

1 A. Yes.

2 Q. And is this what Government  
3 Exhibit 359 is?

4 A. Yes, that's the report.

5 Q. And in this issue comment section,  
6 what are you writing there? What is the purpose  
7 of that block?

8 A. It's just to give the commissioner  
9 an idea as to what happened in the mediation.

10 Q. Focusing in on the highlighted  
11 portion, the sentence before it where it says  
12 Father states?

13 A. Yes.

14 Q. What does that indicate? You can  
15 read it.

16 A. The highlighted portion?

17 Q. The first sentence before and then  
18 the highlighted sentence.

19 A. The Father states he applied for  
20 disability and is unable to pay toward arrears  
21 balance at this time. Father was not in  
22 agreement with the current amount of \$261 but  
23 would not give an amount he felt comfortable  
24 paying other than zero.

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Q. Now, it goes on to indicate that Mother states she did some research on the Internet. What was the significance of that in the course of the mediation?

A. When Father said that he didn't have any income to pay the support, Mother said she had done research on the Internet and found out Father had a blog and he was drawing income from that blog.

Q. What was his response to that?

A. He said he didn't have a blog and he wasn't receiving any income from that blog.

MR. McCALL: May I have one moment, Your Honor.

THE COURT: You may.

BY MR. McCALL:

Q. Prior to the court hearing that subsequently occurred on February 11, 2013, if you know, did David Matusiewicz ever file another motion to have the hearing done via telephone?

A. I'm not sure. I'm not aware of that.

MR. McCALL: Thank you. Judge, I

\* I's this stalking?

\*  
more information to come with christines comment to her therapist sawn edgar about her stalking David. not played for jury.

1 have no more questions.

2 THE COURT: All right. Defense?

3 MS. CHAVAR: Your Honor, I do have  
4 some cross-examination. I was just wondering  
5 if it would be a good time to take a break?

6 THE COURT: We can take a break  
7 and come back for cross-examination.

8 Ma'am, you may also step down.  
9 Counsel, before we break, does Government have  
10 the discovery that's provided about  
11 Mr. Taconelli?

12 MR. McCALL: Yes, Your Honor.

13 THE COURT: I can take a look at  
14 that over the break.

15 MR. McCALL: Judge, Mr. Taconelli  
16 or both?

17 THE COURT: I will take both, but  
18 I understand Mr. Taconelli was before trial and  
19 then the more recent one will be during trial,  
20 right?

21 MR. McCALL: I'm handing up to the  
22 Court my e-mail from yesterday to Defense  
23 counsel that has attached to it the Delaware  
24 State police report that I mentioned earlier as

1 well as Ms. Gunter's note.

2 THE COURT: Thank you. We will  
3 stand adjourned for our midmorning recess.

4 MR. McCALL: Judge, do you want me  
5 to have the witness come back in?

6 THE COURT: Wait to see if we have  
7 all the lawyers. By all means, bring the  
8 witness back in.

9 MR. IBRAHIM: Whenever we have a  
10 moment, Mr. Lewis is here from AG's office, we  
11 have spoken, I can give you an update.

12 THE COURT: All right. Let's  
13 bring the jury in.

14 (Jury entering the courtroom at  
15 11:16 a.m.)

16 THE COURT: Please be seated.  
17 Cross-examine.

18 CROSS-EXAMINATION

19 BY MS. CHAVAR:

20 Q. Good morning, Ms. Coll?

21 A. Hi.

22 Q. I have never practiced family law,  
23 so I'm going to ask you some questions and ask  
24 you to clarify for me. The process is all new



1 to me.

2 A. Okay.

3 Q. Thank you.

4 Okay. So you explained I think as  
5 your role as a mediator that there are certain  
6 times that people can attend those hearings by  
7 telephone?

8 A. Yes.

9 Q. Now, explain that for me, is that  
10 a conference call or are they Skyped in?

11 A. No, it is a conference call.

12 Q. So you don't have any  
13 face-to-face?

14 A. No.

15 Q. And if they wanted to produce some  
16 documentation, would they mail that to you in  
17 advance?

18 A. They could either mail it in  
19 advance or they could fax it like a day, or even  
20 that morning, that's fine.

21 Q. So we talked about -- well, let me  
22 back up a minute. That mediation, that hearing  
23 that was before you in December of 2012, and I'm  
24 sorry, I looked down, I don't mean not to face

1 you, but all these papers here.

2 A. That's quite all right.

3 Q. And again, this is not familiar  
4 territory for me.

5 That hearing I think was to  
6 reduce, was a petition to -- I can find it if  
7 you give me a minute, petition for child support  
8 modification; right?

9 A. Yes.

10 Q. Okay. And you said that you had  
11 reviewed the file?

12 A. Yes.

13 Q. Prior to that, of course?

14 A. Yes.

15 Q. And on this petition, this is  
16 Government's Exhibit 357, I'm just going to show  
17 that to you.

18 And we talked about how box number  
19 one was checked?

20 A. Yes.

21 Q. And then there was also an  
22 explanation here?

23 A. Yes.

24 Q. Is that uncommon for people who --

1 A. No.

2 Q. Now, I want to direct your  
3 attention to number one.

4 A. Yes.

5 Q. And it says there that more than  
6 two-and-a-half years have passed since entry of  
7 the order. Now, would that be the order -- and  
8 I might be wrong, would that be the order that  
9 resulted in 2009, before the -- I think -- there  
10 was a petition filed by Ms. Belford in 2009, and  
11 as a result of that petition there was a  
12 hearing. Are you familiar with that hearing?

13 A. Vaguely.

14 Q. Vaguely. Very good. I'm going to  
15 ask you, when I went through that hearing to try  
16 to understand where we were at, there was some  
17 conversation in that hearing about  
18 Mr. Matusiewicz's income as an optometrist, and  
19 in 2009, he was incarcerated, wasn't practicing  
20 any longer. And they referenced a case, Harper  
21 versus Barrows. Are you familiar with that as a  
22 mediator?

23 A. No.

24 Q. Okay. During that hearing, they

1 continued the support order. Are you familiar  
2 with that?

3 A. With continuing a support order?

4 Q. Yes.

5 A. Yes.

6 Q. The court said, and I'm going to  
7 read it to you, you can tell me if I understand  
8 it correctly.

9 MR. McCALL: Objection. Outside  
10 the scope of the direct, and relevance as to  
11 this witness's knowledge.

12 THE COURT: I'll allow leeway on  
13 cross-examination.

14 You may proceed, Ms. Chavar.

15 BY MS. CHAVAR:

16 Q. This is Defense Exhibit 562, I am  
17 at page 38, sentences four through seventeen.  
18 Depending on what happens with this sentence,  
19 there may be new law in the future or there may  
20 be changes based on sentence or location of  
21 incarceration which enable Mr. Matusiewicz to  
22 engage in some areas. Once he is released, we  
23 don't know yet what may happen, whether he may  
24 become relicensed or sustain a license, and I



1 understand that even though the license may say  
2 here is what you have to do to keep it, that  
3 there may be ethical provisions that a state  
4 board may be entitled to impose that would  
5 nonetheless prohibit reinstatement. There are  
6 all kinds of factors that we don't know yet.  
7 There is also caselaw that says an obligor who  
8 has not sustained the income with which they  
9 have been attributed, if they make appropriate,  
10 \* exhaustive effort to work at that capacity and  
11 the cases are vague, some unspecified time in  
12 the future, they may be entitled to some  
13 reconsideration. But this is -- these are  
14 figures that I will probably use to establish an  
15 order at this time, subject to modification upon  
16 change of circumstance in the future.

17 Now, I know I read a whole lot,  
18 and I'm hoping that you understood that better  
19 than I did the first time I read it, but to me,  
20 that sounds like the court was saying look, I'm  
21 \* going to keep things where they are right now  
22 because we don't know what's going to happen in  
23 the future, but if there is a change, you go on  
24 ahead and you look for modification. Is that

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1 fair?

2 A. It could be depending on the  
3 circumstances and how long it's been.

4 Q. So would that be, you know, a  
5 substantial change of circumstance, something  
6 that somebody might think would qualify under  
7 box number two that was checked?

8 A. Box number two was not checked.

9 Q. I'm sorry. I thought the fact  
10 that he wrote something in there.

11 A. That only find if the order was  
12 less than two-and-a-half years, in this case he  
13 marked more than two-and-a-half years had  
14 passed, he was due for review regardless.

15 Whether or not if his parental rights had not  
16 been terminated, you know, it depends on what  
17 the circumstances were as to whether or not he  
18 would have been still be attributed with his  
19 prior earnings or not.

20 Q. Okay. I'm going to try to keep up  
21 with you. I guess what I'm asking, then, is it  
22 seems like the court, and in these papers,  
23 allows somebody to come back and asked for a  
24 modification, if their circumstances have

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1 changed?

2 A. Anybody could file a petition if  
3 they believe their circumstances have changed,  
4 yes.

5 Q. That's fair. Thank you. So if  
6 somebody was once a doctor and now is not, and  
7 their support was based on their income as a  
8 doctor, that would be a change?

9 A. Possibly, but it depends on why  
10 the person is no longer a doctor.

11 Q. I understand. Because they have  
12 to try to maintain income; right?

13 A. Right.

14 Q. Okay. So again looking at this  
15 form, it says disabilities, disabled; right?

16 A. Yes.

17 Q. And then medical records and  
18 determination information available from  
19 attorney; right?

20 A. Yes.

21 Q. So I'm going to direct your  
22 attention to this box up here where name and a  
23 phone number was provided. Do you see that?

24 Can you read that?



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A. Yes.

Q. It says John Ingram, and a phone number is provided, so that would have been an attorney that he was representing I would think on his disability?

A. I guess, I don't know.

Q. Now, we had established that he did not attend that mediation hearing with you and he attended that by phone; right?

A. Yes.

Q. Okay. I just want to go over a few things during that hearing. Give me a moment to get these papers out of my way. I think you said, you'll tell me if I misheard you, that David Matusiewicz thought he still had to pay the 3,000 plus the 261 a month. Is that what you just said?

A. Yes, that was what I believed.

Q. That makes sense to me. So that when he had that modification hearing with you, he thought his monthly payments would have been \$3,261?

A. Somewhere around there.

Q. Okay. And then that was sort of



1 clarified during that first hearing with you  
2 that no, indeed, no one has to pay 3,000 a  
3 month, but he has to pay the arrears on that?

4 A. Yes.

5 Q. And that's where the parties sort  
6 of had trouble agreeing on what should happen  
7 next; is that fair?

8 A. Yes.

9 Q. And I think you mentioned that it  
10 was all very civil; right?

11 A. Yes.

12 Q. And that at the end of the  
13 hearing, Ms. Belford said, okay, well, until we  
14 get this resolved, I want the 261 to stay in  
15 place, and David didn't object to that; right?

16 A. Well, if there is already an order  
17 in place, it just stays in effect until the next  
18 hearing.

19 Q. I understand. Thank you.

20 So, now we get to the next  
21 hearing, and I think we have a notice for that,  
22 Government Exhibit 360. I want to ask you some  
23 questions about this. All right. So it says  
24 here, I'm going to direct your attention to

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paragraph two.

A. Yes.

Q. And it says that you are required to complete the enclosed financial report, which we talked about?

A. Yes.

Q. That he did. Very good.

And to bring that to the conference or the hearing with the required attachments, including at least the three most recent pay stubs, all forms, W-2 and tax returns from the previous year, documentation of child care expenses, and so on; right?

A. Yes.

Q. Okay. So there has been evidence and testimony on this record that that day David had a green folder on him with some documents, the day, February 11th, that he showed up for that hearing. I just want to ask you about some of those documents and ask you if those are the types of documents that you would normally see at these hearings or at a mediation, because I think the notice for your hearing, the mediation was similar in the documentation as to what

1 should be brought?

2 A. Yes.

3 Q. All right. So I'm going to put a  
4 document in front of you. You may or may not  
5 recognize it. If you don't, you don't.

6 MS. CHAVAR: May I approach, Your  
7 Honor?

8 THE COURT: You may.

9 BY MS. CHAVAR:

10 Q. And this is Defense Exhibit 357.  
11 Can you take a look at those couple of pages  
12 that I have put in front of you, please,  
13 Ms. Coll.

14 THE COURT: Is it 357 or 857,  
15 Ms. Chavar.

16 MS. CHAVAR: I'm sorry, take my  
17 glasses off and -- it's 857.

18 THE COURT: Thank you.

19 BY MS. CHAVAR:

20 Q. Have you seen those pay stubs  
21 before?

22 MR. McCALL: 357.

23 THE COURT: My sticker says 857.

24 MR. McCALL: I'm sorry, I thought

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that was the government sticker.

THE COURT: Defense Exhibit 857 is a series of pay stubs. Do I have it right?

MS. CHAVAR: Yes, you do, Your Honor. Thank you.

THE COURT: Ma'am, do you have this?

THE WITNESS: Yes.

THE COURT: Thank you.

BY MS. CHAVAR:

Q. So had you seen those pay stubs before?

A. No.

Q. You have not?

A. No.

Q. Are they pay stubs made out to David Matusiewicz?

A. Yes.

Q. So if I told you, then, that they were in his green folder that day, that's something that somebody would bring for that type of a hearing; right?

A. Yes.

Q. Their pay stubs. Very good.

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1 All right. I'm going to show you  
2 several more pages and ask you again if you  
3 recognize it. If you don't, you don't. We  
4 won't show it to the jury if you don't. Okay?  
5 Is that fair?

6 Have you seen that document  
7 before?

8 A. This particular document, no.

9 Q. Were you aware that that petition  
10 was filed in this case when you went through the  
11 paperwork?

12 A. Yes.

13 Q. You were? Okay. So it's a  
14 petition alleging that basically you have no  
15 money. So if you're going to a hearing and you  
16 have to show that you can't make any payments at  
17 all, you're not making any income, it's fair  
18 that you would bring this petition that's filed  
19 to say that look, I have no money, it would be  
20 something that might support your claim; right?

21 A. I suppose.

22 Q. If you think so. Okay. Now, I'm  
23 going to also show you, I'm going to put two  
24 documents in front of you and ask you if you

1 have seen these before. Have you seen those  
2 before, Ms. Coll?

3 A. No.

4 Q. So I think that you said when you  
5 were on the phone with Dave Matusiewicz he told  
6 you about his disability.

7 A. Uh-huh.

8 Q. And that he had mailed the  
9 paperwork in to you?

10 A. He mailed it into the court, yes.

11 Q. He mailed it into the court. And  
12 that is a letter, isn't it, to the court, or am  
13 I wrong?

14 A. This one is dated September 21st.

15 Q. Of 2012?

16 A. Yes.

17 Q. Okay. And it is a letter to  
18 Social Security, submitting a claim for  
19 disability?

20 A. To the Social Security office,  
21 yes.

22 Q. Along with its application?

23 A. Okay.

24 Q. That's the other document?

1 A. Okay.

2 Q. And there is a CC there to, what's  
3 that name?

4 A. John Ingram.

5 Q. That's the lawyer's name you saw  
6 -- we saw that, I think we saw that on  
7 government exhibit -- I'll find it. Here it is.  
8 We saw that on Government Exhibit 357; right?

9 A. Yes.

10 Q. So that paperwork never made its  
11 way to you, but if I told you that was in the  
12 green folder, it would make sense, right, that  
13 he would bring that to this hearing that was  
14 scheduled in February since -- let me finish,  
15 since he was claiming he couldn't pay anything  
16 because he had this pending disability claim;  
17 right?

18 A. Okay.

19 Q. Bear with me, I just have one or  
20 two more things. Okay? I'm almost done.

21 We went through the hearing  
22 notices and the financial report, these are  
23 things that you would expect somebody to bring;  
24 right, these are all part of Exhibit 357?

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A. To present their case, yes.

Q. I can't get my hands on the last document I wanted to show you. Let me move on instead of delaying. Let me ask you a question. So if there comes a time where your arrear payments keep building up, and you haven't been able to make any payments at all, can you get arrested for that?

A. You can't get arrested for nonpayment of child support, but you can get arrested for not appearing at the hearings for dealing with the nonpayment of child support.

Q. So if these 261 payments continued to be lodged, or I'm sorry, orders continued to be lodged against him and he was continually not able to pay them, what would happen next?

A. A contempt petition would be filed by either Ms. Belford, if she was a client with the Division of Child Support Enforcement, they would file it.

Q. How many months would have to go by before that would happen?

A. Typically about sixty days without payment.

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is.



1 Q. How much?

2 A. Sixty days without payment.

3 Q. Sixty. So two months. And then  
4 there would be another hearing?

5 A. Right.

6 Q. And depending on what happens at  
7 that hearing, this is hypothetical, somebody  
8 could get arrested or not?

9 A. It depends on the severity of the  
10 infraction. I mean, if someone is just thumbing  
11 their nose up at the court system, yeah, they  
12 could be put in jail until a certain amount is  
13 paid off, having to do weekends or something to  
14 that effect.

15 Q. Now, the hearing in February that  
16 David Matusiewicz attended, and he could have  
17 filed that petition and you were kind enough to  
18 bring that to his attention that he didn't have  
19 to travel, he could have done it by phone again,  
20 is that how it would have been done?

21 A. He would have to file a motion for  
22 that.

23 Q. And would it have been done by  
24 telephone?

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A. If it was granted.

Q. Okay. Walk me through that. Does his voice just come through into the courtroom or is he Skyped in?

A. I believe that we had telephone a conference again, I don't know, I don't deal with commissioners's hearings.

Q. As far as you know, he wouldn't have any face to face with this, what is it a judge?

A. A commissioner.

Q. A commissioner. So if he wanted to show these documents that he had with him that day, it would be difficult to do by telephone?

A. Well, he would have had to made his arrangements through the motion ahead of time, if it had got granted it would allowed him to submit his documents by mail or by fax.

Q. He did try send you documents in advance, that didn't work out too well, a least he says he mailed you something and you didn't get it?

A. Right.

1 Q. This next hearing in February was  
2 the way I understand court systems there is only  
3 one court that is above another, like the next  
4 most serious step, that was the next more  
5 serious step, is that fair to say?

6 A. Yes.

7 Q. At that hearing, it was probably  
8 going to be an order of some kind, right, which  
9 would have all these penalties and so forth that  
10 would attach if it wasn't abided by?

11 A. No, because actually this was  
12 dealing with the modification, this wasn't  
13 dealing with nonpayment of support, so there  
14 wasn't a contempt filing, this was a  
15 modification asking for this amount to be  
16 changed.

17 Q. I see. So they either would have  
18 said yes or no?

19 A. Yes.

20 Q. And that would have been fine to  
21 some extent, if it was no, right, if he couldn't  
22 show that he really couldn't pay anything, 261  
23 would have remained; right?

24 A. Yes.

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Q. If he didn't pay 261 a month for a couple of months, then we went through that with you, the contempt. Okay?

MS. CHAVAR: Give me one moment, please. Thank you.

Ms. Coll, thank you very much. I have nothing further.

THE COURT: Mr. Ibrahim.

BY MR. IBRAHIM:

Q. Good morning, ma'am. How are you?

A. Fine. Thank you.

Q. You and I have never met; correct?

A. No.

Q. Because I may or may not have some questions for you depending on my initial questions. Let me ask you. Do you also deal with petitions for custody, for visitation or for guardianship?

A. Yes.

Q. Okay. I got to ask you some questions.

Let me start off. Those forms are similar in style to the documents you were shown, I'll just put up 357 just, Government



1 Exhibit 357, just as a point of reference,  
2 they're very similar to this type of format;  
3 correct?

4 A. A little bit, yeah.

5 Q. They ask for different  
6 information, but it's something that says the  
7 Family Court of Delaware up top and boxes to  
8 check, things of that nature?

9 A. Yes.

10 Q. Is it fair to say that those are  
11 also available on the Family Court website?

12 A. Yes.

13 Q. Is it correct to say that in  
14 addition they give some instructions but they  
15 let folks know that it's not legal advice, it's  
16 just making forms available for people  
17 essentially who are going to do it by themselves  
18 or who can't afford a lawyer; is that fair?

19 A. Yes.

20 Q. In terms of those forms, they are  
21 lengthy, they're about six, seven pages long; is  
22 that correct?

23 A. Depending on how many kids you  
24 have, yeah, they can be kind of lengthy.

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Q. And is it fair to say similar to, for example, 357 where although box two is not checked, the person still gives you information that sometimes the forms are not necessarily filled out according to the directions that are plainly on the form?

A. Yeah.

Q. In terms of when you get these forms, however, is it fair to say that your role with the form is not completed properly, you don't give legal advice, you just send it back and say either it's not completed or you base whatever you respond, you send exactly what you receive?

A. I'm sorry, can you repeat that?

Q. Sure. In other words, when you get a form, and I'm talking about visitation, custody or guardianship, if the form is not filled out properly, am I correct to say that your response to whomever filed it, the person that's going on their own without a lawyer, is simply to respond to the form as filed and not necessarily to give them advice on how they can correct it?

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A. That would be up to the case processor, they would receive the petition and if there is something that blatantly incorrect or deficient that we need, then we will send it back.

Q. If it made it all the way up to you, however, you make your decision based upon what's in front of you; is that fair?

A. I rather have too much information than no information.

Q. One of the forms you testified about, maybe it's not a form, it's actually a notice, Exhibit 360, do you remember that, testifying regarding that form? It's two pages, that letter, the notice.

A. Okay.

Q. Am I correct to say when I read the notice, I didn't see anything on the notice itself that says that you're allowed to call in as opposed to come in physically? \* \* \*

A. Right.

MR. IBRAHIM: Thank you, ma'am.

MR. EDELIN: Your Honor, if I may, the only thing I didn't hear from the witness,

The court notice to appear does not state the alternative to phone in instead.



1 good morning, ma'am, how are you, is your  
2 office, where is your office located?

3 THE WITNESS: At the New Castle  
4 County Courthouse building on 5th and King  
5 Street.

6 MR. EDELIN: Thank you.

7 THE COURT: Redirect, government

8 REDIRECT EXAMINATION

9 BY MR. McCALL:

10 Q. I'm putting back up Government  
11 Exhibit 360. Do you see that, Ms. Coll?

12 A. Yeah.

13 Q. What are the attorneys that are  
14 listed in 360 for Christine Belford and David  
15 Matusiewicz?

16 A. There are no attorneys listed.

17 Q. Now, if you're going to a hearing  
18 for a petition that you filed for the  
19 modification of you're arrearage payments;  
20 right, in the context of child support and  
21 whatnot, first of all, do you know what a DD-214  
22 form is?

23 A. No.

24 Q. Has that been something you have

video evidence + Agent Gordon's testimony verify David put it in h.s folder without looking at it.



1 ever heard of in the context of a petition for  
2 the modification of child support for a hearing?

3 A. No.

4 Q. How about a polygraph, would a  
5 polygraph be something you would bring to a  
6 hearing for the pegs of modification of child  
7 support payments or arrearage payments?

8 A. No.

9 Q. In your experience?

10 A. No.

11 Q. Now, did you ever ask David  
12 Matusiewicz what his disability was?

13 A. No, I did not.

14 Q. Did you ever ask him whether it  
15 was a physical disability?

16 A. No.

17 Q. Ms. Coll, as it stood on December  
18 10th, 2012, how much arrearage payments did  
19 David Matusiewicz owe Christine Belford?

20 A. The balance was about \$60,000.

21 Q. And again, just so I understand,  
22 where does that -- what is the basis for that  
23 \$60,000, where does it accrue from?

24 A. It accrued. The current support

1 that was initiated up until the time  
2 Mr. Matusiewicz's parental rights had been  
3 terminated.

4 Q. And that order stayed in effect  
5 despite the fact you couldn't resolve the  
6 mediation, correct?

7 A. Yes.

8 Q. So on February 11, 2013 when  
9 Christine Belford walked into the courthouse in  
10 New Castle County, how much money did David  
11 Matusiewicz owe her?

12 A. About \$60,000.

13 Q. And if you know, when a person  
14 dies and another person owed that person, their  
15 ex-spouse's arrears, what happens to that  
16 money? Is that debt released, if you know?

17 A. I really can't say for certain. I  
18 think it goes to the estate, but I don't know  
19 for sure.

20 MR. McCALL: Can I have one  
21 moment, Your Honor?

22 THE COURT: You may.

23 MR. McCALL: Thank you.

24 THE COURT: I assume no more

unbelievable  
the stuff  
they come  
up with...

1 cross-examination?

2 MS. CHAVAR: No Your Honor.

3 THE COURT: Ma'am, you may step  
4 down. Government, are you ready for your next  
5 witness?

6 MS. CHAVAR: The witness is  
7 signaling that I left some paperwork.

8 THE COURT: You can hand that to  
9 counsel, ma'am.

10 MR. WEEDE: If I may, the  
11 Government calls Elizabeth Cosgrove. Your  
12 Honor, I have one exhibit for this witness.  
13 It's Exhibit 546. It's been redacted. I don't  
14 anticipate any objection. I just want to make  
15 the Court aware.

16 THE COURT CLERK: Please raise  
17 your right hand.

18  
19 ...ELIZABETH COSGROVE, having  
20 been duly sworn, was examined  
21 and testified as follows:

22  
23 MR. WEEDE: If I may, Your Honor.

24 Thank you.

2/9/20

Rudy & Erin -

Thank you both so much for all of your love, support & help! It means the world to me to have you both out there spreading the word & trying to secure justice for those that are unjustly incarcerated. Most people don't even want to get involved until it happens to someone they know & love.

You are both amazing & I can never thank you enough in words how much all that you both do so selflessly means to me.

I hope to be calling you this week. I will email you first. I felt better & now caught a slight wheeze this morning with some shortness of breath. Probably has nothing to do with



the leaking ceiling right outside  
my room.

I am on vacation this week  
(how ironic, a vacation in prison), but  
I will be focusing on sending more  
information & working on the case.

Please say a prayer for

[redacted] sent me an email  
he has been waiting  
week with [redacted]  
[redacted] pain. I have been [redacted] cally

reading the book, "The  
Praying wife" with scripture that I sent  
him for his mind & [redacted] he needs  
to be covered with [redacted] f. Jesus  
against the enemy.

somehow one of the [redacted] I want  
to discuss is fear with the next call because  
that is part of the element of the stalking  
statute. "Reasonable fear." Fear is also contagious  
& I truly believe that Christine's purported fear  
infected those around her that have never even  
met us to become fearful of us as well.

Have a wonderful week!  
Enjoy Valentine's Day!  
God Bless you both!

With love &  
gratitude,  
Amy

Onward Christian soldiers!

According to the online articles that Rudy sent me: "The Matusiewicz case also comes at a time when national attention is focusing on Internet malice in general, & just last month, congress called on the justice dept. to prosecute more cyberstalking & cyberthreat cases. That request was part of a report on the budget allowance for the dept which was cut by almost 6%".

Isn't this ironic how mom was sentenced to life in prison at her hospital bedside on Friday, 2/12/16 making history before her death & prosecutors were already out Monday, Feb 15, 2016 lecturing & referenc.ing our case.

NZALEZ, AMY - Unit: PHL-G-N

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SUBJECT: Digital warfare Edward J. McAndrew delivers a lecture.....  
DATE: 02/17/2016 01:21:21 PM

Edward J. McAndrew delivers a lecture on "Navigating the Digital World in an Evolving Cyber-threat Landscape." 1:29 p.m., Feb. 15, 2016--On Friday, Feb. 12, Lenore Matusiewicz was sentenced to life in prison by a federal judge standing at her bedside in a Philadelphia hospital. The critically ill 70-year-old woman made history that afternoon when she became the first person in the United States to be convicted and sentenced for cyberstalking resulting in death.

Cybersecurity expert Edward McAndrew, ##### a member of the team of Delaware-based prosecutors who secured Matusiewicz's conviction and those of her son and daughter, ##### shared lessons learned from that case and others he handled at the U.S. Department of Justice in a lecture at the University of Delaware last week. Surveying the landscape

"We're facing the perfect cyber-crime storm: great connectivity, enormous amounts of data, and open networks," McAndrew said.

The cyber-threat landscape is dotted with a broad assortment of crimes, including identity and intellectual property theft, tax fraud, child exploitation, obstruction of justice, economic espionage, extortion, bullying, stalking, money laundering, terrorism, and even domestic violence. Cyber-criminals work at all levels from stealing the personal information of individuals to bringing down entire systems.

McAndrew pointed out that the physical and virtual worlds are becoming increasingly entwined on this landscape. Murder, they wrote

The Matusiewicz case first made the news in August 2007, when Lenore Matusiewicz and her son, David, kidnapped David's three young daughters and fled to South America. In March 2009, after the group was found living in a motor home in Nicaragua, David and Lenore Matusiewicz were arrested, and the children were returned to their mother, Christine Belford.

##### But the pair of kidnapers, along with Lenore's daughter, Amy Gonzalez, then launched a three-year campaign of digital torment on Belford, harassing, stalking, and spying on her in cyberspace. #####

##### "After the kids were found, the mother was demonized by the family; their goal was to get her to give up," McAndrew said. "When she didn't give up, they took a new tack." #####

On Feb. 11, 2013, David's father, Thomas, shot Belford and a friend with a semi-automatic pistol in the New Castle County Courthouse on King Street in Wilmington, Delaware. After a confrontation with police, he turned the gun on himself.

"The shooter was dead, but the case was by no means over," McAndrew said. ##### "We were able to connect the cyberstalking to the ultimate murder, ##### and the case was moved from the virtual world to the physical world. ##### These people operated very much like a terrorist cell." #####

Following a month-long trial in 2015, Lenore and her two children were found guilty of conspiracy and cyberstalking that resulted in the death of Christine Belford. A life lived online

McAndrew also talked about the growing tension between surveillance and security, between privacy and civil rights and the need to achieve a balance.

And he cautioned that people's credit card numbers are not their greatest vulnerability.

"It's your user names and passwords that are the keys to the kingdom," he said.

To illustrate, he shared a hacker's two-line-long password made up of a confusing mix of letters, numbers, and characters.

"The hackers put forth a much greater effort to protect the information they steal than the people they steal it from," McAndrew said.

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That s a message well worth remembering in an era when people live their lives online.

About the Series

The next lecture in the series, which is hosted by the Cybersecurity Initiative, will take place on March 16.

something to read..... good luck tomorrow....