

IN THE CIRCUIT COURT OF THE
17TH JUDICIAL CIRCUIT IN AND
FOR BROWARD COUNTY, FLORIDA
CASE NO. 08-060702 CACE (07)
09-01853 CACE (07)
(CONSOLIDATED)

MATTHEW ABERCROMBIE, et al.,

Plaintiffs,

v.

SB HOTEL ASSOCIATES, LLC,
BAYROCK GROUP, LLC,
DONALD TRUMP, ROY STILLMAN,
CHICAGO TITLE INSURANCE
COMPANY AND CORUS BANK, N.A.,

Defendants.

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VIDEO DEPOSITION OF MARITZA MEZA GIUSTI

TAKEN ON BEHALF OF THE PLAINTIFFS

JUNE 17, 2013

2:35 P.M. to 4:45 P.M.

LAW OFFICES OF JOSEPH E. ALTSCHUL, LLC
2717 WEST CYPRESS CREEK ROAD
FORT LAUDERDALE, FLORIDA 33309

REPORTED BY:
JESSICA COOPER , COURT REPORTER
NOTARY PUBLIC, STATE OF FLORIDA

2	<p>1 APPEARANCES OF COUNSEL 2 ON BEHALF OF THE PLAINTIFFS: 3 JOSEPH E. ALTSCHUL, LLC JOSEPH E. ALTSCHUL, ESQUIRE 4 2717 WEST CYPRESS CREEK ROAD FORT LAUDERDALE, FLORIDA 33309 5 (954) 556-4816 joe@jealegal.com 6 ON BEHALF OF THE DEFENDANTS: 7 LEVINE KELLOGG LEHMAN SCHNEIDER + 8 GROSSMAN, LLP STEPHANIE HAUSER, ESQUIRE 9 201 SOUTH BISCAYNE BOULEVARD 22ND FLOOR 10 MIAMI, FLORIDA 33131-2301 (305) 403-8788 extension 119 slh@lklsg.cpom 11 RUSSOMANNO & BORRELLO, P.A. HERMAN RUSSOMANNO, ESQUIRE 12 MUSEUM TOWER - PENTHOUSE 2800 150 WEST FLAGLER STREET 14 MIAMI, FLORIDA 33130 (305) 373-2101 herman2@russomanno.com 15 ALSO PRESENT: 16 MICHELLE CARIDAD ORIA, ESQUIRE JOSEPH E. ALTSCHUL, LLC 17 18 19 20 21 22 23 24 25</p>
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6	<p>1 VIDEO DEPOSITION OF MARITZA MEZA GIUSTI</p> <p>2 JUNE 17, 2013</p> <p>3 THE COURT REPORTER: Okay. We are now on the</p> <p>4 video record. Today's date is June 17th, 2013 and</p> <p>5 the time is 2:35 p.m. This is the video deposition</p> <p>6 of Maritza Meza Giusti taken in the matter of</p> <p>7 Matthew Abercrombie, et al. v. SB Hotel</p> <p>8 Associates, Case No. 09-060702 CACE (07) and 09-</p> <p>9 01853 CACE (07). We are located at 27171 Cypress</p> <p>10 Creek Road, Fort Lauderdale, Florida 33309. The</p> <p>11 digital court reporter is Jessica Cooper at the</p> <p>12 firm Universal Court Reporting. Would counsel</p> <p>13 please introduce themselves for the record.</p> <p>14 MR. ALTSCHUL: Joseph Altschul and Michelle</p> <p>15 Oria on behalf of the plaintiffs.</p> <p>16 MR. RUSSOMANNO: Good afternoon.</p> <p>17 Herman Russomano on behalf of Donald Trump.</p> <p>18 MS. HAUSER: Stephanie Hauser on behalf of</p> <p>19 Corus Construction Venture.</p> <p>20 Thereupon:</p> <p>21 MARITZA MEZA GIUSTI,</p> <p>22 having been first duly sworn, testified as follows:</p> <p>23 DIRECT EXAMINATION</p> <p>24 BY MR. ALTSCHUL:</p> <p>25 Q Good afternoon, Ms. Meza. How are you?</p>	8
7	<p>1 A Hi. Very good.</p> <p>2 Q Have you ever had your deposition taken</p> <p>3 before?</p> <p>4 A No.</p> <p>5 Q Okay. Let me go over a few of the ground</p> <p>6 rules. I'm going to ask you questions. There may be</p> <p>7 times -- and after I finish, the other attorneys may</p> <p>8 ask you questions as well. There may be times when you</p> <p>9 think you know what I'm going to say and so what I'm</p> <p>10 telling you is, even when the happens, even if you</p> <p>11 know, let me finish the question before you start to</p> <p>12 answer because the court reporter can't get us both</p> <p>13 talking at the same time, okay?</p> <p>14 A Mm-hmm.</p> <p>15 Q Okay. And that brings up my second point</p> <p>16 which is when I ask you questions, you have to answer</p> <p>17 yes or no. If the answer is yes or no, you can't say</p> <p>18 "mm-hmm" or "mm-mm" like you did just a moment ago</p> <p>19 because while -- while the videotape may take that</p> <p>20 down, the written transcript doesn't reflect whether</p> <p>21 that's a yes or a no. Do you understand?</p> <p>22 A Yes.</p> <p>23 Q Good. Never had your deposition taken</p> <p>24 before, you say, correct?</p> <p>25 A No.</p>	9
8	<p>1 Q Okay. Do me a favor, if you would. Walk me</p> <p>2 through your employment history going back to the --</p> <p>3 take me to your graduation from high school, give me</p> <p>4 your education and your employment history up to date.</p> <p>5 A I finished high school in Lima, Peru and --</p> <p>6 Q What year?</p> <p>7 A Hmm?</p> <p>8 Q What year?</p> <p>9 A What year. '79.</p> <p>10 Q Okay. Any -- any college or university?</p> <p>11 A Yes. I went to -- Associate will be here for</p> <p>12 business administration in Peru.</p> <p>13 Q Which school -- which school is the name?</p> <p>14 A University of Lima.</p> <p>15 Q And did you obtain a degree?</p> <p>16 A Mm-hmm.</p> <p>17 THE COURT REPORTER: Is that a yes?</p> <p>18 Q (By Mr. Altschul) Is that a yes?</p> <p>19 A I mean yes, I'm sorry.</p> <p>20 Q Okay. And that's -- an -- the equivalent of</p> <p>21 what you said would be an associates of business</p> <p>22 administration?</p> <p>23 A Yes.</p> <p>24 Q Okay. Any other formal education?</p> <p>25 A Well, other than that, no. I got married,</p>	10



10	<p>1 developer.</p> <p>2 Q What did you do? What was your day to day</p> <p>3 activity?</p> <p>4 A Sales. Sales.</p> <p>5 Q And what was --</p> <p>6 A Sales.</p> <p>7 Q What were you selling?</p> <p>8 A I was selling condominiums, I was selling</p> <p>9 residential homes and at one point, I saw some</p> <p>10 commercial space as well.</p> <p>11 Q Okay. And this was all property that your</p> <p>12 father developed?</p> <p>13 A Yes. That was in Peru.</p> <p>14 Q And if you would walk me through your history</p> <p>15 of -- in real estate --</p> <p>16 A In real estate?</p> <p>17 Q -- from the time you came to -- from the time</p> <p>18 you came to the United States.</p> <p>19 A Sure. After my divorce in 2000, I decided to</p> <p>20 get my real estate license and start working as a</p> <p>21 salesperson for residential real estate in Fort</p> <p>22 Lauderdale -- East Fort Lauderdale. And so, that's</p> <p>23 when I met the broker that hired me at the time. It</p> <p>24 was -- let's see. It was May in 2003.</p> <p>25 Q That was -- that was your first job in real</p>	12
11	<p>1 estate in the United States?</p> <p>2 A Yes.</p> <p>3 Q And who was the broker who hired you?</p> <p>4 A Paul McCray.</p> <p>5 Q And that's with -- was with Galleria</p> <p>6 Collection?</p> <p>7 A Galleria Collection. And I started to work</p> <p>8 in-house sales for a developer that was developing</p> <p>9 something in Fort Lauderdale Beach, the Related Group,</p> <p>10 George Perez.</p> <p>11 Q Which project?</p> <p>12 A The Las Olas Beach Club.</p> <p>13 Q Okay.</p> <p>14 A And we started sales in -- let's say it was</p> <p>15 July 2003. So, it was, like, probably a month or two</p> <p>16 after I got hired by Paul. And then right after that,</p> <p>17 I became sales director for a project called Strada 315</p> <p>18 in Fort Lauderdale. And then after that, I became the</p> <p>19 sales director for the Trump International Fort</p> <p>20 Lauderdale sales.</p> <p>21 Q Approximately when was that?</p> <p>22 A We started sales in February 2005.</p> <p>23 Q When did you become sales director for Strada</p> <p>24 315?</p> <p>25 A Let's see. Somewhere in 2004. I just don't</p>	13
10	<p>1 remember exactly when. It might be at the end of 2004.</p> <p>2 Q And why did you stop being the sales director</p> <p>3 on the Strada project?</p> <p>4 A Because we sold out.</p> <p>5 Q Sold out. What about the Las Olas Beach Club</p> <p>6 project, why did you stop being --</p> <p>7 A Because it was sold out.</p> <p>8 Q That was sold out as well?</p> <p>9 A Mm-hmm.</p> <p>10 THE COURT REPORTER: Is that a yes?</p> <p>11 A Yes. Sorry.</p> <p>12 Q (By Mr. Altschul) Okay. Was that project</p> <p>13 billed?</p> <p>14 A Yes.</p> <p>15 Q And whose -- and you said the Related Group</p> <p>16 was a developer of that project?</p> <p>17 A Yes.</p> <p>18 Q Tell me how you came to get involved with the</p> <p>19 Trump Fort Lauderdale project.</p> <p>20 A It became an opportunity to become the sales</p> <p>21 director at the time that Paul McCray had offered it to</p> <p>22 me. And then we -- the -- formed a group of sales</p> <p>23 people and were trained to give the presentations and</p> <p>24 that's how, basically, it was.</p> <p>25 Q How long did you stay employed at the</p>	12
11	<p>1 Galleria Collection of Fort Lauderdale?</p> <p>2 A At the Galleria, I started in May -- in May</p> <p>3 2003 and I finished working with them in September, I</p> <p>4 think it was 2006. Because after the Trump, I did</p> <p>5 another project that never -- it was never built. It</p> <p>6 was called Da Vinci on the Ocean and Sunny Isles. We</p> <p>7 started sales and then it -- the project stopped after</p> <p>8 a few months. So, that was my last project there.</p> <p>9 Q At what point did you leave your employment</p> <p>10 with the Galleria Collection, would you say?</p> <p>11 A It was like around, I would say -- I think it</p> <p>12 was around August 2006, probably. Somewhere around</p> <p>13 there. It could be August or September. Somewhere</p> <p>14 around those -- those times.</p> <p>15 Q And why did you leave the Galleria</p> <p>16 Collection?</p> <p>17 A I didn't leave. It's -- the market crashed</p> <p>18 and Paul had to let go of people and the projects were</p> <p>19 finished.</p> <p>20 Q Did -- did Paul close the company at that</p> <p>21 time?</p> <p>22 A He was going very badly with a lot of the</p> <p>23 projects. Not only that. He used to handle many, many</p> <p>24 projects. So, he started just to -- just letting go of</p> <p>25 people that, you know, didn't have anything new coming.</p>	13



<p style="text-align: right;">14</p> <p>1 Q Did Paul ultimately close that company? 2 A He -- the -- yes. He closed the company. 3 Q When was that? 4 A I think that must -- that must be starting in 5 2006 and probably finished -- I don't know exact dates, 6 but I know they were kind of out of business in '07, 7 '08. 8 Q Did he reopen a new company in the same 9 place? 10 A I -- I really don't remember exactly when he 11 closed the company. I'm trying to think. Because he 12 had a number of projects going on and he couldn't 13 close. Maybe he closed, I don't know, two years later. 14 I -- I cannot recall exactly when. 15 Q Okay. August 2006, you were still in -- in 16 the offices of Galleria Collection of Fine Homes, yes? 17 A Yes. 18 Q Okay. When did you leave those offices? 19 A Around August -- 20 Q August? 21 A -- 2006. 22 Q Okay. And where did you go? 23 A I went to Coral Harbour Realty and it was a 24 new development in Bayview -- on Bayview in Fort 25 Lauderdale on 14th Street and basically, we started to</p>	<p style="text-align: right;">16</p> <p>1 yeah, it didn't work out. I was still doing some sales 2 at the Las Olas Beach Club. 3 Q When did you leave Coral Harbour Realty? 4 A When. I just don't remember the dates. 5 Q Okay. Just give -- just give me your best 6 estimates. Do you think you were there a year, two 7 years? 8 A Maybe I was there a year or less. 9 Q Okay. 10 A And I was approached by Finn Real Estate. 11 Q How do you spell that? 12 A F-I-N-N. 13 Q Okay. 14 A So, I transferred my license only for few 15 months. 16 Q To Finn Real Estate? 17 A To Finn Real Estate because Coral Harbour 18 wanted to close out. So, I wasn't prepared to move to 19 another brokerage at that point. So -- 20 Q So -- 21 A -- I moved my license to Finn Real Estate 22 maybe for just a couple of months until we decided what 23 to do. And then that's when I was approached by 24 Illustrated and I moved my license there. 25 Q And is -- how long did you stay with</p>
<p style="text-align: right;">15</p> <p>1 -- to start sales and it just didn't work out. But 2 that's where I went and -- 3 Q When you -- 4 A -- and the developer -- one of the partners 5 was broker. So, I put my license with him. And then 6 when the project didn't work, then I will move to 7 Illustrated. I got an opportunity with Illustrated in 8 Palm Beach. 9 Q Okay. Let me stop you for just a minute. 10 With Coral Harbour Realty -- 11 A Coral Harbour -- oh, no. Then -- yes. 12 Q Okay. With Coral Harbour Realty in 2000 that 13 you went to after you left the Galleria Collection -- 14 A Correct. 15 Q -- were you working specifically for one 16 developer or were you working on -- 17 A I was -- 18 Q -- general real estate? 19 A Both. 20 Q Okay. 21 A Both. 22 Q Which project? 23 A It was called Coral Harbour Residences on 24 Bayview and 14th Street and we had a trailer there. 25 So, we were working on sales for a few months and --</p>	<p style="text-align: right;">17</p> <p>1 Illustrated? 2 A With Illustrated, probably a couple of years. 3 Q And where did you work for Illustrated? 4 A In Fort Lauderdale. 5 Q Okay. And what -- what kind of projects -- 6 A We had -- general real estate. 7 Q You were not working for a developer at that 8 point? 9 A No, no. 10 Q So, that would be approximately 2007? 11 A Let's see. I think it was 2009. 12 Q 2009? 13 A Mm-hmm. I just don't remember exactly. I 14 will have to go back to my records and look. I don't 15 remember. 16 Q And how long did you stay with Illustrated 17 Real Estate? 18 A With Illustrated, I might have been for two 19 years. Somewhere around there. 20 Q And then where did you go from Illustrated? 21 A To Coldwell Banker which I'm now -- 22 Q How long -- when did you start at Coldwell 23 Banker? 24 A Coldwell Banker, I started probably the 25 beginning of 2011.</p>



18

1 Q Let me get a little more background before we
2 get into the -- the facts of this case which is going
3 to be focused on the Trump International Hotel and
4 Tower Fort Lauderdale. As far as background, have you
5 ever been a plaintiff or a defendant in a lawsuit
6 before?
7 A Yes.
8 Q Okay. How many times?
9 A Twice.
10 Q Okay. Where?
11 A In Fort Lauderdale.
12 Q Okay. What -- what -- what's the names of
13 those lawsuits?
14 A One was Paul McCray and Galleria Collection.
15 Q Okay. You personally were either a plaintiff
16 or a defendant?
17 A I had -- I had to file a suit for Paul for
18 commissions.
19 Q Okay. How did that lawsuit turn out?
20 A We settled.
21 Q And do you know approximately what timeframe
22 that was?
23 A Let's say it was -- I think it was somewhere
24 towards the end of 2006 and we settled in February the
25 following year.

19

1 Q And then in that lawsuit, you didn't give a
2 deposition like you're doing today; is that correct?
3 A I don't -- I don't recall -- I don't think
4 so.
5 Q Okay. Who was your attorney in that case?
6 A Ben Olive.
7 Q Olive, O-L-I-V-E?
8 A Yes.
9 Q What's the other lawsuit that you referred
10 to? I think you said two.
11 A I was -- somebody was posting very bad
12 postings about myself on the internet and it got really
13 bad to a point I had to also sue him.
14 Q And how did that lawsuit end?
15 A We settled recently.
16 Q Okay. And did you give a deposition in that
17 case?
18 A I don't recall.
19 Q When did you bring that lawsuit?
20 A When? Let's see. I think it's a little
21 confusing because I started and then I stopped and then
22 we finally hired somebody else and I think it was this
23 year -- the -- early this year.
24 Q Okay. But you don't remember if you gave a
25 deposition in the case?

20

1 A I don't recall. I don't remember.
2 Q Okay. But it was this year?
3 A Yeah.
4 Q So, if you gave a deposition, it would have
5 been in 2013?
6 A Or with a previous attorney. But I don't
7 recall doing a deposition like this ever in my life.
8 Q Sure. Okay. And who was the attorney for
9 that case for your attorney?
10 A Let's see. I started with George Perez, an
11 attorney in Miami. And then he was actually moving
12 offices. Something happened, but the case didn't move
13 forward. So, I hired Paul Silverberg out of Weston.
14 Q And is that -- is that who finished the case
15 for you?
16 A Yes.
17 Q And you -- you -- I think you mentioned a few
18 minutes ago that you also were divorced.
19 A Yes.
20 Q Did you have a divorce case here in the State
21 of Florida?
22 A Yes.
23 Q Okay.
24 A But it was a mutual agreement.
25 Q Okay. But you ultimately had to get it

21

1 decreed from the court that said you were divorced
2 correct?
3 A Yes, yes.
4 Q Okay. Any other cases that come to mind that
5 you have been either a plaintiff or a defendant, have
6 you ever been a witness in a lawsuit where you weren't
7 a plaintiff or defendant?
8 A I don't recall, no.
9 Q Okay. But you don't -- if you were, you
10 don't recall ever coming to a deposition like what
11 you're doing today.
12 A What I was doing today, I've never done it in
13 my life before that I can remember.
14 Q Okay. Let's go back now and focus on your
15 time with the Trump International Hotel and Tower Fort
16 Lauderdale. If you would please explain for me how --
17 how you became involved in what you were told about
18 that project when you first became part of it.
19 A Well, we've got a meeting with Paul McCray
20 when we knew we had the project and he finalized his
21 agreement with the developers --
22 Q Okay. Who is "we"?
23 A It was myself and, at that time, the two
24 salesgirls which was Carina, Rosemary.
25 Q Carina Rodonich?



<p style="text-align: right;">22</p> <p>1 A Yes.</p> <p>2 Q And Rosemary Friedman?</p> <p>3 A Yes.</p> <p>4 Q Okay. So, you had a meeting with the four of</p> <p>5 you?</p> <p>6 A I don't recall exactly because that was back</p> <p>7 in probably 2004, 2005.</p> <p>8 Q It was a long time ago.</p> <p>9 A So, I don't remember the details. All I</p> <p>10 remember is that we got the project and we're getting</p> <p>11 ready to start sales. So --</p> <p>12 Q Who did you understand were the developers of</p> <p>13 that project?</p> <p>14 A Roy Stillman.</p> <p>15 Q Anybody else?</p> <p>16 A Well, it was a Trump developer that was going</p> <p>17 to have the Trump Flag --</p> <p>18 Q Okay. Tell --</p> <p>19 A -- and it was Roy Stillman.</p> <p>20 Q Okay. Tell me what you mean a Trump</p> <p>21 developer.</p> <p>22 A Well, it was going to be one of the Trump</p> <p>23 Hotel International Hotel and Tower project in Fort</p> <p>24 Lauderdale Beach.</p> <p>25 Q Did you understand Donald Trump to be one of</p>	<p style="text-align: right;">24</p> <p>1 objections from time to time --</p> <p>2 A No, I -- I --</p> <p>3 Q -- but you'll still need to answer the</p> <p>4 questions.</p> <p>5 A I'm -- I'm -- I just -- I just don't want to</p> <p>6 give you the wrong answer.</p> <p>7 Q Sure.</p> <p>8 A So --</p> <p>9 Q I don't want you to give me the wrong answer.</p> <p>10 A -- again, my underspending is the Trump -- it</p> <p>11 was going to be a Trump project carrying his name as</p> <p>12 the flag for the project.</p> <p>13 Q Okay. Is it -- is it your understanding --</p> <p>14 was it your understanding in 2004, 2005 that trump's</p> <p>15 only involvement was the carrying of the Trump Flag and</p> <p>16 the Trump name?</p> <p>17 A It was not specific told us that in detail</p> <p>18 how it was real done, but basically, it was going to be</p> <p>19 a trump project in Fort Lauderdale Beach and Roy</p> <p>20 Stillman was the developer who did all the</p> <p>21 arrangements, agreements and everything with Paul</p> <p>22 McCray.</p> <p>23 Q Do you know what the relationship was between</p> <p>24 Roy Stillman and Donald Trump?</p> <p>25 A No.</p>
<p style="text-align: right;">23</p> <p>1 the developers of the project?</p> <p>2 A I cannot answer that because I really don't</p> <p>3 know the answer to that.</p> <p>4 Q Now, your position there was director of</p> <p>5 sales, yes?</p> <p>6 A Mm-hmm.</p> <p>7 THE COURT REPORTER: Yes.</p> <p>8 A Yes.</p> <p>9 Q (By Mr. Altschul) And you don't know whether</p> <p>10 Donald Trump was one of the developers of the project?</p> <p>11 MR. RUSSOMANNO: Objection to form.</p> <p>12 Q (By Mr. Altschul) You can answer the</p> <p>13 question.</p> <p>14 A I think his name was given for a flag for</p> <p>15 that project.</p> <p>16 Q Okay. And did you understand that at the</p> <p>17 time that you were director of sales of this project?</p> <p>18 A Yes.</p> <p>19 Q Okay.</p> <p>20 A That we were going to have the name of the</p> <p>21 Trump in that project.</p> <p>22 Q Okay. And do you know whether Trump was also</p> <p>23 a developer of the project?</p> <p>24 MR. RUSSOMANNO: Objection to form.</p> <p>25 Q (By Mr. Altschul) You can answer. He'll make</p>	<p style="text-align: right;">25</p> <p>1 Q Okay. Do you know whether they had any type</p> <p>2 of partnership agreement?</p> <p>3 A No.</p> <p>4 Q Do you know whether or not they were</p> <p>5 codevelopers on the project?</p> <p>6 A I have -- I don't know that information.</p> <p>7 Q Let me go through some names and I want you</p> <p>8 to tell whether you know the person. And if so, you</p> <p>9 know, what the person's role was in relation to this</p> <p>10 project, if you know. Patricia Predera?</p> <p>11 A Yes.</p> <p>12 Q What was Patricia Predera's role in this</p> <p>13 project?</p> <p>14 A She was my assistant.</p> <p>15 Q Did she work only for you?</p> <p>16 A Yes, at the beginning.</p> <p>17 Q Did that change at some point?</p> <p>18 A Yes. When she got her real estate license,</p> <p>19 then she puts the regular state license under Galleria</p> <p>20 Collection, but she was still working, handling all of</p> <p>21 my -- assisting in all of my projects at the time.</p> <p>22 Q Who was Rosemary Friedman?</p> <p>23 A She was my salesgirl.</p> <p>24 Q Okay. And she and Carina were your two sales</p> <p>25 people?</p>



26	<p>1 A Yes.</p> <p>2 Q Are you friends with Rosemary Friedman?</p> <p>3 A Not now.</p> <p>4 Q When's the last time you spoke with Rosemary Friedman?</p> <p>5 A I think when Paul fired here. That was probably a few months after the project started.</p> <p>6 Q And you haven't spoken to Rosemary since that time? No?</p> <p>7 A No.</p> <p>8 Q Okay. And how about Carina, are you friends with Carina?</p> <p>9 A No.</p> <p>10 Q Okay. When's the last time you've spoken to Carina?</p> <p>11 A The last time I saw Carina is when I stop working for the Galleria back in 2006.</p> <p>12 Q Was Carina still working for the Galleria at that time?</p> <p>13 A Yes.</p> <p>14 Q Who's Sherry Boylin?</p> <p>15 A Sherry Boylin was Paul McCray's ex-wife and also, she had some position in the Galleria in the administrative stuff.</p> <p>16 Q Do you know what her position was?</p>	28	<p>1 Paul McCray?</p> <p>2 A No.</p> <p>3 Q Do you keep in touch with him?</p> <p>4 A No.</p> <p>5 Q When's the last time you spoke to Paul McCray?</p> <p>6 A The last time I spoke to Paul McCray was six months after I stopped working in the Galleria, approximately. So, that probably was around, I don't know, probably March, April, May.</p> <p>7 Q 2006?</p> <p>8 A Yes.</p> <p>9 Q 2007, that timeframe?</p> <p>10 A Yes, 2006.</p> <p>11 Q Okay. And do you know if Paul McCray is in the United States?</p> <p>12 A Well, my son ran into him a few days ago, or weeks -- a couple of weeks ago, maybe --</p> <p>13 Q Okay.</p> <p>14 A -- in the lobby where I live, in the Las Olas Beach Club.</p> <p>15 Q Did you understand Paul Cray -- McCray had moved to Costa Rica?</p> <p>16 A I think he spends months of the year in Costa Rica. I don't know the details if he moved completely</p>
27	<p>1 A She was probably one of the assistants.</p> <p>2 Q Do you know Jim Shambo?</p> <p>3 A Yes.</p> <p>4 Q Who is he?</p> <p>5 A Jim Shambo was sales director for a couple of other projects, but we all worked for under the Galleria office. So, he was next to me in the next section.</p> <p>6 Q Was he involved with the Trump project?</p> <p>7 A I -- yeah. He had some buyers. He brought some buyers for the Trump, yes.</p> <p>8 Q And once he brought buyers, did he refer those buyers to you?</p> <p>9 A Mm-hmm.</p> <p>10 THE COURT REPORTER: Yes?</p> <p>11 Q (By Mr. Altschul) Yes?</p> <p>12 A Yes. I'm sorry.</p> <p>13 Q So -- so, he didn't -- once a buyer was referred to you, would -- did Jim Shambo continue to be involved in their sales transaction?</p> <p>14 A Yes.</p> <p>15 Q Now, Paul McCray, you said, was the owner of the Galleria, yes?</p> <p>16 A Yes, and the broker.</p> <p>17 Q And are you still -- are you friends with</p>	29	<p>1 or not. I don't know.</p> <p>2 Q Okay. You --</p> <p>3 A I'm not in touch with him.</p> <p>4 Q And you -- you never heard that he had -- had left the country for good? I understand you saw him recently. I'm not talking -- addressing that.</p> <p>5 A No, I didn't see him, my son.</p> <p>6 Q Okay. You're son.</p> <p>7 A Yes.</p> <p>8 Q My apology.</p> <p>9 A I think at one point when he closed the Galleria, he went somewhere. I don't know. I think it was Columbia and Armenia.</p> <p>10 Q Columbia or Armenia?</p> <p>11 A Armenia --</p> <p>12 Q Armenia --</p> <p>13 A -- located in Columbia.</p> <p>14 Q Columbia.</p> <p>15 A You can see it in Columbia. Because his wife is from there.</p> <p>16 Q That's Sherry Boylin?</p> <p>17 A No. He -- Sherry Boylin is his ex-wife.</p> <p>18 Q Okay.</p> <p>19 A He married a Columbian girl. I forgot her name. I met her very briefly.</p>



30	<p>1 Q Does she work at the Galleria Collection as well?</p> <p>2 well?</p> <p>3 A No.</p> <p>4 Q Who's Melissa Winnick?</p> <p>5 A Melissa Winnick was the person that was a manager running the whole office when Paul was gone. He was gone for a long period of time. So, she will be managing the office for him.</p> <p>6 Q When Paul was out, was Melissa your boss?</p> <p>7 A No. She was in charge of all the accounting and the developers and keeping track of sales and keeping reports up to date, basically.</p> <p>8 Q So, she was more of an administrative manager?</p> <p>9 A She was and she will be the one writing checks -- commission checks, advance checks.</p> <p>10 Q Did you answer directly to Paul?</p> <p>11 A Yes.</p> <p>12 Q And there was nobody in between the two of you?</p> <p>13 A No.</p> <p>14 Q And were there other directors of sales in the office besides you?</p> <p>15 A Yes.</p> <p>16 Q And did those directors also answer directly</p>	32	<p>1 Q She and Kim LeBron?</p> <p>2 A Mm-hmm, yes.</p> <p>3 Q And you don't recall which project that was?</p> <p>4 A I just don't remember.</p> <p>5 Q Who's Marlo Zaytek? Do you know her?</p> <p>6 A Who?</p> <p>7 Q Marlo Zaytek?</p> <p>8 A I -- that name doesn't sound familiar.</p> <p>9 Q Do you know Bryan Brooksbank?</p> <p>10 A Yes.</p> <p>11 Q Who's Bryan?</p> <p>12 A He's a salesperson for Galleria. General sales.</p> <p>13 Q Did he work on the project?</p> <p>14 A No.</p> <p>15 Q Do you know whether he brought any buyers to the project?</p> <p>16 A He might. I don't -- just don't remember.</p> <p>17 Q Do you know Melanie Shrand?</p> <p>18 A Yes.</p> <p>19 Q Who's Melanie?</p> <p>20 A Melanie also was a general sales real estate for Galleria.</p> <p>21 Q Did you ever speak to Donald Trump about this project?</p>
31	<p>1 to Paul?</p> <p>2 A Yes.</p> <p>3 Q You are not the boss to each other?</p> <p>4 A No.</p> <p>5 Q Who's Kim LeBron?</p> <p>6 A Kim LeBron, she was one of the sales girls of the Galleria.</p> <p>7 Q Okay. Was she involved with this project?</p> <p>8 A I don't remember if she brought some buyers, but she was working under Jim Shambo -- under Jim Shambo. I just don't recall which -- she worked in-house sales for some projects. In the Galleria, I just don't remember exactly which ones.</p> <p>9 Q (By Mr. Altschul) Do you know Patricia Solermo?</p> <p>10 A Yes.</p> <p>11 Q Who is that?</p> <p>12 A She was a sales person for the Galleria Collection.</p> <p>13 Q Does she work on this project?</p> <p>14 A No.</p> <p>15 Q How about Kristen Linger?</p> <p>16 A She was an in-house salesperson for another project. I think she and Kim were working for the same project.</p>	33	<p>1 A No.</p> <p>2 Q Never?</p> <p>3 A No.</p> <p>4 Q Did you ever speak to Roy Stillman about the project?</p> <p>5 A We have meetings with Roy Stillman a few times.</p> <p>6 Q Okay. What was -- what -- what do you recall Roy Stillman saying about this project?</p> <p>7 A Basically, the only communication was based on Sales for the time being.</p> <p>8 Q You mean like a sales report, the status of sales?</p> <p>9 A Status sales report, yes, correct.</p> <p>10 Q Okay. Let me ask you -- and I want to see what you remember. We're going to go through some of it, but you're familiar with some of the sales materials that were prepared for this project, right?</p> <p>11 A Yes.</p> <p>12 Q What involvement did you have, if any, in preparing the sales materials?</p> <p>13 A Very little.</p> <p>14 Q Okay. What -- tell me what that very little was.</p> <p>15 A The sales materials came from New York, from</p>



34	<p>1 the marketing company at the time. There was a lady, 2 Senada that was in charge of all the marketing 3 materials that she will be coordinating. 4 Q And so, Senada was the one who provided all 5 sales materials? 6 A Most. 7 Q Okay. Was there some that would -- anything 8 that was prepared in-house? 9 A In-house, we just did a couple of bullet 10 points, based -- 11 Q Who -- go ahead. I'm sorry. 12 A Based on our presentations that was done in 13 our meetings with Paul McCray. 14 Q Who -- who prepared the bullet points? 15 A I think we did. I must have done sometimes, 16 Carina, Rosemary. 17 Q Okay. Was there anybody who was responsible 18 to be sure that whatever bullet points prepared were 19 accurate? 20 A Yeah, that was Paul McCray. 21 Q Okay. And so, did Paul McCray review all the 22 bullet points? 23 A Yes, always. 24 Q Okay. Now, you said Paul McCray was gone for 25 months at a time or for long periods at the time.</p>	36	<p>1 A I don't know. I don't recall that name. 2 Q Okay. You mentioned Senada a few minutes 3 ago. 4 A Senada. 5 Q Senada. Who did Senada work for? 6 A Senada worked for another group that was 7 under development and -- 8 Q Would that be Bayrock? 9 A Yes. 10 Q Senada worked for Bayrock? 11 A I think so. 12 Q Okay. Do you still know Senada? 13 A Yeah. 14 Q Are you in touch with her? 15 A Yeah. 16 Q Are you friends with Senada? 17 A Yes. 18 Q Socially? 19 A Yes. I don't see her so much, but we used to 20 see each other more, like, probably three years ago. 21 Q Have you talked to Senada recently? 22 A No. 23 Q When's the last time you spoke with her? 24 A The last time I spoke to Senada was oh, when 25 she came with a client for the Las Olas Beach Club.</p>
35	<p>1 A Towards the end. 2 Q Towards the end referring to what time 3 period? 4 A 2006. 5 Q Okay. So, in 2000 -- let's say 2005. During 6 2005, was Paul McCray in the office most days? 7 A 100%. Very involved because that was the 8 peak of the marketing. We were incredibly selling huge 9 numbers altogether for the project. So, he was in 10 every single meeting. He was there all the time. He 11 started to leave, I think it was probably in May 2006, 12 around there. May, June. Yeah. 2005, he was there 13 the entire time. 14 Q Did you or Carina or Rosemary have the 15 authority to prepare bullet points or other information 16 on the project and send them -- send that information 17 to potential buyers without having it first be reviewed 18 by Paul McCray? 19 A Well, I remember -- let's see. Basically, 20 our bullet points or presentations were reviewed by 21 Paul McCray. I'm just trying to think if anything was 22 done without reviewing. I -- I just don't recall. 23 Everything was -- had to be absolutely authorized by 24 him, reviewed by him. 25 Q Who is Armin Boyajin? Do you know him?</p>	37	<p>1 So, I think that was last year. 2 Q And do you correspond by e-mail with Senada? 3 A Not this year. I don't think I have talked 4 to her this year at all. 5 Q Have you either spoken or corresponded by e- 6 mail or in any other way with Senada about this 7 project, the Trump project since, say, 2007? 8 A No. 9 Q Do you know Michelle Conte? 10 A Yes. 11 Q Who's Michelle Conte? 12 A Michelle Conte was an assistant to Roy 13 Stillman and we saw her at the office a few times. 14 Q Did you ever speak with Michelle Conte? 15 A No. 16 Q What did you understand her role to be in 17 this project? 18 A Her role was assisting Roy in coordinating 19 the needs of the moment. 20 Q Do you remember the timeframe that you saw 21 Michelle Conte? 22 A That must have been 2005. 23 Q Do you know Joel Green? 24 A Yes. 25 Q All right. Who's Joel Green?</p>



<p style="text-align: right;">38</p> <p>1 A Joel Green has a company called the Condo -- 2 how do you say it? Like -- 3 Q The condo-hotels? 4 A The condo-hotels. Mm-hmm, condo-hotels. And 5 he had a number of buyers for the Trump. 6 Q Okay. Did you work with Joel's buyers? 7 A Mm-hmm. 8 Q Okay. You have to say yes or no. 9 A Yes, yes. 10 Q And how did that happen? If you could just 11 explain to me how he would bring a buyer to you and how 12 you would end up working with him. 13 A He will bring his buyers -- wait. Let me 14 think. Because he was like a few brokers that had a 15 number of units in where it was a point when we had to 16 transfer from reservation to contracts that they came 17 to the office that was a few months later, but Joel, he 18 will probably send his clients -- not all of them, 19 maybe a couple, because he will do a long distance with 20 clients with contracts he will mail in -- mail away, 21 contracts after giving presentations. I just don't 22 recall exactly his clients or the number of clients, 23 but it was a few that he had. 24 Q Do you know if you ever met Joel Green in 25 person relating to this project?</p>	<p style="text-align: right;">40</p> <p>1 cubicles and it was sections in where sales director 2 will have a group of sales teams. So, it was right 3 there at the sales office. And then when we gave 4 presentations to potential clients, we will go to the 5 front, to the conference room, we'll give a 6 presentation and then we'll go back and work in the 7 cubicles in the back. 8 Q Did you have a model? 9 A No. 10 Q Okay. Did you have brochures on display? 11 A The brochures were kept in the back. 12 Q Did you have photographs on display? 13 A I don't remember. 14 Q Okay. If somebody came in to the front of 15 the office, walked in off the street and came to the 16 lobby, would they see anything about this project -- 17 A Probably -- they -- we probably, definitely - 18 - Paul McCray will advertise every single project 19 through the windows because we had, like, it was a 20 window shop right there on the front of Las Olas. So, 21 he definitely might have some type of information 22 showing that he -- that we were handling Trump as well. 23 Q What did the advertisement in the window for 24 this project look like? 25 A Which project? Trump?</p>
<p style="text-align: right;">39</p> <p>1 A Oh, yeah. 2 Q Okay. More than once? 3 A Yes. 4 Q And let me ask you, was it a regular 5 occurrence for him to -- to meet with you? 6 A No, it was regular. A few times, he will 7 come to the office, either to pick up materials or 8 maybe to bring a buyer. 9 Q What kind of materials? 10 A Brochures. 11 Q Okay. What -- and we'll go through the 12 brochures in a few minutes, but did you keep the 13 brochures for the project at the Galleria Collection 14 offices? 15 A Yes. 16 Q Yes? 17 A Yes. 18 Q If other brokers wanted those brochures, did 19 they have to go through the Galleria Collection? 20 A Yes. 21 Q Explain -- describe for me, if you would, 22 what type of sale center your office had for this 23 project. 24 A A -- in the Galleria Collection which is 25 located on Las Olas on the back portion, there are many</p>	<p style="text-align: right;">41</p> <p>1 Q For this, for Trump. When I say -- any time 2 I say "this project", I'm referring to Trump. 3 A I don't -- I don't remember. I don't 4 remember. I really don't remember exactly because we 5 had scale models for the Las Olas Beach Club, we had 6 many pictures for other projects and I don't recall 7 exactly which type of display we had for the Trump. 8 Q You know Andy Weisser, correct? 9 A Yes. 10 Q Okay. Who's Andy Weisser? 11 A Andy Weisser is a broker that was given a few 12 units as well and he's -- he was with -- with Coldwell 13 Banker at the time also, I think. 14 Q Are you aware that Andy Weisser gave a 15 deposition in this case recently? 16 A Yes. 17 Q Okay. Did you speak with Andy about his 18 deposition? 19 A No. 20 Q Have you ever spoken with Andy about this 21 case since 2007? 22 A No. 23 Q And are -- do you consider yourself friends 24 with Andy? 25 A Friendly, but not friends to a point that we</p>



42	<p>1 call each other, but if I see him, yeah, sure.</p> <p>2 Q Who is Joe Kramer?</p> <p>3 A Joe Kramer.</p> <p>4 Q Kramer.</p> <p>5 A Joe -- yeah. Joe Kramer was a lady from the</p> <p>6 Trump organization.</p> <p>7 Q And what was her -- what did you understand</p> <p>8 to -- her involvement to be with this project?</p> <p>9 A None.</p> <p>10 Q How do you know her?</p> <p>11 A Because we saw her at one of the big event</p> <p>12 parties that we did when she was there.</p> <p>13 Q So, you met her just the one time?</p> <p>14 A We were talking before that -- for the event</p> <p>15 that she was coming.</p> <p>16 Q Other than the event party, you never spoke</p> <p>17 with Joe Kramer about --</p> <p>18 A I'm --</p> <p>19 Q -- any -- any aspect of this project; is that</p> <p>20 your testimony?</p> <p>21 A I might have spoke with her a couple other</p> <p>22 time in relation with this event or something happening</p> <p>23 similar, but other than that, no.</p> <p>24 Q What were the -- what is the event and tour</p> <p>25 events that you're referring to?</p>	44	<p>1 A Oh, yes, yes.</p> <p>2 Q And we'll come back and revisit that in a few</p> <p>3 moments. Do you know who Ramola Mathwani is?</p> <p>4 A Yes.</p> <p>5 Q Who's Ramola?</p> <p>6 A Ramola was the owner of the land.</p> <p>7 Q Okay. At what time?</p> <p>8 A Before the project.</p> <p>9 Q Okay. Do you know whether she continued to</p> <p>10 own the land once this project started?</p> <p>11 A I don't have absolutely any information of</p> <p>12 that.</p> <p>13 Q Okay. Do you know who own -- do you know who</p> <p>14 owns the project today?</p> <p>15 A No.</p> <p>16 Q Do you know who owned it at the time that you</p> <p>17 worked on the project?</p> <p>18 A Ramola owned the land.</p> <p>19 Q Okay. And is it your understanding that</p> <p>20 Ramola owned the land throughout your involvement with</p> <p>21 the project?</p> <p>22 A Well, when they started the project, they had</p> <p>23 some type of agreement, but we were not disclosed</p> <p>24 exactly who, what the agreement or percentages. We</p> <p>25 never got any disclosure of that information. So, I</p>
43	<p>1 A The one that we had a -- the Bonnet House.</p> <p>2 We had an event in there and I don't recall when was</p> <p>3 that event, but it must have been 2005, maybe. I just</p> <p>4 don't remember exactly the dates.</p> <p>5 Q And what was the -- what was that event</p> <p>6 about?</p> <p>7 A Promoting Trump.</p> <p>8 Q And was that event marketed towards the</p> <p>9 brokerage community or towards buyers or both?</p> <p>10 A Both.</p> <p>11 Q Okay. And do you remember whether buyers</p> <p>12 attended that meeting -- attended that event?</p> <p>13 A I don't remember.</p> <p>14 Q Okay. Joe Kramer attended that event, right?</p> <p>15 A Yes.</p> <p>16 Q And Donald Trump attended it?</p> <p>17 A Yes.</p> <p>18 Q And Roy Stillman?</p> <p>19 A Yes.</p> <p>20 Q And you met Donald Trump, right?</p> <p>21 A Yes.</p> <p>22 Q All right. And you met Roy Stillman?</p> <p>23 A Yes.</p> <p>24 Q Well, you met him on multiple occasions,</p> <p>25 correct?</p>	45	<p>1 don't know.</p> <p>2 Q Do you know Dev Mathwani?</p> <p>3 A That is from -- Mola's son.</p> <p>4 Q Okay. And what was his involvement with the</p> <p>5 project?</p> <p>6 A I don't think any.</p> <p>7 Q How about Netin Mathwani?</p> <p>8 A Netin, yes. He will come to the office just</p> <p>9 to have some updates on sales and how did the sales go.</p> <p>10 Q Okay. Was it -- and what his involvement</p> <p>11 other than -- strike that. Do you know why he as</p> <p>12 coming around, asking for that kind of information?</p> <p>13 A Yes.</p> <p>14 Q Why?</p> <p>15 A Because I think his mother had some type of</p> <p>16 involvement in the partnership.</p> <p>17 Q Okay. Do you know what type of involvement</p> <p>18 that was?</p> <p>19 A No.</p> <p>20 Q Did you ever ask Dev -- I mean, sorry, Netin</p> <p>21 Mathwani what his mother's involvement in the project</p> <p>22 was?</p> <p>23 A No.</p> <p>24 Q Do you know Roger Stein?</p> <p>25 A Yes.</p>



46	<p>1 Q Who's Roger Stein?</p> <p>2 A Roger Stein, at the time, was partners with</p> <p>3 Roy in some -- in some form. Again, I don't know</p> <p>4 details, but he was there for some period of time.</p> <p>5 Q Let me show you a business card and mark a</p> <p>6 copy of it as Exhibit 766, but I'm going to ask you to</p> <p>7 take a look at it and tell me if this was your business</p> <p>8 card relating to the project.</p> <p>9 (Thereupon, Exhibit 766 was entered into the</p> <p>10 record.)</p> <p>11 (Thereupon, a short discussion was had off</p> <p>12 record.)</p> <p>13 (Deposition resumed.)</p> <p>14 Q (By Mr. Altschul) Now, what I showed you,</p> <p>15 that was your business card for this project?</p> <p>16 A Yes, yes.</p> <p>17 Q Did you have more than one business card at</p> <p>18 this time?</p> <p>19 A At that time, yes.</p> <p>20 Q Okay. And did you have a general business</p> <p>21 card that wasn't connected to this project?</p> <p>22 A I have one business card with the Galleria</p> <p>23 Collection. At the time, I just don't recall.</p> <p>24 Q Okay.</p> <p>25 A But that was my business card.</p>	48
47	<p>1 Q Let me show you what I'm marking as Exhibit</p> <p>2 767 which is an e-mail, it looks like on the bottom,</p> <p>3 from you to Rose Clarke.</p> <p>4 (Thereupon, Exhibit 767 was entered into the</p> <p>5 record.)</p> <p>6 Q (By Mr. Altschul) And I just want you to take</p> <p>7 a look -- take a look at the bottom of the e-mail. I'm</p> <p>8 really interested to know, what -- was this a business</p> <p>9 card of yours or was this something separate for e-mail</p> <p>10 purposes?</p> <p>11 A This was for e-mail purposes. It was our</p> <p>12 business cards in the form of e-mail.</p> <p>13 Q Because the business card we saw before did</p> <p>14 not have your picture on it, correct?</p> <p>15 A Correct.</p> <p>16 Q Did you have a Trump business card with your</p> <p>17 picture on it as well?</p> <p>18 A No.</p> <p>19 Q Let me show you what's marked as Exhibit 768,</p> <p>20 a photograph and ask you, have you seen this photograph</p> <p>21 before?</p> <p>22 (Thereupon, Exhibit 768 was entered into the</p> <p>23 record.)</p> <p>24 A Yes.</p> <p>25 Q (By Mr. Altschul) Okay. Who's in this</p>	49
46	<p>1 photograph?</p> <p>2 A In this photograph is Donald Trump and</p> <p>3 myself.</p> <p>4 Q Okay. Was this at the --</p> <p>5 A Oh, and Senada in the back.</p> <p>6 Q Senada over Donald's left shoulder?</p> <p>7 A Mm-hmm.</p> <p>8 THE COURT REPORTER: Is that a yes?</p> <p>9 A Yes.</p> <p>10 Q (By Mr. Altschul) Was this the bonnet house</p> <p>11 event that you talked about earlier?</p> <p>12 A Yes, yes.</p> <p>13 Q Let me show you -- this is going to take a</p> <p>14 little trip down memory lane here.</p> <p>15 A Yeah.</p> <p>16 Q Your bonnet -- your bonnet house --</p> <p>17 A No, I -- I remember.</p> <p>18 Q The house is nice.</p> <p>19 A Yeah, I remember.</p> <p>20 Q Let me show you another photograph, Exhibit</p> <p>21 769.</p> <p>22 (Thereupon, Exhibit 769 was entered into the</p> <p>23 record.)</p> <p>24 Q And if you could tell me who's in this</p> <p>25 paragraph?</p>	49



50	<p>1 A Yes.</p> <p>2 Q Did you --</p> <p>3 A I think my 18 is in the back.</p> <p>4 Q Which was is 18?</p> <p>5 A Behind my son which is on the right, the</p> <p>6 second right of Donald.</p> <p>7 Q Is he the tall one looking to the side?</p> <p>8 A Yes.</p> <p>9 (Thereupon, Exhibit 770 was entered into the</p> <p>10 record.)</p> <p>11 Q (By Mr. Altschul) When I say tall, compared</p> <p>12 to the other people in the photograph. Let me show you</p> <p>13 what's marked as Exhibit 770, another photograph. Let</p> <p>14 me just ask you to identify who's in this photograph as</p> <p>15 well.</p> <p>16 A That is Carina to my right and to the left is</p> <p>17 Donald Trump's son.</p> <p>18 Q Which one?</p> <p>19 A The -- the left of me.</p> <p>20 Q No, no. Which son?</p> <p>21 A Oh, I don't know. I don't even know his</p> <p>22 name.</p> <p>23 Q Did you have any conversation with Donald</p> <p>24 Trump about the project during this bonnet house event?</p> <p>25 A No.</p>	52	<p>1 together. I forgot her name.</p> <p>2 Q What company did -- was it Pina, did you say?</p> <p>3 A Pina, yes.</p> <p>4 Q Is that P-I-N-A?</p> <p>5 A Mm-hmm, yes.</p> <p>6 Q Do you know what company she worked for?</p> <p>7 A Yes. No. She had her own type of -- I don't</p> <p>8 know what it was, like, a show in Argentina or</p> <p>9 something like that. We were talking to her to promote</p> <p>10 the project in Argentina for her clientele.</p> <p>11 Q Who else is in the photograph?</p> <p>12 A And then my sister is looking at the picture,</p> <p>13 the third on the left.</p> <p>14 Q From -- from Roy Stillman?</p> <p>15 A Yes.</p> <p>16 Q Okay.</p> <p>17 A And then --</p> <p>18 Q And what's your sister's name?</p> <p>19 A Patricia.</p> <p>20 Q I'm sorry. Spell that please.</p> <p>21 A P-A --</p> <p>22 Q You said Patricia?</p> <p>23 A Okay.</p> <p>24 Q And what's her last name?</p> <p>25 A Meza.</p>
51	<p>1 Q Did you speak with him at all during the</p> <p>2 bonnet house event other than taking a photograph?</p> <p>3 A No.</p> <p>4 (Thereupon, Exhibit 771 was entered into the</p> <p>5 record.)</p> <p>6 Q (By Mr. Altschul) Let me show you what's</p> <p>7 marked as Exhibit 771 and ask you to take a look and</p> <p>8 tell me who would fit this photograph as well.</p> <p>9 A Roy Stillman is the gentleman in the middle.</p> <p>10 To his left is Pina Darcyl.</p> <p>11 Q To his left or to the left, looking at the</p> <p>12 photo?</p> <p>13 A Oh, to the left, looking at the photo.</p> <p>14 Q Okay. And what's the name?</p> <p>15 A Pina Darcyl.</p> <p>16 Q Do you know how to spell her last name?</p> <p>17 A D-A-R-C-Y-L.</p> <p>18 Q And who is she?</p> <p>19 A This is a lady that is into some type of</p> <p>20 marketing and -- where is she from? Argentina.</p> <p>21 Q And what was her involvement with the</p> <p>22 project?</p> <p>23 A None.</p> <p>24 Q Okay. Who else is in this photograph?</p> <p>25 A To her left is a girl they used to work</p>	53	<p>1 Q Is she in real estate as well?</p> <p>2 A She used to be.</p> <p>3 Q Okay. Who else is in the photograph?</p> <p>4 A Next to Roy Stillman and next to me on the</p> <p>5 right is Patricia Plader.</p> <p>6 Q And can you make out who -- who has an</p> <p>7 overview of Mr. Stillman's shoulder?</p> <p>8 A I cannot see.</p> <p>9 Q We can probably.</p> <p>10 A I can just see -- identify the face. It's</p> <p>11 just a little blurred. You cannot see it.</p> <p>12 Q Okay. And let me show you the last</p> <p>13 photograph of this group that I'm marking as Exhibit</p> <p>14 772, ask you to take a look as well.</p> <p>15 (Thereupon, Exhibit 772 was entered into the</p> <p>16 record.)</p> <p>17 Q (By Mr. Altschul) And if you could, tell me</p> <p>18 who's in this picture.</p> <p>19 A Yeah. And the gentleman in the middle, it's</p> <p>20 the singer Wyclef.</p> <p>21 Q Wyclef Jean?</p> <p>22 A Yes. To his -- to the right of the price is</p> <p>23 Senada, assistant for New York and she was from Russia</p> <p>24 and she had a Russian name. I don't recall the name.</p> <p>25 And then to her right, is Patricia. And then to the</p>



<p style="text-align: right;">54</p> <p>1 left of Wyclef and my sister, Patricia is next to me.</p> <p>2 Q Okay. I'm going to go through some of the</p> <p>3 brochures and -- and tell me what -- I want you to</p> <p>4 answer some questions about them. I'm going to start</p> <p>5 with some -- I'm not going to mark, but I'm just going</p> <p>6 to show to you. The first one was the one that -- that</p> <p>7 I call the big brown book and let me ask you if you've</p> <p>8 seen this, if you're familiar with this brochure?</p> <p>9 A Yes.</p> <p>10 Q Okay. And how are you familiar with this</p> <p>11 brochure?</p> <p>12 A Because we were given some of those</p> <p>13 brochures.</p> <p>14 Q Okay. And did you give these brochures out</p> <p>15 to potential buyers?</p> <p>16 A We might have been given this -- giving us</p> <p>17 smaller ones, I think.</p> <p>18 Q Okay. Do you think that these, for the most</p> <p>19 part, were mailed directly to purchasers? When I say</p> <p>20 purchasers --</p> <p>21 A It might --</p> <p>22 Q Let me finish my question. When I say</p> <p>23 "purchasers", I'm referring to people who had signed</p> <p>24 reservation agreements.</p> <p>25 A We might have. I --</p>	<p style="text-align: right;">56</p> <p>1 it in the form in which I handed it to you where it had</p> <p>2 the folder that -- that a pocket on the left and a</p> <p>3 pocket on the right?</p> <p>4 A Yeah. Sometimes we use the like this, but</p> <p>5 most of the time, we use this.</p> <p>6 Q And do you see the letter from Donald Trump</p> <p>7 on the left side?</p> <p>8 A Yes.</p> <p>9 Q Have you seen that before as well?</p> <p>10 A Yes.</p> <p>11 Q Okay. Was -- was that a document that you</p> <p>12 gave to purchaser or people who would sign reservation</p> <p>13 agreements?</p> <p>14 A I would think so.</p> <p>15 Q Let me ask you a question, if you would.</p> <p>16 Now, you've seen this before, correct?</p> <p>17 A Yes.</p> <p>18 Q And did you read this material at the time?</p> <p>19 A At the time, I did.</p> <p>20 Q Yeah. I think -- I mean, at the time that</p> <p>21 you were marketing this project, did you read this</p> <p>22 material?</p> <p>23 A Mm-hmm.</p> <p>24 Q Did you go through --</p> <p>25 THE COURT REPORTER: Is that a yes?</p>
<p style="text-align: right;">55</p> <p>1 Q We, being Galleria Collection?</p> <p>2 A Galleria Collection as -- I don't recall</p> <p>3 exactly which ones we sent out or if we did.</p> <p>4 Q Do you know if any materials were sent</p> <p>5 directly from New York to people who had signed</p> <p>6 reservation agreements?</p> <p>7 A I don't recall.</p> <p>8 Q Okay. Is -- did you have any knowledge of</p> <p>9 that at the time of whether anybody other than Galleria</p> <p>10 Collection was sending promotional materials to people</p> <p>11 who had signed reservation agreements?</p> <p>12 A I just don't recall.</p> <p>13 Q Okay. Let me show you another brochure. Let</p> <p>14 me ask you to take a look at it and say bifold and then</p> <p>15 it has a letter on the left side and a --a brochure on</p> <p>16 the right and this particular one has Rosemary</p> <p>17 Friedman's business card stapled to it, but let me ask</p> <p>18 you to take a look at this.</p> <p>19 A This is the ones that we mostly use, mm-hmm.</p> <p>20 Q Did --</p> <p>21 A Four-hour presentation --</p> <p>22 Q I'm sorry?</p> <p>23 A Four-hour presentations in the office for --</p> <p>24 to show the views, the location.</p> <p>25 Q And when you use those brochure, did you use</p>	<p style="text-align: right;">57</p> <p>1 Q (By Mr. Altschul) You have to say yes. I'm</p> <p>2 sorry.</p> <p>3 A Okay.</p> <p>4 Q Yes?</p> <p>5 A I read the brochures.</p> <p>6 Q Did you go through the brochures with</p> <p>7 purchasers or potential purchaser?</p> <p>8 A Yes.</p> <p>9 Q Okay. Now, you say the brochure is -- your -</p> <p>10 - are you qualifying -- did you not read the letter?</p> <p>11 A I might have. Let me --</p> <p>12 Q Sure. Take a minute. Take your time and</p> <p>13 read it.</p> <p>14 A Yes, I have read this.</p> <p>15 Q Did you also review this letter with</p> <p>16 potential purchaser in Trump -- in the project?</p> <p>17 A I don't recall reviewing specifically the</p> <p>18 letter.</p> <p>19 Q Okay. But you recall reviewing the brochure?</p> <p>20 A Yes.</p> <p>21 Q And when you reviewed the brochure, what --</p> <p>22 what did that con -- generally consist of? How did you</p> <p>23 review it with people?</p> <p>24 A Well, basically, when we gave a presentation,</p> <p>25 we were just using the pictures from there to show and</p>



<p style="text-align: right;">58</p> <p>1 probably we will give a brochure to a potential buyer 2 and I think we had, like, two big posters of the 3 building where we had -- when we gave presentations in 4 that conference room. 5 Q And these were posters that were on the wall? 6 A It was not posted on the wall. We will bring 7 them with us. 8 Q Okay. What were they, on some type of poster 9 board? 10 A Like a picture, yes. 11 Q Okay. So, something that wasn't -- you 12 didn't have to roll it up and unroll it every time? 13 A No, no. It was -- it was already set. 14 Q Was it framed? 15 A It was framed. 16 Q Okay. And what was on the posters? 17 A The picture of the building. 18 Q Okay. Just a picture, that's it? 19 A I think so, yes. 20 Q Okay. Let me show you a few other documents. 21 And let me go back to this brown book. Did you ever 22 review this brown book with buyers? And I say "buyers" 23 again, I'm referring to people signing reservation 24 agreements. 25 A Right. I remember mostly using this one.</p>	<p style="text-align: right;">60</p> <p>1 A I think so. Yes, we have some of this. 2 Q Now, in this brochure, it appears to have a 3 mailing label on it and in this case, it -- it's 4 addressed to a Christian Feldon who's one of the 5 plaintiffs in this case, but these brochures were 6 mailed to people who had signed reservation agreements 7 and my question is, were you involved in that process 8 of mailing these brochures to people who had signed 9 reservation agreements? 10 A Yes, I will be involved because we were all 11 working together in the office. So, if we had to mail 12 something, we did it from the office -- 13 Q Okay. And -- 14 A -- to potential buyers, to clients, maybe to 15 -- that sign reservations or contracts. 16 Q And do you recall that this was something 17 that -- that was mailed out to bureau office, out of 18 the Galleria Collection? 19 A It would have been. I just don't remember 20 details. It may have been. 21 Q Okay. And is it your recollection that any 22 mailings that went to buyers came through the Galleria 23 Collection? 24 A I would think so. 25 Q Okay. Do you know?</p>
<p style="text-align: right;">59</p> <p>1 Q Okay. So, you're not -- you -- you don't 2 recall use -- if you used this one? 3 A I just don't remember exactly if we had them 4 at the time because we were always waiting. So, I just 5 don't recall. 6 Q Okay. Let me show you another brochure that 7 is bound with -- what do you call -- spiral binder and 8 ask if you've seen this brochure before. 9 A Yes. 10 Q Was this another brochure that you had at the 11 Galleria Collection Offices? 12 A I think so. 13 Q Okay. Did you give this brochure to 14 potential buyers as well? 15 A I just don't recall exactly which one we gave 16 or what we had at the time. I just don't recall. 17 Q And let me show you a brochure that is blue 18 and it -- it's a large foldout dated Fall 2005 in the 19 bottom-right corner and then has the letter that I 20 showed you on the -- on the inside cover of the first 21 page and then a number of other pictures. Let me ask 22 you if you've seen this brochure before. 23 A Yes. 24 Q Was that a brochure that you had in your 25 offices as well?</p>	<p style="text-align: right;">61</p> <p>1 A I just -- I don't remember. 2 Q I understand. Thank you. Let me show you 3 one other document -- that I'm not going mark -- that 4 has -- it's basically a collection of magazine 5 articles, and ask if you've seen this before. 6 A Yes. 7 Q Okay. And is this part of the sales 8 materials that you had in the office at the Galleria 9 Collection? 10 A Well, basically, I remember we were asking 11 for this but we -- we didn't have this. 12 Q You didn't have this? 13 A I think we had like very small number of this 14 type brochures because we -- we needed more and we were 15 looking for those. And I remember Carina and Rosemary 16 were telling me that they wanted more of this and I 17 just remember we didn't have so many of this. 18 Q Did -- 19 A Maybe we had just a few in the office. 20 Q Did you give that collection of articles to 21 potential buyers as well? 22 A I don't recall. 23 Q When you were dealing with buyers and the 24 buyers were receiving sales materials, did you -- do 25 you recall ever having discussions over who was the</p>



62	<p>1 developer of the project?</p> <p>2 A Well, basically, in our presentation, we were</p> <p>3 absolutely saying that it was a Trump International</p> <p>4 Hotel and Tower in Fort Lauderdale, it was going to be</p> <p>5 that flag.</p> <p>6 Q Yeah. And I understand the branding on the</p> <p>7 hotel, you know. My question is what do you recall</p> <p>8 about what was told to people about who was either the</p> <p>9 owner or developer of the project?</p> <p>10 A The developer was Roy Stillman.</p> <p>11 Q Okay. So -- and this -- going back to the</p> <p>12 time, 2005, you believe that you knew that and that's</p> <p>13 what you told potential buyers?</p> <p>14 A To tell you the truth, I don't recall exactly</p> <p>15 our presentations.</p> <p>16 Q Let's go through some more documents and see</p> <p>17 if that --</p> <p>18 A Okay.</p> <p>19 Q -- helps at all. Let me show you a document</p> <p>20 that was previously marked as Exhibit 681 in a</p> <p>21 deposition and ask you to take a moment and review</p> <p>22 Exhibit 681. And my focus for my questioning is going</p> <p>23 to be on the second paragraph and the --</p> <p>24 A Right.</p> <p>25 Q -- fourth paragraph. Have you seen this</p>	64	<p>1 believe prepared the bullet points?</p> <p>2 A Well, it sounds -- this -- this sounds like</p> <p>3 Carina's presentations, the way she put it together.</p> <p>4 But to tell you the truth, I just don't recall exactly</p> <p>5 when it was done or who did it or -- everything that</p> <p>6 was done that came from me came from Paul McCray and</p> <p>7 reviewing.</p> <p>8 Q Do you know --</p> <p>9 A But it -- anything that we had -- you know,</p> <p>10 we had meetings with him, we make sure what to give to</p> <p>11 the buyers, and if this was part of what we were giving</p> <p>12 then it was accepted and reviewed by Paul.</p> <p>13 Q Okay. Did you believe what's in here to be</p> <p>14 true?</p> <p>15 A I don't know.</p> <p>16 Q And I'm just refer -- let's just refer to the</p> <p>17 second paragraph. Did you believe the second paragraph</p> <p>18 to be true at the time you were working on sales in</p> <p>19 2005?</p> <p>20 MR. RUSSOMANNO: Objection to the form.</p> <p>21 Q (By Mr. Altschul) You can answer.</p> <p>22 A I just -- I cannot give you an answer.</p> <p>23 Q Okay. Let's look down at the next point</p> <p>24 after that, the fourth paragraph, please. "Find</p> <p>25 enclosed a temporary brochure, floor plans and layouts</p>
63	<p>1 before, Exhibit 681? And I'll represent to you that</p> <p>2 there's copies of this that don't have Carina's</p> <p>3 business card --</p> <p>4 A I think so.</p> <p>5 Q -- copied on the bottom.</p> <p>6 A I think so.</p> <p>7 Q Okay. Do you know who provided the</p> <p>8 information that's in here?</p> <p>9 A Who provided the --</p> <p>10 Q For example --</p> <p>11 A -- the information? Those are probably one</p> <p>12 of the bullet points that we will be sending.</p> <p>13 Q Okay. So, the second point, "This is a new</p> <p>14 project pre-construction developed by Donald Trump and</p> <p>15 Roy Stillman", where do you believe that information</p> <p>16 came from?</p> <p>17 A We had to put it together in the office.</p> <p>18 Q Okay. When I asked Carina about this, she</p> <p>19 said that what it -- that this type of document, she</p> <p>20 received from you as the director of sales.</p> <p>21 A Right.</p> <p>22 Q So, I'm -- what I'm asking you is, you know,</p> <p>23 did you prepare these bullet points --</p> <p>24 A No.</p> <p>25 Q -- for the project? Okay. Who do you</p>	65	<p>1 of this magnificent project." Do you know what's being</p> <p>2 referred to as a "temporary brochure"?</p> <p>3 A It must have been this.</p> <p>4 Q You're --</p> <p>5 A The --</p> <p>6 Q -- referring to the spiral-bound?</p> <p>7 A I think so.</p> <p>8 Q Do you recall, was there also an electronic</p> <p>9 brochure --</p> <p>10 A Yes.</p> <p>11 Q -- for the project? Was -- the electronic</p> <p>12 brochure was a temporary brochure or was not?</p> <p>13 A It was just the electronic -- electronic form</p> <p>14 of the brochure that was actually prepared and given to</p> <p>15 us, and we were sending those.</p> <p>16 Q Did you receive --</p> <p>17 A Probably that --</p> <p>18 Q Was that given to you as -- in a PDF format?</p> <p>19 A Yeah.</p> <p>20 (Thereupon, Exhibit 773 was entered into the</p> <p>21 record.)</p> <p>22 Q (By Mr. Altschul) Okay. Let me show you what</p> <p>23 I'm marking as Exhibit 773 and ask you to take a look</p> <p>24 at that, please. I ask you to take a -- take your -- a</p> <p>25 minute to look through that.</p>



<p style="text-align: right;">66</p> <p>1 A Yeah. This looks like the brochure we sent 2 via e-mail.</p> <p>3 Q And do you recall if this brochure was in a 4 secured format where it couldn't be changed or printed?</p> <p>5 A Yes. It couldn't be changed.</p> <p>6 Q Okay. And were you even able to print it or 7 was it locked so that you couldn't -- it could only be 8 used electronically?</p> <p>9 A It -- it can only be used electronically.</p> <p>10 Q Right. So, in fact, you couldn't --</p> <p>11 A We --</p> <p>12 Q -- even print it out?</p> <p>13 A I think we could print it.</p> <p>14 Q You think you could?</p> <p>15 A Yes. We could -- I think so.</p> <p>16 Q Okay.</p> <p>17 A I think we could --</p> <p>18 Q But your recollection was it couldn't be 19 changed?</p> <p>20 A Right.</p> <p>21 Q And do you believe you -- that you would have 22 sent this brochure to purchasers that you were working 23 with? And when I say "purchaser", again, I'm referring 24 to people who signed reservation agreements.</p> <p>25 A We must -- we probably sent this to -- yes.</p>	<p style="text-align: right;">68</p> <p>1 A I -- I really did not see it but -- I don't - 2 - I just don't remember.</p> <p>3 Q Okay. Do you know whether this magazine or 4 this copy of the magazine was a material that you had 5 in the sales center to give to potential buyers as a 6 promotional tool for --</p> <p>7 A I --</p> <p>8 Q -- the project?</p> <p>9 A I just don't remember this one given --</p> <p>10 Q The reason I ask is, a lot of different 11 buyers had this in their materials and so that's why I 12 didn't know if it was something that originated --</p> <p>13 A I just --</p> <p>14 Q -- out of the Galleria Collections.</p> <p>15 A I don't remember.</p> <p>16 Q Let me show you a document that we previously 17 marked as Exhibit 692 and ask you to take a look at 18 that, please.</p> <p>19 A This is the -- this is the sheets that we 20 will put together with Paul.</p> <p>21 Q So -- I'm sorry, say that one more time.</p> <p>22 A This will be some of the bullet points that 23 we will -- the fact sheet that we will put together 24 with Paul.</p> <p>25 Q Okay. And "we" being whom?</p>
<p style="text-align: right;">67</p> <p>1 Q Okay. Let me show you what was marked as 2 Exhibit -- do you need a break? By the way --</p> <p>3 A No, no.</p> <p>4 Q -- anytime you need a break, say so.</p> <p>5 A No, no, no.</p> <p>6 Q Okay.</p> <p>7 A No, I'm good.</p> <p>8 Q Let me show --</p> <p>9 A I want to finish --</p> <p>10 Q Let me show you what was marked as Exhibit 11 689 in a prior deposition and I'll ask you to identify 12 it -- I don't have copies but it was from -- previously 13 -- and ask if you're familiar with that document.</p> <p>14 A Are you asking me if I recall seeing this?</p> <p>15 Q Yes.</p> <p>16 A No.</p> <p>17 Q You don't?</p> <p>18 A Not really.</p> <p>19 Q Okay.</p> <p>20 A This looks like cutting pages and putting -- 21 I just don't recall.</p> <p>22 Q Let me show you what was previously marked as 23 Exhibit 691 -- it looks like a magazine cover with 24 Donald Trump on it that says, "Florida, you're hired" - 25 - and ask if you recall seeing this magazine before.</p>	<p style="text-align: right;">69</p> <p>1 A Paul and us, the sales team.</p> <p>2 Q Okay. If you would, on the first page, do 3 you see where it says "Principals/Owners"? It says --</p> <p>4 THE COURT REPORTER: "Yes"?</p> <p>5 A Yes.</p> <p>6 Q (By Mr. Altschul) And do you see it says, 7 "Donald Trump, Roy Stillman and Bayrock Group"?</p> <p>8 A Yes.</p> <p>9 Q Is that who you understood the owners of the 10 project to be?</p> <p>11 MR. RUSSOMANNO: Objection to the form.</p> <p>12 A It says principal or -- and -- slash, owners 13 so I didn't pay much attention at the time, and as the 14 developer said, "Roy Stillman and Bayrock Group".</p> <p>15 Q (By Mr. Altschul) Okay. Right now, I'm 16 asking you about the paragraph above it, the 17 "Principals" --</p> <p>18 A Right.</p> <p>19 Q -- "Owners", where did that information come 20 from?</p> <p>21 MR. RUSSOMANNO: Objection to the form.</p> <p>22 Q (By Mr. Altschul) You can answer.</p> <p>23 A Probably, you know, from Paul, I would say.</p> <p>24 Q From Paul McCray? It didn't come from you?</p> <p>25 A This one here?</p>



70	<p>1 Q Yes.</p> <p>2 A Oh, no. It will be the -- anything that I</p> <p>3 had given was coming from Paul.</p> <p>4 Q Did you understand this to be true, the</p> <p>5 information in this fact sheet to be true?</p> <p>6 MR. RUSSOMANNO: Objection to the form.</p> <p>7 Q (By Mr. Altschul) You can answer.</p> <p>8 A I don't know. I just -- I just went by with</p> <p>9 what the broker said. The broker had the same maybe.</p> <p>10 Q You gave the fact sheet to potential buyers</p> <p>11 that you worked with, correct?</p> <p>12 A We might have.</p> <p>13 Q Okay. What was the purpose of the sheet?</p> <p>14 Was it to give to --</p> <p>15 A Just to give -- to give the information of</p> <p>16 the site, the location and -- I would say so, the main</p> <p>17 ideas.</p> <p>18 Q Were you --</p> <p>19 A I just don't recall exactly this one, but we</p> <p>20 will have some bullet points, probably something like</p> <p>21 this or -- or similar.</p> <p>22 Q Were you concerned that you were giving</p> <p>23 information to potential buyers that wasn't true?</p> <p>24 A I believe what is true for what Paul McCray</p> <p>25 told me.</p>	72
71	<p>1 Q Okay. Did you believe the information in</p> <p>2 this fact sheet that was given to potential buyers was</p> <p>3 true at the time that these sheets were given out?</p> <p>4 MR. RUSSOMANNO: Same objection.</p> <p>5 Q (By Mr. Altschul) You can answer.</p> <p>6 A What Paul McCray, you know, put with us</p> <p>7 together in writing or gave us instruction to do is</p> <p>8 what I believe it was true.</p> <p>9 Q The next paragraph, "Developers", do you see</p> <p>10 where it says "Roy Stillman, Bayrock Group, LLC",</p> <p>11 entity, "Stillman Bayrock Merrimac, LLC"? Do you see</p> <p>12 that?</p> <p>13 A Yes.</p> <p>14 Q Okay. Did you put that together or was that</p> <p>15 also Paul McCray?</p> <p>16 A No. It was given to me.</p> <p>17 Q Okay.</p> <p>18 A Every -- every information was given to me.</p> <p>19 Q Now, if you would, take a look at Exhibit 681</p> <p>20 which is here. And, again, I'm referring to that</p> <p>21 second paragraph where it says developers are Donald</p> <p>22 Trump and Roy Stillman. Do you see that?</p> <p>23 A Yes.</p> <p>24 Q And then compare that with 692, it says</p> <p>25 developers -- the owners are Trump, Stillman and</p>	73
70	<p>1 Bayrock and the developers are Stillman and Bayrock.</p> <p>2 Do you see that? Okay. Do you --</p> <p>3 THE COURT REPORTER: "Yes"?</p> <p>4 A Yes.</p> <p>5 Q (By Mr. Altschul) Okay. Do you know why</p> <p>6 there's a difference between those two?</p> <p>7 A No.</p> <p>8 Q Okay. You see the one says Donald Trump as</p> <p>9 the developer and one doesn't, correct?</p> <p>10 A Correct.</p> <p>11 Q Okay. And you have no explanation why</p> <p>12 there's a difference between them, correct? Or do you?</p> <p>13 A I don't know if at the time -- I -- I don't</p> <p>14 recall exactly the moments in where these were prepared</p> <p>15 or this was prepared specifically. We got an</p> <p>16 information. Remember that at the time, Carina is</p> <p>17 Latin and English is not her -- her first language,</p> <p>18 neither is mine, neither is Rosemary. So, if we had</p> <p>19 some problems with the language in -- in transferring</p> <p>20 information to this one, you know --</p> <p>21 Q Do you think that happened?</p> <p>22 A I don't know.</p> <p>23 Q Do you think that something was -- some</p> <p>24 information was incorrectly transferred?</p> <p>25 A It could be.</p>	73
71	<p>1 Q Okay.</p> <p>2 A I don't know.</p> <p>3 Q Okay. What do you think was incorrectly</p> <p>4 transferred?</p> <p>5 A I -- I just don't -- because you're pointing</p> <p>6 this to here that was not specified as here in here.</p> <p>7 Q Right. I'm showing that there's a difference</p> <p>8 between --</p> <p>9 A Right.</p> <p>10 Q -- the two.</p> <p>11 A Absolutely.</p> <p>12 Q So, do you think that the difference is</p> <p>13 because something was either transferred incorrectly or</p> <p>14 translated incorrectly?</p> <p>15 A Basically, all I recall is every -- and Paul</p> <p>16 McCray was very, very insisting that every single piece</p> <p>17 of material or everything had to be reviewed and sent,</p> <p>18 you know, with his approvals. And that's what, most of</p> <p>19 the time, we did. It must be a case in where probably</p> <p>20 the girls prepared something, you know, abbreviation of</p> <p>21 this, I don't know. But everything that I gave to the</p> <p>22 girls was coming from something reviewed and prepared</p> <p>23 by Paul McCray.</p> <p>24 (Thereupon, Exhibit 774 was entered into the</p> <p>25 record.)</p>	73



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1 **Q (By Mr. Altschul) Let me show you what's**
 2 **marked as Exhibit 774, ask you to take a look at it.**
 3 **This one is a March 29th, 2005 letter from Donald Trump**
 4 **to James Shin, and all of the people who signed**
 5 **reservation agreements received this letter.**
 6 A Yes.
 7 **Q This particular one is to James Shin.**
 8 A Yes.
 9 **Q Now, have you seen a letter like this before,**
 10 **if not this exact one?**
 11 A Yes.
 12 **Q Okay. How did you come to see a letter like**
 13 **this?**
 14 A I remember we got this letter that we sent
 15 out to buyers.
 16 **Q Okay. This was a letter that was -- where**
 17 **did you receive this letter from? From whom?**
 18 A From Paul.
 19 **Q From Paul McCray?**
 20 A Well, Paul will -- he will just do every
 21 single part of the marketing or agreements that we were
 22 not present. I was just called as a specific situation
 23 that could be this particular letter in where he will
 24 tell me "Right now, after we have this number of
 25 reservations, we're going to be sending this." And so

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1 I just follow instructions from Paul. I was not free
 2 of talking directly to make decisions with developers,
 3 to make decisions with the brokerage firm in any form.
 4 Never. I just follow strict instructions from Paul.
 5 **Q As you sit here today, do you know whether**
 6 **these letters were sent out by the Galleria Collection**
 7 **in Fort Lauderdale --**
 8 A Yes. We --
 9 **Q -- as opposed to the Trump Organization?**
 10 A We -- oh. I think we sent it. I think --
 11 right now, I got confused. I remember sending this to
 12 the --
 13 **Q And I'll tell you, there's more than one**
 14 **letter with Donald Trump's signature.**
 15 A Oh, no. Yes. No, I remember.
 16 **Q Okay.**
 17 A I remember many of the reservations of the
 18 potential buyers, they received it. But now, you're
 19 asking me if they received it from the Galleria or from
 20 New York?
 21 **Q Yes.**
 22 A I will say the Galleria, but I might be
 23 wrong. I just remember the letters were sent.
 24 **Q Okay. Do you know whether or not that's**
 25 **Donald Trump's signature on the letter?**

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1 A It looks like the one we saw in the letter on
 2 the brochure, like his signature.
 3 **Q Okay. Do you know how Galleria -- if**
 4 **Galleria sent these, do you know how Galleria would**
 5 **have come to be in possession of these?**
 6 A No.
 7 **Q Okay.**
 8 MR. ALTSCHUL: Let's go ahead and take a
 9 five-minute break.
 10 (Thereupon, a short break was taken.)
 11 (Deposition resumed.)
 12 MR. ALTSCHUL: Back on.
 13 **Q (By Mr. Altschul) Let me ask you a couple of**
 14 **questions on -- before I continue with newer stuff -- a**
 15 **couple of things that you had mentioned previously.**
 16 **You talked about Rosemary being fired, I think you said**
 17 **in early 2006; is that correct?**
 18 A Let's see. It could be towards the end of
 19 2005.
 20 **Q And why was Rosemary fired?**
 21 A Why was she was fired? She was fired because
 22 her sales were really, really bad. Really bad.
 23 **Q It was just strictly a volume issue?**
 24 A Yeah. She really was in a huge difference
 25 with Carina.

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1 **Q Okay. And you also mentioned that at the**
 2 **beginning of the project, you received training on the**
 3 **sales presentation. Can you describe what training you**
 4 **received and from whom?**
 5 A Basically -- basically, Paul McCray will give
 6 us pointers and explain about, you know, the
 7 presentation that we're going to use for the buyers,
 8 the potential buyers. And it was not a particular
 9 training but it was probably a couple of meetings in
 10 where he will just explain about the project and the
 11 presentation, sales presentation, we were going to give
 12 to clients.
 13 **Q Okay. Let me show you a document that was**
 14 **previously marked as Exhibit 262 in another deposition**
 15 **and ask you to take a look at that. And I'm really**
 16 **just interested -- we're going to spend very little**
 17 **time in this document. I'm referring to the second**
 18 **line where it says -- the end of the first line,**
 19 **"Please find attached our electronic brochure and press**
 20 **release on this amazing project". And I know this was**
 21 **an e-mail from Carina and not from you. As far as**
 22 **electronic brochure, is that the brochure that we**
 23 **looked at already? Was there more than one electronic**
 24 **brochure?**
 25 A No. It's the one that you had print. Most

78	<p>1 likely, I would say so. It look like that.</p> <p>2 Q Exhibit 773?</p> <p>3 A Yes. It look like that.</p> <p>4 Q And it also refers to "press release". Do</p> <p>5 you see that?</p> <p>6 A Yes.</p> <p>7 Q Do you recall having a press release</p> <p>8 available for -- to -- for use in the sales process?</p> <p>9 A I don't recall.</p> <p>10 (Thereupon, Exhibit 775 was entered into the</p> <p>11 record.)</p> <p>12 Q (By Mr. Altschul) Okay. Let me show you a</p> <p>13 document --</p> <p>14 A We might have, I just don't recall.</p> <p>15 Q Let me show you a document that I'm marking</p> <p>16 as Exhibit 775 and ask you to take a look at this</p> <p>17 document. Take a moment and review it.</p> <p>18 A Yeah. Yes. Probably, I think we had this.</p> <p>19 Q Does this look familiar to you?</p> <p>20 A I think so.</p> <p>21 Q Okay. And it's -- at the top left, it says</p> <p>22 "For immediate release", it appears to be February</p> <p>23 16th, 2005 which was --</p> <p>24 A Right. The time --</p> <p>25 Q -- the time that you first got involved --</p>	80	
79	<p>1 record.)</p> <p>2 Q (By Mr. Altschul) Let me show you what I'm</p> <p>3 marking as Exhibit 776 which is an e-mail, November</p> <p>4 4th, 2005, from Carina to Rose Clarke who was a</p> <p>5 purchaser and who signed a reservation agreement in</p> <p>6 this project.</p> <p>7 MR. RUSSOMANNO: What's the exhibit number?</p> <p>8 THE COURT REPORTER: 776.</p> <p>9 MR. RUSSOMANNO: Thanks.</p> <p>10 Q (By Mr. Altschul) Now, you're not copied on</p> <p>11 this e-mail. Do you know whether -- do you recall</p> <p>12 whether you've ever seen this before?</p> <p>13 A This is an e-mail from Carina.</p> <p>14 Q Okay. Does the language look familiar to</p> <p>15 you? Does it seem to follow the bullet points?</p> <p>16 A The language seems familiar as how Carina</p> <p>17 will -- will send her e-mail sometimes.</p> <p>18 Q Do you recall having a PowerPoint</p> <p>19 presentation given to you to use in the sales process?</p> <p>20 A Yes. But isn't that the one that we were --</p> <p>21 this one. Isn't this this one?</p> <p>22 (Thereupon, Exhibit 777 was entered into the</p> <p>23 record.)</p> <p>24 Q (By Mr. Altschul) Okay. Let me show you a</p> <p>25 document --</p>	81	
78	<p>1 the project first started, correct?</p> <p>2 A Right. Correct.</p> <p>3 Q Okay. And do you believe this to be the</p> <p>4 press release that your office made available to</p> <p>5 potential buyers?</p> <p>6 A I've seen this before.</p> <p>7 Q Okay. Do you believe this to be the press</p> <p>8 release that was made available to potential</p> <p>9 purchasers?</p> <p>10 A It might.</p> <p>11 Q Okay. Do you think there was another press</p> <p>12 release?</p> <p>13 A I --</p> <p>14 Q And, again, I'm referring back to that e-mail</p> <p>15 that references the electronic brochure and press</p> <p>16 release.</p> <p>17 A This might be the one.</p> <p>18 Q Do you recall there being a different press</p> <p>19 release that would have been given out --</p> <p>20 A No.</p> <p>21 Q -- to buyers?</p> <p>22 A I -- I didn't recall any press release. And</p> <p>23 now that I see this, I remember seeing this before.</p> <p>24 Q Okay.</p> <p>25 (Thereupon, Exhibit 776 was entered into the</p>	<p>1 A I thought it was the same one.</p> <p>2 Q Let me show you something I'm marking as</p> <p>3 Exhibit 777 and ask if you've seen this document</p> <p>4 before.</p> <p>5 MR. RUSSOMANNO: You know what, leave that</p> <p>6 one with me. That one. Thanks.</p> <p>7 A So, this is a copy of the brochure then?</p> <p>8 This is a copy of this brochure?</p> <p>9 Q (By Mr. Altschul) No. It --</p> <p>10 A "No"?</p> <p>11 Q This is -- well, 773 is an electronic</p> <p>12 brochure. That was the one that was secured, that</p> <p>13 couldn't be changed.</p> <p>14 A No. I -- what we had to send via internet</p> <p>15 was this presentation. I thought this is what we were</p> <p>16 looking at. This is what we -- this is what we sent</p> <p>17 via e-mail.</p> <p>18 Q Okay.</p> <p>19 A The electronic brochure -- let's see. Yes, I</p> <p>20 remember this PowerPoint presentation.</p> <p>21 Q Okay. And who prepared the PowerPoint</p> <p>22 presentation?</p> <p>23 A It was given to us. And as I mentioned, so</p> <p>24 now I was in charge of the marketing materials, either</p> <p>25 to send it or bring it. And -- and if we had any</p>	81



<p style="text-align: right;">82</p> <p>1 questions with reviewing our names or phone numbers, 2 she will be the one to talk to. 3 Q So, now that you review 777, do you think 773 4 was not an electronic brochure that was available to 5 you? 6 A I remember, electronically, we were using 7 this most of all. If we had this, we didn't use this 8 as much as we used this. 9 Q You didn't -- 10 A This -- 11 Q Well, you wouldn't have used the brochure as 12 much as you used the PowerPoint? 13 A Correct. 14 Q Okay. And how would you use these? 15 A This? 16 Q Either of them. 17 A Oh, these? We will send it to potential 18 buyers and -- yeah, and this was our information. 19 Q And what's -- what are you pointing to as 20 "this is our information"? 21 A That was at the end, the contact information. 22 Q And it has your name as the sales director? 23 A Correct. And this is another director of 24 marketing, and then Rosemary and Carina. 25 Q What's your recollection of when the project</p>	<p style="text-align: right;">84</p> <p>1 A Yes. 2 Q And that you're familiar with this -- 3 A Yes. 4 Q -- you've seen it before? And I'll refer you 5 to the language in here, "Trump International Hotel and 6 Tower Fort Lauderdale is scheduled for completion in 7 2007 with the award-winning Stiles Corporation serving 8 as the general contractor." Do you believe 2007 was 9 the date that -- 10 A The -- the -- 11 Q -- your office was telling people it would be 12 completed? 13 A Yes, but it was the approximate date. I 14 remember Paul making the point all the time that it 15 could be longer. 16 Q Longer? 17 A Yes. 18 Q Could be longer? 19 A Yeah. 20 Q Okay. So, when someone asked you, "When is 21 it going to be completed?" was your response "2007" or 22 was it -- 23 A I said -- 24 Q -- "Well, it could be longer or it could be" 25 --</p>
<p style="text-align: right;">83</p> <p>1 was supposed to be completed? 2 A It was supposed to be completed in two years 3 or longer, and we had to sign -- have the potential 4 buyers sign an addendum in case they were longer than 5 two years. 6 Q Let me show you what was previously marked as 7 Exhibit 685. And I know this is, again, one of 8 Carina's documents, not one of yours, but I just want 9 to point you to the language, it says "It's going to be 10 finished early 2007." Do you see that language? 11 A Yeah. 12 Q Do you recall that the project was expected 13 to be completed in early 2007? 14 A It was not definite because I remember Paul 15 telling us that it could be two years or longer. 16 Q Okay. Do you remember whether early 2007 was 17 what was originally supposed to be the completion time? 18 A I don't recall dates, but I know it was going 19 to take more than two years, two years or more. 20 Q And that was told to you by Paul? 21 A Yes. 22 Q Now, going back to the blue brochure that I 23 talked to you about earlier that's -- that has "Fall 24 2005" written in the bottom, you said that you had that 25 in the office, correct?</p>	<p style="text-align: right;">85</p> <p>1 A -- it's expected to be completed 2007. 2 Q Okay. 3 A But I don't recall those exact moments. 4 Q Do you recall ever being asked by a buyer, 5 "Hey, when is this project going to be done?" 6 A Yeah. If they were asked, of course -- 7 Q I mean -- 8 A -- "It will be approximate -- "It will be 9 probably 2007 or longer." 10 Q I mean, is that something that people tended 11 to want to know at the time they were -- 12 A Absolutely. 13 Q -- signing contracts? 14 A Absolutely. 15 Q Okay. So, that wasn't an unusual question, 16 to say -- 17 A No, no, no. 18 Q -- "When is this going to be done?" 19 A Oh, no. 20 Q Let me show you something that was marked as 21 Exhibit 668 in a prior deposition and ask you to take a 22 look at that. And, again, this has Carina's writing on 23 them, not yours. Okay. All right. Now, that you've 24 seen this, do you -- does this refresh your memory as 25 to who Joe Kramer is?</p>



<p style="text-align: right;">86</p> <p>1 A No. I know Joe Kramer -- who Joe Kramer is. 2 She's in -- in the office in New York in Trump 3 organization. What I said is her involvement with the 4 -- with the project, she was not really involved other 5 than the events that I've seen her, and who will be 6 coming to the office often was Michelle Conte. 7 Q Was Joe not the one that you understood to 8 have the details on the rental program? 9 A No. I think at that time, probably -- I -- I 10 just don't recall exactly but I know Joe was not 11 involved. 12 Q Okay. Do you think Carina was mistaken when 13 -- in -- 14 A She probably did but I just don't -- or maybe 15 since we were given the name -- I -- I just can't 16 assume anything, but Joe Kramer was not giving 17 information at all. I don't recall she being a person 18 of -- you know, coming to the office at all or involved 19 in -- with information about the Trump. 20 Q Exhibit 692, which you looked at previously 21 which was from a prior deposition, the fact sheet that 22 was prepared for the project, do you know when the fact 23 sheet was prepared in relation to your involvement with 24 the project? 25 A It could be in 2005.</p>	<p style="text-align: right;">88</p> <p>1 same? 2 A I think so. 3 Q Okay. I mean, the substance of them all 4 whether -- was the same? 5 A Yes. 6 Q And how much of a deposit, do you recall, do 7 people have to put on a percentage basis? 8 A Usually, these projects require 10%, 9 sometimes \$10,000 on signing. But in this case with 10 reservations, I just don't remember exactly what we 11 were asking for at the time. 12 Q Let me direct you to the very beginning of 13 the reservation agreement. You see the very first 14 words under the title says "SB Hotel Associates, LLC"? 15 A Yes. 16 Q Do you recall potential buyers asking you, 17 "Who was SB Hotel Associates?" 18 A I just don't recall details on -- on 19 questions at this point. 20 Q Well, let me just ask you, without the -- 21 without recalling the detail, do you recall whether 22 buyers asked you the question, "Hey, who is SB Hotel 23 Associates?" 24 A I'm -- if I guess, they probably did. 25 Q Okay. You -- so, you don't even -- you don't</p>
<p style="text-align: right;">87</p> <p>1 Q Okay. Well, that's pretty much when 2 everything was done, wasn't it? 3 A Yeah. 4 Q In 2005? 5 A Yes. 6 Q Do you recall when in 2005? Was it towards 7 the beginning of the sales process? The -- when I say 8 "sales", I'm talking about the taking of reservations. 9 A It might have been. 10 Q Okay. Do you recall or are you guessing? 11 A I just don't recall to tell you the truth. I 12 don't recall dates exactly. I know the project started 13 -- we started sales in February. And the reason I 14 remember -- it was my daughter's birthday and I was in 15 the office working so that's why I remember. 16 Q Okay. Let me show you what was previously 17 marked as Exhibit 197 in a prior deposition. 18 MR. ALTSCHUL: I just have one copy. Sorry. 19 MR. RUSSOMANNO: We have this one. 20 Q (By Mr. Altschul) And this is a typical 21 reservation agreement. You're familiar with the 22 reservation agreements -- 23 A Yeah. 24 Q -- for this project, right? They were all 25 the same, right? Well, strike that. Were they all the</p>	<p style="text-align: right;">89</p> <p>1 remember even -- 2 A I just -- 3 Q -- even -- well, let me finish my question. 4 And I'm sorry. I understand it was a long time ago and 5 I'm -- I just want to know what you remember -- 6 A Okay. 7 Q -- so -- first, you don't recall even if the 8 question was asked by buyers -- by any buyers, "Hey, 9 who is SB Hotel Associates?" 10 A People might have asked who is SB -- I mean - 11 - Hotel Associates. 12 Q Okay. And what I'm trying to find out is, do 13 you remember that people asked or are you suggesting 14 that that would have been a logical question to have 15 asked? 16 A Probably, it would be a logical question to 17 have asked. 18 Q Okay. And do you remember people asking that 19 question? 20 A I wish I can tell you yes, but I just don't 21 remember specifically. 22 Q Okay. And I presume you don't remember what 23 your answer would have been had you been asked that 24 question? 25 A Well, if that was the question, I think that</p>



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1 was Roy Stillman.
 2 **Q You think SB Hotel was Roy Stillman?**
 3 A I think.
 4 **Q Okay. And is that what you would have told**
 5 **people at the time? And, again, this one for example**
 6 **was March of 2005.**
 7 A I don't know how to answer your question
 8 because I don't have a -- a definite answer for you.
 9 **Q Okay. Is there anything that you can review**
 10 **that would help give you a better answer on that or**
 11 **help refresh --**
 12 A What I -- what I --
 13 **Q -- your recollection?**
 14 A No. Absolutely. What I really see is, like,
 15 you know, the fact sheets of the project, this
 16 electronic PowerPoint presentations, these temporary
 17 brochures. That, I remember. I remember the pictures
 18 clearly. And, you know, basically, this was our
 19 presentation, basic -- based on location, most
 20 important, location; storeys; details on floor plans;
 21 details on sizes, you know, exposure; views.
 22 **Q The testimony on this point that we've heard**
 23 **from people who signed reservation agreements has --**
 24 **from those who said they asked, they said they were**
 25 **told by the Galleria people that that was Trump's**

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1 entity being used to build this project. Do you know
 2 whether -- do you --
 3 A I --
 4 **Q -- have any recollection on that?**
 5 A No, I don't recall.
 6 **Q Okay.**
 7 A I don't recall.
 8 **Q Do you know whether somebody else may have**
 9 **said that?**
 10 A I have no control of knowing that.
 11 **Q Okay. Do you know for a fact that that's --**
 12 **that you didn't say that?**
 13 A I didn't.
 14 **Q Okay. So, you didn't -- absolutely didn't**
 15 **say it?**
 16 A I don't -- I just don't think I ever said it.
 17 **Q Okay. Well, what was -- so, you think -- if**
 18 **-- so -- you don't remember people asking that**
 19 **question, but if they -- it's a -- you believe it's a**
 20 **logical question. Had they asked, you think your**
 21 **answer would have been Roy Stillman, that SB Hotel was**
 22 **Roy Stillman?**
 23 A I think.
 24 **Q Okay. And that's February 2005, March 2005,**
 25 **April 2005?**

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1 A Yeah. Around the beginning.
 2 **Q Okay. And --**
 3 A That's when we sold the most reservations.
 4 **Q Okay. And after that, you sent out sales**
 5 **brochures and materials to buyers, right?**
 6 A Yes.
 7 **Q Okay. Including like Exhibit 681, "new**
 8 **project pre-construction developed by Donald Trump and**
 9 **Roy Stillman" or Exhibit -- the big, blue brochure with**
 10 **Donald Trump's picture, "It's a great pleasure that I**
 11 **present my latest development, Trump International**
 12 **Hotel and Tower"? So, you think that when you sent all**
 13 **these stuff out, you knew that Donald Trump wasn't the**
 14 **developer of this project even though all these later**
 15 **materials said that he was? Is that your testimony?**
 16 A Well, my testimony is, like, again, we knew
 17 it was a Trump flag development on the beach with Roy
 18 Stillman as the developer with a few other partners. I
 19 didn't know details on the partnership again, but we
 20 were focusing more on units. Because just the name
 21 itself with the brochures, as the flag of being Trump,
 22 you know, was mostly self-understanding. And -- and
 23 people, the majority of the questions, again, was on
 24 the location, on the views, the exposures, the size of
 25 the units, the prices, et cetera.

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1 **Q Okay. Let me --**
 2 A That was the most --
 3 **Q Let me ask you a question now -- and I'm**
 4 **looking at the big, brown book and I'm turning to the**
 5 **first page which has Donald Trump's signature --**
 6 A Yes.
 7 **Q -- and says "A signature development by**
 8 **Donald J. Trump". So, it's your testimony that when**
 9 **you gave these books to buyers, that you didn't believe**
 10 **Donald Trump was the developer; is that correct?**
 11 A I just -- at that time -- I don't know. I --
 12 you know, we were most focused on our sales more than
 13 focusing in what participation Donald Trump had.
 14 **Q But that's what people -- that's why people**
 15 **bought into this project though, right?**
 16 A No.
 17 **Q Because of Donald Trump's name?**
 18 A Absolutely. Absolutely. The Trump flag was
 19 the most, you know, attention to the project.
 20 Absolutely. As soon as people saw these brochures and
 21 that it was going to be a Trump signature project,
 22 absolutely, we got very busy.
 23 **Q And so when -- my question is, when you gave**
 24 **this brochure --**
 25 A Yes.

<p style="text-align: right;">94</p> <p>1 Q -- that says, "A signature development by 2 Donald J. Trump", did you believe that statement to be 3 true? 4 MR. RUSSOMANNO: Objection to the form. 5 A But at that point, I cannot tell you if I 6 focused on the believing on the partnership portion of 7 Donald Trump. All -- to us, it was a signature project 8 with a Trump flag, that we were selling, you know, for 9 a Trump project to be developed in Fort Lauderdale 10 beach. 11 Q (By Mr. Altschul) Let me ask you, did you 12 understand that Trump was not the developer -- 13 A I -- 14 Q -- when you gave brochures that said he was? 15 A I just -- right now, for the first time ever, 16 you know, you're making me think things that I didn't 17 think then. Then, it was, like, automated. We didn't 18 have time to think. It was just -- if I can tell you 19 how many contracts I was writing a day, it was just -- 20 we didn't have time to breath. 21 Q But the -- and -- 22 A We'll be in the office until midnight. 23 Q And the selling point was Donald Trump's 24 involvement with this project, right? 25 A Absolutely.</p>	<p style="text-align: right;">96</p> <p>1 Q Well, let me ask you this, to the extent that 2 we see brochures here, we see fact sheets, at the time 3 that you gave that information to buyers, did you 4 believe everything in the brochures, letters and fact 5 sheets was true? 6 A I believe everything to be true because our 7 broker which was very experienced and in communications 8 directly with the developer, you know, with Roy that 9 time, you know, it was for us just to continue or give 10 away what he will tell us to do at the time -- in the 11 meetings, you know -- 12 Q You know, I'm asking you whether you believed 13 everything you gave out was true and you're having a 14 hard time just saying "Yes, I believe it was true." 15 A At the time, I did. 16 Q Okay. That -- that's all I want to know. 17 I'm not asking you about Paul and everything else. I'm 18 asking you, when you gave out this material, when you 19 sent these letters signed by Donald Trump, when you 20 gave these fact -- these -- 21 A Yes. At the time, I did. 22 Q -- the -- these -- 23 A Yes. 24 Q -- information fact sheets and these bullet 25 points, did you believe the information that was in</p>
<p style="text-align: right;">95</p> <p>1 Q I mean, that was No. 1 on the list, wasn't 2 it? 3 A Absolutely. 4 Q And anything else that came was a distant 5 second; isn't that right? 6 A It -- 7 MR. RUSSOMANNO: Objection to the form. 8 Q (By Mr. Altschul) Any other reason to -- I 9 mean, Donald Trump was the reason -- 10 A The name -- 11 Q -- correct? 12 A The name of Donald Trump's project was the 13 main reason that people bought. 14 Q Okay. And do you recall conversations with 15 people saying along the lines of "Well, I'm not focused 16 on who's the developer, who's actually building this, 17 all I care about is the name 'Donald Trump' on the 18 hotel"? Is -- do you recall conversations like that? 19 A I don't recall conversations like that. 20 Q Okay. 21 A I don't -- it might have happened at the 22 time, I just don't recall the exact conversations and 23 details. And I wish I can give you better answers -- 24 Q Well, let me ask you this -- 25 A -- but I don't have -- I don't have them.</p>	<p style="text-align: right;">97</p> <p>1 there was true? 2 A I did at the time -- 3 Q Okay. 4 A -- yes. 5 Q And would you have told any potential buyers 6 anything that was different than what was in that -- in 7 all of these material that we've looked at? 8 A No. 9 Q Do you recall telling buyers that there were 10 some units that were going to remain as part-owned by 11 the Trump family? 12 A It was some units that was going to remain in 13 the development group. 14 Q Do you recall that Trump was supposed to own 15 penthouse units in the project, Trump and his family? 16 A I think so, yes. 17 Q Okay. What do you recall about that? 18 A What did I recall? It was a block -- it was 19 a number of units blocks from sales. 20 Q And -- 21 A I didn't know which one belonged to who, but 22 it was between the development group -- 23 Q Okay. When you said -- 24 A -- every part of the development group. 25 Q Did you understand to include Trump or his</p>



98	<p>1 children?</p> <p>2 A Yes.</p> <p>3 Q Okay. And --</p> <p>4 A Yes.</p> <p>5 Q -- did you understand Donald Trump's children</p> <p>6 were also to own units in this project?</p> <p>7 A It was either him or his children --</p> <p>8 Q Okay.</p> <p>9 A -- but it was part of the number of those</p> <p>10 blocked units.</p> <p>11 Q Which children did you deal with, if any --</p> <p>12 A None.</p> <p>13 Q -- relating to this project?</p> <p>14 A None.</p> <p>15 Q Well, we saw you had a picture with one of</p> <p>16 his --</p> <p>17 A That --</p> <p>18 Q -- sons.</p> <p>19 A That -- that is the -- his only son that was</p> <p>20 in the event that we took pictures.</p> <p>21 Q Okay. You never interacted with Ivanka Trump</p> <p>22 relating to this --</p> <p>23 A No.</p> <p>24 Q -- project? What was your understanding --</p> <p>25 strike that. Did you understand that there were to be</p>	100
99	<p>1 any residency restrictions relating to the project,</p> <p>2 meaning limitations on how long an owner could occupy</p> <p>3 the unit?</p> <p>4 A No.</p> <p>5 Q You were not aware of any residency</p> <p>6 restrictions?</p> <p>7 A No.</p> <p>8 Q Do you recall some purchase -- some people</p> <p>9 who bought asking you that question, you know, "Are</p> <p>10 there any restrictions on being able to stay in the</p> <p>11 unit?"</p> <p>12 A Right. When those questions were asked,</p> <p>13 which was the part of the, you know, occupancy in the</p> <p>14 units, we will pass it on to Michelle Conte and she</p> <p>15 will give more of an information in those regards.</p> <p>16 Q Okay. Let me show you what was marked as</p> <p>17 Exhibit 683 in a prior deposition. And, again, we're</p> <p>18 addressing -- this is, I believe, Carina's writing at</p> <p>19 the bottom if I'm not mistaken, and I'm referring</p> <p>20 specifically to the bullet point after the handwritten,</p> <p>21 "Nice project". Do you see where I'm referring to? It</p> <p>22 says, "You may reside there 100% of the time, no</p> <p>23 restrictions"?</p> <p>24 THE COURT REPORTER: Is that a "yes"?</p> <p>25 Q (By Mr. Altschul) Okay.</p>	101
98	<p>1 A Yes.</p> <p>2 Q Is that "yes"?</p> <p>3 A Yes.</p> <p>4 Q Okay. And this --</p> <p>5 A From reading this, yes.</p> <p>6 Q Yes. And this seems to be Carina responding</p> <p>7 to this?</p> <p>8 A This is not Carina handwriting.</p> <p>9 Q This is not Carina's handwriting?</p> <p>10 A No. I don't think it's Carina's handwriting.</p> <p>11 Q Okay. Who's handwriting is it, do you know?</p> <p>12 A This is Carina's handwriting.</p> <p>13 Q Okay. Do you know who's handwriting this is?</p> <p>14 A This is not my handwriting either. It could</p> <p>15 be Rosemary but I'm not 100% sure.</p> <p>16 Q Okay. But as you recall -- back to the</p> <p>17 project -- you were not aware of any restrictions that</p> <p>18 would prevent somebody from living in the unit --</p> <p>19 A I was --</p> <p>20 Q -- if they actually wanted to live there,</p> <p>21 correct?</p> <p>22 A Yes.</p> <p>23 Q That's correct?</p> <p>24 A Correct.</p> <p>25 Q Okay. Now, I believe you estimated that you</p>	101
99	<p>1 left the project in approximately 2006 --</p> <p>2 A Yes.</p> <p>3 Q -- is that correct?</p> <p>4 A Yes.</p> <p>5 Q Did you have any involvement with the project</p> <p>6 after you left the project?</p> <p>7 A No.</p> <p>8 Q Okay. Were you involved at all when closing</p> <p>9 letters were --</p> <p>10 A No.</p> <p>11 Q -- sent out in 2009?</p> <p>12 A No.</p> <p>13 Q Did you hear from anybody in 2009 when</p> <p>14 closing --</p> <p>15 A Before --</p> <p>16 Q You have to let me finish my question.</p> <p>17 A Okay.</p> <p>18 Q Okay. Did you hear from anybody in 2009 when</p> <p>19 closing letters were sent out?</p> <p>20 A Yes.</p> <p>21 Q Okay. What did you hear and from whom?</p> <p>22 A Some people asking me for information and I</p> <p>23 had none.</p> <p>24 Q Okay. Do you recall any of the people who</p> <p>25 contacted you about it?</p>	101



102	<p>1 A No.</p> <p>2 Q Okay. Were they purchasers who contacted</p> <p>3 you?</p> <p>4 A It might have been.</p> <p>5 Q Okay. Brokers who contacted you?</p> <p>6 A It could have been brokers as well.</p> <p>7 Q And how about other salespeople you worked</p> <p>8 with, Carina, Rosemary?</p> <p>9 A I have no idea, I didn't talk to them.</p> <p>10 Q What were you told about the closing letter</p> <p>11 in 2009?</p> <p>12 A I was just informed they were going to --</p> <p>13 they were sending letters, if I knew anything or I had</p> <p>14 any information, and I -- I didn't.</p> <p>15 Q Do you know whether the project was</p> <p>16 completed?</p> <p>17 A I saw the project was built.</p> <p>18 Q Okay. Have you actually been inside the</p> <p>19 project?</p> <p>20 A I tried.</p> <p>21 Q Okay. What happened?</p> <p>22 A I think one time, we went through the lobby</p> <p>23 area with Roy Stillman.</p> <p>24 Q Okay. But --</p> <p>25 A He took us there. Under construction, it was</p>	104	<p>1 A I might have given Michelle Conte's number</p> <p>2 for information. I -- probably, I did that.</p> <p>3 Q Okay. Did you speak with Michelle Conte at</p> <p>4 that time?</p> <p>5 A I don't think so.</p> <p>6 Q When's the last time you spoke to Michelle</p> <p>7 Conte?</p> <p>8 A I just don't remember. It might have been</p> <p>9 around that time, around 2006 or maybe 2007.</p> <p>10 MR. ALTSCHUL: Okay. Let's take a five-</p> <p>11 minute break. Let me organize. And I might be</p> <p>12 finished but I need to review my notes and --</p> <p>13 A Okay.</p> <p>14 MR. ALTSCHUL: -- just confirm that I am,</p> <p>15 okay.</p> <p>16 A All right.</p> <p>17 (Thereupon, a short break was taken.)</p> <p>18 (Deposition resumed.)</p> <p>19 CROSS-EXAMINATION</p> <p>20 BY MR. RUSSOMANNO:</p> <p>21 Q Good afternoon. As I said earlier, I'm one</p> <p>22 of Donald Trump's lawyers. I'm literally going to ask</p> <p>23 you, like, five or six questions. I'm going to be very</p> <p>24 brief and then we'll be done.</p> <p>25 A Okay.</p>
103	<p>1 not finished.</p> <p>2 Q Okay. Did you --</p> <p>3 A I don't recall --</p> <p>4 Q Did you ever go back after that time?</p> <p>5 A No.</p> <p>6 Q Okay. Did you -- do you know whether the</p> <p>7 restaurant was built?</p> <p>8 A No.</p> <p>9 Q Do you know whether the spa was built?</p> <p>10 A No.</p> <p>11 Q Do you know where the restaurant was to be</p> <p>12 located?</p> <p>13 A I think Roy saying in the front.</p> <p>14 Q It was right on the first floor --</p> <p>15 A On the first floor.</p> <p>16 Q -- opposite the beach? "Yes"? Across from</p> <p>17 the beach?</p> <p>18 A Facing the beach.</p> <p>19 Q Yeah.</p> <p>20 A Right.</p> <p>21 Q Right. Across from the -- when you heard</p> <p>22 about closings in May of 2009, did you contact Roy</p> <p>23 Stillman or Michelle Conte or Senada or anybody else?</p> <p>24 A I don't recall.</p> <p>25 Q Okay.</p>	105	<p>1 Q I just want to confirm a couple of things.</p> <p>2 And just so you know, I didn't subpoena you for this</p> <p>3 deposition, Mr. Altschul organized to get you here</p> <p>4 today. Because he asked questions, I'm allowed to ask</p> <p>5 you some questions but he is the one that wanted your</p> <p>6 deposition. You've never been employed by Donald</p> <p>7 Trump, right?</p> <p>8 A No.</p> <p>9 Q And you've never been employed by Trump</p> <p>10 Organization?</p> <p>11 A No.</p> <p>12 Q And the Galleria Collection which we spoke</p> <p>13 about before, Donald Trump doesn't own the Galleria</p> <p>14 Collection, right?</p> <p>15 A No.</p> <p>16 Q And no one from Trump Organization owns the</p> <p>17 Galleria Collection, right?</p> <p>18 A No.</p> <p>19 Q And you said earlier about these bullet</p> <p>20 points and you said "trained to give presentations".</p> <p>21 It's true that Donald Trump never gave you the bullet</p> <p>22 points or never trained you for the presentations,</p> <p>23 right?</p> <p>24 A No.</p> <p>25 Q And no one from Trump Organization gave you</p>



106	<p>1 the bullet points or trained you for the presentations,</p> <p>2 right?</p> <p>3 A Correct.</p> <p>4 Q And, in fact, you said you got that</p> <p>5 information from Paul McCray, right?</p> <p>6 A Correct.</p> <p>7 Q And it's your understanding that he got that</p> <p>8 information from someone from Roy Stillman's group?</p> <p>9 A Correct.</p> <p>10 MR. RUSSOMANNO: Okay. I have no further</p> <p>11 questions. Thank you for your time.</p> <p>12 A So, we're finished?</p> <p>13 MR. ALTSCHUL: No. There's one more.</p> <p>14 Almost.</p> <p>15 A Almost?</p> <p>16 MR. ALTSCHUL: We got much closer, we got</p> <p>17 much closer.</p> <p>18 A Wow.</p> <p>19 MR. ALTSCHUL: Almost.</p> <p>20 A This thing is long.</p> <p>21 MS. HAUSER: I'll be quick.</p> <p>22 CROSS-EXAMINATION</p> <p>23 BY MS. HAUSER:</p> <p>24 Q My name is Stephanie Hauser, I'm the attorney</p> <p>25 for Corus Construction Venture. Do you know who Corus</p>	108	<p>1 Well, what'll happen is if this transcript</p> <p>2 gets ordered, you'll have the opportunity to read</p> <p>3 the transcript and you can read it to -- read it</p> <p>4 for -- to -- No. 1, to be sure that the court</p> <p>5 reporter took down things accurately as you said</p> <p>6 them, and you also have the opportunity to make</p> <p>7 corrections if corrections need to be changed --</p> <p>8 need to be made. And that will have to happen</p> <p>9 within 30 days of the time that the transcript is</p> <p>10 completed. And what usually would happen in this</p> <p>11 case is, you know, she would let you know, "Hey,</p> <p>12 this transcript is ready", you know, "you can come</p> <p>13 and read this transcript if you'd like." I can</p> <p>14 tell you that most of the time, people who were</p> <p>15 not parties to a case -- and you're not a party to</p> <p>16 this case, the parties are the buyers and Donald</p> <p>17 Trump and CCV -- usually, people who are not</p> <p>18 parties don't read these transcripts but it's your</p> <p>19 right to read it. So, you can read it, you can</p> <p>20 tell her "I want to read it", or you can tell her</p> <p>21 "I waive reading" and then be on your way. You'd</p> <p>22 be on your way either way but --</p> <p>23 A Okay.</p> <p>24 MR. ALTSCHUL: -- it's your choice, but you</p> <p>25 just need to let her know.</p>
107	<p>1 Construction Venture is?</p> <p>2 A That was a financing for the development.</p> <p>3 Q Have you ever spoken with anyone at Corus</p> <p>4 Construction Venture?</p> <p>5 A No.</p> <p>6 Q Have you ever spoken with anyone at Corus</p> <p>7 Bank?</p> <p>8 A No.</p> <p>9 Q Have you ever spoken with anyone at the FDIC?</p> <p>10 A No.</p> <p>11 MS. HAUSER: Okay. Thank you.</p> <p>12 A You're welcome.</p> <p>13 MR. RUSSOMANNO: Nothing further.</p> <p>14 MR. ALTSCHUL: Wait, I have some brief -- no,</p> <p>15 I'm kidding. See, I have the opportunity to</p> <p>16 redirect their -- to ask you more based on their</p> <p>17 question, but I don't have any more questions.</p> <p>18 Thank you for --</p> <p>19 A Okay.</p> <p>20 MR. ALTSCHUL: -- coming.</p> <p>21 A The --</p> <p>22 MR. ALTSCHUL: We appreciate it.</p> <p>23 MR. RUSSOMANNO: Do you want to explain to</p> <p>24 her the read or waive?</p> <p>25 MR. ALTSCHUL: Yeah. Yeah. I'll explain.</p>	109	<p>1 A Okay. Very good. Thank you.</p> <p>2 THE COURT REPORTER: So, read or waive?</p> <p>3 A Oh, the -- if I'm here, I might read.</p> <p>4 MR. ALTSCHUL: You know, you --</p> <p>5 THE COURT REPORTER: But if --</p> <p>6 MR. ALTSCHUL: You know, you can tell her</p> <p>7 read and then even later, if she calls you and</p> <p>8 says it's ready, at that point, you can say, "You</p> <p>9 know what, I don't care" --</p> <p>10 A Okay.</p> <p>11 MR. ALTSCHUL: -- "I waive."</p> <p>12 THE COURT REPORTER: Just --</p> <p>13 MR. ALTSCHUL: So, you read now and then --</p> <p>14 A Yes.</p> <p>15 MR. ALTSCHUL: -- you still have your options</p> <p>16 available.</p> <p>17 THE COURT REPORTER: I just need your</p> <p>18 address.</p> <p>19 A Physical address?</p> <p>20 THE COURT REPORTER: Yeah.</p> <p>21 A 101 South Fort Lauderdale Beach Boulevard,</p> <p>22 Apartment 801 --</p> <p>23 THE COURT REPORTER: 801?</p> <p>24 A Yes. Fort Lauderdale 33316.</p> <p>25 THE COURT REPORTER: And your phone number?</p>



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1 A (954) 648-24--
 2 THE COURT REPORTER: Thank you. You're done.
 3 A Okay. Great.
 4 THE COURT REPORTER: Are you going to order
 5 this?
 6 (Thereupon, a short discussion was had off
 7 record.)
 8 THE COURT REPORTER: And you're going to hold
 9 off on ordering --
 10 MS. HAUSER: Yes.
 11 THE COURT REPORTER: -- this, right? Okay.
 12 (Deposition concluded at 4:45 P.M.)
 13 (Reading and signing of the deposition by the
 14 witness has been reserved.)
 15
 16
 17
 18
 19
 20
 21
 22
 23
 24
 25

111

1 DATE: January 28, 2014
 2 TO: Maritza Meza Giusti
 3 101 South Fort Lauderdale Beach
 4 Boulevard, Apartment 801
 5 Fort Lauderdale, Florida 33316
 6
 7 IN RE: Matthew Abercrombie v. SB Hotel
 8 Associates, LLC; Bayrock Group, LLC; et al.
 9 08-060702 CACE (07); 09-01853 CACE (07) (Consolidated)
 10
 11 Dear Ms. Giusti,
 12
 13 Please take notice that on June 17, 2013, you gave
 14 your deposition in the above-referenced matter. At
 15 that time, you did not waive signature. It is now
 16 necessary that you sign your deposition. You may do so
 17 by contacting your own attorney or the attorney who
 18 took your deposition and make an appointment to do so
 19 at their office. You may also contact our office at
 20 the below number, Monday - Friday, 9:00 AM - 5:00 PM,
 21 for further information and assistance.
 22
 23 If you do not read and sign your deposition within
 24 thirty (30) days, the original, which has already been
 25 forwarded to the ordering attorney, may be filed with
 the Clerk of the Court. If you wish to waive your
 signature, sign your name in the blank at the bottom of
 this letter and promptly return it to us.
 Very truly yours,
 JESSICA COOPER
 Universal Court Reporting
 (954)712-2600
 I do hereby waive my signature.

 Maritza Meza Giusti
 cc: via transcript: Joseph E. Altschul, Esquire
 Stephanie Hauser, Esquire
 Herman Russomanno, Esquire

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1 CERTIFICATE OF REPORTER
 2 STATE OF FLORIDA
 3 COUNTY OF BROWARD
 4
 5 I, JESSICA COOPER , Court Reporter and Notary
 6 Public for the State of Florida, do hereby certify that
 7 I was authorized to and did digitally report the
 8 deposition of MARITZA MEZA GIUSTI; the foregoing
 9 testimony was taken before me; that a review of the
 10 transcript was requested; and that the transcript is a
 11 true and complete record of my digital notes.
 12
 13 I further certify that I am not a relative,
 14 employee, attorney or counsel of any of the parties,
 15 nor am I a relative or employee any of the parties'
 16 attorney or counsel connected with the action, nor am I
 17 financially interested in the action.
 18
 19 Dated this 17th day of June, 2013.
 20
 21
 22
 23
 24
 25

 JESSICA COOPER, COURT REPORTER
 NOTARY PUBLIC, STATE OF FLORIDA

113

1 CERTIFICATE OF OATH
 2 STATE OF FLORIDA
 3 COUNTY OF BROWARD
 4
 5 I, JESSICA COOPER , the undersigned authority,
 6 certify that MARITZA MEZA GIUSTI personally appeared
 7 before me and was duly sworn.
 8
 9 Witness my hand and official seal this 17th day of
 10 June, 2013.
 11
 12
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 14
 15
 16
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 25

 JESSICA COOPER, COURT REPORTER
 NOTARY PUBLIC, STATE OF FLORIDA
 COMMISSION NO.: FF 10516
 COMMISSION EXPIRATION: 05/09/17

1 CERTIFICATE OF TRANSCRIBER
 2 STATE OF FLORIDA
 COUNTY OF BROWARD
 3
 4 I, CATHERINE ROJAS, Transcriptionist and Notary
 Public for the State of Florida, do hereby certify that
 I was authorized to and did transcribe, to the best of
 my ability, the audio recording of the deposition of
 MARITZA MEZA GIUSTI, as provided by digital court
 reporter JESSICA COOPER, in the case of : MATTHEW
 ABERCROMBIE, et al. vs. SB HOTEL ASSOCIATES, LLC.
 et al, pending in the Circuit Court of the 17th
 Judicial Circuit in and for Broward County, Florida,
 Case No. 08-060702CACE(07) 09-01853 CACE (07)-
 CONSOLIDATED, and that the transcript and forgoing
 pages, numbered 1 to 114 inclusive, constitute a true
 and correct transcription.

10 WITNESS my hand and official seal in the City of
 11 Miami, County of Miami-Dade, State of Florida, this
 28th day of January, 2014.

12 _____
 13 CATHERINE ROJAS, Transcriptionist
 14 Notary Public, State of Florida
 Commission No.: EE 055422
 15 Commission Expiration: 1/16/2016
 16
 17
 18
 19
 20
 21
 22
 23
 24
 25

1 ERRATA SHEET
 2 I wish to make the following changes, for the following
 reasons:
 3
 4 PAGE NO. LINE NO.
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