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4 SELECT COMMITTEE TO INVESTIGATE THE
5 JANUARY 6TH ATTACK ON THE U.S. CAPITOL,
6 U.S. HOUSE OF REPRESENTATIVES,
7 WASHINGTON, D.C.

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11 DEPOSITION OF: ANTONIO LAMATTA

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14

15 Thursday, May 26, 2022

16

17 Washington, D.C.

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20 The deposition in the above matter was held via Webex,
21 commencing at 1:56 p.m.

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2 Appearances:

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5 For the SELECT COMMITTEE TO INVESTIGATE
6 THE JANUARY 6TH ATTACK ON THE U.S. CAPITOL:

7

8 [REDACTED], SENIOR ADMINISTRATIVE ASSISTANT

9 [REDACTED], CHIEF CLERK

10 [REDACTED], INVESTIGATIVE COUNSEL

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13 For THE WITNESS:

14

15 LAUREN WIMMER

1

2 [REDACTED] Why don't we go on the record at 1:56 p.m.

3 Good afternoon. This is a deposition of Antonio LaMotta
4 conducted by the House Select Committee to Investigate the
5 January 6th Attack on the United States Capitol pursuant to House
6 Resolution 503.

7 Mr. LaMotta, please state your full name and spell your last
8 name for the record.

9 The Witness. My name is Antonio P. LaMotta. My last
10 name's spelled capital L-a, capital M-o-t-t-a.

11 [REDACTED] Thank you very much. And Mr. LaMotta, would
12 you please raise your right hand to be sworn in by the court
13 reporter.

14 The Witness. Yes, sir.

15 The Reporter. Do you solemnly declare and affirm under the
16 penalty of perjury that the testimony you are about to give will
17 be the truth, the whole truth, and nothing but the truth?

18 The Witness. I do.

19 [REDACTED] Thank you very much.

20 Mr. LaMotta, this will be a staff-led deposition. My name
21 is [REDACTED]. I'm an investigative counsel. If members join,
22 they might ask any questions, too, but I don't see any on the
23 Webex with us right now.

24 So for this deposition, we will follow the House deposition
25 rules that we provided to your counsel previously, and under

1 those rules, you are permitted to have an attorney present. And
2 at this time, I'd ask that your counsel please state her name
3 for the record and to spell her last name.

4 Ms. Wimmer. Good afternoon. Lauren Wimmer for
5 Mr. LaMotta. W-i-m-m-e-r.

6 [REDACTED] Thank you very much.

7 Under the House deposition rules, neither committee members
8 nor staff may discuss the substance of testimony that you provide
9 today unless the committee approves release. You and your
10 attorney will have an opportunity to review the transcript. And
11 before we begin, Mr. LaMotta, I'd like to describe a few ground
12 rules.

13 So there is an official reporter transcribing the record
14 of this deposition. The reporter's also joining us by Webex.
15 So just please wait until each question is completed before you
16 begin your response, and I'll try to wait until your response
17 is complete before we ask our next question.

18 The reporter cannot record nonverbal responses such as
19 shaking your head. So it is important that you answer each
20 question with an audible, verbal response. For the benefit of
21 the reporter and the record, there may be times where I spell
22 a name or word that we are using, or that we ask that you do the
23 same.

24 And I ask that you provide complete answers based on your
25 best recollection. If the question is not clear, which might

1 happen, please ask for clarification. And if you do not know
2 the answer to a question, please simply say so.

3 Logistically, if you need any breaks for comfort or to
4 discuss something with Ms. Wimmer, just let me know. We're happy
5 to accommodate.

6 And throughout the deposition, I will be directing your
7 attention to some exhibits, which are going to get displayed on
8 the screen. And when I refer you to a document, you can take
9 your time to familiarize yourself with it before we discuss it.

10 So under the House deposition rules, you may only refuse
11 to answer a question to preserve a privilege recognized by the
12 select committee. If you refuse to answer a question based on
13 a privilege, I might either proceed with the deposition or seek
14 a ruling from the chairman on the objection.

15 If the chairman overrules such an objection, you are
16 required to answer the question.

17 So, Mr. LaMotta, my goal today is to ask questions relevant
18 to the select committee's investigation with the hope that you
19 will answer. If you have an objection or a privilege assertion,
20 you know, I'll ask that you assert it for the record.

21 And I understand from Ms. Wimmer that you may invoke the
22 Fifth Amendment in response to some of my questions today. And
23 since I'm aware of this objection, I will say that the goal of
24 the select committee is really to just understand the basis for
25 your objection so that we can fairly evaluate it.

1 And, ultimately, the more detail you can provide about the
2 basis for the objection, you know, the easier it will be for the
3 select committee to consider the objection.

4 At this time, I'd ask Ms. Wimmer to please place on the
5 record any general objections she might have or to make any
6 opening remarks.

7 Ms. Wimmer. Thank you, yes. Mr. LaMotta currently has an
8 open pending matter in the Philadelphia Court of Common Pleas
9 relevant to actions that occurred at the time of the election.
10 There was subsequently a motion to revoke bail, and I believe
11 that the Commonwealth of Pennsylvania, through the District
12 Attorney's office, has filed some motions regarding alleged
13 contact of or conduct of Mr. LaMotta, especially as it pertains
14 to either the codefendant in his case, whose name is Joshua
15 Macias, and any sort of subsequent acts or involvements in any
16 sort of groups or events regarding the election, or events
17 regarding President Trump.

18 And so, since there is an active criminal case that has not
19 been resolved, Mr. LaMotta will be invoking his Fifth Amendment
20 right to remain silent predominantly with any questions that are
21 asked regarding President Trump, Mr. Macias, cell phone, social
22 media, and any sort of questions regarding his alleged presence
23 at the time, or in Washington, D.C. at the time of the attack
24 on January 6th.

25 ██████████ Thank you very much, Ms. Wimmer, for the

1 context. I appreciate it.

2 Mr. LaMotta, I also want to remind you -- and we do this
3 for all witnesses -- that it is unlawful to deliberately provide
4 false information to Congress. Since this deposition is under
5 oath, providing false information could result in criminal
6 penalties to include for perjury and/or providing false
7 statements. Do you understand?

8 The Witness. Yes, sir.

9 [REDACTED] Thank you very much. So we can get into the
10 substantive questions. I am going to share --

11 Ms. Wimmer. Sorry. Mr. LaMotta, as I told you before we
12 started, because I know we're not sitting in the same room and
13 I do have a little bit of a lag on my computer, the joys of WiFi.
14 So if there is something that is unclear, you are able to consult
15 with me. So rather than you providing an answer that you're not
16 sure of, or if you have questions, please just immediately let
17 us know so that way you and I can consult so things remain smooth,
18 okay?

19 The Witness. Okay. That's clear. Thank you.

20 [REDACTED] Great.

21 EXAMINATION

22 BY [REDACTED]:

23 Q So I'm going to share exhibit 1. We can do a little test
24 of the screen.

25 Mr. LaMotta, can you see exhibit 1 on your screen?

1 A Yes, I can.

2 Q And do you recognize this as the subpoena that the select
3 committee issued to you?

4 A Yes, it is.

5 Q Great. Thank you. And you do understand that you are
6 appearing here today pursuant to this subpoena, correct?

7 A Correct.

8 Q Thank you. So Mr. LaMotta, are you aware of an
9 organization that was known as Vets for Trump that operated
10 between November 2020 and January 2021?

11 A Yes, I am.

12 Q Do you know if Joshua Macias was the founder of that
13 organization?

14 A I do.

15 Q Okay. And how do you know Mr. Macias?

16 A Through a friend. Through a friend, retired FBI.

17 Q I'm sorry. The friend was a retired FBI?

18 A Yeah.

19 Q And why did he introduce you to Mr. Macias?

20 A He was doing for security. That's it.

21 Q And did you work security for Vets for Trump?

22 A For Macias.

23 Q Okay. So you did security for Mr. Macias?

24 A Yes, sir.

25 Q And that's how you became acquaintances?

1 A Yes, sir.

2 Q Would you say that you had, like, a personal
3 relationship with Mr. Macias outside of that work relationship?

4 Ms. Wimmer. Mr. LaMotta, you can invoke your Fifth with
5 regard to questions regarding Mr. Macias.

6 The Witness. Yeah. I would invoke the Fifth Amendment to
7 that.

8 BY [REDACTED]:

9 Q Okay. So I just want to make sure I understand your
10 reasoning for invoking the Fifth, Mr. LaMotta.

11 So the Fifth Amendment -- when you invoke the Fifth
12 Amendment means that you have a good-faith belief that you were
13 forced to tell the truth in responding to the question, you could
14 be testifying in a manner that you believe could be used against
15 you in a criminal prosecution. Do you understand?

16 A Right. Right.

17 Q And do you still wish to invoke the Fifth Amendment to
18 that question?

19 A Yes. Has nothing to do with the subject matter here.

20 Q Understood. Thank you.

21 And aside from providing security for Mr. Macias, did you
22 have an official role with the Vets For Trump Organization?

23 A No, sir.

24 Q Okay. Are you aware of whether Vets for Trump worked
25 with Proud Boys, Oath Keepers, or any Three Percenter

1 organizations?

2 A No, sir.

3 Q And do you yourself align with any of those groups that
4 I just mentioned?

5 A No, sir.

6 Q How about any militia organizations?

7 A No, sir.

8 Q Appreciate it. Thank you.

9 Moving on to the November 2020 election. After the
10 election, did you believe that the election was stolen?

11 Ms. Wimmer. Mr. LaMotta, you need to invoke your Fifth
12 Amendment right to remain silent as this pertains directly to
13 the allegations in Philadelphia.

14 The Witness. I invoke the Fifth Amendment.

15 BY [REDACTED]:

16 Q Okay. And again, invoking the Fifth Amendment means
17 that you have reasonable belief that answering the question
18 could -- sorry -- if you were forced to tell the truth, you could
19 be testifying in a manner that you believed could be used against
20 you in a criminal prosecution. Do you understand that, Mr.
21 LaMotta?

22 A Yes, sir.

23 Q Thank you. So did you work with any organizations that
24 labeled themselves "stop the steal" following the November 2020
25 election?

1 A No, sir.

2 Q And did you attend any rallies outside of the
3 January 6th rally that protested the results of the 2020
4 election?

5 A No, sir.

6 Q And why did you think that the election was stolen from
7 Mr. Trump?

8 Ms. Wimmer. Mr. LaMotta, you need to invoke your Fifth
9 Amendment right to remain silent.

10 The Witness. I would -- I would like to invoke my Fifth
11 Amendment to that question.

12 BY [REDACTED]:

13 Q Okay. Were you paying attention to President Trump's
14 social media about the 2020 election? Did that influence your
15 view?

16 A No, sir.

17 Q What were you reading then that gave you the impression
18 that the 2020 election was stolen.

19 Ms. Wimmer. [REDACTED], I think that is an incorrect
20 representation of Mr. LaMotta's testimony at this point. And
21 Mr. LaMotta, I would, again, remind you that you need to invoke
22 your Fifth based on the current pending criminal charges.

23 The Witness. I invoke the Fifth Amendment to the question.

24 [REDACTED] You're correct, Ms. Wimmer. I apologize for
25 mischaracterizing his testimony.

1 BY [REDACTED]:

2 Q So Mr. LaMotta, is it your intention then to invoke the
3 Fifth to any questions related to your beliefs about the 2020
4 election?

5 Ms. Wimmer. Yes.

6 The Witness. Yes.

7 BY [REDACTED]:

8 Q Thank you. Mr. LaMotta, did you attend a rally in
9 Washington, D.C. on December 12th, 2020?

10 A I was there. I didn't attend the rally. I was there
11 as security for Macias.

12 Q Okay. So did Mr. Macias ask you to attend with him?

13 A I was asked to protect, give him personal protection.
14 That's what I did.

15 Q Do you know why Mr. Macias asked for personal
16 protection?

17 A Yes.

18 Q And what was the reason that Mr. Macias needed personal
19 protection?

20 A Wherever we go, he needs protection. We spoke about
21 that before I agreed. So whatever he does, it's kind of
22 dangerous. You have all kinds of political people there. So --

23 Q Did Mr. Macias ever tell you who he thought the threat
24 was?

25 Ms. Wimmer. Mr. LaMotta, you don't have to answer any

1 questions -- Mr. LaMotta, you do not need to answer any questions
2 regarding conversations between you and an existing codefendant,
3 Mr. Macias.

4 The Witness. Okay. I invoke the Fifth Amendment.

5 BY [REDACTED]:

6 Q So, again, just for the record, Mr. LaMotta, by invoking
7 the Fifth Amendment, it means that you have a good-faith belief
8 that if you were forced to tell the truth, you would be testifying
9 in a manner that you believe could be used against you in a
10 criminal prosecution. Do you understand that?

11 A Yes, sir.

12 Q Thank you. Did Mr. Macias ask you to provide security
13 for anybody else on December 12th, 2020?

14 A No, sir.

15 Q Okay. Do you know if Mr. Macias was planning to meet
16 up with any groups, any other groups on December 12th, 2020?

17 A No, sir.

18 Q Was Mr. Macias himself providing security for somebody
19 at the December 12th?

20 A No, sir.

21 Q Okay. You said that you didn't attend the rally, but
22 were you with Mr. Macias the whole day on December 12th, 2020.

23 Ms. Wimmer. Mr. LaMotta, you do not need to answer that
24 question.

25 The Witness. I invoke the Fifth Amendment to the question.

1 BY [REDACTED]:

2 Q Thank you. Do you know if Mr. Macias met up with General
3 Flynn on December 12th, 2020?

4 Ms. Wimmer. Mr. LaMotta, you don't have to answer any
5 questions of which you are unaware or any questions regarding
6 Mr. Macias and his actions as it relates to that date as it was
7 the subject of motions filed by the Philadelphia District
8 Attorney's office.

9 The Witness. I invoke the Fifth Amendment.

10 BY [REDACTED]:

11 Q Thank you. Did you meet up with General Flynn on
12 December 12th, 2020?

13 A No, sir.

14 Ms. Wimmer. Same response, Mr. LaMotta.

15 The Witness. I invoke the Fifth Amendment.

16 BY [REDACTED]:

17 Q Thank you very much. Did you meet up with any groups
18 such as the Proud Boys, Oath Keepers, or Three Percenter groups
19 on December 12th, 2020?

20 Ms. Wimmer. Same response, Mr. LaMotta.

21 The Witness. Same response. I invoke the Fifth
22 Amendment.

23 BY [REDACTED]:

24 Q Understood. Thank you. And Mr. LaMotta, did you
25 happen to run into Alex Jones on December 12th, 2020?

1 Ms. Wimmer. Same response, Mr. LaMotta.

2 The Witness. I invoke the Fifth Amendment.

3 BY [REDACTED]:

4 Q Thank you. Mr. LaMotta, I'm going to show you an
5 exhibit, assuming I can do this appropriately. My computer
6 froze, I apologize.

7 A Okay.

8 Q Can you see the exhibit, Mr. LaMotta?

9 A I can see the title page, yes.

10 Q Yes. So this is a chat -- a group chat titled,
11 "December 12th D.C. security/leadership," and you see it starts
12 on December 10th, 2020. Fortunately, the names of a lot of
13 people are redacted, but Alice Butler Short seems to be adding
14 people to this group.

15 Were you a member of this group chat, Mr. LaMotta?

16 Ms. Wimmer. Same answer, Mr. LaMotta.

17 The Witness. I invoke the Fifth Amendment.

18 BY [REDACTED]:

19 Q Okay. Thank you very much, Mr. LaMotta.

20 So is it your intention then to invoke the Fifth Amendment
21 for all questions related to the December 12th rally in
22 Washington, D.C.?

23 A Yes.

24 Q Okay. Well, the select committee would like to ask you
25 questions about the December 12th rally, including your

1 interactions with some of the individuals who attended the rally,
2 such as Mr. Macias, Mr. Flynn, Mr. Jones, Mr. Stewart Rhodes,
3 and others, and to ask you about whether you witnessed any
4 violence or any other conversations about organizing future
5 rallies on that day.

6 So I appreciate the fact that you are intending to invoke
7 the Fifth for all of those questions, though. Thank you.

8 So moving on to January 6th and January 5th rallies. Mr.
9 LaMotta, when did you become aware that there was going to be
10 a series of rallies on January 5th and January 6th in Washington,
11 D.C.?

12 Ms. Wimmer. Mr. LaMotta, you can invoke the Fifth, again,
13 as it pertains to any questions regarding this rally and any
14 knowledge that you purported or allegedly have.

15 The Witness. I invoke the Fifth.

16 BY [REDACTED]:

17 Q Did you see a tweet by President Trump on December 19th
18 where he told people to come to Washington, D.C. for a rally that
19 would be "wild," quote/unquote?

20 A I invoke the Fifth.

21 Q Okay. Did you attend any rallies in Washington, D.C.
22 on January 5th?

23 A I invoke the Fifth.

24 Ms. Wimmer. Great. Perfect. Glad that we're there now,
25 so I don't have to keep interjecting.

1 BY [REDACTED]:

2 Q On January 5th, were you at the rally put on by the
3 American Phoenix Project and Women for -- Virginia Women for
4 Trump?

5 A I invoke the Fifth.

6 Q Okay. Did you listen to any speeches on that day?

7 A I invoke the Fifth.

8 Q Did you ever run into Roger Stone on January 5th, Mr.
9 LaMotta?

10 A I invoke the Fifth.

11 Q And, again, for the record, invoking the Fifth Amendment
12 means that you have a good-faith belief that if you were forced
13 to tell the truth, you would be testifying in a manner that you
14 believed could be used against you in a criminal prosecution.

15 Do you understand that, Mr. LaMotta?

16 A Yes, sir. Yes, sir.

17 Q Thank you. Also, on January 5th, were you in a hotel
18 room with Stewart Rhodes, Joshua Macias, Kelly SoRelle, Amanda
19 Chase, and Bianca Gracia?

20 A I invoke the Fifth, sir.

21 Q I'm going to share with you another exhibit,
22 Mr. LaMotta. So this -- I'll describe it to you. This is a
23 photograph taken on January 5th in a hotel room in Washington,
24 D.C.

25 Can you see the photo, Mr. LaMotta?

1 A Yes.

2 Q So is that you on the -- I think it's a chair, sitting
3 on the chair.

4 Ms. Wimmer. You can invoke the Fifth, Mr. LaMotta.

5 The Witness. I invoke the Fifth, sir.

6 BY [REDACTED]:

7 Q Okay. And is that Stewart Rhodes to your right?

8 Ms. Wimmer. You can invoke the Fifth, Mr. LaMotta.

9 The Witness. I invoke the Fifth, sir.

10 BY [REDACTED]:

11 Q Do you remember which hotel this photo was taken at?

12 A I invoke the Fifth, sir.

13 Q Do you remember what time this photo was taken?

14 A I invoke the Fifth, sir.

15 Q Do you remember why you were at this hotel room, Mr.
16 LaMotta?

17 A I invoke the Fifth.

18 Ms. Wimmer. Mr. LaMotta?

19 The Witness. Yes.

20 Ms. Wimmer. Short and sweet and that's it. No commentary.

21 BY [REDACTED]:

22 Q I am going to try to share a video with you, Mr. LaMotta,
23 and we will see if this works. Okay. Can you see my screen,
24 Mr. LaMotta?

25 A Yes.

1 Q Great. And I'm going to hit play and if you can't hear
2 it, just let me know.

3 [Video shown.]

4 BY [REDACTED]:

5 Q Mr. LaMotta, do you know why Mr. Macias said: The enemy
6 is here, it's not just at the gate, it's within. We see it
7 everywhere.

8 A I invoke the Fifth. I don't think I was there then to
9 hear that statement.

10 Ms. Wimmer. Mr. LaMotta, no commentary.

11 The Witness. I invoke the Fifth.

12 BY [REDACTED]:

13 Q Thank you, Mr. LaMotta.

14 Do you know why Mr. Stewart Rhodes talked about having
15 President Trump invoke the Insurrection Act?

16 A I invoke the Fifth.

17 Q And can you explain why Amanda Chase called Mr. Macias
18 an organizer of the January 6th rally?

19 A I invoke the Fifth, sir.

20 Q Thank you. I'm going to share the next exhibit with
21 you, Mr. LaMotta.

22 Mr. LaMotta, can you see this picture?

23 A Yes.

24 Q So this is a picture taken on the night of January 5th
25 in a garage of the hotel -- sorry, not a hotel, in a garage. And

1 you can see Mr. Macias in the middle. I'll represent to you that
2 this is Stewart Rhodes with his back turned. That's Enrique
3 Tarrío that I'm circling in the top left, and we also have Kelly
4 SoRelle and Bianca Gracia are also there.

5 Mr. LaMotta, were you -- were you in the garage when this
6 meeting took place?

7 A No.

8 Q Did Mr. Macias ever talk to you about what happened in
9 this garage meeting?

10 Ms. Wimmer. Mr. LaMotta, I cannot be more clear: Invoke
11 the Fifth.

12 The Witness. I invoke the Fifth.

13 BY [REDACTED]:

14 Q Do you know if this meeting was planned, Mr. LaMotta?

15 A I invoke the Fifth.

16 Q Did Mr. Macias tell you that he was going to meet Mr.
17 Enrique Tarrío in the garage?

18 A I invoke the Fifth.

19 Q Thank you. Mr. LaMotta, so the select committee would
20 like to ask you questions about the events of January 5th,
21 including possible conversations with key players who are
22 organizing rallies on January 6th or who were members of groups
23 that participated in the storming of the Capitol and violence
24 on January 6th, and we'd like to ask you about what you heard
25 and what you saw.

1 So is it my understanding, though, that you intend to invoke
2 the Fifth Amendment to refuse to answer questions on any topics
3 related to what I just discussed about January 5th?

4 A Yes, sir.

5 Q Thank you very much, Mr. LaMotta.

6 So on January 6th, did you attend a rally at the Freedom
7 Plaza with Mr. Macias?

8 Ms. Wimmer. Invoke.

9 The Witness. I invoke the Fifth.

10 BY :

11 Q Did you listen to Mr. Macias give any speeches on
12 January 6th?

13 A I invoke the Fifth, sir.

14 Q And do you know someone by the name of Thomas Speciale?

15 A I invoke the Fifth, sir.

16 Q Okay. Did you expect there to be any violence on
17 January 6th?

18 A I invoke the Fifth, sir.

19 Q Did you have any general expectations about what would
20 happen on January 6th?

21 A I invoke the Fifth, sir.

22 Q On January 6th, did you meet up with any Proud Boys?

23 A I invoke the Fifth, sir.

24 Q Did you meet up with any Oath Keepers?

25 A I invoke the Fifth, sir.

1 Q Did you know what either of those groups were planning
2 to do on January 6th?

3 A I invoke the Fifth, sir.

4 Q Okay. Do you know if anyone else from the organization
5 Vets for Trump met up with any Proud Boys or Oath Keepers on
6 January 6th?

7 A I invoke the Fifth, sir.

8 Q Mr. LaMotta, I'm going to show you another exhibit.
9 Can you see the screenshot, Mr. LaMotta?

10 A Yes, sir.

11 Q And is that you in the -- pictured on the left side?

12 A I invoke the Fifth.

13 Ms. Wimmer. Mr. LaMotta -- perfect. Thank you.

14 BY [REDACTED]:

15 Q Mr. LaMotta, I'll represent to you that this was taken
16 underneath the Capitol right outside some Capitol doors. Why
17 did you decide to get -- go to the Capitol on January 6th?

18 A I invoke the Fifth, sir.

19 Q Do you remember what you saw when you got this close to
20 the Capitol on January 6th?

21 A I invoke the Fifth, sir.

22 Q And how would you describe the atmosphere around you,
23 Mr. LaMotta?

24 A I invoke the Fifth, sir.

25 Q Did you see any violence while you were outside of the

1 Capitol, Mr. LaMotta?

2 A Sir, I invoke the Fifth.

3 Q Thank you. And this is exhibit 13A. Mr. LaMotta,
4 these are a series of photos. So on the first, is that you in
5 the top left corner outside the Capitol door?

6 A I invoke the Fifth Amendment, sir.

7 Q Okay. And just for the record, invoking the Fifth
8 Amendment means that you have a good-faith belief that if you
9 were forced to tell the truth, you would be testifying in a manner
10 that you believe could be used against you in a criminal
11 prosecution.

12 Do you understand that, Mr. LaMotta?

13 A Yes, sir. Yes, sir.

14 Q Thank you. And this next photo you'll see on the
15 screen, is that you inside the Capitol, Mr. LaMotta?

16 A I invoke the Fifth, sir.

17 Q Thank you very much, Mr. LaMotta.

18 Did you listen to an impromptu speech that Mr. Macias gave
19 outside of the Capitol on January 6th?

20 A I invoke the Fifth, sir.

21 Q Do you remember what Mr. Macias was talking about?

22 A I invoke the Fifth, sir.

23 Q We'll quickly show you another exhibit. One second.

24 Mr. Macias, I'm going to play a video for you. Please let
25 me know if you can't hear it or see it.

1 [Video shown.]

2 BY [REDACTED]:

3 Q Mr. LaMotta, was that you pictured next to Mr. Macias
4 while he was giving a speech outside of the Capitol on
5 January 6th?

6 A I invoke the Fifth Amendment, sir.

7 Q Thank you, Mr. LaMotta.

8 And I'll represent to you that for technical reasons, I
9 could not hear exactly what Mr. Macias was saying there. I've
10 listened to the whole speech a number of times. So I know that
11 in those 2 minutes, he calls Vice President Pence a Benedict
12 Arnold.

13 Do you know why Mr. Macias called Vice President Pence a
14 Benedict Arnold?

15 A I invoke the Fifth Amendment, sir.

16 Q Do you know why Mr. Macias was talking about the
17 Insurrection Act?

18 A I invoke the Fifth, sir.

19 Q And do you know who the domestic enemies are that Mr.
20 Macias is talking about?

21 A I invoke the Fifth, sir.

22 Q Do you know somebody by the name of Teddy Daniel?

23 A I invoke the Fifth, sir.

24 Q Was he there on January 6th in that -- pictured in that
25 video?

1 A I invoke the Fifth, sir.

2 Q Mr. LaMotta, I would've liked to ask you questions about
3 who you interacted with on January 6th, what you saw, and
4 particularly, whether you interacted with individuals who have
5 interest in the select committee such as Proud Boys, Oath
6 Keepers, Three Percenters, Vets for Trump, and other
7 organizations that we believe had a role in organizing or
8 participating in rallies, and possibly violence on January 6th.

9 And is it my understanding that you intend to invoke the
10 Fifth Amendment to refuse to answer questions on any of those
11 topics or any other topics related to January 6th?

12 A Yes, sir.

13 ██████████ Thank you very much. Mr. LaMotta, I'm just
14 checking. That is all the questions I have for you, Mr. LaMotta.

15 Ms. Wimmer, do you have anything you'd like to add before
16 we go off the record?

17 Ms. Wimmer. No, thank you.

18 ██████████ Actually, before we go off the record, give me
19 one second. I apologize. So because Mr. LaMotta has asserted
20 the Fifth Amendment as a basis to refuse to answer most of my
21 questions today, under these circumstances, we will not close
22 the record on the deposition because the select committee has
23 to determine the appropriate course of action moving forward on
24 those objections.

25 Therefore, we will adjourn -- the deposition will stand in

1 recess subject to the call of the chair.

2 And we're off the record at 2:28 p.m.

3 [Whereupon, at 2:28 p.m., the deposition was recessed,

4 subject to the call of the Chair.]

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Certificate of Deponent/Interviewee

I have read the foregoing ____ pages, which contain the correct transcript of the answers made by me to the questions therein recorded.

Witness Name

Date