

IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF COLUMBIA

- - - - - x  
UNITED STATES OF AMERICA CR Nos. 1:21-cr-00175-TJK-1  
1:21-cr-00175-TJK-2  
v. 1:21-cr-00175-TJK-3  
1:21-cr-00175-TJK-5  
1:21-cr-00175-TJK-6  
1-ETHAN NORDEAN  
2-JOSEPH R. BIGGS  
3-ZACHARY REHL Washington, D.C.  
5-ENRIQUE TARRIO Tuesday, January 24, 2023  
6-DOMINIC J. PEZZOLA, 9:00 a.m.  
Defendants.  
- - - - - x

---

TRANSCRIPT OF JURY TRIAL - DAY 20  
\*\*\* MORNING SESSION \*\*\*  
HELD BEFORE THE HONORABLE TIMOTHY J. KELLY  
UNITED STATES DISTRICT JUDGE

---

APPEARANCES:

For the United States: Jason B.A. McCullough, Esq.  
Erik M. Kenerson, Esq.  
Conor Mulroe, Esq.  
Nadia Moore, Esq.  
U.S. ATTORNEY'S OFFICE  
555 4th Street, NW  
Washington, DC 20530  
(202) 252-7233

For the Defendants: Nicholas D. Smith, Esq.  
DAVID B. SMITH, PLLC  
7 East 20th Street  
Suite 4r  
New York, NY 10003  
(917) 902-3869

John D. Hull, IV, Esq.  
HULL MCGUIRE PC  
1420 N Street, NW  
Washington, DC 20005  
(202) 429-6520

Norman A. Pattis, Esq.  
PATTIS & SMITH, LLC  
383 Orange Street  
1st Floor  
New Haven, CT 06511  
(203) 393-3017

APPEARANCES CONTINUED:

For the Defendants:

Carmen D. Hernandez, Esq.  
7166 Mink Hollow Road  
Highland, MD 20777  
(240) 472-3391

Nayib Hassan, Esq.  
LAW OFFICES OF NAYIB HASSAN, P.A.  
6175 NW 153 Street  
Suite 209  
Miami Lakes, FL 33014  
(305) 403-7323

Sabino Jauregui, Esq.  
JAUREGUI LAW, P.A.  
1014 West 49 Street  
Hialeah, FL 33012  
(305) 822-2901

Steven A. Metcalf, II, Esq.  
Roger Roots, Esq.  
METCALF & METCALF, P.C.  
99 Park Avenue  
6th Floor  
New York, NY 10016  
(646) 253-0514

Court Reporter:

Timothy R. Miller, RPR, CRR, NJ-CCR  
Official Court Reporter  
U.S. Courthouse, Room 6722  
333 Constitution Avenue, NW  
Washington, DC 20001  
(202) 354-3111

Proceedings recorded by machine shorthand; transcript  
produced by computer-aided transcription.

C O N T E N T S

WITNESS:

PAGE:

MATTHEW GREENE:

Direct Examination by Mr. Kenerson.....5323

P R O C E E D I N G S

THE DEPUTY CLERK: This is Criminal Matter 21-175, United States of America v. Defendant 1, Ethan Nordean; Defendant 2, Joseph R. Biggs; Defendant 3, Zachary Rehl; Defendant 5, Enrique Tarrío; and Defendant 6, Dominic J. Pezzola.

Present for the Government are Jason McCullough, Erik Kenerson, Conor Mulroe, and Nadia Moore; present for Defendant 1 is Nicholas Smith; present for Defendant 2 are John Hull and Norman Pattis; present for Defendant 3 is Carmen Hernandez; present for Defendant 5 are Nayib Hassan and Sabino Jauregui; present for Defendant 6 are Steven Metcalf and Roger Roots. Also present are Defendant 1, Mr. Nordean; Defendant 2, Mr. Biggs; Defendant 3, Mr. Rehl; Defendant 5, Mr. Tarrío; and Defendant 6, Mr. Pezzola.

THE COURT: All right. Good morning, everyone.

I think the only thing -- I saw, Ms. Hernandez, the email you sent, but I think the only thing we really need -- what I think makes sense to do, at least before we start the next witness, is talk about the limiting instruction for the evidence that the jury received at the end of yesterday and whether the parties have talked about that, because I think I need -- to the extent there should be a limiting instruction, I think it's appropriate to give it first thing. I think it was the Government's Exhibit-25

1 that was the -- what we were talking about, I think, the  
2 document that was recovered from Mr. Pezzola's house.

3 And then with regard to some of these other  
4 things, I -- with regard to some of the other disputes,  
5 Ms. Hernandez, you've laid out -- I mean, look, I think it  
6 behooves you and the Government to try to work this out by  
7 the time you get to your cross, at least some of the things.

8 MS. HERNANDEZ: I think the second point was --  
9 has been resolved. The thing on the map and the -- the  
10 Government approached me this morning, and I believe -- I'll  
11 take them at --

12 THE COURT: All right. So --

13 MS. HERNANDEZ: I think we've resolved that.

14 THE COURT: -- we think it's resolved. All right.  
15 Are you -- are they acceding -- just so I know ahead of  
16 time, is part of what you are talking about that you're  
17 going to be able to question this witness and introduce the  
18 permits through this witness or --

19 MS. HERNANDEZ: I don't know that this witness  
20 will be able to talk about the permits.

21 THE COURT: Okay.

22 MS. HERNANDEZ: I just want to have that  
23 possibility.

24 THE COURT: All right. So -- okay. I'm not in  
25 the business of trying to solve problems --

1 MS. HERNANDEZ: Right.

2 THE COURT: -- that don't exist.

3 MS. HERNANDEZ: The 417, though -- the 417X, I  
4 think that's an issue, and that comes through Ms. --  
5 Officer Cooney --

6 THE COURT: All right. So we'll talk about that  
7 in a moment. Can we talk about the instruction -- I think  
8 the first thing is to talk about the instruction.

9 Mr. Roots?

10 MR. ROOTS: Thank you. Roger Roots for  
11 Mr. Pezzola.

12 We had a little bit of discussion, and there was  
13 so much of that document that, sort of, came into evidence  
14 the jury is aware of, and we think that any redactions would  
15 make the jury falsely believe that their -- the redactions  
16 are showing worse stuff, and so we actually do not want a  
17 limiting instruction. We just --

18 THE COURT: Well, those are two different things;  
19 right? The redaction is one thing, and I under- -- I mean,  
20 I don't know that there was a part of the document that  
21 wasn't discussed by one side or the other. So I agree.  
22 That's out the door. If you all don't want a limiting  
23 instruction, that's fine. I mean, that would, you know --  
24 the only -- as I said, the only thing --

25 MR. METCALF: Your Honor, Steven Metcalf.

1           Our position for Mr. Pezzola, and Mr. Pezzola  
2           only -- because I cannot speak to other people -- is I do  
3           not want a limiting instruction with regards to that  
4           document talking about his state of mind. So our position  
5           is we do not -- for Mr. Pezzola's purposes -- and anyone  
6           else can chime in on this based on their position -- but our  
7           request is that a limiting instruction is not given at this  
8           time. The jury heard it plenty of times from that witness  
9           that he believed that, when he seized this document, it went  
10          toward his state of mind. We want to leave it at that.

11           THE COURT: All right. You did elicit a lot of  
12          that from the witness.

13           MR. ROOTS: There was no introduction of any  
14          evidence that Mr. Pezzola even read the document. So  
15          maybe --

16           THE COURT: Right.

17           MR. ROOTS: -- you know --

18           THE COURT: They can make --

19           MR. ROOTS: I bet that -- the jury heard that,  
20          too, I think. So --

21           THE COURT: Correct. All right. We'll -- very  
22          well. If you all don't want one, I won't --

23           MS. HERNANDEZ: Your Honor, I know the Court  
24          believes that there's no limiting instruction available to  
25          the defense with respect to the letter -- the handwritten

1 note about his -- who he is and that type of thing.

2 THE COURT: Right.

3 MS. HERNANDEZ: As I understand it, that's coming  
4 in as an admission, not as a co-conspirator statement, and,  
5 therefore, anytime it's -- if it comes in as an admission,  
6 clearly it comes in against Mr. Pezzola, but that doesn't  
7 come in against us. And so I think there's a limiting  
8 instruction that says that comes in against Mr. Pezzola but  
9 not necessarily against the other defendants.

10 THE COURT: I don't think that's correct, although  
11 I'll hear from any party that wants to be heard about it.  
12 If it is evidence against -- well, let's put it this way.  
13 Just because it doesn't come in as -- or at least no one has  
14 argued that it is a co-conspirator statement. So let's set  
15 that aside. But just because that's not the method that it  
16 comes in through or that's not the hearsay exception it  
17 comes in through; that, in fact, it comes in through the  
18 party opponent hearsay exception, I don't think you get a  
19 separate -- I mean, think about -- there's all sorts of  
20 evidence that comes in that's, sort of, directly related to  
21 one defendant or another in a conspiracy case having nothing  
22 to do with hearsay rules that, you know, comes in -- it is  
23 immediately -- most immediately relevant to Defendant A or  
24 Defendant 1, but the jury can, then, use that evidence to  
25 decide, if it made sense to, you know, whether their -- can



1 make whatever sense of that evidence it would like. And it  
2 may be that a particular piece of evidence ties one -- what  
3 if he had said -- I mean, without a better way to put it,  
4 but, like, the value of that evidence, the jury can make  
5 however -- can assign whatever it would like, and it may be  
6 that certain types of evidence -- not really particularly  
7 this one -- might tie together the -- like, might show a  
8 relationship between the defendants. Let's just say. This  
9 one doesn't. I get it. But I don't think there's a  
10 freestanding obligation to instruct when the evidence is  
11 just related to one co-conspirator to say, Well, you  
12 couldn't consider that with regard to the other  
13 co-conspirators.

14 MS. HERNANDEZ: Well, in fact, I think the Court,  
15 in its oral ruling -- I want to say around Pages 16 to 19 of  
16 the transcript -- addresses the motive issue which is  
17 essentially, I think, what this document would serve as.  
18 It's a document that --

19 THE COURT: Okay.

20 MS. HERNANDEZ: -- was found at some point -- that  
21 was written at some point before the search. So I mean, I  
22 don't think it's dated. So it could have been written  
23 whenever. And I believe it comes in -- and I'm fairly  
24 certain that the Court, in that -- in those passages -- and  
25 I -- again, I think it's Pages 16 through 19, around there,

1 of the transcript -- does address the notion that motive  
2 evidence that comes in against one person may be subject to  
3 a limiting instruction.

4 THE COURT: I don't -- now -- okay. It depends on  
5 the way the -- I think -- I believe it depends on the  
6 particulars of the evidence. So for example, let's say  
7 evidence -- if 404(b) motive and intent evidence came in,  
8 that is subject to a limiting instruction. That's, kind of,  
9 a different -- that's a different --

10 MS. HERNANDEZ: But, see, because 404(b) doesn't  
11 necessarily mean it's a crime. It's other crimes, wrongs,  
12 or acts.

13 THE COURT: Or acts. Right. Well, this -- that's  
14 right. This is a statement, though, not an act. I don't  
15 see it -- I don't see this as --

16 MS. HERNANDEZ: Because I don't think the -- I --  
17 I'll take a look at the Court's order. I do think the  
18 Court wasn't limiting its discussion of -- I can take a look  
19 at it. It doesn't have to be done first this thing this  
20 morning.

21 THE COURT: All right.

22 MS. HERNANDEZ: We can do it at lunchtime or  
23 something. I'll take a further --

24 THE COURT: Fair --

25 MS. HERNANDEZ: -- look at it, Your Honor.

1 THE COURT: Fair enough. I would just focus you  
2 in on -- I mean -- on the issue of the statement coming in  
3 in this case as simply under a party opponent --

4 MS. HERNANDEZ: Right.

5 THE COURT: -- through hearsay, through that.

6 MS. HERNANDEZ: Right.

7 THE COURT: And so I don't think in that  
8 scenario -- I hadn't thought of this as really, like,  
9 another crime, wrong, or act --

10 MS. HERNANDEZ: I mean, I --

11 THE COURT: -- you know --

12 MS. HERNANDEZ: Because you -- Your Honor  
13 mentioned 404(b). So I --

14 THE COURT: Well, because clearly, limiting  
15 instructions for 404(b) evidence, I think, are in play, and  
16 I'm sure I said that and I think that's very common. So you  
17 can discuss it. I mean, I'm going to give a lot of weight  
18 to the fact that Mr. Pezzola doesn't want any instruction,  
19 of course, but -- I mean, your instruction isn't about the  
20 limited -- well, your instruction that you're proposing is  
21 not about the limited type of use. It's about, Don't use it  
22 against my client. And I --

23 MS. HERNANDEZ: Because he said his, you know --

24 THE COURT: Right.

25 MS. HERNANDEZ: -- view is X doesn't mean that my

1 client --

2 THE COURT: I know.

3 MS. HERNANDEZ: -- adopted that or whatever.

4 THE COURT: But I don't think that -- I don't -- I  
5 think that is not appropriate. So take a look and you can  
6 let me know, but I don't think that is an appropriate --

7 MS. HERNANDEZ: Okay.

8 THE COURT: -- instruction. All right.

9 MS. HERNANDEZ: And then the -- I don't know if  
10 the Government's going to introduce that particular video.

11 THE COURT: Okay. So why don't -- the easiest  
12 thing might be on the video, Government, if you want to just  
13 show me -- pull up 417 -- whatever it is --

14 MS. HERNANDEZ: X. That's the one they modified.

15 THE COURT: -- I'll take a look at it and you  
16 all -- we can discuss it before -- so we don't have to do  
17 this in the middle of your examination.

18 MR. METCALF: Your Honor, before we move on to  
19 the video, I just listened to that following colloquy and I  
20 just want to note a concern. Hearing this -- what has been  
21 marked as the Government's, I believe, Exhibit-23 or 25,  
22 whichever one it is, the two-and-a-half-page handwritten  
23 document that was found, and it keeps being referred to as a  
24 statement: as a statement, obviously, for Mr. Pezzola. Now,  
25 on cross-examination, I elicited that it's not dated; it's

1 not noted that it's Mr. Pezzola or came from Mr. Pezzola;  
2 and there's no way to authenticate his handwriting at this  
3 time. Now, totality of the circumstances does indicate  
4 based on certain factors in there that it could have been  
5 done from, and most likely was written by, Mr. Pezzola. But  
6 at this time, I still believe that document and that exhibit  
7 should be referenced as a document and not a statement from  
8 Mr. Pezzola.

9 THE COURT: Well, for purposes of our discussion,  
10 its admission and evidentiary value, we're calling it a  
11 statement because that's what it was. I take your point.  
12 There's no direct evidence that he authored it. But the  
13 Government's going to argue, however within the rules they  
14 can, that the inference is that your -- that it was your  
15 client's statement. So I mean, I take your point, but we're  
16 just using "statement" here as a, sort of, shorthand to  
17 describe it because that governs the, sort of, evidentiary  
18 framework that governs it even though it's, sort of, an  
19 inferred statement rather than something that we know  
20 definitively to scientific certitude was written by your  
21 client.

22 MR. METCALF: Understood, Your Honor, and that's  
23 why --

24 THE COURT: Okay.

25 MR. METCALF: -- I just wanted to note my

1 concern --

2 THE COURT: Okay.

3 MR. METCALF: -- to the reference it -- to it  
4 being a statement. I understand the inferences that can be  
5 drawn and what the Government is entitled to be able to  
6 argue. I just want --

7 THE COURT: Okay.

8 MR. METCALF: -- to make that noted.

9 THE COURT: Okay. Can we play the -- can you all  
10 play for me the exhibit that Ms. Hernandez has referenced in  
11 her email.

12 (Video played.)

13 THE COURT: All right. So Ms. Hernandez, how is  
14 that different than the Government simply pausing a video  
15 and, sort of, using a highlighter to highlight a particular  
16 person?

17 MS. HERNANDEZ: Well, if the Government would move  
18 it -- if you could bring it to -- I think it's about the  
19 20-something-second --

20 THE COURT: I've got to say, my -- this is not --  
21 I expected something far --

22 MS. HERNANDEZ: Well --

23 THE COURT: -- different --

24 MS. HERNANDEZ: So --

25 THE COURT: -- than this.

1 MS. HERNANDEZ: -- I've had no problems with these  
2 outlines and -- because you can, you know -- they're not --  
3 it's this one that I'm concerned with.

4 (Brief pause.)

5 That one, (indicating.)

6 THE COURT: Mm-hmm.

7 MS. HERNANDEZ: First of all, you can't see the  
8 person. Second of all --

9 THE COURT: I --

10 MS. HERNANDEZ: I -- my expectation is the  
11 Government's going to say that's Mr. Rehl.

12 THE COURT: Okay.

13 MS. HERNANDEZ: The -- it -- you cannot see the  
14 person. I can show you -- first of all, I don't know --

15 Can you leave it -- go back to that --

16 THE COURT: I can -- they have it just, I think, a  
17 few seconds -- was it after or before now? Okay. I mean,  
18 I --

19 MS. HERNANDEZ: The one with the outline,  
20 Ms. Rohde.

21 So number one, I don't know where this program  
22 comes from that pulls people out and I -- we haven't  
23 questioned it, as I said, because it hasn't been an issue.  
24 In this video, I don't believe that's my client because he  
25 had a gaiter around his neck during most of the time, but I

1 shouldn't have to -- I shouldn't -- they're the ones who are  
2 trying to introduce evidence and claim that that's my client  
3 through a witness that I don't believe knows my client.  
4 She's a Metropolitan -- a Capitol Police officer who's going  
5 to describe what she saw, what she experienced, or whatever.  
6 She doesn't know my client. They're going to put this -- we  
7 have the same video without the correction and that's even  
8 more clear, I believe, that that's not my client. So we're  
9 going to bring in this witness who cannot identify Mr. Rehl  
10 and they're going to do this -- whatever it is they're  
11 doing. I don't know how, technologically, they did this.  
12 They've never provided us an explanation of what program  
13 they're using or whatever. And, as I say, we haven't  
14 objected because, for the most part, it's fairly clear that  
15 it's one defendant or the other, but I don't believe this is  
16 my client, and if --

17 Could you pull up 417, please?

18 So 417X is the one -- when they put an X behind an  
19 exhibit, that's the one where they put -- the actual exhibit  
20 is 417.

21 (Video played.)

22 MS. HERNANDEZ: So you know, there are these hats  
23 and these things. It's very blurry. I don't, you know --  
24 I --

25 THE COURT: I mean, Ms. Hernandez, I -- my



1 reaction to this is -- okay. Here -- no. Did we just pass  
2 the --

3 MS. HERNANDEZ: This is 417 without the --

4 THE COURT: Yeah. My reaction to this is you're  
5 free to -- I mean, I don't know whether they're going to  
6 elicit -- let me ask the Government this question.

7 Mr. Mulroe, are you -- is this witness --  
8 obviously, you've highlighted particular people because you  
9 think they're relevant -- in this case, they may be  
10 defendants or, in other circumstances, it may be because  
11 they are relevant for other reasons. Are you -- is this  
12 witness -- the witness is not in the room, I presume.  
13 Are -- is the witness going to make an identification of  
14 Mr. Rehl through that video --

15 MR. MULROE: No, Your Honor, not this witness.

16 THE COURT: Okay. So I mean, I guess,  
17 Ms. Hernandez, you're -- she -- they just said they're not  
18 going to identify your client or ask -- even -- I suppose,  
19 even ask about that -- I mean, maybe, they're going to say,  
20 Look at that figure, whatever that figure did or didn't do.  
21 If they're wrong, you're going to be able to drive a truck  
22 through it. I -- they're not going to say -- it sounds like  
23 they're not going to say anything about your client --

24 MS. HERNANDEZ: It --

25 THE COURT: -- being linked to that.

1 MS. HERNANDEZ: But once it's in, they can argue  
2 whatever they want to the jury. They have the same video,  
3 417, without these highlights.

4 THE COURT: Mm-hmm.

5 MS. HERNANDEZ: Go at it.

6 THE COURT: Well, why can't --

7 MS. HERNANDEZ: But I --

8 THE COURT: I think you can -- I mean, look, it's  
9 a highlight around a person. You can do whatever you want  
10 with this. You can do whatever you want with the other  
11 exhibit. I -- if you want to argue on cross, at any other  
12 time, Look, that's not my client, you're going to be free to  
13 do it.

14 MS. HERNANDEZ: I shouldn't have to meet evidence  
15 that they haven't proved. If they don't prove that's my  
16 client, it doesn't come in with an outline saying it's my  
17 client, and this witness will not be able to say that's  
18 Mr. Rehl.

19 THE COURT: And they're not -- they're saying it's  
20 not going to.

21 MS. HERNANDEZ: Well, yes, but they're introducing  
22 an exhibit that highlights -- and then tomorrow or with the  
23 next witness, they're going to say, That -- and it's already  
24 in, so it can be played to the jury. And so they're -- they  
25 have the same exhibit without these outlines. All this

1 witness is going to say is, These are -- this is what I  
2 experienced. Fine, then give the one without the outlines,  
3 and then when they have a witness who can identify that as  
4 my client, fine. I don't think they're -- what is this  
5 program that they're using? They haven't told us even today  
6 after I objected.

7 THE COURT: Right.

8 MS. HERNANDEZ: What is this program that they're  
9 using that highlights?

10 THE COURT: But, again --

11 MS. HERNANDEZ: How did they pick out this person  
12 in this crowd as my client?

13 THE COURT: Well, they're not going to use this to  
14 identify your client, though.

15 MS. HERNANDEZ: Not today, Your Honor, but once a  
16 document is in, as the Court well knows, they can do  
17 whatever they want with it, including argue to the jury  
18 that's my client. So all I'm saying is if this witness is  
19 not going to identify any of the defendants, they can  
20 present the same exact --

21 And can you please play 417, not --

22 THE COURT: No --

23 MS. HERNANDEZ: -- X.

24 THE COURT: -- I believe you. They don't have to  
25 play it. I --

1 MS. HERNANDEZ: It's a -- it's not very long.  
2 It's a minute. So they have the same exhibit but without  
3 the outlines. That's the exhibit they have to play through  
4 this witness, because that's the only thing this witness is  
5 competent to testify to: This is what I saw; this is what I  
6 experienced. These outlines are demonstrative, or whatever,  
7 that can come in, maybe, through another witness and then I  
8 can challenge it, but I cannot -- I'm not going to be able  
9 to challenge through this witness because she's going to  
10 say, I don't know what that is. She's going to say, I don't  
11 know who that is because -- that's my expectation. She  
12 doesn't know any of these defendants. So if I try to  
13 confront that testimony, I will not be able to.

14 THE COURT: All right. Let me hear --

15 MS. HERNANDEZ: So I think they should just not  
16 introduce the one with the highlight. And, again, Your  
17 Honor, I have not objected, even though I think the whole  
18 thing is objectionable because they never explained how it  
19 came, but for purposes -- I'm not, you know, making a stupid  
20 objection, That's not my client --

21 THE COURT: I'm --

22 MS. HERNANDEZ: -- when it's there, you know?

23 So --

24 THE COURT: I'm hearing you --

25 MS. HERNANDEZ: No --

1 THE COURT: -- aren't I?

2 MS. HERNANDEZ: -- but what I'm saying, you know,  
3 why object if they're -- if it's so clear that it's -- but I  
4 don't believe that's my client, as I said. And so since  
5 this -- I will not be able to confront this witness. That's  
6 my problem.

7 THE COURT: All right. Let me hear from the  
8 Government on this.

9 MR. MULROE: Your Honor, I think the Court's  
10 initial reaction was exactly correct that what this video  
11 does is not any different from what we and Mr. Smith have  
12 been doing the entire trial which is pausing and circling  
13 and asking questions that do not purport to identify the  
14 person but ask about what that person, whomever they are,  
15 was doing at the time and whether they were part of it. And  
16 so I think that this is just no different. I'll preview  
17 that with this witness, we're not even going to stop at that  
18 point. It's just going to play through. We will stop at  
19 the point where, earlier in the video, Mr. Nordean and Biggs  
20 are highlighted. And, once again, she's not going to  
21 identify them as the defendants there, but she's going to  
22 talk about what those people were doing based on her  
23 firsthand observations.

24 So I think that the witness is well-positioned to  
25 authenticate and testify about what's depicted on the

1 screen. I expect she's going to testify that this video  
2 fairly and accurately depicts exactly what she saw except  
3 that it has, you know, pausing and outlines added at certain  
4 points, and that's completely conventional and unprejudicial  
5 and unobjectionable. And Ms. Hernandez hasn't identified  
6 any Rule of Evidence or case or any other authority that  
7 would preclude us from doing this. I just, frankly, think  
8 her arguments against it don't make a lot of sense. I mean,  
9 it's the nature of the trial that the parties put in  
10 evidence and then they argue about it, and this is just  
11 another instance of that.

12 THE COURT: All right. Mr. Pattis?

13 MR. PATTIS: It's actually far simpler than that.  
14 This witness can't authenticate the document as a fair and  
15 accurate representation of what she saw because she didn't  
16 see the highlights that appear through a third party. And  
17 Ms. -- when Mr. Mulroe says it's no different than what he  
18 and Mr. Smith have done, it's entirely different. If  
19 counsel stands in front of the jury and highlights something  
20 with a circle, the jury gets to see, and it gets to see the  
21 selector and it gets to put the selection within the context  
22 of the questions and the arguments made. This witness never  
23 saw these highlights. And I think the Government -- I think  
24 we're entitled to show the hidden hand and the selection  
25 criteria. In Ms. Hernandez's case, you know -- it's clearly

1 Mr. Biggs. From our perspective, we care less than  
2 Ms. Hernandez does. But if she's saying it's not the guy,  
3 the Government ought not to be given the benefit of this  
4 mysterious identification that comes in without explanation  
5 which --

6 THE COURT: Well, I mean --

7 MR. PATTIS: -- this witness cannot authenticate.

8 THE COURT: Again, they're not going to say --

9 MR. PATTIS: It doesn't matter --

10 THE COURT: -- today --

11 MR. PATTIS: -- what they say. It matters what --

12 THE COURT: Right.

13 MR. PATTIS: -- they do. And it -- for a piece of  
14 evidence to be introduced to the jury, it has to have an  
15 adequate foundation. If this witness didn't see those  
16 highlights at the --

17 THE COURT: Well --

18 MR. PATTIS: -- scene, she can't authenticate it.

19 THE COURT: Yeah, I --

20 MR. PATTIS: And for them to say, But for those,  
21 begs the question that Ms. Hernandez raises. And in a case  
22 where identification is an issue, it's critical. The  
23 Government should be able -- required to produce the manner  
24 and means -- I don't care about the program technique  
25 itself, but who selected that person and why.

1 THE COURT: Sure, but they can say, Well, you  
2 know -- they can say, Well, we've highlighted certain things  
3 here. The -- obviously, that's not what you saw that day,  
4 and have -- the person can authenticate the video without  
5 the markings and all the rest. That -- I don't think  
6 it's -- I don't think the jury will have a hard time  
7 understanding that she didn't actually see a highlighted  
8 figure at any point; right?

9 MR. PATTIS: I'm sure --

10 THE COURT: I mean --

11 MR. PATTIS: -- they won't, but in this case,  
12 Ms. Hernandez, I think, rightfully claims prejudice, because  
13 what you're doing is bolstering a misidentification. And so  
14 if there's an easy solution -- that is, the non-highlighted  
15 video that doesn't have the mysterious editorial -- I think,  
16 like, we're in Nebuchadnezzar's Palace. We don't know who  
17 put that handwriting on the wall. Is it God or the United  
18 States Government? I mean, from the jury's perspective,  
19 it's going to matter cumulatively in the end. And I think  
20 Ms. Hernandez is well within her rights to insist that the  
21 rules, contrary to what Mr. Mulroe says, be followed in this  
22 instance.

23 THE COURT: But --

24 MR. PATTIS: She's --

25 THE COURT: -- isn't it --



1 MR. PATTIS: -- insisting on an adequate  
2 foundation.

3 THE COURT: But, Mr. Pattis, isn't it -- isn't the  
4 highlighting just a tool -- in other words, the Government  
5 is going to say, Okay. Look at this particular person.  
6 What's -- as you all have been doing throughout this trial.  
7 What is that person doing? What does this person appear to  
8 be doing to you? Does this person have his hand up? Hand  
9 down? On the fence? Off the fence? It --

10 MR. PATTIS: That's argument. That's not  
11 evidence. That's argument. And so --

12 THE COURT: No, those are questions posed to a  
13 witness.

14 MR. PATTIS: That -- they can pose that question  
15 to a witness, and I would suggest the appropriate way to do  
16 it would be as Mr. Mulroe suggested, by the manual circling  
17 of that, but to give it this, sort of, mysterious  
18 imprimatur, I think, is to place too much weight on it.

19 THE COURT: All right. I'm going to overrule the  
20 objection.

21 And, Ms. Hernandez, if you -- the question -- when  
22 it comes to whether that's your client, you're going to be  
23 able to argue until the cows come home that it's not.

24 MS. HERNANDEZ: Yeah, but the point is the  
25 Government will -- you will admit it. It's evidence, which

1 means they can stand in front of the jury and say, That's  
2 him, even though they have had no witness say that's him.

3 THE COURT: But --

4 MS. HERNANDEZ: It's just their argument.

5 THE COURT: Right.

6 MS. HERNANDEZ: If -- the point is, if she could  
7 identify it, that's fine, but she's not going to be asked to  
8 identify. So this is just -- and my concern is it's in  
9 evidence, Your Honor. It's in evidence. And once it's in  
10 evidence, we can do with it whatever we want. They can  
11 argue to the jury, There, you saw it when the -- blah, blah,  
12 blah. That's him. That's him. And I have no way to  
13 confront that. If the witness were going to say, That's  
14 him, then I'm stuck with her testimony. I can confront her  
15 testimony. But this is -- it's not -- she will be asked, Is  
16 this an accurate depiction, blah, blah, blah, before it  
17 comes in. Well, it is not, because this is not what she saw  
18 that day, as Mr. Pattis indicated. These are little circles  
19 that they put in. If they had a witness who could -- and  
20 let me say -- said about Mr. Smith -- when Mr. Smith  
21 had Mr. Quested on the stand, he said, Is that you? Yes.  
22 Okay. Now, that's you. So now, you can -- we can talk  
23 about this. And that's the way it's gone with every  
24 witness.

25 THE COURT: Well, let me just -- again, let me

1 just pose the counterpoint which is -- so let's say they  
2 ultimately have no witness who will say that's your client.  
3 Okay? But, as you've said, they may argue that at -- it --  
4 once it's in evidence, even if -- wait -- even if it comes  
5 in, whether with the highlighting or not, right, you don't  
6 disagree that if -- if they used the non-highlighted version  
7 of this, right, and later on at closing, they could  
8 highlight that figure and say, That's Mr., you know --  
9 ladies and gentlemen, look closely. Look at before; look at  
10 after. That's Mr. Rehl.

11 MS. HERNANDEZ: That's their argument, and that  
12 would be demonstrative. If you let it in with the  
13 highlight, it is evidence. That's the difference. So if  
14 they want to put that before the jury and, during argument,  
15 claim something, that's different because that comes in from  
16 them and you're going to tell the jury argument is not  
17 evidence.

18 THE COURT: Sure.

19 MS. HERNANDEZ: Once it comes in with the  
20 highlight, it's evidence. Again, it does not meet the  
21 authentication, Rule 901. She cannot say, Yes, this is an  
22 accurate depiction of what I saw, because it is not. It --  
23 those little highlights is not an accurate depiction.  
24 That's an additional demonstrative thing that can only be --  
25 I mean, if the Court recalls, when I tried to introduce the

1 Government -- the Capitol permits which were produced by the  
2 Government to me, they objected because they said the  
3 witness didn't have sufficient basis to authenticate those  
4 documents. That's the same thing. This witness does not  
5 have sufficient evidence to authenticate the ones with  
6 the circles. And, again, I am not -- the point I'm trying  
7 to make to the Court, this is not a frivolous argument. I'm  
8 not saying, Of course that's him. No, it is not.

9 And the other -- is they have another identical  
10 exhibit that they can use for the purpose of having this  
11 witness describe what happened, what she experienced, what  
12 was going on. They have another demonstrative  
13 experience [sic]. It's a one-minute -- and if they want to  
14 stop it at different points, fine, but they cannot have this  
15 witness -- they cannot -- this cannot come in as evidence  
16 until they have somebody say, That's Mr. Rehl, if they're  
17 going to put a highlight around it. That's my point. If  
18 they're going to put a highlight around it, then they have  
19 to have a witness who says, That's accurate, because that's  
20 Mr. Rehl.

21 THE COURT: All right. Let me ask -- Mr. Mulroe,  
22 I guess it's you responding to this. Why not -- I mean,  
23 look, I don't think this is -- let me put it this way. I  
24 think this -- I don't think this is -- I don't think it's a  
25 frivolous argument, and I understand your concern. Why

1 not -- I mean, the Government may well be able to -- if your  
2 version of this that doesn't have the highlights -- if you  
3 used that with this witness, of course, you'd be able to use  
4 some -- you'd be able to use this document with the  
5 highlights later as a demonstrative and all the rest. Why  
6 not just use your other one, pause it when you want to ask  
7 questions about Mr. Biggs and Mr. -- I think it was  
8 Mr. Nordean, you said, or whatever, and use the document  
9 without the highlights now?

10 MR. MULROE: Your Honor, the events that are  
11 depicted in this video are chaotic. They are fast-moving.  
12 They are very, very important to the case. And so we expect  
13 to spend a lot of time and attention with this witness  
14 talking about what was going on at the fence and talking  
15 about what Biggs and Nordean were doing at that fence  
16 which she doesn't know them by name, but she knows them by  
17 appearance, and she will recognize them and discuss them  
18 from the video. So from the Government's perspective, the  
19 highlighting of Biggs and Nordean in the earlier portion of  
20 the video is important for the jury's understanding. It's  
21 helpful to the jury. It is necessary for the Government to  
22 make the fulsome presentation from this eyewitness about  
23 what happened at the fence, you know? The highlighting of  
24 Rehl later in the video, candidly, is somewhat incidental to  
25 all this, but the highlighting of Biggs and Nordean is

1 central and important.

2 And I want to note, Your Honor, that these  
3 exhibits with the highlighting are ones that were produced  
4 to the defense months ago as part of the trial procedures --  
5 trial scheduling order that existed for the exact purpose of  
6 litigating all these things pretrial, the form of the  
7 exhibits and how we're going to be presenting them. So I  
8 think, you know, we're now cutting into the jury's time on  
9 an issue that could have been handled that, I think, poses  
10 no prejudice to Mr. Rehl. I think Your Honor is right that  
11 this is just a variation on what always happens in trial;  
12 that one party puts in evidence, then both parties end up  
13 arguing about it. And Your Honor is right that she can say  
14 that's not Mr. Rehl, and if she succeeds in persuading the  
15 jury that that's not Mr. Rehl, then the Government's going  
16 to look awfully silly for having produced this exhibit where  
17 that mysterious figure is highlighted. But I think that at  
18 this stage, there's just nothing controversial about this  
19 and it's not going to cause any unfair prejudice. It's  
20 going to prejudice the Government if we are not able to use  
21 this highlighted version that we produced and disclosed to  
22 them months ago. And so we ask that the objection be  
23 overruled.

24 MS. HERNANDEZ: Your Honor, I cannot cross-examine  
25 this witness and point out that that's not my client because

1 she will say, I don't know that person. I can't pull it  
2 out. So it will just be -- and they'll probably object.  
3 She just said she couldn't identify. So I'm stuck with this  
4 piece of evidence.

5 And this argument that they -- they produce --  
6 as -- I don't want to argue over discovery and how it's come  
7 in. We're all struggling to meet the evidence that's  
8 produced, so the Court well knows, and to review with our  
9 clients and everything else. That's, I think, a frivolous  
10 argument. But nonetheless, my problem is if she could even  
11 identify so I could confront the testimony, but she can't.  
12 She's going to say, I don't know. And besides, if you look  
13 at that video, it's so fuzzy when they put the darn thing  
14 around it, nobody could see it. And the point is, again,  
15 Your Honor, they can -- they should not be able to introduce  
16 evidence that's not been properly authenticated. That's it.  
17 That's the bottom line.

18 THE COURT: All right.

19 MS. HERNANDEZ: If they want to use the first half  
20 of this video, stop it, and then go back to the old video,  
21 that's fine, but I think that little -- and I'm telling you,  
22 in my opinion, that is not Mr. Rehl because it's missing the  
23 thing, but I can't -- I mean --

24 THE COURT: Well, they're not -- I mean, let's --  
25 again, I -- the question of whether it's Mr. Rehl, on some

1 level, for purposes of right now just -- they're not going  
2 to be arguing that it -- they may eventually argue, but  
3 they're not going to be pointing that out. You're saying  
4 you're going to go into a whole, you know, thing with this  
5 witness about, Is that my client? And, maybe, you will. It  
6 will seem strange that they haven't talked about your client  
7 at all, but, like, if you want to do that, you can.

8 MS. HERNANDEZ: Again, he -- the irony is he says  
9 it's not prejudicial to my client. Well, if it's not  
10 prejudicial to my client, it's certainly not prejudicial to  
11 the Government to prevent them from introducing evidence  
12 that they can't link up to my client. And, obviously, it's  
13 circled around there not because it's Joe Blow from  
14 Minnesota who was there. It's circled because they want to  
15 be able to the -- to argue at some point that that is my  
16 client. They cannot do that through this video and this  
17 witness. If they have another witness, fine, bring that  
18 witness in. They cannot do it through this witness. That's  
19 all I'm saying, Your Honor. And, again, they have another  
20 video which is only a minute long. It's 417.

21 THE COURT: All right. All right.

22 MS. HERNANDEZ: This is a modification. This is a  
23 modification. This is not an accurate depiction of what  
24 this officer saw, as Mr. Pattis --

25 MR. PATTIS: Judge, briefly, just by -- as always,



1 in any -- at any moment in trial, there's what the Court's  
2 going to do and then what an appellate court will do. This  
3 is clearly within your discretion, and within the context of  
4 this case as a whole, it would be regarded as an abuse of  
5 discretion if we were right and what's going to, you know --  
6 and we're -- it's going to go nowhere. Can I remind you  
7 that the standard here isn't whether it prejudices the  
8 Government but whether it undermines the presumption of  
9 innocence, and that -- I think, unless and until the  
10 Government produces competent evidence, these men are to be  
11 regarded as not guilty, and I don't think the evidence is  
12 competent.

13 THE COURT: All right.

14 MR. PATTIS: I think --

15 THE COURT: I --

16 MR. PATTIS: And so I join Mrs. --

17 THE COURT: I --

18 MR. PATTIS: -- Ms. Hernandez's remarks.

19 THE COURT: I understand the arguments.

20 I don't think this is functionally any different  
21 from stopping the -- from stopping -- from doing what we've  
22 been doing the entire time: pausing these things, circling  
23 the evidence, highlighting certain things, pointing them  
24 out. Obviously, the witness is not going to be able to say,  
25 I saw the pausing and I saw the highlighting. But I think

1 they are going to be able to authenticate the video. The  
2 questions of Mr. Rehl's identity are not even going to be  
3 the focus of this witness. And to the extent both sides are  
4 going to argue either it is or is not Mr. Rehl, that will  
5 get sorted out as things go forward. So I'm going to  
6 overrule the objection.

7 So let's -- if there's nothing --

8 MS. HERNANDEZ: Your Honor, should I object when  
9 it comes in?

10 THE COURT: You -- you're -- I mean --

11 MS. HERNANDEZ: No, I'm asking. Does the Court  
12 want -- I mean, I can -- if this is sufficient --

13 THE COURT: I -- you -- I've given you all -- I  
14 don't think you need to further object. I --

15 MS. HERNANDEZ: I just want to preserve the  
16 objection.

17 THE COURT: I understand that, for sure. I'm  
18 not -- let me put it this way. If you feel you need to, you  
19 can, and I'll simply say, Overruled. I -- whatever you feel  
20 you need to do to preserve the record. You've certainly  
21 made a record of -- right now and what you filed and through  
22 what we've discussed.

23 All right. If there's nothing further, then,  
24 we'll bring in the jury.

25 MR. KENERSON: Your Honor, we do have one more

1 preliminary matter that relates to the next witness.

2 The Government provided some information to the  
3 defense last night that -- frankly, I'm not sure that we had  
4 a requirement to, but we did. Nonetheless, we are moving to  
5 preclude cross-examination based on that information. So  
6 there was -- in Mr. Greene's -- one of his electronic  
7 devices, the FBI found a document that had classification  
8 markings on it, like, "secret," so on, so forth. The FBI  
9 had looked into it. That document is available on public  
10 websites. That document -- and Mr. Greene does not, you  
11 know -- as of the time of January 6th, 2021, did not possess  
12 a security clearance. They looked into whether it was a  
13 type of document he would have had access to when he was in  
14 the military, and they do not think it's likely that he  
15 would have had access to that type of document when he was  
16 in the military. When asked, he said he found it in  
17 open-source. So based on all -- and the Government, as we  
18 told the defense, does not plan to charge Mr. Greene with  
19 that -- any violation relating to possession of a  
20 material -- of a document marked "classified." We don't  
21 believe that we could, even if we were so inclined. And so  
22 based on the fact that there really is no benefit to be --  
23 potentially be gained to be cross-examined about, about the  
24 document --

25 THE COURT: At least from your perspective. I --

1 MR. KENERSON: Correct.

2 THE COURT: -- understand that.

3 (Laughter.)

4 MR. KENERSON: I understand. That's why we're  
5 raising it.

6 THE COURT: Right, right. Fair enough.

7 MS. HERNANDEZ: This is Giglio, Your Honor. This  
8 is Giglio being produced the night --

9 THE COURT: Hold on. Hold on. Ms. Hernandez,  
10 I'll hear from you, but you have to go up to the microphone  
11 and, again -- all right.

12 Anything further, Mr. Kenerson, on this before I  
13 hear from whatever defendant would like to be heard?

14 MR. KENERSON: Just if the Court has any  
15 questions, we'd be happy to answer them.

16 THE COURT: I mean, my inclination is to --  
17 given -- I mean, let's put it this way. There are -- I take  
18 your point that it is, from all the reasons you've just laid  
19 out, you know, not realistically on the table that he could  
20 be charged. On the other hand, in theory, he could be at  
21 least. And I'm not sure it's the biggest point of  
22 cross-examination, but it strikes me as something that, you  
23 know, is reasonably in play for the defense to ask about.  
24 I -- again, it's -- he can explain, No, no, this was, you  
25 know -- I got it through an open-source; this is a

1 nothing-burger. But, like, you know, in terms of his  
2 incentives and his motivations, it strikes me, you know, not  
3 of huge import but something that's fairly within the --  
4 within cross.

5 But let me hear from whoever would like to address  
6 this.

7 MS. HERNANDEZ: So this is Giglio produced the  
8 night before. We had another witness last week that we had  
9 to pass because we believed they were producing Giglio the  
10 night before. I asked when they noted it. I said, Okay.  
11 There must be some documentation relating to the decision  
12 not to charge or whatever; right? There must be some  
13 document- -- they haven't produced that. I understand that  
14 Mr. Kenerson is saying they can't produce the doc- -- I'm  
15 not sure I understand, because if I hear him correctly, this  
16 is an open-source document, so it's not classified, but they  
17 can't give us a copy of the document because it's classified  
18 or something like that. So it seems a little circular.

19 But, again, the night before, we're told this. I  
20 don't know -- the Court has it right. It goes to a benefit  
21 that he received from the Government or may have received,  
22 because they -- they didn't -- we'd like to know when this  
23 decision was made, because I will tell this -- the Court,  
24 this witness is a cooperating witness. He pled guilty. And  
25 he seems to have changed his tune. I mean, we have multiple

1 302s. We have a more-than-three-hour audio recorded  
2 interview and then, all of a sudden, I believe the most  
3 recent document from him, he's changed his tune. When did  
4 the change of tune come in connection -- in relationship to  
5 this decision to not charge him? So we don't even know when  
6 the decision was made not -- when it was found out, when the  
7 decision was made not to charge him, what communications  
8 relating to that were made to the defendant's counsel or  
9 defendant. We've asked for that documentation. Nothing has  
10 been produced, including the document we're talking about.  
11 And I -- again, I may be misunderstanding what the -- what  
12 Mr. Kenerson said, but if it's classified, then his  
13 explanation of why -- that it's an open-source document  
14 doesn't hold water or doesn't make sense to me. And if it's  
15 not classified, why can't we have a copy of the document so  
16 we can see -- I mean, is it, like, some major thing or is it  
17 some minor thing? We have nothing on it except  
18 Mr. Kenerson's statement -- email last night about this.

19 THE COURT: All right. But -- all right.  
20 Anyone -- any other defendant -- I mean, I -- again, I  
21 don't -- I think, you know -- I think this is fair topic for  
22 cross-examination. I don't think it's going to be the most,  
23 you know --

24 MS. HERNANDEZ: We don't have the goods. We don't  
25 know -- I'm sorry, Your Honor. We don't have any

1 information other than a two -- a one-and-a-half-sentence --  
2 or one-and-a-half-line sentence saying, There's this  
3 document. We didn't charge him.

4 THE COURT: I mean, as a practical matter,  
5 Mr. Kenerson, I guess, the thing -- again, I'm inclined to  
6 let cross-examination occur about this, but -- I mean, I  
7 guess part of it is -- is it the Government, you know -- I'm  
8 just trying to think about the contours right now. The  
9 document itself is classified as of this moment, even if it  
10 is available in some other way?

11 MR. KENERSON: The document itself contains  
12 classification markings. The FBI was not able to get an  
13 answer as to whether it is still classified. So the  
14 Government has to treat it as classified. So obviously,  
15 leaks happen, and sometimes leaks happen and the material  
16 still remains classified as a matter of whether --

17 THE COURT: Right.

18 MR. KENERSON: -- I can put it on my computer and  
19 send it to defense counsel.

20 THE COURT: No, I understand that. I understand  
21 that.

22 All right. I mean, with the caveat that you have  
23 the information you have, I, you know -- I think it's fair  
24 to -- I'm going to allow cross-examination on it to -- as  
25 far as it goes.

1 MR. KENERSON: Understand the Court's ruling.  
2 Just one thing I want to note in relation -- in response to  
3 Mrs. Hernandez is that the Government -- the Government's  
4 obligation under Giglio is to provide the information in  
5 enough time for defense to use it. The Court has just  
6 allowed them to use it. So to the extent that there is any  
7 Giglio there which, as we said, we disagree, but  
8 nonetheless, they've had the information in enough time to  
9 use it.

10 THE COURT: All right. Very well.

11 All right. Let's bring in the jury and start up  
12 with our next witness.

13 (Brief pause.)

14 THE DEPUTY CLERK: Jury panel.

15 (Jury returned to jury box.)

16 THE COURT: All right. You all may be seated.

17 Welcome back, ladies and gentlemen.

18 We will proceed with the Government's next  
19 witness.

20 Mr. Kenerson?

21 MR. KENERSON: Thank you, Your Honor. The  
22 Government calls Matthew Greene to the stand.

23 **MATTHEW GREENE, WITNESS FOR THE GOVERNMENT, SWORN**

24 **DIRECT EXAMINATION**

25 **BY MR. KENERSON:**



1 Q. Good morning, sir.

2 A. Good morning.

3 Q. And in a loud and clear voice and as close to the  
4 microphone as you can, can you please introduce yourself to  
5 the jury and spell your last name.

6 A. Matthew Greene, G-R-E-E-N-E.

7 Q. And, Mr. Greene, you don't have to tell us the exact  
8 address, but what city and state do you live in?

9 A. Syracuse, New York.

10 Q. And do you currently work, sir?

11 A. No.

12 Q. Do you have any military history?

13 A. I do.

14 Q. Can you tell us about what your -- what years and what  
15 type of military service you engaged in?

16 A. I spent about eight years in the Army National Guard as  
17 a human intelligence collector.

18 Q. And which eight years were those?

19 A. 2008 to 2016.

20 Q. What made you desire -- or what made you decide to join  
21 the Army National Guard?

22 A. I had been given a pretty good life and just wanted to  
23 give back.

24 Q. Now, did you do any overseas deployment as a part of  
25 that service?

1 A. I did.

2 Q. Where was that to?

3 A. Afghanistan.

4 Q. What years were you in Afghanistan?

5 A. 2010 and 2011.

6 Q. And what type of area or installation were you at in  
7 Afghanistan?

8 A. I was on an airbase.

9 Q. Now, did you eventually leave the Army National Guard?

10 A. I did.

11 Q. When about was that?

12 A. 2016.

13 Q. Were you -- was the -- other than your overseas  
14 deployment, was your job with the Guard -- was that a  
15 full-time job?

16 A. No.

17 Q. Were you doing other work?

18 A. I was.

19 Q. What type of other work were you doing?

20 A. I was working in the video game industry.

21 Q. Why did you wind up deciding to leave the Guard?

22 A. I was looking to move to California and that would have  
23 been difficult with the unit I was in. And so I, basically,  
24 realized that my Army career was getting in the way of my  
25 civilian career.

1 Q. Got it.

2 And what year was that? Remind us.

3 A. I moved in, I think, 2014, but officially got out in  
4 2016.

5 Q. I see. Okay.

6 Now, were you still -- you said that while you  
7 were, kind of, doing both civilian work and your service in  
8 the Guard, you were working in video games; is that right?

9 A. Yes.

10 Q. Is that still what you were working in once you moved  
11 out to California?

12 A. Yes, when I was in California.

13 Q. What type of work did you do in the video game industry?

14 A. I was a technical artist.

15 Q. And what's that?

16 A. Basically, a translator between art and engineering  
17 departments.

18 Q. And apologies, because neither of those are my world.  
19 Can you give us, in layman's terms, what that does?

20 A. Yeah. Basically, an artist would come to me and say,  
21 Hey, I want to put this in the video game, and then I would  
22 work with the engineering department to figure out how to  
23 best implement that.

24 Q. Okay. Is that the same type of work you were doing once  
25 you moved to California and were no longer affiliated with

1 the Guard?

2 A. It was.

3 Q. Did you eventually start your own business?

4 A. I did.

5 Q. When abouts was that?

6 A. Early 2017.

7 Q. And what type of work did that business do?

8 A. Mostly TV and film production.

9 Q. What types of things did that business that you started  
10 do for TV and film production?

11 A. Worked on a bunch of different TV shows. Do you want me  
12 to name specifics?

13 Q. You don't need to name --

14 A. TV shows and movies, you know, stuff that you've  
15 probably heard of.

16 Q. And what types of work did you do for those shows and  
17 movies?

18 A. Basically, the same thing, but just doing it for  
19 Hollywood rather than video games.

20 Q. Okay. Did you -- were you still in California  
21 physically at that point in time?

22 A. No.

23 Q. Where were you living at the time you were working on  
24 these TV shows and films?

25 A. Syracuse, New York.

1 Q. Why were you back in Syracuse?

2 A. I wanted to move back home to my family.

3 Q. Now, at the time that you had moved to back to Syracuse  
4 and were starting this company, were your politics  
5 conservative, liberal, something else?

6 A. At that point, they were pretty conservative.

7 Q. Now, you mentioned that you worked with people in  
8 Hollywood; correct?

9 A. Yes.

10 Q. And as someone who had conservative politics at that  
11 time, was it easy, hard, something else for --

12 MR. JAUREGUI: Objection. Relevance, Judge.

13 THE COURT: Overruled.

14 THE WITNESS: It was difficult. It was pretty  
15 frustrating.

16 BY MR. KENERSON:

17 Q. How is that?

18 A. I could not speak about my politics at all. People  
19 could speak to, you know -- very liberal industry. So  
20 people could speak to me about their politics, but I  
21 couldn't ever respond back in kind.

22 Q. Why did you not feel like you could respond back in  
23 kind?

24 A. I knew if I was known as a conservative, I would start  
25 losing contracts. I wouldn't be able to keep working and,

1       you know, I had a lot of people working for me, so I decided  
2       to keep quiet instead.

3       Q.   Were you still doing that work with your company in the  
4       fall of 2020 and the first few weeks of 2021?

5       A.   I was.

6       Q.   Was your business successful?

7       A.   It was.

8       Q.   About what type of hours were you keeping during that  
9       time period?

10      A.   Usually 18-hour days 7 days a week.

11      Q.   And were those hours -- keeping those types of hours  
12      affecting your mental health at all?

13      A.   They were.

14      Q.   How so?

15      A.   It was starting to impact my marriage. I was working  
16      way too hard, you know, not getting enough sleep. I was  
17      traveling a lot, too. I was constantly in California. So  
18      it just -- it was starting to really take a drain on  
19      everything.

20      Q.   Did you have any sort of an outlet like friends, bowling  
21      league, clubs, anything like that?

22                 MR. JAUREGUI: Objection. Relevance.

23                 THE COURT: Overruled.

24                 THE WITNESS: Not really.

25      BY MR. KENERSON:

1 Q. During the time that you were working those types of  
2 hours and -- during the time that you were working those  
3 types of hours, when you were not working or sleeping, what  
4 were you generally spending your time doing?

5 A. Either playing video games or reading about politics.

6 Q. And where were you getting your information about  
7 politics?

8 A. Generally, from a website called TheDonald.win.

9 Q. And could you just give us a very high-level description  
10 of what the website TheDonald.win was.

11 A. Described itself as a never-ending Trump rally.

12 Q. Let me ask you a couple of questions about the 2020  
13 election. Did you pay attention to the 2020 election?

14 A. I did.

15 Q. Were you happy with the results of that election?

16 A. I wasn't.

17 Q. That was "not"? Sorry.

18 A. I -- yeah, I was not.

19 Q. What was your personal reaction once media outlets  
20 starting calling the election for Biden?

21 A. I was pretty upset about the whole thing.

22 Q. And were you seeking out information?

23 A. I was.

24 Q. What sources were you seeking that information from?

25 A. Still on that website, TheDonald.win. I was going to,

1       you know, any official sources I could to -- President  
2       Trump's legal team that was on Twitter, a lot of the news  
3       pundits, just trying to get as much information as I could  
4       of what was going on.

5       Q.   Thank you.

6               Have you ever been a member, Mr. Greene, of a  
7       group known as the Proud Boys?

8       A.   I was.

9       Q.   Are you currently a member?

10      A.   No.

11      Q.   Why not?

12      A.   Really, after, you know, everything that happened, I had  
13      a, kind of, slap in the face of, you know, where I had gone  
14      in my life.

15      Q.   And when you say "everything that happened," what are  
16      you referring to?

17      A.   The events of January 6th.

18      Q.   Now -- so on January 6th, 2021, were you a member of the  
19      Proud Boys?

20      A.   I was.

21      Q.   When abouts, just rough estimate of date, did you join  
22      the Proud Boys?

23      A.   Late December --

24      Q.   Late December --

25      A.   -- or early --



1 Q. -- of what --

2 A. -- early December 2020.

3 Q. 2020?

4 A. Yeah.

5 Q. Let me ask you, Mr. Greene. How did you first hear  
6 about the Proud Boys?

7 A. I remember seeing them sometime around the 2016  
8 election, you know, probably afterwards of, you know, videos  
9 I had seen of street fighting happening across the nation  
10 and the Proud Boys were a part of it.

11 Q. And did anything appeal to you about the Proud Boys?

12 A. Yeah.

13 Q. What?

14 A. I liked the fact that they seemed to be standing up to  
15 some of the street violence, responding to people being  
16 harassed on the streets. I -- it was -- in my mind, it  
17 looked like people that were defending the defenseless.

18 Q. And did you see any particular videos that gave you that  
19 impression?

20 A. There was one that really stood out in my mind.

21 Q. And can you just give us a description of that video  
22 that you saw.

23 A. Yeah.

24 MS. HERNANDEZ: Objection, Your Honor. Relevance.

25 THE COURT: Overruled.

1 THE WITNESS: It would have been sometime after  
2 the November 2020 election, probably soon after, maybe,  
3 like, late -- early -- or mid to late November. There was  
4 a -- the first Stop the Steal rally that happened here in  
5 D.C., and there was a video of --

6 MS. HERNANDEZ: I'm sorry, Your Honor. May we  
7 have a sidebar, please?

8 (Bench conference:)

9 MS. HERNANDEZ: I don't know where this is going,  
10 but as the Court may recall, the video that the Court  
11 excluded is from November 2020, and if that's where we're  
12 going, Your Honor, I would move to stop this right now.

13 THE COURT: Mr. Kenerson, what's the -- I mean,  
14 broadly speaking, he's describing why he joined the  
15 organization. I think that's perfectly within bounds. But,  
16 Mr. Kenerson, what's he going to say?

17 MR. KENERSON: I can assure the Court it is not  
18 the video that Ms. Hernandez is worried about. He -- I  
19 believe that he's going to testify that he saw a video that  
20 would essentially show that members of the Proud Boys  
21 stopped members of Antifa from attacking, essentially,  
22 normies, conservative citizens who were out just at the  
23 rally.

24 THE COURT: Okay.

25 MR. SMITH: Your Honor, we don't understand the --

1 this is Mr. Smith for Mr. Nordean.

2 We don't understand the relevance of his  
3 motivation -- the witness's motivations for joining the  
4 Proud Boys. This is just general Proud Boys testimony that  
5 we're objecting to, again, here on 401 and 403 grounds. The  
6 Government said it was not putting the Proud Boys on trial,  
7 and it is -- this is guilt by association evidence like in  
8 some of the pretrial cases we cited for the Court.

9 THE COURT: I'm going to overrule the objection.  
10 He's just -- he's actually describing something he find- --  
11 it's not at all a negative thing, and he's describing them  
12 defending people. So no, he can describe how he came to be  
13 recruited into and to join the Proud Boys.

14 MR. SMITH: This -- these are street fights, Your  
15 Honor, not defense. So the Government is --

16 THE COURT: No, that's not --

17 MR. SMITH: -- presenting street fights.

18 THE COURT: That's not what Mr. Kenerson just  
19 represented. You weren't listening to him.

20 MS. HERNANDEZ: But the defendant -- the witness  
21 did say earlier that he saw street fighting.

22 THE COURT: I understand. I -- look, this -- the  
23 overall concept of linking street fighting here, without  
24 placing blame on either side, is already part of the trial  
25 for different reasons.

1 Mr. Pattis?

2 MR. PATTIS: I heard the Court say how he was  
3 recruited into the Proud Boys.

4 THE COURT: Well --

5 MR. PATTIS: I don't know that that's a  
6 characterization --

7 THE COURT: Fair.

8 MR. PATTIS: -- that we would adopt, and I just  
9 don't know where we're headed. I thought I should note that  
10 for what it's worth.

11 THE COURT: Fair. How he came to join. We'll put  
12 it that way.

13 MR. KENERSON: Your Honor, while we're still here  
14 on the phone -- this is Erik Kenerson -- the -- I do  
15 expect -- just to clarify the street fighting, I don't  
16 expect him to use that word in relation to this video, but  
17 it would be the Proud Boys, kind of, being physical and  
18 defending what they saw was an attack by Antifa.

19 THE COURT: I understand. He can -- this is fair  
20 testimony for him to explain how he wound up in the  
21 situation he was in on January 6th.

22 MS. HERNANDEZ: Your Honor, how is that relevant  
23 to the issues in this case?

24 And, second, Your Honor, apparently, we've had  
25 this issue about the jury hearing our objections. I think

1 Mr. Kenerson needs to point himself more towards the other  
2 side.

3 THE COURT: All right. Mr. Kenerson, it -- the  
4 main thing is, I think, that we keep our voices down.

5 I'm going to overrule the objection.

6 (Return from bench conference.)

7 MR. KENERSON: Thank you, Your Honor.

8 BY MR. KENERSON:

9 Q. Mr. Greene, you were describing, I think, this video  
10 that you had seen. Can you please continue?

11 A. All right. I -- there was a Stop the Steal rally in  
12 November during the day. And the video basically had showed  
13 that there were some women and children that had gone to --  
14 gone out to dinner, and it was dark by the time they were  
15 leaving the restaurants, and as they were walking back to  
16 their hotels, they were being, I guess, accosted by a bunch  
17 of people on the street. And the video showed, you know --  
18 I guess how I look back at it now, you know, almost, kind  
19 of, like, a propaganda video of the Proud Boys coming out  
20 and defending these people, responding, you know, in force  
21 to the people that were harassing people who are just trying  
22 to walk back to their hotel.

23 Q. And did that appeal to you at the time?

24 A. It did.

25 Q. Why?

1 A. That, kind of, fit into, you know, my idea of defending  
2 the defenseless, you know? If people couldn't walk the  
3 streets of the Capital, you know, unharmed, you know, for  
4 just protesting, you know, then I felt like there was  
5 something wrong with that.

6 Q. Now, you described it as propaganda video. Did you view  
7 it that way at the time?

8 A. No.

9 Q. So what, if any, steps did you take to try to join the  
10 Proud Boys after you saw that video?

11 A. I went to the -- I don't know the exact website, but it  
12 was the -- a Proud Boy website, I guess, for the global  
13 organization. And there was a map on there of where Proud  
14 Boy chapters were. Clicked on the State of New York and  
15 found there was a CNY Proud Boy group.

16 Q. And you said CNY. What does that stand for?

17 A. Central New York.

18 Q. And does that include the area of Syracuse?

19 A. It does.

20 Q. Did you reach out to the CNY chapter?

21 A. I did.

22 Q. What steps did you take to reach out to the CNY chapter?

23 A. There was an email address on there. I can't remember  
24 if there was any specific instructions. It just said if you  
25 want to join, I think, something like that, you know, send

1 this email a message.

2 Q. Did you do that?

3 A. I did.

4 Q. And did you hear back?

5 A. I did.

6 Q. And approximately how long did you take to hear back?

7 Like, was it hours? Days? Weeks?

8 A. Maybe a week or two.

9 Q. Once you heard back -- don't tell us the exact words of  
10 the email, but essentially, were you given any instructions  
11 or anything like that?

12 A. I was given a set of instructions of what to do next.

13 Q. And can you just give us a general overview of what  
14 those instructions were.

15 A. Right. I had to, basically, write a paragraph  
16 describing why I wanted to join the Proud Boys; what I could  
17 offer to the group; and I believe I also had, at that point,  
18 sent a selfie video back repeating a Proud Boys mantra, I  
19 guess.

20 Q. Do you remember the exact words of that mantra?

21 A. Something along the lines of, you know, I'm proud or  
22 unashamed to be a Western chauvinist.

23 Q. Did you do that?

24 A. I did.

25 Q. Did you send them the note?

1 A. I did.

2 Q. What happened after you did that?

3 A. I heard back from them and I was -- I believe it was the  
4 president of the chapter, and he had told me to download  
5 Telegram.

6 Q. And what did you understand Telegram to be?

7 A. I guess just a -- an app on a phone with, like, chat  
8 rooms and individual messaging you could do.

9 Q. Had you used Telegram prior to that point?

10 A. No.

11 Q. Is it relatively intuitive, once you had it downloaded,  
12 how to use it?

13 A. It was.

14 Q. So you download Telegram to your phone. What happens at  
15 that point?

16 A. I had to make an account on there, and then the response  
17 email I had gave me a Telegram handle to message.

18 Q. Did you send a message to that Telegram handle?

19 A. I did.

20 Q. All right. Did you have to create a Telegram handle?

21 A. When you make the account, I believe you have to. I  
22 think I had used my real name at that point. The message I  
23 got back was, Hey, change this to something that you can't  
24 be identified with, and then as soon as --

25 MS. HERNANDEZ: Objection. Hearsay.



1 THE COURT: Overruled.

2 BY MR. KENERSON:

3 Q. Go ahead.

4 A. So basically, yeah, something I, you know, can't be  
5 identified with, and then I -- once that was done, then I  
6 was put into a prospecting channel.

7 Q. Okay. And the name -- you said you initially used your  
8 real name; correct?

9 A. I did.

10 Q. What was the name that you wound up choosing that  
11 couldn't be identified?

12 A. Publius.

13 Q. P-U-B-L-I-U-S?

14 A. Yes.

15 Q. Why did you choose Publius?

16 A. I had just finished reading the Federalist Papers.

17 Q. So you said you were put in a prospecting chat. Can you  
18 tell us what that was like.

19 A. It was with a bunch of other people that were looking to  
20 join the Proud Boys. It was just a lot of different  
21 conversations that were, you know, happening. There was  
22 definitely some people there that were a little off the wall  
23 from my vantage point.

24 Q. Now, you said your name was -- in that channel was  
25 Publius; correct?

1 A. Yes.

2 Q. Other people who were in that channel, did they also  
3 have names that did not -- handles that did not appear to be  
4 their real name?

5 A. Yeah.

6 Q. So people, for example, might know you as Publius but  
7 not as Matt?

8 A. Yep.

9 Q. And you would know people as their handles?

10 A. Yes.

11 Q. In -- about how many people were in this prospecting  
12 channel at the same time as you?

13 A. Maybe around 20.

14 Q. And, at that point, were you considered to be a full  
15 member of the CNY chapter of the Proud Boys?

16 A. No.

17 Q. What had to happen before you became a full member of  
18 the CNY chapter?

19 A. You had to go through a vetting process.

20 Q. What did that vetting process entail?

21 A. I believe it was three separate meetings with at least  
22 two other prospects. So three people in total. And once  
23 you had the meeting, you had to send a message to the  
24 vetting coordinator -- or I can't remember what the exact  
25 name was.

1 Q. The members in this channel, I think you said it was  
2 about 20 or so other people who were trying to become  
3 members. Was there anyone in this channel who was actually  
4 a full member of the Proud Boys?

5 A. There was.

6 Q. How many?

7 A. One to my knowledge.

8 Q. One to your knowledge?

9 A. Yeah.

10 Q. What was that person's role?

11 A. The vetting coordinator or whatever it was.

12 Q. For the CNY chapter?

13 A. For the CNY chapter.

14 Q. So the 20 or so other than that one person who was the  
15 vetting coordinator, was it your understanding that they  
16 were also not full members of the Proud Boys at that point?

17 A. That was my understanding.

18 Q. Now, when you were in this prospect chat, had you, at  
19 that point, been admitted to any of the Proud Boys chats  
20 that existed in CNY for full members?

21 A. No.

22 Q. And let me ask you, were you -- prior to January 6th,  
23 were you a member of any national Proud Boys chats?

24 A. No.

25 Q. Were you ever the member of a chat group called Ministry

1 of Self-Defense?

2 A. No.

3 Q. Ever a member of a chat group called Skull and Bones?

4 A. No.

5 Q. Are you familiar with the term "elders" as it's used by  
6 the Proud Boys?

7 A. I am.

8 Q. Were you ever an elder?

9 A. No.

10 Q. Did you have any -- in the lead-up to January 6th, did  
11 you have any personal contact with Proud Boys national  
12 leadership?

13 A. No.

14 Q. Did you have any personal contact with Joe Biggs?

15 A. No.

16 Q. Any personal contact with Ethan Nordean?

17 A. No.

18 Q. Any personal contact with Zachary Rehl?

19 A. No.

20 Q. Any personal contact with Enrique Tarrío?

21 A. No.

22 Q. So far as you know, were you in any Telegram groups with  
23 them in the lead-up to January 6th?

24 A. No.

25 Q. What about someone with the Telegram handle Noble Beard?

1 Were you in any Telegram chats with that person in the  
2 lead-up to January 6th?

3 A. No.

4 Q. What about someone with the handle Johnny Blackbeard?

5 A. No.

6 Q. How about someone with the handle Aaron of the Bloody  
7 East?

8 A. No.

9 Q. Let me ask you, did joining the Proud Boys give you any  
10 sort of an outlet that you weren't getting with your work  
11 schedule at that point?

12 MS. HERNANDEZ: Objection.

13 THE COURT: Overruled.

14 THE WITNESS: It did.

15 BY MR. KENERSON:

16 Q. What type?

17 A. I was with a bunch of like-minded people. I could speak  
18 freely about politics and how I felt about the state of the  
19 country without worrying about losing my career.

20 Q. You mentioned earlier that you were upset with the  
21 election results. Did you have conversations about that  
22 election in this prospecting group chat?

23 A. I did.

24 Q. And what was the general tenor of those conversations?

25 A. Angry, disappointed, upset.

1 Q. And, again, in this, kind of, November 2020 time frame,  
2 were you aware that there were ongoing legal challenges to  
3 the election?

4 A. I was.

5 Q. Were those still ongoing at the time you were, kind of,  
6 in this prospecting chat?

7 A. They were.

8 Q. At that point, were you hopeful that the challenges  
9 would resolve in President Trump's favor?

10 A. I was.

11 Q. Mr. Greene, did you go to a rally here in Washington,  
12 D.C. in December 2020?

13 A. I did.

14 Q. How did you learn about that rally?

15 A. One of the other prospects had mentioned that there was  
16 going to be a big Proud Boy rally that was nationally  
17 endorsed.

18 Q. And the fact that it was nationally endorsed, did that  
19 appeal to you in your quest to join the Proud Boys?

20 A. It did.

21 Q. How so?

22 A. You needed to -- after the three vetting meetings, you  
23 needed to go to either a local meeting or a national meeting  
24 to be voted in as a first degree.

25 Q. Is that part of the reason why you wanted to go?

1 A. Yep.

2 Q. Had you been to a national Proud Boys event prior to the  
3 December 2020 rally?

4 A. No.

5 Q. Did you have an understanding one way or the other as to  
6 whether that rally was related to the 2020 election?

7 A. Yeah, it was related to the election. It was --

8 Q. Your understanding is that it was?

9 A. Yeah.

10 Q. And you went down -- who did you come to D.C. with?

11 A. One other prospect.

12 Q. Okay. And at the time that you came to D.C. for this  
13 rally, were you yet a full-blown member of the Proud Boys?

14 A. No.

15 Q. So were you in any of the CNY chats for full-fledged  
16 members at that point?

17 A. No.

18 Q. Still just the prospect chat?

19 A. Yes.

20 Q. Okay. When you were in -- and you came to D.C. with  
21 this one other prospect; correct?

22 A. Yes.

23 Q. Did you meet other members of the Proud Boys when you  
24 were here in Washington, D.C.?

25 A. I did.

1 Q. Did that include some members from the CNY chapter?

2 A. It did.

3 Q. Did you spend time with someone you came to learn as  
4 named Spaz or Spazzo during December 2020?

5 A. I did.

6 Q. Was this rally the first time you spent significant time  
7 with him?

8 A. I believe so. Yes.

9 Q. At that point, what did you understand this person's  
10 role in the Proud Boys to be?

11 A. A low-level Proud Boy but pretty respected within the  
12 group.

13 Q. You said pretty respected?

14 A. Yeah, within the group.

15 Q. Okay. And then after the December rally -- we'll get to  
16 this in a moment -- but did you become a full-fledged member  
17 of the Proud Boys at some point after the December rally?

18 A. I did.

19 Q. After you did, did you have opportunity to spend  
20 additional time with this person who you know as Spaz or  
21 Spazzo?

22 A. I did.

23 Q. Did you ultimately travel to Washington, D.C., with him  
24 on January 6th?

25 A. I did.



1 Q. If you were to see Mr. -- this person today, would you  
2 recognize him?

3 A. Yes.

4 Q. Do you see him in the courtroom here today?

5 A. I do.

6 Q. Can you point him out by where he's seated and something  
7 he's wearing.

8 A. He's in the back corner. He has earplugs in,  
9 salt-and-pepper hair. I can't see his shirt color or --

10 Q. Salt-and-pepper hair, you said?

11 A. Yeah.

12 MR. KENERSON: Your Honor, would the record  
13 reflect an in-court identification of Defendant Pezzola?

14 THE COURT: Any objection?

15 MR. METCALF: No objection.

16 THE COURT: All right. Without objection, the  
17 record shall reflect.

18 BY MR. KENERSON:

19 Q. This rally that you came to in Washington in December of  
20 2020, did that take place over one day or multiple days?

21 A. I was here for two days.

22 Q. Okay. Let me ask you about the first day. On the first  
23 day that you were here, did you arrive in the daylight or  
24 after it had already gotten dark?

25 A. After dark.

1 Q. Okay. And did you know where to go?

2 A. Not really.

3 Q. Where did you wind up?

4 A. I believe it was outside of a bar named Harry's.

5 Q. And how did you know to go to the bar named Harry's?

6 A. Another prospect that had been talking to other -- I  
7 guess, full-fledged members of the CNY Proud Boys had said,  
8 Everybody's going to be at Harry's.

9 Q. And what was your understanding of the significance, if  
10 any, of Harry's?

11 A. That it was either --

12 MR. METCALF: Objection, Your Honor. Calls for an  
13 opinion.

14 THE COURT: Overruled.

15 And, sir, if you could just keep your mouth closer  
16 to the microphone. Thank you.

17 THE WITNESS: Yes, Your Honor.

18 Either it was neutral or friendly territory. That  
19 was, kind of, my understanding.

20 BY MR. KENERSON:

21 Q. And can you just describe for us what -- when you  
22 arrived at Harry's -- you said this was after dark?

23 A. Yes.

24 Q. What was the scene like when you got there?

25 A. There's a lot of people. It was, kind of, disjointed.

1 Q. And, kind of -- when you say "a lot of people," is this  
2 inside Harry's? Outside Harry's? Both?

3 A. I actually didn't go inside, but I saw a lot of people  
4 outside.

5 Q. Okay. And were those people wearing what you've come to  
6 know as colors?

7 A. I believe so.

8 Q. And can you describe for the jury what colors means in  
9 reference to the Proud Boys?

10 A. Black and gold.

11 Q. So black and gold attire --

12 A. Yeah.

13 Q. -- essentially?

14 A. Yep.

15 Q. Did you participate with that group that you met up  
16 wearing black and gold in any sort of a march on the evening  
17 that you arrived there?

18 A. I did.

19 Q. What type of a march?

20 A. I guess it was, kind of, described to me as just a  
21 normal night march of walking around the city in a large  
22 group.

23 Q. Now, about how many people participated in this march?  
24 Are we talking, like, five? 10? 50? 100? Something more?  
25 Something less?

1 A. It was thousands.

2 Q. During your experience down in D.C. in 2020, did you  
3 hear the members of the group that you marched around with  
4 doing any sort of chants?

5 A. I did.

6 Q. What types of chants did you hear?

7 A. They were pretty varied. There was, Fuck Antifa. Whose  
8 streets? Our streets. Fuck around and find out.

9 Q. Did you -- in what context was the chant, Whose streets?  
10 Our streets, generally used?

11 A. Can you --

12 MS. HERNANDEZ: Objection.

13 THE COURT: Overruled.

14 BY MR. KENERSON:

15 Q. In what context? What were you and the group you were  
16 with tending to be doing when the chant, Whose streets? Our  
17 streets, was used?

18 A. From my perspective, where I was, it was the same reason  
19 I had joined the Proud Boys, of securing the streets,  
20 basically.

21 MR. HULL: Your Honor, forgive me. Voice up.  
22 This time for counsel.

23 THE COURT: All right. Again, close and just  
24 voice up as well, Mr. Greene.

25 THE WITNESS: Okay.

1 THE COURT: Thank you.

2 MR. KENERSON: And I believe Mr. Hull was  
3 referring to me as well, and I will do my best.

4 BY MR. KENERSON:

5 Q. Okay. So did you come to learn of a phrase called --  
6 that is pronounced "uhuru" during your time down in D.C. on  
7 December 12th?

8 A. I did.

9 Q. And did you get a sense one way or the other whether  
10 that phrase was associated with the Proud Boys is?

11 A. It was associated with the Proud Boys.

12 Q. Did you ever learn what it means?

13 A. Not that I recall.

14 Q. Okay. In what context would members of the Proud Boys  
15 use the chant Uhuru?

16 A. It was, kind of, like, a rally call. People would say  
17 it, you know, if you did something good, if you -- to pump  
18 people up.

19 Q. Okay. Now, I'm going to put my hand up into a gesture  
20 here, (indicating) my thumb and fore- -- thumb and index  
21 finger in a circle, three other fingers. Do you -- up. Do  
22 you recognize this hand gesture?

23 A. I do.

24 MS. HERNANDEZ: Objection, Your Honor. What --

25 THE COURT: Can I have counsel just pick up the

1 telephone?

2 (Bench conference:)

3 MR. SMITH: Your Honor, we've already moved for a  
4 mistrial based on what we --

5 THE COURT: Hold on. Hold on. Mr. Smith, stop  
6 talking.

7 Ms. Hernandez, you lodged the objection.

8 MS. HERNANDEZ: Right, Your Honor. Again, we're  
9 going into this territory of Proud Boys -- I understand the  
10 Court has given him some leeway to describe this. But where  
11 are we going? Is he going to --

12 THE COURT: Well, I -- let me just ask  
13 Mr. Kenerson.

14 What do you expect the answer -- I know there was  
15 an unanticipated answer to this question earlier. What do  
16 you anticipate the answer to this question to be?

17 MR. KENERSON: That he picked up from the fact  
18 that everyone using it wasn't using it -- that it was a hand  
19 gesture associated with the Proud Boys, but that he never  
20 learned anything more than that.

21 THE COURT: All right. I mean --

22 MR. SMITH: Your Honor, we move for a mistrial.  
23 Again, we -- the Government is deliberately inserting this  
24 inflammatory gesture to suggest racism of the defendants;  
25 that this prosecutor has been warned -- admonished once that

1 this was inappropriate --

2 THE COURT: Mr. Smith, you've got to keep your --  
3 Mr. Smith, for the last time, calm down --

4 MR. SMITH: Your Honor, I'm calm --

5 THE COURT: -- and keep your -- and keep -- no,  
6 I'm observing you and you're -- for the umpteenth time,  
7 you're having trouble controlling yourself, and keep your  
8 voice down. I can -- I -- keep your voice down. You may  
9 proceed.

10 MR. SMITH: Your Honor, we are moving for a  
11 mistrial because the Government is deliberately inserting  
12 inflammatory testimony suggesting the defendants are racist  
13 after this same prosecutor attempted this one time before.  
14 The evidence was struck. It can only be conceived of as  
15 deliberate at this point.

16 THE COURT: Oh, Mr. Smith --

17 MR. SMITH: A mistrial --

18 THE COURT: Mr. Smith --

19 MR. SMITH: -- is warranted.

20 THE COURT: All right.

21 It -- Mr. Pattis?

22 MR. PATTIS: I would object on relevance grounds  
23 at this point. My understanding is the case is -- as to  
24 these discrete activ- -- individuals for the defendant- --  
25 their activities on January 6th, and I don't see the

1 relevance of hand gestures and so forth as to the  
2 communications that I'm aware of --

3 THE COURT: All right.

4 MR. PATTIS: -- on the 6th.

5 THE COURT: So let me just -- is there any  
6 relevance to this, Mr. Kenerson, beyond just, sort of,  
7 linking this gentleman to the Proud Boys?

8 MR. KENERSON: I think the association of this  
9 symbol with the Proud Boys, having nothing to do with race,  
10 is very relevant because on the 6th, I think, as  
11 Mr. McCullough opened, a number of individuals who are  
12 associated with the Proud Boys, including Mr. Pezzola,  
13 including people who we will allege to be co-conspirators  
14 and whose activities we expect to come in under the Court's  
15 tools --

16 MS. HERNANDEZ: I'm sorry, Your Honor. People at  
17 counsel table who aren't on the phone can hear Mr. Kenerson.  
18 I know I've had that problem before. So I don't know --

19 THE COURT: All right. So --

20 MS. HERNANDEZ: We're back to that issue of  
21 whether the jury can hear him.

22 THE COURT: All right. Mr. Kenerson, if you can  
23 keep your voice down, please.

24 MR. KENERSON: Sorry. I thought I was near a  
25 whisper. I wanted to make sure you could all hear.



1           So a number of members of the Proud Boys,  
2           including defendants in this trial -- I can think of, off  
3           the top of my head, Pezzola, Biggs, Rehl, and Nordean -- all  
4           used that gesture in connection to actions they took on  
5           January 6th, as did a number of the people who we will be  
6           alleging to be co-conspirators and tools. So I think that  
7           the -- establishing that that hand gesture is associated  
8           with the Proud Boys is extremely relevant. We also opened  
9           on that without objection.

10           MR. SMITH: And, Your Honor, if we may have a  
11           response to the Government, Your Honor will recall that when  
12           it last struck the exact same testimony that this prosecutor  
13           attempted to elicit, the response from the witness was that  
14           it was a white power symbol, Your Honor. So to suggest now  
15           that this has nothing to do with --

16           THE COURT: Mr. Smith, I'm going to have to ask  
17           you, again -- because I can hear you. I can hear you. I  
18           don't know what to do. You have to keep your voice down,  
19           sir. You have to keep your voice down.

20           MR. SMITH: Your Honor, I'm going to put my hand  
21           in front of the phone so that no one can hear me.

22           THE COURT: Okay.

23           MR. SMITH: Okay. So Your Honor will recall  
24           that -- when we had this exact same exchange before with the  
25           Government, and the answer that was elicited from the

1 Government's witness when the same prosecutor asked, it was  
2 that it's a white power symbol. Now, several days later,  
3 the same prosecutor has represented to the Government that  
4 this has nothing to do with --

5 THE COURT: All right.

6 MR. SMITH: -- racism.

7 MR. PATTIS: (Indicating.)

8 THE COURT: Mr. Pattis, quickly.

9 MR. PATTIS: Would the Court consider a break to  
10 air this out? I'm hearing some things for the first time  
11 such as the use of the hand signal on January 6th.

12 THE COURT: Well, I don't know that it's a hand --  
13 we're going to have a -- all right. We're at a time when we  
14 have to break now or within 10 minutes of now. So we'll  
15 take a quick break. But, look, let me just say this while  
16 we're on the phone. The basis that Mr. Kenerson has  
17 articulated particularly that other people other than the  
18 defendants but that they will link to the defendants through  
19 the -- other people who were, for example, marching with  
20 them or linked with them factually that day and through  
21 Proud Boys membership, that they all used that symbol on  
22 that day or many of them did strikes me as making this  
23 relevant testimony.

24 MR. SMITH: So Your Honor, because they're all  
25 members of the Proud Boys and that's not in dispute, there

1 is no purpose for showing the symbol --

2 THE COURT: No, but we --

3 MR. SMITH: -- because they're already members of  
4 the --

5 THE COURT: We --

6 MR. SMITH: -- Proud Boys --

7 THE COURT: We won't know -- Mr. Smith, until the  
8 particular people -- I mean, they have the ability to tie  
9 them together with that evidence. And I take your point  
10 that they got an unexpected answer the last time, but I  
11 don't think that means they can't elicit the testimony they  
12 do anticipate.

13 So look, I'm going to -- we're going to take a  
14 break. We're going to take a break and you all can talk  
15 about it, and my inclination is that this is absolutely fair  
16 game.

17 (Return from bench conference.)

18 THE COURT: All right. Ladies and gentlemen,  
19 we're going to take a quick 10-minute morning break. We'll  
20 be back in about 10.

21 (Jury returned to jury room.)

22 THE COURT: You all may be seated.

23 Sir, you may step down, if you'd like.

24 (Witness steps down.)

25 We'll be in a 10-minute recess. I'll wait for --

1 I guess I'll wait for Ms. Harris to say that. There she is.  
2 We'll be in a 10-minute recess.

3 THE DEPUTY CLERK: All rise. This Honorable Court  
4 stands in recess for 10 minutes.

5 (Brief recess taken.)

6 THE DEPUTY CLERK: Your Honor, we're back on the  
7 record in Criminal Matter 21-175, United States of  
8 America v. Ethan Nordean, et al.

9 MR. SMITH: Your Honor, we would just like to put  
10 into the record something very briefly. The Court indicated  
11 that -- before, when we were making an objection to the  
12 Government eliciting what could be "white power" testimony,  
13 the Court indicated that I had lost my temper and it was  
14 being very -- so, Your Honor, I would just like to -- so I'm  
15 going to have Mr. Roots, who is counsel for Mr. Pezzola,  
16 speak into the record about his observations relating --  
17 pertaining to this issue.

18 THE COURT: Sure.

19 MR. ROOTS: Yeah, I would just like to make a  
20 record.

21 I'm sitting right next to Mr. Smith. He's never  
22 uncalm. He's -- he is a serious litigator who seriously  
23 objects and he is by no means uncalm or uncollected.

24 MR. SMITH: And --

25 THE COURT: All right.

1 MR. SMITH: Thank you, Your Honor. And I just  
2 would like to add one more --

3 THE COURT: No, no, I -- before you -- well, go  
4 ahead. Finish --

5 MR. SMITH: Yeah. So Your Honor, what I was  
6 objecting to was -- I'll just say it very briefly again.  
7 And on a previous day of testimony, Mr. Erik Kenerson, a  
8 U.S. Attorney -- an Assistant United States Attorney for the  
9 Government, elicited testimony --

10 THE COURT: This is on the -- hold on. Mr. Smith,  
11 this is all on the record already.

12 MR. SMITH: Yes, Your Honor. I was just going to  
13 explain why we were objecting vociferously rather than  
14 heatedly to this issue. So Your Honor, we -- our -- it is  
15 true that we are taking the position that it is manifestly  
16 inappropriate to elicit this testimony, and we believe that  
17 it is not a close 403 call, but at no time did I want to  
18 suggest to Your Honor that I have personal feelings or  
19 hostility towards the Court or the Government about this  
20 issue.

21 THE COURT: All right. Very well. And I want to  
22 just say one thing about my observations. I did not -- by  
23 saying what I said about, Mr. Smith, your -- the way you  
24 were objecting, I don't -- I didn't see it, and I didn't  
25 mean to suggest, that you were angry at me or angry about

1 anything. I do think my -- I do think there are times when  
2 you -- your voice gets raised and you -- from other noises I  
3 can hear on the -- again, when we're on the microphone, that  
4 you get very -- well, I'll just say you -- sometimes I'm  
5 concerned about whether you can keep your voice at a volume,  
6 number one, that's -- so that the jury can't hear, but  
7 putting that aside, that's just simply appropriate for  
8 federal court. Whether that's anger, whatever emotion, I'm  
9 not suggesting you're angry at me or anyone in particular,  
10 but that's why I said what I said, because we do have to  
11 maintain decorum in the courtroom, and I think there are  
12 times when you appear to get very emotional. So that's why  
13 I said what I said, again, not -- based on my observations  
14 not just today but throughout our trial.

15 MR. SMITH: And thank you, Your Honor.

16 And I just want to say, if -- it's not emotion.  
17 And Your Honor just pointed out that we'd like to keep  
18 things in a manner that would be befitting of a federal  
19 court, and we are just trying to ensure that the evidence  
20 that's admitted in trial is befitting of a federal court by  
21 the same token, Your Honor.

22 THE COURT: And that is fair, and that's why I  
23 hear your objections when they come in.

24 MR. KENERSON: If I may --

25 THE COURT: Mr. Kenerson?

1 MR. KENERSON: -- respond? I think, before we get  
2 to the substance of it, I would --

3 THE COURT REPORTER: (Indicating.)

4 THE COURT: The -- yeah.

5 MR. KENERSON: Thank you, Mr. Court Reporter.

6 Before we get into the substance of it, there is  
7 one thing I would like to note. While I am very flattered  
8 that Mr. Smith thinks I am both as good-looking and as good  
9 of a lawyer as Mr. Mulroe, Mr. Mulroe was the one who  
10 directed Nick Quested's testimony. So I would just note,  
11 you know -- I understand -- I take Mr. Smith saying he was  
12 not angry at the Court, not angry at the Government, but  
13 what he was doing was making an argument to the Court that  
14 me personally who had elicited that testimony prior was  
15 doing so, again, intentionally just now. So I understand  
16 we're all the Government. So we live with each other's  
17 decisions. We are all the Government. I am not -- there  
18 was nothing improper about Mr. Mulroe's question, there was  
19 nothing improper about my question, and the insinuation that  
20 it was AUSA Erik Kenerson who had done this previously and  
21 was just doing it again is just completely false.

22 THE COURT: It's fair to put that on the record.  
23 And, again, I saw Mr. -- let me just say this. Mr. Mulroe,  
24 at the time, said, That wasn't what I thought the witness  
25 would say. And I -- just based on my observations of him at

1       that time, I have no reason to question that he did not  
2       think that that's what the witness would say. And that's  
3       why, when there was an objection here, I asked you, Well,  
4       what do you think the witness would say? You indicated what  
5       it -- what the witness would say.

6               MS. HERNANDEZ: Your Honor --

7               THE COURT: So --

8               MS. HERNANDEZ: I'm sorry.

9               THE COURT: -- I, you know -- I think we can -- I  
10       think we should just move forward. Again, for the reasons I  
11       already articulated, I think it is -- as long as we're  
12       talking about this as a -- something associated that he --  
13       at least this witness associates with the Proud Boys, I  
14       think it's fair game.

15              MS. HERNANDEZ: Your Honor, I'm sorry. Before the  
16       jury comes back, how much more of this background type of  
17       evidence is the Government going to elicit from this witness  
18       and the Court going to allow? I just was --

19              THE COURT: He -- I don't --

20              MS. HERNANDEZ: -- trying to figure out --

21              THE COURT: A lot of this is not even background.  
22       He's talked about going -- who he was with on January 6th.  
23       He's talking about the 12th. I don't know that -- I mean,  
24       it -- the Government can elicit this testimony. I don't see  
25       this as particularly controversial. I mean --



1 MS. HERNANDEZ: I thought --

2 THE COURT: -- it may stray into something  
3 controversial and you may object and I'll hear your  
4 objection, but --

5 MS. HERNANDEZ: Yeah, the beginning just seemed  
6 like a lot of background, why he joined and his personal --

7 THE COURT: Well, I think that -- I don't see  
8 anything objectionable about that.

9 MS. HERNANDEZ: Thank you, Judge.

10 THE COURT: All right.

11 MR. SMITH: Your Honor, the Proud Boys symbol, the  
12 Government -- we're just noting for the record that the  
13 Government is calling a gesture where someone makes a  
14 circle -- an index finger and thumb connection with three  
15 fingers raised beside it as the Proud Boys symbol. It's a  
16 matter of popular knowledge -- it's common knowledge that  
17 that's associated in the public mind with white power. So  
18 we're just pointing out that what the Government is doing is  
19 taking a symbol and an understanding of something that the  
20 public has, which is racism, and then attaching a new label  
21 to it and then saying it's relevant to this case. So we're  
22 saying the public -- the jury is -- understands what this  
23 symbol means according to the jury and that's what it's  
24 being used for.

25 THE COURT: We -- look, I don't know what to say.

1 I -- if the witness is going to say, No, I associate it with  
2 Proud Boy membership, and other witnesses will say that,  
3 too, and it links up with -- in the way Mr. Kenerson said,  
4 I think that -- I think it's fair game. I don't know what  
5 the jury knows about what that symbol means one way or the  
6 other.

7 MR. PATTIS: Mr. Biggs would like to join the  
8 mistrial motion, Judge.

9 THE COURT: All right.

10 MR. METCALF: As would Mr. Pezzola.

11 Your Honor, I just want to indicate one thing for  
12 the record. I don't know if it's my having one eye, but I'm  
13 able -- I'm unable to discern Mr. Kenerson from  
14 Mr. McCullough on a daily basis. So I think, maybe, we  
15 could identify them by an article of clothing every day and  
16 that could help out, just --

17 THE COURT: Okay. I -- all right. It was a joke.  
18 All right. I get it.

19 (Laughter.)

20 I --

21 MR. PATTIS: I think what he's trying to say is we  
22 take no position on aesthetics or their relative merits.

23 THE COURT: All right. Very well.

24 Ms. Harris, let's bring in the jury.

25 MR. HASSAN: Judge, without -- Hassan on behalf of

1 Tarrio.

2 Judge, we join as well, Judge, but that's noted,  
3 Judge.

4 THE COURT: All right. Very well. I'll -- I deny  
5 that motion.

6 (Brief pause.)

7 And the Government may bring the witness back into  
8 the room and have him take the stand.

9 (Brief pause.)

10 (Matthew Greene resumed the witness stand.)

11 (Brief pause.)

12 MS. HERNANDEZ: By the way, Your Honor, on the  
13 issue --

14 THE DEPUTY CLERK: Jury panel.

15 (Jury returned to jury box.)

16 THE COURT: All right. You all may be seated.

17 Welcome back, ladies and gentlemen.

18 Mr. Kenerson, you may proceed.

19 MR. KENERSON: Thank you, Your Honor.

20 BY MR. KENERSON:

21 Q. Mr. Greene, before the break, we were talking about the  
22 symbol that I had made; right? (Indicating.)

23 A. Yep.

24 Q. Do you recognize that symbol?

25 A. I do.

1 Q. In -- December 12th, did you learn one way or the other  
2 whether that was associated with the Proud Boys?

3 A. I saw that it was associated with the Proud Boys.

4 Q. When you say "saw," can you describe for us, you know,  
5 how you came to see that.

6 A. People I knew to be Proud Boys were making that hand  
7 gesture.

8 Q. Was it relatively common?

9 A. It was.

10 Q. So let's talk about the time frame of December -- the  
11 December rally, the day that you came down. Were you still  
12 in that prospecting chat?

13 A. Yes.

14 Q. And I think you were talking about having discussions  
15 earlier with the prospecting -- members of the prospecting  
16 chat around the results of the 2020 election; right?

17 A. Right.

18 Q. Were you still having those conversations in December?

19 A. I was.

20 Q. And what was the tenor of those conversations?

21 A. Still angry, still frustrated, still upset.

22 Q. How did the lever -- level of anger, being upset and  
23 frustration, compare to how it was in November?

24 A. I feel like, from my perspective of the people I was  
25 talking to, things were starting to get -- people were

1 getting angrier as we got closer to January.

2 Q. Now, let me ask about -- you said when you were down in  
3 Washington, D.C., you met other full members of the CNY  
4 Proud Boys, including the person you came to know as Spaz;  
5 correct?

6 A. Correct.

7 Q. While you were in D.C. with the members of the Proud  
8 Boys who were at the rally, did you have similar type  
9 discussions?

10 A. I did.

11 Q. And what was the tenor of those discussions?

12 A. Still angry, frustrated, really just questioning what  
13 was happening and what was going to happen.

14 Q. Now, around that time, were you aware of anything going  
15 on with some of those legal challenges that you discussed  
16 previously to --

17 A. I was.

18 Q. -- the election?

19 A. I was.

20 Q. What were you aware was happening around that time with  
21 the legal challenges?

22 A. The Supreme Court was going to hear the Texas amicus  
23 brief.

24 Q. And around that time, do you remember whether the  
25 Supreme Court decided to take that case or not?

1 A. I believe it was the night that I got to D.C. in  
2 December, I had found out that they had declared that Texas  
3 had no standing.

4 Q. Were there discussions about that?

5 A. There was.

6 Q. What was the tenor of those discussions?

7 A. They were pretty heated. I myself was personally  
8 frustrated, and I was having conversations with people about  
9 that.

10 Q. Was there any discussion within the December rally, the  
11 people who you spent time with in the December rally, about  
12 what the -- what, if any, role the Proud Boys may have with  
13 respect to the election?

14 A. Definitely, our conversations were starting to change.  
15 From the people I was talking to, we were starting to look  
16 at us as being ready and willing for whatever was going to  
17 happen.

18 Q. And when you say "us," who do you mean by "us"?

19 A. Other Proud Boys.

20 Q. And ready/willing for anything that was going to happen.  
21 Can you give us a little bit of an explanation of what you  
22 mean by that.

23 MR. PATTIS: Objection. Relevance. Speculative.

24 THE COURT: Over- --

25 MR. PATTIS: Asked and answered.

1 THE COURT: Overruled.

2 THE WITNESS: There was never any, you know -- a  
3 concrete understanding of what that could mean, but there  
4 was a lot of conversations as the Proud Boys were looking at  
5 ourselves, at least the ones I was talking to, as  
6 essentially a tip of the spear of being ready to react if  
7 something did happen.

8 BY MR. KENERSON:

9 Q. That term, "tip of the spear," was that a term that was  
10 used in your discussions?

11 A. It was.

12 Q. What was your understanding of what that meant?

13 A. Being front line.

14 Q. Being front line?

15 A. Yep.

16 Q. Front line in what sense?

17 A. Front line of, you know, whatever was really going to  
18 happen. There was a lot of conversations about the  
19 devolving of the country into a civil war.

20 Q. All right. You mentioned going on this night march on  
21 the night of, I believe it was, December the 11th. Can you  
22 talk to us a little bit about what the mood was within the  
23 group during that march.

24 A. I would describe it as antagonistic.

25 MS. HERNANDEZ: I'm sorry. Your Honor, my

1 objection is to the vagueness of the question and the  
2 answers. He's talking about this monolithic response to  
3 what he saw when --

4 THE COURT: Overruled.

5 BY MR. KENERSON:

6 Q. I'm sorry, Mr. Greene. What was the mood within the  
7 group that you were involved in on the march on the night of  
8 December 11th?

9 A. To me, it felt very antagonistic.

10 Q. What about it felt antagonistic to you?

11 A. When we were marching around, we were looking for  
12 Antifa. We were looking to try to get as close to them as  
13 possible; come face to face with them; and when we  
14 eventually did, we were trying to goad them.

15 Q. Goad? G-O-A-D?

16 A. Yes.

17 Q. Goad them into what?

18 A. Responding to our verbal abuse into physical  
19 confrontation.

20 Q. What led you to believe that that was, kind of, what the  
21 group was trying to accomplish?

22 A. The screaming, the language that was happening that was  
23 directed when we were face to face with a large group of  
24 Antifa.

25 Q. And were -- again, on this night march, the group you



1 were with, were there police out?

2 A. There was.

3 Q. And what were the police doing?

4 A. They were guiding both sides around -- I believe they  
5 were on bicycles and they were guiding a group of -- large  
6 group of the Proud Boys one way, the group of what I  
7 understood to be Antifa another way. They never really let  
8 us get any closer than, basically, a street across from each  
9 other.

10 Q. Now, the -- you mentioned the group that you believed to  
11 be Antifa. What about that group led you to believe that  
12 they were Antifa?

13 A. It was how they were dressed, what they were carrying.  
14 It was everything that I had understood to be, you know, an  
15 Antifa uniform, I guess, from having seen, you know, their  
16 interactions on the Internet.

17 Q. And you said how they were dressed and what they were  
18 carrying. Can you give us some examples first of how they  
19 were dressed?

20 A. The best way I've seen it described is, like, black  
21 block, all black, face covered, usually wearing a hat and  
22 then makeshift weapons or shields.

23 Q. That's some of the things they were carrying?

24 A. Yes.

25 Q. Okay.

1 MS. HERNANDEZ: I'm sorry. I couldn't hear -- I'm  
2 sorry, Your Honor. I couldn't hear the answer. Could you  
3 repeat it?

4 THE COURT: Could you repeat the answer, sir?

5 THE WITNESS: Yeah. The whole part about the --  
6 okay. They were wearing what I would describe as black  
7 block. That's the best way -- term I've seen it described.  
8 It's all black, usually covered head to toe, faces covered,  
9 black hats, and then usually -- and I had seen this on the  
10 Internet and I had seen it that night -- makeshift weapons  
11 and shields.

12 BY MR. KENERSON:

13 Q. Okay. And the people dressed as -- the way you just  
14 described, those were the people who you understood to be  
15 Antifa?

16 A. Yes.

17 Q. Okay. You mentioned that, kind of, one of the goals was  
18 goading this group who you believed to be Antifa into some  
19 sort of a physical reaction. Based on your, kind of,  
20 conversations and being involved in the group, what was your  
21 understanding as to why you were trying to provoke that?

22 A. There was a mantra that was told to me of, essentially,  
23 we don't start shit; we finish it.

24 Q. And what does -- pardon my French, but I'm going to use  
25 your words -- what does "starting shit" mean?

1 A. Physical confrontation.

2 Q. So goading someone into, would that be considered  
3 starting shit in that terms?

4 A. Not that I saw.

5 Q. Now, you mentioned that you were seeking out a  
6 particular group. You also mentioned there were discussions  
7 about the Proud Boys' role with respect to the 2020  
8 election. Can you tell us what your understanding, again,  
9 based on your observations on the night of the 11th and  
10 later on to the 12th were about how the group viewed Antifa  
11 fitting in with the election, if at all.

12 A. The conversations I was having, we, as the Proud Boys,  
13 viewed ourselves almost as the foot soldiers of the right  
14 where Antifa was the foot soldiers of the left.

15 Q. And was there any --

16 MS. HERNANDEZ: Objection. Relevance to this  
17 whole line of questioning about Antifa, Your Honor.

18 THE COURT: Overruled.

19 BY MR. KENERSON:

20 Q. You mentioned that you believed the Proud Boys were the  
21 foot soldiers on the right; Antifa were the foot soldiers of  
22 the left. Was there any belief as to how Antifa being the  
23 foot soldiers of the left tied into the election and  
24 higher-level political situations?

25 A. Excuse me. There was a lot of conversation about Antifa

1 being backed by --

2 MR. JAUREGUI: Objection. Hearsay.

3 THE COURT: Overruled.

4 THE WITNESS: A lot of conversation and, you know,  
5 the Proud Boys, you know -- it was, kind of, a well-known  
6 fact in our head that Antifa was backed by powerful  
7 left-wing politicians --

8 MR. SMITH: Objection. Foundation to what's known  
9 in other people's heads.

10 THE COURT: Rephrase the question, counsel.

11 BY MR. KENERSON:

12 Q. Mr. Greene, based on what you observed and heard and saw  
13 from the members of the group you were surrounded with in  
14 December of 2020, did you have an understanding of how  
15 people viewed Antifa's relationship to the political  
16 establishment?

17 MR. SMITH: Objection. Vague. People. What  
18 people?

19 THE COURT: Overruled.

20 MR. JAUREGUI: Objection.

21 MR. HERNANDEZ: Your Honor --

22 MR. JAUREGUI: Leading.

23 MS. HERNANDEZ: -- can we have a continuing  
24 objection to the Antifa line of questioning?

25 THE COURT: Very well.

1 MS. HERNANDEZ: Thank you.

2 BY MR. KENERSON:

3 Q. You can answer.

4 A. Okay. Can you ask the question again? I'm sorry.

5 Q. Sure.

6 Based on what you observed, heard, saw in December  
7 2020 with the group of the Proud Boys you were with, did you  
8 have an understanding of what those people who you were with  
9 believed in terms of Antifa's relationship to the political  
10 establishment?

11 A. Right. Yeah. There was definitely conversations that  
12 they -- Antifa was backed by left-wing politicians and  
13 powerful interest groups.

14 Q. Now, this night march on December 11th, did the police  
15 manage to generally keep the two groups apart?

16 A. For the most part, yes.

17 Q. Despite the goading you described?

18 A. Yes.

19 Q. Did you also go to events during the day on  
20 December 12th?

21 A. I did.

22 Q. Can you describe generally what went on during the day  
23 on December 12th.

24 A. It was a little bit more organized. We had been asked,  
25 the CNY chapter, to act as security for certain speakers. I

1 believe one of them was from Long Island Loud. We had  
2 basically stood around the stage, made sure that he had --  
3 or the group had the ability to speak, and then we went back  
4 to -- I'm not sure the place. It was some plaza where there  
5 was a bunch of other people speaking, and we were marching  
6 around in a circle almost, again, as -- acting as security  
7 so that the speakers could speak without worrying about  
8 being threatened.

9 Q. And you mentioned, I think, that on the night of  
10 the 11th, there were, I think you said, thousands of people  
11 out, by your perception. How did the number of people out  
12 during the day on the 12th compare to the night before?

13 A. It was less, but it was still a large number.

14 Q. And, again, members of the Proud Boys, were they wearing  
15 colors?

16 A. Yes.

17 Q. Now, did you have any interactions with Spaz on the day  
18 of the 12th?

19 A. I did.

20 Q. Were there cameras out?

21 A. There was.

22 Q. And was this just people with cell phones or were there,  
23 kind of, more sophisticated cameras out?

24 A. There was more sophisticated cameras out.

25 Q. And did you see a time when Spaz was in close proximity

1 to some of those more sophisticated cameras?

2 A. I did.

3 Q. Can you describe what he was doing?

4 A. There was a point where somebody with a, you know, nice  
5 DLSR [sic] camera -- I'm not sure if they were wearing any  
6 type of identification -- walked up to the group and Spaz  
7 posed for a picture.

8 Q. Posed?

9 A. Yes.

10 Q. Can you tell us how he posed?

11 A. Kind of, arms back, chest out, and I believe he had a  
12 cigar in his mouth.

13 Q. Let me ask you, were you, at that point, trying to pose  
14 for the cameras?

15 A. No.

16 Q. Why not?

17 A. I knew if I was seen and identified, I would lose  
18 everything I had built.

19 Q. Referring to what?

20 A. My company.

21 Q. Did you wind up seeing that pose -- the photograph that  
22 came from that pose you've just described anywhere after the  
23 rally?

24 A. I did.

25 Q. Where?

1 A. The front page of the Washington Post.

2 Q. Now, were you able to observe one way or the other  
3 whether Spaz was trying to have any sort of interaction with  
4 the national leadership during this rally?

5 MR. METCALF: Objection, Your Honor.

6 THE COURT: Overruled.

7 THE WITNESS: From my perspective, it seemed like  
8 he was trying to get closer.

9 BY MR. KENERSON:

10 Q. What made you say that?

11 A. He would try to move up to the front of the group where  
12 leadership was.

13 Q. What types of things was he doing that you observed?

14 A. I can't really name any specifics besides, you know,  
15 getting closer. That's really the only thing I can think  
16 of.

17 Q. And who did you know to be members of -- who, if anyone,  
18 did you know to be members of national leadership at that  
19 point?

20 A. At that point, it was Enrique Tarrio.

21 Q. So you observed Spaz trying to get closer to him?

22 A. Yes.

23 Q. Now, you mentioned there was a night march on the night  
24 of December 11th. Was there one on the 12th, as well?

25 A. There was.



1 Q. What happened between this march during the day that you  
2 described and the night march?

3 A. Can you -- I'm not sure --

4 Q. Sure. Let me rephrase the question.

5 At some point, did this -- what you described  
6 during the day of, kind of, marching around and doing  
7 security, did that end at some point?

8 A. It did.

9 Q. What did you do after that?

10 A. Went back to the hotel; I believe we started drinking;  
11 and then, basically, suited back up in what we were wearing  
12 during the day and then went back out at night.

13 Q. Okay. And when you say "what we were wearing during the  
14 day," what was that?

15 A. For me, I -- I'm -- personally believe I had a plate  
16 carrier with Level 4 plates in them.

17 Q. Okay. Did you wear that both during the day and at  
18 night?

19 A. I believe I did.

20 Q. Okay. And also, wearing colors both during the day and  
21 at night?

22 A. I believe so.

23 Q. Why was it that you wore a plate carrier during this  
24 rally?

25 A. All the things that I had heard about from other Proud

1 Boys; things I had seen on the Internet about the dangers  
2 of, you know, Antifa; heard about, you know, stabbings --

3 MR. JAUREGUI: Judge, I'm going to object as to  
4 what he heard. It's all hearsay.

5 THE COURT: He's -- overruled.

6 THE WITNESS: I -- again, I had seen a lot of  
7 videos. I had heard people tell me that, you know, they  
8 used knives; they throw, you know, frozen bottles; they  
9 throw bricks. So you know, if you -- if you're going to go  
10 out, you know, you need to have some sort of protection.

11 BY MR. KENERSON:

12 Q. So did you?

13 A. Yes.

14 Q. Now, on the night of the 12th, did -- what you all were  
15 trying to engage in, did that differ at all from the night  
16 of the 11th?

17 A. Not really. It seemed to be about the same, the --

18 Q. Okay.

19 A. -- antagonistic attitude.

20 Q. Were you with other prospects and members of CNY?

21 A. I was.

22 Q. Did that include Spaz?

23 A. Yes.

24 Q. And is that also true of the 11th?

25 A. Yes.

1 Q. Let me ask you, these conversations that you've  
2 described taking place over this rally about the Proud Boys'  
3 role in the election, was Spaz part of those conversations?

4 A. Yes.

5 Q. This notion of trying to goad fights with Antifa, did  
6 you ever see anyone that you understood to be Proud Boys  
7 leadership discouraging that practice?

8 A. No.

9 Q. The night of the 12th, were police mostly able to do  
10 their job again?

11 A. Mostly.

12 Q. Are you aware that on the night of December 12th, the  
13 Proud Boy who goes by the handle Noble Beard was stabbed?

14 A. I was.

15 Q. Were you present for that?

16 A. I was nearby but a little bit of distance away.

17 Q. Did you see some of the aftermath?

18 A. I did.

19 Q. Did you ever learn one way or the other whether  
20 Mr. Pezzola had any role in the aftermath of that incident?

21 A. I did.

22 Q. Who did you learn that from?

23 A. Mr. Pezzola.

24 Q. Can you tell us what Mr. Pezzola told you about his  
25 involvement in that incident.

1 A. He had said that after Noble Beard was stabbed, there  
2 was somebody that was -- they believed to be Antifa -- he  
3 had taken -- Mr. Pezzola had taken his motorcycle helmet and  
4 cracked the guy over the head with it.

5 Q. When Mr. Pezzola talked to you about this, what was his  
6 demeanor?

7 A. He was celebrating it.

8 Q. In terms of other Proud Boys you had contact with, what  
9 was, generally speaking, the reaction -- well, first --  
10 strike that. Let me ask you a different question first.

11 Did it became [sic] -- this -- what you just  
12 relayed that Spaz told you, did that become known within the  
13 Proud Boys that you spent time with?

14 A. Yes.

15 MR. METCALF: Objection.

16 THE COURT: Overruled.

17 BY MR. KENERSON:

18 Q. What was the reaction to --

19 A. I think all of us, myself included, were, you know,  
20 patting him on the back for what he had done.

21 Q. Why were you patting him on the back?

22 A. He --

23 MS. HERNANDEZ: Objection. Why?

24 THE COURT: Overruled.

25 THE WITNESS: I, you know -- from my perspective,

1 it was, you know -- he stood up to respond to violence.

2 That was something that, I think, everybody in -- especially  
3 in the state of mind I was in at that point, was happy  
4 about.

5 BY MR. KENERSON:

6 Q. And you say the state of mind you were in at that point.  
7 Can you tell us what about your state of mind, at that  
8 point, led you to be happy about it.

9 A. I was part of, you know, the group that was getting more  
10 and more angry about the result of the election and I think,  
11 at that point, I was pretty well convinced we were heading  
12 towards a civil war.

13 MS. HERNANDEZ: Objection as to "part of the  
14 group," Your Honor. It's such a vague description.

15 THE COURT: Overruled.

16 BY MR. KENERSON:

17 Q. Let me ask you, Mr. Greene. You did -- you said you  
18 were not -- you did not see the stabbing itself; is that  
19 right?

20 A. Right.

21 Q. Did there come to be a belief amongst yourself and the  
22 Proud Boys you spoke to as to what group, if any, was  
23 responsible for the stabbing?

24 A. We -- excuse me. We all believed it to be Antifa.

25 Q. Do you know where you got that understanding?

1 A. I'm not sure the exact place.

2 Q. Okay. Anyone seem to call that into question that  
3 Antifa was responsible?

4 A. No.

5 Q. What was Spaz's reaction to you and everyone else that  
6 you've mentioned, kind of, telling him "good job" for that?

7 A. He didn't back down from the acclaim of it.

8 Q. Let me ask you just a couple more questions before we  
9 change topics.

10 December -- the December rally was your -- I think  
11 you testified it was your first Proud Boys national event;  
12 is that right?

13 A. Correct.

14 Q. And, at that point, you were still just a prospect?

15 A. Correct.

16 Q. Did that event teach you anything about the hierarchical  
17 nature of the Proud Boys?

18 A. It did.

19 Q. What did you learn about that?

20 A. People that were higher degrees than you, there was a  
21 level of respect that they had. It -- nobody, from what I  
22 could see, was wearing, you know -- in the Army, you have  
23 ranks and badges. Nobody was wearing anything like that,  
24 but people were obviously stepping up to take control if  
25 things were getting out of hand or people were moving in a

1 wrong direction.

2 Q. And what about, kind of -- was there any sort of a  
3 command presence on the ground while you were doing these  
4 marches?

5 A. There definitely seemed to be.

6 Q. Can you describe what that was like.

7 A. As we were moving, if people would stray away or would  
8 try to, like, run ahead, there was usually somebody that  
9 would step up and try to usually physically pull them back.  
10 I saw a lot of butting heads over it and it was,  
11 basically -- from my understanding of what I was seeing, if  
12 you didn't back down, there was going to be a physical  
13 confrontation if you didn't basically listen to whoever  
14 seemed to have authority at the time.

15 Q. Thank you.

16 And you just mentioned, I think, that there was,  
17 kind of, deference to degrees above you. What's the lowest  
18 level degree of a Proud Boy member?

19 A. I -- technically, a prospect, I assume, but for -- I  
20 think to be full-fledged member, you would have to be  
21 considered a first degree.

22 Q. Okay. So -- thank you. I think you got to where I was  
23 going.

24 Prospect is lower than first degree?

25 A. Yes.

1 Q. And on the 12th, you were a prospect?

2 A. Correct.

3 Q. Did you ever get your first degree?

4 A. I did.

5 Q. How long after December 12th?

6 A. On the ride home would have been the -- December 13th, I  
7 was told I was voted into the chapter.

8 Q. Now, as a result of having got your full-fledged  
9 membership, first degree, did you spend more time with the  
10 CNY Proud Boys, including Spaz?

11 A. I did.

12 Q. And you mentioned that there -- you mentioned seeing  
13 this photograph in the Washington Post. Can you tell us  
14 whether Spaz was getting more or less attention as a result  
15 of December 12th.

16 A. From what I was seeing, he was getting more attention.

17 Q. What was his reaction to that attention?

18 A. I think there was a public -- when he was talking to the  
19 group about not being happy with the attention, but I never  
20 saw him back down away from it and --

21 Q. So let me just unpack that a little bit. You said he  
22 was not happy with the attention. At least, that's what he  
23 said?

24 A. That's what he was saying. Yes.

25 Q. But you also said he would not back away. Can you



1 describe for us what that means.

2 A. I look at it from my perspective. I had some -- I --  
3 there was a website that was trying to dox me after December  
4 and I was terrified of, you know, being found out to be a  
5 Proud Boy and associated with, you know, that group. And so  
6 I was, you know, doing everything I could to avoid cameras,  
7 make sure that I wasn't seen, knowing the consequences of  
8 it. And so from my perspective, I, you know -- I knew what  
9 it took to back away from the cameras, but from what I was  
10 seeing from Mr. Pezzola, it didn't seem like he was making  
11 the same effort as I was.

12 Q. Okay. Thank you.

13 You just used the term -- a word, "dox." Can you  
14 just tell us what you mean by that word.

15 A. It's -- I think it's an Internet term of being publicly  
16 identified usually by some antagonistic group to you.

17 Q. So as we move away from the December rally and you're  
18 spending more time with the CNY Proud Boys, did you have  
19 discussions about the political climate as it existed at  
20 that time with Spaz?

21 A. I did.

22 Q. And did he make any comments about what was going on in  
23 the world vis-à-vis his retirement plans?

24 A. He did.

25 Q. And before I ask you about what those comments may have

1       been, can you tell us, kind of, the situation. Was this in  
2       person? On a chat group? Over the phone?

3       A. This was in person.

4       Q. Okay. Can you tell us what Spaz said about that.

5               MS. HERNANDEZ: Objection. Hearsay as to my  
6       client, Your Honor.

7               THE COURT: Overruled.

8               THE WITNESS: It was -- not the exact words, but  
9       something along the lines of, I'm 40-something years old. I  
10      should be thinking about retirement, not fighting a civil  
11      war.

12      BY MR. KENERSON:

13      Q. Did you get the sense one way or the other as to whether  
14      he believed he might be called to fight a civil war?

15              MR. METCALF: Objection. Your Honor, objection.  
16      That goes to Mr. Pezzola's state of mind.

17              THE COURT: Well, if the witness can articulate  
18      how he got a sense -- the question was, Did you get the  
19      sense? And so I'll let the question stand if the witness  
20      can explain why he got that sense.

21              MR. METCALF: Then objection as to form.

22              THE COURT: All right. Overruled.

23      BY MR. KENERSON:

24      Q. Mr. Greene, yes or no first. Did you get a sense?

25      A. I did.

1 Q. Can you tell us how you got that sense.

2 A. It was all the conversations that we were having and I  
3 was a part of them, you know? We were openly expecting a  
4 civil war at that point.

5 MS. HERNANDEZ: Objection. Hearsay.

6 THE COURT: Overruled.

7 BY MR. KENERSON:

8 Q. Can I ask, going back to my original question, based on  
9 the number and level of conversations you had with  
10 Mr. Pezzola, what was your sense as to whether he actually  
11 believed that?

12 MS. HERNANDEZ: Objection.

13 MR. METCALF: Objection as to other people's  
14 beliefs, Your Honor.

15 THE COURT: Overruled.

16 THE WITNESS: We never disagreed with each other.  
17 I think that's the best way I can answer it.

18 BY MR. KENERSON:

19 Q. Did you believe it?

20 A. I did.

21 Q. Let me ask you about -- you mentioned, I think, during  
22 the December rally that Spaz, based on your observations,  
23 was trying to get close -- physically close to leadership.  
24 Did you see those efforts either continue, dissipate, stay  
25 flat, neutral, in the time after the December rally?

1 A. I saw at least one opportunity for it to continue.

2 Q. What was that?

3 A. There was an opportunity he had to take a home-made  
4 shield down to Noble Beard.

5 Q. And can you tell us -- just give us a little background.  
6 What is this home-made shield?

7 A. One of the other CNY Proud Boys was making these wooden  
8 shields, and they were pretty prominent at the December  
9 rally. I believe there were some pictures of them. People  
10 had taken notice of it. I'm not -- I don't know how the  
11 conversation happened, but I know that a shield was  
12 delivered to Noble Beard.

13 Q. And did Spaz tell you one way or the other whether he  
14 had any plans to partake in the shield delivery?

15 A. He did.

16 Q. What did he told you?

17 A. That he was going to be on the trip to go.

18 Q. And what did he tell you in terms of where he was going?

19 A. I remember it was a southern state, either it's the  
20 Carolinas or Florida.

21 Q. Okay. Now, did you go on this trip yourself?

22 A. I did not.

23 Q. Was there actually a time period in -- between  
24 December 12th and January 6th where Mr. Pezzola was absent  
25 from things he might not -- he might otherwise be at?

1 A. Yeah, I believe so.

2 Q. Can you just give us a description of this shield? I  
3 think you said a wooden shield. What else did it look like?

4 A. It had a -- in the middle of it, a -- almost like a cat  
5 food bowl or something like that, a metal cat food bowl. It  
6 was in the black and gold colors and it had, I believe, CNY  
7 on it, plus, maybe, a rooster. Just, like, Proud Boy  
8 iconography was on it.

9 Q. Okay. And then did you see -- in the time while the  
10 discussions were going on about taking the shield, did you  
11 see photographs of the shield that would be taken?

12 A. I did.

13 MR. KENERSON: Your Honor, I'd ask if we can  
14 approach the witness with Exhibit-72.

15 THE COURT: All right. You may approach, sir.

16 BY MR. KENERSON:

17 Q. And, Mr. Greene, Special Agent Needler is approaching  
18 you with what's been marked as Government's Exhibit-72. Do  
19 you recognize that?

20 A. I do.

21 Q. What is that?

22 A. That looks like the shield that was --

23 MR. KENERSON: A.J. -- sorry.

24 THE WITNESS: It looked like the shield that was  
25 being made and, I believe, eventually delivered.

1 MR. KENERSON: And, Your Honor, at this point, I  
2 would move for admission of Exhibit-72 and ask to publish.

3 THE COURT: All right. Without objection, it will  
4 be admitted, and permission to publish.

5 BY MR. KENERSON:

6 Q. Did you ever find -- did you ever see anything that  
7 provided some sort of evidence to you that the shield had  
8 actually been delivered?

9 A. I did.

10 Q. What was that?

11 A. I'm not sure of the video. It was on a Proud Boy  
12 channel, either on Telegram or Parler, of a video with Noble  
13 Beard, and there was the shield in the background.

14 Q. During this time period, did you -- did Dominic Pezzola  
15 talk about any connections he might be gaining to Proud Boys  
16 leadership?

17 A. Not that I can remember overtly outside of that,  
18 traveling down there.

19 Q. Okay. Did he start using names of people you knew to be  
20 leaders?

21 A. I can't remember specific examples of that.

22 Q. Okay. Did you see any postings from Proud Boy  
23 leadership that referenced Mr. Pezzola around that point in  
24 time?

25 A. I did.

1 Q. Can you describe what you saw.

2 A. I remember a picture was at night -- almost feels like  
3 there was, like, fireworks going on in the background or,  
4 like, sparks, or something like that, of -- and it was,  
5 like, Dominic Pezzola was front and center of it, and I  
6 believe it was posted by Enrique Tarrío.

7 Q. Okay. Now, did you yourself have a Parler account?

8 A. No.

9 Q. How did you come across that post you've just described?

10 A. I'm not sure specifically, but it would have -- most  
11 likely have been in a Telegram channel.

12 Q. So a Telegram channel, like -- I think you mentioned  
13 before you weren't in Telegram channels with Enrique Tarrío.  
14 So can you just tell us how it would wind up in a Telegram  
15 channel you were in.

16 A. I was partici- -- I -- there was a group Telegram  
17 channel that was public. You couldn't generally post in it,  
18 but there was a lot of Proud Boy things that would be posted  
19 in there. So it could have been in there. I was also in  
20 the CNY chat. It could have been posted in there, as well.

21 Q. All right. I want to talk to you a little bit about  
22 your trip to D.C. around January 6th. You mentioned you  
23 came down here; correct?

24 A. Correct.

25 Q. All right. Now, did you actually go to the Capitol here

1 in D.C. on January 6th?

2 A. I did.

3 Q. And did you go across the fences that restricted the  
4 Capitol grounds?

5 A. I did.

6 Q. And did you start up the stairs under the inauguration  
7 scaffolding?

8 A. I did.

9 Q. Have you had a chance to review some videos from  
10 January 6th?

11 A. I have.

12 MR. KENERSON: Your Honor, if I may approach the  
13 witness?

14 THE COURT: You may, sir.

15 BY MR. KENERSON:

16 Q. Mr. Greene, I'm approaching you with a thumb drive. Do  
17 you recognize that thumb drive?

18 A. I do.

19 Q. How do you recognize that?

20 A. I was shown it last night and it has my initials on it.

21 Q. Did you put those initials there?

22 A. I did.

23 Q. All right. And there were a number of exhibits on  
24 there; correct?

25 A. Correct.



1 Q. In terms of the video exhibits on there, with the  
2 exception of 403G, do those fairly and accurately depict the  
3 events of January 6th as you perceived them?

4 MS. HERNANDEZ: Objection, Your Honor. We don't  
5 have a copy of whatever the Government has just produced to  
6 the witness.

7 MR. KENERSON: I'm happy to read out the numbers.

8 THE COURT: Pardon me, Mr. Kenerson?

9 MR. KENERSON: I'm happy to read out the numbers.  
10 I was going to do it in a second.

11 THE COURT: Let's go ahead and do that, then, for  
12 the benefit of the defense.

13 BY MR. KENERSON:

14 Q. Does that that you looked at, Mr. Greene, contain  
15 Exhibit-400J; 401G; 409B and C; 410A, B, C, D, E, and F;  
16 412A; 412AX; 412B; 420A; 420C; 429A; 429AX; 430B; 444A;  
17 444AX; 452; 464; 472; and 475?

18 MR. JAUREGUI: Objection. Leading.

19 THE COURT: Overruled.

20 THE WITNESS: Yes.

21 MR. PATTIS: Did that include 464? I'm sorry.

22 THE COURT: It did.

23 BY MR. KENERSON:

24 Q. And the -- again, the videos from January 6th that you  
25 reviewed on that -- that are on that thumb drive, do those

1 fairly and accurately depict the events as you witnessed  
2 them, with the exception of a couple that have some  
3 highlighting added?

4 A. They do.

5 Q. And for the exhibits that have highlighting added, did  
6 they appear to be the same other than having the  
7 highlighting added?

8 A. They did.

9 Q. All right. Did that also include a selfie-style video  
10 featuring Mr. Pezzola that's been marked as 403G?

11 A. I believe so.

12 Q. Did that -- did you recognize that as something that you  
13 had received on January 6th?

14 A. It's something that I had seen. Yes.

15 Q. That you had seen? Okay.

16 And does -- did that drive that you review also  
17 have four audio files?

18 A. It did.

19 Q. Marked 1104, 1105, 1106, and 1107. Did you recognize  
20 the voice on those files?

21 A. I did.

22 Q. Whose voice was it?

23 A. Dominic Pezzola.

24 MR. KENERSON: Your Honor, I'd move for all of --  
25 the admission of all of the exhibits previously read.

1 THE COURT: All right.

2 MR. SMITH: Your Honor --

3 MS. HERNANDEZ: Objection.

4 MR. SMITH: -- we have to no objection to  
5 authenticity; however, we object to the procedure of  
6 requiring the defense to say in advance whether dozens of  
7 exhibits that could be used for any potential use are  
8 admissible.

9 THE COURT: All right. Let's just have counsel  
10 have a quick sidebar.

11 (Bench conference:)

12 MR. SMITH: So Your Honor, our objection is that  
13 we have to be able to see how an exhibit is being used in  
14 order to concede that it's admissible. We don't know  
15 exactly how they will be used or for what purpose. So we  
16 will have to wait and see. But on authenticity, we have no  
17 objection.

18 THE COURT: All right. Mr. Kenerson, do you want  
19 to just give a brief preview of what, you know -- the way  
20 you plan to use these exhibits.

21 MR. KENERSON: Sure. And, you know, we're happy  
22 to actually treat this similar to how the Court treated the  
23 video --

24 THE COURT: Right.

25 MR. KENERSON: -- exhibits we admitted similarly

1 through Inspector Loyd. I do not plan to reference all of  
2 these in Mr. Greene's testimony to -- here today, but he is  
3 authenticating them and we do plan to return to them later  
4 with other witnesses, but we're happy to take up relevance  
5 or other objections as they come.

6 THE COURT: Right. I just -- why don't -- I agree  
7 with you and that was my thought of how -- about how we  
8 would proceed, but separately, as to the ones you're going  
9 to reference with this witness, will you just give the  
10 defense a little heads-up as to which ones and just  
11 basically what you plan to do so they can be prepared to  
12 object if they need to.

13 MR. KENERSON: Certainly. As to the exhibits --  
14 the voice exhibits, 1104 through 1107, those will be the  
15 first that we come to. I'm basically going to ask him --  
16 play them in open court, ask him to ID the voice --

17 MS. HERNANDEZ: Objection, Your Honor.

18 THE COURT: Ms. Hernandez, let him make his  
19 proffer. I'll hear you. I already -- we already -- I  
20 nodded to you before -- you saw me -- that I would hear you  
21 before we do anything.

22 MS. HERNANDEZ: I'm sorry. I didn't see that.

23 THE COURT: I'm sorry. All right.

24 MR. KENERSON: Ask him to identify the voice. As  
25 to those where he recalls the date which is three of the

1 four -- or at least recalls the general time frame -- ask  
2 him to describe the context of the statements.

3 I'm looking through the rest of my outline to see  
4 which numbers are coming up in it.

5 Through -- for 4- -- 452 is a video from the black  
6 fence. I plan to play approximately 15 seconds to show what  
7 went on at the black fence when Mr. Greene was there.

8 For 444AX, that is a video showing the robbery of  
9 the shield by Mr. Pezzola. I'm going to ask Mr. Greene some  
10 questions about that.

11 For -- 450 shows Mr. Greene, Mr. Pezzola, and  
12 Mr. Donohoe -- though I don't think Mr. Greene knows who  
13 Mr. Donohoe is -- coming backwards across the plaza with the  
14 shield.

15 442A shows Mr. Pezzola and Mr. Donohoe jointly  
16 carrying the riot shield with Mr. Pezzola [sic] shortly  
17 behind. I'm going to ask Mr. Greene some questions about  
18 that.

19 THE COURT: The things that we're talking about --  
20 the videos -- is he going to say, "I saw these things"?

21 MR. KENERSON: Yes. I mean --

22 THE COURT: Okay.

23 MR. KENERSON: Yeah. So like, he was, at the very  
24 least, close by and witnessing things around him. I think  
25 for, like, the robbery, he will say, I was there, but I was

1 not looking in that specific direction when it happened, but  
2 it is -- generally fairly and accurately captures what  
3 happened.

4 THE COURT: All right. Ms. Hernandez, what's your  
5 objection -- I mean, look, I think the way to proceed is,  
6 generally speaking, as we said before which is if there's a  
7 particular objection, we'll just -- I'll take it up as we  
8 go. But what -- hearing what Mr. Kenerson has represented,  
9 what is your objection?

10 MS. HERNANDEZ: First of all, Your Honor, if I  
11 missed it, then I apologize, but I don't recall the  
12 Government sending us a list of these exhibits, as we had  
13 agreed would happen before a witness took the stand.

14 But, secondly, these exhibit- -- these statements  
15 from Mr. Pezzola are out-of-court statements that are being  
16 submitted for the truth of the matter asserted. They're  
17 hearsay statements. Whether they meet the exception to the  
18 hearsay rule may or may not be the case, whether they're  
19 co-conspirator statements -- so I object on hearsay grounds.  
20 I don't -- again, if I missed the list, I -- it's on me, but  
21 I wasn't aware that we were going to be introducing audio  
22 files of Mr. Pezzola saying I don't know what or --

23 THE COURT: Well --

24 MS. HERNANDEZ: -- when they were said.

25 THE COURT: -- why aren't they, at a minimum -- I

1 mean, again, you can argue relevance, I suppose. But why  
2 aren't -- again, why aren't they, at a minimum, part- --  
3 statements of a party opponent?

4 MS. HERNANDEZ: Again, Your Honor, a statement of  
5 a party opponent comes in against Mr. Pezzola, I agree, but  
6 it doesn't come in against Mr. Rehl, and I --

7 THE COURT: What --

8 MS. HERNANDEZ: -- don't know what's contained in  
9 these audio files. I --

10 THE COURT: Well --

11 MS. HERNANDEZ: What exactly -- can the Government  
12 summarize what they -- what's going to be in these files?

13 THE COURT: But this is not -- we've talked about  
14 this already, Ms. Hernandez. This is -- there is not an  
15 objection that you can lodge to this. If you -- you've  
16 argued that you should get a limiting instruction. I have  
17 said I don't think one's appropriate, but if you show me  
18 authority that one is, I'll take it up.

19 MS. HERNANDEZ: Your Honor, I can --

20 THE COURT: You --

21 MS. HERNANDEZ: I'm sorry. I can always file -- I  
22 can always object on hearsay grounds to a statement -- an  
23 out-of-court statement by another defendant.

24 THE COURT: I understand. I don't mean it like  
25 that. What I meant was the question of what we do -- you

1 can. And the Government can say, This is a statement of a  
2 party opponent. And I'd -- I don't know how you can really  
3 rebut that at this point. But the point is, even apart from  
4 that, to the extent you're -- you've made this point before  
5 about whether a limiting instruction is appropriate and I've  
6 said I don't think one is. So I --

7 Mr. Kenerson, what do these --

8 I don't want to take up any more time. If we  
9 can -- let me put it this way. I'll take up -- if you have  
10 objections as they go, I'll hear them.

11 But, Mr. Kenerson, what are these statements  
12 about?

13 MR. KENERSON: Sure. I'm happy to proffer that.  
14 But first, let me just note for the record that we did send  
15 a list of exhibits this past Sunday, so a couple days ago at  
16 this point.

17 But setting that aside, Exhibit-1104 -- and these  
18 are actually exhibits that we've specifically highlighted  
19 for the defense recently because they were recent additions  
20 to the exhibit list. But 1104 is Mr. Pezzola saying,  
21 essentially, I've got two -- excuse my French -- down  
22 fucking dudes coming from Chicago and they're fighters.

23 1105 is, I've been in touch with leadership.  
24 Nothing has changed, just a change in command.

25 1106 and 1107 go together. They were from when



1 Mr. Pezzola was running late to Mr. Greene's house. He  
2 talks about the fact that he was running late and that he  
3 had to give the wife -- his wife a little attention, and  
4 that -- that's message one.

5 Message two is, Yeah, they're not happy about  
6 this; meaning, where he's going, is our argument. And, I  
7 keep telling her it's going to clear up in the next month or  
8 so unless we're in a full-blown fucking war.

9 THE COURT: All right. I don't --

10 MS. HERNANDEZ: Your Honor, again, this is late  
11 production of discovery, and I recall that the Government  
12 did produce something on Sunday or something. I mean, as  
13 the Court knows, there's an immense amount of discovery. It  
14 ought not to be produced on Sunday -- I don't know -- in the  
15 evening or whatever for the first time.

16 THE COURT: I've already ruled on that particular  
17 piece. I've already ruled on that, and I don't -- there's  
18 no objection here that I can discern has merit. I'll take  
19 up each individual objection as they come, if there's a  
20 relevance objection or anything else, but I don't -- there's  
21 no world in which these statements aren't admissible.

22 MS. HERNANDEZ: I don't -- again, I don't believe  
23 that just because it's an admission of a party opponent  
24 against one defendant, that they wholesale come in against  
25 every defendant.

1 THE COURT: Well, again, I -- if you --

2 MS. HERNANDEZ: I will -- I'll look for something  
3 and --

4 THE COURT: It's a question of a limiting  
5 instruction, and we've talked about this before, and I don't  
6 think one's appropriate. You show me authority one is and  
7 we'll take it up.

8 All right. Mr. Kenerson, you may proceed.

9 MR. KENERSON: Thank you, Your Honor.

10 (Return from bench conference.)

11 MR. ROOTS: Your Honor, I have a --

12 THE COURT: Hold -- so -- Mr. Roots, hold on one  
13 second, please. Sir, hold on one second.

14 Can we have the husher again.

15 (Bench conference:)

16 THE COURT: Mr. --

17 MR. ROOTS: Yeah. Beyond the objections of  
18 Ms. Hernandez -- this is Roger Roots for Mr. Pezzola -- we  
19 have an objection to this shotgun approach to getting -- I  
20 would echo what Mr. Smith said and extend that, just this  
21 shotgun approach of getting, it looks like, two dozen  
22 separate exhibits all at once just with some witness saying,  
23 They look like a fair and accurate depiction of some of the  
24 things that I was seeing on a particular date. This is very  
25 unusual. This is not normal.

1 THE COURT: Well, as I said, I don't think it's  
2 unusual, and your -- to the extent you have an objection to  
3 each, I'll take it up as each one is used.

4 MR. METCALF: Your Honor, Steven Metcalf.

5 Then I'll make an objection for 1106 and 1107 on  
6 just 403 grounds. To --

7 THE COURT: Okay.

8 MR. METCALF: -- the extent that they're relevant,  
9 the probative value is substantially outweighed. We're  
10 talking about specific conversations between him and his  
11 common-law wife, is what she's been referred to as.

12 THE COURT: No, no, no, it's conversations about  
13 the wife, as I see Mr. Kenerson nodding. Your objection's  
14 overruled.

15 (Return from bench conference.)

16 THE COURT: You may proceed, sir.

17 MR. KENERSON: Thank you, Your Honor.

18 BY MR. KENERSON:

19 Q. All right. Mr. Greene, did you go -- well, you've  
20 already said you went to D.C. around January 6th; right?

21 A. Correct.

22 Q. Where did you stay?

23 A. The JW Marriott.

24 Q. Who booked that hotel?

25 A. I did.

1 Q. Why did you decide to go to D.C.?

2 A. It was a series of tweets from President Trump about a  
3 rally that was happening.

4 Q. And do you recall with, you know, any sort of level of  
5 specificity what those tweets said?

6 A. The one that really stood out was, Be there, be wild.

7 Q. Did you wind up going with members of the CNY Proud  
8 Boys?

9 A. I did.

10 Q. How many people did you come to D.C. with?

11 A. Five, including myself.

12 Q. Okay. How did you come here?

13 A. I drove.

14 Q. And was it all five in one car?

15 A. No.

16 Q. How many cars went?

17 A. Two.

18 Q. And how many in your car?

19 A. Just one person in my car.

20 Q. So three in the other one?

21 A. Yes.

22 Q. Now, you mentioned that CNY Proud Boys came. Were all  
23 five of these individuals CNY Proud Boys?

24 A. No.

25 Q. How many were not?

1 A. Just one.

2 Q. And is that the person who rode with you or in the other  
3 car?

4 A. He rode with me.

5 Q. In the other car, was there anyone who we've been  
6 talking about so far?

7 A. Yes.

8 Q. Who?

9 A. Dominic Pezzola.

10 (Brief pause.)

11 MR. KENERSON: Ms. Rohde, can we have Exhibit-1104  
12 which I believe the Court just provisionally admitted.

13 (Audio played.)

14 BY MR. KENERSON:

15 Q. Do you recognize the voice?

16 A. I do.

17 Q. Whose voice was that?

18 A. Dominic Pezzola.

19 Q. And other than recognizing the voice, do you recall at  
20 this point anything about the context for that message?

21 A. No.

22 Q. Now, were you aware that, in the lead-up to January 6th,  
23 Enrique Tarrio had been arrested?

24 A. I was.

25 Q. And how did you come to learn about that?

1 A. I'm not sure exactly where I learned about it.

2 Q. Okay. Were you there physically when it happened?

3 A. No.

4 Q. So you learned about it secondhand somehow?

5 A. Correct.

6 Q. Okay.

7 MR. KENERSON: Ms. Rohde, can we have  
8 Exhibit-1105, please.

9 (Audio played.)

10 BY MR. KENERSON:

11 Q. The -- Exhibit-1105, whose voice was that?

12 A. Dominic Pezzola.

13 Q. And when he's saying, Nothing's changed, just a change  
14 in command, were you aware of what he was referring to?

15 MR. METCALF: Objection, Your Honor.

16 THE COURT: Overruled.

17 THE WITNESS: I took that to be the arrest --

18 MR. HASSAN: Objection, Your Honor. Speculation.

19 They --

20 MR. METCALF: And it also is asking what someone  
21 else means.

22 THE COURT: Overruled. The witness can answer.

23 THE WITNESS: I took that to be the arrest of  
24 Enrique Tarrio.

25 BY MR. KENERSON:

1 Q. And did you have an understanding as to whether there  
2 would -- whether, one way or another, there would need to be  
3 a change in command as a result of Mr. Tarrio's arrest?

4 A. No.

5 Q. Okay. There's also a reference in that audio to being  
6 in touch with leadership. Did you hear that?

7 A. I did.

8 Q. Did you have an understanding as to what Mr. Pezzola --  
9 what leadership Mr. Pezzola was referring to?

10 A. It could have only been national leadership.

11 Q. What -- why do you say that?

12 A. CNY leadership had refused to go. Western New York  
13 leadership had decided to do no more rallies after what had  
14 happened in December. So the only leadership, at that  
15 point, could have been national.

16 Q. Now, let me ask you -- you just said Western New York,  
17 which we are just, I think, hearing for the first time now.  
18 Now, what's the relationship between Western New York and  
19 CNY?

20 A. They were close. They might have been spin-offs. I'm  
21 not exactly sure. But there was a connection between CNY  
22 and Western New York.

23 Q. And were you aware of whether Mr. Pezzola had a specific  
24 relationship with Western New York?

25 A. I believe, technically, he was a member of Western New

1 York.

2 Q. Why do you say technically?

3 A. They had decided to not take any more prospects, but for  
4 whatever reason, wanted to move forward with him. So they  
5 gave him to CNY to prospect there.

6 Q. Okay. And was -- you said you were from Syracuse. Was  
7 Mr. Pezzola from Syracuse?

8 A. No.

9 Q. What city and state was he from?

10 A. Rochester, New York.

11 Q. And is that more western within New York than Syracuse?

12 A. Yes.

13 Q. All right. Let me talk a little bit -- or ask you a  
14 little bit about the drive that you just described to  
15 Washington, D.C. You said two cars went. You drove one of  
16 them. Did Mr. Pezzola drive the other?

17 A. No.

18 Q. Okay. Where did you all meet to leave?

19 A. My house.

20 Q. And -- your house in Syracuse?

21 A. Yes.

22 Q. Was Mr. Pezzola already in Syracuse or was he coming  
23 from somewhere else?

24 A. He was coming from somewhere else.

25 Q. What's your understanding in terms of where he was



1 coming from?

2 A. I understood to be coming from his house.

3 Q. In Rochester?

4 A. Yes.

5 Q. And was Mr. Pezzola late arriving at your house?

6 A. He was.

7 MR. KENERSON: Ms. Rohde, can we have  
8 Exhibit-1106?

9 THE COURT: Can I just have a bench conference  
10 with counsel for one moment.

11 (Bench conference:)

12 THE COURT: Mr. Kenerson, you indicated -- what is  
13 this message going to say? What is this one going to say?

14 MR. KENERSON: This one is the two that will be in  
15 tandem, the one about needing to give his wife some  
16 attention and then a second one about a full-blown war.

17 THE COURT: What do you mean by "attention"?

18 MR. KENERSON: I wasn't planning to ask him that.  
19 That's just what it says.

20 THE COURT: Oh. That's all it says?

21 MR. KENERSON: Yeah.

22 THE COURT: All right. Very well. You may  
23 proceed.

24 (Return from bench conference.)

25 MR. KENERSON: All right. Ms. Rohde, 1106,

1 please.

2 (Audio played.)

3 MR. KENERSON: And can you play us --

4 BY MR. KENERSON:

5 Q. Well, before we go, whose voice was that?

6 A. Dominic Pezzola.

7 MR. KENERSON: Ms. Rohde, play 1107, please.

8 (Audio played.)

9 BY MR. KENERSON:

10 Q. Were those two messages related to each other?

11 A. I believe so, yes.

12 Q. And do you have -- do you recall whether they were sent  
13 at all close or not close in time to when Mr. Pezzola was  
14 supposed to be at your house?

15 A. If I recall correctly, it was around the time he was  
16 supposed to be coming to my house.

17 Q. Okay.

18 MS. HERNANDEZ: Objection. Hearsay. Relevance.

19 THE COURT: Overruled.

20 MR. METCALF: Your Honor, my objection  
21 still remains --

22 THE COURT: All right. Very well. It's  
23 overruled.

24 BY MR. KENERSON:

25 Q. Now, had you had -- leading up to Mr. -- to, I guess,

1 Mr. Pezzola coming to your house, had you had conversations  
2 with him about whether he was busy or not busy in the time  
3 between December 12th and January 6th?

4 A. Not that I recall about a -- specific time frames.

5 Q. Did he go -- you said -- you mentioned he was -- gone on  
6 this trip; correct?

7 A. Which trip?

8 Q. To the Carolinas or Florida.

9 A. Yeah.

10 Q. Okay. Let me ask you. The question about a full-blown  
11 war -- or the statement about a full-blown war in that last  
12 audio, was that an unusual sentiment for Mr. Pezzola to  
13 express in the lead-up to January 6th to you?

14 A. No, it was standard of our conversations we were having.

15 Q. So what day did the two cars that you described drive  
16 down to January 6th? Are we talking, like, a week ahead of  
17 time? A day ahead of time?

18 A. A day before, January 5th.

19 Q. And was it still daylight when you got to D.C.?

20 A. I think it had just started getting dark when we got  
21 there.

22 Q. Did you check into the hotel?

23 A. I did.

24 Q. All five of you who had come down, the four CNY Proud  
25 Boys and one who was not a Proud Boy?

1 A. Yes.

2 MR. JAUREGUI: Objection. Leading.

3 THE COURT: Technically, sustained, I suppose.

4 BY MR. KENERSON:

5 Q. Did you or did you not check into the hotel with your  
6 group?

7 A. I checked into the hotel, yes.

8 Q. Who was in that group?

9 A. Everyone I drove down with in both cars.

10 Q. Now, on the night of January 5th, did you yourself have  
11 any contact with anyone you understood to be Proud Boys  
12 national leadership?

13 A. Not that I recall.

14 Q. Were you put into a chat called Boots on Ground?

15 A. I was.

16 Q. Who put you into that chat?

17 A. Dominic Pezzola.

18 Q. And prior to you having -- well, do you remember if that  
19 was before or after you got to Washington, D.C.?

20 A. I believe it was after I had gotten to Washington, D.C.

21 Q. And prior to that point, had you, to your knowledge,  
22 been in any sort of a national Proud Boys chat other than  
23 the publicly available ones?

24 A. To my knowledge, no.

25 Q. Were you told what the purpose of Boots on Ground was?

1 A. I was led to believe that it was somewhat of a  
2 coordination group --

3 MS. HERNANDEZ: Objection, hearsay.

4 THE COURT: Overruled.

5 THE WITNESS: I was led to believe it was some  
6 sort of a coordination group for Proud Boys who were in D.C.  
7 for the 6th.

8 BY MR. KENERSON:

9 Q. Was there any discussion between yourself and  
10 Mr. Pezzola about radios on the 5th?

11 A. There was.

12 Q. And let me back up and ask you, do you yourself have any  
13 knowledge of programming radios?

14 A. I do.

15 Q. What level of knowledge do you have?

16 A. I believe I have my general certification for the ham  
17 license.

18 Q. Ham license?

19 A. Yes.

20 Q. What is ham?

21 A. Amateur radio.

22 Q. Thank you.

23 What, if anything, did Mr. Pezzola say to you with  
24 regard to radio programming on the night of the 5th?

25 MR. METCALF: Objection as to hearsay.

1 THE COURT: Overruled.

2 THE WITNESS: I was told that --

3 MR. HASSAN: Objection. Hearsay, Judge. He was  
4 told.

5 THE COURT: Overruled.

6 THE WITNESS: I was told that high-level Proud  
7 Boys from leadership or elders or -- I don't think I ever  
8 got the specifics of who was going to be -- was going to  
9 come to the hotel room to have their radios programmed by  
10 me.

11 BY MR. KENERSON:

12 Q. Did anyone ever -- did anyone who you understood to be  
13 leadership show up to have their radio programmed in your  
14 hotel room?

15 A. To my knowledge, no.

16 Q. Did you program some radios on the night of the 5th?

17 A. I did.

18 Q. Can you just tell us what -- that group that you  
19 described who you traveled down with, what did you all do on  
20 the night of January 5th?

21 A. After we got settled in, we ended up putting on,  
22 basically, the same type of gear we had worn in December and  
23 went out on a night march with just the four of us.

24 Q. Okay. Was there drinking, as well?

25 A. There was.

1 Q. Did anyone show up to your hotel room early on the  
2 morning of January 6th?

3 A. Yes.

4 Q. Who was that?

5 A. William Pepe.

6 Q. Who is William Pepe?

7 A. At the -- that point, he was the president of the Hudson  
8 Valley Proud Boys.

9 Q. Okay. Did you know him prior to then?

10 A. I knew of him. I don't believe I had talked to him  
11 before that.

12 Q. Do you know how he showed up at your hotel room?

13 A. We had a coordination Telegram group of Hudson Valley  
14 and CNY Proud Boys who were interested in going down to D.C.

15 Q. Okay. And you mentioned having spent some time back in  
16 December with CNY Proud Boys. Did you also spend time with  
17 HVNY Proud Boys in December?

18 A. I did.

19 Q. And HVNY stands for what?

20 A. Hudson Valley, New York.

21 Q. Hudson Valley, New York?

22 A. Yes.

23 Q. Let me ask you Mr. Greene, based on your experiences on  
24 December 12th and December 11th with the Proud Boys, did you  
25 have an understanding of what Proud Boys leadership expected

1 in terms of willingness to use force on January --

2 MS. HERNANDEZ: Objection.

3 MR. METCALF: Objection.

4 MR. PATTIS: Objection, Judge. That's  
5 speculative.

6 THE COURT: The witness can answer if he has a --  
7 if he can base it in what he observed on the 11th and the  
8 12th.

9 MS. HERNANDEZ: I'm sorry, Your Honor. Could we  
10 be heard?

11 THE COURT: All right. Let's have a sidebar.

12 (Bench conference:)

13 MS. HERNANDEZ: Your Honor, this is a major issue  
14 in this case, the use of force. It's an element of an  
15 offense. This gentleman has indicated -- it -- a member of  
16 the Proud Boys for, I don't know, a month, two months, two  
17 weeks; didn't meet any leadership; had limited -- didn't  
18 meet any of our clients, except Pezzola; and he's now being  
19 asked to give his impression based on limited knowledge.  
20 I -- it's irrelevant, what his impression was, and he  
21 doesn't have a sufficient basis of knowledge to -- what --  
22 he wasn't asked what his impression was but what his  
23 impression of leadership was. That's several layers of  
24 inferences that have to be drawn based on very narrow  
25 information. He didn't meet any of these defendants. He



1 didn't speak to any of them. I'd just -- and it's on a  
2 critical issue in the case. It just -- it's -- there's  
3 insufficient basis of knowledge for this witness to -- and  
4 it's irrelevant, what his impression was.

5 THE COURT: All right. Here's what I'm going to  
6 do. I'm going to send -- I'm going to hear you on all this,  
7 but it's a big enough issue that I think we may as well  
8 pause and I may as well hear from counsel on this from both  
9 sides, let you all air it out.

10 It's 12:12 -- just about 12:15. I propose we send  
11 them to -- in 15 minutes -- send them to lunch early and  
12 I'll hear from you all in open court about this and we'll  
13 pick it up and then you'll have an hour for lunch and we'll  
14 come back and I'll resolve it.

15 MS. HERNANDEZ: Thank you, Your Honor.

16 (Return from bench conference.)

17 THE COURT: All right. Ladies and gentlemen,  
18 we're going to send you just a few minutes early for lunch,  
19 take a quick lunch break -- take a lunch break so it will  
20 be, for you all, an hour and a little bit -- hour and 15  
21 minutes. We'll come back after lunch and resume testimony  
22 with the witness.

23 (Jury returned to jury room.)

24 THE COURT: You all may be seated.

25 And, Mr. Greene, you may step down, sir.

1 (Witness steps down.)

2 THE COURT: All right. So let me hear from you,  
3 Ms. Hernandez. You lodged the objection. Let me hear from  
4 you and I'll hear from the Government and we will go to  
5 lunch.

6 MS. HERNANDEZ: Your Honor, first of all, his  
7 impression -- this witness's impression is not relevant to  
8 anything. It -- he -- the charges -- it's not an element --  
9 the Government has to prove that the defendants charged here  
10 entered into a conspiracy which is a specific intent crime  
11 which requires certain elements, and this gentleman's  
12 impression is not relevant to that, number one.

13 Number two, this --

14 THE COURT: Well, just before we get off --

15 MS. HERNANDEZ: Yes, sir.

16 THE COURT: -- number one, what about the tools  
17 theory? I mean, if he had -- I don't know -- I mean, part  
18 of what I'm going to ask Mr. Kenerson is, like, what is the  
19 witness going to say that he expects the answer to be here?  
20 But if --

21 MS. HERNANDEZ: Well, we know what the witness is  
22 going to say. Otherwise, they wouldn't be asking it --

23 THE COURT: Well --

24 MS. HERNANDEZ: -- right?

25 THE COURT: -- we don't know what they're going to

1 say in terms of why they thought that, I guess, is part of  
2 my question. But if people who could be -- whether it's  
3 Mr. Greene or anybody else -- could be considered -- who fit  
4 the basic definition of what we're calling tools would say,  
5 Yeah, based on X, Y, and Z, I thought this was the  
6 expectation of me, why isn't that relevant?

7 MS. HERNANDEZ: First of all, he's not saying what  
8 the expectation of his -- he's saying what his impression of  
9 the leadership --

10 THE COURT: No, it was the -- what leadership  
11 expected of him.

12 MS. HERNANDEZ: I thought he said, What was his  
13 impression of -- I thought the question was framed, What is  
14 your impression of --

15 THE COURT: Impression, expectation -- what --  
16 he's saying what -- he's being asked about what he thought  
17 leadership thought of him.

18 MS. HERNANDEZ: Someone may have to address the  
19 tools theory because, for the life of me, I don't know what  
20 the tools theory is or how it fits into a legal framework of  
21 the elements of the offense.

22 THE COURT: All right.

23 MS. HERNANDEZ: I am --

24 MR. SMITH: Your Honor, the objection's also  
25 vagueness. Who is the leadership --

1 MS. HERNANDEZ: Wait a minute --

2 THE COURT: Hold on, Mr. Smith. Gosh darn it. I  
3 mean, you know, if I can't hear from one of you at a time,  
4 we've got a big problem --

5 MS. HERNANDEZ: I think the --

6 THE COURT: -- and I'm sorry it's raising --

7 MS. HERNANDEZ: Yeah.

8 THE COURT: -- its head again.

9 Mr. -- Ms. Hernandez, finish.

10 MS. HERNANDEZ: The -- and I hope other  
11 defendants' counsel join in after this.

12 The defendants -- the -- this witness has a very  
13 limited and narrow knowledge of the Proud Boys, although  
14 he's been allowed to expound for over an hour or more. He  
15 is a -- as I understand it, he's been a member of the Proud  
16 Boys for two weeks. His limited involvement is with  
17 Mr. Pezzola who's been a member -- at that point in time, is  
18 a member of the Proud Boys for one month. He claims to be a  
19 first-degree person. I believe Mr. Pezzola was  
20 second degree. As I understand the Proud Boy hierarchy,  
21 you're not really a full member until you hit, like, fourth  
22 degree, but -- so there's limited basis. It's all based on  
23 his conversations with one person. He's never -- I believe  
24 his testimony is he's never met any of these defendants,  
25 never had a conversation with any of them, is put on to the

1 Boots on the Ground which is not a leadership chat. It's  
2 people on the ground on the 6th. And he's being asked the  
3 question that's the element, you know -- the key question or  
4 the key element of force in this case. I don't think  
5 there's a basis of knowledge. I don't think it's relevant,  
6 what he believes his impression is. I don't understand that  
7 he is a tool. And if, again, we're back to tools, I've  
8 asked the Government to identify who these tools are so we  
9 can be prepared to confront the tools. I believe the Court  
10 told them they don't have to tell us who the tools are until  
11 they come in the morning before or whatever.

12 But I just -- I think relevancy, basis of  
13 knowledge -- I'm sure there's 10 other objections, but I --  
14 this is -- it's just mind boggling that this person who, for  
15 the Court's understanding, until his -- I think, until his  
16 last proffer, says he knows nothing about nothing about  
17 nothing. He wasn't here to -- he was here to be, you know,  
18 a good boy and blah, blah, blah. All of a sudden, he has  
19 all this information. I just think -- my objections are  
20 relevancy and basis of knowledge. I'm sure that  
21 Mr. Pattis -- here we come -- will fill in very well and  
22 Mr. Smith and everybody else.

23 THE COURT: All right. Mr. Pattis?

24 MR. PATTIS: It -- my -- as I recall the  
25 question --

1 THE COURT REPORTER: (Indicating.)

2 THE COURT: Mr. Pattis, I'm so sorry. The court  
3 reporter just --

4 MR. PATTIS: I'm sorry.

5 THE COURT: -- indicated to me he couldn't hear  
6 you.

7 MR. PATTIS: I -- my -- it was off. I guess all  
8 this talk about wives, mine turned me off.

9 But if I understand the last question, it was,  
10 Based on your experience with the Proud Boys on  
11 December 11th and December 12th, had something changed in  
12 their attitude about the use of force by January 6th or did  
13 you have an understanding about their willingness to use  
14 force by January 6th? And my -- I join Ms. Hernandez's  
15 remarks insofar as this is a critical issue in the case. I  
16 note a continuing objection that Biggs has raised.  
17 Notwithstanding the fact that the Proud Boys aren't on  
18 trial; notwithstanding the fact that we -- and, as we do  
19 concede, that admissions of leadership are admissible  
20 against one another in a conspiracy, this satisfies no  
21 adequate evidentiary foundation, is entirely speculative,  
22 and we're now transforming the present-sense impression and  
23 an understanding developed from observations into making him  
24 a sub rosa expert not just on the intentions of the group,  
25 which would be damaging in and of itself in this case, but

1 on the intentions of individuals he's never spoken to. So  
2 the question would be altogether different, it seems to me,  
3 and I would humbly re- -- suggest, had he developed an  
4 impression of Pezzola's attitude, had he developed  
5 Pezzola -- an impression of Biggs's attitude based on  
6 percipient observations, but he's got none. And so the  
7 predicate to the question here is, Based on what you've  
8 heard, did leadership -- which is presumably these guys,  
9 although there's no nexus in this testimony -- have a change  
10 in their attitude toward use of force? I don't believe  
11 that's appropriate under any evidentiary theory, even the  
12 tools theory.

13 THE COURT: Well, what if -- again, I just -- I  
14 know this, I'm sure, won't be the evidence, but just on the  
15 question of -- on just the purely legal question, if someone  
16 told him -- and I acknowledge that this is unlikely to be  
17 the evidence -- but if someone told him, This is what Proud  
18 Boy leadership expects from -- in terms of the use of force  
19 on January 6th, you would agree he could answer that  
20 question?

21 MR. PATTIS: That would be a closer question. It  
22 would depend on who the someone was, but that would be a  
23 closer question, but it's not this question, and it's so far  
24 removed from this question that it highlights the point I'm  
25 trying to make.

1 THE COURT: Well, it's the same question. It's  
2 just that the foundation for the question is different;  
3 right? I mean, I -- my point is --

4 MR. PATTIS: Possibly, but the foundation is what  
5 matters here, and --

6 THE COURT: Well, okay. I'm not disputing that on  
7 some level.

8 MR. PATTIS: And so I think that, you know -- and,  
9 again, I'm not calling the balls and strikes. You are. I  
10 respect that. I've watched you carefully. I can see you  
11 struggling with this. But the foundations are murky in this  
12 case, and we've permitted this trial to evolve in a -- to a  
13 point where we've got basically lay witnesses, on the basis  
14 of limited observations, reaching conclusions about  
15 leadership that may or may not include our people but will  
16 suggest to the person -- the jury that it is our people  
17 because our people are the leadership, and the danger for  
18 prejudice at that point and misleading the jury, it -- from  
19 my perspective, sir, is overwhelming.

20 THE COURT: And you don't think the fact that you  
21 would have an opportunity to cross-examine the witness and  
22 say, Well, who -- number one, who do you -- when you say  
23 leadership, who do you mean by leadership? Is it any -- is  
24 it my client? Is it not my client? And, oh, by the way,  
25 how do -- why did you come to that expectation?



1 MR. PATTIS: But why should we --

2 THE COURT: And if it turns out it's a flimsy,  
3 right -- if it's a -- if it turns out, well, he really  
4 doesn't, you know -- there isn't a basis for that, that you  
5 can fillet him with that.

6 MR. PATTIS: Well, you know, filleting is a fun  
7 sport and I enjoy cross-examination as much as the next guy,  
8 but I don't think that I should be inquired [sic] to cut to  
9 the bone unless there's any meat that is admissible in this  
10 courtroom. And cross-examination is a remedy and a right to  
11 confront is a Sixth Amendment right that we have to confront  
12 admissible evidence. I simply don't think that there is a  
13 foundation that renders this anything other than  
14 speculative.

15 THE COURT: All right. Let me hear from any other  
16 defendant.

17 Mr. Smith, we'll start with you.

18 MR. SMITH: Thank you, Your Honor.

19 So sometimes when we, the defense in this trial,  
20 makes objections on relevance or 403 grounds, the response  
21 we've been debating on is whether, again, we could use  
22 cross-examination to point out a flaw in the Government's  
23 case, but there's a -- like Mr. Pattis said, there's a  
24 gatekeeping function before that -- a gating question before  
25 that and it couldn't be otherwise. If the response was, You

1 could elicit from cross-examination that this testimony is  
2 irrelevant, is inflammatory, is character evidence, then  
3 there would be no purpose for the Federal Rules of Evidence.

4 And so, Judge, I think there's -- just three more  
5 sentences on this issue of leadership. Leadership either  
6 means a specific group of people or it means nothing, Your  
7 Honor. If it means a -- if it means nothing, there's no  
8 foundation, as Mr. Pattis indicated. If it means a specific  
9 group of people, then the prosecutor should indicate which  
10 group of people he's referring to to establish a foundation  
11 for the witness's testimony. If we don't identify a  
12 specific group of people, we can't even engage in the  
13 foundation inquiry to determine whether he has personal  
14 knowledge of this issue.

15 Thank you, Your Honor.

16 THE COURT: All right. Any other defense lawyer  
17 want to be heard on this?

18 MS. HERNANDEZ: Your Honor --

19 THE COURT: Ms. Hernandez, I already -- I think I  
20 already heard from you; right?

21 MR. HASSAN: Judge, Hassan on behalf of Tarrío,  
22 Judge.

23 The one thing I want to add, Judge, is most of the  
24 testimony coming out from this individual, Judge, we've  
25 heard these questions over and over being derived through

1 Mr. Greene, Judge: What do you perceive? What do you  
2 believe? What do you understand? Judge, now we're asking a  
3 legal foundation -- basically, a legal conclusion question  
4 as far as the leadership and as far as their perception,  
5 Judge.

6 THE COURT: I mean, it --

7 MR. HASSAN: And --

8 THE COURT: Okay. I take your point. I mean,  
9 but -- I take your point. I understand your argument. I  
10 don't know that it carries the day under the federal rules,  
11 but I take your argument.

12 MR. HASSAN: Judge, just calling -- I mean, if you  
13 add -- if you -- if we've been listening to the testimony  
14 correctly, over and over, he's basically stating, I  
15 understood what would -- this was going on as that. I  
16 perceived this to be this. I believed this to be that. But  
17 as far as firsthand knowledge or being told or being  
18 directed or anything whatsoever --

19 THE COURT: Well --

20 MR. HASSAN: -- any firsthand knowledge, he has  
21 none.

22 THE COURT: I don't think the -- let me put it  
23 this way. On many things he was being asked about that drew  
24 an objection, they were things like, Well, did you think  
25 that Mr. Pezzola really meant -- let's just take that as an

1 example. It's perfectly appropriate for -- someone who had  
2 a lot of contact with another person can say, Well, look,  
3 based on all sorts of things, yeah, I think the person -- I  
4 understand that there's an objection to, you know --  
5 conceptually to saying what someone else believed, but  
6 someone you were in close contact with, who you observed,  
7 who you had discussions about the topic with, it's perfectly  
8 within that person's ability to say, Oh, yeah, I really  
9 think -- I didn't think they were faking it. I thought they  
10 really believed it based on all these conversations, the  
11 activities, the things I observed, all the rest. Just using  
12 that as an example. So you know, the line you're trying to  
13 draw is -- I understand your argument -- this falls on the  
14 other side of the line. My only point is, conceptually, if  
15 there's nothing special about someone happening to be able  
16 to -- being able to say, Based on my observations and our  
17 discussions, here's what I thought -- I thought that other  
18 person was sincere in this belief, or not sincere or  
19 whatever.

20 MS. HERNANDEZ: Your Honor, to follow up with what  
21 Mr. Hassan has said is this gentleman was allowed, over  
22 objection, over and over again to testify to things that we  
23 don't know where they're coming from. He talked about  
24 Hudson Valley North and CNY's coordination. The guy's been  
25 there for two weeks and we don't know where this is coming

1 from. Over and -- so that's why I'm going to foundation.  
2 Over and over again, he was asked very -- as Mr. Hassan  
3 said, these perception questions, and they're -- rather  
4 than, What did you hear, what did you observe, and all -- so  
5 there's a serious --

6 THE COURT: All right.

7 MS. HERNANDEZ: -- lack of foundation, and then we  
8 get to the --

9 THE COURT: Okay.

10 MS. HERNANDEZ: -- big bang question --

11 THE COURT: All right.

12 MS. HERNANDEZ: -- and --

13 THE COURT: All right.

14 MS. HERNANDEZ: -- I -- it's just --

15 THE COURT: Let me let Mr. Kenerson respond.

16 MR. KENERSON: Thank you, Your Honor.

17 So Mr. Greene's testimony about December 12th --  
18 December 11th and December 12th was that there was a large  
19 group of Proud Boys, numbering in the thousands, marching  
20 around Washington, D.C., trying to, essentially, egg on  
21 Antifa into a fight. Leadership did not discourage this at  
22 all based on his observation. I think he would also  
23 testify -- I don't recall whether he testified to this yet,  
24 but I think he would, if asked to explain the answer that  
25 I'm about to -- or the question that I posed to him that --

1 I'm sorry, I just lost my train of thought there -- that --  
2 I am so sorry.

3 THE COURT: You -- it's all right. You said, I  
4 don't recall whether he testified to this yet, but I think  
5 he would, if asked to explain the answer --

6 MR. KENERSON: Yeah, the idea --

7 THE COURT: I don't know if that jogs your --

8 MR. KENERSON: -- that was pretty emphatically  
9 drilled into him by people he understood to be senior  
10 members of the Proud Boys; that, We -- I think this  
11 actually -- he did testify to this -- we don't start shit;  
12 we finish it. And in terms of --

13 THE COURT: Right. There's no suggestion -- just  
14 to be very clear, none of those -- none of that was  
15 regarding these defendants.

16 MR. KENERSON: Not specifically from these  
17 defendants, no.

18 THE COURT: Right.

19 MR. KENERSON: But I think what he would testify  
20 to is -- well, what he did testify to is the hierarchical  
21 nature. I think he would also testify that on at least one  
22 occasion, this egging on was happening and Tarrío was there  
23 and wasn't discouraging it. I don't think I asked him that  
24 question yet, but I think if asked that question he would  
25 answer it like that.

1           And in addition, I would note that Mr. Pezzola  
2           was, in Mr. Greene's mind, also a conduit to leadership. He  
3           was in the Ministry of Self-Defense. Mr. Greene knew that  
4           he had contact with leadership. And, obviously, we know on  
5           the back end that Mr. Pezzola had leadership both through  
6           the Ministry -- or had contact both through being in the  
7           Ministry of Self-Defense and through actually going to  
8           Mr. Bertino with these people. So I think that the jury can  
9           draw the inference that whatever Mr. -- whatever  
10          understanding Mr. Greene had from conversations with people  
11          that included Pezzola, that that includes whoever Pezzola  
12          was talking to up through leadership in terms of the Proud  
13          Boys' expectation. Again, the defense can attack that on  
14          cross. I think the Court was -- is right, I mean, on --  
15          that there's no question that there's some fertile ground  
16          for the defense to cross-examine on, but I don't think that  
17          as a matter of strictly 401 and 403, Mr. Greene's  
18          impressions based on his personal experiences are  
19          inadmissible. The -- and I think it also goes towards, I  
20          think, going back to the Court's reference to the tools, and  
21          I think we would take that a step further. I know the Court  
22          was using that generally to mean people who were not these  
23          defendants. I think we would allege that Mr. Greene was, at  
24          the very least, a day-of co-conspirator. I mean, he's pled  
25          guilty to conspiracy. And so what he took from the actions

1 of -- both from seeing Mr. Tarrío not discourage what was  
2 going on -- what he, as a new recruit to the Proud Boys,  
3 took from that and how that affected his state of mind is  
4 relevant here. I mean, there's room for cross-examination  
5 on it, certainly, but I don't think it's a relevance or a  
6 403 question.

7 MR. PATTIS: Judge, may I be heard? I mean, I  
8 don't know if Mr. Kenerson has paused. Just -- I --

9 THE COURT: I want Mr. Kenerson to complete --

10 MR. PATTIS: I'm sorry. I didn't know if he was  
11 done.

12 THE COURT: I understood.

13 MR. PATTIS: I apologize to everyone.

14 THE COURT: I don't think he is.

15 MR. KENERSON: The other thing I would note in  
16 addition to Mr. Pezzola and MOSD is that Mr. Greene was, in  
17 fact, included in Boots on Ground. He -- that was  
18 created -- he didn't necessarily know that -- but created by  
19 Jeremy Bertino, one of the leaders. Mr. Pezzola put him in  
20 there. All of that, I think, informs Mr. Greene's judgment.

21 So I'm happy to answer any other questions the  
22 Court may have and I'm open to, you know, if the problem --  
23 if there is a problem in the Court's mind with how that  
24 specific question was crafted, I'm open to different ways to  
25 word it, but I do think that, at its core, that question was



1 a fair thing to get at.

2 THE COURT: He is -- and what -- so I -- what do  
3 you expect his answer will be to that question? I guess --

4 MR. KENERSON: Essentially, that there -- it was  
5 never explicit, but he had a general sense that if there is  
6 violence that breaks out, you're not to back down.

7 THE COURT: Okay. Mr. Pattis, let me hear from  
8 you, sir.

9 MR. PATTIS: I believe -- and I say this with  
10 respect for Mr. Kenerson. I think he confounds the  
11 witness's experience and what informs it in his state of  
12 mind with argument, and the Government can't transform him  
13 into an argumentative tool, no pun intended with the use of  
14 the term "tool" there. There has to be some basis in his  
15 knowledge that is relevant and is a -- and based on his  
16 experience to these defendants. He's got none. And what  
17 Mr. Kenerson offered you is a bunch of reasons that he may  
18 argue that it might just be possible that whatever was in  
19 our client's mind trickled down, but if he doesn't know that  
20 and, you know -- then there -- then he's got no foundation.  
21 None.

22 THE COURT: How do you weigh the fact that he pled  
23 guilty to conspiracy and to --

24 MR. PATTIS: You know --

25 THE COURT: -- conspiracy with --

1 MR. PATTIS: -- we'll address that on  
2 cross-examination --

3 THE COURT: I know --

4 MR. PATTIS: -- and I'd like --

5 THE COURT: Well --

6 MR. PATTIS: -- I'd like to know from him how --

7 THE COURT: But that's --

8 MR. PATTIS: -- and why --

9 THE COURT: But that's --

10 MR. PATTIS: -- he did --

11 THE COURT: But that's, sort of, part of my point.

12 He pled guilty to conspiring with some of these defendants.

13 MR. PATTIS: If you look at --

14 THE COURT: Now, again --

15 MR. PATTIS: -- his plea --

16 THE COURT: -- you want to --

17 MR. PATTIS: -- agreement, Judge -- I mean,  
18 you'll -- you accepted it, and you accepted it with the  
19 factual foundation. So I guess I should ask you. How do  
20 you square it based on the factual foundation that you had  
21 before him?

22 THE COURT: Well --

23 MR. PATTIS: His belief that there was a  
24 conspiracy? It's --

25 THE COURT: But that --

1 MR. PATTIS: -- the same infirmity that affects  
2 his testimony here. We're not here to test people's  
3 subjective beliefs. We're here to hold the Government to  
4 its burden of proof. This man was permitted to enter into a  
5 conspiracy that we take the position doesn't exist and  
6 nothing in his plea colloquy or in the agreement suggests to  
7 the contrary.

8 THE COURT: So there's nothing -- as --

9 MR. PATTIS: It's almost like a constructive  
10 Alford plea.

11 THE COURT: There's -- so a conspiracy can't be  
12 implicit or implied?

13 MR. PATTIS: It can be, but it's got to be based  
14 on an admissible evidentiary foundation. It can't be  
15 speculative.

16 THE COURT: All right.

17 MS. HERNANDEZ: And the D.C. --

18 THE COURT: I --

19 MS. HERNANDEZ: -- Circuit -- D.C. Circuit law  
20 does not permit Mr. Greene's plea to a conspiracy to be used  
21 against the defendants in this case. It cannot be used.  
22 The fact that he pled guilty to a conspiracy cannot be  
23 introduced as evidence against these defendants. And I  
24 can cite the case to the Court's -- I don't have the case at  
25 my fingertips --

1 THE COURT: Okay.

2 MS. HERNANDEZ: -- but that's D.C. Circuit --

3 THE COURT: I --

4 MS. HERNANDEZ: -- case law.

5 THE COURT: Fair enough. I -- whatever the case  
6 says, it says.

7 But I guess my point is I'm not sure  
8 Mr. Pattis's -- I'm not sure the point you've made -- I  
9 mean, you turned immediately to cross. So I --

10 MR. PATTIS: I beg your pardon, sir? I didn't --

11 THE COURT: You -- when I raised this, you  
12 immediately said, Yes, we're going to cross him on this. So  
13 I -- all right.

14 I've heard you all. I'll take this up over the  
15 lunch hour. And we'll come back at -- it's 12:35. Let's  
16 come back at 1:45. Let's give an extra 10 minutes for  
17 lunch.

18 THE DEPUTY CLERK: All rise. This Honorable Court  
19 stands in recess until the return of Court at 1:45.

20 (Luncheon recess taken at 12:35 p.m.)

21 \* \* \* \* \*

22 CERTIFICATE OF OFFICIAL COURT REPORTER

23 I, TIMOTHY R. MILLER, RPR, CRR, NJ-CCR, do hereby certify  
24 that the above and foregoing constitutes a true and accurate  
25 transcript of my stenographic notes and is a full, true and

1 complete transcript of the proceedings to the best of my  
2 ability, dated this 24th day of January 2023.

3 /s/Timothy R. Miller, RPR, CRR, NJ-CCR  
4 Official Court Reporter  
5 United States Courthouse  
6 Room 6722  
7 333 Constitution Avenue, NW  
8 Washington, DC 20001  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25

/	15 [3] - 5400:6, 5420:11, 5420:20	203 [1] - 5284:25 20530 [1] - 5284:15 20777 [1] - 5285:3 209 [1] - 5285:6 20th [1] - 5284:17 21-175 [2] - 5287:2, 5359:7 24 [1] - 5284:6 240 [1] - 5285:3 24th [1] - 5440:2 25 [1] - 5295:21 252-7233 [1] - 5284:15 253-0514 [1] - 5285:14	5299:18 420A [1] - 5396:16 420C [1] - 5396:16 429-6520 [1] - 5284:22 429A [1] - 5396:16 429AX [1] - 5396:16 430B [1] - 5396:16 442A [1] - 5400:15 444A [1] - 5396:16 444AX [2] - 5396:17, 5400:8 450 [1] - 5400:11 452 [2] - 5396:17, 5400:5 464 [2] - 5396:17, 5396:21 472 [1] - 5396:17 472-3391 [1] - 5285:3 475 [1] - 5396:17 49 [1] - 5285:9 4r [1] - 5284:18 4th [1] - 5284:14	5414:16, 5416:7, 5418:2, 5424:2, 5425:12, 5425:14, 5426:19
/s/Timothy [1] - 5440:3	153 [1] - 5285:5 16 [2] - 5292:15, 5292:25 18-hour [1] - 5329:10 19 [2] - 5292:15, 5292:25 1:21-cr-00175-TJK-1 [1] - 5284:2 1:21-cr-00175-TJK-2 [1] - 5284:3 1:21-cr-00175-TJK-3 [1] - 5284:3 1:21-cr-00175-TJK-5 [1] - 5284:4 1:21-cr-00175-TJK-6 [1] - 5284:4 1:45 [2] - 5439:16, 5439:19 1st [1] - 5284:24	3 [3] - 5287:4, 5287:10, 5287:14 3-ZACHARY [1] - 5284:5 302s [1] - 5321:1 305 [2] - 5285:7, 5285:10 33012 [1] - 5285:9 33014 [1] - 5285:6 333 [2] - 5285:16, 5440:5 354-3111 [1] - 5285:17 383 [1] - 5284:24 393-3017 [1] - 5284:25	5 5 [3] - 5287:5, 5287:11, 5287:15 5-ENRIQUE [1] - 5284:6 50 [1] - 5350:24 555 [1] - 5284:14 5th [6] - 5414:18, 5415:10, 5416:10, 5416:24, 5417:16, 5417:20	7
0	2	4	6	7 [2] - 5284:17, 5329:10 7166 [1] - 5285:2
06511 [1] - 5284:25	2 [3] - 5287:4, 5287:9, 5287:14 2-JOSEPH [1] - 5284:5 20 [4] - 5284:8, 5341:13, 5342:2, 5342:14 20-something- second [1] - 5297:19 20001 [2] - 5285:17, 5440:5 20005 [1] - 5284:21 2008 [1] - 5324:19 2010 [1] - 5325:5 2011 [1] - 5325:5 2014 [1] - 5326:3 2016 [4] - 5324:19, 5325:12, 5326:4, 5332:7 2017 [1] - 5327:6 202 [3] - 5284:15, 5284:22, 5285:17 2020 [18] - 5329:4, 5330:12, 5330:13, 5332:2, 5332:3, 5333:2, 5333:11, 5345:1, 5345:12, 5346:3, 5346:6, 5347:4, 5348:20, 5351:2, 5367:16, 5374:7, 5375:14, 5376:7 2021 [3] - 5318:11, 5329:4, 5331:18 2023 [2] - 5284:6, 5440:2	3	8	822-2901 [1] - 5285:10
1	2 [3] - 5287:4, 5287:9, 5287:14 2-JOSEPH [1] - 5284:5 20 [4] - 5284:8, 5341:13, 5342:2, 5342:14 20-something- second [1] - 5297:19 20001 [2] - 5285:17, 5440:5 20005 [1] - 5284:21 2008 [1] - 5324:19 2010 [1] - 5325:5 2011 [1] - 5325:5 2014 [1] - 5326:3 2016 [4] - 5324:19, 5325:12, 5326:4, 5332:7 2017 [1] - 5327:6 202 [3] - 5284:15, 5284:22, 5285:17 2020 [18] - 5329:4, 5330:12, 5330:13, 5332:2, 5332:3, 5333:2, 5333:11, 5345:1, 5345:12, 5346:3, 5346:6, 5347:4, 5348:20, 5351:2, 5367:16, 5374:7, 5375:14, 5376:7 2021 [3] - 5318:11, 5329:4, 5331:18 2023 [2] - 5284:6, 5440:2	4	9	901 [1] - 5310:21 902-3869 [1] - 5284:19 917 [1] - 5284:19 99 [1] - 5285:12 9:00 [1] - 5284:6
1 [4] - 5287:3, 5287:9, 5287:13, 5291:24 1-ETHAN [1] - 5284:4 10 [6] - 5350:24, 5357:14, 5358:20, 5359:4, 5424:13, 5439:16 10-minute [3] - 5358:19, 5358:25, 5359:2 100 [1] - 5350:24 10003 [1] - 5284:18 10016 [1] - 5285:13 1014 [1] - 5285:9 1104 [3] - 5397:19, 5399:14, 5403:20 1105 [2] - 5397:19, 5403:23 1106 [4] - 5397:19, 5403:25, 5406:5, 5412:25 1107 [5] - 5397:19, 5399:14, 5403:25, 5406:5, 5413:7 11th [12] - 5370:21, 5371:8, 5374:9, 5376:14, 5377:10, 5379:24, 5381:16, 5381:24, 5418:24, 5419:7, 5425:11, 5432:18 12:12 [1] - 5420:10 12:15 [1] - 5420:10 12:35 [2] - 5439:15, 5439:20 12th [22] - 5352:7, 5363:23, 5367:1, 5374:10, 5376:20, 5376:23, 5377:12, 5377:18, 5379:24, 5381:14, 5382:9, 5382:12, 5387:1, 5387:5, 5387:15, 5391:24, 5414:3, 5418:24, 5419:8, 5425:11, 5432:17, 5432:18 13th [1] - 5387:6 1420 [1] - 5284:21	2	3	5	A
1 [4] - 5287:3, 5287:9, 5287:13, 5291:24 1-ETHAN [1] - 5284:4 10 [6] - 5350:24, 5357:14, 5358:20, 5359:4, 5424:13, 5439:16 10-minute [3] - 5358:19, 5358:25, 5359:2 100 [1] - 5350:24 10003 [1] - 5284:18 10016 [1] - 5285:13 1014 [1] - 5285:9 1104 [3] - 5397:19, 5399:14, 5403:20 1105 [2] - 5397:19, 5403:23 1106 [4] - 5397:19, 5403:25, 5406:5, 5412:25 1107 [5] - 5397:19, 5399:14, 5403:25, 5406:5, 5413:7 11th [12] - 5370:21, 5371:8, 5374:9, 5376:14, 5377:10, 5379:24, 5381:16, 5381:24, 5418:24, 5419:7, 5425:11, 5432:18 12:12 [1] - 5420:10 12:15 [1] - 5420:10 12:35 [2] - 5439:15, 5439:20 12th [22] - 5352:7, 5363:23, 5367:1, 5374:10, 5376:20, 5376:23, 5377:12, 5377:18, 5379:24, 5381:14, 5382:9, 5382:12, 5387:1, 5387:5, 5387:15, 5391:24, 5414:3, 5418:24, 5419:8, 5425:11, 5432:17, 5432:18 13th [1] - 5387:6 1420 [1] - 5284:21	2	4	6	A.J [1] - 5392:23 a.m [1] - 5284:6 Aaron [1] - 5344:6 ability [4] - 5358:8, 5377:3, 5431:8, 5440:2 able [26] - 5288:17, 5288:20, 5297:5, 5300:21, 5301:17, 5303:8, 5303:13, 5304:5, 5306:23, 5308:23, 5312:1, 5312:3, 5312:4, 5313:20, 5314:15, 5315:15, 5316:24, 5317:1, 5322:12, 5328:25, 5365:13, 5379:2, 5382:9, 5398:13, 5431:15, 5431:16 abouts [2] - 5327:5, 5331:21 absent [1] - 5391:24 absolutely [1] - 5358:15 abuse [2] - 5316:4, 5371:18 acceding [1] - 5288:15 accepted [2] - 5437:18 access [2] - 5318:13, 5318:15 acclaim [1] - 5385:7 accomplish [1] - 5371:21

<b>according</b> [1] - 5364:23	5342:19, 5361:20, 5393:4, 5398:25, 5408:12	<b>anger</b> [2] - 5361:8, 5367:22	<b>appellate</b> [1] - 5316:2	<b>artist</b> [2] - 5326:14, 5326:20
<b>accosted</b> [1] - 5336:16		<b>angrier</b> [1] - 5368:1	<b>approach</b> [5] - 5392:14, 5392:15, 5395:12, 5405:19, 5405:21	<b>aside</b> [3] - 5291:15, 5361:7, 5403:17
<b>account</b> [3] - 5339:16, 5339:21, 5394:7	<b>admonished</b> [1] - 5353:25	<b>angry</b> [9] - 5344:25, 5360:25, 5361:9, 5362:12, 5367:21, 5368:12, 5384:10	<b>approached</b> [1] - 5288:10	<b>asserted</b> [1] - 5401:16
<b>accurate</b> [8] - 5305:15, 5309:16, 5310:22, 5310:23, 5311:19, 5315:23, 5405:23, 5439:24	<b>adopt</b> [1] - 5335:8	<b>answer</b> [20] - 5319:15, 5322:13, 5353:14, 5353:15, 5353:16, 5356:25, 5358:10, 5373:2, 5373:4, 5376:3, 5390:17, 5409:22, 5419:6, 5421:19, 5426:19, 5432:24, 5433:5, 5433:25, 5435:21, 5436:3	<b>approaching</b> [2] - 5392:17, 5395:16	<b>assign</b> [1] - 5292:5
<b>accurately</b> [4] - 5305:2, 5396:2, 5397:1, 5401:2	<b>adopted</b> [1] - 5295:3		<b>appropriate</b> [10] - 5287:24, 5295:5, 5295:6, 5308:15, 5361:7, 5402:17, 5403:5, 5405:6, 5426:11, 5431:1	<b>Assistant</b> [1] - 5360:8
<b>acknowledge</b> [1] - 5426:16	<b>advance</b> [1] - 5398:6		<b>area</b> [2] - 5325:6, 5337:18	<b>associate</b> [1] - 5365:1
<b>act</b> [3] - 5293:14, 5294:9, 5376:25	<b>aesthetics</b> [1] - 5365:22		<b>argue</b> [15] - 5296:13, 5297:6, 5301:1, 5301:11, 5302:17, 5305:10, 5308:23, 5309:11, 5310:3, 5314:6, 5315:2, 5315:15, 5317:4, 5402:1, 5436:18	<b>associated</b> [10] - 5352:10, 5352:11, 5353:19, 5355:12, 5356:7, 5363:12, 5364:17, 5367:2, 5367:3, 5388:5
<b>acting</b> [1] - 5377:6	<b>affected</b> [1] - 5435:3	<b>answered</b> [1] - 5369:25	<b>argued</b> [2] - 5291:14, 5402:16	<b>associates</b> [1] - 5363:13
<b>actions</b> [2] - 5356:4, 5434:25	<b>affecting</b> [1] - 5329:12	<b>answers</b> [1] - 5371:2	<b>arguing</b> [2] - 5313:13, 5315:2	<b>association</b> [2] - 5334:7, 5355:8
<b>activ</b> [1] - 5354:24	<b>affects</b> [1] - 5438:1	<b>antagonistic</b> [5] - 5370:24, 5371:9, 5371:10, 5381:19, 5388:16	<b>argument</b> [16] - 5308:10, 5308:11, 5309:4, 5310:11, 5310:14, 5310:16, 5311:7, 5311:25, 5314:5, 5314:10, 5362:13, 5404:6, 5430:9, 5430:11, 5431:13, 5436:12	<b>assume</b> [1] - 5386:19
<b>activities</b> [3] - 5354:25, 5355:14, 5431:11	<b>affiliated</b> [1] - 5326:25	<b>anticipate</b> [2] - 5353:16, 5358:12	<b>argumentative</b> [1] - 5436:13	<b>assure</b> [1] - 5333:17
<b>acts</b> [2] - 5293:12, 5293:13	<b>Afghanistan</b> [3] - 5325:3, 5325:4, 5325:7	<b>Antifa</b> [26] - 5333:21, 5335:18, 5351:7, 5371:12, 5371:24, 5372:7, 5372:11, 5372:12, 5372:15, 5373:15, 5373:18, 5374:10, 5374:14, 5374:17, 5374:21, 5374:22, 5374:25, 5375:6, 5375:24, 5376:12, 5381:2, 5382:5, 5383:2, 5384:24, 5385:3, 5432:21	<b>arguments</b> [3] - 5305:8, 5305:22, 5316:19	<b>attaching</b> [1] - 5364:20
<b>actual</b> [1] - 5299:19	<b>aftermath</b> [2] - 5382:17, 5382:20	<b>Antifa's</b> [2] - 5375:15, 5376:9	<b>arms</b> [1] - 5378:11	<b>attack</b> [2] - 5335:18, 5434:13
<b>add</b> [3] - 5360:2, 5429:23, 5430:13	<b>afterwards</b> [1] - 5332:8	<b>anytime</b> [1] - 5291:5	<b>Army</b> [5] - 5324:16, 5324:21, 5325:9, 5325:24, 5385:22	<b>attacking</b> [1] - 5333:21
<b>added</b> [4] - 5305:3, 5397:3, 5397:5, 5397:7	<b>Agent</b> [1] - 5392:17	<b>apart</b> [2] - 5376:15, 5403:3	<b>arrest</b> [3] - 5409:17, 5409:23, 5410:3	<b>attempted</b> [2] - 5354:13, 5356:13
<b>addition</b> [2] - 5434:1, 5435:16	<b>ago</b> [3] - 5313:4, 5313:22, 5403:15	<b>apologies</b> [1] - 5326:18	<b>arrested</b> [1] - 5408:23	<b>attention</b> [10] - 5312:13, 5330:13, 5387:14, 5387:16, 5387:17, 5387:19, 5387:22, 5404:3, 5412:16, 5412:17
<b>additional</b> [2] - 5310:24, 5347:20	<b>agree</b> [4] - 5289:21, 5399:6, 5402:5, 5426:19	<b>apologize</b> [2] - 5401:11, 5435:13	<b>arrive</b> [1] - 5348:23	<b>attire</b> [1] - 5350:11
<b>additions</b> [1] - 5403:19	<b>agreed</b> [1] - 5401:13	<b>app</b> [1] - 5339:7	<b>arrived</b> [2] - 5349:22, 5350:17	<b>attitude</b> [5] - 5381:19, 5425:12, 5426:4, 5426:5, 5426:10
<b>address</b> [6] - 5293:1, 5320:5, 5324:8, 5337:23, 5422:18, 5437:1	<b>agreement</b> [2] - 5437:17, 5438:6	<b>appeal</b> [3] - 5332:11, 5336:23, 5345:19	<b>arriving</b> [1] - 5412:5	<b>Attorney</b> [2] - 5360:8
<b>addresses</b> [1] - 5292:16	<b>ahead</b> [7] - 5288:15, 5340:3, 5360:4, 5386:8, 5396:11, 5414:16, 5414:17	<b>appear</b> [5] - 5305:16, 5308:7, 5341:3, 5361:12, 5397:6	<b>art</b> [1] - 5326:16	<b>ATTORNEY'S</b> [1] - 5284:14
<b>adequate</b> [3] - 5306:15, 5308:1, 5425:21	<b>aided</b> [1] - 5285:19	<b>appearance</b> [1] - 5312:17	<b>article</b> [1] - 5365:15	<b>audio</b> [10] - 5321:1, 5397:17, 5401:21, 5402:9, 5408:13, 5409:9, 5410:5, 5413:2, 5413:8, 5414:12
<b>admissible</b> [7] - 5398:8, 5398:14, 5404:21, 5425:19, 5428:9, 5428:12, 5438:14	<b>air</b> [2] - 5357:10, 5420:9	<b>APPEARANCES</b> [2] - 5284:11, 5285:1	<b>articulate</b> [1] - 5389:17	<b>AUSA</b> [1] - 5362:20
<b>admission</b> [6] - 5291:4, 5291:5, 5296:10, 5393:2, 5397:25, 5404:23	<b>airbase</b> [1] - 5325:8		<b>articulated</b> [2] - 5357:17, 5363:11	<b>authenticate</b> [9] - 5296:2, 5304:25, 5305:14, 5306:7, 5306:18, 5307:4, 5311:3, 5311:5, 5317:1
<b>admissions</b> [1] - 5425:19	<b>al</b> [1] - 5359:8			<b>authenticated</b> [1] - 5314:16
<b>admit</b> [1] - 5308:25	<b>Alford</b> [1] - 5438:10			<b>authenticating</b> [1] - 5399:3
<b>admitted</b> [5] -	<b>allege</b> [2] - 5355:13, 5434:23			<b>authentication</b> [1] - 5310:21
	<b>alleging</b> [1] - 5356:6			
	<b>allow</b> [2] - 5322:24, 5363:18			
	<b>allowed</b> [3] - 5323:6, 5423:14, 5431:21			
	<b>almost</b> [6] - 5336:18, 5374:13, 5377:6, 5392:4, 5394:2, 5438:9			
	<b>altogether</b> [1] - 5426:2			
	<b>amateur</b> [1] - 5416:21			
	<b>Amendment</b> [1] - 5428:11			
	<b>AMERICA</b> [1] - 5284:2			
	<b>America</b> [2] - 5287:3, 5359:8			
	<b>amicus</b> [1] - 5368:22			
	<b>amount</b> [1] - 5404:13			

<p><b>authenticity</b> [2] - 5398:5, 5398:16</p> <p><b>authored</b> [1] - 5296:12</p> <p><b>authority</b> [4] - 5305:6, 5386:14, 5402:18, 5405:6</p> <p><b>available</b> [4] - 5290:24, 5318:9, 5322:10, 5415:23</p> <p><b>Avenue</b> [3] - 5285:12, 5285:16, 5440:5</p> <p><b>avoid</b> [1] - 5388:6</p> <p><b>aware</b> [10] - 5289:14, 5345:2, 5355:2, 5368:14, 5368:20, 5382:12, 5401:21, 5408:22, 5409:14, 5410:23</p> <p><b>awfully</b> [1] - 5313:16</p>	<p>5427:13, 5428:4, 5436:14</p> <p><b>Beard</b> [6] - 5343:25, 5382:13, 5383:1, 5391:4, 5391:12, 5393:13</p> <p><b>became</b> [2] - 5341:17, 5383:11</p> <p><b>become</b> [3] - 5342:2, 5347:16, 5383:12</p> <p><b>befitting</b> [2] - 5361:18, 5361:20</p> <p><b>BEFORE</b> [1] - 5284:9</p> <p><b>beg</b> [1] - 5439:10</p> <p><b>beginning</b> [1] - 5364:5</p> <p><b>begs</b> [1] - 5306:21</p> <p><b>behalf</b> [2] - 5365:25, 5429:21</p> <p><b>behind</b> [2] - 5299:18, 5400:17</p> <p><b>behooves</b> [1] - 5288:6</p> <p><b>belief</b> [4] - 5374:22, 5384:21, 5431:18, 5437:23</p> <p><b>beliefs</b> [2] - 5390:14, 5438:3</p> <p><b>believes</b> [2] - 5290:24, 5424:6</p> <p><b>bench</b> [7] - 5336:6, 5358:17, 5405:10, 5406:15, 5412:9, 5412:24, 5420:16</p> <p><b>Bench</b> [6] - 5333:8, 5353:2, 5398:11, 5405:15, 5412:11, 5419:12</p> <p><b>benefit</b> [4] - 5306:3, 5318:22, 5320:20, 5396:12</p> <p><b>Bertino</b> [2] - 5434:8, 5435:19</p> <p><b>beside</b> [1] - 5364:15</p> <p><b>best</b> [6] - 5326:23, 5352:3, 5372:20, 5373:7, 5390:17, 5440:1</p> <p><b>bet</b> [1] - 5290:19</p> <p><b>better</b> [1] - 5292:3</p> <p><b>between</b> [9] - 5292:8, 5326:16, 5380:1, 5391:23, 5406:10, 5410:18, 5410:21, 5414:3, 5416:9</p> <p><b>beyond</b> [2] - 5355:6, 5405:17</p> <p><b>bicycles</b> [1] - 5372:5</p> <p><b>Biden</b> [1] - 5330:20</p> <p><b>big</b> [4] - 5345:16, 5420:7, 5423:4, 5432:10</p>	<p><b>biggest</b> [1] - 5319:21</p> <p><b>Biggs</b> [12] - 5287:4, 5287:14, 5304:19, 5306:1, 5312:7, 5312:15, 5312:19, 5312:25, 5343:14, 5356:3, 5365:7, 5425:16</p> <p><b>BIGGS</b> [1] - 5284:5</p> <p><b>Biggs's</b> [1] - 5426:5</p> <p><b>bit</b> [10] - 5289:12, 5369:21, 5370:22, 5376:24, 5382:16, 5387:21, 5394:21, 5411:13, 5411:14, 5420:20</p> <p><b>black</b> [11] - 5350:10, 5350:11, 5350:16, 5372:20, 5372:21, 5373:6, 5373:8, 5373:9, 5392:6, 5400:5, 5400:7</p> <p><b>Blackbeard</b> [1] - 5344:4</p> <p><b>blah</b> [9] - 5309:11, 5309:12, 5309:16, 5424:18</p> <p><b>blame</b> [1] - 5334:24</p> <p><b>block</b> [2] - 5372:21, 5373:7</p> <p><b>Bloody</b> [1] - 5344:6</p> <p><b>Blow</b> [1] - 5315:13</p> <p><b>blown</b> [5] - 5346:13, 5404:8, 5412:16, 5414:10, 5414:11</p> <p><b>blurry</b> [1] - 5299:23</p> <p><b>boggling</b> [1] - 5424:14</p> <p><b>bolstering</b> [1] - 5307:13</p> <p><b>bone</b> [1] - 5428:9</p> <p><b>Bones</b> [1] - 5343:3</p> <p><b>booked</b> [1] - 5406:24</p> <p><b>Boots</b> [4] - 5415:14, 5415:25, 5424:1, 5435:17</p> <p><b>bottles</b> [1] - 5381:8</p> <p><b>bottom</b> [1] - 5314:17</p> <p><b>bounds</b> [1] - 5333:15</p> <p><b>bowl</b> [2] - 5392:5</p> <p><b>bowling</b> [1] - 5329:20</p> <p><b>box</b> [2] - 5323:15, 5366:15</p> <p><b>boy</b> [1] - 5424:18</p> <p><b>Boy</b> [16] - 5337:12, 5337:14, 5337:15, 5345:16, 5347:11, 5365:2, 5382:13, 5386:18, 5388:5, 5392:7, 5393:11, 5393:22, 5394:18,</p>	<p>5414:25, 5423:20, 5426:18</p> <p><b>Boys</b> [99] - 5331:7, 5331:19, 5331:22, 5332:6, 5332:10, 5332:11, 5333:20, 5334:4, 5334:6, 5334:13, 5335:3, 5335:17, 5336:19, 5337:10, 5338:16, 5338:18, 5340:20, 5341:15, 5342:4, 5342:16, 5342:19, 5342:23, 5343:6, 5343:11, 5344:9, 5345:19, 5346:2, 5346:13, 5346:23, 5347:10, 5347:17, 5349:7, 5350:9, 5351:19, 5352:10, 5352:11, 5352:14, 5353:9, 5353:19, 5355:7, 5355:9, 5355:12, 5356:1, 5356:8, 5357:21, 5357:25, 5358:6, 5363:13, 5364:11, 5364:15, 5367:2, 5367:3, 5367:6, 5368:4, 5368:8, 5369:12, 5369:19, 5370:4, 5372:6, 5374:12, 5374:20, 5375:5, 5376:7, 5377:14, 5381:1, 5382:6, 5383:8, 5383:13, 5384:22, 5385:11, 5385:17, 5387:10, 5388:18, 5391:7, 5393:15, 5407:8, 5407:22, 5407:23, 5414:25, 5415:11, 5415:22, 5416:6, 5417:7, 5418:8, 5418:14, 5418:16, 5418:17, 5418:24, 5418:25, 5419:16, 5423:13, 5423:16, 5423:18, 5425:10, 5425:17, 5432:19, 5433:10, 5435:2</p> <p><b>Boys'</b> [3] - 5374:7, 5382:2, 5434:13</p> <p><b>break</b> [9] - 5357:9, 5357:14, 5357:15, 5358:14, 5358:19, 5366:21, 5420:19</p> <p><b>breaks</b> [1] - 5436:6</p> <p><b>bricks</b> [1] - 5381:9</p>	<p><b>Brief</b> [6] - 5298:4, 5323:13, 5359:5, 5366:6, 5366:9, 5366:11</p> <p><b>brief</b> [3] - 5368:23, 5398:19, 5408:10</p> <p><b>briefly</b> [3] - 5315:25, 5359:10, 5360:6</p> <p><b>bring</b> [7] - 5297:18, 5299:9, 5315:17, 5317:24, 5323:11, 5365:24, 5366:7</p> <p><b>broadly</b> [1] - 5333:14</p> <p><b>built</b> [1] - 5378:18</p> <p><b>bunch</b> [6] - 5327:11, 5336:16, 5340:19, 5344:17, 5377:5, 5436:17</p> <p><b>burden</b> [1] - 5438:4</p> <p><b>burger</b> [1] - 5320:1</p> <p><b>business</b> [5] - 5288:25, 5327:3, 5327:7, 5327:9, 5329:6</p> <p><b>busy</b> [2] - 5414:2</p> <p><b>butting</b> [1] - 5386:10</p> <p><b>BY</b> [41] - 5323:25, 5328:16, 5329:25, 5336:8, 5340:2, 5344:15, 5348:18, 5349:20, 5351:14, 5352:4, 5366:20, 5370:8, 5371:5, 5373:12, 5374:19, 5375:11, 5376:2, 5379:9, 5381:11, 5383:17, 5384:5, 5384:16, 5389:12, 5389:23, 5390:7, 5390:18, 5392:16, 5393:5, 5395:15, 5396:13, 5396:23, 5406:18, 5408:14, 5409:10, 5409:25, 5413:4, 5413:9, 5413:24, 5415:4, 5416:8, 5417:11</p>
<b>B</b>				
<p><b>B.A</b> [1] - 5284:12</p> <p><b>backed</b> [3] - 5375:1, 5375:6, 5376:12</p> <p><b>background</b> [6] - 5363:16, 5363:21, 5364:6, 5391:5, 5393:13, 5394:3</p> <p><b>backwards</b> [1] - 5400:13</p> <p><b>badges</b> [1] - 5385:23</p> <p><b>balls</b> [1] - 5427:9</p> <p><b>bang</b> [1] - 5432:10</p> <p><b>bar</b> [2] - 5349:4, 5349:5</p> <p><b>base</b> [1] - 5419:7</p> <p><b>based</b> [28] - 5290:6, 5296:4, 5304:22, 5318:5, 5318:17, 5318:22, 5353:4, 5361:13, 5362:25, 5373:19, 5374:9, 5375:12, 5376:6, 5390:8, 5390:22, 5418:23, 5419:19, 5419:24, 5422:5, 5423:22, 5426:5, 5431:3, 5431:10, 5432:22, 5434:18, 5436:15, 5437:20, 5438:13</p> <p><b>Based</b> [3] - 5425:10, 5426:7, 5431:16</p> <p><b>basic</b> [1] - 5422:4</p> <p><b>basis</b> [12] - 5311:3, 5357:16, 5365:14, 5419:21, 5420:3, 5423:22, 5424:5, 5424:12, 5424:20,</p>				
<b>C</b>				
<p><b>California</b> [6] - 5325:22, 5326:11, 5326:12, 5326:25, 5327:20, 5329:17</p> <p><b>calm</b> [2] - 5354:3, 5354:4</p> <p><b>camera</b> [1] - 5378:5</p> <p><b>cameras</b> [7] - 5377:20, 5377:23, 5377:24, 5378:1, 5378:14,</p>				



<p>5388:6, 5388:9  <b>candidly</b> [1] - 5312:24  <b>cannot</b> [14] - 5290:2, 5298:13, 5299:9, 5303:8, 5306:7, 5310:21, 5311:14, 5311:15, 5313:24, 5315:16, 5315:18, 5438:21, 5438:22  <b>Capital</b> [1] - 5337:3  <b>Capitol</b> [4] - 5299:4, 5311:1, 5394:25, 5395:4  <b>captures</b> [1] - 5401:2  <b>car</b> [5] - 5407:14, 5407:18, 5407:19, 5408:3, 5408:5  <b>care</b> [2] - 5306:1, 5306:24  <b>career</b> [3] - 5325:24, 5325:25, 5344:19  <b>carefully</b> [1] - 5427:10  <b>Carmen</b> [2] - 5285:2, 5287:11  <b>Carolinas</b> [2] - 5391:20, 5414:8  <b>carrier</b> [2] - 5380:16, 5380:23  <b>carries</b> [1] - 5430:10  <b>carrying</b> [4] - 5372:13, 5372:18, 5372:23, 5400:16  <b>cars</b> [4] - 5407:16, 5411:15, 5414:15, 5415:9  <b>case</b> [26] - 5291:21, 5294:3, 5300:9, 5305:6, 5305:25, 5306:21, 5307:11, 5312:12, 5316:4, 5335:23, 5354:23, 5364:21, 5368:25, 5401:18, 5419:14, 5420:2, 5424:4, 5425:15, 5425:25, 5427:12, 5428:23, 5438:21, 5438:24, 5439:4, 5439:5  <b>cases</b> [1] - 5334:8  <b>cat</b> [2] - 5392:4, 5392:5  <b>caveat</b> [1] - 5322:22  <b>CCR</b> [3] - 5285:15, 5439:23, 5440:3  <b>celebrating</b> [1] - 5383:7  <b>cell</b> [1] - 5377:22  <b>center</b> [1] - 5394:5  <b>central</b> [1] - 5313:1  <b>Central</b> [1] - 5337:17</p>	<p><b>certain</b> [8] - 5292:6, 5292:24, 5296:4, 5305:3, 5307:2, 5316:23, 5376:25, 5421:11  <b>certainly</b> [4] - 5315:10, 5317:20, 5399:13, 5435:5  <b>CERTIFICATE</b> [1] - 5439:22  <b>certification</b> [1] - 5416:16  <b>certify</b> [1] - 5439:23  <b>certitude</b> [1] - 5296:20  <b>challenge</b> [2] - 5303:8, 5303:9  <b>challenges</b> [4] - 5345:2, 5345:8, 5368:15, 5368:21  <b>chance</b> [1] - 5395:9  <b>change</b> [8] - 5321:4, 5339:23, 5369:14, 5385:9, 5403:24, 5409:13, 5410:3, 5426:9  <b>changed</b> [5] - 5320:25, 5321:3, 5403:24, 5409:13, 5425:11  <b>channel</b> [11] - 5340:6, 5340:24, 5341:2, 5341:12, 5342:1, 5342:3, 5393:12, 5394:11, 5394:12, 5394:15, 5394:17  <b>channels</b> [1] - 5394:13  <b>chant</b> [3] - 5351:9, 5351:16, 5352:15  <b>chants</b> [2] - 5351:4, 5351:6  <b>chaotic</b> [1] - 5312:11  <b>chapter</b> [10] - 5337:20, 5337:22, 5339:4, 5341:15, 5341:18, 5342:12, 5342:13, 5347:1, 5376:25, 5387:7  <b>chapters</b> [1] - 5337:14  <b>character</b> [1] - 5429:2  <b>characterization</b> [1] - 5335:6  <b>charge</b> [5] - 5318:18, 5320:12, 5321:5, 5321:7, 5322:3  <b>charged</b> [2] - 5319:20, 5421:9  <b>charges</b> [1] - 5421:8  <b>chat</b> [16] - 5339:7, 5340:17, 5342:18,</p>	<p>5342:25, 5343:3, 5344:22, 5345:6, 5346:18, 5367:12, 5367:16, 5389:2, 5394:20, 5415:14, 5415:16, 5415:22, 5424:1  <b>chats</b> [4] - 5342:19, 5342:23, 5344:1, 5346:15  <b>chauvinist</b> [1] - 5338:22  <b>check</b> [2] - 5414:22, 5415:5  <b>checked</b> [1] - 5415:7  <b>chest</b> [1] - 5378:11  <b>Chicago</b> [1] - 5403:22  <b>children</b> [1] - 5336:13  <b>chime</b> [1] - 5290:6  <b>choose</b> [1] - 5340:15  <b>choosing</b> [1] - 5340:10  <b>cigar</b> [1] - 5378:12  <b>circle</b> [4] - 5305:20, 5352:21, 5364:14, 5377:6  <b>circled</b> [2] - 5315:13, 5315:14  <b>circles</b> [2] - 5309:18, 5311:6  <b>circling</b> [3] - 5304:12, 5308:16, 5316:22  <b>Circuit</b> [3] - 5438:19, 5439:2  <b>circular</b> [1] - 5320:18  <b>circumstances</b> [2] - 5296:3, 5300:10  <b>cite</b> [1] - 5438:24  <b>cited</b> [1] - 5334:8  <b>citizens</b> [1] - 5333:22  <b>city</b> [3] - 5324:8, 5350:21, 5411:9  <b>civil</b> [5] - 5370:19, 5384:12, 5389:10, 5389:14, 5390:4  <b>civilian</b> [2] - 5325:25, 5326:7  <b>claim</b> [2] - 5299:2, 5310:15  <b>claims</b> [2] - 5307:12, 5423:18  <b>clarify</b> [1] - 5335:15  <b>classification</b> [2] - 5318:7, 5322:12  <b>classified</b> [9] - 5318:20, 5320:16, 5320:17, 5321:12, 5321:15, 5322:9, 5322:13, 5322:14, 5322:16</p>	<p><b>clear</b> [6] - 5299:8, 5299:14, 5304:3, 5324:3, 5404:7, 5433:14  <b>clearance</b> [1] - 5318:12  <b>clearly</b> [4] - 5291:6, 5294:14, 5305:25, 5316:3  <b>CLERK</b> [6] - 5287:2, 5323:14, 5359:3, 5359:6, 5366:14, 5439:18  <b>clicked</b> [1] - 5337:14  <b>client</b> [32] - 5294:22, 5295:1, 5296:21, 5298:24, 5299:2, 5299:3, 5299:6, 5299:8, 5299:16, 5300:18, 5300:23, 5301:12, 5301:16, 5301:17, 5302:4, 5302:12, 5302:14, 5302:18, 5303:20, 5304:4, 5308:22, 5310:2, 5313:25, 5315:5, 5315:6, 5315:9, 5315:10, 5315:12, 5315:16, 5389:6, 5427:24  <b>client's</b> [2] - 5296:15, 5436:19  <b>clients</b> [2] - 5314:9, 5419:18  <b>climate</b> [1] - 5388:19  <b>close</b> [12] - 5324:3, 5351:23, 5360:17, 5371:12, 5377:25, 5390:23, 5400:24, 5410:20, 5413:13, 5431:6  <b>closely</b> [1] - 5310:9  <b>closer</b> [8] - 5349:15, 5368:1, 5372:8, 5379:8, 5379:15, 5379:21, 5426:21, 5426:23  <b>closing</b> [1] - 5310:7  <b>clothing</b> [1] - 5365:15  <b>clubs</b> [1] - 5329:21  <b>CNY</b> [30] - 5337:15, 5337:16, 5337:20, 5337:22, 5341:15, 5341:18, 5342:12, 5342:13, 5342:20, 5346:15, 5347:1, 5349:7, 5368:3, 5376:25, 5381:20, 5387:10, 5388:18, 5391:7, 5392:6,</p>	<p>5394:20, 5407:7, 5407:22, 5407:23, 5410:12, 5410:19, 5410:21, 5411:5, 5414:24, 5418:14, 5418:16  <b>CNY's</b> [1] - 5431:24  <b>co</b> [8] - 5291:4, 5291:14, 5292:11, 5292:13, 5355:13, 5356:6, 5401:19, 5434:24  <b>co-conspirator</b> [5] - 5291:4, 5291:14, 5292:11, 5401:19, 5434:24  <b>co-conspirators</b> [3] - 5292:13, 5355:13, 5356:6  <b>collector</b> [1] - 5324:17  <b>colloquy</b> [2] - 5295:19, 5438:6  <b>color</b> [1] - 5348:9  <b>colors</b> [5] - 5350:6, 5350:8, 5377:15, 5380:20, 5392:6  <b>COLUMBIA</b> [1] - 5284:1  <b>coming</b> [15] - 5291:3, 5294:2, 5336:19, 5400:4, 5400:13, 5403:22, 5411:22, 5411:24, 5412:1, 5412:2, 5413:16, 5414:1, 5429:24, 5431:23, 5431:25  <b>command</b> [4] - 5386:3, 5403:24, 5409:14, 5410:3  <b>comments</b> [2] - 5388:22, 5388:25  <b>common</b> [4] - 5294:16, 5364:16, 5367:8, 5406:11  <b>common-law</b> [1] - 5406:11  <b>communications</b> [2] - 5321:7, 5355:2  <b>company</b> [3] - 5328:4, 5329:3, 5378:20  <b>compare</b> [2] - 5367:23, 5377:12  <b>competent</b> [3] - 5303:5, 5316:10, 5316:12  <b>complete</b> [2] - 5435:9, 5440:1  <b>completely</b> [2] - 5305:4, 5362:21  <b>computer</b> [2] -</p>
---	---	---	--	--

<p>5285:19, 5322:18  <b>computer-aided</b> [1] -  5285:19  <b>concede</b> [2] -  5398:14, 5425:19  <b>conceived</b> [1] -  5354:14  <b>concept</b> [1] - 5334:23  <b>conceptually</b> [2] -  5431:5, 5431:14  <b>concern</b> [4] - 5295:20,  5297:1, 5309:8,  5311:25  <b>concerned</b> [2] -  5298:3, 5361:5  <b>conclusion</b> [1] -  5430:3  <b>conclusions</b> [1] -  5427:14  <b>concrete</b> [1] - 5370:3  <b>conduit</b> [1] - 5434:2  <b>conference</b> [13] -  5333:8, 5336:6,  5353:2, 5358:17,  5398:11, 5405:10,  5405:15, 5406:15,  5412:9, 5412:11,  5412:24, 5419:12,  5420:16  <b>confounds</b> [1] -  5436:10  <b>confront</b> [8] -  5303:13, 5304:5,  5309:13, 5309:14,  5314:11, 5424:9,  5428:11  <b>confrontation</b> [3] -  5371:19, 5374:1,  5386:13  <b>connection</b> [4] -  5321:4, 5356:4,  5364:14, 5410:21  <b>connections</b> [1] -  5393:15  <b>Conor</b> [2] - 5284:13,  5287:8  <b>consequences</b> [1] -  5388:7  <b>conservative</b> [5] -  5328:5, 5328:6,  5328:10, 5328:24,  5333:22  <b>consider</b> [2] -  5292:12, 5357:9  <b>considered</b> [4] -  5341:14, 5374:2,  5386:21, 5422:3  <b>conspiracy</b> [11] -  5291:21, 5421:10,  5425:20, 5434:25,</p>	<p>5436:23, 5436:25,  5437:24, 5438:5,  5438:11, 5438:20,  5438:22  <b>conspirator</b> [5] -  5291:4, 5291:14,  5292:11, 5401:19,  5434:24  <b>conspirators</b> [3] -  5292:13, 5355:13,  5356:6  <b>conspiring</b> [1] -  5437:12  <b>constantly</b> [1] -  5329:17  <b>constitutes</b> [1] -  5439:24  <b>Constitution</b> [2] -  5285:16, 5440:5  <b>constructive</b> [1] -  5438:9  <b>contact</b> [11] - 5343:11,  5343:14, 5343:16,  5343:18, 5343:20,  5383:8, 5415:11,  5431:2, 5431:6,  5434:4, 5434:6  <b>contain</b> [1] - 5396:14  <b>contained</b> [1] - 5402:8  <b>contains</b> [1] - 5322:11  <b>context</b> [7] - 5305:21,  5316:3, 5351:9,  5351:15, 5352:14,  5400:2, 5408:20  <b>continue</b> [3] -  5336:10, 5390:24,  5391:1  <b>CONTINUED</b> [1] -  5285:1  <b>continuing</b> [2] -  5375:23, 5425:16  <b>contours</b> [1] - 5322:8  <b>contracts</b> [1] -  5328:25  <b>contrary</b> [2] - 5307:21,  5438:7  <b>control</b> [1] - 5385:24  <b>controlling</b> [1] -  5354:7  <b>controversial</b> [3] -  5313:18, 5363:25,  5364:3  <b>conventional</b> [1] -  5305:4  <b>conversation</b> [4] -  5374:25, 5375:4,  5391:11, 5423:25  <b>conversations</b> [23] -  5340:21, 5344:21,  5344:24, 5367:18,</p>	<p>5367:20, 5369:8,  5369:14, 5370:4,  5370:18, 5373:20,  5374:12, 5376:11,  5382:1, 5382:3,  5390:2, 5390:9,  5406:10, 5406:12,  5414:1, 5414:14,  5423:23, 5431:10,  5434:10  <b>convinced</b> [1] -  5384:11  <b>Cooney</b> [1] - 5289:5  <b>cooperating</b> [1] -  5320:24  <b>coordination</b> [4] -  5416:2, 5416:6,  5418:13, 5431:24  <b>coordinator</b> [3] -  5341:24, 5342:11,  5342:15  <b>copy</b> [3] - 5320:17,  5321:15, 5396:5  <b>core</b> [1] - 5435:25  <b>corner</b> [1] - 5348:8  <b>correct</b> [20] - 5290:21,  5291:10, 5304:10,  5319:1, 5328:8,  5340:8, 5340:25,  5346:21, 5368:5,  5368:6, 5385:13,  5385:15, 5387:2,  5394:23, 5394:24,  5395:24, 5395:25,  5406:21, 5409:5,  5414:6  <b>correction</b> [1] - 5299:7  <b>correctly</b> [3] -  5320:15, 5413:15,  5430:14  <b>counsel</b> [12] -  5305:19, 5321:8,  5322:19, 5351:22,  5352:25, 5355:17,  5359:15, 5375:10,  5398:9, 5412:10,  5420:8, 5423:11  <b>counterpoint</b> [1] -  5310:1  <b>country</b> [2] - 5344:19,  5370:19  <b>couple</b> [4] - 5330:12,  5385:8, 5397:2,  5403:15  <b>course</b> [3] - 5294:19,  5311:8, 5312:3  <b>court</b> [42] - 5290:23,  5292:14, 5292:24,  5293:18, 5302:16,  5310:25, 5311:7,</p>	<p>5314:8, 5316:2,  5317:11, 5319:14,  5320:20, 5320:23,  5323:5, 5333:10,  5333:17, 5334:8,  5348:13, 5353:10,  5359:10, 5359:13,  5360:19, 5361:8,  5361:19, 5361:20,  5362:5, 5362:12,  5362:13, 5363:18,  5398:22, 5399:16,  5401:15, 5402:23,  5404:13, 5408:12,  5420:12, 5424:9,  5425:2, 5434:14,  5434:21, 5435:22  <b>COURT</b> [302] - 5284:1,  5287:16, 5288:12,  5288:14, 5288:21,  5288:24, 5289:2,  5289:6, 5289:18,  5290:11, 5290:16,  5290:18, 5290:21,  5291:2, 5291:10,  5292:19, 5293:4,  5293:13, 5293:21,  5293:24, 5294:1,  5294:5, 5294:7,  5294:11, 5294:14,  5294:24, 5295:2,  5295:4, 5295:8,  5295:11, 5295:15,  5296:9, 5296:24,  5297:2, 5297:7,  5297:9, 5297:13,  5297:20, 5297:23,  5297:25, 5298:6,  5298:9, 5298:12,  5298:16, 5299:25,  5300:4, 5300:16,  5300:25, 5301:4,  5301:6, 5301:8,  5301:19, 5302:7,  5302:10, 5302:13,  5302:22, 5302:24,  5303:14, 5303:21,  5303:24, 5304:1,  5304:7, 5305:12,  5306:6, 5306:8,  5306:10, 5306:12,  5306:17, 5306:19,  5307:1, 5307:10,  5307:23, 5307:25,  5308:3, 5308:12,  5308:19, 5309:3,  5309:5, 5309:25,  5310:18, 5311:21,  5314:18, 5314:24,  5315:21, 5316:13,  5316:15, 5316:17,</p>	<p>5316:19, 5317:10,  5317:13, 5317:17,  5318:25, 5319:2,  5319:6, 5319:9,  5319:16, 5321:19,  5322:4, 5322:17,  5322:20, 5323:10,  5323:16, 5328:13,  5329:23, 5332:25,  5333:13, 5333:24,  5334:9, 5334:16,  5334:18, 5334:22,  5335:4, 5335:7,  5335:11, 5335:19,  5336:3, 5340:1,  5344:13, 5348:14,  5348:16, 5349:14,  5351:13, 5351:23,  5352:1, 5352:25,  5353:5, 5353:12,  5353:21, 5354:2,  5354:5, 5354:16,  5354:18, 5354:20,  5355:3, 5355:5,  5355:19, 5355:22,  5356:16, 5356:22,  5357:5, 5357:8,  5357:12, 5358:2,  5358:5, 5358:7,  5358:18, 5358:22,  5359:18, 5359:25,  5360:3, 5360:10,  5360:21, 5361:22,  5361:25, 5362:3,  5362:4, 5362:22,  5363:7, 5363:9,  5363:19, 5363:21,  5364:2, 5364:7,  5364:10, 5364:25,  5365:9, 5365:17,  5365:23, 5366:4,  5366:16, 5369:24,  5370:1, 5371:4,  5373:4, 5374:18,  5375:3, 5375:10,  5375:19, 5375:25,  5379:6, 5381:5,  5383:16, 5383:24,  5384:15, 5389:7,  5389:17, 5389:22,  5390:6, 5390:15,  5392:15, 5393:3,  5395:14, 5396:8,  5396:11, 5396:19,  5396:22, 5398:1,  5398:9, 5398:18,  5398:24, 5399:6,  5399:18, 5399:23,  5400:19, 5400:22,  5401:4, 5401:23,  5401:25, 5402:7,</p>
---	---	--	---	--

5402:10, 5402:13,  
5402:20, 5402:24,  
5404:9, 5404:16,  
5405:1, 5405:4,  
5405:12, 5405:16,  
5406:1, 5406:7,  
5406:12, 5406:16,  
5409:16, 5409:22,  
5412:9, 5412:12,  
5412:17, 5412:20,  
5412:22, 5413:19,  
5413:22, 5415:3,  
5416:4, 5417:1,  
5417:5, 5419:6,  
5419:11, 5420:5,  
5420:17, 5420:24,  
5421:2, 5421:14,  
5421:16, 5421:23,  
5421:25, 5422:10,  
5422:15, 5422:22,  
5423:2, 5423:6,  
5423:8, 5424:23,  
5425:1, 5425:2,  
5425:5, 5426:13,  
5427:1, 5427:6,  
5427:20, 5428:2,  
5428:15, 5429:16,  
5429:19, 5430:6,  
5430:8, 5430:19,  
5430:22, 5432:6,  
5432:9, 5432:11,  
5432:13, 5432:15,  
5433:3, 5433:7,  
5433:13, 5433:18,  
5435:9, 5435:12,  
5435:14, 5436:2,  
5436:7, 5436:22,  
5436:25, 5437:3,  
5437:5, 5437:7,  
5437:9, 5437:11,  
5437:14, 5437:16,  
5437:22, 5437:25,  
5438:8, 5438:11,  
5438:16, 5438:18,  
5439:1, 5439:3,  
5439:5, 5439:11,  
5439:22  
**Court**<sup>[10]</sup> - 5285:15,  
5285:15, 5335:2,  
5357:9, 5359:3,  
5368:22, 5368:25,  
5439:18, 5439:19,  
5440:3  
**court's**<sup>[6]</sup> - 5304:9,  
5355:14, 5424:15,  
5434:20, 5435:23,  
5438:24  
**Court's**<sup>[3]</sup> - 5293:17,  
5316:1, 5323:1  
**Courthouse**<sup>[2]</sup> -  
5285:16, 5440:4

**courtroom**<sup>[3]</sup> -  
5348:4, 5361:11,  
5428:10  
**covered**<sup>[3]</sup> - 5372:21,  
5373:8  
**cows**<sup>[1]</sup> - 5308:23  
**CR**<sup>[1]</sup> - 5284:2  
**cracked**<sup>[1]</sup> - 5383:4  
**crafted**<sup>[1]</sup> - 5435:24  
**create**<sup>[1]</sup> - 5339:20  
**created**<sup>[2]</sup> - 5435:18  
**crime**<sup>[3]</sup> - 5293:11,  
5294:9, 5421:10  
**crimes**<sup>[1]</sup> - 5293:11  
**Criminal**<sup>[2]</sup> - 5287:2,  
5359:7  
**criteria**<sup>[1]</sup> - 5305:25  
**critical**<sup>[3]</sup> - 5306:22,  
5420:2, 5425:15  
**cross**<sup>[22]</sup> - 5288:7,  
5295:25, 5301:11,  
5313:24, 5318:5,  
5318:23, 5319:22,  
5320:4, 5321:22,  
5322:6, 5322:24,  
5427:21, 5428:7,  
5428:10, 5428:22,  
5429:1, 5434:14,  
5434:16, 5435:4,  
5437:2, 5439:9,  
5439:12  
**Cross**<sup>[1]</sup> - 5286:3  
**cross-examination**  
<sup>[12]</sup> - 5295:25,  
5318:5, 5319:22,  
5321:22, 5322:6,  
5322:24, 5428:7,  
5428:10, 5428:22,  
5429:1, 5435:4,  
5437:2  
**Cross-Examination**  
<sup>[1]</sup> - 5286:3  
**cross-examine**<sup>[3]</sup> -  
5313:24, 5427:21,  
5434:16  
**cross-examined**<sup>[1]</sup> -  
5318:23  
**crowd**<sup>[1]</sup> - 5302:12  
**CRR**<sup>[3]</sup> - 5285:15,  
5439:23, 5440:3  
**CT**<sup>[1]</sup> - 5284:25  
**cumulatively**<sup>[1]</sup> -  
5307:19  
**cut**<sup>[1]</sup> - 5428:8  
**cutting**<sup>[1]</sup> - 5313:8

## D

**D.C**<sup>[28]</sup> - 5284:5,  
5333:5, 5345:12,

5346:10, 5346:12,  
5346:20, 5346:24,  
5347:23, 5351:2,  
5352:6, 5368:3,  
5368:7, 5369:1,  
5394:22, 5395:1,  
5406:20, 5407:1,  
5407:10, 5411:15,  
5414:19, 5415:19,  
5415:20, 5416:6,  
5418:14, 5432:20,  
5438:17, 5438:19,  
5439:2  
**daily**<sup>[1]</sup> - 5365:14  
**damaging**<sup>[1]</sup> -  
5425:25  
**danger**<sup>[1]</sup> - 5427:17  
**dangers**<sup>[1]</sup> - 5381:1  
**dark**<sup>[5]</sup> - 5336:14,  
5348:24, 5348:25,  
5349:22, 5414:20  
**darn**<sup>[2]</sup> - 5314:13,  
5423:2  
**date**<sup>[3]</sup> - 5331:21,  
5399:25, 5405:24  
**dated**<sup>[3]</sup> - 5292:22,  
5295:25, 5440:2  
**DAVID**<sup>[1]</sup> - 5284:17  
**DAY**<sup>[1]</sup> - 5284:8  
**day-of**<sup>[1]</sup> - 5434:24  
**daylight**<sup>[2]</sup> - 5348:23,  
5414:19  
**days**<sup>[7]</sup> - 5329:10,  
5338:7, 5348:20,  
5348:21, 5357:2,  
5403:15  
**DC**<sup>[4]</sup> - 5284:15,  
5284:21, 5285:17,  
5440:5  
**debating**<sup>[1]</sup> - 5428:21  
**December**<sup>[49]</sup> -  
5331:23, 5331:24,  
5332:2, 5345:12,  
5346:3, 5347:4,  
5347:15, 5347:17,  
5348:19, 5352:7,  
5367:1, 5367:10,  
5367:11, 5367:18,  
5369:2, 5369:10,  
5369:11, 5370:21,  
5371:8, 5375:14,  
5376:6, 5376:14,  
5376:20, 5376:23,  
5379:24, 5382:12,  
5385:10, 5387:5,  
5387:6, 5387:15,  
5388:3, 5388:17,  
5390:22, 5390:25,  
5391:8, 5391:24,  
5410:14, 5414:3,

5417:22, 5418:16,  
5418:17, 5418:24,  
5425:11, 5432:17,  
5432:18  
**decide**<sup>[3]</sup> - 5291:25,  
5324:20, 5407:1  
**decided**<sup>[4]</sup> - 5329:1,  
5368:25, 5410:13,  
5411:3  
**deciding**<sup>[1]</sup> - 5325:21  
**decision**<sup>[5]</sup> -  
5320:11, 5320:23,  
5321:5, 5321:6,  
5321:7  
**decisions**<sup>[1]</sup> -  
5362:17  
**declared**<sup>[1]</sup> - 5369:2  
**decorum**<sup>[1]</sup> - 5361:11  
**defendant**<sup>[11]</sup> -  
5291:21, 5299:15,  
5319:13, 5321:9,  
5321:20, 5334:20,  
5354:24, 5402:23,  
5404:24, 5404:25,  
5428:16  
**Defendant**<sup>[18]</sup> -  
5287:3, 5287:4,  
5287:5, 5287:9,  
5287:10, 5287:11,  
5287:12, 5287:13,  
5287:14, 5287:15,  
5291:23, 5291:24,  
5348:13  
**defendant's**<sup>[1]</sup> -  
5321:8  
**Defendants**<sup>[3]</sup> -  
5284:7, 5284:16,  
5285:2  
**defendants**<sup>[22]</sup> -  
5291:9, 5292:8,  
5300:10, 5302:19,  
5303:12, 5304:21,  
5353:24, 5354:12,  
5356:2, 5357:18,  
5419:25, 5421:9,  
5423:12, 5423:24,  
5433:15, 5433:17,  
5434:23, 5436:16,  
5437:12, 5438:21,  
5438:23  
**defendants'**<sup>[1]</sup> -  
5423:11  
**defending**<sup>[5]</sup> -  
5332:17, 5334:12,  
5335:18, 5336:20,  
5337:1  
**defense**<sup>[16]</sup> -  
5290:25, 5313:4,  
5318:3, 5318:18,  
5319:23, 5322:19,

5323:5, 5334:15,  
5396:12, 5398:6,  
5399:10, 5403:19,  
5428:19, 5429:16,  
5434:13, 5434:16  
**Defense**<sup>[3]</sup> - 5343:1,  
5434:3, 5434:7  
**defenseless**<sup>[2]</sup> -  
5332:17, 5337:2  
**deference**<sup>[1]</sup> -  
5386:17  
**definitely**<sup>[4]</sup> -  
5340:22, 5369:14,  
5376:11, 5386:5  
**definition**<sup>[1]</sup> - 5422:4  
**definitively**<sup>[1]</sup> -  
5296:20  
**degree**<sup>[9]</sup> - 5345:24,  
5386:18, 5386:21,  
5386:24, 5387:3,  
5387:9, 5423:19,  
5423:20, 5423:22  
**degrees**<sup>[2]</sup> - 5385:20,  
5386:17  
**deliberate**<sup>[1]</sup> -  
5354:15  
**deliberately**<sup>[2]</sup> -  
5353:23, 5354:11  
**delivered**<sup>[3]</sup> -  
5391:12, 5392:25,  
5393:8  
**delivery**<sup>[1]</sup> - 5391:14  
**demeanor**<sup>[1]</sup> - 5383:6  
**demonstrative**<sup>[5]</sup> -  
5303:6, 5310:12,  
5310:24, 5311:12,  
5312:5  
**deny**<sup>[1]</sup> - 5366:4  
**department**<sup>[1]</sup> -  
5326:22  
**departments**<sup>[1]</sup> -  
5326:17  
**depict**<sup>[2]</sup> - 5396:2,  
5397:1  
**depicted**<sup>[2]</sup> -  
5304:25, 5312:11  
**depiction**<sup>[5]</sup> -  
5309:16, 5310:22,  
5310:23, 5315:23,  
5405:23  
**depicts**<sup>[1]</sup> - 5305:2  
**deployment**<sup>[2]</sup> -  
5324:24, 5325:14  
**DEPUTY**<sup>[6]</sup> - 5287:2,  
5323:14, 5359:3,  
5359:6, 5366:14,  
5439:18  
**derived**<sup>[1]</sup> - 5429:25  
**describe**<sup>[16]</sup> -  
5296:17, 5299:5,

<p>5311:11, 5334:12, 5349:21, 5350:8, 5353:10, 5367:4, 5370:24, 5373:6, 5376:22, 5378:3, 5386:6, 5388:1, 5394:1, 5400:2</p> <p><b>described</b> [15] - 5330:11, 5337:6, 5350:20, 5372:20, 5373:7, 5373:14, 5376:17, 5378:22, 5380:2, 5380:5, 5382:2, 5394:9, 5411:14, 5414:15, 5417:19</p> <p><b>describing</b> [5] - 5333:14, 5334:10, 5334:11, 5336:9, 5338:16</p> <p><b>description</b> [4] - 5330:9, 5332:21, 5384:14, 5392:2</p> <p><b>desire</b> [1] - 5324:20</p> <p><b>despite</b> [1] - 5376:17</p> <p><b>determine</b> [1] - 5429:13</p> <p><b>developed</b> [3] - 5425:23, 5426:3, 5426:4</p> <p><b>devices</b> [1] - 5318:7</p> <p><b>devolving</b> [1] - 5370:19</p> <p><b>differ</b> [1] - 5381:15</p> <p><b>difference</b> [1] - 5310:13</p> <p><b>different</b> [19] - 5289:18, 5293:9, 5297:14, 5297:23, 5304:11, 5304:16, 5305:17, 5305:18, 5310:15, 5311:14, 5316:20, 5327:11, 5334:25, 5340:20, 5383:10, 5426:2, 5427:2, 5435:24</p> <p><b>difficult</b> [2] - 5325:23, 5328:14</p> <p><b>dinner</b> [1] - 5336:14</p> <p><b>direct</b> [1] - 5296:12</p> <p><b>DIRECT</b> [1] - 5323:24</p> <p><b>directed</b> [3] - 5362:10, 5371:23, 5430:18</p> <p><b>direction</b> [2] - 5386:1, 5401:1</p> <p><b>directly</b> [1] - 5291:20</p> <p><b>disagree</b> [2] - 5310:6, 5323:7</p> <p><b>disagreed</b> [1] - 5390:16</p>	<p><b>disappointed</b> [1] - 5344:25</p> <p><b>discern</b> [2] - 5365:13, 5404:18</p> <p><b>disclosed</b> [1] - 5313:21</p> <p><b>discourage</b> [2] - 5432:21, 5435:1</p> <p><b>discouraging</b> [2] - 5382:7, 5433:23</p> <p><b>discovery</b> [3] - 5314:6, 5404:11, 5404:13</p> <p><b>discrete</b> [1] - 5354:24</p> <p><b>discretion</b> [2] - 5316:3, 5316:5</p> <p><b>discuss</b> [3] - 5294:17, 5295:16, 5312:17</p> <p><b>discussed</b> [3] - 5289:21, 5317:22, 5368:15</p> <p><b>discussion</b> [5] - 5289:12, 5293:18, 5296:9, 5369:10, 5416:9</p> <p><b>discussions</b> [11] - 5367:14, 5368:9, 5368:11, 5369:4, 5369:6, 5370:10, 5374:6, 5388:19, 5392:10, 5431:7, 5431:17</p> <p><b>disjointed</b> [1] - 5349:25</p> <p><b>dispute</b> [1] - 5357:25</p> <p><b>disputes</b> [1] - 5288:4</p> <p><b>disputing</b> [1] - 5427:6</p> <p><b>dissipate</b> [1] - 5390:24</p> <p><b>distance</b> [1] - 5382:16</p> <p><b>DISTRICT</b> [3] - 5284:1, 5284:10</p> <p><b>DLSR</b> [1] - 5378:5</p> <p><b>doc</b> [1] - 5320:14</p> <p><b>document</b> [32] - 5288:2, 5289:13, 5289:20, 5290:4, 5290:9, 5290:14, 5292:17, 5292:18, 5295:23, 5296:6, 5296:7, 5302:16, 5305:14, 5312:4, 5312:8, 5318:7, 5318:9, 5318:10, 5318:13, 5318:15, 5318:20, 5318:24, 5320:13, 5320:16, 5320:17, 5321:3, 5321:10, 5321:13, 5321:15, 5322:3,</p>	<p>5322:9, 5322:11</p> <p><b>documentation</b> [2] - 5320:11, 5321:9</p> <p><b>documents</b> [1] - 5311:4</p> <p><b>Dominic</b> [9] - 5287:5, 5393:14, 5394:5, 5397:23, 5408:9, 5408:18, 5409:12, 5413:6, 5415:17</p> <p><b>done</b> [7] - 5293:19, 5296:5, 5305:18, 5340:5, 5362:20, 5383:20, 5435:11</p> <p><b>Donohoe</b> [3] - 5400:12, 5400:13, 5400:15</p> <p><b>door</b> [1] - 5289:22</p> <p><b>down</b> [31] - 5308:9, 5336:4, 5346:10, 5351:2, 5352:6, 5354:3, 5354:8, 5355:23, 5356:18, 5356:19, 5358:23, 5358:24, 5367:11, 5368:2, 5385:7, 5386:12, 5387:20, 5391:4, 5393:18, 5394:23, 5403:21, 5414:16, 5414:24, 5415:9, 5417:19, 5418:14, 5420:25, 5421:1, 5436:6, 5436:19</p> <p><b>download</b> [2] - 5339:4, 5339:14</p> <p><b>downloaded</b> [1] - 5339:11</p> <p><b>dox</b> [2] - 5388:3, 5388:13</p> <p><b>dozen</b> [1] - 5405:21</p> <p><b>dozens</b> [1] - 5398:6</p> <p><b>drain</b> [1] - 5329:18</p> <p><b>draw</b> [2] - 5431:13, 5434:9</p> <p><b>drawn</b> [2] - 5297:5, 5419:24</p> <p><b>dressed</b> [4] - 5372:13, 5372:17, 5372:19, 5373:13</p> <p><b>drew</b> [1] - 5430:23</p> <p><b>drilled</b> [1] - 5433:9</p> <p><b>drinking</b> [2] - 5380:10, 5417:24</p> <p><b>drive</b> [8] - 5300:21, 5395:16, 5395:17, 5396:25, 5397:16, 5411:14, 5411:16, 5414:15</p> <p><b>drove</b> [3] - 5407:13,</p>	<p>5411:15, 5415:9</p> <p><b>dudes</b> [1] - 5403:22</p> <p><b>during</b> [23] - 5298:25, 5310:14, 5329:8, 5330:1, 5330:2, 5336:12, 5347:4, 5351:2, 5352:6, 5370:23, 5376:19, 5376:22, 5377:12, 5379:4, 5380:1, 5380:6, 5380:12, 5380:13, 5380:17, 5380:20, 5380:23, 5390:21, 5393:14</p>	<p><b>E</b></p> <p><b>early</b> [7] - 5327:6, 5331:25, 5332:2, 5333:3, 5418:1, 5420:11, 5420:18</p> <p><b>earplugs</b> [1] - 5348:8</p> <p><b>easiest</b> [1] - 5295:11</p> <p><b>East</b> [2] - 5284:17, 5344:7</p> <p><b>easy</b> [2] - 5307:14, 5328:11</p> <p><b>echo</b> [1] - 5405:20</p> <p><b>editorial</b> [1] - 5307:15</p> <p><b>effort</b> [1] - 5388:11</p> <p><b>efforts</b> [1] - 5390:24</p> <p><b>egg</b> [1] - 5432:20</p> <p><b>egging</b> [1] - 5433:22</p> <p><b>eight</b> [2] - 5324:16, 5324:18</p> <p><b>either</b> [10] - 5317:4, 5330:5, 5334:24, 5345:23, 5349:11, 5349:18, 5390:24, 5391:19, 5393:12, 5429:5</p> <p><b>elder</b> [1] - 5343:8</p> <p><b>elders</b> [2] - 5343:5, 5417:7</p> <p><b>election</b> [19] - 5330:13, 5330:15, 5330:20, 5332:8, 5333:2, 5344:21, 5344:22, 5345:3, 5346:6, 5346:7, 5367:16, 5368:18, 5369:13, 5374:8, 5374:11, 5374:23, 5382:3, 5384:10</p> <p><b>electronic</b> [1] - 5318:6</p> <p><b>element</b> [4] - 5419:14, 5421:8, 5424:3, 5424:4</p> <p><b>elements</b> [2] - 5421:11, 5422:21</p>	<p><b>elicit</b> [8] - 5290:11, 5300:6, 5356:13, 5358:11, 5360:16, 5363:17, 5363:24, 5429:1</p> <p><b>elicited</b> [4] - 5295:25, 5356:25, 5360:9, 5362:14</p> <p><b>eliciting</b> [1] - 5359:12</p> <p><b>email</b> [7] - 5287:18, 5297:11, 5321:18, 5337:23, 5338:1, 5338:10, 5339:17</p> <p><b>emotion</b> [2] - 5361:8, 5361:16</p> <p><b>emotional</b> [1] - 5361:12</p> <p><b>emphatically</b> [1] - 5433:8</p> <p><b>end</b> [5] - 5287:22, 5307:19, 5313:12, 5380:7, 5434:5</p> <p><b>ended</b> [1] - 5417:21</p> <p><b>ending</b> [1] - 5330:11</p> <p><b>endorsed</b> [2] - 5345:17, 5345:18</p> <p><b>engage</b> [2] - 5381:15, 5429:12</p> <p><b>engaged</b> [1] - 5324:15</p> <p><b>engineering</b> [2] - 5326:16, 5326:22</p> <p><b>enjoy</b> [1] - 5428:7</p> <p><b>Enrique</b> [7] - 5287:5, 5343:20, 5379:20, 5394:6, 5394:13, 5408:23, 5409:24</p> <p><b>ensure</b> [1] - 5361:19</p> <p><b>entail</b> [1] - 5341:20</p> <p><b>enter</b> [1] - 5438:4</p> <p><b>entered</b> [1] - 5421:10</p> <p><b>entire</b> [2] - 5304:12, 5316:22</p> <p><b>entirely</b> [2] - 5305:18, 5425:21</p> <p><b>entitled</b> [2] - 5297:5, 5305:24</p> <p><b>Erik</b> [5] - 5284:12, 5287:8, 5335:14, 5360:7, 5362:20</p> <p><b>especially</b> [1] - 5384:2</p> <p><b>Esq</b> [12] - 5284:12, 5284:12, 5284:13, 5284:13, 5284:16, 5284:20, 5284:23, 5285:2, 5285:4, 5285:8, 5285:11, 5285:11</p> <p><b>essentially</b> [10] - 5292:17, 5333:20, 5333:21, 5338:10,</p>
---	---	--	---	---	---



5350:13, 5370:6, 5373:22, 5403:21, 5432:20, 5436:4 <b>establish</b> [1] - 5429:10 <b>establishing</b> [1] - 5356:7 <b>establishment</b> [2] - 5375:16, 5376:10 <b>estimate</b> [1] - 5331:21 <b>et</b> [1] - 5359:8 <b>Ethan</b> [3] - 5287:3, 5343:16, 5359:8 <b>evening</b> [2] - 5350:16, 5404:15 <b>event</b> [3] - 5346:2, 5385:11, 5385:16 <b>events</b> [5] - 5312:10, 5331:17, 5376:19, 5396:3, 5397:1 <b>eventually</b> [5] - 5315:2, 5325:9, 5327:3, 5371:14, 5392:25 <b>evidence</b> [51] - 5287:21, 5289:13, 5290:14, 5291:12, 5291:20, 5291:24, 5292:1, 5292:2, 5292:4, 5292:6, 5292:10, 5293:2, 5293:6, 5293:7, 5294:15, 5296:12, 5299:2, 5301:14, 5305:10, 5306:14, 5308:11, 5308:25, 5309:9, 5309:10, 5310:4, 5310:13, 5310:17, 5310:20, 5311:5, 5311:15, 5313:12, 5314:4, 5314:7, 5314:16, 5315:11, 5316:10, 5316:11, 5316:23, 5334:7, 5354:14, 5358:9, 5361:19, 5363:17, 5393:7, 5426:14, 5426:17, 5428:12, 5429:2, 5438:23 <b>Evidence</b> [2] - 5305:6, 5429:3 <b>evidentiary</b> [5] - 5296:10, 5296:17, 5425:21, 5426:11, 5438:14 <b>evolve</b> [1] - 5427:12 <b>exact</b> [11] - 5302:20, 5313:5, 5324:7, 5337:11, 5338:9,	5338:20, 5341:24, 5356:12, 5356:24, 5385:1, 5389:8 <b>exactly</b> [6] - 5304:10, 5305:2, 5398:15, 5402:11, 5409:1, 5410:21 <b>EXAMINATION</b> [1] - 5323:24 <b>Examination</b> [1] - 5286:3 <b>examination</b> [13] - 5295:17, 5295:25, 5318:5, 5319:22, 5321:22, 5322:6, 5322:24, 5428:7, 5428:10, 5428:22, 5429:1, 5435:4, 5437:2 <b>examine</b> [3] - 5313:24, 5427:21, 5434:16 <b>examined</b> [1] - 5318:23 <b>example</b> [5] - 5293:6, 5341:6, 5357:19, 5431:1, 5431:12 <b>examples</b> [2] - 5372:18, 5393:21 <b>except</b> [3] - 5305:2, 5321:17, 5419:18 <b>exception</b> [5] - 5291:16, 5291:18, 5396:2, 5397:2, 5401:17 <b>exchange</b> [1] - 5356:24 <b>excluded</b> [1] - 5333:11 <b>excuse</b> [3] - 5374:25, 5384:24, 5403:21 <b>exhibit</b> [14] - 5296:6, 5297:10, 5299:19, 5301:11, 5301:22, 5301:25, 5303:2, 5303:3, 5311:10, 5313:16, 5398:13, 5401:14, 5403:20 <b>Exhibit-1104</b> [2] - 5403:17, 5408:11 <b>Exhibit-1105</b> [2] - 5409:8, 5409:11 <b>Exhibit-1106</b> [1] - 5412:8 <b>Exhibit-23</b> [1] - 5295:21 <b>Exhibit-25</b> [1] - 5287:25 <b>Exhibit-400J</b> [1] - 5396:15 <b>Exhibit-72</b> [3] -	5392:14, 5392:18, 5393:2 <b>exhibits</b> [15] - 5313:3, 5313:7, 5395:23, 5396:1, 5397:5, 5397:25, 5398:7, 5398:20, 5398:25, 5399:13, 5399:14, 5401:12, 5403:15, 5403:18, 5405:22 <b>exist</b> [2] - 5289:2, 5438:5 <b>existed</b> [3] - 5313:5, 5342:20, 5388:19 <b>expect</b> [7] - 5305:1, 5312:12, 5335:15, 5335:16, 5353:14, 5355:14, 5436:3 <b>expectation</b> [7] - 5298:10, 5303:11, 5422:6, 5422:8, 5422:15, 5427:25, 5434:13 <b>expected</b> [3] - 5297:21, 5418:25, 5422:11 <b>expecting</b> [1] - 5390:3 <b>expects</b> [2] - 5421:19, 5426:18 <b>experience</b> [5] - 5311:13, 5351:2, 5425:10, 5436:11, 5436:16 <b>experienced</b> [4] - 5299:5, 5302:2, 5303:6, 5311:11 <b>experiences</b> [2] - 5418:23, 5434:18 <b>expert</b> [1] - 5425:24 <b>explain</b> [6] - 5319:24, 5335:20, 5360:13, 5389:20, 5432:24, 5433:5 <b>explained</b> [1] - 5303:18 <b>explanation</b> [4] - 5299:12, 5306:4, 5321:13, 5369:21 <b>explicit</b> [1] - 5436:5 <b>expound</b> [1] - 5423:14 <b>express</b> [1] - 5414:13 <b>extend</b> [1] - 5405:20 <b>extent</b> [6] - 5287:23, 5317:3, 5323:6, 5403:4, 5406:2, 5406:8 <b>extra</b> [1] - 5439:16 <b>extremely</b> [1] - 5356:8 <b>eye</b> [1] - 5365:12 <b>eyewitness</b> [1] -	5312:22 <b>F</b> <b>face</b> [6] - 5331:13, 5371:13, 5371:23, 5372:21 <b>faces</b> [1] - 5373:8 <b>fact</b> [15] - 5291:17, 5292:14, 5294:18, 5318:22, 5332:14, 5345:18, 5353:17, 5375:6, 5404:2, 5425:17, 5425:18, 5427:20, 5435:17, 5436:22, 5438:22 <b>factors</b> [1] - 5296:4 <b>factual</b> [2] - 5437:19, 5437:20 <b>factually</b> [1] - 5357:20 <b>fair</b> [17] - 5293:24, 5294:1, 5305:14, 5319:6, 5321:21, 5322:23, 5335:7, 5335:11, 5335:19, 5358:15, 5361:22, 5362:22, 5363:14, 5365:4, 5405:23, 5436:1, 5439:5 <b>fairly</b> [7] - 5292:23, 5299:14, 5305:2, 5320:3, 5396:2, 5397:1, 5401:2 <b>faking</b> [1] - 5431:9 <b>fall</b> [1] - 5329:4 <b>falls</b> [1] - 5431:13 <b>false</b> [1] - 5362:21 <b>falsely</b> [1] - 5289:15 <b>familiar</b> [1] - 5343:5 <b>family</b> [1] - 5328:2 <b>far</b> [9] - 5297:21, 5305:13, 5322:25, 5343:22, 5408:6, 5426:23, 5430:4, 5430:17 <b>fast</b> [1] - 5312:11 <b>fast-moving</b> [1] - 5312:11 <b>favor</b> [1] - 5345:9 <b>FBI</b> [3] - 5318:7, 5318:8, 5322:12 <b>featuring</b> [1] - 5397:10 <b>federal</b> [4] - 5361:8, 5361:18, 5361:20, 5430:10 <b>Federal</b> [1] - 5429:3 <b>Federalist</b> [1] - 5340:16 <b>feelings</b> [1] - 5360:18 <b>felt</b> [4] - 5337:4,	5344:18, 5371:9, 5371:10 <b>fence</b> [7] - 5308:9, 5312:14, 5312:15, 5312:23, 5400:6, 5400:7 <b>fences</b> [1] - 5395:3 <b>fertile</b> [1] - 5434:15 <b>few</b> [3] - 5298:17, 5329:4, 5420:18 <b>fight</b> [2] - 5389:14, 5432:21 <b>fighters</b> [1] - 5403:22 <b>fighting</b> [5] - 5332:9, 5334:21, 5334:23, 5335:15, 5389:10 <b>fighths</b> [3] - 5334:14, 5334:17, 5382:5 <b>figure</b> [7] - 5300:20, 5307:8, 5310:8, 5313:17, 5326:22, 5363:20 <b>file</b> [1] - 5402:21 <b>filed</b> [1] - 5317:21 <b>files</b> [5] - 5397:17, 5397:20, 5401:22, 5402:9, 5402:12 <b>fill</b> [1] - 5424:21 <b>fillet</b> [1] - 5428:5 <b>filleting</b> [1] - 5428:6 <b>film</b> [2] - 5327:8, 5327:10 <b>films</b> [1] - 5327:24 <b>fine</b> [7] - 5289:23, 5302:2, 5302:4, 5309:7, 5311:14, 5314:21, 5315:17 <b>finger</b> [2] - 5352:21, 5364:14 <b>fingers</b> [2] - 5352:21, 5364:15 <b>fingertips</b> [1] - 5438:25 <b>finish</b> [4] - 5360:4, 5373:23, 5423:9, 5433:12 <b>finished</b> [1] - 5340:16 <b>fireworks</b> [1] - 5394:3 <b>first</b> [31] - 5287:25, 5289:8, 5293:19, 5298:7, 5298:14, 5314:19, 5329:4, 5332:5, 5333:4, 5345:24, 5347:6, 5348:22, 5357:10, 5372:18, 5383:9, 5383:10, 5385:11, 5386:21, 5386:24, 5387:3, 5387:9, 5389:24, 5399:15,
--	---	--	---	--

5401:10, 5403:14,  
5404:15, 5410:17,  
5421:6, 5422:7,  
5423:19  
**first-degree** [1] -  
5423:19  
**firsthand** [3] -  
5304:23, 5430:17,  
5430:20  
**fit** [2] - 5337:1, 5422:3  
**fits** [1] - 5422:20  
**fitting** [1] - 5374:11  
**five** [5] - 5350:24,  
5407:11, 5407:14,  
5407:23, 5414:24  
**FL** [2] - 5285:6, 5285:9  
**flat** [1] - 5390:25  
**flattered** [1] - 5362:7  
**flaw** [1] - 5428:22  
**fledged** [5] - 5346:15,  
5347:16, 5349:7,  
5386:20, 5387:8  
**flimsy** [1] - 5428:2  
**Floor** [2] - 5284:24,  
5285:13  
**Florida** [2] - 5391:20,  
5414:8  
**focus** [2] - 5294:1,  
5317:3  
**follow** [1] - 5431:20  
**followed** [1] - 5307:21  
**following** [1] -  
5295:19  
**food** [2] - 5392:5  
**foot** [5] - 5374:13,  
5374:14, 5374:21,  
5374:23  
**FOR** [2] - 5284:1,  
5323:23  
**force** [8] - 5336:20,  
5419:1, 5419:14,  
5424:4, 5425:12,  
5425:14, 5426:10,  
5426:18  
**fore** [1] - 5352:20  
**foregoing** [1] -  
5439:24  
**forgive** [1] - 5351:21  
**form** [2] - 5313:6,  
5389:21  
**forth** [2] - 5318:8,  
5355:1  
**forward** [3] - 5317:5,  
5363:10, 5411:4  
**foundation** [17] -  
5306:15, 5308:2,  
5375:8, 5425:21,  
5427:2, 5427:4,  
5428:13, 5429:8,  
5429:10, 5429:13,

5430:3, 5432:1,  
5432:7, 5436:20,  
5437:19, 5437:20,  
5438:14  
**foundations** [1] -  
5427:11  
**four** [4] - 5397:17,  
5400:1, 5414:24,  
5417:23  
**fourth** [1] - 5423:21  
**frame** [3] - 5345:1,  
5367:10, 5400:1  
**framed** [1] - 5422:13  
**frames** [1] - 5414:4  
**framework** [2] -  
5296:18, 5422:20  
**frankly** [2] - 5305:7,  
5318:3  
**free** [2] - 5300:5,  
5301:12  
**freely** [1] - 5344:18  
**freestanding** [1] -  
5292:10  
**French** [2] - 5373:24,  
5403:21  
**friendly** [1] - 5349:18  
**friends** [1] - 5329:20  
**frivolous** [3] - 5311:7,  
5311:25, 5314:9  
**front** [10] - 5305:19,  
5309:1, 5356:21,  
5370:13, 5370:14,  
5370:16, 5370:17,  
5379:1, 5379:11,  
5394:5  
**frozen** [1] - 5381:8  
**frustrated** [3] -  
5367:21, 5368:12,  
5369:8  
**frustrating** [1] -  
5328:15  
**frustration** [1] -  
5367:23  
**Fuck** [1] - 5351:7  
**fuck** [1] - 5351:8  
**fucking** [2] - 5403:22,  
5404:8  
**full** [19] - 5325:15,  
5341:14, 5341:17,  
5342:4, 5342:16,  
5342:20, 5346:13,  
5346:15, 5347:16,  
5349:7, 5368:3,  
5386:20, 5387:8,  
5404:8, 5412:16,  
5414:10, 5414:11,  
5423:21, 5439:25  
**full-blown** [5] -  
5346:13, 5404:8,  
5412:16, 5414:10,

5414:11  
**full-fledged** [5] -  
5346:15, 5347:16,  
5349:7, 5386:20,  
5387:8  
**full-time** [1] - 5325:15  
**fulsome** [1] - 5312:22  
**fun** [1] - 5428:6  
**function** [1] - 5428:24  
**functionally** [1] -  
5316:20  
**fuzzy** [1] - 5314:13

## G

**G-R-E-E-N-E** [1] -  
5324:6  
**gained** [1] - 5318:23  
**gaining** [1] - 5393:15  
**gaiter** [1] - 5298:25  
**game** [6] - 5325:20,  
5326:13, 5326:21,  
5358:16, 5363:14,  
5365:4  
**games** [3] - 5326:8,  
5327:19, 5330:5  
**gatekeeping** [1] -  
5428:24  
**gating** [1] - 5428:24  
**gear** [1] - 5417:22  
**general** [6] - 5334:4,  
5338:13, 5344:24,  
5400:1, 5416:16,  
5436:5  
**generally** [10] -  
5330:4, 5330:8,  
5351:10, 5376:15,  
5376:22, 5383:9,  
5394:17, 5401:2,  
5401:6, 5434:22  
**gentleman** [3] -  
5355:7, 5419:15,  
5431:21  
**gentleman's** [1] -  
5421:11  
**gentlemen** [5] -  
5310:9, 5323:17,  
5358:18, 5366:17,  
5420:17  
**gesture** [8] - 5352:19,  
5352:22, 5353:19,  
5353:24, 5356:4,  
5356:7, 5364:13,  
5367:7  
**gestures** [1] - 5355:1  
**Giglio** [6] - 5319:7,  
5319:8, 5320:7,  
5320:9, 5323:4,  
5323:7  
**given** [8] - 5290:7,

5306:3, 5317:13,  
5319:17, 5324:22,  
5338:10, 5338:12,  
5353:10  
**global** [1] - 5337:12  
**goad** [4] - 5371:14,  
5371:15, 5371:17,  
5382:5  
**GOAD** [1] - 5371:15  
**goad** [3] - 5373:18,  
5374:2, 5376:17  
**goals** [1] - 5373:17  
**God** [1] - 5307:17  
**gold** [4] - 5350:10,  
5350:11, 5350:16,  
5392:6  
**good-looking** [1] -  
5362:8  
**goods** [1] - 5321:24  
**gosh** [1] - 5423:2  
**government** [51] -  
5287:7, 5288:6,  
5295:12, 5297:5,  
5297:14, 5297:17,  
5300:6, 5304:8,  
5305:23, 5306:3,  
5306:23, 5308:4,  
5308:25, 5311:1,  
5311:2, 5312:1,  
5312:21, 5313:20,  
5316:8, 5316:10,  
5318:2, 5318:17,  
5320:21, 5322:7,  
5322:14, 5323:3,  
5323:22, 5334:6,  
5334:15, 5353:23,  
5354:11, 5356:11,  
5356:25, 5357:3,  
5359:12, 5360:19,  
5362:12, 5362:16,  
5363:17, 5363:24,  
5364:12, 5364:13,  
5366:7, 5396:5,  
5401:12, 5402:11,  
5403:1, 5421:4,  
5421:9, 5424:8,  
5436:12  
**Government** [8] -  
5288:10, 5307:18,  
5315:11, 5360:9,  
5362:17, 5364:18,  
5404:11, 5438:3  
**GOVERNMENT** [1] -  
5323:23  
**government's** [6] -  
5287:25, 5312:18,  
5323:3, 5323:18,  
5357:1, 5428:22  
**Government's** [6] -  
5295:10, 5295:21,

5296:13, 5298:11,  
5313:15, 5392:18  
**governs** [2] - 5296:17,  
5296:18  
**Greene** [33] - 5318:10,  
5318:18, 5323:22,  
5324:6, 5324:7,  
5331:6, 5332:5,  
5336:9, 5345:11,  
5351:24, 5366:10,  
5366:21, 5371:6,  
5375:12, 5384:17,  
5389:24, 5392:17,  
5395:16, 5396:14,  
5400:7, 5400:9,  
5400:11, 5400:12,  
5400:17, 5406:19,  
5418:23, 5420:25,  
5422:3, 5430:1,  
5434:3, 5434:10,  
5434:23, 5435:16  
**GREENE** [2] - 5286:3,  
5323:23  
**Greene's** [8] - 5318:6,  
5399:2, 5404:1,  
5432:17, 5434:2,  
5434:17, 5435:20,  
5438:20  
**Ground** [4] - 5415:14,  
5415:25, 5424:1,  
5435:17  
**ground** [3] - 5386:3,  
5424:2, 5434:15  
**grounds** [7] - 5334:5,  
5354:22, 5395:4,  
5401:19, 5402:22,  
5406:6, 5428:20  
**group** [51] - 5331:7,  
5337:15, 5338:17,  
5342:25, 5343:3,  
5344:22, 5347:12,  
5347:14, 5350:15,  
5350:22, 5351:3,  
5351:15, 5370:23,  
5371:7, 5371:21,  
5371:23, 5371:25,  
5372:5, 5372:6,  
5372:10, 5372:11,  
5373:18, 5373:20,  
5374:6, 5374:10,  
5375:13, 5376:7,  
5377:3, 5378:6,  
5379:11, 5384:9,  
5384:14, 5384:22,  
5387:19, 5388:5,  
5388:16, 5389:2,  
5394:16, 5415:6,  
5415:8, 5416:2,  
5416:6, 5417:18,  
5418:13, 5425:24,

<p>5429:6, 5429:9, 5429:10, 5429:12, 5432:19 <b>groups</b> [3] - 5343:22, 5376:13, 5376:15 <b>Guard</b> [7] - 5324:16, 5324:21, 5325:9, 5325:14, 5325:21, 5326:8, 5327:1 <b>guess</b> [19] - 5300:16, 5311:22, 5322:5, 5322:7, 5336:16, 5336:18, 5337:12, 5338:19, 5339:7, 5349:7, 5350:20, 5359:1, 5372:15, 5413:25, 5422:1, 5425:7, 5436:3, 5437:19, 5439:7 <b>guiding</b> [2] - 5372:4, 5372:5 <b>guilt</b> [1] - 5334:7 <b>guilty</b> [6] - 5316:11, 5320:24, 5434:25, 5436:23, 5437:12, 5438:22 <b>guy</b> [3] - 5306:2, 5383:4, 5428:7 <b>guys</b> [1] - 5426:8</p>	<p>5387:22, 5396:7, 5396:9, 5398:21, 5399:4, 5403:13, 5404:5, 5435:21 <b>harassed</b> [1] - 5332:16 <b>harassing</b> [1] - 5336:21 <b>hard</b> [3] - 5307:6, 5328:11, 5329:16 <b>Harris</b> [2] - 5359:1, 5365:24 <b>Harry's</b> [7] - 5349:4, 5349:5, 5349:8, 5349:10, 5349:22, 5350:2 <b>Hassan</b> [6] - 5285:4, 5287:11, 5365:25, 5429:21, 5431:21, 5432:2 <b>HASSAN</b> [8] - 5285:5, 5365:25, 5409:18, 5417:3, 5429:21, 5430:7, 5430:12, 5430:20 <b>hat</b> [1] - 5372:21 <b>hats</b> [2] - 5299:22, 5373:9 <b>Haven</b> [1] - 5284:25 <b>head</b> [5] - 5356:3, 5373:8, 5375:6, 5383:4, 5423:8 <b>headed</b> [1] - 5335:9 <b>heading</b> [1] - 5384:11 <b>heads</b> [3] - 5375:9, 5386:10, 5399:10 <b>heads-up</b> [1] - 5399:10 <b>health</b> [1] - 5329:12 <b>hear</b> [40] - 5291:11, 5303:14, 5304:7, 5319:10, 5319:13, 5320:5, 5320:15, 5332:5, 5338:4, 5338:6, 5351:3, 5351:6, 5355:17, 5355:21, 5355:25, 5356:17, 5356:21, 5361:3, 5361:6, 5361:23, 5364:3, 5368:22, 5373:1, 5373:2, 5399:19, 5399:20, 5403:10, 5410:6, 5420:6, 5420:8, 5420:12, 5421:2, 5421:3, 5421:4, 5423:3, 5425:5, 5428:15, 5432:4, 5436:7 <b>heard</b> [21] - 5290:8,</p>	<p>5290:19, 5291:11, 5319:13, 5327:15, 5335:2, 5338:9, 5339:3, 5375:12, 5376:6, 5380:25, 5381:2, 5381:4, 5381:7, 5419:10, 5426:8, 5429:17, 5429:20, 5429:25, 5435:7, 5439:14 <b>hearing</b> [6] - 5295:20, 5303:24, 5335:25, 5357:10, 5401:8, 5410:17 <b>hearsay</b> [17] - 5291:16, 5291:18, 5291:22, 5294:5, 5339:25, 5375:2, 5381:4, 5389:5, 5390:5, 5401:17, 5401:18, 5401:19, 5402:22, 5413:18, 5416:3, 5416:25, 5417:3 <b>heated</b> [1] - 5369:7 <b>heatedly</b> [1] - 5360:14 <b>HELD</b> [1] - 5284:9 <b>helmet</b> [1] - 5383:3 <b>help</b> [1] - 5365:16 <b>helpful</b> [1] - 5312:21 <b>hereby</b> [1] - 5439:23 <b>HERNANDEZ</b> [137] - 5288:8, 5288:13, 5288:19, 5288:22, 5289:1, 5289:3, 5290:23, 5291:3, 5292:14, 5292:20, 5293:10, 5293:16, 5293:22, 5293:25, 5294:4, 5294:6, 5294:10, 5294:12, 5294:23, 5294:25, 5295:3, 5295:7, 5295:9, 5295:14, 5297:17, 5297:22, 5297:24, 5298:1, 5298:7, 5298:10, 5298:13, 5298:19, 5299:22, 5300:3, 5300:24, 5301:1, 5301:5, 5301:7, 5301:14, 5301:21, 5302:8, 5302:11, 5302:15, 5302:23, 5303:1, 5303:15, 5303:22, 5303:25, 5304:2, 5308:24, 5309:4, 5309:6, 5310:11, 5310:19, 5313:24, 5314:19,</p>	<p>5315:8, 5315:22, 5317:8, 5317:11, 5317:15, 5319:7, 5320:7, 5321:24, 5332:24, 5333:6, 5333:9, 5334:20, 5335:22, 5339:25, 5344:12, 5351:12, 5352:24, 5353:8, 5355:16, 5355:20, 5363:6, 5363:8, 5363:15, 5363:20, 5364:1, 5364:5, 5364:9, 5366:12, 5370:25, 5373:1, 5374:16, 5375:21, 5375:23, 5376:1, 5383:23, 5384:13, 5389:5, 5390:5, 5390:12, 5396:4, 5398:3, 5399:17, 5399:22, 5401:10, 5401:24, 5402:4, 5402:8, 5402:11, 5402:19, 5402:21, 5404:10, 5404:22, 5405:2, 5413:18, 5416:3, 5419:2, 5419:9, 5419:13, 5420:15, 5421:6, 5421:15, 5421:21, 5421:24, 5422:7, 5422:12, 5422:18, 5422:23, 5423:1, 5423:5, 5423:7, 5423:10, 5429:18, 5431:20, 5432:7, 5432:10, 5432:12, 5432:14, 5438:17, 5438:19, 5439:2, 5439:4 <b>Hernandez</b> [25] - 5285:2, 5287:11, 5287:17, 5288:5, 5297:10, 5297:13, 5299:25, 5300:17, 5305:5, 5306:2, 5306:21, 5307:12, 5307:20, 5308:21, 5319:9, 5323:3, 5333:18, 5353:7, 5399:18, 5401:4, 5402:14, 5405:18, 5421:3, 5423:9, 5429:19 <b>Hernandez's</b> [3] - 5305:25, 5316:18, 5425:14 <b>Hialeah</b> [1] - 5285:9 <b>hidden</b> [1] - 5305:24</p>	<p><b>hierarchical</b> [2] - 5385:16, 5433:20 <b>hierarchy</b> [1] - 5423:20 <b>high</b> [2] - 5330:9, 5417:6 <b>high-level</b> [2] - 5330:9, 5417:6 <b>higher</b> [2] - 5374:24, 5385:20 <b>higher-level</b> [1] - 5374:24 <b>Highland</b> [1] - 5285:3 <b>highlight</b> [8] - 5297:15, 5301:9, 5303:16, 5310:8, 5310:13, 5310:20, 5311:17, 5311:18 <b>highlighted</b> [9] - 5300:8, 5304:20, 5307:2, 5307:7, 5307:14, 5310:6, 5313:17, 5313:21, 5403:18 <b>highlighter</b> [1] - 5297:15 <b>highlighting</b> [11] - 5308:4, 5310:5, 5312:19, 5312:23, 5312:25, 5313:3, 5316:23, 5316:25, 5397:3, 5397:5, 5397:7 <b>highlights</b> [12] - 5301:3, 5301:22, 5302:9, 5305:16, 5305:19, 5305:23, 5306:16, 5310:23, 5312:2, 5312:5, 5312:9, 5426:24 <b>himself</b> [1] - 5336:1 <b>history</b> [1] - 5324:12 <b>hit</b> [1] - 5423:21 <b>hmm</b> [2] - 5298:6, 5301:4 <b>hold</b> [11] - 5319:9, 5321:14, 5353:5, 5360:10, 5405:12, 5405:13, 5423:2, 5438:3 <b>Hollow</b> [1] - 5285:2 <b>Hollywood</b> [2] - 5327:19, 5328:8 <b>home</b> [5] - 5308:23, 5328:2, 5387:6, 5391:3, 5391:6 <b>home-made</b> [2] - 5391:3, 5391:6 <b>Honor</b> [105] - 5289:25, 5290:23, 5293:25,</p>
<b>H</b>				
<p><b>hair</b> [2] - 5348:9, 5348:10 <b>half</b> [4] - 5295:22, 5314:19, 5322:1, 5322:2 <b>ham</b> [3] - 5416:16, 5416:18, 5416:20 <b>hand</b> [14] - 5305:24, 5308:8, 5319:20, 5352:19, 5352:22, 5353:18, 5355:1, 5356:7, 5356:20, 5357:11, 5357:12, 5367:6, 5385:25 <b>handle</b> [7] - 5339:17, 5339:18, 5339:20, 5343:25, 5344:4, 5344:6, 5382:13 <b>handled</b> [1] - 5313:9 <b>handles</b> [2] - 5341:3, 5341:9 <b>handwriting</b> [2] - 5296:2, 5307:17 <b>handwritten</b> [2] - 5290:25, 5295:22 <b>happy</b> [13] - 5319:15, 5330:15, 5384:3, 5384:8, 5387:19,</p>				

5294:12, 5295:18,  
5296:22, 5300:15,  
5302:15, 5303:17,  
5304:9, 5309:9,  
5312:10, 5313:2,  
5313:10, 5313:13,  
5313:24, 5314:15,  
5315:19, 5317:8,  
5317:25, 5319:7,  
5321:25, 5323:21,  
5332:24, 5333:6,  
5333:12, 5333:25,  
5334:15, 5335:13,  
5335:22, 5335:24,  
5336:7, 5348:12,  
5349:12, 5349:17,  
5351:21, 5352:24,  
5353:3, 5353:8,  
5353:22, 5354:4,  
5354:10, 5355:16,  
5356:10, 5356:11,  
5356:14, 5356:20,  
5356:23, 5357:24,  
5359:6, 5359:9,  
5359:14, 5360:1,  
5360:5, 5360:12,  
5360:14, 5360:18,  
5361:15, 5361:17,  
5361:21, 5363:6,  
5363:15, 5364:11,  
5365:11, 5366:12,  
5366:19, 5370:25,  
5373:2, 5374:17,  
5375:21, 5379:5,  
5384:14, 5389:6,  
5389:15, 5390:14,  
5392:13, 5393:1,  
5395:12, 5396:4,  
5397:24, 5398:2,  
5398:12, 5399:17,  
5401:10, 5402:4,  
5402:19, 5404:10,  
5405:9, 5405:11,  
5406:4, 5406:17,  
5409:15, 5409:18,  
5413:20, 5419:9,  
5419:13, 5420:15,  
5421:6, 5422:24,  
5428:18, 5429:7,  
5429:15, 5429:18,  
5431:20, 5432:16  
**Honorable** [2] -  
5359:3, 5439:18  
**HONORABLE** [1] -  
5284:9  
**hope** [1] - 5423:10  
**hopeful** [1] - 5345:8  
**hostility** [1] - 5360:19  
**hotel** [10] - 5336:22,  
5380:10, 5406:24,

5414:22, 5415:5,  
5415:7, 5417:9,  
5417:14, 5418:1,  
5418:12  
**hotels** [1] - 5336:16  
**hour** [6] - 5321:1,  
5420:13, 5420:20,  
5423:14, 5439:15  
**hours** [6] - 5329:8,  
5329:11, 5330:2,  
5330:3, 5338:7  
**house** [9] - 5288:2,  
5404:1, 5411:19,  
5411:20, 5412:2,  
5412:5, 5413:14,  
5413:16, 5414:1  
**Hudson** [5] - 5418:7,  
5418:13, 5418:20,  
5418:21, 5431:24  
**huge** [1] - 5320:3  
**Hull** [3] - 5284:20,  
5287:10, 5352:2  
**HULL** [2] - 5284:20,  
5351:21  
**human** [1] - 5324:17  
**humbly** [1] - 5426:3  
**husher** [1] - 5405:14  
**HVNY** [2] - 5418:17,  
5418:19

# I

**iconography** [1] -  
5392:8  
**ID** [1] - 5399:16  
**idea** [2] - 5337:1,  
5433:6  
**identical** [1] - 5311:9  
**identification** [5] -  
5300:13, 5306:4,  
5306:22, 5348:13,  
5378:6  
**identified** [6] - 5305:5,  
5339:24, 5340:5,  
5340:11, 5378:17,  
5388:16  
**identify** [15] - 5299:9,  
5300:18, 5302:3,  
5302:14, 5302:19,  
5304:13, 5304:21,  
5309:7, 5309:8,  
5314:3, 5314:11,  
5365:15, 5399:24,  
5424:8, 5429:11  
**identity** [1] - 5317:2  
**Il** [1] - 5285:11  
**immediately** [4] -  
5291:23, 5439:9,  
5439:12  
**immense** [1] - 5404:13

**impact** [1] - 5329:15  
**implement** [1] -  
5326:23  
**implicit** [1] - 5438:12  
**implied** [1] - 5438:12  
**import** [1] - 5320:3  
**important** [3] -  
5312:12, 5312:20,  
5313:1  
**impression** [17] -  
5332:19, 5419:19,  
5419:20, 5419:22,  
5419:23, 5420:4,  
5421:7, 5421:12,  
5422:8, 5422:13,  
5422:14, 5422:15,  
5424:6, 5425:22,  
5426:4, 5426:5  
**impressions** [1] -  
5434:18  
**imprimatur** [1] -  
5308:18  
**improper** [2] -  
5362:18, 5362:19  
**IN** [1] - 5284:1  
**in-court** [1] - 5348:13  
**inadmissible** [1] -  
5434:19  
**inappropriate** [2] -  
5354:1, 5360:16  
**inauguration** [1] -  
5395:6  
**incentives** [1] - 5320:2  
**incident** [2] - 5382:20,  
5382:25  
**incidental** [1] -  
5312:24  
**inclination** [2] -  
5319:16, 5358:15  
**inclined** [2] - 5318:21,  
5322:5  
**include** [6] - 5337:18,  
5347:1, 5381:22,  
5396:21, 5397:9,  
5427:15  
**included** [3] -  
5383:19, 5434:11,  
5435:17  
**includes** [1] - 5434:11  
**including** [8] -  
5302:17, 5321:10,  
5355:12, 5355:13,  
5356:2, 5368:4,  
5387:10, 5407:11  
**index** [2] - 5352:20,  
5364:14  
**indicate** [3] - 5296:3,  
5365:11, 5429:9  
**indicated** [8] -  
5309:18, 5359:10,

5359:13, 5363:4,  
5412:12, 5419:15,  
5425:5, 5429:8  
**indicating** [6] -  
5298:5, 5352:20,  
5357:7, 5362:3,  
5366:22, 5425:1  
**individual** [3] -  
5339:8, 5404:19,  
5429:24  
**individuals** [4] -  
5354:24, 5355:11,  
5407:23, 5426:1  
**industry** [3] - 5325:20,  
5326:13, 5328:19  
**inference** [2] -  
5296:14, 5434:9  
**inferences** [2] -  
5297:4, 5419:24  
**inferred** [1] - 5296:19  
**infirmary** [1] - 5438:1  
**inflammatory** [3] -  
5353:24, 5354:12,  
5429:2  
**information** [12] -  
5318:2, 5318:5,  
5322:1, 5322:23,  
5323:4, 5323:8,  
5330:6, 5330:22,  
5330:24, 5331:3,  
5419:25, 5424:19  
**informs** [2] - 5435:20,  
5436:11  
**initial** [1] - 5304:10  
**initials** [2] - 5395:20,  
5395:21  
**innocence** [1] -  
5316:9  
**inquired** [1] - 5428:8  
**inquiry** [1] - 5429:13  
**inserting** [2] -  
5353:23, 5354:11  
**inside** [2] - 5350:2,  
5350:3  
**insinuation** [1] -  
5362:19  
**insist** [1] - 5307:20  
**insisting** [1] - 5308:1  
**insofar** [1] - 5425:15  
**Inspector** [1] - 5399:1  
**installation** [1] -  
5325:6  
**instance** [2] -  
5305:11, 5307:22  
**instead** [1] - 5329:2  
**instruct** [1] - 5292:10  
**instruction** [19] -  
5287:21, 5287:24,  
5289:7, 5289:8,  
5289:17, 5289:23,

5290:3, 5290:7,  
5290:24, 5291:8,  
5293:3, 5293:8,  
5294:18, 5294:19,  
5294:20, 5295:8,  
5402:16, 5403:5,  
5405:5  
**instructions** [5] -  
5294:15, 5337:24,  
5338:10, 5338:12,  
5338:14  
**insufficient** [1] -  
5420:3  
**intelligence** [1] -  
5324:17  
**intended** [1] - 5436:13  
**intent** [2] - 5293:7,  
5421:10  
**intentionally** [1] -  
5362:15  
**intentions** [2] -  
5425:24, 5426:1  
**interaction** [1] -  
5379:3  
**interactions** [2] -  
5372:16, 5377:17  
**interest** [1] - 5376:13  
**interested** [1] -  
5418:14  
**Internet** [4] - 5372:16,  
5373:10, 5381:1,  
5388:15  
**interview** [1] - 5321:2  
**introduce** [7] -  
5288:17, 5295:10,  
5299:2, 5303:16,  
5310:25, 5314:15,  
5324:4  
**introduced** [2] -  
5306:14, 5438:23  
**introducing** [3] -  
5301:21, 5315:11,  
5401:21  
**introduction** [1] -  
5290:13  
**intuitive** [1] - 5339:11  
**involved** [2] - 5371:7,  
5373:20  
**involvement** [2] -  
5382:25, 5423:16  
**irony** [1] - 5315:8  
**irrelevant** [3] -  
5419:20, 5420:4,  
5429:2  
**Island** [1] - 5377:1  
**issue** [18] - 5289:4,  
5292:16, 5294:2,  
5298:23, 5306:22,  
5313:9, 5335:25,  
5355:20, 5359:17,



<p>5360:14, 5360:20, 5366:13, 5419:13, 5420:2, 5420:7, 5425:15, 5429:5, 5429:14</p> <p><b>issues</b> [1] - 5335:23</p> <p><b>itself</b> [6] - 5306:25, 5322:9, 5322:11, 5330:11, 5384:18, 5425:25</p> <p><b>IV</b> [1] - 5284:20</p>	<p>5425:14</p> <p><b>joined</b> [3] - 5333:14, 5351:19, 5364:6</p> <p><b>joining</b> [2] - 5334:3, 5344:9</p> <p><b>jointly</b> [1] - 5400:15</p> <p><b>joke</b> [1] - 5365:17</p> <p><b>Joseph</b> [1] - 5287:4</p> <p><b>Judge</b> [15] - 5328:12, 5364:9, 5365:8, 5366:2, 5366:3, 5417:3, 5419:4, 5429:4, 5429:22, 5429:23, 5429:24, 5430:1, 5430:5, 5437:17</p> <p><b>JUDGE</b> [1] - 5284:10</p> <p><b>judge</b> [7] - 5315:25, 5365:25, 5381:3, 5429:21, 5430:2, 5430:12, 5435:7</p> <p><b>judgment</b> [1] - 5435:20</p> <p><b>Jury</b> [4] - 5323:15, 5358:21, 5366:15, 5420:23</p> <p><b>jury</b> [41] - 5287:21, 5289:14, 5289:15, 5290:8, 5290:19, 5291:24, 5292:4, 5301:2, 5301:24, 5302:17, 5305:19, 5305:20, 5306:14, 5307:6, 5309:1, 5309:11, 5310:14, 5310:16, 5312:21, 5313:15, 5317:24, 5323:11, 5323:14, 5323:15, 5324:5, 5335:25, 5350:8, 5355:21, 5358:21, 5361:6, 5363:16, 5364:22, 5364:23, 5365:5, 5365:24, 5366:14, 5366:15, 5420:23, 5427:16, 5427:18, 5434:8</p> <p><b>JURY</b> [1] - 5284:8</p> <p><b>jury's</b> [3] - 5307:18, 5312:20, 5313:8</p> <p><b>JW</b> [1] - 5406:23</p>	<p>5361:5, 5361:17, 5376:15, 5404:7</p> <p><b>keeping</b> [2] - 5329:8, 5329:11</p> <p><b>keeps</b> [1] - 5295:23</p> <p><b>KELLY</b> [1] - 5284:9</p> <p><b>KENERSON</b> [93] - 5317:25, 5319:1, 5319:4, 5319:14, 5322:11, 5322:18, 5323:1, 5323:21, 5323:25, 5328:16, 5329:25, 5333:17, 5335:13, 5336:7, 5336:8, 5340:2, 5344:15, 5348:12, 5348:18, 5349:20, 5351:14, 5352:2, 5352:4, 5353:17, 5355:8, 5355:24, 5361:24, 5362:1, 5362:5, 5366:19, 5366:20, 5370:8, 5371:5, 5373:12, 5374:19, 5375:11, 5376:2, 5379:9, 5381:11, 5383:17, 5384:5, 5384:16, 5389:12, 5389:23, 5390:7, 5390:18, 5392:13, 5392:16, 5392:23, 5393:1, 5393:5, 5395:12, 5395:15, 5396:7, 5396:9, 5396:13, 5396:23, 5397:24, 5398:21, 5398:25, 5399:13, 5399:24, 5400:21, 5400:23, 5403:13, 5405:9, 5406:17, 5406:18, 5408:11, 5408:14, 5409:7, 5409:10, 5409:25, 5412:7, 5412:14, 5412:18, 5412:21, 5412:25, 5413:3, 5413:4, 5413:7, 5413:9, 5413:24, 5415:4, 5416:8, 5417:11, 5432:16, 5433:6, 5433:8, 5433:16, 5433:19, 5435:15, 5436:4</p> <p><b>Kenerson</b> [38] - 5284:12, 5287:8, 5319:12, 5320:14, 5321:12, 5322:5, 5323:20, 5333:13, 5333:16, 5334:18,</p>	<p>5335:14, 5336:1, 5336:3, 5353:13, 5355:6, 5355:17, 5355:22, 5357:16, 5360:7, 5361:25, 5362:20, 5365:3, 5365:13, 5366:18, 5396:8, 5398:18, 5401:8, 5403:7, 5403:11, 5405:8, 5406:13, 5412:12, 5421:18, 5432:15, 5435:8, 5435:9, 5436:10, 5436:17</p> <p><b>Kenerson's</b> [1] - 5321:18</p> <p><b>Kenerson</b>..... <b>5323</b> [1] - 5286:3</p> <p><b>key</b> [2] - 5424:3, 5424:4</p> <p><b>kind</b> [26] - 5293:8, 5326:7, 5328:21, 5328:23, 5331:13, 5335:17, 5336:18, 5337:1, 5345:1, 5345:5, 5349:19, 5349:25, 5350:1, 5350:20, 5352:16, 5371:20, 5373:17, 5373:19, 5375:5, 5377:23, 5378:11, 5380:6, 5385:6, 5386:2, 5386:17, 5389:1</p> <p><b>knives</b> [1] - 5381:8</p> <p><b>knowing</b> [1] - 5388:7</p> <p><b>knowledge</b> [20] - 5342:7, 5342:8, 5364:16, 5415:21, 5415:24, 5416:13, 5416:15, 5417:15, 5419:19, 5419:21, 5420:3, 5423:13, 5424:5, 5424:13, 5424:20, 5429:14, 5430:17, 5430:20, 5436:15</p> <p><b>known</b> [5] - 5328:24, 5331:7, 5375:5, 5375:8, 5383:12</p> <p><b>knows</b> [8] - 5299:3, 5302:16, 5312:16, 5314:8, 5365:5, 5400:12, 5404:13, 5424:16</p>	<p><b>ladies</b> [5] - 5310:9, 5323:17, 5358:18, 5366:17, 5420:17</p> <p><b>laid</b> [2] - 5288:5, 5319:18</p> <p><b>Lakes</b> [1] - 5285:6</p> <p><b>language</b> [1] - 5371:22</p> <p><b>large</b> [5] - 5350:21, 5371:23, 5372:5, 5377:13, 5432:18</p> <p><b>last</b> [11] - 5318:3, 5320:8, 5321:18, 5324:5, 5354:3, 5356:12, 5358:10, 5395:20, 5414:11, 5424:16, 5425:9</p> <p><b>late</b> [8] - 5331:23, 5331:24, 5333:3, 5404:1, 5404:2, 5404:10, 5412:5</p> <p><b>laughter</b> [2] - 5319:3, 5365:19</p> <p><b>LAW</b> [2] - 5285:5, 5285:8</p> <p><b>law</b> [3] - 5406:11, 5438:19, 5439:4</p> <p><b>lawyer</b> [2] - 5362:9, 5429:16</p> <p><b>lay</b> [1] - 5427:13</p> <p><b>layers</b> [1] - 5419:23</p> <p><b>layman's</b> [1] - 5326:19</p> <p><b>lead</b> [5] - 5343:10, 5343:23, 5344:2, 5408:22, 5414:13</p> <p><b>lead-up</b> [5] - 5343:10, 5343:23, 5344:2, 5408:22, 5414:13</p> <p><b>leaders</b> [2] - 5393:20, 5435:19</p> <p><b>leadership</b> [41] -</p>
--	--	---	--	---

<p>5434:12  <b>leading</b> [4] - 5375:22,  5396:18, 5413:25,  5415:2  <b>league</b> [1] - 5329:21  <b>leaks</b> [2] - 5322:15  <b>learn</b> [9] - 5345:14,  5347:3, 5352:5,  5352:12, 5367:1,  5382:19, 5382:22,  5385:19, 5408:25  <b>learned</b> [3] - 5353:20,  5409:1, 5409:4  <b>least</b> [14] - 5287:19,  5288:7, 5291:13,  5318:25, 5319:21,  5341:21, 5363:13,  5370:5, 5387:22,  5391:1, 5400:1,  5400:24, 5433:21,  5434:24  <b>leave</b> [5] - 5290:10,  5298:15, 5325:9,  5325:21, 5411:18  <b>leaving</b> [1] - 5336:15  <b>led</b> [5] - 5371:20,  5372:11, 5384:8,  5416:1, 5416:5  <b>leeway</b> [1] - 5353:10  <b>left</b> [5] - 5374:14,  5374:22, 5374:23,  5375:7, 5376:12  <b>left-wing</b> [2] - 5375:7,  5376:12  <b>legal</b> [8] - 5331:2,  5345:2, 5368:15,  5368:21, 5422:20,  5426:15, 5430:3  <b>less</b> [4] - 5306:1,  5350:25, 5377:13,  5387:14  <b>letter</b> [1] - 5290:25  <b>Level</b> [1] - 5380:16  <b>level</b> [12] - 5315:1,  5330:9, 5347:11,  5367:22, 5374:24,  5385:21, 5386:18,  5390:9, 5407:4,  5416:15, 5417:6,  5427:7  <b>lever</b> [1] - 5367:22  <b>liberal</b> [2] - 5328:5,  5328:19  <b>license</b> [2] - 5416:17,  5416:18  <b>life</b> [3] - 5324:22,  5331:14, 5422:19  <b>like-minded</b> [1] -  5344:17  <b>likely</b> [3] - 5296:5,</p>	<p>5318:14, 5394:11  <b>limited</b> [8] - 5294:20,  5294:21, 5419:17,  5419:19, 5423:13,  5423:16, 5423:22,  5427:14  <b>limiting</b> [15] - 5287:20,  5287:24, 5289:17,  5289:22, 5290:3,  5290:7, 5290:24,  5291:7, 5293:3,  5293:8, 5293:18,  5294:14, 5402:16,  5403:5, 5405:4  <b>line</b> [10] - 5314:17,  5322:2, 5370:13,  5370:14, 5370:16,  5370:17, 5374:17,  5375:24, 5431:12,  5431:14  <b>lines</b> [2] - 5338:21,  5389:9  <b>link</b> [2] - 5315:12,  5357:18  <b>linked</b> [2] - 5300:25,  5357:20  <b>linking</b> [2] - 5334:23,  5355:7  <b>links</b> [1] - 5365:3  <b>list</b> [4] - 5401:12,  5401:20, 5403:15,  5403:20  <b>listen</b> [1] - 5386:13  <b>listened</b> [1] - 5295:19  <b>listening</b> [2] -  5334:19, 5430:13  <b>litigating</b> [1] - 5313:6  <b>litigator</b> [1] - 5359:22  <b>live</b> [2] - 5324:8,  5362:16  <b>living</b> [1] - 5327:23  <b>LLC</b> [1] - 5284:23  <b>local</b> [1] - 5345:23  <b>lodge</b> [1] - 5402:15  <b>lodged</b> [2] - 5353:7,  5421:3  <b>Look</b> [1] - 5301:12  <b>look</b> [28] - 5288:5,  5293:17, 5293:18,  5293:25, 5295:5,  5295:15, 5300:20,  5301:8, 5308:5,  5310:9, 5311:23,  5313:16, 5314:12,  5334:22, 5336:18,  5357:15, 5358:13,  5364:25, 5369:15,  5388:2, 5392:3,  5401:5, 5405:2,  5405:23, 5431:2,</p>	<p>5437:13  <b>looked</b> [5] - 5318:9,  5318:12, 5332:17,  5392:24, 5396:14  <b>looking</b> [8] - 5325:22,  5340:19, 5362:8,  5370:4, 5371:11,  5371:12, 5400:3,  5401:1  <b>looks</b> [2] - 5392:22,  5405:21  <b>lose</b> [1] - 5378:17  <b>losing</b> [2] - 5328:25,  5344:19  <b>lost</b> [2] - 5359:13,  5433:1  <b>loud</b> [1] - 5324:3  <b>Loud</b> [1] - 5377:1  <b>low</b> [1] - 5347:11  <b>low-level</b> [1] - 5347:11  <b>lower</b> [1] - 5386:24  <b>lowest</b> [1] - 5386:17  <b>Loyd</b> [1] - 5399:1  <b>lunch</b> [9] - 5420:11,  5420:13, 5420:18,  5420:19, 5420:21,  5421:5, 5439:15,  5439:17  <b>Luncheon</b> [1] -  5439:20  <b>lunchtime</b> [1] -  5293:22</p>	<p><b>marched</b> [1] - 5351:3  <b>marches</b> [1] - 5386:4  <b>marching</b> [5] -  5357:19, 5371:11,  5377:5, 5380:6,  5432:19  <b>marked</b> [5] - 5295:21,  5318:20, 5392:18,  5397:10, 5397:19  <b>markings</b> [3] - 5307:5,  5318:8, 5322:12  <b>marriage</b> [1] - 5329:15  <b>Marriott</b> [1] - 5406:23  <b>material</b> [2] - 5318:20,  5322:15  <b>Matt</b> [1] - 5341:7  <b>Matter</b> [2] - 5287:2,  5359:7  <b>matter</b> [8] - 5306:9,  5307:19, 5318:1,  5322:4, 5322:16,  5364:16, 5401:16,  5434:17  <b>matters</b> [2] - 5306:11,  5427:5  <b>MATTHEW</b> [2] -  5286:3, 5323:23  <b>Matthew</b> [3] - 5323:22,  5324:6, 5366:10  <b>McCullough</b> [4] -  5284:12, 5287:7,  5355:11, 5365:14  <b>MCGUIRE</b> [1] -  5284:20  <b>MD</b> [1] - 5285:3  <b>mean</b> [70] - 5288:5,  5289:19, 5289:23,  5291:19, 5292:3,  5292:21, 5293:11,  5294:2, 5294:10,  5294:17, 5294:19,  5294:25, 5296:15,  5298:17, 5299:25,  5300:5, 5300:16,  5300:19, 5301:8,  5305:8, 5306:6,  5307:10, 5307:18,  5310:25, 5311:22,  5312:1, 5314:23,  5314:24, 5317:10,  5317:12, 5319:16,  5319:17, 5320:25,  5321:16, 5321:20,  5322:4, 5322:6,  5322:22, 5333:13,  5353:21, 5358:8,  5360:25, 5363:23,  5363:25, 5369:18,  5369:22, 5370:3,  5373:25, 5388:14,</p>	<p>5400:21, 5401:5,  5402:1, 5402:24,  5404:12, 5412:17,  5421:17, 5423:3,  5427:3, 5427:23,  5430:6, 5430:8,  5430:12, 5434:14,  5434:22, 5434:24,  5435:4, 5435:7,  5437:17, 5439:9  <b>meaning</b> [1] - 5404:6  <b>means</b> [15] - 5306:24,  5309:1, 5350:8,  5352:12, 5358:11,  5359:23, 5364:23,  5365:5, 5388:1,  5409:21, 5429:6,  5429:7, 5429:8  <b>meant</b> [3] - 5370:12,  5402:25, 5430:25  <b>meat</b> [1] - 5428:9  <b>media</b> [1] - 5330:19  <b>meet</b> [9] - 5301:14,  5310:20, 5314:7,  5346:23, 5401:17,  5411:18, 5419:17,  5419:18, 5419:25  <b>meeting</b> [3] - 5341:23,  5345:23  <b>meetings</b> [2] -  5341:21, 5345:22  <b>member</b> [19] - 5331:6,  5331:9, 5331:18,  5341:15, 5341:17,  5342:4, 5342:23,  5342:25, 5343:3,  5346:13, 5347:16,  5386:18, 5386:20,  5410:25, 5419:15,  5423:15, 5423:17,  5423:18, 5423:21  <b>members</b> [25] -  5333:20, 5333:21,  5342:1, 5342:3,  5342:16, 5342:20,  5346:16, 5346:23,  5347:1, 5349:7,  5351:3, 5352:14,  5356:1, 5357:25,  5358:3, 5367:15,  5368:3, 5368:7,  5375:13, 5377:14,  5379:17, 5379:18,  5381:20, 5407:7,  5433:10  <b>membership</b> [3] -  5357:21, 5365:2,  5387:9  <b>men</b> [1] - 5316:10  <b>mental</b> [1] - 5329:12</p>
<b>M</b>				
<p><b>machine</b> [1] - 5285:18  <b>main</b> [1] - 5336:4  <b>maintain</b> [1] - 5361:11  <b>major</b> [2] - 5321:16,  5419:13  <b>makeshift</b> [2] -  5372:22, 5373:10  <b>man</b> [1] - 5438:4  <b>manage</b> [1] - 5376:15  <b>manifestly</b> [1] -  5360:15  <b>manner</b> [2] - 5306:23,  5361:18  <b>mantra</b> [3] - 5338:18,  5338:20, 5373:22  <b>manual</b> [1] - 5308:16  <b>map</b> [2] - 5288:9,  5337:13  <b>march</b> [13] - 5350:16,  5350:19, 5350:21,  5350:23, 5370:20,  5370:23, 5371:7,  5371:25, 5376:14,  5379:23, 5380:1,  5380:2, 5417:23</p>				

<p><b>mentioned</b> [22] - 5294:13, 5328:7, 5344:20, 5345:15, 5370:20, 5372:10, 5373:17, 5374:5, 5374:6, 5374:20, 5377:9, 5379:23, 5385:6, 5386:16, 5387:12, 5390:21, 5394:12, 5394:22, 5407:22, 5414:5, 5418:15</p> <p><b>merit</b> [1] - 5404:18</p> <p><b>merits</b> [1] - 5365:22</p> <p><b>message</b> [9] - 5338:1, 5339:17, 5339:18, 5339:22, 5341:23, 5404:4, 5404:5, 5408:20, 5412:13</p> <p><b>messages</b> [1] - 5413:10</p> <p><b>messaging</b> [1] - 5339:8</p> <p><b>met</b> [3] - 5350:15, 5368:3, 5423:24</p> <p><b>metal</b> [1] - 5392:5</p> <p><b>Metcalf</b> [4] - 5285:11, 5287:13, 5289:25, 5406:4</p> <p><b>METCALF</b> [23] - 5285:12, 5289:25, 5295:18, 5296:22, 5296:25, 5297:3, 5297:8, 5348:15, 5349:12, 5365:10, 5379:5, 5383:15, 5389:15, 5389:21, 5390:13, 5406:4, 5406:8, 5409:15, 5409:20, 5413:20, 5416:25, 5419:3</p> <p><b>method</b> [1] - 5291:15</p> <p><b>Metropolitan</b> [1] - 5299:4</p> <p><b>Miami</b> [1] - 5285:6</p> <p><b>microphone</b> [4] - 5319:10, 5324:4, 5349:16, 5361:3</p> <p><b>mid</b> [1] - 5333:3</p> <p><b>middle</b> [2] - 5295:17, 5392:4</p> <p><b>might</b> [10] - 5292:7, 5295:12, 5341:6, 5389:14, 5391:25, 5393:15, 5410:20, 5436:18</p> <p><b>military</b> [4] - 5318:14, 5318:16, 5324:12, 5324:15</p> <p><b>MILLER</b> [1] - 5439:23</p>	<p><b>Miller</b> [2] - 5285:15, 5440:3</p> <p><b>mind</b> [15] - 5290:4, 5290:10, 5332:16, 5332:20, 5364:17, 5384:3, 5384:6, 5384:7, 5389:16, 5424:14, 5434:2, 5435:3, 5435:23, 5436:12, 5436:19</p> <p><b>minded</b> [1] - 5344:17</p> <p><b>mine</b> [1] - 5425:8</p> <p><b>minimum</b> [2] - 5401:25, 5402:2</p> <p><b>Ministry</b> [4] - 5342:25, 5434:3, 5434:6, 5434:7</p> <p><b>Mink</b> [1] - 5285:2</p> <p><b>Minnesota</b> [1] - 5315:14</p> <p><b>minor</b> [1] - 5321:17</p> <p><b>minute</b> [4] - 5303:2, 5311:13, 5315:20, 5423:1</p> <p><b>minutes</b> [6] - 5357:14, 5359:4, 5420:11, 5420:18, 5420:21, 5439:16</p> <p><b>misidentification</b> [1] - 5307:13</p> <p><b>misleading</b> [1] - 5427:18</p> <p><b>missed</b> [2] - 5401:11, 5401:20</p> <p><b>missing</b> [1] - 5314:22</p> <p><b>mistrial</b> [5] - 5353:4, 5353:22, 5354:11, 5354:17, 5365:8</p> <p><b>misunderstanding</b> [1] - 5321:11</p> <p><b>modification</b> [2] - 5315:22, 5315:23</p> <p><b>modified</b> [1] - 5295:14</p> <p><b>moment</b> [5] - 5289:7, 5316:1, 5322:9, 5347:16, 5412:10</p> <p><b>monolithic</b> [1] - 5371:2</p> <p><b>month</b> [3] - 5404:7, 5419:16, 5423:18</p> <p><b>months</b> [3] - 5313:4, 5313:22, 5419:16</p> <p><b>mood</b> [2] - 5370:22, 5371:6</p> <p><b>Moore</b> [2] - 5284:13, 5287:8</p> <p><b>more-than-three- hour</b> [1] - 5321:1</p> <p><b>MORNING</b> [1] - 5284:9</p> <p><b>morning</b> [8] - 5287:16,</p>	<p>5288:10, 5293:20, 5324:1, 5324:2, 5358:19, 5418:2, 5424:11</p> <p><b>MOSD</b> [1] - 5435:16</p> <p><b>most</b> [9] - 5291:23, 5296:5, 5298:25, 5299:14, 5321:2, 5321:22, 5376:16, 5394:10, 5429:23</p> <p><b>mostly</b> [3] - 5327:8, 5382:9, 5382:11</p> <p><b>motion</b> [2] - 5365:8, 5366:5</p> <p><b>motivation</b> [1] - 5334:3</p> <p><b>motivations</b> [2] - 5320:2, 5334:3</p> <p><b>motive</b> [3] - 5292:16, 5293:1, 5293:7</p> <p><b>motorcycle</b> [1] - 5383:3</p> <p><b>mouth</b> [2] - 5349:15, 5378:12</p> <p><b>move</b> [12] - 5295:18, 5297:17, 5325:22, 5328:2, 5333:12, 5353:22, 5363:10, 5379:11, 5388:17, 5393:2, 5397:24, 5411:4</p> <p><b>moved</b> [5] - 5326:3, 5326:10, 5326:25, 5328:3, 5353:3</p> <p><b>movies</b> [2] - 5327:14, 5327:17</p> <p><b>moving</b> [5] - 5312:11, 5318:4, 5354:10, 5385:25, 5386:7</p> <p><b>MR</b> [226] - 5289:10, 5289:25, 5290:13, 5290:17, 5290:19, 5295:18, 5296:22, 5296:25, 5297:3, 5297:8, 5300:15, 5304:9, 5305:13, 5306:7, 5306:9, 5306:11, 5306:13, 5306:18, 5306:20, 5307:9, 5307:11, 5308:1, 5308:10, 5308:14, 5312:10, 5315:25, 5316:14, 5316:16, 5316:18, 5317:25, 5319:1, 5319:4, 5319:14, 5322:11, 5322:18, 5323:1, 5323:21, 5323:25, 5328:12, 5328:16, 5329:22,</p>	<p>5329:25, 5333:17, 5333:25, 5334:14, 5334:17, 5335:2, 5335:5, 5335:8, 5335:13, 5336:7, 5336:8, 5340:2, 5344:15, 5348:12, 5348:15, 5348:18, 5349:12, 5349:20, 5351:14, 5351:21, 5352:2, 5352:4, 5353:3, 5353:17, 5353:22, 5354:4, 5354:10, 5354:17, 5354:19, 5354:22, 5355:4, 5355:8, 5355:24, 5356:10, 5356:20, 5356:23, 5357:6, 5357:7, 5357:9, 5357:24, 5358:3, 5358:6, 5359:9, 5359:19, 5359:24, 5360:1, 5360:5, 5360:12, 5361:15, 5361:24, 5362:1, 5362:5, 5364:11, 5365:7, 5365:10, 5365:21, 5365:25, 5366:19, 5366:20, 5369:23, 5369:25, 5370:8, 5371:5, 5373:12, 5374:19, 5375:2, 5375:8, 5375:11, 5375:17, 5375:20, 5375:21, 5375:22, 5376:2, 5379:5, 5379:9, 5381:3, 5381:11, 5383:15, 5383:17, 5384:5, 5384:16, 5389:12, 5389:15, 5389:21, 5389:23, 5390:7, 5390:13, 5390:18, 5392:13, 5392:16, 5392:23, 5393:1, 5393:5, 5395:12, 5395:15, 5396:7, 5396:9, 5396:13, 5396:18, 5396:21, 5396:23, 5397:24, 5398:2, 5398:4, 5398:12, 5398:21, 5398:25, 5399:13, 5399:24, 5400:21, 5400:23, 5403:13, 5405:9, 5405:11, 5405:17, 5406:4, 5406:8, 5406:17, 5406:18, 5408:11, 5408:14, 5409:7,</p>	<p>5409:10, 5409:15, 5409:18, 5409:20, 5409:25, 5412:7, 5412:14, 5412:18, 5412:21, 5412:25, 5413:3, 5413:4, 5413:7, 5413:9, 5413:20, 5413:24, 5415:2, 5415:4, 5416:8, 5416:25, 5417:3, 5417:11, 5419:3, 5419:4, 5422:24, 5424:24, 5425:4, 5425:7, 5426:21, 5427:4, 5427:8, 5428:1, 5428:6, 5428:18, 5429:21, 5430:7, 5430:12, 5430:20, 5432:16, 5433:6, 5433:8, 5433:16, 5433:19, 5435:7, 5435:10, 5435:13, 5435:15, 5436:4, 5436:9, 5436:24, 5437:1, 5437:4, 5437:6, 5437:8, 5437:10, 5437:13, 5437:15, 5437:17, 5437:23, 5438:1, 5438:9, 5438:13, 5439:10</p> <p><b>MS</b> [136] - 5288:8, 5288:13, 5288:19, 5288:22, 5289:1, 5289:3, 5290:23, 5291:3, 5292:14, 5292:20, 5293:10, 5293:16, 5293:22, 5293:25, 5294:4, 5294:6, 5294:10, 5294:12, 5294:23, 5294:25, 5295:3, 5295:7, 5295:9, 5295:14, 5297:17, 5297:22, 5297:24, 5298:1, 5298:7, 5298:10, 5298:13, 5298:19, 5299:22, 5300:3, 5300:24, 5301:1, 5301:5, 5301:7, 5301:14, 5301:21, 5302:8, 5302:11, 5302:15, 5302:23, 5303:1, 5303:15, 5303:22, 5303:25, 5304:2, 5308:24, 5309:4, 5309:6, 5310:11, 5310:19, 5313:24, 5314:19, 5315:8,</p>
---	---	---	---	--

5315:22, 5317:8, 5317:11, 5317:15, 5319:7, 5320:7, 5321:24, 5332:24, 5333:6, 5333:9, 5334:20, 5335:22, 5339:25, 5344:12, 5351:12, 5352:24, 5353:8, 5355:16, 5355:20, 5363:6, 5363:8, 5363:15, 5363:20, 5364:1, 5364:5, 5364:9, 5366:12, 5370:25, 5373:1, 5374:16, 5375:23, 5376:1, 5383:23, 5384:13, 5389:5, 5390:5, 5390:12, 5396:4, 5398:3, 5399:17, 5399:22, 5401:10, 5401:24, 5402:4, 5402:8, 5402:11, 5402:19, 5402:21, 5404:10, 5404:22, 5405:2, 5413:18, 5416:3, 5419:2, 5419:9, 5419:13, 5420:15, 5421:6, 5421:15, 5421:21, 5421:24, 5422:7, 5422:12, 5422:18, 5422:23, 5423:1, 5423:5, 5423:7, 5423:10, 5429:18, 5431:20, 5432:7, 5432:10, 5432:12, 5432:14, 5438:17, 5438:19, 5439:2, 5439:4	5287:8 <b>name</b> [12] - 5312:16, 5324:5, 5327:12, 5327:13, 5339:22, 5340:7, 5340:8, 5340:10, 5340:24, 5341:4, 5341:25, 5379:14 <b>named</b> [3] - 5347:4, 5349:4, 5349:5 <b>names</b> [2] - 5341:3, 5393:19 <b>narrow</b> [2] - 5419:24, 5423:13 <b>nation</b> [1] - 5332:9 <b>National</b> [3] - 5324:16, 5324:21, 5325:9 <b>national</b> [11] - 5342:23, 5343:11, 5345:23, 5346:2, 5379:4, 5379:18, 5385:11, 5410:10, 5410:15, 5415:12, 5415:22 <b>nationally</b> [2] - 5345:16, 5345:18 <b>nature</b> [3] - 5305:9, 5385:17, 5433:21 <b>Nayib</b> [2] - 5285:4, 5287:11 <b>NAYIB</b> [1] - 5285:5 <b>near</b> [1] - 5355:24 <b>nearby</b> [1] - 5382:16 <b>Nebuchadnezzar's</b> [1] - 5307:16 <b>necessarily</b> [3] - 5291:9, 5293:11, 5435:18 <b>necessary</b> [1] - 5312:21 <b>neck</b> [1] - 5298:25 <b>need</b> [9] - 5287:19, 5287:23, 5317:14, 5317:18, 5317:20, 5327:13, 5381:10, 5399:12, 5410:2 <b>needed</b> [2] - 5345:22, 5345:23 <b>needing</b> [1] - 5412:15 <b>Needler</b> [1] - 5392:17 <b>needs</b> [1] - 5336:1 <b>negative</b> [1] - 5334:11 <b>neutral</b> [2] - 5349:18, 5390:25 <b>never</b> [15] - 5299:12, 5303:18, 5305:22, 5330:11, 5353:19, 5359:21, 5370:2, 5372:7, 5387:19, 5390:16, 5423:23,	5423:24, 5423:25, 5426:1, 5436:5 <b>never-ending</b> [1] - 5330:11 <b>New</b> [17] - 5284:18, 5284:25, 5285:13, 5324:9, 5327:25, 5337:14, 5337:17, 5410:12, 5410:16, 5410:18, 5410:22, 5410:24, 5410:25, 5411:10, 5411:11, 5418:20, 5418:21 <b>new</b> [2] - 5364:20, 5435:2 <b>news</b> [1] - 5331:2 <b>next</b> [9] - 5287:20, 5301:23, 5318:1, 5323:12, 5323:18, 5338:12, 5359:21, 5404:7, 5428:7 <b>nexus</b> [1] - 5426:9 <b>nice</b> [1] - 5378:4 <b>Nicholas</b> [2] - 5284:16, 5287:9 <b>Nick</b> [1] - 5362:10 <b>night</b> [34] - 5318:3, 5319:8, 5320:8, 5320:10, 5320:19, 5321:18, 5350:21, 5369:1, 5370:20, 5370:21, 5371:7, 5371:25, 5373:10, 5374:9, 5376:14, 5377:9, 5377:12, 5379:23, 5380:2, 5380:12, 5380:18, 5380:21, 5381:14, 5381:15, 5382:9, 5382:12, 5394:2, 5395:20, 5415:10, 5416:24, 5417:16, 5417:20, 5417:23 <b>NJ</b> [3] - 5285:15, 5439:23, 5440:3 <b>NJ-CCR</b> [3] - 5285:15, 5439:23, 5440:3 <b>Noble</b> [6] - 5343:25, 5382:13, 5383:1, 5391:4, 5391:12, 5393:12 <b>nobody</b> [3] - 5314:14, 5385:21, 5385:23 <b>noises</b> [1] - 5361:2 <b>non</b> [2] - 5307:14, 5310:6 <b>non-highlighted</b> [2] - 5307:14, 5310:6 <b>none</b> [6] - 5426:6, 5430:21, 5433:14,	5436:16, 5436:21 <b>nonetheless</b> [3] - 5314:10, 5318:4, 5323:8 <b>NORDEAN</b> [1] - 5284:4 <b>Nordean</b> [11] - 5287:3, 5287:14, 5304:19, 5312:8, 5312:15, 5312:19, 5312:25, 5334:1, 5343:16, 5356:3, 5359:8 <b>normal</b> [2] - 5350:21, 5405:25 <b>Norman</b> [2] - 5284:23, 5287:10 <b>normies</b> [1] - 5333:22 <b>North</b> [1] - 5431:24 <b>Nos</b> [1] - 5284:2 <b>note</b> [13] - 5291:1, 5295:20, 5296:25, 5313:2, 5323:2, 5335:9, 5338:25, 5362:7, 5362:10, 5403:14, 5425:16, 5434:1, 5435:15 <b>noted</b> [4] - 5296:1, 5297:8, 5320:10, 5366:2 <b>notes</b> [1] - 5439:25 <b>nothing</b> [21] - 5291:21, 5313:18, 5317:7, 5317:23, 5320:1, 5321:9, 5321:17, 5355:9, 5356:15, 5357:4, 5362:18, 5362:19, 5403:24, 5424:16, 5424:17, 5429:6, 5429:7, 5431:15, 5438:6, 5438:8 <b>nothing's</b> [1] - 5409:13 <b>nothing-burger</b> [1] - 5320:1 <b>notice</b> [1] - 5391:10 <b>noting</b> [1] - 5364:12 <b>notion</b> [2] - 5293:1, 5382:5 <b>notwithstanding</b> [2] - 5425:17, 5425:18 <b>November</b> [6] - 5333:2, 5333:3, 5333:11, 5336:12, 5345:1, 5367:23 <b>nowhere</b> [1] - 5316:6 <b>number</b> [13] - 5298:21, 5355:11, 5356:1, 5356:5, 5361:6, 5377:11,	5377:13, 5390:9, 5395:23, 5421:12, 5421:13, 5421:16, 5427:22 <b>numbering</b> [1] - 5432:19 <b>numbers</b> [3] - 5396:7, 5396:9, 5400:4 <b>NW</b> [5] - 5284:14, 5284:21, 5285:5, 5285:16, 5440:5 <b>NY</b> [2] - 5284:18, 5285:13
<b>O</b>				
				<b>object</b> [11] - 5304:3, 5314:2, 5317:8, 5317:14, 5354:22, 5364:3, 5381:3, 5398:5, 5399:12, 5401:19, 5402:22 <b>objected</b> [4] - 5299:14, 5302:6, 5303:17, 5311:2 <b>objecting</b> [4] - 5334:5, 5360:6, 5360:13, 5360:24 <b>objection</b> [76] - 5303:20, 5308:20, 5313:22, 5317:6, 5317:16, 5328:12, 5329:22, 5332:24, 5334:9, 5336:5, 5339:25, 5344:12, 5348:14, 5348:15, 5348:16, 5349:12, 5351:12, 5352:24, 5353:7, 5356:9, 5359:11, 5363:3, 5364:4, 5369:23, 5371:1, 5374:16, 5375:2, 5375:8, 5375:17, 5375:20, 5375:24, 5379:5, 5383:15, 5383:23, 5384:13, 5389:5, 5389:15, 5389:21, 5390:5, 5390:12, 5390:13, 5393:3, 5396:4, 5396:18, 5398:3, 5398:4, 5398:12, 5398:17, 5399:17, 5401:5, 5401:7, 5401:9, 5402:15, 5404:18, 5404:19, 5404:20, 5405:19, 5406:2, 5406:5, 5409:15, 5409:18, 5413:18, 5413:20, 5415:2,
<b>N</b>				
<b>Nadia</b> [2] - 5284:13,				



5416:3, 5416:25,  
5417:3, 5419:2,  
5419:3, 5419:4,  
5421:3, 5425:16,  
5430:24, 5431:4,  
5431:22  
**objection's** [2] -  
5406:13, 5422:24  
**objectionable** [2] -  
5303:18, 5364:8  
**objections** [8] -  
5335:25, 5361:23,  
5399:5, 5403:10,  
5405:17, 5424:13,  
5424:19, 5428:20  
**objects** [1] - 5359:23  
**obligation** [2] -  
5292:10, 5323:4  
**observation** [1] -  
5432:22  
**observations** [11] -  
5304:23, 5359:16,  
5360:22, 5361:13,  
5362:25, 5374:9,  
5390:22, 5425:23,  
5426:6, 5427:14,  
5431:16  
**observe** [2] - 5379:2,  
5432:4  
**observed** [7] -  
5375:12, 5376:6,  
5379:13, 5379:21,  
5419:7, 5431:6,  
5431:11  
**observing** [1] - 5354:6  
**obviously** [8] -  
5295:24, 5300:8,  
5307:3, 5315:12,  
5316:24, 5322:14,  
5385:24, 5434:4  
**occasion** [1] -  
5433:22  
**occur** [1] - 5322:6  
**OF** [5] - 5284:1,  
5284:2, 5284:8,  
5285:5, 5439:22  
**offense** [2] - 5419:15,  
5422:21  
**offer** [1] - 5338:17  
**offered** [1] - 5436:17  
**OFFICE** [1] - 5284:14  
**officer** [2] - 5299:4,  
5315:24  
**Officer** [1] - 5289:5  
**OFFICES** [1] - 5285:5  
**OFFICIAL** [1] -  
5439:22  
**official** [1] - 5331:1  
**Official** [2] - 5285:15,  
5440:3

**officially** [1] - 5326:3  
**offs** [1] - 5410:20  
**old** [2] - 5314:20,  
5389:9  
**once** [15] - 5301:1,  
5302:15, 5304:20,  
5309:9, 5310:4,  
5310:19, 5326:10,  
5326:24, 5330:19,  
5338:9, 5339:11,  
5340:5, 5341:22,  
5353:25, 5405:22  
**one** [91] - 5289:19,  
5289:21, 5290:22,  
5291:13, 5291:21,  
5292:2, 5292:7,  
5292:9, 5292:11,  
5293:2, 5295:14,  
5295:22, 5298:3,  
5298:5, 5298:19,  
5298:21, 5299:15,  
5299:18, 5299:19,  
5302:2, 5303:16,  
5311:13, 5312:6,  
5313:12, 5317:25,  
5318:6, 5322:1,  
5322:2, 5323:2,  
5332:20, 5342:7,  
5342:8, 5342:14,  
5345:15, 5346:5,  
5346:11, 5346:21,  
5348:20, 5352:9,  
5354:13, 5356:21,  
5360:2, 5360:22,  
5361:6, 5362:7,  
5362:9, 5365:5,  
5365:11, 5365:12,  
5367:1, 5372:6,  
5373:17, 5377:1,  
5379:2, 5379:24,  
5382:19, 5389:13,  
5391:1, 5391:7,  
5391:13, 5402:18,  
5403:6, 5404:4,  
5404:24, 5405:6,  
5405:12, 5405:13,  
5406:3, 5407:6,  
5407:14, 5407:19,  
5407:20, 5408:1,  
5410:2, 5411:15,  
5412:10, 5412:13,  
5412:14, 5412:15,  
5412:16, 5414:25,  
5421:12, 5421:16,  
5423:3, 5423:18,  
5423:23, 5425:20,  
5427:22, 5429:23,  
5433:21, 5435:19  
**one's** [2] - 5402:17,  
5405:6

**one-and-a-half-line**  
[1] - 5322:2  
**one-and-a-half-**  
**sentence** [1] -  
5322:1  
**one-minute** [1] -  
5311:13  
**ones** [7] - 5299:1,  
5311:5, 5313:3,  
5370:5, 5399:8,  
5399:10, 5415:23  
**ongoing** [2] - 5345:2,  
5345:5  
**open** [8] - 5318:17,  
5319:25, 5320:16,  
5321:13, 5399:16,  
5420:12, 5435:22,  
5435:24  
**open-source** [4] -  
5318:17, 5319:25,  
5320:16, 5321:13  
**opened** [2] - 5355:11,  
5356:8  
**openly** [1] - 5390:3  
**opinion** [2] - 5314:22,  
5349:13  
**opponent** [6] -  
5291:18, 5294:3,  
5402:3, 5402:5,  
5403:2, 5404:23  
**opportunity** [4] -  
5347:19, 5391:1,  
5391:3, 5427:21  
**oral** [1] - 5292:15  
**Orange** [1] - 5284:24  
**order** [3] - 5293:17,  
5313:5, 5398:14  
**organization** [2] -  
5333:15, 5337:13  
**organized** [1] -  
5376:24  
**original** [1] - 5390:8  
**otherwise** [3] -  
5391:25, 5421:22,  
5428:25  
**ought** [2] - 5306:3,  
5404:14  
**ourselves** [2] -  
5370:5, 5374:13  
**out-of-court** [2] -  
5401:15, 5402:23  
**outlet** [2] - 5329:20,  
5344:10  
**outlets** [1] - 5330:19  
**outline** [3] - 5298:19,  
5301:16, 5400:3  
**outlines** [6] - 5298:2,  
5301:25, 5302:2,  
5303:3, 5303:6,  
5305:3

**outside** [4] - 5349:4,  
5350:2, 5350:4,  
5393:17  
**outweighed** [1] -  
5406:9  
**overall** [1] - 5334:23  
**overrule** [4] - 5308:19,  
5317:6, 5334:9,  
5336:5  
**Overruled** [1] -  
5317:19  
**overruled** [31] -  
5313:23, 5328:13,  
5329:23, 5332:25,  
5340:1, 5344:13,  
5349:14, 5351:13,  
5370:1, 5371:4,  
5374:18, 5375:3,  
5375:19, 5379:6,  
5381:5, 5383:16,  
5383:24, 5384:15,  
5389:7, 5389:22,  
5390:6, 5390:15,  
5396:19, 5406:14,  
5409:16, 5409:22,  
5413:19, 5413:23,  
5416:4, 5417:1,  
5417:5  
**overseas** [2] -  
5324:24, 5325:13  
**overtly** [1] - 5393:17  
**overview** [1] - 5338:13  
**overwhelming** [1] -  
5427:19  
**own** [1] - 5327:3

## P

**P.A** [2] - 5285:5,  
5285:8  
**P.C** [1] - 5285:12  
**p.m** [1] - 5439:20  
**page** [2] - 5295:22,  
5379:1  
**PAGE** [1] - 5286:2  
**Pages** [2] - 5292:15,  
5292:25  
**Palace** [1] - 5307:16  
**panel** [2] - 5323:14,  
5366:14  
**Papers** [1] - 5340:16  
**paragraph** [1] -  
5338:15  
**pardon** [3] - 5373:24,  
5396:8, 5439:10  
**Park** [1] - 5285:12  
**Parler** [2] - 5393:12,  
5394:7  
**part** [20] - 5288:16,  
5289:20, 5299:14,

5304:15, 5313:4,  
5322:7, 5324:24,  
5332:10, 5334:24,  
5345:25, 5373:5,  
5376:16, 5382:3,  
5384:9, 5384:13,  
5390:3, 5402:2,  
5421:17, 5422:1,  
5437:11  
**partake** [1] - 5391:14  
**partici** [1] - 5394:16  
**participate** [1] -  
5350:15  
**participated** [1] -  
5350:23  
**particular** [12] -  
5292:2, 5295:10,  
5297:15, 5300:8,  
5308:5, 5332:18,  
5358:8, 5361:9,  
5374:6, 5401:7,  
5404:16, 5405:24  
**particularly** [3] -  
5292:6, 5357:17,  
5363:25  
**particulars** [1] -  
5293:6  
**parties** [3] - 5287:22,  
5305:9, 5313:12  
**party** [9] - 5291:11,  
5291:18, 5294:3,  
5305:16, 5313:12,  
5402:3, 5402:5,  
5403:2, 5404:23  
**pass** [2] - 5300:1,  
5320:9  
**passages** [1] -  
5292:24  
**past** [1] - 5403:15  
**patting** [2] - 5383:20,  
5383:21  
**Pattis** [15] - 5284:23,  
5287:10, 5305:12,  
5308:3, 5309:18,  
5315:24, 5335:1,  
5354:21, 5357:8,  
5424:21, 5424:23,  
5425:2, 5428:23,  
5429:8, 5436:7  
**PATTIS** [57] - 5284:23,  
5305:13, 5306:7,  
5306:9, 5306:11,  
5306:13, 5306:18,  
5306:20, 5307:9,  
5307:11, 5307:24,  
5308:1, 5308:10,  
5308:14, 5315:25,  
5316:14, 5316:16,  
5316:18, 5335:2,  
5335:5, 5335:8,

<p>5354:22, 5355:4, 5357:7, 5357:9, 5365:7, 5365:21, 5369:23, 5369:25, 5396:21, 5419:4, 5424:24, 5425:4, 5425:7, 5426:21, 5427:4, 5427:8, 5428:1, 5428:6, 5435:7, 5435:10, 5435:13, 5436:9, 5436:24, 5437:1, 5437:4, 5437:6, 5437:8, 5437:10, 5437:13, 5437:15, 5437:17, 5437:23, 5438:1, 5438:9, 5438:13, 5439:10 <b>Pattis's</b> [1] - 5439:8 <b>pause</b> [8] - 5298:4, 5312:6, 5323:13, 5366:6, 5366:9, 5366:11, 5408:10, 5420:8 <b>paused</b> [1] - 5435:8 <b>pausing</b> [5] - 5297:14, 5304:12, 5305:3, 5316:22, 5316:25 <b>pay</b> [1] - 5330:13 <b>PC</b> [1] - 5284:20 <b>people</b> [75] - 5290:2, 5298:22, 5300:8, 5304:22, 5328:7, 5328:18, 5328:20, 5329:1, 5332:15, 5332:17, 5334:12, 5336:17, 5336:20, 5336:21, 5337:2, 5340:19, 5340:22, 5341:2, 5341:6, 5341:9, 5341:11, 5341:22, 5342:2, 5344:17, 5349:25, 5350:1, 5350:3, 5350:5, 5350:23, 5352:16, 5352:18, 5355:13, 5355:16, 5356:5, 5357:17, 5357:19, 5358:8, 5367:6, 5367:24, 5367:25, 5369:8, 5369:11, 5369:15, 5373:13, 5373:14, 5375:15, 5375:17, 5375:18, 5376:8, 5377:5, 5377:10, 5377:11, 5377:22, 5381:7, 5385:20, 5385:24, 5385:25, 5386:7, 5391:9,</p>	<p>5393:19, 5407:10, 5422:2, 5424:2, 5427:15, 5427:16, 5427:17, 5429:6, 5429:9, 5429:10, 5429:12, 5433:9, 5434:8, 5434:10, 5434:22 <b>people's</b> [3] - 5375:9, 5390:13, 5438:2 <b>Pepe</b> [2] - 5418:5, 5418:6 <b>pepper</b> [2] - 5348:9, 5348:10 <b>perceive</b> [1] - 5430:1 <b>perceived</b> [2] - 5396:3, 5430:16 <b>perception</b> [3] - 5377:11, 5430:4, 5432:3 <b>percipient</b> [1] - 5426:6 <b>perfectly</b> [3] - 5333:15, 5431:1, 5431:7 <b>period</b> [3] - 5329:9, 5391:23, 5393:14 <b>permission</b> [1] - 5393:4 <b>permit</b> [1] - 5438:20 <b>permits</b> [3] - 5288:18, 5288:20, 5311:1 <b>permitted</b> [2] - 5427:12, 5438:4 <b>person</b> [31] - 5293:2, 5297:16, 5298:8, 5298:14, 5301:9, 5302:11, 5304:14, 5306:25, 5307:4, 5308:5, 5308:7, 5308:8, 5314:1, 5342:14, 5344:1, 5347:20, 5348:1, 5368:4, 5389:2, 5389:3, 5407:19, 5408:2, 5423:19, 5423:23, 5424:14, 5427:16, 5431:2, 5431:3, 5431:18 <b>person's</b> [3] - 5342:10, 5347:9, 5431:8 <b>personal</b> [10] - 5330:19, 5343:11, 5343:14, 5343:16, 5343:18, 5343:20, 5360:18, 5364:6, 5429:13, 5434:18 <b>personally</b> [3] - 5362:14, 5369:7, 5380:15</p>	<p><b>perspective</b> [11] - 5306:1, 5307:18, 5312:18, 5318:25, 5351:18, 5367:24, 5379:7, 5383:25, 5388:2, 5388:8, 5427:19 <b>persuading</b> [1] - 5313:14 <b>pertaining</b> [1] - 5359:17 <b>Pezzola</b> [70] - 5287:6, 5287:15, 5289:11, 5290:1, 5290:14, 5291:6, 5291:8, 5294:18, 5295:24, 5296:1, 5296:5, 5296:8, 5348:13, 5355:12, 5356:3, 5359:15, 5365:10, 5382:20, 5382:23, 5382:24, 5383:3, 5383:5, 5388:10, 5390:10, 5391:24, 5393:14, 5393:23, 5394:5, 5397:10, 5397:23, 5400:9, 5400:11, 5400:15, 5400:16, 5401:15, 5401:22, 5402:5, 5403:20, 5404:1, 5405:18, 5408:9, 5408:18, 5409:12, 5410:8, 5410:9, 5410:23, 5411:7, 5411:16, 5411:22, 5412:5, 5413:6, 5413:13, 5414:1, 5414:12, 5415:17, 5416:10, 5416:23, 5419:18, 5423:17, 5423:19, 5426:5, 5430:25, 5434:1, 5434:5, 5434:11, 5435:16, 5435:19 <b>PEZZOLA</b> [1] - 5284:6 <b>Pezzola's</b> [4] - 5288:2, 5290:5, 5389:16, 5426:4 <b>phone</b> [7] - 5335:14, 5339:7, 5339:14, 5355:17, 5356:21, 5357:16, 5389:2 <b>phones</b> [1] - 5377:22 <b>photograph</b> [2] - 5378:21, 5387:13 <b>photographs</b> [1] - 5392:11 <b>phrase</b> [2] - 5352:5, 5352:10</p>	<p><b>physical</b> [5] - 5335:17, 5371:18, 5373:19, 5374:1, 5386:12 <b>physically</b> [4] - 5327:21, 5386:9, 5390:23, 5409:2 <b>pick</b> [3] - 5302:11, 5352:25, 5420:13 <b>picked</b> [1] - 5353:17 <b>picture</b> [2] - 5378:7, 5394:2 <b>pictures</b> [1] - 5391:9 <b>piece</b> [4] - 5292:2, 5306:13, 5314:4, 5404:17 <b>place</b> [5] - 5308:18, 5348:20, 5377:4, 5382:2, 5385:1 <b>placing</b> [1] - 5334:24 <b>plan</b> [6] - 5318:18, 5398:20, 5399:1, 5399:3, 5399:11, 5400:6 <b>planning</b> [1] - 5412:18 <b>plans</b> [2] - 5388:23, 5391:14 <b>plate</b> [2] - 5380:15, 5380:23 <b>plates</b> [1] - 5380:16 <b>play</b> [12] - 5294:15, 5297:9, 5297:10, 5302:21, 5302:25, 5303:3, 5304:18, 5319:23, 5399:16, 5400:6, 5413:3, 5413:7 <b>played</b> [7] - 5297:12, 5299:21, 5301:24, 5408:13, 5409:9, 5413:2, 5413:8 <b>playing</b> [1] - 5330:5 <b>plaza</b> [2] - 5377:4, 5400:13 <b>plea</b> [4] - 5437:15, 5438:6, 5438:10, 5438:20 <b>pled</b> [5] - 5320:24, 5434:24, 5436:22, 5437:12, 5438:22 <b>plenty</b> [1] - 5290:8 <b>PLLC</b> [1] - 5284:17 <b>plus</b> [1] - 5392:7 <b>point</b> [71] - 5288:8, 5292:20, 5292:21, 5296:11, 5296:15, 5304:18, 5304:19, 5307:8, 5308:24, 5309:6, 5311:6, 5311:17, 5313:25, 5314:14, 5315:15,</p>	<p>5319:18, 5319:21, 5327:21, 5328:6, 5336:1, 5338:17, 5339:9, 5339:15, 5339:22, 5340:23, 5341:14, 5342:16, 5342:19, 5344:11, 5345:8, 5346:16, 5347:9, 5347:17, 5348:6, 5354:15, 5354:23, 5358:9, 5378:4, 5378:13, 5379:19, 5379:20, 5380:5, 5380:7, 5384:3, 5384:6, 5384:8, 5384:11, 5385:14, 5390:4, 5393:1, 5393:23, 5403:3, 5403:4, 5403:16, 5408:20, 5410:15, 5415:21, 5418:7, 5423:17, 5426:24, 5427:3, 5427:13, 5427:18, 5428:22, 5430:8, 5430:9, 5431:14, 5437:11, 5439:7, 5439:8 <b>pointed</b> [1] - 5361:17 <b>pointing</b> [3] - 5315:3, 5316:23, 5364:18 <b>points</b> [2] - 5305:4, 5311:14 <b>Police</b> [1] - 5299:4 <b>police</b> [4] - 5372:1, 5372:3, 5376:14, 5382:9 <b>political</b> [4] - 5374:24, 5375:15, 5376:9, 5388:19 <b>politicians</b> [2] - 5375:7, 5376:12 <b>politics</b> [7] - 5328:4, 5328:10, 5328:18, 5328:20, 5330:5, 5330:7, 5344:18 <b>popular</b> [1] - 5364:16 <b>portion</b> [1] - 5312:19 <b>pose</b> [5] - 5308:14, 5310:1, 5378:13, 5378:21, 5378:22 <b>posed</b> [5] - 5308:12, 5378:7, 5378:8, 5378:10, 5432:25 <b>poses</b> [1] - 5313:9 <b>position</b> [6] - 5290:1, 5290:4, 5290:6, 5360:15, 5365:22, 5438:5 <b>positioned</b> [1] -</p>
---	---	--	--	--

<p>5304:24</p> <p><b>possess</b> [1] - 5318:11</p> <p><b>possession</b> [1] - 5318:19</p> <p><b>possibility</b> [1] - 5288:23</p> <p><b>possible</b> [2] - 5371:13, 5436:18</p> <p><b>possibly</b> [1] - 5427:4</p> <p><b>post</b> [2] - 5394:9, 5394:17</p> <p><b>Post</b> [2] - 5379:1, 5387:13</p> <p><b>posted</b> [3] - 5394:6, 5394:18, 5394:20</p> <p><b>postings</b> [1] - 5393:22</p> <p><b>potential</b> [1] - 5398:7</p> <p><b>potentially</b> [1] - 5318:23</p> <p><b>power</b> [4] - 5356:14, 5357:2, 5359:12, 5364:17</p> <p><b>powerful</b> [2] - 5375:6, 5376:13</p> <p><b>practical</b> [1] - 5322:4</p> <p><b>practice</b> [1] - 5382:7</p> <p><b>preclude</b> [2] - 5305:7, 5318:5</p> <p><b>predicate</b> [1] - 5426:7</p> <p><b>prejudice</b> [5] - 5307:12, 5313:10, 5313:19, 5313:20, 5427:18</p> <p><b>prejudices</b> [1] - 5316:7</p> <p><b>prejudicial</b> [3] - 5315:9, 5315:10</p> <p><b>preliminary</b> [1] - 5318:1</p> <p><b>prepared</b> [2] - 5399:11, 5424:9</p> <p><b>presence</b> [1] - 5386:3</p> <p><b>present</b> [10] - 5287:7, 5287:8, 5287:9, 5287:10, 5287:11, 5287:12, 5287:13, 5302:20, 5382:15, 5425:22</p> <p><b>present-sense</b> [1] - 5425:22</p> <p><b>presentation</b> [1] - 5312:22</p> <p><b>presenting</b> [2] - 5313:7, 5334:17</p> <p><b>preserve</b> [2] - 5317:15, 5317:20</p> <p><b>President</b> [3] - 5331:1, 5345:9, 5407:2</p> <p><b>president</b> [2] - 5339:4, 5418:7</p>	<p><b>presumably</b> [1] - 5426:8</p> <p><b>presume</b> [1] - 5300:12</p> <p><b>presumption</b> [1] - 5316:8</p> <p><b>pretrial</b> [2] - 5313:6, 5334:8</p> <p><b>pretty</b> [11] - 5324:22, 5328:6, 5328:14, 5330:21, 5347:11, 5347:13, 5351:7, 5369:7, 5384:11, 5391:8, 5433:8</p> <p><b>prevent</b> [1] - 5315:11</p> <p><b>preview</b> [2] - 5304:16, 5398:19</p> <p><b>previous</b> [1] - 5360:7</p> <p><b>previously</b> [3] - 5362:20, 5368:16, 5397:25</p> <p><b>probative</b> [1] - 5406:9</p> <p><b>problem</b> [6] - 5304:6, 5314:10, 5355:18, 5423:4, 5435:22, 5435:23</p> <p><b>problems</b> [2] - 5288:25, 5298:1</p> <p><b>procedure</b> [1] - 5398:5</p> <p><b>procedures</b> [1] - 5313:4</p> <p><b>proceed</b> [8] - 5323:18, 5354:9, 5366:18, 5399:8, 5401:5, 5405:8, 5406:16, 5412:23</p> <p><b>proceedings</b> [1] - 5440:1</p> <p><b>Proceedings</b> [1] - 5285:18</p> <p><b>process</b> [2] - 5341:19, 5341:20</p> <p><b>produce</b> [4] - 5306:23, 5314:5, 5320:14, 5404:12</p> <p><b>produced</b> [12] - 5285:19, 5311:1, 5313:3, 5313:16, 5313:21, 5314:8, 5319:8, 5320:7, 5320:13, 5321:10, 5396:5, 5404:14</p> <p><b>produces</b> [1] - 5316:10</p> <p><b>producing</b> [1] - 5320:9</p> <p><b>production</b> [3] - 5327:8, 5327:10, 5404:11</p> <p><b>proffer</b> [3] - 5399:19, 5403:13, 5424:16</p>	<p><b>program</b> [6] - 5298:21, 5299:12, 5302:5, 5302:8, 5306:24, 5417:16</p> <p><b>programmed</b> [2] - 5417:9, 5417:13</p> <p><b>programming</b> [2] - 5416:13, 5416:24</p> <p><b>prominent</b> [1] - 5391:8</p> <p><b>pronounced</b> [1] - 5352:6</p> <p><b>proof</b> [1] - 5438:4</p> <p><b>propaganda</b> [2] - 5336:19, 5337:6</p> <p><b>properly</b> [1] - 5314:16</p> <p><b>propose</b> [1] - 5420:10</p> <p><b>proposing</b> [1] - 5294:20</p> <p><b>prosecutor</b> [6] - 5353:25, 5354:13, 5356:12, 5357:1, 5357:3, 5429:9</p> <p><b>prospect</b> [10] - 5342:18, 5346:11, 5346:18, 5346:21, 5349:6, 5385:14, 5386:19, 5386:24, 5387:1, 5411:5</p> <p><b>prospecting</b> [8] - 5340:6, 5340:17, 5341:11, 5344:22, 5345:6, 5367:12, 5367:15</p> <p><b>prospects</b> [4] - 5341:22, 5345:15, 5381:20, 5411:3</p> <p><b>protection</b> [1] - 5381:10</p> <p><b>protesting</b> [1] - 5337:4</p> <p><b>Proud</b> [118] - 5331:7, 5331:19, 5331:22, 5332:6, 5332:10, 5332:11, 5333:20, 5334:4, 5334:6, 5334:13, 5335:3, 5335:17, 5336:19, 5337:10, 5337:12, 5337:13, 5337:15, 5338:16, 5338:18, 5340:20, 5341:15, 5342:4, 5342:16, 5342:19, 5342:23, 5343:6, 5343:11, 5344:9, 5345:16, 5345:19, 5346:2, 5346:13, 5346:23, 5347:10, 5347:11, 5347:17, 5349:7,</p>	<p>5350:9, 5351:19, 5352:10, 5352:11, 5352:14, 5353:9, 5353:19, 5355:7, 5355:9, 5355:12, 5356:1, 5356:8, 5357:21, 5357:25, 5358:6, 5363:13, 5364:11, 5364:15, 5365:2, 5367:2, 5367:3, 5367:6, 5368:4, 5368:7, 5369:12, 5369:19, 5370:4, 5372:6, 5374:7, 5374:12, 5374:20, 5375:5, 5376:7, 5377:14, 5380:25, 5382:2, 5382:6, 5382:13, 5383:8, 5383:13, 5384:22, 5385:11, 5385:17, 5386:18, 5387:10, 5388:5, 5388:18, 5391:7, 5392:7, 5393:11, 5393:15, 5393:22, 5394:18, 5407:7, 5407:22, 5407:23, 5414:24, 5414:25, 5415:11, 5415:22, 5416:6, 5417:6, 5418:8, 5418:14, 5418:16, 5418:17, 5418:24, 5418:25, 5419:16, 5423:13, 5423:15, 5423:18, 5423:20, 5425:10, 5425:17, 5426:17, 5432:19, 5433:10, 5434:12, 5435:2</p> <p><b>proud</b> [1] - 5338:21</p> <p><b>prove</b> [2] - 5301:15, 5421:9</p> <p><b>proved</b> [1] - 5301:15</p> <p><b>provide</b> [1] - 5323:4</p> <p><b>provided</b> [3] - 5299:12, 5318:2, 5393:7</p> <p><b>provisionally</b> [1] - 5408:12</p> <p><b>provoke</b> [1] - 5373:21</p> <p><b>proximity</b> [1] - 5377:25</p> <p><b>public</b> [6] - 5318:9, 5364:17, 5364:20, 5364:22, 5387:18, 5394:17</p> <p><b>publicly</b> [2] - 5388:15, 5415:23</p> <p><b>publish</b> [2] - 5393:2,</p>	<p>5393:4</p> <p><b>Publius</b> [4] - 5340:12, 5340:15, 5340:25, 5341:6</p> <p><b>PUBLIUS</b> [1] - 5340:13</p> <p><b>pull</b> [4] - 5295:13, 5299:17, 5314:1, 5386:9</p> <p><b>pulls</b> [1] - 5298:22</p> <p><b>pump</b> [1] - 5352:17</p> <p><b>pun</b> [1] - 5436:13</p> <p><b>pundits</b> [1] - 5331:3</p> <p><b>purely</b> [1] - 5426:15</p> <p><b>purport</b> [1] - 5304:13</p> <p><b>purpose</b> [6] - 5311:10, 5313:5, 5358:1, 5398:15, 5415:25, 5429:3</p> <p><b>purposes</b> [4] - 5290:5, 5296:9, 5303:19, 5315:1</p> <p><b>put</b> [32] - 5291:12, 5292:3, 5299:6, 5299:18, 5299:19, 5305:9, 5305:21, 5307:17, 5309:19, 5310:14, 5311:17, 5311:18, 5311:23, 5314:13, 5317:18, 5319:17, 5322:18, 5326:21, 5335:11, 5340:6, 5340:17, 5352:19, 5356:20, 5359:9, 5362:22, 5395:21, 5403:9, 5415:14, 5415:16, 5423:25, 5430:22, 5435:19</p> <p><b>puts</b> [1] - 5313:12</p> <p><b>putting</b> [3] - 5334:6, 5361:7, 5417:21</p>
				<b>Q</b>
				<p><b>quest</b> [1] - 5345:19</p> <p><b>Quested</b> [1] - 5309:21</p> <p><b>Quested's</b> [1] - 5362:10</p> <p><b>questioned</b> [1] - 5298:23</p> <p><b>questioning</b> [3] - 5368:12, 5374:17, 5375:24</p> <p><b>questions</b> [13] - 5304:13, 5305:22, 5308:12, 5312:7, 5317:2, 5319:15, 5330:12, 5385:8, 5400:10, 5400:17,</p>

5429:25, 5432:3, 5435:21 <b>quick</b> [4] - 5357:15, 5358:19, 5398:10, 5420:19 <b>quickly</b> [1] - 5357:8 <b>quiet</b> [1] - 5329:2	<b>ready</b> [2] - 5369:16, 5370:6 <b>ready/willing</b> [1] - 5369:20 <b>real</b> [3] - 5339:22, 5340:8, 5341:4 <b>realistically</b> [1] - 5319:19 <b>realized</b> [1] - 5325:24 <b>really</b> [22] - 5287:18, 5292:6, 5294:8, 5318:22, 5329:18, 5329:24, 5331:12, 5332:20, 5349:2, 5368:12, 5370:17, 5372:7, 5379:14, 5379:15, 5381:17, 5403:2, 5407:6, 5423:21, 5428:3, 5430:25, 5431:8, 5431:10 <b>reason</b> [4] - 5345:25, 5351:18, 5363:1, 5411:4 <b>reasonably</b> [1] - 5319:23 <b>reasons</b> [5] - 5300:11, 5319:18, 5334:25, 5363:10, 5436:17 <b>rebut</b> [1] - 5403:3 <b>received</b> [4] - 5287:21, 5320:21, 5397:13 <b>recent</b> [2] - 5321:3, 5403:19 <b>recently</b> [1] - 5403:19 <b>recess</b> [6] - 5358:25, 5359:2, 5359:4, 5359:5, 5439:19, 5439:20 <b>recognize</b> [10] - 5312:17, 5348:2, 5352:22, 5366:24, 5392:19, 5395:17, 5395:19, 5397:12, 5397:19, 5408:15 <b>recognizing</b> [1] - 5408:19 <b>record</b> [13] - 5317:20, 5317:21, 5348:12, 5348:17, 5359:7, 5359:10, 5359:16, 5359:20, 5360:11, 5362:22, 5364:12, 5365:12, 5403:14 <b>recorded</b> [2] - 5285:18, 5321:1 <b>recovered</b> [1] - 5288:2 <b>recruit</b> [1] - 5435:2 <b>recruited</b> [2] - 5334:13, 5335:3	<b>redaction</b> [1] - 5289:19 <b>redactions</b> [2] - 5289:14, 5289:15 <b>reference</b> [6] - 5297:3, 5350:9, 5399:1, 5399:9, 5410:5, 5434:20 <b>referenced</b> [3] - 5296:7, 5297:10, 5393:23 <b>referred</b> [2] - 5295:23, 5406:11 <b>referring</b> [6] - 5331:16, 5352:3, 5378:19, 5409:14, 5410:9, 5429:10 <b>reflect</b> [2] - 5348:13, 5348:17 <b>refused</b> [1] - 5410:12 <b>regard</b> [4] - 5288:3, 5288:4, 5292:12, 5416:24 <b>regarded</b> [2] - 5316:4, 5316:11 <b>regarding</b> [1] - 5433:15 <b>regards</b> [1] - 5290:3 <b>REHL</b> [1] - 5284:5 <b>Rehl</b> [19] - 5287:4, 5287:14, 5298:11, 5299:9, 5300:14, 5301:18, 5310:10, 5311:16, 5311:20, 5312:24, 5313:10, 5313:14, 5313:15, 5314:22, 5314:25, 5317:4, 5343:18, 5356:3, 5402:6 <b>Rehl's</b> [1] - 5317:2 <b>related</b> [5] - 5291:20, 5292:11, 5346:6, 5346:7, 5413:10 <b>relates</b> [1] - 5318:1 <b>relating</b> [4] - 5318:19, 5320:11, 5321:8, 5359:16 <b>relation</b> [2] - 5323:2, 5335:16 <b>relationship</b> [6] - 5292:8, 5321:4, 5375:15, 5376:9, 5410:18, 5410:24 <b>relative</b> [1] - 5365:22 <b>relatively</b> [2] - 5339:11, 5367:8 <b>relayed</b> [1] - 5383:12 <b>relevance</b> [15] - 5328:12, 5329:22, 5332:24, 5334:2,	5354:22, 5355:1, 5355:6, 5369:23, 5374:16, 5399:4, 5402:1, 5404:20, 5413:18, 5428:20, 5435:5 <b>relevancy</b> [2] - 5424:12, 5424:20 <b>relevant</b> [15] - 5291:23, 5300:9, 5300:11, 5335:22, 5355:10, 5356:8, 5357:23, 5364:21, 5406:8, 5421:7, 5421:12, 5422:6, 5424:5, 5435:4, 5436:15 <b>remains</b> [2] - 5322:16, 5413:21 <b>remarks</b> [2] - 5316:18, 5425:15 <b>remedy</b> [1] - 5428:10 <b>remember</b> [10] - 5332:7, 5337:23, 5338:20, 5341:24, 5368:24, 5391:19, 5393:17, 5393:21, 5394:2, 5415:18 <b>remind</b> [2] - 5316:6, 5326:2 <b>removed</b> [1] - 5426:24 <b>renders</b> [1] - 5428:13 <b>repeat</b> [2] - 5373:3, 5373:4 <b>repeating</b> [1] - 5338:18 <b>rephrase</b> [2] - 5375:10, 5380:4 <b>REPORTER</b> [3] - 5362:3, 5425:1, 5439:22 <b>Reporter</b> [4] - 5285:15, 5285:15, 5362:5, 5440:3 <b>reporter</b> [1] - 5425:3 <b>representation</b> [1] - 5305:15 <b>represented</b> [3] - 5334:19, 5357:3, 5401:8 <b>request</b> [1] - 5290:7 <b>required</b> [1] - 5306:23 <b>requirement</b> [1] - 5318:4 <b>requires</b> [1] - 5421:11 <b>requiring</b> [1] - 5398:6 <b>resolve</b> [2] - 5345:9, 5420:14 <b>resolved</b> [3] - 5288:9, 5288:13, 5288:14	<b>respect</b> [6] - 5290:25, 5369:13, 5374:7, 5385:21, 5427:10, 5436:10 <b>respected</b> [2] - 5347:11, 5347:13 <b>respond</b> [5] - 5328:21, 5328:22, 5362:1, 5384:1, 5432:15 <b>responding</b> [4] - 5311:22, 5332:15, 5336:20, 5371:18 <b>response</b> [7] - 5323:2, 5339:16, 5356:11, 5356:13, 5371:2, 5428:20, 5428:25 <b>responsible</b> [2] - 5384:23, 5385:3 <b>rest</b> [4] - 5307:5, 5312:5, 5400:3, 5431:11 <b>restaurants</b> [1] - 5336:15 <b>restricted</b> [1] - 5395:3 <b>result</b> [4] - 5384:10, 5387:8, 5387:14, 5410:3 <b>results</b> [3] - 5330:15, 5344:21, 5367:16 <b>resume</b> [1] - 5420:21 <b>resumed</b> [1] - 5366:10 <b>retirement</b> [2] - 5388:23, 5389:10 <b>Return</b> [6] - 5336:6, 5358:17, 5405:10, 5406:15, 5412:24, 5420:16 <b>return</b> [2] - 5399:3, 5439:19 <b>returned</b> [4] - 5323:15, 5358:21, 5366:15, 5420:23 <b>review</b> [3] - 5314:8, 5395:9, 5397:16 <b>reviewed</b> [1] - 5396:25 <b>ride</b> [1] - 5387:6 <b>rightfully</b> [1] - 5307:12 <b>rights</b> [1] - 5307:20 <b>riot</b> [1] - 5400:16 <b>rise</b> [2] - 5359:3, 5439:18 <b>Road</b> [1] - 5285:2 <b>robbery</b> [2] - 5400:8, 5400:25 <b>Rochester</b> [2] - 5411:10, 5412:3 <b>rode</b> [2] - 5408:2, 5408:4 <b>Roger</b> [4] - 5285:11, 5287:13, 5289:10,
<b>R</b>				
<b>race</b> [1] - 5355:9 <b>racism</b> [3] - 5353:24, 5357:6, 5364:20 <b>racist</b> [1] - 5354:12 <b>radio</b> [3] - 5416:21, 5416:24, 5417:13 <b>radios</b> [4] - 5416:10, 5416:13, 5417:9, 5417:16 <b>raised</b> [4] - 5361:2, 5364:15, 5425:16, 5439:11 <b>raises</b> [1] - 5306:21 <b>raising</b> [2] - 5319:5, 5423:6 <b>rallies</b> [1] - 5410:13 <b>rally</b> [29] - 5330:11, 5333:4, 5333:23, 5336:11, 5345:11, 5345:14, 5345:16, 5346:3, 5346:6, 5346:13, 5347:6, 5347:15, 5347:17, 5348:19, 5352:16, 5367:11, 5368:8, 5369:10, 5369:11, 5378:23, 5379:4, 5380:24, 5382:2, 5385:10, 5388:17, 5390:22, 5390:25, 5391:9, 5407:3 <b>ranks</b> [1] - 5385:23 <b>rather</b> [4] - 5296:19, 5327:19, 5360:13, 5432:3 <b>re</b> [1] - 5426:3 <b>reach</b> [2] - 5337:20, 5337:22 <b>reaching</b> [1] - 5427:14 <b>react</b> [1] - 5370:6 <b>reaction</b> [9] - 5300:1, 5300:4, 5304:10, 5330:19, 5373:19, 5383:9, 5383:18, 5385:5, 5387:17 <b>read</b> [4] - 5290:14, 5396:7, 5396:9, 5397:25 <b>reading</b> [2] - 5330:5, 5340:16				



<p>5405:18  <b>Rohde</b> [6] - 5298:20,  5408:11, 5409:7,  5412:7, 5412:25,  5413:7  <b>role</b> [6] - 5342:10,  5347:10, 5369:12,  5374:7, 5382:3,  5382:20  <b>Room</b> [2] - 5285:16,  5440:4  <b>room</b> [9] - 5300:12,  5358:21, 5366:8,  5417:9, 5417:14,  5418:1, 5418:12,  5420:23, 5435:4  <b>rooms</b> [1] - 5339:8  <b>rooster</b> [1] - 5392:7  <b>roots</b> [3] - 5289:9,  5359:15, 5405:12  <b>Roots</b> [4] - 5285:11,  5287:13, 5289:10,  5405:18  <b>ROOTS</b> [7] - 5289:10,  5290:13, 5290:17,  5290:19, 5359:19,  5405:11, 5405:17  <b>rosa</b> [1] - 5425:24  <b>rough</b> [1] - 5331:21  <b>RPR</b> [3] - 5285:15,  5439:23, 5440:3  <b>Rule</b> [2] - 5305:6,  5310:21  <b>rule</b> [1] - 5401:18  <b>ruled</b> [2] - 5404:16,  5404:17  <b>rules</b> [4] - 5291:22,  5296:13, 5307:21,  5430:10  <b>Rules</b> [1] - 5429:3  <b>ruling</b> [2] - 5292:15,  5323:1  <b>run</b> [1] - 5386:8  <b>running</b> [2] - 5404:1,  5404:2</p>	<p>5310:22, 5315:24,  5316:25, 5332:22,  5333:19, 5334:21,  5335:18, 5337:10,  5350:3, 5362:23,  5367:3, 5367:4,  5371:3, 5374:4,  5375:12, 5376:6,  5386:10, 5387:20,  5391:1, 5394:1,  5399:20, 5400:20  <b>scaffolding</b> [1] -  5395:7  <b>scenario</b> [1] - 5294:8  <b>scene</b> [2] - 5306:18,  5349:24  <b>schedule</b> [1] -  5344:11  <b>scheduling</b> [1] -  5313:5  <b>scientific</b> [1] -  5296:20  <b>screaming</b> [1] -  5371:22  <b>screen</b> [1] - 5305:1  <b>search</b> [1] - 5292:21  <b>seated</b> [5] - 5323:16,  5348:6, 5358:22,  5366:16, 5420:24  <b>second</b> [8] - 5288:8,  5298:8, 5335:24,  5396:10, 5405:13,  5412:16, 5423:20  <b>secondhand</b> [1] -  5409:4  <b>secondly</b> [1] - 5401:14  <b>seconds</b> [2] -  5298:17, 5400:6  <b>secret</b> [1] - 5318:8  <b>securing</b> [1] - 5351:19  <b>security</b> [4] - 5318:12,  5376:25, 5377:6,  5380:7  <b>see</b> [38] - 5293:10,  5293:15, 5298:7,  5298:13, 5305:16,  5305:20, 5306:15,  5307:7, 5314:14,  5321:16, 5326:5,  5332:18, 5348:1,  5348:4, 5348:9,  5354:25, 5360:24,  5363:24, 5364:7,  5367:5, 5377:25,  5382:6, 5382:17,  5384:18, 5385:22,  5390:24, 5392:9,  5392:11, 5393:6,  5393:22, 5398:13,  5398:16, 5399:22,</p>	<p>5400:3, 5406:13,  5427:10  <b>seeing</b> [8] - 5332:7,  5378:21, 5386:11,  5387:12, 5387:16,  5388:10, 5405:24,  5435:1  <b>seeking</b> [3] - 5330:22,  5330:24, 5374:5  <b>seem</b> [3] - 5315:6,  5385:2, 5388:10  <b>seized</b> [1] - 5290:9  <b>selected</b> [1] - 5306:25  <b>selection</b> [2] -  5305:21, 5305:24  <b>selector</b> [1] - 5305:21  <b>Self</b> [3] - 5343:1,  5434:3, 5434:7  <b>Self-Defense</b> [3] -  5343:1, 5434:3,  5434:7  <b>selfie</b> [2] - 5338:18,  5397:9  <b>selfie-style</b> [1] -  5397:9  <b>send</b> [10] - 5322:19,  5337:25, 5338:25,  5339:18, 5341:23,  5403:14, 5420:6,  5420:10, 5420:11,  5420:18  <b>sending</b> [1] - 5401:12  <b>senior</b> [1] - 5433:9  <b>sense</b> [16] - 5287:19,  5291:25, 5292:1,  5305:8, 5321:14,  5352:9, 5370:16,  5389:13, 5389:18,  5389:19, 5389:20,  5389:24, 5390:1,  5390:10, 5425:22,  5436:5  <b>sent</b> [3] - 5287:18,  5338:18, 5413:12  <b>sentence</b> [2] - 5322:1,  5322:2  <b>sentences</b> [1] - 5429:5  <b>sentiment</b> [1] -  5414:12  <b>separate</b> [3] -  5291:19, 5341:21,  5405:22  <b>separately</b> [1] -  5399:8  <b>series</b> [1] - 5407:2  <b>serious</b> [2] - 5359:22,  5432:5  <b>seriously</b> [1] -  5359:22  <b>serve</b> [1] - 5292:17</p>	<p><b>service</b> [3] - 5324:15,  5324:25, 5326:7  <b>SESSION</b> [1] - 5284:9  <b>set</b> [2] - 5291:14,  5338:12  <b>setting</b> [1] - 5403:17  <b>settled</b> [1] - 5417:21  <b>several</b> [2] - 5357:2,  5419:23  <b>shall</b> [1] - 5348:17  <b>shield</b> [15] - 5391:4,  5391:6, 5391:11,  5391:14, 5392:2,  5392:3, 5392:10,  5392:11, 5392:22,  5392:24, 5393:7,  5393:13, 5400:9,  5400:14, 5400:16  <b>shields</b> [3] - 5372:22,  5373:11, 5391:8  <b>shirt</b> [1] - 5348:9  <b>shit</b> [4] - 5373:23,  5373:25, 5374:3,  5433:11  <b>shorthand</b> [2] -  5285:18, 5296:16  <b>shortly</b> [1] - 5400:16  <b>shotgun</b> [2] - 5405:19,  5405:21  <b>show</b> [10] - 5292:7,  5295:13, 5298:14,  5305:24, 5333:20,  5400:6, 5402:17,  5405:6, 5417:13,  5418:1  <b>showed</b> [3] - 5336:12,  5336:17, 5418:12  <b>showing</b> [3] -  5289:16, 5358:1,  5400:8  <b>shown</b> [1] - 5395:20  <b>shows</b> [6] - 5327:11,  5327:14, 5327:16,  5327:24, 5400:11,  5400:15  <b>sic</b> [4] - 5378:5,  5383:11, 5400:16,  5428:8  <b>sic</b> [1] - 5311:13  <b>side</b> [4] - 5289:21,  5334:24, 5336:2,  5431:14  <b>sidebar</b> [3] - 5333:7,  5398:10, 5419:11  <b>sides</b> [3] - 5317:3,  5372:4, 5420:9  <b>signal</b> [1] - 5357:11  <b>significance</b> [1] -  5349:9  <b>significant</b> [1] -</p>	<p>5347:6  <b>silly</b> [1] - 5313:16  <b>similar</b> [2] - 5368:8,  5398:22  <b>similarly</b> [1] - 5398:25  <b>simpler</b> [1] - 5305:13  <b>simply</b> [5] - 5294:3,  5297:14, 5317:19,  5361:7, 5428:12  <b>sincere</b> [2] - 5431:18  <b>sitting</b> [1] - 5359:21  <b>situation</b> [2] -  5335:21, 5389:1  <b>situations</b> [1] -  5374:24  <b>Sixth</b> [1] - 5428:11  <b>Skull</b> [1] - 5343:3  <b>slap</b> [1] - 5331:13  <b>sleep</b> [1] - 5329:16  <b>sleeping</b> [1] - 5330:3  <b>Smith</b> [23] - 5284:16,  5287:9, 5304:11,  5305:18, 5309:20,  5334:1, 5353:5,  5354:2, 5354:3,  5354:16, 5354:18,  5356:16, 5358:7,  5359:21, 5360:10,  5360:23, 5362:8,  5362:11, 5405:20,  5423:2, 5424:22,  5428:17  <b>SMITH</b> [32] - 5284:17,  5284:23, 5333:25,  5334:14, 5334:17,  5353:3, 5353:22,  5354:4, 5354:10,  5354:17, 5354:19,  5356:10, 5356:20,  5356:23, 5357:6,  5357:24, 5358:3,  5358:6, 5359:9,  5359:24, 5360:1,  5360:5, 5360:12,  5361:15, 5364:11,  5375:8, 5375:17,  5398:2, 5398:4,  5398:12, 5422:24,  5428:18  <b>soldiers</b> [5] - 5374:13,  5374:14, 5374:21,  5374:23  <b>solution</b> [1] - 5307:14  <b>solve</b> [1] - 5288:25  <b>someone</b> [16] -  5328:10, 5343:25,  5344:4, 5344:6,  5347:3, 5364:13,  5374:2, 5409:20,  5422:18, 5426:15,</p>
<b>S</b>				
<p><b>Sabino</b> [2] - 5285:8,  5287:12  <b>salt</b> [2] - 5348:9,  5348:10  <b>salt-and-pepper</b> [2] -  5348:9, 5348:10  <b>satisfies</b> [1] - 5425:20  <b>saw</b> [32] - 5287:17,  5299:5, 5303:5,  5305:2, 5305:15,  5305:23, 5307:3,  5309:11, 5309:17,</p>				

<p>5426:17, 5426:22, 5431:1, 5431:5, 5431:6, 5431:15 <b>sometime</b> [2] - 5332:7, 5333:1 <b>sometimes</b> [3] - 5322:15, 5361:4, 5428:19 <b>somewhat</b> [2] - 5312:24, 5416:1 <b>somewhere</b> [2] - 5411:23, 5411:24 <b>soon</b> [2] - 5333:2, 5339:24 <b>sophisticated</b> [3] - 5377:23, 5377:24, 5378:1 <b>sorry</b> [24] - 5321:25, 5330:17, 5333:6, 5355:16, 5355:24, 5363:8, 5363:15, 5370:25, 5371:6, 5373:1, 5373:2, 5376:4, 5392:23, 5396:21, 5399:22, 5399:23, 5402:21, 5419:9, 5423:6, 5425:2, 5425:4, 5433:1, 5433:2, 5435:10 <b>sort</b> [21] - 5289:13, 5291:20, 5296:16, 5296:17, 5296:18, 5297:15, 5308:17, 5329:20, 5344:10, 5350:16, 5351:4, 5355:6, 5373:19, 5379:3, 5381:10, 5386:2, 5393:7, 5407:4, 5415:22, 5416:6, 5437:11 <b>sorted</b> [1] - 5317:5 <b>sorts</b> [2] - 5291:19, 5431:3 <b>sounds</b> [1] - 5300:22 <b>source</b> [4] - 5318:17, 5319:25, 5320:16, 5321:13 <b>sources</b> [2] - 5330:24, 5331:1 <b>southern</b> [1] - 5391:19 <b>sparks</b> [1] - 5394:4 <b>Spaz</b> [17] - 5347:4, 5347:20, 5368:4, 5377:17, 5377:25, 5378:6, 5379:3, 5379:21, 5381:22, 5382:3, 5383:12, 5387:10, 5387:14, 5388:20, 5389:4,</p>	<p>5390:22, 5391:13 <b>Spaz's</b> [1] - 5385:5 <b>Spazzo</b> [2] - 5347:4, 5347:21 <b>speakers</b> [2] - 5376:25, 5377:7 <b>speaking</b> [4] - 5333:14, 5377:5, 5383:9, 5401:6 <b>spear</b> [2] - 5370:6, 5370:9 <b>Special</b> [1] - 5392:17 <b>special</b> [1] - 5431:15 <b>specific</b> [11] - 5337:24, 5393:21, 5401:1, 5406:10, 5410:23, 5414:4, 5421:10, 5429:6, 5429:8, 5429:12, 5435:24 <b>specifically</b> [3] - 5394:10, 5403:18, 5433:16 <b>specificity</b> [1] - 5407:5 <b>specifics</b> [3] - 5327:12, 5379:14, 5417:8 <b>speculation</b> [1] - 5409:18 <b>speculative</b> [5] - 5369:23, 5419:5, 5425:21, 5428:14, 5438:15 <b>spell</b> [1] - 5324:5 <b>spend</b> [5] - 5312:13, 5347:3, 5347:19, 5387:9, 5418:16 <b>spending</b> [2] - 5330:4, 5388:18 <b>spent</b> [5] - 5324:16, 5347:6, 5369:11, 5383:13, 5418:15 <b>spin</b> [1] - 5410:20 <b>spin-offs</b> [1] - 5410:20 <b>spoken</b> [1] - 5426:1 <b>sport</b> [1] - 5428:7 <b>square</b> [1] - 5437:20 <b>stabbed</b> [2] - 5382:13, 5383:1 <b>stabbing</b> [2] - 5384:18, 5384:23 <b>stabblings</b> [1] - 5381:2 <b>stage</b> [2] - 5313:18, 5377:2 <b>stairs</b> [1] - 5395:6 <b>stand</b> [8] - 5309:1, 5309:21, 5323:22, 5337:16, 5366:8, 5366:10, 5389:19, 5401:13</p>	<p><b>standard</b> [2] - 5316:7, 5414:14 <b>standing</b> [2] - 5332:14, 5369:3 <b>stands</b> [4] - 5305:19, 5359:4, 5418:19, 5439:19 <b>start</b> [9] - 5287:20, 5323:11, 5327:3, 5328:24, 5373:23, 5393:19, 5395:6, 5428:17, 5433:11 <b>started</b> [3] - 5327:9, 5380:10, 5414:20 <b>starting</b> [9] - 5328:4, 5329:15, 5329:18, 5330:20, 5367:25, 5369:14, 5369:15, 5373:25, 5374:3 <b>State</b> [1] - 5337:14 <b>state</b> [12] - 5290:4, 5290:10, 5324:8, 5344:18, 5384:3, 5384:6, 5384:7, 5389:16, 5391:19, 5411:9, 5435:3, 5436:11 <b>statement</b> [18] - 5291:4, 5291:14, 5293:14, 5294:2, 5295:24, 5296:7, 5296:11, 5296:15, 5296:16, 5296:19, 5297:4, 5321:18, 5402:4, 5402:22, 5402:23, 5403:1, 5414:11 <b>statements</b> [8] - 5400:2, 5401:14, 5401:15, 5401:17, 5401:19, 5402:3, 5403:11, 5404:21 <b>STATES</b> [3] - 5284:1, 5284:2, 5284:10 <b>States</b> [6] - 5284:12, 5287:3, 5307:18, 5359:7, 5360:8, 5440:4 <b>stating</b> [1] - 5430:14 <b>stay</b> [2] - 5390:24, 5406:22 <b>Steal</b> [2] - 5333:4, 5336:11 <b>stenographic</b> [1] - 5439:25 <b>step</b> [4] - 5358:23, 5386:9, 5420:25, 5434:21 <b>stepping</b> [1] - 5385:24 <b>steps</b> [4] - 5337:9,</p>	<p>5337:22, 5358:24, 5421:1 <b>Steven</b> [4] - 5285:11, 5287:12, 5289:25, 5406:4 <b>still</b> [21] - 5296:6, 5322:13, 5322:16, 5326:6, 5326:10, 5327:20, 5329:3, 5330:25, 5335:13, 5345:5, 5346:18, 5367:11, 5367:18, 5367:21, 5368:12, 5377:13, 5385:14, 5413:21, 5414:19 <b>stood</b> [4] - 5332:20, 5377:2, 5384:1, 5407:6 <b>stop</b> [6] - 5304:17, 5304:18, 5311:14, 5314:20, 5333:12, 5353:5 <b>Stop</b> [2] - 5333:4, 5336:11 <b>stopped</b> [1] - 5333:21 <b>stopping</b> [2] - 5316:21 <b>strange</b> [1] - 5315:6 <b>stray</b> [2] - 5364:2, 5386:7 <b>Street</b> [6] - 5284:14, 5284:17, 5284:21, 5284:24, 5285:5, 5285:9 <b>street</b> [9] - 5332:9, 5332:15, 5334:14, 5334:17, 5334:21, 5334:23, 5335:15, 5336:17, 5372:8 <b>streets</b> [9] - 5332:16, 5337:3, 5351:8, 5351:9, 5351:10, 5351:16, 5351:17, 5351:19 <b>strictly</b> [1] - 5434:17 <b>strike</b> [1] - 5383:10 <b>strikes</b> [4] - 5319:22, 5320:2, 5357:22, 5427:9 <b>struck</b> [2] - 5354:14, 5356:12 <b>struggling</b> [2] - 5314:7, 5427:11 <b>stuck</b> [2] - 5309:14, 5314:3 <b>stuff</b> [2] - 5289:16, 5327:14 <b>stupid</b> [1] - 5303:19 <b>style</b> [1] - 5397:9 <b>sub</b> [1] - 5425:24 <b>subject</b> [2] - 5293:2,</p>	<p>5293:8 <b>subjective</b> [1] - 5438:3 <b>submitted</b> [1] - 5401:16 <b>substance</b> [2] - 5362:2, 5362:6 <b>substantially</b> [1] - 5406:9 <b>succeeds</b> [1] - 5313:14 <b>successful</b> [1] - 5329:6 <b>sudden</b> [2] - 5321:2, 5424:18 <b>sufficient</b> [4] - 5311:3, 5311:5, 5317:12, 5419:21 <b>suggest</b> [7] - 5308:15, 5353:24, 5356:14, 5360:18, 5360:25, 5426:3, 5427:16 <b>suggested</b> [1] - 5308:16 <b>suggesting</b> [2] - 5354:12, 5361:9 <b>suggestion</b> [1] - 5433:13 <b>suggests</b> [1] - 5438:6 <b>Suite</b> [2] - 5284:18, 5285:6 <b>suited</b> [1] - 5380:11 <b>summarize</b> [1] - 5402:12 <b>Sunday</b> [3] - 5403:15, 5404:12, 5404:14 <b>suppose</b> [3] - 5300:18, 5402:1, 5415:3 <b>supposed</b> [2] - 5413:14, 5413:16 <b>Supreme</b> [2] - 5368:22, 5368:25 <b>surrounded</b> [1] - 5375:13 <b>sustained</b> [1] - 5415:3 <b>SWORN</b> [1] - 5323:23 <b>symbol</b> [12] - 5355:9, 5356:14, 5357:2, 5357:21, 5358:1, 5364:11, 5364:15, 5364:19, 5364:23, 5365:5, 5366:22, 5366:24 <b>Syracuse</b> [10] - 5324:9, 5327:25, 5328:1, 5328:3, 5337:18, 5411:6, 5411:7, 5411:11, 5411:20, 5411:22</p>
---	--	--	---	---

T				
<p><b>table</b> [2] - 5319:19, 5355:17</p> <p><b>talks</b> [1] - 5404:2</p> <p><b>tandem</b> [1] - 5412:15</p> <p><b>Tarrio</b> [12] - 5287:5, 5287:15, 5343:20, 5366:1, 5379:20, 5394:6, 5394:13, 5408:23, 5409:24, 5429:21, 5433:22, 5435:1</p> <p><b>TARRIO</b> [1] - 5284:6</p> <p><b>Tarrio's</b> [1] - 5410:3</p> <p><b>teach</b> [1] - 5385:16</p> <p><b>team</b> [1] - 5331:2</p> <p><b>technical</b> [1] - 5326:14</p> <p><b>technically</b> [4] - 5386:19, 5410:25, 5411:2, 5415:3</p> <p><b>technique</b> [1] - 5306:24</p> <p><b>technologically</b> [1] - 5299:11</p> <p><b>Telegram</b> [17] - 5339:5, 5339:6, 5339:9, 5339:14, 5339:17, 5339:18, 5339:20, 5343:22, 5343:25, 5344:1, 5393:12, 5394:11, 5394:12, 5394:13, 5394:14, 5394:16, 5418:13</p> <p><b>telephone</b> [1] - 5353:1</p> <p><b>temper</b> [1] - 5359:13</p> <p><b>tending</b> [1] - 5351:16</p> <p><b>tenor</b> [4] - 5344:24, 5367:20, 5368:11, 5369:6</p> <p><b>term</b> [7] - 5343:5, 5370:9, 5373:7, 5388:13, 5388:15, 5436:14</p> <p><b>terms</b> [13] - 5320:1, 5326:19, 5374:3, 5376:9, 5383:8, 5391:18, 5396:1, 5411:25, 5419:1, 5422:1, 5426:18, 5433:12, 5434:12</p> <p><b>terrified</b> [1] - 5388:4</p> <p><b>territory</b> [2] - 5349:18, 5353:9</p> <p><b>test</b> [1] - 5438:2</p> <p><b>testified</b> [3] - 5385:11, 5432:23, 5433:4</p> <p><b>testify</b> [10] - 5303:5,</p>	<p>5304:25, 5305:1, 5333:19, 5431:22, 5432:23, 5433:11, 5433:19, 5433:20, 5433:21</p> <p><b>testimony</b> [27] - 5303:13, 5309:14, 5309:15, 5314:11, 5334:4, 5335:20, 5354:12, 5356:12, 5357:23, 5358:11, 5359:12, 5360:7, 5360:9, 5360:16, 5362:10, 5362:14, 5363:24, 5399:2, 5420:21, 5423:24, 5426:9, 5429:1, 5429:11, 5429:24, 5430:13, 5432:17, 5438:2</p> <p><b>Texas</b> [2] - 5368:22, 5369:2</p> <p><b>THE</b> [331] - 5284:1, 5284:1, 5284:9, 5287:2, 5287:16, 5288:12, 5288:14, 5288:21, 5288:24, 5289:2, 5289:6, 5289:18, 5290:11, 5290:16, 5290:18, 5290:21, 5291:2, 5291:10, 5292:19, 5293:4, 5293:13, 5293:21, 5293:24, 5294:1, 5294:5, 5294:7, 5294:11, 5294:14, 5294:24, 5295:2, 5295:4, 5295:8, 5295:11, 5295:15, 5296:9, 5296:24, 5297:2, 5297:7, 5297:9, 5297:13, 5297:20, 5297:23, 5297:25, 5298:6, 5298:9, 5298:12, 5298:16, 5299:25, 5300:4, 5300:16, 5300:25, 5301:4, 5301:6, 5301:8, 5301:19, 5302:7, 5302:10, 5302:13, 5302:22, 5302:24, 5303:14, 5303:21, 5303:24, 5304:1, 5304:7, 5305:12, 5306:6, 5306:8, 5306:10, 5306:12, 5306:17, 5306:19, 5307:1, 5307:10, 5307:23, 5307:25, 5308:3,</p>	<p>5308:12, 5308:19, 5309:3, 5309:5, 5309:25, 5310:18, 5311:21, 5314:18, 5314:24, 5315:21, 5316:13, 5316:15, 5316:17, 5316:19, 5317:10, 5317:13, 5317:17, 5318:25, 5319:2, 5319:6, 5319:9, 5319:16, 5321:19, 5322:4, 5322:17, 5322:20, 5323:10, 5323:14, 5323:16, 5323:23, 5328:13, 5328:14, 5329:23, 5329:24, 5332:25, 5333:1, 5333:13, 5333:24, 5334:9, 5334:16, 5334:18, 5334:22, 5335:4, 5335:7, 5335:11, 5335:19, 5336:3, 5340:1, 5344:13, 5344:14, 5348:14, 5348:16, 5349:14, 5349:17, 5351:13, 5351:23, 5351:25, 5352:1, 5352:25, 5353:5, 5353:12, 5353:21, 5354:2, 5354:5, 5354:16, 5354:18, 5354:20, 5355:3, 5355:5, 5355:19, 5355:22, 5356:16, 5356:22, 5357:5, 5357:8, 5357:12, 5358:2, 5358:5, 5358:7, 5358:18, 5358:22, 5359:3, 5359:6, 5359:18, 5359:25, 5360:3, 5360:10, 5360:21, 5361:22, 5361:25, 5362:3, 5362:4, 5362:22, 5363:7, 5363:9, 5363:19, 5363:21, 5364:2, 5364:7, 5364:10, 5364:25, 5365:9, 5365:17, 5365:23, 5366:4, 5366:14, 5366:16, 5369:24, 5370:1, 5370:2, 5371:4, 5373:4, 5373:5, 5374:18, 5375:3, 5375:4, 5375:10, 5375:19, 5375:25, 5379:6, 5379:7, 5381:5,</p>	<p>5381:6, 5383:16, 5383:24, 5383:25, 5384:15, 5389:7, 5389:8, 5389:17, 5389:22, 5390:6, 5390:15, 5390:16, 5392:15, 5392:24, 5393:3, 5395:14, 5396:8, 5396:11, 5396:19, 5396:20, 5396:22, 5398:1, 5398:9, 5398:18, 5398:24, 5399:6, 5399:18, 5399:23, 5400:19, 5400:22, 5401:4, 5401:23, 5401:25, 5402:7, 5402:10, 5402:13, 5402:20, 5402:24, 5404:9, 5404:16, 5405:1, 5405:4, 5405:12, 5405:16, 5406:1, 5406:7, 5406:12, 5406:16, 5409:16, 5409:17, 5409:22, 5409:23, 5412:9, 5412:12, 5412:17, 5412:20, 5412:22, 5413:19, 5413:22, 5415:3, 5416:4, 5416:5, 5417:1, 5417:2, 5417:5, 5417:6, 5419:6, 5419:11, 5420:5, 5420:17, 5420:24, 5421:2, 5421:14, 5421:16, 5421:23, 5421:25, 5422:10, 5422:15, 5422:22, 5423:2, 5423:6, 5423:8, 5424:23, 5425:1, 5425:2, 5425:5, 5426:13, 5427:1, 5427:6, 5427:20, 5428:2, 5428:15, 5429:16, 5429:19, 5430:6, 5430:8, 5430:19, 5430:22, 5432:6, 5432:9, 5432:11, 5432:13, 5432:15, 5433:3, 5433:7, 5433:13, 5433:18, 5435:9, 5435:12, 5435:14, 5436:2, 5436:7, 5436:22, 5436:25, 5437:3, 5437:5, 5437:7, 5437:9, 5437:11, 5437:14, 5437:16, 5437:22,</p>	<p>5437:25, 5438:8, 5438:11, 5438:16, 5438:18, 5439:1, 5439:3, 5439:5, 5439:11, 5439:18</p> <p><b>TheDonald.win</b> [3] - 5330:8, 5330:10, 5330:25</p> <p><b>theory</b> [6] - 5319:20, 5421:17, 5422:19, 5422:20, 5426:11, 5426:12</p> <p><b>therefore</b> [1] - 5291:5</p> <p><b>they've</b> [2] - 5299:12, 5323:8</p> <p><b>thinking</b> [1] - 5389:10</p> <p><b>thinks</b> [1] - 5362:8</p> <p><b>third</b> [1] - 5305:16</p> <p><b>thousands</b> [3] - 5351:1, 5377:10, 5432:19</p> <p><b>threatened</b> [1] - 5377:8</p> <p><b>three</b> [9] - 5321:1, 5341:21, 5341:22, 5345:22, 5352:21, 5364:14, 5399:25, 5407:20, 5429:4</p> <p><b>throughout</b> [2] - 5308:6, 5361:14</p> <p><b>throw</b> [2] - 5381:8, 5381:9</p> <p><b>thumb</b> [6] - 5352:20, 5364:14, 5395:16, 5395:17, 5396:25</p> <p><b>tie</b> [2] - 5292:7, 5358:8</p> <p><b>tied</b> [1] - 5374:23</p> <p><b>ties</b> [1] - 5292:2</p> <p><b>TIMOTHY</b> [2] - 5284:9, 5439:23</p> <p><b>Timothy</b> [1] - 5285:15</p> <p><b>tip</b> [2] - 5370:6, 5370:9</p> <p><b>today</b> [7] - 5302:5, 5302:15, 5306:10, 5348:1, 5348:4, 5361:14, 5399:2</p> <p><b>toe</b> [1] - 5373:8</p> <p><b>together</b> [3] - 5292:7, 5358:9, 5403:25</p> <p><b>token</b> [1] - 5361:21</p> <p><b>tomorrow</b> [1] - 5301:22</p> <p><b>took</b> [7] - 5356:4, 5388:9, 5401:13, 5409:17, 5409:23, 5434:25, 5435:3</p> <p><b>tool</b> [4] - 5308:4, 5424:7, 5436:13, 5436:14</p> <p><b>tools</b> [12] - 5355:15,</p>

5356:6, 5421:16, 5422:4, 5422:19, 5422:20, 5424:7, 5424:8, 5424:9, 5424:10, 5426:12, 5434:20 <b>top</b> [1] - 5356:3 <b>topic</b> [2] - 5321:21, 5431:7 <b>topics</b> [1] - 5385:9 <b>total</b> [1] - 5341:22 <b>totality</b> [1] - 5296:3 <b>touch</b> [2] - 5403:23, 5410:6 <b>toward</b> [2] - 5290:10, 5426:10 <b>towards</b> [4] - 5336:1, 5360:19, 5384:12, 5434:19 <b>train</b> [1] - 5433:1 <b>transcript</b> [5] - 5285:18, 5292:16, 5293:1, 5439:25, 5440:1 <b>TRANSCRIPT</b> [1] - 5284:8 <b>transcription</b> [1] - 5285:19 <b>transform</b> [1] - 5436:12 <b>transforming</b> [1] - 5425:22 <b>translator</b> [1] - 5326:16 <b>travel</b> [1] - 5347:23 <b>traveled</b> [1] - 5417:19 <b>traveling</b> [2] - 5329:17, 5393:18 <b>treat</b> [2] - 5322:14, 5398:22 <b>treated</b> [1] - 5398:22 <b>trial</b> [15] - 5304:12, 5305:9, 5308:6, 5313:4, 5313:5, 5313:11, 5316:1, 5334:6, 5334:24, 5356:2, 5361:14, 5361:20, 5425:18, 5427:12, 5428:19 <b>TRIAL</b> [1] - 5284:8 <b>trickled</b> [1] - 5436:19 <b>tried</b> [1] - 5310:25 <b>trip</b> [5] - 5391:17, 5391:21, 5394:22, 5414:6, 5414:7 <b>trouble</b> [1] - 5354:7 <b>truck</b> [1] - 5300:21 <b>true</b> [4] - 5360:15, 5381:24, 5439:24, 5439:25	<b>Trump</b> [2] - 5330:11, 5407:2 <b>Trump's</b> [2] - 5331:2, 5345:9 <b>truth</b> [1] - 5401:16 <b>try</b> [7] - 5288:6, 5303:12, 5337:9, 5371:12, 5379:11, 5386:8, 5386:9 <b>trying</b> [24] - 5288:25, 5299:2, 5311:6, 5322:8, 5331:3, 5336:21, 5342:2, 5361:19, 5363:20, 5365:21, 5371:14, 5371:21, 5373:21, 5378:13, 5379:3, 5379:8, 5379:21, 5381:15, 5382:5, 5388:3, 5390:23, 5426:25, 5431:12, 5432:20 <b>Tuesday</b> [1] - 5284:6 <b>tune</b> [3] - 5320:25, 5321:3, 5321:4 <b>turned</b> [2] - 5425:8, 5439:9 <b>turns</b> [2] - 5428:2, 5428:3 <b>TV</b> [5] - 5327:8, 5327:10, 5327:11, 5327:14, 5327:24 <b>tweets</b> [2] - 5407:2, 5407:5 <b>Twitter</b> [1] - 5331:2 <b>two</b> [20] - 5289:18, 5295:22, 5322:1, 5338:8, 5341:22, 5348:21, 5376:15, 5403:21, 5404:5, 5405:21, 5407:17, 5411:15, 5412:14, 5413:10, 5414:15, 5419:16, 5421:13, 5423:16, 5431:25 <b>two-and-a-half-page</b> [1] - 5295:22 <b>type</b> [17] - 5291:1, 5294:21, 5318:13, 5318:15, 5324:15, 5325:6, 5325:19, 5326:13, 5326:24, 5327:7, 5329:8, 5344:16, 5350:19, 5363:16, 5368:8, 5378:6, 5417:22 <b>types</b> [8] - 5292:6, 5327:9, 5327:16, 5329:11, 5330:1, 5330:3, 5351:6,	5379:13 <b>U</b> <b>U.S</b> [3] - 5284:14, 5285:16, 5360:8 <b>uhuru</b> [1] - 5352:6 <b>Uhuru</b> [1] - 5352:15 <b>ultimately</b> [2] - 5310:2, 5347:23 <b>umpteenth</b> [1] - 5354:6 <b>unable</b> [1] - 5365:13 <b>unanticipated</b> [1] - 5353:15 <b>unashamed</b> [1] - 5338:22 <b>uncalm</b> [2] - 5359:22, 5359:23 <b>uncollected</b> [1] - 5359:23 <b>under</b> [7] - 5289:19, 5294:3, 5323:4, 5355:14, 5395:6, 5426:11, 5430:10 <b>undermines</b> [1] - 5316:8 <b>understood</b> [11] - 5296:22, 5372:7, 5372:14, 5373:14, 5382:6, 5412:2, 5415:11, 5417:12, 5430:15, 5433:9, 5435:12 <b>unexpected</b> [1] - 5358:10 <b>unfair</b> [1] - 5313:19 <b>unharmd</b> [1] - 5337:3 <b>uniform</b> [1] - 5372:15 <b>unit</b> [1] - 5325:23 <b>UNITED</b> [3] - 5284:1, 5284:2, 5284:10 <b>United</b> [6] - 5284:12, 5287:3, 5307:17, 5359:7, 5360:8, 5440:4 <b>unless</b> [3] - 5316:9, 5404:8, 5428:9 <b>unlikely</b> [1] - 5426:16 <b>unobjectionable</b> [1] - 5305:5 <b>unpack</b> [1] - 5387:21 <b>unprejudicial</b> [1] - 5305:4 <b>unusual</b> [3] - 5405:25, 5406:2, 5414:12 <b>up</b> [57] - 5295:13, 5299:17, 5308:8, 5313:12, 5315:12, 5319:10, 5323:11,	5325:21, 5332:14, 5335:20, 5340:10, 5343:10, 5343:23, 5344:2, 5349:3, 5350:15, 5351:21, 5351:24, 5352:18, 5352:19, 5352:21, 5352:25, 5353:17, 5365:3, 5378:6, 5378:21, 5379:11, 5380:11, 5384:1, 5385:24, 5386:9, 5394:14, 5395:6, 5399:4, 5399:10, 5400:4, 5401:7, 5402:18, 5403:8, 5403:9, 5404:7, 5404:19, 5405:7, 5406:3, 5407:7, 5408:22, 5413:25, 5414:13, 5416:12, 5417:13, 5417:21, 5418:1, 5418:12, 5420:13, 5431:20, 5434:12, 5439:14 <b>upset</b> [5] - 5330:21, 5344:20, 5344:25, 5367:21, 5367:22 <b>V</b> <b>vague</b> [2] - 5375:17, 5384:14 <b>vagueness</b> [2] - 5371:1, 5422:25 <b>Valley</b> [5] - 5418:8, 5418:13, 5418:20, 5418:21, 5431:24 <b>value</b> [3] - 5292:4, 5296:10, 5406:9 <b>vantage</b> [1] - 5340:23 <b>variation</b> [1] - 5313:11 <b>varied</b> [1] - 5351:7 <b>verbal</b> [1] - 5371:18 <b>version</b> [3] - 5310:6, 5312:2, 5313:21 <b>vetting</b> [6] - 5341:19, 5341:20, 5341:24, 5342:11, 5342:15, 5345:22 <b>Video</b> [2] - 5297:12, 5299:21 <b>video</b> [49] - 5295:10, 5295:12, 5295:19, 5297:14, 5298:24, 5299:7, 5300:14, 5301:2, 5304:10, 5304:19, 5305:1, 5307:4, 5307:15, 5312:11, 5312:18,	5312:20, 5312:24, 5314:13, 5314:20, 5315:16, 5315:20, 5317:1, 5325:20, 5326:8, 5326:13, 5326:21, 5327:19, 5330:5, 5332:21, 5333:5, 5333:10, 5333:18, 5333:19, 5335:16, 5336:9, 5336:12, 5336:17, 5336:19, 5337:6, 5337:10, 5338:18, 5393:11, 5393:12, 5396:1, 5397:9, 5398:23, 5400:5, 5400:8 <b>videos</b> [6] - 5332:8, 5332:18, 5381:7, 5395:9, 5396:24, 5400:20 <b>view</b> [2] - 5294:25, 5337:6 <b>viewed</b> [3] - 5374:10, 5374:13, 5375:15 <b>violation</b> [1] - 5318:19 <b>violence</b> [3] - 5332:15, 5384:1, 5436:6 <b>vis-à-vis</b> [1] - 5388:23 <b>vociferously</b> [1] - 5360:13 <b>voice</b> [20] - 5324:3, 5351:21, 5351:24, 5354:8, 5355:23, 5356:18, 5356:19, 5361:2, 5361:5, 5397:20, 5397:22, 5399:14, 5399:16, 5399:24, 5408:15, 5408:17, 5408:19, 5409:11, 5413:5 <b>voices</b> [1] - 5336:4 <b>volume</b> [1] - 5361:5 <b>voted</b> [2] - 5345:24, 5387:7 <b>W</b> <b>wait</b> [5] - 5310:4, 5358:25, 5359:1, 5398:16, 5423:1 <b>walk</b> [2] - 5336:22, 5337:2 <b>walked</b> [1] - 5378:6 <b>walking</b> [2] - 5336:15, 5350:21 <b>wall</b> [2] - 5307:17, 5340:22 <b>wants</b> [1] - 5291:11 <b>war</b> [9] - 5370:19,
--	---	--	--	---



5384:12, 5389:11,  
5389:14, 5390:4,  
5404:8, 5412:16,  
5414:11  
**warned** [1] - 5353:25  
**warranted** [1] -  
5354:19  
**Washington** [16] -  
5284:5, 5284:15,  
5284:21, 5285:17,  
5345:11, 5346:24,  
5347:23, 5348:19,  
5368:3, 5379:1,  
5387:13, 5411:15,  
5415:19, 5415:20,  
5432:20, 5440:5  
**watched** [1] - 5427:10  
**water** [1] - 5321:14  
**ways** [1] - 5435:24  
**weapons** [2] -  
5372:22, 5373:10  
**wear** [1] - 5380:17  
**wearing** [12] - 5348:7,  
5350:5, 5350:16,  
5372:21, 5373:6,  
5377:14, 5378:5,  
5380:11, 5380:13,  
5380:20, 5385:22,  
5385:23  
**website** [6] - 5330:8,  
5330:10, 5330:25,  
5337:11, 5337:12,  
5388:3  
**websites** [1] - 5318:10  
**week** [4] - 5320:8,  
5329:10, 5338:8,  
5414:16  
**weeks** [5] - 5329:4,  
5338:7, 5419:17,  
5423:16, 5431:25  
**weigh** [1] - 5436:22  
**weight** [2] - 5294:17,  
5308:18  
**welcome** [2] -  
5323:17, 5366:17  
**well-known** [1] -  
5375:5  
**well-positioned** [1] -  
5304:24  
**West** [1] - 5285:9  
**Western** [6] - 5338:22,  
5410:16, 5410:18,  
5410:22, 5410:24,  
5410:25  
**western** [2] - 5410:12,  
5411:11  
**whatsoever** [1] -  
5430:18  
**whichever** [1] -  
5295:22

**whisper** [1] - 5355:25  
**white** [4] - 5356:14,  
5357:2, 5359:12,  
5364:17  
**whole** [6] - 5303:17,  
5315:4, 5316:4,  
5330:21, 5373:5,  
5374:17  
**wholesale** [1] -  
5404:24  
**wife** [5] - 5404:3,  
5406:11, 5406:13,  
5412:15  
**wild** [1] - 5407:6  
**William** [2] - 5418:5,  
5418:6  
**willing** [1] - 5369:16  
**willingness** [2] -  
5419:1, 5425:13  
**wind** [5] - 5325:21,  
5349:3, 5378:21,  
5394:14, 5407:7  
**wing** [2] - 5375:7,  
5376:12  
**WITNESS** [23] -  
5286:2, 5323:23,  
5328:14, 5329:24,  
5333:1, 5344:14,  
5349:17, 5351:25,  
5370:2, 5373:5,  
5375:4, 5379:7,  
5381:6, 5383:25,  
5389:8, 5390:16,  
5392:24, 5396:20,  
5409:17, 5409:23,  
5416:5, 5417:2,  
5417:6  
**witness** [86] -  
5287:20, 5288:17,  
5288:18, 5288:19,  
5290:8, 5290:12,  
5299:3, 5299:9,  
5300:7, 5300:12,  
5300:13, 5300:15,  
5301:17, 5301:23,  
5302:1, 5302:3,  
5302:18, 5303:4,  
5303:7, 5303:9,  
5304:5, 5304:17,  
5304:24, 5305:14,  
5305:22, 5306:7,  
5306:15, 5308:13,  
5308:15, 5309:2,  
5309:13, 5309:19,  
5309:24, 5310:2,  
5311:3, 5311:4,  
5311:11, 5311:15,  
5311:19, 5312:3,  
5312:13, 5313:25,  
5315:5, 5315:17,

5315:18, 5316:24,  
5317:3, 5318:1,  
5320:8, 5320:24,  
5323:12, 5323:19,  
5334:20, 5356:13,  
5357:1, 5358:24,  
5362:24, 5363:2,  
5363:4, 5363:5,  
5363:13, 5363:17,  
5365:1, 5366:7,  
5366:10, 5389:17,  
5389:19, 5392:14,  
5395:13, 5396:6,  
5399:9, 5401:13,  
5405:22, 5409:22,  
5419:6, 5420:3,  
5420:22, 5421:19,  
5421:21, 5423:12,  
5427:21  
**Witness** [1] - 5421:1  
**witness's** [4] - 5334:3,  
5421:7, 5429:11,  
5436:11  
**witnessed** [1] - 5397:1  
**witnesses** [3] -  
5365:2, 5399:4,  
5427:13  
**witnessing** [1] -  
5400:24  
**wives** [1] - 5425:8  
**women** [1] - 5336:13  
**wooden** [2] - 5391:7,  
5392:3  
**word** [4] - 5335:16,  
5388:13, 5388:14,  
5435:25  
**words** [5] - 5308:4,  
5338:9, 5338:20,  
5373:25, 5389:8  
**wore** [1] - 5380:23  
**world** [3] - 5326:18,  
5388:23, 5404:21  
**worn** [1] - 5417:22  
**worried** [1] - 5333:18  
**worrying** [2] -  
5344:19, 5377:7  
**worse** [1] - 5289:16  
**worth** [1] - 5335:10  
**wound** [2] - 5335:20,  
5340:10  
**write** [1] - 5338:15  
**written** [4] - 5292:21,  
5292:22, 5296:5,  
5296:20  
**wrongs** [1] - 5293:11

## Y

**year** [1] - 5326:2  
**years** [5] - 5324:14,

5324:16, 5324:18,  
5325:4, 5389:9  
**yesterday** [1] -  
5287:22  
**York** [16] - 5284:18,  
5285:13, 5324:9,  
5327:25, 5337:14,  
5337:17, 5410:12,  
5410:16, 5410:18,  
5410:22, 5410:24,  
5411:1, 5411:10,  
5411:11, 5418:20,  
5418:21  
**yourself** [8] - 5324:4,  
5354:7, 5384:21,  
5391:21, 5394:7,  
5415:10, 5416:9,  
5416:12

## Z

**Zachary** [2] - 5287:4,  
5343:18