

Full Transcript - Bryan Mineo Evidence Videos

Segment 1 (Bryan_Mineo_v1_1.mp4)

Starting Speech-to-Text conversion... Video file detected:

/home/ubuntu/legal_brief/Bryan_Mineo_v1_1.mp4, file size: 1082.75 MB File size exceeds limit, converting to audio (64kbps)... Converting video to audio (bitrate: 64k)... Audio conversion completed. Saved to:

/home/ubuntu/legal_brief/Bryan_Mineo_v1_1_converted_20260620_070706.mp3 Audio file size (61.1MB) exceeds limit (5MB), downsampling audio file... Source audio bitrate: 64 kbps Audio file size: 61.15 MB, duration: 8014.5 seconds Splitting into 13 chunks (each ~616.5 seconds, max 5 MB)... Successfully split into 13 chunks Audio file split into 13 chunks for batch processing Transcribing audio file:

/home/ubuntu/legal_brief/Bryan_Mineo_v1_1_converted_20260620_070706.mp3, file size: 61.15 MB Transcription may take some time depending on file size and audio length... Starting batch transcription of 13 chunks...

Transcribing chunk 1/13:

/home/ubuntu/legal_brief/.Bryan_Mineo_v1_1_converted_20260620_070706_chunks_20260620_071003/chunk_000.mp3 Chunk 1 completed (duration: 616.5s)

Transcribing chunk 2/13:

/home/ubuntu/legal_brief/.Bryan_Mineo_v1_1_converted_20260620_070706_chunks_20260620_071003/chunk_001.mp3 Chunk 2 completed (duration: 616.5s)

Transcribing chunk 3/13:

/home/ubuntu/legal_brief/.Bryan_Mineo_v1_1_converted_20260620_070706_chunks_20260620_071003/chunk_002.mp3 Chunk 3 completed (duration: 616.5s)

Transcribing chunk 4/13:

/home/ubuntu/legal_brief/.Bryan_Mineo_v1_1_converted_20260620_070706_chunks_20260620_071003/chunk_003.mp3 Chunk 4 completed (duration: 616.5s)

Transcribing chunk 5/13:

/home/ubuntu/legal_brief/.Bryan_Mineo_v1_1_converted_20260620_070706_chunks_20260620_071003/chunk_004.mp3 Chunk 5 completed (duration: 616.5s)

Transcribing chunk 6/13:

/home/ubuntu/legal_brief/.Bryan_Mineo_v1_1_converted_20260620_070706_chunks_20260620_071003/chunk_005.mp3 Chunk 6 completed (duration: 616.5s)

Transcribing chunk 7/13:

/home/ubuntu/legal_brief/.Bryan_Mineo_v1_1_converted_20260620_070706_chunks_20260620_071003/chunk_006.mp3 Chunk 7 completed (duration: 616.5s)

Transcribing chunk 8/13:

/home/ubuntu/legal_brief/.Bryan_Mineo_v1_1_converted_20260620_070706_chunks_20260620_071003/chunk_007.mp3 Chunk 8 completed (duration: 616.5s)

Transcribing chunk 9/13:

/home/ubuntu/legal_brief/.Bryan_Mineo_v1_1_converted_20260620_070706_chunks_20260620_071003/chunk_008.mp3 Chunk 9 completed (duration: 616.5s)

Transcribing chunk 10/13:

/home/ubuntu/legal_brief/.Bryan_Mineo_v1_1_converted_20260620_070706_chunks_20260620_071003/chunk_009.mp3 Chunk 10 completed (duration: 616.5s)

Transcribing chunk 11/13:

/home/ubuntu/legal_brief/.Bryan_Mineo_v1_1_converted_20260620_070706_chunks_20260620_071003/chunk_010.mp3 Chunk 11 completed (duration: 616.5s)

Transcribing chunk 12/13:

/home/ubuntu/legal_brief/.Bryan_Mineo_v1_1_converted_20260620_070706_chunks_20260620_071003/chunk_011.mp3 Chunk 12 completed (duration: 616.5s)

Transcribing chunk 13/13:

/home/ubuntu/legal_brief/.Bryan_Mineo_v1_1_converted_20260620_070706_chunks_20260620_071003/chunk_012.mp3 Chunk 13 completed (duration: 616.4s)

All chunks transcribed successfully!

MERGED TRANSCRIPTION RESULT: Total Duration: 8014.1 seconds Language: english
Total Chunks: 13 Timestamped segments: [00:00.0 - 00:16.2] Good morning. [00:16.2 - 00:19.2] Time of the record is 10.35 AM. [00:19.2 - 00:22.9] Today is November 7th, 2022. [00:22.9 - 00:28.1] My name is Alex Sanchez of Pearson Reporting and Video Mitigation Services. [00:28.1 - 00:33.7] The court report today, sorry, the court report today is Bridget Mastro Battista [00:33.7 - 00:42.0] of Pearson's Reporting located at 583 Street 350, San Diego, California, 92101. [00:42.0 - 00:46.8] This begins a video recording position of Brian Mineo testifying in the matter [00:46.8 - 00:50.1] of Courtney G. Clifford Mineo versus Brian R. [00:50.1 - 00:56.8] Mineo in the Superior Court of the State of California for the County of San Diego. [00:56.8 - 01:04.7] Case number is 21FL004542N. [01:04.7 - 01:11.4] This position is taken at 402 West Broadway, San Diego, California, 92101. [01:11.4 - 01:14.8] The video and the recordings will take place at all times during this position, [01:14.8 - 01:17.6] unless all counselors need to go off the record. [01:17.6 - 01:20.6] The beginning and the end of each meeting will be announced. [01:20.6 - 01:24.2] Will counsel please identify yourselves and the state whom you represent? [01:24.3 - 01:27.2] Timothy Miranda for Courtney Clifford. [01:27.2 - 01:30.6] Raj Mitani for Brian Mineo. [01:30.6 - 01:34.0] The court report will now show you the recorded witness. [01:34.0 - 01:36.1] Do you mind raising your right hand for me, thank you. [01:36.1 - 01:40.5] Do you solemnly swear that the testimony that you're about to give will be the truth, [01:40.5 - 01:42.3] the whole truth, and nothing but the truth? [01:42.3 - 01:44.0] I do. [01:44.0 - 01:48.6] Mr. Mineo, please state your full name for the record and spell your last name. [01:48.6 - 01:52.2] Brian Richard Mineo, M-I-N-E-O. [01:52.2 - 01:55.7] And do you understand the

oath that was just administered to you by the court reporter? [01:55.7 - 01:57.0] Yes. [01:57.0 - 02:00.4] And is there any reason why you cannot give truthful answers today? [02:00.4 - 02:02.4] No. [02:02.4 - 02:06.7] You recall that I took your deposition on November 2nd of 2021 [02:06.7 - 02:10.9] as the person most knowledgeable for one with the ocean? [02:10.9 - 02:11.6] Yes. [02:11.6 - 02:14.4] Have you told any lies since then? [02:14.4 - 02:16.3] Not that I can recall. [02:16.3 - 02:17.8] What does that mean, you may have? [02:17.8 - 02:19.4] I don't remember. [02:19.4 - 02:20.6] Why not? [02:20.6 - 02:22.7] I can't remember everything. [02:22.7 - 02:23.5] Sorry? [02:23.5 - 02:25.7] I can't remember everything. I don't recall. [02:25.7 - 02:28.0] I cannot think of one. [02:28.0 - 02:28.6] Okay. [02:28.6 - 02:30.6] What's your current employment? [02:30.6 - 02:32.4] Employed. [02:32.4 - 02:33.0] Okay. [02:33.0 - 02:34.9] With one with the ocean. [02:34.9 - 02:36.2] What do you do for one with the ocean? [02:36.2 - 02:39.0] I'm the president. [02:39.0 - 02:41.1] Are there any other employees of one with the ocean? [02:41.1 - 02:42.5] No. [02:42.5 - 02:45.4] You don't have a director of business development at one with the ocean? [02:45.4 - 02:48.5] No. [02:48.5 - 02:50.3] Are you the only paid employee there? [02:50.3 - 02:53.4] Yes. [02:53.4 - 02:55.4] Where else do you work? [02:55.4 - 02:58.6] I freelance work and I do swim coaching. [02:58.6 - 03:03.0] Okay. What's the name of your employer for freelance work? [03:03.0 - 03:05.9] I work under my own name. I don't have an employer. [03:05.9 - 03:10.9] I also work for the YMCA about 60 hours a month. [03:10.9 - 03:15.1] Okay. Who else do you work for as a freelancer? [03:15.1 - 03:18.7] That's it. [03:18.7 - 03:24.5] And you said YMCA. What about swim mechanic? What is that? [03:24.5 - 03:28.3] It's just a name that I use. It's not a LLC. [03:28.3 - 03:32.2] So when you say you work under your own name, are you referring also to swim mechanic? [03:32.2 - 03:34.0] Correct. [03:34.0 - 03:37.6] So is your testimony that the only employment that you have [03:37.6 - 03:40.6] is one with the ocean and then yourself, which [03:40.6 - 03:44.6] you may operate under the name of swim mechanic? [03:44.6 - 03:46.6] The YMCA as well. [03:46.6 - 03:49.8] Okay. And YMCA, what do you do with the YMCA? [03:49.8 - 03:52.0] I'm a swim coach. [03:52.0 - 03:56.1] And you have no other sources of employment other than the ones you just mentioned? [03:56.1 - 04:02.6] I'll get contract work here and there to do a swim clinic, but otherwise no employment. [04:02.6 - 04:08.1] When's the last time you got a contract here or there to do some kind of swim work? [04:08.1 - 04:10.0] You said here or there? [04:10.0 - 04:12.4] What did you say? Here or there? [04:12.4 - 04:13.8] I asked you what you said. [04:13.8 - 04:17.0] Right. But I'm taking your deposition. So I'll ask you again. [04:17.0 - 04:19.0] That's what I'm asking you. Please repeat the question. [04:19.0 - 04:21.8] When's... Yeah, listen to your attorney. [04:21.8 - 04:28.1] So when's the last time that you got contract work, period? [04:28.1 - 04:32.0] Recently, as of one month ago. [04:32.0 - 04:34.8] Okay. Contract work with whom? [04:34.8 - 04:38.5] It's a resort in Grand Cayman. It's called Palm Heights. [04:38.5 - 04:40.6] Palm Heights? [04:40.6 - 04:43.0] And it was a contract for one appearance? [04:43.0 - 04:44.9] Correct. [04:44.9 - 04:47.7] And when was that date? [04:47.7 - 04:55.1] It was a week long from November 1 to 6, I believe. [04:55.1 - 04:56.6] October, yeah. [04:56.6 - 04:59.5] Monday through Friday of last week. [04:59.5 - 05:03.6] That's the only time that you've done any contract work for Palm Heights? [05:03.6 - 05:08.6] I had a previous one as well that was... The first one was August. [05:08.6 - 05:12.3] I don't remember the dates, but it was the same week long as well in early August. [05:12.3 - 05:13.7] August what? [05:13.7 - 05:17.3] I just said I don't remember the dates. I can look

it up in the calendar, but I don't remember the exact dates. [05:17.3 - 05:18.6] What year? [05:18.6 - 05:21.2] 22, this year. [05:21.2 - 05:25.7] And those are the only two contract work appearances that you've done for Palm Heights? [05:25.7 - 05:27.7] Where I was paid, yes. [05:27.7 - 05:33.9] That wasn't my question. The question was, are those the only two contract appearances you've done for Palm Heights? [05:33.9 - 05:36.6] I'm unclear on what the difference is. [05:36.6 - 05:41.2] Okay. Well, you said for which you were paid, correct? [05:41.2 - 05:42.1] Correct. [05:42.1 - 05:46.4] So you've done other contract work for Palm Heights that was unpaid? [05:46.4 - 05:53.6] I had an additional trip to go out there to work on developing what would be the contract. [05:53.6 - 05:58.8] And that was, they paid for accommodations and flight. [05:58.8 - 06:00.3] Whose day? Palm Heights? [06:00.3 - 06:01.3] Correct. [06:01.3 - 06:04.6] When was that? When did you go do that? [06:04.6 - 06:07.9] April of 2022. [06:07.9 - 06:12.6] So they paid for accommodations. What did that include aside from flights? [06:12.6 - 06:16.1] Food and stay, like the hotel. [06:16.1 - 06:19.7] Did you do any swim coaching when you were there? [06:19.7 - 06:26.9] Not paid, no. Just there practicing and getting an idea of what I would do for the offering this year, future. [06:26.9 - 06:34.0] So you said not paid. That means you did unpaid swim coaching when you were there in April of 2022? [06:34.0 - 06:37.2] It wasn't one-on-one swim coaching. It was us doing group stuff. [06:37.2 - 06:41.7] But it was unstructured and mostly impromptu for that matter. [06:41.7 - 06:47.2] So you did unstructured impromptu group swim coaching in April of 2022 at Palm Heights? [06:47.2 - 06:48.0] Correct. [06:48.0 - 06:52.1] And you were not compensated aside from what you said were accommodations? [06:52.1 - 06:53.0] Correct. [06:53.0 - 06:57.4] Are those the only times that you've been to Palm Heights? [06:57.4 - 06:59.6] That I can recall, yes. [06:59.6 - 07:06.2] Well, can you recall having gone there any other time than the times you just testified to? [07:06.2 - 07:08.8] No. [07:08.8 - 07:12.8] And you also give private swim lessons, correct? [07:12.8 - 07:14.2] Correct. [07:14.2 - 07:17.9] And you didn't mention that. Is that part of YMCA? [07:17.9 - 07:23.9] Objection. Misstates the testimony. He testified that he does private swim coaching and he does YMCA coaching. [07:23.9 - 07:29.5] Great. Thank you. So I'm asking you, you still do private swim coaching, correct? [07:29.5 - 07:32.0] That's what I said before under the name Swim Mechanic. [07:32.0 - 07:40.3] Okay. How many private swim coaching sessions do you give per month on average in 2022? [07:40.3 - 07:46.8] Per month? [07:46.8 - 07:50.6] 8 to 16 one-hour sessions per month. [07:50.6 - 07:55.0] 8 to 16 one-hour sessions per month? Is that your testimony? [07:55.0 - 07:56.2] Yes. [07:56.2 - 08:00.5] And how many people are in a session? [08:00.5 - 08:02.5] Most often one-to-one. [08:02.5 - 08:06.8] And where do you give these sessions? [08:06.8 - 08:12.5] At a pool that's in Carlsbad and also at the beach in the ocean. [08:12.5 - 08:14.8] Okay. What beach? [08:14.8 - 08:16.1] Moonlight Beach. [08:16.1 - 08:17.6] So in Encinitas? [08:17.6 - 08:18.8] Correct. [08:18.8 - 08:29.1] And didn't you testify in November of last year that you also gave personalized swim instruction in Los Angeles County? [08:29.1 - 08:31.9] I don't recall, but I have in the past, yes. [08:31.9 - 08:38.8] Past meaning when's the last time you've done that? [08:38.8 - 08:43.0] Earlier this year at the most recent. I can't recall the last date. [08:43.0 - 08:47.6] Was it before you went to Palm Heights in April of 2022? [08:47.6 - 08:49.2] I don't recall. [08:49.2 - 08:50.8] Why not? [08:50.8 - 08:53.5] I can't remember the dates of everything very well. [08:53.5 - 08:56.0] Do you have a recall issue? [08:56.0 - 08:56.6] No. [08:56.6 - 08:57.9] Memory problem? [08:57.9 - 09:01.1] No. Not that I'm aware of. [09:01.1 - 09:03.0] Have you had

that checked out? [09:03.0 - 09:03.2] No. [09:03.2 - 09:06.8] Objection not relevant to testimony today. [09:06.8 - 09:09.1] Not a valid objection, but noted. [09:09.1 - 09:13.4] I'm making an objection for the record and the court can decide whether my objection was valid. [09:13.4 - 09:18.4] Good job. Okay. What's your current residential address? [09:18.4 - 09:24.2] 316 A Street, Encinitas, California, 92024. [09:24.2 - 09:26.9] And what's your current monthly rent? [09:26.9 - 09:28.4] \$3,600 a month. [09:28.4 - 09:34.3] Did you fill out a credit application when you leased your current residence? [09:34.3 - 09:38.7] It was through Zillow, so it would have been through their platform. [09:38.7 - 09:41.5] So that's a yes? [09:41.5 - 09:43.8] I believe so, yes. [09:43.8 - 09:45.8] So I'm asking for yes or no. [09:45.8 - 09:55.7] So do you remember if you filled out a credit application when you leased that address or not? [09:55.7 - 09:57.1] Please don't talk to your attorney. [09:57.1 - 10:03.3] If you need to talk to your attorney after you answer the question, we can stop the deposition so you can go speak to him. [10:03.3 - 10:03.9] I'm sorry? [10:03.9 - 10:06.4] I didn't say anything to him. [10:06.4 - 10:09.0] Okay. Do you have an answer? [10:09.0 - 10:10.9] I know the platform requires that. [10:10.9 - 10:15.3] I can't really remember doing that, so yes, I would have had to have done a credit application through Zillow. [10:15.3 - 10:15.9] It's required. [10:16.5 - 10:20.0] You produced documents in conjunction with today's deposition, correct? [10:20.0 - 10:20.5] Yes. [10:20.5 - 10:25.0] You didn't produce the credit application for your current residential address, right? [10:25.0 - 10:26.0] No. [10:26.0 - 10:27.5] Why not? [10:27.5 - 10:30.5] I wasn't aware that that was required. [10:30.5 - 10:35.0] Did you review the document request that was served upon you for today's deposition? [10:35.0 - 10:37.5] I did, yeah. [10:37.5 - 10:39.0] Did you understand it? [10:39.0 - 10:40.5] Yes. [10:40.5 - 10:45.5] And what did you represent to your current landlord your monthly income was [10:45.5 - 10:49.5] when you filled out that application for your current residential address? [10:49.5 - 10:52.0] I don't recall. [10:52.0 - 10:55.0] You filled that out in October, correct? [10:55.0 - 10:56.5] No. [10:56.5 - 11:01.0] Okay. When did you complete the application for your current residential address? [11:01.0 - 11:06.5] I don't recall an exact date, but it would have been in December of 2021. [11:06.5 - 11:15.0] Okay. And when does your current lease end? [11:15.0 - 11:19.5] October of 2023. [11:19.5 - 11:25.0] So you just did a renewal in October of 2022, correct? [11:25.0 - 11:26.0] Yes. [11:26.0 - 11:29.5] This month. I'm sorry, last month, excuse me, right? [11:29.5 - 11:30.5] Yes. [11:30.5 - 11:35.5] And did you indicate your monthly income at the time you did a renewal in October of 2022? [11:35.5 - 11:37.5] No. [11:37.5 - 11:41.0] Do you have any estimate of what you told the landlord your monthly income was [11:41.0 - 11:44.5] at the time that you first rented your current residential address? [11:44.5 - 11:45.5] No. [11:45.5 - 11:47.5] What's your landlord's name? [11:47.5 - 11:49.5] His name is Oliver Baker. [11:49.5 - 11:51.5] And his wife's name? [11:51.5 - 11:53.5] I've never met her. I'm not sure. [11:53.5 - 11:57.0] And where do they live, if you know? [11:57.0 - 11:59.0] I don't know. [11:59.0 - 12:00.5] Do you send rental checks? [12:00.5 - 12:01.5] No. [12:01.5 - 12:03.0] How do you pay them? [12:03.0 - 12:06.0] There's an online platform called eRentPayment. [12:06.0 - 12:09.0] And is it your testimony that you don't know their address? [12:09.0 - 12:10.0] Yes. [12:16.0 - 12:23.5] How many hours per week are you currently working for one with the ocean? [12:23.5 - 12:26.5] An average of 30 to 40 hours a week. [12:26.5 - 12:28.5] 30 to 40 hours per week? [12:28.5 - 12:30.0] Yes. [12:30.0 - 12:33.0] How long has that been the average? [12:33.0 - 12:37.0] For my full-time employment. [12:37.0 - 12:39.0] Okay. My question was...

[12:39.0 - 12:42.0] Maybe it wasn't a good question, so I'll ask it again. [12:42.0 - 12:48.0] For how long have you worked an average of 30 to 40 hours per week at one with the ocean? [12:48.0 - 12:50.0] My full employment. [12:50.0 - 12:55.5] Okay. So your full employment means since you started? [12:55.5 - 12:57.0] Correct. [12:57.0 - 12:59.5] Okay. And when did you start? [12:59.5 - 13:01.5] January of 2020. [13:01.5 - 13:07.5] So since January of 2020, you've worked an average of 30 to 40 hours per week for one with the ocean? [13:07.5 - 13:08.5] Yes. [13:08.5 - 13:14.5] And when I say one with the ocean, is that different from Smog Incorporated? [13:14.5 - 13:15.5] No. [13:24.5 - 13:27.5] How many square feet is your current residence? [13:27.5 - 13:29.5] I'm unsure. [13:31.5 - 13:34.5] Well, can you give me an estimate? [13:34.5 - 13:37.5] 900 square feet, give or take. [13:37.5 - 13:41.5] Okay. And what do you base that estimate upon? [13:41.5 - 13:44.5] Well, I would guess as far as square footage goes. I have no other way to... [13:44.5 - 13:47.5] You asked an estimate. That's my guess. [13:47.5 - 13:54.5] Is the square footage of your current residence included in your rental application? [13:54.5 - 13:55.5] Yes. [13:55.5 - 13:57.5] Or your lease agreement, if you know? [13:57.5 - 13:59.5] Likely so. [13:59.5 - 14:03.5] Do you know if it was included when you renewed your lease in October of this year? [14:03.5 - 14:05.5] I don't know. [14:05.5 - 14:07.5] How many bedrooms does it have? [14:07.5 - 14:08.5] Two bedrooms. [14:08.5 - 14:09.5] How many bathrooms? [14:09.5 - 14:10.5] One. [14:15.5 - 14:18.5] You currently have a girlfriend, Emily Hammond? [14:18.5 - 14:19.5] Yes. [14:19.5 - 14:21.5] She lives with you at the residence, your current residence? [14:21.5 - 14:23.5] No. [14:23.5 - 14:28.5] How many days per week does she come to that residence and stay overnight? [14:28.5 - 14:30.5] Hard to say. [14:30.5 - 14:31.5] Why? [14:31.5 - 14:33.5] It's not the same every week. [14:33.5 - 14:35.5] Okay. On average? [14:35.5 - 14:37.5] Two days per week. [14:37.5 - 14:41.5] Does she pay for any of the expenses in your residence? [14:41.5 - 14:42.5] No. [14:42.5 - 14:45.5] Pay for food at your residence? [14:45.5 - 14:46.5] No. [14:46.5 - 14:49.5] She's an employee of One with the Ocean, is she not? [14:49.5 - 14:50.5] No. [14:50.5 - 14:53.5] She's not the director of business development of One with the Ocean? [14:53.5 - 14:54.5] No. [14:54.5 - 14:57.5] Are you aware that she has that on her LinkedIn profile? [14:57.5 - 14:59.5] Yes. [14:59.5 - 15:02.5] Okay. So you know that to be untrue? [15:02.5 - 15:05.5] She was a volunteer but never an employee. [15:05.5 - 15:09.5] So is she the director of business development or not? [15:09.5 - 15:10.5] No. [15:10.5 - 15:16.5] Okay. When did you first realize that she had that on her LinkedIn profile? [15:17.5 - 15:21.5] Probably would have been early 2020, February or March. [15:21.5 - 15:25.5] So she was a volunteer director of business development? [15:25.5 - 15:29.5] It was a title created for what could be a potential job in the future. [15:29.5 - 15:36.5] Has she ever served as a volunteer director of business development? [15:36.5 - 15:41.5] I mean, she volunteered. I guess that would be the role that was created, yes. [15:41.5 - 15:45.5] And when did she stop volunteering if she has in fact stopped? [15:45.5 - 15:55.5] I don't recall the exact date, but it would have been July or August of 2020. [15:55.5 - 16:01.5] So do you know when she created the profile that indicates that she's the director of business development for One with the Ocean? [16:01.5 - 16:04.5] No. [16:04.5 - 16:08.5] And you testified earlier today that you're the only employee, correct? [16:08.5 - 16:09.5] Yes. [16:09.5 - 16:13.5] Are there any other volunteers currently for One with the Ocean? [16:13.5 - 16:17.5] We have a board of directors that would be considered volunteers at times as well. [16:17.5 - 16:19.5] Are they employees? [16:19.5 - 16:21.5] No, I'm the only employee, as I stated. [16:21.5 -

16:27.5] Okay. And what is your current compensation from One with the Ocean? [16:27.5 - 16:33.5] The salary depends on what we have in the account, which we've talked about before. [16:33.5 - 16:39.5] My salary is at this point to be determined month to month. [16:39.5 - 16:47.5] So let me ask again, what is your current salary with One with the Ocean? Do you know? [16:47.5 - 16:51.5] No, there's no way of knowing right now. It's month to month. [16:51.5 - 16:55.5] So you don't know what salary you might get in any given month that you work? [16:55.5 - 16:56.5] Correct. [16:56.5 - 16:58.5] Who would know that? [16:58.5 - 17:01.5] Nobody would. It's based off of revenue. [17:01.5 - 17:02.5] What revenue? [17:02.5 - 17:04.5] It's based off of money we have in the account. [17:04.5 - 17:06.5] What account? [17:06.5 - 17:08.5] I've already talked about this in my last deposition. [17:08.5 - 17:14.5] Right, but we're here on this deposition, so I'm asking you again. So please answer my questions today. [17:14.5 - 17:19.5] I'm not here to speak about it. I'd have to have my board approval to speak about finances with One with the Ocean. [17:19.5 - 17:23.5] I'm not asking about your finance. I'm asking about your income. [17:23.5 - 17:30.5] You signed an income and expense declaration. The last one was August 24th of 2022. Do you remember that? [17:30.5 - 17:31.5] Yeah. [17:31.5 - 17:34.5] You indicated your income there, correct? [17:34.5 - 17:35.5] Correct. [17:35.5 - 17:39.5] And you provided some pay stubs from One with the Ocean for today's deposition, right? [17:39.5 - 17:40.5] Correct. [17:40.5 - 17:44.5] Okay. Did you get board approval for the pay stubs you provided this morning? [17:44.5 - 17:45.5] Yes. [17:45.5 - 17:47.5] How'd you do that? [17:47.5 - 17:50.5] Through a vote for the board through messaging. [17:50.5 - 17:52.5] When was that vote taken? [17:52.5 - 17:53.5] I don't recall. [17:53.5 - 17:55.5] It was through messaging. What does that mean? [17:55.5 - 17:58.5] Through text messaging. [17:58.5 - 18:06.5] There was a text message vote for One with the Ocean as to whether or not you could provide the pay stubs that you provided for today's deposition. [18:06.5 - 18:11.5] I received approval to submit any of that for this purpose. [18:11.5 - 18:22.5] There was a text message vote for you to provide the pay stubs that you provided for today's deposition from One with the Ocean. [18:22.5 - 18:27.5] Please don't just look at your attorney for answers. I'm asking you. I'm not deposing him. [18:27.5 - 18:30.5] So, yes is your testimony? [18:30.5 - 18:31.5] Yes. [18:31.5 - 18:38.5] Okay. You waved your hand. You gesticulated like yes when you said that. What does the gesticulation mean? [18:38.5 - 18:40.5] I've already answered yes. [18:40.5 - 18:42.5] Well, what does it mean when you raise your hand like that? [18:42.5 - 18:44.5] Unsure. [18:44.5 - 18:45.5] You're unsure? [18:45.5 - 18:46.5] Yes. [18:46.5 - 18:52.5] Okay. Who was part of this text message vote that you just testified about? [18:52.5 - 18:56.5] It would have been Angela Lee and Carrie Stever. [18:56.5 - 18:59.5] Angela Lee and Carrie Stever? [18:59.5 - 19:00.5] Mm-hmm. [19:00.5 - 19:04.5] Stever is spelled S-T-O-E-V-E-R? [19:04.5 - 19:05.5] Correct. [19:05.5 - 19:08.5] Her first name is spelled K-E-R-R-Y? [19:08.5 - 19:09.5] No. [19:09.5 - 19:10.5] How do you spell it? [19:10.5 - 19:11.5] K-A-R-I. [19:11.5 - 19:15.5] Okay. And then Ms. Lee, how do you spell her last name? L-E-E? [19:15.5 - 19:16.5] L-E-E. [19:16.5 - 19:17.5] Yes? [19:17.5 - 19:19.5] I spelled it L-E-E. [19:19.5 - 19:31.5] Okay. Can you approximate when this text vote occurred that you received board approval to provide your pay stubs in conjunction with the document request for today's proceeding? [19:31.5 - 19:32.5] No. [19:32.5 - 19:33.5] Why not? [19:33.5 - 19:37.5] Because we have ongoing conversations about this often. I can't recall dates. [19:38.5 - 19:49.5] Okay. And you said that you also received board authorization to provide that information for your income and expense

declaration that was filed on August 24th of 2022? [19:49.5 - 19:57.5] Objection misstates the testimony. The answer he gave was that he got board approval to release his pay stubs for this deposition. [19:57.5 - 20:03.5] Okay. So let me ask you about your income and expense declaration that you filed on August 24th of 2022. [20:03.5 - 20:06.5] You attached pay stubs from one with the ocean to that, correct? [20:06.5 - 20:07.5] Yes. [20:07.5 - 20:10.5] Okay. Did you receive board approval for that? [20:10.5 - 20:19.5] I received board approval to release those things for this case, a divorce case. [20:19.5 - 20:23.5] Okay. The question I ask you is about your income and expense declaration. [20:23.5 - 20:32.5] So regarding that income and expense declaration filed on August 24th of 2022, did you receive board approval to attach your pay stubs? [20:32.9 - 20:38.3] stubs for one with the ocean? Yes, we discussed that on the phone. So you [20:38.3 - 20:42.7] received verbal approval over the phone to produce those with your income and [20:42.7 - 20:48.2] expense declaration? Yes. Who did you speak to? The two names I've already given you. And [20:48.2 - 20:56.3] when did you have that verbal discussion? I don't recall. Okay. Do you review your [20:56.3 - 21:01.1] pay stubs before you attach them to your income and expense declaration? Review [21:01.1 - 21:06.0] them in what regard? Do you review them? It's automated through the payroll [21:06.0 - 21:10.6] system. I don't know what I'd have to review. Okay, well I'll tell you. When you sign [21:10.6 - 21:15.0] your income and expense declaration and you attach your pay stubs to it, do you [21:15.0 - 21:21.1] review the pay stubs before you attach them? Yes, in the regard that I look at [21:21.1 - 21:27.1] each one and produce the document. Okay. And what about the two that you produced [21:27.1 - 21:34.1] for today's proceeding? What? Pay stubs. What about them? Did you review them? [21:34.1 - 21:41.1] Same, yes. Okay, when did you review them? I don't recall the date. When did you [21:41.1 - 21:47.3] produce them? Within the past week. I don't recall the date. And were they [21:47.3 - 21:50.2] accurate when you reviewed them? I'm talking about the ones for today's [21:50.2 - 21:55.1] proceeding. Yes, there's nothing I can change about. All I'm doing is producing [21:55.2 - 22:01.6] the statement that's on the payroll system. Okay, but the information [22:01.6 - 22:05.5] contained within the ones that were provided for today's proceeding, that [22:05.5 - 22:11.5] information was accurate? Information regarding what I was paid? The information [22:11.5 - 22:15.4] contained in the pay stub, is it accurate? All of the information? To my knowing, yes. [22:15.4 - 22:19.8] Okay, and what about the ones attached to your income and expense declaration that [22:19.8 - 22:27.7] you filed on August 24th of 2022? To my knowledge, yes. Okay. [22:27.7 - 22:53.2] I'd like to show you what I'm going to mark as exhibit number one. [22:57.7 - 23:22.9] Is that your car depicted in exhibit number one? Yes. What year is that Subaru? [23:22.9 - 23:30.8] 2022. Did you buy a Subaru during your marriage to Miss Clifford? No. Did you [23:30.8 - 23:36.5] own a Subaru prior to your marriage to Miss Clifford? No. What vehicle, if any, [23:36.5 - 23:39.6] did you purchase during your marriage to Miss Clifford? I did not purchase any [23:39.6 - 23:47.7] vehicles. And is that your residence where the vehicle is parked? Yes. That's [23:47.8 - 23:55.0] 316A Street in Encinitas? Yes. And is that a rear alley where your vehicle is [23:55.0 - 24:03.0] parked? Yes. And if you turn to the second page in exhibit number one, is that your [24:03.0 - 24:08.9] residence? Yes. And are you on the top or the bottom of what is depicted in the [24:08.9 - 24:15.3] image on exhibit number one? The top. And is that a balcony that appears to be to [24:15.3 - 24:21.9] the right-hand side of the image? Not my balcony, but yes. So you do not have a [24:21.9 - 24:27.9] balcony on the right-hand side? That's a

different unit. How many units comprise [24:27.9 - 24:35.6] 316A Street, if you know? One. And so if that's not your balcony, who does that [24:35.6 - 24:40.2] balcony belong to, if you know? It's a different address. So that would be the [24:40.2 - 24:46.5] neighbor's balcony? Correct. And so do you occupy both the upstairs and the [24:46.5 - 24:52.3] downstairs of 316A Street? No. Who occupies the downstairs, if you know? I [24:52.3 - 24:59.7] do not know. Is there a different tenant there? Yes. So the square footage of your [24:59.7 - 25:05.3] portion of 316A Street would be limited to the upstairs, is that correct? To my [25:05.3 - 25:11.1] portion of the upstairs. So you don't have the entire upstairs of 316A Street? [25:11.1 - 25:16.1] No, we just saw there's a balcony upstairs that's not mine, so I have part [25:16.1 - 25:22.7] of the upstairs. Oh, okay. So upstairs, there's two units upstairs? Incorrect. [25:22.7 - 25:26.9] There's one unit upstairs, there's one unit that is both upstairs and downstairs. So [25:26.9 - 25:34.7] the balcony belongs to the downstairs unit? Correct. Okay. And please turn to the [25:34.7 - 25:42.5] third page in. Do you see that gate that's depicted? Yes. Where is that gate [25:42.5 - 25:48.7] in relation to the stairwell leading up to your unit? It's just in front of that. [25:48.7 - 25:54.9] Does it have a lock on it? Yes. Do you know why it's a jar in this picture? No, I [25:54.9 - 25:58.4] don't know when the photo was taken. Is it usually kept open, like in this [25:58.4 - 26:03.9] picture? No. Does it have a lock with a padlock or any type of locking mechanism? [26:03.9 - 26:11.7] Yes, it has a locking mechanism. Does it actually have a lock? No. Turn the page [26:11.7 - 26:17.1] again, please, to the fourth end. Do you know what is depicted in this picture? [26:17.1 - 26:24.9] Yes. What is that? It's a backyard space. And that is the yard behind what appears [26:24.9 - 26:33.2] to be the first fence in the picture? Not really, no. It's a yard behind the entire [26:33.2 - 26:38.5] building. And do you have access to that yard as part of your lease agreement? [26:38.5 - 26:45.3] Yes. And what do we see in the picture in terms of what is in that yard? Is that a [26:45.3 - 26:54.0] table and chairs? Yes. Are those candles, if you know? I can't tell. Is there any [26:54.0 - 27:02.9] grass in that yard? No. It's dirt and concrete? No. Okay, what is on the floor [27:02.9 - 27:11.5] of the backyard or the ground? Pebbles. And are there any children's toys in that [27:11.5 - 27:17.7] backyard? Not that I can see in the photo. And what about, to the best of your [27:17.7 - 27:23.7] knowledge since you live there, are there any as of today? I have some box toys [27:23.7 - 27:28.5] that are brand new that are unopened behind, but not within this photo. So is [27:28.5 - 27:32.5] there any children's play equipment that's in that backyard that you're [27:32.5 - 27:40.1] aware of? In the photo? No. Today, at the residence. What I just said. I have some [27:40.1 - 27:44.3] box toys that have been unopened that are currently residing behind the shed in [27:44.3 - 27:51.1] the backyard. Okay, so are the box toys, are they playground equipment? No. [27:51.3 - 28:04.2] Are they the type of toys that you might see in a playground? No. And would you [28:04.2 - 28:09.4] turn please to the fifth page in? Do you know what it is that is depicted in the [28:09.4 - 28:15.5] fifth page in of exhibit number one? Yes. What is that? That's a stairwell and [28:15.5 - 28:19.7] there's a screen door. And so is that the stairwell that leads up to your unit? [28:19.7 - 28:24.6] Yes. Do you know your neighbor downstairs? No, they moved in this past [28:24.6 - 28:30.5] week while I was away. How many people moved in downstairs if you know? I don't [28:30.5 - 28:34.9] know. And how do you know they moved in while you were away? My landlord told me. [28:34.9 - 28:44.7] You talk to your landlord often? No. And do those stairs that we see in the [28:44.7 - 28:51.4] fifth page in of exhibit number one have any type of gate that leads down [28:51.4 - 28:56.0] the stairs if

you're exiting your unit? So for example, to make sure you [28:56.0 - 29:01.3] understand my question, if you were to walk out door of your unit and [29:01.3 - 29:05.4] head to the stairs, do you have to open up any type of gate to go down the [29:05.4 - 29:09.7] stairs? Yes, you can see it in the photo open right there. Okay, do you know why [29:09.7 - 29:14.1] it's a jar in this photo? No, I don't know when the photo was taken. And is there [29:14.1 - 29:22.4] some locking mechanism on that gate? Yes. Does it actually have a lock? No. And so [29:22.4 - 29:26.5] you're saying you don't know when this photo was taken. How often would you say [29:26.5 - 29:31.6] that that gate is left open? One percent of the time. It's very uncommon. Okay, but [29:31.6 - 29:35.4] you'd agree that in the photographs I showed you in exhibit one, both the gate [29:35.4 - 29:40.3] from the exterior leading into the property and then the gate at the top of [29:40.3 - 29:45.5] your stairs are a jar, correct? Yes. [29:48.6 - 29:55.7] Is your home toddler proof? Yes. What does that mean to you? I have plugs in all the [29:55.7 - 30:00.0] outlets. I built a bedroom for them with their own beds and toys and books, [30:00.0 - 30:05.7] everything they need. Okay, so let's start with the first part. You have plugs in [30:05.8 - 30:12.8] all the outlets, so you have, what do you mean by plug? Plastic toddler proof plugs. [30:12.8 - 30:19.2] Okay, and then you said you built them a bedroom, but I was asking about child [30:19.2 - 30:24.7] proofing or toddler proofing. So let's focus on that part of the question first. [30:24.7 - 30:30.1] Aside then from putting plugs in the outlets, what other toddler proofing has [30:30.1 - 30:34.3] been done to your residence? I have soft rug and carpeting throughout the entire [30:34.3 - 30:39.0] place. There's no hard surfaces to fall on. There's no sharp corners exposed [30:39.0 - 30:44.6] anywhere. I have a small step for them to get up to the toilet and inside the [30:44.6 - 30:51.6] bathroom. So when did you first undertake the toddler [30:49.4 - 30:51.4] Proofing that you just testified about [30:52.3 - 30:54.3] The minute I move into the place [30:55.0 - 30:57.0] so last week [30:58.2 - 31:00.2] You were at a hearing for [31:00.8 - 31:05.8] Your current custody and visitation orders, but you were in Grand Caymans, correct, correct [31:05.8 - 31:11.8] And the court for the first time made an order and that was in October 31 of 2022 [31:12.4 - 31:17.3] That you could have a visit per month in San Diego, correct [31:17.5 - 31:23.0] And you're saying that when you first rented this place in October of [31:24.0 - 31:25.1] 2021 [31:25.1 - 31:27.3] You did toddler proofing [31:27.8 - 31:34.3] Objection, that's compound. It's asking multiple things at the same time. Did you understand my question? I didn't that's the incorrect date [31:34.8 - 31:42.9] Okay, so you remember that part? When did you first move into the place January 2022? Okay, so in January of 2022 [31:42.9 - 31:48.3] That's when you first began the toddler proofing that you just testified about. Yes, and [31:49.1 - 31:53.0] Where did you obtain these plugs from that are in the outlets? [31:53.3 - 31:58.3] We bought them together when we lived the previous house. I had a bag of probably 15 or 20 of them [31:58.7 - 32:05.4] Okay, and what else did you do? What else did you personally do to toddler proof the residents in January of 2022? [32:05.4 - 32:10.2] Put rugs down had an exterminator come out and do any of the testing to see if there's any [32:10.8 - 32:12.8] rodents [32:12.9 - 32:16.3] And made sure there's no sharp corners got stairs for the toilet [32:17.7 - 32:24.2] Okay, so the exterminator when did the exterminator come out? I don't recall. He's been multiple times [32:25.4 - 32:32.2] Do you have a problem with insects? No. So why have you brought the exterminator multiple times to your place? [32:32.2 - 32:34.6] It's a routine and that's what the landlord does [32:35.8 - 32:40.6] Landlord does it? Well, he scheduled it. Yes. It's his property. Okay, you don't pay for it [32:40.6 - 32:47.3]

No, but you said that you had someone come out in January of 2022. I don't recall the date [32:47.9 - 32:55.1] Okay, you actually brought an exterminator out to your place. No, the landlord scheduled it for childproofing [32:55.7 - 32:57.7] No to do a routine [32:58.2 - 32:59.6] visit [32:59.6 - 33:05.1] Okay, and then do you have carpeting or I think you said rugs? [33:06.4 - 33:08.4] Well, it's wood flooring [33:08.8 - 33:12.7] So there are hard surfaces on the floor you've just covered them with rugs [33:13.4 - 33:19.9] Correct. The entirety of the floor is covered by rugs. Of course not but the majority of the walking areas [33:19.9 - 33:22.8] yes, well you say of course not but [33:24.0 - 33:26.2] Tell me then how much of the floor? [33:26.8 - 33:32.7] Percentage wise is covered by soft rugs. I'd have to measure it and do the math but over 50% [33:33.3 - 33:40.3] Okay, so over half how much over half is covered by rugs, I don't know and [33:41.3 - 33:46.8] Do the children in your house? Are they going to have a separate bedroom? Yes. They have a second better [33:47.8 - 33:52.7] So in approximately 900 square feet, there's two bedrooms, correct? [33:54.3 - 33:57.3] And is there a living room yes and [33:58.3 - 34:04.2] Both children, where are they going to sleep when they're at your house? They'll be in bed with me. That's what they're used to [34:05.9 - 34:12.7] When you when are you gonna have your first visit in San Diego with your children it'll start this coming Sunday and [34:14.1 - 34:21.2] Your plan is to have them stay at your house. Yes this house that's depicted in exhibit one. Yes [34:21.9 - 34:25.8] Do you believe that house is safe for your children? Yes, why? [34:26.8 - 34:29.8] Because it's a safe place in a very safe neighborhood [34:31.7 - 34:33.7] Okay, any other reasons [34:35.0 - 34:40.8] It's it's the perfect depiction of their father I'm around my community where I work right next to the beach [34:40.8 - 34:44.7] I have everything there. I need to provide a fun and safe atmosphere for them [34:45.8 - 34:49.8] What is a perfect depiction of you have to do with safety? I don't understand [34:50.0 - 34:54.5] What has to do with their relationship with their father and if it is asking you about safety [34:55.2 - 34:58.5] Okay, it is it is safe yes, there's locks and all the doors [34:59.5 - 35:01.1] It's safe [35:01.1 - 35:03.5] There's no lock on the front gate, right? [35:04.0 - 35:08.8] Objection misstates the testimony my client stated. There is a locking mechanism on the gate. Is that what you said? [35:09.0 - 35:13.0] There's a locking mechanism on all the gates, but you also said there's no lock, right? [35:13.8 - 35:19.0] Well, what kind of a locker a padlock or are we talking about here? Okay, so, you know what locks are? [35:19.0 - 35:22.6] Yeah, something like that. That's what I'm talking about here. That would not be [35:23.2 - 35:25.8] Common or efficient to use on a gate of the such [35:26.6 - 35:29.3] Says who just myself I live there [35:30.1 - 35:34.7] Okay, and then the one at the top of your stairs doesn't have a lock either, right? [35:35.0 - 35:38.2] Correct to be the same issue would not make sense to have a padlock on that [35:39.0 - 35:43.1] Okay, so it wouldn't make sense to have a padlock on that if you have your children there [35:43.9 - 35:47.4] no for myself for anybody in any circumstance to be [35:48.4 - 35:52.8] Impractical to have a padlock on it locks very securely. There's no way to get into it [35:53.2 - 35:60.0] Otherwise as locking mechanism. Well when I ask you about child proofing you didn't mention either of these gates, correct? I [36:00.9 - 36:02.9] Consider there'd be a locking mechanism to be childproof [36:03.7 - 36:09.5] So you don't believe that either of your children could open the locking mechanism on these gates by themselves [36:09.7 - 36:11.7] Absolutely, not not the one at the top of the stairs, especially [36:11.7 - 36:18.2] Why not because it's a very complex. It's a the bar the way it works. It's not easy to get unlocked. You just be out of reach [36:18.7 - 36:22.1] Okay, you just it would be out of reach. It's too high [36:23.3 -

36:26.4] We're it's position. It's a bit too high and it's kind of behind some plants [36:26.4 - 36:30.3] You have to reach over the top of the gate to get to it. That's by design [36:30.8 - 36:36.4] What's your daughter's name? Sophia? How tall is Sophia? She's like three feet tall [36:37.2 - 36:39.2] When's the last time you measured her? [36:39.2 - 36:41.2] When's the last time you measured her? [36:41.3 - 36:45.3] I don't recall. Have you ever measured her for her height? Yes [36:45.9 - 36:50.6] You don't recall the last time you did that? No, it's not something I do when I have my limited time with them [36:51.5 - 36:57.4] Okay, how tall is that gate at the top of your stairs that's depicted in the fifth page in of exhibit number one? [36:57.4 - 37:01.7] I am not sure. I've never measured it. Well, you said it was out of reach, right? [37:02.3 - 37:07.1] Correct. You have to reach over the top of it and reach behind to get to the locking mechanism [37:08.1 - 37:12.4] So again, you just gestured with your hand so your gesture was an over I [37:13.3 - 37:17.2] Don't understand. Are you talking about when you go up the stairs or when you go down the stairs? [37:17.2 - 37:21.8] You have to reach over on what side let me ask back up and ask you a better question. Excuse me on [37:22.4 - 37:30.0] What side of the gate at the top of your stairs is this locking mechanism on the side? That would be [37:31.0 - 37:36.4] Going up towards your front door or going down towards the street walking up the steps [37:36.4 - 37:38.4] It's going to be closest to the street in the steps [37:39.1 - 37:45.0] Okay, so if you are walking out of your home to go down the stairs towards the street [37:45.2 - 37:51.9] you have to reach your arm over and make some movement with a locking mechanism on what would be the [37:52.3 - 37:55.0] Front side of the gate. Is that accurate? [37:55.9 - 38:01.5] Correct facing the gate. You'd have to reach over and pull bar like eight inches to one direction to unlock it [38:02.1 - 38:08.3] Okay, and so are you saying that that's out of reach for your daughter that's what I said, yes, okay and [38:09.2 - 38:16.1] What's your son's name River? And how tall is River currently? I'm not sure. I've measured him. You've never measured River [38:16.1 - 38:18.6] I haven't the doctor but it's been a long time [38:19.4 - 38:22.8] When did you measure him at the doctor's office? I don't recall [38:24.1 - 38:26.7] How long ago was it? I don't recall [38:27.7 - 38:29.1] Okay [38:29.1 - 38:31.1] When's the last time you took him to the doctor? [38:31.7 - 38:33.7] I haven't had to in my care [38:34.2 - 38:37.0] So, how do you know that he was measured at the doctor? [38:37.3 - 38:42.1] Well last time would have been when I was with him and we were still together here in San Diego [38:43.1 - 38:45.1] That was what April of [38:45.5 - 38:53.6] 2021? Correct. So since then you haven't measured? No. Okay, but you believe that that mechanism is also out of his reach? [38:54.1 - 38:56.1] Correct. He's shorter than Sophia [38:56.2 - 38:58.5] How much shorter? I've not measured them [38:59.5 - 39:00.7] And [39:00.7 - 39:04.8] The locking mechanism on the other gate meaning the gate that is at the street [39:04.8 - 39:07.0] Is that on the front of the gate? [39:07.2 - 39:10.6] Meaning if I'm at the street and I want to enter your yard [39:10.6 - 39:15.9] The mechanism is there or is it on the side on the inside of the inside makes sense? [39:16.4 - 39:19.9] Okay inside being the side where your yard is. Yes [39:20.1 - 39:26.7] Okay, is it the same type of locking mechanism as you have on the gate at the top of the stairs? No [39:27.1 - 39:28.7] How is it different? [39:28.7 - 39:33.1] It's similar. It's also a bar, but has like a hook on it [39:33.1 - 39:38.9] The bar is bent and you slide it and then slide it down onto the little latch that that piece goes into [39:39.9 - 39:46.6] And so if your children are the on the inside of that yard that we saw depicted in exhibit one [39:46.8 - 39:48.6] They could reach that [39:48.6 - 39:50.6] locking mechanism, correct [39:51.3 - 39:56.1] Likely they could reach it. Yes.

Okay, they wouldn't have to reach over anything meaning reach over [39:56.7 - 40:01.8] The gate to get out of the gate. Correct. Okay, and by that I mean the gate [40:01.8 - 40:05.2] That's the one at the street where the yard is. Correct. Okay [40:08.9 - 40:15.9] When did you buy the rugs that you put down on the flooring? I don't recall. Where did you buy them from? [40:17.2 - 40:19.0] I don't think I bought them. I think they were donated [40:19.0 - 40:22.6] I think one I had from our previous house and they're always given to me as a gift [40:23.1 - 40:27.5] Who gave it to you as a gift? It was through a Facebook like group. I'm not sure [40:29.3 - 40:33.8] Okay, you're unsure of what the group or the person or? The person's name [40:34.6 - 40:38.7] So someone just gave you a rug for your home and you don't know who it is? [40:38.7 - 40:46.5] That's the entire group is it's it's people get gifting free things to each other as a community local to a certain area zip codes [40:47.3 - 40:49.3] What's the name of that group? [40:49.7 - 40:51.7] I [40:51.8 - 40:53.8] Look at my phone. I don't recall [40:53.8 - 40:56.9] Would you look on your phone when we take our first break? Sure [40:57.4 - 41:02.4] Okay, and so someone in that group gave you a free rug. Yes, and [41:03.2 - 41:05.5] How did they know to give you a rug if you know? [41:05.9 - 41:12.9] The way the group works is you post things that you're giving away, people comment on it, and they choose someone to give it to. [41:13.9 - 41:18.9] Okay. So did you comment on someone giving away a rug? [41:18.9 - 41:19.9] Yes. [41:19.9 - 41:22.9] Okay. And... [41:24.9 - 41:25.9] Okay. [41:25.9 - 41:26.9] Okay. [41:32.9 - 41:36.9] You said that there's no sharp edges in your house? [41:36.9 - 41:37.9] Correct. [41:37.9 - 41:41.9] Why is that? Meaning, how are there no sharp edges in your house? [41:41.9 - 41:52.9] There's very little cabinetry as it is. There's one corner in the kitchen, but it's rounded with like a faux marble or something. [41:53.9 - 41:55.9] Okay. Do you have any tables? [41:55.9 - 41:57.9] Yes. [41:57.9 - 41:59.9] Okay. Do they have round edges? [41:59.9 - 42:02.9] I think a soft edge. [42:02.9 - 42:04.9] Soft edge table? [42:04.9 - 42:07.9] Yeah, like a... Yeah, it's not like a point. [42:07.9 - 42:11.9] Okay. What about nightstands? [42:11.9 - 42:12.9] Yes. [42:12.9 - 42:16.9] Okay. What are the edges like on those? [42:16.9 - 42:28.9] I don't recall. It's not something I think about very often. But it's not like a sharp edge, the one I kept picturing. It's wood and sanded down. [42:28.9 - 42:39.9] So did you go through and verify that all of the 90-degree angles on, say, furniture in your home are rendered childproof? [42:39.9 - 42:48.9] I'm not aware if there's a way to do that through an official organization, if that's what you're asking, but I did buy what I deemed to be safe, yes. [42:48.9 - 42:51.9] Okay. So you did do that? [42:51.9 - 42:52.9] Yes. [42:52.9 - 42:57.9] So what did you do with any 90-degree angle furniture that you have in your house? [42:57.9 - 43:04.9] I don't currently have anything that has any sharp corners. I don't have a whole lot of furniture. It's not a massive place. [43:05.9 - 43:09.9] And you said that your children are going to sleep with you? [43:09.9 - 43:10.9] Correct. [43:10.9 - 43:12.9] What size bed do you have? [43:12.9 - 43:14.9] It's a queen-size bed. [43:14.9 - 43:17.9] So you and two children are going to sleep together? [43:17.9 - 43:19.9] Yes. [43:19.9 - 43:22.9] What's in their bedroom? [43:22.9 - 43:27.9] Two small beds, toys, a rug. [43:27.9 - 43:31.9] Are they different toys than the ones you have in the backyard in boxes? [43:31.9 - 43:33.9] Yes. [43:33.9 - 43:36.9] Okay. And are they bunk beds? [43:36.9 - 43:38.9] No. [43:38.9 - 43:41.9] So two beds fit in their room? [43:41.9 - 43:51.9] It's two small kid-size mattresses without any bed frame. I'm aware that's what they have at their mother's house, something similar to that. [43:51.9 - 43:54.9] So you have mattresses on the floor? [43:54.9 - 43:56.9] Yes. [43:56.9 - 43:59.9] And kid-size, what does that mean? [44:00.9 - 44:05.9] They're

small-size beds that are made for kids. [44:05.9 - 44:08.9] So those are on the floor, and then there's toys on the floor? [44:08.9 - 44:14.9] There's toys in little basket bins, like organizational things. [44:14.9 - 44:19.9] So when did you get the mattresses for the children? [44:19.9 - 44:30.9] I bought cribs, and I bought all new stuff for the kids in April of 21, when she left. [44:30.9 - 44:39.9] So let me back up. So April of 21, Ms. Clifford left, and then you bought cribs and mattresses? [44:39.9 - 44:49.9] Yes. We provided photos in previous hearings of me setting up an entire bedroom for them in the previous house within two weeks after her leaving in May of 21. [44:49.9 - 44:51.9] Okay. But I'm talking about this house. [44:51.9 - 44:53.9] I've kept the same things. [44:53.9 - 44:55.9] Okay. What did you do with the cribs? [44:55.9 - 45:01.9] I got rid of the cribs. I gave them on that same marketplace. I gifted them. [45:01.9 - 45:06.9] So you brought these mattresses with you from your previous residence? [45:06.9 - 45:07.9] Yes. [45:07.9 - 45:08.9] What was that address? [45:08.9 - 45:15.9] 7206 Lantana Terrace, Carlsbad, 92011. [45:15.9 - 45:22.9] And why did you set them up in a bedroom if the children are going to sleep in your bed? [45:22.9 - 45:32.9] Because before she left, Sophia had been sleeping on her own for over a year, and the intention was to keep them in that direction for that. [45:32.9 - 45:35.9] Then why are they going to sleep with you in the bed if she sleeps on her own? [45:35.9 - 45:40.9] Because Mother has conditioned them to sleep in bed with her every night since she left. [45:40.9 - 45:45.9] So you're doing what Ms. Clifford is doing in terms of sleeping? [45:45.9 - 45:50.9] Correct. I'd like to co-parent in a way that's consistent with the way she's parenting when she's with them. [45:50.9 - 45:55.9] Do you think that's the best idea to copy what Ms. Clifford does? [45:55.9 - 45:58.9] In this specific instance, yes. [45:58.9 - 46:02.9] Well, you're their father, right? [46:02.9 - 46:04.9] Yes. [46:04.9 - 46:06.9] And how old is Sophia now? [46:06.9 - 46:08.9] She's three and a half. [46:08.9 - 46:14.9] And there have been allegations made against you, inappropriate allegations made against you with Sophia, correct? [46:14.9 - 46:15.9] Yes. [46:15.9 - 46:16.9] In the state of Arizona? [46:16.9 - 46:17.9] Yes. [46:17.9 - 46:21.9] And notwithstanding those allegations, do you think it's a good idea to sleep with her in the same bed? [46:21.9 - 46:26.9] Absolutely. I took a polygraph test, and all things have been dismissed regarding those cases. [46:26.9 - 46:31.9] DCS came and visited. They closed the case. Scottsdale Police closed the case. [46:31.9 - 46:37.9] Yes, it's very appropriate. There's nothing that's been done wrong in my doing, in my care for them. [46:37.9 - 46:40.9] Okay. I'll be asking you about that later, but my question was, [46:40.9 - 46:44.9] now, you think that given all of that, it's appropriate for you to sleep in the same bed with her? [46:44.9 - 46:48.9] Allegations are allegations. Nothing happens, so 100% it's appropriate. [46:48.9 - 46:52.9] And you're just doing that because Ms. Clifford is doing that? [46:52.9 - 46:55.9] Correct, to keep consistency, yes. [46:55.9 - 47:01.9] So, why don't you do your own parenting, where you make your own decisions, instead of copying Ms. Clifford? [47:01.9 - 47:05.9] I will. I've taken two parenting courses, and I'm very capable of making my own decisions as well. [47:05.9 - 47:08.9] This is one instance, and one specific thing you've asked about. [47:08.9 - 47:11.9] You haven't asked about every single part of parenting. [47:11.9 - 47:20.9] Okay. So, if Ms. Clifford were to represent to you today that the children are sleeping in their own beds, you would follow that lead? [47:20.9 - 47:21.9] Yes. [47:21.9 - 47:28.9] But because you believe that they sleep with her in the same bed, that's why you want to sleep with your daughter and your son in the same bed? [47:28.9 - 47:30.9] Yes. My goal is to create a smooth transition from home to home. [47:30.9 - 47:34.9] Now that they have two homes, I

want it to be easiest and best for them. [47:34.9 - 47:36.9] Do they have two homes? [47:36.9 - 47:40.9] Yes, they do. They have one home in San Diego, and one home in Scottsdale. [47:40.9 - 47:42.9] Okay. [47:43.9 - 47:56.9] So, let me ask you about that. On October 31 of 2022, the court granted your request, but actually you'd requested both visits be in San Diego, correct? [47:56.9 - 47:57.9] Yes. [47:57.9 - 48:00.9] And the court only granted one? [48:00.9 - 48:09.9] I think we actually, it was worded that we would prefer both, and we were open to the idea of doing one of the two visits in San Diego. [48:09.9 - 48:13.9] Unfortunately, I wasn't there, but what did the court order, do you know? [48:13.9 - 48:20.9] Yes, for altering visits to San Diego and Arizona every other week, so it's two per month. [48:20.9 - 48:24.9] So the court only ordered one visit per month in San Diego? [48:24.9 - 48:26.9] Correct. [48:26.9 - 48:34.9] And so you're going to be making your other visit, that is in Scottsdale, Arizona, on the second visit per month? [48:34.9 - 48:36.9] Correct. [48:36.9 - 48:38.9] Correct, meaning you're going to? [48:38.9 - 48:40.9] Correct. Yes. [48:40.9 - 48:49.9] Okay. And so when are you going to have your first visit in San Diego? I believe you testified it was this coming weekend? [48:49.9 - 48:51.9] This coming Sunday through Wednesday. [48:51.9 - 49:02.9] Okay. And so that means that the second weekend of each month, you plan on having that visit in San Diego? [49:02.9 - 49:03.9] Yes. [49:03.9 - 49:07.9] And the fourth weekend of each month, that visit will be in Scottsdale? [49:07.9 - 49:13.9] Yes. [49:13.9 - 49:25.9] At your current child exchanges for visitation with Ms. Clifford, do you remove the toys that your children have in their hands at the time you exchange them? [49:25.9 - 49:28.9] They would rarely have toys in their hands when we exchange them. [49:28.9 - 49:31.9] But if they do, do you remove them from their hands? [49:31.9 - 49:34.9] I can't recall an instance like that. [49:35.9 - 49:40.9] What about the shoes off their feet during those child exchanges? Do you ever do that? Do you remove them from your children? [49:40.9 - 49:41.9] No. [49:41.9 - 49:45.9] You never do that and say, those are mine, or something to that effect? [49:45.9 - 49:46.9] No. [49:46.9 - 49:52.9] So if someone were to say that that happens at a child exchange between you and Ms. Clifford, that would be a lie? [49:52.9 - 49:59.9] Yes. The shoes, I don't even have their current size shoes. I've asked her for four days what their shoe sizes are, and she's ignored me on that. [49:59.9 - 50:02.9] So I don't have shoes of theirs to take off. [50:02.9 - 50:04.9] You don't even buy your children's shoes? [50:04.9 - 50:09.9] Yeah, I have sandals, but I'm asking what their newest size are. They're too small now, so I'm asking what their new size is. [50:09.9 - 50:11.9] And you don't know that yourself? [50:11.9 - 50:14.9] That's why I've asked her. I do not know it myself. [50:14.9 - 50:19.9] So you've never taken them to go buy shoes when you were in Scottsdale, Arizona? [50:19.9 - 50:21.9] Not shoes, but other clothing, yes. [50:21.9 - 50:27.9] Okay. And you could take them to go buy shoes and measure them at the shoe store, couldn't you? [50:27.9 - 50:34.9] Yes, I asked the question when I was not—they weren't in my care, so I would have no way of measuring their feet when I'm not with them. [50:34.9 - 50:40.9] So I'm hoping to get new shoes for them on their first visit to San Diego, and she's yet to respond about their shoe sizes. [50:40.9 - 50:43.9] Do you use high chairs with either of your children? [50:43.9 - 50:45.9] No, booster seats. [50:45.9 - 50:48.9] Booster seats. Do you strap the children into the booster seat? [50:48.9 - 50:49.9] Yes. [50:49.9 - 50:50.9] Both of them? [50:50.9 - 50:51.9] Yes. [50:51.9 - 50:54.9] Do you believe that both of them still require booster seats? [50:54.9 - 50:55.9] Yes. [50:55.9 - 50:56.9] Why do you say that? [50:56.9 - 50:58.9] Because of their height. [50:58.9 - 51:02.9] But you've never measured the height of River, correct? [51:02.9

- 51:07.9] No, but you can visualize relative to the table to a child, it's pretty easy to see the difference in height. [51:07.9 - 51:12.9] So can you visualize relative to the gate at the top of your stairs to the height of your children? [51:12.9 - 51:15.9] Yes, and they could not reach over the top of the gate. [51:15.9 - 51:20.9] Does Sophia have normal-sized arms, whatever that means, for her height? [51:20.9 - 51:22.9] Objection. Question is vague. [51:22.4 - 51:26.4] What do her arms look like to you? Are they in proportion with her height? [51:26.4 - 51:27.4] Yes. [51:27.4 - 51:30.4] Okay. And you don't believe she can reach over the gate? [51:30.4 - 51:33.4] I already said no, she cannot. [51:33.4 - 51:40.4] Okay, thanks. So, how long do you keep them in high chairs? Let's start with Sophia, if you put them in. [51:40.4 - 51:42.4] I don't put them in high chairs. [51:42.4 - 51:45.4] I'm sorry, booster seat. Kind of the same thing, isn't it? [51:45.4 - 51:46.4] Not at all. [51:46.4 - 51:48.4] Oh. What's the difference? [51:48.4 - 51:53.4] They're two separate things. The booster seat goes on top of a chair. A high chair is a stand-alone thing. [51:53.4 - 51:56.4] Okay. And the booster seat has a strap? [51:56.4 - 51:57.4] Yes, I already answered that. [51:57.4 - 51:59.4] You actually haven't asked and answered. You already said that the strap is in. [51:59.4 - 52:00.4] Where does the strap go? [52:00.4 - 52:05.4] It goes around their waist and buckles in the middle and between their legs. It's two buckles. [52:05.4 - 52:12.4] Okay. How often do you buckle Sophia into a high chair when you have visits with her? I'm sorry, booster. [52:12.4 - 52:15.4] Whenever she's in the booster eating, I buckle her in. [52:15.4 - 52:18.4] When is that, though? Eating only? [52:18.4 - 52:23.4] Yes, if she's at the table eating or doing something, she's in the booster seat buckled. [52:23.4 - 52:28.4] And what's the longest time that you've ever kept Sophia buckled in a booster seat? [52:28.4 - 52:30.4] I don't recall. [52:30.4 - 52:31.4] Why not? [52:31.4 - 52:36.4] I don't time and measure everything that happens in my life. I don't recall. [52:36.4 - 52:40.4] When's the last time you buckled her into a booster seat, her being Sophia? [52:40.4 - 52:44.4] My pastime in Arizona less than two weeks ago. Two weeks ago. [52:44.4 - 52:48.4] Well, last time in Arizona, when was that, that you were there? [52:48.4 - 52:50.4] Two weeks ago. [52:50.4 - 52:58.4] Two weeks ago. Okay. And how long was she in the booster seat during that time, if you can recall? [52:58.4 - 53:00.4] At the longest you're asking? [53:00.4 - 53:04.4] During that last visit that you just testified about is what I'm asking. [53:04.4 - 53:09.4] Cumulative, longest amount of time, how many times, what's the question? I don't understand. [53:09.4 - 53:12.4] Okay, I'll ask it again to make sure you do. [53:12.4 - 53:19.4] During your last visit in Scottsdale, what you said was a couple of weeks ago, you put Sophia into a booster chair, yes? [53:19.4 - 53:20.4] Correct. [53:20.4 - 53:22.4] You buckled her in when you put her in the chair, correct? [53:22.4 - 53:23.4] Yes. [53:23.4 - 53:25.4] How long did she stay in? [53:25.4 - 53:29.4] I have no way of knowing. I was there for multiple days and they're in and out of the chair throughout the day. [53:29.4 - 53:32.4] I don't measure and time these kind of things. [53:32.4 - 53:37.4] Isn't it true that you actively restrain them in the booster chair to keep them from moving around? [53:37.4 - 53:38.4] Yes. [53:38.4 - 53:43.4] And you don't recall the longest period during the last visit that that happened? [53:43.4 - 53:44.4] No. [53:44.4 - 53:49.4] Do you think it's good to restrain them in a booster chair to keep them from moving around? [53:49.4 - 53:51.4] It's safe, yes. [53:51.4 - 53:55.4] Okay, any other reason you can think of why you believe that's good or positive? [53:55.4 - 53:57.4] Safety. [53:57.4 - 54:00.4] All right, so no other reason? [54:00.4 - 54:02.4] Not that I can think of at the moment. [54:02.4 - 54:07.4] Does Ms. Clifford put the children into a booster seat and strap them in like you do? [54:07.4 -

54:09.4] I'm not aware. I don't know. [54:09.4 - 54:12.4] Well, how do you know about her sleeping patterns with the children? [54:12.4 - 54:17.4] Because FaceTimes often happen in bed when they're waking up together in bed. [54:17.4 - 54:24.4] Okay, so if she didn't strap the children into a booster seat, then would you copy that too? [54:24.4 - 54:29.4] No, I can think for myself, but the one instance about sleeping, I am copying. [54:29.4 - 54:32.4] What one instance about sleeping? I don't understand. [54:32.4 - 54:35.4] Sleeping arrangements. [54:35.4 - 54:40.4] Okay, so you're going to copy that one so you can sleep with your daughter and your son in the same bed, [54:40.4 - 54:45.4] but you're not going to follow any of her other parenting suggestions? [54:45.4 - 54:47.4] Objection asked and answered. [54:47.4 - 54:52.4] He's studied multiple times that he's making his own parenting decisions in certain aspects. [54:52.4 - 54:54.4] So can you answer my question? [54:54.4 - 54:57.4] It's too vague. You're not referring to anything specific. [54:57.4 - 54:58.4] What's too vague? [54:58.4 - 55:01.4] What you're saying, you're generalizing our entire parenting. [55:01.4 - 55:06.4] There's five million things with parenting that you could be specific about that I'm going to copy or not copy, [55:06.4 - 55:12.4] and I would answer, but I can't say yes or no to a vague question like that. [55:12.4 - 55:16.4] Okay, so you copy her on the sleeping, [55:16.4 - 55:22.4] and I believe you testify that if she stopped sleeping with your children, you would still do it? [55:22.4 - 55:23.4] That's not what I said. [55:23.4 - 55:27.4] Okay, so if she tells you today at the break that she's no longer sleeping with the children, [55:27.4 - 55:30.4] you won't sleep with them this weekend? [55:30.4 - 55:31.4] Not necessarily. [55:31.4 - 55:36.4] I'd love to transition them to their own beds at some point whenever they're ready for that, yeah. [55:36.4 - 55:38.4] When would that be? [55:38.4 - 55:39.4] I'm not sure. [55:39.4 - 55:41.4] Have you given that any thought? [55:41.4 - 55:42.4] I have, yeah. [55:42.4 - 55:46.4] It's tough to communicate with her, so it's difficult to know when that might be. [55:46.4 - 55:50.4] What time does Sophia wake up in the morning? [55:50.4 - 55:53.4] With me, it's around 637 a.m. [55:53.4 - 55:55.4] What time does she go to bed with you? [55:55.4 - 55:58.4] 830 p.m., give or take. [55:58.4 - 56:01.4] And what about River? What time does he wake up in the morning? [56:01.4 - 56:04.4] About the same, with me. [56:04.4 - 56:06.4] Okay, and what time does he go to bed? [56:06.4 - 56:09.4] He'll fall asleep a half an hour before her a lot of times. [56:15.4 - 56:19.4] What was your date of separation from Ms. Clifford? [56:19.4 - 56:21.4] I don't recall the exact date. [56:21.4 - 56:25.4] Do you recall filing a response in this marital dissolution proceeding? [56:25.4 - 56:27.4] Yes. [56:27.4 - 56:29.4] Do you recall indicating a date of separation there? [56:29.4 - 56:32.4] I could guess, but I don't recall the exact date. [56:32.4 - 56:33.4] Okay, guess. [56:33.4 - 56:35.4] April 28th, 2021. [56:35.4 - 56:37.4] Okay. [56:37.4 - 56:44.4] And where were you when you separated on April 28th of 2021? [56:44.4 - 56:47.4] The exact moment that I filed? [56:47.4 - 56:49.4] You didn't file, did you? [56:49.4 - 56:51.4] I don't understand the question. Where was I? [56:51.4 - 56:56.4] On April 28th of 2021, where were you? [56:56.4 - 56:58.4] I don't recall. [56:58.4 - 57:00.4] Weren't you in L.A. County? [57:00.4 - 57:02.4] Not that I remember. [57:02.4 - 57:05.4] You weren't in San Diego, right, when you separated from her? [57:05.4 - 57:08.4] I was home. I don't remember the date. [57:08.4 - 57:13.4] Did she have a working vehicle on or about the date of separation you just provided? [57:13.4 - 57:14.4] Yes. [57:14.4 - 57:17.4] What was her vehicle that was working at that time? [57:17.4 - 57:20.4] I don't remember the exact model. It was a BMW of some sort. [57:20.4 - 57:23.4] And it didn't have any mechanical issues? [57:23.4 -

57:24.4] Not that I recall. [57:24.4 - 57:29.4] What were you driving at that time as of April 28th of 2021? [57:29.4 - 57:33.4] A Subaru Ascent. [57:33.4 - 57:39.4] And so your testimony is that you don't remember on April 28th if you were in San Diego County? [57:39.4 - 57:43.4] I believe I was. I remember receiving an email from her saying that she took the kids and left, [57:43.4 - 57:49.4] and I was checking the mail at our place when I read that, so I was in San Diego County. [57:49.4 - 57:51.4] When did she send you that email? [57:51.4 - 57:54.4] I don't recall the exact date. [57:54.4 - 57:59.4] It's the date that I'm assuming is that, but give or take a couple of days, I think. [57:59.4 - 58:12.4] How many times have you traveled outside of the United States since April 28th of 2021? [58:12.4 - 58:15.4] I'd have to really think about four times, I believe. [58:15.4 - 58:17.4] Where did you go? [58:17.4 - 58:22.4] I went to Grand Cayman. I went to St. Martin. [58:22.4 - 58:24.4] That's two. What about the other two? [58:24.4 - 58:27.4] Grand Cayman. Each of those times. Four total trips. [58:27.4 - 58:30.4] When did you go to St. Martin? [58:30.4 - 58:33.4] That was Thanksgiving week of last year, 21. [58:33.4 - 58:36.4] How long were you there? [58:36.4 - 58:38.4] Four days, I believe. [58:38.4 - 58:40.4] And that was professional? [58:40.4 - 58:41.4] No. [58:41.4 - 58:42.4] Business trip? [58:42.4 - 58:43.4] That was for fun. [58:43.4 - 58:46.4] Fun trip. Who paid for that? [58:47.4 - 58:51.4] A friend's family. They had a house. [58:51.4 - 58:54.4] A friend's family. What's the friend's name? [58:54.4 - 58:56.4] Emily Hammond. [58:56.4 - 58:59.4] Are you guys just friends? [58:59.4 - 59:01.4] Well, I'm referring to her as a friend as well. [59:01.4 - 59:03.4] As well as what? [59:03.4 - 59:06.4] You already asked me in the beginning if we're dating. [59:06.4 - 59:09.4] Okay. So she's your girlfriend? [59:09.4 - 59:10.4] Correct. [59:10.4 - 59:14.4] Okay. But you just said she's a friend. A friend's house. [59:14.4 - 59:17.4] Sure. She's also a friend. [59:17.4 - 59:20.4] Okay. And she paid for that? [59:20.4 - 59:22.4] No. Her family paid for it. [59:22.4 - 59:25.4] Her family paid for you to go to St. Martin? [59:25.4 - 59:27.4] For a Thanksgiving holiday. [59:27.4 - 59:30.4] Why did her family pay for you to go there? [59:30.4 - 59:33.4] Well, they already had this house that was available there. [59:33.4 - 59:34.4] Well, you flew there, right? [59:34.4 - 59:35.4] Correct. [59:35.4 - 59:37.4] They bought you the plane ticket? [59:37.4 - 59:38.4] I don't recall. I don't think so. [59:38.4 - 59:40.4] Well, what did they pay for? [59:40.4 - 59:44.4] The house and the accommodations and food. [59:44.4 - 59:46.4] But who paid for the ticket? You can't remember? [59:46.4 - 59:47.4] I can't remember. [59:47.4 - 59:49.4] What airline did you fly there? [59:49.4 - 59:51.4] I can't remember. [59:55.4 - 60:04.4] So you were investigated by the Department of Child Services in Arizona on or about January of 2022, correct? [60:04.4 - 60:09.4] Correct. I'm not sure if it's considered an investigation, but they came and did a house visit. [60:10.4 - 60:12.4] When did they do the house visit? [60:12.4 - 60:20.4] I don't recall the exact date, but it was, I believe, late January of 2022. [60:20.4 - 60:22.4] Whose house did they visit? [60:22.4 - 60:25.4] The hotel that I stayed in every visit in Scottsdale. [60:25.4 - 60:29.4] Okay. And when they did the visit, what happened? [60:29.4 - 60:34.4] I'm going to invoke my client's Fifth Amendment. I'm going to instruct him not to answer these questions. [60:34.4 - 60:40.4] Unfortunately, he just testified that there was absolutely nothing to the allegations and he hasn't been criminal charged. [60:40.4 - 60:45.4] He has counsel in Arizona. It's an Arizona matter. It's not part of this California litigation. [60:45.4 - 60:49.4] Are you currently facing criminal prosecution in the state of Arizona, Mr. Moneo? [60:49.4 - 60:50.4] No. [60:50.4 - 60:52.4] For sexually molesting your daughter? [60:52.4 - 60:53.4] I'm not. [60:53.4 - 60:57.4] So

what is your Fifth Amendment privilege that your attorney's invoking, if you have any idea? [60:57.4 - 60:59.4] I don't have my attorney here present. [60:59.4 - 61:01.4] What's your attorney's name? [61:01.4 - 61:07.4] There's multiple names. She's on pregnancy leave, but I can give you the name of the law firm. [61:07.4 - 61:12.4] Well, let me just ask you, what is your Fifth Amendment privilege that you believe you're invoking? [61:12.4 - 61:14.4] I didn't use those words. [61:14.4 - 61:17.4] I know you didn't. You heard your attorney just say that, right? [61:17.4 - 61:18.4] Yes. [61:18.4 - 61:25.4] Do you remember earlier in this deposition when you just told me about all the things that you've been cleared of in the state of Arizona? [61:25.4 - 61:26.4] Yes. [61:26.4 - 61:28.4] And why it wouldn't be inappropriate for you to sleep with your daughter? [61:28.4 - 61:29.4] Yes. [61:29.4 - 61:31.4] Okay. Was that untrue? [61:31.4 - 61:32.4] No. [61:32.4 - 61:39.4] Then what is the possible criminal prosecution that you're facing that would cause your attorney to sue you? [61:38.9 - 61:40.4] I need to invoke the fifth. [61:40.4 - 61:42.5] I'm not facing, there's no open investigation [61:42.5 - 61:44.2] or charges that have ever been held against me. [61:44.2 - 61:45.5] Thank you very much. [61:45.5 - 61:47.6] So are you gonna answer my question? [61:47.6 - 61:49.0] He's not gonna answer your question. [61:49.0 - 61:50.0] Really, why not? [61:50.0 - 61:51.6] Because his Arizona counsel is not present. [61:51.6 - 61:53.0] This is an Arizona matter. [61:53.0 - 61:53.8] It's not relevant. [61:53.8 - 61:54.6] No, it's not. [61:54.6 - 61:55.5] The children live here. [61:55.5 - 61:57.3] It's not relevant to his litigation. [61:57.3 - 61:58.5] Absolutely it's relevant. [61:58.5 - 62:00.3] There's allegations that he raped his daughter. [62:00.3 - 62:01.8] Of course it's relevant. [62:01.8 - 62:03.8] I took a polygraph test and passed the polygraph test. [62:03.8 - 62:05.3] Brian, don't answer the question. [62:05.3 - 62:06.4] Oh, okay. [62:06.5 - 62:09.0] So are you going to answer the question? [62:09.0 - 62:10.5] No. [62:10.5 - 62:12.4] Mark the transcript, please. [62:12.4 - 62:16.7] So what's your Arizona criminal attorney's name? [62:16.7 - 62:17.5] I don't recall it. [62:17.5 - 62:19.5] I have to look on my phone. [62:19.5 - 62:21.9] When's the last time that you talked to her? [62:21.9 - 62:23.6] It's been months. [62:23.6 - 62:25.7] All the cases were closed. [62:25.7 - 62:27.7] Okay, so there is currently no open case [62:27.7 - 62:29.8] in Arizona related to molesting your daughter. [62:29.8 - 62:30.8] No, there never was. [62:30.8 - 62:31.6] We're not gonna- [62:31.6 - 62:33.6] Okay, there never was? [62:33.6 - 62:34.8] We're stopping this deposition [62:34.8 - 62:36.2] if we continue going down this line. [62:37.0 - 62:37.8] Are you really gonna do that? [62:37.8 - 62:38.7] Yes, I am. [62:38.7 - 62:39.5] We're not answering any questions. [62:39.5 - 62:40.3] I dare you to try to do that. [62:40.3 - 62:41.3] You're gonna release this deposition. [62:41.3 - 62:42.1] I know you're gonna do it. [62:42.1 - 62:44.8] I dare you to try to stop it. [62:44.8 - 62:46.9] I am not allowing my client to participate [62:46.9 - 62:48.0] in this public farce. [62:48.0 - 62:48.8] So we're not gonna answer- [62:48.8 - 62:49.7] Public farce? [62:49.7 - 62:52.1] Yeah, we're not gonna answer any questions about this. [62:52.1 - 62:54.1] We're gonna defer it to his Arizona counsel [62:54.1 - 62:57.2] who is the jurisdiction in which these are being litigated [62:57.2 - 62:59.1] and he's not answering any questions about that. [62:59.1 - 63:02.6] Okay, so what's being litigated in Arizona? [63:02.6 - 63:04.2] The matter is an Arizona matter. [63:04.2 - 63:05.6] I'm not his Arizona attorney. [63:06.4 - 63:08.9] You're asking questions about incidences [63:08.9 - 63:10.4] not within this jurisdiction. [63:10.4 - 63:12.8] His Arizona counsel will answer those questions. [63:12.8 - 63:14.9] Do you know what state has jurisdiction [63:14.9 - 63:17.2] over the custody of your children? [63:17.2 - 63:18.6] California, then.

[63:18.6 - 63:19.8] Right. [63:19.8 - 63:22.3] So what's an Arizona matter? [63:22.3 - 63:25.3] The molestation charges with your daughter? [63:25.3 - 63:27.6] There's no molestation charges, by the way. [63:27.6 - 63:30.5] So if there's no molestation charges, [63:30.5 - 63:33.2] then what is your Fifth Amendment that's being invoked [63:33.2 - 63:35.9] to purportedly prevent you from answering questions [63:35.9 - 63:37.9] in this deposition? [63:37.9 - 63:39.9] Do you not know? [63:39.9 - 63:40.9] I don't practice law, [63:40.9 - 63:42.7] so I don't know the exact thing you're asking me. [63:42.7 - 63:45.2] Do you practice law, Mr. Mattoni? [63:45.2 - 63:46.5] I do, you hired me at one time [63:46.5 - 63:48.1] because I have a bar license here. [63:48.1 - 63:48.9] Oh, that's right. [63:48.9 - 63:50.1] So you know exactly what I do. [63:50.1 - 63:50.9] You know that this is an Arizona matter. [63:50.9 - 63:52.9] Are you stopping the deposition? [63:52.9 - 63:54.9] I'm telling you that we're not answering any questions [63:54.9 - 63:57.0] about a matter for which he has Arizona counsel [63:57.0 - 63:58.7] and which is in Arizona's jurisdiction. [63:58.7 - 64:00.2] So we're not answering questions about it. [64:00.2 - 64:01.8] If you would like to continue a deposition [64:01.8 - 64:03.2] about any other matter, [64:03.2 - 64:04.8] we'll sit here and answer those questions, [64:04.8 - 64:05.7] but we're not answering questions about that. [64:05.7 - 64:07.2] Oh, we're gonna suspend the deposition at the end. [64:07.2 - 64:08.6] We won't stop it today, but. [64:09.7 - 64:11.8] So are you afraid that this deposition [64:11.8 - 64:14.7] might make it into the public domain, Mr. Moneo? [64:15.6 - 64:17.8] I have no fear of anything that I'm saying. [64:17.8 - 64:20.9] You've released it once before on my first deposition. [64:20.9 - 64:22.6] I released your first deposition? [64:22.6 - 64:24.6] Yourself or your client did. [64:24.6 - 64:26.7] The only ones who had the transcript. [64:26.7 - 64:29.6] Okay, so let's talk about me and let me ask you that. [64:29.6 - 64:31.6] So why would you say that I did that? [64:32.4 - 64:33.7] Your law firm, whoever is responsible [64:33.7 - 64:36.0] for receiving the deposition transcript. [64:36.0 - 64:38.7] Okay, you didn't lie at your previous deposition [64:38.7 - 64:41.2] of November 2nd of 2021, did you? [64:41.2 - 64:42.0] No. [64:42.0 - 64:44.5] Okay, so what does it matter if you're not lying [64:44.5 - 64:46.7] that your deposition is viewed by others? [64:46.7 - 64:48.3] Because a tabloid journalist was hired [64:48.3 - 64:51.5] to create a smear campaign to affect my business [64:51.5 - 64:53.7] and directly took from the deposition [64:53.7 - 64:56.1] without stating that it was regarding divorce [64:56.1 - 64:59.7] and framed it as if it was my company being under lawsuit [64:59.7 - 65:02.2] and having a deposition for the company, which was false. [65:02.2 - 65:04.3] So I don't want there to be any risk [65:04.3 - 65:06.9] of this being used in an inappropriate way [65:06.9 - 65:10.0] that could harm my self-reputation that's unfair. [65:10.0 - 65:11.3] What reputation? [65:11.3 - 65:13.2] My personal reputation for who I am as a person, [65:13.2 - 65:16.5] what I do as a business and one with the ocean. [65:17.5 - 65:20.4] You believe that you have, are you a public figure? [65:20.4 - 65:22.3] Is that what you believe you are? [65:22.3 - 65:23.3] No. [65:23.3 - 65:25.0] So what's your public reputation [65:25.0 - 65:27.5] that you're afraid of being harmed? [65:27.5 - 65:29.8] I don't want these to be skewed and released [65:29.8 - 65:31.9] in a way that is hurtful. [65:31.9 - 65:34.9] Is that what you believe this tabloid journalist, [65:34.9 - 65:36.3] as you refer to, did [65:36.3 - 65:38.7] with the previous deposition transcript? [65:38.7 - 65:42.8] Yes, and directly used deposition notes in the articles. [65:42.8 - 65:44.9] And what's that person's name, if you know, [65:44.9 - 65:47.1] this tabloid journalist? [65:47.1 - 65:50.6] Michael Volpe. [65:50.6 - 65:51.4] Okay. [65:51.4 - 65:53.2] Do you believe that he distorted

[65:53.2 - 65:56.1] your previous deposition transcript? [65:56.1 - 65:56.9] Yes. [65:57.3 - 65:59.3] Do you believe that he altered the facts contained [65:59.3 - 66:01.6] in your previous deposition transcript? [66:01.6 - 66:02.7] Yes. [66:02.7 - 66:04.7] Do you believe that he committed fraud [66:04.7 - 66:08.3] in relation to your previous deposition transcript? [66:08.3 - 66:11.0] I'm not familiar with the law exactly, so I won't say. [66:11.0 - 66:13.7] But I'm just asking you for your lay person opinion. [66:15.5 - 66:17.8] I'm not familiar with the terms of fraud, [66:17.8 - 66:18.9] so I'm not gonna say. [66:18.9 - 66:21.8] So what do you think that Mr. Volpe did [66:21.8 - 66:24.2] with your previous deposition transcript? [66:24.2 - 66:28.7] And I'm referring to the one from November 2nd of 2021. [66:28.7 - 66:30.9] That was wrong. [66:30.9 - 66:34.4] Meaning, what did he do with it that you don't like? [66:34.4 - 66:36.1] Well, he used it in a way to make it sound [66:36.1 - 66:38.7] like I'd taken an exorbitant salary, which was false. [66:38.7 - 66:41.0] And we messaged him and he ended up adjusting the article [66:41.0 - 66:43.3] after it was released and the damage was done. [66:43.3 - 66:46.4] And that we do not do any good work at the nonprofit. [66:46.4 - 66:49.3] And you yourself are asking the questions here [66:49.3 - 66:51.0] about do you use plastic? [66:51.0 - 66:53.4] Things that do not have to do with a divorce hearing [66:53.4 - 66:56.9] that were then used to try to skew as if we are [66:56.9 - 67:00.6] an organization that is false behind what we claim to do. [67:02.7 - 67:04.2] What organization? [67:04.2 - 67:05.9] One with the ocean. [67:05.9 - 67:09.6] Is there any other reason why you think his publishing [67:09.6 - 67:12.5] of your deposition transcript was wrong? [67:12.5 - 67:14.3] Yes, I don't see how that's relevant. [67:14.3 - 67:17.0] How would he get a hold of a divorce deposition [67:17.0 - 67:19.1] that no one knows is going on? [67:20.1 - 67:22.1] How do you know who knows what's going on? [67:22.1 - 67:26.2] He lives in Chicago and he only writes articles largely [67:26.2 - 67:28.3] on divorce hearings. [67:28.3 - 67:31.3] So do you believe that what Mr. Volpe has printed about you [67:31.3 - 67:33.5] in any of his articles or written about you, [67:33.5 - 67:36.1] I should say in any of his articles is false? [67:36.1 - 67:37.8] Many things are false, yes. [67:37.8 - 67:40.1] Okay, list them for me, please. [67:40.1 - 67:42.1] I'd have to see the article so I can't do that. [67:42.1 - 67:43.8] You don't remember today? [67:43.8 - 67:46.0] I have not memorized the entire articles now. [67:47.2 - 67:51.2] And what story did he change after you contacted him? [67:51.2 - 67:54.8] He changed the amount of money that I took as a salary. [67:54.8 - 67:57.1] And you spoke to him? [67:57.1 - 67:58.2] No. [67:58.2 - 68:00.7] Have you ever given an interview to Mr. Volpe? [68:00.7 - 68:02.0] No. [68:02.0 - 68:04.8] Have you ever left a voicemail for Mr. Volpe? [68:04.8 - 68:06.4] I left a voicemail. [68:06.4 - 68:08.4] Okay, and why haven't you spoken to him? [68:08.4 - 68:09.7] He didn't return my call. [68:09.7 - 68:12.6] And he published the article before he responded. [68:12.6 - 68:13.7] He didn't respond. [68:13.7 - 68:15.2] I said, we'll take a call with you. [68:15.2 - 68:17.2] He published the article the next day. [68:17.2 - 68:20.1] Did you ever threaten to sue him for defamation? [68:20.1 - 68:21.3] No. [68:21.3 - 68:22.3] Your lawyer did, right? [68:22.3 - 68:24.0] Your lawyer being Mr. Mattani? [68:24.0 - 68:25.4] I don't recall. [68:25.4 - 68:27.5] Have you ever filed a defamation lawsuit [68:27.5 - 68:29.0] against Mr. Volpe? [68:29.0 - 68:29.9] No. [68:29.9 - 68:31.1] Why not? [68:31.1 - 68:32.8] Because I have enough things in my life right now [68:32.8 - 68:34.9] that are time-consuming. [68:37.3 - 68:38.3] Okay. [68:38.3 - 68:41.5] I don't have the resources to do so at the moment. [68:41.5 - 68:43.1] Well, what else do you have in your life [68:43.1 - 68:45.2] that's time-consuming? [68:45.2 - 68:47.1] Work, trying to raise enough money

[68:47.1 - 68:50.3] to support both my ex and myself, [68:50.3 - 68:53.3] and to establish enough time that I can have with my kids. [68:54.5 - 68:55.4] Anything else? [68:56.6 - 68:58.0] Plenty of things. [68:58.0 - 68:59.6] Well, tell me what they are, please. [68:59.6 - 69:02.1] Sure, developing new business ideas, [69:02.1 - 69:04.3] working on my board of directors, [69:04.3 - 69:07.7] and building future Things Wrong With the Ocean. [69:09.5 - 69:10.7] Anything else? [69:10.7 - 69:12.7] No, those things take up a lot of time. [69:13.6 - 69:16.1] 30 to 40 hours per week since you started? [69:16.1 - 69:17.0] Yes. [69:27.8 - 69:31.3] When DCS and Arizona came to your hotel room, [69:31.3 - 69:33.7] did you cooperate with their investigation? [69:33.7 - 69:34.8] Objection, we've already stated [69:34.8 - 69:36.0] we're not answering any questions [69:36.0 - 69:37.4] related to the Arizona matter. [69:37.4 - 69:39.9] Are you refusing to answer my question, Mr. Manet? [69:41.7 - 69:43.4] Am I supposed to answer it, or no? [69:43.4 - 69:45.2] You can answer whether or not [69:45.2 - 69:46.9] you intend to answer his question. [69:48.9 - 69:50.6] Do I want to answer them, or no? [69:50.6 - 69:51.4] We're not answering any questions. [69:51.4 - 69:52.9] Do you guys need to go have a discussion [69:52.9 - 69:55.0] so you can figure out what story to tell? [69:55.0 - 69:56.3] We're not answering any questions [69:56.3 - 69:58.0] related to the Arizona matter. [69:58.0 - 69:59.8] I'm not representing him in that matter. [69:59.8 - 70:01.2] I can't advise him as to that matter. [70:01.2 - 70:03.1] Is there a matter in Arizona? [70:03.1 - 70:04.2] There was. [70:04.2 - 70:05.7] Is there currently a criminal matter [70:05.7 - 70:06.7] in Arizona, Mr. Manet? [70:06.7 - 70:07.7] No. [70:07.7 - 70:10.3] Okay, so what matter are we talking about, Mr. Metani? [70:10.3 - 70:13.0] I don't know what the status of the Arizona matter is. [70:13.0 - 70:14.4] So how can you vote the fifth? [70:14.4 - 70:17.9] I don't know if authorities there intend on doing anything. [70:17.9 - 70:20.8] I'm not gonna provide them with testimony [70:20.8 - 70:22.7] here in this deposition in any way. [70:22.7 - 70:25.1] I'm not gonna do that unless he has his Arizona counsel [70:25.1 - 70:26.6] who can properly advise him [70:26.6 - 70:28.8] of how he should participate in that. [70:28.8 - 70:30.7] And so because they are not here, [70:30.7 - 70:32.3] I'm not gonna allow him to answer those questions [70:32.3 - 70:33.9] until Arizona counsel can be present. [70:33.9 - 70:35.5] So are you saying that a question [70:35.5 - 70:39.4] as to whether or not he cooperated with an investigator [70:39.4 - 70:43.3] is an attorney-client privilege invocation? [70:43.3 - 70:44.4] No, it's not an attorney-client privilege. [70:44.4 - 70:46.2] Okay, so you can answer that then. [70:46.2 - 70:47.0] Did you cooperate with the Arizona? [70:47.0 - 70:48.3] He's being instructed not to answer that, [70:48.3 - 70:49.6] and I've told you, we are not answering [70:49.6 - 70:52.1] any questions related to anything in Arizona. [70:52.1 - 70:54.6] Well, because you did it, right? [70:54.6 - 70:56.6] Didn't you molest your daughter, Sophia? [70:56.6 - 70:58.0] No. [70:58.0 - 70:59.5] If you wanna go down that road [70:59.5 - 71:02.6] with the grotesque allegation and line of questioning [71:02.6 - 71:07.6] that puts it on the record as to any of that language, [71:07.8 - 71:09.3] we're gonna walk out. [71:09.3 - 71:10.6] Okay. [71:10.6 - 71:12.7] Are you walking out or are you just threatening me again? [71:13.1 - 71:14.3] I'm telling you, if you continue down this line [71:14.3 - 71:16.9] related to any of the issues in Arizona [71:16.9 - 71:19.9] pertinent to that allegation, [71:19.9 - 71:21.9] we will stop at that position and we'll walk out. [71:21.9 - 71:24.8] If you wanna talk about anything else, fair game. [71:24.8 - 71:27.8] This is a dissolution action in California. [71:27.8 - 71:30.1] If you wanna ask questions relevant to that, [71:30.1 - 71:31.6] you can ask questions relevant to that. [71:31.6 - 71:33.7] If you wanna

go into any other matters [71:33.7 - 71:35.4] for which he's represented by another counsel [71:35.4 - 71:37.9] in another jurisdiction, you can deal with them. [71:37.9 - 71:39.7] But we're not gonna answer those today. [71:39.7 - 71:43.9] Okay, but your threat before that lengthy soliloquy [71:43.9 - 71:46.5] was that you're gonna walk out, right? [71:46.5 - 71:48.4] Are you threatening me again, Mr. Mattoni? [71:48.4 - 71:49.5] I'm not threatening you. [71:49.5 - 71:51.9] I'm telling you that we have asserted [71:51.9 - 71:53.4] that we are not answering questions [71:53.4 - 71:55.4] that I've asserted my client's objection. [71:55.4 - 71:59.1] If we have a difference of opinion, we can go back to the court and resolve this with [71:59.1 - 72:02.8] either a protective order on that issue, or let the court resolve whether you're allowed [72:02.8 - 72:05.9] to ask questions on that issue, and then we'll deal with whatever the court says. [72:05.9 - 72:10.8] Boy, if my memory serves me correctly, you tried to limit what I could ask at this deposition [72:10.8 - 72:14.7] at your failed motion for a protective order, isn't that correct? [72:14.7 - 72:18.0] I asked the court for a protective order before this, yes, that's true. [72:18.0 - 72:22.2] So there were allegations made against you in the state of Arizona that you molested [72:22.2 - 72:26.8] your daughter, Sophia, in 2022, correct? [72:26.8 - 72:30.2] We're not answering questions related to any of those incidents, no. [72:30.2 - 72:31.8] So you don't want to answer that question? [72:31.8 - 72:35.4] He's not answering any questions related to that without his Arizona counsel present. [72:35.4 - 72:38.1] You didn't digitally penetrate your daughter, Sophia? [72:38.1 - 72:42.2] He's not answering any questions related to that without Arizona counsel present. [72:42.2 - 72:43.2] Okay. [72:43.2 - 72:46.8] Do you happen to know the name of his Arizona counsel? [72:46.8 - 72:47.8] Yeah. [72:47.8 - 72:50.8] Okay, what's her name? [72:50.8 - 72:51.8] I don't know. [72:51.8 - 72:58.5] The specific attorney is on maternity leave as I've found out right now, but it's Cantor [72:58.5 - 73:00.9] Law Group in Phoenix, Arizona. [73:00.9 - 73:03.6] Does that sound right to you, Mr. Moneo? [73:03.6 - 73:04.6] Yes. [73:04.6 - 73:07.8] And you paid Cantor Law Group to represent you? [73:07.8 - 73:08.9] Yes. [73:08.9 - 73:13.3] Or did someone else pay them on your behalf? [73:13.3 - 73:16.2] My father paid for the attorney's loan. [73:16.6 - 73:22.3] I think you indicated on your income and expense declaration dated August 24th of 2022 that [73:22.3 - 73:27.3] it was \$37,500 paid to them? [73:27.3 - 73:28.7] Yes. [73:28.7 - 73:31.0] So Gregory Moneo is your father? [73:31.0 - 73:32.0] Yes. [73:32.0 - 73:33.0] And he paid that? [73:33.0 - 73:34.0] Yes. [73:34.0 - 73:35.0] Okay. [73:35.0 - 73:41.2] Thank you. [73:41.2 - 73:46.5] Did you ever give any interviews to the Arizona Department of Child Services on or about January [73:46.5 - 73:47.5] of 2022? [73:47.5 - 73:53.7] We're not answering any questions related to any matters in Arizona. [73:53.7 - 73:59.5] And did you ever give any interviews to the police in Arizona on or about January of 2022? [73:59.5 - 74:05.0] We're not answering any questions about any incidences, police matters, DCFS matters. [74:05.0 - 74:08.1] Whether he was present for an interview, who he spoke to, when he spoke to them. [74:08.1 - 74:11.9] We're not answering any of those questions without his Arizona Council presence. [74:11.9 - 74:17.9] Well, your daughter Sophia's leg was broken on a visit with you on or about January 11th [74:17.9 - 74:20.4] of 2022, correct? [74:20.4 - 74:21.4] Yes. [74:21.4 - 74:22.4] Okay. [74:22.4 - 74:23.4] You broke her leg? [74:23.4 - 74:24.4] No. [74:24.4 - 74:25.4] Okay. [74:25.4 - 74:27.2] You were there when her leg was broken? [74:27.2 - 74:30.2] Yes, in public on a playground. [74:30.2 - 74:31.2] Public on a playground? [74:31.2 - 74:32.2] Yes. [74:32.2 - 74:33.2] Okay. [74:33.2 - 74:34.2] What playground? [74:34.5 - 74:40.5] It was at Scottsdale Links Resort

Playground, and it was on a slide. [74:40.5 - 74:46.5] So it was on a playground, like on the dirt? [74:46.5 - 74:48.7] I just said on a slide. [74:48.7 - 74:49.7] Right. [74:49.7 - 74:55.3] And I'm asking you, so the slide, what was the slide affixed to? [74:55.3 - 74:56.9] The ground. [74:56.9 - 74:59.3] So it wasn't a pool slide? [74:59.3 - 75:00.6] No. [75:00.6 - 75:05.2] But you previously testified that she broke her leg going down the pool slide, didn't [75:05.2 - 75:06.2] you? [75:06.2 - 75:07.2] No. [75:07.2 - 75:08.2] Okay. [75:08.2 - 75:10.2] There's no pool slide there. [75:10.2 - 75:13.4] So there was no pool slide, it was on a regular slide? [75:13.4 - 75:14.4] Yes. [75:14.4 - 75:15.6] Okay. [75:15.6 - 75:18.0] And where were you when her leg was broken? [75:18.0 - 75:19.9] She was in my lap. [75:19.9 - 75:21.8] And where was River when her leg was broken? [75:21.8 - 75:23.8] In my lap. [75:23.8 - 75:28.4] So you went down a slide with your two children, and her leg was broken, Sophia's? [75:28.4 - 75:29.4] Yes. [75:29.4 - 75:30.4] How? [75:31.1 - 75:34.0] I have a video of it, I can show you since he doesn't believe me, but the slide takes [75:34.0 - 75:38.6] a curve, and her foot caught the slide as it curved, and that's what happened. [75:38.6 - 75:39.6] You have a video of it? [75:39.6 - 75:40.6] Yeah. [75:40.6 - 75:41.6] Okay. [75:41.6 - 75:42.6] Can you play it for us today? [75:42.6 - 75:44.7] Is that necessary or helpful? [75:44.7 - 75:47.3] I'm asking you, you don't need to ask him, I'm asking you. [75:47.3 - 75:48.3] Do you have it? [75:48.3 - 75:49.3] Yes. [75:49.3 - 75:50.3] Okay. [75:50.3 - 75:51.3] Where is it? [75:51.3 - 75:52.3] On my phone. [75:52.3 - 75:53.3] Okay. [75:53.3 - 75:54.3] So will you play that for us at some point today? [75:54.3 - 75:55.3] Sure. [75:55.3 - 75:56.3] Okay. [75:56.3 - 75:59.2] So you were going down the slide, and her leg got caught? [75:59.2 - 76:00.2] I just told you what happened. [76:00.2 - 76:03.0] Well, tell me again, because I didn't understand. [76:03.0 - 76:04.6] So her leg got caught how? [76:04.6 - 76:05.8] It's pretty clear. [76:05.8 - 76:11.9] I said the slide turns, her foot got caught at the turn, and then we turned. [76:11.9 - 76:14.2] Her foot got caught at the turn? [76:14.2 - 76:16.9] On the wall of the slide. [76:16.9 - 76:18.8] And what happened to River when that happened? [76:18.8 - 76:19.8] Nothing. [76:19.8 - 76:21.4] He was in my lap. [76:21.4 - 76:23.7] Did you hear a sound when her leg broke? [76:23.7 - 76:24.7] No. [76:24.7 - 76:26.2] How did you know that she'd broken her leg? [76:26.2 - 76:27.2] I didn't know that. [76:27.2 - 76:30.5] She was crying, and I didn't know she'd broken her leg. [76:30.5 - 76:33.1] When did you first determine that her leg was broken? [76:33.1 - 76:35.0] I didn't determine that. [76:35.0 - 76:37.6] When did you first come to understand that her leg had been broken? [76:37.6 - 76:42.9] I don't remember the date, but she knows the date because we were at the doctor there. [76:42.9 - 76:44.4] She being Miss Clifford? [76:44.4 - 76:45.4] Yes. [76:45.4 - 76:46.4] Okay. [76:46.4 - 76:47.4] Do you know the date? [76:47.4 - 76:48.4] I don't recall. [76:48.4 - 76:50.6] I could figure it out, but I don't recall off the top of my head. [76:50.6 - 76:57.6] So I'm assuming that after her leg broke, when her foot got caught, she made her way [76:57.6 - 77:01.0] down to the bottom of the slide with you? [77:01.0 - 77:02.0] They didn't leave my lap. [77:02.0 - 77:05.1] We were together, and we went together. [77:05.1 - 77:09.0] And so you saw her foot get caught on the side of the slide? [77:09.0 - 77:12.2] I did not really see it, no. [77:12.2 - 77:14.4] Then how do you know it happened that way? [77:14.4 - 77:16.8] Because that's what, it like slowed us down. [77:16.8 - 77:21.4] That's the only explanation, that it was her foot there, and then we kept going. [77:21.4 - 77:25.0] So the videotape that you just spoke to, who created that videotape? [77:25.0 - 77:27.0] I did. [77:27.0 - 77:31.6] So where was your camera when you were making this videotape? [77:31.6 - 77:32.9] In my hand. [77:32.9 -

77:33.9] Which one? [77:33.9 - 77:36.9] I don't recall. [77:36.9 - 77:37.9] Okay. [77:37.9 - 77:38.9] Are you right-handed or left-handed? [77:38.9 - 77:39.9] Right-handed. [77:39.9 - 77:40.9] Okay. [77:40.9 - 77:44.0] And you don't recall which hand was holding the camera? [77:44.0 - 77:45.2] No. [77:45.2 - 77:46.2] Okay. [77:46.7 - 77:50.7] And then you had a camera in one hand, and then your other hand was where? [77:50.7 - 77:54.4] I had both in my lap, and my arms were on both of them, and the camera in one of these [77:54.4 - 77:55.4] two hands. [77:55.4 - 77:59.5] They were in my arms like this, in my lap. [77:59.5 - 78:00.6] Okay. [78:00.6 - 78:04.8] And so you had your camera facing which direction? [78:04.8 - 78:06.8] Facing us, our faces. [78:06.8 - 78:07.8] Okay. [78:07.8 - 78:12.7] So does the camera, have you reviewed this video that you just testified about? [78:12.7 - 78:14.2] Not in a very long time. [78:14.2 - 78:15.2] Okay. [78:15.2 - 78:22.0] And does the video show where Sophia's foot gets caught against the wall of the slide? [78:22.0 - 78:25.9] It shows us going down at the bottom of the slide, and her starting to cry. [78:25.9 - 78:29.1] Does it show where her foot gets caught against the slide? [78:29.1 - 78:30.1] No. [78:30.1 - 78:34.1] Did you show that video to Department of Child Services in Arizona? [78:34.1 - 78:39.7] He's not answering any questions related to any conversations with any entity in Arizona, [78:39.7 - 78:43.0] without Arizona Council present. [78:43.0 - 78:45.4] Okay. [78:45.4 - 78:49.6] And is that something you commonly do when you're going down the slide with both children, [78:49.6 - 78:51.1] videotape it? [78:51.1 - 78:52.1] No. [78:52.1 - 78:53.1] Okay. [78:53.1 - 78:56.4] So you got to the bottom, and she started crying. [78:56.4 - 79:01.6] How would you rate her crying in terms of gravity, with one being the slightest and [79:01.6 - 79:03.4] ten being the most extreme? [79:03.4 - 79:06.2] Like an eight or nine, probably. [79:06.2 - 79:09.7] So you'd agree that it was very extreme? [79:09.7 - 79:13.3] It was a different kind of crying than she normally would about something else. [79:13.3 - 79:14.3] Okay. [79:14.3 - 79:15.3] So then what'd you do? [79:15.3 - 79:20.6] I immediately called Courtney, couldn't get a hold of her, so got her in the car, I got [79:20.6 - 79:26.0] a bag of ice, put ice on her leg, and started driving directly towards Courtney's house, [79:26.0 - 79:33.6] called her multiple times, finally got a hold of her, within 30 minutes at most, and discussed [79:33.6 - 79:36.4] with her what the best plan of action was. [79:36.5 - 79:40.6] She said, why don't you go ahead and bring them home, and I'll take them to, I'll keep [79:40.6 - 79:41.6] an eye on it. [79:41.6 - 79:44.7] She kept an eye on it for a number of hours, and then later decided in the evening, several [79:44.7 - 79:49.7] hours later, to take her to urgent care. [79:49.7 - 79:52.8] How'd you know to get ice? [79:52.8 - 79:58.7] It's something that I've learned, I guess, through life. [79:58.7 - 80:02.0] So how did you know what was wrong with her? [80:02.0 - 80:06.4] What was the genesis of her crying at an eight or a nine? [80:06.4 - 80:09.1] She pointed to her leg, we didn't know exactly what happened. [80:09.1 - 80:12.8] We thought it was her ankle, I think, at first, we didn't know if it was like, we didn't know [80:12.8 - 80:13.8] what happened. [80:13.8 - 80:15.7] So you put the ice on her ankle? [80:15.7 - 80:20.0] I put ice on her entire lower leg, her legs are pretty small, so it covers a pretty good [80:20.0 - 80:21.5] area. [80:21.5 - 80:26.2] Did you personally see her foot get caught against the side of the slide, as you previously [80:26.2 - 80:27.2] described? [80:27.2 - 80:30.5] No, out of the corner of my eye, I noticed that's what happened as we slowed down our [80:30.5 - 80:34.1] speed as we turned, and her foot was sticking out. [80:34.1 - 80:36.5] Did she tell you that her leg hurt? [80:36.5 - 80:37.5] Yes. [80:37.5 - 80:40.1] What did she tell you? [80:40.1 - 80:44.2] She was crying, I mean, it was obvious, like, she was pointing to her leg,

and I was asking [80:44.2 - 80:46.5] her what's wrong, and she was pointing to her leg. [80:46.5 - 80:48.0] Could she stand up? [80:48.0 - 80:49.0] Yes. [80:49.0 - 80:50.0] Could she walk? [80:50.0 - 80:52.8] I didn't allow her to walk, I held her the whole time. [80:52.8 - 80:53.8] What'd you do with River? [80:53.8 - 80:56.1] I held him as well. [80:56.1 - 80:59.6] So how'd you hold Sophia? [80:59.7 - 81:02.2] I don't recall, in my arms like this. [81:02.2 - 81:04.9] Okay, how'd you hold River? [81:04.9 - 81:08.0] The same, you can hold both kids like this. [81:08.0 - 81:09.8] Did you film that part too? [81:09.8 - 81:10.8] No. [81:10.8 - 81:12.7] When did you turn off your camera? [81:12.7 - 81:15.8] At the bottom of the slide when she started crying. [81:15.8 - 81:19.7] Did you turn it off because she started crying, because you know that she got hurt? [81:19.7 - 81:20.7] Yes. [81:20.7 - 81:24.5] Why didn't you want to have a record of that? [81:24.5 - 81:28.2] That's not how you think in real time, I want to take care of my daughter as fast as possible, [81:28.3 - 81:31.8] and so I put my phone in my pocket to take care of my daughter. [81:31.8 - 81:34.8] But you did stop and think to turn off your camera at that point. [81:34.8 - 81:41.7] I probably just pressed power and put it in my pocket, which would also stop the camera. [81:41.7 - 81:44.6] Did you turn your phone off, did you power it off then? [81:44.6 - 81:46.0] My phone? [81:46.0 - 81:48.0] Was it your camera or your phone? [81:48.0 - 81:51.4] I don't have a camera, the cell phones have cameras in them. [81:51.4 - 81:55.0] Right, so that's what we're talking about when we're talking about camera, the camera [81:55.0 - 81:56.9] on your phone, correct? [81:56.9 - 81:59.6] I turned off my phone and put it in my pocket. [81:59.6 - 82:00.6] Is that what you did? [82:00.6 - 82:01.6] At the bottom? [82:01.6 - 82:04.5] From what I remember, yes. [82:04.5 - 82:08.6] So why would you turn your phone off if your daughter was crying at an 8 or a 9 at the [82:08.6 - 82:09.6] bottom of the slide? [82:09.6 - 82:11.8] To take care of my daughter. [82:11.8 - 82:17.3] He's already said that he used the power button to close the camera function and the camera and the phone was still on [82:18.3 - 82:20.5] He testified that he called her multiple times [82:21.1 - 82:26.8] Wait and didn't get a call back for 30 minutes. So you it's clear that the phone was active. Thanks for your testimony. Mr [82:26.8 - 82:33.3] Mitani, I'm asking you and I'm pointing at you for the record. I'm stating that you are misstating my client's testimony [82:33.3 - 82:38.3] Okay, we'll keep going till I get it right. I usually takes me a few tries. So tell me again [82:38.6 - 82:41.6] So, how did you stop recording at the bottom of the slide [82:42.4 - 82:47.5] Press the right button as the power button closes screen put in my pocket and picked up my two kids [82:48.0 - 82:52.5] What power button the button for the phone? I just said the right button on the cell phone [82:52.5 - 82:55.2] It turns a screen on or off does not turn the phone off [82:56.5 - 83:01.8] Okay, so you that's what you clicked. Yes when I remember so you remember that part [83:02.8 - 83:08.5] When things happen that are scary and traumatic it's difficult in the moment to remember every single detail [83:08.7 - 83:10.3] That's it. We can watch the video [83:10.3 - 83:16.5] But I either turned off or I press stop recording or press the power button back put the phone in my pocket and tend to [83:16.5 - 83:17.6] my kids [83:17.6 - 83:21.2] Immediately period I appreciate that. I'm looking forward to watching the video [83:21.9 - 83:23.3] so [83:23.3 - 83:29.5] You said then I if I'm not incorrect, you said that you called Courtney miss Clifford. Yes [83:30.1 - 83:33.4] Why'd you call her because she's a mother and we co-parent together [83:34.3 - 83:38.0] Well, there was an emergency, right? Correct. I'd like to include her as quickly as possible [83:39.0 - 83:40.5] Okay [83:40.5 - 83:46.4] Why did you make her your first call as opposed to say 9-1-1 because it didn't seem like a 9-1-1 thing [83:46.4

- 83:48.4] She cried she'd stopped crying within a couple of minutes [83:49.6 - 83:55.1] Okay, so you called miss Clifford and then she your testimony was that she didn't answer or she didn't pick up [83:55.1 - 83:59.6] She didn't pick up for a couple of calls and she did pick up within some time 30 minutes or so [84:00.4 - 84:04.3] Okay. So what'd you do for those first 30 minutes or so that she didn't pick up? [84:04.3 - 84:07.4] I've already told you but you don't need to say again the whole thing [84:07.6 - 84:08.1] Yeah [84:08.1 - 84:13.6] I'd like to know the first 30 minutes from the time that you determined that she was crying [84:14.0 - 84:18.6] To the 30 minutes or so that miss Clifford picked up the phone. What did you do? [84:18.7 - 84:21.2] So for a second time, I'll say I'll tell you the same thing again [84:21.6 - 84:23.6] Picked up my kids carried them like this [84:24.2 - 84:29.6] Rivers over here walk directly to my car put them in the chair happened to be right next to an ice machine [84:29.6 - 84:31.2] I got a plastic bag of ice [84:31.2 - 84:35.0] I had a plastic bag already in my car and I have extra bags on there with the kids for things [84:35.3 - 84:37.1] Put ice in that put on her leg [84:37.1 - 84:42.0] I gave her my other phone to watch videos to help distract her to hopefully ease the pain a little bit and [84:42.2 - 84:48.9] Then we immediately started driving and I was calling according from the car. What other words our house what other phone? [84:49.0 - 84:52.4] I have two cell phones. I have one for business and one for personal [84:53.7 - 84:55.6] What business? [84:55.6 - 84:57.6] one with the ocean [84:57.8 - 85:03.3] You had a one with the ocean cell phone at that time that time being January of [85:04.2 - 85:08.9] 2022 yes paid for by one with the ocean. I personally pay for it [85:10.0 - 85:15.7] Okay, then why do you say it's a one with the ocean phone because the cell phone number I make it our business number and [85:15.7 - 85:17.7] The voicemail is one with the ocean [85:18.1 - 85:20.1] And you pay for that personally, yeah [85:21.5 - 85:22.9] Okay [85:22.9 - 85:27.7] So you gave her that phone the business phone to watch videos. That's what I commonly do [85:28.5 - 85:30.5] Okay, and then what? [85:30.6 - 85:36.8] We started driving towards Courtney house called her two to three times. I don't have the call log without an answer [85:37.4 - 85:39.7] got an answer and then talked to her and [85:40.7 - 85:45.7] We cooperatively co-parented and said she said why don't you bring them home now? I'll keep an eye on her [85:45.8 - 85:48.9] Let you know what's going on and I said, thank you and [85:50.1 - 85:55.0] When she let me know she's one at Urgent Care. I asked her where and I met them at Urgent Care [85:56.0 - 85:58.2] What did Courtney say to you during that phone call? [85:59.0 - 86:01.0] Do you remember that? [86:01.4 - 86:05.6] What I just stated it's a paraphrasing bet that what I just stated well [86:06.7 - 86:11.9] I don't think you told me what she said to you aside from Urgent Care. Is that all she said? [86:12.8 - 86:15.8] You check the record I said that she said why don't you go ahead and bring them home [86:15.8 - 86:19.1] I'll keep an eye on them and let you know or I on her and let you know [86:19.6 - 86:22.2] What happens and progresses if I'm gonna take an urgent care or not? [86:23.0 - 86:25.4] Okay. Why didn't you take them to a hospital? [86:26.2 - 86:32.6] Because I said she stopped crying and I wanted to decide together with my co-parents of my children [86:34.1 - 86:37.0] Do you believe that you co-parent effectively with Courtney? [86:37.8 - 86:44.2] In certain cases, yes, and you believe that was true as of January of 2022. Yes [86:45.1 - 86:49.6] Okay, so you wanted her to tell you what to do, right? Didn't say that [86:50.4 - 86:56.2] Okay, but you couldn't make a decision on your own at that time. Didn't say that. I know you didn't I'm asking you [86:56.6 - 87:01.5] Absolutely not emergencies. It's very important for both parents to know what's going on. Keep them abreast and decide

together [87:02.5 - 87:10.3] Okay, so you then turn the children over to Courtney, yes, and you went back to your hotel room [87:10.3 - 87:12.5] Yes, and I waited until I heard from her [87:13.3 - 87:18.8] Were you doing anything else during that stay in Phoenix, but visiting with your children? I don't recall [87:20.0 - 87:21.5] Why not? [87:21.5 - 87:23.9] It was ten months ago. I don't remember everything [87:24.8 - 87:26.9] Did you have something else to do that? [87:27.8 - 87:32.2] Prevented you from taking the lead here as to what would happen next with your daughter [87:33.4 - 87:34.7] No [87:34.7 - 87:38.6] You wanted Courtney to take the lead. I took the lead put ice on him [87:38.6 - 87:42.9] I had her in the car ready to take her urgent care. I looked up urgent cares already until I heard from her [87:42.9 - 87:48.8] I did take the lead. Well if she broke her leg during a visit with you [87:49.2 - 87:54.4] Correct me if I'm wrong, but that was your visitation time then with your daughter, correct? [87:54.7 - 87:58.5] Yes, but I dropped her off just minutes before I was supposed to drop her off at that time [87:58.5 - 88:01.2] I didn't know how to have overnights. So I dropped her off within 30 minutes [88:01.9 - 88:05.4] Give or take of my normal drop-off time. That's part of the court order [88:05.7 - 88:09.8] So I would could have maximized our 30 minutes nothing. That's where we decided together [88:10.0 - 88:12.5] Just go ahead and bring them home now, and I'll keep an eye [88:13.1 - 88:18.9] What time of day did this? I'm sorry. I cut you off. Did you want to say something else? Yes, so I didn't [88:19.9 - 88:23.0] Bypass time that could have had with them. That was what the court order was at that moment [88:23.7 - 88:29.3] What time of day was this that you dropped them off with Courtney, I believe I'd have to look at the record [88:30.6 - 88:32.6] 5 p.m. Give or take [88:33.0 - 88:37.2] So approximately what time of day did her leg break? I think about 4 30 p.m [88:38.1 - 88:40.7] Again, the video will show that I don't recall the exact time [88:44.5 - 88:47.9] And she told you that she was going to take them to urgent care [88:48.6 - 88:50.5] She did after we had decided together [88:50.5 - 88:55.7] She had waited for a while and wanted to keep an eye on her from what she told me and decided that she wanted to [88:56.5 - 88:59.8] I said, okay, and I asked her what urgent care was and I met them that urgent care [89:00.8 - 89:06.1] Okay, where was the urgent care? I don't recall the name. It was within a mile of her house in Scottsdale [89:06.8 - 89:09.4] And you went to the urgent care facility. Yes [89:10.0 - 89:13.8] Did you pay for the treatment? Yes, when I [89:14.8 - 89:17.8] Don't remember that date it was at the end of the appointment [89:19.4 - 89:21.5] Okay, I think we split the cost of it [89:22.5 - 89:26.9] So you paid then for half the cost of that half for full cost. I don't remember exactly [89:27.6 - 89:31.8] It was one of the other and what was wrong with her leg if you know [89:31.8 - 89:36.3] Meaning what was diagnosed by the physicians if you know, it was not a broken leg at that point [89:36.3 - 89:42.0] And so for you to misquote my perception of a broken leg, we had no idea. She had a broken leg in the moment [89:42.2 - 89:47.2] Well, hold on I'm not asking you I said what are the physicians diagnosed her with at that time [89:47.2 - 89:50.6] I think a sprain pardon me at the urgent care a [89:51.4 - 89:52.9] sprain [89:52.9 - 89:59.0] so she went to urgent care and I'm asking you if this is correct you were present there and [89:59.7 - 90:05.3] The doctor came out and said she has a sprain. Is that what happened? It's exactly what happened [90:05.8 - 90:08.7] Take two aspirin. Call me in the morning. I [90:09.4 - 90:13.0] Don't think he said take two aspirin call me in the morning, but they diagnosed as a sprain [90:13.3 - 90:21.3] So the doctor was a he a male. I don't recall. Okay. What did that person doctor say then if you can recall? [90:21.3 - 90:27.3] I don't recall but it was diagnosed as a sprain and we were to check back and I believe it was

a [90:27.7 - 90:34.6] Couple of days later. We decided to do a follow-up visit and we got a an x-ray and that's when they discovered it was a break [90:35.3 - 90:37.3] Okay, what did they [90:37.5 - 90:42.6] Prescribe for her if anything at the urgent care. I don't recall some sort of pain medication [90:43.6 - 90:46.4] And who filled the prescription if you know, I don't know [90:47.1 - 90:49.3] So you didn't right? No [90:50.4 - 90:51.6] and [90:51.6 - 90:53.1] you left [90:53.1 - 90:59.2] Back for San Diego after she hurt her leg and went to urgent care, correct? No, I stayed that night [90:59.8 - 91:02.4] You stayed that night and you left the next morning [91:02.4 - 91:06.6] Sometime the next day. Yes. What was the next day meaning? What day of the week was it? I [91:08.2 - 91:10.7] Believe Wednesday. I don't recall [91:13.8 - 91:15.5] And [91:15.5 - 91:18.5] You left the next morning, even though you had additional [91:19.3 - 91:22.1] Court-ordered visitation that was scheduled, correct. I [91:23.0 - 91:29.8] Did because as co-parents we decided to be the best interest of the kids like Sophia stay on the couch and her home with her mother [91:29.8 - 91:33.2] What time did you leave that day that you can't remember? I don't recall [91:34.1 - 91:37.0] Okay, but you left in the morning, right? I don't recall [91:38.6 - 91:40.6] And you did what when you left [91:41.5 - 91:45.4] Drove home in San Diego. Okay, and you're saying you did that because [91:46.0 - 91:49.3] You and miss Clifford agreed that it would be best [91:50.0 - 91:53.8] For her to stay on the couch. Yes, exactly. That was a phone call that we had [91:54.8 - 91:56.2] so [91:56.2 - 92:00.9] Why didn't you want your daughter to stay on a couch with you? I want her to be most comfortable [92:00.9 - 92:03.2] She was in a lot of pain. I'm not gonna change that for her [92:03.2 - 92:07.6] It's way more important for her to be comfortable than for me to have my maximum time with him in that instance [92:08.5 - 92:12.4] Well, she got some kind of medication that was prescribed for her, right? [92:13.1 - 92:21.9] Correct. Was that for pain? Yes, and you didn't think that being her father that it would be important for you to also be there with her [92:21.9 - 92:23.6] When she was in pain [92:28.3 - 92:31.4] in this injury that you thought was a sprain? [92:31.4 - 92:32.6] I'm not welcome into their home, [92:32.6 - 92:35.6] so there's no way for me to be there with her in their home. [92:35.6 - 92:37.5] I've never been inside their house. [92:37.5 - 92:40.5] But the hotel room that you were staying at [92:40.5 - 92:43.5] at Scottsdale Lynx, did that have a couch? [92:43.5 - 92:44.4] Yes. [92:44.4 - 92:46.4] So you could have laid her on the couch [92:46.4 - 92:47.7] in your hotel room. [92:47.7 - 92:49.6] We chose not to transfer her [92:49.6 - 92:51.2] out of caution for our daughter, [92:51.2 - 92:53.8] who was incurring an injury. [92:53.8 - 92:56.1] So it'd be most beneficial for her to be comfortable [92:56.1 - 92:57.7] and feel safe in the home [92:57.7 - 92:59.1] that she's used to on the couch. [92:59.1 - 93:00.4] So we didn't transfer her. [93:00.4 - 93:02.9] That was when we decided together as co-parents. [93:02.9 - 93:04.8] But you as the father, [93:04.8 - 93:06.4] you didn't wanna spend more time [93:06.4 - 93:08.2] with your injured daughter before you left [93:08.2 - 93:09.5] back to San Diego? [93:09.5 - 93:11.0] I wanna spend every day with my children. [93:11.0 - 93:13.4] I fight for every moment with my kids I can. [93:13.4 - 93:15.5] I've gone broke over these past 19 months [93:15.5 - 93:18.8] because of your litigation and excessive litigations, [93:18.8 - 93:20.3] and this is a perfect example. [93:20.3 - 93:22.2] I want as much time with my kids as possible. [93:22.2 - 93:23.6] I'm fighting for that. [93:23.6 - 93:26.4] So yes, I would want every moment possible with my children. [93:26.4 - 93:27.9] So when you say that, [93:27.9 - 93:30.0] thank you, by the way, for mentioning me again. [93:30.0 - 93:32.2] Maybe I'll make the article next time. [93:32.2 - 93:35.9] So you're saying that you've done everything you can

[93:35.9 - 93:37.2] when you say you, [93:37.2 - 93:38.4] and I'll note for the record [93:38.4 - 93:40.4] that Mr. Mittani is shaking his head. [93:40.4 - 93:41.2] Thank you. [93:41.2 - 93:44.9] So you're saying that you've fought as much as you can [93:44.9 - 93:47.2] for your children since the date of separation? [93:47.2 - 93:49.4] I'm doing the best I can. [93:49.4 - 93:51.8] But you haven't even exercised 100% [93:51.8 - 93:53.8] of your court-ordered visitation, have you? [93:53.8 - 93:55.7] I can't afford to do so. [93:55.7 - 93:57.3] So it's only a question of money, [93:57.3 - 93:60.0] why you don't see your children as much as your court order? [93:60.0 - 94:02.4] When my kids have been moved to a different state, [94:02.4 - 94:05.1] it requires a significant cost for me to go see them. [94:05.1 - 94:07.6] There's no free or cheap way to do this for myself. [94:07.6 - 94:09.8] I've made the best situation for my kids. [94:09.8 - 94:11.1] I stay in the same resort, [94:11.1 - 94:13.1] same hotel every time for consistency, [94:13.1 - 94:14.9] which is very important to me and the kids. [94:14.9 - 94:16.9] That's been dad's home up until now. [94:16.9 - 94:17.7] And for the first time now, [94:17.7 - 94:20.1] I get to have them at dad's proper home in San Diego [94:20.1 - 94:22.7] that's set up for them as a home. [94:22.7 - 94:24.3] So I can only do as much as I can [94:24.8 - 94:28.5] but my money allows me to. [94:31.8 - 94:33.5] Okay. [94:33.5 - 94:36.6] So if your daughter were to break her leg [94:36.6 - 94:39.6] this coming weekend in your backyard, [94:39.6 - 94:41.5] would your first call be to Courtney? [94:42.5 - 94:44.4] Absolutely, I would call her and let her know what happened [94:44.4 - 94:46.2] and I would take her to Urgent Care. [94:48.4 - 94:51.2] This time you'd take her to Urgent Care? [94:51.2 - 94:53.4] Yes, because Courtney would not be present. [94:54.3 - 94:55.2] Okay. [94:59.0 - 94:59.9] Okay. [94:59.9 - 95:01.1] When did you first realize [95:01.1 - 95:02.9] that your daughter had a broken leg? [95:02.9 - 95:06.0] Not until the doctor did the x-rays days later. [95:06.0 - 95:07.8] Where were you when this happened? [95:07.8 - 95:09.2] In San Diego. [95:09.2 - 95:10.0] Okay. [95:10.0 - 95:12.2] So how do you know about the x-rays? [95:12.2 - 95:13.4] Courtney told me about them. [95:13.4 - 95:14.9] I asked her to tell me, [95:14.9 - 95:16.6] I asked her to FaceTime me during the doctor visits, [95:16.6 - 95:17.4] which did not happen, [95:17.4 - 95:19.0] but she called me right afterwards each one [95:19.0 - 95:20.9] and told me what had happened. [95:20.9 - 95:24.1] Did anybody ask you at the Urgent Care [95:24.8 - 95:25.7] what had happened, [95:25.7 - 95:26.9] meaning how your daughter was there [95:26.9 - 95:29.2] with some kind of leg injury? [95:29.2 - 95:31.2] Did not ask me directly, no. [95:31.2 - 95:33.0] Did they ask you indirectly? [95:33.0 - 95:35.2] They must have asked Courtney. [95:35.2 - 95:36.8] But did they ask you at all? [95:36.8 - 95:38.1] No. [95:38.1 - 95:40.1] And what about after it was determined [95:40.1 - 95:41.4] that her leg was broken? [95:41.4 - 95:43.3] Did the hospital ask you what happened? [95:43.3 - 95:44.8] I had no contact with the hospital. [95:44.8 - 95:45.8] I was in San Diego. [95:46.8 - 95:50.7] So you didn't contact the hospital independently yourself? [95:50.7 - 95:54.0] I would have no reason to contact the hospital independently. [95:54.9 - 95:55.7] And what was the, [95:55.7 - 95:58.7] was anything prescribed for Sophia [95:58.7 - 96:01.0] after her leg was determined to be broken? [96:01.0 - 96:01.8] I don't recall. [96:02.8 - 96:04.9] Did you fill any prescriptions? [96:04.9 - 96:05.7] No. [96:05.7 - 96:07.6] Did you administer any medication to her [96:07.6 - 96:10.6] during your next visit after her leg had been broken? [96:10.6 - 96:12.2] I don't recall. [96:12.2 - 96:13.6] When's the last, or excuse me, [96:13.6 - 96:17.5] when's the next time after January 11th, 2022 [96:17.5 - 96:19.3] that you had visitation with Sophia? [96:20.2 - 96:21.6] Would have been two weeks after that. [96:21.6

- 96:23.9] I just don't recall the dates. [96:24.6 - 96:25.8] And those two weeks after that, [96:25.8 - 96:29.6] then you didn't administer anything to her during the visit? [96:29.6 - 96:30.4] I don't recall. [96:33.2 - 96:35.0] What's her date of birth, Sophia's? [96:35.0 - 96:37.2] May 13, 2019. [96:43.5 - 96:45.3] Do you currently smoke marijuana? [96:45.3 - 96:46.9] No. [96:46.9 - 96:48.4] You have in the past though, right? [96:48.4 - 96:49.9] Yes. [96:49.9 - 96:52.2] And you did that during your marriage to Ms. Clifford? [96:52.2 - 96:53.0] No. [96:54.1 - 96:56.7] Oh, well, at one point, yes. [96:56.7 - 96:57.9] But not the whole time. [96:59.0 - 97:01.6] And when's the last time you smoked marijuana? [97:03.5 - 97:06.0] It's been a very long time, I don't recall a date. [97:06.0 - 97:08.2] Do you currently use any illegal narcotics? [97:08.2 - 97:09.3] No. [97:09.3 - 97:11.0] You have in the past though, right? [97:11.0 - 97:12.8] What are legal narcotics? [97:12.8 - 97:13.8] What do you call it? [97:13.8 - 97:14.6] Marijuana? [97:14.6 - 97:15.5] You think it's not legal? [97:15.5 - 97:17.1] I've never done illegal drugs. [97:18.0 - 97:18.8] Never? [97:18.8 - 97:19.7] No. [97:20.7 - 97:23.0] Are you currently in a 12-step program? [97:23.0 - 97:24.2] No. [97:24.2 - 97:26.2] You have been though, right? [97:26.2 - 97:31.2] For codependency and for something called [97:31.2 - 97:33.5] ACA, Adult Children of Alcoholics [97:33.5 - 97:35.0] and Dysfunctional Families. [97:36.5 - 97:37.9] What's the codependency? [97:37.9 - 97:39.2] What does that mean? [97:39.2 - 97:43.2] There's a program called CODA that I tried for two sessions. [97:44.0 - 97:45.8] Why did you try that? [97:45.8 - 97:48.1] I thought I would be able to do it. [97:48.7 - 97:51.6] I thought I had an issue with codependency, [97:51.6 - 97:56.2] with a person codependency, not with a substance. [97:56.2 - 97:57.2] Who's the person? [97:58.3 - 98:00.3] It's not like that, it's a trait [98:00.3 - 98:01.6] and it's something that I was exploring [98:01.6 - 98:03.2] to see if I could benefit from [98:03.2 - 98:05.4] because I was pursuing greater mental health. [98:07.1 - 98:09.7] Why did you feel the need to pursue greater mental health? [98:09.7 - 98:12.6] I always wanted to pursue greater mental health. [98:12.6 - 98:14.4] Are you doing it now? [98:14.4 - 98:16.6] Yes, I talked to a therapist. [98:16.6 - 98:18.0] How frequently? [98:18.9 - 98:21.2] Right now, just only once a month. [98:21.2 - 98:23.2] Is that covered by your insurance? [98:23.2 - 98:24.4] Only a portion of it. [98:26.2 - 98:28.8] How much do you pay out of pocket then each month? [98:28.8 - 98:30.8] I think it's \$50 for a session. [98:32.4 - 98:34.9] And what's the name of your therapist? [98:34.9 - 98:39.6] Well, Jessie, I'd have to look, [98:39.6 - 98:40.9] I don't know her last name. [98:40.9 - 98:42.8] I don't refer to her as a last name. [98:42.8 - 98:43.7] It's a female? [98:43.7 - 98:44.7] Yes. [98:44.7 - 98:46.5] How do you pay Jessie? [98:46.5 - 98:47.6] With a card. [98:48.2 - 98:49.0] A credit card? [98:49.0 - 98:49.9] Yes. [98:49.9 - 98:50.7] Which one? [98:51.5 - 98:53.4] My bank, my debit card. [98:54.4 - 98:57.6] The debit card from your Bank of America account? [98:57.6 - 98:58.6] Yes. [98:58.6 - 99:00.0] Your personal debit card? [99:00.0 - 99:00.9] Yes. [99:01.9 - 99:03.3] Do you pay her any other way? [99:04.9 - 99:05.8] Not that I can remember. [99:05.8 - 99:08.9] I paid our therapist the past through like cash app [99:08.9 - 99:11.2] but I don't believe so with her. [99:11.2 - 99:12.4] What is ACA? [99:12.4 - 99:15.0] What does that acronym stand for again? [99:15.0 - 99:18.2] Adult Children of Alcoholics and Dysfunctional Families. [99:19.2 - 99:21.6] So you're an adult child of alcoholics? [99:21.6 - 99:22.8] No. [99:22.8 - 99:25.3] You're an adult child of a dysfunctional family? [99:25.3 - 99:26.2] We all are. [99:27.4 - 99:28.8] I'm asking you. [99:28.8 - 99:31.7] Yes, I believe every family has dysfunction. [99:31.7 - 99:33.7] How long did you attend that program? [99:35.2 - 99:37.4] Less than two years. [99:37.4 - 99:39.6]

When, from when to when? [99:39.6 - 99:40.4] I don't recall. [99:40.4 - 99:42.6] It was introduced to me by Courtney Clifford. [99:43.5 - 99:45.7] In fact, I went with her at first [99:45.7 - 99:48.4] and then I went by myself after that. [99:48.4 - 99:50.4] So sometime before our marriage. [99:50.4 - 99:52.2] You attended for two years? [99:53.0 - 99:54.5] I think less than two years. [99:55.6 - 99:56.9] How much less? [99:56.9 - 99:57.7] I don't recall. [99:59.2 - 100:01.3] More than one year? [100:01.3 - 100:02.5] Correct. [100:02.5 - 100:04.4] More than 18 months? [100:04.4 - 100:05.3] I don't recall. [100:06.4 - 100:08.6] When's the last time you went? [100:08.6 - 100:09.7] It's been a long time. [100:13.6 - 100:15.1] Almost two years. [100:15.1 - 100:18.9] I have not gone since our divorce. [100:18.9 - 100:22.9] So going back to illegal narcotics question, [100:22.9 - 100:26.5] so aside from marijuana, which is now legal in this state, [100:28.0 - 100:31.2] are you currently using any illegal narcotics? [100:31.2 - 100:32.2] No. [100:32.2 - 100:34.2] Have you within the past five years? [100:34.2 - 100:35.0] No. [100:36.0 - 100:38.6] And are you an alcoholic? [100:38.6 - 100:39.6] No. [100:39.6 - 100:41.8] Do you believe you've ever had a drinking problem? [100:41.8 - 100:42.7] No. [100:43.7 - 100:47.2] Have you ever told anybody that you had a drinking problem? [100:47.2 - 100:49.3] I think I thought that I had a drinking problem [100:49.3 - 100:51.5] during the early part of the divorce [100:51.5 - 100:54.1] because I was so depressed and unhappy. [100:54.1 - 100:57.7] And I came to realize I did not, and I have not since. [100:57.7 - 101:00.8] You think you thought you had a drinking problem? [101:00.8 - 101:03.0] Yep, I was in an unhappy marriage [101:03.0 - 101:05.1] and I was looking for ways to find happiness [101:05.1 - 101:07.0] and addiction seemed like a label [101:07.0 - 101:09.4] that her and her family were tagging on to me [101:09.4 - 101:12.7] because her father has alcoholism. [101:12.7 - 101:15.2] And so I wanted to take that path [101:15.2 - 101:16.1] and see if that was something [101:16.1 - 101:18.8] that I was suffering from as well, and it was not. [101:19.8 - 101:22.6] I've never done a 12-step program for my own addictions. [101:22.6 - 101:25.8] I don't have addictions like alcohol or drugs. [101:29.2 - 101:33.9] So you thought you had an alcohol problem [101:33.9 - 101:36.3] because her family told you you did, [101:36.3 - 101:37.9] is that your testimony? [101:37.9 - 101:39.9] No, I did not think I had an alcohol problem. [101:39.9 - 101:43.5] My idea was to not have alcohol in my life at all. [101:43.5 - 101:45.8] And so I didn't have a drop of alcohol [101:45.8 - 101:49.2] our entire time from Sophia's birth [101:49.2 - 101:51.4] until the separation of us. [101:51.4 - 101:53.2] I stayed completely sober that entire time [101:53.2 - 101:56.0] to be the most clear-headed father as much as possible. [101:57.0 - 101:59.8] But after separation, you started drinking? [101:59.8 - 102:02.4] Socially here and there, very occasionally. [102:02.4 - 102:05.0] When did you have your bourbon collection? [102:05.0 - 102:06.9] That was previous before the marriage. [102:07.8 - 102:08.8] That was before the marriage? [102:08.8 - 102:10.9] Or before Sophia was born, rather. [102:12.5 - 102:13.9] And do you think that was indicative [102:13.9 - 102:15.4] of you having a drinking problem, [102:15.4 - 102:18.0] the quote-unquote bourbon collection? [102:18.0 - 102:21.3] No, having eight to 10 bottles [102:21.3 - 102:23.4] that lasted for five to eight years, [102:23.4 - 102:25.3] I would not consider to be a problem. [102:25.3 - 102:26.9] Did you ever represent anybody [102:26.9 - 102:29.2] that the bourbon collection [102:29.2 - 102:32.7] was some indicia of your drinking problem? [102:32.7 - 102:33.8] No. [102:33.8 - 102:35.3] Do you remember giving a podcast [102:35.3 - 102:37.1] where you talked about that? [102:37.1 - 102:38.6] No. [102:38.6 - 102:40.5] Have you ever given a podcast [102:40.5 - 102:43.5] where you

mentioned the bourbon collection? [102:43.5 - 102:44.3] I don't recall. [102:44.8 - 102:56.8] If requested by Ms. Clifford, would you agree to submit to random drug testing? [102:56.8 - 102:59.8] Sure. [102:59.8 - 103:02.8] Okay. [103:02.8 - 103:07.8] Did you ever attend a 12-step program for alcohol abuse? [103:07.8 - 103:09.8] I already said no. [103:09.8 - 103:13.8] Right, it was ACA and codependency, but... [103:13.8 - 103:17.8] So you're saying you've never attended for alcohol abuse? [103:17.8 - 103:21.8] No. [103:21.8 - 103:31.8] Do you remember the podcast that you gave on January 22nd of 2020 called From Fear to Career? [103:31.8 - 103:34.8] I don't remember whose podcast that was, no. [103:34.8 - 103:38.8] Do you remember participating in one, From Fear to Career? [103:38.8 - 103:41.8] Sounds familiar. I've done multiple podcasts. [103:41.8 - 103:45.8] If you told me the title of the person's host, I would perhaps remember. [103:45.8 - 103:50.8] So as you sit here today, you don't remember that particular podcast? Is that your testimony? [103:50.8 - 103:53.8] I remember that name, but I don't remember exactly who that was with. [103:53.8 - 103:58.8] So if you remember the name, what was that podcast about? [103:58.8 - 104:00.8] I don't recall. [104:00.8 - 104:05.8] So, if it's called From Fear to Career, let's start with the last part. [104:05.8 - 104:07.8] What's the career, to your understanding? [104:07.8 - 104:10.8] I'm guessing it was me telling the story about having fear of the open water [104:10.8 - 104:16.8] and then making my career teaching overcoming the fear of the open water. [104:16.8 - 104:18.8] You had fear of the open water? [104:18.8 - 104:19.8] I did. [104:19.8 - 104:21.8] Starting when? [104:21.8 - 104:23.8] When I was 18 years old. [104:23.8 - 104:25.8] And when did that end? [104:25.8 - 104:28.8] I don't know if I can put a date on that. [104:28.8 - 104:30.8] Are you still afraid of the open water? [104:30.8 - 104:31.8] No. [104:31.8 - 104:33.8] Are you afraid to fly? [104:33.8 - 104:34.8] No. [104:42.8 - 104:47.8] Do you take any medication that's prescribed by your current therapist, Jesse? [104:47.8 - 104:48.8] Yes. [104:48.8 - 104:49.8] What do you take? [104:49.8 - 104:51.8] It's an antidepressant. [104:51.8 - 104:54.8] So you suffer from depression? [104:54.8 - 104:57.8] No, situational depression at the start of the divorce. [104:57.8 - 104:59.8] You're still taking it now? [104:59.8 - 105:02.8] Yes, and we've been weaning off the dosage. [105:04.8 - 105:06.8] What's the medication you take? [105:06.8 - 105:08.8] It's called Welbutrin. [105:13.8 - 105:20.8] So, the motion that in part was heard on October 31 of 2022 that we spoke about, [105:20.8 - 105:25.8] you filed that on August 24 of 2022, is that correct? [105:26.8 - 105:28.8] I don't recall the date. [105:28.8 - 105:33.8] And that was for modification of custody and visitation? [105:33.8 - 105:35.8] I believe so, yes. [105:35.8 - 105:38.8] Modification of spousal support? [105:38.8 - 105:39.8] Yes. [105:39.8 - 105:42.8] Bifurcate marital status? [105:42.8 - 105:43.8] Yes. [105:43.8 - 105:52.8] Gavron warning and a work or job contacts order, if you recall? [105:52.8 - 105:54.8] I don't recall that part. [105:59.8 - 106:07.8] So, aside from the one visit per month in San Diego County, [106:07.8 - 106:16.8] how was your custody and visitation order modified on October 31 of 2022 that you can recall? [106:16.8 - 106:22.8] That's the only modification. It's the same days and times, but now one of the two is in San Diego. [106:23.8 - 106:28.8] So, same days and times. So, when does it start? [106:28.8 - 106:32.8] Sunday, I believe, 10 a.m., and it's through Wednesday. [106:32.8 - 106:33.8] Wednesday at what time? [106:33.8 - 106:40.8] I believe 4 or 6 p.m. I don't recall the exact time. [106:40.8 - 106:42.8] You don't know? [106:42.8 - 106:44.8] I just said I don't recall the exact time. [106:46.8 - 106:48.8] Isn't that important? [106:49.8 - 106:52.8] I believe it's 6 p.m. That's important. I just don't recall the exact time. [106:55.8 -

107:02.8] Between February 1 of 2022 and June 30 of 2022, [107:02.8 - 107:05.8] did you exercise all of your court-ordered visitation with your children? [107:05.8 - 107:06.8] No. [107:09.8 - 107:12.8] So, let's start with Sophia. [107:12.8 - 107:18.8] Did you visit with her during that time period more or less than you did with River? [107:18.8 - 107:22.8] More because of River's feeding schedule that was in place. [107:23.8 - 107:26.8] And what percentage of the time between those two dates [107:26.8 - 107:32.8] would you estimate of your court-ordered visitation that you spent visiting with Sophia? [107:32.8 - 107:37.8] Objection. Calls for speculation. He can't estimate as to a time. [107:37.8 - 107:39.8] Sure you can, can't you? [107:39.8 - 107:41.8] No, I cannot estimate to a time. [107:41.8 - 107:47.8] Well, if you had an order and you followed the order, that would be 100%, right? [107:47.8 - 107:48.8] Sure. [107:48.8 - 107:57.8] Okay. But you just testified that you did not see your children 100% of the time in accordance with the order, correct? [107:57.8 - 107:58.8] Correct. [107:58.8 - 108:04.8] Okay. So, can you estimate then what percentage, if it's not 100%, it would be during that time period? [108:04.8 - 108:06.8] And I'm speaking first about Sophia. [108:06.8 - 108:07.8] I cannot. [108:08.8 - 108:09.8] Why not? [108:09.8 - 108:15.8] There's too many dates and the math would be pretty complex to do on my brain right now. I cannot. Sorry. [108:15.8 - 108:18.8] And same question as to River. [108:18.8 - 108:19.8] I cannot. [108:19.8 - 108:25.8] Have you ever sat down to do that calculation, the math as you put it? [108:25.8 - 108:27.8] I have not. [108:27.8 - 108:31.8] You're aware that Ms. Clefford has done that calculation, correct? [108:31.8 - 108:34.8] I'm not aware that she has personally, no. [108:34.8 - 108:39.8] Well, you're aware that it's included in her pleadings related to custody and visitation, correct? [108:39.8 - 108:40.8] Yes. [108:40.8 - 108:41.8] So you read those pleadings? [108:41.8 - 108:42.8] Yes. [108:42.8 - 108:52.8] Okay. So, you didn't dispute for this hearing that was recently held, you didn't dispute any percentages that were included in Ms. Clefford's declaration, did you? [108:52.8 - 108:58.8] Ms. States, the testimony, we testified at the hearing that we disagreed with her calculations and the basis on which they were made. [108:58.8 - 109:02.8] I'm asking you. You filed a reply declaration for the hearing that just occurred, right? [109:02.8 - 109:05.8] Yes, and I do disagree with the calculations. They're skewed. [109:05.8 - 109:07.8] Okay. Skewed how? [109:07.8 - 109:11.8] Percentages that are not accurate. It's, yeah. [109:11.8 - 109:13.8] I thought you didn't do the math, sir. [109:13.8 - 109:16.8] I have not done the math with the calculator. [109:16.8 - 109:21.8] So you're incapable of giving me an estimate, but you know that her math is skewed? [109:21.8 - 109:22.8] Yes. [109:22.8 - 109:24.8] Okay. Why? [109:25.8 - 109:35.8] Because there was two visits in April that I was unable to go to because of a charge that she had brought on me and didn't allow me to see the kids. She kept the kids from me. [109:35.8 - 109:37.8] Oh, the molestation charge? [109:37.8 - 109:46.8] Yes. So there's two visits right there that I should be able to have that those are a lot of hours that should not factor into a percentage like so. [109:46.8 - 109:48.8] So you did do the math? [109:48.8 - 109:58.8] No, I'm just saying there's, I don't know what the math would be, but that's two visits, eight days of however many hours, whatever percentage that is, that should not be factored into my time with that. [109:58.8 - 110:03.8] I've been allotted for my children because she filed a restraining order against me. [110:03.8 - 110:09.8] Okay. So aside from those two days that you just testified about, what else? What else skewed it? [110:09.8 - 110:12.8] I'm not sure. I'm just referring to that right now. [110:12.8 - 110:22.8] Okay. Well, why don't you take a moment and tell me everything else that you believe caused that percentage that has been declared

by Ms. Clifford to be skewed? [110:22.8 - 110:25.8] I'm just going to say I'm not sure. [110:25.8 - 110:31.8] So it's skewed in addition to what you just testified to, but you're not sure why? [110:31.8 - 110:36.8] That's the least skewed, that's all I'll say. That's all I can think of at the moment. [110:36.8 - 110:50.8] Okay. But because I'm taking your deposition and because I intend to use the evidence that I deduce here in court, I'm asking you to give me your best testimony regarding why you say it's, quote, skewed, unquote. [110:50.8 - 110:53.8] So that's the only reason you can tell me? [110:53.8 - 110:55.8] That's all I can think of right now. [110:55.8 - 111:03.8] Okay. So if at any point during this deposition you can think of any other reason why you believe those percentages are skewed, will you tell me? [111:03.8 - 111:04.8] Yes. [111:04.8 - 111:05.8] Okay. [111:11.8 - 111:27.8] So aside from those two days, were there any other days that you left early from a court-ordered visitation between February 1 of 2022 and June 30, 2022? [111:27.8 - 111:28.8] Yes. [111:28.8 - 111:29.8] How many days? [111:29.8 - 111:31.8] I don't recall. [111:31.8 - 111:37.8] Same question, but now the arrival, that you arrived late for a visitation. [111:37.8 - 111:49.8] Well, I never arrived late. I always told her when I was showing up, but I would often, there was times when I arrived after the court-ordered date and time, but with her knowing. [111:49.8 - 111:58.8] So if your visitation were to start by court order at 10 a.m. on a Sunday, you didn't always arrive by 10 a.m. on a Sunday, correct? [111:58.8 - 112:01.8] Correct. And I communicated that to her beforehand. [112:01.8 - 112:05.8] Right. But you didn't arrive by 10 a.m. on a Sunday for all of your visits. [112:05.8 - 112:09.8] Correct. I couldn't afford that many nights of hotel stay. [112:09.8 - 112:15.8] So when would you generally arrive for a visit during that date range? [112:15.8 - 112:17.8] Oftentimes it would be on Monday. [112:17.8 - 112:19.8] Beyond Monday? [112:19.8 - 112:21.8] It would be on Monday. [112:21.8 - 112:25.8] Beyond Monday. Okay. What time on Monday? [112:25.8 - 112:30.8] Often I'd pick them up at 4 p.m., give or take, after their nap time. [112:30.8 - 112:33.8] 4 p.m. on Monday? [112:33.8 - 112:36.8] Some of the trips, yes. [112:36.8 - 112:38.8] For both children? [112:38.8 - 112:41.8] Yes. [112:41.8 - 112:47.8] So that would be almost half your visitation, right? Your court-ordered visitation that you didn't exercise. [112:47.8 - 112:51.8] No, I didn't miss half of it, if that's the scenario. [112:51.8 - 112:53.8] Well, tell me where I'm wrong. [112:53.8 - 113:00.8] I mean, if your visitation goes until Wednesday at 4 or 6, and you pick up your children on... [113:01.3 - 113:03.3] Monday at four [113:03.7 - 113:06.0] You missed the entire day of Sunday, correct? [113:06.5 - 113:09.7] Correct, and half would be if I missed both the entire day of Monday as well [113:09.7 - 113:12.1] Which I did not in the case that we're talking about [113:13.1 - 113:14.3] but [113:14.3 - 113:16.7] you would pick up your children at four and [113:17.8 - 113:20.7] Then what when did they start spending the night with you? I [113:21.4 - 113:23.4] Don't recall the date. I'd have to look it up [113:24.3 - 113:31.3] Well, you just wrote declarations about this that were considered at the hearing on October 31 of 2022, right? [113:31.6 - 113:33.1] Yeah [113:33.1 - 113:38.9] Didn't they start in August of this year? I'd have to confirm. I don't want to say anything without knowing for certain [113:39.7 - 113:47.0] Do you remember the first time is after your separation from Miss Clifford that you had an overnight visit with either of your children? I [113:47.5 - 113:49.4] Don't remember the exact date [113:49.4 - 113:54.5] Does August of 2022 sound about right to you? It sounds about right. Okay [113:55.2 - 113:57.5] so prior to August of [113:58.0 - 114:05.8] 2022 if you would pick the children up at 4 p.m. On a Monday, you wouldn't have an overnight. Would you correct? [114:06.3 - 114:08.9] So you would return

them at what time 6 p.m. [114:09.8 - 114:15.5] So your first day of visitation on a Monday, you would have two hours, correct? [114:18.5 - 114:20.2] And [114:20.2 - 114:26.1] You arrived at 4 p.m. On Mondays if that were the case during that period of time [114:26.7 - 114:28.3] Because of money [114:28.3 - 114:30.3] Correct. The hotel is not [114:30.9 - 114:34.9] It's the area is very expensive and with compromised finances. It was [114:35.5 - 114:38.7] Two nights of hotel was a stretch much less three to five [114:39.1 - 114:42.9] It'd be five nights of hotel if I were to exercise an entire four-day visit in [114:43.9 - 114:49.4] Scottsdale because of nap time I'd need to have the hotel the night before so I'd have it for the morning of [114:49.7 - 114:52.8] When I check in typically would be safe 4 p.m. On any given [114:53.3 - 114:55.3] day for a hotel [114:56.2 - 115:01.7] So aside from financial reasons the ones you just gave me are there any other reasons [115:02.6 - 115:06.2] Not that I can think of just finances. Yes, and [115:07.5 - 115:10.5] You said you stayed in Scottsdale. Yes [115:11.7 - 115:16.6] There's other areas of Phoenix that are cheaper than Scottsdale. Wouldn't you agree? [115:17.7 - 115:19.7] perhaps but for the practicality of [115:20.4 - 115:24.2] Making transitions easiest for the kids. I found a place in close proximity to her house [115:24.8 - 115:29.0] So transitions were only be three to five minute drive it was convenient it made sense [115:29.0 - 115:31.7] I wanted the stability of a place that was close to where they are and [115:32.5 - 115:38.3] It was helpful in the case of an emergency. She was close by I didn't have to drive 30 minutes to come meet her [115:38.4 - 115:43.5] So I thought that was the safest and best bet for co-parenting to be close by to where they live [115:47.0 - 115:51.0] Except that you missed visits because you said you couldn't afford it, right? [115:51.4 - 115:56.6] Yes, but do you have hotel rates of our areas that you can show me that would have been cheaper and the differences in cost [115:57.0 - 116:01.1] When you take my deposition you can ask me for sure thing you want [116:01.1 - 116:04.1] But since you're the father who missed the visits, let me ask you [116:04.5 - 116:11.4] How much study did you do of the surrounding areas of Scottsdale to determine those rates in hotel rooms? [116:11.4 - 116:13.7] I did plenty but again, it wouldn't work early on [116:13.7 - 116:19.0] We started this in October of 21 when she moved to Arizona give or take two three weeks [116:19.8 - 116:23.7] River was still breastfeeding often. So we were doing transfers multiple times a day [116:24.0 - 116:26.7] So to have the kids in the car that often is not [116:27.2 - 116:30.8] Ideal for for children of that age if you're going back and forth in a car to feed [116:30.9 - 116:33.3] So what I did is what I thought to be a good father [116:33.3 - 116:35.9] I made a convenience and efficient of time and [116:36.2 - 116:40.7] Convenience for the kids to be able to do that quickly and easily as well for the mother [116:40.7 - 116:43.4] So that's why I decided that which I believe to be good parenting [116:44.4 - 116:48.5] Well, isn't it true that you've been opposed to miss Clifford? [116:49.0 - 116:53.8] Taking River for breastfeeding for quite some time. I've not said I'm opposed to that [116:54.6 - 116:59.5] But isn't it true that you obtained an order so that River would go to you for feeding? [116:59.7 - 117:03.2] This was back before May of this year if I can recall [117:04.0 - 117:06.5] I've asked for breast milk or formula [117:06.5 - 117:08.4] I've never been given breast milk or formula [117:08.4 - 117:13.8] But you've got an order from the court earlier this year that allowed you to do the feeding of River, correct? [117:14.0 - 117:19.3] Correct and after that order you still sent River with Miss Bonilla to do the feeding, right? [117:19.9 - 117:23.1] Correct again as a good co-parent in the best interest of my child [117:23.6 - 117:28.1] I would rather him have the milk that he's used to and her mother was [117:29.3 - 117:35.5]

Oftentimes almost begging me to be able to do so and would say please please consider weaning him off gently [117:35.5 - 117:40.3] It'll only be this amount of time. So the co-parent I agreed to it because I love my children [117:40.3 - 117:44.9] I want them to be comfortable. So no, I'm not gonna resist that order just to have my selfish time with them [117:44.9 - 117:50.1] I'd rather him be comfortable and have milk that he needs from his mother when he's asking for and when we agreed upon [117:51.9 - 117:54.2] So it's her fault did not say that [117:55.7 - 118:00.2] So you didn't tell the court when you requested the order [118:00.6 - 118:05.3] When you had complained about the breastfeeding of River by Miss Bonilla, Miss Clifford [118:05.8 - 118:11.6] You didn't tell the court that even if the court ordered you to have the feeding that you would then return [118:12.1 - 118:14.2] River to Miss Clifford, correct? [118:15.4 - 118:17.8] Can you say I didn't follow the whole question? [118:17.9 - 118:24.7] Well, you're the one that made the request so that the breastfeeding would no longer occur during that feeding [118:24.7 - 118:30.5] It would be you doing the feeding if that makes sense. What I requested was to provide breast milk or formula [118:31.4 - 118:37.6] Okay, and then she didn't provide it to you so then you couldn't do the feeding she's not provided to me [118:39.1 - 118:45.0] Wouldn't you agree that that's just another excuse why you didn't spend any time with your kids. I would not say that at all actually [118:46.1 - 118:52.5] Okay. So where else did you investigate in the greater Phoenix? Why are you shaking your head at my client disgusting? [118:52.7 - 118:58.0] It's this disgusting if you're disgusting as a father or she's disgusting. What are you saying, sir? [118:58.0 - 119:03.0] Well, your line of question is disgusting. If you look at our talking parents, can I please speak? No [119:04.5 - 119:05.6] So [119:05.6 - 119:09.5] Where else did you you think that's funny? It's very funny. I do [119:10.1 - 119:16.0] You're funny. I think I think you're funny with how rude you are and how much you like to bully your your people here [119:16.9 - 119:23.3] My people here who am I bullying here you all myself and my attorney. Do you think I'm bullying you? I do. Yes [119:23.3 - 119:26.4] Oh, and you think I'm bullying your attorney. I do. Yes [119:27.2 - 119:33.5] So, what does that make you feel like if you think I can bully you and your attorney in a deposition you can't I [119:33.9 - 119:40.0] Can't bully you. No, I'm not gonna allow you to bully me. Okay, but you think I am I just I can't do it [119:40.0 - 119:42.0] Well, you're trying to yes. Oh [119:42.2 - 119:45.3] So I'm bullying you because you don't see your kids [119:46.0 - 119:50.8] You're framing questions in ways that are not true. You're putting words into my mouth and to clarify [119:51.3 - 119:57.7] I'm a wonderful father. And so now are you you're interrupting me? Yes. I am a wonderful father [119:57.7 - 119:59.9] Have you been there at any moment for us with my kids? [120:01.5 - 120:06.4] When you take my deposition you I knew you'd say that and you have not so I'll tell you you've not been there for any [120:06.4 - 120:09.6] of the times with my children or even Courtney with the children [120:09.6 - 120:14.5] so for you to say things about my level of parenting and my quality of parenting and how much I love my kids is [120:15.1 - 120:20.7] Disgusting and it is like I don't know how you sleep at night knowing that you're gonna be doing this to frame a false [120:20.7 - 120:28.0] Narrative about a father who's fighting for their kids for 19 months now against a law firm that is ruthless and will win at any cost [120:28.2 - 120:30.2] Thank you. So [120:31.8 - 120:37.1] If I understood that you think you're the victim here, is that correct not saying that [120:37.7 - 120:42.7] Then what the hell are you saying? I'm clarifying false things that you said about me and my character as a father [120:43.0 - 120:45.9] Okay, what have I said about you? That's false [120:46.1 - 120:49.2]

You're claiming that I am choosing not to be with my kids [120:49.2 - 120:52.3] I don't that I am NOT make doing my best or I don't want to be with my kids [120:53.2 - 120:57.9] False, let's start with that one. That's false. Yes. I'm gonna be with my kids every moment possible [120:57.9 - 121:00.3] You just haven't since there's been a court order [121:00.3 - 121:03.6] Have you I have no way of being with my every moment because you're the victim [121:04.5 - 121:06.6] Financially and otherwise, right? No didn't say that [121:06.6 - 121:12.8] Do you ever think about not paying for the company phone personally and putting that towards visitation expenses? [121:13.4 - 121:19.6] 30 hours a month. I feel like it's a pretty small cost for a company phone and I put everything I can towards visitation costs [121:21.4 - 121:23.4] Okay [121:23.5 - 121:28.4] When the Hammond family paid for you to go to st. Martin last year [121:28.5 - 121:34.8] Did you consider asking for them to pay for some of your visits because you're such a good dad wouldn't be appropriate [121:34.8 - 121:36.3] I'd never consider that [121:36.3 - 121:41.8] Taking money from your girlfriend's family wouldn't be appropriate. No, but you did. No, I didn't [121:43.8 - 121:45.8] Okay [121:46.2 - 121:53.5] There are any other reasons why you haven't had one now that you had some time to think and level various accusations of me [121:54.9 - 121:59.6] Any other reason why you haven't been able to exercise all of your court-ordered visitation? [122:00.3 - 122:04.9] Finance does not allow me to do so. You said that any other reason? No, is it? [122:06.1 - 122:08.3] Anyone else's fault other than your own. I [122:08.6 - 122:10.6] I [122:10.7 - 122:12.7] Can't answer that why not? [122:13.1 - 122:16.6] It's too complex of a situation. It's got me to the financial position. I'm in [122:17.3 - 122:23.6] so your dad paid for your Arizona lawyer whom you can't remember the name of but [122:24.3 - 122:28.7] You couldn't get money from him to pay for some of your visits. So you could be a better dad [122:29.6 - 122:32.7] Doesn't work that way. I already have a loan for all the legal costs [122:33.2 - 122:38.4] How much is the loan? I think it was \$50,000. I don't remember if I don't remember the exact number [122:39.2 - 122:44.4] So thirty seven five of that went to Arizona. That was separate [122:45.3 - 122:47.3] For this we're talking about, California [122:48.1 - 122:52.6] So is the money he paid in Arizona on your behalf alone? Yes [122:53.2 - 122:59.0] But you didn't produce that loan document for today's deposition. Did you it's not we're not talking about that today [122:60.0 - 123:04.5] Says who that's what we talked about before it. We're not regarding Arizona law. Oh [123:05.7 - 123:07.3] Okay [123:07.3 - 123:10.5] Well, you know that you produce documents for today's deposition [123:11.0 - 123:17.4] Yes, okay, and you know that one of the requests was for any documents relating to loan agreements. Yes [123:17.8 - 123:23.8] Do you know that you produced a document for a loan between yourself and Gregory Moneo? [123:23.8 - 123:24.8] Yes. [123:24.8 - 123:27.6] And that loan document was authored when? [123:27.6 - 123:29.1] I don't recall. [123:29.1 - 123:32.6] But you're saying there's more loans than that document? [123:32.6 - 123:36.2] He paid for the attorney in Arizona. [123:36.2 - 123:41.1] Is there a loan for that, meaning a loan document that evidences that payment? [123:41.1 - 123:42.1] I don't recall. [123:42.1 - 123:46.4] Well, if there is one, you didn't turn it over today, did you? [123:46.4 - 123:47.4] No. [123:48.0 - 123:53.7] And you turned over one from May of 2021 for a \$50,000 loan? [123:53.7 - 123:56.6] I believe so, yes. [123:56.6 - 123:59.8] Do you know what you turned over for today's deposition? [123:59.8 - 124:05.2] I don't remember every detail of every single thing, but I remember turning that over, yes. [124:05.2 - 124:08.3] You remember turning that loan document over? [124:08.3 - 124:12.6] Of the hundreds of many

documents, there's many things, so I don't remember every single [124:12.6 - 124:15.8] number in detail. [124:15.9 - 124:19.1] Are there any other loan documents that exist between you and your father? [124:19.1 - 124:20.6] Not that I can recall. [124:20.6 - 124:22.8] Your mother's name is Drusilla Moneo? [124:22.8 - 124:23.8] Yes. [124:23.8 - 124:24.8] D-R-U-S-I-L-L-A? [124:24.8 - 124:25.8] Yes. [124:25.8 - 124:28.8] Has she loaned you any money? [124:28.8 - 124:30.3] No. [124:30.3 - 124:35.8] So the loans have only come from your father? [124:35.8 - 124:41.1] Yes. [124:41.1 - 124:48.3] Between July 1 of 2022 and October 12 of 2022, did you exercise all of your court-ordered [124:48.3 - 124:50.2] visitation with Sophia? [124:50.2 - 124:51.2] No. [124:51.2 - 124:52.6] What about River? [124:52.6 - 124:53.6] No. [124:53.6 - 124:58.0] And what percentage would you estimate that you exercised with Sophia during that time [124:58.0 - 124:59.0] period? [124:59.0 - 125:00.6] I'm not sure. [125:00.6 - 125:02.6] And same question for River? [125:02.6 - 125:03.8] Not sure. [125:03.8 - 125:09.5] And you're aware that Ms. Clifford presented percentages that were calculated showing what [125:09.5 - 125:14.4] she believed had been the time that you had exercised for court-ordered visitation? [125:14.4 - 125:15.4] Yes. [125:15.4 - 125:16.4] Okay. [125:16.4 - 125:17.4] During that time period with Sophia? [125:17.4 - 125:18.4] Correct? [125:18.4 - 125:23.4] I don't remember what the time period was in the hearing on October 31st, but there [125:23.4 - 125:28.0] was some percentages for, I thought, the calendar year up until current. [125:28.0 - 125:33.4] And you disagreed with those percentages that were presented for the hearing? [125:33.4 - 125:34.4] Internally I didn't say it. [125:34.4 - 125:36.9] There's nothing said in court, but yes, I did. [125:36.9 - 125:37.9] Okay. [125:37.9 - 125:41.2] So internally you disagreed, but nothing was said in court to disagree? [125:41.2 - 125:42.2] Objection. [125:42.2 - 125:43.2] Mistakes of testimony. [125:43.2 - 125:49.1] It was already stated that we, at the hearing, that we disagree with the exhibit your attorney [125:49.1 - 125:50.1] provided. [125:50.1 - 125:51.1] Well, he's saying we, but he's not a witness. [125:51.1 - 125:52.1] I didn't say anything. [125:52.1 - 125:53.1] I'm saying you. [125:53.1 - 125:54.1] I didn't say anything during the hearing. [125:54.1 - 125:56.1] Well, he didn't testify at the hearing. [125:56.1 - 125:57.1] It was argument. [125:57.1 - 126:03.2] And in argument, it was already stated that Mr. Moneo disputes the calculation. [126:03.2 - 126:04.2] Okay. [126:04.2 - 126:06.9] How do you dispute the calculation? [126:07.0 - 126:08.0] You've already gone over this. [126:08.0 - 126:09.0] I'd ask. [126:09.0 - 126:10.0] Objection. [126:10.0 - 126:11.0] Ask and answer. [126:11.0 - 126:14.0] Actually, we haven't, because if you go back, remember how you told me to check the transcript? [126:14.0 - 126:16.2] I asked you up to June 30th, 2022. [126:16.2 - 126:17.2] It's the same line of questioning. [126:17.2 - 126:18.2] Actually, it's not. [126:18.2 - 126:19.2] Of the same scope. [126:19.2 - 126:20.2] Actually, it's not. [126:20.2 - 126:23.4] So now I'm talking about July up until December of this year. [126:23.4 - 126:24.8] So it's different. [126:24.8 - 126:27.8] So how are those percentages incorrect? [126:27.8 - 126:31.3] Because there wasn't an April restraining order in July, was there? [126:31.3 - 126:32.3] No. [126:32.3 - 126:33.3] And I haven't even said they're incorrect. [126:33.3 - 126:35.0] I don't know what the percentages are. [126:35.1 - 126:38.8] You didn't read her response of declaration before you signed your reply declaration, [126:38.8 - 126:39.8] replying to it? [126:39.8 - 126:40.8] Yes. [126:40.8 - 126:41.8] But I don't recall the numbers. [126:41.8 - 126:42.8] Oh. [126:42.8 - 126:45.8] Well, do you recall anything about the numbers? [126:45.8 - 126:46.8] No. [126:46.8 - 126:49.5] I don't know what the numbers are. [126:49.5 -

126:52.3] So you don't know if they're true or false? [126:52.3 - 126:56.2] I have not done the math myself and what I would believe to be the truth. [126:56.2 - 126:57.7] I don't know. [126:57.7 - 127:04.4] When Ms. Moneo and you first separated in April of 2021, she went to Reading first, [127:04.4 - 127:05.4] correct? [127:05.4 - 127:07.3] First, meaning what? [127:07.3 - 127:08.7] Before she went to Scottsdale. [127:08.7 - 127:09.7] Correct. [127:09.7 - 127:13.7] Now, you stipulated to her moving to Scottsdale with your children, correct? [127:13.7 - 127:14.7] Yes. [127:14.7 - 127:15.7] All right. [127:15.7 - 127:20.1] So before you stipulated to her moving to Scottsdale with your children, she was in Reading, [127:20.1 - 127:21.7] California with your children? [127:21.7 - 127:22.7] Yes. [127:22.7 - 127:23.7] Okay. [127:23.7 - 127:29.2] Up until what time did you receive your first court order for court-ordered visitation while [127:29.2 - 127:30.4] she was still in Reading? [127:30.4 - 127:31.8] I don't remember the exact date. [127:31.8 - 127:33.8] I believe it was August of 21. [127:34.2 - 127:35.2] Okay. [127:35.2 - 127:41.6] So between April, maybe April 28, 2021 to August of 2021, how many times did you go [127:41.6 - 127:44.0] to Reading to visit with your children? [127:44.0 - 127:48.0] Zero, because we could not find a date put in writing that unless we had an agreement [127:48.0 - 127:50.1] between the attorneys, I was not to come to Reading. [127:50.1 - 127:52.9] So I was not able to go legally. [127:52.9 - 127:54.8] Who put what in writing? [127:54.8 - 127:59.3] Between the two attorneys, her first attorney, I don't remember the name, between Raj and [127:59.3 - 128:01.8] I don't remember the attorney's name. [128:01.9 - 128:06.3] So you're saying there was an agreement during that time period, April of 21 to August of [128:06.3 - 128:12.1] 21, where your attorney and her attorney, Ms. Clifford's attorney, agreed in writing [128:12.1 - 128:15.6] that you wouldn't go to Reading absent a court order? [128:15.6 - 128:17.1] Is that your testimony? [128:17.1 - 128:18.4] We didn't agree to it. [128:18.4 - 128:19.5] We said that... [128:19.5 - 128:21.4] So it wasn't an agreement? [128:21.4 - 128:22.4] There was no agreement. [128:22.4 - 128:23.4] They said not until... [128:23.4 - 128:25.1] Her attorney said not until there's a court order. [128:25.1 - 128:28.4] So we had to wait until August of 21 to get a court order. [128:28.4 - 128:29.4] I counted in my head. [128:29.4 - 128:31.3] I spent 101 days out seeing my children. [128:31.3 - 128:33.3] That must have been tough. [128:33.3 - 128:34.6] It was very hard, yeah. [128:34.6 - 128:35.6] I bet. [128:35.6 - 128:41.5] And so you're saying that you did that because her attorney said so? [128:41.5 - 128:42.5] Legally I had to. [128:42.5 - 128:43.5] Why? [128:43.5 - 128:47.4] Explain to me why legally you would have to. [128:47.4 - 128:52.3] Because I don't want to break an order that then she could use against me and file a restraining [128:52.3 - 128:57.4] order or have anything to me to show that I'm not abiding by what was in place at the [128:57.4 - 128:58.4] time. [128:59.4 - 129:00.4] There was no order during that time period? [129:00.4 - 129:01.4] There was no order until we went to court. [129:01.4 - 129:02.4] That was the problem. [129:02.4 - 129:03.4] They wouldn't agree to anything. [129:03.4 - 129:06.2] They would not make an agreement until we went to court. [129:06.2 - 129:10.8] They wanted me to have like a third party or an observer or something like that. [129:10.8 - 129:12.2] And we weren't agreeing to that. [129:12.2 - 129:13.8] There's no reason for it. [129:13.8 - 129:19.0] But you agree there was no order that prevented you from visiting your children prior to August [129:19.0 - 129:20.9] of 2021, correct? [129:20.9 - 129:24.6] I understood that it was between the two attorneys and they couldn't come to agreement that if [129:24.6 - 129:27.8] I went, they would file a restraining order or something else against me.

[129:27.8 - 129:29.5] So I was not going to risk that. [129:29.5 - 129:31.0] And why did you have that understanding? [129:31.0 - 129:33.4] Because that's what was in writing between the two of them. [129:33.4 - 129:34.9] Between the two of who? [129:34.9 - 129:37.0] The two attorneys. [129:37.0 - 129:41.5] So the two attorneys said that if you went to Reading to see your children, they would [129:41.5 - 129:43.1] file a restraining order against you? [129:43.1 - 129:44.3] I'm paraphrasing. [129:44.3 - 129:50.5] But in writing, she said, Brian is not to come to Reading until we have a court order. [129:50.5 - 129:52.5] That's just another excuse, isn't it? [129:52.5 - 129:53.5] Not at all. [129:53.5 - 129:54.5] No. [129:54.5 - 129:58.1] She had this bedroom set up within two weeks after her clearing the house and leaving to [129:58.1 - 129:59.1] Reading. [129:59.1 - 130:00.1] I know you said that. [130:00.1 - 130:02.1] So it's not an excuse at all. [130:02.1 - 130:03.1] Okay. [130:03.1 - 130:05.7] So you took the initiative to set up the bedroom. [130:05.7 - 130:08.0] But let me ask you this. [130:08.0 - 130:13.6] Why between April and August, why didn't you go to court and ask the judge to make an order [130:13.6 - 130:17.2] then about you visiting the kids? [130:17.2 - 130:21.6] I believe we filed an ex parte, which would be an emergency sort of thing. [130:21.6 - 130:22.6] Exactly what we did. [130:22.8 - 130:25.8] Do you know what that is? [130:25.8 - 130:28.1] Is that what it is? [130:28.1 - 130:29.1] You probably know better than me. [130:29.1 - 130:30.1] I don't know. [130:30.1 - 130:31.1] I don't know what you're talking about. [130:31.1 - 130:34.0] You filed an ex parte for what? [130:34.0 - 130:37.7] For me to be with the kids, to get them to come back to San Diego. [130:37.7 - 130:40.9] Oh, so you want them to relocate to stay with you? [130:40.9 - 130:42.6] No, I wanted them to come home. [130:42.6 - 130:43.6] I still had our house in place. [130:43.6 - 130:47.3] I kept our house for 12 months after they left, hoping they would come home. [130:47.3 - 130:50.1] So when they came home, they'd be in their home. [130:50.1 - 130:56.7] So your ex parte wasn't an ex parte hearing requesting that you would have visits in Redding. [130:56.7 - 131:00.1] Your ex parte was to have your children return to San Diego? [131:00.1 - 131:01.1] I don't remember the exact details. [131:01.1 - 131:03.1] We'd have to look at it. [131:03.1 - 131:04.6] Well, sure. [131:04.6 - 131:07.9] But it was your ex parte, correct? [131:07.9 - 131:08.9] Yes. [131:08.9 - 131:14.4] And so you wanted the children to switch from Redding to come live with you? [131:14.4 - 131:16.3] I wanted them all to come home. [131:16.3 - 131:18.8] That's where our son was born, in that house. [131:18.8 - 131:21.0] All they had known at that point was San Diego. [131:21.0 - 131:24.3] So if he was also born in San Diego, I wanted them to come home. [131:24.3 - 131:25.3] Okay. [131:25.3 - 131:30.3] But you didn't make any request for visitation, ex parte or otherwise. [131:30.3 - 131:31.3] Objection. [131:31.3 - 131:32.3] Misstates the record. [131:32.3 - 131:35.5] Boy, I haven't even finished and I don't know what record you're talking about. [131:35.5 - 131:36.5] Don't interrupt me. [131:36.5 - 131:37.5] It's the court record. [131:37.5 - 131:38.5] He filed an order requesting visitation. [131:38.5 - 131:39.5] Don't interrupt me interjecting. [131:39.5 - 131:40.5] That is the court record. [131:40.5 - 131:42.2] You're misstating the court record in answering the question. [131:42.2 - 131:43.2] Am I? [131:43.2 - 131:44.2] Do you have the court record? [131:44.2 - 131:45.2] Thank you. [131:45.2 - 131:47.2] So let me ask my questions and don't interrupt me. [131:47.2 - 131:48.2] Read your own file, Tim. [131:48.6 - 131:50.2] So, oh, okay. [131:50.2 - 131:52.5] Let me ask you then, because you're the deponent. [131:52.5 - 131:55.1] Your client came here and should have informed you in this deposition. [131:55.1 - 131:56.1] Did she really? [131:56.1 - 131:57.1] She should have

informed you that a motion was filed. [131:57.1 - 131:59.5] You should have read what prior counsel filed. [131:59.5 - 132:01.5] You know that that's incorrect. [132:01.5 - 132:02.5] Okay. [132:02.5 - 132:03.5] Thanks. [132:03.5 - 132:06.5] And when you take my deposition and then when you're a witness, you can testify. [132:06.5 - 132:08.6] But I'm talking to you. [132:08.6 - 132:17.3] How many ex partes did you file between April of 2021 to August of 2021 to go have visits [132:17.5 - 132:19.3] in Reading with your kids? [132:19.3 - 132:20.3] I don't remember. [132:20.3 - 132:21.3] Zero. [132:21.3 - 132:22.3] Right? [132:22.3 - 132:23.3] I don't remember. [132:23.3 - 132:24.4] I checked the file. [132:24.4 - 132:25.6] So he's right. [132:25.6 - 132:26.6] It's zero. [132:26.6 - 132:31.5] So you filed the next party to have them move back here because your son was born here? [132:31.5 - 132:34.0] No, because this was our home. [132:34.0 - 132:38.4] Moving to an upstairs attic in someone's house 11 hours away, as far as possible in the state [132:38.4 - 132:41.3] of California, is not healthy for the children. [132:41.3 - 132:45.0] When I was asking them to come back home, not move away, there was no discussion between [132:45.0 - 132:46.7] us about leaving San Diego. [132:46.7 - 132:51.4] I got an email that she had taken the kids and left and came home to an empty house. [132:51.4 - 132:56.7] I wanted the kids to come back home to what their community is and always has been. [132:56.7 - 132:58.1] Okay. [132:58.1 - 133:01.3] You live in an upstairs attic now, don't you? [133:01.3 - 133:02.3] No. [133:02.3 - 133:03.3] Okay. [133:03.3 - 133:08.3] I'm going to show you what I'm marking as exhibit number two. [133:08.3 - 133:11.9] I need to put money in my meter, so I'm going to have to step out and do that now. [133:11.9 - 133:13.2] We're going to request a break. [133:13.2 - 133:14.5] It's been over two hours. [133:14.8 - 133:17.7] Well, we started at 10.30. [133:17.7 - 133:18.7] Yeah. [133:18.7 - 133:19.7] And it's 12.48. [133:19.7 - 133:20.7] All right. [133:20.7 - 133:21.7] Five minutes? [133:21.7 - 133:22.7] I need 10 minutes. [133:22.7 - 133:24.2] My meter is three blocks away. [133:24.2 - 133:26.8] Well, before, let's go ahead and go off the record. [133:26.8 - 133:27.8] Okay. [133:27.8 - 133:28.8] Time is 12.48. [133:28.8 - 133:32.4] We're going to go to number four, which is meter number one. [133:32.4 - 133:34.1] How are you guys doing in terms of meters? Complete transcription result saved to:
/home/ubuntu/legal_brief/Bryan_Mineo_v1_1_converted_20260620_070706_transcription_20260620_071629.json Plain text transcription saved to:
/home/ubuntu/legal_brief/Bryan_Mineo_v1_1_converted_20260620_070706_transcription_20260620_071629.txt

The video has been automatically converted to an audio file and saved at
/home/ubuntu/legal_brief/Bryan_Mineo_v1_1_converted_20260620_070706.mp3
[2][H[3]manus-speech-to-text -terminal-max-len-single=5000
/home/ubuntu/legal_brief/Bryan_Mineo_v1_1.mp4 Starting Speech-to-Text conversion...
Video file detected: /home/ubuntu/legal_brief/Bryan_Mineo_v1_1.mp4, file size: 1082.75 MB File size exceeds limit, converting to audio (64kbps)... Audio file size (61.1MB) exceeds limit (5MB), downsampling audio file... Source audio bitrate: 64 kbps Audio file size: 61.15 MB, duration: 8014.5 seconds Splitting into 13 chunks (each ~616.5 seconds, max 5 MB)... Successfully split into 13 chunks Audio file split into 13 chunks for batch processing
Transcribing audio file:
/home/ubuntu/legal_brief/Bryan_Mineo_v1_1_converted_20260620_070706.mp3, file size: 61.15 MB Transcription may take some time depending on file size and audio length...

Chunk transcription progress: Starting batch transcription of 13 chunks... Transcribing chunk 1/13:
/home/ubuntu/legal_brief/.Bryan_Mineo_v1_1_converted_20260620_070706_chunks_20260620_071003/chunk_000.mp3 Chunk 1 completed (duration: 616.5s) Transcribing chunk 2/13:
/home/ubuntu/legal_brief/.Bryan_Mineo_v1_1_converted_20260620_070706_chunks_20260620_071003/chunk_001.mp3 Chunk 2 completed (duration: 616.5s) Transcribing chunk 3/13:
/home/ubuntu/legal_brief/.Bryan_Mineo_v1_1_converted_20260620_070706_chunks_20260620_071003/chunk_002.mp3 Chunk 3 completed (duration: 616.5s) Transcribing chunk 4/13:
/home/ubuntu/legal_brief/.Bryan_Mineo_v1_1_converted_20260620_070706_chunks_20260620_071003/chunk_003.mp3 Chunk 4 completed (duration: 616.5s) Transcribing chunk 5/13:
/home/ubuntu/legal_brief/.Bryan_Mineo_v1_1_converted_20260620_070706_chunks_20260620_071003/chunk_004.mp3 Chunk 5 completed (duration: 616.5s) Transcribing chunk 6/13:
/home/ubuntu/legal_brief/.Bryan_Mineo_v1_1_converted_20260620_070706_chunks_20260620_071003/chunk_005.mp3 Chunk 6 completed (duration: 616.5s) Transcribing chunk 7/13:
/home/ubuntu/legal_brief/.Bryan_Mineo_v1_1_converted_20260620_070706_chunks_20260620_071003/chunk_006.mp3 Chunk 7 completed (duration: 616.5s) Transcribing chunk 8/13:
/home/ubuntu/legal_brief/.Bryan_Mineo_v1_1_converted_20260620_070706_chunks_20260620_071003/chunk_007.mp3 Chunk 8 completed (duration: 616.5s) Transcribing chunk 9/13:
/home/ubuntu/legal_brief/.Bryan_Mineo_v1_1_converted_20260620_070706_chunks_20260620_071003/chunk_008.mp3 Chunk 9 completed (duration: 616.5s) Transcribing chunk 10/13:
/home/ubuntu/legal_brief/.Bryan_Mineo_v1_1_converted_20260620_070706_chunks_20260620_071003/chunk_009.mp3 Chunk 10 completed (duration: 616.5s) Transcribing chunk 11/13:
/home/ubuntu/legal_brief/.Bryan_Mineo_v1_1_converted_20260620_070706_chunks_20260620_071003/chunk_010.mp3 Chunk 11 completed (duration: 616.5s) Transcribing chunk 12/13:
/home/ubuntu/legal_brief/.Bryan_Mineo_v1_1_converted_20260620_070706_chunks_20260620_071003/chunk_011.mp3 Chunk 12 completed (duration: 616.5s) Transcribing chunk 13/13:
/home/ubuntu/legal_brief/.Bryan_Mineo_v1_1_converted_20260620_070706_chunks_20260620_071003/chunk_012.mp3 Chunk 13 completed (duration: 616.4s)

Snippet of transcribed content: [132:41.3 - 132:45.0] When I was asking them to come back home, not move away, there was no discussion between [132:45.0 - 132:46.7] us about leaving San Diego. [132:46.7 - 132:51.4] I got an email that she had taken the kids and left and came home to an empty house. [132:51.4 - 132:56.7] I wanted the kids to come back home to what their community is and always has been. [132:56.7 - 132:58.1] Okay.

[132:58.1 - 133:01.3] You live in an upstairs attic now, don't you? [133:01.3 - 133:02.3] No. [133:02.3 - 133:03.3] Okay. [133:03.3 - 133:08.3] I'm going to show you what I'm marking as exhibit number two. [133:08.3 - 133:11.9] I need to put money in my meter, so I'm going to have to step out and do that now. [133:11.9 - 133:13.2] We're going to request a break. [133:13.2 - 133:14.5] It's been over two hours. [133:14.8 - 133:17.7] Well, we started at 10.30. [133:17.7 - 133:18.7] Yeah. [133:18.7 - 133:19.7] And it's 12.48. [133:19.7 - 133:20.7] All right. [133:20.7 - 133:21.7] Five minutes? [133:21.7 - 133:22.7] I need 10 minutes. [133:22.7 - 133:24.2] My meter is three blocks away. [133:24.2 - 133:26.8] Well, before, let's go ahead and go off the record. [133:26.8 - 133:27.8] Okay. [133:27.8 - 133:28.8] Time is 12.48. [133:28.8 - 133:32.4] We're going to go to number four, which is meter number one. [133:32.4 - 133:34.1] How are you guys doing in terms of meters?
Timestamped segments truncated to fit terminal limit (5000 chars).

The video has been automatically converted to an audio file and saved at
/home/ubuntu/legal_brief/Bryan_Mineo_v1_1_converted_20260620_070706.mp3

Completed transcription, JSON saved to
/home/ubuntu/legal_brief/Bryan_Mineo_v1_1_converted_20260620_070706_transcriptio
n_20260620_071629.json Plain text transcription saved to
/home/ubuntu/legal_brief/Bryan_Mineo_v1_1_converted_20260620_070706_transcriptio
n_20260620_071629.txt

Segment 2 (Bryan_Mineo_v1_2.mp4)

Starting Speech-to-Text conversion... Video file detected:
/home/ubuntu/legal_brief/Bryan_Mineo_v1_2.mp4, file size: 1026.69 MB File size exceeds
limit, converting to audio (64kbps)... Converting video to audio (bitrate: 64k)... Audio
conversion completed. Saved to:
/home/ubuntu/legal_brief/Bryan_Mineo_v1_2_converted_20260620_072157.mp3 Audio
file size (58.0MB) exceeds limit (5MB), downsampling audio file... Source audio bitrate: 64
kbps Audio file size: 57.98 MB, duration: 7599.6 seconds Splitting into 12 chunks (each
~633.3 seconds, max 5 MB)... Successfully split into 12 chunks Audio file split into 12
chunks for batch processing Transcribing audio file:
/home/ubuntu/legal_brief/Bryan_Mineo_v1_2_converted_20260620_072157.mp3, file
size: 57.98 MB Transcription may take some time depending on file size and audio length...
Starting batch transcription of 12 chunks...

Transcribing chunk 1/12:
/home/ubuntu/legal_brief/.Bryan_Mineo_v1_2_converted_20260620_072157_chunks_202
60620_072443/chunk_000.mp3 Chunk 1 completed (duration: 633.3s)

Transcribing chunk 2/12:
/home/ubuntu/legal_brief/.Bryan_Mineo_v1_2_converted_20260620_072157_chunks_202
60620_072443/chunk_001.mp3 Chunk 2 completed (duration: 633.3s)

Transcribing chunk 3/12:
/home/ubuntu/legal_brief/.Bryan_Mineo_v1_2_converted_20260620_072157_chunks_202
60620_072443/chunk_002.mp3 Chunk 3 completed (duration: 633.3s)

Transcribing chunk 4/12:

/home/ubuntu/legal_brief/.Bryan_Mineo_v1_2_converted_20260620_072157_chunks_20260620_072443/chunk_003.mp3 Chunk 4 completed (duration: 633.3s)

Transcribing chunk 5/12:

/home/ubuntu/legal_brief/.Bryan_Mineo_v1_2_converted_20260620_072157_chunks_20260620_072443/chunk_004.mp3 Chunk 5 completed (duration: 633.3s)

Transcribing chunk 6/12:

/home/ubuntu/legal_brief/.Bryan_Mineo_v1_2_converted_20260620_072157_chunks_20260620_072443/chunk_005.mp3 Chunk 6 completed (duration: 633.3s)

Transcribing chunk 7/12:

/home/ubuntu/legal_brief/.Bryan_Mineo_v1_2_converted_20260620_072157_chunks_20260620_072443/chunk_006.mp3 Chunk 7 completed (duration: 633.3s)

Transcribing chunk 8/12:

/home/ubuntu/legal_brief/.Bryan_Mineo_v1_2_converted_20260620_072157_chunks_20260620_072443/chunk_007.mp3 Chunk 8 completed (duration: 633.3s)

Transcribing chunk 9/12:

/home/ubuntu/legal_brief/.Bryan_Mineo_v1_2_converted_20260620_072157_chunks_20260620_072443/chunk_008.mp3 Chunk 9 completed (duration: 633.3s)

Transcribing chunk 10/12:

/home/ubuntu/legal_brief/.Bryan_Mineo_v1_2_converted_20260620_072157_chunks_20260620_072443/chunk_009.mp3 Chunk 10 completed (duration: 633.3s)

Transcribing chunk 11/12:

/home/ubuntu/legal_brief/.Bryan_Mineo_v1_2_converted_20260620_072157_chunks_20260620_072443/chunk_010.mp3 Chunk 11 completed (duration: 633.3s)

Transcribing chunk 12/12:

/home/ubuntu/legal_brief/.Bryan_Mineo_v1_2_converted_20260620_072157_chunks_20260620_072443/chunk_011.mp3 Chunk 12 completed (duration: 633.2s)

All chunks transcribed successfully!

MERGED TRANSCRIPTION RESULT: Total Duration: 7599.3 seconds Language: english
Total Chunks: 12 Timestamped segments: [00:00.0 - 00:19.2] Mr. Meneo, before we took a break, we had discussed the urgent care visit of Sophia [00:19.2 - 00:20.6] in January of 2022. [00:20.6 - 00:22.6] Do you recall that? [00:22.6 - 00:23.6] Yes. [00:23.6 - 00:27.8] When she was at urgent care, you didn't go back where she was being treated, did you? [00:27.8 - 00:32.4] No, I didn't receive the name of the place before they were already there, so I wouldn't [00:32.4 - 00:33.4] have had time to go into the room. [00:33.4 - 00:35.4] They were already in there. [00:35.4 - 00:37.9] But you went to the urgent care at some point, right? [00:37.9 - 00:38.9] Correct. [00:38.9 - 00:42.0] And you didn't go back in the room where she was being treated once you got there, did [00:42.0 - 00:43.0] you? [00:43.0 - 00:44.0] They were just finishing up, yes. [00:44.0 - 00:47.3] But you didn't know

that because you didn't go in there, correct? [00:47.3 - 00:48.8] Didn't know what? [00:48.8 - 00:50.0] What they were doing back there. [00:50.0 - 00:54.9] Yeah, I talked to the front desk receptionist. [00:54.9 - 00:58.6] So did you ask them if you could go back and see your daughter when she was being treated? [00:58.6 - 01:00.4] I don't recall. [01:00.4 - 01:05.2] And you testified earlier that you weren't allowed inside their house, and that was in [01:05.2 - 01:11.1] reference to Sophia having a broken leg and laying on the couch. [01:11.1 - 01:13.0] Whose house were you talking about? [01:13.0 - 01:14.6] Courtney's house. [01:14.6 - 01:19.0] And did you ask during your visitation if you could enter and stay with her on that [01:19.0 - 01:21.6] couch where Sophia was laying? [01:21.6 - 01:22.6] No. [01:23.5 - 01:30.4] I'm going to show you what I'm marking as Exhibit No. 2. [01:30.4 - 01:45.2] For the record, it's a Request for Order FL-300. [01:45.2 - 01:55.1] If you turn to page 4 of this FL-300, is that your signature dated August 23rd of 2022? [01:55.1 - 01:56.4] Yes. [01:56.4 - 02:01.9] And this was filed on August 24th of 2022, correct? [02:01.9 - 02:04.3] You see that on the first page? [02:04.3 - 02:10.2] No, I don't see where that is. [02:10.2 - 02:12.2] Oh yes, I see that, yes. [02:12.2 - 02:13.2] Okay. [02:13.2 - 02:19.4] Page 2 at 2C as in Charles, I'm going to read this to you. [02:19.4 - 02:26.2] From our separation in April 2021 until the court's orders in August 2021, Petitioner [02:26.2 - 02:33.6] secluded our children from me with no basis over 600 miles away in Redding, California. [02:33.6 - 02:38.8] How did Ms. Clifford seclude the children from you as you declared? [02:38.8 - 02:42.9] She took them without my knowing. [02:42.9 - 02:46.1] When did you first know that she had taken the children? [02:46.1 - 02:49.6] On the date that I'm not sure about, the email that I mentioned before, whatever that [02:49.6 - 02:55.3] date was, April 26, 7, 8, somewhere in that range of 2021. [02:55.3 - 02:57.5] Did she seclude them from you? [02:57.5 - 02:58.8] Yes. [02:58.8 - 03:02.7] Her attorney said in writing that Brian's not to come here until we have an agreement [03:02.7 - 03:04.1] to court order. [03:04.1 - 03:06.1] But you knew where they were, right? [03:06.1 - 03:07.1] Yes. [03:07.1 - 03:08.1] And you knew where she was staying? [03:08.1 - 03:09.1] Yes. [03:10.1 - 03:14.4] Only because we asked for the address, but I'm not familiar with that area. [03:14.4 - 03:17.1] But it was given to you, right, the address? [03:17.1 - 03:21.3] So I'm asking you again then, how did she seclude them? [03:21.3 - 03:25.9] Well, up until that point, I had spent every day with my kids as she had as well. [03:25.9 - 03:28.8] So to take them away from me and I'm not going to be able to see them, that would be seclusion [03:28.8 - 03:31.6] in my definition of that. [03:31.6 - 03:32.6] Okay. [03:32.6 - 03:35.1] Did you write this to see? [03:35.1 - 03:36.1] Yes. [03:36.1 - 03:37.1] Okay. [03:38.1 - 03:42.1] And you said that she secluded them from you with no basis? [03:42.1 - 03:43.1] Yes. [03:43.1 - 03:44.1] Okay. [03:44.1 - 03:47.1] Why do you say that she had no basis? [03:47.1 - 03:50.1] Well, there was no basis for her to take the kids and leave. [03:50.1 - 03:57.1] It was meant to be a shock factor thing where I came home, I had no way of reacting. [03:57.1 - 03:59.1] Why do you say that? [03:59.1 - 04:02.1] Because once they're already up there in her custody, then began, she filed for divorce [04:02.1 - 04:04.1] as well at the same time. [04:04.1 - 04:06.1] So at that point, it was between the two attorneys. [04:06.1 - 04:10.1] We had no chance for the two of us to discuss this before she took the kids and left. [04:10.1 - 04:16.1] So you're saying that leading up to her leaving with the children, you had no indication that [04:16.1 - 04:18.1] she might leave with the children? [04:18.1 - 04:20.1] Zero. [04:20.1 - 04:23.1] You know that she made allegations about you abusing her, correct? [04:23.1 - 04:25.1] No, I don't recall that. [04:25.1 - 04:28.1] Like threatening her with your guns and stuff like

that? [04:28.1 - 04:29.1] Do you remember that? [04:29.1 - 04:31.1] I don't remember any allegations like that. [04:31.1 - 04:33.1] Do you still have your guns? [04:33.1 - 04:34.1] No. [04:34.1 - 04:36.1] When did you get rid of them? [04:36.1 - 04:41.1] Within one week of the start of the hearing in early May, I put them into a federal firearm [04:41.1 - 04:45.1] facility and I've been paying a storage fee since. [04:45.1 - 04:48.1] And they were our guns. [04:48.1 - 04:51.1] So they were purchased during marriage, weren't they? [04:51.1 - 04:52.1] Yes. [04:52.1 - 04:58.1] And you don't recall Ms. Clifford indicating that you had threatened her with any of those guns? [04:58.1 - 04:59.1] No. [04:59.1 - 05:01.1] No. Okay. [05:04.1 - 05:10.1] Did you think that your marriage prior to when you first realized that Ms. Clifford had left Redding [05:10.1 - 05:13.1] with your children was going well? [05:13.1 - 05:14.1] No. [05:14.1 - 05:16.1] Why do you say that? [05:16.1 - 05:18.1] Because it was not going well. [05:18.1 - 05:19.1] Why? [05:19.1 - 05:22.1] For the many reasons that marriages don't go well. [05:22.1 - 05:25.1] We accidentally... [05:25.1 - 05:29.1] We got pregnant in an afternoon chair for a very short amount of time and had very different beliefs [05:29.1 - 05:32.1] and we learned that quickly after the fact. [05:32.1 - 05:35.1] And slowly it got worse and worse as far as who we are as people. [05:35.1 - 05:38.1] We're very different and weren't accepted by the other. [05:38.1 - 05:44.1] But you testified earlier that you couldn't even make decisions related to your daughter's leg injury [05:44.1 - 05:47.1] without having her take the lead. [05:47.1 - 05:49.1] And I'm paraphrasing your testimony. [05:49.1 - 05:51.1] Yes, I did not say that. [05:51.1 - 05:54.1] So you agree with her co-parenting decisions? [05:54.1 - 05:56.1] Not all of them, no. [05:56.1 - 06:00.1] But the ones you've testified about so far, you do agree with those, right? [06:00.1 - 06:04.1] Can you state which ones specifically so I know what I'm saying yes to? [06:04.1 - 06:06.1] Taking your daughter to urgent care. [06:06.1 - 06:09.1] That one we agreed to together, yes. [06:09.1 - 06:15.1] You not exercising court-ordered visitation so that she could do breastfeeding? [06:15.1 - 06:17.1] What's the question? [06:17.1 - 06:18.1] That was another example. [06:18.1 - 06:22.1] You agreed with that because you allowed her to breastfeed, right? [06:22.1 - 06:24.1] In the best interest of our son, yes. [06:24.1 - 06:26.1] Okay. [06:26.1 - 06:30.1] And then let's see, sleeping with your kids in the same bed? [06:30.1 - 06:31.1] Yeah, she started that. [06:31.1 - 06:34.1] The kids were suffocated to sleep on her own for well over a year. [06:34.1 - 06:37.1] And then when she took them, she had them in the bed since. [06:37.1 - 06:40.1] So that was what they were used to then moving forward. [06:40.1 - 06:45.1] Are the mattresses that you put on the floor in your current residence, are those from the crib? [06:45.1 - 06:46.1] Yes. [06:46.1 - 06:48.1] They're crib mattresses? [06:48.1 - 06:49.1] Yes. [06:49.1 - 06:50.1] How long are they? [06:50.1 - 06:51.1] I don't know. [06:51.1 - 06:52.1] Have you measured them? [06:52.1 - 06:53.1] No. [06:53.1 - 06:59.1] So if you haven't measured your children's height and you haven't measured the height of those [06:59.1 - 07:03.1] or the length of those mattresses, how do you know that they're going to fit? [07:03.1 - 07:05.1] Well, they're sleeping in bed with me right now. [07:05.1 - 07:09.1] And if they don't fit, I'll upgrade them to a bed that's bigger for them. [07:09.1 - 07:11.1] Can you afford that? [07:11.1 - 07:13.1] I will make it happen, yes. [07:13.1 - 07:15.1] Okay. [07:16.1 - 07:22.1] After you separated from Ms. Clifford on or about April 20th of 2021, [07:22.1 - 07:26.1] you traveled outside of San Diego County, right? [07:26.1 - 07:28.1] I don't recall. [07:28.1 - 07:29.1] You don't? [07:29.1 - 07:31.1] No, I don't recall. [07:31.1 - 07:34.1] Well, let's see. [07:34.1 - 07:38.1] Last year you participated in the Swim the Avenues race in Redondo Beach. [07:38.1 -

07:39.1] Yes. [07:39.1 - 07:42.1] So that would be one time you traveled, right? [07:42.1 - 07:44.1] So that would be one time you traveled, right? [07:44.1 - 07:46.1] But that was several months after. [07:46.1 - 07:47.1] Right. [07:47.1 - 07:51.1] But I'm asking you at any time after April 28th of 2021, [07:51.1 - 07:53.1] you traveled outside of San Diego County? [07:53.1 - 07:54.1] Yes. [07:54.1 - 07:55.1] Okay. [07:55.1 - 07:58.1] But never to Redding up until there was court-ordered visitation? [07:58.1 - 07:59.1] Correct. [07:59.1 - 08:04.1] How many times did you travel outside of San Diego between April 28th of 2021 [08:04.1 - 08:08.1] and your court-ordered visitation in August of 2021? [08:08.1 - 08:10.1] I don't recall. [08:10.1 - 08:13.1] Well, you made several trips for the charity, right? [08:13.1 - 08:16.1] I don't recall which trips those were. [08:16.1 - 08:19.1] So did you make any trips to L.A. County during that time period? [08:19.1 - 08:21.1] Probably at least one, yes. [08:21.1 - 08:22.1] Just one? [08:22.1 - 08:25.1] I don't recall. [08:25.1 - 08:29.1] So can you give me an idea how we would best refresh your recollection [08:29.1 - 08:30.1] if you can't recall these things? [08:30.1 - 08:34.1] What would you look at if you were me to determine your whereabouts? [08:34.1 - 08:37.1] I'd have to look back at photos and look at my calendar [08:37.1 - 08:40.1] to see when I had done those half-day trips on Saturdays. [08:40.1 - 08:43.1] So you keep a calendar that shows your whereabouts [08:43.1 - 08:45.1] when you travel out of the County of San Diego? [08:45.1 - 08:48.1] Well, I have my own personal calendar that shows my schedule for each day. [08:48.1 - 08:49.1] Okay. [08:49.1 - 08:52.1] And that would have your whereabouts, correct, your travel? [08:52.1 - 08:55.1] If it's somewhere else, it would say where it is, yes. [08:55.1 - 08:57.1] Good. [08:57.1 - 08:59.1] And you kept that during that time period, right, [08:59.1 - 09:02.1] April of 2021 to August of 2021? [09:02.1 - 09:05.1] I believe so. [09:24.1 - 09:29.1] Take a look at referring back to Exhibit No. 2. [09:29.1 - 09:31.1] You go on to declare, quote, [09:31.1 - 09:37.1] they are now of age and capacity that they should spend time with me [09:37.1 - 09:39.1] in our home community. [09:39.1 - 09:40.1] Do you see that? [09:40.1 - 09:43.1] Yes. [09:43.1 - 09:46.1] So what does that mean, they are now of age? [09:46.1 - 09:48.1] Well, they're old enough for me to have them on my own [09:48.1 - 09:52.1] for certain amounts of time. [09:52.1 - 09:55.1] So before they weren't? [09:55.1 - 09:59.1] When River was younger, no, it wouldn't have been practical [09:59.1 - 10:01.1] because he was breastfeeding full time. [10:01.1 - 10:05.1] But you just said you went ex parte to have them return to San Diego, [10:05.1 - 10:06.1] didn't you? [10:06.1 - 10:09.1] To have everyone return to San Diego, herself included. [10:09.1 - 10:13.1] Oh, so you wanted the court to order Ms. Clifford to return from Reading? [10:13.1 - 10:16.1] I wanted everyone to come back home, yes. [10:16.1 - 10:19.1] Okay. [10:19.1 - 10:22.1] And at what point do you believe that the kids became old enough [10:22.1 - 10:25.1] to spend time with you in San Diego? [10:25.1 - 10:28.1] I'm not sure exactly. [10:28.1 - 10:33.1] Well, you've been making that request since when? [10:33.3 - 10:34.3] August of 21. [10:34.3 - 10:39.1] August of 21, so you thought at that time that they were old enough? [10:39.1 - 10:41.6] To be with me without, like on their own, yes. [10:41.6 - 10:44.4] No, to be with you on their own in San Diego. [10:44.4 - 10:45.4] Yes. [10:45.4 - 10:47.4] That's where their home was. [10:47.4 - 10:50.9] I had their home still, so they would be in their home that they knew very well. [10:50.9 - 10:53.4] So I thought it was very appropriate and they were ready for that, yes. [10:53.4 - 10:56.0] Well their home is now in Scottsdale, isn't it? [10:56.0 - 10:59.0] But at that point, which what you're asking me, they didn't have a home in Scottsdale. [10:59.0 - 11:01.4] Scottsdale wasn't in the picture for my knowing. [11:01.4 -

11:05.8] So they had only known this single home in Carlsbad that I maintained, so that when they [11:05.8 - 11:08.9] would come home, hoping they would, working, fighting for them to come home, it'd be the [11:08.9 - 11:09.9] same as when they got home. [11:09.9 - 11:13.1] And so I rebuilt the bedroom to look very similar to the way it was before. [11:13.1 - 11:15.4] So yes, they were ready to be in that space again. [11:15.4 - 11:19.8] It would have been no different, very little difference in decor from what it was before [11:19.8 - 11:22.7] so they could be in their home that that's all they knew at that point. [11:22.7 - 11:28.0] Not a place they'd been a number of days, 600 miles north in Reading. [11:28.0 - 11:30.7] But now their home is in Scottsdale, isn't it? [11:31.4 - 11:32.4] Okay. [11:32.4 - 11:36.9] And so you think it's best to have them come stay with you in San Diego? [11:36.9 - 11:37.9] Yes. [11:37.9 - 11:38.9] Okay. [11:38.9 - 11:43.6] Well one of the reasons you gave before our break about why you had to pay so much for [11:43.6 - 11:48.1] accommodations in the Scottsdale area is that you wanted to be close to Miss Clifford. [11:48.1 - 11:49.1] Remember that? [11:49.1 - 11:51.4] You thought it was in their best interest? [11:51.4 - 11:55.6] At that earlier age, different time period, yes. [11:55.6 - 12:00.7] Well, at that earlier age, this just got changed last month on the 31st, didn't it? [12:00.7 - 12:01.7] Correct. [12:01.7 - 12:03.7] A lot of them are six-month temporary custody orders. [12:03.7 - 12:07.9] That's a long period of time for a child that's under five years old. [12:07.9 - 12:12.0] So you're saying that in the past when you declared that you wanted to have visits in [12:12.0 - 12:18.9] San Diego that, what, they didn't need to be close to her then? [12:18.9 - 12:22.6] They were ready to be with me at any point with the opportunity or option of her being [12:22.6 - 12:24.2] present in San Diego during my visits. [12:24.2 - 12:25.6] I've never been opposed to that. [12:25.6 - 12:27.5] I'm still not opposed to that. [12:27.5 - 12:32.4] But when it came time for you to visit in Phoenix and you had to decide on cost because [12:32.4 - 12:38.1] you've testified that that was one of the reasons why you didn't exercise all your visitation, [12:38.1 - 12:41.8] you thought then that you had to stay at the Scottsdale Lynx because it was close to Miss [12:41.8 - 12:42.8] Clifford? [12:42.8 - 12:43.8] Correct. [12:43.8 - 12:47.7] I made that decision at the first visit, which would have been October of 21, and I maintained [12:47.7 - 12:51.8] that for consistency, as I mentioned before, so they would come to know at least consistency [12:51.8 - 12:55.6] in Father's life, both of my time and my environment. [12:55.6 - 12:57.4] So I wanted them to see this is Dada's home. [12:57.4 - 12:59.0] Whether it's temporary in my eyes, they don't know that. [12:59.0 - 13:01.2] They know that this is what Dada's home is. [13:01.2 - 13:04.2] So I maintained that because I think it's very important for them to see me in a stable [13:04.2 - 13:07.1] role in their lives. [13:07.1 - 13:11.8] And do you think that not seeing them 100% of the time casts you in a stable role in [13:11.8 - 13:12.8] their lives? [13:12.8 - 13:14.8] I'm still a stable role in their lives, yes. [13:14.8 - 13:19.8] Do they ever ask, where's Dad, or something like that, when you don't show up for an ordered [13:19.8 - 13:20.8] visit? [13:20.8 - 13:22.4] I don't show up without her knowing. [13:22.4 - 13:25.0] She's always knowing when I will be there or not. [13:25.0 - 13:29.6] So you think that that makes it okay if she, being Miss Clifford, knows that you're not [13:29.6 - 13:31.2] going to show up? [13:31.2 - 13:32.2] I think it's okay. [13:32.2 - 13:33.2] I'm very consistent. [13:33.2 - 13:34.6] I see them at least once every month. [13:34.6 - 13:35.6] Really? [13:35.6 - 13:38.7] Yes, except for the month of April when she had a restraining order and I wasn't able [13:38.7 - 13:42.9] to go, or otherwise I would have defied the order and I could have been taken to jail. [13:42.9 - 13:47.0] So, oh, but you don't want to talk

about any of that, right? [13:47.0 - 13:48.0] You want to invoke the fifth? [13:48.6 - 13:52.1] I don't want to talk about that, but I am consistent in their lives, yes. [13:52.1 - 13:55.6] You want to talk about it when it's an excuse why you haven't had a visitation. [13:55.6 - 13:56.6] I have no excuses. [13:56.6 - 13:58.5] I'm a great father and I'm very consistent in their lives. [13:58.5 - 13:59.5] I know you're saying that. [13:59.5 - 14:00.5] I'm here right now. [14:00.5 - 14:01.5] You're interrupting me. [14:01.5 - 14:03.6] I know I am, because you're making no sense. [14:03.6 - 14:06.3] But anyway, I'll ask you the next question, because that's why we're here. [14:06.3 - 14:08.2] I'd like to finish what I was saying, actually. [14:08.2 - 14:10.1] You can finish later. [14:10.1 - 14:12.1] So let's ask you another question. [14:12.1 - 14:15.0] When you go back, is there anything over there? [14:15.0 - 14:16.0] Do you see ghosts? [14:16.0 - 14:17.0] Okay, I look around sometimes. [14:18.0 - 14:20.7] Actually, why don't you tell me what kind of body postures I can do throughout the rest [14:20.7 - 14:21.7] of the day? [14:21.7 - 14:22.7] Did you take your meds today? [14:22.7 - 14:23.7] No. [14:23.7 - 14:24.7] Thanks so much. [14:24.7 - 14:25.7] That's really helpful. [14:25.7 - 14:26.7] Did you have a drink at lunch? [14:26.7 - 14:27.7] No. [14:27.7 - 14:28.7] Okay. [14:28.7 - 14:30.7] Is there alcohol in that container? [14:30.7 - 14:31.7] No. [14:31.7 - 14:32.7] Okay. [14:32.7 - 14:34.9] Because you seem like you're out of sorts. [14:34.9 - 14:36.7] It seems like you're out of sorts, but okay. [14:36.7 - 14:38.5] Your judge of character is interesting. [14:38.5 - 14:39.5] All right. [14:39.5 - 14:41.6] Let me know if you need time to comport yourself. [14:41.6 - 14:45.7] You're getting really angry here and it's getting concerning, but I'll go on. [14:45.7 - 14:46.7] I don't see anger. [14:47.5 - 14:48.5] Okay. [14:48.5 - 14:49.5] Of course you don't. [14:49.5 - 14:53.9] So now when you go back to Phoenix to have visits, Scottsdale, then you don't have to [14:53.9 - 15:00.4] stay at that resort because the whole issue about being close to mother really isn't an [15:00.4 - 15:01.4] issue anymore, is it? [15:01.4 - 15:05.0] Because they're going to be here in San Diego with you for one of the visits. [15:05.0 - 15:06.0] Correct. [15:06.0 - 15:07.6] I stay there because of consistency. [15:07.6 - 15:12.1] And after this recent hearing on October 31, I get to have a visit between now and then. [15:12.1 - 15:15.4] I'm considering looking for a cheaper place because now I have overnights and I don't have [15:15.4 - 15:17.3] to be transporting them back and forth. [15:17.3 - 15:21.4] So now it's more practical and less time in the car for the kids that before wouldn't [15:21.4 - 15:23.6] have been helpful for our time together. [15:23.6 - 15:27.6] So now, yes, I will be looking for places less expensive in a different area, perhaps [15:27.6 - 15:28.6] outside of Scottsdale. [15:28.6 - 15:33.2] Well, your mother's given you a lot of money over the last year that are labeled as gifts [15:33.2 - 15:35.1] for the children, right? [15:35.1 - 15:36.7] It's deposited right into your bank account. [15:36.7 - 15:37.7] Yes. [15:37.7 - 15:41.8] I don't know what qualifies a lot of money, but less than \$5,000. [15:41.8 - 15:43.9] And so you use that for the hotel room? [15:43.9 - 15:45.3] Yes, I have. [15:45.3 - 15:50.1] And the hotel room is actually paid for by your father, isn't it? [15:50.1 - 15:51.1] No. [15:51.1 - 15:55.0] And your father has paid for that hotel room in Scottsdale in the past, hasn't he? [15:55.0 - 15:56.5] He's paid for it, I believe, once. [15:56.5 - 15:58.1] And your mother has too, hasn't she? [15:58.1 - 16:00.7] I believe she has once when they're present. [16:00.7 - 16:01.7] Okay. [16:01.7 - 16:05.6] And all of your legal fees are being paid for by your father, right? [16:05.6 - 16:07.2] It's a loan. [16:07.2 - 16:08.2] Right? [16:08.2 - 16:10.2] Yes, it's a loan. [16:10.2 - 16:11.2] Okay. [16:11.2 - 16:14.6] So you haven't paid for any of the legal fees to Mr. Mattoni's office, have you? [16:14.6 - 16:16.1] I have not. [16:16.1 - 16:19.9] But you declared that you did on

your income and expense declaration, didn't you? [16:19.9 - 16:21.6] I don't recall. [16:21.6 - 16:22.6] Okay. [16:22.6 - 16:24.6] You recall you signed that under penalty of perjury. [16:24.6 - 16:25.6] Yes. [16:25.6 - 16:26.6] Do you recall that? [16:26.6 - 16:27.6] Okay. [16:27.6 - 16:31.7] So to be clear where we are now, your dad paid for all your expenses, legal expenses [16:31.7 - 16:33.7] in Arizona, yes? [16:33.7 - 16:34.7] Yes. [16:34.7 - 16:35.7] Okay. [16:35.7 - 16:37.7] And to Mr. Mattoni's office, right? [16:37.7 - 16:39.8] No, that's a loan. [16:39.8 - 16:41.5] Which one? [16:41.5 - 16:42.5] The one I just said. [16:42.5 - 16:45.9] The one that you're asking about for California law for Mr. Mattoni. [16:45.9 - 16:48.4] Oh, so the one in Arizona wasn't a loan? [16:48.4 - 16:50.7] I don't recall. [16:50.7 - 16:52.9] I thought you said it was before the break. [16:52.9 - 16:53.9] I'm not asking you. [16:53.9 - 16:54.9] I thought you said it was a loan before the break. [16:54.9 - 16:55.9] Objection asked and answered. [16:55.9 - 16:57.8] You asked that question earlier already in this deposition. [16:57.8 - 16:58.8] I did. [16:58.8 - 16:59.8] I'm asking it again. [16:59.8 - 17:00.8] He stated it was a loan without documentation. [17:00.8 - 17:01.8] That's been asked and answered. [17:01.8 - 17:02.8] Okay. [17:02.8 - 17:04.1] Do not answer the question, Brian. [17:04.1 - 17:05.4] Mark the transcript. [17:05.4 - 17:06.4] Let me ask you again. [17:06.4 - 17:14.0] The \$37,500 paid to your attorney in Arizona, who paid that? [17:14.0 - 17:15.3] I'm not going to answer that then. [17:15.3 - 17:16.3] Why? [17:16.3 - 17:17.3] I don't recall what I said. [17:17.3 - 17:18.5] I'm not going to be used. [17:18.5 - 17:21.8] My word's being twisted one way or the other, so I don't recall. [17:21.8 - 17:22.8] Okay. [17:22.8 - 17:25.5] So you won't answer my question if you think that it might be used against you? [17:25.5 - 17:28.4] Well, I know all of this potentially used against me, because you did this before in [17:28.4 - 17:30.4] the first deposition, so yes. [17:30.4 - 17:32.5] So you won't answer my question? [17:32.5 - 17:34.2] I'm not answering that question. [17:34.2 - 17:35.2] Mark the transcript. [17:35.9 - 17:36.9] Good. [17:36.9 - 17:37.9] Okay. [17:37.9 - 17:48.6] So, now you requested for this most recent hearing on October 31 that all of the visits [17:48.6 - 17:51.1] that you have be in San Diego, correct? [17:51.1 - 17:52.1] Yes. [17:52.1 - 17:54.5] And the court only ordered one, right? [17:54.5 - 17:55.5] Yes. [17:55.5 - 18:00.2] We asked for, as I said before, ideally we'd like both, but we're open to the idea of doing [18:00.2 - 18:01.7] one each. [18:01.7 - 18:02.8] Okay. [18:02.8 - 18:05.6] And so where are these visits going to occur in San Diego? [18:05.6 - 18:10.4] At my house that we've already looked at photos of, the same address, the same place. [18:10.4 - 18:11.6] Okay. [18:11.6 - 18:20.7] And so, during your visit, is anyone going to help you? [18:20.7 - 18:21.7] I'm not sure. [18:21.7 - 18:23.9] My parents might be here for some visits, but this first visit my parents will not be [18:23.9 - 18:24.9] here. [18:24.9 - 18:25.9] Okay. [18:25.9 - 18:28.4] They might be here for some visits? [18:28.4 - 18:32.1] Yeah, as they tend to do when they visit their son, and they like to see their grandchildren. [18:32.3 - 18:34.1] Well, they live in Maine, right? [18:34.1 - 18:35.1] They do. [18:35.1 - 18:36.1] So, they don't get to see them often enough. [18:36.1 - 18:40.7] So, the more they can come, the better for both myself and for the kids, for our relationships. [18:40.7 - 18:45.3] Well, that's because your mom cares for them when she's in town, isn't it? [18:45.3 - 18:46.8] Not at all, actually. [18:46.8 - 18:49.8] She didn't care for them when she was in town at Scottsdale Links? [18:49.8 - 18:54.1] No, she was there and she helped, but I did all of the duties of a father. [18:54.1 - 18:55.7] Did you potty train your children? [18:55.7 - 18:59.7] No, that's been corny because she's had them full time. [18:59.7 - 19:01.2] Is River potty trained? [19:01.3 - 19:04.3] He is, and I've reinforced each of the

things that she's been working on each of my visits. [19:04.3 - 19:07.4] So, I've been helping with the potty training when I'm with them, but I have no way of helping [19:07.4 - 19:09.5] them when I'm not with them. [19:09.5 - 19:12.4] Do they have any special equipment to potty train? [19:12.4 - 19:14.8] There's been different things throughout different time periods. [19:14.8 - 19:16.4] We've had a couple different types of potties. [19:16.4 - 19:19.5] So, yes, I've had different underwear for Sophia as well. [19:19.5 - 19:23.2] I've followed her protocol the entire time that we've talked about what's best for them, [19:23.2 - 19:27.1] and believing what she's saying and doing the same thing. [19:27.1 - 19:28.1] You don't know yourself? [19:28.1 - 19:29.9] You don't have an independent thought on that? [19:29.9 - 19:31.3] I do have an independent thought on that. [19:31.3 - 19:36.4] So, when you would come to visit in Scottsdale, you would bring the potty seat or the little [19:36.4 - 19:37.4] potty toilet? [19:37.4 - 19:38.4] Yes. [19:38.4 - 19:39.4] Really? [19:39.4 - 19:40.4] You'd bring that from San Diego? [19:40.4 - 19:41.4] Yes. [19:41.4 - 19:43.1] I bring a car full of things. [19:43.1 - 19:47.9] Two car seats, rocking horses, beanbag chair, all of their toys. [19:47.9 - 19:50.9] My car is packed to the brim every single trip. [19:50.9 - 19:55.1] But those are the toys that you wouldn't take from their hand at the end of the exchange? [19:55.1 - 20:00.1] I've not taken toys from their hand at the end of the exchange. [20:00.1 - 20:02.1] Okay. [20:02.1 - 20:08.1] Now, you also requested an equal share of the holidays, right? [20:08.1 - 20:09.1] Yes. [20:09.1 - 20:11.1] What does that mean? [20:11.1 - 20:14.1] Alternating holidays, as the order is right now. [20:14.1 - 20:17.1] Odd years, it's one, and even years, it's the other. [20:17.1 - 20:19.1] So, you wanted the same thing? [20:19.1 - 20:21.1] Same thing as what? [20:21.1 - 20:23.1] You said that's the order right now, right? [20:23.1 - 20:27.1] Yes, I think I asked for that and for extended time in the summer. [20:27.1 - 20:29.1] Okay. [20:29.1 - 20:34.1] So, you wanted all spring bricks, right? [20:34.1 - 20:36.1] I don't recall. [20:36.1 - 20:39.1] You don't recall your own request for order? [20:39.1 - 20:42.1] I don't recall that exact detail, no. [20:42.1 - 20:44.1] Did you write that, or did someone else write it? [20:44.1 - 20:45.1] Yes. [20:45.1 - 20:48.1] Do you believe that you wrote that you requested all spring bricks? [20:48.1 - 20:52.1] Yes, I think I did ask for that, knowing that they would be in Mother's community more often [20:52.1 - 20:55.1] Well, what spring brick? They don't go to school, right? [20:55.1 - 20:58.1] In the future, it would be that, for a long-term order. [20:58.1 - 21:01.1] So, you wanted this for a future order, when they go to school? [21:01.1 - 21:06.1] Well, I'm hoping to finish this and have a long-term order that would be in place for multiple years. [21:06.6 - 21:08.4] You wanted that now? [21:08.4 - 21:09.9] Ideally, yes. [21:09.9 - 21:12.8] Okay, and then you said up to eight weeks in the summer? [21:12.8 - 21:13.8] Yes. [21:13.8 - 21:16.4] With alternating two-week increments? [21:16.4 - 21:18.0] Yes. [21:18.0 - 21:19.8] You think that's a good idea? [21:19.8 - 21:21.1] Yes. [21:21.1 - 21:24.0] So they would be two weeks away from their mother? [21:24.0 - 21:26.9] She can be present if she'd like, I'm not opposed to that. [21:26.9 - 21:28.3] Where, in your house? [21:28.3 - 21:30.8] In San Diego, she has family members here. [21:30.8 - 21:32.9] So she can come to San Diego for two weeks [21:32.9 - 21:35.7] while you watch the kids? [21:35.7 - 21:37.3] That's what I do when I go to Scottsdale. [21:37.3 - 21:39.5] I don't have any people there and I go and pay for a hotel. [21:39.5 - 21:41.7] So why couldn't you do the same? [21:41.7 - 21:44.2] Oh, so like, good for the goose, [21:44.2 - 21:45.5] good for the gander argument? [21:45.5 - 21:46.3] Is that it? [21:46.3 - 21:47.6] I'm not familiar with that term. [21:47.6 - 21:48.8] Probably not. [21:48.8 - 21:49.7] Okay. [21:49.7

- 21:50.8] I just said I'm not. [21:50.8 - 21:51.7] I know. [21:51.7 - 21:54.9] Seems to be pretty consistent. [21:56.2 - 21:57.5] So alternating two weeks, [21:57.5 - 21:59.1] do you think that's a good idea then? [21:59.1 - 21:60.0] That they would be two weeks? [21:60.0 - 22:01.4] Let's say that she couldn't go out there [22:01.4 - 22:03.2] because she had to get a job [22:03.2 - 22:06.9] because you requested a Gavron warning. [22:06.9 - 22:10.0] You think if they were out there for two weeks with you, [22:10.0 - 22:11.5] that that would be good for them? [22:11.5 - 22:12.4] Yes. [22:12.4 - 22:14.0] You could handle that? [22:14.0 - 22:15.0] Yes. [22:15.0 - 22:17.0] So you wouldn't work for two weeks, right? [22:17.0 - 22:18.3] I'm already missing two weeks of work [22:18.3 - 22:19.8] and I'm with every month anyways, [22:19.8 - 22:21.4] up to two weeks because of my travel time [22:21.4 - 22:23.6] and the time I'm with them. [22:23.6 - 22:25.9] Because your travel time to the Cayman Islands? [22:25.9 - 22:27.6] No, that's for work. [22:27.6 - 22:28.5] Oh. [22:29.6 - 22:30.7] Okay. [22:30.7 - 22:34.6] So you think it's in their best interest then [22:34.6 - 22:35.4] that they would be with you [22:35.4 - 22:37.5] for two weeks at a time right now [22:37.5 - 22:38.8] without Courtney being present? [22:38.8 - 22:40.5] That's not what we said. [22:40.5 - 22:41.5] I'm asking you. [22:41.5 - 22:43.0] I'm not asking you what we said. [22:43.0 - 22:43.9] I didn't say no. [22:43.9 - 22:44.9] You're misquoting it. [22:44.9 - 22:45.8] It's not for right now. [22:45.8 - 22:46.6] I'm asking you now. [22:46.6 - 22:48.1] Do you think that if right now [22:48.1 - 22:51.5] they were two weeks here away from Ms. Clifford, [22:51.5 - 22:53.8] you think that'd be in their best interest? [22:53.8 - 22:55.4] That's not what I'm asking for. [22:55.4 - 22:57.8] That's not what I'm asking you. [22:57.8 - 22:59.0] Right now, if the court said [22:59.0 - 23:01.0] you can have alternating two weeks [23:01.0 - 23:03.1] where they'd be in San Diego with you [23:03.1 - 23:04.4] and Ms. Clifford wouldn't be there, [23:04.4 - 23:06.1] you think that's in their best interest? [23:06.1 - 23:08.6] I can handle it perfectly well, yes. [23:08.6 - 23:11.2] So you think that's in their best interest? [23:11.2 - 23:12.2] It's not one of the options. [23:12.2 - 23:13.1] I'm not asking for that. [23:13.1 - 23:15.6] So it's not a yes or no question that simply. [23:15.6 - 23:17.0] Sorry. [23:17.0 - 23:17.8] Okay. [23:17.8 - 23:20.1] Well, let me ask it again until you can give me an answer. [23:20.1 - 23:21.8] If the court were to make an order right now [23:21.8 - 23:24.8] that the kids could be here two weeks at a time with you [23:24.8 - 23:26.6] and Ms. Clifford would not be here, [23:26.6 - 23:29.3] do you think that would be in their best interest? [23:29.3 - 23:31.2] If that's what the court orders, yes. [23:31.2 - 23:32.8] So whatever the court orders you believe [23:32.8 - 23:34.0] is in their best interest? [23:34.0 - 23:35.8] I'd like to think so. [23:35.8 - 23:36.7] Okay. [23:36.7 - 23:38.1] So the other orders that the court made, [23:38.1 - 23:40.0] you believe that those were in the best interest? [23:40.0 - 23:41.3] I'd like to think so. [23:41.3 - 23:42.1] Okay. [23:42.1 - 23:45.2] And right now that you only have one visit per month [23:45.2 - 23:48.0] in San Diego, then that means it's in their best interest? [23:48.0 - 23:49.9] That's what the judge has ruled, yes. [23:49.9 - 23:51.8] I'm believing that's what he thinks is the best interest. [23:51.8 - 23:52.7] Okay. [23:52.7 - 23:54.6] And that's why you didn't try to go see them in Reading [23:54.6 - 23:56.8] before August of 2021? [23:56.8 - 23:59.9] That's irrelevant, it's not the same circumstances. [23:59.9 - 24:02.3] Oh, so that's irrelevant? [24:02.3 - 24:03.5] They're two different circumstances. [24:03.5 - 24:05.3] There wasn't a judge involved at that point. [24:05.3 - 24:08.5] Oh, but you followed the order of her then attorney? [24:08.5 - 24:09.4] Correct. [24:09.4 - 24:10.3] Oh, okay. [24:12.0 - 24:15.3] So up to eight weeks of summer, [24:15.3 - 24:17.9] they don't have

summer school, do they? [24:17.9 - 24:18.8] No. [24:18.8 - 24:19.6] They don't have any summer break [24:19.6 - 24:20.9] because they're not in school? [24:20.9 - 24:21.8] Correct. [24:21.8 - 24:24.7] Do you think they should be in school, like preschool? [24:24.7 - 24:26.4] I'd like them to be in preschool soon, yes. [24:26.4 - 24:27.2] Okay. [24:27.2 - 24:29.3] So if Ms. Clifford enrolls them in preschool next week, [24:29.3 - 24:31.2] you don't have a problem with that? [24:31.2 - 24:33.3] We'd have to discuss it and decide together. [24:33.3 - 24:35.5] Well, you said you'd like them to be in preschool, right? [24:35.5 - 24:36.4] Correct. [24:36.4 - 24:38.0] Okay, so what do you wanna discuss? [24:38.0 - 24:39.9] What preschool, what the curriculum is. [24:39.9 - 24:41.3] I'd like to find out who the teachers are, [24:41.3 - 24:43.4] what their history is, how many kids, [24:43.4 - 24:45.2] the safety of the place, where it is, [24:45.2 - 24:48.2] how often, the cost, some of those things. [24:48.2 - 24:49.4] Okay, have you done that already [24:49.4 - 24:51.2] for their time here in San Diego? [24:51.2 - 24:52.5] Should I price out preschool? [24:52.5 - 24:53.3] Yeah. [24:53.3 - 24:54.6] I wouldn't have the ability to have preschool here [24:54.6 - 24:57.2] in a short three to four day stay. [24:57.2 - 24:58.1] Really? [24:58.1 - 24:59.3] I'll be with them 24-7. [25:00.5 - 25:01.4] Really? [25:01.4 - 25:02.7] Yes. [25:02.7 - 25:04.9] So when they visit with you in San Diego [25:04.9 - 25:07.0] during your current court-ordered visitation, [25:07.0 - 25:09.4] you'll be with them 24 hours a day? [25:09.4 - 25:11.7] I'll be with them the entire time they're here, yes. [25:11.7 - 25:12.6] Okay. [25:12.6 - 25:15.4] And will Emily be helping you caretake the children? [25:15.4 - 25:17.1] That's not the plan, no. [25:17.1 - 25:19.2] Okay, do you have any plan? [25:19.2 - 25:20.0] For what? [25:20.0 - 25:21.5] For caring for your children this coming weekend? [25:21.5 - 25:23.2] I will continue to do so as I have [25:23.2 - 25:24.3] all my business in Arizona. [25:24.3 - 25:26.4] Same thing, me, I've done everything. [25:26.4 - 25:28.5] It's me doing transfers, me doing all the feeding, [25:28.5 - 25:31.4] the schedule, I'll continue to be doing the same thing. [25:31.4 - 25:32.8] I've got a great routine with them right now, [25:32.8 - 25:34.0] as far as that goes. [25:34.0 - 25:34.8] Okay. [25:34.8 - 25:36.8] Would you pay for half the preschool [25:36.8 - 25:39.6] if you guys agreed on a preschool in Scottsdale? [25:39.6 - 25:42.8] I'm not gonna commit to anything right now, no. [25:42.8 - 25:47.2] Well, what extracurriculars do your children currently have? [25:47.8 - 25:50.6] What I know of is jujitsu, piano, and gymnastics, [25:50.6 - 25:52.1] and an art class. [25:52.1 - 25:53.7] Okay, that's all in Scottsdale? [25:53.7 - 25:54.5] Yes. [25:54.5 - 25:56.6] And you've never taken them to any one of those classes? [25:56.6 - 25:57.7] Yes, I have. [25:57.7 - 25:58.5] Which one? [25:58.5 - 25:59.4] Gymnastics. [25:59.4 - 26:00.8] When? [26:00.8 - 26:03.8] I don't remember the exact date, it was two visits ago. [26:03.8 - 26:05.5] And who has gymnastics? [26:05.5 - 26:06.9] Both Sophie and River. [26:06.9 - 26:08.5] Okay, so you pay for that? [26:08.5 - 26:09.9] I paid for it. [26:09.9 - 26:11.1] You paid for what? [26:11.1 - 26:13.9] Well, I paid in-person, out-of-pocket that time, [26:13.9 - 26:15.3] and I pay child support every month, [26:15.3 - 26:18.2] which I'm assuming is going towards these extracurriculars. [26:18.2 - 26:20.3] But you don't pay child support every month, do you? [26:20.3 - 26:21.4] Yes, I do. [26:21.4 - 26:23.6] Well, you know there's a contempt that's filed against you [26:23.6 - 26:25.5] for non-payment of child support, right? [26:25.5 - 26:28.2] I've paid some amount of child support every single month. [26:28.2 - 26:31.1] And last month you didn't pay any spouse support, did you? [26:31.1 - 26:31.9] No. [26:33.1 - 26:35.4] Okay, last month you were in the Cayman Islands, right? [26:35.4 - 26:37.0] Not the whole month, no. [26:37.0 - 26:38.4] Last month,

or in part of the month, [26:38.4 - 26:40.0] you were in Grand Cayman, weren't you? [26:40.0 - 26:41.8] Yes, for maybe one week. [26:41.8 - 26:43.1] Yeah, okay. [26:43.1 - 26:44.1] Working. [26:44.1 - 26:47.7] So aside from that in-person payment you made for gymnastics, [26:47.7 - 26:49.4] how much was it, by the way? [26:49.4 - 26:51.6] \$60, \$30 each. [26:51.6 - 26:53.0] What's the name of the school? [26:55.4 - 26:57.7] Little Gym, The Little Gym. [26:57.7 - 27:01.1] Okay, and how many of those \$60 payments have you made? [27:01.1 - 27:01.9] One. [27:01.9 - 27:05.1] Okay, so the rest of it is being paid for by Ms. Clifford? [27:05.1 - 27:06.6] Yes, assuming through the payments [27:06.6 - 27:08.5] of child support that I pay every month. [27:08.5 - 27:10.8] Okay, and what other extracurriculars do they have [27:10.8 - 27:12.4] that you didn't just mention? [27:12.4 - 27:13.7] Is that the... [27:14.4 - 27:15.2] Those are the ones that I'm aware of. [27:15.2 - 27:16.7] They had sign language for a certain amount of time. [27:16.7 - 27:18.2] I'm not sure if that's still going on, [27:18.2 - 27:19.7] but those are the ones that I'm aware of. [27:19.7 - 27:21.5] You never learned sign language, did you? [27:21.5 - 27:22.3] No. [27:22.3 - 27:23.9] Ms. Clifford did, didn't she? [27:23.9 - 27:25.1] I'm not sure. [27:25.1 - 27:26.1] Well, you are sure, right? [27:26.1 - 27:28.0] Because that's how she would communicate with River. [27:28.0 - 27:28.9] I'm sure. [27:28.9 - 27:29.7] Part of you, right? [27:29.7 - 27:31.5] Well, a couple of signs, asking for milk, [27:31.5 - 27:33.3] but I'm not sure if she speaks sign language. [27:33.3 - 27:35.1] I don't think she's taken a proper course. [27:35.1 - 27:38.0] She's done classes with a child teacher, [27:38.0 - 27:40.8] but I'm not aware she's taken that outside of those classes. [27:40.8 - 27:43.2] And she signed with Sophia as well, didn't she? [27:43.2 - 27:44.2] Very little. [27:44.2 - 27:46.9] And you did nothing, right? [27:46.9 - 27:47.8] Did nothing? [27:47.8 - 27:49.2] Yeah, no sign language. [27:49.2 - 27:52.4] I've done, this means more, finished. [27:52.4 - 27:54.4] I know the Itsy Bitsy Spider song. [27:54.4 - 27:56.2] I've done sign language with them, yes. [27:56.2 - 27:57.0] That's pretty good. [27:57.0 - 27:59.4] How do you say liar in sign language? [27:59.4 - 28:01.7] Rejection, harassment, badgering the witness. [28:01.7 - 28:03.2] Do you know? [28:03.2 - 28:04.5] I've not learned sign language. [28:04.5 - 28:05.6] Exactly. [28:05.6 - 28:07.0] There you go. [28:07.0 - 28:11.7] So, are they in piano? [28:11.7 - 28:13.1] I already said yes. [28:14.0 - 28:14.8] Where did you take piano? [28:14.8 - 28:15.7] I don't know. [28:15.7 - 28:16.5] I'm not there present. [28:16.5 - 28:17.6] Do you pay for it? [28:18.9 - 28:20.7] I've already answered that question. [28:21.6 - 28:22.7] No, I don't think you did. [28:22.7 - 28:24.2] I didn't ask you about piano. [28:24.2 - 28:25.6] For any of the extracurriculars, [28:25.6 - 28:27.7] I'm assuming that she's paying for that [28:28.6 - 28:30.2] with the money I'm paying for child support [28:30.2 - 28:31.7] or her parents are paying for it. [28:31.7 - 28:34.0] How much did you give her in child support last month? [28:34.0 - 28:35.2] \$1,500. [28:35.2 - 28:37.0] What's the child support order? [28:37.0 - 28:38.8] I don't recall the exact number. [28:38.8 - 28:41.8] How can you not know the child support amount? [28:41.8 - 28:44.7] It's like \$2,100 or something. [28:44.7 - 28:46.6] I don't remember the exact number. [28:46.6 - 28:49.5] So, from the \$1,500, you paid her, what, [28:49.5 - 28:51.6] half of child support? [28:51.6 - 28:53.2] No, I've paid her \$1,500 every month [28:53.2 - 28:55.7] for the past three or four months. [28:55.7 - 28:57.3] Oh, so it's more than October. [28:57.3 - 29:00.2] You've paid less than court-ordered child support [29:00.2 - 29:01.9] for the last three to four months? [29:01.9 - 29:02.8] Yes, and you already know this, [29:02.8 - 29:04.7] which is why you filed that motion. [29:04.7 - 29:06.0] Who cares? [29:06.0 - 29:08.0] Point is,

how many times did you go to Grand Cayman [29:08.0 - 29:09.7] in the last three or four months? [29:10.6 - 29:12.8] Twice in the last three months. [29:12.8 - 29:14.4] Oh, okay. [29:14.4 - 29:16.0] And you didn't pay her any spouse support [29:16.0 - 29:18.1] in those months either, did you? [29:18.1 - 29:19.8] I don't recall. [29:19.8 - 29:21.8] You don't recall, meaning you can't remember [29:21.8 - 29:23.3] if you paid your wife's support? [29:23.3 - 29:25.6] Well, in the certain months, I'm not sure how it lines up. [29:25.6 - 29:27.6] And that's a trip for work. [29:27.6 - 29:28.8] That's how I'm making my money right now, [29:28.8 - 29:32.0] so I don't see the relevance of how going on a work trip [29:32.0 - 29:36.6] is different, is relevant to me paying spouse support. [29:36.6 - 29:38.0] It's funny that you say that, [29:38.0 - 29:39.3] because you didn't put that anywhere [29:39.3 - 29:41.1] on your income and expense declaration [29:41.1 - 29:43.4] that you filed for this motion, did you? [29:43.4 - 29:45.3] I had not received any money from there yet, [29:45.3 - 29:50.2] and I did put one payment from there on there, yes. [29:50.2 - 29:53.2] So how much do you get paid from Palm Heights? [29:53.2 - 29:55.8] For the trip I did, it's \$4,000. [29:55.8 - 29:57.5] What trip are you talking about? [29:57.5 - 29:59.0] The trip I just took and the previous one. [29:59.0 - 30:01.8] I've only taken two trips where there's been payment, [30:01.8 - 30:03.4] and I had not been paid for the second trip yet. [30:03.4 - 30:04.8] It was finished last week. [30:04.8 - 30:07.0] You didn't go there in June? [30:07.0 - 30:09.1] I don't recall, I don't think so. [30:09.1 - 30:10.3] Well, we know you went in April, [30:10.3 - 30:11.5] and you said you didn't get paid [30:11.5 - 30:13.9] except for accommodations, right? [30:13.9 - 30:15.1] Correct. [30:15.1 - 30:18.6] And you don't remember if you went back in June of 2022? [30:18.6 - 30:22.0] I may have, I don't remember the dates, perhaps. [30:22.0 - 30:23.6] Well, it's a long flight, isn't it? [30:23.6 - 30:24.5] Yes. [30:24.5 - 30:26.0] You fly what, Delta? [30:26.0 - 30:26.8] No. [30:26.8 - 30:28.0] Who do you fly out there? [30:28.0 - 30:29.5] I fly on different airlines. [30:29.5 - 30:31.1] Who'd you fly for this last one [30:31.1 - 30:32.1] that you just came back from? [30:32.1 - 30:33.0] United. [30:33.0 - 30:34.2] Okay. [30:34.2 - 30:36.8] And you fly American there? [30:36.8 - 30:38.2] I have flown American. [30:38.2 - 30:40.1] Okay, and you haven't flown Delta there? [30:40.1 - 30:40.9] No. [30:40.9 - 30:43.4] When's the last time you flew Delta Airlines? [30:43.4 - 30:45.6] I can't recall, years. [30:45.6 - 30:47.5] It's on your bank statement [30:47.5 - 30:50.3] that you turned over for today, do you remember that? [30:50.3 - 30:51.2] No. [30:51.2 - 30:52.0] Okay. [30:52.0 - 30:54.2] It may have been for a future flight [30:54.2 - 30:57.2] to go see for Thanksgiving or after Thanksgiving [30:57.2 - 30:60.0] to be with my parents for my dad's birthday. [30:60.0 - 31:01.2] Oh, okay. [31:01.2 - 31:02.3] So I haven't taken the flight yet, [31:02.3 - 31:03.9] that's why I don't recall flying Delta. [31:03.9 - 31:05.2] How much did that cost? [31:05.2 - 31:06.0] I don't recall. [31:07.2 - 31:08.5] Did you look at your bank statements [31:08.5 - 31:11.4] before you turned them over prior to today's proceeding? [31:11.4 - 31:12.2] Yes. [31:12.2 - 31:13.0] Okay. [31:26.2 - 31:28.2] You just bought a record, [31:28.2 - 31:32.4] a vinyl record for \$179 a couple months ago, right? [31:32.4 - 31:34.1] I don't recall. [31:34.1 - 31:36.4] You didn't look at your bank statements? [31:36.4 - 31:39.1] I did, but I don't remember every single transaction. [31:39.8 - 31:45.8] You could use that \$179 if you spent it to pay for a visitation in Scottsdale, right? [31:45.8 - 31:48.8] I could use any amount of money to go towards Scottsdale. [31:48.8 - 31:53.8] Exactly, and you could also use money like that instead of buying a vinyl record for [31:53.8 - 31:55.8] paying child support, right? [31:55.8 - 32:00.8] Buying a vinyl record like that is for me to make money off of, not to

keep for pleasure. [32:00.8 - 32:04.8] It's to sell it and hopefully make money off of it. [32:04.8 - 32:09.8] You've never indicated that as one of your income sources since this proceeding began, have you? [32:09.8 - 32:14.8] It has not been, but I'm hoping that's going to be the case where I can make money and sell records. [32:14.8 - 32:19.8] So do you think you bought a \$179 record within the last couple of months? [32:19.8 - 32:20.8] I don't recall. [32:20.8 - 32:21.8] Okay. [32:21.8 - 32:27.8] Do you feel good about yourself buying a vinyl record for almost \$200 when you're not paying [32:27.8 - 32:30.8] the full amount of court-ordered child support? [32:30.8 - 32:34.8] I feel good about how I spend my money because I live very simply. [32:34.8 - 32:40.8] Do you think that makes you a good father, not paying the full amount of court-ordered child support? [32:40.8 - 32:42.8] I don't see the relevance there. [32:42.8 - 32:47.8] Of course not, but I'm asking you if you think that makes you a good father. [32:47.8 - 32:50.8] I don't see that as an answer to my question. I'm sorry. [32:50.8 - 32:54.8] Do you think that anybody would view you as a deadbeat dad, not paying your full child support? [32:54.8 - 32:56.8] Anybody that knows me, no. [32:56.8 - 32:57.8] Okay. [32:57.8 - 33:01.8] Anybody who doesn't know you, you don't think they'd look at this like you're a deadbeat dad? [33:01.8 - 33:04.8] I don't think so. I have no way of knowing that. [33:04.8 - 33:05.8] Okay. [33:05.8 - 33:11.8] So when you were there for this past week in Grand Cayman, you went to a party, right? [33:11.8 - 33:14.8] It was one of the events that's there at the resort. [33:14.8 - 33:17.8] Okay. So that's a yes. And you were there for a week? [33:17.8 - 33:18.8] Yes. [33:18.8 - 33:21.8] How many days, meaning like seven-day week? [33:21.8 - 33:22.8] I think it was eight days total. [33:22.8 - 33:25.8] Eight days and you only got paid \$4,000? [33:25.8 - 33:26.8] Yes. [33:26.8 - 33:27.8] How did they pay you? [33:27.8 - 33:31.8] They're going to do a wire transfer. [33:31.8 - 33:34.8] Okay. And did they pay for your flight? [33:34.8 - 33:35.8] Yes. [33:35.8 - 33:37.8] And they paid for your accommodations? [33:37.8 - 33:38.8] Yes. [33:38.8 - 33:41.8] Okay. And when you were there, did you do any other work? [33:41.8 - 33:43.8] No. [33:43.8 - 33:48.8] So your 30 to 40 hours last week or two weeks ago, excuse me, last week. [33:48.8 - 33:50.8] Oh, I'm sorry. I thought you meant work for them. [33:50.8 - 33:55.8] I've maintained the work I can do remotely for One With the Ocean via phone calls and emails [33:55.8 - 33:58.8] and that sort of thing. Yeah. [33:58.8 - 34:00.8] Is it easy for you to do that work remotely? [34:00.8 - 34:01.8] No. [34:01.8 - 34:04.8] But you did it during this last trip? [34:04.8 - 34:08.8] I'm trying to do the best I can and maintain all the work I can. [34:08.8 - 34:20.8] Okay. [34:20.8 - 34:24.8] Why are you requesting a bifurcation of marital status? [34:24.8 - 34:30.8] Because this has been drawn out for far too long of a marriage that has little to no assets. [34:30.8 - 34:36.8] I don't see why there's any reason to still have a title otherwise. [34:36.8 - 34:37.8] Is that the only reason? [34:37.8 - 34:42.8] And I also would like to be single and move on with my life. [34:42.8 - 34:44.8] Okay. Any other reason? [34:44.8 - 35:13.8] No. [35:13.8 - 35:22.8] I'm going to show you what you have filed in addition to your FL-300, [35:22.8 - 35:26.8] which you filed on August 24th of 2022. [35:26.8 - 35:40.8] It's judicial counsel form FL-157, and I'm going to request that that be marked as exhibit number three. [35:40.8 - 35:50.8] Turn to page six of seven of that 157, please. [35:50.8 - 35:51.8] Do you see there where it says, quote, [35:51.8 - 36:07.8] Respondent pays 100% of the travel costs for his visits, including hotel, food, gas, and mileage, to conduct visits in petitioner's community? [36:07.8 - 36:10.8] No. [36:10.8 - 36:11.8] Oh, yes. [36:11.8 - 36:13.8] Did you write that? [36:13.8 - 36:14.8] Yes. [36:14.8 - 36:17.8] Do you always refer to yourself in the third person when

you write these things? [36:17.8 - 36:19.8] I think that's the format that they asked for. [36:19.8 - 36:20.8] Who? [36:20.8 - 36:21.8] These legal documents. [36:21.8 - 36:24.8] It seems like that's the format that's always used. [36:24.8 - 36:25.8] Okay. [36:25.8 - 36:27.8] So is that a true statement, then? [36:27.8 - 36:28.8] It's one true statement. [36:28.8 - 36:39.8] Since you began your visitation of the children pursuant to court order, you paid 100% of those expenses that are enumerated there? [36:39.8 - 36:40.8] Yes. [36:40.8 - 36:44.8] For all the visits that I'm going, and it's me, I pay for 100% of all the costs. [36:44.8 - 36:49.8] But you testified earlier that your mother has paid for the hotel at least once, correct? [36:49.8 - 36:50.8] Yes. [36:50.8 - 36:53.8] So that wouldn't be 100%, would it? [36:53.8 - 36:55.8] I guess in that regard, no. [36:55.8 - 36:57.8] And your father's paid for the hotel before, hasn't he? [36:57.8 - 36:58.8] Yes. [36:58.8 - 36:59.8] How many times? [36:59.8 - 37:01.8] I believe once. [37:01.8 - 37:03.8] And how many times has your mother paid for the hotel? [37:03.8 - 37:05.8] I don't recall. [37:05.8 - 37:06.8] More than once? [37:06.8 - 37:08.8] I don't recall. [37:08.8 - 37:09.8] Okay. [37:09.8 - 37:18.8] And you charge some of the gas for these trips to your business, so you being a swim mechanic, correct? [37:18.8 - 37:20.8] I don't charge it to the business. [37:20.8 - 37:23.8] You charge it to One With The Ocean, correct? [37:23.8 - 37:28.8] No, I pay out of my personal banking account, checking account. [37:28.8 - 37:34.8] So you have a corporate ATM card for One With The Ocean, right? [37:34.8 - 37:35.8] It's a debit card. [37:35.8 - 37:37.8] Debit card. [37:37.8 - 37:44.8] And you don't have any other credit cards, personal credit cards, other than the Chase credit card, the Southwest? [37:44.8 - 37:45.8] That's it. [37:45.8 - 37:46.8] Okay. [37:46.8 - 37:53.8] And you didn't want to provide any of your corporate debit card statements for today's proceeding, did you? [37:53.8 - 37:54.8] I did not. [37:54.8 - 37:56.8] I'd have to get approval. [37:56.8 - 37:57.8] Okay. [37:57.8 - 37:58.8] You'd have to get approval? [37:58.8 - 37:59.8] Yes. [37:59.8 - 38:02.8] You could text them for approval, right? [38:02.8 - 38:04.8] I didn't provide it. [38:04.8 - 38:05.8] I don't know. [38:05.8 - 38:06.8] Okay. [38:06.8 - 38:08.8] Or I could subpoena it, right? [38:08.8 - 38:10.8] Subpoena what? [38:10.8 - 38:11.8] Yeah. [38:11.8 - 38:21.8] So if I look at your debit card for One With The Ocean, I will see charges that are in the state of Arizona, won't I? [38:21.8 - 38:25.8] If there is any, it would be during a time I didn't have the kids and I was working. [38:25.8 - 38:27.8] It would be a meal. [38:27.8 - 38:34.8] Or if anything else, it would be gas driving all the way back to L.A. or home for a session. [38:35.8 - 38:44.8] So you would buy gas in the Phoenix area to do a One With The Ocean session in L.A. or San Diego? [38:44.8 - 38:48.8] I don't recall doing that, but if that has happened, that would be the reason. [38:48.8 - 38:54.8] I've been pursuing, trying to find coaching for One With The Ocean in the Scottsdale area as well. [38:54.8 - 38:56.8] Is there a lot of ocean swimming in Scottsdale? [38:56.8 - 38:58.8] No, but I don't do just ocean swimming. [38:58.8 - 39:01.8] I do pool swimming and open water swimming and lakes as well. [39:01.8 - 39:02.8] Are you a coach? [39:02.8 - 39:03.8] Yes. [39:03.8 - 39:06.8] What are your credentials to be a coach? [39:06.8 - 39:08.8] CPR, AED certified. [39:08.8 - 39:10.8] Swimming credentials. [39:10.8 - 39:11.8] I'm getting there, please. [39:11.8 - 39:12.8] Okay. [39:12.8 - 39:14.8] The governing body is called WAUSA. [39:14.8 - 39:17.8] I'm a Level 5, the highest level, open water coach. [39:17.8 - 39:19.8] I'm a trauma-informed coach. [39:19.8 - 39:21.8] I've got certification as well for that. [39:21.8 - 39:22.8] So I have qualifications. [39:22.8 - 39:25.8] What does that mean, trauma-informed? [39:25.8 - 39:31.8] It's a coaching certification where I'm learning how to work with people through their trauma. [39:33.8 -

39:35.8] You never swam in high school, right? [39:35.8 - 39:36.8] No. [39:36.8 - 39:38.8] And you never swam in college? [39:38.8 - 39:39.8] No. [39:39.8 - 39:41.8] You never swam the English Channel? [39:41.8 - 39:42.8] No. [39:42.8 - 39:45.8] You told people you were training for the English Channel, right? [39:45.8 - 39:46.8] Yes, I was. [39:46.8 - 39:48.8] But you didn't swim it? [39:48.8 - 39:49.8] No. [39:49.8 - 39:50.8] Okay. [39:51.8 - 39:56.8] And what you've just provided, those are your only credentials to be a swim coach? [39:56.8 - 39:58.8] I have 15 years of coaching. [39:58.8 - 40:01.8] Thousands of clients, I think, is a pretty good credential as well. [40:01.8 - 40:05.8] Otherwise, there's not been a credential for open water certification until recently. [40:05.8 - 40:10.8] And I got the certification immediately, and I have the highest level of the certification. [40:12.8 - 40:18.8] Are you regarded, to your knowledge, in the open water swimming industry as a good swimmer? [40:18.8 - 40:20.8] I'm not sure. [40:20.8 - 40:22.8] Well, you should know, right? [40:22.8 - 40:25.8] That's incredibly vague. [40:25.8 - 40:26.8] Okay. [40:26.8 - 40:30.8] Well, people have openly critiqued your coaching abilities, haven't they? [40:30.8 - 40:32.8] In a negative light, perhaps. [40:32.8 - 40:33.8] In a positive light, perhaps. [40:33.8 - 40:35.8] I'm not sure what you're referring to. [40:35.8 - 40:36.8] Well, negative. [40:36.8 - 40:40.8] Critique meaning negative, like you don't know what you're doing. [40:40.8 - 40:42.8] Well, that's not true. [40:42.8 - 40:47.8] How many competitions have you entered in open water swimming that you've won? [40:47.8 - 40:49.8] I have not, and I have not claimed to have won any. [40:49.8 - 40:51.8] You don't even compete, do you? [40:51.8 - 40:53.8] I don't like to compete. [40:53.8 - 40:55.8] I prefer coaching. [40:55.8 - 40:56.8] Okay. [40:56.8 - 41:00.8] Do your students know that you don't compete? [41:00.8 - 41:01.8] Yes. [41:01.8 - 41:06.8] Do you have a resume or anything, a CV, that you provide to them that shows your qualifications? [41:06.8 - 41:08.8] No. [41:08.8 - 41:09.8] Are you embarrassed of that? [41:09.8 - 41:13.8] No, I have a website that shows my qualifications, and they will look at it there. [41:13.8 - 41:14.8] What's your website? [41:14.8 - 41:16.8] The SwimMechanic.com. [41:16.8 - 41:18.8] Okay. [41:18.8 - 41:21.8] Swim the Avenues Race, you did that last year? [41:21.8 - 41:22.8] Yes. [41:22.8 - 41:24.8] And you were paid for that last year, right? [41:24.8 - 41:25.8] Yes. [41:25.8 - 41:27.8] They just had one October 9th? [41:27.8 - 41:28.8] Yes. [41:28.8 - 41:29.8] Did you participate in that? [41:29.8 - 41:30.8] Yes. [41:30.8 - 41:32.8] So you're waiting for your check? [41:32.8 - 41:33.8] I don't think we'll have a check this year. [41:33.8 - 41:36.8] I think we actually may have a loss, but yes. [41:36.8 - 41:37.8] Okay. [41:37.8 - 41:38.8] Okay. [41:38.8 - 41:43.8] So when you indicate on your responses to me for the document production that you haven't [41:43.8 - 41:48.8] gotten any money in 2022, it didn't mean that you didn't participate in the event. [41:48.8 - 41:50.8] It just means you haven't been paid yet. [41:50.8 - 41:51.8] I've not been paid yet. [41:51.8 - 41:52.8] Okay. [41:52.8 - 41:55.8] Last year, when did you get that check? [41:55.8 - 41:57.8] I don't remember. [41:57.8 - 41:59.8] Yeah, I don't recall. [41:59.8 - 42:01.8] It's from the Village Runner, right? [42:01.8 - 42:02.8] Yes. [42:02.8 - 42:03.8] Okay. [42:03.8 - 42:04.8] Same person going to cut you a check this year? [42:04.8 - 42:05.8] No. [42:06.8 - 42:08.8] Who's going to pay you this year if there's any payment? [42:08.8 - 42:10.8] If there's anything, it would be my other partner. [42:10.8 - 42:11.8] There's three partners. [42:11.8 - 42:12.8] We have just the two of us now. [42:13.1 - 42:14.1] Which partner? [42:14.1 - 42:15.1] Rick Crump. [42:15.1 - 42:17.1] And what's his business? [42:17.1 - 42:19.1] TC Tri-Productions LLC. [42:19.1 - 42:21.1] Oh, okay. [42:28.1 - 42:35.1] So aside from the Bank of America personal account

that you produced documents for for this proceeding, [42:35.1 - 42:37.1] do you have any other personal bank accounts? [42:37.1 - 42:38.1] No. [42:38.1 - 42:39.1] Anywhere in the world? [42:39.1 - 42:40.1] No. [42:40.1 - 42:41.1] And nowhere online? [42:41.1 - 42:42.1] No. [42:42.1 - 42:43.1] Okay. [42:43.1 - 42:45.1] And what about corporate accounts? [42:45.1 - 42:47.1] Where do you have your corporate accounts? [42:47.1 - 42:49.1] I don't have corporate accounts. [42:49.1 - 42:51.1] Well, one with the ocean has a bank account. [42:51.1 - 42:52.1] Oh, Bank of America. [42:52.1 - 42:53.1] Nowhere else? [42:53.1 - 42:54.1] No. [42:54.1 - 42:56.1] And what about Swim Mechanic? [42:56.1 - 42:59.1] There's nothing under the name Swim Mechanic as far as the banks go. [42:59.1 - 43:00.1] Okay. [43:12.1 - 43:23.1] I'm going to show you what I'm going to mark as Exhibit Number 3. [43:23.1 - 43:30.1] This is your declaration in support of the request for order that was just heard on October 31 of 2000. [43:30.1 - 43:31.1] Even Exhibit Number 4. [43:31.1 - 43:33.1] Your Exhibit 3 is the FL-157. [43:33.1 - 43:34.1] Oh, Exhibit Number 4. [43:34.1 - 43:37.1] There you go. [43:37.1 - 43:43.1] Declaration of Respondent Brian Mineo in support of request for bifurcation of marital status, [43:43.1 - 43:49.1] modification of child visitation, spousal support, and Gavron warning to petitioner. [43:49.1 - 43:58.1] Do me a favor and turn to the last page of the declaration, which is 6. [43:58.1 - 44:03.1] Is that your signature that is dated October 7 of 2022? [44:03.1 - 44:04.1] Yes. [44:04.1 - 44:05.1] Okay. [44:05.1 - 44:12.1] Please turn to page number 2, paragraph 8. [44:12.1 - 44:19.1] Quote, if father elects to drive for exchanges, the party shall meet at a neutral halfway point. [44:19.1 - 44:20.1] Did you write that? [44:20.1 - 44:21.1] Yes. [44:21.1 - 44:22.1] Okay. [44:22.1 - 44:24.1] Why did you refer to yourself in the third person? [44:24.1 - 44:25.1] Same as before. [44:25.1 - 44:28.1] That was the practice here for these sort of documents. [44:28.1 - 44:32.1] And why did you request that the election be yours? [44:32.1 - 44:34.1] What election be mine? [44:34.1 - 44:40.1] If father elects... [44:40.1 - 44:42.1] I don't understand the question. Sorry. [44:42.1 - 44:45.1] Well, you wrote it, so let me read it again. [44:45.1 - 44:50.1] If father elects to drive for exchanges... [44:50.1 - 44:53.1] Yeah, either flying or driving. [44:53.1 - 44:57.1] Why would you have the election and not Ms. Clifford? [44:57.1 - 44:58.1] I'm not sure. [44:58.1 - 45:02.1] Well, you said you were interested in doing, what, constructive co-parenting? [45:02.1 - 45:03.1] Yes. [45:03.1 - 45:07.1] But you want to have the election about driving or flying? [45:07.1 - 45:09.1] Well, for me to drive or fly. [45:09.1 - 45:12.1] Okay, but now she's got to drive, right? [45:12.1 - 45:16.1] Well, as the current order is, we both have to drive. [45:16.1 - 45:22.1] Well, and according to your own request, she would have to drive if you're going to meet at a neutral halfway point, right? [45:22.1 - 45:23.1] Correct. [45:23.1 - 45:28.1] Okay. So the court made an order about you driving and meeting in Yuma, Arizona? [45:28.1 - 45:29.1] Correct. [45:29.1 - 45:31.1] So there is no order for flying, is there? [45:31.1 - 45:32.1] No. [45:32.1 - 45:37.1] So if you can fly to the Grand Caymans in St. Martin, why wouldn't you fly to Phoenix? [45:37.1 - 45:40.1] I don't pay for the flights that you're referring to. [45:40.1 - 45:42.1] Exactly. That's one reason. [45:42.1 - 45:47.1] But you're going to have to pay for gas to drive to Yuma. [45:47.1 - 45:50.1] It would be about a tenth of the cost that you're referring to. [45:50.1 - 45:53.1] If it's paid for by one of your businesses, right? [45:53.1 - 45:55.1] My business doesn't pay for stuff for my children. [45:55.1 - 45:56.1] Okay. [45:56.1 - 45:59.1] The cost of gas would be all of maybe \$100. [45:59.1 - 46:05.1] And the cost of flying for three tickets for myself and the kids would be upwards of \$600 to \$1,000. [46:05.1 - 46:10.1] So it's a world of difference as far as the cost goes. [46:10.1 -

46:14.1] That's cheaper than it would cost to stay at the Scottsdale Lynx for four days, wouldn't it? [46:14.1 - 46:15.1] What's cheaper? [46:15.1 - 46:18.1] The flight. [46:19.1 - 46:22.1] I'd have to see the pricing. The pricing changes by season throughout the year. [46:22.1 - 46:27.1] It fluctuates greatly, up to 300% of what it costs in its off-season. [46:27.1 - 46:32.1] So how long is it going to take you to drive to Yuma, Arizona? [46:32.1 - 46:35.1] I believe it's close to three hours. [46:35.1 - 46:38.1] You don't know for a fact? [46:38.1 - 46:43.1] I can look on my map right now, but give or take 15, 20 minutes, it's around three hours. [46:43.1 - 46:51.1] Okay. So you're going to drive for three hours, and then Ms. Clifford is going to have to drive for three hours as well, right? [46:51.1 - 46:52.1] Correct. [46:52.1 - 46:56.1] So do you agree it's about three hours from where she resides in Scottsdale to Yuma? [46:56.1 - 47:01.1] I believe. I'd have to map it to be at the time, but I'm not certain. [47:01.1 - 47:09.1] And so if you have to be there at 10 a.m. on a Sunday, you're going to have to leave your house by what, 7 on a Sunday? [47:09.1 - 47:10.1] If it's three hours, yes. [47:10.1 - 47:19.1] Okay. And then you're going to leave at what time from San Diego to be there by Wednesday when you have to exchange the children? [47:19.1 - 47:26.1] We've yet to discuss what time that will be, but it would be sometime in the mid-late morning. [47:26.1 - 47:28.1] Well, you're going to follow the court order, right? [47:28.1 - 47:29.1] Yes. [47:29.1 - 47:32.1] So what's the current exchange time on Wednesdays? [47:32.1 - 47:37.1] It won't be possible, or I think ideal, to drive them during their nap time. [47:37.1 - 47:42.1] So I've yet to talk to Courtney about what we think is going to be easiest and best for that transition. [47:42.1 - 47:46.1] We've not had a chance to talk about it yet, so nothing's been decided in that regard. [47:46.1 - 47:52.1] So when this hearing was conducted on October 31, did you tell the judge that? [47:52.1 - 47:54.1] Tell the judge about the transfer? [47:54.1 - 47:55.1] Yeah. [47:55.1 - 47:58.1] That's up to Courtney and I to decide how we're going to best do that. [47:58.1 - 48:07.1] Well, you requested to have one of the visits in San Diego, and your current exchange time on Wednesday is which one, 4 or 6 p.m.? [48:07.1 - 48:08.1] 6 p.m. [48:08.1 - 48:14.1] Okay. But you just testified that you wanted to talk to her about when it would make the most sense? [48:14.1 - 48:17.1] Correct. If it interrupts their nap time, I have to be a little bit earlier. [48:17.1 - 48:22.1] I'm open to driving them a little earlier in the day and have their nap be at home in Arizona. [48:22.1 - 48:27.1] So you don't intend to exchange them at 6 p.m.? [48:27.1 - 48:30.1] We need to talk about it and see the timing and what makes the most sense. [48:30.1 - 48:34.1] Why didn't you say any of this to the judge before he made his order? [48:34.1 - 48:38.1] It doesn't seem relevant. I can keep them the entire time, 6 p.m. or not. [48:38.1 - 48:41.1] But we decided together as co-parents what's going to be the best schedule. [48:41.1 - 48:45.1] This will be the first time trying this, so we'd like to try it and see what works best. [48:45.1 - 48:54.1] Okay. Well, I'm glad you brought that up because, so for example, to meet you at 10 a.m. on a Sunday morning, [48:54.1 - 48:57.1] we know you're going to leave approximately 3 hours prior. [48:57.1 - 49:03.1] That means your children would have to leave approximately 3 hours prior to meet you in Yuma, correct? [49:03.1 - 49:04.1] Yes. [49:04.1 - 49:09.1] So how long does it take to get them fed and ready in the morning typically? [49:09.1 - 49:11.1] It could be 30, 45 minutes. [49:11.1 - 49:16.1] Okay. So if they need to be in the car by 7 a.m. to meet you at 10 a.m., [49:16.1 - 49:22.1] they'll have to get up at 6, 6.15 a.m. to get fed and get ready to go meet you? [49:22.1 - 49:23.1] Correct. [49:23.1 - 49:25.1] And you think that's in their best interest? [49:25.1 - 49:26.1] Do you do that once a month? [49:26.1 - 49:27.1] Yes. [49:27.1 -

49:29.1] But not more than once a month? [49:29.1 - 49:31.1] I think they could do twice a month, just the same. [49:31.1 - 49:36.1] Well, they're going to have to, right, because you're also going to have to return them back to Yuma at the end of your visit. [49:36.1 - 49:38.1] It'll be a different time of day. [49:38.1 - 49:43.1] But it'll still be at least 3 hours in the car to meet you in Yuma [49:43.1 - 49:47.1] and then another 3 hours in the car to drive back to Encinitas. [49:47.1 - 49:49.1] The reality is that we live in two different places, [49:49.1 - 49:53.1] and for us to have time with them in our home communities, there's just some amount of travel involved. [49:53.1 - 49:56.1] And I'd like to make it the best for the kids, and we will always do so. [49:56.1 - 49:58.1] And so it's going to be a drive or a flight. [49:58.1 - 50:00.1] I think driving is less disturbing than flying. [50:00.1 - 50:01.1] It's much more controllable. [50:01.1 - 50:03.1] We can have all their toys and things in the car. [50:03.1 - 50:04.1] They'll be done very well. [50:04.1 - 50:06.1] When we drive together, it goes well. [50:06.1 - 50:09.1] And I'm sure there will be little hurdles here and there. [50:09.1 - 50:11.1] If someone cries at some point, that's part of it. [50:11.1 - 50:15.1] And it's going to be a learning experience for us to keep getting this better and better each drive. [50:15.1 - 50:17.1] But it's very feasible and very doable. [50:17.1 - 50:19.1] But you think that... [50:19.1 - 50:21.1] So your children are how old? [50:21.1 - 50:23.1] Two, three and a half. [50:23.1 - 50:24.1] Okay. [50:24.1 - 50:31.1] You think that it's in their best interest to drive for potentially over 6 hours at a time [50:31.1 - 50:34.1] to go stay in that place in Encinitas? [50:34.1 - 50:35.1] My home? [50:35.1 - 50:36.1] Yes, it's very important. [50:36.1 - 50:39.1] That's a lot of time that far outweighs the travel time. [50:39.1 - 50:42.1] We'll have quality bonding time together in my community, [50:42.1 - 50:44.1] seeing my friends, seeing what I do for work, [50:44.1 - 50:46.1] spending time on the beach and the ocean, [50:46.1 - 50:47.1] the life skill of swimming together. [50:47.1 - 50:50.1] I'm passionately wanting to teach them about that. [50:50.1 - 50:53.1] So, yes, that far outweighs travel time and commute. [50:53.1 - 50:55.1] And the reality is we live in two different places, [50:55.1 - 50:58.1] so we have to do it this way and we're going to make the best of it. [50:58.1 - 51:03.1] So how many times have they driven for up to 6 hours in a day? [51:03.1 - 51:05.1] At least twice I know of. [51:05.1 - 51:07.1] In their whole lives, right? [51:07.1 - 51:08.1] Oh, actually, sorry. [51:08.1 - 51:10.1] So at least three times that I know of. [51:10.1 - 51:11.1] In their whole lives? [51:11.1 - 51:12.1] Yes. [51:12.1 - 51:14.1] Okay, and that's when you guys were together, right? [51:14.1 - 51:15.1] Both. [51:15.1 - 51:17.1] We drove them from Reading all the way to Arizona as well, [51:17.1 - 51:21.1] which would have been far past 6 hours, and they seem to do just well. [51:21.1 - 51:27.1] How many times have they driven alone with you for 6-plus hours in their life? [51:27.1 - 51:28.1] They've not. [51:28.1 - 51:29.1] Right. [51:29.1 - 51:32.1] So you're going to take them for 3 hours, [51:32.1 - 51:39.1] and you think that a total of 6 hours in the car from Scottsdale to Encinitas [51:39.1 - 51:41.1] is in their best interest? [51:41.1 - 51:42.1] I do, yes. [51:42.1 - 51:43.1] Okay. [51:44.1 - 51:48.1] So on the return, that means they're going to have to be in the car [51:48.1 - 51:52.1] for up to another 6 hours on Wednesday, right? [51:52.1 - 51:53.1] Correct. [51:53.1 - 51:57.1] So a big portion of your visits are going to be driving in the car [51:57.1 - 52:01.1] through the California and Arizona desert, right? [52:01.1 - 52:05.1] Three hours on either end, so a very small amount of visits, actually. [52:05.1 - 52:08.1] Well, but then they have to go back to their house, don't they? [52:08.1 - 52:10.1] They don't live in Yuma, right? [52:10.1 - 52:12.1] You said time of my visit, though. [52:12.1 - 52:13.1] Okay. [52:13.1 - 52:19.1] Well, time in general,

they're going to spend in a span of, what, 4 days? [52:19.1 - 52:22.1] Possibly greater than 12 hours driving in cars? [52:22.1 - 52:23.1] Correct. [52:23.1 - 52:25.1] You think that's good for your kids? [52:25.1 - 52:28.1] I do, because time in their father's home community is very valuable. [52:28.1 - 52:34.1] That's a short flight from, say, San Diego-Lindbergh to Phoenix, right? [52:34.1 - 52:37.1] I've never done it, but, yeah, proximity-wise, it's not far. [52:37.1 - 52:38.1] You've never flown there? [52:38.1 - 52:40.1] No. [52:40.1 - 52:42.1] How long would it take to fly there? [52:42.1 - 52:44.1] I've never done it before. I don't know. [52:44.1 - 52:45.1] Did you investigate that? [52:45.1 - 52:46.1] Yes. It's a short flight. [52:46.4 - 52:52.5] It's a short flight. That'd probably be better for the kids than driving for up to six hours at a time, right? [52:52.8 - 52:56.9] No, because we don't it's impossible to bring all their stuff on the flight that they would need [52:57.2 - 53:02.9] But you wouldn't need to because you'd be bringing them to San Diego where you have toys in your backyard and boxes, right? [53:02.9 - 53:07.8] I don't have toys in boxes. That's two things. I referred to their toys are inside my house [53:08.3 - 53:13.6] But you wouldn't need to bring the toys on the plane because they'd be flying to come visit you in San Diego [53:13.6 - 53:15.7] They would need toys and things for the plane. Yes [53:16.5 - 53:18.5] But not that many, right? [53:19.0 - 53:21.0] Plenty of things it would be a lot [53:22.2 - 53:24.2] And so that's why you're not flying [53:24.4 - 53:26.2] That's not what I said [53:26.2 - 53:29.2] Okay, why aren't you flying then if it's a lot shorter than driving? [53:30.6 - 53:34.7] Actually wouldn't be much shorter as far as time goes meeting at the airport beforehand and afterwards [53:35.1 - 53:40.8] It would be maybe an hour difference total and we live over half an hour from the airport in San Diego [53:40.8 - 53:43.2] And the airport for her place as well as also a drive [53:43.2 - 53:45.4] So it'd be a similar amount of time actually all in all [53:46.0 - 53:48.8] They're more custom to be in the car than they are in the air in an airplane [53:50.2 - 53:54.3] It's not a financial issue. Is it it'd be more financially expensive as well [53:54.8 - 53:57.8] That's a recurring theme, isn't it? It is. Yeah [53:58.2 - 54:03.8] Okay, have you ever thought about working harder to make more money than to pay for this stuff? I'm doing my best [54:04.5 - 54:06.5] Are you really? Absolutely. Yeah [54:07.3 - 54:09.3] Okay [54:09.4 - 54:11.4] All right [54:13.2 - 54:15.2] I [54:17.6 - 54:22.2] Were you guys meeting in Yuma we haven't decided yet. Where do you want to meet in Yuma? [54:22.2 - 54:27.8] We've not decided where do you want to meet in Yuma? I I'm open to wherever there's many places [54:27.8 - 54:30.9] We can meet there's a park that I had in mind that we went to once before as a family [54:30.9 - 54:32.9] So that was my first thought we've not discussed it yet [54:33.4 - 54:36.8] Family Park in Yuma. Yes. Where's that? I [54:37.4 - 54:42.1] Don't recall. It's off the main freeway the eight I believe and I'll be in [54:42.9 - 54:47.0] There's a park there in our town, I don't know the name of it Courtney knows what I'm talking about [54:47.0 - 54:49.0] It's something we've been through before together [54:49.8 - 54:51.8] Turn around 15, please [54:52.4 - 54:54.4] That's on page number four [54:57.5 - 55:03.5] Quote since the entry of those orders my financial circumstances have significantly changed [55:04.0 - 55:06.0] our fundraising in [55:06.0 - 55:09.9] 2022 has taken a major decline due to petitioners tactics and [55:10.8 - 55:15.6] Publication of divorce in the media you wrote that yes, what tactics? [55:17.6 - 55:19.6] Distraction time spent on this [55:20.5 - 55:22.0] releasing of our [55:22.0 - 55:29.1] Deposition to somebody that would have no way of having gotten their hands on otherwise to create a smear campaign about me and my business [55:29.6 - 55:31.6] Those are a couple of them [55:31.8 - 55:38.0] Okay, so you're which one is your

business. I work for one with the ocean. So it's not your business [55:38.5 - 55:42.3] Well, it's you refer to your job, it's my job. Yeah [55:42.8 - 55:49.0] But you said before it's a public charity that nobody owns, right? That's correct. I work for one with the ocean [55:50.0 - 55:52.8] 30 to 40 hours a week correct since the beginning [55:53.5 - 55:55.5] We've said yes to that several times [55:55.6 - 56:00.3] You haven't changed your testimony since you said that earlier, right? No, okay [56:02.9 - 56:04.9] So [56:05.9 - 56:07.9] Fundraising has taken a major decline [56:08.5 - 56:16.2] That's the only reason because of her I'm pointing to miss Clifford because the reasons you just said no reasons for what? [56:16.5 - 56:21.7] The major decline in the fundraising of your I mean the public business [56:22.0 - 56:26.9] Yeah, it's taking me away from my job more than I would have liked traveling for up to 10 days a month [56:26.9 - 56:31.0] I was in 10 days a month and reading actually 12. There's six day trips [56:31.0 - 56:34.7] I was driving 11 and a half hours each way. There's 12 days a month [56:34.7 - 56:40.4] I wasn't built able to be present to earn income to fundraise to be there to be building community, which is how we do create [56:41.1 - 56:43.1] Revenue is through the members [56:43.6 - 56:50.0] 2021 is your highest year of raising money wasn't it? No, it's not our calendar year is not January to December [56:50.0 - 56:54.5] It's it's her fault is that's not what I said. You didn't let me finish explaining [56:55.2 - 56:57.2] okay, and [56:57.2 - 57:00.3] So when you're in the grand Cayman it has nothing to do with that [57:00.8 - 57:05.0] That's a paid trip that I'm making money on I'm working to create more revenue streams for myself [57:06.2 - 57:07.6] Okay [57:07.6 - 57:11.9] And when you're swim coaching that takes you away from the charity, right? [57:12.7 - 57:15.9] Well, it's pretty income. So I don't think that's the right way to look at that [57:16.8 - 57:20.8] Where is the income on your income and expense declaration for the swim coaching? [57:21.8 - 57:26.3] I'm not sure I have to see you. Okay, but you put it all on there, right? Yes, okay [57:26.6 - 57:28.6] So [57:28.6 - 57:30.6] Let's talk then about [57:32.1 - 57:38.0] Fundraising again, so this year it's taken a major decline. Yes. What does that mean? [57:38.6 - 57:40.6] less money less revenue [57:40.6 - 57:42.6] okay, so [57:42.7 - 57:48.1] You're the only employee. So you're the guy in charge, right? Correct. Can you give me an estimate for that? [57:48.1 - 57:51.8] That's not what how less money less [57:52.5 - 57:55.6] Charitable contributions, I'd have to look at the numbers. I don't recall exactly [57:56.4 - 58:02.1] Well when you declare that it's taken a significant change a major decline [58:02.3 - 58:05.8] What does that mean quantify that place? I'd have to see the numbers [58:05.8 - 58:08.0] I don't have my accounts in front of me, but it's significant [58:08.9 - 58:13.2] Okay. So when you actually wrote this, did you know what it meant? Did you have the numbers in front of you? [58:13.8 - 58:16.7] Yes, I have but we just spent follow taxes [58:16.7 - 58:21.6] So I'd seen if I don't remember the exact numbers are I'm not gonna misquote those numbers who filed whose taxes [58:22.2 - 58:24.5] We file one with your taxes. My accountant does [58:25.1 - 58:28.6] You still have an accountant? Yes, miss Datchwick [58:29.2 - 58:30.6] Yes [58:30.6 - 58:34.6] When were those taxes filed? I don't recall in the past six weeks [58:35.3 - 58:42.4] Okay, and what was the number? I don't recall how much money did one with the ocean raise and gross charitable contributions? [58:42.9 - 58:49.2] 2021 if you can recall I don't recall. Okay, but you know, it's taking a decline this year. Correct half [58:50.0 - 58:52.0] I don't recall and [58:52.0 - 58:56.2] Your salary is less because there's less contributions. Is that a true statement? [58:56.8 - 58:59.6] We have less money. We have less money that's able to go out [59:00.5 - 59:06.6] Is that why your salary is less? Yes, because you're currently

declaring that your salary is less, right? [59:06.6 - 59:10.8] It is yes, and that's the only reason why you're not paying all your court-ordered child support [59:10.9 - 59:17.2] I'm not able to pay all my bills right now. It's I've really high bills with all the support and travel costs [59:18.2 - 59:25.3] You pay for your car payment, right? Yes, and you bought the record that we talked about, right? I don't recall [59:25.8 - 59:30.4] Okay, I'll get your bank statements later. We'll go over some of that you eat out, right? Yes [59:30.6 - 59:37.3] Okay, you go out on dates with your girlfriend not often now, right but you have done it in last four months, right? [59:37.4 - 59:43.4] Yes. Okay, you buy alcohol when you go out with her like at a bar not often. Okay [59:44.2 - 59:52.5] So that's money that could all be used for paying child support, right sure and you live right by the beach, yes, okay [59:53.1 - 59:54.4] so [59:54.4 - 59:55.9] Do you have a bike? [59:55.9 - 59:57.9] No, okay [60:04.5 - 60:08.1] So, why do you think you're not going to get paid for your work at the [60:08.6 - 60:14.3] Swim the Avenues event this year because we didn't have as much participation because poor weather [60:14.8 - 60:16.8] Unfortunately causes to have less registrants [60:18.1 - 60:20.1] Why was the weather poor? [60:21.0 - 60:25.6] God, how can I know why the weather is poor? What do you mean by being poor is my question? [60:25.6 - 60:32.1] It's an open water ocean swim, right? Correct. So storms create runoff, which is high bacteria levels, which makes it unsafe [60:32.1 - 60:37.6] We run a very safe event. So there was a sewage spill as well that week both storms and a sewage spill [60:38.1 - 60:40.8] Caused us to have to cancel the lifeguards made the call for us [60:41.1 - 60:47.4] You guys haven't updated the one with the ocean website since the last time I took your deposition. Have you I don't recall [60:48.2 - 60:50.2] Well, you're the only employee, right? [60:50.6 - 60:52.6] Correct. Okay, so [60:52.7 - 60:57.9] You is the only employee do you happen to know if one with the ocean is updated its website? [60:58.3 - 61:02.4] Since your last deposition on November 2nd of 2021. I don't recall [61:02.8 - 61:07.8] Okay, if I were to tell you that it's not been updated since then would you agree with me? [61:08.1 - 61:13.1] I don't recall. When's the last time you looked at your own website for one with the ocean yesterday? [61:13.1 - 61:17.9] Okay, was it updated since the last time I took your deposition? I don't recall [61:17.9 - 61:22.5] I don't look at every page and every word on the website. I don't do the operations of the website [61:22.5 - 61:26.2] We have a volunteer who creates that and does the coding Emily? No [61:26.9 - 61:32.2] Angela Lee who's on the board one to your knowledge is the last time that the one with the ocean website was updated [61:32.2 - 61:33.9] I don't recall [61:33.9 - 61:38.7] When's the last time you asked about it about what the updates to your website [61:38.7 - 61:44.1] We discussed it recently of updating one of our particular pages and it's we've started to create some videos to do so [61:44.5 - 61:50.3] So but it hasn't actually been updated yet. We're working on some some content that will be an update [61:50.8 - 61:52.7] so that probably [61:52.7 - 61:58.1] Contributes to your lack of donations, right a stale website. I don't see it as a stale website [61:58.5 - 62:02.6] Isn't it true that all the information that's currently on there as of today's date is from? [62:03.2 - 62:05.5] 2021 from before your November 2nd [62:06.4 - 62:09.8] 2021 deposition I can't confirm that why not? [62:09.8 - 62:15.3] You're the boss sure and our social media is our bigger presence where we're active weekly [62:16.8 - 62:18.3] Okay [62:18.3 - 62:23.6] What'd you look at when you looked at your website yesterday? What part I was going to a page called playing the waves [62:24.4 - 62:26.6] Okay, and what'd you look at? [62:27.3 - 62:32.6] The page are you still doing that with the guy out of Los Angeles? Yes [62:33.2 - 62:35.7] Play in the waves. Yes. What's his

name? [62:37.6 - 62:40.6] Coach Lewis Lewis Perot [62:41.6 - 62:44.6] Perot like Ross Perot. I don't know how to spell his last name [62:45.4 - 62:48.7] So you do business with him, but you don't know how to spell his name, correct? [62:49.5 - 62:55.7] Okay, when's the last time that you did a play in the waves with Lewis Perot? I don't recall it's been [62:57.6 - 63:05.4] Maybe three months and where was that? We're Donna Beach and what's the name of mr. Perot's organization? [63:11.7 - 63:16.2] I'm blanking on it right now. Take your time. We've got all afternoon. Yeah [63:20.6 - 63:22.6] Revolution Aquatics [63:23.0 - 63:28.5] Revolution Aquatics. Hmm. Is that the same one as it was last year when we went through your deposition? [63:29.5 - 63:30.7] Yes [63:30.7 - 63:32.7] Okay, and that's [63:33.0 - 63:40.0] What Perot? I don't know her husband his last name Lewis is his name. Okay, Lewis something of [63:40.8 - 63:42.5] What aquatics? [63:42.5 - 63:44.5] Revolution Aquatics. He's the president. Oh [63:45.1 - 63:49.0] So he actually does the play with the waves right play in the waves. Yes [63:49.9 - 63:51.9] So, what do you do there again? [63:52.0 - 63:54.8] We offer free swim lessons to kids from Compton [63:54.8 - 64:01.0] It's an underserved area teaching about ocean education and conservation and the skills to be safe in the ocean [64:02.3 - 64:06.6] We give them swim gear to take home with them to continue their skills [64:07.3 - 64:09.6] They're already doing lessons in the pool [64:10.6 - 64:13.3] So we teach them the life skill of swimming safely [64:14.1 - 64:16.3] Where is his organization based? [64:16.8 - 64:20.0] Compton so he's actually in Compton. Yes [64:20.5 - 64:26.0] So, how did you get his contact information through one of our board members? [64:26.0 - 64:30.6] They knew him is he a 501 c3 charity if you know, I'm not sure [64:31.0 - 64:34.8] Okay, how would I contact him if I wanted to speak to him about what you just said? [64:36.0 - 64:39.5] Email phone. Okay website. Do you have what's his website? [64:39.5 - 64:45.3] I can't confirm about imagine something on the lines of real British aquatics org, but you could probably Google it and be right there [64:45.9 - 64:53.9] Okay, and so three months ago approximately did you go up to Compton to do some type of event not in Compton Redondo Beach [64:54.9 - 64:56.9] And you personally went? [64:57.0 - 64:59.0] Yes, and how long were you there? [65:00.8 - 65:04.1] Half a half a day, so it'd be early morning to like 1 p.m [65:05.3 - 65:11.1] Okay, and what did you do personally? I teach all the curriculum. I lead the classes. I train the mentors [65:11.1 - 65:14.8] I get everyone mentored and buddied up one-to-one mentor to mentee [65:15.4 - 65:20.6] I help orchestrate the entire progression of it, and then I do my lecture [65:21.5 - 65:28.1] I'm there on a paddleboard with a lifeguard present acting as safety personnel during the swim session. So I run the entire session [65:28.7 - 65:34.3] So what does mr. Perot do during that time? He's helping as well. He's coaching, but that's this is more my job [65:34.3 - 65:38.7] He does the pool lessons and I'm more in the open water. So he helps organize get the kids together [65:39.8 - 65:44.0] Talks about the importance of what we're doing. So he's kind of there to help [65:44.6 - 65:46.6] Structure the kids since he knows him best [65:53.2 - 65:55.2] Why don't you do that in San Diego [65:57.3 - 66:01.3] We have plans to do it in San Diego, why do you have to use someone else to do that? [66:01.3 - 66:07.1] I mean if you're the ocean water swimming coach, that's trauma certified. Why can't you just do that here? [66:07.7 - 66:09.9] What do you mean? Let's do it here. Well, we have [66:10.5 - 66:17.9] Underserved communities in San Diego County, wouldn't you agree? We have done in San Diego County where at La Jolla Beach, La Jolla Shores [66:19.1 - 66:25.6] That's pretty underserved, isn't it? No, we're bringing kids from East County to that beach. Oh, so we're in East County [66:26.3 - 66:28.7] All over in fact,

these kids are a refugee [66:29.4 - 66:31.2] African refugees [66:31.2 - 66:36.7] And they're here with their families and the organization houses them educates them and teaches them skills [66:36.7 - 66:40.9] And so we then they bring the kids to that beach and we do the same program with them there [66:41.0 - 66:47.5] So highly underserved. Wait a minute. So the ones in Compton are African refugees. That's not what I said [66:47.6 - 66:50.3] What did you say? The ones in San Diego are African refugees [66:51.4 - 66:57.6] Africa like South African refugees. I can't speak to the exact location but somewhere in Africa [66:57.7 - 67:04.0] Okay, and what part of East County are these Africa some part of African refugees living in? [67:04.0 - 67:07.0] I'm not sure exactly what when did you do the event for them? [67:07.0 - 67:11.5] I don't recall some in the past three months, but I don't recall the exact date [67:11.5 - 67:16.1] So in the past three months you did that event for these African kids in San Diego [67:16.1 - 67:20.7] And then you also did the event in Compton. Yes, and you did it personally. Yes, we did [67:20.7 - 67:22.9] In fact, I did four total personally [67:23.4 - 67:26.1] Okay, and you're doing that even though you have declining revenues [67:26.7 - 67:29.1] Yes, that's the way we're hoping to bring in revenues [67:29.1 - 67:33.9] That's what we're passionate about is helping serve underserved and create an awareness and safety in the open water [67:34.0 - 67:37.4] That is our main focal point for our mission right now moving forward [67:39.7 - 67:44.0] Isn't the main focal point of one with the ocean to clean the beaches [67:44.1 - 67:49.8] Our mission statement is improving humans relationship with the ocean and we believe the best way to do that is by experience [67:50.3 - 67:54.3] Experiential learning is very effective. So we go there. We have a specialist teach about ocean education [67:55.1 - 68:01.4] Marine plastics, we've had several students from Scripps, La Jolla come oceanographers to give a lecture [68:01.6 - 68:07.0] And we talk about ocean safety. We have a lifeguard present. So this is an incredibly valuable program [68:07.0 - 68:10.1] That's not often anywhere else right now that we're aware of we're very proud of it [68:10.3 - 68:16.3] Do you have a list of those people that have come to speak from UCSD? Yes, you said Scripps Aquarium [68:16.9 - 68:21.0] No, what did you say UCSD Scripps, La Jolla Scripps, La Jolla [68:21.7 - 68:29.7] Are they professors or who are these people oceanographer marine biologist who's the oceanographer? I have to find his name on my phone Perot [68:30.4 - 68:31.6] No [68:31.6 - 68:37.4] Okay, but you do have a list of these people to charity, right? Yes. So someone were to investigate your charity [68:37.4 - 68:43.8] They'd be able to verify the statements. Yes. Okay. Would you be willing? I know that you talked earlier about mr [68:43.8 - 68:47.8] Volpe, would you be willing to provide him with this information voluntarily? [68:48.7 - 68:50.7] Why would I provide [68:50.7 - 68:52.6] information on a journalist [68:52.6 - 68:54.0] well [68:54.0 - 69:00.5] Because this is beneficial for your charity, right? Sure. You're doing great things according to you. We are doing great things [69:00.7 - 69:06.4] Okay, so don't you want some free publicity for that? Not from him because he's not giving us good publicity [69:07.1 - 69:11.0] Okay, but from somebody else would you potentially okay? [69:18.8 - 69:23.0] Paragraph 19. I'll go ahead and read this to you [69:23.7 - 69:29.3] Quote the court has expressed on multiple occasions that it wanted to see me grow into this role [69:29.9 - 69:32.7] Since the custody orders that were issued in August [69:33.3 - 69:35.3] 2021 I have executed [69:35.9 - 69:40.4] Visitation as diligently as possible based on my financial ability [69:41.1 - 69:46.2] You wrote that correct? Yes, and do you still believe that to be a true statement? Yes [69:48.8 - 69:54.6] The court should be amazed excuse me, the court should be made aware that until August 29 [69:55.3

- 69:56.7] 2022 [69:56.7 - 70:02.5] Petitioner refused to allow River to stay with me for extended periods during the day or overnight [70:03.0 - 70:08.5] Citing her need to breastfeed him. Did you write that? Yes. How did she refuse? [70:09.5 - 70:14.0] She through talking parents was again asking me [70:14.1 - 70:19.3] Please consider being gentle in this weaning process for River and she refused to pump [70:19.5 - 70:23.7] She said she tried but couldn't she refused to provide breast milk or formula? [70:23.7 - 70:27.6] So she then would not want me to have him overnight in his best interest [70:27.7 - 70:31.1] So I agreed in his best interest that we do not do that until he's ready [70:33.8 - 70:35.8] So you agreed with it [70:36.0 - 70:39.9] Until the court made the order that they're not going to visit you in San Diego [70:40.5 - 70:46.7] I've done everything to make this new to household for our kids as smooth as possible [70:47.2 - 70:53.5] But I've wanted to be differently and him to be weaned off breastfeeding or have her the ability to pump and give me milk [70:54.0 - 70:58.5] Absolutely, but it wasn't in the cards. So she says so I was not going to fight that [70:59.2 - 71:02.6] But if you're doing everything for your kids, why didn't you fight it? [71:03.4 - 71:10.7] Because I'm not gonna fight her to force her to make me keep River overnight when she's saying that she needs to feed him [71:12.2 - 71:18.7] So you didn't want to just go get formula and feed him yourself I tried that and he didn't didn't like it [71:19.5 - 71:20.6] Okay [71:20.6 - 71:24.7] So what do you have against breastfeeding that nothing else breastfeeding? [71:24.9 - 71:27.9] So why do you declare that you've been trying to get her to wean? [71:28.3 - 71:34.1] Because he's over he's over two years old and he doesn't need to be feeding from her breasts at this point [71:34.5 - 71:41.3] Like milk is something that he could still have but he's fully developed. He's gotten maximum benefits from it [71:41.4 - 71:45.7] So if she wants me to have in it, she could find a way to pump and give him milk in a bottle [71:45.9 - 71:50.9] So what are you gonna feed him with when he's here next weekend? He eats food full-time. No problem [71:50.9 - 71:54.5] In fact, I've done three overnight visits where he only ate food and was totally fine [71:55.0 - 72:00.2] What are you feeding all kinds of food, okay, please elaborate [72:01.1 - 72:03.5] Sure breakfast will wake up. We'll do oatmeal maybe [72:04.3 - 72:08.0] Some fruit we've done gluten-free vegan pancakes before [72:08.7 - 72:13.0] Lunchtime we'll do some sort of avocado toast. I'll do a fruit or vegetable with it [72:14.7 - 72:18.3] Dinner we'll do something similar. They'll have snacks during the day [72:19.5 - 72:23.1] When did this start? He's been eating a lot of fruit and vegetables [72:23.9 - 72:28.3] He's been eating food since she left in April of 2021 [72:29.2 - 72:32.6] Then you really didn't have to worry about the breastfeeding because he was eating [72:33.2 - 72:35.9] Avocado toast and gluten-free pancakes. That's right [72:35.9 - 72:40.1] That's why I said that she refused to let me take him because I believed he was ready and it was already eating full meals [72:40.1 - 72:44.9] By himself, but if he was already eating free full meals by himself since April of [72:45.5 - 72:46.7] 2021 [72:46.7 - 72:48.2] you [72:48.2 - 72:53.5] Acquiesced to her demands to breastfeed even though it cost you visitation time during that span [72:54.5 - 73:00.6] My goal is to cooperatively co-parent. Yes or no? Yes. So if you wanted to fight back and [73:01.4 - 73:04.0] See your kids diligently you could have said [73:05.0 - 73:10.7] The court order allows me to take River for feeding so I don't care if you want to breastfeed him [73:10.7 - 73:15.3] I'm gonna feed him avocado toast or something, right? You could have fed him solid foods [73:15.4 - 73:17.4] I did feed him solid foods [73:17.4 - 73:22.7] But I'm not gonna do something that it's gonna create contention between my co-parent and I I'd rather if she's being honest with me [73:22.7 - 73:26.4] And

saying he needs breast milk to believe that and allow her to feed him during that younger age [73:26.4 - 73:28.4] They're not about right now about months ago [73:28.7 - 73:35.0] So you agree with her? Is it fair to say that you agree with her about some co-parenting decisions, but not others? Yes [73:35.1 - 73:37.1] okay, so you [73:37.8 - 73:41.8] Agreed with her up until you didn't that breastfeeding River made the most sense [73:41.8 - 73:43.8] I've [73:44.0 - 73:47.0] Never said that it makes sense if she's doing as often [73:47.0 - 73:52.7] She is to not have a harsh transition where dad shows up and then cuts off breastfeeding if he's doing it all day now [73:53.0 - 73:58.8] He's not breastfeeding as much and he's able to go several days, which we've done out of practice now, [73:58.8 - 74:03.8] with no breast milk, like this last trip we did that, and he did great under my care. [74:03.8 - 74:08.0] How much is it going to cost you for groceries for this visit in San Diego, do you know? [74:08.0 - 74:09.0] I don't know. [74:09.0 - 74:11.6] Well, how are you going to pay for it if you're so strapped? [74:11.6 - 74:16.7] Well, I've paid for it every time I go to Arizona. It'd be even cheaper because I have all the stuff in my house. [74:16.7 - 74:19.3] I already have a kitchen full of things, spices, things. [74:19.3 - 74:21.3] When I go there, I've got to start from scratch. [74:21.3 - 74:22.7] You feed him spices? [74:22.7 - 74:24.7] No, things to cook with is my point. [74:24.7 - 74:29.7] So, I don't come with a whole kitchen full of cooking supplies to Arizona with baking powder and things. [74:29.7 - 74:33.4] At my house in San Diego, I have everything needed to cook a meal. [74:33.4 - 74:34.7] So, I'm not staying at a hotel. [74:34.7 - 74:38.0] So, it would be actually less expensive to provide groceries, [74:38.0 - 74:41.7] which I already do in Arizona, when I'm home with him in San Diego. [74:46.3 - 74:50.5] How old was River when Ms. Clifford left Redding? [74:50.5 - 74:52.1] Give or take six months. [74:52.1 - 74:54.4] And he was eating that kind of food that you just testified about? [74:54.4 - 74:58.8] Not all those things, no. He was starting to eat solid. He was eating some solid foods at that time. [74:58.8 - 74:59.8] Was starting to. [74:59.8 - 75:01.6] Gluten-free pancakes? [75:01.6 - 75:02.2] No. [75:02.2 - 75:04.2] Avocado toast? [75:04.2 - 75:05.8] Maybe avocado. [75:05.8 - 75:07.8] Oh, okay. [75:14.6 - 75:18.0] When did you have your first overnight with the children? [75:18.0 - 75:21.1] I don't remember the date. Sometime in August of this year. [75:21.1 - 75:22.9] Wasn't that a memorable event for you? [75:22.9 - 75:24.8] Yes. [75:24.8 - 75:27.5] Then why can't you remember it? [75:27.5 - 75:32.7] The date is arbitrary. That's not as important to me as the time that we had together. [75:32.7 - 75:34.4] And you all slept in the same bed? [75:34.4 - 75:35.5] Yes. [75:35.5 - 75:38.8] Are you worried about further accusations about you molesting your daughter? [75:38.8 - 75:40.7] Not one bit. [75:40.7 - 75:41.5] Why not? [75:41.5 - 75:43.7] Because I'm an honest man. It's a great father. [75:43.7 - 75:48.8] And when I'm with them, I'm perfectly present and treat them respectfully and with care. [75:48.9 - 75:54.8] But you declared in your testimony at your last deposition that you tell lies. Remember that? [75:54.8 - 75:58.6] I said that I have told a lie, as have everyone else in the world. [75:58.6 - 76:01.5] Okay. So you're not honest because you lie. [76:01.5 - 76:04.5] Objection misstates the testimony. [76:04.5 - 76:07.7] You just shook your head. Do you want to give an audible response to that? [76:07.7 - 76:11.7] Sure. I do not lie often, and it's human for people to have lied in their lifetime. [76:11.7 - 76:15.4] So it's not indicative of my character or how I am as a father. [76:15.4 - 76:18.2] You don't lie often, but you do lie sometimes. [76:18.2 - 76:19.7] Very rarely. [76:19.7 - 76:20.8] Okay, but you do lie. [76:20.8 - 76:22.4] No. [76:22.4 - 76:24.9] That would indicate that I do it often, or I practice that. [76:24.9 - 76:28.2] I've done, but everyone has lied. [76:28.2 - 76:31.7] So I'm

not perfect, and nor is anybody else. [76:31.7 - 76:33.9] Everybody has lied in their lifetime, period. [76:33.9 - 76:37.2] I'll remember that when I take everybody else's depositions, but... [76:37.2 - 76:37.9] No problem. [76:37.9 - 76:41.4] I asked you at the beginning if you could remember the last time you told a lie. [76:41.4 - 76:44.2] I cannot. It's been that long, so I cannot remember. [76:44.2 - 76:45.0] Okay. [76:45.0 - 76:48.7] And you haven't lied on any of your pleadings, right? [76:48.7 - 76:49.5] No. [76:49.5 - 76:50.5] Okay. [76:56.0 - 76:58.2] Paragraph number 20. [76:58.2 - 76:59.4] Quote, [76:59.4 - 77:06.7] I have done all things asked of me by this court and petitioner to show that the children are ready to return to San Diego. [77:06.7 - 77:07.7] Is that a true statement? [77:07.7 - 77:09.1] Yes. [77:09.1 - 77:11.9] What did the court ask you to do that you've done? [77:12.0 - 77:13.0] Take a parenting course. [77:13.0 - 77:15.1] I've actually taken two parenting courses. [77:15.1 - 77:16.5] Why would you do that? [77:16.5 - 77:19.6] Because I wanted to be able to show that I've done more far and above. [77:19.6 - 77:20.6] And the one I took... [77:20.6 - 77:22.2] Isn't that expensive? [77:22.2 - 77:23.1] No. [77:23.1 - 77:23.9] Oh. [77:23.9 - 77:27.0] I took one that was in person, and it was like 12 hours of course. [77:27.0 - 77:32.6] So I wanted to do anything possible to show the judge that I'm serious about this, and I'm ready, and I have the skills and knowledge. [77:32.6 - 77:33.8] So what else? [77:33.8 - 77:34.5] That's one. [77:34.5 - 77:35.6] What else? [77:35.6 - 77:43.7] I've worked as hard as I can to understand their schedules, to accommodate their schedules, and maintain the consistency that their mother is doing with them. [77:43.7 - 77:46.8] I've made all the visitations I can within my financial budget. [77:46.8 - 77:48.0] That's a lot of consistency. [77:48.0 - 77:51.6] I maintain FaceTimes with them three times a week. [77:51.6 - 78:00.5] Aren't you concerned about the fact that you have had less than 50% visitation with your children since the court order? [78:00.5 - 78:06.0] And I'm talking about July of 2022 to December 12th of 2022. [78:06.0 - 78:10.3] No, because that fact, it comes off in a way that sounds like I don't go at all. [78:10.3 - 78:13.4] The visits are oftentimes shortened, but I'm still there regularly. [78:13.4 - 78:16.8] That consistency is much more important than doing this many hours. [78:16.8 - 78:19.1] I'm going, and I'm making trips to see them. [78:19.1 - 78:20.1] I'm regular in their lives. [78:20.2 - 78:22.4] There's not big gaps of time where I'm not in their lives. [78:22.4 - 78:25.5] But you had multiple occasions when you didn't show at all, did you? [78:25.5 - 78:26.9] That's not true. [78:26.9 - 78:31.1] Okay, but you know that Ms. Clifford declared that, right? [78:31.1 - 78:32.5] Yes, and that's not true. [78:32.5 - 78:34.0] Without her knowing, that's not true. [78:34.0 - 78:36.4] She always knew when I wasn't and was not going to be there. [78:36.4 - 78:37.6] I didn't ask if she knew. [78:37.6 - 78:39.9] I asked if you didn't show up. [78:39.9 - 78:45.8] So independent of Ms. Clifford's knowledge, there were multiple visits where you didn't show up at all. [78:45.8 - 78:47.4] Because I couldn't afford to go. [78:47.4 - 78:48.6] And it's been talked about in court. [78:48.6 - 78:50.2] We've gone over all this several times. [78:50.2 - 78:52.2] It's not new question or information. [78:52.2 - 78:53.1] It's all in the facts. [78:53.1 - 78:57.1] The judge has seen this, and he still rules for the kids to come here for a reason. [78:57.1 - 78:59.0] Because he's the judge and knows best. [78:59.0 - 79:01.1] So yes, I have missed visits, and he knows why. [79:01.1 - 79:02.9] Because I've not been able to afford to make every visit. [79:02.9 - 79:04.1] It's in the finances. [79:04.1 - 79:05.0] It's all clear. [79:05.0 - 79:09.1] So the bad dream of me is I don't understand where this is going. [79:09.1 - 79:10.3] You don't need to know. [79:10.3 - 79:11.9] Well, I don't think you know what you're doing. [79:11.9 - 79:14.3] You're just trying to beat me

down to try and get me to say things. [79:14.3 - 79:14.7] You're right. [79:14.7 - 79:16.2] I have no idea. [79:16.2 - 79:19.3] But here's the good thing. [79:19.3 - 79:21.4] So it's all financial, right? [79:21.4 - 79:25.6] So if it weren't for finances, you would have had all of your visits that were court-ordered. [79:25.6 - 79:26.9] If money weren't an issue... [79:26.9 - 79:28.3] Yes or no? [79:28.3 - 79:29.0] Yes. [79:29.0 - 79:30.0] Okay. [79:30.0 - 79:38.2] So if I can prove that you had the money to make your visits, and yet you didn't make them, then you just lied, didn't you? [79:38.2 - 79:39.7] I did not lie. [79:39.7 - 79:40.3] Yeah. [79:40.3 - 79:41.3] Okay. [79:41.3 - 79:43.6] I don't know what I'm doing, though, so remember that. [79:43.6 - 79:44.1] I will. [79:44.1 - 79:44.4] Thanks. [79:44.4 - 79:45.4] Okay. [79:45.4 - 79:49.3] So let's then talk about... [79:49.3 - 79:51.1] Do you have something for Ms. Clifford? [79:51.1 - 79:53.0] I see you're giving her ominous stares. [79:53.0 - 79:54.8] I can't make eye contact with somebody. [79:54.8 - 79:56.6] Well, what's your problem? [79:56.6 - 79:57.9] Don't stare at her like that. [79:57.9 - 79:58.9] I didn't say it was a problem. [79:58.9 - 79:60.0] Don't stare at her like that. [79:60.0 - 80:01.1] She's been looking at my client, too. [80:01.1 - 80:02.8] It's not a one-sided... [80:02.8 - 80:03.6] Who cares? [80:03.6 - 80:04.7] Don't stare at her like that. [80:04.7 - 80:06.3] Don't stare at her in a menacing way. [80:06.3 - 80:09.4] She's not menacing your client, including interrupting me. [80:09.4 - 80:12.5] Hold your client to the same accountability that you're holding him to. [80:12.5 - 80:14.1] She's been looking at him throughout this. [80:14.1 - 80:15.7] Maybe she's looking at you. [80:15.7 - 80:17.4] She's been looking at everyone, and so have you. [80:17.4 - 80:18.9] It doesn't matter what the two of them are doing. [80:18.9 - 80:19.8] I think it does matter. [80:19.8 - 80:23.1] And I'm telling you, don't stare at her like that again during this deposition. [80:23.1 - 80:24.8] You already threatened her with a gun before. [80:24.8 - 80:25.4] Don't do that. [80:25.4 - 80:26.2] That's not true. [80:26.2 - 80:27.4] It is true. [80:27.4 - 80:28.2] That's not true. [80:28.2 - 80:30.0] That's not true. [80:30.0 - 80:33.1] There's actually a picture of your client pointing a gun in the video. [80:33.1 - 80:33.7] Oh, that reminds me. [80:33.7 - 80:37.3] Do you have the video from when you broke your daughter's leg? [80:37.3 - 80:37.8] Objection. [80:37.8 - 80:40.1] Stop characterizing the question that way. [80:40.1 - 80:42.0] Do we have that video ready to play? [80:42.0 - 80:42.8] No, I do not. [80:42.8 - 80:43.5] Why? [80:43.5 - 80:44.3] I can look for it. [80:44.3 - 80:47.8] But you putting these false words into my mind and bashing me. [80:47.8 - 80:49.6] When can I expect to get the video? [80:49.6 - 80:50.9] Please stop interrupting me. [80:50.9 - 80:52.6] When can I expect to get the video? [80:52.6 - 80:55.2] I can show you right now, but I love some mutual respect. [80:55.2 - 80:59.4] And if you have to be breaking my character down falsely and saying things about me that aren't true. [80:59.4 - 81:01.1] It's not helpful. [81:01.1 - 81:02.5] It's my fault. [81:02.5 - 81:04.4] It's my fault that you don't pay child support. [81:04.4 - 81:05.3] You don't see your kids. [81:05.3 - 81:06.3] Is that it? [81:06.3 - 81:08.5] And you broke your daughter's leg. [81:08.5 - 81:12.2] And now you want to talk about that, but you don't want to talk about the molestation. [81:12.2 - 81:14.0] None of that's true. [81:14.0 - 81:19.8] The not paying support, the not visiting your kids 100% of the time, which part? [81:19.8 - 81:20.8] You're jumping all over the place. [81:20.8 - 81:21.9] I can't follow your train of thought. [81:21.9 - 81:22.9] I'm sorry. [81:22.9 - 81:23.3] That's right. [81:23.3 - 81:24.5] You have a bad memory. [81:24.5 - 81:24.9] That's right. [81:24.9 - 81:25.9] I remember that. [81:25.9 - 81:26.3] Okay. [81:26.3 - 81:27.9] I'm marking for the deposition. [81:27.9 - 81:28.5] I'm objecting. [81:28.5 - 81:29.1] I'm objecting. [81:29.1 -

81:32.9] I'm objecting to Mr. Miranda's line of questioning and his treatment of my client in this deposition. [81:32.9 - 81:35.9] It's harassing and abusive to my client. [81:35.9 - 81:38.3] If it continues, we're going to stop the deposition. [81:38.3 - 81:39.3] Again? [81:39.3 - 81:40.5] We're going to table the deposition. [81:40.6 - 81:43.1] I'm going to go in and ask for a protective order where you can be a civil person and [81:43.1 - 81:45.2] ask my client reasonable questions related to this action. [81:45.2 - 81:47.2] Are you going to do that now? [81:47.2 - 81:48.6] If you continue to do it, I'm going to. [81:48.6 - 81:51.2] Because that's the third time you've now threatened me during this deposition. [81:51.2 - 81:52.2] So you're doing it again? [81:52.2 - 81:53.4] I'm not threatening you. [81:53.4 - 81:56.1] I am advising you of the process here. [81:56.1 - 81:57.1] What process? [81:57.1 - 81:58.1] The legal process? [81:58.1 - 81:58.6] Yeah. [81:58.6 - 82:04.1] We have come here willing to participate in this deposition on a case that should not [82:04.1 - 82:05.6] be in this point. [82:05.6 - 82:08.9] This is his choice to participate in my deposition or not? [82:08.9 - 82:11.7] Didn't you try to get an order to prevent this? [82:11.7 - 82:13.1] I did try to get an order to prevent this. [82:13.1 - 82:16.1] So you didn't do the thing like you did last time where you released this deposition to [82:16.1 - 82:17.1] Volpe and tried to get rid of it. [82:17.1 - 82:18.1] I did that? [82:18.1 - 82:19.1] There was a... [82:19.1 - 82:20.1] I did that, Mr. Hurtado? [82:20.1 - 82:21.1] Yeah. [82:21.1 - 82:22.1] I called Peterson Reporting. [82:22.1 - 82:23.1] The only... [82:23.1 - 82:24.1] Tell me more, please, for the record. [82:24.1 - 82:25.1] The only... [82:25.1 - 82:26.1] What did you do? [82:26.1 - 82:27.1] Put this on the record. [82:27.1 - 82:28.1] Well, you're a witness. [82:28.1 - 82:29.1] Go ahead. [82:29.1 - 82:30.1] Please testify. [82:30.1 - 82:31.1] I really hope everyone sees this. [82:31.1 - 82:32.1] I called Peterson Reporting. [82:32.1 - 82:35.6] The only deposition transcript that was released was to you and your client. [82:35.6 - 82:36.6] Okay. [82:36.6 - 82:37.6] Mr. Volpe didn't get one. [82:37.6 - 82:38.6] No other... [82:39.3 - 82:40.3] I didn't get one. [82:40.3 - 82:41.3] Nobody else had one. [82:41.3 - 82:45.1] There is no reasonable way that he would have a certified copy of the transcript except [82:45.1 - 82:47.1] if your office did something or your client. [82:47.1 - 82:48.1] Okay. [82:48.1 - 82:49.1] So... [82:49.1 - 82:50.1] You already said this to the court. [82:50.1 - 82:51.1] I already said this to the court. [82:51.1 - 82:52.1] Are you here voluntarily? [82:52.1 - 82:53.1] No. [82:53.1 - 82:54.1] I have to be here. [82:54.1 - 82:55.1] Do you really live here? [82:55.1 - 82:56.1] You're right. [82:56.1 - 82:57.1] One of you got it right. [82:57.1 - 82:58.1] Okay. [82:58.1 - 82:59.1] Maybe you should try practicing law. [82:59.1 - 83:00.1] Maybe make more money. [83:00.1 - 83:01.1] You should do the same thing. [83:01.1 - 83:02.1] Make more money. [83:02.1 - 83:03.1] I know. [83:03.1 - 83:04.1] Stop being a bully. [83:04.1 - 83:05.1] Yeah. [83:05.1 - 83:06.1] Stop being a bully. [83:06.1 - 83:07.1] I'm actually... [83:07.1 - 83:08.1] I'm done with you degrading my character. [83:08.1 - 83:09.1] I'm done with this. [83:09.1 - 83:10.1] Oh, really? [83:10.1 - 83:11.1] What does that mean? [83:11.1 - 83:12.1] Are you leaving? [83:12.1 - 83:14.8] Well, you keep dissing who I am as a person, what I do for a living. [83:14.8 - 83:15.8] What's the point of that? [83:15.8 - 83:17.4] It's hurtful and unhelpful. [83:17.4 - 83:18.4] Okay. [83:18.4 - 83:20.6] I'll keep that in mind. [83:20.6 - 83:25.5] So you wrote, this is also paragraph 20, quote, Petitioner has done nothing but frustrate [83:25.5 - 83:33.5] and limit my relationship with the children as evidenced by her conduct on May 23rd, 25th, [83:33.5 - 83:40.4] 2022 that necessitated my ex parte action on May 26th of 2022. [83:40.4 - 83:47.7] What's the conduct that you're referring to? [83:47.7 - 83:48.7] I don't recall. [83:48.7 - 83:50.5] Well,

you wrote that, right? [83:50.5 - 83:51.5] Yes. [83:51.5 - 83:52.8] I don't recall. [83:52.8 - 83:55.4] How can you not recall that at this point? [83:55.4 - 83:57.3] I don't recall. [83:57.3 - 84:03.4] What was your ex parte action on May 26th that was necessitated? [84:03.6 - 84:07.4] I think that was the protective order for the release of the deposition transcript, [84:07.4 - 84:09.7] if I remember correctly. [84:09.7 - 84:12.2] You appeared ex parte for that? [84:12.2 - 84:14.2] I don't recall. [84:14.2 - 84:15.5] Okay. [84:15.5 - 84:19.5] So what were you referring to when you signed this on October 7th? [84:19.5 - 84:20.5] I don't recall. [84:20.5 - 84:23.2] There's been so many things in this case, I don't remember each of the details and dates. [84:23.2 - 84:24.2] I apologize. [84:24.2 - 84:26.3] I have a reasonably decent memory. [84:26.2 - 84:30.6] This has been a lot. I don't remember all the dates and what topical things were. I don't recall. [84:31.8 - 84:37.2] Quote, despite petitioner's best efforts to force me to give up on my children because of this [84:37.2 - 84:43.2] litigation, I cannot abandon them. I love my children deeply and will do everything to assure [84:43.8 - 84:47.1] that they have the father that they deserve. Did you write that? [84:47.1 - 84:47.6] I did. [84:48.2 - 84:51.0] What best efforts by her are you referring to? [84:51.8 - 84:56.2] She said to me verbatim, face-to-face, it's best if you just went away. [84:57.4 - 85:00.6] What efforts though, aside from her saying that, are you talking about? [85:00.6 - 85:04.4] Filing two false allegations of child abuse, sexual abuse. [85:04.4 - 85:06.2] You don't want to invoke the fifth before you start talking about that? [85:06.2 - 85:07.8] I'm just answering her question. [85:07.8 - 85:08.1] Okay. [85:08.1 - 85:10.6] These are the things that she did that were her best efforts. [85:11.2 - 85:11.8] Anything else? [85:13.9 - 85:19.2] Her father harassed me as well and also physically accosted the person I was with. [85:19.2 - 85:23.5] This was early last year and in my face said, you'll regret the day that you met me. [85:24.2 - 85:29.2] The bullying tactics for entire family and yourself included has been incessant this entire time. [85:29.2 - 85:33.9] Over-litigating everything, unnecessarily so, is not beyond any of us that are in this room right [85:33.9 - 85:39.2] now. It's been way too much for nothing that's going on. I'm here. I keep showing up every [85:39.2 - 85:42.6] court date. I'm a dad who wants to know their lives. Deadbeat dad doesn't show up to hearings, [85:42.6 - 85:45.1] doesn't pay any support. I'm the one that's wanting to be here. [85:45.1 - 85:46.1] You don't pay support. [85:46.1 - 85:47.6] Yes, I do pay support. [85:47.6 - 85:52.8] I paid 16 months of full support. In fact, up until recently when my money is gone, [85:52.8 - 85:58.2] I'm paying all that I can. My bank accounts down to \$400 or so every month. I'm paying as much as [85:58.2 - 86:04.2] I can. Deadbeat dad wouldn't show up consistently over and over and over. What is the intention of [86:04.2 - 86:08.2] you and your client to get me out of the kid's lives or make it difficult? Why wouldn't it be [86:08.2 - 86:10.7] a supportive effort? Great. We want the kids to be with their dad. [86:10.7 - 86:13.4] Are there any other best efforts from her that you can think about? [86:13.4 - 86:15.7] Well, those are a lot. Those are some pretty big stuff. [86:15.8 - 86:21.8] Okay. And that includes myself and Mr. Clifford, her father? That's part of her efforts? [86:22.5 - 86:25.0] All of the practices of the law firm in this case, yes. [86:25.6 - 86:26.8] Okay. My law firm? [86:27.6 - 86:30.2] Well, she's had four different law firms, every law firm that she's had, [86:30.2 - 86:32.2] but yours has been the longest on the case. [86:32.2 - 86:36.6] Okay. And when you declared that you will do everything to assure that they have the [86:36.6 - 86:39.0] father that they deserve, what does that mean? [86:39.0 - 86:41.8] That means what I'm doing right now. I'm fighting for my life for my kids. [86:42.6 - 86:42.9] Okay. [86:42.9 - 86:44.1] Doing everything I can. [86:44.1 -

86:47.4] And that includes the visits you don't exercise? [86:47.4 - 86:50.5] It breaks my heart when I can't because I can't afford it. And I say it to her in [86:50.5 - 86:54.0] Talking Parents. I write that to her verbally. That's all documented. [86:54.0 - 86:55.2] I want to be there every minute I can. [86:55.2 - 86:56.6] But it includes that, right? [86:56.6 - 87:00.3] That's my best effort. My best efforts every month is what I'm going through to see my kids, [87:00.3 - 87:02.6] even if it's for one visit, not two per month. Yes. [87:02.6 - 87:06.1] And it includes the underpayment of child support, correct? [87:06.1 - 87:08.5] I'm paying everything I can. It includes everything that I'm doing. [87:09.4 - 87:09.8] Okay. [87:13.1 - 87:15.6] So you believe that you're a good father to your children? [87:15.6 - 87:17.4] I'm an amazing father, actually. [87:17.4 - 87:18.9] Why are you an amazing father? [87:18.9 - 87:23.6] Because I'm so present with them and they are my life. They are my heart. I've wanted to be a [87:23.6 - 87:28.5] father my entire life. I will do anything for them and I fight hard right now for them. [87:28.5 - 87:33.7] I am an amazing father. I care about my kids more than anything else in my life. [87:34.3 - 87:37.0] So who's supposed to support your children [87:37.9 - 87:42.1] if you're only paying her \$1,500 a month in child support? [87:42.1 - 87:46.0] Well, her parents seem to be paying all of her bills as she has no income [87:46.0 - 87:49.0] and she's able to live in a house that costs more than my place [87:49.0 - 87:52.1] in an area in the country that's less expensive than where I live. [87:52.1 - 87:54.4] So I would assume her parents are footing the bill. [87:54.4 - 87:57.5] The ones are also footing the bill for your attorney's office right now. [87:57.5 - 88:01.9] So you think it's the grandparents' responsibility to support your children? [88:01.9 - 88:02.5] I do not. [88:03.9 - 88:05.0] I'm supporting them to my best ability. [88:05.0 - 88:06.8] So she doesn't have a job, right? [88:06.8 - 88:07.2] Correct. [88:07.2 - 88:11.2] Okay. And you're not paying her the total amount of court-ordered child support? [88:11.2 - 88:15.0] I'm paying, up until a couple months ago, I was paying full court-ordered child support. [88:15.0 - 88:16.2] When did you stop that? [88:16.2 - 88:17.9] I think two months ago, if I remember correctly. [88:17.9 - 88:18.7] Okay, two months ago. [88:18.7 - 88:21.3] Objection. This is a testimony. He didn't say that he stopped paying child support. [88:21.3 - 88:22.8] He said he stopped paying spousal support. [88:22.8 - 88:24.7] You stopped paying the full child support. [88:24.7 - 88:28.5] The full child support, but I paid the full for like 16 months. [88:28.5 - 88:30.2] Yeah, I know, but you stopped, right? [88:31.0 - 88:34.2] I've been paying less than the full amount the past couple of months. [88:34.2 - 88:37.2] Right. And so who's supposed to support your kids? [88:37.2 - 88:40.7] Well, I would imagine with all the money she's accrued from me and not having any bills, [88:40.7 - 88:42.9] that she has plenty of money in her bank account to pay for [88:43.8 - 88:46.6] the little bit the kids need each week, as far as finances go. [88:46.6 - 88:48.4] How much money did you make last month? [88:49.0 - 88:50.2] I don't recall. Not much. [88:50.8 - 88:53.3] Well, you keep talking about how you have no money, [88:53.3 - 88:55.1] so you have no idea how much you even made? [88:55.1 - 88:57.0] Under \$3,000 last month. [88:57.0 - 88:58.0] That's all you made? [88:58.0 - 88:58.6] Yes. [88:58.6 - 89:04.3] Well, wait a minute. You went to Grand Cayman and they paid you \$4,000 for one vacation. [89:04.3 - 89:05.0] That was two months ago. [89:06.1 - 89:08.3] Well, no, that was October, wasn't it? [89:08.3 - 89:09.7] I had not been paid for October. [89:10.5 - 89:12.2] Oh, but you will be, right? [89:12.2 - 89:12.6] Yes. [89:12.6 - 89:16.0] So you'll book that revenue in November when you get paid? [89:16.0 - 89:16.6] Correct. [89:16.6 - 89:23.7] Okay. So you only made \$3,000 last month in addition to the trip that you made to Grand Cayman? [89:25.0 - 89:26.1] There's two different things.

[89:26.7 - 89:29.8] Well, explain it to me. How much money did you make last month?
[89:29.8 - 89:33.0] I don't remember. As I said, I don't recall, but less than \$3,000. [89:33.0 - 89:34.6] It's in the declaration. [89:35.7 - 89:39.4] Well, how could you live if your rent is \$3,600 a month? [89:40.2 - 89:41.9] I've depleted my savings up until now. [89:42.5 - 89:43.3] What savings? [89:43.8 - 89:45.6] There was savings before. Now it's gone.
[89:45.6 - 89:47.7] When did that gone? When was it gone? [89:48.3 - 89:49.9] When did that gone? I don't understand. [89:49.9 - 89:51.9] Well, you said it's gone. When did it go? [89:51.9 - 89:56.0] It's been slowly going away this entire 19-month process of this divorce.
[89:56.0 - 89:57.8] It should have been a long time ago. [89:57.8 - 90:01.8] So let's see. You last month paid rent of \$3,600. [90:02.5 - 90:03.0] Yes. [90:03.0 - 90:05.3] Right? And you only earned \$3,000? [90:05.3 - 90:06.1] Give or take, yeah. [90:07.0 - 90:08.9] What does that mean? Give or take, yeah. [90:10.2 - 90:11.2] Give or take \$3,000. [90:13.4 - 90:17.0] And that was you working 30 to 40 hours a week at One With The Ocean? [90:17.0 - 90:17.4] Yes. [90:18.1 - 90:19.8] And doing swim lessons? [90:19.8 - 90:20.3] Yes. [90:20.3 - 90:22.8] And doing swim lessons at the YMCA? [90:23.4 - 90:24.6] Yes. That's a very small thing. [90:24.6 - 90:27.6] And you also participated in the Swim The Avenues race? [90:28.4 - 90:29.0] Yes. [90:29.0 - 90:29.8] That's all you made? [90:30.7 - 90:31.7] We've already gone over this. [90:31.7 - 90:36.6] I've not received money from Swim The Avenues and expect to either see a loss or a very small profit. [90:36.6 - 90:41.4] My income from my week, my Grand Cayman gig, I have not been paid for yet. [90:41.4 - 90:42.2] So, yes.
[90:45.8 - 90:49.4] And when were your savings depleted? The ones that are now gone? [90:50.3 - 90:52.8] It's been slowly going away this entire 19 months. [90:52.8 - 90:55.0] When was it depleted? When did it get to zero? [90:55.6 - 90:56.8] In the past month. [90:56.8 - 91:00.3] Okay. And how much were those savings at the beginning of your [91:01.0 - 91:04.5] separation, meaning as of April 28th of 2021? [91:05.4 - 91:07.5] I don't recall. Somewhere around the tune of \$20,000. [91:08.5 - 91:17.5] So, you have expended that \$20,000 since April 28th of 2021 up until last month? [91:17.5 - 91:20.6] That and every other dollar I've earned, yes. [91:20.6 - 91:25.8] Where did you get those \$20,000 that you had on April 28th of 2021? [91:25.8 - 91:26.4] From working. [91:27.4 - 91:28.7] Working during the marriage, right? [91:28.7 - 91:29.4] Yes. [91:29.4 - 91:30.8] Okay. And you spent it all? [91:31.5 - 91:35.4] It's been depleted over time. I've been working and making less and less over time, [91:35.4 - 91:37.1] so the savings has dwindled. [91:37.1 - 91:39.2] But you're working harder now, aren't you? [91:39.2 - 91:39.5] Correct. [91:40.4 - 91:43.4] So, you're working more, but you're earning less? [91:43.4 - 91:44.5] Unfortunately, right now, yes. [91:45.4 - 91:49.4] We're a startup non-profit, so it's not directly equal to hours worked. [91:49.4 - 91:54.7] So, here on October 31st, the skewed stats were saying that I only worked 31 hours last month, [91:54.7 - 91:57.0] and I worked 31 hours of pay. [91:57.0 - 92:00.5] So, my revenue was, through the payroll system, [92:01.8 - 92:04.0] I was only paid \$2,500 or \$3,000 or whatever it was. [92:04.0 - 92:06.2] That was equal to 31 hours. [92:06.2 - 92:08.2] It doesn't mean I only worked that many hours. [92:08.2 - 92:09.5] Same when you work a 40-hour job. [92:09.5 - 92:11.5] You might work more than 40 hours in a week. [92:11.5 - 92:13.3] I was only paid four or 31 hours. [92:13.9 - 92:15.4] I worked the entire month. [92:15.4 - 92:17.5] And we're front-loading a lot of things. [92:17.5 - 92:18.7] Plan the Waves, for instance. [92:18.7 - 92:20.2] We've done a lot of work on that. [92:20.2 - 92:21.0] Well, we just talked about that. [92:21.0 - 92:22.2] I'm still talking, actually. [92:22.2 - 92:23.0] Well, good for you. [92:23.0

- 92:23.7] So, let me ask. [92:23.7 - 92:27.3] So, if you worked 30 to 40 hours a week last month, [92:27.3 - 92:29.9] you worked, what, 100 hours for One with the Ocean? [92:29.9 - 92:32.5] If you keep interrupting me, I will refuse to answer your questions, [92:32.5 - 92:35.4] because I'm explaining my stance and what you're asking me. [92:35.4 - 92:36.9] So, let me ask you again. [92:36.9 - 92:41.9] If you worked 30 to 40 hours a week in October of 2022, [92:41.9 - 92:45.3] how many hours did you actually work for the charity last month? [92:45.3 - 92:47.0] 30 to 40 hours a week. [92:47.0 - 92:48.9] And so, what, 120 hours? [92:49.6 - 92:52.0] Between 90 and 120 hours for the month. [92:52.0 - 92:54.5] And you said your pay stub only shows how much? [92:55.4 - 92:57.0] I said, give or take, \$3,000. [92:58.2 - 92:59.0] So, wait a minute. [92:59.0 - 93:02.5] You did all that work, and most of it was not for compensation? [93:03.1 - 93:05.8] Yes, because this is my project that I helped create. [93:05.8 - 93:08.4] This is my passion and where my heart is for my career. [93:08.4 - 93:11.1] I'm not just going to give up on it and walk away and start over fresh. [93:11.1 - 93:11.8] Whoa, whoa, whoa. [93:11.8 - 93:12.5] So, I'm sorry. [93:12.5 - 93:13.7] I didn't understand that. [93:13.7 - 93:21.4] So, you only worked for 17 hours of pay after working, what, 90 to 120 hours? [93:21.9 - 93:22.7] 31 hours. [93:23.8 - 93:28.5] 31 hours of pay for 90 to 120 hours of work? [93:28.5 - 93:29.0] Yes. [93:30.6 - 93:35.2] So, you're saying that you did that work for free. [93:35.2 - 93:35.7] Why? [93:36.2 - 93:38.1] Because this is my heart. [93:38.1 - 93:40.0] This is the business that I started from the scratch, [93:40.0 - 93:42.6] that I'm very proud of, and I want to continue growing, [93:42.6 - 93:45.1] despite efforts to try and shut my business down. [93:45.1 - 93:46.2] I'm not going to give up on this. [93:46.2 - 93:49.8] This is where I found something that I love, that I'm good at, I'm passionate about. [93:49.8 - 93:54.2] I've got a community surrounding me to support me and share in the vision and want to help as well. [93:54.2 - 93:55.6] So, this is not just me. [93:55.6 - 93:58.0] We have tons of people in this that see the value in this. [93:58.0 - 94:01.0] We're changing kids' lives, changing families' lives. [94:01.0 - 94:05.6] So, for me, monetary compensation has way less value and focal point for me [94:05.6 - 94:09.6] than something that creates impact and has a passion in my life that serves. [94:10.4 - 94:11.8] How many times did you rehearse that? [94:13.9 - 94:15.7] I just said it because it's genuine. [94:16.2 - 94:21.6] But what you just said was that passion project where you work for free, [94:22.6 - 94:25.0] you're worried about other kids' lives. [94:25.0 - 94:28.2] But wouldn't you agree that when you're not making money there, [94:28.2 - 94:31.2] you stop paying the full amount of child support to your own kids? [94:31.2 - 94:34.2] I'm working so that we raise more money so that I can pay that in full. [94:34.2 - 94:35.6] When is that going to happen? [94:35.6 - 94:36.6] Hopefully very soon. [94:37.3 - 94:41.0] So, you don't think you're in contempt of a court order [94:41.0 - 94:44.6] because you're voluntarily working for free and making less money? [94:44.6 - 94:45.2] Absolutely not. [94:45.8 - 94:46.1] Okay. [94:46.9 - 94:50.5] But if the judge orders that, then he'll be right, won't he? [94:50.5 - 94:51.9] No, he won't be right in that case. [94:51.9 - 94:52.2] Okay. [94:53.0 - 94:55.0] I'm sure he'll end up hearing that. [94:56.8 - 94:59.3] So, let's look at your income and expense declaration. [94:59.5 - 95:07.5] And I'm going to mark that. Oh, here's your certificate of completion. I'm going to mark this as Exhibit No. 5. [95:07.5 - 95:14.5] This is your income and expense declaration filed August 24, 2022. Here you go. [95:14.5 - 95:17.5] And is that your signature at the bottom of page 1? [95:17.5 - 95:18.5] Yes. [95:18.5 - 95:21.5] Dated August 23rd of 2022? [95:21.5 - 95:22.5] Yes. [95:22.5 - 95:32.5] Okay. So you list your employer as Smog Incorporated at 7206 Lantana Terrace in

Carlsbad. [95:32.5 - 95:33.5] Correct. [95:33.5 - 95:34.5] That's not correct, is it? [95:34.5 - 95:36.5] It's been since updated. [95:36.5 - 95:38.5] What does that mean? [95:38.5 - 95:41.5] Through the state and through federal, we've updated the address. [95:41.5 - 95:48.5] Well, you signed this form we just established on August 23rd of this year. Yes? [95:48.5 - 95:49.5] Yes. [95:49.5 - 95:53.5] When did you leave the Lantana Terrace residence? [95:53.5 - 95:57.5] Oh, no. January 2022. [95:57.5 - 96:01.5] Okay. So when you signed that, that wasn't the correct address, was it? [96:01.5 - 96:04.5] Things with the government take a long time to process. This had not been finalized. [96:04.5 - 96:08.5] So I wanted to at least keep it active and reflective of what you would find online on a database. [96:08.5 - 96:14.5] So that was still the address that was on for the business with a forwarding address to my new address. [96:14.5 - 96:20.5] But my question was, at the time that you signed this document, that wasn't the physical address of the business, was it? [96:20.5 - 96:21.5] No. [96:21.5 - 96:23.5] And you knew that, but you still signed it, correct? [96:23.5 - 96:27.5] No, because that was still the address on file. So that was accurate and that was honest. [96:27.5 - 96:32.5] Okay. And so what's the current address? [96:32.5 - 96:37.5] 316 A Street. My house address is where I accept mail. [96:37.5 - 96:39.5] That's the address of the business? [96:39.5 - 96:41.5] That's where we accept mail, yes. [96:41.5 - 96:44.5] I didn't ask you about accepting mail. Is that the address of the business? [96:44.5 - 96:46.5] Yes. [96:46.5 - 96:56.5] And according to your production and your objections and your responses for this deposition, you haven't filed a personal income tax return for 2021? [96:56.5 - 96:58.5] I filed for extension. [96:58.5 - 97:00.5] When did you file that? [97:00.5 - 97:02.5] I don't recall. [97:02.5 - 97:06.5] Okay. You didn't turn over a copy of the extension either, did you? [97:06.5 - 97:10.5] I tried to, and it didn't appear properly, and so we didn't want to use that. It said the wrong year. [97:10.5 - 97:16.5] This was through TurboTax, and it didn't read properly, and I knew it would be questioned, so I was not able to get a document otherwise. [97:16.5 - 97:20.5] It was there, but the dates were off, so I'm not sure what happened there. It was an error. [97:20.5 - 97:24.5] And it's your testimony that you don't remember when you filed requesting the extension? [97:24.5 - 97:26.5] I don't remember the date, no. [97:26.5 - 97:28.5] Was it within the last two weeks? [97:28.5 - 97:31.5] No, it was within the time that you were able to file for an extension. [97:31.5 - 97:33.5] What time is that? [97:33.5 - 97:36.5] I don't recall. Before the tax deadline is. [97:36.5 - 97:38.5] October 17th? [97:38.5 - 97:40.5] Yes. [97:40.5 - 97:42.5] That's when you did it? [97:42.5 - 97:44.5] Before the tax deadline. [97:44.5 - 97:46.5] What tax deadline? [97:46.5 - 97:48.5] For an extension. [97:48.5 - 97:51.5] Okay. So what would that be? October 17th of 2022? [97:51.5 - 97:54.5] I don't remember the date, but I think it was around that time, yes. [97:54.5 - 97:57.5] Okay. When are you going to file your personal income taxes? [97:57.5 - 98:01.5] I need to figure out how I want to do this, given the circumstances. [98:01.5 - 98:03.5] What does that mean? [98:03.5 - 98:06.5] Well, filing jointly or together. [98:06.5 - 98:08.5] What do you mean filing jointly? [98:08.5 - 98:09.5] Separate or together. [98:09.5 - 98:12.5] So you ask her if she wants to file jointly with you? [98:12.5 - 98:16.5] We've not talked about it. In fact, when we tried to talk about it, she said file an extension, period. [98:16.5 - 98:19.5] So you listened to her to file your own taxes? [98:19.5 - 98:21.5] Well, they're our taxes in that regard. [98:21.5 - 98:25.5] Well, no they're not. You guys are separated in 2021, right? [98:25.5 - 98:28.5] They're still our taxes. We're still legally married. [98:28.5 - 98:30.5] Who told you that? [98:30.5 - 98:31.5] Case. [98:31.5 - 98:33.5] Okay. According to whom?

You? [98:33.5 - 98:36.5] Speaking to my attorney about it. That's what he advised me on. [98:36.5 - 98:37.5] What attorney told you that? [98:37.5 - 98:40.5] Objection. Privilege. [98:40.5 - 98:45.5] Oh, so you already told me what he said, but then now he objects, so it must have been that attorney. [98:45.5 - 98:54.5] So if that's how it works, then you don't need her permission because you're still married and can file jointly, right? [98:54.5 - 98:55.5] I'm not certain. [98:55.5 - 98:57.5] Oh. When are you going to figure that out? [98:57.5 - 98:59.5] I'll figure it out this week. [98:59.5 - 99:01.5] How much money did you make in 2021? [99:01.5 - 99:05.5] I'm not sure yet, but less than I made in 2020. [99:05.5 - 99:06.5] How do you know that? [99:06.5 - 99:09.5] Because I've got an ID of the ballpark. [99:09.5 - 99:11.5] What the hell does that mean? [99:11.5 - 99:13.5] Ballpark would be a rough estimate of a number. [99:13.5 - 99:23.5] Okay. So all you have after 2021 and we're here today, what, the 7th of November of 2022 is a rough ballpark of your earnings? [99:23.5 - 99:31.5] It'd be very easy. I have my couple W-2s and I'd plug it in and that's it. It's not going to take long to do it. [99:31.5 - 99:40.5] But you haven't done it even though it's easy because you're waiting for a response from Ms. Clifford and she won't talk to you about it. Is that correct? [99:40.5 - 99:45.5] There's been so many things we've had to decide on and deal on. It's been tough to navigate every single thing. [99:45.5 - 99:51.5] Court date, hearing, preparing of documents that you guys keep requesting constantly, which is on purpose, I understand. [99:51.5 - 99:55.5] It's a lot. So I'm doing my best and I will file my taxes and as I always do. [99:55.5 - 99:57.5] You're going to file it individually then, correct? [99:57.5 - 99:58.5] I'm not certain yet. [99:58.5 - 100:02.5] Okay. Did you ask her today if she agrees to file jointly with you? [100:02.5 - 100:04.5] I haven't spoken to her today. [100:04.5 - 100:08.5] Okay. And when's the last time you asked her if she agrees to file jointly with you? [100:08.5 - 100:09.5] I have not asked her that recently. [100:09.5 - 100:11.5] When's the last time you asked her that? [100:11.5 - 100:12.5] I don't know. [100:12.5 - 100:13.5] So what are you waiting for then? [100:13.5 - 100:16.5] Just waiting to, I'm going to do it. [100:16.5 - 100:17.5] When? [100:17.5 - 100:18.5] I don't know. [100:19.5 - 100:25.5] Okay. Well, you know that you have reporting requirements related to the orders for child and spouse support, correct? [100:25.5 - 100:26.5] Yes. [100:26.5 - 100:31.5] All right. So are you intentionally not doing this so that we can't see your tax returns? [100:31.5 - 100:32.5] No, not at all. [100:32.5 - 100:35.5] Does Ms. Stachwick have your tax information today? [100:35.5 - 100:37.5] No, she's not my personal accountant. [100:37.5 - 100:40.5] Okay. But she certainly has it for one with the ocean, right? [100:40.5 - 100:42.5] She's only for one with the ocean. [100:42.5 - 100:46.5] Okay. And then what about your swim mechanic stuff? [100:46.5 - 100:47.5] What about it? [100:47.5 - 100:48.5] Who has that information? [100:48.5 - 100:49.5] I do. [100:49.5 - 100:53.5] Okay. But you don't have any profit and loss for that? [100:53.5 - 100:56.5] I need to work on this for my tax return, like I said. [100:56.5 - 100:59.5] Well, what about your income and expense declaration? [100:59.5 - 101:00.5] What about it? [101:00.5 - 101:05.5] You didn't provide one for this income and expense declaration that's August 24th of 2022, correct? [101:05.5 - 101:07.5] Didn't provide what? [101:07.5 - 101:12.5] I don't know. Balance sheet? Profit and loss? Anything? [101:12.5 - 101:17.5] What did you attach to that document relating to your swim mechanic business? [101:17.5 - 101:18.5] I don't recall. [101:18.5 - 101:20.5] Take a look at it and tell me. [101:20.5 - 101:21.5] Where is it? [101:21.5 - 101:24.5] It's your declaration. You tell me. [101:43.5 - 101:44.5] Okay. [101:55.5 - 101:58.5] Yeah, it's the information for one with the ocean here. [101:58.5 -

102:00.5] No, I asked you about swim mechanic. [102:00.5 - 102:04.5] Yeah, I don't see that. It's not on there. [102:04.5 - 102:08.5] Okay. And what's the one with the ocean information? Your pay stubs? [102:08.5 - 102:10.5] It's the payroll statements. [102:10.5 - 102:12.5] Right. That's it, right? [102:12.5 - 102:13.5] Yes. [102:13.5 - 102:18.5] Okay. So if you look at the next page, do you see there where you estimated your salary? [102:20.5 - 102:21.5] Yes. [102:21.5 - 102:32.5] And so you estimated your salary last month, which would have been July of 2022 at that time, as \$5,192.31? [102:32.5 - 102:33.5] Yes. [102:33.5 - 102:36.5] How did you make that estimation? [102:36.5 - 102:42.5] It was based off of payroll from the previous month, I believe. [102:42.5 - 102:48.5] Okay. So you can't make that estimation now and tell me how much you made last month? [102:48.5 - 102:49.5] I already did. [102:49.5 - 102:50.5] The \$3,000? [102:50.5 - 102:53.5] Give or take. I don't remember the exact amount. [102:53.5 - 102:56.5] Okay. How much did you make in September? [102:56.5 - 103:01.5] I don't remember. I've already submitted all those. We can look at it together. I just don't remember. [103:01.5 - 103:07.5] Well, what you submitted was the pay stubs from Gusto for one with the ocean, right? [103:07.5 - 103:08.5] Correct. [103:08.5 - 103:13.5] And you said that those are skewed in terms of what you were paid versus what you worked. [103:13.5 - 103:16.5] We're not talking about what I worked. We're talking about income. [103:16.5 - 103:21.5] I'm talking about what you worked. I'm talking about the fact that you claim to be working full-time, [103:21.5 - 103:26.5] but you're paying yourself, what, one week of salary? 31 hours? [103:26.5 - 103:29.5] That particular month, that was the case, yes. [103:29.5 - 103:32.5] How many hours have you worked for one with the ocean this month? [103:32.5 - 103:34.5] 30 to 40 hours a week. [103:34.5 - 103:40.5] Well, let's see. This month is the 7th. It's been one week, but you just got back from Grand Cayman, what, Sunday? [103:40.5 - 103:41.5] Correct. [103:41.5 - 103:47.5] Okay. So yesterday. So you were working when you were in the Grand Cayman on one with the ocean? [103:47.5 - 103:49.5] Mornings and evenings on my computer, yes. [103:49.5 - 103:51.5] Okay. And what were you doing? [103:51.5 - 103:52.5] What were you doing? [103:52.5 - 104:03.5] Working towards a holiday party, our year-end fundraiser, and our next meeting, which will plan our entire 23, and our initiatives. [104:03.5 - 104:12.5] Okay. So you indicated your projected 2022 salary, less than \$70,000? [104:12.5 - 104:13.5] Yes. [104:13.5 - 104:16.5] Okay. What did you base that on? [104:16.5 - 104:24.5] What I had made up until this point, monthly, and knowing that we have less money coming in the next couple months. [104:24.5 - 104:30.5] Well, up until that point, you'd made about \$60,000, according to your attached pay stubs, right? [104:30.5 - 104:32.5] I don't recall the exact amount, no. [104:32.5 - 104:37.5] Take a look at your pay stubs that you attached, and look at the year to date. [104:37.5 - 104:42.5] I believe your most recent was July of 2022. Do you see that? [104:42.5 - 104:43.5] \$42,000. [104:43.5 - 104:45.5] Okay. And what month is that? [104:45.5 - 104:46.5] July. [104:46.5 - 104:49.5] Don't close it. July. And what one's after that? [104:51.5 - 104:53.5] August, \$47,000. [104:53.5 - 104:55.5] Okay. And what's after that? [104:55.5 - 104:56.5] Nothing. [104:56.5 - 105:01.5] Can I take a look? You're looking at the net, aren't you? You're not looking at the gross. [105:01.5 - 105:03.5] You know the difference between gross income and net income, right? [105:03.5 - 105:04.5] Yes. [105:04.5 - 105:06.5] Okay. So where were you looking? [105:06.5 - 105:07.5] The bottom. [105:07.5 - 105:12.5] The bottom what? You mean the net income? No wonder it's so different. [105:12.5 - 105:14.5] So, if we go to your last one. [105:16.5 - 105:25.5] So now I'm looking at the document I gave you,

July 1, 2022 to July 31, 2022, gusto earnings statement. [105:25.5 - 105:31.5] Up at the very top, year to date, \$60,432.69, right? [105:31.5 - 105:32.5] Okay. [105:32.8 - 105:37.1] That's what it says, right? Yes. Okay, so when you fill out these income and expense [105:37.1 - 105:39.6] declarations, like the one that's before you, [105:39.6 - 105:43.3] are you listing your net income or your gross income? No, I'm doing my gross. [105:43.3 - 105:46.7] I had a quick glance because you looked at me and looked at the number and just said it. [105:46.7 - 105:51.8] Oh, okay. So if in July you'd already made over \$60,000, [105:51.8 - 105:56.3] why was your projection for the entire year less than \$70,000? [105:56.3 - 106:01.8] Because the final four months, I knew I'd be making less than \$3,000 a month. [106:02.3 - 106:06.8] How'd you know that? Because I know how much money we have in our account. [106:06.8 - 106:11.8] But you've testified today and previously that you get paid based on what the [106:11.8 - 106:14.7] account balances are for one with the ocean, right? Correct. [106:14.7 - 106:19.7] I know we'd have no big dollar revenue up until our final year end fundraiser at [106:20.0 - 106:20.6] the end of the year. [106:20.6 - 106:25.6] So I knew we have no big dollar money except for our recurring monthly donations. [106:26.2 - 106:28.7] And so I have a very strong idea of what that is this month. [106:28.7 - 106:30.8] It's very, very similar at least. [106:30.8 - 106:34.9] And so I know I'm not going to get a big \$10 check that would allow for a bigger [106:34.9 - 106:38.9] payment any of those months. So it was accurate representation. [106:38.9 - 106:43.3] So you're saying that when you signed that income and expense declaration on [106:43.3 - 106:46.5] August 23rd of 2022, [106:46.5 - 106:51.0] that you knew that you wouldn't make greater than \$3,000 a month at one with [106:51.0 - 106:52.8] the ocean for the rest of the year? [106:52.8 - 106:55.6] That was my guess that I think will be very accurate. Yes. [106:55.6 - 107:00.6] Okay. And yet you're still planning to work the remainder of the year, [107:00.7 - 107:05.2] 30 to 40 hours a week for that less than \$3,000 a month. Yes. [107:05.2 - 107:08.4] So I've been building this company for literally a decade under a different [107:08.4 - 107:11.1] name, but this is something that this is in my career. This is my career. [107:11.4 - 107:15.2] So you said that, but I'm just saying that's what you intended, right? [107:15.5 - 107:20.5] I will. You at that time realized I'm going to make less than \$3,000 a month, [107:21.8 - 107:26.4] even though I'm working up to 120, 160 hours a month. Absolutely. [107:26.9 - 107:29.4] Okay. And that's still your plan, right? [107:29.9 - 107:34.5] Yes. My plan, we will not let the business, uh, go any farther down. [107:34.5 - 107:36.3] We're only going to be growing from here and building them here. [107:36.6 - 107:39.6] The goal is to invest as much energy as possible to build this, [107:39.9 - 107:44.6] have more salient income for my family and continue to build the business that I [107:44.6 - 107:45.2] love. [107:45.2 - 107:49.0] Well, if you're working for such little money and your revenues, [107:49.0 - 107:51.0] your contributions are on the decline, [107:51.4 - 107:54.3] what is it exactly that you're building for your family? [107:55.0 - 107:58.2] Our child's program called playing the waves. It's been really, [107:58.4 - 108:01.3] I know your family, meaning your children with Ms. Clifford family, [108:01.5 - 108:03.4] not other people's children, right? [108:03.4 - 108:07.0] That's what we'll bring in more revenue to build a more sustainable income that [108:07.0 - 108:07.9] specifically will be. [108:07.9 - 108:10.4] And that's what we've been doing and focusing on almost exclusively. [108:10.6 - 108:13.7] And that's not working out at all, though. It is working out very well, actually. [108:13.7 - 108:18.0] So you're making more money. Not yet. No, it's not a direct return. [108:18.6 - 108:21.8] I like that on time investment. The hope is early

next year, [108:21.9 - 108:24.5] we bring on a new partner that maybe there's a new donor, [108:24.6 - 108:27.7] someone else who shares in the vision of the war doing. It has not happened yet, [108:27.8 - 108:30.9] but we are confident that it will and we will work and with the faith that it [108:30.9 - 108:31.7] will happen. [108:34.8 - 108:35.6] Okay. [108:40.7 - 108:45.3] So how come at number seven income for, from self employment, [108:45.4 - 108:47.8] I'm talking about page number two, you put TBD. [108:48.8 - 108:50.6] Because it's always TBD each month. [108:51.4 - 108:55.9] Well, did you read that form that you're supposed to provide the information? [108:56.6 - 108:57.5] Yes. [108:57.5 - 109:01.2] So TBD, the acronym meaning what to be determined. Yes. [109:01.8 - 109:06.0] So you couldn't list what your July income was? [109:06.4 - 109:07.4] Not at that time. No. [109:07.6 - 109:11.0] But it was the end of August, right? It was August 23rd when you signed it. [109:11.1 - 109:14.9] Yes. And you didn't know? No. You couldn't give a ballpark. [109:16.2 - 109:19.3] Probably could have given a ballpark. But you didn't, right? Correct. [109:19.8 - 109:23.6] And the accounting there is being done by whom? Statwick? [109:24.3 - 109:26.8] No, I'm doing that. Okay. You're doing that. [109:26.8 - 109:29.6] You're not doing that anymore with the help of Mr. Mattani? No. [109:30.1 - 109:33.2] Creating projections? Correct. Okay. [109:34.4 - 109:37.2] So as part of your self employment, [109:39.0 - 109:42.6] what's the Nike swim contract that you have? [109:42.7 - 109:47.2] That's not Nike real Nike, is it? Well, there's only one Nike. [109:47.2 - 109:52.2] So yes. Well, the contract you sent me is PEI. It's not Nike, right? [109:52.6 - 109:57.0] Well, they are under Perry Ellis. Perry Ellis? Yes. [109:57.6 - 110:01.6] So Perry Ellis is not Nike. It's Perry Ellis, right? [110:02.8 - 110:07.7] Perry Ellis runs the singular vertical of Nike swim. [110:08.2 - 110:11.7] That's the only vertical that Nike actually hires out for. So it's synonymous. [110:11.7 - 110:14.8] It's under the Nike, but Perry Ellis is the one that manages the brand. [110:15.1 - 110:18.9] Okay. So before we go any further, when did you get this? [110:18.9 - 110:22.9] What's your title? Nike swim global head coach. [110:23.1 - 110:24.0] What does that mean? [110:24.3 - 110:28.2] It means our contract is to create content and create instructional swimming [110:28.2 - 110:32.4] videos for them. Okay. And what's the duration of the contract? [110:32.4 - 110:34.6] 12 months. When did it start? [110:35.2 - 110:37.1] Well, it was supposed to start earlier this year, [110:37.1 - 110:39.8] got pushed back because of them, but it started, [110:39.8 - 110:44.5] we signed the actual contract and I don't remember the exact date. [110:44.5 - 110:45.4] Maybe it was [110:46.0 - 110:50.0] April, something like that. Of 2022. Right. Okay. [110:50.0 - 110:52.5] May, March. Okay. [110:52.7 - 110:55.2] And you didn't include that on your income and expense declaration. [110:55.3 - 110:56.2] I hadn't been paid for it. [110:56.9 - 111:00.9] So you signed a contract with Nike back in April or March of this year and you [111:00.9 - 111:03.7] haven't been paid for it? I haven't been paid now. I had not at that time. [111:03.8 - 111:04.9] When did you get paid? [111:06.6 - 111:08.2] Middle of August, I believe late August. [111:08.8 - 111:11.0] Well, you signed that August 23rd. [111:11.0 - 111:12.1] I know it was after this. [111:12.3 - 111:13.7] So the end of August, not the middle. [111:14.0 - 111:16.2] I wasn't sure. Yeah. One or the other. [111:16.7 - 111:22.7] Okay. Well, so that's income to you, right? That's 10 grand. Yeah. Okay. [111:23.3 - 111:27.3] And then you just got four grand for your trip to Grand Cayman. [111:27.8 - 111:31.6] I've not gotten it yet. But you will get paid, right? Yes. Okay. [111:34.2 - 111:38.4] And so you're not working less at the charity because you're not getting paid [111:39.2 - 111:43.2] And so you're not working less at the charity because you're doing these other [111:43.2 - 111:45.9] things,

are you? I didn't say I'm working less. Right. [111:45.9 - 111:49.8] But you're taking less money, right? Because of things we've already discussed. [111:50.8 - 111:52.6] Okay. All right. [111:53.0 - 111:57.8] So on your next income and expense declaration, you're going to list the Nike? [111:58.2 - 112:02.3] Yes. Okay. So what are the videos you have to do for them? [112:03.0 - 112:06.5] Different topical things on swimming technique. How many videos? [112:06.7 - 112:08.8] It's 12 videos. What duration? [112:09.8 - 112:13.4] 15 seconds to a minute. They're short. So that should be easy to do, right? [112:13.7 - 112:15.5] No. There's a lot of editing, a lot involved. [112:15.8 - 112:18.3] You're going to do the editing to free stuff. Yes. [112:19.3 - 112:21.8] Is that what you do? You're an editor of videos. [112:22.5 - 112:26.0] I studied film in college. I know how to. I'm proficient. I'm not an expert. [112:27.3 - 112:30.6] They take a lot of time. It takes time to stage the lighting of a pool. [112:31.0 - 112:33.4] Filming in a pool is not easy, much less in the open water. [112:33.4 - 112:35.6] So getting the footage for these videos is not easy. [112:36.6 - 112:37.6] They're time consuming. [112:38.8 - 112:42.2] So you're not actually coaching people, right? You're just making videos. [112:42.8 - 112:45.3] It's a bit of both. Some of the videos are me coach people and some are me [112:45.3 - 112:48.4] demonstrating things and talking about the lecture sense. [112:48.6 - 112:50.4] How did a guy like you get this contract? [112:50.7 - 112:55.3] So I've been doing this almost full time for like over 12 years and I am very good [112:55.3 - 112:59.9] at what I do. I'm sorry. What I meant was how did you get a contract with Nike? [112:59.9 - 113:02.9] Meaning how did this come to be? Did you contact them? [113:03.0 - 113:05.9] They contacted me. Who contacted you? Perry Ellis? [113:06.4 - 113:11.6] Well, the Nike employees, but they're hired by Perry Ellis, but they work in the [113:11.6 - 113:12.6] Nike office. [113:12.8 - 113:14.8] OK. And why is it a one year contract? [113:15.3 - 113:17.0] That's probably standard. That's what they chose. [113:17.6 - 113:19.1] So you have a year to make the videos? [113:20.1 - 113:25.4] Not quite. They're dosed out, but I submit them once every month, basically. [113:25.8 - 113:30.9] So if you signed a contract with them in March or April, why then did they wait [113:30.9 - 113:35.2] just until after you signed your income and expense declaration on August 23rd of [113:35.2 - 113:37.6] 2022 to pay you the \$10,000? [113:37.8 - 113:39.2] They put their entire account on hold. [113:39.2 - 113:42.5] If you look at their social media, there's like a three and a half month silence from [113:42.5 - 113:46.5] them. So Nike corporate asked if they do any partnerships on hold. [113:46.9 - 113:49.6] Something that happened. Speculation somewhere else. [113:49.6 - 113:53.2] So they put their entire account on hold all of the summer, which was not ideal for [113:53.2 - 113:54.6] anybody, including their employees. [113:54.7 - 113:58.5] So if you look at their social media, no posts from those entire three months. [113:59.8 - 114:03.8] OK. So that's why they didn't pay you until right after you signed your income and [114:03.8 - 114:05.0] expense declaration? Correct. [114:05.8 - 114:09.5] OK. And so you didn't do any work for them prior to that, right? [114:09.6 - 114:10.6] No. OK. [114:11.4 - 114:13.1] And so they're based out of Florida? [114:15.4 - 114:18.8] Not sure about that. The Nike Swim employees are in Beaverton, Oregon. [114:20.0 - 114:23.5] OK. But Nike Swim is Perry Ellis in Florida, isn't it? [114:24.3 - 114:27.3] Their employees are at the office at Nike in Oregon. [114:28.3 - 114:30.2] Maybe not all of them, but the ones that are my contacts. [114:30.2 - 114:32.6] So who do you report to? The people in Beaverton, Oregon? [114:33.0 - 114:34.7] Yes. Who do you report to up there? [114:35.0 - 114:36.2] It was Brianna Scholl. [114:36.7 - 114:37.7] Can you spell that, please? [114:37.9 - 114:38.9] S-H-O-W-E-L-L. [114:40.4 -

114:42.9] OK. What's Brianna Scholl's title? [114:43.1 - 114:45.4] I think vice president of marketing for Nike Swim. [114:46.0 - 114:47.7] OK. You think or you know? [114:48.2 - 114:49.2] I think. [114:49.2 - 114:53.5] OK. And she told you that the reason they didn't pay you is because they paused their [114:53.5 - 114:55.1] social media campaign. [114:55.2 - 114:57.5] It wasn't about the payment. It was about the contract itself. [114:57.5 - 115:01.0] We weren't able to go live until they got everything confirmed from corporate Big [115:01.0 - 115:04.5] Nike to even move forward with any partnerships, including my own. [115:05.5 - 115:07.5] OK. And how many videos have you done? [115:08.0 - 115:09.0] I've only submitted two. [115:09.5 - 115:10.8] OK. When did you submit them? [115:11.8 - 115:14.1] I don't recall within the past eight weeks. [115:15.0 - 115:16.6] How long did each one take you to make? [115:17.4 - 115:19.1] I don't recall. A few hours. [115:20.3 - 115:25.2] OK. So if you have to do 12 of them, you think it'll take you more than 24 [115:25.2 - 115:26.1] hours? [115:26.1 - 115:27.1] Yes. [115:27.1 - 115:28.1] OK. 48 hours? [115:30.2 - 115:31.2] Perhaps. [115:31.4 - 115:32.4] OK. [115:33.2 - 115:34.9] Where did you submit them to Ms. Scholl? [115:35.7 - 115:38.4] Through a Dropbox, like shared drive. [115:38.6 - 115:39.6] Right. But to whom? [115:41.0 - 115:44.4] Herself and another employee that I'm blanking on her name right now. [115:45.1 - 115:46.1] The two of them. [115:49.6 - 115:52.9] And that contract will be up then in March or April of next year? [115:55.0 - 115:56.5] Yes, I believe. [115:57.9 - 115:58.9] So March. [115:59.2 - 116:00.2] Yeah. [116:00.2 - 116:02.3] So they gave you this contract. [116:02.3 - 116:04.0] Nike gave you this contract. [116:04.7 - 116:06.1] And I ask you how to guy like. [116:06.1 - 116:07.7] You get it. [116:07.7 - 116:12.4] Did they see any of the online stuff that was posted by Mr. Volpe, do you know? [116:12.4 - 116:13.4] Not sure. [116:13.4 - 116:14.4] Okay. [116:14.4 - 116:17.8] So it didn't affect your ability to get a contract with Nike, it's just affected your [116:17.8 - 116:20.0] ability to raise money for One with the Ocean? [116:20.0 - 116:21.2] Contract was in place before that. [116:21.2 - 116:22.2] Oh really? [116:22.2 - 116:23.2] When was it in place? [116:23.2 - 116:25.4] What you just said, March. [116:25.4 - 116:27.1] And Mr. Volpe did the story when? [116:27.1 - 116:28.1] I think it was April. [116:28.1 - 116:31.1] Okay, and when did you start negotiating for the contract? [116:31.1 - 116:32.1] Two years ago. [116:32.1 - 116:35.6] I've been building this for over two years, and we built confidence in me because I've [116:35.6 - 116:39.8] done things with them, done other photos for them, and I've been in touch with their [116:39.8 - 116:40.8] employees for two years. [116:40.8 - 116:44.6] I've been working on this for a very long time, far before Volpe. [116:44.6 - 116:48.1] So they know me as a person, they know me as a coach. [116:48.1 - 116:49.1] Okay. [116:49.1 - 116:52.2] So two years ago, if I'm not mistaken, you were still married to Ms. Clifford, right? [116:52.2 - 116:58.6] Yeah, we probably started talking about me sometime in the middle of 21. [116:58.6 - 117:04.1] But I had a relationship with them over two years ago for something different, but that [117:04.1 - 117:05.4] started the relationship. [117:06.2 - 117:08.2] So you and she would have talked about this during your marriage, right? [117:08.2 - 117:11.3] Well, we weren't talking about this, it wasn't related, it's not where we were. [117:11.3 - 117:13.9] So you were working it, but you weren't talking to her about it? [117:13.9 - 117:15.2] I was talking to her about it. [117:15.2 - 117:17.8] So she knew that you were trying to get some deal with Nike Swim during your marriage? [117:17.8 - 117:19.5] We were nowhere near that at that point. [117:19.5 - 117:22.5] They pitched the idea to me, I had not pitched the idea to them. [117:22.5 - 117:26.7] When did they first pitch it to you? [117:26.7 - 117:27.7]

Sometime late 21. [117:27.7 - 117:31.0] The original intention, and what she knows, we talked about, was to get a sponsorship [117:31.0 - 117:34.3] with One with the Ocean that did not materialize. [117:34.3 - 117:35.4] That was the original intention. [117:35.4 - 117:40.9] So there was no talk originally for the swim mechanic or me, it was just for the non-profit. [117:40.9 - 117:43.9] And then COVID hit, and everything went on pause. [117:43.9 - 117:47.8] Are you worried about them reading the stories that Mr. Volpe published? [117:47.8 - 117:53.2] I've already talked to them, and they know who I am, and they support me, and they don't... [117:53.2 - 117:54.2] yeah. [117:54.2 - 117:56.2] What does that mean, I've already talked to them? [117:56.2 - 118:03.1] I gave my contacts a heads up that there might be something, someone's contacting them, or [118:03.1 - 118:08.3] something that would circulate, and so I did my diligence of getting ahead of it. [118:08.3 - 118:10.0] Who did you say that to? [118:10.0 - 118:11.0] Brianna Scholl. [118:11.0 - 118:12.0] Okay. [118:12.0 - 118:16.9] So if I contact her, then she would tell me that you contacted her and gave her a heads [118:16.9 - 118:17.9] up? [118:17.9 - 118:18.9] Yeah. [118:18.9 - 118:19.9] What did you tell her in your heads up? [118:19.9 - 118:23.4] I told her exactly that, that there's a smear campaign that's been created that's been going [118:23.4 - 118:27.4] around, and that it might come to attention or it might not. [118:27.4 - 118:30.3] So Mr. Volpe has a smear campaign against you? [118:30.3 - 118:31.3] Is that your testimony? [118:31.5 - 118:33.3] That's what we've been referring to this entire time, yes. [118:33.3 - 118:35.3] Right, but I'm asking you, is that what you're saying? [118:35.3 - 118:37.7] That he's got a smear campaign against you? [118:37.7 - 118:38.7] Yes. [118:38.7 - 118:39.7] Okay. [118:39.7 - 118:44.3] But everything you said in your deposition, the transcript that you have said that I gave [118:44.3 - 118:49.1] to him, the deposition of November 2nd of 2021, was truthful, right? [118:49.1 - 118:50.1] Yeah. [118:50.1 - 118:51.7] Because you said it under penalty of perjury? [118:51.7 - 118:52.7] Yes. [118:52.7 - 118:57.1] So how could it ever be a smear campaign if it was based on the truth of your statements? [118:57.1 - 119:01.2] Because of the way it was structured and skewed. [119:01.2 - 119:09.6] To take a family law divorce deposition and inject that into a non-profit business story [119:09.6 - 119:13.2] is incredibly irrelevant, and it's not the same thing. [119:13.2 - 119:18.7] So it is a smear campaign, but it's with the intention to hurt someone's reputation. [119:18.7 - 119:20.1] Okay. [119:20.1 - 119:26.0] So the money that you make for the charity then, it's skewed even though it's the money [119:26.0 - 119:27.0] you make. [119:27.0 - 119:29.3] No, he lied about it, and the damage was already done. [119:29.3 - 119:33.8] He lied about he over-inflated my salary, and then that circulated for the few days [119:33.8 - 119:34.8] that everyone saw it. [119:34.8 - 119:35.8] The damage was already done. [119:35.8 - 119:39.6] And at the very bottom of the article, he corrected that he spoke to my attorney and [119:39.6 - 119:43.0] put the salary that was like 20% lower than what he said. [119:43.0 - 119:45.6] No one's going to reread the article a second time and go to the very bottom. [119:45.6 - 119:46.8] So here he did the damage. [119:46.8 - 119:49.9] So that was the most hurtful piece of what he did. [119:49.9 - 119:51.6] So Mr. Volpe lied in his article? [119:51.6 - 119:52.6] Yes, he did. [119:52.6 - 119:53.6] Okay. [119:53.6 - 119:54.6] How many times? [119:54.6 - 119:55.6] I don't know. [119:55.6 - 119:59.9] He said it's a smear campaign, so can you estimate how much of his articles about you [119:59.9 - 120:00.9] are lies? [120:00.9 - 120:02.1] I'd have to look at it again. [120:02.1 - 120:06.0] I choose not to look at it because it's not something that I want to spend time on or [120:06.0 - 120:07.0] energy on anymore. [120:07.0 - 120:09.6] Well,

how would you know if there are lies in there if you don't look at it? [120:09.6 - 120:11.4] I did look at it. [120:11.4 - 120:13.9] And you said that Mr. Mattani corrected him? [120:13.9 - 120:14.9] Yes. [120:14.9 - 120:18.3] He sent him, that's when he sent the letter threatening to sue. [120:18.3 - 120:19.3] Is that the correction? [120:19.3 - 120:20.6] I don't, I'm not sure about that. [120:20.6 - 120:22.1] Did you read that one? [120:22.1 - 120:23.1] Read what? [120:23.1 - 120:24.5] The letter Mr. Mattani sent to him. [120:24.5 - 120:25.5] Sorry, I didn't mean to laugh. [120:25.6 - 120:27.6] Did you read the letter that he sent to him? [120:27.6 - 120:30.0] I don't recall which letter you're talking about. [120:30.0 - 120:33.6] Are you aware that your attorney sent any letter to Mr. Volpe? [120:33.6 - 120:34.6] An email. [120:34.6 - 120:36.6] I don't know about a letter, but an email. [120:36.6 - 120:37.6] Okay. [120:37.6 - 120:40.7] And in the email, did he threaten to sue Mr. Volpe for defamation? [120:40.7 - 120:41.7] Not that I'm aware of. [120:41.7 - 120:42.7] I don't recall. [120:42.7 - 120:43.7] Okay. [120:43.7 - 120:54.7] What is Palm Heights Athletics? [120:54.7 - 120:59.6] That's just a branding they use for their fitness programming. [120:59.6 - 121:00.6] Who's they? [121:00.6 - 121:01.6] Nike? [121:01.6 - 121:02.6] PEI? [121:02.6 - 121:03.6] Palm Heights, the hotel. [121:03.6 - 121:04.6] Oh, Grand Cayman. [121:04.6 - 121:08.8] Well, it's called Palm Heights. [121:08.8 - 121:09.8] Okay. [121:09.8 - 121:12.6] And they have a division called Palm Heights Athletics? [121:12.6 - 121:15.2] It's just a branding they use for their fitness. [121:15.2 - 121:16.2] Okay. [121:16.2 - 121:19.6] And so you have a contract with them? [121:19.6 - 121:21.4] No contract. [121:21.4 - 121:22.4] Okay. [121:22.6 - 121:31.5] Now, at 11C on page number two, which you're looking at, at your income and expense declaration, [121:31.5 - 121:34.6] what did you calculate the \$5,000 personal property amount? [121:34.6 - 121:37.6] How did you come up with that? [121:37.6 - 121:41.1] I think that was records. [121:41.1 - 121:45.6] You think your record collection is worth \$5,000? [121:45.6 - 121:49.9] Right now, yes, especially because the values have gone down and things are not selling [121:49.9 - 121:53.3] and nothing has value until it's sold. [121:53.3 - 121:57.1] And the things I've bought over the years are all very niche and take a certain kind [121:57.1 - 122:00.1] of buyer that even wants it to see value in something like that. [122:00.1 - 122:03.3] How many records do you have? [122:03.3 - 122:07.0] Somewhere in the ballpark of a little over 1,000 right now. [122:07.0 - 122:09.5] So they're worth \$5 a piece? [122:09.5 - 122:10.5] Some. [122:10.5 - 122:11.5] Some are worth less. [122:11.5 - 122:13.2] Some are worth more. [122:13.2 - 122:15.2] What's the record that you bought for \$179? [122:15.2 - 122:17.5] I don't recall. [122:17.5 - 122:21.2] What's the most expensive record you own? [122:21.2 - 122:23.8] I don't recall. [122:23.8 - 122:25.6] What's the most you've ever paid for a record? [122:25.6 - 122:27.1] You don't recall? [122:27.1 - 122:29.8] Maybe \$200 at the top, at the most. [122:29.8 - 122:30.8] Okay. [122:30.8 - 122:34.5] But the entire collection is worth \$5,000? [122:34.5 - 122:39.8] To value it is incredibly difficult because it's constantly changing and it has to be [122:39.8 - 122:40.8] something that's sold. [122:40.8 - 122:41.8] There has to be a buyer for it. [122:41.8 - 122:46.8] It's not like valuing a car and the condition has to be factored. [122:46.8 - 122:51.9] It would be almost impossible to get a proper exact evaluation of it. [122:51.9 - 122:53.9] So let me ask you again then. [122:53.9 - 122:56.9] How did you come up with that amount at 11C? [122:56.9 - 122:58.6] That's just your records? [122:58.6 - 122:59.6] Yes. [122:59.6 - 123:01.6] Nothing else? [123:01.6 - 123:03.0] I don't have a whole lot of things to value. [123:03.0 - 123:05.2] I've got some boards and that's about it.

[123:05.2 - 123:08.0] Well, you have three guns, right? [123:08.0 - 123:09.0] No. [123:09.0 - 123:10.4] You didn't sell them, did you? [123:10.4 - 123:11.4] No, they're in storage. [123:11.4 - 123:13.5] But you still own them, right? [123:13.5 - 123:14.5] Communal property. [123:14.5 - 123:15.5] What? [123:16.4 - 123:18.4] It's communal property purchased during the marriage. [123:18.4 - 123:20.1] You mean community property? [123:20.1 - 123:21.1] Community property. [123:21.1 - 123:22.1] Okay. [123:22.1 - 123:25.5] So one half of their value you're saying belongs to Ms. Clifford? [123:25.5 - 123:26.5] Yes. [123:26.5 - 123:28.8] That's what we've been understanding the whole time. [123:28.8 - 123:34.0] So where's the one half on your income and expense declaration that belongs to you? [123:34.0 - 123:39.0] There's no value as I've... the fees to store them far exceeds the value of them themselves. [123:39.0 - 123:42.6] I'm paying \$100 a month to store those. [123:42.6 - 123:43.9] Why would you do that? [123:43.9 - 123:46.7] Because it's the only way to do it legally and to show that I'm serious about this to [123:46.7 - 123:47.7] be safe. [123:47.7 - 123:48.7] Right. [123:48.7 - 123:52.5] So you put it within FFL to store it. [123:52.5 - 123:53.5] I get that part. [123:53.5 - 123:57.3] But why are you storing your guns at \$100 a month if you're so broke that you can't [123:57.3 - 123:59.1] see your kids? [123:59.1 - 124:00.1] Because I have no interest in them. [124:00.1 - 124:02.1] I didn't have guns before the marriage. [124:02.1 - 124:03.1] Sell them. [124:03.1 - 124:04.1] Sell them. [124:04.1 - 124:05.1] At this point, I owe more than they're worth. [124:05.1 - 124:08.4] Like, I'm going to forfeit them or give them to Courtney if she wants them. [124:08.4 - 124:09.8] I don't have interest in them. [124:09.8 - 124:10.8] She wants them. [124:10.8 - 124:11.8] Then take them. [124:11.8 - 124:12.8] Great. [124:12.8 - 124:15.4] So you're going to give them to her? [124:15.4 - 124:17.2] If that's part of the agreement. [124:17.2 - 124:18.2] What agreement? [124:18.2 - 124:20.4] Oh, a final settlement. [124:20.4 - 124:22.3] So your guns are with an FFL. [124:22.3 - 124:23.3] Who's the FFL? [124:23.3 - 124:26.8] It's called Gunther Guns in Carlsbad. [124:26.8 - 124:27.8] Okay. [124:27.8 - 124:30.8] And so you're paying them \$100 a month? [124:30.8 - 124:33.2] I will have a bill for that much. [124:33.2 - 124:35.6] They've kept this going this entire time. [124:35.6 - 124:41.0] Did you get Ms. Clifford's authorization to incur these fees against the guns that are [124:41.0 - 124:43.1] half communal property? [124:43.1 - 124:47.2] No, because immediately allegations were being made against me that I'm dangerous. [124:47.2 - 124:51.8] So I had to do something to make sure that that was not how it was seen. [124:51.8 - 124:56.2] But that was made, what, back in April of 2021? [124:56.2 - 124:57.8] Correct. [124:57.8 - 125:00.0] And you've left the guns there this entire time? [125:00.0 - 125:05.0] Yes, because not until the settlement am I going to touch those until it's agreed upon. [125:05.0 - 125:06.0] Okay. [125:06.0 - 125:08.9] Have you purchased any other guns? [125:08.9 - 125:09.9] No. [125:09.9 - 125:13.5] So on 11A on that page, what does it show? [125:13.5 - 125:14.5] Cash and checking accounts. [125:14.5 - 125:15.5] Yeah. [125:15.5 - 125:16.5] What's the balance? [125:16.5 - 125:17.5] \$4,000. [125:17.5 - 125:23.1] So how'd you have \$4,000 on August 23rd of 2022? [125:23.1 - 125:25.8] How'd you have that if you're making three grand a month? [125:25.8 - 125:29.6] Because my savings is depleted over time and money fluctuates throughout a month. [125:29.6 - 125:32.6] So it could have been more than that in the middle of the month, but then the bills come [125:32.6 - 125:34.6] and that money is then spent. [125:34.6 - 125:35.6] So it's always moving. [125:35.6 - 125:40.0] How much did you have in savings on August 23rd of 2022? [125:40.0 - 125:42.0] I don't recall. [125:42.0 - 125:48.1] It would

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The video has been automatically converted to an audio file and saved at /home/ubuntu/legal_brief/Bryan_Mineo_v1_2_converted_20260620_072157.mp3
[2][H[3]manus-speech-to-text -terminal-max-len-single=5000
/home/ubuntu/legal_brief/Bryan_Mineo_v1_2.mp4 Starting Speech-to-Text conversion...
Video file detected: /home/ubuntu/legal_brief/Bryan_Mineo_v1_2.mp4, file size: 1026.69 MB File size exceeds limit, converting to audio (64kbps)... Audio file size (58.0MB) exceeds limit (5MB), downsampling audio file... Source audio bitrate: 64 kbps Audio file size: 57.98 MB, duration: 7599.6 seconds Splitting into 12 chunks (each ~633.3 seconds, max 5 MB)...
Successfully split into 12 chunks Audio file split into 12 chunks for batch processing
Transcribing audio file:
/home/ubuntu/legal_brief/Bryan_Mineo_v1_2_converted_20260620_072157.mp3, file size: 57.98 MB Transcription may take some time depending on file size and audio length...

Chunk transcription progress: Starting batch transcription of 12 chunks... Transcribing chunk 1/12:
/home/ubuntu/legal_brief/.Bryan_Mineo_v1_2_converted_20260620_072157_chunks_20260620_072443/chunk_000.mp3 Chunk 1 completed (duration: 633.3s) Transcribing chunk 2/12:
/home/ubuntu/legal_brief/.Bryan_Mineo_v1_2_converted_20260620_072157_chunks_20260620_072443/chunk_001.mp3 Chunk 2 completed (duration: 633.3s) Transcribing chunk 3/12:
/home/ubuntu/legal_brief/.Bryan_Mineo_v1_2_converted_20260620_072157_chunks_20260620_072443/chunk_002.mp3 Chunk 3 completed (duration: 633.3s) Transcribing chunk 4/12:
/home/ubuntu/legal_brief/.Bryan_Mineo_v1_2_converted_20260620_072157_chunks_20260620_072443/chunk_003.mp3 Chunk 4 completed (duration: 633.3s) Transcribing chunk 5/12:

/home/ubuntu/legal_brief/.Bryan_Mineo_v1_2_converted_20260620_072157_chunks_20260620_072443/chunk_004.mp3 Chunk 5 completed (duration: 633.3s) Transcribing chunk 6/12:

/home/ubuntu/legal_brief/.Bryan_Mineo_v1_2_converted_20260620_072157_chunks_20260620_072443/chunk_005.mp3 Chunk 6 completed (duration: 633.3s) Transcribing chunk 7/12:

/home/ubuntu/legal_brief/.Bryan_Mineo_v1_2_converted_20260620_072157_chunks_20260620_072443/chunk_006.mp3 Chunk 7 completed (duration: 633.3s) Transcribing chunk 8/12:

/home/ubuntu/legal_brief/.Bryan_Mineo_v1_2_converted_20260620_072157_chunks_20260620_072443/chunk_007.mp3 Chunk 8 completed (duration: 633.3s) Transcribing chunk 9/12:

/home/ubuntu/legal_brief/.Bryan_Mineo_v1_2_converted_20260620_072157_chunks_20260620_072443/chunk_008.mp3 Chunk 9 completed (duration: 633.3s) Transcribing chunk 10/12:

/home/ubuntu/legal_brief/.Bryan_Mineo_v1_2_converted_20260620_072157_chunks_20260620_072443/chunk_009.mp3 Chunk 10 completed (duration: 633.3s) Transcribing chunk 11/12:

/home/ubuntu/legal_brief/.Bryan_Mineo_v1_2_converted_20260620_072157_chunks_20260620_072443/chunk_010.mp3 Chunk 11 completed (duration: 633.3s) Transcribing chunk 12/12:

/home/ubuntu/legal_brief/.Bryan_Mineo_v1_2_converted_20260620_072157_chunks_20260620_072443/chunk_011.mp3 Chunk 12 completed (duration: 633.2s)

Snippet of transcribed content: [125:29.6 - 125:32.6] So it could have been more than that in the middle of the month, but then the bills come [125:32.6 - 125:34.6] and that money is then spent. [125:34.6 - 125:35.6] So it's always moving. [125:35.6 - 125:40.0] How much did you have in savings on August 23rd of 2022? [125:40.0 - 125:42.0] I don't recall. [125:42.0 - 125:48.1] It would have been some combination of \$4,000 for the two accounts. [125:48.1 - 125:52.5] So you could have used that \$4,000 to pay the full amount of child support that month? [125:52.5 - 125:55.6] Not necessarily, because I would have had other bills to pay as well. [125:55.6 - 125:57.4] Well, like what? [125:57.4 - 126:03.6] Oh, rents, insurance, phone bill, their insurance, travel costs. [126:03.6 - 126:05.3] Travel costs to Grand Cayman? [126:06.0 - 126:07.0] I don't pay for that. [126:07.0 - 126:08.0] We've already talked about that. [126:08.0 - 126:09.0] Okay. [126:09.0 - 126:10.6] Well, we'll talk about that again. [126:10.6 - 126:13.6] Take a look at the next page, please. [126:13.6 - 126:18.2] Actually, you know what? [126:18.2 - 126:20.6] I'm going to have you look at what's number six. [126:20.6 - 126:23.1] I'm requesting you mark number six. [126:23.1 - 126:26.7] Here's a copy of your schedule of assets and debts. [126:26.7 - 126:29.6] I need to break and put money in my meter again, actually. [126:29.6 - 126:30.6] Ten minutes? [126:30.6 - 126:31.6] Sure. [126:31.6 - 126:32.6] Okay. [126:32.6 - 126:33.6] Okay. [126:33.6 - 126:34.6] Thank you. Timestamped segments truncated to fit terminal limit (5000 chars).

The video has been automatically converted to an audio file and saved at
/home/ubuntu/legal_brief/Bryan_Mineo_v1_2_converted_20260620_072157.mp3

Completed transcription, JSON saved to
/home/ubuntu/legal_brief/Bryan_Mineo_v1_2_converted_20260620_072157_transcription_20260620_073048.json Plain text transcription saved to
/home/ubuntu/legal_brief/Bryan_Mineo_v1_2_converted_20260620_072157_transcription_20260620_073048.txt

Segment 3 (Bryan_Mineo_v1_3.mp3/mp4)

Starting Speech-to-Text conversion... Audio file size (84.9MB) exceeds limit (5MB),
downsampling audio file... Source audio bitrate: 197 kbps Bitrate exceeds 128 kbps,
downsampling... Downsampled audio saved to:
/home/ubuntu/legal_brief/.Bryan_Mineo_v1_3_chunks_20260620_064727/downsampled_20260620_064727.mp3 Downsampled audio file size is 55.26 MB. Downsampled audio file
size still exceeds limit (5MB), splitting audio into chunks Audio file size: 55.26 MB,
duration: 3621.7 seconds Splitting into 12 chunks (each ~301.8 seconds, max 5 MB)...
Successfully split into 12 chunks Audio file split into 12 chunks for batch processing
Transcribing audio file: /home/ubuntu/legal_brief/Bryan_Mineo_v1_3.mp3, file size: 84.92
MB Transcription may take some time depending on file size and audio length... Starting
batch transcription of 12 chunks...

Transcribing chunk 1/12:
/home/ubuntu/legal_brief/.Bryan_Mineo_v1_3_chunks_20260620_064727/chunk_000.mp3
3 Chunk 1 completed (duration: 301.8s)

Transcribing chunk 2/12:
/home/ubuntu/legal_brief/.Bryan_Mineo_v1_3_chunks_20260620_064727/chunk_001.mp3
3 Chunk 2 completed (duration: 301.8s)

Transcribing chunk 3/12:
/home/ubuntu/legal_brief/.Bryan_Mineo_v1_3_chunks_20260620_064727/chunk_002.mp3
3 Chunk 3 completed (duration: 301.8s)

Transcribing chunk 4/12:
/home/ubuntu/legal_brief/.Bryan_Mineo_v1_3_chunks_20260620_064727/chunk_003.mp3
3 Chunk 4 completed (duration: 301.8s)

Transcribing chunk 5/12:
/home/ubuntu/legal_brief/.Bryan_Mineo_v1_3_chunks_20260620_064727/chunk_004.mp3
3 Chunk 5 completed (duration: 301.8s)

Transcribing chunk 6/12:
/home/ubuntu/legal_brief/.Bryan_Mineo_v1_3_chunks_20260620_064727/chunk_005.mp3
3 Chunk 6 completed (duration: 301.8s)

Transcribing chunk 7/12:
/home/ubuntu/legal_brief/.Bryan_Mineo_v1_3_chunks_20260620_064727/chunk_006.mp3
3 Chunk 7 completed (duration: 301.8s)

Transcribing chunk 8/12:

/home/ubuntu/legal_brief/.Bryan_Mineo_v1_3_chunks_20260620_064727/chunk_007.mp3
3 Chunk 8 completed (duration: 301.8s)

Transcribing chunk 9/12:

/home/ubuntu/legal_brief/.Bryan_Mineo_v1_3_chunks_20260620_064727/chunk_008.mp3
3 Chunk 9 completed (duration: 301.8s)

Transcribing chunk 10/12:

/home/ubuntu/legal_brief/.Bryan_Mineo_v1_3_chunks_20260620_064727/chunk_009.mp3
3 Chunk 10 completed (duration: 301.8s)

Transcribing chunk 11/12:

/home/ubuntu/legal_brief/.Bryan_Mineo_v1_3_chunks_20260620_064727/chunk_010.mp3
3 Chunk 11 completed (duration: 301.8s)

Transcribing chunk 12/12:

/home/ubuntu/legal_brief/.Bryan_Mineo_v1_3_chunks_20260620_064727/chunk_011.mp3
3 Chunk 12 completed (duration: 301.7s)

All chunks transcribed successfully!

MERGED TRANSCRIPTION RESULT: Total Duration: 3621.4 seconds Language: english
Total Chunks: 12 Timestamped segments: [00:00.0 - 00:18.4] Mr. Moneo, before the break, I started to introduce what I wanted to mark as exhibit [00:18.4 - 00:22.5] number six, which is a schedule of assets and debts. [00:22.5 - 00:30.2] If you take a look at the last page of this, number six, did you sign the document on October [00:30.2 - 00:31.2] 5th of 2021? [00:31.2 - 00:32.2] Do you have a copy for me, Tim? [00:32.2 - 00:33.2] I don't know if I have a copy of this one. [00:33.2 - 00:34.2] Yes. [00:34.2 - 00:46.5] Sorry, I don't have an extra copy of this one. [00:46.5 - 00:54.2] And so if you take a look at the first page, you indicated that, at number two, that you [00:54.2 - 01:00.5] had furniture, community property, acquired during marriage, with a value of \$10,000. [01:00.5 - 01:02.2] Do you see that? [01:02.2 - 01:03.2] Yes. [01:03.2 - 01:04.2] Okay. [01:04.2 - 01:09.3] So based on your previous testimony about communal property, then half of that would [01:09.3 - 01:12.2] be yours, right? [01:12.2 - 01:13.2] Of number two? [01:13.2 - 01:14.2] Yes. [01:15.2 - 01:16.2] Acquired during marriage? [01:16.2 - 01:17.2] Yes. [01:17.2 - 01:18.2] Okay. [01:18.2 - 01:19.2] So half of \$10,000 is \$5,000, right? [01:19.2 - 01:20.2] Yes. [01:20.2 - 01:27.4] So did you consider that when you completed your income and expense declaration at 11C? [01:27.4 - 01:29.3] I don't have a lot of these things. [01:29.3 - 01:32.1] She took many of these things with her when she left. [01:32.1 - 01:40.0] So did you include any furniture in the value at 11C on your income and expense declaration? [01:40.0 - 01:42.5] I don't recall. [01:42.5 - 01:45.8] So the income and expense declaration we were just talking about, which is what I'm [01:45.8 - 01:52.3] referring to, is the one that you filed on August 24th, 2022. [01:52.3 - 01:54.9] Oh, I did not include this stuff. [01:54.9 - 02:02.4] Most of these things I've since either gotten rid of or have moved places, so I had a downsize. [02:02.4 - 02:08.6] So these things weren't relevant, like I don't have these things. [02:08.6 - 02:17.3] Bank of America savings, \$18,000 at number five on page two. [02:17.3 - 02:18.3] Do you see that? [02:18.3 - 02:19.3] Yes. [02:19.3 - 02:21.9] Acquired

after separation. [02:21.9 - 02:29.7] Is that what the AAS means? [02:29.7 - 02:32.1] I think that was the balance I had after separation. [02:32.1 - 02:36.2] She took half of our savings when she left, and I think that was the other half, if I [02:36.2 - 02:37.2] remember correctly. [02:37.2 - 02:43.2] So on page 204 of exhibit number six, it says date acquired, and at number five, you [02:43.2 - 02:50.1] have listed Bank of America Advantage Savings Gold, number 5006. [02:50.1 - 02:56.5] Under the separate property column, it says R. That would be you, right, the respondent? [02:56.5 - 02:57.5] Yes? [02:57.5 - 02:58.5] Yes. [02:58.5 - 03:01.4] And then date acquired AAS. [03:01.4 - 03:02.4] What did you mean by AAS? [03:02.4 - 03:04.7] I don't remember exactly. [03:04.7 - 03:06.7] This had been a long time ago. [03:06.7 - 03:10.3] My understanding of this was this was half of what I had in savings after she took half [03:10.3 - 03:12.0] when she left, if I remember correctly. [03:12.0 - 03:17.4] Okay, and above that, do you see at number four where it says date acquired BM? [03:17.4 - 03:19.8] Yes. [03:19.8 - 03:23.8] What did you mean by that? [03:23.8 - 03:25.3] I don't remember. [03:25.3 - 03:29.7] What about the DM that's right above that? [03:29.7 - 03:33.8] During marriage, I believe, and I think before marriage was the BM. [03:33.9 - 03:37.9] Okay, and so the AAS is after separation? [03:37.9 - 03:39.9] I believe so, yes. [03:39.9 - 03:44.2] So is that the savings that you've been testifying about today? [03:44.2 - 03:46.2] Yes. [03:46.2 - 03:48.2] Okay. [03:51.2 - 03:54.2] Turn to page number 304. [03:57.2 - 03:58.2] Are you there? [03:58.2 - 03:59.2] Yes. [03:59.6 - 04:04.6] And you've got there listed your firearms at number 16? [04:04.6 - 04:05.6] Yes. [04:05.6 - 04:06.6] Okay. [04:06.6 - 04:11.6] And you've listed the total amounts at greater than \$2,400? [04:14.6 - 04:17.6] It's \$2,400 exactly is what the cost was. [04:17.6 - 04:19.6] Okay, and that's for all three? [04:19.6 - 04:20.6] Yes. [04:20.6 - 04:21.6] Okay. [04:21.6 - 04:26.6] And you've also listed your husband's vinyl record collection, correct? [04:26.6 - 04:27.6] Yes. [04:28.0 - 04:30.0] And you have a value there of unknown? [04:30.0 - 04:31.0] Yes. [04:31.0 - 04:36.0] So why did you list a value there of unknown if you just testified that at 11C on your [04:36.0 - 04:40.0] income and expense declaration, the value was \$5,000? [04:40.0 - 04:41.0] That was an estimate. [04:41.0 - 04:42.0] It still is unknown. [04:42.0 - 04:46.0] To have someone value that, I don't even know who would have the skills to do so, to be [04:46.0 - 04:47.0] honest. [04:47.0 - 04:52.0] So to be clear, you, at 11C of your income and expense declaration, didn't include the [04:52.0 - 04:55.0] value of your guns? [04:55.4 - 04:56.4] Yeah. [04:56.4 - 04:58.4] Because they weren't in my possession, I didn't think that they were my... [04:58.4 - 04:59.4] You didn't, right? [04:59.4 - 05:01.4] I'm not asking you why, I'm asking you if you did or you didn't. [05:01.8 - 05:02.8] Correct. [05:02.8 - 05:03.8] Okay. [05:03.8 - 05:06.4] You didn't include the value of any furniture. [05:06.4 - 05:08.1] Correct. [05:08.1 - 05:12.9] You didn't include any savings, correct? [05:12.9 - 05:13.9] I did. [05:13.9 - 05:14.9] I didn't have savings at that point. [05:14.9 - 05:15.9] Okay. [05:15.9 - 05:16.9] So you included... [05:16.9 - 05:17.9] And that was combined in the \$4,000. [05:17.9 - 05:22.1] But you didn't include it at 11C because you said you didn't have it, right? [05:22.1 - 05:23.1] No. [05:23.1 - 05:26.1] The savings is 11A, checking accounts and savings. [05:26.1 - 05:27.1] Right. [05:27.1 - 05:31.1] So 11C, which is what I'm asking you about, you didn't include any value for money that [05:31.1 - 05:34.6] you might have in savings, right? [05:34.6 - 05:36.3] I'm reading this as savings goes for 11A. [05:36.3 - 05:37.3] I'm not asking. [05:37.3 - 05:38.3] I'm saying yes or no. [05:38.3 - 05:42.9] So if you're saying you included it at 11A, then you didn't include it at 11C, right? [05:42.9 - 05:43.9] Correct. [05:43.9 - 05:44.9] Okay. [05:44.9 - 05:48.0] So

tell me again what the \$5,000 is comprised of at 11C. [05:48.0 - 05:53.8] An estimate of records and a couple of surfboards I have. [05:53.8 - 05:54.8] That's it? [05:54.8 - 05:55.8] Five grand? [05:55.8 - 05:56.8] Yeah. [05:56.8 - 05:58.5] That's not expensive stuff. [05:58.5 - 05:59.7] Okay. [05:59.7 - 06:04.4] So the records, would you agree to have them appraised by someone, an expert in that field? [06:04.4 - 06:06.2] I'm not aware of an appraiser. [06:06.2 - 06:09.2] If Ms. Clifford can find someone, would you agree to that? [06:09.2 - 06:11.7] What would be the purpose of that? [06:11.7 - 06:13.0] You said you don't know. [06:13.0 - 06:16.8] So going back to Exhibit 6, you have unknown for the value. [06:16.8 - 06:19.2] And you purchased some of those during your marriage, right? [06:19.2 - 06:20.2] Some. [06:20.2 - 06:22.6] So they would be what you deem as communal property, right? [06:22.6 - 06:25.4] The majority would be before marriage, like 90%. [06:25.4 - 06:26.4] Okay. [06:26.4 - 06:28.5] But you purchased some during marriage? [06:28.5 - 06:29.5] Some. [06:30.2 - 06:33.0] And you could sell those records to pay some child support, right? [06:33.0 - 06:34.0] I've already been doing that. [06:34.0 - 06:35.0] Really? [06:35.0 - 06:36.0] Yeah. [06:36.0 - 06:37.0] Where have you been selling them? [06:37.0 - 06:38.0] Through PayPal. [06:38.0 - 06:39.0] I get money through PayPal. [06:39.0 - 06:40.0] Okay. [06:40.0 - 06:41.0] So you sell them to PayPal? [06:41.0 - 06:43.6] No, I get the money paid through PayPal. [06:43.6 - 06:44.6] Where do you sell them? [06:44.6 - 06:46.4] Oh, it's through an online platform. [06:46.4 - 06:47.4] What platform? [06:47.4 - 06:48.8] It's called Discogs. [06:48.8 - 06:50.2] Discogs. [06:50.2 - 06:52.4] And that's where you buy them also, correct? [06:52.4 - 06:53.4] Yes. [06:53.4 - 06:56.4] So you're actually selling and buying, right? [06:56.4 - 06:58.4] I'm not buying much at all anymore. [06:58.4 - 07:00.8] The one that you mentioned, which I don't remember the exact value, is one of the few [07:00.8 - 07:03.0] I've bought in the past six months. [07:03.0 - 07:07.4] I've been selling a lot of my collection from early on just to make any money possible. [07:07.4 - 07:14.5] So at the beginning of the divorce, meaning the date of separation, April 28th of 2021, [07:14.5 - 07:17.0] how many records did you have in this collection? [07:17.0 - 07:19.2] I don't recall. [07:19.2 - 07:20.4] Over a thousand. [07:20.4 - 07:24.3] And how many have you sold as of today? [07:24.3 - 07:27.8] Maybe a hundred. [07:27.8 - 07:31.9] And how many have you purchased in the same time period? [07:31.9 - 07:32.9] From when? [07:32.9 - 07:35.0] Date of separation until today. [07:35.0 - 07:37.0] I'm not sure. [07:37.0 - 07:40.5] I'd have to look. [07:40.5 - 07:42.3] I don't want to guess a wrong number. [07:42.3 - 07:43.3] I'm not sure. [07:43.3 - 07:48.5] Well, you just said that you sold a hundred, but you don't know how many you purchased? [07:48.5 - 07:52.8] I purchased far less because I've been selling to make money. [07:52.8 - 07:54.8] Selling to make money to purchase more records? [07:55.0 - 07:58.4] No, to pay for my children's, for child support. [07:58.4 - 08:01.6] How many records have you sold to pay child support? [08:01.6 - 08:03.9] I just said around a hundred perhaps. [08:03.9 - 08:09.8] Okay, but when did you start selling them? [08:09.8 - 08:12.8] Two to three months ago, give or take. [08:12.8 - 08:16.1] So it's Discogs.com? [08:16.1 - 08:20.5] And if I were to get records from them, you believe they would reflect that you've sold [08:20.5 - 08:24.2] approximately 100 records in the last two months? [08:25.2 - 08:26.2] Yes. [08:26.2 - 08:35.3] Discogs is spelled D-I-S-C-O-G-S, Discogs.com? [08:35.3 - 08:36.7] Do you have an account with them? [08:36.7 - 08:37.7] Yes. [08:37.7 - 08:38.7] What's your account name? [08:38.7 - 08:45.6] It might be this one, Mechanic Alba, if I check, I can look. [08:45.6 - 08:51.8] Okay, and when's the last time you sold a record with Discogs.com? [08:51.8 - 08:53.4] In the past week. [08:53.4 - 08:54.4]

How much do you sell it for? [08:54.4 - 08:57.9] I don't recall, under \$20. [08:57.9 - 09:02.4] It's a platform like eBay where it stays on there and so people can look and buy things. [09:02.4 - 09:04.4] You sold it for under \$20? [09:04.4 - 09:05.9] Yes. [09:05.9 - 09:09.2] And when's the last one you sold right before that? [09:09.2 - 09:10.6] Within a couple days of that. [09:10.6 - 09:12.7] And how much do you sell that one for? [09:12.7 - 09:28.0] The same, between \$6 and \$20. [09:28.0 - 09:36.1] Go back to page number two, please. [09:36.1 - 09:43.9] So do you see where it says at number five, Bank of America Savings number 3847, closed [09:43.9 - 09:44.9] \$429? [09:44.9 - 09:46.9] Do you see that? [09:46.9 - 09:47.9] Yes. [09:47.9 - 09:53.0] So there was \$10,000 in that account before it was closed? [09:53.0 - 09:54.0] Is that correct? [09:54.0 - 09:55.0] I don't remember. [09:55.0 - 09:59.3] It was a long time ago, but savings. [10:03.6 - 10:12.0] No, there was maybe \$10,000 plus the \$4,500, so it shows that there's two different amounts [10:12.0 - 10:16.1] were transferred, two different accounts from that singular savings account. [10:16.1 - 10:19.8] So maybe that was the total, \$1450. [10:19.8 - 10:22.2] \$14,500? [10:22.2 - 10:25.5] From this, that's what it looks like, but I don't remember the exact numbers. [10:25.5 - 10:29.7] Okay, so who closed the account on April 29th of 2021? [10:29.7 - 10:31.1] I did. [10:31.1 - 10:37.5] And you did that with the knowledge and consent of Ms. Clifford? [10:37.5 - 10:38.5] I don't remember. [10:38.5 - 10:43.7] That was at the very start of this and things were moving quickly. [10:43.7 - 10:47.7] So you don't remember if you told her, I'm going to close this account and transfer money [10:47.7 - 10:48.7] out? [10:48.7 - 10:50.4] I don't remember. [10:50.4 - 10:51.8] Okay. [10:51.8 - 10:53.7] So where did you transfer the money? [10:53.7 - 10:57.4] Well, to these Bank of America, or these account numbers here. [10:57.4 - 11:01.3] I know, but those account numbers, to me, they don't necessarily mean anything. [11:01.3 - 11:04.8] I'm asking you, do you know where, like what these account numbers are? [11:04.8 - 11:07.8] It's just a new checking and savings account that I still maintain. [11:07.8 - 11:09.1] So they were yours? [11:09.1 - 11:11.5] Well, the two new ones were, yeah. [11:11.5 - 11:12.5] Right. [11:12.5 - 11:20.6] So you transferred \$14,500 to Bank of America number 5006 and 1513. [11:20.6 - 11:21.6] Correct. [11:21.6 - 11:25.0] And those are accounts that you established after the date of separation? [11:25.0 - 11:26.0] Correct. [11:26.0 - 11:27.0] Okay. [11:27.5 - 11:30.5] So when you transferred all that money, see where it says separate property and it says [11:30.5 - 11:31.5] CP? [11:31.5 - 11:32.5] Mm-hmm. [11:32.5 - 11:34.5] Does that mean community? [11:34.5 - 11:40.8] Yes, but she had already preemptively transferred the same amount before consent for me to one [11:40.8 - 11:43.8] of her private accounts, and it was her mom's. [11:43.8 - 11:44.8] She pre, okay. [11:44.8 - 11:45.8] So she... [11:45.8 - 11:46.8] When did she do that? [11:46.8 - 11:47.8] What? [11:47.8 - 11:48.8] When? [11:48.8 - 11:51.7] The day before this, I believe. [11:51.7 - 11:53.1] It was the start of separation. [11:53.1 - 11:58.0] She, without my knowing, wire-transferred whatever half the savings was. [11:58.0 - 12:02.4] Maybe it's \$14,500, and wired it directly to one of her mom's accounts. [12:02.4 - 12:03.4] Maybe it was her account. [12:03.4 - 12:04.4] I don't know. [12:04.4 - 12:07.1] So that's the only reason why I did this, to protect the money, because she had already [12:07.1 - 12:08.7] taken half of it. [12:08.7 - 12:15.1] So you're saying that she had transferred \$14,500 before you transferred \$14,500? [12:15.1 - 12:16.7] Yes. [12:16.7 - 12:20.1] Whatever the number was, she transferred half of what was in the savings at that time. [12:20.1 - 12:22.2] I thought it was like \$30,000. [12:22.2 - 12:26.4] She transferred half of that, without my knowing, before I transferred or moved

any [12:26.4 - 12:27.4] money. [12:27.4 - 12:31.3] Well, you earlier testified that you didn't even know your kids were leaving until April [12:31.3 - 12:33.8] 28th, 2021, right? [12:33.8 - 12:34.8] Mm-hmm. [12:34.8 - 12:35.8] Yes? [12:35.8 - 12:36.8] Yes. [12:36.8 - 12:37.8] Okay. [12:37.8 - 12:41.2] So when did you find out that she transferred this money that you're testifying about? [12:41.2 - 12:42.5] All on the same day. [12:42.5 - 12:44.2] On April 28th? [12:44.2 - 12:45.2] If that's the correct date, yes. [12:45.2 - 12:47.2] I just don't remember the exact date. [12:47.2 - 12:50.8] Well, I'm asking because you said it was closed on April 29th. [12:50.8 - 12:56.5] So you're saying that you found out before you did this that she transferred the same [12:56.5 - 12:59.2] amount to some account, right? [12:59.2 - 13:00.6] She wired it out? [13:00.6 - 13:06.0] She took the kids in the same day and transferred money in the same day, a day before I did [13:06.0 - 13:07.0] my transfers. [13:07.0 - 13:10.1] So if it's the 29th, then it would have been the 28th that she did that. [13:10.1 - 13:12.4] How do you know that she transferred that money out? [13:12.8 - 13:17.0] Because it reflected in my account, and it said to Lindsay Clifford. [13:17.0 - 13:18.6] Okay. [13:18.6 - 13:20.2] Lindsay Clifford is her mother? [13:20.2 - 13:21.2] Yes. [13:21.2 - 13:22.2] Okay. [13:22.2 - 13:24.9] So you currently have a bank statement that shows that? [13:24.9 - 13:26.8] Somewhere, yes. [13:26.8 - 13:28.1] Okay. [13:28.1 - 13:34.5] And then that's different from this \$18,000.33 on number five, the top one? [13:34.5 - 13:42.4] I think what that must have been is that whatever money I made that month added to the \$14,500 [13:43.3 - 13:44.9] in savings, so call it \$3,500 is my guess. [13:44.9 - 13:48.6] My assumption, I just don't remember exactly, that I put in there that month for savings [13:48.6 - 13:51.7] based off of whatever I made that month, I think is what happened. [13:51.7 - 13:53.5] Okay, I don't understand. [13:53.5 - 14:00.2] You're saying that you believe the \$18,033 is the \$14,500? [14:00.2 - 14:09.9] Plus whatever I put in after that date of income from that month into savings. [14:09.9 - 14:11.9] Okay. [14:21.9 - 14:24.3] Turn to the last page, please. [14:24.3 - 14:27.2] Page number 404. [14:27.2 - 14:30.2] The Southwest credit card, do you see that? [14:30.2 - 14:31.2] Yes. [14:31.2 - 14:32.8] That's the one that you still currently have? [14:32.8 - 14:33.8] Yes. [14:33.8 - 14:36.4] And what's your current balance on that card? [14:36.4 - 14:37.4] Similar. [14:38.0 - 14:41.9] \$4,500, if you ever take \$100. [14:41.9 - 14:46.3] So you haven't used it since May 30th, 2021? [14:46.3 - 14:47.3] Maybe once or twice. [14:47.3 - 14:49.9] I've just been trying to pay the minimum balance each month. [14:49.9 - 14:50.9] Okay. [14:50.9 - 14:55.3] And you haven't sought to, well, what's your credit limit on that card? [14:55.3 - 14:57.7] I think \$5,000. [14:57.7 - 14:58.9] You think or you know? [14:58.9 - 14:59.9] I'm certain. [14:59.9 - 15:01.6] How do you know that? [15:01.6 - 15:03.1] Because I remember. [15:03.1 - 15:04.1] From when? [15:04.1 - 15:05.1] When did you determine that? [15:05.1 - 15:06.1] I've known that for a long time. [15:05.4 - 15:07.3] That's for certain. [15:07.3 - 15:10.9] Have you ever requested, since this proceeding began [15:10.9 - 15:15.7] in April of 2021, a larger credit limit? [15:15.7 - 15:17.1] No. [15:17.1 - 15:18.2] Why not? [15:18.2 - 15:20.7] I don't want to take on more debt. [15:20.7 - 15:22.8] But you have significant debt, right? [15:22.8 - 15:24.0] Correct. [15:24.0 - 15:26.4] Are you planning on repaying the support amounts [15:26.4 - 15:28.8] that you have not paid for the last couple of months? [15:28.8 - 15:31.7] Depends on what the judge rules. [15:31.7 - 15:35.3] So you're saying that if the judge says you don't owe her [15:35.3 - 15:38.4] the child support, then you're not going to pay it? [15:38.4 - 15:40.2] I'll pay whatever the judge decides [15:40.2 - 15:42.2] the ruling is for payment supports moving forward

[15:42.2 - 15:44.1] and or arrears. [15:44.1 - 15:44.8] OK. [15:44.8 - 15:48.9] How much is your monthly payment on the credit card? [15:48.9 - 15:50.4] Maybe a little different each month. [15:50.4 - 15:53.4] Around \$100 maybe, give or take. [15:53.4 - 15:56.2] So the record that you were to purchase [15:56.2 - 15:59.4] is almost double that, right? [15:59.4 - 16:00.9] Sure. [16:00.9 - 16:02.8] How much have you gotten in proceeds [16:02.8 - 16:05.2] in the last couple months that you've been selling records [16:05.2 - 16:06.6] on Discogs? [16:06.6 - 16:07.3] I'd have to look. [16:07.3 - 16:08.4] I'm not certain. [16:08.4 - 16:10.3] You have no estimation at all? [16:10.3 - 16:11.4] No. [16:11.4 - 16:12.8] More than \$100? [16:12.8 - 16:13.5] Yes. [16:13.5 - 16:15.0] OK, more than \$1,000? [16:15.0 - 16:17.0] Probably around there is my guess. [16:17.0 - 16:20.3] And you said that that was paid towards support? [16:20.3 - 16:22.7] It goes into my account towards all my bills, yes, [16:22.7 - 16:24.4] which would be including that. [16:28.4 - 16:31.5] Who places the value on these records at Discogs [16:31.5 - 16:33.4] when you sell them? [16:33.4 - 16:35.8] It's based off of the, I don't know if it's [16:35.8 - 16:38.1] considered fair market value, but they [16:38.1 - 16:39.8] use some sort of algorithm based off [16:39.8 - 16:42.9] of what they've been sold for. [16:42.9 - 16:45.1] But I've noticed, at least in the past few months, [16:45.1 - 16:48.1] I guess whatever is recession-wise, [16:48.1 - 16:49.8] values are not doing as well. [16:49.8 - 16:51.6] And that's a number through this algorithm. [16:51.6 - 16:53.1] It's not something I can manipulate, [16:53.1 - 16:56.6] but they've gone down significantly. [16:56.6 - 16:58.5] Why have they gone down significantly? [16:58.5 - 17:02.7] I'm guessing less expendable income for people. [17:02.7 - 17:05.2] So if we can get an expert to value them, [17:05.2 - 17:06.5] you're not opposed to that? [17:06.5 - 17:07.2] No. [17:07.2 - 17:09.3] OK. [17:09.3 - 17:14.6] And the previous month's balance of that Bank of America savings [17:14.6 - 17:17.7] account, the one where you transferred the \$14,500, [17:17.7 - 17:19.5] do you know what that was? [17:19.5 - 17:22.7] Meaning prior to April, so the March ending balance. [17:22.7 - 17:23.4] Do you know? [17:23.4 - 17:25.2] No, I do not know. [17:25.2 - 17:29.0] It would have been a similar number to double that, [17:29.0 - 17:31.9] if she took half of it, whatever that was. [17:31.9 - 17:33.6] I don't remember the exact number now. [17:33.6 - 17:36.7] So it would have been \$29,000, \$30,000, [17:36.7 - 17:39.8] somewhere around there? [17:39.8 - 17:41.6] Seemingly so, yes. [17:41.6 - 17:42.6] OK. [17:42.6 - 17:44.4] How did you have that much money in savings [17:44.4 - 17:47.4] right before the end of your marriage? [17:47.4 - 17:49.4] I had been working, and the business [17:49.4 - 17:51.9] was growing at that time. [17:51.9 - 17:55.4] So has the business stopped growing? [17:55.4 - 17:57.5] Revenues have stopped growing, yes. [17:57.5 - 18:01.2] Well, that's really what matters, right, for business? [18:01.2 - 18:03.0] In certain senses, nonprofit impact [18:03.0 - 18:05.0] is a big piece, because that can project [18:05.0 - 18:08.2] future revenue with support. [18:08.2 - 18:11.9] So we've grown in that regard, which can have a bigger [18:11.9 - 18:12.8] return long term. [18:15.8 - 18:16.8] OK. [18:16.8 - 18:21.3] So you're saying that in 2020, the business was growing, [18:21.3 - 18:26.6] which is why you had maybe \$30,000 in the bank? [18:26.6 - 18:27.6] The bills were much lower. [18:27.6 - 18:30.0] I mean, there wasn't any support at that point [18:30.0 - 18:33.4] beyond what our bills were for the kids and ourselves. [18:33.4 - 18:35.9] So I was making more money, yes, and expenses [18:35.9 - 18:37.2] were lower as well. [18:37.2 - 18:38.8] When did you buy the Subaru that was [18:38.8 - 18:41.0] depicted in exhibit number one? [18:41.0 - 18:42.8] I didn't buy it. [18:42.8 - 18:43.6] OK. [18:43.6 - 18:44.5] Did you lease it? [18:44.5 - 18:45.4] Yes. [18:45.4

- 18:48.3] So when did you acquire it, the lease? [18:48.3 - 18:49.5] I don't remember the month. [18:53.2 - 18:55.8] Maybe January of 2020? [18:55.8 - 18:57.8] I don't recall the exact date. [18:57.8 - 18:59.8] So that was before your separation? [18:59.8 - 19:01.1] Yes. [19:01.1 - 19:04.8] You had that vehicle before you separated from Mr. Clifford [19:04.8 - 19:08.2] for over a year? [19:08.2 - 19:09.4] About a year. [19:09.4 - 19:14.6] Well, after separation, less than a year. [19:14.6 - 19:16.9] OK. [19:16.9 - 19:19.2] So let me ask you again. [19:19.2 - 19:23.1] As of April 2021, you possessed that vehicle, [19:23.1 - 19:24.8] the one that's depicted there? [19:24.8 - 19:26.2] You still possess that today? [19:26.2 - 19:27.2] No. [19:27.2 - 19:28.9] What do you have today? [19:29.8 - 19:31.8] The one that's in the photos that you presented. [19:31.8 - 19:33.0] That's what I'm asking about. [19:33.0 - 19:35.2] So when did you acquire the one that's in the photo, [19:35.2 - 19:36.8] not whatever you had before? [19:36.8 - 19:38.4] Oh, you hadn't asked me that yet. [19:38.4 - 19:39.2] This one was from- [19:39.2 - 19:40.6] I thought I did, but go ahead. [19:40.6 - 19:45.5] No, this one's from February of 22, I believe. [19:45.5 - 19:46.6] That's a lease? [19:46.6 - 19:47.9] Yes. [19:47.9 - 19:50.0] So you bought it this year? [19:50.0 - 19:51.4] Leased, I'm leasing it starting this year. [19:51.4 - 19:52.0] Oh, you leased it. [19:52.0 - 19:52.4] I'm sorry. [19:52.4 - 19:54.5] And you leased it even though financially things [19:54.5 - 19:57.1] are going worse off for you? [19:57.1 - 19:58.8] Well, that's a more fuel-efficient car. [19:58.8 - 20:02.8] It's a hybrid electric, so it's actually less expensive [20:02.8 - 20:04.1] and it's more fuel-efficient. [20:04.1 - 20:06.3] So it was a smarter choice. [20:07.2 - 20:09.1] It's smarter than the one you had before? [20:09.1 - 20:10.5] Yes, I had a very big car before [20:10.5 - 20:12.8] that got terrible gas mileage. [20:12.8 - 20:13.6] Okay. [20:13.6 - 20:16.0] How much is the lease payment on that? [20:16.0 - 20:17.7] Under \$500 a month. [20:17.7 - 20:19.4] And when does the lease term end? [20:21.4 - 20:23.9] 36 months after the start of February. [20:25.2 - 20:27.7] And you signed a credit application [20:27.7 - 20:29.2] when you acquired that lease? [20:29.2 - 20:30.1] Yes. [20:30.1 - 20:30.9] How much did you represent [20:30.9 - 20:32.7] as your monthly income at that time? [20:32.7 - 20:33.6] I don't recall. [20:33.6 - 20:35.6] When's the last time you've represented to anybody [20:35.6 - 20:37.0] what your monthly income is? [20:38.1 - 20:39.8] Would have been then. [20:39.8 - 20:41.8] Well, you just filed tax returns [20:41.8 - 20:44.5] for the one with the ocean? [20:45.4 - 20:46.3] Yes. [20:46.3 - 20:47.1] Is that correct? [20:47.1 - 20:47.9] Okay. [20:47.9 - 20:51.3] And did you list your salary anywhere in those tax returns? [20:51.3 - 20:54.3] Yes, but that's not a credit application, a credit. [20:54.3 - 20:56.2] Okay, so what'd you list as your salary [20:56.2 - 20:58.4] with those tax returns that were just filed? [20:59.5 - 21:01.6] It was the calendar year, like I said, [21:01.6 - 21:03.2] it's July 1 to June 30, so it's- [21:03.2 - 21:04.4] What was the number, is my question. [21:04.4 - 21:06.1] I don't recall. [21:06.1 - 21:08.2] Around 70,000, I believe. [21:08.2 - 21:13.2] 70,000 for July 2020 to July 2021? [21:13.3 - 21:14.7] I don't know the exact number, [21:14.7 - 21:18.1] but something close to that, I believe, yeah. [21:18.1 - 21:18.9] Okay. [21:18.9 - 21:20.1] And did you do your filings [21:20.1 - 21:22.0] with the Secretary of State- [21:22.0 - 21:22.9] Yes. Related? [21:22.9 - 21:24.6] Okay, when did you do that? [21:24.6 - 21:25.8] Same time. [21:25.8 - 21:27.1] Same time, meaning when? [21:30.4 - 21:33.6] I think September of this year, late September, maybe. [21:33.7 - 21:36.2] So that would already be available online? [21:36.2 - 21:38.0] I'm not sure, I don't know about that. [21:38.0 - 21:42.1] Okay, and you disclosed your compensation at that time? [21:42.1 - 21:43.0] Yes. [21:43.0 - 21:45.0] Okay, and what

was that number? [21:45.0 - 21:46.4] I don't recall, it's the same number [21:46.4 - 21:49.1] that we were talking about, I don't know the exact number. [21:49.1 - 21:51.4] Well, how were you able to tell them [21:51.4 - 21:53.5] what your compensation was [21:53.5 - 21:56.3] if on your income and expense declaration [21:56.3 - 21:59.4] you have various points where you're just estimating [21:59.4 - 22:01.1] what your earnings are gonna be? [22:01.1 - 22:02.7] Like, how did you calculate that? [22:02.7 - 22:03.6] Well, it wasn't calculated, [22:03.6 - 22:06.0] it was just using what I was paid for the 12-month period, [22:06.0 - 22:07.8] so it was numbers that have already been paid out, [22:07.8 - 22:09.9] so it was an exact number. [22:09.9 - 22:11.3] There was no speculation there. [22:11.3 - 22:14.4] So you could do that at any time, right? [22:14.4 - 22:15.2] Do what? You just look [22:15.2 - 22:17.2] at your pay stub and look at the year-to-date. [22:17.2 - 22:19.5] Correct, and I provided that in today. [22:19.5 - 22:21.4] Yeah, you provided one through September, [22:21.4 - 22:23.0] you didn't provide one through October. [22:23.0 - 22:24.7] It's not available yet. [22:24.7 - 22:26.7] Well, the ones that you did provide, [22:26.7 - 22:27.9] it looks like you pay yourself [22:27.9 - 22:29.7] on the first day of the following month. [22:29.7 - 22:33.6] The report was not available three days after pay period. [22:33.6 - 22:36.5] Okay, when are you gonna get that pay stub? [22:36.5 - 22:37.4] I have it now. [22:37.4 - 22:39.2] I mean, it's within the app. [22:39.2 - 22:40.1] Okay, what does it say? [22:40.1 - 22:42.5] What is your year-to-date through October? [22:45.1 - 22:46.0] This might take a few minutes. [22:46.0 - 22:47.1] Do you want me to do this? [22:47.1 - 22:48.0] Sure. [22:48.0 - 22:50.0] So for the record, you're pulling out your phone. [22:50.0 - 22:51.0] Do you have that video [22:51.0 - 22:52.7] where your daughter broke her leg on the phone? [22:52.7 - 22:55.4] Let's do one thing at a time here, please. [22:55.4 - 22:56.5] So you have it? [22:56.5 - 22:58.3] Yes, but I can't multi-time. [22:58.3 - 22:59.7] I'm gonna do this, and I can look for this, [23:00.4 - 23:01.3] and then we can do a separate thing [23:01.3 - 23:02.1] if that's what you're asking. [23:02.1 - 23:02.9] Yeah, perfect. [23:02.9 - 23:03.8] Okay. [23:30.7 - 23:34.0] And you're asking for the October payroll, [23:34.0 - 23:36.3] what the gross was. [23:36.3 - 23:37.5] Correct, up at the top, [23:37.5 - 23:39.0] what would be on the top right-hand corner [23:39.0 - 23:39.9] of what you provided. [23:39.9 - 23:40.7] Yeah. [23:59.7 - 24:04.7] \$2,289.36. [24:10.2 - 24:12.0] That's your year-to-date? [24:12.0 - 24:14.2] You asked what I was paid for the month of October. [24:14.2 - 24:15.5] Yeah, I wanted the year-to-date, [24:15.5 - 24:18.3] not what you have indicated your gross was. [24:30.7 - 24:31.6] I'm trying to figure out how to find that, [24:31.6 - 24:33.4] so I might need a couple minutes here. [24:33.4 - 24:34.2] Okay. [24:50.3 - 24:53.2] Man, I don't know how to do it. [24:53.2 - 24:54.2] How did you get the paychecks, is that how? [24:54.2 - 24:55.8] On the computer, on the phone. [24:55.8 - 24:58.0] I don't know if this has the same amount of money. [24:58.0 - 25:00.3] On the phone, I don't know if this has the same. [25:00.3 - 25:01.2] Let me see. [25:02.3 - 25:04.8] Now you're handing your phone to your attorney, [25:04.8 - 25:08.0] are you able to determine what your, [25:08.9 - 25:13.9] Today it is, as of October 31 of 2022. [25:16.7 - 25:19.3] Yes, but I need a computer or I can try it on here, [25:19.3 - 25:21.1] which I said I'm trying right now, so. [25:21.1 - 25:22.2] Okay. Yeah. [25:27.3 - 25:31.0] 66,370 and 16 cents. [25:32.1 - 25:37.1] So you've only made, what, \$6,000 thereabouts [25:37.2 - 25:39.5] since you signed your income and expense declaration? [25:39.5 - 25:42.1] Yes, the past two months before November, [25:42.1 - 25:44.6] they were both under \$2,000 that I just saw. [25:45.5 - 25:47.1] Have you done the math to figure out [25:47.1 - 25:49.0] if you're working 100

hours a month, [25:49.0 - 25:50.9] what that equates to per hour? [25:50.9 - 25:51.9] No. [25:51.9 - 25:53.7] Do you not want to know? [25:53.7 - 25:56.1] No, I'm not necessarily interested in that. [25:56.1 - 25:57.2] But if you were to work, [25:57.2 - 25:59.0] since you have a child support obligation, [25:59.0 - 26:00.6] if you were to work at McDonald's, [26:00.6 - 26:03.0] you could make more money than that, probably, right? [26:03.0 - 26:03.9] No. [26:03.9 - 26:04.8] Objection calls for speculation. [26:04.8 - 26:05.6] He doesn't know what a- [26:05.7 - 26:07.7] Have you looked for a job that actually pays [26:07.7 - 26:09.1] for every hour that you work? [26:10.3 - 26:13.9] This is my career and I'm working through [26:13.9 - 26:16.6] building the business more and creating more revenue. [26:16.6 - 26:19.5] So you're working through building a business, [26:19.5 - 26:23.5] and if the side effect of that is that you have less money [26:23.5 - 26:27.4] and can't pay court-ordered child support, so be it? [26:27.4 - 26:28.4] No. [26:28.4 - 26:29.3] Okay. [26:29.3 - 26:30.9] Then how do you reconcile those two, [26:30.9 - 26:33.3] that you're working the majority of your hours [26:33.3 - 26:35.8] for no compensation while you're not paying [26:35.8 - 26:37.4] your full child support? [26:37.4 - 26:38.8] Because I know that won't always be the case. [26:38.8 - 26:40.7] I know what we're doing will bring in revenue [26:40.7 - 26:42.7] that will be more significant. [26:42.7 - 26:44.2] How do you know that? [26:44.2 - 26:45.7] Well, that's part of business, [26:45.7 - 26:49.7] is you don't have any definites or assurances, but- [26:49.7 - 26:50.8] So you don't know that. [26:50.8 - 26:52.3] You're guessing. [26:52.3 - 26:54.8] As with most things in business, it's a bit of a guess, [26:54.8 - 26:56.9] but I do know that what I've done in the past, [26:56.9 - 26:58.1] with the efforts we're doing right now, [26:58.1 - 27:00.1] something in the past, it does bring in revenue. [27:00.1 - 27:02.5] So I know that that will create revenue. [27:02.5 - 27:05.7] Okay, so if you've made 66,000, [27:05.7 - 27:07.2] you're gonna get 10,000. [27:07.2 - 27:09.1] Well, you got 10,000 from Nike, [27:09.1 - 27:11.2] just didn't put it on your income and expense declaration. [27:11.2 - 27:12.8] That's 76. [27:12.8 - 27:14.6] Then you're getting 4,000 a pop [27:14.6 - 27:17.2] for your trips to the Caymans, right? [27:17.2 - 27:19.7] One was 3,600, and this one's 4,000. [27:19.7 - 27:21.9] But you've been there more than twice, right? [27:21.9 - 27:23.2] Two paid visits. [27:23.2 - 27:25.3] Okay, how many unpaid visits? [27:27.2 - 27:30.1] One unpaid visit, I can think of. [27:30.1 - 27:31.3] Not two? [27:31.3 - 27:32.4] You didn't go there in June, right? [27:33.3 - 27:34.2] You told me you couldn't remember. [27:34.2 - 27:35.8] I don't recall, I don't remember that, no. [27:35.8 - 27:36.9] Okay. [27:36.9 - 27:38.8] So that's all part of your income too, right? [27:38.8 - 27:41.7] And then your swim coaching, right? [27:41.7 - 27:42.5] Yes. [27:42.5 - 27:43.3] You get paid for that. [27:43.3 - 27:45.5] Not much, because I don't have many hours right now, [27:45.5 - 27:46.4] but yes. [27:46.4 - 27:47.3] Okay. [27:48.3 - 27:49.1] All right. [27:51.2 - 27:53.7] So if you go back to your income and expense declaration, [27:53.7 - 27:55.8] which should be number five, [27:55.8 - 27:57.4] go to the third page there. [27:58.7 - 27:60.0] Look at number 13. [27:60.0 - 28:01.3] No, the other document. [28:01.3 - 28:03.3] The other income and expense declaration, that one. [28:03.3 - 28:04.4] Go to the third page. [28:07.7 - 28:10.3] Number 13, you see your monthly expenses? [28:10.3 - 28:11.2] Yes. [28:11.2 - 28:13.4] Are those your current monthly expenses? [28:13.4 - 28:18.3] Meaning you signed this document August 23rd of 2022. [28:18.3 - 28:21.1] Are these currently reflective of your monthly expenses? [28:24.3 - 28:25.5] From what it looks like, yes. [28:25.5 - 28:28.5] Okay, so you spend \$500 a month eating out? [28:29.8 - 28:31.0] Probably so. [28:32.0 - 28:36.2] So you eat out instead of

cooking at home? [28:36.2 - 28:38.9] Yeah, with my job, I'm driving back and forth oftentimes. [28:38.9 - 28:41.7] So eating out on the road is a common way to have a meal. [28:42.9 - 28:47.1] Okay, so if you're eating on the road when you're driving, [28:47.1 - 28:48.9] then for work, right? [28:48.9 - 28:51.1] Is this for work, driving? [28:51.1 - 28:52.8] No, I'm not eating in the car. [28:52.8 - 28:54.4] I'm in between things. [28:54.4 - 28:56.7] I'm out of the house oftentimes throughout the day. [28:56.7 - 28:58.5] Swim mechanic, client here. [28:58.5 - 29:01.5] One at the ocean perhaps, let's say in between, [29:01.5 - 29:04.2] having a meal somewhere in the middle there. [29:04.2 - 29:06.6] Okay, and so that's being paid for by you [29:06.6 - 29:08.4] or for one of these businesses? [29:08.4 - 29:10.9] That's, this is my personal expense. [29:10.9 - 29:13.5] Okay, how much per month in meals are you eating [29:13.5 - 29:16.3] at the cost of one with the ocean? [29:16.3 - 29:17.4] I can't say. [29:17.4 - 29:18.3] Sure you can. [29:18.3 - 29:20.1] No, I'm not sure. [29:20.1 - 29:21.3] Okay, but that would be what, [29:21.3 - 29:24.1] on your financial information, right? [29:24.1 - 29:25.9] Your tax returns? [29:25.9 - 29:26.7] Yeah. [29:26.7 - 29:28.9] So you admit that one with the ocean [29:28.9 - 29:31.9] pays for some of your monthly meals, correct? [29:31.9 - 29:34.1] When it's a business meal, sure. [29:34.1 - 29:36.4] Right, what determines if it's a business meal? [29:36.4 - 29:38.7] I'm meeting somebody, whether it's one of our volunteers [29:38.7 - 29:41.9] or a board member or a potential sponsor, [29:41.9 - 29:43.6] someone that would be a business meal. [29:43.6 - 29:46.2] And how much on average does the charity spend [29:46.2 - 29:48.2] for you to eat per month? [29:48.2 - 29:49.8] I don't know. [29:49.8 - 29:52.1] Who else would know that if you don't? [29:52.1 - 29:53.6] Well, I don't have the numbers in my head. [29:53.6 - 29:55.4] I'd have to look at the tax return. [29:55.4 - 29:57.6] You just filed it, you told me a couple weeks ago. [29:57.6 - 29:59.7] What was the number, if you can recall? [29:59.7 - 30:00.5] I don't recall. [30:00.5 - 30:01.8] You've asked me many numbers today. [30:01.8 - 30:03.1] I can't keep track of everyone. [30:03.1 - 30:04.7] I don't remember, as I said. [30:06.3 - 30:08.6] Okay, and you didn't want to provide [30:08.6 - 30:11.2] any of your financial information for the charity? [30:10.7 - 30:19.7] today because it's what not joined third party something like that? Yes. Okay. [30:19.7 - 30:26.7] And auto expenses you list \$750 a month? Yes. So that's not the car payment so [30:26.7 - 30:30.4] that's just what you're spending on gas and insurance? No it's car payment [30:30.4 - 30:33.8] insurance and gas. So you didn't list your car payment below where you're [30:33.8 - 30:43.6] supposed to at number 14? I didn't know that's where I was supposed to go. Okay [30:43.6 - 30:50.3] how much gas per month does the charity spend for you to drive around? I'm not [30:50.3 - 30:56.6] certain I have to look at the accounting. So that's just what you spend? [30:56.6 - 31:03.2] That's just your own personal expense? For letter L? Yeah for the car? Yes. So [31:03.2 - 31:09.2] 750 would be the lease payment insurance and gas? Yeah. That's all you [31:09.2 - 31:16.7] spend in gas if you're driving to Scottsdale twice a month? It doesn't add [31:16.7 - 31:23.4] up does it? Yeah it still does give or take yeah. Okay so your car lease payment [31:23.4 - 31:29.3] is 500 and what? Call it \$500. Sure and your insurance on that car is how much? [31:29.3 - 31:37.3] 110. Okay 610 by my math and then you're only spending 140 in gas to drive twice [31:37.3 - 31:41.1] a month to Scottsdale? Yes because around town I use my electric charge I don't [31:41.1 - 31:46.0] use gas when I'm home. I charge my car and literally within a 30 mile range [31:46.0 - 31:50.6] every day I don't use any gas. So it's only \$140 a month to drive to Scottsdale [31:50.6 - 31:59.2] twice? No I don't know the exact amount. Oh okay and your total expenses there

[31:59.2 - 32:04.7] are \$6,024 a month and you've left blank where it asks if anyone else pays [32:04.7 - 32:10.2] those expenses for you. Do you see that? No it says zero. Oh you put a zero there? [32:10.2 - 32:15.4] Okay so nobody's paying. So your total expenses which you just affirmed are [32:15.4 - 32:23.2] current \$6,024 right? Yes. So how are you doing it this month if you made what [32:23.2 - 32:29.0] \$2,000 last month? \$2,800? Yes. Okay how are you going to pay that? You already [32:29.0 - 32:36.0] saw from what I provided to you my mom gave me \$500 to help and my savings is [32:36.0 - 32:42.8] gone so the money is gone. That's it. Okay so all those where it says Drew Manila [32:42.8 - 32:47.4] or sorry Drew Mineo for the children or GISH for the children that's to [32:47.4 - 32:51.6] help you meet your living expenses? That's not what it said. So explain it to me. [32:51.6 - 32:55.5] They don't all save for the children. Okay so if they save for the children [32:55.5 - 32:58.8] it's for the children and if they don't save for the children it's money for you? [32:58.8 - 33:03.1] Is that how it works? I believe so I'd have to look at each one and tell you. [33:03.1 - 33:08.5] Okay well you provided them to me for today's proceeding correct? Yes. All right [33:08.5 - 33:13.6] so if I look at them tell me what I should look for. Some say GISH for the [33:13.6 - 33:16.9] children right? I'd have to see them I don't remember what each of the memos [33:16.9 - 33:20.3] say and something that someone else gave to me it's not something I wrote so I'd [33:20.3 - 33:23.8] have to look back at the language and tell you. How much money did she give you [33:24.6 - 33:29.6] I don't recall. How much money is she giving you this month? None. How much [33:29.6 - 33:34.3] money did she give you in September? I don't recall. We can just look at the [33:34.3 - 33:39.5] document then we would know for certain. So you you want me to go look but you [33:39.5 - 33:42.8] don't know yourself how much money you got for your own expenses? I don't remember all these [33:42.8 - 33:45.7] numbers that'd be literally impossible to remember every number that you're [33:45.7 - 33:50.7] asking me today. Well I'm still asking you the question about your \$6,000 a [33:50.7 - 33:55.1] month in claimed expenses so how are you meeting the Delta between your [33:55.1 - 34:00.0] income and those expenses? I'm clearly struggling and this is the first month [34:00.0 - 34:04.5] I've gotten to the point where I have this little money so it's difficult. But you [34:04.5 - 34:08.0] just got back from Grand Cayman for a week right? For work it just because it's a [34:08.0 - 34:12.0] place that people vacation doesn't mean it's not work. You took Miss Hammond with you on [34:12.0 - 34:16.2] that trip didn't you? No I didn't take her. Emily Hammond didn't go on that trip? [34:16.2 - 34:24.0] I didn't take her. I don't pay for her. Okay so let me parse it out with the nuances. She was there when you were there in Grand Cayman last week right? [34:24.0 - 34:28.4] Why would that matter? Well again when you take my deposition you can ask me the [34:28.4 - 34:31.9] meaning of anything you want but today I'm asking you. Miss Hammond was there [34:31.9 - 34:36.9] last week wasn't she? Sure. Okay she stayed in the same room as you didn't [34:36.9 - 34:41.8] she? Sure. You took her out to dinner didn't you? No. You took her out to that party [34:41.8 - 34:48.2] didn't you? No. Okay so she stayed in the same room with you and you guys didn't [34:48.2 - 34:52.2] go anywhere? She wasn't there that those dates you're referring to. What dates [34:52.2 - 34:55.6] was she there then? I don't remember the exact dates but she came after me and [34:55.6 - 35:00.4] like I said I don't have to pay for meals there it's covered. She came after [35:00.4 - 35:06.8] you but you guys were both there at the same time yes? Sure. Okay why are you so [35:06.8 - 35:11.1] defensive about that? I'm not I don't understand the relevance. Are you afraid [35:11.1 - 35:14.9] about the relevance of how it's going to affect you? [35:12.5 - 35:16.1] a look if

someone finds out that you're not paying all your child support and [35:16.1 - 35:17.1] you're going to [35:17.1 - 35:20.6] Grand Cayman with your girlfriend for a week when you're claiming you're poor? [35:20.6 - 35:23.7] Nope, it's a work trip as I already said. You already can see the [35:23.7 - 35:28.0] deposit in the account, so no, I'm not worried about that one bit. When did you get paid on that? [35:28.0 - 35:31.4] I don't remember the date, but it's somewhere in the documents we provided. So the rooms [35:31.4 - 35:32.7] there go for what, about [35:32.7 - 35:35.9] 800, 900 US per night? I'm unsure. [35:35.9 - 35:39.2] Okay, and you get free meals too? [35:39.3 - 35:42.4] Yes. And it was free airfare? Yes. [35:42.4 - 35:45.4] And what was the airline? United this time. [35:45.4 - 35:48.5] Okay, and was it regular class? [35:48.5 - 35:53.3] Yes. Okay, how much was that, do you know? So you had an [35:53.3 - 35:58.2] all-inclusive trip to Grand Cayman, Miss Hammond joined you, and you were paid for [35:58.2 - 35:59.7] doing some swimming classes? [35:59.7 - 36:03.3] Yes, it was a work trip, just like any other work trip. They happened to be [36:03.3 - 36:07.3] paying for my expenses. And then when you were there doing that work trip, you were [36:07.3 - 36:10.1] also working for One With The Ocean 30 hours? [36:10.1 - 36:14.6] My computer, remotely. Okay, do you raise any money last week? [36:14.6 - 36:18.0] Directly, not any more than [36:18.0 - 36:21.8] I had, but for building the things like I mentioned, so it's not like I [36:21.8 - 36:26.7] brought on a new donor last week, no. When's your next trip to the Grand Cayman [36:26.7 - 36:27.9] Islands? It's not scheduled. [36:27.9 - 36:31.7] Aren't you part of their roster? [36:31.7 - 36:35.9] They don't have, they have people that come and go, they are [36:36.5 - 36:42.1] building a program that's dynamic like that. [36:42.1 - 36:45.3] Aren't you concerned because your charity is doing so poorly? [36:45.3 - 36:49.2] Aren't you concerned about spending all this time over there in Grand Cayman? [36:49.2 - 36:53.3] I try to make money however I can, and \$4,000 for a week is far more than I'm making here [36:53.3 - 36:53.9] currently. [36:53.9 - 36:58.6] Aren't there other jobs you could do? You said you went to college for film? [36:58.6 - 37:02.7] This job, all my work right now is in [37:02.7 - 37:06.1] alignment with the niche profession that I've created, so it all builds to the greater [37:06.1 - 37:07.3] cause of what I'm doing, [37:07.3 - 37:11.3] builds more notability, notoriety for that matter as far as me being [37:11.3 - 37:15.3] an open water swim coach, so it would not make sense for me to get a job that's [37:15.3 - 37:19.1] that far out of the scope of my work. [37:19.1 - 37:22.2] But you had to fly across the globe, right, to go to this job [37:22.2 - 37:25.7] for \$4,000? It's not across the globe. [37:25.7 - 37:29.2] Caribbean? Yeah. Okay, so [37:29.2 - 37:32.9] why aren't you swimming anymore, doing swimming instruction for the [37:32.9 - 37:36.1] Catholic, what was it that you were doing? [37:36.1 - 37:40.4] I was the swim coach for the junior varsity swim team. Of where? [37:40.4 - 37:44.5] Cathedral Catholic High School. Cathedral Catholic, okay, why aren't you doing that anymore? [37:44.5 - 37:47.6] It doesn't bring much money and [37:47.6 - 37:51.0] wasn't something that I loved for my career. [37:51.0 - 37:54.2] But they pay you for every hour that you work, right? [37:54.2 - 37:59.1] No, they pay me a contract at a flat rate. How much? I don't recall, like \$2,000 [38:00.0 - 38:03.6] per the whole thing. The whole thing of what? [38:03.6 - 38:08.6] It's like two months of coaching. Okay, and so you voluntarily stopped doing that? [38:08.6 - 38:12.1] Yes. Okay, and you also did some other [38:12.1 - 38:16.0] swim instruction, right, for other Catholic [38:16.0 - 38:19.9] organizations? No. No? Anybody else? [38:19.9 - 38:23.3] I've coached for the Boys and Girls Club an hour a week. [38:23.3 - 38:27.1] Every one of my jobs has been in swim coaching, which is why I'm continuing to do swim coaching, [38:27.1

- 38:30.7] because that's my specialty and what I believe to be best at, and I enjoy it the most. [38:30.7 - 38:34.5] What about being a lifeguard? I could certainly do that. [38:34.5 - 38:38.5] Well, you could go swim in the ocean and get paid, right? Far less than I [38:38.5 - 38:42.3] can get paid doing a swim lesson or... Are you sure? [38:42.3 - 38:45.6] I mean, you're saying that you're working 120 hours for [38:45.6 - 38:49.8] less than three grand. Is that true? [38:49.8 - 38:53.4] These couple months, yes, but that's not going to be the case for every month. How much does an [38:53.4 - 38:56.2] ocean lifeguard make in San Diego County, if you know? [38:56.3 - 39:00.3] Starts at \$17.90 an hour. Okay, that's more than you're making, right? [39:00.3 - 39:04.4] Currently, I don't know. I'd have to do the math. I have no idea. [39:04.4 - 39:08.9] So your testimony today is you have no idea how much money you make per hour? [39:08.9 - 39:12.2] It's changing every month, so I'd have to know [39:12.2 - 39:15.5] each month what the hourly rate breaks down to. I'm not doing that math every month. [39:15.5 - 39:20.4] Wouldn't that be the number one concern that you have is your income based on [39:20.4 - 39:21.2] your acclaimed [39:21.2 - 39:25.2] poverty and inability to make your expenses? Which is why I'm working hard to [39:25.2 - 39:26.3] build income, correct? [39:26.3 - 39:29.4] Last week, when you were in the Grand Cayman with Ms. [39:29.4 - 39:32.9] Hammond, do you think that was hard work? [39:32.9 - 39:38.4] It was valuable work that I got paid for. So you're not embarrassed about how that's [39:38.4 - 39:40.4] going to look if that gets out, that [39:40.4 - 39:44.1] you're not paying all your child support and no spouse support while you're there with [39:44.1 - 39:45.4] Ms. Hammond and Grand Cayman? [39:45.4 - 39:48.6] I'm there for work, so why would I be embarrassed about that? No. [39:48.6 - 39:52.5] So if someone publishes an article like Mr. Volpe, it won't matter what [39:52.5 - 39:53.8] they're to be embarrassed about, right? [39:53.8 - 39:57.9] I'm assuming that you're already going to get that to him, so sure. [39:57.9 - 40:01.2] It wouldn't be a lie, so it wouldn't be anything wrong because you're not embarrassed about it, right? [40:01.2 - 40:05.0] Me doing work here also alongside of somebody else would be the exact same thing, so [40:05.0 - 40:08.4] I have nothing to be embarrassed about with my work. Good, I'm glad you clarified that. [40:08.4 - 40:11.6] So attorney's fees, [40:11.6 - 40:13.5] number 15, that's on the same page. [40:14.3 - 40:19.5] You indicated the source of payment is personal loan from father, credit cards, and personal [40:19.5 - 40:20.5] funds. [40:20.5 - 40:21.5] Right? [40:21.5 - 40:22.5] Yes. [40:22.5 - 40:26.4] But I think we established earlier that the only one who's paid for that is your dad, [40:26.4 - 40:27.4] right? [40:27.4 - 40:28.8] I threw a loan, yes. [40:28.8 - 40:34.5] Okay, so tell me when you declared under penalty of perjury that you paid with credit cards, [40:34.5 - 40:36.2] what credit card you paid with. [40:36.2 - 40:38.1] That's the plan is for me to be doing that. [40:38.1 - 40:39.8] Well, it doesn't say that. [40:39.8 - 40:45.1] It says source of funds, and you've never used your credit card for that, have you? [40:45.1 - 40:46.1] I don't recall. [40:46.1 - 40:48.5] Maybe for the first payment I did, but I don't remember exactly. [40:48.5 - 40:51.9] You don't remember if you ever made a payment to Mr. Mattoni's office? [40:51.9 - 40:52.9] I do not. [40:52.9 - 40:53.9] No. [40:53.9 - 40:57.1] Well, you looked at the production of documents that you provided for today, correct? [40:57.1 - 40:58.1] Yes. [40:58.1 - 41:01.3] And you saw that every single one was an American Express card? [41:01.3 - 41:02.9] I did not see that, no. [41:02.9 - 41:05.1] You didn't check your own production before today? [41:05.1 - 41:08.0] There was too many things to look at, no. [41:08.0 - 41:09.0] Okay. [41:09.8 - 41:11.4] You don't have an American Express. [41:11.4 - 41:13.4] We already established that, right? [41:13.4 -

41:14.4] Yes. [41:14.4 - 41:15.4] Okay. [41:15.4 - 41:20.8] So, all of the payments that were made on the American Express to Mr. Mattoni were made [41:20.8 - 41:24.0] by your father, right? [41:24.0 - 41:26.0] Yes. [41:26.0 - 41:30.0] So let me show you what I'm talking about. [41:30.0 - 41:36.3] I'm going to hand you what I'm going to ask you mark as number seven. [41:36.3 - 41:38.0] Have you seen this before? [41:38.0 - 41:39.0] Yes. [41:39.0 - 41:41.0] So, you generated this? [41:41.0 - 41:42.0] Yes. [41:42.0 - 41:43.0] You did? [41:47.0 - 41:48.0] Yes. [41:48.0 - 41:49.0] Well, my family did. [41:49.0 - 41:50.0] Yes. [41:50.0 - 41:51.0] I got it from them. [41:51.0 - 41:52.0] Okay. [41:52.0 - 41:56.0] So, what is this created in then, whatever you have generated here? [41:56.0 - 41:59.5] I don't know what this is, what program this is exactly. [41:59.5 - 42:01.2] What family member created this? [42:01.2 - 42:02.2] My dad. [42:02.2 - 42:03.2] Okay. [42:03.2 - 42:04.2] When did he send it to you? [42:04.2 - 42:05.5] I don't recall. [42:05.5 - 42:07.1] How did he send it to you? [42:07.2 - 42:08.2] I don't recall. [42:08.2 - 42:09.2] Okay. [42:09.2 - 42:12.5] So, he put sale and processed and all of that. [42:12.5 - 42:13.5] He did all of this? [42:13.5 - 42:14.5] Oh, this is the one. [42:14.5 - 42:15.5] Okay. [42:15.5 - 42:16.5] I'm sorry. [42:16.5 - 42:17.5] I'm looking this down. [42:17.5 - 42:18.5] This was the one that Raj's office created. [42:18.5 - 42:19.5] Okay. [42:19.5 - 42:24.1] So, you'd agree that the brand on every single one of these is Amex or American Express? [42:24.1 - 42:25.1] Yes. [42:25.1 - 42:26.6] And it says, name, Gregory R. Manet. [42:26.6 - 42:27.6] Yes. [42:27.6 - 42:28.6] Okay. [42:28.6 - 42:29.6] So, he paid all your legal fees. [42:29.6 - 42:30.6] Right? [42:30.6 - 42:31.6] Mm-hmm. [42:31.6 - 42:32.6] Yes? [42:32.6 - 42:33.6] Yes. [42:33.6 - 42:34.6] Okay. [42:34.6 - 42:37.0] So, you haven't put any personal funds to it yet, have you? [42:38.0 - 42:39.0] I don't recall. [42:39.0 - 42:40.0] The first payment, perhaps, but it's a loan. [42:40.0 - 42:41.6] So, a loan is a loan. [42:41.6 - 42:42.6] Right. [42:42.6 - 42:45.7] But I want exactitude because you signed that document under penalty of perjury. [42:45.7 - 42:50.4] So, I'm asking you, as you sit there, have you ever put your personal money towards the [42:50.4 - 42:51.8] payment of your attorney's fees? [42:51.8 - 42:53.4] Not that I recall. [42:53.4 - 42:54.4] Okay. [42:54.4 - 43:01.2] And you haven't used your own credit card to pay for any of your attorney's fees, correct? [43:01.2 - 43:03.2] No. [43:03.9 - 43:10.2] Now, at number 15 on your income and expense declaration, where the attorney's fees for [43:10.2 - 43:17.4] the Arizona attorney are indicated, you make a statement there about there being frivolous [43:17.4 - 43:19.4] claims by Ms. Clifford. [43:19.4 - 43:20.4] Yes. [43:20.4 - 43:23.0] What frivolous claims? [43:23.0 - 43:24.0] About abuse. [43:24.0 - 43:26.6] The molestation of your daughter? [43:26.6 - 43:27.6] Yeah. [43:27.6 - 43:31.0] There is claims, false claims with no foundation. [43:31.0 - 43:32.4] Okay. [43:32.6 - 43:34.6] So, that's what you're talking about? [43:34.6 - 43:35.8] What section are we looking at here? [43:35.8 - 43:36.8] Number 15. [43:36.8 - 43:38.1] You didn't make that note there? [43:38.1 - 43:40.2] Can you tell me what we're looking at first? [43:40.2 - 43:41.2] Yeah. [43:41.2 - 43:42.2] Right there in front of you. [43:42.2 - 43:44.9] Number 15 at the bottom where it says frivolous claims. [43:44.9 - 43:45.9] See that? [43:45.9 - 43:46.9] Oh, yes. [43:46.9 - 43:47.9] Okay. [43:47.9 - 43:48.9] So, what are you talking about there? [43:48.9 - 43:50.3] Exactly what it said. [43:50.3 - 43:53.0] False allegations about something with no foundation. [43:53.0 - 43:57.8] Do you have that video of the slide incident where your daughter's leg was broken? [43:57.8 - 43:58.8] Yes. [43:58.8 - 43:59.8] I can look for it. [43:59.8 - 44:00.8] Okay. [44:01.8 - 44:11.9] So, for the record, you pulled out your phone and you appear to be looking for that video [44:11.9 - 44:13.8] that you

described earlier. [44:30.8 - 44:46.8] Okay. [44:46.8 - 44:47.8] It's loading, but I have it. [45:00.8 - 45:12.8] So, what do I do now? [45:12.8 - 45:15.0] Are you going to play it for us? [45:15.0 - 45:15.9] How would you like me to do so? [45:16.1 - 45:18.3] On your phone, play it. [45:18.3 - 45:22.8] Do you mind turning it this way so myself and Ms. Clifford can see it? [45:22.8 - 45:23.7] You should turn up your volume. [45:23.7 - 45:25.0] Yeah. [45:25.0 - 45:25.7] Sure. [45:25.7 - 45:27.9] Do you want to see this, Courtney? [45:27.9 - 45:29.8] Like I said, do you mind showing it this direction? [45:29.8 - 45:30.7] This is cruel. [45:30.7 - 45:32.0] She might not want to see this. [45:32.0 - 45:33.4] It's our daughter crying in pain. [45:33.4 - 45:36.0] I don't know if either of us want to watch this again. [45:36.0 - 45:37.6] Can you ask her if she wants to see it? [45:37.6 - 45:39.3] Do you want to just show it to the camera? [45:39.3 - 45:40.9] We can just record it in the camera. [45:40.9 - 45:42.1] Do you want to hear it, Courtney? [45:42.1 - 45:43.3] Please don't ask her questions. [45:43.3 - 45:44.4] She's not a deponent. [45:44.4 - 45:46.0] Are you, do you not want to play it? [45:46.0 - 45:47.0] She's a good person here. [45:47.0 - 45:49.3] Please ask her if she wants to hear and see this or not. [45:49.3 - 45:51.9] I want to see it, and you said you'd show it to me, so please show it to me. [45:51.9 - 45:52.9] You're sick. [45:52.9 - 45:53.9] You're sick. [45:53.9 - 45:54.9] Thank you. [45:54.9 - 45:56.8] Courtney, if you don't want to hear it, please close your ears. [45:56.8 - 45:57.8] That bad, huh? [45:57.8 - 45:59.8] No, it's her crying, but it's our daughter. [45:59.8 - 46:01.7] Three, two, one. [46:01.7 - 46:03.0] That's not the pool, is it? [46:03.0 - 46:04.0] I never said it was a pool. [46:04.0 - 46:05.0] And let's go. [46:05.0 - 46:06.0] You sure about that? [46:06.0 - 46:07.0] All right. [46:07.0 - 46:14.0] And that's where you turned it off? [46:14.0 - 46:15.6] Yes. [46:15.6 - 46:18.5] So you couldn't see your foot catching the side. [46:18.5 - 46:19.5] How do you know that? [46:19.5 - 46:22.8] Well, because I watched the video, and you were looking at the camera the entire time, [46:22.8 - 46:23.8] weren't you? [46:23.8 - 46:25.2] I said out of the corner of my eye. [46:25.2 - 46:28.2] So out of the corner of my eye means out of the corner of my eye. [46:28.2 - 46:29.9] Let me see it again. [46:29.9 - 46:34.2] It sure doesn't look like you ever looked down one second, did you? [46:34.2 - 46:44.2] Okay, so you're looking at the camera, looking at the camera, looking at the camera. [46:45.2 - 46:46.2] Okay. [46:46.2 - 46:51.2] And did you just cut that video over the break or something? [46:51.2 - 46:55.2] No, it has a timestamp of January 11th at 5.16 p.m. [46:55.2 - 46:56.2] Okay. [46:56.2 - 47:00.2] Well, I'll note for the record, it doesn't look like you ever saw her foot hit anything. [47:00.2 - 47:05.2] And your testimony is that you've never previously indicated that this was a pool slide? [47:05.2 - 47:06.2] No, I did not. [47:06.2 - 47:09.2] Unless I was misquoted, I never once said that. [47:09.2 - 47:10.2] Okay. [47:10.2 - 47:12.2] There's no pool slide there. [47:12.2 - 47:13.2] Okay. [47:13.2 - 47:16.2] Page number four of your income and expense declaration. [47:16.2 - 47:20.2] Go ahead and turn it. [47:20.2 - 47:28.2] Up at the top, you list your custodial time as of August 23rd of 2022 as 25% visitation time shared. [47:28.2 - 47:29.2] Do you see that? [47:29.2 - 47:30.2] Yes. [47:30.2 - 47:31.2] Okay. [47:31.2 - 47:32.2] How did you calculate that? [47:32.2 - 47:34.2] I believe that's when I was awarded by the judge. [47:34.2 - 47:36.2] When? [47:36.2 - 47:38.2] Whenever the last custody hearing was. [47:38.2 - 47:42.2] But you didn't take all your court-ordered visitation, right? [47:42.2 - 47:44.2] I was not able to, no. [47:44.2 - 47:45.2] Okay. [47:45.2 - 47:49.2] So why did you list a percentage that you weren't exercising? [47:49.2 - 47:52.2] That's when I was awarded. [47:52.2 - 47:59.2] So your understanding when you completed that was to indicate what you were awarded, not

what you actually exercised? [47:59.2 - 48:03.2] Yes, that's what our split is. [48:03.2 - 48:09.2] So is it your understanding of child support that it's based on what you're ordered but not what you actually do? [48:09.2 - 48:12.2] Judging calls for speculation, he's not an attorney. [48:12.2 - 48:13.2] He doesn't know what requirement is. [48:13.2 - 48:14.2] I'm not for certain. [48:14.2 - 48:15.2] I don't know that. [48:15.2 - 48:20.2] Yeah, so as a layperson, when you said you filled it out because that's the order, I'm asking you if you have any further understanding of that. [48:20.2 - 48:21.2] I don't. [48:21.2 - 48:22.2] Okay. [48:22.2 - 48:28.2] But you didn't really exercise 25% as of August 23rd of 2022, did you? [48:28.2 - 48:31.2] I don't know the exact percentages. [48:31.2 - 48:33.2] So you just pulled what was on the order? [48:33.2 - 48:34.2] Yes. [48:34.2 - 48:35.2] Okay. [48:39.2 - 48:50.2] Okay. [48:50.2 - 48:55.2] I'm going to show you what is number eight. [48:55.2 - 49:08.2] Supply declaration of respondent in response to petitioner's declaration signed October 20th, 2022. [49:08.2 - 49:14.2] Turn to the last page, please. [49:14.2 - 49:15.2] Here you go, Mr. Mattone. [49:15.2 - 49:16.2] Last page, please. [49:16.2 - 49:18.2] Is that your signature there on number six? [49:18.2 - 49:19.2] Yes. [49:20.2 - 49:28.2] And you signed it 24th of October, 2022. [49:28.2 - 49:35.2] If you look at the last page where your signature is, you signed it on October 24th, 2022. [49:35.2 - 49:40.2] It says October 5th, 2022. [49:40.2 - 49:45.2] You see the last page, the last paragraph right above your signature? [49:45.2 - 49:48.2] You gave me the wrong one, I guess. [49:48.2 - 49:57.2] Reply declaration of respondent in response to petitioner's declaration signed October 20th, 2022. [49:57.2 - 49:58.2] Do I have the wrong one? [49:58.2 - 49:59.2] You gave him this. [49:59.2 - 50:03.2] You gave him something else. [50:03.2 - 50:04.2] Did I? [50:04.2 - 50:05.2] Yes. [50:05.2 - 50:06.2] Here's the correct one. [50:06.2 - 50:07.2] Oh, my bad. [50:07.2 - 50:08.2] Yeah, sorry. [50:08.2 - 50:10.2] Take a look at the last page. [50:10.2 - 50:11.2] Yes. [50:12.2 - 50:15.2] So that's your signature, October 24th, 2022? [50:15.2 - 50:16.2] Yes. [50:16.2 - 50:17.2] Okay. [50:17.9 - 50:32.9] Your overnights were to start, according to the court order, January 31 of 2022, correct? [50:32.9 - 50:34.9] Yes. [50:34.9 - 50:38.9] And your first overnight was August 29th of 2022? [50:38.9 - 50:42.9] Yeah. I don't remember the date in August, yes. [50:42.9 - 50:48.9] Okay, let me read to you from your own declaration, page 3, starting at line 6. [51:04.9 - 51:06.9] Right? [51:06.9 - 51:07.9] That's what it says, yes. [51:07.9 - 51:08.9] Yeah, it's your declaration. [51:08.9 - 51:09.9] Yes. [51:09.9 - 51:15.9] So you didn't have overnights for 7 months? [51:15.9 - 51:19.9] Maybe 6 months, I believe. Or maybe 7, almost 7 months, I guess. [51:19.9 - 51:23.9] Okay. And that was because of the weaning of breast milk? [51:23.9 - 51:26.9] Objection asked and answered. We've been through this already. [51:26.9 - 51:31.9] You've already asked as to all the circumstances relating to what the visitation was, what the milk was. [51:31.9 - 51:33.9] We've already gone through this line of questioning. [51:33.9 - 51:36.9] Thank you for wasting my time with your speaking objection. [51:37.9 - 51:41.9] It was a legal objection. I said asked and answered. It was a legal objection. [51:43.9 - 51:49.9] I have already answered this. I'm not going to go back again and retry and twist and get my words to be a little bit different. [51:49.9 - 51:50.9] I've already answered it. [51:50.9 - 51:53.9] Okay, so I'll read your own declaration and we'll keep going at it. [51:53.9 - 51:59.9] So, unfortunately, due to Petitioner's claim that River was still not weaned off her breast and inability to pump milk, [51:59.9 - 52:06.9] I could not feasibly execute overnights for the children until August 29, 2022. Why not? [52:06.9 - 52:09.9] Objection asked and answered. He already stated. [52:09.9 - 52:11.9] You can answer.

[52:11.9 - 52:12.9] No, I've already answered. [52:12.9 - 52:14.9] So you're refusing to answer my question? [52:14.9 - 52:15.9] I've already answered it. [52:15.9 - 52:16.9] He's already answered the question. [52:16.9 - 52:17.9] No, you didn't. [52:17.9 - 52:18.9] Yes, I did. [52:18.9 - 52:21.9] Why do you say you could not feasibly execute for 7 months? [52:21.9 - 52:22.9] Now that's a new question. You can answer that. [52:22.9 - 52:23.9] Thank you. [52:23.9 - 52:27.9] Because, like I said, I was cooperatively co-parenting. We couldn't come to an agreement on it. [52:27.9 - 52:33.9] And she was expressing how important it was for him to still breastfeed off of her and have a gentle transition. [52:33.9 - 52:36.9] And I didn't oppose that. I allowed that during this time period. [52:36.9 - 52:39.9] And she kept saying, it won't be much longer, it won't be much longer. [52:39.9 - 52:41.9] And it kept dragging on and on and on and on. [52:41.9 - 52:44.9] And my belief was that she wasn't doing her part to wean him off. [52:44.9 - 52:47.9] Whether that's true or not, I won't know unless she tells me otherwise. [52:47.9 - 52:52.9] But what I did was I cooperated with her and I didn't force it otherwise. [52:52.9 - 52:54.9] In the best interest of my children. [52:56.9 - 53:01.9] So you were in agreement with that for those entire 7 months. Is that your testimony? [53:01.9 - 53:04.9] No, I didn't agree. I didn't want that. That's not what I wanted. [53:04.9 - 53:07.9] But you just put up with it for 7 months. [53:07.9 - 53:11.9] The amount of things I've put up with the past 19 months has been unbelievable. [53:11.9 - 53:15.9] So this is one of those things that I knew that there was no way I could try and force this. [53:15.9 - 53:20.9] I wanted to make sure it was cooperative and not me doing anything that would upset either party. [53:20.9 - 53:22.9] Actually, that's not correct, right? [53:22.9 - 53:27.9] Because as of January 31 of 2022, the order was for you to have overnights with your children. [53:27.9 - 53:28.9] Correct. [53:28.9 - 53:31.9] So you were not following the court order that you requested. [53:31.9 - 53:33.9] She would not allow me to do it. [53:33.9 - 53:35.9] Okay. And so you accepted that? [53:35.9 - 53:39.9] Yes, because I'm not going to rip my kids out of her arms. [53:39.9 - 53:40.9] Good. I got that part. [53:41.9 - 53:44.9] And Sophia wasn't breastfeeding at that time, was she? [53:44.9 - 53:45.9] No. [53:45.9 - 53:47.9] So why didn't you have overnights with Sophia? [53:47.9 - 53:51.9] Because in her writing, in her words, she said she did not want to split them up. That is why. [53:51.9 - 53:57.9] But I asked you about you. So you're saying because she said that, that she didn't want to split them up, you didn't have overnights with your daughter? [53:57.9 - 54:00.9] My goal is to have a cooperative co-parent relationship with her. [54:00.9 - 54:01.9] I'm sorry, you can interpret that. [54:01.9 - 54:04.9] My job, my goal is to have a cooperative co-parent relationship with her. [54:05.9 - 54:10.9] I'm not going to do things that are radically beyond what we're both comfortable with, and this is one of those cases. [54:10.9 - 54:13.9] I would have loved to have them for overnights, but she's saying they're not ready, and I'm believing that. [54:13.9 - 54:15.9] She can't pump. I'm believing that. [54:15.9 - 54:16.9] But explain something to me. [54:16.9 - 54:20.9] If your daughter wasn't breastfeeding at the time, and your daughter was older, [54:20.9 - 54:26.9] and you had a court order that allowed you to have overnights with both of your children, which you had fought for, [54:26.9 - 54:31.9] why wouldn't you then just have overnights with Sophia and leave River with her, [54:32.9 - 54:34.9] so that he could breastfeed? [54:34.9 - 54:40.9] She said it was best that they stayed together, because they've always stayed together every night of his life, since he's been alive. [54:40.9 - 54:42.9] So every night they've been together. [54:42.9 - 54:48.9] So I received that as, this is important for the two of them, for their safety, their comfort, what

they're used to, to be together at nighttime, and I allowed that. [54:48.9 - 54:50.9] Why would you smirk at that? [54:50.9 - 54:53.9] You allowed it? That's the operative part. [54:53.9 - 54:55.9] You didn't care is more like it, right? [54:55.9 - 54:56.9] Absolutely false. [54:56.9 - 54:59.9] Because then you couldn't leave early, right? [55:00.9 - 55:01.9] You'd have to stick around longer. [55:01.9 - 55:02.9] Absolutely false. [55:02.9 - 55:04.9] You'd have to show up on time for your visits. [55:04.9 - 55:05.9] Right? [55:05.9 - 55:06.9] No. [55:06.9 - 55:07.9] Okay. [55:07.9 - 55:08.9] No. [55:08.9 - 55:09.9] Do not agree to that. [55:09.9 - 55:10.9] Okay. [55:16.9 - 55:18.9] Now, if you look at your declaration, [55:19.7 - 55:23.6] at page five, line one, quote, [55:23.6 - 55:26.4] because I am caring for the children with no assistance, [55:26.4 - 55:30.2] I am not able to do any work even during downtime. [55:30.2 - 55:33.6] I also lose a day for the drive each way. [55:33.6 - 55:34.5] You wrote that, right? [55:34.5 - 55:35.3] Yes. [55:35.3 - 55:38.5] And you just wrote that on October 24th of 2022. [55:38.5 - 55:39.3] Yes. [55:39.3 - 55:42.0] So why can't you do any work during downtime? [55:42.0 - 55:43.0] There's no downtime. [55:43.0 - 55:45.0] It's maybe a nap for an hour and a half [55:45.0 - 55:46.5] and I'm with him in bed. [55:46.5 - 55:48.9] So that's gonna be true for every weekend [55:49.0 - 55:51.5] that they're visiting you in San Diego, right? [55:51.5 - 55:53.5] When I'm with them, I will be with them 100%. [55:53.5 - 55:55.1] So you won't be able to work? [55:56.2 - 55:57.2] Probably not much at all, no. [55:57.2 - 55:59.8] So you'll make less money than you're making now? [55:59.8 - 56:01.7] Not necessarily, no. [56:01.7 - 56:02.8] It's the same amount of time that I'd be doing [56:02.8 - 56:04.6] in Arizona that I've been doing. [56:04.6 - 56:07.0] And you're still gonna lose a day driving, right? [56:07.0 - 56:08.0] Way less. [56:08.9 - 56:11.3] Well, how is it gonna be way less? [56:11.3 - 56:12.2] Because- [56:12.2 - 56:13.4] You're gonna drive out for six hours [56:13.4 - 56:17.0] and then drive back for six hours, or three hours, right? [56:17.0 - 56:20.6] So if you drove from San Diego to Phoenix in six hours, [56:20.6 - 56:22.0] or you drove San Diego to Yuma, [56:22.0 - 56:25.7] Yuma to San Diego in six hours, same thing, right? [56:25.7 - 56:27.0] Same number of hours, yes. [56:27.0 - 56:28.0] Right. [56:28.0 - 56:29.5] Okay. [56:29.5 - 56:31.4] And this is better? [56:31.4 - 56:34.7] Yes, because I'll be in our home there in San Diego. [56:34.7 - 56:35.6] Okay. [56:39.3 - 56:40.8] So you're not going to work [56:40.8 - 56:43.1] during your visitation in San Diego? [56:43.1 - 56:46.4] I don't think I'll be working hardly at all, if any, no. [56:46.4 - 56:49.3] Are you gonna work for this upcoming visit? [56:50.2 - 56:51.0] Work when? [56:52.0 - 56:53.6] At all during the visitation? [56:53.6 - 56:54.7] No. [56:54.7 - 56:57.4] So you're not gonna work on Monday, Tuesday, or Wednesday? [56:57.4 - 56:58.3] No. [56:58.3 - 56:59.2] Okay. [57:00.2 - 57:01.8] And what else are you gonna do with your children [57:01.8 - 57:04.3] while they're in San Diego visiting you? [57:04.3 - 57:05.2] Plenty of activities. [57:05.2 - 57:07.9] We'll go to the wild animal park. [57:07.9 - 57:09.6] That costs money, doesn't it? [57:09.6 - 57:10.4] Yeah. [57:10.4 - 57:11.6] So you're gonna pay for that, [57:11.6 - 57:13.8] but you're not paying your child support? [57:13.8 - 57:16.1] I continue to pay for things in person with them, [57:16.8 - 57:18.2] and we'll go to the beach every day, [57:18.2 - 57:20.8] which is steps away, it doesn't cost any money. [57:20.8 - 57:22.9] We'll water the plants together at my house, [57:22.9 - 57:26.2] which is free as well, it's something they enjoy. [57:26.2 - 57:27.2] Are you sure? [57:28.2 - 57:29.4] Yes. [57:29.4 - 57:32.2] She's told me that they enjoy that, yes. [57:32.2 - 57:33.9] So what did you say before? [57:33.9 - 57:38.9] You said that you would spend the money [57:39.0 - 57:41.0] in person with your kids, [57:41.0 - 57:42.4] so that means you'll pay the money

[57:42.4 - 57:44.0] for them to go to the wild animal park, [57:44.0 - 57:47.5] overpaying court-ordered child support to your wife? [57:47.5 - 57:49.5] It's not a this or that. [57:49.5 - 57:50.4] Yeah, it is. [57:50.4 - 57:53.3] When I'm with them, I will do everything I can with them [57:53.3 - 57:56.2] to make it a fun and positive experience always. [57:56.2 - 57:58.9] So you're gonna take them to the wild animal park [57:58.9 - 58:02.4] and pay for that, and whatever you spend on that, [58:02.4 - 58:05.8] you will not include as child support to Ms. Clifford? [58:05.8 - 58:07.4] I don't know how you can extrapolate it like that. [58:07.4 - 58:09.0] That would mean that any penny I spend [58:09.0 - 58:10.9] is money you're saying I'm not spending towards that. [58:10.9 - 58:11.9] That's not fair. [58:11.9 - 58:14.0] Well, you just said you would spend it directly [58:14.8 - 58:16.2] on your children in person, right? [58:16.2 - 58:17.9] Yes, whatever they wanna do and we'll be doing things, [58:17.9 - 58:20.1] we'll be doing activities together in person. [58:20.1 - 58:22.6] So it is exact like that because you're choosing [58:22.6 - 58:24.9] to spend it when your children are with you in person, [58:24.9 - 58:28.2] but not pay the child support to Ms. Clifford. [58:28.2 - 58:29.1] No. [58:29.1 - 58:29.9] No? [58:29.9 - 58:30.7] How's it different? [58:30.7 - 58:31.6] Please explain. [58:32.4 - 58:35.6] Explain as if you were facing criminal charges for contempt. [58:35.6 - 58:36.6] Sure. [58:36.6 - 58:38.8] All the money that's coming in goes towards all my bills. [58:38.8 - 58:41.7] When I'm with my kids, I do things with them [58:41.7 - 58:43.8] that may or may not cost money. [58:44.7 - 58:47.5] That has nothing to do with my payment of child support. [58:47.5 - 58:49.9] My time with them, I'm with them, period. [58:49.9 - 58:51.7] Maybe I'll do things that do not cost money. [58:51.7 - 58:54.2] In fact, the things I do with them are very inexpensive. [58:54.2 - 58:57.3] In Arizona, oftentimes, these things do not cost money. [58:57.3 - 58:59.5] Art projects, things around the house. [58:59.5 - 59:00.9] So it's not related. [59:00.9 - 59:03.0] That's quality time together that far outweighs [59:03.0 - 59:05.8] any monetary number that you're trying to place on that. [59:05.8 - 59:08.4] Things around the house, you mean the hotel room? [59:08.4 - 59:10.4] At my house in San Diego. [59:10.4 - 59:13.1] That you're gonna be doing, like watering the plants? [59:13.1 - 59:16.6] Yes, and in Arizona, it's playing with different toys, [59:16.6 - 59:20.2] and it's doing lots of art projects, crafts, yes. [59:20.2 - 59:22.1] When are you gonna take him to the wild animal park? [59:22.1 - 59:23.3] It's not a plan, it's just an idea. [59:23.3 - 59:25.3] I'm not even sure if I will. [59:25.3 - 59:26.1] Oh. [59:30.7 - 59:32.3] What's Sophia's favorite color? [59:33.2 - 59:34.1] Orange. [59:35.1 - 59:37.6] What's her favorite cartoon character? [59:37.6 - 59:39.5] She has many, and I'm sure it changes, [59:39.5 - 59:41.5] but Thomas is probably her favorite, [59:41.5 - 59:44.1] that she always refers to when she wants to watch something. [59:45.5 - 59:47.2] I know my children very well. [59:47.2 - 59:48.0] Do you? [59:48.0 - 59:48.8] Yes. [60:07.2 - 60:09.0] I mean, he needs to rest really fast. [60:10.5 - 60:11.3] Sorry? [60:12.3 - 60:15.3] Okay, let's go off the record for five minutes. [60:20.3 - 60:21.7] How much time have we taken? Complete transcription result saved to: /home/ubuntu/legal_brief/Bryan_Mineo_v1_3_transcription_20260620_065201.json Plain text transcription saved to: /home/ubuntu/legal_brief/Bryan_Mineo_v1_3_transcription_20260620_065201.txt [2][H[3]manus-speech-to-text -terminal-max-len-single=5000 /home/ubuntu/legal_brief/Bryan_Mineo_v1_3.mp3 Starting Speech-to-Text conversion... Audio file size (84.9MB) exceeds limit (5MB), downsampling audio file... Source audio bitrate: 197 kbps Bitrate exceeds 128 kbps, downsampling... Downsampled audio file size

is 55.26 MB. Downsampled audio file size still exceeds limit (5MB), splitting audio into chunks Audio file size: 55.26 MB, duration: 3621.7 seconds Splitting into 12 chunks (each ~301.8 seconds, max 5 MB)... Successfully split into 12 chunks Audio file split into 12 chunks for batch processing Transcribing audio file:
/home/ubuntu/legal_brief/Bryan_Mineo_v1_3.mp3, file size: 84.92 MB Transcription may take some time depending on file size and audio length...

Chunk transcription progress: Starting batch transcription of 12 chunks... Transcribing chunk 1/12:

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3 Chunk 1 completed (duration: 301.8s) Transcribing chunk 2/12:
/home/ubuntu/legal_brief/.Bryan_Mineo_v1_3_chunks_20260620_064727/chunk_001.mp3
3 Chunk 2 completed (duration: 301.8s) Transcribing chunk 3/12:
/home/ubuntu/legal_brief/.Bryan_Mineo_v1_3_chunks_20260620_064727/chunk_002.mp3
3 Chunk 3 completed (duration: 301.8s) Transcribing chunk 4/12:
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3 Chunk 4 completed (duration: 301.8s) Transcribing chunk 5/12:
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3 Chunk 5 completed (duration: 301.8s) Transcribing chunk 6/12:
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3 Chunk 6 completed (duration: 301.8s) Transcribing chunk 7/12:
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3 Chunk 7 completed (duration: 301.8s) Transcribing chunk 8/12:
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3 Chunk 8 completed (duration: 301.8s) Transcribing chunk 9/12:
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3 Chunk 9 completed (duration: 301.8s) Transcribing chunk 10/12:
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3 Chunk 10 completed (duration: 301.8s) Transcribing chunk 11/12:
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3 Chunk 11 completed (duration: 301.8s) Transcribing chunk 12/12:
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3 Chunk 12 completed (duration: 301.7s)

Snippet of transcribed content: [58:32.4 - 58:35.6] Explain as if you were facing criminal charges for contempt. [58:35.6 - 58:36.6] Sure. [58:36.6 - 58:38.8] All the money that's coming in goes towards all my bills. [58:38.8 - 58:41.7] When I'm with my kids, I do things with them [58:41.7 - 58:43.8] that may or may not cost money. [58:44.7 - 58:47.5] That has nothing to do with my payment of child support. [58:47.5 - 58:49.9] My time with them, I'm with them, period. [58:49.9 - 58:51.7] Maybe I'll do things that do not cost money. [58:51.7 - 58:54.2] In fact, the things I do with them are very inexpensive. [58:54.2 - 58:57.3] In Arizona, oftentimes, these things do not cost money. [58:57.3 - 58:59.5] Art projects, things around the house. [58:59.5 - 59:00.9] So it's not related. [59:00.9 - 59:03.0] That's quality time together that far outweighs [59:03.0 - 59:05.8] any monetary number that you're trying to place on that. [59:05.8 - 59:08.4] Things around the house, you mean the hotel room? [59:08.4 - 59:10.4] At my house in San Diego. [59:10.4 - 59:13.1] That you're gonna

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Completed transcription, JSON saved to
/home/ubuntu/legal_brief/Bryan_Mineo_v1_3_transcription_20260620_065201.json Plain
text transcription saved to
/home/ubuntu/legal_brief/Bryan_Mineo_v1_3_transcription_20260620_065201.txt

Segment 4 (Bryan_Mineo_v1_4.mp3/mp4)

Starting Speech-to-Text conversion... Audio file size (99.9MB) exceeds limit (5MB),
downsampling audio file... Source audio bitrate: 196 kbps Bitrate exceeds 128 kbps,
downsampling... Downsampling audio saved to:
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20260620_065204.mp3 Downsampling audio file size is 65.21 MB. Downsampling audio file
size still exceeds limit (5MB), splitting audio into chunks Audio file size: 65.21 MB,
duration: 4273.3 seconds Splitting into 14 chunks (each ~305.2 seconds, max 5 MB)...
Successfully split into 14 chunks Audio file split into 14 chunks for batch processing
Transcribing audio file: /home/ubuntu/legal_brief/Bryan_Mineo_v1_4.mp3, file size: 99.86
MB Transcription may take some time depending on file size and audio length... Starting
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Transcribing chunk 1/14:
/home/ubuntu/legal_brief/.Bryan_Mineo_v1_4_chunks_20260620_065204/chunk_000.mp
3 Chunk 1 completed (duration: 305.2s)

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Transcribing chunk 5/14:

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3 Chunk 8 completed (duration: 305.2s)

Transcribing chunk 9/14:

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3 Chunk 9 completed (duration: 305.2s)

Transcribing chunk 10/14:

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3 Chunk 10 completed (duration: 305.2s)

Transcribing chunk 11/14:

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3 Chunk 11 completed (duration: 305.2s)

Transcribing chunk 12/14:

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3 Chunk 12 completed (duration: 305.2s)

Transcribing chunk 13/14:

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3 Chunk 13 completed (duration: 305.2s)

Transcribing chunk 14/14:

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3 Chunk 14 completed (duration: 305.1s)

All chunks transcribed successfully!

MERGED TRANSCRIPTION RESULT: Total Duration: 4273.0 seconds Language: english
Total Chunks: 14 Timestamped segments: [00:00.0 - 00:16.6] Mr. Meneo, I'm going to hand you what I'm going to request be marked as number 9, Declaration [00:16.6 - 00:20.8] of Courtney Clifford in response and opposition to request for order. [00:20.8 - 00:26.0] This was filed with the court on October 20th of 2022. [00:26.0 - 00:29.0] Have you seen this document before? [00:29.0 - 00:31.7] Yes. [00:31.7 - 00:36.5] And what I just asked you about previously was your reply declaration of respondent in [00:36.5 - 00:43.3] response to petitioner's declaration signed October 20th, 2022. [00:43.3 - 00:49.0] Does that mean

that your reply was in reply to this responsive declaration of Ms. Clifford? [00:49.0 - 00:50.0] No. [00:50.0 - 00:58.0] Sorry, it's getting a lot of order, I'm not sure. [00:58.0 - 01:02.0] So the previous document, I'll repeat the question, I questioned you about your reply [01:02.0 - 01:03.0] declaration. [01:03.0 - 01:04.0] Do you recall that? [01:04.0 - 01:05.0] Yes. [01:05.0 - 01:06.0] Okay. [01:06.0 - 01:11.6] And you drafted that reply declaration in reply to this response by Ms. Clifford, correct? [01:11.6 - 01:12.6] Yes. [01:12.6 - 01:13.6] Okay. [01:13.6 - 01:17.7] So take a look then in the Declaration of Ms. Clifford number 9. [01:17.7 - 01:27.3] Take a look at the second page starting at paragraph number 5. [01:27.3 - 01:29.3] Let me know when you're there. [01:29.3 - 01:30.3] Yes. [01:30.3 - 01:31.3] Okay. [01:31.3 - 01:36.1] 5A, do you see the date range where she's listed the court-ordered visitation? [01:36.1 - 01:37.1] Yes. [01:37.1 - 01:40.8] Do you see where she's indicated the amount of visitation that you actually had? [01:40.8 - 01:41.8] Yes. [01:41.8 - 01:43.4] Do you agree with that amount? [01:43.4 - 01:45.3] I don't recall, no. [01:45.3 - 01:53.3] In your reply declaration, did you refute this amount? [02:24.3 - 02:39.3] Not that I can find right now. [02:39.3 - 02:40.3] Okay. [02:40.3 - 02:46.7] So moving on to 5B, there's a date range indicated, court-ordered visitation, and the amount that [02:46.7 - 02:50.9] Ms. Clifford has indicated that you actually exercised. [02:50.9 - 02:51.9] Do you see that? [02:51.9 - 02:52.9] Yes. [02:53.5 - 02:56.2] Do you dispute that amount in your reply declaration? [02:56.2 - 02:57.2] No. [02:57.2 - 03:02.4] 5C, there's a date range there, court-ordered visitation. [03:02.4 - 03:07.4] Then Ms. Clifford has indicated the amount of visitation that you actually exercised. [03:07.4 - 03:10.0] Did you dispute that amount in your reply declaration? [03:10.0 - 03:11.0] No. [03:11.0 - 03:18.5] 5D, there is a date range, the amount of court-ordered visitation, and then Ms. Clifford has indicated [03:18.5 - 03:21.7] how much visitation you actually exercised. [03:21.7 - 03:24.9] Did you dispute that in your reply declaration? [03:24.9 - 03:26.3] No. [03:26.3 - 03:33.7] The next one, 5E, court-ordered visitation, that's indicated by Ms. Clifford, and a no-show. [03:33.7 - 03:38.3] Did you dispute that in your reply declaration? [03:38.3 - 03:43.7] I believe that was the trip that she had the TRO against me, so I wasn't able to be there. [03:43.7 - 03:47.7] So did you dispute that in your reply declaration? [04:13.7 - 04:25.7] I'm unable to find that. [04:25.7 - 04:32.5] Okay, so going on to 5F, there's a date range that's indicated, the amount of ordered time, [04:32.5 - 04:37.9] and then the amount of time that Ms. Clifford is indicating that you actually spent in visitation. [04:37.9 - 04:38.9] Do you see that? [04:38.9 - 04:39.9] Yes. [04:39.9 - 04:41.7] Did you dispute that in your reply declaration? [04:41.7 - 04:42.8] No. [04:42.9 - 04:47.8] And that would still have been in the month of April of 2022, correct? [04:47.8 - 04:49.1] Yes. [04:49.1 - 04:55.5] So you actually went for visitation during the week that's indicated at 5F, correct? [04:55.5 - 04:56.5] I don't recall. [04:56.5 - 04:57.5] Okay. [04:57.5 - 05:01.9] 5G, do you see the date range that's indicated there? [05:01.9 - 05:02.9] Yes. [05:02.9 - 05:04.5] And court-ordered visitation? [05:05.2 - 05:10.2] And Ms. Clifford has indicated you did not show, correct? [05:10.5 - 05:11.3] Correct. [05:11.3 - 05:14.6] And did you dispute that or refute that [05:14.6 - 05:16.7] in your reply declaration? [05:16.7 - 05:18.1] No. [05:18.1 - 05:21.8] The next one, 5H, there is a date range, [05:21.8 - 05:23.7] court-ordered visitation hours, [05:23.7 - 05:26.3] and what Ms. Clifford is indicating [05:26.3 - 05:27.9] was your actual visitation. [05:27.9 - 05:30.4] Did you dispute that in your reply declaration? [05:30.4 - 05:31.3] No. [05:32.1 - 05:37.1] 5I, date range, number of court-ordered visitation, [05:38.1 - 05:41.1] and Ms. Clifford has indicated you did not show up.

[05:41.1 - 05:44.0] Did you dispute that in your reply declaration? [05:44.0 - 05:44.8] No. [05:44.8 - 05:47.8] You were in the Grand Cayman during that time, correct? [05:47.8 - 05:48.7] I don't recall. [05:49.8 - 05:51.3] How would you verify that? [05:51.3 - 05:54.9] Do you have your calendar that you indicated you keep? [05:54.9 - 05:55.8] Yes. [05:55.8 - 05:57.4] Can you tell me where you were for those dates [05:57.4 - 05:59.1] that you didn't show up in June? [05:59.1 - 06:00.2] Which dates? [06:00.2 - 06:05.2] June 12th, 2022 to June 15th, 2022. [06:15.5 - 06:17.5] So I note for the record that you removed your phone [06:17.5 - 06:19.9] and you appear to be looking for that. [06:22.7 - 06:25.1] And while you're at it, if you can look for the next one, [06:25.1 - 06:30.1] which is June 26th, 2022 to June 29th, 2022, [06:30.3 - 06:31.6] where it's indicated you didn't show up [06:31.6 - 06:33.0] for that visit either. [06:33.0 - 06:36.1] June 12th to June 15th, all of my to-dos here [06:36.1 - 06:37.4] are all San Diego things, [06:37.4 - 06:39.5] so it shows nothing about the Caymans here. [06:39.5 - 06:40.4] Okay. [06:40.4 - 06:44.2] And I have a book, stay at Scottsdale Resort on there, [06:44.2 - 06:46.4] which means I would have paid for it. [06:46.4 - 06:47.7] So that's even worse, huh? [06:47.7 - 06:49.3] Because you paid for it and didn't show up. [06:49.3 - 06:50.3] I can't confirm it. [06:50.3 - 06:52.4] I don't remember, but that's what I think that is. [06:52.4 - 06:53.2] Actually, no, I'm sorry. [06:53.2 - 06:55.1] That's an all-day calendar thing. [06:55.1 - 06:57.1] It doesn't mean I paid for it. [06:57.1 - 06:59.1] September 26th. [06:59.1 - 06:59.9] June 26th. [07:07.0 - 07:07.9] Nope, same thing. [07:07.9 - 07:12.9] It shows that Scottsdale, I've got, nope. [07:15.9 - 07:19.5] Okay, so my question then, which will be for 5], [07:19.5 - 07:23.4] is there's a date range there, court-ordered visitation. [07:23.4 - 07:25.9] You did not show, as indicated by Ms. Clifford, [07:25.9 - 07:28.5] and you did not deny that in your reply declaration, [07:28.5 - 07:29.4] correct? [07:29.4 - 07:30.2] Yes. [07:30.2 - 07:31.5] Now, if we go back to the previous one, [07:31.5 - 07:36.5] which was April 10th, 2022 to April 13th, 2022, [07:36.8 - 07:38.4] where you did a no-show, [07:38.4 - 07:41.6] you were in the Grand Cayman at that time, weren't you? [07:41.6 - 07:42.7] I don't recall. [07:42.7 - 07:45.9] You were there for April 13th of 2022, right? [07:45.9 - 07:47.0] That was your first trip. [07:47.0 - 07:48.5] I said I don't recall. [07:48.5 - 07:50.1] Didn't you tell that to Ms. Clifford [07:50.1 - 07:52.3] from the Grand Caymans that you were there? [07:52.3 - 07:53.5] I don't recall the date. [07:54.5 - 07:55.8] Well, you previously testified [07:55.8 - 07:57.4] that you missed a couple of visits in April [07:57.4 - 07:59.9] because of a restraining order, right? [07:59.9 - 08:01.3] I must've gotten the months wrong then. [08:01.3 - 08:03.9] I'd have to look exactly what the months were of the TRO. [08:03.9 - 08:04.8] Let's do that, [08:04.8 - 08:07.7] because I'd like to get this clear for the record, please. [08:28.4 - 08:30.3] I think it would have been for June, actually. [08:30.3 - 08:32.4] The month of June was a restraining order. [08:33.5 - 08:34.7] I got the months wrong. [08:35.7 - 08:37.2] That's why there was two no-shows that month, [08:37.2 - 08:40.6] because both visits I was unable to do because of the TRO. [08:40.6 - 08:42.5] So in April, when you did the no-show, [08:42.5 - 08:45.0] you were in Grand Cayman. [08:45.0 - 08:46.7] It does not say it on my calendar. [08:46.7 - 08:48.6] I don't recall where I was, but- [08:48.6 - 08:51.1] You went to Grand Cayman for the first time [08:51.1 - 08:52.9] as a business agent, [08:53.5 - 08:56.5] You went to Grand Cayman for the first time [08:56.5 - 08:59.7] as a business enterprise in April of 2022, right? [08:59.7 - 09:00.6] At some point in April. [09:00.6 - 09:01.4] I don't remember the dates yet. [09:01.4 - 09:03.3] Okay, so you missed the visit with your children [09:03.3 - 09:04.5] so you can go to Grand Cayman.

[09:04.5 - 09:05.6] Not necessarily, no. [09:05.6 - 09:08.4] And you testified earlier you didn't even get paid for that. [09:08.4 - 09:11.1] Well, that trip was to build the relationship [09:11.1 - 09:12.9] to create a revenue there. [09:12.9 - 09:14.5] Right, okay. [09:14.5 - 09:19.1] So let's go on then to 6A. [09:19.1 - 09:23.4] Do you see the date range in the court-ordered visitation? [09:24.3 - 09:25.1] Yes. [09:25.1 - 09:27.4] And do you see what was declared by Ms. Clifford [09:27.4 - 09:28.7] as your actual visitation? [09:28.7 - 09:29.5] Yes. [09:29.5 - 09:31.9] You did not dispute that in your reply declaration? [09:31.9 - 09:33.1] No. [09:33.1 - 09:36.5] 6B, same question. [09:36.5 - 09:38.4] You didn't dispute that, correct? [09:38.4 - 09:39.4] Correct. [09:39.4 - 09:42.6] 6C, you didn't dispute that? [09:42.6 - 09:43.4] Correct. [09:43.4 - 09:46.7] And that was another no-show by you, correct? [09:46.7 - 09:47.5] Correct. [09:47.5 - 09:50.4] So it was in August, August 14th, [09:50.4 - 09:54.0] you were in Grand Cayman during that time, weren't you? [09:54.0 - 09:55.8] I do not believe so, no. [09:55.8 - 09:57.4] Well, didn't you testify earlier today [09:57.4 - 09:59.7] that you actually were in the Grand Caymans [09:59.7 - 10:01.7] in August of 2022? [10:01.7 - 10:02.6] At some point, yes. [10:02.6 - 10:03.9] I'm trying to find the dates. [10:03.9 - 10:05.4] Okay, let's do that then. [10:06.3 - 10:08.1] Please find the dates on your phone. [10:10.5 - 10:20.5]

ここからはお客様のお気に入りのメニューをご紹介します。 [10:20.5 - 10:30.5]

お客様のお気に入りのメニューをご紹介します。 [10:30.5 - 10:40.5]

お客様のお気に入りのメニューをご紹介します。 [10:40.5 - 10:50.5]

お客様のお気に入りのメニューをご紹介します。 [10:50.5 - 11:00.5]

お客様のお気に入りのメニューをご紹介します。 [11:00.5 - 11:10.5]

お客様のお気に入りのメニューをご紹介します。 [11:10.5 - 11:20.5]

お客様のお気に入りのメニューをご紹介します。 [11:20.5 - 11:30.5]

お客様のお気に入りのメニューをご紹介します。 [11:30.5 - 11:40.5]

お客様のお気に入りのメニューをご紹介します。 [11:40.5 - 11:50.5]

お客様のお気に入りのメニューをご紹介します。 [11:50.5 - 12:00.5]

お客様のお気に入りのメニューをご紹介します。 [12:00.5 - 12:10.5]

お客様のお気に入りのメニューをご紹介します。 [12:10.5 - 12:20.5]

お客様のお気に入りのメニューをご紹介します。 [12:20.5 - 12:30.5]

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お客様のお気に入りのメニューをご紹介します。 [12:50.5 - 13:00.5]

お客様のお気に入りのメニューをご紹介します。 [13:00.5 - 13:10.5]

お客様のお気に入りのメニューをご紹介します。 [13:10.5 - 13:20.5]

お客様のお気に入りのメニューをご紹介します。 [13:20.5 - 13:30.5]

お客様のお気に入りのメニューをご紹介します。 [13:30.5 - 13:40.5]

お客様のお気に入りのメニューをご紹介します。 [13:40.5 - 13:50.5]

お客様のお気に入りのメニューをご紹介します。 [13:50.5 - 14:00.5]

お客様のお気に入りのメニューをご紹介します。 [14:00.5 - 14:10.5]

お客様のお気に入りのメニューをご紹介します。 [14:10.5 - 14:20.5]

お客様のお気に入りのメニューをご紹介します。 [14:20.5 - 14:30.5]

お客様のお気に入りのメニューをご紹介します。 [14:30.5 - 14:40.5]

お客様のお気に入りのメニューをご紹介します。 [14:40.5 - 14:50.5]

お客様のお気に入りのメニューをご紹介します。 [14:50.5 - 15:00.5]

お客様のお気に入りのメニューをご紹介します。 [15:00.5 - 15:10.5]

お客様のお気に入りのメニューをご紹介します。 [15:15.7 - 15:18.8] This doesn't

mistake the testimony. So here's my question [15:19.4 - 15:25.5] You just got four grand that they're gonna pay you but you're shaking your head because you haven't been paid yet [15:25.7 - 15:32.3] Yeah, you will get it. Yes. Okay. So that's what seventy six hundred. Yes, plus ten grand for Nike [15:32.5 - 15:34.8] Yes a very small amount across a year [15:34.8 - 15:42.4] Yes, and that's part of my overall income since I'm an entrepreneur and run small things to all build to one full salary [15:43.2 - 15:47.7] So it's not like that's a that's not a recurring payment that 10,000 through one entire year [15:48.6 - 15:50.6] less \$1,000 a month [15:53.5 - 15:54.9] So [15:54.9 - 15:56.9] miss Clifford [15:57.0 - 15:59.3] declared that between October of [15:60.0 - 16:01.6] 2021 and [16:01.6 - 16:02.9] February of [16:02.9 - 16:04.0] 2022 [16:04.0 - 16:09.1] You visited Sofia for a total of 76% of your court-ordered visitation [16:09.3 - 16:13.5] You didn't dispute that in your reply declaration, did you I [16:14.2 - 16:19.4] Don't believe so and she also declared that for that same date range you visited with River [16:19.8 - 16:27.7] For 31% of your court-ordered visitation. You did not dispute that in your reply declaration. Did you what page is this on? [16:28.2 - 16:30.9] I'm asking you. I don't remember those numbers [16:32.3 - 16:34.4] Take a look at page number four [16:35.1 - 16:38.2] Paragraph number seven. That's what I was asking what page it was. Thank you [16:39.4 - 16:44.6] That one's even worse. So let's start with paragraph eight because paragraph eight is the prior [16:45.3 - 16:48.3] So do you see that stands to your question paragraph eight? [16:48.9 - 16:55.8] 76 and 31% Yeah, you didn't deny that your reply declaration. Did you know look at number seven? [16:56.0 - 16:59.1] so she declared there that between [16:59.8 - 17:01.0] February of [17:01.0 - 17:03.0] 2021 [17:03.7 - 17:09.8] You had 17 visits do you see that you only spent 18% of your court-ordered time with Sofia [17:10.5 - 17:15.8] You didn't dispute that in your reply declaration. Did you know I think we did verbally and in court [17:15.8 - 17:20.0] But in your reply declaration, you didn't did you not that I can say no [17:20.0 - 17:24.7] Did you give testimony at the hearing which hearing the one on October 31? [17:26.5 - 17:32.5] No, so you disputed that how because you didn't dispute it in your reply declaration [17:32.5 - 17:35.8] You're saying you think you disputed at the hearing my attorney did orally [17:36.4 - 17:42.8] Right, but he's not you and so you're the one who's doing the factual declaration in your reply. You didn't dispute it [17:43.4 - 17:46.4] Correct and 11% of your time with River. I [17:48.1 - 17:50.2] Didn't make that number I'd have to figure it out myself [17:50.4 - 17:56.8] Okay, but you took a look at this before you replied to it, right? You didn't dispute it. Yes [17:57.3 - 18:02.2] Yes, you didn't right correct. Do you think that's wrong? I do think it's wrong [18:02.5 - 18:07.9] Okay, tell me why because 16 hours a day are missing when I'm not doing overnights [18:08.2 - 18:13.4] That's a massive percentage of what this number is factoring in. So before overnights were happening [18:13.5 - 18:19.4] That's 16 hours that I'm not that are being factored in this that I I wasn't able to be at the kids because of our agreement [18:19.4 - 18:21.1] With not doing overnights yet [18:21.1 - 18:27.5] So I was there for not that is wrong because if you actually were to read this which I thought you did when you replied [18:27.8 - 18:31.2] You would see that only the time that you were allotted was [18:31.7 - 18:36.8] Incorporated

not time that you didn't have visitation. It's not true because look earlier. Yes [18:37.4 - 18:42.6] July on showing 80 hours. That's factoring overnight hours. Yes. That's like three and a half days [18:42.8 - 18:43.3] Yeah [18:43.3 - 18:48.3] So when I'm not when we were agreeing to or not to do overnights that 16 hours are being [18:48.5 - 18:53.6] Penal penalized against me when I wasn't able to do those hours when you agreed not to have the court-ordered [18:54.0 - 18:56.0] Visitation for the best interest of our children. Yes [18:56.7 - 19:00.2] Yep, I am a loving father. Thanks. That's good [19:00.8 - 19:04.1] Yeah, so I want to make sure I understand your testimony [19:04.5 - 19:08.8] So the time that you didn't have overnights with your kids shouldn't be held against you [19:09.3 - 19:13.4] Because you agreed not to follow the court order to not have overnights with your kids [19:13.9 - 19:17.8] That's absolutely right should not be held against me because of what we agreed upon as parents [19:17.8 - 19:22.4] So we're the first two points of contact with the children and that was what we agreed to be in the best interest of the kids [19:22.4 - 19:23.9] During those time periods [19:23.9 - 19:25.9] Okay [19:26.0 - 19:28.0] Now [19:31.2 - 19:33.2] You follow the motion [19:33.8 - 19:39.2] Requesting monetary sanctions against me for five thousand five hundred dollars. Yes. Okay. Why? [19:41.2 - 19:48.4] I don't remember. Is that in this here? No, I'm just asking you. I remember why you requested five thousand five hundred dollars against me [19:49.7 - 19:55.0] Not remember exactly what it's for now. Where did you come up with that number? I don't remember just arbitrary [19:55.1 - 19:58.0] No, something we work on together with my attorney. Oh [19:58.9 - 20:04.2] So now you're telling me things that he told you but otherwise you're gonna have him what? [20:05.0 - 20:10.4] Privilege make an objection. I don't understand what you did. So he told you five thousand five hundred dollars [20:11.3 - 20:13.3] Objection calls for its attorney-client privilege [20:14.1 - 20:17.3] Whatever we spoke about and how it came to a declaration is our own discussion [20:17.4 - 20:20.9] Well when you declared it that you wanted me to pay five thousand five [20:20.9 - 20:21.9] \$500 in sanctions. [20:21.9 - 20:25.1] And it's actually, it also misstates the testimony because that's, he didn't, it's not what the [20:25.1 - 20:26.1] sanctions were for. [20:26.1 - 20:29.5] The sanctions were in relation to the protective order for attorney's fees in general. [20:29.5 - 20:33.5] So they're not against you personally, but if you want to take it that way, you can. [20:33.5 - 20:35.0] Yeah, of course. [20:35.0 - 20:36.2] I appreciate that. [20:36.2 - 20:39.4] Your testimony has been very helpful in this deposition. [20:39.4 - 20:44.6] But what I'm asking you about, Mr. Mineo, is, so you wanted to get sanctions against [20:44.6 - 20:46.8] me, right? [20:46.8 - 20:48.1] I think against the law firm. [20:48.1 - 20:50.1] I don't think it's against you specifically. [20:50.1 - 20:51.2] Oh, okay. [20:51.2 - 20:53.2] So my law firm wouldn't be against me. [20:53.2 - 20:54.5] I get it. [20:54.5 - 20:55.7] Um, okay. [20:55.7 - 20:57.7] You didn't get that, did you? [20:57.7 - 20:58.7] Right? [20:58.7 - 21:04.7] I'm not following your sarcasm, sorry, I don't understand what you're saying. [21:04.7 - 21:07.2] You didn't get the sanctions order against me, right? [21:07.2 - 21:08.2] No. [21:08.2 - 21:09.2] Or the attorney's fees? [21:09.2 - 21:10.2] No. [21:10.2 - 21:11.2] All right. [21:11.2 - 21:12.2] You didn't get a protective order. [21:12.2 - 21:13.2] Right? [21:13.2 - 21:17.4] No, but I got custody in San Diego with my children once a month. [21:17.4 - 21:18.4] Did you? [21:18.4 - 21:19.4] Yes. [21:19.7 - 21:20.7] Did you? [21:20.7 - 21:21.7] Uh, no. [21:21.7 - 21:23.0] On October 31st, that was ruled. [21:23.0 - 21:28.1] And so why do you say that in reply to me asking you about a discovery motion? [21:28.1 - 21:29.1] All you're doing is... [21:29.1 - 21:30.6] So

that's what this is about? [21:30.6 - 21:32.5] It's like some kind of game with her? [21:32.5 - 21:36.2] Well, I didn't get sanctions, but I got my kids, is that what you're saying? [21:36.2 - 21:37.2] You brought up those things. [21:37.2 - 21:38.2] I didn't say those things. [21:38.2 - 21:39.2] Well, I'm asking you. [21:39.2 - 21:40.2] You just said it. [21:40.2 - 21:41.2] Uh... [21:41.2 - 21:44.6] No, but I got custody of my kids in San Diego, so what's that about? [21:44.6 - 21:48.4] It's about everything that you're asking me here that the judge has already ruled on, [21:48.4 - 21:50.8] that we've already gone over in a hearing that he ruled on. [21:50.8 - 21:54.7] So going through this again to me feels asinine, and it feels like you're just trying to badger [21:54.7 - 21:55.7] me and break me down. [21:55.7 - 21:56.7] Who's asinine? [21:56.7 - 21:57.7] Me? [21:57.7 - 21:58.7] Are you calling me an ass? [21:58.7 - 21:59.7] That's not what that means. [21:59.7 - 22:00.7] What does it mean? [22:00.7 - 22:01.7] It means pointless. [22:01.7 - 22:02.7] Objection in badgering the witness. [22:02.7 - 22:03.7] You don't... [22:03.7 - 22:04.7] Oh, okay. [22:04.7 - 22:05.7] I'm not letting him answer that. [22:05.7 - 22:06.7] But what I'm... [22:06.7 - 22:07.7] Okay. [22:07.7 - 22:08.7] Mark transcript. [22:08.7 - 22:10.0] So what I want to know is this. [22:10.0 - 22:15.7] I ask you about sanctions and a protective order from your failed discovery motion, and [22:15.7 - 22:18.6] you said, no, but I got custody of the kids. [22:18.6 - 22:19.6] Why would you respond with that? [22:19.6 - 22:20.6] That's not exactly how I said it. [22:20.6 - 22:21.6] Tell me how you said it. [22:21.6 - 22:25.9] Well, what you're doing is saying all the things that I didn't win as if to try to upset [22:25.9 - 22:27.1] me as if we failed on these things. [22:27.1 - 22:28.4] But it's not a competition, right? [22:28.4 - 22:29.4] You don't compete. [22:29.4 - 22:33.0] No, but you're making it one right now by saying that because you're smiling that you [22:33.0 - 22:34.2] won on those things. [22:34.2 - 22:35.6] I didn't win anything. [22:35.6 - 22:36.6] You lost. [22:36.6 - 22:41.6] But what I'm saying is you're implying that you somehow won some competition for your kids, [22:41.6 - 22:43.3] so it's just a game for you, right? [22:43.3 - 22:44.3] No. [22:44.3 - 22:45.3] I'm excited. [22:45.3 - 22:48.5] In the past 19 months, I've had the idea of me being with the kids in San Diego. [22:48.5 - 22:51.2] So for me, it's a massive victory. [22:51.2 - 22:52.3] It's a victory. [22:52.3 - 22:53.3] So you... [22:53.3 - 22:56.1] For me to have time with my kids in San Diego, I'm not competing with anybody. [22:56.1 - 22:59.2] But for me to have time with my kids in San Diego is a huge win for me. [22:59.2 - 23:04.3] After you only had 11% and 31% for the previous six months? [23:04.3 - 23:05.3] Objection. [23:05.3 - 23:06.3] Objection. [23:06.3 - 23:07.3] Objection. [23:07.3 - 23:08.3] Objection. [23:08.3 - 23:09.3] What's the objection? [23:09.3 - 23:10.3] Okay. [23:10.3 - 23:11.3] Where were you then? [23:11.3 - 23:12.6] We've already gone over that for each visit. [23:12.6 - 23:13.6] Right. [23:14.0 - 23:15.0] So you weren't there. [23:15.0 - 23:18.0] That's not true. [23:18.0 - 23:20.5] Okay. [23:20.5 - 23:28.4] So you indicated in this same motion for protective order, however, it seems that Petitioner's [23:28.4 - 23:34.4] true intention in this case is to assassinate my reputation publicly so that I will capitulate [23:34.4 - 23:38.4] to her desire to remove me from our children's lives. [23:38.4 - 23:40.2] Why did you write that? [23:40.2 - 23:42.9] Because what you guys are doing right now is a great example. [23:42.9 - 23:45.4] Any time with my kids when I'm trying to be with them should be something that's seen [23:45.4 - 23:47.9] as a positive for the kids' well-being. [23:47.9 - 23:51.9] Having both parents wanting to be in their lives and fighting to be in their lives. [23:51.9 - 23:52.9] I'm not a deadbeat dad. [23:52.9 - 23:53.9] I'm showing up. [23:53.9 - 23:56.5] I'm doing all that I can to be with them. [23:56.5 - 24:01.0] So I said that

because you as a team, both of you, are constantly trying to put me down [24:01.0 - 24:02.0] and get me to give up. [24:02.0 - 24:03.9] And I'm not going to and I have not. [24:03.9 - 24:05.7] 19 months, I'm showing up. [24:05.7 - 24:06.7] I've been at every hearing. [24:06.7 - 24:08.8] I'm doing all that I can to be here. [24:08.8 - 24:10.4] This is the first time she's been here in 19 months. [24:10.4 - 24:12.4] She appears for this. [24:12.4 - 24:14.4] So that's why you wrote that? [24:14.4 - 24:18.7] I wrote that because of everything you guys have been doing this entire time. [24:18.7 - 24:20.9] And you said you're not a deadbeat dad? [24:20.9 - 24:21.9] Absolutely not. [24:21.9 - 24:23.8] Do you know what that means? [24:23.8 - 24:25.7] I'd like for you to give me the definition of it. [24:25.7 - 24:30.8] If a deadbeat dad means a parent who doesn't pay their child support, you're not a deadbeat dad? [24:30.8 - 24:33.0] I've paid almost all of my child support for 19 months. [24:33.0 - 24:34.0] But not all of it, have you? [24:34.0 - 24:35.6] So you're a partial deadbeat dad? [24:35.6 - 24:37.6] Not at all, no. [24:37.6 - 24:38.6] Okay. [24:38.6 - 24:40.8] You wouldn't mind if that were published somewhere, right? [24:40.8 - 24:44.9] Because you're saying, hey, I can't pay all my child support, right? [24:44.9 - 24:48.5] I'm not a deadbeat dad and I've been paying all that I can this entire time. [24:48.5 - 24:54.1] So \$500 a month to eat out, aside from your business expense meals, and then you're not [24:54.1 - 24:55.7] paying all your child support. [24:55.7 - 24:56.7] Is that right? [24:56.7 - 24:59.3] Apples and oranges, you can't compare the two, I'm sorry. [24:59.3 - 25:00.3] Different expenses. [25:00.3 - 25:03.2] But these are truths based on your own representation. [25:03.2 - 25:07.4] So if they were to make their way into anything in the public, like the public file, which [25:07.4 - 25:11.6] is this divorce proceeding, that wouldn't at all tarnish your reputation, because it's [25:11.6 - 25:12.6] the truth, right? [25:12.6 - 25:15.4] Well, because your intention is to tarnish your reputation, so... [25:15.4 - 25:16.4] Okay. [25:16.4 - 25:17.4] But there's nothing wrong... [25:17.4 - 25:19.6] You haven't lied about any of your testimony today, right? [25:19.6 - 25:20.6] No. [25:20.6 - 25:21.6] Okay. [25:21.6 - 25:23.9] So if the truth gets out about you, then it shouldn't do anything, right? [25:23.9 - 25:24.9] It's just the truth. [25:24.9 - 25:25.9] Yes. [25:25.9 - 25:25.9] [25:26.1 - 25:32.6] And so, what do you mean by assassinate my reputation publicly? What's your public reputation? [25:32.6 - 25:34.6] Which paragraph are you on? [25:34.6 - 25:38.6] Page 3, line 6 of your motion for the protective order, which I didn't give you. [25:38.6 - 25:40.6] But you just said you wrote it, so... [25:40.6 - 25:42.6] Well, I'd like to see it so I can speak to it. [25:42.6 - 25:45.6] Okay. We'll get there. I just want to try to move through this. [25:49.6 - 25:51.6] Do you have a public reputation? [25:52.6 - 25:57.1] I'd like to thank the people in my community who regard me in a positive light. [25:57.1 - 26:03.1] And you also referred to Mr. Volpe as a self-described journalist. Do you remember that? [26:03.1 - 26:04.1] Yes. [26:04.1 - 26:08.1] Okay, so you do remember that. Why would you say that about Mr. Volpe? [26:08.1 - 26:09.1] Because... [26:09.1 - 26:12.1] Objection. Relevance. This litigation is not about Mr. Volpe. [26:12.1 - 26:14.1] You can answer the question. [26:14.1 - 26:15.1] It's not about any of those things. [26:15.1 - 26:16.1] I don't want to answer it. [26:16.1 - 26:19.1] It's not relevant to this. This is a dissolution case in North County. [26:19.6 - 26:23.6] Are you saying that you're refusing to answer my question? Because he objected to relevance? [26:23.6 - 26:25.6] Mark the transcript for him, please. Mark the transcript for him. [26:25.6 - 26:27.6] Cold move. Yeah, cold move. [26:27.6 - 26:30.6] So, I want to get an answer, though, to my question. [26:30.6 - 26:35.6] Are you refusing to answer my question why you called him a self-described

journalist? [26:35.6 - 26:37.6] I am not going to answer that. [26:37.6 - 26:38.6] Why not? [26:38.6 - 26:41.6] It's not relevant. Objection. We already stated our objection. [26:41.6 - 26:42.6] Why are you not answering? [26:42.6 - 26:45.6] This is a divorce hearing. This has nothing to do with it. I'm not going to answer it. [26:46.1 - 26:51.1] So, the way it works is that if he tells you not to answer because it's privilege, for example, [26:51.1 - 26:54.1] you're invoking the Fifth when you don't really have criminal charges, [26:54.1 - 26:56.1] then you don't have to answer for now. [26:56.1 - 27:01.1] But if he says relevance, which isn't even a proper legal objection to a deposition, [27:01.1 - 27:05.1] and you say, I don't want to answer because I don't think it's... it's not how it works, [27:05.1 - 27:06.1] you have to answer. [27:06.1 - 27:07.1] So, are you refusing to answer? [27:07.1 - 27:11.1] I'll answer. I said that because I looked him up, and all he writes are hit pieces on divorce cases. [27:11.6 - 27:16.6] He's notorious for living in Chicago and taking on California divorce cases [27:16.6 - 27:19.6] and working with the party that's contentious in this case, [27:19.6 - 27:21.6] and doing hit pieces on their party. [27:21.6 - 27:26.6] I saw countless articles, almost all of them on divorce proceedings, [27:26.6 - 27:30.6] of a guy living in Chicago that has no business ever knowing about a small nonprofit [27:30.6 - 27:33.6] that makes \$150,000 a year or less. [27:33.6 - 27:37.6] It's blatantly obvious to me how this got into his hands, [27:37.6 - 27:39.6] and so this is not journalism to me. [27:40.1 - 27:43.1] This is being hired and paid money to write something to tarnish someone's reputation, [27:43.1 - 27:46.1] which he's done, and you're already saying it's going to continue to happen [27:46.1 - 27:48.1] off of this deposition as well. [27:48.1 - 27:52.1] Okay, so thanks for answering my question after all that. I appreciate it. [27:52.1 - 27:56.1] Did you ever see this article? I'll mark this as number 10. [27:56.1 - 27:58.1] It's entitled Moneo Reeling. [27:58.1 - 28:00.1] Did you ever see that? [28:00.1 - 28:04.1] Written by Mr. Volpe on May 16th of 2022. [28:10.1 - 28:12.1] Yes. [28:12.1 - 28:17.1] I'm sorry, that one was written on April 27th of 2022. [28:19.1 - 28:20.1] Yes. [28:20.1 - 28:21.1] You read that before? [28:21.1 - 28:22.1] Yes. [28:22.1 - 28:29.1] And is there any inclusion there about you suing him for lying, defamation? [28:40.1 - 28:41.1] No. [28:48.1 - 28:50.1] Not that I see, no. [28:50.1 - 28:54.1] Okay. What about this one? I'll hand you what I'm going to mark as number 11. [28:54.1 - 28:59.1] Image is everything. How Brian Moneo transformed himself into a swimming icon. [28:59.1 - 29:01.1] Are you a swimming icon? [29:01.1 - 29:02.1] I've never said that. [29:02.1 - 29:04.1] Okay. Well, he said that. Do you agree with him? [29:04.1 - 29:05.1] No. [29:05.1 - 29:07.1] Okay. Why not? [29:07.1 - 29:09.1] I'm not a swimming icon. [29:09.6 - 29:10.6] I'm a swim coach. [29:10.6 - 29:16.6] Okay. So you've seen that article prior to today. That article is dated May 16th of 2022. [29:16.6 - 29:17.6] Yes. [29:17.6 - 29:18.6] Did you read it? [29:18.6 - 29:20.6] Yes. [29:20.6 - 29:25.6] Who's Jerry Rodriguez? G-E-R-R-Y. Rodriguez spelled with an S. [29:25.6 - 29:27.6] He's a swim coach in Los Angeles. [29:27.6 - 29:28.6] He sued you, didn't he? [29:28.6 - 29:29.6] No. [29:29.6 - 29:31.6] Sued you for plagiarism, didn't he? [29:31.6 - 29:32.6] No, he did not. [29:32.6 - 29:34.6] And what did he sue you for then? [29:34.6 - 29:37.6] I've never had any lawsuit against me personally, period. [29:38.1 - 29:41.1] So did you have any settlement with Mr. Rodriguez? [29:41.1 - 29:44.1] I've had no, and I've had no lawsuits against me, period. [29:44.1 - 29:49.1] Okay. You didn't settle any case during your marriage with Ms. Clifford? [29:49.1 - 29:52.1] No, I've had no lawsuits against me, period. [29:52.1 - 29:55.1] Okay. So how do you know Mr. Rodriguez? [29:55.1 - 29:57.1] I don't know him. I've never spoken a word to him in my life. [29:57.1 - 30:00.1] Mr. Rodriguez didn't accuse

you of plagiarism? [30:00.1 - 30:01.1] He did. [30:01.1 - 30:03.1] Okay. Where did he accuse you of that? [30:03.1 - 30:05.1] Somewhere online. I don't know. [30:05.1 - 30:07.1] Okay. And then what? [30:07.6 - 30:08.6] He never sued you? [30:08.6 - 30:09.6] No. [30:09.6 - 30:10.6] And you sued him? [30:10.6 - 30:11.6] No. [30:11.6 - 30:14.6] Okay. Did you plagiarize Mr. Rodriguez's work? [30:14.6 - 30:15.6] No. [30:15.6 - 30:20.6] So his claims against you that you plagiarized his work were without merit? [30:20.6 - 30:23.6] There was no foundation, no merit, and nothing became of it. [30:23.6 - 30:27.6] What was the article or work that you did that he claimed you plagiarized? [30:27.6 - 30:31.6] I don't know. I wrote many articles over those years, and it was a blanket... [30:31.4 - 30:34.4] Uh, cleaning he made. [30:34.4 - 30:36.4] So he's a swim coach too, right? [30:36.4 - 30:37.4] Correct. [30:37.4 - 30:39.4] Is he a swimming icon? [30:39.4 - 30:40.4] No. [30:40.4 - 30:42.4] Okay. Is he a better swimmer than you? [30:42.4 - 30:44.4] I have no way of knowing that. I've never swam with him. [30:44.4 - 30:46.4] Okay. Has he ever seen you swim? [30:46.4 - 30:48.4] No way of knowing that. [30:48.4 - 30:50.4] Do you know if he criticized your technique? [30:50.4 - 30:52.4] I don't know. [30:52.4 - 30:53.4] Okay. [31:02.4 - 31:06.4] Who's Eny Jones? E-N-E-Y Jones. [31:06.4 - 31:10.4] Another swim coach from somewhere else that I'm not familiar with. [31:10.4 - 31:13.4] She's included in that article, correct, that I just handed to you? [31:13.4 - 31:14.4] Correct. [31:14.4 - 31:16.4] And she said that you plagiarized her work, right? [31:16.4 - 31:21.4] I don't remember reading that, but it's not true and there's never been a lawsuit or anything regarding that. [31:21.4 - 31:24.4] But she's a swim coach, right? You just said that? [31:24.4 - 31:25.4] I believe so. [31:25.4 - 31:29.4] Okay. So two other swim coaches have accused you of plagiarism. Is that correct? [31:29.4 - 31:32.4] I guess so, but I'm not sure where that is exactly. [31:32.4 - 31:34.4] And they're both wrong? [31:34.4 - 31:35.4] Absolutely wrong. [31:35.4 - 31:36.4] Okay. [31:36.4 - 31:38.4] No merit, no foundation. There's been nothing to show. [31:42.4 - 31:44.4] Are you a better swimmer than her? [31:44.4 - 31:46.4] I have no way of knowing. [31:46.4 - 31:49.4] Are there rankings for people who do what you do? [31:49.4 - 31:50.4] No. [31:51.4 - 31:54.4] Where would you consider yourself in the profession? [31:54.4 - 31:58.4] Because you testified earlier that you carved out a niche business. [31:58.4 - 32:01.4] One to ten being someone who's at the top of the profession. [32:01.4 - 32:04.4] One being at the bottom. Where are you? [32:04.4 - 32:08.4] Experience-wise, I would be probably an eight. [32:08.4 - 32:11.4] But experience for what? You don't compete, right? [32:11.4 - 32:14.4] We're talking about two different things. Coaching and swimming are two different things. [32:14.4 - 32:17.4] That's like saying someone plays basketball and someone's a basketball coach. [32:17.4 - 32:20.4] They're not mutually exclusive. [32:20.4 - 32:22.4] If you say so. [32:23.4 - 32:30.4] You never paid any voluntary financial support to Ms. Clifford and the children [32:30.4 - 32:36.4] between April 28th of 2021 and August 12th of 2021, did you? [32:36.4 - 32:39.4] No, I paid arrears on that. [32:39.4 - 32:43.4] That wasn't my question. My question is, during that time period, you never paid any voluntary support? [32:43.4 - 32:44.4] No. [32:45.4 - 32:50.4] Have you ever told anyone that you swam for the Virginia Tech swim team? [32:50.4 - 32:51.4] No. [32:58.4 - 33:01.4] Have you ever been licensed as a physical therapist in any state? [33:01.4 - 33:02.4] No. [33:02.4 - 33:06.4] Did you ever tell anybody that you were licensed as a physical therapist? [33:06.4 - 33:07.4] No. [33:07.4 - 33:10.4] Did you ever tell anyone that you were licensed as a physical therapist? [33:10.4 - 33:11.4] No. [33:12.4 - 33:16.4] Did you ever tell anybody that you were licensed as a physical

therapist in any state? [33:16.4 - 33:17.4] No. [33:17.4 - 33:19.4] Have you ever seen this before? [33:19.4 - 33:20.4] Yes. [33:20.4 - 33:22.4] So, that's you, right? [33:22.4 - 33:24.4] Yes, from like 14 years ago. [33:24.4 - 33:26.4] Okay, and where was this from? [33:26.4 - 33:27.4] Dallas, Texas. [33:27.4 - 33:30.4] Okay, let me hand this to you. We'll mark this as number 12. [33:30.4 - 33:34.4] So, would you mind reading that, please? [33:34.4 - 33:40.4] Raised in the Dallas heat, Brian's time outside in the pool is what birthed his love for fitness. [33:40.4 - 33:44.4] Brian swam competitively through college and is currently training to swim the English Channel in 2013. [33:44.4 - 33:45.4] I'm sorry, you need a second. [33:45.4 - 33:47.4] Yeah, slow down so we can get that, please. [33:49.4 - 33:54.4] Swam competitively through college and is currently training to swim the English Channel in 2013 [33:54.4 - 33:56.4] with nine plus years of personal training experience, [33:56.4 - 34:01.4] four years working as a physical therapist at some of Texas' best hospitals, [34:02.4 - 34:06.4] as well as his own disciplined daily workout regimen. [34:06.4 - 34:09.4] Brian offers a comprehensive wealth of fitness knowledge [34:09.4 - 34:13.4] that can be equally admired for its creative approach to health and wellness. [34:13.4 - 34:17.4] Brian is owner of local fitness company, Keep Dallas Fit. [34:17.4 - 34:20.4] So, where did you swim competitively during college? [34:20.4 - 34:23.4] I swam intramural in college. It's on a team. [34:23.4 - 34:25.4] And I didn't write this, so... [34:25.4 - 34:27.4] But you've seen it before, right? [34:27.4 - 34:29.4] Maybe 12, 13 years ago. [34:29.4 - 34:30.4] 12, 13 years ago. [34:30.4 - 34:32.4] You didn't correct it when you saw that? [34:32.4 - 34:35.4] This is not live on the internet anymore, so I have no idea. [34:35.4 - 34:37.4] And this was 12, 13 years ago. [34:37.4 - 34:40.4] The relevance right now is beyond me. I don't understand. [34:40.4 - 34:45.4] Well, to me it's relevant because it also says you were training to swim the English Channel. [34:47.4 - 34:48.4] So that's true? [34:48.4 - 34:49.4] Yes. [34:49.4 - 34:51.4] Okay. How long did you train for that? [34:51.4 - 34:52.4] 18 plus months. [34:52.4 - 34:54.4] And what happened? [34:54.4 - 34:59.4] I went through my first divorce and moved to California and was not able to do so. [34:59.4 - 35:01.4] That was with Deanne Arthur? Dr. Arthur? [35:01.4 - 35:02.4] Yes. [35:02.4 - 35:04.4] So that was her fault too? [35:04.4 - 35:05.4] Didn't say that. [35:05.4 - 35:08.4] Okay. And it says you're a physical therapist in there, right? [35:08.4 - 35:09.4] I didn't write that. Yes. [35:09.4 - 35:11.4] That's a lie, right? [35:11.4 - 35:13.4] I didn't write that. [35:14.4 - 35:16.4] When did you first see that? [35:16.4 - 35:18.4] No idea. Maybe 12, 13 years ago. [35:18.4 - 35:20.4] What was your business? Dallas Fitness? [35:20.4 - 35:21.4] Keep Dallas Fit. [35:21.4 - 35:23.4] What was that? [35:23.4 - 35:25.4] Personal training and swim coaching. [35:25.4 - 35:28.4] And when did you start that business? [35:28.4 - 35:30.4] I don't recall. [35:32.4 - 35:34.4] 2010 maybe? [35:36.6 - 35:49.2] How old were you in 2010? 26. And when you were in Dallas you raised money for the [35:49.2 - 35:54.5] Make-A-Wish Foundation, right? Yes. Did you donate it to them? Yes. How much was that? [35:54.5 - 35:59.6] I don't recall. It was a very long time ago. How did you raise it? Through a [35:59.6 - 36:07.1] charity event, fundraising event. You don't give them money anymore, do you? No, I've not. [36:07.1 - 36:11.3] You give it to that Compton swimming thing? I don't personally give money to [36:11.3 - 36:19.8] them, no. Just your time? Time with a non-profit, One with the Ocean. So you [36:19.8 - 36:24.2] mentioned earlier Michael Clifford, that's the father of Miss Clifford, [36:24.2 - 36:29.5] correct? Yes. And you filed for a civil harassment restraining order against [36:29.5 - 36:38.7] him, what, June of 2021? I believe so, around that month, yes. Okay. And did you [36:38.7 - 36:43.5] prevail in that?

No, we decided to drop it in court in the hearing, agreeing that [36:43.5 - 36:50.0] he wouldn't come near my place of business or house. So you didn't get a [36:50.0 - 36:53.5] restraining order against him at the hearing, is my question. I opted out of [36:53.5 - 36:57.5] that with the agreement that he would not come near me in my place of work or [36:57.5 - 37:03.0] home. And why did you file a restraining order against Mr. Clifford? Because he [37:03.0 - 37:09.4] came to a public place, a coffee shop, and harassed both myself and a friend. He [37:09.4 - 37:13.1] got three inches of my face and said, you will regret the day you met me. And I [37:13.1 - 37:16.5] pulled my phone for him to say it, and I got him recording him saying it a second [37:16.5 - 37:20.4] time. Then he grabbed my phone, was trying to rip out of my hand, and my friend [37:20.4 - 37:25.1] sitting right here started filming him. And then he lunged at her, a mid-50s [37:25.1 - 37:29.6] old woman, grabbed her wrist, yanked the phone out of her hand, and she's like, get [37:29.6 - 37:36.0] off me, asshole. He had her phone, threw it in her lap, and then walked away. So it [37:36.0 - 37:41.5] was physical violence against her, and it was concerning, and she's smiling, but she [37:41.5 - 37:45.5] appreciates her dad's violence. I'm smiling because I'm wondering, how old [37:45.5 - 37:51.4] is he, Mr. Clifford? I don't know. You gotta be taller than him, right? No. You're in [37:51.4 - 37:55.9] really good shape, aren't you? Yeah. From those pictures. So that's how you handled [37:55.9 - 38:01.0] that? You filmed it? Yes. But then you dropped it at the time that you could [38:01.0 - 38:04.6] have gotten a restraining order? Yes. Because you really weren't afraid of him, [38:04.6 - 38:10.2] were you? I was, yes. And the way you just described it, that's how you described it [38:10.2 - 38:16.2] in your pleadings in support of that request? Yes. Okay. How tall is Mr. [38:16.2 - 38:23.6] Clifford, if you know? Maybe 6'5 or 6'6. How tall are you? Six foot, 6'1. Were you [38:23.6 - 38:30.9] scared of him? Yes, in that moment I was. He has a heart condition, right, Mr. [38:30.9 - 38:36.3] Clifford? Not that I'm aware of. And at about that time, June of 2021, he just got out of [38:36.3 - 38:40.4] the hospital for complications with a heart condition, right? I wouldn't have [38:40.4 - 38:44.7] known that we were separated. So you weren't afraid of him when that [38:44.7 - 38:49.1] happened? When? What you just described happened. I already said that I was in that [38:49.1 - 38:54.4] moment. What does that mean? I already said yes. You were in that moment? How [38:54.4 - 38:58.1] long did that last? Afterwards, we went directly to the police station to get a [38:58.1 - 39:01.9] restraining order. I was very concerned because days before that, he was driving [39:01.9 - 39:05.6] past and stalking me at the same coffee shop. I knew what he was doing. It's scary [39:05.6 - 39:09.7] when someone's following you and doing something like that. He seemed unhinged. [39:09.7 - 39:12.7] Then he got in my face and yelled at me and said, you'll regret the day that you [39:12.7 - 39:17.9] met me. And since then, all these antics have ensued. So what he meant was true. [39:17.9 - 39:24.6] So he's behind part of this conspiracy, too? There's some cabal to get you? I have [39:24.6 - 39:28.6] not said that. Sure you have. You said that multiple times today. It's asinine, [39:28.6 - 39:32.1] right? What's happening? I've not used the word cabal. I did not say what's [39:32.1 - 39:37.2] happening. I said the words were asinine. Okay. [39:43.1 - 39:48.9] The pregnancy of your children, did you pay for that? The cost of it? We paid for [39:48.9 - 39:53.8] it out of our joint account. And Sophia's, we had to pay off over time. But you're [39:53.8 - 40:00.5] not paying it, are you? No. So she's paying it? I don't know if she is. I don't know if she is. [40:00.5 - 40:06.7] So how much was left to pay over time, according to you? I don't remember. Well, [40:06.7 - 40:10.1] give me your best estimate. I have no idea, actually. I

don't remember. When did [40:10.1 - 40:14.4] you stop paying for that? I don't remember. We paid for it, the first payment at the [40:14.4 - 40:19.4] time. I don't remember since then. When was the first payment at her birth? After her [40:19.4 - 40:25.4] birth. I know, but how approximate to her birth? I don't recall. Okay. And you are [40:25.4 - 40:30.5] saying that you don't know how much you've paid over time? No. When's the last [40:30.5 - 40:34.9] time that you personally made a payment on that debt? Early on or after her birth, [40:34.9 - 40:40.5] whatever that would have been. How much is owed? I don't know, I said. [40:41.8 - 40:43.8] Are you going to pay for it? [40:43.8 - 40:46.8] I don't know what's owed. I don't know where it's at. [40:46.8 - 40:48.8] Have you asked Miss Clifford about that? [40:48.8 - 40:50.8] We've not talked about it, no. She hasn't asked me. [40:50.8 - 40:53.8] She hasn't made a demand upon you for payment of that? [40:53.8 - 40:55.8] No. [41:11.8 - 41:33.8] So I'm going to hand you what I'm going to request be marked as number 13. [41:33.8 - 41:40.8] For the record, this is denoted as a promissory note for \$50,000. [41:40.8 - 41:44.8] You provided this promissory note in conjunction with today's deposition, correct? [41:44.8 - 41:45.8] Yes. [41:45.8 - 41:49.8] And so this is the one that you were talking about between yourself and your father? [41:49.8 - 41:50.8] Yes. [41:50.8 - 41:53.8] This was dated May 1 of 2021? [41:53.8 - 41:54.8] Yes. [41:54.8 - 42:03.8] So you borrowed \$50,000, what, within three days of the separation with Miss Clifford? [42:03.8 - 42:04.8] No. [42:04.8 - 42:06.8] So why is it dated May 1 of 2021? [42:06.8 - 42:08.8] This was the agreement date. [42:08.8 - 42:09.8] What does that mean? [42:09.8 - 42:14.8] That's when we agreed that he would be willing to loan me \$50,000 for attorney's fees. [42:14.8 - 42:17.8] So you made this contract on May 1 of 2021? [42:17.8 - 42:19.8] Yes. [42:19.8 - 42:26.8] Well, how did you know to do that within three days of her leaving to Redding? [42:26.8 - 42:29.8] You didn't think she was going to come back or what? [42:29.8 - 42:33.8] No, she already said she wasn't going to be coming back. We already had to engage attorneys. [42:33.8 - 42:37.8] So within three days you said, Dad, loan me \$50,000, and he said okay? [42:37.8 - 42:39.8] Yes, we talked about it, yes. [42:39.8 - 42:41.8] And who drafted this agreement? [42:41.8 - 42:42.8] My dad did. [42:42.8 - 42:45.8] What date did he draft it, May 1 of 2021? [42:45.8 - 42:48.8] I can assume so, yes. [42:48.8 - 42:50.8] Well, when did you first receive it? [42:50.8 - 42:53.8] I don't remember the exact date. [42:53.8 - 42:55.8] Okay. [42:55.8 - 42:57.8] How many payments have you made on this? [42:57.8 - 42:59.8] I have not made a payment yet. [42:59.8 - 43:03.8] So you're in breach, right, because there's a payment schedule on page number one. [43:03.8 - 43:05.8] It's not starting yet, though. [43:05.8 - 43:09.8] Oh, so you don't have to pay anything until 2026? [43:09.8 - 43:10.8] Correct. [43:10.8 - 43:11.8] Okay. [43:11.8 - 43:15.8] So all the money you've gotten so far, you haven't paid him for any of it? [43:15.8 - 43:16.8] Correct. [43:16.8 - 43:17.8] Okay. [43:17.8 - 43:25.8] So the next thing I want to ask you about, in your production for today's deposition, you provided me with an earnings statement. [43:25.8 - 43:30.8] Here's one for August 1 through August 31 of 2022. [43:30.8 - 43:32.8] We'll mark that as number 13. [43:32.8 - 43:33.8] 14. [43:33.8 - 43:34.8] 14, excuse me. [43:34.8 - 43:40.8] How many hours there does it say that you worked? [43:40.8 - 43:42.8] 16.333. [43:42.8 - 43:48.8] So you earlier referred to that as a skewed hour? [43:48.8 - 43:55.8] Because it's putting in the hourly rate, and it's multiplying it or dividing it down to be the number of hours worked. [43:55.8 - 43:59.8] I can't put in there that I worked 120 hours but only pay me for part of it. [43:59.8 - 44:02.8] So that's not how many hours I worked, it's how many hours I've been paid for. [44:03.8 - 44:04.8] Okay, but why? [44:04.8 -

44:09.8] Because that's all the money that is approved to be paid for that given month. [44:09.8 - 44:11.8] Well, wait a minute. [44:11.8 - 44:19.8] So you're saying that you worked more hours and approved by whom, your board? [44:19.8 - 44:20.8] I thought we're not talking about this today. [44:20.8 - 44:22.8] I don't understand. [44:22.8 - 44:28.8] I'm asking you about your pay style, but you have child and spouse support amongst other financial obligations in this proceeding. [44:29.8 - 44:33.8] These are attached to your income and expense declaration, so we're going to talk about it. [44:33.8 - 44:35.8] It's the same answer as before, and what you're going to say is, [44:35.8 - 44:37.8] why are you working so many hours and not getting paid enough? [44:37.8 - 44:39.8] And I'll have the same answer. [44:39.8 - 44:40.8] So I'm trying to build something right now. [44:40.8 - 44:42.8] So yes, I worked more hours than 16. [44:42.8 - 44:45.8] I was only paid for 16.333 hours. [44:45.8 - 44:47.8] So you said that that's what was approved. [44:47.8 - 44:52.8] Who approved that? [44:52.8 - 44:53.8] Board of Directors. [44:53.8 - 44:54.8] We've talked about this as well. [44:54.8 - 45:04.8] So the Board of Directors approves that you work for, what, 70% of hours that you don't get paid for? [45:04.8 - 45:05.8] I mean, I don't understand that. [45:05.8 - 45:07.8] Is that what the approval is? [45:07.8 - 45:08.8] No. [45:08.8 - 45:09.8] What's the approval? [45:09.8 - 45:11.8] Explain it to me. [45:11.8 - 45:16.8] You can explain how your compensation structure is, which you've already explained before in a previous deposition. [45:16.8 - 45:21.8] No, I want to know how the approval, you just said that this was all they approved for the month of August. [45:21.8 - 45:27.8] What was that approval, that you worked more but only got paid for 16.333 hours? [45:27.8 - 45:31.8] It's based off of how much money is in the account relative to that. [45:31.8 - 45:36.8] So you're paid through California, right? [45:36.8 - 45:38.8] You're a California employee, right? [45:38.8 - 45:39.8] I guess, yes. [45:39.8 - 45:41.8] Okay, by a California corporation. [45:41.8 - 45:46.8] So as the only person who works there, is your... [45:47.0 - 45:51.2] I'm sorry, the public foundation of which you're an employee, [45:51.2 - 45:53.8] subject to California labor law, do you know? [45:55.0 - 45:56.3] Is it subject to California labor law? [45:56.3 - 45:57.2] Sure. [45:58.1 - 46:00.5] Objection, calls for speculation, he's not a legal lawyer. [46:00.5 - 46:01.3] Do you know? [46:02.3 - 46:03.1] I don't know. [46:03.1 - 46:05.9] Have you ever considered in your role, [46:05.9 - 46:07.3] what are you, the CEO? [46:07.3 - 46:08.1] President. [46:08.1 - 46:09.0] President. [46:09.0 - 46:11.2] Have you ever considered as the president [46:12.2 - 46:14.5] the labor implications in California [46:14.5 - 46:17.8] of you working hours but not being paid? [46:17.8 - 46:18.7] No. [46:18.7 - 46:21.1] Has that ever been brought to the board's attention, [46:21.1 - 46:21.9] if you know? [46:24.7 - 46:27.0] It's well aware of our finances, [46:27.0 - 46:29.9] so it's not something that people are oblivious to. [46:30.8 - 46:33.1] So Angela Lee and then Carrie Stever, [46:33.1 - 46:34.7] that's the board, right? [46:34.7 - 46:35.9] That's two of the board, yeah. [46:35.9 - 46:37.1] Who are the other board? [46:38.9 - 46:40.3] We've already gone over this. [46:40.3 - 46:44.2] I can't remember his name. [46:44.2 - 46:48.4] Anson E. Nguyen, N-G-U-Y-E-N. [46:48.4 - 46:49.9] Okay, anybody else? [46:49.9 - 46:51.1] No. [46:51.1 - 46:52.8] And so you're saying that they're aware [46:52.8 - 46:54.9] that you're working hours that you're not being paid for. [46:54.9 - 46:55.7] Yes. [46:55.7 - 46:57.5] As the president of One with the Ocean. [46:57.5 - 46:58.3] Yes. [46:58.3 - 46:59.2] Okay. [47:00.3 - 47:04.2] So the next one would be number 15. [47:04.2 - 47:05.4] Okay, I got that one right. [47:05.4 - 47:10.4] So this is for September 1 through September 30th of 2022. [47:11.1 - 47:13.3] This is another earning

statement that you provided [47:13.3 - 47:15.7] with today's document production. [47:16.7 - 47:19.3] Now it says here that you only work 30 hours [47:19.3 - 47:20.8] in the month of September. [47:21.7 - 47:23.8] So are you saying that that's incorrect too? [47:25.4 - 47:26.3] Same answer. [47:26.3 - 47:28.7] It's a formula in the payroll system [47:30.2 - 47:32.6] that shows that's the number of hours [47:32.6 - 47:35.3] I'm paid for at this given rate. [47:36.4 - 47:40.5] So your given rate is \$72.12 per hour? [47:40.5 - 47:42.7] That's for my max salary, yes. [47:42.7 - 47:46.2] Okay, so is it your testimony [47:46.2 - 47:49.5] that the foundation doesn't make enough money [47:49.5 - 47:51.3] to pay you your full salary? [47:53.0 - 47:54.2] The hours that you work? [47:54.2 - 47:55.1] Yes. [47:55.1 - 47:59.5] Okay, so how much money did it make in September? [47:59.5 - 48:01.0] Not a recall. [48:01.0 - 48:02.8] And you didn't have any other money [48:02.8 - 48:04.1] in the bank account at that time [48:04.1 - 48:06.8] for the foundation to pay your salary? [48:06.8 - 48:08.1] Not the full salary, no. [48:10.1 - 48:11.6] Did you know that going into the month? [48:11.6 - 48:13.3] Did you know you'd be working for free? [48:13.3 - 48:15.4] Because it looks like you've done that for several months. [48:15.4 - 48:18.2] Yes, I knew that the finances were tight, yeah. [48:18.2 - 48:20.6] That doesn't trouble you at all? [48:20.6 - 48:21.7] I have plenty of stress, [48:21.7 - 48:23.0] and I also have plenty of ambition [48:23.0 - 48:25.7] to continue moving forward and building this. [48:25.7 - 48:27.6] Maybe this is an asinine question, [48:27.6 - 48:30.1] but why would you want to keep working that much [48:30.1 - 48:32.1] for something that doesn't make any money? [48:32.1 - 48:32.9] You've already asked that, [48:32.9 - 48:34.3] and I can answer that this is something [48:34.3 - 48:36.0] I built from the ground up, and it's my passion, [48:36.0 - 48:37.1] and I'm very proud of it, [48:37.1 - 48:38.8] and I see the potential in the future. [48:38.8 - 48:40.9] Have you ever thought about filing for bankruptcy? [48:40.9 - 48:41.8] No. [48:41.8 - 48:43.0] Why not? [48:43.0 - 48:44.3] I'm not going to. [48:45.9 - 48:47.7] You ever thought about opening another charity [48:47.7 - 48:50.1] that hasn't had negative press written about it? [48:51.4 - 48:52.9] No. [48:52.9 - 48:55.6] Did you figure out where those African kids were from [48:55.6 - 48:56.9] in San Diego County, [48:56.9 - 48:59.1] that East County pocket you were talking about? [48:59.1 - 49:00.6] No. [49:00.6 - 49:01.4] Okay. [49:02.4 - 49:04.2] What country in Africa were they from? [49:04.2 - 49:05.0] I don't know. [49:06.1 - 49:08.1] When did you last do the class with them? [49:08.1 - 49:08.9] Two weeks ago. [49:10.1 - 49:12.5] And were they all from the same place in Africa? [49:12.5 - 49:13.6] I don't know. [49:13.6 - 49:14.8] You didn't ask? [49:14.8 - 49:16.2] No, they're all from the same organization. [49:16.2 - 49:17.5] I'm not asking the kids where they're from. [49:17.5 - 49:19.5] It wouldn't be appropriate during a session like that. [49:19.5 - 49:21.1] What was the name of that organization? [49:21.1 - 49:24.3] It's called Coupanda Kids. [49:24.3 - 49:25.1] What? [49:25.1 - 49:26.3] Coupanda Kids. [49:26.3 - 49:27.2] How do you spell that? [49:27.2 - 49:29.3] K-U-P-A-N-D-A. [49:29.3 - 49:31.2] What is Coupanda? [49:31.9 - 49:34.2] I don't know, I think an area in Africa. [49:34.2 - 49:38.4] And where did you, you gave them swim lessons, you said? [49:38.4 - 49:40.5] It's the program I mentioned called Playin' the Waves, [49:40.5 - 49:43.2] the template that I gave all the details on. [49:43.2 - 49:44.8] Okay, so where did this occur, [49:44.8 - 49:46.9] your involvement with them two weeks ago? [49:46.9 - 49:48.8] Already answered, La Jolla Shores. [49:48.8 - 49:49.9] La Jolla Shores. [49:49.9 - 49:51.6] What time of day? [49:51.6 - 49:52.6] 10 a.m. [49:52.6 - 49:53.4] On what day? [49:53.4 - 49:54.4] Sunday. [49:54.4 - 49:55.4] Sunday what? [49:57.8 - 49:59.8] I don't

know, let me see. [49:59.9 - 50:01.7] Was that during your missed visit? [50:01.7 - 50:02.6] No. [50:03.5 - 50:04.5] How do you remember that? [50:04.5 - 50:05.3] You can't remember the last time you visited. [50:05.3 - 50:09.2] Because I remember going to see the kids right afterwards. [50:09.2 - 50:12.4] I finished and I drove straight there. [50:12.4 - 50:13.2] It was... [50:16.7 - 50:17.6] October 23. [50:20.6 - 50:21.6] October 23? [50:22.6 - 50:24.0] Yes. [50:24.0 - 50:25.1] Okay. [50:25.1 - 50:28.0] And where did you find the Coupanda Kids? [50:28.0 - 50:30.6] Through a contact in my circle. [50:31.6 - 50:32.9] Who's the contact? [50:32.9 - 50:34.6] Angela Lee. [50:34.6 - 50:36.2] Angela Lee, the board member? [50:36.2 - 50:37.2] Yes. [50:37.2 - 50:42.0] So she found Coupanda Kids and then forwarded that to you? [50:42.0 - 50:46.2] Yes, and then we networked and met and created this, yeah. [50:47.1 - 50:49.2] Okay, and you've only done one session? [50:49.2 - 50:50.1] I said two. [50:50.1 - 50:51.0] Two. [50:51.0 - 50:52.3] And how many hours in total have you done? [50:52.2 - 50:54.2] Dedicated to that. I'm not sure [50:55.1 - 50:57.1] Do you keep a time record? [50:57.7 - 51:04.4] Yes, but time outside of the sessions, maybe 20 hours total more. It's hard to say. It's not just me that's working on it [51:06.4 - 51:14.1] Did the cuponda kids pay any money for this? No. Did anybody donate any money for this? No. So what'd you do it for? [51:15.3 - 51:17.1] Because we believe in it [51:17.1 - 51:19.8] What do you what is it that you believe in the cuponda kids? [51:19.8 - 51:25.8] I believe in reducing the drowning risk of kids around the world's number one cause of death of kids 12 and under and I believe [51:25.8 - 51:30.0] In being connected by the ocean around the world and having this as a thing that can be enjoyed by people [51:30.2 - 51:32.6] And I believe in serving hours and helping others [51:32.8 - 51:37.3] Especially these kids who don't have resources or access to get to the beach and they're only 10 miles from the beach [51:40.0 - 51:45.8] You haven't ever given swimming lessons to your own children, have you? I don't give some lessons to kids that age [51:45.8 - 51:51.7] I never have. Just the cuponda kids, right? It's very different. And the play with the waves kids in Compton [51:51.7 - 51:55.1] Well, also, I'm in the kids in the water with my kids every time I'm there [51:55.1 - 51:59.1] So yes, I have technically given some lessons, but when I'm with them in the water [51:59.1 - 52:01.5] We're having a lot more fun than it is a structured swim lesson [52:03.2 - 52:08.7] Are you saying you're not qualified to give swim lessons to toddlers? I've never been qualified. I've never done that [52:08.7 - 52:17.0] So you're not worried about your kids drowning when you're not there like falling into a pool? [52:19.2 - 52:22.2] What I don't understand like I'm gonna be worried about that [52:22.7 - 52:29.4] well, you said that part of your I think you said as part of your pitch there for the cuponda kids was that you [52:30.1 - 52:37.2] Want children to be water safe. Is that it like throughout the globe? Yes, so they live in a coastal nation of Africa [52:37.8 - 52:42.6] Yes, okay, but they don't make their way from the beach or from East County to the beach [52:42.6 - 52:45.2] You said so they're not gonna drown in the ocean [52:45.7 - 52:49.8] Swimming pool drowning happens in many different places even a bathtub, right? [52:50.0 - 52:53.9] But so you're not worried about your own kids trying I can't live [52:55.5 - 52:59.6] I'm asking you if you're worried about your own kids drowning because you haven't given him any swimming lessons [53:00.1 - 53:05.1] Objection misstates a testimony does it did I misstate it? Yes, you did. It's not one of the others [53:05.1 - 53:07.8] I'm like if I don't give them lessons, they're not gonna be safe. It's not how it works [53:07.8 - 53:11.9] Well, have you ever enrolled them in swimming lessons? I have not had the opportunity to do so [53:13.2 - 53:18.5] When I mean, why don't you have the opportunity

as a swim coach to teach your children how to swim? [53:18.5 - 53:23.4] I have been teaching them the way I'd like to when I'm with them in the water action asked and answered [53:23.9 - 53:28.6] Misstates a testimony. He stated that he does not do a structured swim lesson in the in the pool with him [53:28.6 - 53:30.1] But he spends time in the water with them [53:30.3 - 53:35.5] What's the difference between a structured swim lesson and spending time it would have a structure to it [53:36.6 - 53:38.6] Maybe a progression of curriculum [53:38.8 - 53:44.9] So why don't you make the time for that for your own kid? I look forward to it. I would love to when they're watering plants [53:47.7 - 53:50.8] What other activities do you have planned for this coming weekend [53:51.3 - 53:56.4] Going to the beach doing art stuff in the house doing crafts. I have a couple new art projects for them [53:56.4 - 54:02.2] What are the art projects a couple different painting things like clay thing like watching paint dry [54:04.8 - 54:10.7] And it's trying to figure out what your things are you've got pebbles on the ground you got gates that are a jar [54:11.6 - 54:15.9] What in that in that given moment yard, excuse me, they're gonna play in your yard [54:16.1 - 54:21.6] No, the dirt and the pebbles. No, I'm gonna hand you what I'm gonna mark is number 16 [54:22.2 - 54:30.0] These are responses to petitioners requests for production and inspection of documents for deposition on November 7 [54:30.6 - 54:32.6] 2022 [54:34.2 - 54:40.2] Did you read these before you sign them yes you did when did you read it [54:41.2 - 54:43.2] In [54:46.1 - 54:49.0] The past like two days ago, maybe it [54:49.9 - 54:54.7] Okay, so turn please to page number five where it has response to request number one [54:58.2 - 54:59.6] So [54:59.6 - 55:05.2] Can you tell me with any certitude when you're going to file your personal tax returns for 2021? [55:05.4 - 55:07.6] I cannot tell you an exact date now [55:07.7 - 55:08.2] Okay [55:08.2 - 55:14.6] So I'm gonna suspend the deposition at the end because I want you to produce the documents I've requested one of them will be this [55:16.5 - 55:17.5] So [55:17.5 - 55:19.9] You're saying just to be sure I understand [55:19.9 - 55:25.9] The only reason you haven't filed is because you don't know if miss Clifford wants to file jointly objection misses the testimony [55:25.9 - 55:31.6] He stated that one of the reasons he hasn't filed is because he doesn't know they haven't had the conversation about how to file taxes [55:31.6 - 55:36.4] Okay, when are you gonna have the conversation about filing taxes and have it as soon as possible, okay [55:36.4 - 55:38.4] What's the other reason you haven't filed? I? [55:38.9 - 55:41.7] Have been very busy with everything else. I need to get everything together to do it [55:42.4 - 55:46.6] You don't have everything together to file your personal income taxes. I do have my w-2s. Yes [55:46.6 - 55:49.1] So that's really not the reason you just don't have time. I [55:49.9 - 55:51.9] Want to do it soon, okay [55:54.6 - 55:56.6] So turn to number [55:57.5 - 56:02.7] Four, please. It's on page number six, your response to request for production number four. [56:08.8 - 56:13.5] It says here Cathedral Secondary Education, so that's Cathedral Catholic? [56:16.3 - 56:16.9] Yes. [56:16.9 - 56:23.9] Okay. And did they give you a W-2 for 2021? [56:23.9 - 56:25.0] I did not work there that year. [56:25.6 - 56:28.3] You didn't do anything at all there in 2021? [56:28.3 - 56:28.5] No. [56:29.2 - 56:30.7] 2022? [56:30.7 - 56:30.9] No. [56:31.9 - 56:33.6] Okay. When did you work for them? [56:33.6 - 56:36.2] 2019 and early 2020. [56:36.2 - 56:40.9] Okay. And did you work for the Boys and Girls Club in 2021? [56:40.9 - 56:41.2] No. [56:41.8 - 56:43.2] What about 2020? [56:45.9 - 56:50.4] Yes. Maybe up until March at COVID time. [56:50.4 - 56:56.8] But I don't recall, though. I don't, yeah. [56:58.0 - 57:04.9] And when you do this Swim the Avenues race and a check is drafted to you by Village Runner or [57:05.5 - 57:09.6] this other entity, this TRI,

whatever that was that you said earlier, [57:09.6 - 57:12.5] you don't get any tax documentation for them at the end of the year? [57:14.8 - 57:16.2] Yes, I think I could, yeah. [57:17.2 - 57:19.6] Did you get one for 2021? [57:19.6 - 57:20.2] I don't recall. [57:20.8 - 57:22.1] You didn't get a 1099? [57:22.9 - 57:23.6] I don't recall. [57:24.2 - 57:30.5] Okay. So you just said you had your documents ready for your tax returns for 2021. [57:30.5 - 57:33.5] You didn't have the Village Runner funds included in there? [57:33.5 - 57:35.9] I did not get a 1099 for that year, no. [57:35.9 - 57:37.9] So you do recall you didn't get one? [57:37.9 - 57:39.2] For last year, no. [57:39.2 - 57:40.2] Did you get a W-2? [57:41.6 - 57:42.2] No. [57:42.2 - 57:45.7] You just got a check and there's no tax reporting of that? [57:45.7 - 57:48.4] Well, I will record that for taxes, yes. [57:48.6 - 57:52.9] But from their side, they didn't issue anything to prove that they paid you that money from what [57:52.9 - 57:54.0] you could tell? [57:54.0 - 57:55.1] Not that I remember. [57:55.1 - 57:57.1] Have they ever issued you a 1099? [57:57.7 - 57:58.8] Not that I can recall. [57:58.8 - 58:01.1] How long have you been doing the Swim the Avenues race? [58:02.6 - 58:03.8] Four years total. [58:03.8 - 58:06.5] And have you been paid all four years? [58:09.1 - 58:11.2] No, not just three of them. [58:11.2 - 58:13.2] Right. And the fourth one is this year, right? [58:13.2 - 58:13.4] Yes. [58:13.4 - 58:15.0] Because you haven't been paid yet? [58:15.0 - 58:15.5] Correct. [58:15.6 - 58:19.4] But all for the other three years, you actually received money, right? [58:19.4 - 58:20.0] Correct. [58:20.0 - 58:22.0] Okay. What's the most you ever got from them? [58:22.7 - 58:23.3] I don't recall. [58:23.9 - 58:25.3] More than what you got last year? [58:26.3 - 58:27.5] I don't remember what I got last year. [58:27.5 - 58:29.3] Between three and four thousand dollars. [58:46.0 - 58:52.4] So, when are you going to have your next earning statement from One with the Ocean? [58:55.0 - 58:58.0] It'll be the beginning of December. [58:58.0 - 59:02.1] Oh, well, the other one I have now, we went over earlier, and I already showed it to you. [59:02.1 - 59:04.9] Right, but you didn't produce it for today's deposition, correct? [59:04.9 - 59:07.2] I have it right here, and I can print it right now if you'd like. [59:07.2 - 59:10.9] Okay. Because that's another reason I'm going to suspend the deposition so you can send [59:10.9 - 59:12.8] that to me, because you don't want to get sued. [59:12.8 - 59:16.3] Suspend the deposition so you can send that to me, because you didn't produce it with [59:16.3 - 59:18.7] this morning's document production. [59:18.7 - 59:20.0] It wasn't available at that time. [59:20.6 - 59:23.2] So, it became available while you were sitting here in the deposition? [59:23.2 - 59:26.3] Apparently so. It's at some point today or yesterday. Yes, it's here. [59:26.3 - 59:27.9] Amazing how technology works, huh? [59:27.9 - 59:28.8] Yeah, it's pretty amazing. [59:31.2 - 59:35.3] So, page number 10, response to request number 12. [59:36.0 - 59:37.3] Why don't you flip there, please? [59:42.8 - 59:43.3] Okay. [59:46.7 - 59:48.8] So, let me read the second paragraph. [59:49.6 - 59:55.1] As of the preparation of this response, respondent has received payment from a corporate client [59:55.1 - 60:00.3] on August 22, 22 for \$3,711. [60:02.1 - 60:03.9] So, the corporate client is? [60:04.6 - 60:07.1] That's Palm Heights, that's the payment. [60:07.1 - 60:07.7] Okay. [60:07.7 - 60:14.1] And so, when did you perform the services that they paid you on August 22 of 2022? [60:14.1 - 60:14.9] The week before that. [60:14.9 - 60:16.8] We looked at it a minute ago and figured it out. [60:16.8 - 60:18.5] It was like a week or two prior. [60:19.6 - 60:20.3] Okay. [60:20.3 - 60:22.0] How come you didn't want to list their name here? [60:23.6 - 60:25.5] I don't see the importance of that. [60:26.1 - 60:28.6] Okay, but you consider them to be a corporate client? [60:29.9 - 60:30.9] It's a contract work. [60:30.9 - 60:35.3] It's just, yeah, whenever

they request it, it's available to me. [60:35.9 - 60:40.4] So, the week before that was August 14th, right? [60:41.3 - 60:41.9] Okay. [60:41.9 - 60:43.9] So, you were in Grand Cayman during that time. [60:43.9 - 60:46.9] We've already gone over this, and I was there, I believe, the week before that. [60:47.9 - 60:49.5] So, two weeks before that now? [60:49.5 - 60:52.3] Two weeks before this date, I believe, is when I was there. [60:52.3 - 60:52.8] Okay. [60:53.5 - 60:57.1] And so, you used the money that you received from this to go visit your children then? [60:57.7 - 61:01.2] It went right into my account for all of my bills, any finances. [61:02.4 - 61:02.9] Okay. [61:02.7 - 61:10.8] Okay. [61:10.8 - 61:16.8] Turn to page number 12, please. [61:16.8 - 61:22.7] Actually, I'm sorry, go back to page 11, my bad. [61:22.7 - 61:29.2] Response to request number 15. [61:29.2 - 61:38.6] So 5322, \$250 gift from mother Drew Mineo for benefit of children. [61:38.6 - 61:42.3] So you're the one who wrote that for benefit of children, right? [61:42.3 - 61:43.3] No. [61:43.3 - 61:44.3] Who wrote that? [61:44.3 - 61:46.7] That's on the givers and not the recipient. [61:46.7 - 61:51.3] But when you wrote these verified responses to my production request today, you wrote [61:51.3 - 61:52.3] that. [61:52.3 - 61:53.3] Sure, but this is what she wrote. [61:53.3 - 61:54.3] Okay. [61:54.3 - 62:01.5] And then 6922, \$1,400 private coaching individual client. [62:01.5 - 62:02.5] What client? [62:02.5 - 62:05.0] It's a client that I'm working with one-on-one. [62:05.0 - 62:06.9] We're doing a package sessions together. [62:06.9 - 62:07.9] What's their name? [62:07.9 - 62:17.3] Let me think it really fast. [62:17.3 - 62:18.3] Philip Bilikoff. [62:18.3 - 62:21.3] How do you spell the last name? [62:21.3 - 62:24.5] B-I-L-L-I-K-O-P-F. [62:24.5 - 62:27.5] So \$1,400 for one coaching event? [62:27.5 - 62:31.7] No, for 14 sessions spread out over time. [62:31.7 - 62:34.3] So you charge \$100 for a coaching session? [62:34.3 - 62:35.3] That's what we decided here. [62:35.3 - 62:37.1] Actually, it's 15 sessions, sorry. [62:37.1 - 62:38.7] And how long is the session? [62:38.7 - 62:39.7] One hour. [62:39.7 - 62:46.0] So you could make more money at that than your theoretic salary from one with the ocean, [62:46.0 - 62:47.0] right? [62:47.0 - 62:48.7] Because that's only \$72.12 per hour. [62:49.1 - 62:51.7] I'm not sure if I've booked 40 clients a week. [62:51.7 - 62:52.7] Well you can, right? [62:52.7 - 62:54.6] Because you're top of your profession. [62:54.6 - 62:56.8] You're 8 on a scale of 1 to 10, right? [62:56.8 - 62:57.8] I didn't say that. [62:57.8 - 62:59.8] I could because of that. [62:59.8 - 63:00.8] Okay. [63:00.8 - 63:07.6] So 9622, \$400 gift from mother Drew Mineo for benefit of children. [63:07.6 - 63:10.8] So where did the \$400 go for the benefit of your children? [63:10.8 - 63:13.1] Into my account where all the money goes out for all my bills. [63:13.1 - 63:14.5] It's only one account. [63:14.5 - 63:18.2] So including your \$500 of eating out for the month? [63:18.2 - 63:19.2] Including everything. [63:19.2 - 63:20.2] Okay. [63:20.2 - 63:26.5] And then 91922, \$500 gift from Drew Mineo for benefit of children. [63:26.5 - 63:28.0] That went into your regular account? [63:28.0 - 63:29.0] Yep. [63:29.0 - 63:30.0] Okay. [63:30.0 - 63:32.9] So you didn't go buy any gifts for your children with \$500, right? [63:32.9 - 63:36.1] I've purchased many things since then for my kids. [63:36.1 - 63:39.8] Did you take that \$500 and put it into something for your children? [63:39.8 - 63:40.8] Yes. [63:40.8 - 63:41.8] It's in my account. [63:41.8 - 63:43.0] I use that money for things for my children. [63:43.0 - 63:44.0] I know. [63:44.0 - 63:47.5] But did you buy them \$500 worth of something like clothing? [63:47.9 - 63:49.7] I don't need to buy them \$500 worth of clothing. [63:49.7 - 63:52.8] My cumulative cost for these trips far exceeds that. [63:52.8 - 64:00.3] So the money went directly towards the cost of a trip. [64:00.3 - 64:07.4] So number 18, you objected and refused to provide information, correct? [64:07.4 - 64:11.8]

Did you see that? [64:11.8 - 64:17.5] Page 12, number 18, objection, third-party privacy rights. [64:17.9 - 64:18.9] See that? [64:18.9 - 64:19.9] No, I should. [64:19.9 - 64:20.9] Oh. [64:20.9 - 64:21.9] There's two number 18s. [64:21.9 - 64:22.9] Sorry. [64:22.9 - 64:23.9] I was confused. [64:23.9 - 64:25.9] Number 18 above it as well. [64:25.9 - 64:26.9] I know. [64:26.9 - 64:27.9] Well, that's the request. [64:27.9 - 64:29.6] I'm talking about your response. [64:29.6 - 64:32.1] So your response is an objection, correct? [64:32.1 - 64:33.1] Correct. [64:33.1 - 64:36.5] And you did not provide those documents for today's proceeding? [64:36.5 - 64:37.5] He did. [64:37.5 - 64:41.1] He responded to them in number 17 and provided a bank account. [64:41.1 - 64:42.1] Right. [64:42.1 - 64:48.7] And for number 18, you are indicating there's third-party information that is not joined [64:48.7 - 64:51.7] or otherwise made part of this case. [64:51.7 - 64:53.6] So you didn't provide that information? [64:53.6 - 64:57.1] I believe that's in reference to the business accounts of One With the Ocean. [64:57.1 - 64:59.9] And you didn't provide that for today, correct? [64:59.9 - 65:00.9] No. [65:00.9 - 65:04.1] Thank you. [65:04.1 - 65:10.5] Number 21 on page 14. [65:10.5 - 65:15.9] And to make sure there's no misunderstanding, I'm referring to your response to request [65:15.9 - 65:17.8] number 21. [65:17.8 - 65:24.9] It says in the second sentence, quote, respondent does have a corporate ATM card that he uses [65:24.9 - 65:27.0] for expenses related to the non-profit. [65:27.0 - 65:28.0] Right? [65:28.0 - 65:29.0] Yes. [65:29.0 - 65:30.0] Okay. [65:30.0 - 65:33.5] So those expenses would include meals? [65:34.0 - 65:35.0] Sure. [65:35.0 - 65:36.0] Gas? [65:36.0 - 65:37.0] Yes. [65:37.0 - 65:38.0] Entertainment? [65:38.0 - 65:39.0] No. [65:39.0 - 65:40.0] Travel? [65:40.0 - 65:41.7] Yes, but that'd be gas. [65:41.7 - 65:43.7] There's no flights or anything. [65:43.7 - 65:44.7] Lodging? [65:44.7 - 65:45.7] No. [65:45.7 - 65:46.7] What other personal expenses? [65:46.7 - 65:50.2] That'd be for any equipment, anything for the business. [65:50.2 - 65:51.3] Okay. [65:51.3 - 65:56.4] And you didn't turn any of that over because you interposed an objection to third-party [65:56.4 - 65:57.6] privacy rights? [65:57.6 - 65:58.6] Yes. [65:58.6 - 65:59.6] Okay. [66:00.6 - 66:07.4] How then would you expect me to know how much personal expenditures you're making on [66:07.4 - 66:07.9] a business? [66:07.9 - 66:09.7] are such as a perquisite. [66:09.7 - 66:10.6] I'm not. [66:10.6 - 66:11.4] OK. [66:11.4 - 66:13.8] So I'm going to have to look at those to be able to determine [66:13.8 - 66:15.4] that, right? [66:15.4 - 66:16.5] I'm not sure. [66:16.5 - 66:17.0] OK. [66:23.8 - 66:25.8] Are there any other loans that you [66:25.8 - 66:29.8] have obtained since April 28 of 2021 [66:29.8 - 66:32.1] other than what you've testified to today? [66:32.1 - 66:32.6] No. [66:38.8 - 66:46.9] So if you look at page number 16, number 28, [66:46.9 - 66:49.6] there is a request for a profit and loss statement. [66:52.2 - 66:54.2] And your response is that it doesn't exist? [66:58.0 - 66:59.5] Yes. [66:59.5 - 67:01.2] So how often do you do accounting [67:01.2 - 67:03.6] for any of your businesses? [67:03.6 - 67:05.4] Well, I don't have any. [67:05.4 - 67:07.0] Well, I don't have multiple businesses. [67:07.0 - 67:08.4] I work for one, and the other one [67:08.4 - 67:11.0] is I'm operating as the swim mechanic who's [67:11.0 - 67:12.2] doing the swim lessons. [67:12.2 - 67:12.7] All right. [67:12.7 - 67:16.1] So when do you do accounting for the swim mechanic? [67:16.1 - 67:17.9] Quarterly when taxes are due. [67:17.9 - 67:20.3] It's not my strong suit. [67:20.3 - 67:23.2] So you've already done one last quarter. [67:23.2 - 67:25.6] You didn't produce it for today's deposition? [67:25.6 - 67:26.1] No. [67:26.1 - 67:27.6] Jeff Chen misstates that testimony. [67:27.6 - 67:30.6] He states that he does sometimes do them quarterly. [67:30.6 - 67:34.4] So when's the last one that you did for swim mechanic? [67:34.4 -

67:36.2] I'm talking about a profit and loss. [67:36.2 - 67:36.8] I don't recall. [67:36.8 - 67:41.3] At some point for this case, I don't recall when that was. [67:41.3 - 67:42.8] Did you do one at all this year? [67:45.5 - 67:46.5] I believe so. [67:46.5 - 67:49.2] I can't remember when that was, but at some point. [67:49.2 - 67:51.8] And what's the last profit and loss for one with the ocean [67:51.8 - 67:52.5] that was done? [67:52.5 - 67:53.9] Do you know? [67:53.9 - 67:55.9] Most recently for the taxes, which [67:55.9 - 67:58.2] have been done the past six weeks. [67:58.2 - 67:59.2] OK. [67:59.2 - 68:01.7] So I should be able to get those online, right? [68:01.7 - 68:03.4] Not a profit and loss, no. [68:03.4 - 68:04.9] But your taxes, right? [68:04.9 - 68:07.2] However long it takes for that to go through and post, [68:07.2 - 68:08.5] I'm not sure how long it takes. [68:08.5 - 68:09.0] OK. [68:11.7 - 68:16.0] And you didn't produce a cash flow statement today? [68:16.0 - 68:17.0] No. [68:17.0 - 68:18.4] Balance sheet? [68:18.4 - 68:18.9] No. [68:22.0 - 68:24.4] And if you turn to page number 18, number 31. [68:33.4 - 68:35.5] You didn't produce a general ledger? [68:35.5 - 68:37.7] No. [68:37.7 - 68:40.2] And then number 32. [68:40.2 - 68:41.9] You didn't produce any bank statements [68:41.9 - 68:43.5] for one with the ocean? [68:43.5 - 68:44.2] No. [68:44.2 - 68:47.7] And you interposed an objection as third party privacy rights? [68:47.7 - 68:48.2] Yes. [68:57.3 - 69:02.6] And so turn now to page number 19, please. [69:02.6 - 69:03.1] Number 35. [69:06.3 - 69:10.0] So you were requested to produce any documents evidencing [69:10.0 - 69:12.9] any amount of monies that you received from Nike. [69:12.9 - 69:13.8] You see that? [69:13.8 - 69:14.5] Yes. [69:14.5 - 69:17.2] And you referred to the contract, right? [69:20.5 - 69:21.8] Where? [69:21.8 - 69:23.7] In your response to number 35. [69:26.5 - 69:28.8] All documents relevant to this response, [69:28.8 - 69:31.9] excuse me, relevant and responsive to this request [69:31.9 - 69:34.5] are hereby submitted as the electronic folders. [69:34.5 - 69:35.4] Do you see that? [69:35.4 - 69:36.5] Yes, that was number 34. [69:36.5 - 69:38.3] I was looking at response 35. [69:38.3 - 69:42.0] So what did you produce today for me for the Nike payment? [69:42.0 - 69:43.5] It's in the bank account record. [69:43.5 - 69:45.2] You'll see the payment. [69:45.2 - 69:46.9] OK, and when did that hit? [69:46.9 - 69:48.3] I don't recall. [69:48.3 - 69:49.6] But it's in there? [69:49.6 - 69:50.9] Somewhere, yes. [69:50.9 - 69:51.8] OK. [69:51.8 - 69:58.7] But you're saying it didn't hit before August 23 of 2022? [69:58.7 - 70:00.8] I don't recall when the date was, sorry. [70:00.8 - 70:02.5] OK, well, this is important to me. [70:02.5 - 70:04.7] So you're saying that this morning, [70:04.7 - 70:08.8] you provided me with a document of a bank record [70:08.8 - 70:12.9] that shows that Nike paid you \$10,000, yes? [70:12.9 - 70:15.3] Yes, among all of my bank transactions. [70:15.3 - 70:16.7] So it's somewhere in there. [70:16.7 - 70:19.0] And what is the last bank statement [70:19.0 - 70:22.4] that you produced today with your production? [70:22.4 - 70:24.3] Meaning, what's the last month? [70:24.3 - 70:26.9] I believe through the finish of October 2022. [70:26.9 - 70:30.6] OK, so they paid you before October of 2022? [70:30.6 - 70:31.1] Yes. [70:31.1 - 70:33.2] OK, and do you happen to remember what month [70:33.2 - 70:35.0] as you sit here today? [70:35.0 - 70:36.8] No, I can look it up, but I don't remember. [70:36.8 - 70:39.8] I can look it up too, right, if you gave me the statement. [70:39.8 - 70:41.3] I don't remember, yeah. [70:41.3 - 70:42.9] But earlier, you said it was after you [70:42.9 - 70:45.4] signed your income and expense declaration on August 23 [70:45.4 - 70:48.2] of 2022, correct? [70:48.2 - 70:48.8] I believe so. [70:48.8 - 70:51.2] My memory now is a little fuzzy with all we talked about. [70:51.2 - 70:53.6] But if that's what I said, then yes. [70:53.6 - 70:55.7] So do you think now it might be different? [70:55.7 -

70:56.5] No. [70:56.5 - 70:57.0] OK. [71:01.2 - 71:03.6] Let's go over the record for five minutes, please. [71:03.6 - 71:05.7] Sure. [71:05.7 - 71:07.0] That is 5.58. [71:07.0 - 71:08.4] Again, we're going off the record. [71:08.4 - 71:10.9] Aims to meet at number four. Complete transcription result saved to:

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[2][H[3]manus-speech-to-text -terminal-max-len-single=5000

/home/ubuntu/legal_brief/Bryan_Mineo_v1_4.mp3 Starting Speech-to-Text conversion...

Audio file size (99.9MB) exceeds limit (5MB), downsampling audio file... Source audio bitrate: 196 kbps Bitrate exceeds 128 kbps, downsampling... Downsampled audio file size is 65.21 MB. Downsampled audio file size still exceeds limit (5MB), splitting audio into chunks Audio file size: 65.21 MB, duration: 4273.3 seconds Splitting into 14 chunks (each ~305.2 seconds, max 5 MB)... Successfully split into 14 chunks Audio file split into 14 chunks for batch processing Transcribing audio file:

/home/ubuntu/legal_brief/Bryan_Mineo_v1_4.mp3, file size: 99.86 MB Transcription may take some time depending on file size and audio length...

Chunk transcription progress: Starting batch transcription of 14 chunks... Transcribing chunk 1/14:

/home/ubuntu/legal_brief/.Bryan_Mineo_v1_4_chunks_20260620_065204/chunk_000.mp3

3 Chunk 1 completed (duration: 305.2s) Transcribing chunk 2/14:

/home/ubuntu/legal_brief/.Bryan_Mineo_v1_4_chunks_20260620_065204/chunk_001.mp3

3 Chunk 2 completed (duration: 305.2s) Transcribing chunk 3/14:

/home/ubuntu/legal_brief/.Bryan_Mineo_v1_4_chunks_20260620_065204/chunk_002.mp3

3 Chunk 3 completed (duration: 305.2s) Transcribing chunk 4/14:

/home/ubuntu/legal_brief/.Bryan_Mineo_v1_4_chunks_20260620_065204/chunk_003.mp3

3 Chunk 4 completed (duration: 305.2s) Transcribing chunk 5/14:

/home/ubuntu/legal_brief/.Bryan_Mineo_v1_4_chunks_20260620_065204/chunk_004.mp3

3 Chunk 5 completed (duration: 305.2s) Transcribing chunk 6/14:

/home/ubuntu/legal_brief/.Bryan_Mineo_v1_4_chunks_20260620_065204/chunk_005.mp3

3 Chunk 6 completed (duration: 305.2s) Transcribing chunk 7/14:

/home/ubuntu/legal_brief/.Bryan_Mineo_v1_4_chunks_20260620_065204/chunk_006.mp3

3 Chunk 7 completed (duration: 305.2s) Transcribing chunk 8/14:

/home/ubuntu/legal_brief/.Bryan_Mineo_v1_4_chunks_20260620_065204/chunk_007.mp3

3 Chunk 8 completed (duration: 305.2s) Transcribing chunk 9/14:

/home/ubuntu/legal_brief/.Bryan_Mineo_v1_4_chunks_20260620_065204/chunk_008.mp3

3 Chunk 9 completed (duration: 305.2s) Transcribing chunk 10/14:

/home/ubuntu/legal_brief/.Bryan_Mineo_v1_4_chunks_20260620_065204/chunk_009.mp3

3 Chunk 10 completed (duration: 305.2s) Transcribing chunk 11/14:

/home/ubuntu/legal_brief/.Bryan_Mineo_v1_4_chunks_20260620_065204/chunk_010.mp3

3 Chunk 11 completed (duration: 305.2s) Transcribing chunk 12/14:

/home/ubuntu/legal_brief/.Bryan_Mineo_v1_4_chunks_20260620_065204/chunk_011.mp3

3 Chunk 12 completed (duration: 305.2s) Transcribing chunk 13/14:

/home/ubuntu/legal_brief/.Bryan_Mineo_v1_4_chunks_20260620_065204/chunk_012.mp3

3 Chunk 13 completed (duration: 305.2s) Transcribing chunk 14/14:

/home/ubuntu/legal_brief/.Bryan_Mineo_v1_4_chunks_20260620_065204/chunk_013.mp3
3 Chunk 14 completed (duration: 305.1s)

Snippet of transcribed content: [69:51.8 - 69:58.7] But you're saying it didn't hit before August 23 of 2022? [69:58.7 - 70:00.8] I don't recall when the date was, sorry. [70:00.8 - 70:02.5] OK, well, this is important to me. [70:02.5 - 70:04.7] So you're saying that this morning, [70:04.7 - 70:08.8] you provided me with a document of a bank record [70:08.8 - 70:12.9] that shows that Nike paid you \$10,000, yes? [70:12.9 - 70:15.3] Yes, among all of my bank transactions. [70:15.3 - 70:16.7] So it's somewhere in there. [70:16.7 - 70:19.0] And what is the last bank statement [70:19.0 - 70:22.4] that you produced today with your production? [70:22.4 - 70:24.3] Meaning, what's the last month? [70:24.3 - 70:26.9] I believe through the finish of October 2022. [70:26.9 - 70:30.6] OK, so they paid you before October of 2022? [70:30.6 - 70:31.1] Yes. [70:31.1 - 70:33.2] OK, and do you happen to remember what month [70:33.2 - 70:35.0] as you sit here today? [70:35.0 - 70:36.8] No, I can look it up, but I don't remember. [70:36.8 - 70:39.8] I can look it up too, right, if you gave me the statement. [70:39.8 - 70:41.3] I don't remember, yeah. [70:41.3 - 70:42.9] But earlier, you said it was after you [70:42.9 - 70:45.4] signed your income and expense declaration on August 23 [70:45.4 - 70:48.2] of 2022, correct? [70:48.2 - 70:48.8] I believe so. [70:48.8 - 70:51.2] My memory now is a little fuzzy with all we talked about. [70:51.2 - 70:53.6] But if that's what I said, then yes. [70:53.6 - 70:55.7] So do you think now it might be different? [70:55.7 - 70:56.5] No. [70:56.5 - 70:57.0] OK. [71:01.2 - 71:03.6] Let's go over the record for five minutes, please. [71:03.6 - 71:05.7] Sure. [71:05.7 - 71:07.0] That is 5.58. [71:07.0 - 71:08.4] Again, we're going off the record. [71:08.4 - 71:10.9] Aims to meet at number four. Timestamped segments truncated to fit terminal limit (5000 chars).

Completed transcription, JSON saved to

/home/ubuntu/legal_brief/Bryan_Mineo_v1_4_transcription_20260620_065721.json Plain text transcription saved to

/home/ubuntu/legal_brief/Bryan_Mineo_v1_4_transcription_20260620_065721.txt

Segment 5 (Bryan_Mineo_v1_5.mp3/mp4)

Starting Speech-to-Text conversion... Transcribing audio file:

/home/ubuntu/legal_brief/Bryan_Mineo_v1_5.mp3, file size: 0.76 MB Transcription may take some time depending on file size and audio length... Transcription completed successfully!

TRANSCRIPTION RESULT: Total Duration: 36.5 seconds Language: english Timestamped segments: [00:00.0 - 00:15.0] So for the reasons I indicated previously, Mr. Moneo, [00:15.0 - 00:19.0] I'm going to suspend the deposition at this time, okay? [00:19.0 - 00:20.3] Okay. Okay. [00:20.3 - 00:21.9] I have nothing further to say. [00:21.9 - 00:23.4] Thank you. [00:23.4 - 00:28.9] I'm Greg Lucic, 07 here, with the deposition of Briarwood, Ohio. [00:28.9 - 00:29.9] Thank you. [00:29.9 - 00:33.4] Can I have your e-mail address, please, sent via your transcript? [00:33.4 - 00:36.4] Sure, it's my phone number, E-R-Y-A-M-M-I. Complete transcription result saved to:

/home/ubuntu/legal_brief/Bryan_Mineo_v1_5_transcription_20260620_064723.json Plain text transcription saved to:

/home/ubuntu/legal_brief/Bryan_Mineo_v1_5_transcription_20260620_064723.txt
[2][H[3]manus-speech-to-text -terminal-max-len-single=5000
/home/ubuntu/legal_brief/Bryan_Mineo_v1_5.mp3 Starting Speech-to-Text conversion...
Transcribing audio file: /home/ubuntu/legal_brief/Bryan_Mineo_v1_5.mp3, file size: 0.76
MB Transcription may take some time depending on file size and audio length...

Snippet of transcribed content: [00:00.0 - 00:15.0] So for the reasons I indicated previously,
Mr. Moneo, [00:15.0 - 00:19.0] I'm going to suspend the deposition at this time, okay?
[00:19.0 - 00:20.3] Okay. Okay. [00:20.3 - 00:21.9] I have nothing further to say. [00:21.9 -
00:23.4] Thank you. [00:23.4 - 00:28.9] I'm Greg Lucic, 07 here, with the deposition of
Briarwood, Ohio. [00:28.9 - 00:29.9] Thank you. [00:29.9 - 00:33.4] Can I have your e-mail
address, please, sent via your transcript? [00:33.4 - 00:36.4] Sure, it's my phone number, E-
R-Y-A-M-M-I.

Completed transcription, JSON saved to
/home/ubuntu/legal_brief/Bryan_Mineo_v1_5_transcription_20260620_064723.json Plain
text transcription saved to
/home/ubuntu/legal_brief/Bryan_Mineo_v1_5_transcription_20260620_064723.txt