

EXHIBIT 2

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UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF COLUMBIA

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RUBY FREEMAN, et al., :

:

Plaintiffs, :

:

v. : Civil Action No.

: 21-3354 (BAH)

RUDOLPH W. GIULIANI, :

:

Defendant. :

- - - - -x

- - -

Monday, March 20, 2023

- - -

Videotaped deposition of BERNARD KERIK, beginning at
10:51 a.m., before Christina S. Hotsko, RPR, CRR,
when were present on behalf of the respective
parties:

<p style="text-align: right;">Page 2</p> <p>1 APPEARANCES (Via Zoom)</p> <p>2 On behalf of Plaintiffs:</p> <p>3 M. ANNIE HOUGHTON-LARSEN, ESQUIRE</p> <p>4 Willkie Farr & Gallagher, LLP</p> <p>5 787 Seventh Avenue</p> <p>6 New York, New York 10019-6099</p> <p>7 (212) 728-8000</p> <p>8 mhoughton-larsen@willkie.com</p> <p>9 MICHAEL GOTTLIEB, ESQUIRE</p> <p>10 MAGGIE MacCURDY, ESQUIRE</p> <p>11 Willkie Farr & Gallagher, LLP</p> <p>12 1875 K Street, Northwest</p> <p>13 Washington, D.C. 20006-1238</p> <p>14 (202) 303-1000</p> <p>15 mgottlieb@willkie.com</p> <p>16 On behalf of Witness:</p> <p>17 TIMOTHY C. PARLATORE, ESQUIRE</p> <p>18 Parlatore Law Group</p> <p>19 One World Trade Center, Suite 8500</p> <p>20 New York, New York 10007</p> <p>21 (212) 603-9918</p> <p>22 timothy.parlatore@parlatorelawgroup.com</p> <p>Also Present:</p> <p>Glen Fortner, Video Technician</p>	<p style="text-align: right;">Page 4</p> <p>1 KERIK DEPOSITION EXHIBITS: PAGE</p> <p>2 Exhibit 11 Video Clip 140</p> <p>3 Exhibit 12 Video Clip 142</p> <p>4 Exhibit 13 Video Clip 147</p> <p>5 Exhibit 14 Video Clip 148</p> <p>6 Exhibit 15 Video Clip 153</p> <p>7 Exhibit 16 Kerik Tweet, 10 December 2020 159</p> <p>8 Exhibit 17 Kerik Tweet, 13 December 2020 160</p> <p>9 Exhibit 18 Kerik Tweet, 14 December 2020 162</p> <p>10 Exhibit 19 Kerik Tweet, 27 December 2020 163</p> <p>11 Exhibit 20 Barnett Tweet, 28 December 2020 167</p> <p>12 Exhibit 21 Kerik Tweet, 30 December 2020 170</p> <p>13 Exhibit 22 Kerik Tweet, 30 December 2020 172</p> <p>14 Exhibit 23 Video Clip, State Farm Arena 174</p> <p style="padding-left: 40px;">Election Day Security Footage</p> <p>15</p> <p>16 Exhibit 24 Video Clip, State Farm Arena 176</p> <p style="padding-left: 40px;">Election Day Security Footage</p> <p>17 Exhibit 25 Declaration of Frances Watson 177</p> <p>18 Exhibit 26 Seven Hills Strategies, State 184</p> <p style="padding-left: 40px;">Election Board Report, 13</p> <p>19 November 2020, Unabridged Notes</p> <p style="padding-left: 40px;">Detailing Everything Witnessed</p> <p>20 Nov 2 - Nov 7, 2020</p> <p>21</p> <p>22 * (Exhibits attached to transcript.)</p>
<p style="text-align: right;">Page 3</p> <p>1 CONTENTS</p> <p>2 EXAMINATION BY: PAGE</p> <p>3 Counsel for Plaintiffs 07</p> <p>4 Counsel for the Witness 206</p> <p>5 FURTHER EXAMINATION BY: PAGE</p> <p>6 Counsel for Plaintiffs 210</p> <p>7 Counsel for the Witness 211</p> <p>8 KERIK DEPOSITION EXHIBITS: PAGE</p> <p>9 Exhibit 1 Interview of Bernard Kerik 45</p> <p>10 Exhibit 2 Parlature Law Group Letter, 31 50</p> <p style="padding-left: 40px;">December 2021</p> <p>11 Exhibit 3 E-mail Chain 59</p> <p>12 Giuliani Team Strategic</p> <p>13 Communications Plan</p> <p>14 Exhibit 4 Strategic Communications Plan, 63</p> <p>15 Giuliani Presidential Legal</p> <p>16 Defense Team</p> <p>17 Exhibit 5 Kerik Tweet, 11 December 2020 122</p> <p>18 Exhibit 6 E-mail Chain 124</p> <p>19 Giuliani Team Strategic</p> <p>20 Communications Plan</p> <p>21 Exhibit 7 E-mail Chain 128</p> <p>22 Exhibit 8 Kerik Tweet, 3 December 2020 132</p> <p>23 Exhibit 9 Kerik Tweet, 4 December 2020 134</p> <p>24 Exhibit 10 Kerik Tweet, 6 December 2020 137</p>	<p style="text-align: right;">Page 5</p> <p>1 PROCEEDINGS</p> <p>2 VIDEO TECHNICIAN: Good morning. We are</p> <p>3 going on the record at 10:51 on March 20th, 2023.</p> <p>4 Please note that the microphones are</p> <p>5 sensitive and may pick up whispering and private</p> <p>6 conversations.</p> <p>7 Please mute your phones at this time.</p> <p>8 Audio and video recording will continue</p> <p>9 to take place unless all parties agree to go off</p> <p>10 the record.</p> <p>11 This is media unit 1 of the</p> <p>12 video-recorded deposition of Bernard Kerik in the</p> <p>13 matter of Ruby Freeman, et al. v. Rudolph</p> <p>14 Giuliani. The location of the deposition is</p> <p>15 Willkie Farr.</p> <p>16 My name is Glen Fortner representing</p> <p>17 Veritext, and I am the videographer. The court</p> <p>18 reporter is Christina Hotsko from the firm</p> <p>19 Veritext.</p> <p>20 I am not related to any party in this</p> <p>21 action, nor am I financially interested in the</p> <p>22 outcome.</p>

Excerpted

<p style="text-align: right;">Page 10</p> <p>1 MS. HOUGHTON-LARSEN: Understood. Taking 2 down a long interview can be difficult, obviously. 3 BY MS. HOUGHTON-LARSEN: 4 Q. So you understand you're under oath 5 today? 6 A. Yes. 7 Q. Okay. And you understand that your 8 testimony today carries the same weight as if you 9 were before a judge or a jury? 10 A. Yes. 11 Q. Any reason you might not be able to give 12 accurate testimony today? 13 A. No. 14 Q. Okay. There's no reason that your memory 15 might be less sharp than usual today? 16 A. No. 17 Q. Okay. And I understand you've been 18 through this before but, you know, it's always 19 good to set down a few ground rules. As you know, 20 everything is being transcribed by our court 21 reporter here. For her benefit, if you could 22 please answer my questions verbally with a yes or</p>	<p style="text-align: right;">Page 12</p> <p>1 you need a break. 2 BY MS. HOUGHTON-LARSEN: 3 Q. And as long as a question isn't pending, 4 of course we can take one. 5 A. Okay. 6 Q. And throughout the deposition, I expect 7 that Mr. Parlatore may raise certain objections to 8 my questions. Unless he objects to my question on 9 the basis of privilege and directs you not to 10 answer, you must answer my question. 11 Do you understand that? 12 A. Yes. 13 Q. Okay. 14 MR. PARLATORE: Or. There are additional 15 reasons, but go ahead. I mean, that's not the 16 only reason to -- if the questioning becomes, you 17 know, abusive or harassing, then that's another 18 basis. 19 MS. HOUGHTON-LARSEN: I don't expect that 20 to be the case. 21 BY MS. HOUGHTON-LARSEN: 22 Q. And how did you prepare for this</p>
<p style="text-align: right;">Page 11</p> <p>1 no rather than a head nod or an uh-huh, huh-uh, 2 that will make it easier. 3 Do you understand? 4 A. Yes. 5 Q. Okay. And also for the court reporter -- 6 and I will do my best as well -- let's please try 7 not to talk over each other. So if you could 8 please allow me to finish my questions, and I'll 9 try to allow you to finish your answers. 10 A. Understood. 11 Q. Thank you. 12 If my question is unclear, if you could 13 please let me know. 14 A. Okay. 15 Q. Okay? And if you don't ask me to clarify 16 my question, I'm going to assume that you 17 understand my question; is that fair? 18 A. Yes. 19 Q. Okay. And I will plan for us to take 20 regular breaks. But if you need a break, please 21 let me know. 22 MS. HOUGHTON-LARSEN: Mr. Parlatore, if</p>	<p style="text-align: right;">Page 13</p> <p>1 deposition, Mr. Kerik? 2 A. Basically just looked over some notes 3 that I have. 4 Q. Okay. What notes did you look at? 5 A. I have a file, a file that has a bunch of 6 material from the election of 2020 -- 7 Q. Okay. 8 A. -- that I briefly looked at over the last 9 few days. 10 Q. Okay. And when you say you have a file, 11 is that a physical file or is it a computer file? 12 A. No. It's an electronic file. 13 Q. It's an electronic file. And are 14 those -- you said notes. 15 Are those notes that you have prepared 16 sort of since the 2020 election or were they 17 prepared in that post -- immediate post-2020 18 election time period? 19 A. They're documents that were collected 20 throughout the investigation, subsequent to the 21 investigation. 22 Q. Okay.</p>

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1 A. And a number of reports that I and others
2 collected in the aftermath of the investigation.
3 Q. Okay.
4 A. Or the election.
5 Q. Did reviewing any of those documents
6 refresh your recollection?
7 A. To an extent, yes.
8 Q. Okay. Can you say specifically which
9 documents refreshed your recollection?
10 A. Not really.
11 Q. Okay. Did you speak with anyone besides
12 your attorney in preparing for this deposition?
13 A. No.
14 Q. You didn't speak to Mr. Giuliani before
15 this -- about this deposition?
16 A. No.
17 Q. Okay. So you said you reviewed notes.
18 Did you take any notes in preparing for your
19 deposition?
20 A. No.
21 Q. Okay. So I just want to start, you know,
22 by having you talk me through your professional

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1 background briefly.
2 How did you start your career?
3 A. I started my career in 1974. I joined
4 the United States Army. I was a military police
5 officer and a military police dog handler.
6 Q. Oh.
7 A. I was -- I was stationed in Fort Bragg,
8 North Carolina, and Korea.
9 I got out of the military in 1977, went
10 to work for a state/federal task force
11 investigating illegal cigarette transportation
12 into a seven-state jurisdiction. I did that for
13 about ten months. And then I left the United
14 States and went to work for the royal family of
15 Saudi Arabia. And I lived and worked in Saudi
16 Arabia from 1978 to June of 1980.
17 I returned to the United States, and I
18 was a cop in North Carolina for the Cumberland
19 County Sheriff's Department. Transferred to the
20 Passaic County Sheriff's Department in New Jersey,
21 where I was a correction officer. And then I was
22 recruited to go back to work in Saudi Arabia, and

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1 I spent another year and a half to two years there
2 living in the kingdom at that time.
3 I returned in 1984, returned to the
4 Passaic County Sheriff's Department, where I
5 ultimately became the warden of the Passaic County
6 Jail.
7 In December of 1985 and in July of 1986,
8 I joined the New York City Police Department. My
9 patrol time was spent in Brooklyn, Manhattan. I
10 was in uniform, plain clothes. I was in an
11 anti-crime unit in Times Square.
12 And then I was transferred to the
13 narcotics division in Harlem, Spanish Harlem in
14 Washington Heights. While there, I was also
15 assigned -- subsequently assigned to the major
16 case unit. And from that -- from there I was
17 later transferred to the New York Drug Enforcement
18 Task Force, which was a state -- local, state, and
19 federal task force working for the DEA. I was an
20 undercover in that capacity over the next four,
21 four-and-a-half years.
22 I was transferred to the intelligence

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1 division, and I was assigned to the mayor's
2 protective detail in the New York City Police
3 Department's intelligence division.
4 And then in May of 1994, I believe, Mayor
5 Giuliani sent me to Rikers Island as a result of
6 my corrections background in New Jersey. I went
7 initially as the executive assistant and chief of
8 staff to the commissioner. Six months later, I
9 was appointed first deputy commissioner.
10 Two-and-a-half years later, I was appointed
11 commissioner and took over the entire department
12 of 13,000 uniformed and civilian staff.
13 And then, in August of 2000, I became the
14 New York City Police Commissioner. And I was the
15 police commissioner until January 1st, 2002. I
16 retired from the NYPD then.
17 In May of -- no. In April of 2003, I was
18 requested by President Bush to take over the
19 Ministry of Interior of Iraq. I did so. Took
20 over as the Minister of Interior until they
21 replaced the actual post-Saddam interior minister.
22 And that was in September of '03.

Excerpted

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1 A. At times.
 2 Q. Yeah? Okay.
 3 You said that a lot of your work sort of
 4 since being released from prison has been in
 5 criminal justice.
 6 Am I right, do you also have a firm of
 7 your own where you do sort of security work?
 8 A. I do. I did. I mean, I technically
 9 still do. But my security work is not -- you
 10 know, it's not like a security company. You know,
 11 I get calls. You know, people will call me up and
 12 they want -- you know, they want domestic
 13 investigators or they want -- I don't know. You
 14 know, there's a bunch of stuff that I just won't
 15 do.
 16 Q. That you won't do?
 17 A. I won't do. You know --
 18 Q. Because?
 19 A. I'm not interested.
 20 Q. Okay.
 21 A. And there's other stuff that, you know,
 22 I'm interested in. You know, there's -- and

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1 these -- some of that stuff involves legal issues.
 2 For example, I've been an advisor to families that
 3 have been involved in legal battles with the
 4 government, and I've gotten involved with those
 5 cases, if you will, to help those families. But
 6 those are things that, you know, to me are
 7 important or I took some interest in. And I took
 8 on those challenges.
 9 Q. So fair to say that one of the types of
 10 work or one of the things that you were interested
 11 in was investigating the 2020 election?
 12 A. Was I interested? I became interested.
 13 Yes.
 14 Q. Okay. Talk to me about that.
 15 A. I was a supporter of President Trump.
 16 I've known -- I've known him since, I don't know,
 17 probably the same time I've known the mayor. I've
 18 known him a long time.
 19 Q. I don't mean to interrupt you. How did
 20 you know him?
 21 A. From New York City, being at different
 22 events, being in the position I was in. I came to

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1 know him. And I can't even tell you when the
 2 first time is. It's a long time ago.
 3 Q. Okay.
 4 A. I think the first time I ever saw Donald
 5 Trump, actually had contact with him, he shook my
 6 hand. I was actually a cop and I was in plain
 7 clothes. I was in an anti-crime unit in Midtown
 8 South. And they sent us -- actually, I think it
 9 was Michael Jackson. Michael Jackson was going
 10 shopping on a Sunday -- this is true. Michael
 11 Jackson was going shopping on a Sunday. They were
 12 opening -- what's that kids' -- what's that toy
 13 store on --
 14 Q. FAO Schwarz.
 15 A. FAO Schwarz. I think it was Michael
 16 Jackson. They were opening FAO Schwarz, and they
 17 sent a bunch of plain clothes guys up for this
 18 detail. And we were in front of the Towers. And
 19 Trump came out of the building and saw us out
 20 there and came over and said, hey, guys, what's
 21 going on? You know, we said, we're here for
 22 this -- you know, we have a job across the street.

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1 He said, are you guys good? You know, he was very
 2 nice, very cordial. And he came up to me and
 3 he -- he walked up to me, and he went like this.
 4 He went, you got your vest on? I said, yes, sir.
 5 He says, good. He says, you got to wear a vest.
 6 And he says, you know what? Guys, go
 7 downstairs -- there was a coffee shop in, like --
 8 in the Tower. He said, go downstairs and grab
 9 some coffee and tell them I sent you downstairs.
 10 And -- looking back, it's funny now
 11 because everybody was shit scared; they're, like,
 12 I ain't going down there, no way.
 13 That's the first time I ever saw him.
 14 And that had to be, like, 1987, maybe or
 15 something. So -- and then I got to meet him
 16 several times after, so I've known him a long
 17 time.
 18 So back to your question, I was a big
 19 supporter of his for the election. I was in
 20 Washington, D.C. the night of the election, on
 21 November 3rd. I stayed in D.C. until the 4th.
 22 And, you know -- I don't remember exactly. I

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1 either left the night of the 4th or the morning of
 2 the 5th. I went home. And just about the time I
 3 walked in the door, Mayor Giuliani called me, said
 4 that he had spoken with the president and that he
 5 wanted me to come back and assist him; he was
 6 going to be looking at the investig- -- at the
 7 election.
 8 And I packed up some clothes, I got back
 9 in my truck, and I drove back to D.C.
 10 Q. And so when you say, Mayor Giuliani
 11 called me and said that he had spoken with the
 12 president and he wanted me to come back, was that
 13 Mayor Giuliani wanted you to come back or
 14 President Trump wanted you to come back?
 15 A. No, the mayor.
 16 Q. The mayor wanted you to come back.
 17 Why do you think he reached out to you?
 18 A. He probably knew I could be helpful.
 19 Q. Okay. In what way?
 20 A. Look, I've worked with him and for him
 21 for a long time, whether it's investigative work,
 22 whether it's consulting work, you know, I've --

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1 you know, and we're friends on top of it. You
 2 know, he probably thought I could help.
 3 Q. You guys are still friends, yeah?
 4 A. Yeah.
 5 Q. How is he as a boss?
 6 A. He's usually great.
 7 Q. Is he hands on?
 8 A. Yeah.
 9 Q. Yeah.
 10 A. Very hands on.
 11 Q. Very hands on. Okay.
 12 So Mayor Giuliani called you around the
 13 5th and -- to ask you to assist. You said yes,
 14 came back down?
 15 What then became -- or what was your
 16 role. Right? Like, you come down, you get to
 17 wherever you all are working, and then you're,
 18 like, okay, what am I doing now? How --
 19 A. I think I got there in -- I want to say
 20 it was the 5th. So I got there in the morning,
 21 spoke to him when I arrived. We were -- he was
 22 staying at the Mandarin Oriental Hotel. And I

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1 checked in. I either saw him or spoke to him, and
 2 he was going to the campaign headquarters. And I
 3 told him I would meet him over there. And that's
 4 where they were going to work out of, campaign
 5 headquarters. So that's where I went.
 6 Q. Where were the campaign headquarters at
 7 that time?
 8 A. Arlington, Virginia. The Arlington
 9 Tower.
 10 Q. Okay. And for most of your time doing
 11 this investigation, were you working there in
 12 Arlington or were you working at the Mandarin?
 13 Or...
 14 A. No. First it was Arlington Tower. Then
 15 -- I forget who, somebody got COVID, and they
 16 threw us out of the campaign headquarters and said
 17 nobody can come in here. Somebody in the campaign
 18 got COVID. It was right before Andrew Giuliani
 19 got COVID. It was sometime before that.
 20 And then we left the Tower, we left the
 21 campaign headquarters, and we started working out
 22 of the hotel. And the hotel was the Mandarin.

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1 Q. The Mandarin? And you said you either
 2 spoke to Mr. Giuliani in person or -- you either
 3 met -- saw Mr. Giuliani or spoke to him.
 4 That would have been on the phone or --
 5 how did you guys normally communicate?
 6 A. On the phone.
 7 Q. On the phone. Okay.
 8 Are you a big texter?
 9 A. Not too much. And not with him.
 10 Q. Not with him?
 11 A. Yeah.
 12 Q. Because -- because he's not a big texter?
 13 A. No. Because if I text him, it will take
 14 six years for him to get back to him.
 15 Q. I see. What about --
 16 A. It's easier if I call him.
 17 Q. Fair enough.
 18 And what about e-mail? How is he on
 19 e-mail?
 20 A. No. Forget it.
 21 Q. No. Okay. You've got to call.
 22 Okay. So you're working wherever you're

Page 42	<p>1 working, whether it's Mandarin Oriental or 2 campaign headquarters. And what -- what did you 3 understand -- like, what were you -- what was sort 4 of the brief? What were you doing? 5 MR. PARLATORE: Objection. Now, to the 6 extent that we're going to now get into what -- 7 the work that he was doing in anticipation of 8 litigation, you know, related to election stuff, 9 that's, you know, work product privilege. So... 10 MS. HOUGHTON-LARSEN: Are you objecting 11 to him answering that question? 12 MR. PARLATORE: I am, yeah. If you guys 13 want to talk specifically about -- my 14 understanding is that Mr. Giuliani's counsel is -- 15 you know, is saying that the Ruby Freeman-specific 16 piece was not in anticipation of litigation, so we 17 can ask that. But if you want to talk about 18 general, you know, election integrity 19 investigations in anticipation of litigation, 20 that's work product, so I'm objecting. 21 MS. HOUGHTON-LARSEN: And you're 22 directing him not to answer?</p>	Page 44	<p>1 MR. PARLATORE: I don't know where you're 2 going with this. But to the extent that you want 3 to start getting into what was he -- what were 4 they doing in anticipation of litigation as 5 opposed to, in those instances, there were very 6 specific questions that were asked that he was 7 able to answer. To the extent you're trying to go 8 more broad and, you know, go on more of a fishing 9 expedition, the answer is no. 10 MS. HOUGHTON-LARSEN: Well, certainly 11 that's not my intention. 12 MR. PARLATORE: Okay. 13 MS. HOUGHTON-LARSEN: Is Mr. Sibley on 14 the line? 15 MS. MacCURDY: No. 16 MS. HOUGHTON-LARSEN: Okay. 17 BY MS. HOUGHTON-LARSEN: 18 Q. So let's go to your January 6th 19 testimony. I think that will be easier. 20 MS. HOUGHTON-LARSEN: So can I just have 21 tab 26, please? 22 If we could just mark this as Exhibit 1,</p>
Page 43	<p>1 MR. PARLATORE: I am. 2 MS. HOUGHTON-LARSEN: And what's the 3 basis of that? It's -- you're saying it's 4 attorney work product? 5 MR. PARLATORE: Did you not hear what I 6 was just saying? 7 MS. HOUGHTON-LARSEN: I'm just trying to 8 clarify. 9 MR. PARLATORE: To the extent that they 10 are doing investigations in anticipation of 11 litigation, that is work product. 12 MS. HOUGHTON-LARSEN: Okay. 13 MR. PARLATORE: So it's not something 14 that you can ask about here. 15 MS. HOUGHTON-LARSEN: Got that. I think 16 he's already testified to generally what the 17 investigation team was doing during his 18 January 6th interview, during his D.C. bar 19 testimony last year. 20 Is there a reason that you're objecting 21 to here but he was allowed to testify about it in 22 those instances?</p>	Page 45	<p>1 please. This is going to be a little unwieldy -- 2 I'm sorry -- for you to look through. Didn't have 3 a stapler big enough. 4 (Kerik Deposition Exhibit 1 marked for 5 identification and attached to the 6 transcript.) 7 BY MS. HOUGHTON-LARSEN: 8 Q. So do you recognize this document? 9 A. No. 10 Q. Okay. Do you see on the first page it 11 says the interview -- it's an interview of Bernard 12 Kerik on Thursday, January 13th, 2022? 13 A. I see it. 14 Q. Okay. So if we could just turn to 15 page 12, please. And I don't know how familiar 16 you are with reviewing transcripts, but there are 17 these line markers on the left-hand side, so I'll 18 refer to the page and the line. 19 So I'm starting at page 12. Let's do 20 line 16. 21 So the questioner says, "Okay. Perfect. 22 And we are pulling up -- it's Exhibit 1, which is</p>

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1 the letter that I'm referencing, so I'm not just
 2 reading into a void here. And I believe on page 2
 3 it says, quote, Mr. Kerik was tasked with
 4 investigating and gathering credible, verifiable,
 5 and admissible evidence as part of a potential
 6 litigation. And in this role he compiled a
 7 significant amount of information regarding the
 8 elections in the States of Arizona, Georgia,
 9 Wisconsin, Michigan, and Pennsylvania.
 10 Understanding -- this is my question now.
 11 Understanding that it may be more than that, not
 12 just those states, do you agree with the statement
 13 that Mr. Parlatores made?"
 14 Then this is your answer, line 25: "Yes.
 15 I think -- I think my role, our role, my specific
 16 role, was not only to investigate the election for
 17 possible litigation, it was also to provide the
 18 legislature -- legislators and electors in the
 19 various states, the six swing states, information
 20 that they may or may not be aware of. So I think
 21 there was a dual purpose, but primarily, it
 22 started out for litigation. Yes."

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1 Do you see that?
 2 A. Yes.
 3 Q. Okay. And you agree with that, that
 4 accurately reflects what you were doing?
 5 A. Pretty much. Yeah.
 6 Q. Okay. So you were -- you and
 7 Mr. Giuliani were investigating the election in
 8 these six states, right?
 9 A. And anything else that came up.
 10 Q. And anything else that came up.
 11 A. Right.
 12 Q. How -- when you say anything else that
 13 came up, was that -- anything -- like,
 14 Mr. Giuliani would maybe -- would direct you to
 15 that? Or how would something else come up?
 16 A. No. Basically the information that came
 17 to us came from a hundred different sources. It
 18 could have come from the campaign. It could have
 19 come from somebody in the White House. It could
 20 have come from a state legislator. It could have
 21 come from a state campaign office. Could have
 22 come from civilians. Could have come from outside

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1 attorneys that we had no contact -- we didn't know
 2 who they were.
 3 So we had -- we had tons of information
 4 that was coming to us. When I say the six states,
 5 those are the -- primarily the six swing states.
 6 But there were times that, you know, somebody
 7 would call and say, you know --
 8 MR. PARLATORE: No, don't give examples.
 9 THE WITNESS: Okay.
 10 MS. HOUGHTON-LARSEN: You're directing
 11 him not to answer?
 12 MR. PARLATORE: I am.
 13 MS. HOUGHTON-LARSEN: And on what basis?
 14 MR. PARLATORE: Work product.
 15 MS. HOUGHTON-LARSEN: Okay.
 16 MR. PARLATORE: You've read -- you've
 17 read a portion of the transcript which is based on
 18 a letter related to work product specifically.
 19 Okay? That was -- you know, if you go back and
 20 read the actual letter, it talks about how they
 21 were trying to get to work product things, the
 22 things that are in anticipation of litigation.

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1 So -- you have a very specific claim
 2 here. You know, trying to go around it to go into
 3 other things is not appropriate, especially when
 4 it's privileged. So you need to move on.
 5 MS. HOUGHTON-LARSEN: Thank you very
 6 much. This is my deposition, and I'll ask the
 7 questions I'd like to ask.
 8 MR. PARLATORE: I know. But since you're
 9 trying to get into work product privileged things,
 10 I'm explaining it to you.
 11 MS. HOUGHTON-LARSEN: I'm certainly not
 12 trying to get into work product privilege --
 13 MR. PARLATORE: Good. Then --
 14 MS. HOUGHTON-LARSEN: -- but I
 15 appreciate --
 16 MR. PARLATORE: Then let's move to
 17 non-privileged issue.
 18 MS. HOUGHTON-LARSEN: As I said, this is
 19 my deposition, and I'll be asking the questions I
 20 like, which are going to be completely appropriate
 21 and not probing into anything --
 22 MR. PARLATORE: So far --

<p style="text-align: right;">Page 50</p> <p>1 MS. HOUGHTON-LARSEN: -- work product.</p> <p>2 MR. PARLATORE: -- you've already gone</p> <p>3 into some work product stuff, so I anticipate</p> <p>4 you'll probably continue to probe into that.</p> <p>5 MS. HOUGHTON-LARSEN: Let's go to that</p> <p>6 letter. Shall we?</p> <p>7 What tab is that, Maggie?</p> <p>8 We'll mark this as Exhibit 2, please.</p> <p>9 (Kerik Deposition Exhibit 2 marked for</p> <p>10 identification and attached to the</p> <p>11 transcript.)</p> <p>12 BY MS. HOUGHTON-LARSEN:</p> <p>13 Q. Okay. Do you recognize this?</p> <p>14 A. I think so.</p> <p>15 Q. Okay. Do you see that this is on</p> <p>16 Mr. Parlatores letterhead. It's dated</p> <p>17 December 31st, 2021, and it's directed to the</p> <p>18 January 6 Commission.</p> <p>19 A. Right.</p> <p>20 Q. Okay. So you're welcome to review it if</p> <p>21 you want, but I'm just going to direct us to the</p> <p>22 second page.</p>	<p style="text-align: right;">Page 52</p> <p>1 like, kind of what we were just talking about a</p> <p>2 minute ago, right? You said you were -- there</p> <p>3 were, like, hundreds of sources or, you know, you</p> <p>4 were getting information from all of these</p> <p>5 different --</p> <p>6 A. Right.</p> <p>7 Q. -- entities or people.</p> <p>8 Okay. And when you say you were</p> <p>9 receiving them, were they being -- was there,</p> <p>10 like, one e-mail address that everyone was using?</p> <p>11 Or, like, how did that --</p> <p>12 MR. PARLATORE: Objection.</p> <p>13 BY MS. HOUGHTON-LARSEN:</p> <p>14 Q. -- work?</p> <p>15 MR. PARLATORE: Don't answer that. Work</p> <p>16 product privilege.</p> <p>17 MS. HOUGHTON-LARSEN: An e-mail address</p> <p>18 is work product privilege?</p> <p>19 MR. PARLATORE: You're asking about their</p> <p>20 process. You can move on.</p> <p>21 BY MS. HOUGHTON-LARSEN:</p> <p>22 Q. So you say -- so the next thing is that</p>
<p style="text-align: right;">Page 51</p> <p>1 A. Okay.</p> <p>2 Q. So on the second page, it's the middle</p> <p>3 paragraph, I guess. It starts, "Mr. Kerik was</p> <p>4 hired."</p> <p>5 Do you see that?</p> <p>6 A. Yes.</p> <p>7 Q. Okay. It says, "Mr. Kerik was hired by</p> <p>8 former President Donald Trump's legal team to act</p> <p>9 as an investigator tasked to look into claims of</p> <p>10 election fraud."</p> <p>11 Okay. That's right, right?</p> <p>12 A. Right.</p> <p>13 Q. Okay. Just while we're on it, did you --</p> <p>14 did you have a contract or anything?</p> <p>15 A. No.</p> <p>16 Q. You didn't. Were you getting paid for</p> <p>17 your work?</p> <p>18 A. No.</p> <p>19 Q. Okay. Next sentence reads, "In this</p> <p>20 role, Mr. Kerik received, reviewed, and processed</p> <p>21 claims of fraud from around the country."</p> <p>22 Okay. So when you say received, that's,</p>	<p style="text-align: right;">Page 53</p> <p>1 you were reviewing these claims.</p> <p>2 And that was you, personally, reviewing</p> <p>3 them?</p> <p>4 MR. PARLATORE: Objection. Work product.</p> <p>5 Going into what their process is.</p> <p>6 MS. HOUGHTON-LARSEN: I'm pretty much I'm</p> <p>7 just clarifying literally what is written here,</p> <p>8 Mr. Kerik reviewed --</p> <p>9 MR. PARLATORE: If you don't understand</p> <p>10 what that means, then, you know, that's not our</p> <p>11 issue. This is a letter outlining why getting</p> <p>12 into the specifics is, in fact, work product. If</p> <p>13 you had read the whole letter, you'd know that.</p> <p>14 So trying to, you know, "clarify" by going deeper</p> <p>15 into the work product stuff, you know, doesn't</p> <p>16 help you here. So move on.</p> <p>17 BY MS. HOUGHTON-LARSEN:</p> <p>18 Q. And so, again, to be clear, my question</p> <p>19 is --</p> <p>20 MR. PARLATORE: Objectionable.</p> <p>21 Therefore, you need to move on to the next one.</p> <p>22 MS. HOUGHTON-LARSEN: Sorry, can I just</p>

<p style="text-align: right;">Page 54</p> <p>1 finish my question?</p> <p>2 MR. PARLATORE: Sure.</p> <p>3 BY MS. HOUGHTON-LARSEN:</p> <p>4 Q. My question was, Mr. Kerik, were you</p> <p>5 personally reviewing the claims of fraud that the</p> <p>6 team was receiving?</p> <p>7 MS. HOUGHTON-LARSEN: And you have</p> <p>8 objected?</p> <p>9 MR. PARLATORE: Yes, I have.</p> <p>10 MS. HOUGHTON-LARSEN: And directed him</p> <p>11 not to answer?</p> <p>12 MR. PARLATORE: I have.</p> <p>13 MS. HOUGHTON-LARSEN: And the objection</p> <p>14 is based on?</p> <p>15 MR. PARLATORE: Work product.</p> <p>16 MS. HOUGHTON-LARSEN: Okay.</p> <p>17 MR. PARLATORE: You're asking about what</p> <p>18 the internal process of the legal team is. It's</p> <p>19 improper.</p> <p>20 I know that you don't like that, which is</p> <p>21 why you're smirking, but that's the problem with</p> <p>22 this, is when you want to get into the specifics</p>	<p style="text-align: right;">Page 56</p> <p>1 Q. Okay. And Georgia was one of those</p> <p>2 states?</p> <p>3 A. Yes.</p> <p>4 Q. Okay. Who else was working with you on</p> <p>5 the team?</p> <p>6 MR. PARLATORE: Objection. Are you</p> <p>7 trying to get into the identities of all the other</p> <p>8 investigators as part of a legal team working in</p> <p>9 anticipation of litigation?</p> <p>10 MS. HOUGHTON-LARSEN: I'm asking who was</p> <p>11 on the team investigating --</p> <p>12 MR. PARLATORE: Okay.</p> <p>13 MS. HOUGHTON-LARSEN: Yes.</p> <p>14 MR. PARLATORE: So you're asking the</p> <p>15 identities of the other investigators on the team</p> <p>16 working in anticipation of litigation, including</p> <p>17 any additional, you know, contractors that they</p> <p>18 may have hired as part of that?</p> <p>19 MS. HOUGHTON-LARSEN: My question is</p> <p>20 slightly more broad. I'm not just interested in</p> <p>21 investigators. I'm interested in anyone who was</p> <p>22 working on the team.</p>
<p style="text-align: right;">Page 55</p> <p>1 of what an investigative team did as part of a</p> <p>2 legal team in anticipation of litigation, you're</p> <p>3 going to run into privilege issues.</p> <p>4 If you have specific questions related to</p> <p>5 your case, he's here to answer those. But to the</p> <p>6 extent that you want to go outside that to get</p> <p>7 into what their process was on other things, it's</p> <p>8 objectionable. So...</p> <p>9 MS. HOUGHTON-LARSEN: I want to be very</p> <p>10 clear. I really am not trying to get into work</p> <p>11 product.</p> <p>12 MR. PARLATORE: Okay.</p> <p>13 MS. HOUGHTON-LARSEN: And so I will do my</p> <p>14 best to ask questions in a way that are not</p> <p>15 probing into work product.</p> <p>16 BY MS. HOUGHTON-LARSEN:</p> <p>17 Q. Okay. So going back to what we were</p> <p>18 talking about a little bit before, Mr. Kerik, your</p> <p>19 interview testimony before January 6 referenced</p> <p>20 the six swing states, right? And you said that as</p> <p>21 well?</p> <p>22 A. Yes.</p>	<p style="text-align: right;">Page 57</p> <p>1 MR. PARLATORE: Okay. If you want to ask</p> <p>2 something specific that would not be</p> <p>3 objectionable, you can go ahead. But this one,</p> <p>4 I'm directing him not to answer, work product.</p> <p>5 MS. HOUGHTON-LARSEN: Okay.</p> <p>6 BY MS. HOUGHTON-LARSEN:</p> <p>7 Q. Okay. So in addition to you on the team,</p> <p>8 was Phil Waldron on the team working on these</p> <p>9 issues with Mr. Giuliani?</p> <p>10 A. Yes.</p> <p>11 Q. Okay. And what did you understand his</p> <p>12 role to be?</p> <p>13 MR. PARLATORE: Was he working on it in</p> <p>14 anticipation of litigation? Because, if so, the</p> <p>15 answer to that is "objection."</p> <p>16 MS. HOUGHTON-LARSEN: And you're</p> <p>17 directing him not to answer?</p> <p>18 MR. PARLATORE: I am.</p> <p>19 MS. HOUGHTON-LARSEN: And the basis of</p> <p>20 that is?</p> <p>21 MR. PARLATORE: Work product.</p> <p>22 MS. HOUGHTON-LARSEN: Okay.</p>

Excerpted

<p style="text-align: right;">Page 62</p> <p>1 Q. Okay. So your next sentence is, "We need 2 to pull the trigger today to have the impact 3 that's needed in the states that we're targeting." 4 A. Right. 5 Q. What did you mean by that? 6 A. It had to have something to do with the 7 plan itself. Do you have a copy of the plan? 8 Q. I do. Would you like to see it? 9 A. Please. 10 Q. Okay. So -- 11 MR. PARLATORE: Do you want to read the 12 whole e-mail, too? Because that might -- 13 THE WITNESS: Yeah. That -- I'll do that 14 while you -- 15 MR. PARLATORE: Some of these questions, 16 the answer to it is two sentences forward. 17 THE WITNESS: Okay. 18 MS. HOUGHTON-LARSEN: Let's get it while 19 he's reading. 20 This is Exhibit 4. 21 22</p>	<p style="text-align: right;">Page 64</p> <p>1 time was to force the legislators to do their job. 2 Q. Okay. 3 A. From my perspective -- and now, I'm -- 4 I'm going to say this, I don't remember 5 specifically what I was talking about at the time. 6 But given this and the plan, one problem we had 7 was that we were finding evidence of fraud, 8 improprieties, things of that nature. We were 9 going to the legislators. We were providing it to 10 them or -- which was even worse -- they were 11 providing us -- they were telling us, you know, 12 there is -- you know, we found this or we heard of 13 that or we're looking at this. 14 But our concern was you're going to be 15 involved in the certification or allow the 16 certification of a state vote that you, yourself, 17 know should not happen based on the things that we 18 were collecting. Based on the things that we were 19 reviewing, you know, we wanted to -- we wanted to 20 push them and educate them as to what we were 21 finding to make sure that they pretty much did 22 their job.</p>
<p style="text-align: right;">Page 63</p> <p>1 (Kerik Deposition Exhibit 4 marked for 2 identification and attached to the 3 transcript.) 4 THE WITNESS: Okay. 5 BY MS. HOUGHTON-LARSEN: 6 Q. Okay. So this is the attachment, 7 Exhibit 4. Feel free to review that, but I'll 8 direct you to particular points. 9 A. Okay. 10 Q. And this e-mail and this attachment are 11 things that both you and Mr. Giuliani have 12 testified about previously, or given an interview 13 about previously, so I think we should be -- we 14 should be good -- 15 A. Okay. 16 Q. -- from the attorney work product 17 concerns. 18 Okay. So just going back, you say, "We 19 need to pull the trigger today to have the impact 20 that's needed in the states we're targeting." 21 So what did you mean by that? 22 A. I think what I was talking about at the</p>	<p style="text-align: right;">Page 65</p> <p>1 And I think that's what I was talking 2 about. 3 Q. Okay. So this is reflecting your opinion 4 that you felt strongly about this, right? 5 A. In this e-mail, yeah. 6 Q. Okay. And am I correct -- I mean, the 7 mayor also had sent this, as you say, to Mark 8 Meadows the previous evening. 9 Is it fair to say he also felt strongly 10 about this, as far as you understood? 11 A. I would say. Yeah. 12 Q. Okay. 13 A. Or I would have never sent it. 14 Q. So tell me what you mean by that. 15 A. You know, the mayor is in charge. 16 Q. Right. 17 A. It's the mayor's legal team. If the 18 mayor is concerned or he has concerns or he wants 19 something done, you know, I would do it. If he 20 didn't want it, if he wasn't concerned, or he 21 said, you know, this isn't of interest to me, I 22 wouldn't do it.</p>

Excerpted

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1 my question is, do you recognize this document
 2 that says, "Georgia," with a bunch of bullet
 3 points independently?
 4 A. Do I recognize it? Not necessarily that
 5 it goes to this document, but I do recognize it.
 6 Yes.
 7 Q. Okay. It almost looks to me -- and you
 8 can tell me if you agree. It almost looks to
 9 me -- right -- so if we flip back to page 8, it
 10 says, "Supporting documents. Voter fraud
 11 highlights for 2020 U.S. election."
 12 So it almost looks like this is a
 13 separate document that's been sort of attached to
 14 the back of the plan; is that right?
 15 A. Well, I can't say. But normally what
 16 would happen in a situation like this, as I said
 17 earlier, you've got -- we've got five, six
 18 different people, maybe, working on -- you know,
 19 these two people are working on Georgia, this guy
 20 is working on Arizona, this guy is working on
 21 Pennsylvania, two people, whatever.
 22 We would sort of have them do the same

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1 sort of format so the mayor would have bullet
 2 points to recognize where there were problems and
 3 what those problems were. And that's what this
 4 looks like.
 5 Q. I see. So almost like a state-specific
 6 living document that could sort of update the
 7 team --
 8 A. Right. And --
 9 Q. -- to say, you know, here's what he have.
 10 A. -- that's exactly what would happen.
 11 This document may look like it had five bullet
 12 points, you know, today --
 13 Q. Okay.
 14 A. -- may have seven tomorrow, nine the next
 15 day, whatever. As they come in -- and some would
 16 be reduced; some would be taken out. If we
 17 confirmed something, we'd pull it off.
 18 Q. If you confirmed something --
 19 A. That it was something -- that it
 20 shouldn't have been there, for example.
 21 Q. I see. So if you confirmed that an
 22 allegation here was not correct, you would remove

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1 it?
 2 A. Right.
 3 Q. And how did you determine if something
 4 should be put on here? Did you first have to
 5 determine if it was definitively true?
 6 A. Somebody would come to us and say, look,
 7 here's what I found.
 8 Q. Okay.
 9 A. Right? Or I saw it. Or the mayor found
 10 it. Or whatever.
 11 Q. Okay. I guess I'm just -- and I'm not
 12 being clear with my question, so I apologize.
 13 Was it -- was what came to this document,
 14 were these allegations of fraud or were these
 15 conclusive determinations of fraud?
 16 A. Everything initially was allegations.
 17 Q. Sure.
 18 A. We didn't -- you know, the -- our ability
 19 to give a conclusive answer within, I don't know,
 20 six weeks wasn't happening, right? Which is why
 21 there was such a push for the legislators to do
 22 their job.

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1 You know, in Georgia, for example, you
 2 know, the mayor tried to get the -- I forget what
 3 he was -- the head of the senate or somebody, you
 4 know, call the GBI and tell them to look at A, B,
 5 C. You know, we -- we see it, we have it. Do
 6 their job. Go do their job.
 7 So that was the purpose of the plan
 8 itself.
 9 Q. And so you made it sound like these could
 10 have been being updated every day, every couple of
 11 days.
 12 Were they sort of being circulated to the
 13 team as they were being updated?
 14 A. Could be.
 15 Q. Okay.
 16 A. Could be.
 17 Q. And were you contributing to the Georgia
 18 living document?
 19 A. Could be. I mean, if something come
 20 across my -- you know, came in my view, you know,
 21 I'd have somebody take a look at it or go check
 22 this or call this guy or whatever.

Excerpted

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1 there -- because I think everybody left, or
 2 something, but there was one -- there was one
 3 person or two people that stayed behind, and I
 4 think they're the ones that told somebody -- I
 5 don't know who they told -- I think -- I think
 6 that's where that came from.
 7 Q. Okay. And just to be clear, if there was
 8 somebody who -- they weren't speaking to you,
 9 these --
 10 A. No.
 11 Q. -- witnesses who were at State Farm Arena
 12 that night.
 13 A. Not me personally, and I don't know if
 14 anybody -- any of our people talked to them
 15 personally.
 16 Q. Okay. Did you think it would -- would
 17 you think it would be important to talk to them
 18 personally, to understand what they were saying?
 19 A. It could. Yeah.
 20 Q. Okay. So do you know who drafted this
 21 document, this overall document?
 22 A. No. No.

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1 Q. No. Okay. Do you have a sense -- or do
 2 you know whether it was multiple people
 3 contributing to it or one effort?
 4 A. It would have been multiple people.
 5 Q. Okay. Were you one of those people who
 6 was contributing to this communications plan?
 7 A. Verbally, yes.
 8 Q. Okay.
 9 A. I wouldn't be typing any of this stuff --
 10 Q. Okay.
 11 A. -- putting this in here.
 12 Q. Okay. And so verbally, when you were
 13 talking about this -- developing this strategic
 14 communications plan, who were you speaking with?
 15 A. Different people on the team, attorneys
 16 and otherwise.
 17 Q. Can you give me names specifically, to
 18 the extent that you recall?
 19 A. It would have been Christina Bobb,
 20 Katherine Friess, Boris Epshteyn. There was
 21 another attorney -- there was -- there was another
 22 attorney, I don't know his name -- I forget his

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1 name. There was a young guy that worked -- he
 2 worked for, like, a state senator, but he took a
 3 leave or something. I don't know who -- he got
 4 COVID. Although I don't know if he was involved
 5 in this. Like that -- you know, one of them.
 6 Q. Okay. This might help you. Can we
 7 please turn to page 6.
 8 Okay. So about two-thirds down the page
 9 it says, "Key team members. Rudy Giuliani."
 10 And then, "BK." I'm assuming that's you.
 11 A. That's probably me.
 12 Q. Okay. "KF." Do you know who that is?
 13 A. Katherine Friess.
 14 Q. And then, "Media advisors. SB." Who do
 15 you think that is?
 16 A. No idea. Well, I went through this
 17 before.
 18 THE WITNESS: Who did I do this with?
 19 J6?
 20 MR. PARLATORE: Probably.
 21 THE WITNESS: Yeah. Boris Epshteyn would
 22 have been the BE. SB, I have no idea what that

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1 is.
 2 BY MS. HOUGHTON-LARSEN:
 3 Q. Okay.
 4 A. Serrano's public relations team.
 5 Research team. CR. Off the top of my
 6 head...
 7 BY MS. HOUGHTON-LARSEN:
 8 Q. Sorry for the memory test.
 9 A. Yeah, I don't know.
 10 Q. What about SP?
 11 A. Don't know.
 12 Q. Do you think it was Sidney Powell?
 13 A. What's the date here? Is there a date on
 14 this thing?
 15 Q. The date says, "Timeline, December 27th -
 16 January 6th." And this is, remember, attached to
 17 the e-mail that you sent on December 28th.
 18 A. Oh, December 28th I sent this? It could
 19 have been Sidney Powell, but she was -- you know,
 20 the mayor dismissed her, you know, away from --
 21 you know, we created distance between us and her,
 22 and I don't know when that was. So I don't know.

Excerpted

<p style="text-align: right;">Page 98</p> <p>1 Some -- you know, and I'll give you an example, 2 because her name already came up. Sidney Powell 3 wanted to see the mayor about something she heard 4 or she found or whatever the case may be. She 5 called me, wanted to see the mayor. I set it up. 6 She came. She sat in the suite with him. A 7 couple of us sat around and she told him whatever. 8 Q. Got it. And she called you because you 9 were -- you sort of made -- you were the buffer, 10 right, between -- 11 A. Right. Right. 12 Q. -- with the mayor. 13 Do you have a sense of, over the 14 course -- you're going to be -- you're going to 15 smile at me at this question. 16 A. Okay. 17 Q. Do you have a sense of, over the course 18 of that sort of six weeks or so, how many times 19 you were discussing the plan to get information to 20 these state legislatures? 21 A. Not that we had a meeting about that. 22 Q. Not that you had a meeting.</p>	<p style="text-align: right;">Page 100</p> <p>1 anything we could find with regard to possible 2 litigation and anything and everything we could 3 find that the legislators should be aware of so 4 they could make a decision whether they should or 5 should not certify a state vote. 6 Q. Okay. Okay. We'll go through the plan 7 for a couple of minutes and then we'll break for 8 lunch. 9 A. Okay. 10 Q. As long as you're still okay. 11 All right. So at the bottom of page 1 -- 12 I just want to go through a couple of these 13 specific things. 14 At the bottom of page 1 it says, 15 "Fraudulent ballots" -- indentation -- "Fulton 16 County, Georgia. Video of suitcases of fraudulent 17 ballots." 18 Is that the video that we were discussing 19 earlier of my clients? 20 A. Yeah, I would think so. 21 Q. Okay. If we can turn to page 3. Under 22 the bullet "Election officials' illegal actions,"</p>
<p style="text-align: right;">Page 99</p> <p>1 A. But we discussed it every day. 2 Q. Every day. 3 A. Every day. 4 Q. Right. 5 A. I mean, it was -- you know, that was -- 6 every day. 7 Q. Right. 8 A. And -- and I think the piece that's sort 9 of -- we haven't discussed is the fact that, in 10 the middle of the investigative stuff that we were 11 doing and collecting all this data, we were then 12 going out and doing the hearings, the public 13 hearings, trying to get the legislators to 14 understand what we were finding at the time. So 15 you had all this stuff going on, but also we were 16 traveling to do those hearings. 17 Q. Was there someone on the team who you 18 recall leading the effort to reach out to state 19 legislatures? 20 A. Most likely -- not specifically. But the 21 mayor was responsible for the legal team. And, 22 you know, he wanted -- he wanted everything and</p>	<p style="text-align: right;">Page 101</p> <p>1 about halfway down there it says, "Election 2 official Ruby Freeman is seen surreptitiously and 3 illegally handing off hard drives on camera in the 4 Georgia counting facility"; is that correct? 5 A. That's what it says. Yeah. 6 Q. Okay. And again, that's, as far as you 7 know, referring to that video that we were 8 discussing. 9 A. I think so. Yes. 10 Q. Okay. 11 A. I don't -- hold on. I don't know if it 12 pertains to that first video. Because there was 13 another video I saw -- although I think I saw that 14 later. I don't know. I'm not sure. 15 Where it says she was illegally handing 16 off hard drives on camera -- 17 Q. I see. Because the first video that you 18 recall seeing was having to do with those big 19 containers of -- 20 A. The big containers, pulling -- 21 Q. -- ballots. 22 A. -- them out from under the thing.</p>

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