

SUPREME COURT OF THE CITY OF NEW YORK
COUNTY OF NEW YORK

THE PEOPLE OF THE STATE OF NEW YORK

-against-

ALLEN WEISSELBERG,

Defendant.

Superior Court Information

No.

sci
70913-24

I, ALVIN L. BRAGG, JR., District Attorney for the County of New York, by this information, accuse the defendant of the crime of **PERJURY IN THE FIRST DEGREE**, in violation of Penal Law § 210.15, committed as follows:

The defendant, in the County of New York, on or about July 17, 2020, did swear falsely by intentionally making a false statement which he did not believe to be true, while giving testimony under oath that was material to the action, proceeding, and matter in which it was made, to wit:

The New York State Office of the Attorney General (“OAG”) was conducting an investigation into whether the Trump Organization and Donald J. Trump (“Mr. Trump”) misstated the value of Mr. Trump’s assets on his annual statements of financial condition (“SOFC”) and other documents in order to secure loans and insurance and to obtain other economic benefits (“the Investigation”). On July 16, 2020, in connection with the Investigation, the OAG called the defendant to appear as a witness and testify for a deposition. Having been administered an oath by a person authorized by law, the defendant swore that he would testify truthfully. On July 17, 2020, during a continuation of the deposition conducted by the OAG, the defendant acknowledged that he understood he was still under oath.

On July 17, 2020, in connection with questions about the size of Mr. Trump's triplex apartment as reflected on his annual SOFC, the defendant was asked the following questions by the OAG and gave the following answers:

Question: Have you advised any financial institutions that the 2015 statement of financial condition contains this error?

Defendant: Well, we didn't find out about the error until the Forbes article came out . . .

Whereas, in truth and in fact, as the defendant knew, that testimony was false, and the truth was that the defendant was informed that the triplex was 10,996 square feet—not 30,000 square feet—prior to the publication of the May 2017 Forbes article and before the finalization on March 10, 2017 of the 2016 SOFC, which valued the triplex based on the misstatement of 30,000 square feet. It was material to the OAG's investigation to identify when the defendant was informed of the correct square footage of the triplex in relation to the finalization of the 2016 SOFC on March 10, 2017.

SECOND COUNT:

I, ALVIN L. BRAGG, JR., District Attorney for the County of New York, by this information, accuse the defendant of the crime of **PERJURY IN THE FIRST DEGREE**, in violation of Penal Law § 210.15, committed as follows:

The defendant, in the County of New York, on or about July 17, 2020, did swear falsely by intentionally making a false statement which he did not believe to be true, while giving testimony under oath that was material to the action, proceeding, and matter in which it was made, to wit:

The OAG was conducting an investigation into whether the Trump Organization and Mr. Trump misstated the value of Mr. Trump's assets on his annual SOFCs and other documents in

order to secure loans and insurance and to obtain other economic benefits. On July 16, 2020, in connection with the Investigation, the OAG called the defendant to appear as a witness and testify for a deposition. Having been administered an oath by a person authorized by law, the defendant swore that he would testify truthfully. On July 17, 2020, during a continuation of the deposition conducted by the OAG, the defendant acknowledged that he understood he was still under oath.

On July 17, 2020, the defendant was asked the following question by the OAG and gave the following answer:

Question: Were you ever present when Mr. Trump described the size of the triplex?

Defendant: No.

Whereas, in truth and in fact, as the defendant knew, that testimony was false, and the truth was that the defendant was present on September 21, 2015 when Mr. Trump stated to a Forbes reporter that the size of his triplex was 33,000 square feet. It was material to the OAG's investigation whether Mr. Trump had mentioned in the presence of the defendant that the size of the triplex was greater than 10,996 square feet.

ALVIN L. BRAGG, JR.
District Attorney