Here is the Dialogue immediately preceding this extract (conversational context):

“Witness (Ryan Burns): Could be 30 minutes.

Witness (Ryan Burns): You could tell me it was three hours.

Witness (Ryan Burns): I wouldn't remember at this point.

Attorney2: All right.

Attorney2: Fair enough.

Attorney2: But you remember it being a pleasant conversation?

Attorney2: Yes, I do.

Attorney2: Okay.

Attorney2: Was your, I'm thinking of how to put this, was your interest romantic, if you will?

Witness (Ryan Burns): I mean, sure, I was interested in getting to know her better and possibly dating her, yeah.

Attorney2: Okay.

Attorney2: So what do you remember about that conversation?

Attorney2: I mean, just other than it was pleasant.

Witness (Ryan Burns): We talked about the same kind of books that we'd like to read.

Witness (Ryan Burns): I mean, Atlas Shrugged, Think and Grow Rich, How to Win Friends and Influence People.

Witness (Ryan Burns): And she kind of just had a lot of the same interests.

Witness (Ryan Burns): She was a very good conversationalist on the phone.

Witness (Ryan Burns): We just had a lot in common.

Witness (Ryan Burns): When I initially met her, I mean, she's a businesswoman at a national convention entrepreneur, so I thought that was an attractive trait.

Witness (Ryan Burns): Okay.

Witness (Ryan Burns): Yeah, just all those kinds of things that sounded like somebody I wanted to get to know.

Witness (Ryan Burns): Okay.

Attorney2: And everything in that phone conversation, nothing dissuaded you from your initial feelings, right?

Unknown Speaker: No.

Unknown Speaker: Okay.

Attorney2: You also mentioned, and I think this might be a good point to talk about, you mentioned the fact that

Attorney2: In crowds, she was a bit of a shy girl, but in private, it was different?

Attorney2: Very different.

Attorney2: Okay.

Attorney2: And I just wanted to, because it sounds like after the convention, when you first met her, you didn't see her in person again until June of 2008.

Attorney2: Is that correct?

Witness (Ryan Burns): Right.

Witness (Ryan Burns): That was the first time we ever met was when she came.

Witness (Ryan Burns): Okay.

Attorney2: So outside of that, what I was curious about, what I was asking about, and if you could explain it for us, is how did you draw that comparison?

Attorney2: How did you make the comparison that she's a little bit different, engaging in conversation, and shy in groups?

Attorney2: Could you kind of explain that to us?

Witness (Ryan Burns): Sure.

Witness (Ryan Burns): I mean, just when I talked to her, it was such a brief moment there in Oklahoma when I got her number.

Witness (Ryan Burns): And then when we talked on the phone, it was just one-on-one, me and her, and she was very

Witness (Ryan Burns): easy to talk to.

Witness (Ryan Burns): There was never any awkwardness there.

Witness (Ryan Burns): And I felt like I got to know her pretty well.

Witness (Ryan Burns): She was funny.

Witness (Ryan Burns): She just had a lot to say and a lot of insight on things.

Witness (Ryan Burns): She asked a lot of questions.

Witness (Ryan Burns): And it just never seemed like there was ever a moment of awkwardness.

Witness (Ryan Burns): Now, when we got together at the briefing, I started noticing that she was a little shyer when she was in a crowd.

Witness (Ryan Burns): And that's just something I noticed.

Witness (Ryan Burns): I just noticed she didn't

Witness (Ryan Burns): Yeah, she just was a little shyer when she was in front of people.

Attorney2: Okay.

Attorney2: And this briefing that you just mentioned, that was in June of 2008.

Attorney2: That's when she came to Utah, right?

Attorney2: Right.

Attorney2: Okay.

Attorney2: That was a Thursday.

Attorney2: Okay.

Attorney2: When she made, excuse me, when you made contact with her in the March, February, or excuse me, I guess it would have been, I'm losing track of my months, April or something.

Witness (Ryan Burns): Probably May or end of April could have been.

Attorney2: Okay.

Attorney2: When you had that contact,

Attorney2: Did you have any awareness of her dating Mr. Alexander, having a relationship?

Witness (Ryan Burns): No.

Witness (Ryan Burns): In fact, at some point, we had a conversation where she told me that they talked a couple times a week.

Witness (Ryan Burns): And that actually shocked me, because I'd talked to her for quite a bit of time, and I thought that relationship was long in the past.

Witness (Ryan Burns): So when she mentioned that to me, I was kind of surprised that they were in.

Witness (Ryan Burns): But then it made more sense as she explained that that was her executive director.

Witness (Ryan Burns): That was the one that kind of

Witness (Ryan Burns): And she also explained that at times she would help him put in applications and stuff with the company.

Witness (Ryan Burns): And she was working with him as him being her mentor in the business as well.

Witness (Ryan Burns): Okay.

Witness (Ryan Burns): So you said she...

Attorney2: had advised you that she helped him put in membership applications?

Witness (Ryan Burns): Yeah, I mean, she said a couple times a week they would talk business matters, but the relationship seemed to be far behind them.

Attorney2: Okay.

Attorney2: Did she ever mention that she gave Mr. Alexander memberships?

Attorney2: so he could keep his numbers high.

Witness (Ryan Burns): Yeah, I think she did help him qualify for executive director if he was close.

Witness (Ryan Burns): I don't know if she just mentioned she helped him in what way, but maybe, yeah.

Attorney2: Okay.

Attorney2: And you mentioned I think it might be a good time to kind of describe, you said, to help him maintain executive director, right?

Attorney2: I think that's the word you used, right?

Attorney2: What does that mean?

Witness (Ryan Burns): It's a bonus level in our company.

Witness (Ryan Burns): And it just, you get paid a lot more if you qualify for it.

Witness (Ryan Burns): And so it requires a certain number of applications that your team would process.

Witness (Ryan Burns): At that time, I believe it was 75 memberships.

Witness (Ryan Burns): And so if you only had 73 by the end of the month, you would still get paid director commissions, but not the executive director bonus.

Witness (Ryan Burns): And so it's not a position you'd want to miss if you're close.

Attorney2: Okay.

Attorney2: So it is a, there is financial reward for being a quote unquote executive director, correct?

Attorney2: It is a big pay jump.

Witness (Ryan Burns): Okay.

Attorney2: Yeah.

Attorney2: Yeah.

Attorney2: You say big pay jump.

Attorney2: Is there any way you can, I understand it's the commission-based business from what I understand anyway, I should say.

Attorney2: Is that correct?

Witness (Ryan Burns): I mean, for example, my first month as a director, I made $6,000.

Witness (Ryan Burns): My first month as an executive director, I had my first $10,000 month.

Witness (Ryan Burns): Okay.

Witness (Ryan Burns): So it was a $4,000 increase for me.

Witness (Ryan Burns): Okay.

Attorney2: And would that also, apart from the financial rewards, which obviously you've just described are significant, are there, for example, status, does this status allow you into certain places or certain meetings, or could you kind of define that for us?

Witness (Ryan Burns): Yeah, like an executive director banquet, for example, might be the only thing I could think you're referring to, or that you would get...

Witness (Ryan Burns): Basically, you just got paid more, you know But there would be certain incentives the company would put out that would be just for the executives and so we'd have a thousand or a couple thousand of us with us in our Date or whatever that would go to an executive director banquet.

Witness (Ryan Burns): Okay, so I mean there is incentives in that way Yeah, and easier to get on the Cancun trips and that kind of stuff.

Witness (Ryan Burns): The requirements are a little less for executives.

Attorney2: I see.

Attorney2: Okay

Attorney2: Could you, and I know that the state showed you some of the instant message conversations you had with Ms.

Attorney2: Arias between, well not all of them, but some of which were between April, May of 2008 and June of 2008.

Attorney2: Well, that was one medium you used to communicate, right?

Attorney2: Yeah, sure.

Attorney2: Okay.

Attorney2: And you said you made phone calls as well.

Witness (Ryan Burns): Yeah, usually at night, my business was really picking up at the time, so I think she was busy during the day, and she knew I was busy during the day, so if I called her, she called me.

Witness (Ryan Burns): It was usually around 11 p.m.

Witness (Ryan Burns): at night when we were both kind of settling down.

Attorney2: Okay.

Attorney2: Between this initial call you made at Zion's prompting and your meeting on June 4th or 5th of 2008, did you talk on a daily basis, a near daily basis?

Attorney2: I'm sorry, I think I talked over.

Witness (Ryan Burns): Four or five times a week.

Witness (Ryan Burns): Could be more even.

Witness (Ryan Burns): Text messages throughout the day sometimes.

Attorney2: Four or five times a week and you text message during the day?

Witness (Ryan Burns): Sometimes, yeah.

Attorney2: Okay.”

Here is the conversation between Witness Ryan Burns and the judge/attorney that you are supposed to analyze for factuality:

“Attorney2: And these instant message conversations that we just saw a few moments ago, when do those typically take place and how often?

Witness (Ryan Burns): I don't think too often.

Witness (Ryan Burns): Because usually we'd just call each other, we'd be texting.

Witness (Ryan Burns): If we were both by a computer, when you're on Gmail, you can kind of see your contacts and who's actually online.

Witness (Ryan Burns): And I think at one point she wrote, hi, this is a test.

Witness (Ryan Burns): And then I was online and I responded back to her.

Witness (Ryan Burns): And that's when we started kind of just talking that way.”