	Page 74		
(1)	Albert Dabbah - CONFIDENTIAL	(1)	Albert Dabbah - CONFIDENTIAL
(2)	attention to footnote 17, is this the note 17 to	(2)	A. There was some based on the dates
(3)	which you're referring in paragraph 3?	(3)	that you mention, I do recall there being some
(4)	A. These financial statements on	(4)	publicity in the press on this matter.
(5)	footnote on Exhibit on Government's	(5)	Q. Did William Browder ever tell HSBC
(6)	Exhibit 3, is for the year-ended 29th of February	, <mark>(6)</mark>	Private Bank (Suisse), as an investor, that his
(7)	2008.	(7)	office and that of his lawyers had been raided by
(8)	Q. And is that is that one of the	(8)	the tax police?
(9)	years you're referring to?	(9)	A. I do not know.
(10)	A. And this is for the years-ended	(10)	Q. Are you aware that William Browder
(11)	February 29th, 2008 to 20th of February, 2009.	(11)	and Heritage have put out a story that they did
(12)	So the for the 12-month financial	(12)	not know about any theft of any subsidiary
(13)	period, the ending balance that you have on the		companies until October of 2007?
(14)	2008 financial statements will be coming forward		MS. PHILLIPS: Objection to form.
(15)	to the financial statements for the year-ended	(15)	A. I'm not aware.
(16)	February 2009.	(16)	MR. MOSCOW: Okay. Could we bear
(17)	Q. But my question is: Does	(17)	with me for a moment, let's go off the
(18)	footnote 17 refer to paragraph 3 in Exhibit 1?	(18)	record, if we could.
(19)	Footnote 17 in Government Exhibit 3.	(19)	THE VIDEO OPERATOR: Off the record
(20)	MS. PHILLIPS: Objection to form.	(20)	10:24 a.m.
(21)	A. The answer is yes.	(21)	(Whereupon, a recess was taken from
(22)	Q. What is the date that the provision	(22)	10:25 a.m. to 10:27 a.m.)
(23)	was taken?	(23)	THE VIDEO OPERATOR: Back on the
(24)	MS. PHILLIPS: Objection to form.	(24)	record 10:27 a.m.
(25)	A. When you say "provision," the very	(25)	
	Page 75		Page 77
(1)	Albert Dabbah - CONFIDENTIAL	(1)	Albert Dabbah - CONFIDENTIAL
(2)	first provision that was made?	(2)	BY MR. MOSCOW
(3)	Q. Yes.	(3)	Q. I know you're under time pressure.
(4)	A. The very first provision that was	(4)	I will try to get this done soon.
(5)	made was for \$7 million.	(5)	A. No time pressure. I just
(6)	Q. When was it taken?	(6)	whatever needs to be done, needs to be done. I
(7)	A. The exact date of that provision, I	(7)	have no problem.
(8)	will have to check.	(8)	Q. Could you read the first paragraph
(9)	Q. Had it directing your attention	(9)	of note 17 in the February 28th statement.
(10)	to paragraph 9 of your statement, had that	(10)	MS. PHILLIPS: Read it to himself.
(11)	provision been taken by July 27, 2007?	(11)	MR. MOSCOW: No, read it why
(12)	A. Yes. Correct.	(12)	don't I read it, and you tell me if I've
(13)	Q. What did have you heard about an	(13)	read it correctly.
(14)	incident involving a raid on the Hermitage office	e(14)	MR. WILLSCHER: Objection.
(15)	and the office of Firestone Duncan in June 4th	<mark>of</mark> (15)	MR. LAMSON: And, John, sorry, which
(16)	2007, in Russia?	(16)	exhibit is it again?
(17)	MS. PHILLIPS: Objection to form.	(17)	MR. MOSCOW: Page 3, this is
(18)	A. Yes.	(18)	HSBC-PREV-001308.
(19)	Q. Did the bank hear of that at any	(19)	MS. PHILLIPS: It's Exhibit 3.
(20)	time from William Browder or from Hermitage	<mark>?</mark> (20)	Q. Page 23.
	MR. WILLSCHER: Objection.	(21)	A. So page 23.
(21)	MIK. WILLSCHER. Objection.	l	
(21) (22)	MS. PHILLIPS: I join in the	(22)	Q. Correct.
	MS. PHILLIPS: I join in the objection.	(22) (23)	Q. Correct.And I read it: "The manager of the
(22)	MS. PHILLIPS: I join in the	(22) (23)	

20 (Pages 74 to 77)

	Page 78		Page 80
(1)		(1)	Albert Dabbah - CONFIDENTIAL
(1)	Albert Dabbah - CONFIDENTIAL	(1)	
(2) (3)	MS. PHILLIPS: Objection.	(2) (3)	and others have said that they did not learn until
(4)	Q. HSBC Management (Guernsey).	(4)	October 2007 that the companies were stolen. MS. PHILLIPS: Objection to form.
	A. Correct, a nonbank.		3
(5)	Q. "The manager of the fund approved	(5)	A. When we redeemed the shares, I think
(6)	the establishment of a legal provision in the	(6)	we will need to look at the redemption dates.
(7)	financial statements of U.S. 10 million. This is	(7)	Q. The redemption date is July 27th.
(8)	to address costs associated with legal actions	(8)	A. Right. And on the redemption date
(9)	relating to the recovery of legal ownership and	(9)	there was the bank statement showed that it was
(10)	directorship over Russian investment entities	(10)	already a legal provision.
(11)	owned by HSBC Private Bank (CI) Limited, as		Q. Correct. That's what I wanted to
(12)	trustee for the Hermitage Fund. These entities	(12)	ask you about.
(13)	were illegally appropriated by third parties	(13)	If Browder and Heritage did not know
(14)	within Russia with the intention of creating	(14)	that the companies had been taken, but they took a
(15)	fraudulent liabilities within the entities, and	(15)	reserve for legal expenses, following a raid by
(16)	then settling those liabilities using the assets	(16)	the police investigating tax, would you be able to
(17)	of those entities or their Cypriot holding	(17)	associate the legal reserves with the raid or with
(18)	companies in an effort to fraudulently expropria		the unknown events?
(19)	those assets."	(19)	MR. WILLSCHER: Objection to form.
(20)	Did I read that correctly?	(20)	MS. PHILLIPS: Objection to form.
(21)	A. You did, yes.	(21)	MR. WILLSCHER: You can answer, if
(22)	Q. This statement was written as of	(22)	you understand.
(23)	when?	(23)	A. What I'd like to do now is, we said
(24)	A. This statement, as part of this	(24)	there was a legal provision set for \$7 million.
(25)	report of the audited financial statements of the	(25)	So if you could just take your question step by
	Page 79		Page 81
(1)	Page 79 Albert Dabbah - CONFIDENTIAL	(1)	Page 81 Albert Dabbah - CONFIDENTIAL
(1) (2)	Albert Dabbah - CONFIDENTIAL	(1) (2)	Albert Dabbah - CONFIDENTIAL
(2)	Albert Dabbah - CONFIDENTIAL Hermitage Fund for the year-ended 2008. It was	(2)	Albert Dabbah - CONFIDENTIAL step again.
(2) (3)	Albert Dabbah - CONFIDENTIAL Hermitage Fund for the year-ended 2008. It was certainly written before February 29th, 2008.	(2) (3)	Albert Dabbah - CONFIDENTIAL step again. Q. The \$7 million okay. There was a assume that there's a
(2) (3) (4)	Albert Dabbah - CONFIDENTIAL Hermitage Fund for the year-ended 2008. It was certainly written before February 29th, 2008. Q. Well, as of when	(2) (3) (4)	Albert Dabbah - CONFIDENTIAL step again. Q. The \$7 million okay. There was a assume that there's a
(2) (3) (4) (5) (6)	Albert Dabbah - CONFIDENTIAL Hermitage Fund for the year-ended 2008. It was certainly written before February 29th, 2008. Q. Well, as of when A. Sorry, I apologize. I apologize. It's	(2) (3) (4) (5) (6)	Albert Dabbah - CONFIDENTIAL step again. Q. The \$7 million okay. There was a assume that there's a raid on Hermitage and Firestone Duncan on June 4, 2007.
(2) (3) (4) (5)	Albert Dabbah - CONFIDENTIAL Hermitage Fund for the year-ended 2008. It was certainly written before February 29th, 2008. Q. Well, as of when A. Sorry, I apologize. I apologize. It's MS. PHILLIPS: Let him finish.	(2) (3) (4) (5)	Albert Dabbah - CONFIDENTIAL step again. Q. The \$7 million okay. There was a assume that there's a raid on Hermitage and Firestone Duncan on June 4, 2007. Police come in, execute search
(2) (3) (4) (5) (6) (7)	Albert Dabbah - CONFIDENTIAL Hermitage Fund for the year-ended 2008. It was certainly written before February 29th, 2008. Q. Well, as of when A. Sorry, I apologize. I apologize. It's	(2) (3) (4) (5) (6) (7)	Albert Dabbah - CONFIDENTIAL step again. Q. The \$7 million okay. There was a assume that there's a raid on Hermitage and Firestone Duncan on June 4, 2007.
(2) (3) (4) (5) (6) (7) (8)	Albert Dabbah - CONFIDENTIAL Hermitage Fund for the year-ended 2008. It was certainly written before February 29th, 2008. Q. Well, as of when A. Sorry, I apologize. I apologize. It's MS. PHILLIPS: Let him finish. A. It would have been written prior to	(2) (3) (4) (5) (6) (7) (8)	Albert Dabbah - CONFIDENTIAL step again. Q. The \$7 million okay. There was a assume that there's a raid on Hermitage and Firestone Duncan on June 4, 2007. Police come in, execute search warrants, take computers, records, what have you.
(2) (3) (4) (5) (6) (7) (8) (9)	Albert Dabbah - CONFIDENTIAL Hermitage Fund for the year-ended 2008. It was certainly written before February 29th, 2008. Q. Well, as of when A. Sorry, I apologize. I apologize. It's MS. PHILLIPS: Let him finish. A. It would have been written prior to the official date of the issuance of this report. Q. And directing your attention to	(2) (3) (4) (5) (6) (7) (8) (9)	Albert Dabbah - CONFIDENTIAL step again. Q. The \$7 million okay. There was a assume that there's a raid on Hermitage and Firestone Duncan on June 4, 2007. Police come in, execute search warrants, take computers, records, what have you. Assume that there's a reserve taken
(2) (3) (4) (5) (6) (7) (8) (9) (10)	Albert Dabbah - CONFIDENTIAL Hermitage Fund for the year-ended 2008. It was certainly written before February 29th, 2008. Q. Well, as of when A. Sorry, I apologize. I apologize. It's MS. PHILLIPS: Let him finish. A. It would have been written prior to the official date of the issuance of this report. Q. And directing your attention to page 13, Bates-stamped 001298, is this document	(2) (3) (4) (5) (6) (7) (8) (9)	Albert Dabbah - CONFIDENTIAL step again. Q. The \$7 million okay. There was a assume that there's a raid on Hermitage and Firestone Duncan on June 4, 2007. Police come in, execute search warrants, take computers, records, what have you. Assume that there's a reserve taken prior to July 27 of '07 for legal expenses. Would that reserve be appropriate to
(2) (3) (4) (5) (6) (7) (8) (9) (10) (11)	Albert Dabbah - CONFIDENTIAL Hermitage Fund for the year-ended 2008. It was certainly written before February 29th, 2008. Q. Well, as of when A. Sorry, I apologize. I apologize. It's MS. PHILLIPS: Let him finish. A. It would have been written prior to the official date of the issuance of this report. Q. And directing your attention to page 13, Bates-stamped 001298, is this document of the 29th of August 2008?	(2) (3) (4) (5) (6) (7) (8) (9) (10) as(11)	Albert Dabbah - CONFIDENTIAL step again. Q. The \$7 million okay. There was a assume that there's a raid on Hermitage and Firestone Duncan on June 4, 2007. Police come in, execute search warrants, take computers, records, what have you. Assume that there's a reserve taken prior to July 27 of '07 for legal expenses. Would that reserve be appropriate to deal with the expenses of an investigation by the
(2) (3) (4) (5) (6) (7) (8) (9) (10) (11) (12) (13)	Albert Dabbah - CONFIDENTIAL Hermitage Fund for the year-ended 2008. It was certainly written before February 29th, 2008. Q. Well, as of when A. Sorry, I apologize. I apologize. It's MS. PHILLIPS: Let him finish. A. It would have been written prior to the official date of the issuance of this report. Q. And directing your attention to page 13, Bates-stamped 001298, is this document of the 29th of August 2008? MS. PHILLIPS: Objection to form.	(2) (3) (4) (5) (6) (7) (8) (9) (10) as(11) (12) (13)	Albert Dabbah - CONFIDENTIAL step again. Q. The \$7 million okay. There was a assume that there's a raid on Hermitage and Firestone Duncan on June 4, 2007. Police come in, execute search warrants, take computers, records, what have you. Assume that there's a reserve taken prior to July 27 of '07 for legal expenses. Would that reserve be appropriate to deal with the expenses of an investigation by the police due to tax affairs?
(2) (3) (4) (5) (6) (7) (8) (9) (10) (11) (12) (13) (14)	Albert Dabbah - CONFIDENTIAL Hermitage Fund for the year-ended 2008. It was certainly written before February 29th, 2008. Q. Well, as of when A. Sorry, I apologize. I apologize. It's MS. PHILLIPS: Let him finish. A. It would have been written prior to the official date of the issuance of this report. Q. And directing your attention to page 13, Bates-stamped 001298, is this document of the 29th of August 2008? MS. PHILLIPS: Objection to form. A. Correct. So it would have been	(2) (3) (4) (5) (6) (7) (8) (9) (10) as(11) (12) (13) (14)	Albert Dabbah - CONFIDENTIAL step again. Q. The \$7 million okay. There was a assume that there's a raid on Hermitage and Firestone Duncan on June 4, 2007. Police come in, execute search warrants, take computers, records, what have you. Assume that there's a reserve taken prior to July 27 of '07 for legal expenses. Would that reserve be appropriate to deal with the expenses of an investigation by the police due to tax affairs? MS. PHILLIPS: Objection to form.
(2) (3) (4) (5) (6) (7) (8) (9) (10) (11) (12) (13) (14) (15)	Albert Dabbah - CONFIDENTIAL Hermitage Fund for the year-ended 2008. It was certainly written before February 29th, 2008. Q. Well, as of when A. Sorry, I apologize. I apologize. It's MS. PHILLIPS: Let him finish. A. It would have been written prior to the official date of the issuance of this report. Q. And directing your attention to page 13, Bates-stamped 001298, is this document of the 29th of August 2008? MS. PHILLIPS: Objection to form. A. Correct. So it would have been written before that date.	(2) (3) (4) (5) (6) (7) (8) (9) (10) as(11) (12) (13) (14) (15)	Albert Dabbah - CONFIDENTIAL step again. Q. The \$7 million okay. There was a assume that there's a raid on Hermitage and Firestone Duncan on June 4, 2007. Police come in, execute search warrants, take computers, records, what have you. Assume that there's a reserve taken prior to July 27 of '07 for legal expenses. Would that reserve be appropriate to deal with the expenses of an investigation by the police due to tax affairs? MS. PHILLIPS: Objection to form. MR. WILLSCHER: Objection.
(2) (3) (4) (5) (6) (7) (8) (9) (10) (11) (12) (13) (14) (15) (16)	Albert Dabbah - CONFIDENTIAL Hermitage Fund for the year-ended 2008. It was certainly written before February 29th, 2008. Q. Well, as of when A. Sorry, I apologize. I apologize. It's MS. PHILLIPS: Let him finish. A. It would have been written prior to the official date of the issuance of this report. Q. And directing your attention to page 13, Bates-stamped 001298, is this document of the 29th of August 2008? MS. PHILLIPS: Objection to form. A. Correct. So it would have been written before that date. Q. As of July 27th, 2007, do you know	(2) (3) (4) (5) (6) (7) (8) (9) (10) as(11) (12) (13) (14) (15) (16)	Albert Dabbah - CONFIDENTIAL step again. Q. The \$7 million okay. There was a assume that there's a raid on Hermitage and Firestone Duncan on June 4, 2007. Police come in, execute search warrants, take computers, records, what have you. Assume that there's a reserve taken prior to July 27 of '07 for legal expenses. Would that reserve be appropriate to deal with the expenses of an investigation by the police due to tax affairs? MS. PHILLIPS: Objection to form. MR. WILLSCHER: Objection. A. You're asking you're asking if
(2) (3) (4) (5) (6) (7) (8) (9) (10) (11) (12) (13) (14) (15) (16)	Albert Dabbah - CONFIDENTIAL Hermitage Fund for the year-ended 2008. It was certainly written before February 29th, 2008. Q. Well, as of when A. Sorry, I apologize. I apologize. It's MS. PHILLIPS: Let him finish. A. It would have been written prior to the official date of the issuance of this report. Q. And directing your attention to page 13, Bates-stamped 001298, is this document of the 29th of August 2008? MS. PHILLIPS: Objection to form. A. Correct. So it would have been written before that date. Q. As of July 27th, 2007, do you know whether the Hermitage Fund was aware that there	(2) (3) (4) (5) (6) (7) (8) (9) (10) as(11) (12) (13) (14) (15) (16) (17)	Albert Dabbah - CONFIDENTIAL step again. Q. The \$7 million okay. There was a assume that there's a raid on Hermitage and Firestone Duncan on June 4, 2007. Police come in, execute search warrants, take computers, records, what have you. Assume that there's a reserve taken prior to July 27 of '07 for legal expenses. Would that reserve be appropriate to deal with the expenses of an investigation by the police due to tax affairs? MS. PHILLIPS: Objection to form. MR. WILLSCHER: Objection. A. You're asking you're asking if I understand the question, you're asking me to
(2) (3) (4) (5) (6) (7) (8) (9) (10) (11) (12) (13) (14) (15) (16) (17) (18)	Albert Dabbah - CONFIDENTIAL Hermitage Fund for the year-ended 2008. It was certainly written before February 29th, 2008. Q. Well, as of when A. Sorry, I apologize. I apologize. It's MS. PHILLIPS: Let him finish. A. It would have been written prior to the official date of the issuance of this report. Q. And directing your attention to page 13, Bates-stamped 001298, is this document of the 29th of August 2008? MS. PHILLIPS: Objection to form. A. Correct. So it would have been written before that date. Q. As of July 27th, 2007, do you know whether the Hermitage Fund was aware that there was any theft of those subsidiary companies?	(2) (3) (4) (5) (6) (7) (8) (9) (10) as(11) (12) (13) (14) (15) (16) (17) (18)	Albert Dabbah - CONFIDENTIAL step again. Q. The \$7 million okay. There was a assume that there's a raid on Hermitage and Firestone Duncan on June 4, 2007. Police come in, execute search warrants, take computers, records, what have you. Assume that there's a reserve taken prior to July 27 of '07 for legal expenses. Would that reserve be appropriate to deal with the expenses of an investigation by the police due to tax affairs? MS. PHILLIPS: Objection to form. MR. WILLSCHER: Objection. A. You're asking you're asking if I understand the question, you're asking me to make certain assumptions?
(2) (3) (4) (5) (6) (7) (8) (9) (10) (11) (12) (13) (14) (15) (16) (17) (18) (19)	Albert Dabbah - CONFIDENTIAL Hermitage Fund for the year-ended 2008. It was certainly written before February 29th, 2008. Q. Well, as of when A. Sorry, I apologize. I apologize. It's MS. PHILLIPS: Let him finish. A. It would have been written prior to the official date of the issuance of this report. Q. And directing your attention to page 13, Bates-stamped 001298, is this document of the 29th of August 2008? MS. PHILLIPS: Objection to form. A. Correct. So it would have been written before that date. Q. As of July 27th, 2007, do you know whether the Hermitage Fund was aware that there was any theft of those subsidiary companies? MS. PHILLIPS: Objection to form.	(2) (3) (4) (5) (6) (7) (8) (9) (10) as(11) (12) (13) (14) (15) (16) (17) (18) (19)	Albert Dabbah - CONFIDENTIAL step again. Q. The \$7 million okay. There was a assume that there's a raid on Hermitage and Firestone Duncan on June 4, 2007. Police come in, execute search warrants, take computers, records, what have you. Assume that there's a reserve taken prior to July 27 of '07 for legal expenses. Would that reserve be appropriate to deal with the expenses of an investigation by the police due to tax affairs? MS. PHILLIPS: Objection to form. MR. WILLSCHER: Objection. A. You're asking you're asking if I understand the question, you're asking me to make certain assumptions? Q. Yes.
(2) (3) (4) (5) (6) (7) (8) (9) (10) (11) (12) (13) (14) (15) (16) (17) (18) (19) (20)	Albert Dabbah - CONFIDENTIAL Hermitage Fund for the year-ended 2008. It was certainly written before February 29th, 2008. Q. Well, as of when A. Sorry, I apologize. I apologize. It's MS. PHILLIPS: Let him finish. A. It would have been written prior to the official date of the issuance of this report. Q. And directing your attention to page 13, Bates-stamped 001298, is this document of the 29th of August 2008? MS. PHILLIPS: Objection to form. A. Correct. So it would have been written before that date. Q. As of July 27th, 2007, do you know whether the Hermitage Fund was aware that there was any theft of those subsidiary companies? MS. PHILLIPS: Objection to form. A. (This report covers the period)	(2) (3) (4) (5) (6) (7) (8) (9) (10) as(11) (12) (13) (14) (15) (16) (17) (18) (19) (20)	Albert Dabbah - CONFIDENTIAL step again. Q. The \$7 million okay. There was a assume that there's a raid on Hermitage and Firestone Duncan on June 4, 2007. Police come in, execute search warrants, take computers, records, what have you. Assume that there's a reserve taken prior to July 27 of '07 for legal expenses. Would that reserve be appropriate to deal with the expenses of an investigation by the police due to tax affairs? MS. PHILLIPS: Objection to form. MR. WILLSCHER: Objection. A. You're asking you're asking if I understand the question, you're asking me to make certain assumptions? Q. Yes. A. And to give an answer based on that
(2) (3) (4) (5) (6) (7) (8) (9) (10) (11) (12) (13) (14) (15) (16) (17) (18) (19) (20) (21)	Albert Dabbah - CONFIDENTIAL Hermitage Fund for the year-ended 2008. It was certainly written before February 29th, 2008. Q. Well, as of when A. Sorry, I apologize. I apologize. It's MS. PHILLIPS: Let him finish. A. It would have been written prior to the official date of the issuance of this report. Q. And directing your attention to page 13, Bates-stamped 001298, is this document of the 29th of August 2008? MS. PHILLIPS: Objection to form. A. Correct. So it would have been written before that date. Q. As of July 27th, 2007, do you know whether the Hermitage Fund was aware that there was any theft of those subsidiary companies? MS. PHILLIPS: Objection to form. A. This report covers the period February 29, 2007 to February 28, 2008. The date	(2) (3) (4) (5) (6) (7) (8) (9) (10) as(11) (12) (13) (14) (15) (16) (17) (18) (19) (20)	Albert Dabbah - CONFIDENTIAL step again. Q. The \$7 million okay. There was a assume that there's a raid on Hermitage and Firestone Duncan on June 4, 2007. Police come in, execute search warrants, take computers, records, what have you. Assume that there's a reserve taken prior to July 27 of '07 for legal expenses. Would that reserve be appropriate to deal with the expenses of an investigation by the police due to tax affairs? MS. PHILLIPS: Objection to form. MR. WILLSCHER: Objection. A. You're asking you're asking if I understand the question, you're asking me to make certain assumptions? Q. Yes. A. And to give an answer based on that assumptions?
(2) (3) (4) (5) (6) (7) (8) (9) (10) (11) (12) (13) (14) (15) (16) (17) (18) (19) (20) (21)	Albert Dabbah - CONFIDENTIAL Hermitage Fund for the year-ended 2008. It was certainly written before February 29th, 2008. Q. Well, as of when A. Sorry, I apologize. I apologize. It's MS. PHILLIPS: Let him finish. A. It would have been written prior to the official date of the issuance of this report. Q. And directing your attention to page 13, Bates-stamped 001298, is this document of the 29th of August 2008? MS. PHILLIPS: Objection to form. A. Correct. So it would have been written before that date. Q. As of July 27th, 2007, do you know whether the Hermitage Fund was aware that there was any theft of those subsidiary companies? MS. PHILLIPS: Objection to form. A. This report covers the period February 29, 2007 to February 28, 2008. The date you're referring to would be within that financial	(2) (3) (4) (5) (6) (7) (8) (9) (10) as(11) (12) (13) (14) (15) (16) (17) (18) (19) (20) (21) (22)	Albert Dabbah - CONFIDENTIAL step again. Q. The \$7 million okay. There was a assume that there's a raid on Hermitage and Firestone Duncan on June 4, 2007. Police come in, execute search warrants, take computers, records, what have you. Assume that there's a reserve taken prior to July 27 of '07 for legal expenses. Would that reserve be appropriate to deal with the expenses of an investigation by the police due to tax affairs? MS. PHILLIPS: Objection to form. MR. WILLSCHER: Objection. A. You're asking you're asking if I understand the question, you're asking me to make certain assumptions? Q. Yes. A. And to give an answer based on that assumptions? Q. Yes.
(2) (3) (4) (5) (6) (7) (8) (9) (10) (11) (12) (13) (14) (15) (16) (17) (18) (19) (20) (21) (22) (23)	Albert Dabbah - CONFIDENTIAL Hermitage Fund for the year-ended 2008. It was certainly written before February 29th, 2008. Q. Well, as of when A. Sorry, I apologize. I apologize. It's MS. PHILLIPS: Let him finish. A. It would have been written prior to the official date of the issuance of this report. Q. And directing your attention to page 13, Bates-stamped 001298, is this document of the 29th of August 2008? MS. PHILLIPS: Objection to form. A. Correct. So it would have been written before that date. Q. As of July 27th, 2007, do you know whether the Hermitage Fund was aware that there was any theft of those subsidiary companies? MS. PHILLIPS: Objection to form. A. This report covers the period February 29, 2007 to February 28, 2008. The date you're referring to would be within that financial year. As such, we could make a presumption that	(2) (3) (4) (5) (6) (7) (8) (9) (10) as(11) (12) (13) (14) (15) (16) (17) (18) (19) (20) (21) (22) (23)	Albert Dabbah - CONFIDENTIAL step again. Q. The \$7 million okay. There was a assume that there's a raid on Hermitage and Firestone Duncan on June 4, 2007. Police come in, execute search warrants, take computers, records, what have you. Assume that there's a reserve taken prior to July 27 of '07 for legal expenses. Would that reserve be appropriate to deal with the expenses of an investigation by the police due to tax affairs? MS. PHILLIPS: Objection to form. MR. WILLSCHER: Objection. A. You're asking you're asking if I understand the question, you're asking me to make certain assumptions? Q. Yes. A. And to give an answer based on that assumptions? Q. Yes. A. I would need to understand more
(2) (3) (4) (5) (6) (7) (8) (9) (10) (11) (12) (13) (14) (15) (16) (17) (18) (19) (20) (21)	Albert Dabbah - CONFIDENTIAL Hermitage Fund for the year-ended 2008. It was certainly written before February 29th, 2008. Q. Well, as of when A. Sorry, I apologize. I apologize. It's MS. PHILLIPS: Let him finish. A. It would have been written prior to the official date of the issuance of this report. Q. And directing your attention to page 13, Bates-stamped 001298, is this document of the 29th of August 2008? MS. PHILLIPS: Objection to form. A. Correct. So it would have been written before that date. Q. As of July 27th, 2007, do you know whether the Hermitage Fund was aware that there was any theft of those subsidiary companies? MS. PHILLIPS: Objection to form. A. This report covers the period February 29, 2007 to February 28, 2008. The date you're referring to would be within that financial	(2) (3) (4) (5) (6) (7) (8) (9) (10) as(11) (12) (13) (14) (15) (16) (17) (18) (19) (20) (21) (22)	Albert Dabbah - CONFIDENTIAL step again. Q. The \$7 million okay. There was a assume that there's a raid on Hermitage and Firestone Duncan on June 4, 2007. Police come in, execute search warrants, take computers, records, what have you. Assume that there's a reserve taken prior to July 27 of '07 for legal expenses. Would that reserve be appropriate to deal with the expenses of an investigation by the police due to tax affairs? MS. PHILLIPS: Objection to form. MR. WILLSCHER: Objection. A. You're asking you're asking if I understand the question, you're asking me to make certain assumptions? Q. Yes. A. And to give an answer based on that assumptions? Q. Yes.

(1) Albert Dabbah - CONFIDENTIAL (2) Q. The reason I'm asking you is because (3) you said that there was a loss due to a legal (4) reserve, which you say is due to costs associated (5) with the recovery of legal ownership. (6) And I want to know if the reserve (7) was taken before the company knew that there was a (7) not know about the problems with the ownership of the words, the reserve was taken for a different (9) words, the reserve was taken for a different (11) reason? (12) MS. PHILLIPS: Objection to form. (13) A. These—these are audited financial statements. That means that there's an independent audit of the accounts, based on the objective evidence that would have been provided to the auditors. (14) to the auditors. (15) MS. PHILLIPS: Objection to form. (16) objective evidence that would have been provided to the auditors. (17) to be assessed in line of what's described in the footnote. (18) The 57 million provision, as arriculated in these financial statements, has to to be assessed in line of what's described in the footnote. (18) Day that footnote is as of August of calling beginning — the financial year (19) Albert Dabbah - CONFIDENTIAL (20) beginning — the financial year (21) MS. PHILLIPS: Objection to form. (22) Q. But that footnote is as of August of calling — beginning — the financial year (22) Q. But that footnote is as of August of calling — beginning — the financial year (23) Objective evidence that would have been subsequent events, that of the provision that was taken for the subsequent events, the could have impacted the amount of the provision that was taken for the reason f		Page 82		Page 84
(2) Q. The reason I'm asking you is because (3) you said that there was a loss due to a legal (4) reserve, which you say is due to costs associated (5) with the recovery of legal ownership. (6) And I want to know if the reserve (7) was taken before the company knew that there was a (8) need to recover legal ownership, whether that (9) would have an impact on your testimony. In other (10) words, the reserve was taken for a different (11) reason? (12) MS. PHILLIPS: Objection to form. (13) A. These — these are audited financial (14) statements. That means that there's an (15) independent audit of the accounts, based on the (16) objective evidence that would have been provided to be assessed in line of what's described in the (12) footnote. (13) a anticulated in these financial statements, has to (14) a to the auditors. (15) independent audit of the accounts based on the (16) objective evidence that would have been provided to a subsequent events that could have been provided to a subsequent events that could have been and the reserve as taken for the conjugation of the accounts and the reserve and the re	(1)	Albert Dabbah - CONFIDENTIAL	(1)	Albert Dabbah - CONFIDENTIAL
(3) you said that there was a loss due to a legal (4) reserve, which you say is due to costs associated (5) with the recovery of legal ownership. (6) And I want to know if the reserve (7) was taken before the company knew that there was a (7) not know about the problems with the ownership of these companies, then the company is well as a content of the provision that there was a (7) not know about the problems with the ownership of these companies with the ownership of these companies with the ownership of these companies with the ownership of the seconds, based on the objective evidence that would have been provided to the auditors. (11) The problems with the ownership of the objective evidence that would have been provided to the auditors. (12) Dearn that footnote is as of August of country 2008. (13) Os. PHILLIPS: Objection to form. (14) Albert Dabbah - CONFIDENTIAL (15) Deginning 29th of February 2007 and ending 29th of Sobrewen February 2008 and August 2008, potentially it could have been amount of the provision that there was no adjustments to those financial statements as a result of subsequent events the provision, as articulated in the footnote, has to be set in light of what's described in the footnote, has to be set in light of what's described of in the footnote, has to be set in light of what's described of the reserve, and the reserve was taken, and events as of October show that there is a problem with the ownership of the covered, correct? (21) MS. PHILLIPS: Objection to form. (22) MS. PHILLIPS: Objection to form. (23) MS. PHILLIPS: Objection to form. (24) A. That footnote covers the period dating - beginning - the financial year (25) MS. PHILLIPS: Objection to form. (26) MR. WILLSCHER: Same. Page 83 (10) Albert Dabbah - CONFIDENTIAL (11) Albert Dabbah - CONFIDENTIAL (12) Albert Dabbah - CONFIDENTIAL (23) MS. PHILLIPS: Objection to form. (24) MS. PHILLIPS: Objection to form. (25) MR. WILLSCHER: Same. (26) MR. WILLSCHER: Same.		O. The reason I'm asking you is because		
(4) reserve, which you say is due to costs associated (5) with the recovery of legal ownership. (6) And I want to know if the reserve (6) Q. We've been told that Hermitage did (7) was taken before the company knew that there was a (7) not know about the problems with the ownership of these companies and the reserve was taken for a different words, the reserve was taken for the different words, the reserve was taken for the season? 121				Q. July I'm sorry, July 27, 2007. I
(5) A. Yeah, okay. (6) A. Veah, okay. (7) was taken before the company knew that there was a (7) not know about the problems with the ownership of the ownership owner		•		
(8) need to recover legal ownership, whether that (9) would have an impact on your testimony. In other (10) words, the reserve was taken for a different (11) reason? (12) MS. PHILLIPS: Objection to form. (13) A. These—these are audited financial (14) statements. That means that there's an (15) independent audit of the accounts, based on the objective evidence that would have been provided (16) objective evidence that would have been provided (17) to the auditors. (18) The \$7 million provision, as articulated in these financial statements, has to 00 be assessed in line of what's described in the (121) footnote. (122) Q. But that footnote is as of August of (123) 0%, correct? (14) A. That footnote covers the period (15) Adjust 2008, potentially it could have been subsequent events that could have impacted the ound of the provision that was taken for the (16) subsequent events that could have been subsequent events that could have impacted the ound of the provision that there was no adjustments to both soe financial statements as a result of subsequent events, the provision, as articulated in the footnote, has to be set in light of what's described by the independent auditors. (12) Albert Dabbah - CONFIDENTIAL (12) beginning 29th of February 2008. (13) Given that there was no adjustments to both soe financial statements as a result of subsequent events, the provision, as articulated in the footnote, has to be set in light of what's described by the independent auditors. (14) Q. I think I follow. (15) If management informed the auditors as to the reason for the reserve, and the reserve was taken, and events as of October show that there is a problem with the ownership of the companies, then that would be within the period covered, correct? (12) MS, PHILLIPS: Object to form. (18) MS, PHILLIPS: Object to form. (19) Wee also have testimony to the was related to the ax investigation, rather than (14) there was a loss based on tout easy relicated with the tax investigation, rather than (19) was taken, and very testimony		• •	(5)	•
(8) these companies until October. (9) would have an impact on your testimony. In other draw of the reserve was taken for a different reason? (11) words, the reserve was taken for a different reason? (12) MS. PHILLIPS: Objection to form. (13) A. These – these are audited financial statements. That means that there's an independent audit of the accounts, based on the objective evidence that would have been provided to the auditors. (18) The \$7 million provision, as a riculated in these financial statements, has to be set in light of what's described in the footnote, and the fere is a problem with the ownership of the year-ended 29th of February 2008 and August 2008, potentially it could have been so discribed by the independent auditors. (19) Albert Dabbah - CONFIDENTIAL of the year-ended 29th of February 2008 and (1) subsequent events, the provision, as a riculated in the rews no adjustments as to the reason for the reserve, and the reserve was taken, and events as of October show that there is a problem with the ownership of the companies, then that would be within the period covered, correct? (21) MS, PHILLIPS: Objection to form. (12) Albert Dabbah - CONFIDENTIAL obginning 29th of February 2008 and (1) So between February 2008 and (2) If that footnote was shown to be (3) Given that there was no adjustments as the there is a problem with the ownership of the companies, then that would be within the period covered, correct? (12) MR, WILLSCHER: Same. (13) We also have essentiout to you is: Would in the Albert Dabbah on to your testimony? (14) My question to you is: Would in the precise and the text in would financial tatements, as to the reason for the reserve, and the reserve was taken, or the provision that was taken for the year-ended 29th of February 2008. (14) Albert Dabbah - CONFIDENTIAL (1) Albert Dabbah - CONFIDENTIAL (2) A. Can you repeat the question is	(6)	• •	(6)	· · · · · · · · · · · · · · · · · · ·
(3) We also have testimony that they words, the reserve was taken for a different grazon? (11) respon? (12) MS, PHILLIPS: Objection to form. (13) A. These — these are audited financial statements. That means that there's an independent audit of the accounts, based on the objective evidence that would have been provided (15) objective evidence that would have been provided (17) to the auditors. (18) The \$7 million provision, as articulated in these financial statements, has to the auditors. (19) a articulated in these financial statements, has to do adating — beginning — the financial year (20) De assessed in line of what's described in the (21) footnote. (21) Q. But that footnote covers the period (22) Q. But that footnote covers the period (23) were sent noices about court cases in July. (11) My question to your; would in the trace remotes a taken (14) the recovery of the three companies? (12) MS, PHILLIPS: Objection to form. (13) to deal with the tax investigation, rather than (14) the recovery of the three companies? (14) the recovery of the three companies? (15) MS, PHILLIPS: Objection to form. (16) where is a footnote was taken on the (20) and the same aptroaction that I have available to me as reflected in those footnotes, I (21) anot make a presumptions that that provision was not make for any reasons, other than the one as a riculated in that footnote were in error, would that change your testimony? (22) Q. And if that footnote were in error, would that change your testimony? (23) MS, PHILLIPS: Objection to form. (24) MS, PHILLIPS: Objection to form. (25) MR, WILLSCHER: Same. (26) MR, WILLSCHER: Some. (27) A. Based on the information that I have available to me as reflected in those footnotes, I (21) anot make a presumptions that that provision was a reculated in that footnote. (25) MR, WILLSCHER: Some. (26) MR, WILLSCHER: Objection to form. (27) MS, PHILLIPS: Objection to form. (28) MR, WILLSCHER: Some. (29) MR, WILLSCHER: Some. (19) Male westinnon; Male MR, WILLSCHER: Some. (10) Wrese	(7)	was taken before the company knew that there was	a (7)	not know about the problems with the ownership of
(10) words, the reserve was taken for a different reason? (12) MS. PHILLIPS: Objection to form. (13) A. These – these are audited financial statements. That means that there's an objective evidence that would have been provided to the auditors. (14) The ST million provision, as a result of footnote. (15) adapting – the financial statements, has to be set in line of what's described in the footnote, has been provided atting – beginning – the financial year (15) MS. PHILLIPS: Objection to form. (16) Objective evidence that would have been provided to the auditors. (17) A. Based on the information that I have available to me as a reflected in those footnotes, I cannot make a presumptions that that provision was not made for any reasons, other than the one as a raticulated in that footnote were in error, would that change your testimony? (18) Albert Dabbah - CONFIDENTIAL beginning – the financial year Page 83 (1) Albert Dabbah - CONFIDENTIAL beginning – the financial year Page 83 (1) Albert Dabbah - CONFIDENTIAL beginning – the financial year Page 83 (1) Albert Dabbah - CONFIDENTIAL beginning – the financial year Page 85 (1) Albert Dabbah - CONFIDENTIAL beginning – the financial year Page 85 (1) Albert Dabbah - CONFIDENTIAL beginning – the financial year Page 85 (1) Albert Dabbah - CONFIDENTIAL beginning – the financial year Page 86 (1) Albert Dabbah - CONFIDENTIAL beginning – the financial year Page 87 (1) Albert Dabbah - CONFIDENTIAL beginning – the financial year Page 88 (1) Albert Dabbah - CONFIDENTIAL beginning – the financial year Page 89 (1) Albert Dabbah - CONFIDENTIAL beginning – the financial year Page 89 (1) Albert Dabbah - CONFIDENTIAL beginning – the financial year Page 89 (1) Albert Dabbah - CONFIDENTIAL beginning – the financial year Page 80 (2) And if that footnote were in error, would that change your testimony? (2) And if that footnote were in error, would that change your testimony? (2) And if that footnote were in error, would that change your testimony? (2) And I that footnote	(8)	need to recover legal ownership, whether that	(8)	these companies until October.
(11) reason? (12) MS. PHILLIPS: Objection to form. A. These - these are audited financial (14) statements. That means that there's an independent audit of the accounts, based on the objective evidence that would have been provided (17) to the auditors. (18) The \$7\$ million provision, as articulated in these financial statements, has to be assessed in line of what's described in the footnote. (19) But that footnote is as of August of (22) Q. But that footnote covers the period dating beginning the financial year Page 83 (11) Abbert Dabbah - CONFIDENTIAL beginning 29th of February 2008 and August 2008, potentially it could have been count of the provision that was taken for the syear-ended 29th of February 2008. (11) Sobetween February 2008 and (12) bit of the amount of the provision that was taken for the syear-ended 29th of February 2008. (13) Given that there was no adjustments to those financial statements as a result of subsequent events that could have been provision that was taken of the amount of the provision that was taken of the syear-ended 29th of February 2008. (12) Given that there was no adjustments to those financial statements as a result of subsequent events, the provision, as a result of the feotnote, has to be set in light of what's described by the independent auditors. (12) If management informed the auditors as to the reason for the reserve, and the reserve was taken, and events as of October show that there was no dijustments to companies, then that would be within the period covered, correct? (17) MS. PHILLIPS: Objection to form. (18) MS. PHILLIPS: Objection to form. (19) MS. PHILLIPS: Objection to form. (20) You were called to testify that the footnote, as the factual information provision was articulated in that footnote were in error, would that change the impact of the factual information provided in the footnote is incorrect, w	(9)	would have an impact on your testimony. In other	(9)	We also have testimony that they
(12) MS. PHILLIPS: Objection to form. (13) A. These these are audited financial statements. That means that there was no adjustments (14) statements (15) independent audit of the accounts, based on the objective evidence that would have been provided (17) to the auditors. (18) The \$7 million provision, as articulated in these financial statements, has to be assessed in line of what's described in the (12) posterior (12) (13) (14) (15) (15) (15) (15) (15) (15) (15) (15	(10)	words, the reserve was taken for a different	(10)	were sent notices about court cases in July.
(13) A. These -r these are audited financial statements. That means that there's an independent audit of the accounts, based on the 161 objective evidence that would have been provided to the auditors. (18) The \$7 million provision, as articulated in these financial statements, has to be assessed in line of what's described in the 221 footnote. (20) Q. But that footnote is as of August of 222 Q. Paut that footnote is as of August of 231 dating beginning the financial year 242 footnote. Page 83		reason?		My question to you is: Would it
(14) statements. That means that there's an independent audit of the accounts, based on the objective evidence that would have been provided (15) (16) objective evidence that would have been provided (17) (18) The \$7 million provision, as (17) (19) articulated in these financial statements, has to (20) be assessed in line of what's described in the footnote. (21) footnote. (22) Q. But that footnote is as of August of (23) (23) '08, correct?' (24) A. That footnote covers the period (24) (25) dating beginning the financial year (26) Epinary 2008. (27) A. Based on the information that I have available to me as reflected in those footnotes, I (21) articulated in that footnote. (21) articulated in that footnote. (22) Q. But that footnote is as of August of (24) (25) articulated in that footnote. (22) Q. But that footnote covers the period (24) MS. PHILLIPS: Objection to form. (23) Would that change your testimony? (24) A. Can you repeat the question. (25) MS. PHILLIPS: Objection to form. (26) MS. PHILLIPS: Objection to form. (27) A. If I understand the question is (28) described by the independent auditors as to the reason for the reserve, and the reserve was taken, and events as of October show that there is a problem with the ownership of the three is a problem with the ownership of the three is a problem with the ownership of the companies, then that would be within the period covered, correct? (28) MR. WILLSCHER: Same. (19) MR. WILLSCHER: Join. (10) A. Based on the information that I have available to me as reflected in those footnotes, I (29) available to me as reflected in those footnotes, I (29) available to me as reflected in those footnotes, I (29) available to me as reflected in those footnotes, I (29) available to me as reflected in those footnotes, I (20) available to me as reflected in those footnotes, I (21) available to me as reflected in those footnotes. (21) MS. PHILLIPS: Objection to form. (22) MR. WILLSCHER: Same. (23) MS. PHILLIPS: Objection to form. (24) A. Can		MS. PHILLIPS: Objection to form.	_	
(15) independent audit of the accounts, based on the objective evidence that would have been provided (16) to the auditors. (18) The \$7 million provision, as (18) articulated in these financial statements, has to (20) be assessed in line of what's described in the footnote. (121) footnote. (122) Q. But that footnote is as of August of (22) (23) (24) A. That footnote covers the period (24) dating beginning the financial year (15) Albert Dabbah - CONFIDENTIAL (20) beginning 29th of February 2007 and ending 29th (3) February 2008. (16) August 2008, potentially it could have been subsequent events that could have impacted the amount of the provision that was taken for the (8) year-ended 29th of February 2008. (19) Given that there was no adjustments (10) to those financial statements as a result of (11) subsequent events, the provision, as articulated in that footnote was shown to be (12) may 2008. (19) Given that there was no adjustments (10) to those financial statements as a result of (11) time footnote, has to be set in light of what's described by the independent auditors. (12) If management informed the auditors as to the reason for the reserve, and the reserve was taken, and events as of October show that there is a problem with the ownership of the there is a problem with the ownership of the there is a problem with the ownership of the companies, then that would be within the period covered, cornect? (12) MS. PHILLIPS: Objection to form. (13) MS. PHILLIPS: Objection to form. (19) available to me as reflected in those fountations available to me as reflected in those fountations that that provision wa available to me as reflected in those fountations that that provision wa available to me as reflected in those fountone. (19) A. Based on the information that that provision wa available to me as reflected in those fountone. (19) MR. WILSCHER: Same. (19) A. Based on the information that that provision wa available to me as reflected in those fountone. (19) A. Based on the information that tha	(13)	A. These these are audited financial	(13)	to deal with the tax investigation, rather than
(16) objective evidence that would have been provided (17) to the auditors. (18) The \$7 million provision, as articulated in these financial statements, has to be assessed in line of what's described in the (20) be assessed in line of what's described in the (21) footnote. (22) Q. But that footnote is as of August of (22) Q. But that footnote covers the period dating beginning the financial year (23) Value (24) MS. PHILLIPS: Objection to form. (24) A. That footnote covers the period dating beginning the financial year Page 83 (1) Albert Dabbah - CONFIDENTIAL (25) MR. WILLSCHER: Same. Page 85 (1) Albert Dabbah - CONFIDENTIAL (26) beginning 29th of February 2007 and ending 29th of February 2008 and (27) subsequent events that could have been subsequent events that could have been (27) amount of the provision that was taken for the year-ended 29th of February 2008. (3) Given that there was no adjustments (3) described by the independent auditors. (4) If in an agement informed the auditors as to the reason for the reserve, and the reserve was taken, and events as of October show that there is a problem with the ownership of the cropanies, then that would be within the period (27) that footnote. (28) MR. WILLSCHER: John A. Based on the information that I have an import on the a reflected in those fonototes. (19) cannot make a presumptions that that provision wa anticulated in the footnote ware serely end that the footnote ware in error, would that change your testimony? (24) MS. PHILLIPS: Objection to form. (25) MR. WILLSCHER: John A. Based on the information that I have an import on the articulated in the footnote were in error, would that change your testimony? (24) MS. PHILLIPS: Object to form. (25) MR. WILLSCHER: John A. Can you repeat the question. (27) A. Can you repeat the question. (28) Governed and ending 29th of Eebruary 2008 and (29) your testimony? (29) February 2008. (10) MS. PHILLIPS: Objection to form. (29) Objection to form. (29) Footnote is incorrect, would that change the impact of yo	(14)		(14)	•
(17) to the auditors. (18) The \$7 million provision, as articulated in these financial statements, has to be assessed in line of what's described in the (20) not made for any reasons, other than the one as effected in those footnotes, I (21) articulated in the beautiful the control of the provision was available to me as reflected in those footnotes, I (22) articulated in that footnote. (22) Q. But that footnote is as of August of (22) (23) would that change your reasons, other than the one as a result of (24) MS. PHILLIPS: Objection to form. (25) dating beginning the financial year (24) MS. PHILLIPS: Objection to form. (26) Page 83 (11) Albert Dabbah - CONFIDENTIAL (22) beginning 29th of February 2007 and ending 29th of February 2008 and (5) August 2008, potentially it could have been (6) subsequent events that could have impacted the amount of the provision that was taken for the year-ended 29th of February 2008. (29) Given that there was no adjustments (31) wosequent events, the provision, as articulated in that footnote. (21) A. That footnote were in error, (23) would that change your testimony? (24) MS. PHILLIPS: Objection to form. (25) MR. WILLSCHER: Same. Page 85 (11) Albert Dabbah - CONFIDENTIAL (1) Albert Dabbah - CONFIDENTIAL (1) false as to dates, would that change the impact of (5) your testimony? (6) MS. PHILLIPS: Objection to form. (7) A. If I understand the question is (8) is the factual information provided in the footnote, has to be set in light of what's described by the independent auditors. (10) to those financial statements as a result of (10) testimony. (11) Can I ask you why are you asking that question to me? (12) the described by the independent auditors as to the reason for the reserve, and the reserve was taken, and events as of October show that there is a problem with the ownership of the companies, then that would be within the period covered, correct? (12) MS. PHILLIPS: Object to form. (13) Q. You were called to testify that (14) there was a loss based on costs associat		•		MS. PHILLIPS: Objection to form.
(18) The \$7 million provision, as articulated in these financial statements, has to (20) be assessed in line of what's described in the footnote. (21) cannot make a presumptions that that provision was cannot make a presumptions that ther one as cannot make a presumptions that that provision was cannot make a presumptions that ther one as cannot make a presumptions that there in a proselom with the one as reflected in the contonte. (22) Q. But that footnote covers the period dating - Post present period decrease. (1) Albert Dabbah - Convertinally it could have been subsequent events that could have impacted the admitions and the provision that was taken for		1	(16)	MR. WILLSCHER: Join.
(19) articulated in these financial statements, has to (20) be assessed in line of what's described in the (21) footnote. (22) Q. But that footnote is as of August of (22) Q. And if that footnote were in error, (23) (24) MS. PHILLIPS: Objection to form. (25) dating beginning the financial year (25) MR. WILLSCHER: Same. Page 83 (1) Albert Dabbah - CONFIDENTIAL beginning 29th of February 2007 and ending 29th of So between February 2008 and (5) August 2008, potentially it could have been subsequent events that could have impacted the amount of the provision that was taken for the subsequent events that there was no adjustments (12) in the footnote, has to be set in light of what's described by the independent auditors. (14) Q. I think I follow. (15) If management informed the auditors as to the reason for the reserve, and the reserve was taken, and events as a of October show that there is a problem with the ownership of the companies, then that would be within the period covered, correct? (26) Base articulated in that footnote. (27) Q. And if that footnote were in error, articulated in that footnote were in error, would that change your testimony? (24) MS. PHILLIPS: Objection to form. (25) MR. WILLSCHER: Same. Page 85 (11) Albert Dabbah - CONFIDENTIAL (12) A. Can you repeat the question. (23) Q. If that footnote was shown to be (24) false as to dates, would that change the impact of (25) your testimony? (24) A. Can you repeat the question. (25) MR. PHILLIPS: Objection to form. (26) MS. PHILLIPS: Objection to form. (27) A. If I understand the question is is the factual information provided in the (9) footnote is incorrect, would that change my testimony? (26) MS. PHILLIPS: Objection to form. (27) MS. PHILLIPS: Objection. Form. (28) in the footnote was shown to be (10) where the question is is the factual information provided in the (10) where the factual information provided in the (10) where the factual information provided in the (10) where the factual information provided in the				
(20) be assessed in line of what's described in the footnote. (21) footnote. (22) Q. But that footnote is as of August of (23) would that change your testimony? (24) A. That footnote covers the period (24) MS. PHILLIPS: Objection to form. (25) dating beginning the financial year (26) Page 83 (11) Albert Dabbah - CONFIDENTIAL beginning 29th of February 2007 and ending 29th of February 2008. (31) February 2008. (41) So between February 2008 and (42) August 2008, potentially it could have been subsequent events that could have been subsequent events that could have been (43) amount of the provision that was taken for the example 29th of February 2008. (49) Given that there was no adjustments (10) to those financial statements as a result of (11) subsequent events, the provision, as articulated in that footnote were in error, would that change your testimony? (22) MR. WILLSCHER: Same. Page 83 Page 85 (12) Albert Dabbah - CONFIDENTIAL (1) Albert Dabbah - CONFIDENTIAL (2) February 2008. (32) Q. If that footnote were in error, would that change your testimony? (33) Page 85 (41) Albert Dabbah - CONFIDENTIAL (1) Albert Dabbah - CONFIDENTIAL (2) A. Can you repeat the question. (33) Q. If that footnote was shown to be (4) false as to dates, would that change the impact of (5) your testimony? (42) MS. PHILLIPS: Objection to form. (43) Albert Dabbah - CONFIDENTIAL (1) Albert Dabbah -		*		
(21) footnote. (22) Q. But that footnote is as of August of (23) '08, correct? (24) A. That footnote covers the period (24) MS. PHILLIPS: Objection to form. (25) dating beginning the financial year Page 83 Page 85 (1) Albert Dabbah - CONFIDENTIAL (2) beginning 29th of February 2007 and ending 29th of So between February 2008 and (5) August 2008, potentially it could have been (6) subsequent events that could have impacted the (7) amount of the provision that was taken for the (8) year-ended 29th of February 2008. (9) Given that there was no adjustments (10) to those financial statements as a result of (11) subsequent events, the provision, as articulated in the footnote. (12) If management informed the auditors as to the reason for the reserve, and the reserve (17) was taken, and events as of October show that there is a problem with the ownership of the companies, then that would be within the period covered, correct? (12) MS. PHILLIPS: Object to form. (21) MS. PHILLIPS: Object to form. (22) MR. WILLSCHER: Same. (22) MR. WILLSCHER: Same. (22) MR. WILLSCHER: Same. (22) And if that footnote were in error, (22) And if that footnote were in error, (22) And if that footnote were in error, (24) MS. PHILLIPS: Objection to form. (24) MS. PHILLIPS: Objection to form. (25) MR. WILLSCHER: Same. Page 85 (1) Albert Dabbah - CONFIDENTIAL (1) Albert Dabbah - CONFI		· · · · · · · · · · · · · · · · · · ·		
(22) Q. And if that footnote were in error, (23) (98, correct? (24) A. That footnote covers the period (25) dating beginning the financial year Page 83 (1) Albert Dabbah - CONFIDENTIAL (2) beginning 29th of February 2007 and ending 29th of So between February 2008 and (3) February 2008. (4) So between February 2008 and (5) August 2008, potentially it could have been amount of the provision that was taken for the year-ended 29th of February 2008. (9) Given that there was no adjustments (10) to those financial statements as a result of (11) subsequent events, the provision, as articulated (12) in the footnote, has to be set in light of what's (13) described by the independent auditors. (16) as to the reason for the reserve, and the reserve (17) was taken, and events as of October show that (18) there is a problem with the ownership of the (19) covered, correct? (21) MS. PHILLIPS: Object to form. (22) MR. WILLSCHER: Same. (22) Q. And if that footnote were in error, would that change your testimony? (24) MS. PHILLIPS: Objection to form. (11) Albert Dabbah - CONFIDENTIAL (12) A. Can you repeat the question. (23) Q. If that footnote was shown to be (4) false as to dates, would that change the impact of (5) your testimony? (6) MS. PHILLIPS: Objection to form. (7) A. If I understand the question is (8) is the factual information provided in the footnote is incorrect, would that change my testimony? (10) testimony. (11) Can I ask you why are you asking that question to me? (12) was a loss based on costs associated with (15) legal actions relating to the recovery of legal (16) ownership and the directorship, okay? (17) MS. PHILLIPS: Objection. Form. (18) Q. If, in fact, the costs were related (19) to the defense of tax fraud investigation, would that have an impact on your testimony? (20) that have an impact on your testimony? (21) MS. PHILLIPS: Objection to form.		be assessed in line of what's described in the		· · · · · · · · · · · · · · · · · · ·
(23) Would that change your testimony? (24) A. That footnote covers the period (25) dating beginning the financial year Page 83 (1) Albert Dabbah - CONFIDENTIAL (2) beginning 29th of February 2007 and ending 29th (3) February 2008. (4) So between February 2008 and (5) August 2008, potentially it could have been (6) subsequent events that could have impacted the (7) amount of the provision that was taken for the (8) year-ended 29th of February 2008. (9) Given that there was no adjustments (10) to those financial statements as a result of (11) subsequent events, the provision, as articulated (12) in the footnote, has to be set in light of what's (13) described by the independent auditors. (14) Q. I think I follow. (15) If management informed the auditors (16) as to the reason for the reserve, and the reserve (17) was taken, and events as of October show that (18) there is a problem with the ownership of the (19) covered, correct? (21) MS. PHILLIPS: Object to form. (22) MR. WILLSCHER: Same. (23) Would that change your testimony? (21) MS. PHILLIPS: Objection to form. (25) MR. WILLSCHER: Same. (14) Albert Dabbah - CONFIDENTIAL (15) A. Can you repeat the question. (26) A. Can you repeat the question. (3) Q. If that footnote was shown to be (4) false as to dates, would that change the impact of (5) your testimony? (6) MS. PHILLIPS: Objection to form. (7) A. If I understand the question is (8) is the factual information provided in the (9) footnote is incorrect, would that change my (10) testimony. (11) Can I ask you why are you asking (12) that question to me? (12) ownership and the directorship, okay? (17) MS. PHILLIPS: Objection. Form. (18) Q. If, in fact, the costs were related (19) to the defense of tax fraud investigation, would (19) to the defense of tax fraud investigation to form. (20) overed, correct? (21) MS. PHILLIPS: Objection to form.		footnote.	(21)	
(24) A. That footnote covers the period dating beginning the financial year Page 83 (1) Albert Dabbah - CONFIDENTIAL (2) beginning 29th of February 2007 and ending 29th of February 2008. (3) February 2008. (4) So between February 2008 and (5) August 2008, potentially it could have been (6) subsequent events that could have impacted the year-ended 29th of February 2008. (8) Given that there was no adjustments (9) Given that there was no adjustments (10) to those financial statements as a result of subsequent events, the provision, as articulated (12) in the footnote, has to be set in light of what's (13) described by the independent auditors (14) Up the finangement informed the auditors (15) If management informed the auditors (16) as to the reason for the reserve, and the reserve (17) was taken, and events as of October show that (18) there is a problem with the ownership of the covered, correct? (21) MS. PHILLIPS: Object to form. (22) MR. WILLSCHER: Same.	(22)		(22)	
Page 83 (1) Albert Dabbah - CONFIDENTIAL (2) beginning 29th of February 2007 and ending 29th (3) February 2008. (4) So between February 2008 and (5) August 2008, potentially it could have been (6) subsequent events that could have impacted the (7) amount of the provision that was taken for the (8) year-ended 29th of February 2008. (9) Given that there was no adjustments (10) to those financial statements as a result of (11) subsequent events, the provision, as articulated (12) in the footnote, has to be set in light of what's (13) described by the independent auditors. (14) Q. I think I follow. (15) If management informed the auditors (16) as to the reason for the reserve, and the reserve (17) was taken, and events as of October show that (18) there is a problem with the ownership of the (19) companies, then that would be within the period (20) covered, correct? (21) MS. PHILLIPS: Object to form. (22) MR. WILLSCHER: Same. (25) MR. WILLSCHER: Same. Page 85 (1) Albert Dabbah - CONFIDENTIAL (1) A. Can Yound that change the impact of (2) MS. PHILLIPS: Objection to form. (10) MS. PHILLIPS: Objection to form. (11) Can I ask you why are you asking that question to me? (12) that question to me? (13) Q. You were called to testify that (14) there was a loss based on costs		'08, correct?	(23)	
Page 83 (1) Albert Dabbah - CONFIDENTIAL (2) beginning 29th of February 2007 and ending 29th of February 2008 and (3) February 2008. (4) So between February 2008 and (5) August 2008, potentially it could have been of the great events that could have impacted the amount of the provision that was taken for the year-ended 29th of February 2008. (9) Given that there was no adjustments of those financial statements as a result of to those financial statements as a result of in the footnote, has to be set in light of what's of described by the independent auditors. (14) Q. I think I follow. (15) If management informed the auditors as to the reason for the reserve, and the reserve that would be within the period covered, correct? (12) MS. PHILLIPS: Object to form. (18) there is a problem with the ownership of the companies, then that would be within the period covered, correct? (11) Albert Dabbah - CONFIDENTIAL (12) A. Can you repeat the question. (3) Q. If that footnote was shown to be (4) false as to dates, would that change the impact of the impact of the factual information provided in the (9) footnote is incorrect, would that change my (10) testimony. (11) Can I ask you why are you asking that question to me? (12) that question to me? (13) Q. You were called to testify that (14) there was a loss based on costs associated with (15) legal actions relating to the recovery of legal (16) ownership and the directorship, okay? (17) MS. PHILLIPS: Objection. Form. (18) Q. If, in fact, the costs were related (19) to the defense of tax fraud investigation, would that have an impact or your testimony? (21) MS. PHILLIPS: Objection to form. (22) MR. WILLSCHER: Same.	(24)	-	(24)	· ·
(1) Albert Dabbah - CONFIDENTIAL (2) beginning 29th of February 2007 and ending 29th (3) February 2008. (4) So between February 2008 and (5) August 2008, potentially it could have been (6) subsequent events that could have impacted the (7) amount of the provision that was taken for the (8) year-ended 29th of February 2008. (9) Given that there was no adjustments (10) to those financial statements as a result of (11) subsequent events, the provision, as articulated (12) in the footnote, has to be set in light of what's (13) described by the independent auditors. (14) Q. I think I follow. (15) If management informed the auditors (16) as to the reason for the reserve, and the reserve (17) was taken, and events as of October show that there is a problem with the ownership of the (19) companies, then that would be within the period (20) covered, correct? (21) MS. PHILLIPS: Object to form. (22) MR. WILLSCHER: Same. (10) Albert Dabbah - CONFIDENTIAL (11) Albert Dabbah - CONFIDENTIAL (12) A. Can you repeat the question. (3) Q. If that footnote was shown to be (4) false as to dates, would that change the impact of (5) your testimony? (6) MS. PHILLIPS: Objection to form. (7) A. If I understand the question is (8) is the factual information provided in the (9) footnote is incorrect, would that change my (10) testimony. (11) Can I ask you why are you asking (12) that question to me? (13) Q. You were called to testify that (14) there was a loss based on costs associated with (15) legal actions relating to the recovery of legal (16) ownership and the directorship, okay? (17) MS. PHILLIPS: Objection. Form. (18) to the defense of tax fraud investigation, would (19) to the defense of tax fraud investigation of the that have an impact on your testimony? (20) that have an impact on your testimony? (21) MS. PHILLIPS: Objection to form.	(25)	dating beginning the financial year	(25)	MR. WILLSCHER: Same.
(2) beginning 29th of February 2007 and ending 29th of (2) (3) February 2008. (4) So between February 2008 and (5) August 2008, potentially it could have been (6) subsequent events that could have impacted the (7) amount of the provision that was taken for the (8) year-ended 29th of February 2008. (9) Given that there was no adjustments (10) to those financial statements as a result of (11) subsequent events, the provision, as articulated (12) in the footnote, has to be set in light of what's (13) described by the independent auditors. (14) Q. I think I follow. (15) If management informed the auditors (16) as to the reason for the reserve, and the reserve (17) was taken, and events as of October show that (18) there is a problem with the ownership of the (19) companies, then that would be within the period (20) covered, correct? (21) MS. PHILLIPS: Object to form. (22) MR. WILLSCHER: Same. (14) false as to dates, would that change the impact of (15) your testimony? (16) MS. PHILLIPS: Objection to form. (17) A. If I understand the question is (18) is the factual information provided in the (19) footnote is incorrect, would that change my (10) testimony. (11) Can I ask you why are you asking (12) that question to me? (13) Q. You were called to testify that (14) there was a loss based on costs associated with (15) legal actions relating to the recovery of legal (16) ownership and the directorship, okay? (17) MS. PHILLIPS: Objection. Form. (18) Q. If, in fact, the costs were related (19) to the defense of tax fraud investigation, would (20) that have an impact on your testimony? (21) MS. PHILLIPS: Objection to form. (22) MR. WILLSCHER: Same.		Page 83		Page 85
(3) G. If that footnote was shown to be (4) So between February 2008 and (5) August 2008, potentially it could have been (6) subsequent events that could have impacted the (7) amount of the provision that was taken for the (8) year-ended 29th of February 2008. (9) Given that there was no adjustments (10) to those financial statements as a result of (11) subsequent events, the provision, as articulated (12) in the footnote, has to be set in light of what's (13) described by the independent auditors. (14) Q. I think I follow. (15) If management informed the auditors (16) as to the reason for the reserve, and the reserve (17) was taken, and events as of October show that (18) there is a problem with the ownership of the (19) companies, then that would be within the period (20) covered, correct? (21) MS. PHILLIPS: Object to form. (22) MR. WILLSCHER: Same. (3) Q. If that footnote was shown to be (4) false as to dates, would that change the impact of (5) your testimony? (6) MS. PHILLIPS: Objection to form. (7) A. If I understand the question is (8) is the factual information provided in the (9) footnote is incorrect, would that change my (10) testimony. (11) Can I ask you why are you asking (12) that question to me? (13) Q. You were called to testify that (14) there was a loss based on costs associated with (15) legal actions relating to the recovery of legal (16) ownership and the directorship, okay? (17) MS. PHILLIPS: Objection. Form. (18) there is a problem with the ownership of the (19) to the defense of tax fraud investigation, would (20) that have an impact on your testimony? (21) MS. PHILLIPS: Objection to form. (22) MR. WILLSCHER: Same.	(1)	Albert Dabbah - CONFIDENTIAL	(1)	Albert Dabbah - CONFIDENTIAL
(4) So between February 2008 and (5) August 2008, potentially it could have been (6) subsequent events that could have impacted the (7) amount of the provision that was taken for the (8) year-ended 29th of February 2008. (9) Given that there was no adjustments (10) to those financial statements as a result of (11) subsequent events, the provision, as articulated (12) in the footnote, has to be set in light of what's (13) described by the independent auditors. (14) Q. I think I follow. (15) If management informed the auditors (16) as to the reason for the reserve, and the reserve (17) was taken, and events as of October show that (18) there is a problem with the ownership of the (19) companies, then that would be within the period (20) covered, correct? (21) MS. PHILLIPS: Object to form. (22) MR. WILLSCHER: Same. (4) false as to dates, would that change the impact of (5) your testimony? (6) MS. PHILLIPS: Objection to form. (7) A. If I understand the question is (8) is the factual information provided in the (9) footnote is incorrect, would that change the impact of (5) your testimony? (11) Landerstand the question is (8) is the factual information provided in the (9) footnote is incorrect, would that change the impact on (11) the case of management in the question is (12) testimony. (13) Can I ask you why are you asking (14) there was a loss based on costs associated with (15) legal actions relating to the recovery of legal (16) ownership and the directorship, okay? (17) MS. PHILLIPS: Objection. Form. (18) Q. If, in fact, the costs were related (19) to the defense of tax fraud investigation, would (20) that have an impact on your testimony? (21) MS. PHILLIPS: Objection to form. (22) MR. WILLSCHER: Same.	(2)	beginning 29th of February 2007 and ending 29th	of (2)	A. Can you repeat the question.
(5) August 2008, potentially it could have been subsequent events that could have impacted the (7) amount of the provision that was taken for the year-ended 29th of February 2008. (8) Given that there was no adjustments (10) to those financial statements as a result of subsequent events, the provision, as articulated in the footnote, has to be set in light of what's described by the independent auditors. (14) Q. I think I follow. (15) If management informed the auditors (16) as to the reason for the reserve, and the reserve (17) was taken, and events as of October show that there is a problem with the ownership of the (19) companies, then that would be within the period (20) covered, correct? (12) MS. PHILLIPS: Object to form. (12) MR. WILLSCHER: Same. (5) MS. PHILLIPS: Objection to form. (6) MS. PHILLIPS: Objection to form. (7) A. If I understand the question is (8) is the factual information provided in the (10) testimony. (11) Can I ask you why are you asking (12) that question to me? (13) Q. You were called to testify that (14) there was a loss based on costs associated with (15) legal actions relating to the recovery of legal (16) ownership and the directorship, okay? (17) MS. PHILLIPS: Objection. Form. (18) Q. If, in fact, the costs were related (19) to the defense of tax fraud investigation, would (20) that have an impact on your testimony? (21) MS. PHILLIPS: Objection to form. (22) MR. WILLSCHER: Same.	(3)	February 2008.	(3)	Q. If that footnote was shown to be
subsequent events that could have impacted the amount of the provision that was taken for the year-ended 29th of February 2008. (8)	(4)	So between February 2008 and	(4)	false as to dates, would that change the impact of
(7) amount of the provision that was taken for the (8) year-ended 29th of February 2008. (9) Given that there was no adjustments (10) to those financial statements as a result of (11) subsequent events, the provision, as articulated (12) in the footnote, has to be set in light of what's (13) described by the independent auditors. (14) Q. I think I follow. (15) If management informed the auditors (16) as to the reason for the reserve, and the reserve (17) was taken, and events as of October show that (18) there is a problem with the ownership of the (19) covered, correct? (10) testimony. (11) Can I ask you why are you asking (12) that question to me? (13) Q. You were called to testify that (14) there was a loss based on costs associated with (15) legal actions relating to the recovery of legal (16) ownership and the directorship, okay? (17) MS. PHILLIPS: Objection. Form. (18) Q. If, in fact, the costs were related (19) to the defense of tax fraud investigation, would (20) covered, correct? (21) MS. PHILLIPS: Object to form. (22) MR. WILLSCHER: Same. (7) A. If I understand the question is (8) is the factual information provided in the (9) footnote is incorrect, would that change my (10) testimony. (11) that question to me? (12) that question to me? (13) Q. You were called to testify that (14) there was a loss based on costs associated with (15) legal actions relating to the recovery of legal (16) ownership and the directorship, okay? (17) MS. PHILLIPS: Objection. Form. (18) Q. If, in fact, the costs were related (19) to the defense of tax fraud investigation, would (20) that have an impact on your testimony? (21) MS. PHILLIPS: Objection to form. (22) MR. WILLSCHER: Same.	(5)	August 2008, potentially it could have been	(5)	your testimony?
(8) year-ended 29th of February 2008. (9) Given that there was no adjustments (10) to those financial statements as a result of (11) subsequent events, the provision, as articulated (12) in the footnote, has to be set in light of what's (13) described by the independent auditors. (14) Q. I think I follow. (15) If management informed the auditors (16) as to the reason for the reserve, and the reserve (17) was taken, and events as of October show that (18) there is a problem with the ownership of the (19) covered, correct? (11) is the factual information provided in the (10) testimony. (11) Can I ask you why are you asking (12) that question to me? (13) Q. You were called to testify that (14) there was a loss based on costs associated with (15) legal actions relating to the recovery of legal (16) ownership and the directorship, okay? (17) MS. PHILLIPS: Objection. Form. (18) there is a problem with the ownership of the (19) covered, correct? (10) testimony. (11) Can I ask you why are you asking (12) that question to me? (13) Q. You were called to testify that (14) there was a loss based on costs associated with (15) legal actions relating to the recovery of legal (16) ownership and the directorship, okay? (17) MS. PHILLIPS: Objection. Form. (18) Q. If, in fact, the costs were related (19) to the defense of tax fraud investigation, would that have an impact on your testimony? (19) MS. PHILLIPS: Objection to form. (19) MS. PHILLIPS: Objection to form. (20) MR. WILLSCHER: Same.	(6)	subsequent events that could have impacted the	(6)	MS. PHILLIPS: Objection to form.
Given that there was no adjustments to those financial statements as a result of subsequent events, the provision, as articulated in the footnote, has to be set in light of what's described by the independent auditors. Q. I think I follow. (15) If management informed the auditors as to the reason for the reserve, and the reserve (17) was taken, and events as of October show that (18) there is a problem with the ownership of the (19) covered, correct? (11) Gan I ask you why are you asking (12) that question to me? (12) (13) Q. You were called to testify that (14) there was a loss based on costs associated with (15) legal actions relating to the recovery of legal (16) ownership and the directorship, okay? (17) Was taken, and events as of October show that (18) there is a problem with the ownership of the (19) companies, then that would be within the period (20) covered, correct? (18) MS. PHILLIPS: Object to form. (21) MS. PHILLIPS: Objection to form. (22) MR. WILLSCHER: Same.	(7)	amount of the provision that was taken for the	(7)	A. If I understand the question is
(10) to those financial statements as a result of (11) subsequent events, the provision, as articulated (12) in the footnote, has to be set in light of what's (13) described by the independent auditors. (14) Q. I think I follow. (15) If management informed the auditors (16) as to the reason for the reserve, and the reserve (17) was taken, and events as of October show that (18) there is a problem with the ownership of the (19) companies, then that would be within the period (20) covered, correct? (10) testimony. (11) Can I ask you why are you asking (12) that question to me? (13) Q. You were called to testify that (14) there was a loss based on costs associated with (15) legal actions relating to the recovery of legal (16) ownership and the directorship, okay? (17) MS. PHILLIPS: Objection. Form. (18) Q. If, in fact, the costs were related (19) to the defense of tax fraud investigation, would (20) that have an impact on your testimony? (21) MS. PHILLIPS: Objection to form. (22) MR. WILLSCHER: Same. (22) MR. WILLSCHER: Same.	(8)	year-ended 29th of February 2008.	(8)	is the factual information provided in the
(11) subsequent events, the provision, as articulated (12) in the footnote, has to be set in light of what's (13) described by the independent auditors. (14) Q. I think I follow. (14) G. If management informed the auditors (15) If management informed the auditors (16) as to the reason for the reserve, and the reserve (17) was taken, and events as of October show that (18) there is a problem with the ownership of the (19) companies, then that would be within the period (20) covered, correct? (21) MS. PHILLIPS: Object to form. (22) MR. WILLSCHER: Same. (11) Can I ask you why are you asking (12) that question to me? (12) that question to me? (13) Q. You were called to testify that (14) there was a loss based on costs associated with (15) legal actions relating to the recovery of legal (16) ownership and the directorship, okay? (17) MS. PHILLIPS: Objection. Form. (18) Q. If, in fact, the costs were related (19) to the defense of tax fraud investigation, would (20) that have an impact on your testimony? (21) MS. PHILLIPS: Objection to form. (22) MR. WILLSCHER: Same.	(9)	Given that there was no adjustments	(9)	footnote is incorrect, would that change my
(12) in the footnote, has to be set in light of what's (13) described by the independent auditors. (14) Q. I think I follow. (15) If management informed the auditors (16) as to the reason for the reserve, and the reserve (17) was taken, and events as of October show that (18) there is a problem with the ownership of the (19) companies, then that would be within the period (20) covered, correct? (12) MS. PHILLIPS: Object to form. (21) MS. PHILLIPS: Objection to form. (22) MR. WILLSCHER: Same. (12) that question to me? (13) Q. You were called to testify that (14) there was a loss based on costs associated with (15) legal actions relating to the recovery of legal (16) ownership and the directorship, okay? (17) MS. PHILLIPS: Objection. Form. (18) Q. If, in fact, the costs were related (19) to the defense of tax fraud investigation, would (20) that have an impact on your testimony? (21) MS. PHILLIPS: Objection to form. (22) MR. WILLSCHER: Same.	(10)		(10)	testimony.
(13) described by the independent auditors. (14) Q. I think I follow. (15) If management informed the auditors (16) as to the reason for the reserve, and the reserve (17) was taken, and events as of October show that (18) there is a problem with the ownership of the (19) companies, then that would be within the period (20) covered, correct? (18) MS. PHILLIPS: Object to form. (21) MS. PHILLIPS: Object to form. (22) MR. WILLSCHER: Same. (13) Q. You were called to testify that (14) there was a loss based on costs associated with (15) legal actions relating to the recovery of legal (16) ownership and the directorship, okay? (17) MS. PHILLIPS: Objection. Form. (18) Q. If, in fact, the costs were related (19) to the defense of tax fraud investigation, would (20) that have an impact on your testimony? (21) MS. PHILLIPS: Objection to form. (22) MR. WILLSCHER: Same.				
(14) Q. I think I follow. (15) If management informed the auditors (16) as to the reason for the reserve, and the reserve (17) was taken, and events as of October show that (18) there is a problem with the ownership of the (19) companies, then that would be within the period (20) covered, correct? (18) MS. PHILLIPS: Object to form. (21) MS. PHILLIPS: Object to form. (22) MR. WILLSCHER: Same. (14) there was a loss based on costs associated with (15) legal actions relating to the recovery of legal (16) ownership and the directorship, okay? (17) MS. PHILLIPS: Objection. Form. (18) Q. If, in fact, the costs were related (19) to the defense of tax fraud investigation, would (20) that have an impact on your testimony? (21) MS. PHILLIPS: Objection to form. (22) MR. WILLSCHER: Same.		-		•
(15) If management informed the auditors (16) as to the reason for the reserve, and the reserve (17) was taken, and events as of October show that (18) there is a problem with the ownership of the (19) companies, then that would be within the period (20) covered, correct? (15) legal actions relating to the recovery of legal (16) ownership and the directorship, okay? (17) MS. PHILLIPS: Objection. Form. (18) Q. If, in fact, the costs were related (19) to the defense of tax fraud investigation, would (20) that have an impact on your testimony? (21) MS. PHILLIPS: Objection to form. (22) MR. WILLSCHER: Same. (22) MR. WILLSCHER: Same.		-		
(16) as to the reason for the reserve, and the reserve (17) was taken, and events as of October show that (18) there is a problem with the ownership of the (19) companies, then that would be within the period (20) covered, correct? (16) ownership and the directorship, okay? (17) MS. PHILLIPS: Objection. Form. (18) Q. If, in fact, the costs were related (19) to the defense of tax fraud investigation, would (20) that have an impact on your testimony? (21) MS. PHILLIPS: Objection to form. (22) MR. WILLSCHER: Same. (22) MR. WILLSCHER: Same.		-	_	
(17) was taken, and events as of October show that (18) there is a problem with the ownership of the (19) companies, then that would be within the period (20) covered, correct? (19) MS. PHILLIPS: Object to form. (21) MS. PHILLIPS: Object to form. (22) MR. WILLSCHER: Same. (17) MS. PHILLIPS: Objection. Form. (18) Q. If, in fact, the costs were related (19) to the defense of tax fraud investigation, would (20) that have an impact on your testimony? (21) MS. PHILLIPS: Objection to form. (22) MR. WILLSCHER: Same.		-		•
there is a problem with the ownership of the companies, then that would be within the period covered, correct? MS. PHILLIPS: Object to form. MR. WILLSCHER: Same. (18) Q. If, in fact, the costs were related (19) to the defense of tax fraud investigation, would that have an impact on your testimony? (21) MS. PHILLIPS: Objection to form. (22) MR. WILLSCHER: Same. (23) MR. WILLSCHER: Same.				
 (19) companies, then that would be within the period (20) covered, correct? (21) MS. PHILLIPS: Object to form. (22) MR. WILLSCHER: Same. (19) to the defense of tax fraud investigation, would (20) that have an impact on your testimony? (21) MS. PHILLIPS: Objection to form. (22) MR. WILLSCHER: Same. 				· · · · · · · · · · · · · · · · · · ·
(20)covered, correct?(20)that have an impact on your testimony?(21)MS. PHILLIPS: Object to form.(21)MS. PHILLIPS: Objection to form.(22)MR. WILLSCHER: Same.(22)MR. WILLSCHER: Same.		there is a problem with the ownership of the		
(21) MS. PHILLIPS: Object to form. (22) MR. WILLSCHER: Same. (21) MS. PHILLIPS: Objection to form. (22) MR. WILLSCHER: Same.				1. 1. (
(22) MR. WILLSCHER: Same. (22) MR. WILLSCHER: Same.				
	(21)	covered, correct?	(20)	that have an impact on your testimony?
(23) O. If the knowledge came out during the (23) O. Not as to the amount not as to		covered, correct? MS. PHILLIPS: Object to form.	(20) (21)	that have an impact on your testimony? MS. PHILLIPS: Objection to form.
	(22)	covered, correct? MS. PHILLIPS: Object to form. MR. WILLSCHER: Same.	(20) (21) (22)	that have an impact on your testimony? MS. PHILLIPS: Objection to form. MR. WILLSCHER: Same.
(24) year, but after July 7th. (24) the difference in value, I got that.	(22) (23)	covered, correct? MS. PHILLIPS: Object to form. MR. WILLSCHER: Same. Q. If the knowledge came out during the	(20) (21)	that have an impact on your testimony? MS. PHILLIPS: Objection to form. MR. WILLSCHER: Same. Q. Not as to the amount not as to
(25) A. Can you specify which July 7th you (25) But you're saying that there was	(22) (23) (24)	covered, correct? MS. PHILLIPS: Object to form. MR. WILLSCHER: Same. Q. If the knowledge came out during the year, but after July 7th.	(20) (21) (22) (23) (24)	that have an impact on your testimony? MS. PHILLIPS: Objection to form. MR. WILLSCHER: Same. Q. Not as to the amount not as to the difference in value, I got that.

22 (Pages 82 to 85)