p>10 Isabella telling me how upset she was with Thomas and</p> <p>11 that she had just spoken to Linda.</p> <p>12 So that was -- I can't tell you the length</p> <p>13 of the call, but let's say it was anywhere from 20</p> <p>14 minutes to 40 minutes of listening to somebody telling</p> <p>15 me something that's none of my business and then the</p> <p>16 phone conversation ends, and then 10, 15 minutes later</p> <p>17 I get a phone call from Linda, and the other side</p> <p>18 (indicating).</p> <p>19 So was my frame of mind up to here</p> <p>20 (indicating) with Thomas and his personal</p> <p>21 relationships at that moment? Yes. Because I was</p> <p>22 caught in the middle of -- of a triangle that had none</p> <p>23 of my business and both women are calling to -- to</p> <p>24 vent about Thomas to me.</p> <p>25 Q. Why do you think Linda called you?</p>

<p style="text-align: right;">77</p> <p>1 Had you worked with her?</p> <p>2 A. No.</p> <p>3 Q. Did you know her socially at the time?</p> <p>4 A. I had only met her two, maybe three times.</p> <p>5 Q. Did she tell you why she was calling you?</p> <p>6 A. Everybody wanted to -- to try -- you have</p> <p>7 two women scorned. They're both in frustration and</p> <p>8 they're both trying to figure out what do I know.</p> <p>9 Q. Well, let's be clear. You're working for</p> <p>10 Isabella, at least apparently, a company that Isabella</p> <p>11 and Thomas are partners in.</p> <p>12 A. Right.</p> <p>13 Q. So she's calling you about the work which,</p> <p>14 you know, maybe you correctly or incorrectly --</p> <p>15 A. Isabella was calling me about the work?</p> <p>16 Q. That's what a lot of the emails show. And</p> <p>17 we'll show them to you.</p> <p>18 But before you make judgments, Linda</p> <p>19 didn't have any work with you, did she?</p> <p>20 A. No.</p> <p>21 Q. Okay. So she's calling you because you're</p> <p>22 good friends with Thomas, right?</p> <p>23 A. Presumably.</p> <p>24 MR. PARMELEE: Objection. Calls for</p> <p>25 speculation.</p>	<p style="text-align: right;">79</p> <p>1 Schoenberger telling you to stop work on all -- on the</p> <p>2 website.</p> <p>3 A. Tom Shoenberger was operating with five</p> <p>4 different phones and six different emails. Keeping</p> <p>5 track of the correspondence threads between myself and</p> <p>6 Tom, I've never -- I've never dealt with anybody that</p> <p>7 has that degree of communication disparity and</p> <p>8 disconnect. So --</p> <p>9 Q. You say six different emails.</p> <p>10 How do you pick the number six different</p> <p>11 emails?</p> <p>12 A. I'm sorry. I just made that a factual</p> <p>13 number. So let me strike that from the record and say</p> <p>14 multiple emails.</p> <p>15 Q. I mean -- but you don't know. Is it two?</p> <p>16 You don't know if it's ten?</p> <p>17 A. It's -- let's say it's less than six and</p> <p>18 more than two.</p> <p>19 Q. Okay.</p> <p>20 A. How's that?</p> <p>21 Q. It's however you know it to be.</p> <p>22 A. Right. I -- I didn't count that for this</p> <p>23 meeting. As I'm looking at this I'm saying why didn't</p> <p>24 I see that and I'm thinking, oh, this is from</p> <p>25 thomasschoenbergersong and there's</p>
<p style="text-align: right;">78</p> <p>1 You can answer.</p> <p>2 THE WITNESS: Yeah. She -- she presumes</p> <p>3 I'm good friends with Thomas. She knows that I was</p> <p>4 working with Thomas.</p> <p>5 But good friends never put people in a</p> <p>6 situation like this. They don't behave like that.</p> <p>7 BY MR. WITTENBERG:</p> <p>8 Q. Okay. Let's put this on for now. It's</p> <p>9 going to be marked --</p> <p>10 MR. PARMELEE: 53.</p> <p>11 MR. WITTENBERG: Thank you. Exhibit 53.</p> <p>12 (Whereupon the document referred</p> <p>13 to was marked Plaintiff's</p> <p>14 Exhibit 53 by the Certified</p> <p>15 Shorthand Reporter and is attached</p> <p>16 hereto.)</p> <p>17 BY MR. WITTENBERG:</p> <p>18 Q. You can see it's just the middle email,</p> <p>19 it's an email from Thomas Schoenberger to you and to</p> <p>20 Plaintiff.</p> <p>21 Do you recall receiving this email on</p> <p>22 September 30, 2014?</p> <p>23 A. I don't. But that doesn't mean I didn't</p> <p>24 get it.</p> <p>25 Q. Okay. So this is an email that shows</p>	<p style="text-align: right;">80</p> <p>1 thomasschoenbergermusik and then there was sophiamusik</p> <p>2 and then there was -- there was -- there's multiple</p> <p>3 emails.</p> <p>4 Q. Okay. So, summarizing here, as far as you</p> <p>5 recollect, you only had two in-person meetings with</p> <p>6 Plaintiff, correct?</p> <p>7 A. Two, maybe three.</p> <p>8 Q. Okay. So maybe there was a third?</p> <p>9 A. Because you just introduced the</p> <p>10 possibility of there being a third, and I can't rule</p> <p>11 that out and say definitively yes or no.</p> <p>12 Q. What about four, if I say there were four?</p> <p>13 A. I don't believe that there were four.</p> <p>14 Q. Okay. And what about telephone calls?</p> <p>15 A. Between myself and Isabella?</p> <p>16 Q. Correct.</p> <p>17 A. There is the first time that she called</p> <p>18 me. I believe there was a second phone call that --</p> <p>19 that transpired, if memory serves.</p> <p>20 And then from that point forward she</p> <p>21 instructed me to put everything in email so that she</p> <p>22 could have a paper trail.</p> <p>23 Q. Okay. During your conversations do you</p> <p>24 recall Plaintiff telling you that she wanted to keep</p> <p>25 it business, she didn't want to talk about the</p>

<p style="text-align: right;">81</p> <p>1 personal stuff?</p> <p>2 A. Say that again, please.</p> <p>3 Q. That she was calling you to talk business,</p> <p>4 keeping it business, didn't want to get embroiled in</p> <p>5 the personal matters between her and Thomas, she</p> <p>6 didn't want to talk to you about that?</p> <p>7 A. No. That's not the case.</p> <p>8 Q. Okay. Do you recall telling Plaintiff</p> <p>9 that Thomas looked a bit off in a meeting you had with</p> <p>10 him, perhaps with Michael Levine?</p> <p>11 A. I might have. I don't recall saying that,</p> <p>12 but that might have happened.</p> <p>13 Q. Have you ever seen Thomas act erratically?</p> <p>14 A. That's a very broad question. What --</p> <p>15 what defines erratic by human nature? Is there a base</p> <p>16 minimum?</p> <p>17 Q. No.</p> <p>18 A. I think Donald Trump behaves erratically.</p> <p>19 Does that make him -- you know what I'm saying?</p> <p>20 Q. No. Because I'm asking you about your</p> <p>21 personal experience with Thomas Schoenberger.</p> <p>22 Now, you see him -- how many times have</p> <p>23 you seen him in the last year or two years? Five</p> <p>24 times? Ten times?</p> <p>25 A. More than that.</p>	<p style="text-align: right;">83</p> <p>1 you and I are not at odds.</p> <p>2 A. I don't feel tense. I'm being -- I'm</p> <p>3 being -- I'm being thoughtful to make sure that what I</p> <p>4 give you is as close to an accurate testimony as I'm</p> <p>5 capable.</p> <p>6 Q. Thank you. Okay.</p> <p>7 A. But at a certain point a human being's</p> <p>8 perspective of another human being is subjective.</p> <p>9 Q. We should have a drink and talk</p> <p>10 philosophy.</p> <p>11 For right now all we're looking for is</p> <p>12 what you perceived and will share with us today.</p> <p>13 A. Right.</p> <p>14 Q. Now, can you tell us an example of your</p> <p>15 perception of Thomas Schoenberger acting erratically?</p> <p>16 A. Correspondences that don't match with</p> <p>17 conversations. The attempt to put words in my mouth</p> <p>18 with that email that came through.</p> <p>19 Those are -- those are two very good</p> <p>20 examples of outside -- of operating outside a set of</p> <p>21 scruples that I would adhere to.</p> <p>22 Q. Okay. Let's look at how well you know</p> <p>23 Thomas.</p> <p>24 Did he ever tell you that he pled guilty</p> <p>25 to a felony?</p>
<p style="text-align: right;">82</p> <p>1 Q. 20 times?</p> <p>2 A. (No audible response.)</p> <p>3 Q. Does he always act the same or at times</p> <p>4 does he act erratic from his baseline behavior?</p> <p>5 A. I believe that there's an erratic nature</p> <p>6 to it.</p> <p>7 Q. Meaning -- some of his conduct with you?</p> <p>8 What do you mean erratic nature?</p> <p>9 Can you tell us an example of what you're</p> <p>10 talking about?</p> <p>11 A. I'm trying to give you the best -- the</p> <p>12 best possible response to that question.</p> <p>13 Q. I mean do you feel a loyalty to Thomas</p> <p>14 Schoenberger?</p> <p>15 A. No.</p> <p>16 Q. Do you feel guarded about what you can say</p> <p>17 and can't say right now?</p> <p>18 A. No.</p> <p>19 Q. Okay. So --</p> <p>20 A. I'm being meticulous about what I say,</p> <p>21 because it has -- it has legal implications. So I'm</p> <p>22 not being cavalier about my responses to you.</p> <p>23 Q. And I appreciate that. And I want you to</p> <p>24 be thoughtful.</p> <p>25 But there shouldn't be tension. I mean</p>	<p style="text-align: right;">84</p> <p>1 A. No.</p> <p>2 Q. Other than what I just said to you --</p> <p>3 A. Wait. Wait. Pled guilty to a felony?</p> <p>4 Q. Correct.</p> <p>5 A. I know that Thomas has been embroiled in a</p> <p>6 whole host of legal battles up in Napa Valley and --</p> <p>7 and he's rattled on about past relationships and who's</p> <p>8 done what to him and what he's going to do and</p> <p>9 engaging with the -- the Attorney General's Office up</p> <p>10 there and wanting to seek vengeance and --</p> <p>11 Q. Through all this did he ever tell you he</p> <p>12 was -- pled guilty to a charge of stalking?</p> <p>13 A. Yes, he did. He told me -- he told me</p> <p>14 that he was -- he told me that -- how do I -- how do I</p> <p>15 get that?</p> <p>16 He told -- he didn't say it was a plea</p> <p>17 bargain. I don't recall the specifics. I know</p> <p>18 that -- I know that hearing Tom talk regularly about</p> <p>19 the circumstances that were happening with him in Napa</p> <p>20 Valley was entirely disparate from the topics of</p> <p>21 conversations that were pertinent to what I wanted to</p> <p>22 get done with Thomas.</p> <p>23 So I would try and steer the conversations</p> <p>24 away from that.</p> <p>25 Q. Okay.</p>

<p style="text-align: right;">85</p> <p>1 A. I'm not getting paid to be a counselor. 2 Q. Got it. 3 So, generally speaking, if you're called 4 as a witness by Thomas to testify at a trial in this 5 case -- 6 A. Uh-huh. 7 Q. Okay? 8 And if he asks you if you know whether 9 Plaintiff gave a gift to Thomas in the amount of 10 300,000 euros, roughly \$400,000, what's your answer 11 going to be? 12 A. If I know that that happened? 13 Q. Yeah. 14 A. I know that as a result of these actions. 15 Q. You know what? 16 A. That -- that there was money that was 17 given from Plaintiff to Thomas. 18 Q. Well, we're talking about -- 19 A. At least I'm presuming that based on why 20 we're all here. 21 Q. Okay. We're talking about a gift versus 22 an investment. 23 Are you going to be able to testify at 24 trial whether it was a gift or an investment? 25 A. No. I would have no knowledge of that.</p>	<p style="text-align: right;">87</p> <p>1 A. If somebody is operating outside my code 2 of moral conduct, then I have no business for them in 3 my world. 4 Q. And that's why you're describing Thomas 5 Schoenberger, at least at a period of time he operated 6 outside your code of moral conduct? 7 A. The fact that I was getting calls from two 8 women in his life who were venting about each other to 9 me, yes. 10 I've never done that to another human 11 being, let alone a woman in my life. 12 Q. And there were other events that -- being 13 one, the email he sent to you about being your own 14 shows a lack of credibility, in your view, correct? 15 A. Yes. 16 MR. WITTENBERG: Okay. Why don't what he 17 take a five-minute break, go off the record and look 18 at these and see what I care to ask you about. Maybe 19 nothing. 20 But give me a chance to talk with my 21 client. 22 THE WITNESS: Sure. Of course. 23 (Brief recess.) 24 BY MR. WITTENBERG: 25 Q. Welcome back after the break.</p>
<p style="text-align: right;">86</p> <p>1 Q. Okay. What would you say about your 2 experience with Plaintiff at a trial about your 3 impression of her as a person? 4 A. I believe from -- from first meeting with 5 Isabelle that she was very credible. So the only time 6 that -- that I witnessed anything from Isabelle that 7 was anything off center was when she was going through 8 the emotional turmoil of having discovered that Linda 9 was in Thomas's life. 10 At that point in time she reverted to 11 being a human being that was going through pain. 12 That doesn't make you a bad person. That 13 makes you going through pain. 14 Q. Well said. 15 And what would you say about Thomas's 16 credibility? 17 A. I'd say that as a result of finding myself 18 in -- in this predicament with Thomas and then 19 watching Thomas's sense of humor about other things 20 that were -- were going on, that there is an aspect of 21 Thomas's personality that does not jibe with the way 22 that I operate in life, which is why I've distanced 23 myself. 24 Q. Well, can we use maybe different words so 25 I understand what it means to not jibe with your life?</p>	<p style="text-align: right;">88</p> <p>1 You understand you're still under oath? 2 A. Yes, I do. 3 Q. Okay. And do you know the name Warren 4 Zide? 5 A. Yes, I do. 6 Q. Okay. How do you know Warren Zide? 7 A. I met him through Thomas Schoenberger. 8 Q. Do you keep in touch with Warren Zide? 9 A. No. 10 Q. Do you know where he lives? 11 A. No. 12 Q. Do you know his contact information? 13 A. No. Well, I have an email address for him 14 and I probably have a phone number for him. 15 Q. I'm sorry. I didn't catch all that. 16 A. I probably have an email and a phone 17 number for him. 18 Warren and I tried to put a project 19 together during that -- during that same period of 20 time. 21 Q. Okay. Do you have his phone number in 22 your phone by any chance? 23 A. Is that okay? 24 MR. PARMELEE: If you have it. 25 THE WITNESS: Let me see if I have it.</p>

<p style="text-align: right;">89</p> <p>1 Horrible about San Bernardino today, huh?</p> <p>2 Warren Zide. I do. I have</p> <p>3 (310) 463-0000, which is an office number.</p> <p>4 BY MR. WITTENBERG:</p> <p>5 Q. Do you have an email?</p> <p>6 A. Not -- not here. Let me see if he comes</p> <p>7 up in -- auto in my email program. Hang on a second.</p> <p>8 I don't know if I've ever sent him one</p> <p>9 from my phone.</p> <p>10 I do. It's Warren, W-a-r-r-e-n, @zide,</p> <p>11 Z-i-d-e, Pictures, P-i-c-t-u-r-e-s, dot com.</p> <p>12 Q. Okay. Thank you.</p> <p>13 A. You're welcome.</p> <p>14 Q. This is one of the emails you produced</p> <p>15 today. It's labeled eight of seven.</p> <p>16 We'll mark it as Exhibit 54.</p> <p>17 A. Which one is that.</p> <p>18 Q. I'll hand it to you.</p> <p>19 (Whereupon the document referred</p> <p>20 to was marked Plaintiff's</p> <p>21 Exhibit 54 by the Certified</p> <p>22 Shorthand Reporter and is attached</p> <p>23 hereto.)</p> <p>24 BY MR. WITTENBERG:</p> <p>25 Q. So as you know, the first email starts at</p>	<p style="text-align: right;">91</p> <p>1 Q. "We took a deposit for Oasis."</p> <p>2 Okay?</p> <p>3 So, does it help with the time line?</p> <p>4 Does its help refresh your memory as to</p> <p>5 when things happened?</p> <p>6 A. Okay. Yes. What -- what specifically are</p> <p>7 you asking that you -- that you'd like my response on?</p> <p>8 Q. Did you have a telephone call with</p> <p>9 Plaintiff before November 21, 2014?</p> <p>10 A. Yes, I did.</p> <p>11 Q. And it was about the same things you</p> <p>12 testified earlier?</p> <p>13 A. It was the same phone call, yeah. She</p> <p>14 called me I believe at the end of September.</p> <p>15 Q. Okay. So then you're just reaching out a</p> <p>16 little later here on November 21st to see if anything</p> <p>17 has come about?</p> <p>18 A. Right. There was -- nobody is reporting</p> <p>19 to me anything other than I've got an open project on</p> <p>20 our books at Illusion Factory and I want to know what</p> <p>21 are we doing with it.</p> <p>22 Q. Okay. Then we go up and you see an email</p> <p>23 that says,</p> <p>24 "Brian, Please don't do anymore work</p> <p>25 on the project."</p>
<p style="text-align: right;">90</p> <p>1 the bottom and makes its way up to the more recent.</p> <p>2 A. Yep.</p> <p>3 Q. And you'll see it's email that you</p> <p>4 write --</p> <p>5 A. This is correspondence between myself and</p> <p>6 Isabelle, right.</p> <p>7 Q. And I think in this one here on</p> <p>8 November 21, 2014 --</p> <p>9 A. Uh-huh.</p> <p>10 Q. -- you say that you haven't heard anything</p> <p>11 back about the project, right?</p> <p>12 And you're reaching out to Ms. Gauthier?</p> <p>13 A. Correct.</p> <p>14 Q. And so does it help with the time line</p> <p>15 that -- you said earlier you think that Plaintiff</p> <p>16 called you, I think, end of October, November?</p> <p>17 MR. PARMELEE: Objection. Misstates. He</p> <p>18 said end of September, early October.</p> <p>19 MR. WITTENBERG: I'm going to ask.</p> <p>20 BY MR. WITTENBERG:</p> <p>21 Q. Because here you're writing on</p> <p>22 November 21st, telling Plaintiff that you gave a</p> <p>23 proposal but you haven't had a response from anybody</p> <p>24 yet.</p> <p>25 A. Right.</p>	<p style="text-align: right;">92</p> <p>1 And that's from Plaintiff to you on</p> <p>2 November 22nd, right?</p> <p>3 A. Correct.</p> <p>4 Q. And at that point you just put the file</p> <p>5 aside, right?</p> <p>6 A. Correct. It absorbed any additional --</p> <p>7 any additional losses that we took on it.</p> <p>8 Q. Okay. Then you have November 22nd above</p> <p>9 that. At 1459 you wrote back to Plaintiff saying</p> <p>10 Thomas and you have been at odds as of late.</p> <p>11 Is that what you've been describing to us</p> <p>12 today, that you and Thomas just were having difficulty</p> <p>13 in your relationship?</p> <p>14 A. Yes.</p> <p>15 Q. And it's because of the events that</p> <p>16 transpired between, I guess, Plaintiff, Thomas</p> <p>17 Schoenberger --</p> <p>18 A. And Linda.</p> <p>19 Q. Okay. Now, coming back to the money</p> <p>20 Thomas paid you, \$12,500.</p> <p>21 A. Uh-huh.</p> <p>22 Q. Did Thomas ever tell you where that money</p> <p>23 was coming from?</p> <p>24 A. I -- the reason I'm being quiet is I'm</p> <p>25 trying to remember whether -- whether it was ever</p>

<p style="text-align: right;">93</p> <p>1 directly said or whether I made the presumption. 2 So, the money was delivered to me I 3 believe before I met Ms. Gauthier. Then -- and I 4 remember saying to Thomas, "Well, what are we taking 5 the deposit for?" 6 And he said, "Well, you know, we'll be 7 going forward. We'll be going forward with Oasis. 8 Take the money now, bring it into the company, and 9 we'll start working on the project." 10 And then shortly thereafter I met -- I met 11 Isabella, and we started working on the project. 12 So I guess I put the two and two together. 13 I can't tell you that specifically Thomas said that 14 "she gave me money to pay you for this." 15 Does that make sense? 16 Q. Most of it. But you're saying that 17 you're -- 18 A. You're looking for a direct correspondence 19 between Thomas and I in which Thomas said that she 20 gave him the money to give me. 21 And I don't recall that that was a direct 22 correspondence. I think that's a supposition that I 23 made. 24 Q. Fair enough. But I think you're filling 25 in some blanks in my questions.</p>	<p style="text-align: right;">95</p> <p>1 MR. PARMELEE: Objection. Speculation. 2 He can answer. 3 Just want to have it on the record. 4 MR. WITTENBERG: Counsel, thank you. 5 Please don't talk over the witness, however. Thank 6 you very much. 7 Did you get all that? Of course. 8 THE REPORTER: Yes. 9 BY MR. WITTENBERG: 10 Q. Okay. 11 MR. WITTENBERG: Let's mark this as 12 Exhibit 55. 13 (Whereupon the document referred 14 to was marked Plaintiff's 15 Exhibit 55 by the Certified 16 Shorthand Reporter and is attached 17 hereto.) 18 BY MR. WITTENBERG: 19 Q. So while you're reading it, Mr. Weiner, 20 this is an email from Mr. Schoenberger to Plaintiff on 21 November 22, 2014. 22 Mr. Schoenberger is telling Plaintiff that 23 he knows -- quote-unquote, 24 "I already know you are having Brian 25 do restraining orders for your</p>
<p style="text-align: right;">94</p> <p>1 All I asked was do you know where the 2 money came from? 3 Do you know the source of the money? 4 That's all I'm asking. 5 A. Only through supposition. That's it. 6 Q. Okay. So Thomas never told you "the 7 money's coming from me personally," correct? 8 A. Correct. 9 Q. "Me" being Thomas personally? 10 A. Correct. 11 Q. Thomas never told you this is coming from 12 a business called Oasis? 13 A. Correct. 14 Q. Okay. 15 A. Correct. It was not identified 16 specifically. 17 Q. Was it implied, as far as you understand, 18 that the money's coming from Oasis for the business 19 Oasis? 20 A. Ask the question again, please. I'm 21 sorry. 22 Q. Was it an implication to you by paying you 23 \$12,500 for Oasis to build Oasis that it was business 24 money being used to start a business? 25 A. Of course.</p>	<p style="text-align: right;">96</p> <p>1 landlord." 2 Do you know -- does that -- did Plaintiff 3 ever ask you to do restraining orders? 4 A. I have no concept of what this means. 5 That's why I'm reading it with a question mark 6 hovering over my head. 7 Q. Did you ever get any restraining orders 8 for -- regarding a landlord? 9 A. No. 10 Q. Okay. 11 A. I don't know what this references. 12 Q. You have an email in your production 13 that's two of seven. 14 A. Okay. 15 Q. We'll mark it as Exhibit -- 55? 16 THE REPORTER: 56. 17 MR. WITTENBERG: Thank you. 56. 18 (Whereupon the document referred 19 to was marked Plaintiff's 20 Exhibit 56 by the Certified 21 Shorthand Reporter and is attached 22 hereto.) 23 BY MR. WITTENBERG: 24 Q. So this is an email that Thomas 25 Schoenberger sent to Brian at Illusion Factory.</p>

<p style="text-align: right;">97</p> <p>1 That's you, right?</p> <p>2 A. That's me.</p> <p>3 Q. Okay. June 29, 2014. He says,</p> <p>4 "Under umbrella of Oasis."</p> <p>5 What do you understand he's telling you</p> <p>6 here?</p> <p>7 A. I think that this was a result of a</p> <p>8 conversation in which I said to Thomas that I don't</p> <p>9 understand how I can take your business model being in</p> <p>10 composing and match that into the Illusion Factory or</p> <p>11 IllusionQuest Studios business model.</p> <p>12 And I think that this email was -- was</p> <p>13 Thomas taking one of his brain storms and trying to</p> <p>14 find the first step of how to transpose that into</p> <p>15 something that would be a mutually -- a mutually</p> <p>16 opportune opportunity for us.</p> <p>17 Q. So I think in all the documents you</p> <p>18 brought that you have, this is the only email -- tell</p> <p>19 me if I'm wrong -- that discusses the Oasis project.</p> <p>20 Maybe there was one other.</p> <p>21 A. In all the emails that I brought?</p> <p>22 Q. Uh-huh.</p> <p>23 A. I think every email discusses the Oasis</p> <p>24 project from the proposal, the website copy --</p> <p>25 Q. The proposal -- a proposal is a proposal.</p>	<p style="text-align: right;">99</p> <p>1 friends with Thomas from 1977 and trying to resolve</p> <p>2 your issues.</p> <p>3 A. Right.</p> <p>4 Q. So there may have been five emails between</p> <p>5 you and Thomas about actual work for Oasis.</p> <p>6 A. Okay.</p> <p>7 Q. Is that fair?</p> <p>8 A. Sure.</p> <p>9 Q. Actually, let's make it four, because five</p> <p>10 of seven talks about you again emailing Plaintiff</p> <p>11 regarding --</p> <p>12 A. Oasis.</p> <p>13 Q. Well, it's on September 30, 2014, you say,</p> <p>14 "I confronted Tom on a couple of</p> <p>15 fronts."</p> <p>16 Right?</p> <p>17 What did you do to confront Tom on a</p> <p>18 couple fronts?</p> <p>19 A. On a couple fronts? I just explained in</p> <p>20 my earlier testimony that I got a -- I got about an</p> <p>21 hour and a half of my day eaten up between Isabella</p> <p>22 and Linda giving me -- catching me in the middle of</p> <p>23 Thomas's personal affairs. So I'm sure that's what I</p> <p>24 meant by that.</p> <p>25 Q. Okay. So then we're down to four emails</p>
<p style="text-align: right;">98</p> <p>1 It's not an email.</p> <p>2 So I'm asking you about specific emails.</p> <p>3 A. The other emails where I show you</p> <p>4 correspondences between myself and they where I'm</p> <p>5 delivering copy for the website, where I'm delivering</p> <p>6 concepts for the website?</p> <p>7 Q. Okay.</p> <p>8 A. That's all pertaining to Oasis.</p> <p>9 Q. I see.</p> <p>10 So, how many emails are there in total?</p> <p>11 Can you count them up for me?</p> <p>12 A. I believe there were eight.</p> <p>13 Q. Well, not including the email where he's</p> <p>14 asking you to adopt his language and pretend it's from</p> <p>15 you, there's seven, right?</p> <p>16 A. Okay.</p> <p>17 Q. So, seven emails.</p> <p>18 And one of these emails here, six of seven</p> <p>19 is nothing to do with Oasis. It's between you and</p> <p>20 Isabelle not working on Oasis. It's about you and</p> <p>21 discussing with Isabelle -- excuse me.</p> <p>22 A. Without looking back at that email --</p> <p>23 Q. Six of seven is discussing --</p> <p>24 A. Got it in front of me.</p> <p>25 Q. Your email to Plaintiff about you being</p>	<p style="text-align: right;">100</p> <p>1 that have to do with actual work on Oasis, right?</p> <p>2 A. Okay.</p> <p>3 Q. Okay. And the entirety of the work</p> <p>4 performed on Oasis is the proposal and this one email</p> <p>5 you labeled three of seven, right?</p> <p>6 Let me do this. Let me mark that as</p> <p>7 Exhibit 56 -- and we'll mark it and we won't talk.</p> <p>8 THE REPORTER: It's 57.</p> <p>9 MR. WITTENBERG: It's 57.</p> <p>10 (Whereupon the document referred</p> <p>11 to was marked Plaintiff's</p> <p>12 Exhibit 57 by the Certified</p> <p>13 Shorthand Reporter and is attached</p> <p>14 hereto.)</p> <p>15 BY MR. WITTENBERG:</p> <p>16 Q. So we just marked -- Exhibit 57 is the</p> <p>17 email from Brian Weiner to Plaintiff of September 30,</p> <p>18 2014.</p> <p>19 MR. WITTENBERG: Let's mark as Exhibit 58</p> <p>20 what's listed here as email three of seven. And it</p> <p>21 starts with an email from Brian Weiner on August 19,</p> <p>22 2014 to Thomas Schoenberger.</p> <p>23 (Whereupon the document referred</p> <p>24 to was marked Plaintiff's</p> <p>25 Exhibit 58 by the Certified</p>

<p style="text-align: right;">101</p> <p>1 Shorthand Reporter and is attached 2 hereto.) 3 MR. WITTENBERG: What's the next exhibit 4 in line? 5 MR. PARMELEE: 59. 6 THE REPORTER: 59. 7 MR. WITTENBERG: Okay. Exhibit 59 is the 8 email labeled four of seven. It is Marco Bustamante 9 on September 30, 2014 to Brian Weiner and others 10 regarding an Oasis cite comp. 11 (Whereupon the document referred 12 to was marked Plaintiff's 13 Exhibit 59 by the Certified 14 Shorthand Reporter and is attached 15 hereto.) 16 MR. WITTENBERG: Exhibit 60 we'll mark, it 17 is the email two of seven. It is from Thomas 18 Schoenberger to Brian Weiner on June 29, 2014. 19 MR. PARMELEE: Two of seven is already 56. 20 MR. WITTENBERG: Strike what I just said. 21 And then one of seven we'll put down, and 22 that is the Oasis proposal. 23 BY MR. WITTENBERG: 24 Q. Is this -- let me just ask you before we 25 put it on, is this the cover of the proposal?</p>	<p style="text-align: right;">103</p> <p>1 Q. Yeah. 2 A. Version 1.0, "Approach, Cool Drinks For 3 Parched Lips," that's talking about specifically what 4 to do with Oasis. 5 Section 2.0, "Oasis Website, Virtual 6 World, Real World and App Functionalities." These are 7 the brainstorm of the different ways to bring our 8 technologies and our creative -- our creative 9 capabilities to the project. 10 Q. I'll tell you that Thomas said you had 11 created a proposal for a Dubai project for him in the 12 past. 13 Did you ever do that? 14 A. Created a proposal for a Dubai project? 15 And then there's more. There's the AVIS System. He's 16 referencing the AVIS Indexing System, which is section 17 3.0 -- 18 Q. Okay. 19 A. -- of that -- of that proposal. And AVIS 20 is a system that records digital conferences. 21 Q. Okay. So is this similar to a proposal 22 you gave for a Dubai project? 23 A. We're talking about leveraging similar 24 technology for Oasis, absolutely. 25 Q. Okay. How was this unique to Oasis?</p>
<p style="text-align: right;">102</p> <p>1 A. Yes, it is. 2 Q. Okay. 3 THE REPORTER: So that will be 60. 4 MR. WITTENBERG: Yes. Exhibit 60 will be 5 the document identified as the Oasis project proposal. 6 (Whereupon the document referred 7 to was marked Plaintiff's 8 Exhibit 60 by the Certified 9 Shorthand Reporter and is attached 10 hereto.) 11 BY MR. WITTENBERG: 12 Q. Now, if you can look at the Oasis project 13 proposal, this document is filled with pictures and 14 some script. It talks about IllusionQuest Studios on 15 page -- I guess throughout. 16 Was this tailored at all for Oasis other 17 than the front page -- the word Oasis on it, Proposal 18 for Isabella and Thomas on July 25, 2014, and the 19 picture? 20 A. One, two, three, four, five, six, seven, 21 eight, nine -- the first nine pages past the -- the 22 cover are all tailored to Oasis. 23 Q. You mean just by the graphic? 24 A. No. Are we looking at the same document? 25 When you get to --</p>	<p style="text-align: right;">104</p> <p>1 A. How is which specifically unique to -- 2 Q. I mean other than pictures of palm 3 trees -- 4 Please don't be offended. I don't 5 understand your work. 6 A. I'm not offended at all. 7 Q. I'm trying to understand your work. 8 A. Yeah. 9 Q. How is this -- you know, how is this 10 unique to Oasis? 11 I mean I'm looking at -- it may be a 12 different copy than you, so maybe I shouldn't 13 assume -- 14 A. Are you -- 15 Q. I mean you've got text here, it's 16 confidential -- confidentiality -- 17 A. Look at sections 1.0 and 2.0 of the 18 proposal. 19 Q. Okay. 1.0 I see a picture and one 20 sentence. 21 A. Then you're not on the same page I am. 22 This page (indicating). 23 Q. Oh, I see. After all the pages. Gotcha. 24 I see 2.0. There's 1.0. IllusionQuest Studios 25 Envisioned Enhanced Digital Eco-System. Oasis's</p>

<p style="text-align: right;">105</p> <p>1 brilliance is -- okay. Benefiting -- benefit to 2 Oasis. 3 Okay. So this is just you're helping 4 define the look and feel of the company? That's 5 what's going on, right? 6 A. I'm helping them look at not only the look 7 and feel of the company, but very specifically all the 8 technical approaches to be innovative leveraging the 9 -- the current systems of technology that are 10 available to -- to take a project like Oasis and 11 bringing the bright minds that we wanted to attract to 12 the project into a unique technically -- technically 13 supportive environment. 14 Q. Did this ever come off paper and into an 15 actual -- 16 And excuse me, I don't know the language. 17 Did it ever come off paper and into the 18 real world? 19 A. In further emails you're going to see that 20 then we wrote the copy for the website. 21 Q. What does that mean? 22 A. The text, the body. The text of the 23 website. 24 Q. So you wrote some text? 25 A. You got to remember that the text of the</p>	<p style="text-align: right;">107</p> <p>1 A. No. 2 Q. Let me ask you a different way. 3 Do you think there was 2,000 hours spent 4 on it? 5 A. 2,000 hours? No. 6 Q. 1,000 hours? I'm looking for a range. 7 A. What are you trying to get at? We don't 8 charge on an hourly basis. We charge on a project 9 basis. 10 Are you trying to drill down whether or 11 not we performed a -- 12 Q. No. 13 A. Help me understand what you're getting at. 14 I'll give you a real answer. 15 Q. Thomas testified as to how much work he's 16 done on this. And we're trying to get an idea -- 17 A. How would he have any knowledge of that? 18 He's not in my company. He's not working with my 19 people. He's an outside. 20 Q. We're just try to get an idea of how many 21 hours it was worked on. That's all. 22 A. Uh-huh. 23 Q. That's it. 24 A. I genuinely don't know. I know that I 25 personally put quite a few hours into --</p>
<p style="text-align: right;">106</p> <p>1 website, that this website -- this website is not 2 Oasis. This website was phase one of the project 3 which was to -- to bring people into an experiential 4 website that leverages the dream of Oasis and makes it 5 tangible to a potential person who would either 6 invest, contribute artwork or -- or any other way that 7 they were looking to communicate. 8 Q. Okay. Let's go on to this email here 9 we'll mark as -- 10 THE REPORTER: 61. 11 MR. WITTENBERG: -- Exhibit 61. 12 (Whereupon the document referred 13 to was marked Plaintiff's 14 Exhibit 61 by the Certified 15 Shorthand Reporter and is attached 16 hereto.) 17 BY MR. WITTENBERG: 18 Q. All right. While your attorney is looking 19 at that, just can you give me some sense in man hours 20 how many hours went into the work done -- and I'm not 21 judging you, I just want to know how many man hours 22 went into the work done for Oasis. 23 A. I'd have to go back and look at employee 24 hour logs. I don't have a way of commenting on that. 25 Q. Okay. No estimate for us?</p>	<p style="text-align: right;">108</p> <p>1 You got to understand, some businesses are 2 an hourly business, some businesses are leveraging the 3 global experience that the participants in the 4 equation has. 5 And that's part of the strength of what we 6 do. We work in so many different disciplines, that's 7 why you were having trouble quantifying it into a 8 single sentence. 9 And that's why if you look at the -- I can 10 show you a bigger deck on IllusionQuest Studios or a 11 resume of the different things we work in. 12 We're involved in so many different 13 categories and we bring so much range of expertise 14 technically, creative and in the business space. 15 That's why we command the fees that we charge. 16 Q. Okay. So let's look at what he just 17 marked as Exhibit 61. 18 Did you remember this correspondence 19 between you and Plaintiff? 20 It's a different format of what we looked 21 at already. 22 A. Yep. I produced this for you. 23 Q. Do you recall whether Thomas told you he 24 was living in L.A. at any point in the last two years? 25 A. Whether he told me he was living in L.A.?</p>

<p style="text-align: right;">109</p> <p>1 I don't recall Thomas ever saying that he lived in</p> <p>2 Los Angeles.</p> <p>3 Q. Okay. Did Thomas ever tell you where he</p> <p>4 lived in the last -- you know, in the last two years?</p> <p>5 A. I was under the impression that Thomas</p> <p>6 lived between here and -- and Silicon Valley, but I</p> <p>7 don't remember what -- what town specifically.</p> <p>8 Q. Okay.</p> <p>9 A. Every meeting that Thomas had was always</p> <p>10 him coming down to Los Angeles and we would meet at a</p> <p>11 restaurant for dinner or breakfast.</p> <p>12 Q. So he never told you where he lived?</p> <p>13 A. Specifically as an address, a physical</p> <p>14 residence or city?</p> <p>15 Q. Well, let's start narrow and we'll go</p> <p>16 broad.</p> <p>17 Anything he ever told you about where he</p> <p>18 lived?</p> <p>19 A. My recollection -- was it in Napa?</p> <p>20 I'm sorry. I don't have a definitive. It</p> <p>21 was somewhere between Napa and San Luis Obispo.</p> <p>22 Q. Okay.</p> <p>23 A. I can give you that.</p> <p>24 Q. Okay.</p> <p>25 A. But I don't remember specifically. I've</p>	<p style="text-align: right;">111</p> <p>1 conversation. And I've always looked at that as a --</p> <p>2 as a gray area. I don't know.</p> <p>3 So, it was inferred, and it was inferred</p> <p>4 to the extent that somebody who is working for a</p> <p>5 triple letter organization inside the United States.</p> <p>6 And I could never tell you whether that was Thomas in</p> <p>7 some sort of a glorified frame of mind or whether</p> <p>8 Thomas was performing those -- those duties. I have</p> <p>9 no knowledge of that.</p> <p>10 Q. Okay. Did he ever tell you he went to</p> <p>11 Iraq?</p> <p>12 A. Yes.</p> <p>13 Q. Okay. What did he tell you about that?</p> <p>14 A. Nothing.</p> <p>15 Q. So he just told you he went to Iraq?</p> <p>16 A. Thomas -- if you're talking with an old</p> <p>17 person who you haven't spoken with in 35 years and</p> <p>18 they start to intimate this they're part of Black Ops</p> <p>19 but they're not going to talk about anything, then I</p> <p>20 look at it and I just smile.</p> <p>21 Whatever your -- whatever your life</p> <p>22 experience is, it's your life experience. It's not up</p> <p>23 to me to judge it or to fact-find on it.</p> <p>24 Q. In your own experience have you ever seen</p> <p>25 Thomas lie?</p>
<p style="text-align: right;">110</p> <p>1 never visited him there or -- or anything like that.</p> <p>2 Q. Okay. Did Thomas ever tell you anything</p> <p>3 regarding his work for --</p> <p>4 A. You know, I could make you an electronic</p> <p>5 communication device that will stop -- stop killing</p> <p>6 trees for you and your client to do that -- to</p> <p>7 communicate quietly.</p> <p>8 Q. Yeah. But won't you then just be creative</p> <p>9 waves that are toxics to our body?</p> <p>10 A. Probably not. But then we're sitting</p> <p>11 amongst all those waves anyway, why kill the trees.</p> <p>12 Q. Why kill us any faster?</p> <p>13 A. Sorry. I'm just making light.</p> <p>14 Q. I appreciate it. Look, outside of this --</p> <p>15 and I hate to waste your time on this -- maybe you</p> <p>16 could help me.</p> <p>17 A. Maybe I could.</p> <p>18 Q. Maybe not.</p> <p>19 A. Maybe not.</p> <p>20 Q. Who knows.</p> <p>21 A. Right.</p> <p>22 Q. Right now what I'd like to know is if</p> <p>23 Brian Schoenberger ever -- Thomas Schoenberger ever</p> <p>24 told you he had worked with the military in any way?</p> <p>25 A. Okay. Thomas intimates at that in</p>	<p style="text-align: right;">112</p> <p>1 A. I've seen Thomas try to put lies into my</p> <p>2 mouth.</p> <p>3 Q. Okay.</p> <p>4 A. In -- in that email.</p> <p>5 Q. Any other times?</p> <p>6 A. I'm really trying to be truthful here.</p> <p>7 Yeah. I've had Thomas say that he's going</p> <p>8 to show up at 12 o'clock and then he doesn't get there</p> <p>9 until 12:45.</p> <p>10 Is that a lie? Absolutely.</p> <p>11 Is somebody reckless with other people's</p> <p>12 time? Yes. Is that a definitive lie? I don't have a</p> <p>13 good answer for you.</p> <p>14 I haven't caught him in definitive big</p> <p>15 lies.</p> <p>16 Q. So he's never misrepresented anything</p> <p>17 directly to you that you know of other than --</p> <p>18 A. He's never misrepresented anything to me</p> <p>19 that I've been able to positively refute so that I can</p> <p>20 tell you beyond a shadow of a doubt that he's lied.</p> <p>21 Q. Okay. But he has told you he's been in</p> <p>22 Iraq before, right?</p> <p>23 A. Yes, he has.</p> <p>24 Q. But he didn't tell you any story about his</p> <p>25 time in Iraq?</p>

BRIAN WEINER
December 2, 2015

29 (Pages 113 to 116)



113	<p>1 A. Correct.</p> <p>2 Q. He told you he worked special ops?</p> <p>3 A. He made that reference, yes.</p> <p>4 Q. Did he tell you he works for the</p> <p>5 Department of Defense -- or with the Department of</p> <p>6 Defense?</p> <p>7 A. He made that reference, too.</p> <p>8 Q. Did he tell you he fought in any kind of</p> <p>9 Middle Eastern battle?</p> <p>10 A. Not directly like that. I'm a -- I'm a</p> <p>11 first degree black belt testing for second degree in</p> <p>12 two days. And so Thomas and I as friends talk about</p> <p>13 sparring.</p> <p>14 Thomas told me not to waste my time</p> <p>15 because he had all the skill sets. And I just smiled,</p> <p>16 because I'm a pacifist, and it's irrelevant to me</p> <p>17 whether he's better or not.</p> <p>18 He just wanted to let me know that just</p> <p>19 because I'm a black belt, that didn't mean anything to</p> <p>20 him. So it was under that context.</p> <p>21 MR. WITTENBERG: Okay. I appreciate your</p> <p>22 time today.</p> <p>23 THE WITNESS: You're welcome.</p> <p>24 MR. WITTENBERG: I have no further</p> <p>25 questions.</p>
115	<p>1 I, BRIAN WEINER, say I have read the</p> <p>2 foregoing deposition and declare under penalty of</p> <p>3 perjury under the laws of the State of California:</p> <p>4 That the foregoing is my deposition under</p> <p>5 oath;</p> <p>6 That I have read same and have made the</p> <p>7 necessary corrections, additions or changes to my</p> <p>8 answers that I deem necessary;</p> <p>9 That my answers as indicated are true and</p> <p>10 correct.</p> <p>11</p> <p>12 Executed at _____,</p> <p>13 California, this _____ day of _____,</p> <p>14 20____.</p> <p>15</p> <p>16</p> <p>17</p> <p style="text-align: center;">_____ BRIAN WEINER</p> <p>18</p> <p>19</p> <p>20</p> <p>21</p> <p>22</p> <p>23</p> <p>24</p> <p>25</p>
114	<p>1 MR. PARMELEE: No questions.</p> <p>2 THE WITNESS: Okay.</p> <p>3 MR. WITTENBERG: We can go off the record</p> <p>4 for a minute.</p> <p>5 (Off-the-record discussion.)</p> <p>6 THE REPORTER: Do you want a copy,</p> <p>7 Counsel?</p> <p>8 MR. PARMELEE: I'll have to confer with my</p> <p>9 supervising attorney.</p> <p>10</p> <p>11 (Whereupon at 4:06 P.M. the</p> <p>12 deposition proceedings were</p> <p>13 concluded.)</p> <p>14 * * *</p> <p>15</p> <p>16</p> <p>17</p> <p>18</p> <p>19</p> <p>20</p> <p>21</p> <p>22</p> <p>23</p> <p>24</p> <p>25</p>
116	<p>1 REPORTER'S CERTIFICATE</p> <p>2</p> <p>3 I, PATRICIA L. HUBBARD, do hereby certify:</p> <p>4</p> <p>5 That I am a duly qualified Certified</p> <p>6 Shorthand Reporter in and for the State of California,</p> <p>7 holder of Certificate Number 3400, which is in full</p> <p>8 force and effect, and that I am authorized to</p> <p>9 administer oaths and affirmations;</p> <p>10</p> <p>11 That the foregoing deposition testimony of</p> <p>12 the herein named witness, to wit, BRIAN WEINER, was</p> <p>13 taken before me at the time and place herein set</p> <p>14 forth;</p> <p>15</p> <p>16 That prior to being examined, BRIAN WEINER</p> <p>17 was duly sworn or affirmed by me to testify the truth,</p> <p>18 the whole truth, and nothing but the truth;</p> <p>19</p> <p>20 That the testimony of the witness and all</p> <p>21 objections made at the time of examination were</p> <p>22 recorded stenographically by me and were thereafter</p> <p>23 transcribed by me or under my direction and</p> <p>24 supervision;</p> <p>25</p>

117

1 That the foregoing pages contain a full,
2 true and accurate record of the proceedings and
3 testimony to the best of my skill and ability;
4

5 I further certify that I am not a relative
6 or employee or attorney or counsel of any of the
7 parties, nor am I a relative or employee of such
8 attorney or counsel, nor am I financially interested
9 in the outcome of this action.
10

11 IN WITNESS WHEREOF, I have subscribed my
12 name this 17th day of December, 2015.
13

14 
15 
PATRICIA L. HUBBAN SR #3400
16
17
18
19
20
21
22
23
24
25

118

1 ERRATA SHEET FOR THE TRANSCRIPT OF:
2 Case Name: GAUTHIER vs SCHOENBERGER
3 Dep. Date: DECEMBER 2, 2015
4 Deponent: BRIAN WEINER
5 Page Line Now Reads Should Read Reason

6	_____	_____	_____	_____
7	_____	_____	_____	_____
8	_____	_____	_____	_____
9	_____	_____	_____	_____
10	_____	_____	_____	_____
11	_____	_____	_____	_____
12	_____	_____	_____	_____
13	_____	_____	_____	_____
14	_____	_____	_____	_____
15	_____	_____	_____	_____
16	_____	_____	_____	_____
17	_____	_____	_____	_____
18	_____	_____	_____	_____
19	_____	_____	_____	_____
20	_____	_____	_____	_____
21	_____	_____	_____	_____
22	_____	_____	_____	_____
23	_____	_____	_____	_____
24	_____	_____	_____	_____

25 Signature of Deponent Date

A	34:16	approximately 15:8	aware 12:5,7	29:6 30:5,13
ability 12:25 13:7 13:10,18 117:3	agreement 24:11 24:13,15,20,21	April 21:20,21	awhile 19:21	32:13 37:5 38:8
able 37:13 85:23 112:19	24:24 25:3 45:20,23	area 49:19 111:2	awkward 54:9	40:9,11,24
absolute 21:8 33:20	al 1:8 68:7,9	aristocratic 39:3	B	44:16 51:9
absolutely 19:9 20:19 26:6	alcohol 13:17	art 39:5 74:22	B 4:7 5:1	52:20 55:21,23
47:14 103:24 112:10	alive 75:9	artists 58:18 59:15,15	back 8:16 13:23 14:22 15:10	58:25 59:1
absorbed 92:6	allows 13:8	artwork 39:4 106:6	18:5 19:5 22:10	60:25 80:13,18
Abu 68:24	Amadeus 62:23	aside 92:5	27:17 33:25	82:5 86:4 91:14
account 18:16 37:21 72:20	Amended 4:10	asked 8:24 49:16	34:6,19,24 37:6	93:3 98:12
accurate 53:25 83:4 117:2	America 62:5	56:3 59:21 94:1	37:23 39:14	believed 38:5,6
accusations 51:3	amorphous 37:11	asking 32:25 33:4 33:7,11,15,24	41:1,7 44:7	belt 113:11,19
accuse 50:23	amount 26:17 85:9	34:3,6,19 39:13	45:15 58:6	beneficial 66:24
acquaintance 71:15	ancillary 14:19	42:11,19 46:9	60:11 64:25	benefit 105:1
act 81:13 82:3,4	Angeles 1:3 109:2,10	81:20 91:7 94:4	71:5 73:23	Benefiting 105:1
acting 45:22 83:15	answer 5:17 14:12 34:10	98:2,14	87:25 90:11	Bernardino 89:1
action 117:9	46:20,21,21	asks 85:8	92:9,19 98:22	best 13:7 23:23
actions 85:14	65:23 66:10	aspect 86:20	106:23	25:13 32:12,13
active 29:5	78:1 85:10 95:2	assume 14:4 104:13	background 7:1 7:2	53:24 54:17
actual 99:5 100:1 105:15	107:14 112:13	attached 9:21 60:6 70:4,23	bad 50:14,16 86:12	59:24 69:18
add 71:6	answered 50:18 67:18	78:15 89:22	bad-mouth 50:11	82:11,12 117:3
additional 74:10 74:10 92:6,7	answers 115:8,9	95:16 96:21	ballpark 16:4 26:19 35:22	bet 76:8
additions 115:7	anybody 19:10 71:20 73:10	100:13 101:1,14	47:14	better 113:17
address 22:8 23:4 88:13	75:5 79:6 90:23	102:9 106:15	bank 45:14,15 62:4 67:23	Beverly 15:13,16 68:12
109:13	anymore 28:6 91:24	attachment 70:17	68:17 72:20	beyond 112:20
adhere 83:21	anyway 110:11	attempt 16:24 32:18 34:23	bargain 84:17	big 30:22 112:14
administer 116:9	apart 19:1 22:15 26:11	83:17	Barrett 67:10	bigger 108:10
adopt 33:15 98:14	APC 2:15	attorney 6:15 84:9 106:18	base 81:15	bit 73:16 81:9
advertisement 70:20	App 103:6	114:9 117:6,8	based 85:19	black 111:18 113:11,19
advertising 20:22,24 70:18	apparently 77:10	attract 105:11	baseline 82:4	blanks 93:25
affairs 99:23	APPEARANCES 2:13 3:1	audible 11:19 13:12 44:25	basis 20:6 31:21 37:15 107:8,9	blood 7:3
affirmations 116:9	applies 73:22	82:2	Bastille 42:3	blow-up 48:23
affirmed 116:17	apply 73:21	August 35:4,9 100:21	battle 113:9	body 14:19 105:22 110:9
Agoura 2:22	appreciate 82:23 110:14 113:21	authorized 116:8	battles 84:6	boil 20:7 73:16
agree 33:21 34:2	Approach 103:2	auto 89:7	BC564759 1:7	books 91:20
	approached 43:22,25 44:12	available 75:5 105:10	beginning 51:24	bottom 54:24 70:24 90:1
	44:15	AVIS 103:15,16 103:19	behalf 2:3 8:15 61:13 62:8	box 23:12
	approaches 105:8	Award-Winning 70:18	behave 37:18 78:6	brain 97:13
			behaves 81:18	brainstorm 103:7
			behavior 71:25 82:4	brand 20:20
			being's 83:7	branding 20:25
			believe 16:5 17:3	brands 48:2
				break 87:17,25
				breakfast 109:11
				Brian 1:12 2:2 4:4,11 6:5 16:16 32:17 66:17 75:16

91:24 95:24 96:25 100:17,21 101:9,18 110:23 115:1,17 116:12 116:16 118:4 Brian@Illusion 30:20 Brian@illusion... 70:9 Brief 87:23 bright 105:11 brilliance 105:1 bring 8:24 20:4 37:21 93:8 103:7 106:3 108:13 bringing 105:11 broad 25:24 30:22 65:24 81:14 109:16 brother 68:21 Brothers 48:3 brought 17:3 29:17 48:9,17 56:17 97:18,21 build 38:16 74:10 94:23 building 39:23 74:21 built 74:23 bunch 7:21 48:17 business 8:4 20:3 23:6,10 25:5,6 25:20 26:16 28:13,15,23 36:16 37:19 38:1,3,16 39:1 39:11,15 40:18 50:22 54:12,14 56:2,17 58:5 63:9 66:15,16 66:21,23 67:25 73:5,11 76:15 76:23 80:25 81:3,4 87:2 94:12,18,23,24 97:9,11 108:2 108:14 businesses 108:1 108:2 Bustamante	74:16,17 101:8 buy 74:6 buy-in 39:21 buy-out 72:12,16 buying 62:15,17 C Calabaras 23:12 23:13,13 California 1:2 2:5 2:10,17,23 6:1 22:7 23:14 115:3,13 116:6 call 7:8,10,17 8:12 16:1 29:6 50:24 51:2,10 52:10,11,17 54:10 65:13 69:1,18 76:9,13 76:17 80:18 91:8,13 called 6:6 16:15 26:7 27:24 28:9 35:15 38:1 43:23 44:13 48:13 50:11,17 50:18 68:21 76:25 80:17 85:3 90:16 91:14 94:12 calling 50:14 76:23 77:5,13 77:15,21 81:3 calls 27:7 77:24 80:14 87:7 capabilities 103:9 capable 83:5 capacities 63:21 capacity 36:11 capture 46:7 car 12:2 62:15 72:12 card 28:24 67:25 care 34:12,13 87:18 career 71:22 case 8:8 12:13,22 21:18 34:1 64:11,14,20,22 73:20 81:7 85:5	118:2 catch 20:18 88:15 catching 99:22 categories 9:25 108:13 caught 71:22 76:22 112:14 cavalier 82:22 cease 28:8 celebrated 42:4 cello 63:24 center 86:7 cents 47:24 century 37:19 certain 14:19,20 75:22 83:7 certainly 55:22 Certificate 116:1 116:7 Certified 2:9 9:20 60:5 70:3 78:14 89:21 95:15 96:20 100:12,25 101:13 102:8 106:14 116:5 certify 116:3 117:5 cetera 20:3 48:4 chain 4:12,14,17 4:20,22 5:4,6,8 chance 87:20 88:22 changes 115:7 chapter 27:16 characterization 50:16 characterize 67:15 charge 50:3,4 84:12 107:8,8 108:15 check 18:24 19:7 19:7 45:6,8,13 45:16 61:18 62:4 checked 45:11 chronological 10:2 chunk 8:4 circumstance 73:11,19,22	circumstances 30:14 84:19 cite 101:10 cited 15:9 city 109:14 claim 32:18,19 clarify 30:23 classify 14:21 clear 13:9 28:18 51:11 55:4,7 65:7 77:9 client 54:10 87:21 110:6 clients 36:14 42:20 close 14:21,23 15:1,5,7 40:3 63:21,23 83:4 closely 61:6 code 48:18 87:1,6 coincided 72:18 Colinas 22:9 collection 39:5 com 89:11 come 15:12 22:10 39:14 91:17 105:14,17 comes 89:6 coming 7:21 8:5 72:10 74:9 92:19,23 94:7 94:11,18 109:10 command 108:15 commence 39:22 commencing 2:6 comment 48:6 commenting 106:24 commerce 20:3 committed 12:12 communal 59:14 communicate 106:7 110:7 communication 15:20 24:1,6 79:7 110:5 comp 101:10 companies 28:14 company 15:12 18:19 19:11 20:1,9 21:12	23:3 25:17 26:6 26:7,11 27:18 28:8,11,17 29:3 38:17 44:19,23 44:23,24 48:13 54:20,21 68:20 70:21,22 77:10 93:8 105:4,7 107:18 compassionate 54:15 compensate 7:25 compensating 7:20 competence 25:15 competent 47:19 Complaint 64:14 compose 56:1 composer 55:22 63:13,16 composing 97:10 computer 18:5,9 18:12 19:2,4 22:12,12,13 concept 37:2 43:23,25 44:13 44:15 55:6 59:1 96:4 concepts 39:20 49:5 98:6 concerning 17:2 23:16,25 24:5 24:10 29:17 30:1 45:21 60:19 61:2,9,12 61:22 62:7 concerns 30:4 concert 56:10 concluded 114:13 condone 20:16 conduct 82:7 87:2,6 confer 114:8 conferences 103:20 confidential 104:16 confidentiality 104:16
--	--	--	--	--

confirm 72:3 conflict 33:2 64:7 74:25 confront 99:17 confronted 99:14 connection 65:15 73:9 contact 26:22 40:21 52:11 68:11 88:12 contacting 51:21 contacts 28:14 contain 117:1 content 20:4,23 22:24 contents 30:19 31:22 context 48:10 113:20 Continued 3:1 5:1 contract 28:19 contractors 21:17 22:1,3 contribute 37:20 106:6 contributors 39:3 control 23:20 55:5 conversation 8:3 42:8 44:9 50:22 51:2,7 53:18 54:2,6,8,9 57:19 57:20 58:6,11 69:18 76:16 97:8 111:1 conversations 27:7 29:5 74:12 75:9 80:23 83:17 84:21,23 Cool 103:2 copies 10:11,13 10:15 copy 11:6 32:19 32:21,23 33:1,4 33:7,24 45:16 48:22 49:3 59:21 62:4 97:24 98:5 104:12 105:20	114:6 core 25:14 correct 13:22 17:22,23 19:3 21:24 22:13 25:1 26:4 28:3 32:8 33:10 34:18,21 38:2 38:17,18 40:14 43:1 45:3 47:1 49:23,24 50:6,7 57:25 59:23 60:22,24 61:20 65:9,13,14,17 71:18 80:6,16 84:4 87:14 90:13 92:3,6 94:7,8,10,13,15 113:1 115:10 corrections 115:7 correctly 46:17 59:12 77:14 correspondence 49:19 51:19 71:2 79:5 90:5 93:18,22 108:18 correspondenc... 31:15 75:10 83:16 98:4 Corvette 72:7,10 72:25 73:25 74:3 Costas 25:10 56:4,6 counsel 2:13 3:1 95:4 114:7 117:6,8 counselor 85:1 count 17:8,9 79:22 98:11 counted 17:5 Countess 41:2,6 41:8,12 45:25 46:9,23 COUNTY 1:3 couple 11:2 27:7 31:12 49:15 66:12 67:19 99:14,18,19 course 6:19	11:16,25 12:1 12:10 23:6 26:16 54:19 64:2 87:22 94:25 95:7 court 1:2 12:4 13:4 cover 25:18 101:25 102:22 create 48:18 49:25 created 26:6,7 103:11,14 creating 25:17 creative 20:23 74:17 103:8,8 108:14 110:8 creatives 37:14 creativity 20:20 credibility 86:16 87:14 credible 86:5 CSR 1:25 2:8 117:15 current 105:9 currently 21:13 custody 23:20	deeply 58:9 Defendant 2:20 7:14 12:18 Defendants 1:9 Defense 113:5,6 define 105:4 defines 81:15 definition 26:5 definitive 26:17 28:21 42:16 109:20 112:12 112:14 definitively 80:11 degree 79:7 113:11,11 delivered 93:2 delivering 98:5,5 Dep 118:3 Department 113:5,5 Deponent 118:4 118:25 depose 11:23,24 deposed 11:12 deposit 44:20 45:2,21 65:16 91:1 93:5 deposited 72:22 deposition 1:12 2:2 4:10 7:22 11:15 12:3,12 16:16 114:12 115:2,4 116:11 depositions 11:20 Derek 74:19,20 74:21 descended 41:16 describe 56:19 describing 87:4 92:11 DESCRIPTION 4:9 5:2 deserve 72:6 design 48:23 designing 74:22 details 36:18 development 25:20 28:15 device 110:5	Dhabi 68:25 die 49:18 differences 49:13 different 18:11 18:16 20:2 23:4 26:16 27:16 36:5 37:14 59:6 79:4,4,9,10 86:24 103:7 104:12 107:2 108:6,11,12,20 difficult 73:11 difficulty 92:12 digital 103:20 104:25 digressing 50:21 54:11 dinner 15:13 35:18,19,21 36:25 37:1,16 38:9,24 39:9,25 52:6 dinners 46:1,10 46:24 dipper 109:11 direct 24:13 25:11 46:21 93:18,21 direction 116:23 directly 93:1 112:17 113:10 director 67:22 68:14,15,16 74:17 disciplines 108:6 disconnect 79:8 disconnected 27:22 discovered 86:8 discuss 28:15 40:14 discussed 36:1 36:15 38:8 discusses 97:19 97:23 discussing 66:24 98:21,23 discussion 36:23 114:5 discussions 59:13
--	---	--	---	--

<p>disparate 84:20 disparity 79:7 disruptive 54:23 distanced 86:22 distinction 59:9 divisions 48:3 document 9:8,18 22:22 24:21 25:18 29:24 30:4,5 46:14,16 48:21 60:3,12 61:16 62:3 70:1 70:18 78:12 89:19 95:13 96:18 100:10,23 101:11 102:5,6 102:13,24 106:12 documents 8:24 10:7,9 16:13,24 17:2,4,21,25 18:3,25 22:16 22:19 23:16,19 23:25 24:5,10 29:17 30:1 48:17 49:1 60:19 61:2,5,9 61:12,22 62:1,7 62:11,12 70:14 97:17 doing 9:9 11:10 19:21 23:9 25:20 36:5 53:24 66:23 68:18,20 91:21 domain 48:12,13 Donald 81:18 donate 39:5 55:13 56:24 57:4 dot 89:11 doubt 75:24 112:20 drafting 36:8 drawn 72:25 dream 106:4 drill 66:9 107:10 drink 83:9 Drinks 103:2 drive 39:14 drugs 12:24 53:2</p>	<p>53:9,11 Dubai 15:11 67:23 68:17,24 69:8,9,13 103:11,14,22 Due 43:2 duly 116:5,17 duties 111:8</p> <hr/> <p>E</p> <p>E 4:1,7 5:1 ear 58:7 earlier 56:5 90:15 91:12 99:20 early 50:10 54:2 90:18 Eastern 113:9 eaten 99:21 Eco-System 104:25 effect 8:16 116:8 eight 11:2 30:5 61:1,7 67:25 68:1 89:15 98:12 102:21 either 7:13 20:4 50:6 70:23 106:5 electronic 68:23 110:4 elements 18:7 Ellana 3:3 11:7 Ellis 3:3 email 4:12,14,16 4:17,19,20,22 5:4,6,8,10 8:16 10:21 18:13 22:12,25 30:12 30:19,25 31:2,8 31:19,24 32:7 33:8,14,19,22 33:25 34:16,20 40:25 43:9,19 44:4 49:4 50:8 51:21 52:15 54:25 57:1,16 58:15 59:20 60:18,23 70:7,8 70:11,25 76:5 78:18,19,21,25 80:21 83:18</p>	<p>87:13 88:13,16 89:5,7,25 90:3 91:22 95:20 96:12,24 97:12 97:18,23 98:1 98:13,22,25 100:4,17,20,21 101:8,17 106:8 112:4 emailing 99:10 emails 18:6,10 19:4,8 22:10,12 65:6 66:13 72:3 77:16 79:4,9,11 79:14 80:3 89:14 97:21 98:2,3,10,17,18 99:4,25 105:19 embroiled 81:4 84:5 emotional 86:8 employee 106:23 117:6,7 employees 21:11 21:14,22 22:3 23:1 employer/em... 28:21 employment 28:19 ended 9:13 30:15 37:16 ends 76:16 engaging 84:9 engineering 68:24 Enhanced 104:25 entertainment 20:3,22 63:14 63:14 entire 17:20 59:1 59:18 entirely 27:16 84:20 entirety 100:3 environment 18:18 105:13 Envisioned 104:25 equation 108:4 equivalent 12:4</p>	<p>ERRATA 118:1 erratic 81:15 82:4,5,8 erratically 81:13 81:18 83:15 ESQ 2:16,22 essence 54:6 59:18 estimate 106:25 et 1:8 20:3 48:4 euros 52:22 58:4 85:10 event 15:21,21 15:23,25 events 12:22 87:12 92:15 Everybody 77:6 evidence 34:1 55:22 evolved 27:16 EVP 28:12 exact 16:3 36:18 38:10 exactly 17:9 38:11 examination 6:10 116:21 examined 6:7 116:16 example 22:17 23:8 82:9 83:14 examples 83:20 exception 48:5 exchange 73:7 excuse 52:4 98:21 105:16 Executed 115:12 exhibit 4:10,12 4:14,16,17,19 4:20,22 5:4,6,8 5:10 9:11,16,20 16:15 60:2,5 69:22,25 70:3 76:4 78:11,14 89:16,21 95:12 95:15 96:15,20 100:7,12,16,19 100:25 101:3,7 101:13,16 102:4 102:8 106:11,14 108:17</p>	<p>exhibits 60:9 exist 62:3 exists 20:19 expectation 36:11 37:23 expenditure 61:13 expensive 46:1 46:10,24 experience 48:1 50:17 81:21 86:2 108:3 111:22,22,24 experiential 39:23 106:3 expertise 25:11 108:13 explain 41:14 44:18,21 explained 41:3 41:18 56:4 99:19 explode 15:23 exploded 15:22 15:25 exploration 48:23 explorations 49:7 explore 56:6 extent 31:11,14 56:3 57:15 65:3 111:4 externally 18:21 18:22</p> <hr/> <p>F</p> <p>Face-to-face 41:7 fact 33:20 34:15 58:16 67:17 87:7 fact-find 111:23 fact-finding 66:25,25 Factory 18:17 19:11,23,25 20:19 21:13,16 21:22 23:11 24:24 25:2,4,12 26:12 27:23</p>
--	---	--	---	---

30:21 36:12 44:24 45:7 72:23 74:18 91:20 96:25 97:10 facts 53:25 54:7 factual 79:12 fair 14:6 93:24 99:7 falling 43:2 familiar 31:24 56:7 68:5 family 7:4 41:4 41:18,20 43:2,4 43:7 far 62:13 80:4 94:17 faster 110:12 father 7:6,7 11:17,24 12:1 father's 14:10,13 favor 43:3,5,8 February 69:9 feel 49:6 71:16 73:3,12 82:13 82:16 83:2 105:4,7 fees 108:15 fell 43:5,7 felony 83:25 84:3 field 25:11 fields 20:21 figure 72:11,13 77:8 file 22:15,18,20 92:4 filed 26:9 64:14 files 17:21 filled 102:13 filling 93:24 film 63:18,19 finance 20:3 financial 33:2 37:21,23 39:12 74:8 financially 117:8 financiers 26:18 37:24 financing 26:22 find 16:24 31:24 97:14	finding 86:17 fine 53:22 finish 13:8 38:22 first 13:3,24 14:1 15:14 41:5 48:22 53:18 57:21 63:25 73:23 80:17 86:4 89:25 97:14 102:21 113:11 first-hand 31:7,9 31:11,13 58:3 fit 15:12 five 10:25 27:3 47:24 79:3 81:23 99:4,9 102:20 five-minute 87:17 flew 69:9 fluctuated 26:15 folder 22:18,21 follows 6:8 force 116:8 foregoing 115:2 115:4 116:11 117:1 form 33:22 34:17 34:20 68:19 formally 11:25 format 108:20 formation 26:8 formed 26:9 former 67:22 68:16 formerly 22:3 forms 20:2 forth 116:14 fortune 48:2 forward 49:14 74:6 80:20 93:7 93:7 foster 59:3 fought 113:8 found 11:3 12:11 12:11 founder 55:6 four 10:19,20,22 10:24,25 80:12 80:12,13 99:9	99:25 101:8 102:20 fraction 20:13 frame 76:19 111:7 fraud 50:23 51:1 fray 71:23 French 37:18 41:17 Friedman 2:21 4:13,21,23 5:5,7 5:9 friend 7:24 13:21 15:3,3 56:15 71:4,14 friends 14:22,23 15:1,1,5 28:22 69:5 71:13 73:17 77:22 78:3,5 99:1 113:12 friends' 14:19 friendship 15:22 front 8:17 16:14 18:4 98:24 102:17 fronts 99:15,18 99:19 frustration 77:7 full 67:24 116:7 117:1 Functionalities 103:6 fund 39:7 fund-raising 39:24 funding 37:18 funds 37:21 further 40:15 105:19 113:24 117:5	29:20 30:2 35:5 35:8 38:16 41:3 41:6,9,12 51:8 52:18 60:20 61:4 90:12 93:3 118:2 Gauthier's 4:10 16:16 General's 84:9 generally 85:3 genius 37:21 59:4,15 genuine 8:3 genuinely 42:7,9 53:7 107:24 get-to-know-y... 36:3 get-togethers 14:20 getting 54:10 85:1 87:7 107:13 gift 57:8,9,12,22 57:24 62:7,18 65:9 85:9,21,24 girlfriend 75:23 give 9:6 10:9 16:4 25:13 28:24 32:1 53:24 82:11 83:4 87:20 93:20 106:19 107:14 109:23 given 57:11 85:17 giving 7:23 64:24 99:22 global 20:5 37:15 108:3 glorified 111:7 gmail 18:16 go 9:2,23,25 11:4 13:23 14:16 16:12 17:19 23:15 28:13,24 28:25 38:21 40:25 45:15 52:2 54:24 58:6 61:21 65:5 66:12 72:2 73:23 87:17 91:22 106:8,23	109:15 114:3 goes 34:22 42:2 43:21 50:8 57:6 71:5 going 7:20 8:4 9:6 12:17 19:4 25:22 34:23 37:11,17,17,19 37:25 40:17 44:7 49:13 54:21 72:1,11 72:13 73:7,25 74:3 78:9 84:8 85:11,23 86:7 86:11,13,20 90:19 93:7,7 105:5,19 111:19 112:7 Goldring 15:9 Goldring's 14:4 good 15:11 49:17 59:9 69:5 71:12 75:11 77:22 78:3,5 83:19 112:13 Gotcha 104:23 grade 14:2,18 graphic 102:23 grateful 56:23 57:7 gray 42:17 49:12 111:2 grief 7:24 group 17:12 26:22 guarded 82:16 guess 10:15 55:11 61:18 92:16 93:12 102:15 guilty 83:24 84:3 84:12 guys 7:19 8:8 26:19 35:14 45:1
<hr/>				
G				
<hr/>				
G 2:21 garner 59:2 Gary 26:7 69:11 Gauthier 1:4 3:4 4:15,16,18,19 5:10 6:15 17:3 23:17,22 24:2,7 24:11,22,25				
<hr/>				
H				
<hr/>				
H 4:7 5:1 half 35:23,25 52:7 99:21 hall 56:12				

hand 10:1 89:18 handing 10:5 hands 49:3 handshake 45:24 Hang 89:7 happen 42:13,14 happened 42:11 42:24,25 48:24 57:21 74:13 81:12 85:12 91:5 happening 46:11 47:2 50:13 84:19 happy 45:19 55:12 57:3 66:10 hard 49:1 hate 110:15 haven 37:22 head 96:6 hear 19:15 heard 56:8 58:13 62:23 90:10 hearing 84:18 help 21:25 28:25 29:1 38:1 90:14 91:3,4 107:13 110:16 helped 44:18,21 helping 26:1,25 36:12 105:3,6 hereto 9:22 60:7 70:5 78:16 89:23 95:17 96:22 100:14 101:2,15 102:10 106:16 Hey 8:4 HEYWOOD 2:21 Hi 6:12 hiatus 74:24 high 7:23 13:20 14:16,22,24 highest 28:14 Hills 14:10,14 hinted 43:11 hire 47:18 hired 37:25 47:16 history 25:7 hold 23:9 28:16	holder 116:7 holding 58:7 holiday 42:4 home 22:5 23:5 honest 36:19 52:23 honestly 53:23 hormonal 75:13 75:19,20 76:6 Horrible 89:1 horse 34:24 host 68:23 84:6 hosted 18:17,21 hosting 18:18 Hotel 15:16 hotmail 18:16 hour 35:23,23,25 47:24 52:7 99:21 106:24 hourly 50:3 107:8 108:2 hours 106:19,20 106:21 107:3,5 107:6,21,25 house 14:5,10,13 56:15,17 69:14 houses 14:19 hovering 96:6 How's 79:20 HUBBARD 1:25 2:8 116:3 117:15 huh 89:1 human 81:15 83:7,8 86:11 87:10 humor 86:19 hundreds 42:20 42:20	27:15,23,25 36:11 44:24 45:6 72:23 74:18 91:20 96:25 97:10 illusionfactory 18:14 IllusionQuest 26:8 72:21 97:11 102:14 104:24 108:10 impact 12:24 13:18 impeccable 54:20 implication 94:22 implications 82:21 implied 94:17 important 12:18 impression 73:14 86:3 109:5 in-person 39:17 40:1,20 52:4 80:5 including 98:13 incorrectly 77:14 independent 21:17 22:1,2 Indexing 103:16 indicated 115:9 indicating 76:18 76:20 104:22 individual 1:5,8 infancy 37:10 inference 59:1 inferred 111:3,3 information 5:14 31:7,10 60:24 64:13 88:12 initial 26:10 innovative 105:8 inside 111:5 instructed 5:17 80:21 intellectual 20:2 intended 34:9,12 intent 8:3 36:10 Interactive 70:18 72:21 interested 117:8	internally 18:18 internet 20:8 interpret 46:16 interpreting 46:17 59:11 intimate 111:18 intimates 110:25 introduced 41:2 41:6,8 68:13,15 80:9 invest 106:6 invested 52:19 52:21 58:3 investment 65:12 73:5 85:22,24 Investors 62:24 invited 69:8 invoice 49:9,25 50:5 invoiced 49:22 involved 108:12 involvement 28:7,10 Iraq 111:11,15 112:22,25 irrelevant 113:16 Isabel 6:15 Isabella 16:15 24:14,18 28:9 31:13 32:17 33:3,13 34:4,24 35:4 38:5 41:2 41:5 43:11,22 44:18 45:25 46:10,23 49:5 49:15 50:11,14 51:3,21 57:7 58:16,19,21 59:6 64:8,24 74:25 75:10 76:10 77:10,10 77:15 80:15 93:11 99:21 102:18 Isabella's 29:6 67:17 Isabelle 1:4 3:4 4:10 17:3 23:16 23:22 24:1,6,11 24:22 29:20	30:2 35:8 38:16 38:19 43:10,24 44:12,15,21 48:24 51:20 55:4 57:20 60:20 61:3,10 69:19 86:5,6 90:6 98:20,21 isabellegauthi... 70:10 issues 99:2 item 17:15 27:22
J				
JAY 2:22 jay@friedmanl... 2:24 Jeffrey 2:16 6:14 jeffrey@witte... 2:18 jet 43:12 jibe 86:21,25 job 72:2 joked 42:3 judge 111:23 judging 106:21 judgments 77:18 July 72:17,17 102:18 June 37:6,7 44:7 44:9 61:14,15 61:25,25 62:9 62:10 97:3 101:18				
K				
keep 10:13 22:19 22:19,21 75:8 80:24 88:8 keeping 60:8 79:4 81:4 kept 22:16 kernel 36:12 kill 110:11,12 killing 110:5 kind 9:7 33:25 36:22 39:11,13 49:2 71:22 113:8 kinds 37:14 know 6:18,20				

12:20 17:6,9 23:2 26:15 31:20 32:21,25 34:8,13 35:6 36:22 38:4 45:10 46:25 47:20 53:8,10 54:8,19 55:17 55:21 57:9 58:8 60:10 62:14 63:3,7,12 64:1,4 65:21,23 66:2,2 66:4 67:10,11 67:16 68:6,22 69:12 71:11,12 72:1,6 74:10 76:7 77:3,8,14 79:15,16,21 81:19 83:22 84:5,17,18 85:8 85:12,14,15 88:3,6,10,12 89:8,25 91:20 93:6 94:1,3 95:24 96:2,11 104:9 105:16 106:21 107:24 107:24 109:4 110:4,22 111:2 112:17 113:18 Knowing 53:8 knowledge 23:23 30:18 31:7,9,11 31:13,17 32:12 32:13 57:22 58:1,2,3 59:25 65:8,10,11 85:25 107:17 111:9 known 63:1 knows 78:3 95:23 110:20	89:15 100:5 101:8 lack 87:14 Lamont 26:23 27:7 landlord 96:1,8 language 98:14 105:16 large 20:20 late 15:17 54:2 92:10 laughing 46:7 lavishly 62:21 LAW 2:15,21 laws 115:3 lawyer 11:18 lawyerly 7:2 lead 74:21 lease 72:7,10,12 72:16,21 74:6 leave 57:23 led 44:9 legal 7:1 82:21 84:6 legs 39:12 length 76:12 let's 10:8 11:11 13:23 23:15 28:18 51:6 58:6 65:5 66:12,16 73:23 76:13 77:9 78:8 79:17 83:22 95:11 99:9 100:19 106:8 108:16 109:15 letter 32:20,22,24 33:1,5,8 111:5 letting 49:17 levels 28:14 leveraged 18:6 leverages 106:4 leveraging 103:23 105:8 108:2 Levine 63:3,4,10 63:12,13 66:18 66:20 67:8 81:10 lie 111:25 112:10 112:12	lied 112:20 lies 112:1,15 life 15:7 20:5 74:9 86:9,22,25 87:8,11 111:21 111:22 light 110:13 limit 66:1 limited 16:11 31:17 69:18 Linda 50:18 67:10 67:12,17,19 76:11,17,25 77:18 86:8 92:18 99:22 line 90:14 91:3 101:4 118:5 Lips 103:3 listed 30:19 59:20 64:11 100:20 listen 54:18 61:6 listening 58:8 76:14 literate 46:6 little 40:15 51:6 73:16 91:16 live 69:12 lived 109:1,4,6,12 109:18 lives 88:10 living 108:24,25 location 23:9 lofty 73:15 logs 106:24 long 21:18 28:16 29:2 35:17,21 35:21 39:13,25 40:8 68:1 look 8:22 16:18 16:21 23:10,11 38:18 49:6 83:22 87:17 102:12 104:17 105:4,6,6 106:23 108:9,16 110:14 111:20 look-and-feel 49:7 looked 81:9 108:20 111:1	looking 12:19 30:25 41:1 42:16 44:19,22 79:23 83:11 93:18 98:22 102:24 104:11 106:7,18 107:6 looks 9:4 Los 1:3 109:2,10 loss 66:6 losses 92:7 lot 52:2 58:9 71:5 77:16 loving 58:18 loyalty 82:13 Luis 109:21 Lure 35:15 lying 73:1,2	matters 54:11 81:5 McCollum 74:19 74:20 mean 25:23 37:4 46:8 47:22,23 48:7 53:6 66:1 67:14 73:1 78:23 79:15 82:8,13,25 102:23 104:2,11 104:15 105:21 113:19 meaning 7:4 26:7 82:7 means 32:21,24 42:13 86:25 96:4 meant 40:4 99:24 meet 13:24 14:1 35:8,14 68:9,12 109:10 meeting 8:12 35:17 36:2,3,8 36:16,24,25 37:1,16 38:9,24 38:24 39:9,16 39:17 40:1,1,8,9 40:11,13,21 43:20 45:17 52:6,7,8 53:13 53:20 66:15,17 66:21 67:1 79:23 81:9 86:4 109:9 meetings 31:12 42:21 52:3,4 59:12 67:20 80:5 member 7:4 memory 80:19 91:4 mention 17:11 53:1 mentioned 13:20 26:1 met 14:9 15:9 35:4,11 39:18 39:18 53:17 63:8 67:19 68:10 69:1 77:4
---	---	--	---	--

88:7 93:3,10,10 method 37:18 61:23 meticulous 82:20 Michael 63:4,9,12 63:13 66:18,19 67:8 81:10 Michael's 63:20 middle 76:22 78:18 99:22 113:9 midnight 12:2 Mike 63:3 military 110:24 million 26:21 27:3 29:11,14 mind 15:24,24 17:8 19:7 38:25 76:19 111:7 minds 105:11 mine 54:13 minimalized 20:14 minimum 81:16 minute 114:4 minutes 35:23 40:12,12 76:14 76:14,16 misogynistic 75:24 76:2 misrepresented 112:16,18 Misstates 46:13 90:17 model 37:20 39:1 39:11,15 40:15 97:9,11 models 26:16 moment 21:17 76:21 money 25:16 26:2,13,25 27:14,15,21 28:20 29:18 30:1 32:18 39:7 47:5,7,10,12 52:19 55:18,20 60:20 61:3,10 61:23 62:21 64:24 65:8 67:5 67:7 72:7,14,22	72:22,24 73:4 85:16 92:19,22 93:2,8,14,20 94:2,3,24 money's 94:7,18 Monica 2:5,17 6:1 month 50:10 51:8 months 29:9 moral 87:2,6 morning 76:9 motions 72:2 mouth 33:6 50:15 50:16 83:17 112:2 multiple 25:6 79:14 80:2 music 25:11 55:13,18,20 56:2,24 57:4 mutual 66:24 mutually 97:15 97:15 <hr/> N N 4:1 name 6:14 48:12 48:13 56:7 67:11,24 88:3 117:12 118:2 named 26:22 116:12 Napa 84:6,19 109:19,21 narrow 25:24 109:15 National 67:23 68:16,16 nature 12:16 51:4,5 81:15 82:5,8 necessarily 39:4 necessary 115:7 115:8 need 10:15,16 19:7 20:21,21 21:25 46:15 neighbor 14:5 neutral 54:17 never 26:17 28:19 49:22	50:5 53:10 57:18,18 78:5 79:6,6 87:10 94:6,11 109:12 110:1 111:6 112:16,18 new 25:17 newsletters 70:23 night 12:2 68:10 68:10 nine 61:11 102:21 102:21 nobles 41:4,19,21 noblesse 41:17 non-refundable 44:20 45:1,21 Notice 4:10 16:16 November 4:17 4:19,20,22 5:4,6 5:8,10 15:8,17 15:18 29:5 90:8 90:16,22 91:9 91:16 92:2,8 95:21 number 9:4,8 17:4 23:13,18 26:15 29:23 51:20 52:23 61:1,7,11,21 62:6 79:10,13 88:14,17,21 89:3 116:7 numbers 17:12 <hr/> O o'clock 112:8 Oasis 18:8 22:16 22:18,20,22,25 31:14 36:6,9 37:2,6,17 38:1,3 38:17 39:5,7 43:23,25 44:6,9 44:13 48:13 55:5,14 59:2,17 65:15 67:3 75:4 75:6 91:1 93:7 94:12,18,19,23 94:23 97:4,19 97:23 98:8,19 98:20 99:5,12	100:1,4 101:10 101:22 102:5,12 102:16,17,22 103:4,5,24,25 104:10 105:2,10 106:2,4,22 Oasis's 104:25 oath 12:6 72:6 88:1 115:5 oaths 116:9 Obispo 109:21 Objection 14:11 34:7 46:13 77:24 90:17 95:1 objections 116:21 obviously 43:16 54:22 occasions 49:16 67:20 occurred 54:8 October 4:14 16:5 29:7 51:9 51:20,24 52:12 54:2 70:10 90:16,18 odds 75:7 83:1 92:10 Off-the-record 114:5 offended 104:4,6 offer 66:7 office 22:4 23:12 84:9 89:3 OFFICES 2:21 oh 11:7 38:21 79:24 104:23 okay 6:12,23 8:22 9:15 10:4,23 11:4,7,10,17 13:3,20,23 14:3 14:16,23 15:4 15:23 16:7,10 16:12,21 17:2 17:19,24 18:9 18:13,24 19:6 20:11 21:6,11 21:15,18,21 22:4,10 23:3,15 23:24 24:15,20	26:13,19,24 27:2 28:7,10,16 29:2,8,16 30:9 30:11 32:4,10 32:21 33:7,14 33:18,23 34:22 34:25 35:3,8,11 35:14,17,25 36:15,20,20 37:9,25 38:6,21 39:8,16,25 40:13,25 42:2 42:24 43:7,16 43:21 44:3,17 45:4,18,20,25 46:19 47:3,22 48:11 49:21 50:3,5,8,20,23 51:6 52:2,17,21 52:25 53:5,12 53:16 55:9,11 55:17 56:6,19 56:22 57:14,17 57:21 58:14 59:5,8,19 60:1 60:14 61:11,21 62:6,20,23 64:1 64:12,13,20 65:1,5,20 66:12 67:2 68:9 69:15 69:20 70:13 71:16,19,24 72:15,18 73:17 74:16 75:1 77:21 78:8,25 79:19 80:4,8,14 80:23 81:8 82:19 83:6,22 84:25 85:7,21 86:1 87:16 88:3 88:6,21,23 89:12 91:2,6,15 91:22 92:8,19 94:6,14 95:10 96:10,14 97:3 98:7,16 99:6,25 100:2,3 101:7 102:2 103:18,21 103:25 104:19 105:1,3 106:8 106:25 108:16
--	---	--	---	--

109:3,8,22,24 110:2,25 111:10 111:13 112:3,21 113:21 114:2 old 7:23 15:1 71:14,15 111:16 Olemear 68:2,4,7 68:9 once 56:16 ongoing 27:9,12 28:1 online 21:2,4,7,7 open 91:19 operate 86:22 operated 87:5 operating 79:3 83:20 87:1 opportune 97:16 opportunities 25:9 66:25 opportunity 59:3 97:16 opposed 18:18 ops 111:18 113:2 order 9:7 10:3,3 17:12,15,15 39:14 52:14 orders 95:25 96:3 96:7 organization 111:5 original 39:25 outcome 117:9 outside 83:20,20 87:1,6 107:19 110:14 outsource 21:25 Overall 59:19 owned 38:3 owner 19:17 21:23	104:21,22 118:5 pages 11:2 17:5 17:10,13 29:16 102:21 104:23 117:1 paid 28:20 45:4 46:1,10 65:17 67:3 72:21 85:1 92:20 pain 58:9 86:11 86:13 Pakistan 47:24 palm 104:2 paper 80:22 105:14,17 paragraph 54:24 parallel 25:8 Parched 103:3 Pardon 68:3 Parmelee 2:22 4:13,21,23 5:4,6 5:8 8:19 9:6,13 10:2,6,10,13,19 10:21,25 14:11 17:11 30:7 32:2 34:7 46:13,20 51:13,16 60:10 60:14 69:23 77:24 78:10 88:24 90:17 95:1 101:5,19 114:1,8 part 27:14 70:14 70:24,25 108:5 111:18 participants 108:3 participation 37:24 particular 8:11 10:5 parties 117:7 partner 26:7 69:11 partners 77:11 party 56:1 passed 32:1 paste 32:19,22,23 33:1,5,8,24 59:22 Patricia 1:25 2:8	9:10 116:3 117:15 pay 72:7 93:14 paying 94:22 payment 72:19 pdf 22:22 pedigree 54:20 penalty 12:9 115:2 people 37:13,20 59:2 78:5 106:3 107:19 people's 112:11 perceived 83:12 percent 19:17 55:13 56:24 57:4 perception 83:15 perform 56:9,14 performed 48:10 49:23 50:1 67:4 100:4 107:11 performing 111:8 Performs 70:19 period 51:23 62:18 87:5 88:19 perjury 12:9,12 115:3 person 13:6 15:9 35:6 40:22,23 53:13 54:16 62:18 63:25 86:3,12 106:5 111:17 personal 45:8 49:13 50:22 51:4 52:3 54:11 54:11 58:1,2,9 76:20 81:1,5,21 99:23 personality 86:21 personally 58:23 94:7,9 107:25 perspective 30:14 66:5 83:8 pertaining 98:8 pertinence 71:1 pertinent 18:6,7 18:8 39:4 84:21	phase 106:2 philosophy 83:10 phone 8:12 16:1 27:7 29:6 50:19 50:24 51:2 52:10,11,17 54:10 57:20 58:7,10 65:13 67:18 69:18 76:9,16,17 80:18 88:14,16 88:21,22 89:9 91:13 phones 79:4 physical 109:13 piano 55:24 56:16 pick 79:10 picture 102:19 104:19 pictures 89:11 102:13 104:2 place 21:6 37:13 40:10 116:13 Plaintiff 1:6 2:3 2:14 4:10 6:15 12:18 16:15 29:18,21 36:17 39:17 40:2,21 41:20 42:5 43:4 43:13 47:6 50:6 52:4,11 53:13 54:3 57:22,23 57:24 58:3,4 59:13 64:15 65:9,12 76:5 78:20 80:6,24 81:8 85:9,17 86:2 90:15,22 91:9 92:1,9,16 95:20,22 96:2 98:25 99:10 100:17 108:19 Plaintiff's 4:9 5:2 9:19 60:4 70:2 78:13 89:20 95:14 96:19 100:11,24 101:12 102:7 106:13 play 55:24 56:16	playing 56:20 plea 84:16 please 9:17 25:25 29:22 32:19 33:21 34:16 46:18 75:15 81:2 91:24 94:20 95:5 104:4 pled 83:24 84:3 84:12 point 30:16 48:20 75:3 80:20 83:7 86:10 92:4 108:24 pointed 60:18 position 28:17 54:22 71:21 positively 112:19 possession 23:20 24:18 45:12 possibility 80:10 possible 53:15 82:12 possibly 36:7 54:18 74:4 post 23:12 potential 39:2 106:5 potentially 56:4 predicament 86:18 predominantly 20:1,21 36:4 63:14 preface 43:20 present 3:2 31:12 presented 39:19 Presumably 77:23 presumes 78:2 presuming 85:19 presumption 58:22 93:1 pretend 98:14 print 28:23 printed 17:13,14 prior 44:9 116:16 privy 44:10 probable 68:8 probably 7:12
---	---	---	---	--

13:3 14:1 47:24 52:14 58:11 88:14,16 110:10 problem 72:4 proceed 32:5 proceedings 114:12 117:2 process 39:24 produced 18:8 22:22,25 23:19 24:3,8,12 31:1 49:20 89:14 108:22 producer 63:18 63:23 producing 20:4 production 16:19 17:22 20:1,23 20:25 29:16 96:12 professional 36:11 51:5 63:13,21 proffered 39:2 program 89:7 progressed 27:18 project 18:8 27:9 27:13 28:1 29:14 31:14 36:6,9 37:10,17 37:17 39:6,7 49:11,13,16 50:4 59:18 74:24 75:8,11 88:18 90:11 91:19,25 93:9 93:11 97:19,24 102:5,12 103:9 103:11,14,22 105:10,12 106:2 107:8 projects 20:4 68:24 promise 7:25 promote 20:5 promotion 19:25 20:23,25 48:3 property 20:2 proposal 17:14 18:6 22:22 24:17 26:2 36:8	38:19,19 39:14 39:19 45:22 48:19,21 51:14 51:17 53:18,19 59:4,17 65:16 65:19 67:4 90:23 97:24,25 97:25,25 100:4 101:22,25 102:5 102:13,17 103:11,14,19,21 104:18 proposals 22:21 proposed 24:18 proposing 25:19 prosecution 12:13 prospect 54:20 provided 70:14 pulled 22:25 purpose 11:14 60:19 purposes 12:13 39:24 pursuant 2:11 4:11 16:17 put 10:18 15:2 17:13 25:4 26:11 33:6 39:6 44:4 74:24 78:5 78:8 80:21 83:17 88:18 92:4 93:12 101:21,25 107:25 112:1 puts 71:20 putting 25:8 54:22	81:14 82:12 94:20 96:5 questions 18:25 39:13 93:25 113:25 114:1 quiet 9:10 92:24 quietly 110:7 quite 58:11 107:25 quote-unquote 43:12 95:23	16:2 36:1,18,20 36:24 41:24 42:7,9,10,13 45:4 47:2 50:13 50:14 52:18,23 53:2,4,7,12 54:1 54:4,7 55:16 58:12,19 78:21 80:24 81:8,11 84:17 93:21 108:23 109:1 receive 67:5 received 6:24 22:11 67:7 receiver 46:16 receiving 78:21 recess 87:23 reckless 112:11 recollect 80:5 recollection 38:10 53:24 74:2 109:19 record 11:5 12:19 45:14 51:12 79:13 87:17 95:3 114:3 117:2 recorded 116:22 records 45:11 103:20 refer 7:12,14 29:20 reference 60:19 113:3,7 referenced 4:9 5:2 62:13 references 96:11 referencing 103:16 referred 9:18 41:11 60:3 70:1 78:12 89:19 95:13 96:18 100:10,23 101:11 102:6 106:12 reflects 61:16 refresh 91:4 refused 59:23 refute 112:19 regard 31:17	regarding 12:22 23:22 24:21 36:16 96:8 99:11 101:10 110:3 regular 15:20 22:2 regularly 84:18 related 65:2,21 relating 22:16 relations 25:5 relationship 15:10 28:21 29:2 36:16 54:12,13 56:18 67:15,16 75:22 92:13 relationships 25:6 76:21 84:7 relative 117:5,7 Relevance 14:11 remain 55:10 remember 38:23 39:8 42:22,23 71:2 92:25 93:4 105:25 108:18 109:7,25 remuneration 37:23 repeat 20:17 29:22 75:15 REPORTED 1:24 reporter 2:9 9:21 13:4 60:6 70:4 78:15 89:22 95:8,16 96:16 96:21 100:8,13 101:1,6,14 102:3,9 106:10 106:15 114:6 116:6 REPORTER'S 116:1 reporting 91:18 repossessed 74:1 74:3 repossession 74:5 represent 25:10 56:4 request 16:19
---	---	--	---	---

29:24 60:13 62:2 REQUESTED 5:14 requests 16:21 16:25 17:22,25 18:3,4 required 34:8 residence 109:14 residing 14:8 resolve 49:12 99:1 respect 71:25 respond 30:11 32:10 59:24 responded 32:14 response 8:19 10:5 11:19 44:25 67:17 82:2,12 90:23 91:7 responses 13:12 82:22 responsibility 48:16 responsive 10:7 16:25 17:21,25 18:3,25 62:1,11 rest 22:24 restaurant 35:15 53:13 109:11 restraining 95:25 96:3,7 result 17:20 37:24 74:25 85:14 86:17 97:7 resume 108:11 revealed 58:10 revenue 74:11 reverted 86:10 review 6:23 reviewed 53:19 reviewing 11:3 right 6:16 12:3 32:11 35:1 40:23 42:14 44:1,24 46:12 48:14 51:19,23 52:12 58:24 61:19 71:7,14 73:23 77:12,22	79:22 82:17 83:11,13 90:6 90:11,25 91:18 92:2,5 97:1 98:15 99:3,16 100:1,5 105:5 106:18 110:21 110:22 112:22 rights 55:13,18 55:20 56:25 57:5 Road 2:22 23:13 Rolodex 28:25 29:1 roughly 85:10 rule 80:10 run 11:6 48:3 running 68:20 <hr/> S S 4:7 5:1 safe 37:22 sale 39:6 Saleem 67:20,21 67:22 68:4,7 69:2,5,7,12,16 salon 37:18 San 89:1 109:21 Sanctions 12:15 Santa 2:5,17 6:1 saw 15:14 73:21 saying 15:25 19:6 28:23 31:19 34:25 41:14 42:12,15,19 50:9 53:4 59:7 59:12 79:23 81:11,19 92:9 93:4,16 109:1 says 10:22 35:2 44:12 55:1,3 56:22 58:15 61:1 71:3 76:6 91:23 97:3 Schoenberger 1:8 4:16,19 7:11,13,13,15 13:21,25 14:9 14:17 15:6,15 15:20 25:3,5 26:24 28:4	29:11,19 30:3 35:5,12 36:17 38:15 41:11 45:9 46:9 58:5 59:14 60:21 61:4,14,24 62:9 66:18,19 67:3,5 75:18 78:19 79:1 81:21 82:14 83:15 87:5 88:7 92:17 95:20,22 96:25 100:22 101:18 110:23,23 118:2 school 7:24 13:21 14:16,22,24 scorned 77:7 scratch 66:16 screen 63:19 script 102:14 scruples 83:21 search 17:21,24 18:2 22:11 second 9:10 20:18 32:1 39:18,18 40:1,8 40:9,11,13 52:7 71:6 80:18 89:7 113:11 section 103:5,16 sections 104:17 see 10:21,23 13:4 16:18 18:13 25:8 28:25 29:1 33:20 34:15 62:20 70:7 76:3 78:18 79:24 81:22 87:18 88:25 89:6 90:3 91:16,22 98:9 104:19,23,24 105:19 seek 84:10 seeking 39:3 seen 16:22 24:16 24:21 55:22,23 55:25 56:9,14 56:16 60:23 64:17,18 69:7 70:11 81:13,23 111:24 112:1	send 33:8,12,21 33:25 34:3,6,16 34:19 59:22 sending 70:24 senior 74:20 sense 73:18 75:11 86:19 93:15 106:19 sent 30:6,12 32:7 34:5 48:19 50:5 70:12 87:13 89:8 96:25 sentence 58:14 104:20 108:8 sentiment 71:16 separate 19:1 22:15 25:7 26:11 separately 17:14 September 4:16 19:20 50:10 51:22,24 52:13 52:16 54:2 78:22 90:18 91:14 99:13 100:17 101:9 sequence 53:17 served 6:20 7:17 server 18:11,15 18:17,24 19:1,7 serves 80:19 services 20:21 48:10 set 19:24 26:17 43:12 83:20 116:13 sets 113:15 seven 10:22,24 10:24,25 11:1,1 11:1,1,2,8 30:5 30:7,8,12,12,19 30:19 31:1,1 41:1,1 51:21 54:25,25 57:2,2 58:15,15 59:20 59:20 89:15 96:13 98:15,17 98:18,23 99:10 100:5,20 101:8 101:17,19,21 102:20	shades 39:10,11 shadow 112:20 share 58:17,20,21 58:23 59:3,7 65:21 83:12 shared 65:3 66:8 66:10 sharing 59:14,15 SHEET 118:1 Shoenberger 79:3 shorter 40:11 Shorthand 2:9 9:21 60:6 70:4 78:15 89:22 95:16 96:21 100:13 101:1,14 102:9 106:15 116:6 shortly 93:10 shot 25:14 show 77:16,17 98:3 108:10 112:8 showing 49:1 shows 63:15 70:8 78:25 87:14 shy 29:9 side 76:17 Signature 118:25 signed 45:23 Silicon 109:6 similar 103:21,23 simply 20:7 single 108:8 sit 11:20 15:4 sitting 110:10 situation 78:6 six 11:1 29:23 48:3 51:20 79:4 79:9,10,17 98:18,23 102:20 skill 113:15 117:3 smile 111:20 smiled 113:15 socially 77:3 sole 21:22 somebody 15:11 47:17,18,23 54:10,21 58:8 76:14 87:1
--	---	---	--	---

111:4 112:11 someone's 56:15 son 12:1 sophiamusik 80:1 sorry 9:12 18:1 27:12 30:22 46:6 48:5 52:24 55:3 58:4 61:6 66:18 69:24 75:14,17 79:12 88:15 94:21 109:20 110:13 sort 73:5 111:7 sounds 9:24 68:5 source 37:13 94:3 space 108:14 sparring 113:13 spawned 36:8 speak 63:20 speaking 13:6,11 20:8 85:3 speaks 13:8 46:14 special 113:2 specific 39:23 51:6 54:7 65:25 98:2 specifically 22:20 42:23 51:1 59:7 64:10 91:6 93:13 94:16 103:3 104:1 105:7 109:7,13 109:25 specifics 36:23 84:17 speculation 34:8 77:25 95:1 spending 62:20 spent 50:21 107:3 spoken 76:11 111:17 stage 26:9 27:17 37:11,11 stages 26:10 stalemated 48:25 stalking 84:12	start 9:16 19:19 25:9 93:9 94:24 109:15 111:18 started 37:5 39:22 93:11 starts 89:25 100:21 state 1:2 2:10 13:3 115:3 116:6 stated 55:2,12 57:3 59:10 statement 30:22 58:22 73:15 75:25 States 111:5 status 49:16 stay 11:5 steer 84:23 stellar 71:21 stenographically 116:22 step 97:14 sticks 38:25 stop 75:4,6 79:1 110:5,5 stored 18:10,10 18:15 storms 97:13 story 33:15,16 112:24 stream 74:11 Street 2:4,16 strength 108:5 stresses 74:9 strike 79:13 101:20 strong 28:13 Studios 25:18 26:8 27:16,25 97:11 102:14 104:24 108:10 stuff 51:13,16 81:1 subject 12:9 subjective 83:8 subpoena 2:11 4:11 6:21,23 7:9,16,17 8:20 9:24,25 10:3 16:17 64:19	subpoenaed 64:3 64:4 subscribed 117:11 subsequent 27:17 42:21 57:19 substantially 27:18 Suite 2:4,17,23 summarize 59:19 summarized 36:22 summarizing 80:4 SUPERIOR 1:2 supervising 114:9 supervision 116:24 supplied 70:15 supporting 18:7 58:18 supportive 105:13 supposition 93:22 94:5 sure 8:23 10:10 29:23 30:25 38:12 49:21 54:1,24 60:16 61:7 66:14 83:3 87:22 99:8,23 surprised 66:3 sustain 39:12 sworn 6:7 116:17 system 103:15,16 103:20 systems 105:9	10:17 12:17 13:10 80:25 81:3,6 83:9 84:18 87:20 95:5 100:7 111:19 113:12 talked 16:7 25:6 26:21 39:19 talking 26:18 36:4 37:2,3,5 44:6 71:10 73:10,18 82:10 85:18,21 103:3 103:23 111:16 talks 69:16 99:10 102:14 tangible 106:5 team 22:2 23:2 74:22 technical 74:20 105:8 technically 105:12,12 108:14 technologies 103:8 technology 20:20 103:24 105:9 telephone 51:10 54:8 80:14 91:8 television 63:15 tell 31:19,21 40:6 41:20 43:4,7,13 43:19,24 44:11 44:14 47:6,9,13 54:16 55:15,18 55:19 57:11 61:8 62:14,17 63:22,24 64:20 64:22 69:15 72:1,8 76:7,12 77:5 82:9 83:14 83:24 84:11 92:22 93:13 97:18 103:10 109:3 110:2 111:6,10,13 112:20,24 113:4 113:8 telling 47:20 52:18 58:19	65:12 74:8 76:10,14 79:1 80:24 81:8 90:22 95:22 97:5 ten 27:3 61:21 79:16 81:24 tense 83:2 tension 82:25 tenuous 54:22 71:21 term 39:13 termination 15:22 testified 6:7 47:21 72:6 91:12 107:15 testify 8:15 12:8 38:10 44:7 58:12 85:4,23 116:17 testifying 12:4 testimony 42:25 83:4 99:20 116:11,20 117:3 testing 113:11 text 104:15 105:22,22,24,25 thank 13:15 29:25 32:15 51:18 59:8 69:24 70:16 78:11 83:6 89:12 95:4,5 96:17 thing 61:18 things 12:15 31:20 36:5 72:25 86:19 91:5,11 108:11 think 8:17 11:13 14:7 15:11,18 17:13 18:20 26:20,21 31:22 33:11 34:6 42:11 51:2 52:3 59:11 60:18 72:5 73:2,3,10 73:17,20 76:3 76:25 81:18 90:7,15,16
---	--	--	---	--

93:22,24 97:7 97:12,17,23 107:3 thinking 79:24 thinks 74:3 third 52:10,11 53:12,20 80:8 80:10 thomas 1:8 7:8 7:10,11,13,13 7:14,14,17 13:21,24 14:9 14:17 15:15,20 16:7 24:19,22 25:3,5,9,16,20 25:21 26:24 28:4,20 29:4,10 29:13,18 30:3,6 30:11,17 31:13 31:19 32:7,16 33:25 34:3,5,6,8 34:12,20,25 35:5,11 36:17 37:3,5 38:5,7,15 38:20 40:10 41:10,11 43:7 43:16,24,25 44:4,6,8,12,18 44:21 45:6,8,13 46:1,8 47:9,11 47:21 48:7,24 49:5,9,22 50:9 50:12,15 52:19 53:2,8,10,11 55:2,12,15,17 55:19,21,21,25 56:9,23 57:3,11 57:23,24 58:5 58:16 59:14,21 60:21 61:4,10 61:13,24 62:8 62:14,20 63:1,8 64:8,11,20,22 64:24 65:9,16 66:18,19 67:3,5 67:12,13,14 68:11 69:4,5,10 69:15,17 71:13 71:17,19 72:6,8 72:9,25 73:1,2,3 73:4,21 74:12	74:25 75:4,9,12 75:18 76:10,20 76:24 77:11,22 78:3,4,19 81:5,9 81:13,21 82:13 83:15,23 84:5 84:22 85:4,9,17 86:18 87:4 88:7 92:10,12,16,20 92:22 93:4,13 93:19,19 94:6,9 94:11 96:24 97:8,13 99:1,5 100:22 101:17 102:18 103:10 107:15 108:23 109:1,3,5,9 110:2,23,25 111:6,8,16,25 112:1,7 113:12 113:14 Thomas's 71:5 74:2 86:9,15,19 86:21 99:23 thomasschoen... 80:1 thomasschoen... 30:20 31:2 thomasschoen... 79:25 thought 10:4 thoughtful 82:24 83:3 thread 49:4 70:25 threads 23:1 79:5 three 10:24 49:6 77:4 80:7 100:5 100:20 102:20 till 57:19 time 7:20,21 13:6 13:11 14:8 15:5 15:14,19 16:8 20:18 27:18 37:16 39:2,18 39:19 51:23 62:18 68:18 69:7 77:3 80:17 86:5,10 87:5 88:20 90:14 91:3 110:15	112:12,25 113:14,22 116:13,21 times 50:21 77:4 81:22,24,24 82:1,3 112:5 tiny 20:13 title 28:12,13,24 73:8 today 6:18 12:8 12:17 13:18 15:4 16:22 24:3 24:8,12 29:17 29:21 31:1 64:1 64:10 65:22 83:12 89:1,15 92:12 113:22 told 11:14 25:13 29:13 38:7,25 43:16 47:4,11 50:17 52:21 58:16 71:9 75:4 75:12,16,18 84:13,13,14,16 94:6,11 108:23 108:25 109:12 109:17 110:24 111:15 112:21 113:2,14 Tom 14:21 15:5,7 15:10 79:3,6 84:18 99:14,17 Tom's 15:10 topics 12:17 84:20 total 98:10 touch 88:8 town 15:10 40:3 109:7 toxics 110:9 track 79:5 trail 80:22 transcribe 13:13 transcribed 116:23 transcript 10:18 13:9 48:8 118:1 transfer 60:20 61:23 transferred 29:18 30:2 61:3	61:10 65:8 transpired 80:19 92:16 transpose 97:14 treated 45:25 46:23 trees 104:3 110:6 110:11 trial 85:4,24 86:2 triangle 76:22 tried 88:18 trip 40:4 triple 111:5 trouble 108:7 true 31:20,22 46:25 55:23 60:25 115:9 117:2 Trump 81:18 truth 116:17,18 116:18 truthful 12:9,19 13:2,18 112:6 try 77:6 84:23 107:20 112:1 trying 25:4,10,16 26:11,13,25 29:14 33:6 42:18 54:17 72:13,25 73:3 73:12 74:9 75:8 77:8 82:11 92:25 97:13 99:1 104:7 107:7,10,16 112:6 turmoil 86:8 turn 36:13 twice 40:24 two 11:7 27:6 28:22 40:5 52:3 73:17 75:6 77:4 77:7 79:15,18 80:5,7 81:23 83:19 87:7 93:12,12 96:13 101:17,19 102:20 108:24 109:4 113:12 two-page 58:15 typo 35:6	U UAE 68:25 Uh-huh 6:17 9:1 9:3 12:14,21,23 16:20 21:1 22:14 35:20 40:16,19 50:25 52:5,9 63:17 64:5 69:3 71:8 85:6 90:9 92:21 97:22 107:22 umbrella 97:4 understand 8:7 32:23 42:18 49:21 66:5 86:25 88:1 94:17 97:5,9 104:5,7 107:13 108:1 understanding 38:12 Understood 13:14 unethical 59:25 unique 103:25 104:1,10 105:12 United 111:5 upset 50:17 54:16 76:10 use 18:13 53:9,10 61:2 86:24 usually 47:15
				V Valley 84:6,20 109:6 vengeance 84:10 vent 58:8 76:24 venting 87:8 Version 103:2 versus 85:21 view 75:12,19,20 76:6 87:14 Village 2:23 22:7 35:16 violin 63:25 virtual 21:9,9 103:5 virtuoso 56:21 63:24

vision 36:7	77:17 89:16	117:11	59:23 68:1	75:21 78:2				
visit 69:8	93:6,7,9 96:15	whole-hearted	83:17 86:24	85:13 91:13				
visited 110:1	100:7 101:16,21	39:21	work 22:5,25	103:1 104:8				
voluminous	106:9 109:15	Wholly 19:14,16	25:21 47:15	110:8 112:7				
70:17	we're 12:3,17	19:17	49:2,10,23 50:1	year 63:2 81:23				
vs 1:7 118:2	21:9 23:12 41:1	willing 76:8	65:18 67:4	years 15:8,14				
<hr/>								
W	42:11 60:15	Wilshire 15:13,16	68:19 73:8	23:7 25:7 48:1				
W-a-r-r-e-n	63:21,23 72:1	68:12	77:13,15,19	48:4 68:11 71:6				
89:10	83:11 85:18,20	wish 46:7	79:1 91:24 99:5	71:7,22 81:23				
wait 11:7 84:3,3	85:21 99:25	wit 116:12	100:1,3 104:5,7	108:24 109:4				
waiting 49:12	103:23 107:16	witness 2:20 4:3	106:20,22	111:17				
walk 73:13	107:20 108:12	5:17 6:6 14:13	107:15 108:6,11	Yep 9:5 31:3,5				
want 9:8 10:9,14	110:10	30:9 32:4 46:18	110:3	90:2 108:22				
10:17,18 38:10	we've 16:14	51:15,18 64:11	worked 77:1	yesterday 47:16				
54:7 59:2 60:16	62:12	65:1 78:2 85:4	107:21 110:24	47:21 72:6				
61:7 66:1,1,3,9	wealth 58:17,20	87:22 88:25	113:2	<hr/>				
67:13 71:11	58:21,23 59:3,7	95:5 113:23	working 21:9	Z				
73:14 80:25	59:14	114:2 116:12,20	28:2,23 29:10	Z-i-d-e 89:11				
81:4,6 82:23	wealthy 37:20	117:11	31:14 48:2 75:4	Zaneer 68:21,22				
91:20 95:3	43:11 59:2	witnessed 53:11	75:6 77:9 78:4	68:23				
106:21 114:6	website 23:10,12	63:25 86:6	93:9,11 98:20	zero 21:13				
wanted 25:9	39:23 48:22	Wittenberg 2:15	107:18 111:4	zide 88:4,6,8 89:2				
58:17,20 70:25	49:4,6 74:21,23	2:16 4:5 6:11	works 21:16	89:10				
77:6 80:24	79:2 97:24 98:5	6:14 8:21 9:9	47:24 113:4	zone 42:17 49:12				
84:21 105:11	98:6 103:5	9:15,23 10:4,8	world 21:4,7,8,9	<hr/>				
113:18	105:20,23 106:1	10:11,16,20,23	21:9 37:22	O				
wanting 58:21	106:1,1,2,4	11:4,9 14:15	59:16 87:3	<hr/>				
64:25 84:10	week 40:5,6 52:7	17:16 30:10	103:6,6 105:18	1				
wants 58:23 59:7	Weiner 1:12 2:2	32:6 34:11	wouldn't 14:21	1 4:14 9:11				
Warner 48:3	4:4,11,13,15,18	46:15,22 52:1	48:15	1,000 47:17,19				
Warren 88:3,6,8	4:21,23 5:4,6,8	60:8,12,15,17	write 90:4	107:6				
88:18 89:2,10	5:10 6:5,12	69:21,24 70:6	writer 63:19	1.0 103:2 104:17				
wasn't 8:2,2	11:10 16:16	78:7,11,17	writes 32:16	104:19,24				
14:18 24:13	95:19 100:17,21	87:16,24 89:4	writing 90:21	10 26:21 76:16				
25:11,14,14	101:9,18 115:1	89:24 90:19,20	written 45:20	100 4:22 5:4				
44:10 53:6,23	115:17 116:12	95:4,9,11,18	52:14 59:21	19:17 48:2				
74:5 75:5	116:16 118:4	96:17,23 100:9	wrong 97:19	101 5:6				
waste 7:21 8:4	welcome 13:16	100:15,19 101:3	wrote 34:13,14	102 5:8				
110:15 113:14	87:25 89:13	101:7,16,20,23	45:6 48:21	106 5:10				
watching 86:19	113:23	102:4,11 106:11	61:19 76:5 92:9	11 16:21 18:3				
waves 110:9,11	went 15:7 18:5	106:17 113:21	105:20,24	62:6				
way 8:15 13:9	22:11 32:2 36:6	113:24 114:3	<hr/>					
72:11 86:21	48:21 49:11,12	woman 87:11	X	11th 14:1				
90:1 106:6,24	68:12 106:20,22	women 75:13,19	X 4:1,7 5:1	12 29:9 112:8				
107:2 110:24	111:10,15	75:20,24 76:6	<hr/>					
ways 103:7	Westlake 2:23	76:23 77:7 87:8	Y	12,500 44:20				
we'll 7:12 9:2,25	22:7 35:15	Woodland 14:10	yeah 7:16 10:16	45:1 47:4,7,9,11				
10:16,17,17	40:10	14:14	26:1 27:5,6	61:19 65:16				
17:9,9,19 52:2	whatsoever	word 66:16	32:2 46:8 49:8	67:3,6 72:18				
61:21 69:1 76:4	65:10	102:17	51:11 54:5	73:5 74:7,14				
	WHEREOF	words 13:5 33:6	60:10 63:5	92:20 94:23				
				12:45 112:9				
				12th 14:2				

13 4:12 30:21 31:4 1459 92:9 15 19:20 35:23 76:16 17th 117:12 18 48:4 19 17:13 61:25 62:9 100:21 1977 35:7 71:5 99:1 1979 19:20 19th 61:14 1st 51:20 70:10 <hr/> 2 <hr/> 2 1:13 2:7 6:2 118:3 2,000 107:3,5 2.0 103:5 104:17 104:24 2:01 2:6 20 21:20 40:12 76:13 82:1 115:14 200 2:23 2006 19:5 2012 21:20,20,21 2013 15:9,17,17 15:18 29:5 2014 4:13,15,16 4:18,19,21,23 5:4,6,8,10 8:18 16:5 29:7 30:21 31:4 35:4,9 37:7,8 51:9 52:12 61:14,25 62:9 69:9 72:17 78:22 90:8 91:9 95:21 97:3 99:13 100:18,22 101:9,18 102:18 2015 1:13 2:7 6:2 61:15,25 62:10 117:12 118:3 21 90:8 91:9 21st 90:22 91:16 22 4:17,19 5:10 95:21 22nd 92:2,8 23679 23:13	24 4:20,22 5:4,6,8 240B 2:4,17 242 22:9 25 102:18 2665 2:4,16 29 97:3 101:18 <hr/> 3 <hr/> 3.0 103:17 30 4:16 40:11 78:22 99:13 100:17 101:9 300,000 52:22 58:4 85:10 30th 51:22 310 89:3 310.295.2010 2:18 31416 2:22 3400 1:25 2:8 116:7 117:15 35 15:7,14 25:7 68:11 71:7 111:17 36 23:7 48:1 71:22 <hr/> 4 <hr/> 4:06 114:11 40 71:7 76:14 400,000 85:10 42 69:22 43 17:17 44 9:14 45 17:18,19 29:16 463-0000 89:3 <hr/> 5 <hr/> 5 26:20 50 4:10 9:16,16 9:20 16:15 29:11,14 55:13 56:24 57:4 60:10,12 500 48:2 51 4:12 60:2,5 52 4:14 69:23,25 70:3 53 4:16 78:10,11 78:14 54 4:17 89:16,21	55 4:19 95:12,15 96:15 56 4:20 96:16,17 96:20 100:7 101:19 57 4:22 100:8,9 100:12,16 58 5:4 100:19,25 59 5:6 101:5,6,7 101:13 <hr/> 6 <hr/> 6 4:5 60 4:12 5:8 101:16 102:3,4 102:8 61 5:10 106:10,11 106:14 108:17 <hr/> 7 <hr/> 7:05:03 30:21 31:4 70 4:14 75 14:2 76 14:2 78 4:16 785 23:13 <hr/> 8 <hr/> 818.707.1488 2:24 89 4:17 <hr/> 9 <hr/> 9 4:10 90405 2:17 91302 23:14 91361 2:23 95 4:19 96 4:20		
--	---	---	--	--