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IN THE SUPREME COURT OF NEVADA

YOAV EGOSI,

Appellant,

vs.

PATRICIA EGOSI,

Respondent.

Case. No.: 76144

Dist. Ct.

Case. No.: D-16-540174-D

APPELLANT'S APPENDIX
VOLUME 2 of 10

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On Appeal from the Eighth Judicial District Court – Family Division

County of Clark, State of Nevada

Case No. D-16-540174-D

The Honorable Bryce C. Duckworth, District Court Judge

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1 herself of how I said. She read and I wait for her and then
2 she read and read then she told me that the document is like
3 not good. I should not marry Joe. I should not sign the
4 document. End of quote. Have I accurately read your
5 testimony, ma'am?

6 A Uh-huh (affirmative).

7 Q All right. And then just to call your attention to
8 page 74 -- excuse me, 71 at line 24 and 25. Remember you
9 testified that -- I asked you who was present to listen to Bea
10 discuss the agreement with you. And you answered it was only
11 me and her in her bedroom.

12 A Yeah.

13 Q All right. You never told Joe that you had met with
14 her, did you?

15 A Excuse me?

16 Q You never told your husband to be that you had met
17 with Batya Goodman on July 18th of 2008, did you?

18 A I never told Joe that I met with Bea.

19 Q And you viewed the agreement with her.

20 A I never told him?

21 Q No, you didn't, did you?

22 A He was with me.

23 Q He wasn't in the room with you. You never told him
24 that you met with her to review the prenuptial agreement, did

1 you?

2 A He went there with me to read the prenup. He knows

3 then.

4 Q Well, you didn't say that in your deposition. So

5 you're saying he was present when it was read to you?

6 A We went to her house for this -- for -- for -- to

7 read the prenup.

8 Q Really?

9 A He knows that. He --

10 Q Who was present for that meeting to read the prenup?

11 A In the house?

12 Q Yes, ma'am.

13 A Me, him, his -- her boyfriend, her.

14 Q Okay. And why did you meet with her alone in her

15 bedroom?

16 A It was her thing to do. I don't know. We have to

17 ask --

18 Q You asked to meet with her.

19 A We --

20 Q You asked to go over the agreement with her, didn't

21 you?

22 A Huh?

23 Q You asked her to review the document, didn't you?

24 A I ask her.

1 Q Okay. You knew that she was a lawyer?

2 A Yeah, because it was his friend. He told me.
3 That's why we went there.

4 Q And you asked her what her opinion was about the
5 agreement and what it said?

6 A She said not to sign.

7 Q I know. Appreciate that. Thank you. Now, she got
8 the agreement because you emailed it to her; isn't that right?

9 A No, sir.

10 MR. JIMMERSON: All right. Now --

11 (COUNSEL CONFER BRIEFLY)

12 MR. JIMMERSON: What Exhibit number is it?

13 MS. BREWER: Triple -- it's Double Z.

14 MR. JIMMERSON: May I have Double Z, please? ZZ.

15 BY MR. JIMMERSON:

16 Q You had a child from a prior relationship, ma'am?

17 A Prior relationship, yes.

18 Q Who is that child?

19 A Nedson Acosta (ph).

20 Q And what is his date of birth?

21 A June 6, '99.

22 Q And when you and David -- excuse me, when you and
23 Joe had this first agreement downloaded that you discussed and
24 you had Ms. Goodman review for you, it referenced Nedson as

1 your son, didn't it?

2 A Who -- who fill out the document was my husband, so
3 --

4 Q You --

5 A -- whatever is there; I don't know why he did it.

6 Q So you deny being present with him when it was
7 downloaded?

8 A Exactly.

9 Q I -- okay. And -- but you got a hold of the
10 document, right?

11 A When I talk to Bea and when I sign.

12 Q So how did you get physical control --

13 MR. JIMMERSON: And we're going to mark this
14 exhibit, Judge, Exhibit ZZ, the July -- the Ja -- June 24
15 agreement.

16 BY MR. JIMMERSON:

17 Q You recognize that document, don't you, ma'am?

18 A Yes, the prenup again.

19 Q Good. Did you ever tell your lawyer that you had
20 negoti -- that -- shown that document to a lawyer?

21 A Of course no. Once again, she was not my lawyer.
22 She was my husband friend.

23 Q Did you ever tell your lawyer that you signed --
24 that -- that you had that document in a meeting with Ms.

1 Goodman?

2 A I don't have a lawyer.

3 Q Would you now answer my question for the third time?

4 Did you tell your lawyer that you had taken that document --

5 A I told --

6 Q -- and discussed it with Ms. Goodman?

7 MS. McFARLING: Objection. Calls for

8 attorney-client privilege.

9 THE COURT: Sustained.

10 BY MR. JIMMERSON:

11 Q Do you recognize this document?

12 A Yes.

13 Q What is it?

14 A This is a prenup agreement.

15 Q And that was the document that you discussed with

16 Attorney Batya Goodman, correct?

17 A It's the document that she read.

18 MR. JIMMERSON: Move to admit Exhibit ZZ, Your

19 Honor.

20 MS. MENTZEL: I'll object as to authenticity. I

21 want the client to actually look at the document. I don't

22 know if she's aware that it's not the same document that she

23 signed.

24 THE WITNESS: Oh, okay.

1 MS. MENTZEL: If she would actually look through to
2 see what document it is --

3 THE WITNESS: Okay. Yeah. Yeah, it's not the same.
4 What is this?

5 BY MR. JIMMERSON:

6 Q Well, if you picked up your lawyer's objection,
7 well, my question to you is have -- you said you have seen
8 that document before?

9 A Oh, okay. You did not stop; look the other pages,
10 right?

11 Q You're right, but it's something you had now for
12 four or five days to look at. It says it was discovered by
13 Mr. Egosi.

14 A If I saw this document before?

15 Q Yes.

16 A I don't think so, sir.

17 Q What document did you show Ms. Goodman, the lawyer?

18 A It's funny you ask me that, because I still don't
19 know if it's the document that I gave to Bea was the do -- the
20 -- the same document that I sign. You know, so --

21 Q I can assure you that it wasn't.

22 MR. JIMMERSON: Judge, I'll give this to my client.

23 THE COURT: Okay.

24 BY MR. JIMMERSON:

1 Q So since we produced this document last week today,
2 you never read that document I just showed you, Exhibit ZZ?

3 A I don't remember, sir. It's --

4 Q Did you read our pretrial memorandum where we have
5 revealed for the first time that we learned for the first time
6 that you went to see a lawyer and that you discussed a draft
7 agreement with a lawyer?

8 A Can you give me the document again so I can compare
9 one to the other?

10 Q You bet.

11 A Yeah?

12 Q Here, you'll find they're identical except for two
13 reasons. The document you signed doesn't reference Nedson,
14 whereas that one does. And there is a list of Joe's assets on
15 the one you signed and it's not listed. Every -- every other
16 word, every other paragraph's identical.

17 A Can you tell me which page is different, please?
18 Because I'm kind of lost again.

19 Q No, I'm not going to do that. You're not familiar
20 with the document. I'm not going to use my time this way.

21 A So we receive --

22 Q Your testimony is you've never seen that document
23 before.

24 A -- thousands of document every day. I don't know

1 which read anyway. There's so many documents. I cannot see
2 what --

3 Q Continuing then. On the August 13, you said that
4 you -- you said -- I just want to understand your testimony on
5 the document you signed. I was in the room, but I didn't
6 download it. That's what I understand. Is that what your
7 testimony is now today?

8 A I don't remember if I was in the room. Now if he --
9 I was in the room, maybe. I -- I'm not sure. It's a long
10 time ago.

11 Q You signed the document voluntarily, didn't you?

12 A Yeah, I took the pen and I sign.

13 Q And you signed it --

14 A Yeah, nobody hold my hand.

15 Q And you signed it knowingly, didn't you? You had a
16 full opportunity to read the document, right?

17 A Once again, I was not fluent in English. I did not
18 read any document. You know.

19 MR. JIMMERSON: Move to strike the answer.

20 BY MR. JIMMERSON:

21 Q What is your testimony about this? Did you read the
22 document you signed on August 13th or didn't you?

23 A No, I -- I look at the pages, but I -- I was not
24 able to read.

1 Q So you didn't read anything? Is that your
2 testimony?

3 A I looked at the page, but I was not able to read
4 once again.

5 Q Did you know that the document has you affirmatively
6 promising or representing to Joe that you read the document?

7 A What is formally -- what -- I don't --

8 Q You are promising or representing to Joe that I read
9 the document. The document says that the parties acknowledge
10 that they have read this document.

11 A I never read this document.

12 Q Even today?

13 A Somebody --

14 Q Even today?

15 A Somebody -- ah, right. Today I read this document
16 when --

17 Q When did you read it for the first time?

18 A Well after he -- he drove me in the streets.

19 Q So when I asked at the deposition two weeks ago had
20 you read the document before, you answered no. Have you read
21 it since May 30th to the present day?

22 A You -- sorry, sir. Like here today I -- mind is not
23 so good. Sometimes you answer things that I don't understand
24 and automatic I answer without pay attention what you saying.

1 Q Now listen to my question.
2 A Okay.
3 Q Have you read this document in the last two weeks?
4 A Yeah.
5 Q Okay. And you had not read it, according to your
6 testimony, before that.
7 A Before? Before -- two weeks before?
8 Q Had you read --
9 MS. McFARLING: Objection. Misstates her -- her
10 deposition testimony.
11 THE WITNESS: I -- I don't understand the questions.
12 THE COURT: Overruled.
13 BY MR. JIMMERSON:
14 Q Did you --
15 A I -- I don't understand what you try to ask me.
16 Q Have you ever read that document?
17 A I read this document, yeah.
18 Q When was the first time you read it?
19 A After he drove in the streets.
20 Q So what date was that?
21 A I don't remember.
22 Q Is the date you're referring to the day that the
23 police gave you a choice of going to jail or going back to
24 Atlanta on June -- on August 19?

1 A If I read this document that day?

2 Q No, my question is the day you refer to -- you say
3 he throw me out on the street, which we know is not true, was
4 that event the one of August 19th that we have a police report
5 has been the subject of hearings in November --

6 A No, I never -- after I signed, that was with him and
7 never care about --

8 Q So I'm asking you now. This is June of 2017. When
9 was the first time you read that document according to your
10 present testimony?

11 A The first time that I read this document that I --
12 understand the document that I was able to read every single
13 word was after my husband throw me in the streets.

14 Q Okay. August of 2016. Did you attempt to read it
15 before August of 2016?

16 A Excuse me?

17 Q Did you attempt to read the document before August
18 of 2016?

19 A I don't remember.

20 Q Before he threw you into the streets?

21 A I -- I don't remember.

22 Q Thank you. When you did read the document after
23 August of 2016, did you know that -- that it declares that you
24 signed the document voluntarily?

1 A Can you repeat again, sir, please?

2 Q Did you know that when you did read it here the last
3 whenever it was that it says you signed the document
4 voluntarily, freely?

5 A Sorry, but I still don't understand the question.

6 Q Why didn't you use the Google Translator that you
7 said that you had in your purse?

8 A Huh?

9 Q Why didn't you use your Google Translator to
10 understand the agreement from 2008?

11 A Because it was on paper. I cannot use Google
12 Translate on paper.

13 Q Well you can't -- you can't type in the words?

14 A And before I -- before I copy and paste --

15 Q You don't know how to type?

16 A I never thought about that.

17 Q All right. Following August 13, you signed the
18 document and then you moved to Atlanta, correct?

19 A Can you please say again?

20 Q Yeah, after you signed the agreement on August 13 of
21 2008, you and Joe moved to Atlanta; is that right?

22 A No, we was already in Atlanta.

23 Q And now, I've asked you this before, but I don't
24 remember your answer. When did you claim -- when do you claim

1 you moved to Atlanta?

2 A I don't remember which month.

3 MS. McFARLING: Objection. Asked and answered.

4 MR. JIMMERSON: I agree, I -- I wanted to -- I
5 wanted to confirm their answers I don't have.

6 BY MR. JIMMERSON:

7 Q Okay. Now, you and Joe decided to get married in
8 September of two thou -- of 2008, correct?

9 A Yes.

10 Q And you got married at Fulton County Courthouse,
11 correct?

12 A Uh-huh (affirmative).

13 Q On September 26th of 2007, correct?

14 A Yes.

15 Q Remember you told me September 28?

16 A 2007 or 2008?

17 Q 2008, June -- September 28, 2008.

18 A Yeah.

19 Q Okay. Do you remember in your deposition you told
20 me you got married on September 28th of 2008?

21 A Yeah, I -- I still haven't forgotten it was that.

22 Q All right. Now were there other couples present
23 getting married at the same time?

24 A There was a lot.

1 Q Your son, Ben, was born on January 14th of 2014?
2 A Exactly.
3 Q Okay. And you've lived separate and apart from your
4 husband since mid August of 2016; is that --
5 A Excuse me?
6 Q And you've lived separate and apart away from Joe
7 since the middle of August 2016; is that right?
8 A Yeah.
9 MR. JIMMERSON: At this time I have no further
10 questions.
11 THE COURT: All right. Let's -- let's take a break,
12 an -- an afternoon break. Ten minutes and then we'll resume.
13 You may -- you may step down to take a --
14 THE WITNESS: Is it all right?
15 THE COURT: Yeah, you may step down.
16 THE WITNESS: Okay.
17 (COURT RECESSED AT 14:54 AND RESUMED AT 15:04)
18 THE COURT: All right. We're back on the record in
19 the Egosi matter. Ms. McFarling, did you desire to question
20 your client at this time?
21 MR. JIMMERSON: Judge, I'd like to ask for seven or
22 eight more minutes to examine about 10 questions.
23 THE COURT: Okay. All right. Let's have the
24 Plaintiff -- if you'd take the stand again, ma'am.

1 THE WITNESS: Okay.

2 THE COURT: I remind you you're still under oath.

3 You're still under oath. Okay. Mr. Jimmerson.

4 BY MR. JIMMERSON:

5 Q Mrs. Egosi, I -- I just forgot to ask a few
6 questions. You knew what a prenuptial agreement was before
7 you signed this document, did you?

8 A My husband explain to me.

9 Q And you knew what it was in Brazilian; isn't that
10 true?

11 A Yeah, I hear about the prenup agreements for rich
12 people.

13 Q And you remember telling me what you understood what
14 a prenuptial agreement is.

15 A Yeah, I remember.

16 Q And you knew it before you signed the agreement. Do
17 you remember telling me that?

18 A Before I sign the agreements?

19 Q Before you signed --

20 A Yeah, before I signed the agreement.

21 Q So tell the Court what your understanding of a
22 prenuptial is.

23 A As my husband said, the prenup agreement was a
24 document that's supposed to protect our assets, things that we

1 had before we married.

2 Q And the word in Brazilian is pre nupcial?

3 A Pre nupcial.

4 Q Thank you. And just to clarify, Ms. Goodman, the
5 lawyer you met with at -- in her bedroom, tried to explain the
6 prenuptial agreement to you, correct?

7 A No, she did -- she -- she did not try to explain the
8 prenup agreement to me what it was. She tried to explain some
9 stuff. And she even told me that after I have a baby, this is
10 going to be like cancelled is what she tried to tell me.

11 MR. JIMMERSON: All right. I'd like to publish the
12 deposition of Ms. Egosi on page 74.

13 MS. McFARLING: No objection.

14 MR. JIMMERSON: Thank you.

15 BY MR. JIMMERSON:

16 Q And read lines 15 to 18, please. Would you just
17 read starting with this how did; and then your answer. Just
18 read it private -- quietly to yourself please.

19 A Yeah, I'm about to --

20 Q Question. How did it come to be that you went to
21 her home? Answer. Like she tried -- she tried to explain to
22 me about this prenup, end of quote. And you knew that Joe had
23 listed his assets on the prenuptial agreement, correct?

24 A Uh-huh (affirmative).

1 Q And you didn't -- and when I asked you -- since you
2 knew about the items that were listed on schedule A1, I ask
3 you, did you care about the value of any of the assets. What
4 was your answer?

5 A No.

6 Q And did you -- I ask you why didn't you care about
7 the value of the assets.

8 A Yeah, I remember that I say because I love him --
9 all I married him for love.

10 Q And this was of course after you had been told by
11 Ms. Goodman that she felt the document should not be signed.

12 A Uh-huh (affirmative).

13 Q All right. Now I contrasted your indifference --
14 your lack of caring about the value of the assets that Joe had
15 that he's listed that you knew about with why you care about
16 it now here in 2017. Do you recall I asked you that?

17 A Uh-huh (affirmative).

18 Q And your answer was well, because I have a lawsuit
19 now. Do you remember that was your answer?

20 A Because I have a lawsuit?

21 Q Yeah, that's what you said.

22 A I did because I fight for my rights.

23 Q Okay. All right. You said quote, because of this
24 lawsuit. Do you recall those words?

1 A Because of this lawsuit, yeah.

2 Q All right. Thank you. And you could have -- you

3 could have looked into the assets that Joe had listed in the

4 document, correct?

5 A Excuse me?

6 Q You could have asked questions about the doc -- the

7 -- the four or five assets that Joe listed on the document?

8 A I could, yeah.

9 Q And you knew about it? You knew that he had a car

10 that you drove in?

11 A Uh-huh (affirmative). Uh-huh (affirmative).

12 Q Okay. And you knew that he had a home that you

13 lived in.

14 A Yes.

15 Q Okay. And you knew that it had a mortgage, you said

16 so right there on the paper, of \$500,000.

17 A Mortgage, I don't know about that because he told me

18 he paid the -- the economy, he knew he had all in cash.

19 Q When you read the document, did it say it was free

20 and clear?

21 A I didn't know what his mortgage was back in the day.

22 Q Did you read it and noticed that it was \$500,000?

23 A I didn't read the document. I told you already.

24 Q Did anyone stop you from reading it, ma'am?

1 A No, for sure not.

2 Q For sure not.

3 MR. JIMMERSON: Thank you now, Your Honor. That
4 does complete my questions.

5 THE COURT: Any questions, Counsel?

6 MS. McFARLING: I do have a few, although I reserve
7 my right to recall her --

8 THE COURT: Okay.

9 MS. McFARLING: -- in my case in chief. I just have
10 a few on cross -- or follow up of what was asked just now.

11 CROSS EXAMINATION

12 BY MS. McFARLING:

13 Q You testified earlier about when you worked for
14 Joe's business between January 2007 and August 2008 prior to
15 signing the premarital agreement that you had access to the
16 back room at the business. Do you recall that?

17 A Uh-huh (affirmative).

18 Q Did you ever go through Joe's financial records or
19 business documents in order to analyze his financial status
20 during that time?

21 A No, and I -- I did have access to -- access to his
22 computer, his dad computer, or his mother computer.

23 Q The -- anything that you did have access to, did you
24 ever analyze it, review it to see what his financial situation

1 was?

2 A I remember they have like in kind of those things
3 for me to analyze. I don't think I saw anything to be
4 analyzed over there at the time.

5 Q You testified earlier that prior to meeting Joe,
6 there were times you made \$50,000 a month, correct?

7 A Excuse me? Say again?

8 Q Prior to meeting Joe, there were times that you
9 made --

10 A Yes.

11 Q -- from your income 50,000 a month?

12 A Yeah.

13 Q Did you give up that income for Joe? Can you please
14 answer verbally?

15 A Yes.

16 Q You testified earlier about a contract that you are
17 now aware of between -- or potential contract between a Marco
18 Guligan and Joe. When was the first time you ever physically
19 saw that contract?

20 A Was in 2017. I don't remember which month.

21 Q And how did you obtain a copy of that contract in
22 2017?

23 A Somebody faxed to your office.

24 Q Did you request that somebody --

1 A Yes.

2 Q -- send it to me? And did you request that Marco
3 Guligan send it to me?

4 A Yes.

5 Q And when was the first time that you were aware of
6 any dollar amounts or numbers contained in that contract that
7 you first saw in 2017 after Marco Guligan sent it to my
8 office?

9 A After you guys -- I -- I call you guys office and
10 you guys sent to me via email a copy. And I read and it was
11 -- actually, it was a version in English, another version in
12 Portuguese. I read the one in Portuguese and I saw they had
13 like an amount of money and some percentage. Since I'm not
14 good at mathematic, I call a friend and ask how much should be
15 the total of his business. And the person told me how much
16 was.

17 Q And when that person did some math after looking at
18 the contract that you received in 2017, had you been aware of
19 the numbers or finances prior to that?

20 A Sorry, can you please repeat?

21 Q Were you ever aware of the -- the numbers or dollar
22 amounts associated with that contract prior to receiving it in
23 2017?

24 A No.

1 Q And at the time that Joe was negot -- negotiating
2 with -- with Mr. Guligan, was that before you and Joe got
3 married?

4 A I don't remember.

5 Q Okay. And -- but do you remember being aware that
6 something was going on?

7 A I know Joe doing business with this guy to be --
8 invest for his company, but I don't know anything about the --
9 what is going on.

10 Q And was all the information that you knew at the
11 time that it was going on, did all that information come from
12 Joe?

13 A Yes.

14 Q So what did Joe tell you at the time that he was
15 involved in negotiating with Marco Guligan? What did he tell
16 you -- or as to what he was doing or what the -- the situation
17 was?

18 A On the time my husband was look for in -- investor
19 because he's told me that he -- he was losing money. And then
20 his uncle introduce this man in Brazil to him. And then like
21 he told me that he going to get this man as invest to his
22 company. And I knew that like the man pay him some money as a
23 deposit. I don't know how much it was. And he told me the
24 man lo -- lost the deposit because the man stepped out for --

1 be like his investor. You know, since the man like stepped
2 out of the business, he lost the deposit.

3 So in -- in 2007, when I got the contract when I
4 figured out that was not that way. Joe run away from Brazil
5 because he's supposed to pay this man one year later and he
6 never pay. Actually, every time we went to Brazil, I cannot
7 -- I was not able to tell my family what time I -- I arrive --

8 MR. JIMMERSON: Objection, Your Honor.

9 A -- what time I leave.

10 MR. JIMMERSON: This is far beyond the question that
11 was asked.

12 THE COURT: Sustained.

13 MR. JIMMERSON: She's volunteering testimony.

14 THE COURT: It be -- it's becoming a narrative.

15 BY MS. McFARLING:

16 Q Did Joe inform you of situations concerning Marco
17 Guligan dur -- at times during your marriage after the
18 situation when he was negotiating this contract?

19 A I don't understand the question. Can you please
20 repeat?

21 Q Were there -- when -- when you went to Brazil with
22 Joe after you were married, did you ever have any contact with
23 Marco Guligan?

24 A No.

1 Q And did Joe tell you why?
2 A I don't remember. It was a conversation about that,
3 but I wouldn't remember exactly what he said
4 Q Were you allowed to post on social media when you'd
5 go to Brazil with Joe after you and he were married?
6 A No.
7 Q Why not?
8 A He -- he never let me do. I've -- I think it was
9 because the business that he supposed to do with the man --
10 MR. JIMMERSON: Objection, Your Honor.
11 A -- but I don't know because --
12 MR. JIMMERSON: Calls for speculation.
13 THE WITNESS: -- he was -- he was stolen --
14 THE COURT: Sustained.
15 THE WITNESS: -- money.
16 MR. JIMMERSON: And no one can stop somebody from
17 posting on the internet unless you have a gun to the head or
18 they're in jail.
19 MS. McFARLING: Do you have a copy of her
20 deposition, in -- in the to do, right? It's -- it's --
21 MR. JIMMERSON: Of course I do, yeah. And I can
22 give you another -- another copy that you can use it.
23 MS. McFARLING: The --
24 MS. MENTZEL: Here, here's your copy --

1 MS. McFARLING: Yeah.

2 MS. MENTZEL: -- right here.

3 MR. JIMMERSON: I got it.

4 MS. McFARLING: Would you prefer I use the one in
5 your exhibit book or do you care?

6 MR. JIMMERSON: I don't care.

7 MS. McFARLING: Oh, look at that. Okay. Perfect.

8 MR. JIMMERSON: I should have waited 15 minutes,
9 Judge, to hand that to her.

10 BY MS. McFARLING:

11 Q Can you please turn to page 89 of your deposition
12 transcript?

13 A Yeah.

14 Q Early -- earlier Mr. Jimmerson said that you had
15 said at your deposition that you had met with Ms. Goodwin for
16 45 minutes to an hour. Do you recall him asking you that? Do
17 you recall? Do you recall him asking about your testimony
18 from the deposition?

19 A I don't remember.

20 Q Okay. If you could look at page 89 of this
21 deposition, line 4, he asks, so what did -- how long did the
22 meeting last with her at her home. And what was your answer
23 to that?

24 A A few minutes.

1 MR. JIMMERSON: Would you read the next line please?
2 Say the -- the effort -- the next question, next answer.
3 BY MS. McFARLING:
4 Q His next question. Is that an hour? How long is
5 that? What was your answer?
6 A A few minutes.
7 MR. JIMMERSON: You said I don't remember. A few
8 minutes is the right answer.
9 BY MS. McFARLING:
10 Q So twice you said a few minutes --
11 A Yeah.
12 Q -- in your deposition?
13 A Uh-huh (affirmative).
14 Q Can you turn to page 74 of your deposition?
15 A Yeah.
16 Q Okay. So page -- sorry, page 74, line 13. Your --
17 the question is all right, and so how did it come to be. Joe
18 says why don't you talk to Bea, she knows about these types of
19 things. How did it come to be that you went to her home?
20 What was your answer?
21 A Like she tried -- she tried to explain to me about
22 this prenup.
23 Q When -- when you said like she tired -- she tried to
24 explain to me about this prenup, are you agreeing with the

1 question that Joe -- Joe says why don't you talk to Bea, she
2 knows about these types of things?

3 MR. JIMMERSON: Object to the form of the question,
4 Judge. I impeached her through her testimony where this
5 lawyer did try to explain to her about the prenup. Now,
6 trying to rehabilitate those fashions are inappropriate
7 because the words say what they say.

8 THE COURT: Well the transcript does say what it --
9 what it says. So I --

10 MS. McFARLING: Correct.

11 THE COURT: -- certainly can read that, but the
12 objection's overruled. Counsel may inquire.

13 MS. McFARLING: There was an -- there was an
14 implication that she had not -- that she -- how -- how it came
15 to be that -- that Patricia went to her home.

16 MR. JIMMERSON: I'm just -- object -- that's
17 argument. That's for --

18 THE COURT: Yeah.

19 MR. JIMMERSON: -- conclusion of the case.

20 THE COURT: Yeah, I mean the doc -- the transcript
21 speaks for itself.

22 BY MS. McFARLING:

23 Q Right. So do you -- do you agree with that question
24 that was asked by Jimmerson? Joe says why don't you talk to

1 Bea, she knows about these types of things

2 A Yeah, he bring up her name because was his friend.

3 Q How -- had you ever met Bea before that day?

4 A Yes.

5 Q And how did you know Bea?

6 A When I met Joe, there was over at -- Joe's friend

7 and Joe introduce me to them. And then we party here and

8 there together. All the crazy parties from Joe Egosi.

9 Q And whose -- whose idea was it that you meet with

10 Bea about --

11 A His -- his idea.

12 Q His who?

13 A Joe's idea.

14 Q Did -- when you -- when you talked with Bea in her

15 bedroom about this premarital agreement, did you believe her

16 to be a lawyer representing you in negotiating this prenup

17 with Joe?

18 A For sure not. First of all, she was not lawyer this

19 time. She was kind of assistant. And --

20 MR. JIMMERSON: Excuse me, Your Honor. She

21 testified on direct that she was a lawyer. Okay. And I can

22 take judicial notice of NRS 47 matters of fact that this woman

23 is barred in Florida and in New York. And she's now going to

24 start prevaricating and say she wasn't a lawyer. And -- and

1 this is what is going on here. I just want to call to the
2 Court's attention.

3 (COUNSEL CONFER BRIEFLY)

4 THE WITNESS: Excuse me? Excuse me?

5 MS. McFARLING: There's no question pending. I
6 don't think there's been any evidence presented that this
7 woman was a lawyer at that time.

8 MR. JIMMERSON: Court can take judicial notice the
9 same. If you're going to have her deny that she's a lawyer,
10 then I will produce her bar information from the -- from this
11 online --

12 THE COURT: Is that the --

13 MS. McFARLING: From the state of Georgia?

14 THE COURT: Is that the Plaintiff's offer? The --

15 MS. MENTZEL: From the state of Georgia.

16 MS. McFARLING: My offer of proof is that there are
17 zero records that this woman is a lawyer in the state of
18 Georgia.

19 THE COURT: Okay.

20 MR. JIMMERSON: I didn't say Georgia. She's a
21 lawyer -- Florida and New York. I never said Georgia.

22 THE COURT: Okay.

23 MR. JIMMERSON: The meeting though took place in
24 Florida.

1 THE COURT: And it's my understanding that whoever
2 this was and whether she was a friend or not advised the
3 Plaintiff not to sign it.

4 MR. JIMMERSON: Correct.

5 BY MS. McFARLING:

6 Q You -- you stated earlier that Bea had advised you
7 that if you had a baby, that the premarital agreement would be
8 void. Did she explain that to you?

9 A No, she just told me that like not to sign. And
10 then she told me but you know what, it's like once you have a
11 baby, this is going to be cancelled. Something like that. I
12 don't remember exactly the word how she said.

13 MR. JIMMERSON: Oh, my God. I know it's hearsay.
14 I'm not moving to strike because I wanted to hear what the
15 lawyer said too. This is now a whole new story. This is
16 completely --

17 MS. McFARLING: It's not new actually. We've said
18 it --

19 THE COURT: All right. Well --

20 MS. McFARLING: -- all along. I believe the very
21 first motion filed said it.

22 MR. JIMMERSON: Oh boy.

23 BY MS. McFARLING:

24 Q At the time that you met with Bea in her bedroom

1 where she read the premarital agreement, did you know her full
2 name?

3 A No.

4 Q And at that time, did you believe her to be a
5 lawyer?

6 A On page 74, I say like some assistant, something
7 like that.

8 Q And -- and do you believe your deposition answer to
9 be consistent as to your knowledge of this woman's
10 professional status at the time you met with her?

11 MR. JIMMERSON: Objection, Judge.

12 THE WITNESS: Yes.

13 MR. JIMMERSON: That's --

14 THE COURT: What -- what is the evidentiary
15 objection?

16 MR. JIMMERSON: It's an improper question as to what
17 she believes her testimony is. That's like self serving, I
18 could say anything I want to say about my earlier testimony.

19 THE COURT: Well -- well --

20 MR. JIMMERSON: And her testimony today that says
21 she was a lawyer.

22 THE COURT: Yeah, the record speaks for itself. The
23 -- the objection's overruled. There's not a basis for the
24 Court to -- that becomes an issue of credibility.

1 BY MS. McFARLING:

2 Q At the time that you signed the premarital
3 agreement, did you know the value of Joe's business?

4 A No.

5 Q Do you know that value today?

6 A I still don't know.

7 MS. McFARLING: That's all my questions at -- at
8 this point in time, but I do plan to recall her.

9 THE COURT: Any redirect?

10 MR. JIMMERSON: Yes, three questions.

11 REDIRECT EXAMINATION

12 BY MR. JIMMERSON:

13 Q The prenuptial agreement is 13 pages long, correct?

14 A I don't know. I'm not sure.

15 Q Okay. How long would it -- did it take Ms. Goodman
16 to read that 13 page document in her bedroom?

17 A I don't remember how long --

18 Q Thank you.

19 A -- but it was few minutes.

20 Q And do you recall that you testified that you never
21 asked Joe the value of the business?

22 A Excuse me?

23 Q You never asked Joe the value of the business he
24 listed, did you?

1 A No, I never ask.

2 Q Okay. You never asked the value of anything, did
3 you?

4 A No.

5 Q But you had lived with him, you had worked for him,
6 you have driven in his car, you had lived in his condo.

7 A Uh-huh (affirmative).

8 Q Okay. And you had worked at his business?

9 A Excuse me?

10 Q And you had worked at his business?

11 A Yes.

12 MR. JIMMERSON: Thank you. Nothing further.

13 THE COURT: All right. You may step down.

14 (COUNSEL AND CLIENT CONFER BRIEFLY)

15 MR. JIMMERSON: I do call Sarah Woelz to the witness
16 stand please. I'll go get her when she's ready.

17 MS. MENTZEL: Patricia, come here.

18 (WITNESS SUMMONED)

19 MR. JIMMERSON: Ms. Brewer's going to conduct the
20 direct, Your Honor. If I could ask for minutes. May I leave
21 for just one minute please? May I leave the --

22 THE COURT: Yeah, that's fine.

23 MR. JIMMERSON: I'll be back in one minute. Go
24 right ahead and take the wi -- sit right here, ma'am.

1 MS. McFARLING: And I -- I'm going to be lodging an
2 objection. I don't know if I'm going to have to wait until
3 Mr. Jimmerson returns.

4 THE COURT: You're -- you're wan --

5 MS. McFARLING: I'm going to be objecting to this
6 witness.

7 THE COURT: Oh, okay. Well plea -- please raise
8 your right hand to be sworn.

9 THE CLERK: You do solemnly swear the testimony
10 you're about to give in this action shall be the truth, the
11 whole truth, and noting but the truth, so help you God?

12 THE WITNESS: Yes.

13 THE CLERK: Please state and spell your name for the
14 record. You can be seated.

15 THE WITNESS: My name is Sarah Woelz. Sarah,
16 S-a-r-a-h. And the last name W-o-e-l like lion, Z like zebra.

17 MS. McFARLING: And I object to this witness. She
18 was disclosed for the first time on June 2nd, 2017. We don't
19 have any information about what she's going to testify or what
20 we need to prepare for her testimony due to the disclosure
21 just --

22 THE COURT: Okay.

23 MS. McFARLING: -- the Friday a week before last.

24 MS. BREWER: The disclosure included that she would

1 testify regarding Patricia's ability to comprehend and
2 understand English.

3 THE COURT: Okay.

4 MS. BREWER: And that was included in the
5 disclosure. And we were not sure or aware of the existence of
6 these parties because it's been so long ago since there was
7 contact. So it wasn't exactly easy to get a hold of people
8 after 10 years of --

9 THE COURT: Okay. But will you acknowledge the --
10 the disclosure didn't happen until just recently.

11 MS. BREWER: We acknowledge.

12 THE COURT: Okay. So from a timeliness --
13 timeliness standpoint, it creates an issue --

14 MS. BREWER: And we --

15 THE COURT: -- for you.

16 MS. BREWER: -- were disclosing pursuant to 16.2 as
17 quickly as possible when items became available. As you know,
18 this case has been extremely fluid. And with the discovery of
19 information, more information is flowing when we -- as the
20 story is shifting and changing.

21 THE COURT: Well, here's what I'm inclined to do.
22 I'm inclined at least at this point not to allow the witness
23 to testify. To the extent I feel like that testimony may be
24 warranted or necessary at the conclusion, I can remedy the

1 situation to the extent that we need additional time in the
2 future.

3 MS. BREWER: Can we -- she has to fly out tonight.
4 Can we -- you could -- we can take the testimony now, you can
5 decide whether to give it weight and credibility at the end of
6 the trial.

7 THE COURT: Well --

8 MS. BREWER: It'll be less than 10 minutes.

9 THE COURT: Well no, I -- I get that, but -- and --
10 and --

11 MS. BREWER: It's very quick.

12 THE COURT: It -- it's -- it's --

13 MS. BREWER: And it's --

14 THE COURT: -- not for my purpose, it's that --

15 MS. BREWER: It's not as if Ms. Egosi doesn't know
16 this woman. Ms. Egosi has known this woman for over 10 years
17 and saw her frequently.

18 THE COURT: And I understand that. And -- and you
19 made the offer of proof that this witness is going to testify
20 about the Plaintiff's proficiency --

21 MS. BREWER: In English.

22 THE COURT: -- in the English language.

23 MS. BREWER: That is correct.

24 THE COURT: With that noted, I treat that as an

1 offer of proof. I'm still not inclined because I think it is
2 more prejudicial to the Plaintiff not having adequate time to
3 prepare for a witness that was just recently designated.

4 MS. BREWER: And would -- I think that the Plaintiff
5 would not have taken her deposition even if it was a week bef
6 -- further back than that or even four weeks further back. I
7 don't believe there's any prejudice to the Plaintiff at all
8 because she knows who this person is. And she -- and the
9 hearing on May 17 said I don't have any money to do anything.
10 And she wouldn't have done any investigation anyway.

11 THE COURT: Well --

12 MS. McFARLING: I did get the court ordered fees
13 during that time period. So --

14 MS. BREWER: And -- and they had already --

15 THE COURT: So --

16 MS. BREWER: -- spent the amount.

17 MS. McFARLING: That changed --

18 THE COURT: Right.

19 MS. McFARLING: -- that status in my ability to --

20 THE COURT: She did a --

21 MS. McFARLING: -- financially prepare change.

22 MS. BREWER: Let -- let's quer -- let's query. Did
23 -- they had 11 days. Did they call Ms. Sarah -- Ms. Woelz?

24 No.

1 MS. McFARLING: It's not 11 days. It was
2 actually --
3 MS. BREWER: They didn't call.
4 MS. McFARLING: -- six -- six working days.
5 THE COURT: Six judicial days.
6 MS. McFARLING: Six business days.
7 MS. BREWER: That's Jul -- it was --
8 MS. McFARLING: And -- and I might also say that --
9 that these -- this disclosure of this witness came with -- I
10 don't know if it five -- four, five, six, banker's boxes full
11 of disclosures we had -- we saw for the first time as well.
12 There was --
13 MS. BREWER: And all paperwork was very organized.
14 MS. McFARLING: At the end -- and it was at the end
15 of the day I believe. I was in trial at the time but --
16 MS. MENTZEL: A holiday as well in there.
17 THE COURT: Well, again, from a timing standpoint,
18 I'm just not inclined to entertain the testimony at this time.
19 It's just too close. The designation's too close in time. So
20 I -- I understand the offer of proof to the extent I -- I
21 believe it's -- it's warranted or necessary.
22 MS. BREWER: And it's relevant.
23 THE COURT: That's something I'm concerned with.
24 Right --

1 MS. BREWER: And it's highly --

2 THE COURT: And -- and that's something I can
3 certainly deal with -- deal with to the extent I feel it's
4 necessary, but I don't -- given the timing, I'm just not
5 inclined to have it move forward.

6 MS. BREWER: Given the timing of the disclosure on
7 June 2nd, he's not inclined to allow the testimony.

8 THE COURT: To my understanding, it was six judicial
9 days ago that the disclosure was made.

10 MR. JIMMERSON: That's right.

11 THE COURT: So I -- I'm just not inclined. The
12 offer of proof -- the offer of proof is that this witness will
13 -- will testify about the proficiency of the Plaintiff in the
14 English language. And that's what we've been discussing
15 and --

16 MR. JIMMERSON: Judge, there was no cut -- discovery
17 cutoff, there was no witness cutoff. Okay. And June 2 was
18 ahead of the list of witnesses that the Plaintiffs provided to
19 us.

20 THE COURT: Well, I'm certainly on the same --

21 MR. JIMMERSON: So if we're to have that, we're
22 going to have a massacre on both sides.

23 THE COURT: Yeah, I understand that. I mean, what's
24 -- what's good for one is good for the other.

1 MR. JIMMERSON: How about -- okay. Listen, you're a
2 great judge. I want you to get to the merits. And when you
3 exclude witnesses, you don't get to the merits sometimes.
4 That's all I'm saying.

5 THE COURT: Well, and -- and I can --

6 MR. JIMMERSON: Especially when there's no
7 prohibition -- there's no rule that precludes it. This is an
8 arbitrary choice by you that six days --

9 THE COURT: Right.

10 MR. JIMMERSON: -- is too short a time.

11 THE COURT: Right.

12 MR. JIMMERSON: Respectfully, I disagree with it.
13 That's not for me to disagree --

14 THE COURT: Okay.

15 MR. JIMMERSON: -- with a judge.

16 THE COURT: All right. You may step down. Thank
17 you.

18 (WITNESS EXCUSED)

19 MR. JIMMERSON: Thank you. I do call Joe Egosi to
20 the stand please.

21 THE COURT: Okay.

22 MR. JIMMERSON: Thank you, sir.

23 (WITNESS SUMMONED)

24 MR. EGOSI: Thank you, sir. Appreciate it. May she

1 be released so she can listen or sit in this room?

2 THE COURT: That's fine. I --

3 THE CLERK: You do solemnly swear the testimony
4 you're about to give in this action shall be the truth, the
5 whole truth, and nothing but the truth so help you God?

6 THE WITNESS: Yes, ma'am.

7 THE CLERK: State your name for the record and you
8 can be seated.

9 THE WITNESS: My name is Yoav Egosi, spelled
10 Y-o-a-v. Last name E-g-o-s-i.

11 THE COURT: All right. You may be seated. Counsel,
12 you may proceed.

13 MR. JIMMERSON: Thank you.

14 YOAV EGOSI

15 called as a witness on his own behalf, having been first duly
16 sworn, did testify upon his oath as follows on:

17 DIRECT EXAMINATION

18 BY MR. JIMMERSON:

19 Q Mr. Egosi --

20 MR. JIMMERSON: May I have Exhibit C?

21 MS. BREWER: Yes.

22 Q State your name.

23 A Yoav Egosi.

24 Q And you are the Defendant, the father of Ben?

1 A That is correct.

2 Q And you are seeking to enforce a prenuptial
3 agreement dated August 13 of 2008. Is that right?

4 A Yes, sir.

5 Q Okay. I'd like to go right to the time line that I
6 spoke to the Court about on my opening statement and ask you
7 when did your wife come to live to the United States, I want
8 to call it a permanent basis.

9 A Well, I met my wife at the end of 2006. In 2007 in
10 January, she wanted to stay with me and my girlfriend at the
11 time for one month and be able to work at the club where we
12 met her and on her spare time I guess spend time with me and
13 my girlfriend.

14 MS. MCFARLING: Objection. Non-responsive to the
15 question asked.

16 THE COURT: Sustained.

17 BY MR. JIMMERSON:

18 Q The question -- just listen to my question.

19 A Okay. Sorry.

20 Q You have plenty of time to give your answers, okay?

21 A Uh-huh (affirmative).

22 Q You're going to do fine. And when did you begin a
23 relationship with Patricia?

24 A That was around February of 2007.

1 Q Okay. All right. And so when she testified over
2 the last year in this case that she came here in 2005, that
3 was an error?

4 A That was a mistake.

5 Q And she -- you had bought her a round trip ticket,
6 correct?

7 A Correct, and -- may I -- she was supposed to pay it
8 back when she worked at the club that she -- that I met her
9 in.

10 Q Now, did you have a business in January 2007?

11 A Yes, sir.

12 Q What was the business?

13 A Hawk Communications. And you -- well known as Joy
14 Phone.

15 Q It did operate by fictitious name?

16 A Yes, sir. Joy Phone.

17 Q And in that time period of 2007, how many employees
18 did you have?

19 A Between 15 and 20.

20 Q Did there come a time when Patricia began working
21 for Joy Phone?

22 A Yes, sir.

23 Q And when was that?

24 A Around February or March of 2007.

1 Q And I'm going to focus now upon the 18 months
2 between Mar -- January of 2007 and August 13 of 2008. Okay?

3 A Yes, sir.

4 Q I did want to get to the conclusion. You did marry
5 on September 26 of 2008. Is that right?

6 A Yes, sir.

7 Q In Atlanta, Georgia at the Fulton County Courthouse?

8 A That is correct.

9 Q And in the time period of March of 2007 through
10 August 13 of 2008, what work did your wife perform at Joy
11 Phone?

12 A My wife worked in different departments including
13 billing, portability, shipping, and upgrades.

14 Q Now, what is the term portability? She used it a
15 couple of times. It wasn't clear to me what that was. What
16 is that?

17 A When customers come to Joy Phone or to Hawk
18 Communications, they normally have a phone provider already,
19 kind of like AT&T or Verizon. And they come to us because we
20 save them money and we give them extra features that they
21 don't have with existing phone provider. But when they come
22 to us, they want to keep the same phone number. Nobody wants
23 to keep switching their phone number. So we have to port. We
24 have to place an order with the losing carrier to release

1 their number to us and put -- so every new customer that comes
2 in you have to port the number. A majority of those
3 customers, some of them get new numbers, but majority of the
4 numbers -- I mean the customers keep the same number from one
5 provider when they come to us. And Patricia will have to
6 ensure we have letter of authorization, an LOA, from the
7 customer. And she will have to submit those LOA to the losing
8 carrier to release the number.

9 Q LOA meaning letter of authorization?

10 A Yes, sir.

11 Q What other duties does she have besides that? You
12 said in addition to portability, you mentioned --

13 A Billing.

14 Q And what did billing entail?

15 A Billing have different aspects. Part of it is
16 charging customers. Second is upgrade -- you know, upgrade
17 and billing works hand in hand because people want to upgrade
18 their plan but everything to do with billing customers is
19 under the bill -- falls under the billing.

20 Q Now you heard me ask Mrs. Egosi about daily reports?

21 A Yes, sir.

22 Q What are daily reports as they relate to Patricia
23 Egosi in the 18 month time period of March of '07 through
24 August of '08?

1 A Okay. The -- the reports that you're referring to I
2 believe is what she knows as -- as sign up report. It's
3 signup.pl on -- on our internal systems. The reason that
4 Patricia will have to look at the sign up report is because
5 she did all the shipping. So in -- before we ship, she had to
6 look at the daily report to see all new customers that join
7 and how much they paid and make sure that they have 911
8 authorization. Basically they have to acknowledge that E911
9 is different from traditional 911, that's emergency services.
10 So once she confirm that, she will print their bills and she
11 will send them the adapter. Without the adapter, our clients
12 will not be able to use our service.

13 Now, the thing about the sign up report -- and we
14 can pro -- we can show the judge so he can visualize what I'm
15 trying to say.

16 MS. McFARLING: Objection. Non-responsive to the
17 question asked.

18 THE COURT: Sustained.

19 THE WITNESS: Yeah, sorry.

20 BY MR. JIMMERSON:

21 Q How can -- have you produced documents that evidence
22 her duties and responsibilities?

23 A Yes, I believe we have.

24 Q What did -- what did you produce? Have you

1 delivered to opposing Counsel?

2 A We -- we produce tickets, emails, different reports.

3 Q And what do the tickets speak to?

4 A Tickets is communication -- communication between
5 clients and employees. And it could also be used internally.
6 And the way tickets -- new tickets get generated is any time
7 an email is -- gets sent into the company, they are -- they
8 automatically signed a ticket number. So that way the company
9 could track every request from beginning to end. Also
10 sometimes tickets will fall into the wrong department. For
11 example, if you email support@joyphone.com, it will go into
12 the support department but maybe that customer wants to do
13 upgrade or billing. So that ticket will then be assigned to
14 the billing department, which will fall into Patricia's queue.

15 Q And tickets are directed specifically to Patricia.
16 Is that right?

17 A The tickets that go to billing and tickets that go
18 to portability and upgrades go directly to Patricia. Other
19 tickets that go to the general mailbox of support will be
20 assigned by the support staff to billing or basically to
21 Patricia.

22 Q Okay. Showing what's been marked as proposed MMM.
23 What are these group of documents please?

24 A These are samples of tickets that work by Patricia.

1 And each -- do you want me to describe this document?

2 Q I don't want you to read from it, but I want you to
3 describe what it is and then we'll --

4 A Okay.

5 Q -- move it into evidence.

6 A So the -- the tickets will show when a original
7 ticket was open. And this particular one that I'm looking for
8 was opened by customer sending email. That ticket was
9 assigned to Patricia. And you can see Patricia's name is on
10 this ticket. A customer sent authorization to move their
11 number. And Patricia tells the customer not to cancel the
12 existing account and -- and she will advise them on once the
13 port is complete. That's what this ticket talks about.

14 Q And are there other pages behind it?

15 A Yes, sir.

16 Q What are they? Just what they are quickly.

17 A Okay.

18 Q One by one by one.

19 A Yes, sir. This particular ticket is a billing
20 ticket. This -- this particular person has a billing question
21 and Patricia answers regarding this.

22 MS. McFARLING: We -- we haven't been provided a
23 copy of this exhibit.

24 THE WITNESS: Okay. I can --

1 MS. McFARLING: You gave it -- you -- you handed it
2 earlier and then took it back.

3 THE WITNESS: Bates stamp number YEG01 --

4 MR. JIMMERSON: We absolutely provided it to you,
5 Counsel before you make the representation --

6 MS. McFARLING: Not -- not anything -- there is
7 something marked as MMM in 20, but this is not it.

8 THE WITNESS: But you can look it up on the folders.
9 It's Bates Stamp YEG010766.

10 MS. BREWER: That's the identical that Mr. Jimmerson
11 has that the clerk has.

12 THE WITNESS: This is just a summary.

13 MS. BREWER: This is identical.

14 MS. McFARLING: My MMM, Counsel, is the transcripts.

15 MS. MENTZEL: Yep.

16 MS. McFARLING: That's what I have as MMM.

17 THE COURT: So this should be NNN. Was that the
18 next one in order?

19 (COURT AND CLERK CONFER BRIEFLY)

20 THE COURT: It -- well, it should be what is the
21 last exhibit.

22 MS. McFARLING: This is my MMM.

23 MR. JIMMERSON: And it's -- it will be after that,
24 ma'am.

1 THE COURT: So is that the last one marked?

2 MS. McFARLING: Yeah.

3 THE COURT: So yeah. So this should be NNN.

4 THE CLERK: Okay. So okay. I'll have this marked.

5 BY MR. JIMMERSON:

6 Q All right. And what I need you to do is to just
7 read the bottom Bates stamp numbers.

8 A Oh, okay. No problem.

9 Q Now, let's just talk about the body of documents.
10 You provided about 9,000 documents?

11 A Yes, sir. That's correct.

12 Q And why did you provide those? And why did we
13 provide them to opposing Counsel?

14 A Because Patricia, through her Counsel -- I believe
15 it was six times that she says that Patricia did not read,
16 write, or speak English. And --

17 Q Is that a true statement?

18 A That is false statement.

19 Q What is the true -- what is the truth?

20 A The truth is that Patricia spoke, read, write, and
21 understand English.

22 Q And so you produced those documents to evidence her
23 ability to read, write, and read -- and speak the English
24 language?

1 A At a great cost, yes, sir.

2 Q And so continuing with those documents, what else do
3 you have there? And by looking at them since the Judge hasn't
4 seem them, do you maintain these records in the ordinary
5 course of business?

6 A Yes, sir.

7 Q And you know these are true and correct copies of
8 what you would have in Atlanta, Georgia?

9 A Correct, and the ticketing system is designed in a
10 way so it cannot be altered or -- or changed.

11 Q And how is it so designed?

12 A It's -- it's a company that even governments use.
13 It's called Request Tracker. It's called RT. She knows it as
14 RT. It's -- we use that for auditing purposes so we can track
15 everything that's said by an employee to -- let's say to a --
16 to a client. That way if there's a complaint about a
17 particular employee, we can pull it up and we have records of
18 it.

19 MR. JIMMERSON: Okay. I move for the admission of
20 Exhibit NNN.

21 THE COURT: Triple N? Any objection to the
22 admission of Exhibit NNN?

23 MS. MENTZEL: I object to the authenticity as far as
24 we don't know how it was created. I know witness testified as

1 to how far it was created. Simple fact is we just were
2 provided these documents. We have no proof of how they were
3 done, of where they came about, or even if Patricia has
4 actually been the one to draft these documents.

5 THE COURT: Would you lay more of a foundation, Mr.
6 Jimmerson? So I'll sustain that objection.

7 BY MR. JIMMERSON:

8 Q How do -- please tell the Court why you know those
9 are authentic copies of the original documents that exist in
10 your business office for the time period specified?

11 A The -- the -- these tickets are still in our system.
12 It's not something that was printed years ago. It's something
13 that is -- always stays on our system. And we have to keep it
14 for auditing purposes.

15 Q And you made copies? You supervised this yourself
16 personally?

17 A When we made copies for you? Yes, sir.

18 Q You didn't want to pay any kind of a -- a pay chart
19 and you physically --

20 A I physically --

21 Q -- provided five copies?

22 A -- printed five copies of 12,000 copies, 60,000
23 pages and I hand -- and took them to FedEx to get the holed or
24 punched for you guys.

1 Q And the tickets are, as you indicated, specifically
2 addressed to Patricia as opposed to just a general mailbox,
3 right?

4 A That's co -- well, some of them. The ones that says
5 Patricia are addressed to Patricia.

6 Q And you pulled those that say Patricia to show that
7 she's handled this paperwork over the course of those 18
8 months?

9 A The only tickets that were pulled from our system --
10 we have hundreds and thousand of tickets, are tickets that
11 Patricia either replied to the customer or commented on those
12 tickets.

13 Q Of which they total about eight or 9,000 in number?

14 A 9,500 and change.

15 MR. JIMMERSON: Move for admission of Exhibit ZZ.

16 THE COURT: Triple N, you mean.

17 MR. JIMMERSON: I'm sorry.

18 THE COURT: Any objection to the admission of
19 Exhibit Triple N?

20 MS. MENTZEL: I'm going to again object to
21 authenticity. We have no proof that Patricia was actually the
22 one who drafted these documents. There's no pro -- he can say
23 -- he has no proof that Patricia drafted or created these
24 documents. From what I'm understanding is there's a system in

1 there that people had access to and from computers. So
2 there's actually no proof that Patricia's the one who drafted
3 these documents.

4 MR. JIMMERSON: There's no testimony of what Ms.
5 Mentzel says to be true. My client hasn't testified anything
6 Ms. Mentzel is using -- a red herring.

7 THE WITNESS: I just wa --

8 MS. MENTZEL: Well, he testified to the fact that
9 Patricia drafted these documents and it says created by
10 Patricia, but there's no proof that Patricia actually created
11 these documents.

12 THE WITNESS: Patricia did not create those
13 documents. She answered an -- she -- questions from
14 customers. And she answered questions from other employees.
15 Now, as far as security's --

16 MR. JIMMERSON: Those answers are -- examples of
17 those answers are in those documents, right?

18 THE WITNESS: Yes, sir. And I want to clarify that
19 we are in --

20 MS. McFARLING: Objection. There's no question
21 pending.

22 THE COURT: Sustained.

23 BY MR. JIMMERSON:

24 Q Would you please clarify for the Court -- could you

1 respond to opposing Counsel's objection?

2 A Okay. We are in telecom. Telecom is considered
3 mission critical and considered highly confidential
4 information. We take security very -- very seriously. Every
5 user have to log in with own credentials, with own users. The
6 only way that Patricia's name can be on this ticket is if
7 somebody had her password. And obviously, if -- if you can
8 see, is that all these tickets have her name. And people
9 reply and she replies again and again and again to the same
10 request.

11 So if somebody answered in her name, when that
12 request comes in, she will see that somebody answered in her
13 name. And I never had a complaint from Patricia or any other
14 employees that people are using somebody else's user name.
15 And the passwords change on random basis but Patricia would be
16 in charge of that password. Not even me will have a password
17 for her ticketing system.

18 MR. JIMMERSON: Thank you, Judge. Anything else?

19 THE COURT: Any ob -- any objection to the admission
20 Exhibit --

21 MS. MENTZEL: We're going to object. It's my
22 understanding as the owner of the business, he had the ability
23 to create passwords. He knew all of the passwords and he
24 could change all the passwords at any time.

1 THE COURT: As the trier fact, I'm satisfied with
2 the foundation that's been laid and the authet -- authenticity
3 of the document. That would go to the weight of the exhibit.
4 Exhibit Triple N is admitted into the record.

5 (DEFENDANT'S EXHIBIT NNN ADMITTED)
6 BY MR. JIMMERSON:

7 Q And going through that, is there anything that you
8 would like to bring out to the Court's attention in this
9 sample of documents?

10 A I think there's important things to see here.

11 Q If you could point to it again.

12 A Yes, sir. Okay. Some of these samples -- should I
13 continue? Should I continue, sir?

14 Q Please.

15 A Okay. The reason we chose a sa -- small sample out
16 of 9500, some of them show that she's done -- she's dealt with
17 -- with billing, something that, from her discussions before
18 in motions and in deposition, she refused to agree. So you
19 can look at Bates Stamp YEG008914. And you can see that she's
20 doing upgrade and charge the credit card of a customer.
21 That's ticket number 4617

22 Q Okay.

23 A I think it's also important to -- to see how
24 Patricia responds directly to the customer and cannot use a

1 template. So some of these tickets that you see here will
2 show you that Patricia writes at free will. If you look at
3 YEG010756, for example, Patricia makes a comment that she rec
4 -- may I quote her?

5 Q Please. You can read from it.

6 A Yes, sir. We received William AR adaptor, but we
7 did not receive any cancellation request. Please call the
8 customer and advise. So this is an example of where Patricia
9 opened a ticket and sent it to support and asked them to
10 advise the customer that we did not receive cancellation
11 request. So she communicated with other employees at the
12 company in English through the ticketing system and also
13 through chat system.

14 If we look at some of the other example that we
15 looked at -- here's an example. A ticket -- I'm sorry,
16 YEG006708. This is another ticket that Patricia handled. And
17 the customer -- we -- wanted to switch some numbers to us --
18 port numbers to us. And Patricia replies to him we -- we
19 moved already two numbers, 301 -- 301-725-5665 and so on. For
20 -- for you to submit one more number, 401-418-8422, you must
21 have three lines with us. If you like us to port additional
22 number, 301 blah, blah, blah, I'm sorry -- to the Joy Phone,
23 please add additional line to your service and pay the porting
24 fee for authorize us one time \$20 porting fee and \$1.95

1 virtual number fee. You can authorize the charge or add
2 additional line by replying to this email or sending email to
3 billing@joyphone.com. This shows that she can construct
4 sentences I believe. And that's why I chose this ticket.

5 Q All right. I want you to look at the one that ends
6 11411. YEG011411. It looks like this.

7 MS. MENTZEL: I'm sorry, YEG what?

8 MR. JIMMERSON: YEG011411. It looks like this.

9 BY MR. JIMMERSON:

10 Q And would you -- to give an example of what this
11 looks like, a person writes by the name of Roslyn Anderson
12 (ph). Are you with me?

13 A Yes, sir.

14 Q Okay. And she -- she gives her address and she says
15 your phone adaptor was not compatible with my DSL modem. I
16 kept your phone services so that I could have long distance.
17 That service was provide through my main phone service but it
18 was \$20 per month and you had to dial an 1-800 number. Am I
19 reading that correctly?

20 A Yes, sir.

21 Q And then would you now respond -- or advise the
22 Court what your wife wrote back to Ms. Ro -- Ms. Anderson.

23 A Says hello, Roslyn, we cancelled your account at
24 your -- as your requested -- sorry, as you requested. Please

1 return the adaptor with all the original parts so we can
2 process your account. Include your final payment of \$1.05 in
3 the form of a check, money order, or cashier check. And then
4 she gives an RMA number, 16472 -- 21. And then she gives the
5 address. And then she says thank you for trying our service,
6 Joy Phone billing.

7 Q Now, setting that aside, you lived with the woman,
8 you dated her, you married her. On the date of signing the
9 prenuptial agreement, what was her level of fluency in
10 English?

11 A It was just like any -- any other employee at the
12 company on a business side or on a personal side.

13 Q Well, I mean, I -- I have taken her deposition.

14 A Right.

15 Q And I would say that I wouldn't think she's totally
16 fluent but I think she knows everything --

17 A Well she have an accent. She have an accent and she
18 always did. And it's something that she probably will always
19 have. When she's nervous, when you were giving her
20 deposition, her English was worse because she was nervous but
21 when she's not nervous, she's very proficient in -- in
22 language. Actually to my knowledge, she speaks seven
23 different languages. So her English when I met her was not as
24 good as when we signed the agreement, but by working at the

1 company on daily basis, she communicated with all clients,
2 employees, myself, and my parents only in English. So her
3 proficiency in English was very good by the time she signed
4 the agreement.

5 (COUNSEL CONFER BRIEFLY)

6 MR. JIMMERSON: Your Honor, I'd like to move for the
7 admission of Exhibits C and D in mass as opposed to spending
8 the rest of my three hours going over -- I -- I --

9 THE COURT: Any objection to the admissions of
10 Exhibits C and D?

11 MS. MENTZEL: Going to object to the authenticity of
12 them. Even when you look at them, I believe there's one set
13 of them. It's either C or D that doesn't have this created by
14 line or anything to that effect either. Then it simply --
15 it'll be from Joy Phone. And it's Billingl, so I don't
16 believe there's any indication that it's actually written by
17 our client.

18 MR. JIMMERSON: Exhibit C, Your Honor -- I can meet
19 this I think fairly. Exhibit C are the emails to and from
20 Palicia -- Patricia Egosi created while she worked for Joy
21 Phone in 2007, 2008. And D is the tickets that you have here
22 that actually have Patricia Egosi's name created -- where she
23 creates her responses while worked for Joy Phone for the same
24 time period. If you want, I can take it one by one.

1 THE COURT: Well no, listen, Exhibit -- is Exhibit
2 Triple N an extraction from those --
3 MS. BREWER: Yes.
4 MR. JIMMERSON: Yes.
5 THE COURT: So it's --
6 MR. JIMMERSON: A sample.
7 THE COURT: -- more or less used as a sa -- sample
8 of what is in --
9 MR. JIMMERSON: Right.
10 THE COURT: -- these two exhibits.
11 MR. JIMMERSON: Yes. That's correct.
12 THE COURT: I'm -- I'm hearing that there may be
13 some entries that aren't necessarily directed to or from the
14 Plaintiff.
15 MR. JIMMERSON: That's not true.
16 THE COURT: Okay.
17 MS. MENTZEL: And I'm further going to object to the
18 timing of the disclosures of these exhibits. They were
19 disclosed June 2nd, 2017. I believe this is again giving six
20 business days to go over these documents. I believe Defendant
21 has testified from the beginning that our client could speak
22 English. These are his documents ready to -- avail --
23 available to him. He would have been able to disclose these
24 any time versus six business days before trial when we're

1 looking at -- I don't know, how many thousands of documents?

2 MR. JIMMERSON: My response is they have their
3 fountain of knowledge right there to know that she is the
4 author of every one. It's a phony objection. He knows
5 they're true. They're kept near him in the course of
6 business. It was her job.

7 THE COURT: Okay. So Exhibits C and D are -- are
8 books 1 through 18.

9 MR. JIMMERSON: That's correct.

10 THE COURT: So it's those binders.

11 MR. JIMMERSON: That's right.

12 THE COURT: Here's what I'm going to do. And
13 understanding, coming back tomorrow, I'm going to defer ruling
14 on that. Give the -- the Plaintiff the opportunity to review
15 those in greater detail and determine whether or not there are
16 specific pages that should be excluded from admission.

17 BY MR. JIMMERSON:

18 Q All right now. June of 2007 -- 2008, excuse me. I
19 reference (indiscernible) received an email on March 24, 2008
20 to an -- to a rabbi.

21 A Yes, sir. Yes, sir.

22 Q Please tell the Court why that is important as it
23 relates to this issue of the prenuptial agreement?

24 A The -- the email that you're referring to a email

1 to Rabbi Heller (ph), he's -- he's the rabbi of Na Tura (ph),
2 which a synagogue in Atlanta, Georgia. I contacted the rabbi
3 on May -- I mean, I'm sorry, March 24th of -- of 2008. And I
4 informed him that me and my girlfriend of two years, almost
5 two years I said to him, are planning to get married and my
6 girlfriend wants to be -- I said be part of our tribe. That's
7 what we refer to in my religion. And I wanted to -- we wanted
8 to start the process of conversion.

9 Q All right. And was it at that time that you had
10 decided or you -- you had started talking with Patricia about
11 marriage?

12 A We discussed it before that obviously but this is
13 when we start taking more serious steps toward eventually
14 getting married.

15 Q When did you first raise the issue? Or when was the
16 issue -- when was the issue of -- of signing a prenuptial
17 first raised?

18 A Patric -- when Patricia came to me and -- and
19 discussed getting married, she understood that credibility was
20 not -- was, you know -- she didn't have much credibility even
21 though we were very much in love and I -- I was in love with
22 her. The way that we met and the money that she stole and the
23 stories that kept on changing. The sister that became a
24 girlfriend for 12 years, the -- the money that I was sending

1 to -- for her sister to keep her son from the street is what
2 she told me at the time. Found out that it was all falsified
3 invoices but I always --

4 Q And the sister was in fact her live in lover?

5 A And it was her lover for 12 years. I found these
6 things as time went --

7 MS. McFARLING: Objection. Goes beyond the -- the
8 question asked. It's non-responsive.

9 THE WITNESS: Okay.

10 BY MR. JIMMERSON:

11 Q Direct response is how did it come about.

12 A Patricia, when she came up with idea of marriage
13 said that she will sign a prenuptial agreement with me in
14 order to I believe me -- make me more comfortable with getting
15 married. And part of the discussion -- I'm sorry to interrupt
16 but -- but the -- the way that we discuss marriage, even
17 though we did love each other, was Patricia way of us stop
18 traveling to renew her travel visa. And that's why we married
19 in Fulton County Courthouse. There was no family, there was
20 no friends, it was just to start the paperwork as part of it.
21 And she wanted to prove that she's marrying me for the right
22 reason. And she proposed that we will sign a prenuptial
23 agreement.

24 Q So in the typical case, I can tell you but my

1 experience is the what I call the empowered spouse or the
2 money spouse, the more wealthy spouse is asking for the prenup
3 but that wasn't the case here?

4 A It wasn't the case. Patricia assets I would say
5 were greater or the same as -- as my assets were.

6 Q In 2008?

7 A That is correct.

8 Q And what did you know about her assets that were
9 equal or greater than yours?

10 A When or where?

11 Q What did you know?

12 A What did I know? I knew -- I knew she was in -- has
13 investments in Brazil. I didn't know of any -- I didn't know
14 that she had assets in America at the time. I learned that
15 later in this trial that she actually did have assets in
16 United States as well.

17 Q And she had gold?

18 A She had gold, she had a house, she had bank
19 accounts, she had a book that she published with her
20 girlfriend. She had different -- different investments.

21 Q Now, did you discuss then -- did you participate
22 with her in selecting a prenup?

23 A Yes, sir. We both reviewed several different
24 prenups. Some of them were free like you can download. Some

1 of them was for money. And we finally decided on the -- the
2 prenup at LawDepot.

3 Q And did you download the -- the document?

4 A After we answered some questions on the website, we
5 had to buy a licence to download. We -- we purchased a one
6 year licence to download the agreement. And we downloaded on
7 -- by that time, it was June 25th, 2008.

8 Q And by looking at the ticket, it was late at night.
9 It was the -- the night of the 24th had crossed over to the
10 next day, the 25th?

11 A That is correct.

12 Q I'll show you what's been marked as Exhibit ZZ. I
13 want you identify this document that's been admitted into
14 evidence.

15 A Yes, sir. This document is the original paid
16 licence of this prenuptial agreement. It's -- anytime you
17 download from LawDepot -- should I continue?

18 Q Yes.

19 A It's time -- it's date stamped. So the bottom of
20 this document have a date stamp June 25th, 2008.

21 Q Now, I'd liked to show you what's been marked as
22 proposed Exhibit -- excuse me. Now, what question did you
23 answer that is specific to that document that you have in your
24 hand, the June 25th first draft of the prenuptial agreement?

1 2008.

2 A Well, the first thing is names. Second is
3 residence, state -- city and state. Then they have a section
4 on children that's -- and Nedson, her son is listed here under
5 children. So we had to fill that out.

6 Q And how do you know that that is a true and correct
7 copy of the original first draft of June 25 of 2008?

8 A Well, once I heard the deposition of -- of my wife
9 on -- on May 30th and I found out that a law -- I mean Batya
10 reviewed this document with her, I -- I was surprised. And I
11 went back to LawDepot and I wanted to see if there was -- if
12 they kept track of any -- any of the documents that we might
13 -- must have if, you know -- if Batya reviewed the final
14 document. So when I went to LawDepot, I -- I found out -- I
15 found the user name that I used was my Gmail account. And
16 when I was in Kris -- Kristine Brewer's office, we together
17 logged in. And we logged in to LawDepot, we saw the email,
18 and then I went to Gmail. And -- and we did together search
19 for -- for that LawDepot. And then we found an email for my
20 Gmail that I didn't know about from July 18th to Batya
21 Goodman. Email at work --

22 Q From 2008?

23 A Yes, sir. And that email had an attachment to that
24 email that called prenup. And that attachment is the document

1 that we see here. I -- when I was doing my deposition with
2 McFarling, I stated that we had a draft months before we
3 signed the final version. Of course in the motion that
4 Patricia filed, she said the first time she saw that document
5 was on August 13. I knew it was wrong, but I couldn't prove
6 it.

7 MS. McFARLING: Objection. Non-responsive to
8 question asked.

9 THE COURT: It's becoming a narrative. So
10 sustained.

11 THE WITNESS: Okay.

12 MR. JIMMERSON: So I first for the admission of
13 Exhibit ZZ.

14 MS. MENTZEL: I'm going to object to the
15 authenticity and the timeliness of that document. We received
16 that document three business days ago. We've just heard
17 testimony that he knew when Patricia first filed her motion
18 that there were some other drafts of this document. And we're
19 just receiving now -- three business days ago. We -- we don't
20 have any proof that that's where this document is actually
21 from.

22 MR. JIMMERSON: I think Ms. Mentzel has gone away
23 from the case because we never were advised -- you were never
24 advised that there was an early draft of the prenuptial. You

1 were told just the opposite. You were told that the only
2 exact document was downloaded on August 13 and signed within
3 an hour or two of it being downloaded at the mortgage company.
4 That's what you were told.

5 MS. MENTZEL: The client just testified two seconds
6 ago --

7 MR. JIMMERSON: You're right.

8 MS. MENTZEL: -- that he knew -- he knew of this
9 document previous before he testified to it previously before
10 he testified at his own deposition. And he's --

11 MR. JIMMERSON: I didn't hear that testimony.

12 MS. MENTZEL: That's what I just heard.

13 MR. JIMMERSON: I didn't hear it. I did not hear
14 it. I did not hear it.

15 MS. MENTZEL: And that he knew about it because of
16 the motion as well that he knew because in our motion, it said
17 that he had not previously received that. He literally said I
18 read her motion and she said she had not previously looked at
19 this document and I know I had another version of this
20 document.

21 MR. JIMMERSON: Right.

22 THE COURT: Right.

23 MR. JIMMERSON: Exactly right.

24 MS. MENTZEL: So three business days ago.

1 BY MR. JIMMERSON:

2 Q And how did you know that? How did you know that?

3 A I didn't have this document. I did know that this
4 -- that we can have this document. I -- what I said was is
5 that we reviewed a draft of this document months before we
6 signed the prenup. If I knew that we --

7 Q And that was something your client -- your -- your
8 wife had denied, right?

9 A Something that my wife denied.

10 Q Right.

11 A And I -- it was my word against hers until we found
12 this document in my Gmail, me and Mc -- I mean Kristine
13 Brewer's.

14 Q Now did you send the document, the Exhibit ZZ, to
15 Batya Goodman?

16 A No, I have not.

17 Q But we know that Batya Goodman had the document.

18 A On July 18th of 2008.

19 Q And you have the email that sent it to her?

20 A It's still in the Gmail account.

21 Q And your wife knew your -- of course your -- your
22 email address and your email password?

23 A We had one computer at the time and she would -- had
24 full access at the time to my computer.

1 Q All right. And did you know that she had met with
2 Batya Goodman to discuss the document, Exhibit ZZ?

3 A No, I did not.

4 Q And were you surprised to learn about that during my
5 examination of your wife on May 30th?

6 A I was surprised because in previous motions, my wife
7 said that she didn't have counsel and she didn't have time to
8 receive counsel.

9 Q But you had a recollection that there had been a
10 document earlier time?

11 A I -- I recollected that we looked at drafts.

12 Q And you didn't have a copy of any of that?

13 A I didn't have a copy. The only copy I had is the
14 one supplied on the one with the signature.

15 Q And now tell me what occurred on the evening of July
16 -- June 24th?

17 MR. JIMMERSON: And we'll move for -- I -- I want to
18 lay some more foundation.

19 Q What happened on the evening of June 24, 2000 --
20 '08?

21 A We went to LawDepot.com. We answered some
22 questions. They go through some steps where you fill out 15
23 questions about names and states and -- we presented the
24 questions into evidence. And then once you fill out all the

1 questions, they -- you get to a page where they ask you to
2 either use an existing licence or buy a new licence. And we
3 paid for new licence. And we paid for licence that is good
4 for one year. We produced the receipt of that licence. And
5 that receipt date again is 6/25 of '08.

6 (COUNSEL CONFER BRIEFLY)

7 BY MR. JIMMERSON:

8 Q All right. And -- and who -- where was your wife
9 when you downloaded the LawDepot first -- first draft, Exhibit
10 ZZ Proposed?

11 A My wife was typing while I was next to her on a
12 computer.

13 Q So you heard her testimony that she did not -- was
14 not present when you downloaded?

15 A That is correct.

16 Q Is she being truthful?

17 A No, she's not.

18 Q Okay. And tell me what took place. What
19 conversation did you have between her and you where you then
20 caused this to -- to pay your money, you fill in the blanks,
21 answered the questions, and then you downloaded the document?

22 A Once we discussed marriage and she offered to --
23 well, she's proposed to sign a prenuptial agreement. We had
24 to do the research and find one. I myself did not have legal

1 counsel to do this for -- for us. So I seeked to go online
2 and find a -- a template with my wife that fits both me and my
3 wife's --

4 Q Show the Exhibit LLL proposed. Can you identify is
5 this a certification of custodian of records at Law Depot?
6 And I believe attached to it is the receipt to which you
7 provided (indiscernible)?

8 A That is correct.

9 MR. JIMMERSON: Move for the admission of Exhibit
10 LLL. Dated at June 25, 2008.

11 THE COURT: Any objection to the admission of
12 Exhibit LLL?

13 MS. MENTZEL: Hold on, Your Honor. I'm trying to
14 find it.

15 THE CLERK: It -- it's in book 20, Counsel.

16 MS. McFARLING: No, the little one has triple
17 digits.

18 MS. MENTZEL: The little one has --

19 THE CLERK: It's LLL.

20 THE COURT: This is -- it is --

21 MS. McFARLING: LLL. Okay.

22 MS. MENTZEL: Okay.

23 THE COURT: Yeah, Triple L.

24 MS. McFARLING: I was looking at LL.

1 MS. MENTZEL: I'm looking at LLL, which is the
2 proposed -- or which is the 8/13/2008 prenuptial agreement.

3 THE WITNESS: YEG013143.

4 THE CLERK: I don't have it Bates stamped.

5 THE WITNESS: Oh.

6 MS. BREWER: I apologize, that's my error. It's
7 Triple J.

8 THE COURT: Triple J.

9 MS. BREWER: We won't forget that, will we?

10 THE WITNESS: That's a good name.

11 (COUNSEL CONFER BRIEFLY)

12 THE CLERK: So we're not trying to offer LLL?

13 MS. BREWER: It's Triple J.

14 BY MR. JIMMERSON:

15 Q And in terms of answering questions, did you respond
16 about Nedson?

17 A Patricia respond about Nedson. At the time, Nedson
18 was in Brazil.

19 Q Did you know Nedson's birthday?

20 A No, sir.

21 Q Was it required to know Nedson's birthday in order
22 to fill that in?

23 A Yes, sir. They ask about children.

24 Q And in the final document --

1 MS. MENTZEL: I -- I apologize. Is there still
2 waiting on my objection to the Triple J or --

3 THE CLERK: Well, my Triple J is a certificate of
4 custodian records.

5 MR. JIMMERSON: Right.

6 THE COURT: Yeah.

7 MR. JIMMERSON: Attached to that is the receipt.

8 THE COURT: Right.

9 MS. BREWER: The receipt from LawDepot.

10 THE CLERK: Okay. I'm sorry, I thought we were back
11 on a prenup. I apologize, sorry.

12 MS. BREWER: That is correct.

13 MS. MENTZEL: And -- and I -- I'd object as to
14 authentic -- authentication, hearsay. We have documents that
15 are clearly not kept in normal business course. It's actually
16 a letter that seems to be written for the purposes of this
17 litigation.

18 MR. JIMMERSON: I'm only offering the receipt,
19 Counsel. I'm not offering the letter. The letter will be
20 received.

21 MS. MENTZEL: Okay.

22 THE COURT: He got the receipt from his printer on
23 June 25th, 2008.

24 MS. MENTZEL: I'm sorry, can you tell me what Bates