1 IN THE UNITED STATES DISTRICT COURT

2 FOR THE DISTRICT OF HAWAII

3

UNITED STATES OF AMERICA,	) CR 17-00101 LEK
4	)
Plaintiff,	) Honolulu, Hawaii
5	) February 5, 2020
vs.	)
6	) JURY TRIAL - DAY 3
(1) ANTHONY T. WILLIAMS,	)
7	)
Defendant.	)
8	)

9

TRANSCRIPT OF TRIAL PROCEEDINGS
10 BEFORE THE HONORABLE LESLIE E. KOBAYASHI
UNITED STATES DISTRICT JUDGE

11

APPEARANCES:

12

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24

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1 WEDNESDAY, FEBRUARY 5, 2020 8:45 A.M.
2 (Open court in the presence of the jury.)
3 THE COURTROOM MANAGER: Criminal case No.
4 CR 17-00101 LEK United States of America versus Anthony T.
5 Williams.
6 The matter is set for a further jury trial.
7 Counsel, please make your appearances for the record.
8 MR. SORENSON: Your Honor, good morning.
9 Assistant U.S. Attorneys Ken Sorenson and Gregg Yates here
10 for the United States. We have FBI Special Agent Megan Crawley
11 on the stand.
12 THE COURT: All right. Good morning to all of you.
13 Mr. Williams.
14 THE DEFENDANT: Morning.
15 Private attorney general Anthony Williams appearing sui
16 juris.
17 MR. ISAACSON: Your Honor, Lars Isaacson, standby
18 counsel, with Claire Beecher.
19 THE COURT: All right. Good morning to all of you.
20 Ms. Odani, could you get one of the assistant hearing
21 things and give that to Ms. Aoki -- or Ms. Elkington. Thank
22 you.
23 The record will also reflect the presence of the ladies
24 and gentlemen of the jury. Welcome back. And we're here to
25 resume the questioning of Agent Crawley.

1 Mr. Sorenson?

2 MR. SORENSON: Thank you, Your Honor.

3 **MEGAN CRAWLEY, PREVIOUSLY SWORN, RESUMED THE STAND**

4 DIRECT EXAMINATION RESUMED

5 BY MR. SORENSON:

6 Q Good morning, Special Agent Crawley.

7 A Good morning.

8 Q I'm just going review a couple more exhibits with

9 you. So if you could, I'd like to direct your attention to

10 Exhibit 816.

11 A Okay.

12 Q Do you have 816 there?

13 A I do, yes.

14 Q Okay. What is 816?

15 A 816 is a letter from the Common Law Office of

16 America, more specifically Anthony Williams.

17 Q All right. Have you seen that before?

18 A I have, yes.

19 Q And where did it come from?

20 A This particular document came from the search at

21 1604 Democrat Street.

22 Q I'm sorry?

23 A Came from the search at 1604 Democrat Street.

24 Q Okay. The Democrat location you talked about

25 yesterday here in Honolulu?

1 A Yes, that's right.
2 Q And does it -- does the letter -- is it from the
3 Common Law Office of America or does it have that header on it?
4 A It does, yes.
5 Q And does it relate to your investigation?
6 A It does, yes.
7 MR. SORENSON: Your Honor, at this time we're going
8 to move to admit 816.
9 THE COURT: All right. Any objections?
10 THE DEFENDANT: No objection.
11 THE COURT: Received.
12 MR. SORENSON: Your Honor, may we publish?
13 THE COURT: You may.
14 (Exhibit 816 received into evidence.)
15 Q (BY MR. SORENSON:) Okay. Special Agent Crawley,
16 I'm going to direct your attention to the top part -- the top
17 part of the letterhead here. We're going to blow this up.
18 And, Your Honor, I note that we have the screen back
19 here. I just want to make sure the jury -- 'cause I know they
20 did have some trouble?
21 THE COURT: Good point. So is that large enough?
22 What I can do is have the large screen moved over to the
23 corner. Would that be of assistance? Would you like me to do
24 that? Yes. Okay. We'll move that over there so you can look
25 at both at your convenience.

1 All right. Is that positioned well for you? You want it
2 closer or that's good? Okay. Great. Thank you very much.
3 MR. SORENSON: Thank you, Your Honor.
4 THE COURT: All right. And let us know if that
5 blocks Mr. Yates's view or anything of the jury.
6 Mr. Isaacson, Mr. Williams, does that block your view in
7 any way? No. Okay. Very good.
8 All right. You may resume, Mr. Sorenson.
9 MR. SORENSON: Thank you, Your Honor.
10 Q (BY MR. SORENSON:) Special Agent Crawley, as we
11 look at the top here, we see Common Law Office of America?
12 A Yes, that's right.
13 Q I want to direct your attention down to this -- the
14 private attorney general Anthony Williams. Do you see that?
15 A I do, yes.
16 Q All right. And over to the left there's a person
17 listed as senior litigation counselor. Who is that?
18 A Yoseph A. Hezekyah.
19 Q And is this a name we have seen earlier in this
20 case?
21 A Yes, it is.
22 Q And in what context?
23 A We saw an affidavit of name change for Anthony
24 Williams changing his name to Yoseph Hezekyah.
25 Q Okay. I'm going to go to the body of the

1 correspondence, and this letter purports to be to a Paul
2 Horakaiwa; is that correct?
3 A Yes, that's right.
4 Q All right. And if you could, read the letter
5 starting at the first line.
6 A (Reading:) "We are in receipt of a letter from you
7 to our clients Wengie, Amie, Danilo, and Macrina Pillos dated
8 April 20th, 2015, in which you purport to claim that you are
9 the appointed foreclosure commissioner in our clients' case.
10 We've not received any documentation from your office that you
11 have been properly and officially appointed as a foreclosure
12 commissioner by the Secretary of the Department of Urban
13 Housing and Development or HUD as mandated by Title 12 U.S.C.,
14 Section 3554. Your letter stated that you were appointed but
15 did not clarify by what authority you are appointed. If you
16 are asserting that you were appointed by the court, the court
17 does not have the authority to appoint you without the
18 certification from HUD. Please forward to our office the
19 letter from HUD assigning you as the foreclosure commissioner."
20 Q Let me stop you there. Is he -- is he stating here
21 that you need the approval of HUD before you can be appointed a
22 commissioner?
23 A Yes, he is.
24 Q All right. And I'm going direct your attention now
25 to the bottom, and is it signed by Mr. Williams? Or at least

1 there's a slash S signature for Anthony Williams; is that
2 correct?
3 A Yes, that's right.
4 Q All right. I'll direct your attention over to
5 Exhibit 817 and ask you what is that?
6 A 817 is a money wire related to the trustee address
7 that is listed on the front page of the MEI mortgage.
8 Q All right. And that's the sender
9 information -- excuse me. First of all, let me ask you, when
10 you say it was associated with the address, what address was
11 there?
12 A 6230 Third Street, No. 5, in Washington, D.C. that
13 was related to Federal American Mortgage Trust who was listed
14 as the trustee on the MEI mortgage.
15 MR. SORENSON: Now, Your Honor, at this time we're
16 going to move for the admission of 817.
17 THE COURT: Any objection?
18 THE DEFENDANT: No objection.
19 THE COURT: Received.
20 (Exhibit 817 received into evidence.)
21 MR. SORENSON: We're not going to publish this at
22 this time, Your Honor. Thank you. And we have finished our
23 questions on direct.
24 THE COURT: Mr. Williams, your witness.
25 CROSS-EXAMINATION

1 BY THE DEFENDANT:
2 Q Good morning.
3 A Good morning.
4 Q Special Agent Crawley, when did you start
5 investigating my company?
6 A I don't remember the exact date, but it would have
7 been early 2015, I believe.
8 Q And did you get a search warrant to search my
9 businesses?
10 A I was -- I got search warrants to -- to search
11 residences where we had associated your business to be in.
12 Q So you got a search warrant for 1604 Democrat
13 Street; is that correct?
14 A Yes, I did.
15 Q And you took all of my computers?
16 A I believe there was just one, if I recall, but,
17 yes --
18 Q And all the client files?
19 A -- computer --
20 THE COURT: I'm sorry. You have To speak one at a
21 time, so she has to finish her answer first.
22 THE WITNESS: We did take an Apple desktop computer
23 at Democrat Street, yes.
24 Q And what about all the files?
25 A Yes, any files that were related to the mortgage

1 reduction program.
2 Q Okay. And your search warrant is dated December 14,
3 2015.
4 Do I need to have her verify that?
5 THE COURT: No.
6 THE DEFENDANT: Okay.
7 THE COURT: No. Whatever the date is, it is.
8 What's your question?
9 Q (BY THE DEFENDANT:) What was your search warrant
10 for? What charges?
11 A Well, so no charges had been brought against you or
12 anyone else at that point, so there would be no charges listed.
13 Q What I'm saying, what were you searching for, in
14 violation of what crime were you searching my computer or my
15 office and getting my files for?
16 A At the time I believe we were looking for evidence
17 of mail fraud, wire fraud, bank fraud, and possible money
18 laundering.
19 Q Okay. So you was able to get a search warrant to
20 search all my business bank accounts?
21 A We didn't -- we did not get a search warrant for
22 your bank accounts.
23 Q Okay. But you said you just got a search warrant
24 for bank fraud and money laundering. So if you were searching
25 for bank fraud, wouldn't you have to get information from the

1 bank to make sure I wasn't committing bank fraud?
2 A You're not -- you can get information from financial
3 institutions with other mechanisms besides a search warrant.
4 Q So how did you get my banking information without a
5 search warrant?
6 A We issued subpoenas.
7 Q So you got a subpoena for bank fraud and money
8 laundering to the bank?
9 A We issued subpoenas for information from the bank
10 accounts, yes.
11 Q So you was able to get my account and scrutinize my
12 business bank accounts for the subpoenas that you received,
13 correct?
14 A We analyzed the returns that we received from the
15 bank accounts -- from the bank records, excuse me.
16 Q So you got to see my business bank account, what was
17 in it, the funds that was going in and out of the account,
18 correct?
19 A Yes.
20 Q Okay. So did you all charge me with bank fraud?
21 A We did not.
22 Q Did you charge me with money laundering?
23 A We did not.
24 Q So you found no evidence of any type of bank fraud
25 or money laundering after you scrutinized all my banking

1 records?
2 A So the FBI is not a charging authority, so I don't
3 have -- that's not up to the FBI, what we charge and what we
4 don't charge. My job is just to find facts and so I -- I'm
5 just a fact finder.
6 Q So you did not find any facts of bank fraud or money
7 laundering?
8 A I can't --
9 Q Yes or no?
10 A -- say what meets the threshold because I don't
11 personally --
12 Q Well, you just said --
13 A -- charge. So I find facts and hand them over.
14 Q Right. So --
15 THE COURT: You have to let her finish before you
16 start, otherwise it's not going to be on the transcript.
17 Okay. So what's your question?
18 Q (BY THE DEFENDANT:) So you said that what you do is
19 you investigate and you find facts?
20 A Yes.
21 Q Correct? And I'm asking a yes or no question: Did
22 you find facts that out of all of my business bank accounts
23 that you found that I committed bank fraud? Facts, yes or no?
24 A It's not my job to determine the threshold for
25 charges because I don't personally charge. The FBI isn't a

1 charging authority. So I just collect facts, so it's not up to
2 me to determine what the threshold is to meet whether a charge
3 can be brought.
4 Q Okay. Do you not understand the question,
5 Ms. Crawley?
6 THE COURT: No, she's answered. Move on.
7 THE DEFENDANT: That's a yes or no question.
8 THE COURT: Asked and answered. She doesn't -- she
9 doesn't determine the charges. She turns them over to the
10 charging entity which is the U.S. Attorney and they determine
11 what charges.
12 THE DEFENDANT: Okay. I want to bring up
13 Government's Exhibit 4.
14 THE COURT: Has that been received?
15 THE DEFENDANT: Yes.
16 MR. ISAACSON: One moment, Your Honor, if I may?
17 THE COURT: You may. Is that in evidence?
18 MR. SORENSON: It is in evidence, Your Honor.
19 THE COURT: All right. Very good. And you folks
20 are going to bring it up on the electronic?
21 MR. SORENSON: Your Honor, I think it might be -- it
22 might be helpful if I just grab that computer and I can help
23 Mr. Williams pull up documents.
24 THE COURT: All right. Is that acceptable to you,
25 Mr. Williams?

1 THE DEFENDANT: Fine.
2 MR. SORENSON: If not, he may be able to use the
3 court's system also, but...
4 THE COURT: Okay. Mr. Williams, you need to step
5 aside for a sec and he's going to take the computer.
6 Q (BY THE DEFENDANT:) Okay. Ms. Crawley this is the
7 Government's Exhibit 4 that they showed you yesterday, and this
8 is a email from my --
9 THE COURT: I'm sorry. It's not up on the --
10 MR. SORENSON: Should be up on the screen.
11 THE COURT: Yeah, it's not. Okay. Now it is.
12 Thank you.
13 Q (BY THE DEFENDANT:) Okay. This is a email that you
14 had from my mother to me. How did you get access to this
15 email?
16 A This was located in the Apple desktop computer that
17 was seized at 1604 Democrat Street.
18 Q Okay. And the customers that are listed on there,
19 do you know which state each customer is from?
20 A Not each one, no.
21 Q Okay. So you don't know that it's a variety of
22 customers, not just Hawaii, on that email?
23 A I -- I do know that not all of them are from Hawaii.
24 Q Okay. And so what about this email is fraudulent or
25 false? What's in this email that was false that my mother sent

1 to me? What part of that is false?
2 A So in these emails, Barbara Williams is notifying
3 you of the mortgage payments that she had received from these
4 10 homeowners, and MEI is not certified or licensed to be -- to
5 service mortgages and, therefore, should not be accepting
6 payments for mortgages which Barbara Williams is confirming
7 that it is doing.
8 Q So you're saying that MEI is a mortgage -- is
9 licensed for -- not licensed for mortgage servicing?
10 A That's correct.
11 Q Did you look up our business registration in the
12 DCCA and what we were actually registered for?
13 A The trade name Mortgage Enterprise Investments is
14 registered, but just as a trade name. It's not certified to
15 modify, alter, or service mortgages.
16 Q And did you read the emails between me and the DCCA
17 when I was setting up my company here to set up Mortgage
18 Enterprise Investments? Did you get that email out the
19 computer too?
20 A Not that I can recall.
21 Q So if my company is not servicing mortgages or a
22 loan mortgage broker or a loan originator, then what license
23 could I get? Because that's not what I'm in business. Mine is
24 mortgage and foreclosure --
25 MR. SORENSON: Your Honor, I'm going to object to

1 the form of the question. It's okay to ask questions, but not
2 testify.
3 THE COURT: Sustained. Ask a question.
4 Q (BY THE DEFENDANT:) If my company is not a company
5 that has a function that's licensed, that even has a statute
6 for licensing, how can I set up my company in Hawaii?
7 A Sorry. I don't know if I understand the question.
8 Q Well, I went to DCCA, okay? So --
9 THE COURT: No, I'm sorry, you can't testify. Just
10 ask the question.
11 THE DEFENDANT: Well, I'ma have to lay the
12 groundwork so I can ask her the question.
13 THE COURT: No, no. You -- 'cause she doesn't have
14 that. She can only testify what her personal knowledge is.
15 She has no idea what you did or you can ask her.
16 Q (BY THE DEFENDANT:) Did you contact the DCCA and
17 ask them why I didn't have to get a license for mortgage loan
18 modification? Did you call them and ask them why I didn't have
19 to?
20 A So DCCA is comprised of --
21 Q It's a yes or no, ma'am.
22 THE COURT: No. Let her answer. Go ahead.
23 THE WITNESS: The DCCA is the Department of Commerce
24 and Consumer Affairs, so it's consisting of many divisions and
25 many departments within DCCA. So I don't quite understand when

1 you say have I contacted DCCA; it's not one entity.
2 Q (BY THE DEFENDANT:) Well, did you contact the
3 division that's supposed to license companies that a company
4 like my company, that specifically is for mortgage and
5 foreclosure assistance to assist people in fighting their
6 foreclosure, did you specifically contact them and ask them
7 what law or what type of licensing I would have to get for that
8 type of business?
9 A I did speak with a division of financial
10 institutions who is in charge of monitoring businesses that
11 regulates mortgages, alters mortgages, services mortgages, et
12 cetera, and they did tell me the statutes that require
13 certifications and licensing to assign mortgages, service
14 mortgages, et cetera, and Mortgage Enterprise Investments did
15 not have a certification or a license to do any of those
16 things.
17 Q My -- so was my company purporting that I was a loan
18 originator or that I issued loans or that I refinance? Did I
19 have any language like that in any of my documents or any of
20 our websites?
21 A MEI did not purport to loan out money.
22 THE DEFENDANT: Can you pull up Government's
23 Exhibit 6, please?
24 THE COURT: All right. Is that in evidence?
25 MR. SORENSON: It is, Your Honor.

1 THE COURT: All right. Then it may be shown. Do
2 you wish to have it published to the jury?
3 THE DEFENDANT: Yes, ma'am.
4 THE COURT: All right.
5 Q (BY THE DEFENDANT:) And I believe this is a -- one
6 of the counts that you charged that they charged my mother with
7 wire fraud. Can you --
8 MR. SORENSON: Objection. That's a fact not in
9 evidence, Your Honor.
10 THE COURT: So are you questioning about with regard
11 to Barbara Williams?
12 THE DEFENDANT: Yes. That's my mother, 'cause they
13 charged her with this part of the counts.
14 THE COURT: So how is that relevant to your defense
15 in this case?
16 THE DEFENDANT: Because I'm showing that this count
17 that they're charging me and her with, that's it's not wire
18 fraud, and this is what I'm fixing to question her on.
19 THE COURT: So you can question with regard to you,
20 but you can't question her with regard to Barbara Williams
21 'cause that's not relevant.
22 THE DEFENDANT: Well, I'm being charged with this as
23 a count.
24 THE COURT: Yes.
25 THE DEFENDANT: I'm being charged with this as a

1 wire fraud count.
2 THE COURT: Yes. So you can question her with
3 regard to anything with regard to you and the wire fraud
4 charge.
5 THE DEFENDANT: Okay.
6 THE COURT: All right.
7 Q (BY THE DEFENDANT:) Ms. Crawley, is it a crime, is
8 it a federal offense for someone to send someone a MoneyGram in
9 America? Yes or no?
10 A Not unless the funds are fraudulent funds.
11 Q Okay. So how did you know these funds were
12 fraudulent? What made you think that these funds were
13 fraudulent? Do you know where those funds came from?
14 THE COURT: Wait. Which question do you want her to
15 answer?
16 Q (BY THE DEFENDANT:) How do you know those funds
17 were fraudulent first?
18 A Because we spoke with the sender of the funds.
19 Q And who was the sender?
20 A Mary Jean Castillo.
21 Q And what did she say?
22 A She informed us that she withdrew funds from the
23 Mortgage Enterprise Investments bank account here at First
24 Hawaiian Bank and wired the money to Barbara Williams in Texas.
25 Q Okay. So did you all charge Ms. Castillo with any

1 wire fraud for sending the money to my mother?
2 A We did not.
3 Q So let me get this straight. So someone can send
4 some fraudulent funds to someone, but they don't get charged
5 with sending the funds, but the person that receives it gets
6 charged; is that correct?
7 A She was not aware that the funds were fraudulent.
8 So she was sending with the direction from yourself. She was
9 sending the funds to Barbara Williams and was not aware that
10 the funds were coming from a bank account that had -- that
11 was -- that had fraudulent funds inside of it.
12 Q So you know who Mary Jean Castillo is, right,
13 Ms. Crawley?
14 A I do, yes.
15 Q Okay. And you do understand that you still under
16 oath, correct?
17 A I do, yes.
18 Q Okay. So did Mary Jean Castillo work for me for the
19 Common Law Office of America?
20 A She did, yes.
21 Q Did she send out letters on behalf of clients for
22 the Common Law Office of America with her signature?
23 A She did, yes.
24 Q Okay. So she knew my whole operation because she
25 was the second one in charge --

1 MR. SORENSON: Objection to the form of the
2 question, Your Honor.
3 Q (BY THE DEFENDANT:) Okay. So you saying --
4 THE COURT: I'm sorry. So question's withdrawn.
5 You're going to re-ask.
6 Q Okay. I'll rephrase the question.
7 THE COURT: All right. Thank you.
8 Q (BY THE DEFENDANT:) So as a manager of Common Law
9 Office of America, you don't think that Mary Jean Castillo knew
10 what she was doing or knew where the funds came from?
11 A She knew where the funds were coming from in the
12 bank account. She was not aware at the time that they were
13 fraudulent funds.
14 Q So you saying she was not aware. How do you know
15 she didn't -- she was not aware that they were fraudulent?
16 A She informed us that she did not know that they were
17 fraudulent at that time.
18 Q So my mother informed you that she knew that it was
19 fraudulent?
20 MR. SORENSON: Objection, Your Honor. Once again, I
21 don't know the relevance --
22 THE DEFENDANT: It's a question.
23 MR. SORENSON: -- of his mother.
24 THE DEFENDANT: 'Cause that's who it was sent to.
25 THE COURT: Understood, but the issue in this trial

1 has to do with the government's case against you, not the
2 government's case against -- your mother's no longer a part of
3 this case, so it's not relevant to -- I think what his
4 objection is is there's no relevance.
5 THE DEFENDANT: Well, it is relevant because this is
6 one of the emails -- wire fraud charge they're charging me and
7 the reason why I brought this up is because --
8 THE COURT: Okay. So we can take this matter up
9 outside the presence of the jury and we can go through it. So
10 you go to another area of questioning, then if this is an area
11 you want to pursue, I'll need to make a legal ruling. I don't
12 want to take up the time now in front of the jury and we can do
13 that at the next break. So go to another area with regard to
14 your questioning.
15 Q (BY THE DEFENDANT:) Okay. In regards to Mary Jean
16 Castillo, she did -- are you aware of a deposition that she
17 did?
18 A I am, yes.
19 Q Okay. And so you pretty familiar what her answers
20 was in that deposition, correct?
21 A If I recall, it was a very long deposition, so I
22 don't recall all of her answers, no.
23 Q Okay. In regards to this particular issue, she
24 was -- she was questioned about this money that she sent and
25 whether she knew it was fraudulent or not. Did you read that

1 portion of the deposition where she said that the funds were
2 not fraudulent?
3 MR. SORENSON: Objection again, Your Honor, both to
4 the solicitation of a hearsay response, but also the testimony
5 from the -- from Mr. Williams from the stand here.
6 THE COURT: All right. Overruled.
7 So he -- he's asking you if based on your last answer
8 where you had indicated that she didn't know that it was
9 fraudulent, do you recall any portion of her deposition where
10 she stated that?
11 THE WITNESS: I do not. I do not recall.
12 Q (BY THE DEFENDANT:) Okay. So how would you
13 determine the frauds[*sic*] were fraudulent from the MEI bank
14 account? How would you determine they were fraudulent?
15 A So again, because the payments were coming in
16 from -- for mortgage payments and MEI is not certified or
17 licensed to receive mortgage payments, them not being a
18 mortgage servicing company, the funds in the account that were
19 coming from these mortgage payments were fraudulent.
20 Q So why didn't you all charge me with fraudulent
21 funds or bank fraud or mortgage fraud or money laundering if
22 that was the case, if it was fraudulent? Why didn't you charge
23 me with it?
24 A Again, the FBI is not a charging authority. I
25 don't -- I don't determine what the threshold is made or what

1 charges are brought.

2 THE DEFENDANT: Government Exhibit No. 7, please.

3 THE COURT: That in evidence?

4 THE DEFENDANT: Yes, ma'am.

5 THE COURT: Okay.

6 MR. SORENSON: In evidence, Your Honor, pulling it

7 up.

8 THE COURT: Do you wish to publish?

9 THE DEFENDANT: Yes, ma'am.

10 THE COURT: You have to inform the court, ask the

11 court.

12 THE DEFENDANT: Ask the Court I wish to publish.

13 THE COURT: All right. Publish to the jury.

14 Q (BY THE DEFENDANT:) He had you read from this

15 letter yesterday. I just want to highlight one of the

16 statements in here. Can you go to where -- 1, 2, 3, 4,

17 5 -- the ninth paragraph where I start, "They don't know."

18 THE COURT: Mr. Williams, only if you want to, but

19 you can actually touch that screen and it'll highlight what you

20 want, so, yeah.

21 THE DEFENDANT: Okay.

22 THE COURT: Okay. Blocking it out. We need to

23 clear that. We'll clear that or you can touch -- just touch it

24 and then it'll put a little dot and then we'll know where you

25 are. Okay.

1 Q (BY THE DEFENDANT:) That portion right there, can
2 you read that for me, please.
3 A Starting at "They don't know"?
4 Q Yes, ma'am.
5 A (Reading:) "They don't know" -- sorry. Some of the
6 words are blocked. I'm going to try to find it on here.
7 (Reading:) "They don't know half of what you know,
8 so -- so you know you were gonna make way more than that and
9 you can help more people than you ever imagined. I know you
10 and I both helped tons of people for free, but now we have to
11 be compensated for what we do because there aren't too many
12 that can do what you and I do.
13 Q Now, you said you only been investigating me for you
14 said since 2015, correct?
15 A Yes, that's right.
16 Q But in your investigation, you know how many other
17 offices I have in other states, correct?
18 A I do know that you have other offices in other
19 states, yes.
20 Q And you know that I've had offices way before 2015,
21 correct?
22 A I don't know the dates you opened those offices.
23 Q But you know they were before you started
24 investigating in 2015?
25 A I -- I don't know that for sure. I don't -- I

1 really don't know the dates that you opened those offices.
2 Q Okay. So you really didn't really investigate all
3 the other offices then in like the year I set them up and what
4 states particularly that I set them up in?
5 A I focused primarily on activities in Hawaii.
6 Q And what about Florida?
7 A I did not focus primarily on activities in Florida.
8 Q In your search warrant on page 20, this is in
9 Defense Exhibit 2020 -- do I need to do the --
10 MR. ISAACSON: May I -- could she be shown Defense
11 Exhibit 2020?
12 THE COURT: She may. Do you have a book for her of
13 the exhibits?
14 MR. ISAACSON: We have an extra one here.
15 THE COURT: Okay.
16 Q (BY THE DEFENDANT:) Could you turn to page 20 of
17 your application for search warrant?
18 A Okay.
19 Q And could you read paragraph 49, please.
20 THE COURT: To herself, correct?
21 THE DEFENDANT: Yes.
22 THE COURT: Not out loud 'cause it's not in
23 evidence.
24 THE DEFENDANT: Right.
25 THE COURT: Right.

1 THE WITNESS: Okay.
2 Q (BY THE DEFENDANT:) So according to your search
3 warrant, you stated that in October and November 2015 that the
4 FBI --
5 THE COURT: All right. So that's not in evidence.
6 So you can ask her a question, but you can't read the
7 document --
8 THE DEFENDANT: But no, I'm fixing to ask -- so I
9 haven't finished asking it.
10 THE COURT: Right. But you can't quote from the
11 document 'cause it's not in evidence.
12 THE DEFENDANT: Okay.
13 THE COURT: So you can formulate a question.
14 THE DEFENDANT: Okay.
15 Q (BY THE DEFENDANT:) So from your search warrant
16 application, what date did you say that the FBI Miami searched
17 my Miami office and got my Miami laptop and emails and all my
18 files?
19 A In October and November 2015 is when FBI Miami got
20 search warrants for the laptops and email accounts.
21 Q And do you remember what those search warrants were
22 for? What crime were they trying to say that I was committing
23 in Florida?
24 A I -- I didn't assist with that -- with those search
25 warrants, so I really couldn't speak to exactly what they were

1 looking for.

2 Q But you were in contact with the FBI Miami? I mean,

3 you made a search warrant application based on the search

4 warrant that they got to get my laptop in Miami. So I'm asking

5 you what was they searching for? What was the crime that they

6 were searching for? 'Cause you been in communication with the

7 FBI Miami, according to your search warrant application.

8 A We certainly spoke, but I -- there were different

9 investigations. So I don't exactly know what charges or what

10 evidence they were looking for specifically.

11 There was some overlap with this -- with MEI because

12 they were -- they were operating in both states. But I don't

13 know the exact crimes that -- if the Miami office was looking

14 for anything additional.

15 Q So the FBI Miami that you was in contact with, were

16 they -- they were investigating my Common Law Office of America

17 and MEI? Were they investigating both of my businesses?

18 A I know that they were looking into MEI. I'm not

19 sure of Common Law Office of America.

20 Q Okay. So they investigated MEI the same way that

21 you investigated MEI, so they was looking for a federal crime?

22 A I assume if it's an FBI office, then they cannot

23 bring state charges.

24 Q Okay. So you -- what agent did you speak with in

25 FBI Miami?

1 A Special Agent Joe Lavelle.
2 Q And you don't remember what he told you that they
3 were investigating me for?
4 A Not in its entirety.
5 Q I mean, give me one thing. Give me one charge they
6 were investigating me for, one thing.
7 A Charges I'm not aware of -- I'm not --
8 Q Well, what were they investigating me in violation
9 of? What federal law did he tell you that they were
10 investigating me for for you to be contacting him and talking
11 to him?
12 A He was looking into the same type of activity that I
13 was here in Hawaii because Florida homeowners were signing up
14 for the same mortgage reduction program that you were offering
15 here in Hawaii.
16 Q So is it safe to say then that you and him spoke
17 about that my mortgage was fraudulent?
18 A The mortgages that MEI issued?
19 Q Yes.
20 A Yes, that was one of the issues that we discussed.
21 Q Okay. Is one of the issues that you discussed was
22 that the funds that I obtained in Florida from MEI clients in
23 Florida was fraudulent?
24 A I don't remember discussing that specifically.
25 Q Okay. You mentioned that they got my emails. So

1 would one of your discussion be the email communication that I
2 had with clients in Florida and other places? Would you have a
3 discussion with him about the email and possible wire fraud
4 that I committed in Florida regarding MEI clients?
5 A We didn't speak specifically about wire fraud, but
6 we did -- we did speak about the search warrants that I put in
7 in my affidavit.
8 Q So what did he tell you their search warrant was
9 for?
10 A I really couldn't tell you about its entirety. I
11 didn't read their search warrants. I wasn't part of the search
12 warrants or the seizures of the laptops and email accounts.
13 Q So if you investigating someone and you in
14 coordination with another FBI office, you all don't tell each
15 other what you're investigating someone for? He didn't tell
16 what you the charges that they actually investigating for?
17 A So again, charges are not determined by the FBI, so
18 we were not discussing charges --
19 Q Well, violations.
20 THE COURT: Well, let her finish her answer.
21 THE WITNESS: So we were not -- we were not
22 discussing charges. We were discussing the similar activity
23 that both Special Agent Lavelle and I were seeing because the
24 same mortgage reduction program that was being offered here in
25 Hawaii was being offered to the Florida community as well.

1 Q (BY THE DEFENDANT:) So you all was -- he was -- so
2 you didn't discuss what violation that they were -- that they
3 got the search warrant for because like in your search warrant
4 you wrote that you're searching for a violation of mail fraud,
5 wire fraud, bank fraud, money laundering. So what did he
6 discuss with you that they was in search for violation of?
7 What federal laws or what offense that he said they was in
8 search of to find that I committed a federal offense?
9 A I don't recall discussing a specific violation with
10 Agent Lavelle.
11 Q But your discussion was about my business?
12 A Yes.
13 Q Okay. So when you spoke with Agent Lavelle, did he
14 tell you that I had any complaints from any of my Florida
15 clients?
16 A I know that FBI agents in Miami spoke with many of
17 the Florida homeowners that had signed up for your program.
18 Q And so when you spoke with Agent Lavelle, did he
19 tell you after they talked to all of those clients in Florida
20 how many or if any made one complaint against me?
21 A I don't know if I know what you mean by complaint.
22 Did they discuss with the agents once the agents approached
23 them? Or if they -- did they approach the FBI ahead of time?
24 I don't know if I know what you --
25 Q Well, I'll rephrase the question. Did he tell you

1 that any client in Florida came to the FBI office, wrote the
2 FBI office, emailed the FBI office, faxed the FBI office a
3 complaint against me and my services?
4 A We didn't discuss that.
5 Q So you didn't -- you didn't discuss whether anyone
6 made a complaint?
7 A No, we didn't.
8 Q So --
9 THE COURT: So Agent Lavelle's going to testify
10 next, all right? So you need to move on to another subject
11 area. You can ask him direct questions, but Agent Crawley's
12 here to testify about her investigation.
13 THE DEFENDANT: Right, but this is part of her
14 investigation 'cause in her search warrant application for
15 here, she alluded to that --
16 THE COURT: I know. And so what I'm telling you is
17 that you need to move on because if you want to know more about
18 the Florida investigation, you can ask Agent Lavelle.
19 THE DEFENDANT: Government Exhibit No. 9, please.
20 MR. SORENSON: Your Honor, when the defendant asks
21 for a particular exhibit, I can pull it up right away. Am I
22 publishing it when I do that or --
23 THE DEFENDANT: Yes, I want to --
24 THE COURT: So, no, it's not published until
25 Mr. Williams asks for it to be published.

1 MR. SORENSON: Okay.
2 THE COURT: And you are not in control of that.
3 MR. SORENSON: Okay. I can go ahead and pull it up
4 and --
5 THE COURT: You can.
6 MR. SORENSON: Okay.
7 THE DEFENDANT: Okay. And I would like it to be
8 published.
9 THE COURT: You may have it published.
10 Q (BY THE DEFENDANT:) In your investigation of my
11 clients here, you alluded to you had contacted a Melvyn
12 Ventura?
13 A Is that a question?
14 Q Yes. Did you contact Melvyn Ventura personally?
15 A Yes, I did.
16 Q And how did you contact him and where did you
17 contact him at?
18 A I had spoken with him several times. I believe
19 once, maybe twice, over the phone and also in person.
20 Q And did he call you or did you call him?
21 A I don't remember. I mean, it went both ways. If
22 there was a missed call, we would call each other back.
23 Q So did he call you initially?
24 A No, he did not.
25 Q So when you went to his -- did you go to his home

1 and interview him?
2 A No, I did not.
3 Q So the interview that you wrote was the interview
4 over the phone that you took?
5 A One of the times I had spoken with him was over the
6 phone.
7 Q And when you interviewed him, did he say that he
8 felt like I scammed him?
9 A I would need to review what I wrote of those. I
10 don't remember as I had spoken with him a few times.
11 THE DEFENDANT: I need Defense Exhibit 2013.
12 THE COURT: Is this to refresh the recollection of
13 the agent?
14 THE DEFENDANT: Yes, ma'am, yes, ma'am.
15 THE COURT: Any particular part of it that you want
16 her to review, Mr. Williams, or would you like her to review
17 the whole thing?
18 THE DEFENDANT: Yeah, the whole thing 'cause it's
19 real short. It's not that long.
20 THE COURT: Okay. If you could take a look at that,
21 Agent Crawley, and when you finish it, look up and let us know
22 if that refreshes your recollection with regard to Mr. Ventura.
23 THE WITNESS: I did not write this 302, so it's not
24 my interview.
25 THE COURT: So it doesn't matter if you wrote it or

1 not. So to refresh your recollection you can use anything to
2 refresh somebody's recollection. So if you can take a look at
3 it and let us know if it refreshes your recollection.
4 MR. SORENSON: And, Your Honor, while she's reading,
5 let me just lodge perhaps an objection to what may be asked
6 which is a hearsay question or a question soliciting hearsay
7 with respect to what was said by Mr. Ventura to her or somebody
8 else.
9 THE WITNESS: Okay.
10 Q (BY THE DEFENDANT:) And who is the agent that took
11 this report?
12 THE COURT: So that's -- I'm not going to let you
13 ask questions. She just reviewed it to refresh her
14 recollection. So now you can ask her about her recollection.
15 She didn't take this.
16 THE DEFENDANT: Right. That's why I asking her does
17 she know the agent who took this report because this is from
18 the FBI office that she worked with.
19 THE COURT: Understood. But I'm not going to let
20 you go in that area because she was just shown this to refresh
21 her recollection and it's not relevant to the issues in this
22 case. So ask her a question that's relevant to your case.
23 THE DEFENDANT: Well, it is. I mean, this is a
24 client -- this is one of my clients --
25 THE COURT: I'm telling you it's not. So ask

1 another question.
2 Q (BY THE DEFENDANT:) So are you the only agent that
3 took a report with clients? You the only agent that
4 interviewed my clients here?
5 A For MEI homeowners?
6 Q Yes, yes.
7 A No I was not the only one.
8 Q Okay. Do you know the names of any of the other
9 agents that took reports from my clients?
10 A I do know their names, yes.
11 Q And from what you read, are you familiar with the
12 name of that agent that's on that report?
13 A There are two and I'm familiar with both of them.
14 Q And so you spoke with both of them regarding this
15 particular homeowner client of mine?
16 A I read their report.
17 Q But you never spoke to them personally?
18 A After the interview, I can't recall if we discussed
19 the interview after they came back.
20 Q So is that FBI practice just to go have an
21 investigation to where one agent interviews someone, another
22 agent don't come back and tell the same agent that's
23 interviewing the other client or investigating so you all can
24 compare notes?
25 THE COURT: Okay. So that's not even a question.

1 So you need to form a question. But you can ask her a question
2 about what she heard, knew, or remembers. What other
3 investigators do is not something that she can testify to --
4 THE DEFENDANT: Well, I'm --
5 THE COURT: -- unless it's within her personal
6 knowledge or she directed them to do it. So ask her a question
7 about her investigation.
8 Q (BY THE DEFENDANT:) So is it FBI's policy for
9 agents not to discuss who they interviewed when they're
10 investigating the same person?
11 THE COURT: All right. So she just said she did
12 review the interview, okay? So -- and she can't remember if
13 she spoke to them after the interview. So ask a question.
14 THE DEFENDANT: Right. So I'm asking her is that a
15 normal procedure.
16 THE COURT: No. And so it's not relevant. Ask
17 another question.
18 Q (BY THE DEFENDANT:) So did you talk to any other
19 agent regarding any of my clients?
20 A I really can't recall specific conversations with
21 agents that went out and interviewed the clients.
22 Q So when you interview clients, you just keep all the
23 information to yourself and you don't pass it on to no other
24 agent?
25 A Not that I can recall specifically. I was the only

1 case agent in this particular investigation and so any
2 assistance that I received from other agents was just them
3 helping me.
4 Q If they helped you, wouldn't they have to converse
5 with you on what they investigated and what they found?
6 A The 302 summarizes these -- these interviews, so we
7 would not be required to come back and check in with me -- they
8 would not be required to come back and check in with me how it
9 went 'cause I would be able to read the 302.
10 Q So when you read the 302, you didn't go back and
11 say, "Hey, is this exactly what the guy said?" Or, "Is this a
12 summary of what he said?" You didn't question them on that?
13 THE COURT: Right. You can only ask one question.
14 That was like four. So what's your question?
15 Q (BY THE DEFENDANT:) So after he did the interview,
16 you didn't question him after he made -- after he did the
17 interview with my client?
18 A Question the interviewing agents?
19 Q Yes.
20 A No.
21 Q So you didn't question not one interviewing agent?
22 A I don't know if I understand the question.
23 Q So how many -- how many agents other than yourself
24 were investigating me and interviewing clients?
25 A So those are two separate things. I was the only

1 one with the investigation, but I did have assistance from
2 other people in the office.
3 Q How many people in your office assisted you?
4 A I really couldn't say. I didn't keep -- I didn't
5 keep count of how many agents were helping with these
6 interviews.
7 Q Can't give me a general number?
8 A Maybe eight.
9 Q So about eight people?
10 A Ten. I mean, it was just for the interviews I got
11 help because we were trying to interview people all within a
12 short time frame, and that would be hard for me to do by
13 myself.
14 Q Exactly. And that's -- that's my point exactly. So
15 if you couldn't get to all these people, all these clients,
16 'cause I have over 400 clients here, you would have to had help
17 in them interviewing the clients, correct?
18 A Yes.
19 Q So if you want to get the truth about whether I
20 scammed people, after the agents interviewed them, wouldn't you
21 have to discuss what they found when they --
22 MR. SORENSON: Objection. Asked and answered.
23 THE COURT: Overruled.
24 THE WITNESS: We might have discussed. Would we
25 have to? Not necessarily because it would be documented in a

1 report. But we might have.
2 Q (BY THE DEFENDANT:) Okay. So you had agents
3 assisting you that you didn't talk to personally and that
4 occurred a lot?
5 A I would speak to them personally, yes.
6 Q So would you speak to them based on the interviews
7 they did with my clients?
8 THE COURT: Okay. So she already testified on that.
9 So move to another question.
10 THE DEFENDANT: But -- but I'm -- 'cause --
11 THE COURT: You know what? She's not going to
12 change her answer. She's already told you three or four times.
13 So ask another question.
14 Q (BY THE DEFENDANT:) So did any of agents that you
15 spoke with, did they say that any of my clients say I scammed
16 them?
17 MR. SORENSON: Objection. Hearsay response.
18 THE COURT: Sustained. All right. So ask another
19 question.
20 Q (BY THE DEFENDANT:) Of the clients that you
21 interviewed, which one of them said that I scammed them?
22 MR. SORENSON: Objection. Hearsay.
23 THE DEFENDANT: No, that she interviewed.
24 THE COURT: I'm going to rule on this. So
25 overruled. He's asking her not for the truth of the matter but

1 what she relied on in her investigation.
2 So if you can recall, did any of the clients of
3 Mr. Williams when you interviewed them said that he scammed
4 them?
5 THE WITNESS: I don't recall if anyone used that
6 particular word. I do know when I was interviewing them, a lot
7 of them were very confused as to why they were still in
8 foreclosure or whether they were about to lose their home or
9 whether they had in fact lost their home when they had signed
10 up for a program that was supposed to save it.
11 Q (BY THE DEFENDANT:) So when you interviewed these
12 clients personally, did any of them notify you of people that
13 did scam them? Did they give you particular names of people?
14 A Again, I don't know if anyone used the word scam.
15 I --
16 Q Did they say defraud?
17 THE COURT: Okay. So you don't want that question
18 answered? All right. Let her finish her answer.
19 THE WITNESS: I don't remember if anyone used the
20 word scam. I do remember various other names came up in these
21 interviews as people who had helped them or offered them
22 various other programs to save their house.
23 Q (BY THE DEFENDANT:) So what language did any of the
24 clients that you interviewed regarding me that's had any
25 language that said He scammed me, he defrauded me, he lied to

1 me, he didn't do the work that he said he was going to do?
2 What client or how many of them made those kind of statements
3 to you?
4 A I couldn't tell you exact words they used. These
5 interviews were conducted, you know, four years ago. So I
6 couldn't tell you exact language.
7 Q But you do have those reports that you made,
8 correct?
9 A I do. The reports that I write are a summary of our
10 discussion, so I would -- I wouldn't have captured -- it's not
11 a transcription, so I wouldn't have captured every word or
12 every statement that was made.
13 Q So would you at least probably have wrote down that
14 they felt like they was scammed by Anthony Williams if they
15 said that?
16 A I don't know if I would have written the exact words
17 that they used, but I would have alluded to it in my -- in my
18 report.
19 Q So how would you have written it in your report if
20 you wouldn't have used those exact words?
21 A The 302s that we write are just a summary of what we
22 discuss. So I wouldn't need to use the exact language that
23 they use.
24 Q So I had just asked you about did they discuss any
25 other people. Can you tell me any of the names that they

1 mentioned when you interviewed them?
2 MR. SORENSON: Once again, soliciting a hearsay
3 response, Your Honor.
4 THE COURT: Overruled.
5 THE WITNESS: From the interviews that I conducted?
6 THE DEFENDANT: Yes.
7 THE WITNESS: Yes, various other names came up. I
8 don't know if I can recall all of them, but I can -- I can
9 recall a few. Henry Malinay came up, Edna Franco, Hep Guinn.
10 Sorry, that's all that's come to go mind right now.
11 Q (BY THE DEFENDANT:) Okay. And those names that you
12 enumerated, do you recall me coming to the FBI office and
13 making a complaint against those very people that you just
14 named?
15 A I did not speak with you at the FBI office.
16 Q Are you aware that I came to the FBI office and made
17 a complaint against those people that you just outlined?
18 A I've seen a report that was written based on a
19 complaint you made. I'm not sure if that was you coming to the
20 office or calling in. But I have seen that you have filed some
21 sort of complaint against those people.
22 Q Okay. And so you said earlier yesterday that a -- I
23 think you said DFI criminal investigator had called you; is
24 that correct?
25 A Yes.

1 Q Okay. And what is the name of that investigator
2 that called you?
3 A Gina Yushida.
4 Q Gina Yushida. And you alluded to yesterday that
5 Gina Yushida called you and said that they receiving -- they
6 was receiving calls about homeowners complaining, correct?
7 A Yes, that's right.
8 Q And when you talked to Ms. -- you say Yushida?
9 A Yes.
10 Q And did she say that the complaints were
11 specifically against me, that these people called her and said,
12 "Anthony Williams scammed me, he defrauded me, he lied to me"?
13 A Some of the complaints were, yes.
14 Q And do you have those complaints with you?
15 A I do not.
16 Q Could you produce those complaints if we took a
17 recess?
18 A She had called me -- if I remember correctly, she
19 had called me 'cause she was not to provide me information.
20 I'd never spoken with her before. She had called me primarily
21 to see if this was something the FBI would even look into. So
22 she didn't contact me to give me information or to give me
23 files or to give me complaints. It was more she didn't know
24 if -- if something like this, she didn't know if it met the
25 threshold for mortgage fraud. She didn't know if the FBI

1 investigated sort of the -- this type of collective complaint,
2 and so she was more just trying to get information of who to
3 get the complaints to because, as I understand it, the office
4 that she was in -- she's no longer with DFI -- but the office
5 that she was in at the time did not have a criminal -- criminal
6 mechanism to charge people. So she was just trying to call
7 around to see who would potentially benefit from getting this
8 information.
9 Q So was I the only name she said customers called and
10 made a complaint against?
11 A I don't believe so.
12 Q Okay. So who do you remember she said?
13 A I vaguely remember this conversation and it's -- for
14 the specification, but I do remember that she mentioned
15 Mortgage Enterprise Investments, Anthony Williams, and Henry
16 Malinay were mentioned.
17 Q So you don't recall her mentioning Edna Franco's
18 name?
19 A I don't right now.
20 Q Okay. So on the complaints, did she fax you or mail
21 you any of those complaints?
22 A She did not.
23 Q Okay. You said you started your criminal
24 investigation based on a call that you received from her. So
25 how would you start a complaint if you didn't get the

1 complaints from her to start the investigation?
2 A I did not start a complaint.
3 Q No. I said you said that she got complaints from
4 different homeowners regarding me and Henry. And my question
5 to you is did she fax you the complaints? Did she mail you
6 complaints? Did she email you the complaints where you saw a
7 complaint from her office --
8 THE COURT: Okay. Which question do you want her to
9 answer? You've asked her about five.
10 THE DEFENDANT: Well, no, it's just --
11 THE COURT: So just ask her Did you receive any
12 complaints?
13 THE DEFENDANT: Okay. I'll rephrase it.
14 THE COURT: Yeah.
15 Q (BY THE DEFENDANT:) Did you receive a complaint in
16 the mail from Ms. Yushida that a homeowner made a complaint
17 against me?
18 A Not that I can recall, no.
19 Q Did you receive a email of a complaint from
20 Ms. Yushida that a homeowner made a complaint against me?
21 A Not that I can recall.
22 Q Did you receive a fax from Ms. Yushida that a
23 homeowner made a complaint against me?
24 A I can almost guarantee no.
25 Q Did she come to the FBI office and file in person

1 these complaints of someone that filed a complaint against me?
2 A No, she did not.
3 Q Okay. So in your investigation, if you determined
4 that someone has committed a crime, is it the FBI's policy to
5 investigate and, you know, do search warrants to see if, in
6 fact, the crime had been committed?
7 A If we think there's a potential crime, certainly we
8 investigate. But we don't start off -- I didn't want to assume
9 that a crime had been committed because I didn't have enough
10 information. So -- so we -- but that's -- that's very common
11 where we take a complaint or we take, you know, a call from
12 someone and it's just something that we begin to look into.
13 Q Okay. So when I came in and made a complaint, a
14 criminal complaint against my former employees, did you or
15 anybody at your office take the initiative to investigate these
16 people for the crimes they committed against me and my clients?
17 A I don't know exactly when you came in, so I'm not
18 sure what steps were taking -- were taken right after your
19 visit.
20 Q Did you all search the office of Hep Guinn?
21 A No, we did not.
22 Q Did you all search the home of Hep Guinn?
23 A We did not.
24 Q Did you -- do you remember talk to go any homeowners
25 that made a complaint against Hep Guinn?

1 A I spoke with homeowners who mentioned Hep Guinn. I
2 don't know if that's -- I don't know what you mean by
3 complaint.
4 Q Right. Well, in your interview when you interviewed
5 them, did they mention this, that there is a person that they
6 paid and the person that offered them, you know, services and
7 didn't render the services or promised them things that they
8 couldn't do?
9 A Yes.
10 Q And did you get a search warrant to search her
11 office?
12 A No.
13 Q Did you get a search warrant to search her home?
14 A No.
15 Q Did you get a search warrant to search the office of
16 Edna Franco?
17 A No, we did not.
18 Q Did you get a search warrant to search the home of
19 Edna Franco?
20 A No, we did not.
21 Q Did you get a search warrant to search the office of
22 Henry Malinay?
23 A No, we did not.
24 Q Did you get a search warrant to search the home of
25 Henry Malinay?

1 A No, we did not.
2 Q And in your investigation you said you had
3 surveillance of the 1604 Democrat Street office, correct? The
4 1604 Democrat, the office that you seized all my files and
5 computer and everything, you had it under surveillance,
6 correct?
7 A I don't know what you mean by that. We did drive by
8 it prior to doing the search warrant.
9 Q Well -- and did you not do a report where you said
10 you surveilled the building, you had a client come in, you
11 didn't -- you don't remember that report like that, that you
12 had a client come in, you was outside? Do you remember that?
13 A So that would be potentially two different
14 instances. I don't know exactly which one you're --
15 Q Either one. You do remember those, though? You do
16 remember those?
17 A I remember conducting those activities, if that's
18 your question.
19 Q Okay. So would that be considered surveillance?
20 A One of them would be.
21 Q Okay. So you surveilled it. So in your
22 surveillance, who worked out of the Democrat office?
23 A The surveillance was not to determine who worked out
24 of the Democrat office.
25 Q So what was the surveillance for?

1 A It has various purposes. But for me, it was -- we
2 were about to do a search on the property and so we wanted to
3 see what the property looked like, and there was a car parked
4 outside, your Lexus, that we wanted to get located at the
5 property, and so that was the purpose of that particular
6 surveillance.
7 Q So wouldn't you want to know who actually works
8 there, though?
9 A That was not the purpose of that surveillance.
10 Q So but in your investigation, if you got a company
11 under investigation, isn't it your normal practice to find out
12 who the employees are, who's conducting the business,
13 especially if you're alleging it's fraudulent?
14 A Yes, we would certainly want to know who all was
15 part of the entity, whoever it is.
16 Q Okay. So is it fair to say that Anabel Cabebe
17 worked out of the 1604 office?
18 A I don't know if she worked out of it. She owned
19 1604 Democrat Street.
20 Q Did you surveil -- have a surveillance at the time
21 where you sent the client up to make a payment and Ms. Cabebe
22 was there to accept the payment?
23 A That was not at 1604 Democrat Street.
24 Q Where was that at?
25 A That was at her residence in Aiea.

1 Q Okay. So when you all did your search there at the
2 1604, did you find that anybody else worked out of the 1604
3 office?
4 A Not that I can recall.
5 Q So you don't -- you're not familiar with PJ Stewart?
6 A I've seen the name.
7 Q You've seen the name?
8 A Yes.
9 Q You got all the documents 'cause you were the
10 primary person that took the -- my computer and got all the
11 files, correct?
12 A Yes, that's right.
13 Q So do you remember seeing any files in there that
14 were filed by PJ Stewart?
15 A I saw the name because that was not a name that I
16 knew of or was investigating. I don't recall specifically the
17 files because those -- I didn't know that those would be -- are
18 files of interest to me.
19 Q So when you got the files out of my computer, what
20 specifically was you looking for?
21 A I don't -- I don't have the items to be seized, I
22 don't have the search warrant directly in front of me, so I can
23 speak generally. But it was documents relating to a mortgage
24 company, any records or documents that would relate to MEI and
25 the mortgage reduction program.

1 THE DEFENDANT: Okay. Can you give me Government
2 Exhibit 152? And I would like to have this published.
3 THE COURT: All right. I believe that 152's been
4 received. It may be published.
5 Q (BY THE DEFENDANT:) And this is one of the
6 documents that you got out of my computer, correct?
7 A Yes, I believe so.
8 Q And yesterday Mr. Sorenson went through portions of
9 this affidavit of Common Law notice of name change yesterday
10 with you, correct?
11 A Yes, that's right.
12 Q But he didn't have you read the whole document,
13 that's correct?
14 A Correct.
15 Q Okay. Now, is it a crime, Ms. Crawley, is it a
16 federal crime to have a name that reflects your faith and still
17 retain your birth name?
18 A Not that I know of.
19 Q Can you read off of here paragraph 7?
20 A (Reading:) "According to the law, a person may be
21 employed, do business, enter into contracts, sue and be sued
22 under any name they choose at will, Lyndon B. First National
23 Bank. Such a change carries exactly the same legal weight as a
24 court-decreed name change as long as it is not done with
25 fraudulent intent."

1 Q Okay. Now, he didn't have you read that yesterday,
2 correct?
3 A No, he didn't.
4 Q Okay. Now, can you read for me paragraph 2, please.
5 A (Reading:) "I am changing my name to reflect my
6 spiritual conversion and reverence to my creator and savior
7 Yahweh Elohim Yahshua, the Messiah, and to embrace my Hebrew
8 culture."
9 Q And are you familiar with those names, those terms?
10 A I've seen them before.
11 Q Are you familiar what those names are?
12 A I've -- I've just seen them in writings.
13 Q Seen them in writing?
14 A Uh-huh.
15 Q Are you familiar that that's the name of God?
16 A I -- I don't know the context of those names.
17 Q Okay. So there's nothing fraudulent about having a
18 name to reflect your religious belief according to the law,
19 correct?
20 A Like I said before, no law that I know of.
21 THE DEFENDANT: Okay. Government Exhibit 816? I'd
22 like to publish it too?
23 THE COURT: I don't believe this has been received.
24 Has it?
25 MR. SORENSON: Yes, Your Honor.

1 THE COURT: It has been? Okay. Oh, yes.
2 MR. SORENSON: Just this morning.
3 Q (BY THE DEFENDANT:) Now, on this document it has my
4 Hebrew name, Yoseph A. Hezekyah --
5 MR. SORENSON: Objection, Your Honor. Once again,
6 there's testimony.
7 THE DEFENDANT: I'm fixing to ask her.
8 THE COURT: So the document speaks for itself.
9 THE DEFENDANT: Right.
10 THE COURT: If you have a question about the
11 document, you can. We can all read it; it's in front of us.
12 Q (BY THE DEFENDANT:) Okay. Ms. Crawley, do you
13 believe that because I list my Hebrew name and my birth name,
14 that that's somehow against the law?
15 A I don't -- I don't -- I collect facts. I do not
16 determine, again, the threshold of what breaks the law and what
17 doesn't. That's for a charging authority and the FBI is not a
18 charging authority.
19 Q Okay. So is there any -- 'cause you FBI agents
20 are -- you supposed to know federal law, correct?
21 A Within reason. I don't know if I know all of them,
22 but --
23 Q Well, do you know of any federal law that I can't
24 use my Hebrew spiritual name, also my birth name?
25 A I don't know of any, no.

1 Q Okay. Now, in this document he had you read some of
2 the things and I wanted to go back over. Can you read
3 the -- from "We have not received," please? It's the third --
4 third sentence.
5 A Oh, I'm sorry. The third line down?
6 Q Yes.
7 A (Reading:) "We have not received any documentation
8 from your office that you have been properly and officially
9 appointed as a foreclosure commissioner by the Secretary of the
10 Department of Housing and Urban Development or HUD as it is
11 mandated by Title 12 U.S.C., Section 3754."
12 Q Now, are you familiar with that federal law, Agent
13 Crawley?
14 A I am not.
15 Q And when you searched my computer and got this
16 document, did you look up this law?
17 A I did not.
18 Q So you don't know what that law actually says then?
19 A I do not.
20 Q So you can't comment on whether the commissioner
21 that I'm writing to was appointed lawfully or not because you
22 haven't read the actual law, correct?
23 A Correct, yes. I don't know the commissioner -- I
24 don't know that law as it pertains to the foreclosure
25 commissioner. We tagged this document because those were MEI

1 clients paying a mortgage payment to you.
2 THE DEFENDANT: Okay. Government Exhibit 11.
3 THE COURT: That's been received, correct?
4 THE DEFENDANT: Yes, ma'am.
5 MR. SORENSON: Yes, Your Honor.
6 THE DEFENDANT: And I'd like to publish it.
7 THE COURT: All right. You may publish.
8 Q (BY THE DEFENDANT:) This is an email that you got
9 out of the computer that you searched at the Democrat office,
10 correct?
11 A Yes, it is.
12 Q Okay. And who was this email from?
13 A So this is a email chain, but it looks like it
14 begins -- it begins from Keone Agard and is an exchange between
15 Mr. Agard and Mary Jane Laforteza.
16 Q Okay. And is this one of the counts of wire fraud
17 that you're charging me with?
18 A Yes, it is.
19 MR. ISAACSON: One moment, Your Honor, if we could?
20 THE COURT: You may.
21 Q (BY THE DEFENDANT:) And what specifically about
22 this email that's fraudulent or a misrepresentation on my part
23 or on the part of my client, Ms. Crawley?
24 A So I believe the prosecutor at the time chose this
25 as a count because it was an MEI client forwarding the email to

1 you discussing Mrs. Laforteza's -- it's a
2 foreclosure -- housing issues with her attorney, Mr. Agard.
3 Q Uh-huh. And did you get the letter that they had
4 sent to their attorney, Mr. Agard, because it was in the
5 computer also that you searched --
6 A Not that I can recall.
7 Q -- trying to find that letter?
8 And did you speak with Mr. and Mrs. Laforteza
9 personally in person or --
10 A I'm sorry. What was the question?
11 Q Did you speak to them personally in person?
12 A Ms. Laforteza I have.
13 Q Okay. At her house? At her residence?
14 A No.
15 Q So you spoke to her over the phone?
16 A No.
17 Q She came to the office?
18 A She came to the U.S. Attorney's Office.
19 Q Okay. And did she come to the U.S. Attorney's
20 Office on her own or was she called to the U.S. Attorney's
21 Office?
22 A She was called to come to the U.S. Attorney's
23 Office.
24 Q Okay. So you interviewed her at the U.S. Attorney's
25 Office?

1 A Yes.
2 Q And this was in what year?
3 A 2020.
4 Q So just this year?
5 A Yes.
6 Q So you didn't interview her at this time when you
7 did the search warrant in 2015 when you was going around to the
8 clients and interviewing them? You didn't interview her at
9 that time?
10 A We -- we had attempted to, but they were evicted
11 from their home. And so when we made contact with the
12 Lafortezas, they were in no business to take an hour or two out
13 of their day to speak with us. They didn't have a place to
14 live, they were trying to figure out and get settled, and they
15 said they didn't have time to speak with us.
16 Q Okay. And do you remember the contents of the
17 interview with Ms. Laforteza?
18 A From 2020?
19 Q Yes.
20 A I -- generally, yes.
21 Q Okay. And what did you question Ms. Laforteza on?
22 A Her interaction with Mortgage Enterprise Investments
23 and yourself.
24 Q And did you ask her about any interaction with any
25 others?

1 A Any other --
2 Q People that was supposed to be helping her.
3 A For her home?
4 Q Yes.
5 A At the -- at the time? Because she's been evicted
6 since 2015.
7 Q Right, I know. But when you interviewed her, did
8 you interview her about when she was in her home and who
9 approached her far as helping her with her foreclosure?
10 A Yes, absolutely. Any time we would interview these
11 people, we would ask them for anyone who would offer them
12 services. We would ask them about MEI, but we would ask them
13 if anyone offered them services, who they spoke with, et
14 cetera.
15 Q Okay. And who did she say she spoke with?
16 A I can't recall specifically.
17 Q But you just remember me?
18 A I don't even -- I don't specifically remember who
19 she spoke with other than we were interviewing her for this
20 trial, and so we did ask about you. But I don't remember the
21 other names that she gave.
22 Q Okay. And what did she say about me?
23 A Again, I don't -- I don't specifically remember
24 other than she signed up for the program and she was confused
25 why sheriffs showed up at her office -- excuse me -- at her

1 house because she was evicted.
2 Q So in your interview of her, she didn't allude to
3 you that I told her I was going to get her house free and
4 clear?
5 A I -- I really don't recall the specifics.
6 Q So you don't recall nothing that you discussed with
7 her?
8 A Generally speaking, but, you know, I've spoken with
9 many homeowner clients of MEI and I wouldn't feel comfortable
10 speaking specifics to any one because I don't know if I would
11 be getting them confused.
12 Q Well, I'm saying because you just interviewed
13 her --
14 A Yes, that's right.
15 Q We only -- this is only February 5th.
16 A Uh-huh.
17 Q So what date did you interview her?
18 A I don't know specifically.
19 Q So we know it wasn't this month, so it was last
20 month 'cause we just came into 2020. So did you interview her
21 the beginning of January? The middle? The end of January?
22 When did you interview her?
23 A Could say maybe the middle. I really don't recall
24 the exact date.
25 Q Okay. So you can't remember a conversation you had

1 with a potential victim only three weeks ago?
2 A I remember the conversation.
3 Q Okay.
4 A Just not the specifics 'cause we've interviewed
5 about 30 people in preparation for this trial.
6 Q Right. So if you're preparing for this trial,
7 wouldn't it be safe to say that you would interview her on
8 whether I harmed her, whether I lied to her, whether I made
9 material false statements or misrepresentation 'cause that's
10 what I'm being charged with? So wouldn't you have discussed
11 that with her?
12 A I was in the room when the attorneys questioned her
13 with those things.
14 Q Okay. And what was her answer?
15 A Specific --
16 MR. SORENSON: Objection to the hearsay, Your Honor,
17 and this witness will testify. I don't mind the answer, but
18 it's --
19 THE COURT: Yeah. So the witness is going to
20 testify. That wasn't part of her investigation, so I'm not
21 going to allow you to question -- give hearsay with regard to
22 it.
23 If it's part of her investigation, then she can offer it
24 and offer the truth of the matter, but what she gathered and
25 why she turned it over to the U.S. Attorneys. But this is now

1 after the charges have been made in preparation of trial.
2 So do you have another question for her?
3 THE DEFENDANT: Yeah.
4 Q (BY THE DEFENDANT:) So you never talked to
5 Ms. Laforteza before 2020?
6 A That's correct.
7 Q Okay. So you don't really know the particulars
8 about her case and why she was evicted, so you don't really
9 even understand why she was evicted?
10 A I know she went into foreclosure and that she
11 stopped making mortgage payments to her original lender and
12 began making payments to MEI, and her house fell into
13 foreclosure and she was evicted.
14 Q So do you remember whether she had already been in
15 foreclosure or did she say she was not in foreclosure?
16 A That I don't recall.
17 THE DEFENDANT: Okay. Government Exhibit 146. I
18 would like it published.
19 THE COURT: You may publish.
20 Q (BY THE DEFENDANT:) Now yesterday Mr. Sorenson
21 showed you this exhibit and it has to do with my Common Law
22 office and Mortgage Enterprise Investments, and he had you go
23 down to read where it says, "Sincerely, Attorneys and Support
24 Staff of MEI."
25 Now, in your investigation of the clients that you

1 interviewed, did any of them tell you that I said I was a
2 member of the bar association?
3 A They didn't use those words specifically. Many of
4 them did tell us they thought you were an attorney.
5 Q Did any of them tell you that I told them I was a
6 private attorney general?
7 A Yes, they did.
8 Q Okay. So when you see this "Attorneys and Support
9 Staff of MEI," do you understand that that means
10 attorney in fact or private attorney general?
11 MR. SORENSON: Objection to what her opinion might
12 be.
13 Q (BY THE DEFENDANT:) Right. Of what your
14 opinion -- so in your opinion when you see that, are you
15 alluding to that I'm saying I'm an attorney at law, we're
16 saying we're attorneys at law, or we're attorneys in fact and
17 private attorney generals?
18 THE COURT: Okay. So the objection's sustained.
19 She's not being offered as an opinion witness
20 testimony -- expert witness. She's being offered with regard
21 to her investigation.
22 THE DEFENDANT: Okay.
23 THE COURT: Ask her another question and we're going
24 to take a break in about seven minutes.
25 THE DEFENDANT: Government Exhibit 151. And publish

1 this, please.
2 THE COURT: You may.
3 Q (BY THE DEFENDANT:) Are you familiar with this
4 document, Ms. Crawley?
5 A I am, yes.
6 Q And what is this document?
7 A This is a document that had a mailing in an envelope
8 that had postage that was not issued by the United States
9 Postal Service.
10 Q And can you read the note that was in the letter?
11 A Out loud or --
12 Q Yes, out loud, please.
13 A (Reading:) "This is just to make sure that the
14 Postal Service honor the U.S. Bankruptcy and recognize that all
15 mail has been prepaid. Call me as soon as you get this."
16 Q And do you know who wrote that letter? You have
17 proof of who wrote it?
18 A I do not.
19 Q Do you have an idea who wrote that?
20 A I -- there is no name signed on the note, so I don't
21 know specifically who wrote the letter.
22 Q And would you be more inclined to say that I was the
23 one that wrote that note?
24 MR. SORENSON: Objection to the speculation.
25 THE COURT: Yeah, sustained. I don't want her to

1 speculate.
2 THE DEFENDANT: Okay.
3 Q (BY THE DEFENDANT:) If I told you that I wrote that
4 note --
5 MR. SORENSON: Objection to the testimony, Your
6 Honor.
7 THE COURT: Well, you have to wait till he finishes
8 his question.
9 THE DEFENDANT: Right.
10 Q (BY THE DEFENDANT:) If I told you I wrote the note,
11 Ms. Crawley, would you believe I'm the one that wrote that
12 note?
13 THE COURT: All right. So objection sustained.
14 It's not relevant because you're just giving her information
15 for her to assume at this point.
16 THE DEFENDANT: Okay.
17 THE COURT: Yeah.
18 Q (BY THE DEFENDANT:) The stamp -- the sticker that's
19 on the envelope, Ms. Crawley, did you look up the laws that's
20 printed on there?
21 A I did at one point.
22 Q And what did the law say?
23 A I don't recall sitting up here now.
24 THE DEFENDANT: Can we -- could she look it up and
25 refresh her memory? Can she look the law up?

1 THE COURT: I'm not going to let her testify what
2 the law is. With all due respect to Agent Crawley, she's very
3 experienced as an FBI investigator, but she's not a lawyer.
4 THE DEFENDANT: Well, I mean, 'cause this is federal
5 law and she's a federal agent, so she should know like postal
6 laws because you would have to investigate --
7 THE COURT: Understood.
8 THE DEFENDANT: Right.
9 THE COURT: I'm not going to have a postal carrier
10 come up here and be asked questions about federal law either
11 and they're federal workers.
12 So you can ask another question and you have about 4 more
13 minutes.
14 Q (BY THE DEFENDANT:) Okay. This stamp with the laws
15 on there, did you check to see if I actually went to the post
16 office and had this approved to mail?
17 A I did not see any indication that it had been
18 approved, no.
19 Q Did you go to any -- 'cause this came from Georgia.
20 So did you go to the Georgia post office that this was mailed
21 from and talk to the postal inspector that I spoke with and ask
22 them --
23 MR. SORENSON: Objection again to the testimony,
24 Your Honor.
25 THE COURT: Right. You can't testify. You could

1 ask her about her investigation. So you can ask her if he went
2 to Georgia or called Georgia.
3 Q (BY THE DEFENDANT:) Okay. Did you call the Georgia
4 post office that this mail was sent to and ask them did they
5 authorize this stamp to be placed on this envelope and to be
6 mailed?
7 A I did not.
8 Q Did you ask anybody at the post office whether why
9 they would actually mail this if it's a fake stamp?
10 A I did not ask that specifically. I did -- I did
11 show this to a U.S. Postal Inspector agent and they confirmed
12 that it was not approved postage.
13 Q And so if he said it wasn't approved postage, did
14 you ask him how could this constantly be mailed for 14 years?
15 A I did not.
16 Q Okay. And what postal inspector did you speak with?
17 A Brian Shaughnessy.
18 Q Brian Shaughnessy. And he's out of what office?
19 A I don't know how they're -- how they're organized.
20 I don't know if they have -- he's in Hawaii. I don't know if
21 they have an office here or if it's just him. I'm not sure.
22 Q And so did he show you the law that's printed on
23 there and that it wasn't valid -- that it was a valid law
24 that's printed on there? Did he show you it was not a valid
25 law?

1 A He did not show me this statute that it references.
2 Q Okay. So you don't have nothing to go on but just
3 he -- you said/he said that it wasn't approved?
4 A Yes, that's right.
5 Q Okay. So did he explain to you that if it wasn't
6 approved --
7 THE COURT: So you know what? As fascinating as
8 this is, you need to move on because, you know, Brian
9 Shaughnessy is not part of this case.
10 THE DEFENDANT: I'm --
11 THE COURT: He's a postal inspector. So you can ask
12 her what she did in her investigation.
13 MR. SORENSON: We did put him on the witness list
14 just in case, Your Honor.
15 THE COURT: Okay.
16 MR. SORENSON: So he might be.
17 THE COURT: Okay. So you can ask Mr. Shaughnessy,
18 the Postal Inspector, see if he --
19 THE DEFENDANT: Okay.
20 THE COURT: Yeah, yeah. But you can ask about her
21 investigation.
22 THE DEFENDANT: Okay.
23 Q (BY THE DEFENDANT:) So in your investigation, if
24 someone used fake stamps, wouldn't they be charged with a
25 federal crime?

1 A If someone used fake stamps --
2 Q Yes, to mail.
3 A -- to mail something?
4 Q Yes, ma'am.
5 A I don't know the exact federal law. That doesn't
6 sound legal if they used illegal postage, but I don't know the
7 specific violations.
8 Q But so -- so if it's illegal, wouldn't that be a
9 charge for that?
10 THE COURT: Okay. So you can ask her if she
11 investigated as a FBI agent --
12 THE DEFENDANT: Right.
13 THE COURT: -- but it's the attorneys that make the
14 determination as to whether it gets charged.
15 Q (BY THE DEFENDANT:) So as an FBI agent, have you
16 ever seen where someone sent this type of postage and they were
17 charged with mailing fake stamps?
18 A I have not seen that.
19 Q Okay.
20 THE COURT: Is this a good time to take a break?
21 THE DEFENDANT: Yes, it's a good time to take a
22 break.
23 THE COURT: So, ladies and gentlemen, we'll take our
24 first recess of the day. If you will leave your iPad and the
25 notes in the courtroom, and of course, don't discuss the case

1 with anyone or allow anyone to discuss it with you. Don't do
2 any research such as Googling or investigation. Of course,
3 don't go on social media, and don't read or listen to any media
4 account should there be any.
5 Please rise for the jury. We're all on a 15-minute
6 recess. I'll have the attorneys brought in and I'll meet with
7 them in case there are any matters before we bring in the jury.
8 All right. We're in recess.
9 (Recess taken.)
10 (Open court out of the presence of the jury.)
11 THE COURT: The record will reflect that the jury is
12 not present. Present is counsel and Mr. Williams.
13 Just wanted to check with you if there are any issues that
14 we need to take up outside the presence of the jury.
15 THE DEFENDANT: Yes.
16 THE COURT: Yeah.
17 THE DEFENDANT: The first thing is the Jencks Act
18 material. In questioning Ms. Crawley, she alluded to that she
19 had some other agents that did reports, and I don't see that we
20 got all those reports from all those agents. That's the first
21 thing.
22 And the second thing is the Exhibit 6 with the MoneyGram.
23 THE COURT: What about -- let's take that up first.
24 What about Exhibit 6?
25 THE DEFENDANT: With the MoneyGram being relevant.

1 MR. ISAACSON: Judge, you had said you wanted to
2 talk about it outside the presence of the jury.
3 THE COURT: Right.
4 MR. ISAACSON: So I think he wanted to talk about
5 it, be able to use that, and so that's --
6 THE COURT: Right. So you certainly can question
7 them about Exhibit 6, but it has to be relevant. The questions
8 that you were asking have to do with other -- other types of
9 offenses, I believe that's what it was. I can't remember now.
10 But what do you want to ask about Exhibit 6?
11 THE DEFENDANT: No, it was just that she -- they
12 charging me with this and I had nothing to do with this sending
13 or receiving of it. So they're charging me with that wire
14 fraud count, but they also charged my mother with that count.
15 But they didn't charge the person that sent the money.
16 THE COURT: Okay. So you can ask her that. You can
17 ask her that. But I believe you were asking her a lot of
18 questions about Barbara Williams and she's no longer a part of
19 this case. She's pled guilty.
20 So the only defendant on trial right now is yourself, so
21 you certainly can go into questions about, you know, whether
22 this is evidence of any wrongdoing by you, you know, why isn't
23 criminal charges -- or did she recommend -- you know, as a
24 result of her investigation against this other person who's on
25 it.

1 But you're going into a lot of things having to do with
2 Barbara William, why is she being charged, what the basis is
3 and so forth, and that's not relevant to the charges against
4 you. And because she's not part of this case any more because
5 she's pled guilty, so she's admitted to her -- the charges
6 against her.
7 So that will not be provided to the jury. But
8 that's -- so it's not relevant. We're kind of going into that
9 area. Does that make sense?
10 But you can ask her with regard to Exhibit 6, like, you
11 know -- you know, Why do you feel that this is -- Do you feel
12 that this is any evidence against me for wrongdoing --
13 THE DEFENDANT: Okay.
14 THE COURT: -- and so forth. Anything to do with
15 you, you know, is relevant -- not anything, but, you know --
16 THE DEFENDANT: Right.
17 THE COURT: -- having to do with her investigation.
18 Mr. Sorenson.
19 MR. SORENSON: Your Honor, just on that issue, I
20 think he's already asked all those questions. She's testified
21 quite a bit about it came from Ms. Castillo and went to his
22 mother who handled the finances. So I really think that we've
23 beat that dead horse. I think what he wants to do is argue and
24 he'll, obviously, get that chance.
25 With respect to his Jencks Act --

1 THE COURT: Yeah.

2 MR. SORENSON: -- request, I think -- I think he

3 misunderstands the Jencks Act. It relates to the statements of

4 the witnesses that are related to the subject matter of the

5 witness's testimony, but she was talking about other people's

6 reports, not hers, and we have turned over her FD302s. So I

7 think that's what he's asking for.

8 THE DEFENDANT: Yeah, 'cause she said she saw

9 what -- the other reports from the other agents, and I'm

10 assuming that they have to do their own report too based on,

11 you know, the other agents' reports, because if they the one

12 that went out and did it, if she's the lead investigator, then

13 she would have to do a report, okay? "I read so and so's

14 report and then done by my report. You know what I mean? And

15 we don't have that.

16 THE COURT: Right, and you're not entitled to it.

17 So that request is denied because she's not -- she didn't take

18 those witness reports and she didn't offer that in terms of a

19 basis for her testimony regarding her investigation.

20 You asked her about, you know, did you -- did other people

21 get interviewed and so forth, and that's how it came up. So,

22 you know, I don't believe that's falls within the purview of

23 Jencks.

24 MR. ISAACSON: Your Honor?

25 THE COURT: Yes, Mr. Isaacson.

1 MR. ISAACSON: Yes, Your Honor, I was just
2 handed -- just handed discovery this moment, February 5th --
3 MR. SORENSON: Your Honor, it's Jencks material for
4 Ms. Crawley.
5 MR. YATES: No, that's not --
6 MR. SORENSON: Let me --
7 THE COURT: Okay. Wait. So first of all, okay,
8 does it have to do with this issue with regard to the other
9 agents that Mr. Williams just raised?
10 MR. SORENSON: It does not, Your Honor.
11 THE COURT: Mr. Isaacson?
12 MR. ISAACSON: I don't know. I just was handed it.
13 THE COURT: Okay. So do you guys want to look over
14 it and then -- I'm trying to do one issue at a time as opposed
15 to add in two things.
16 I'm happy to take it up, but I'd rather get -- resolve
17 this issue with regard to the Jencks request by Mr. Williams as
18 to other agents who have not yet testified, witness summaries
19 that they have created that Agent Crawley did not create and
20 did not rely upon in her initial direct examination.
21 All right. So anyway, that's my ruling. Then, if you
22 guys don't have anything to add with regard to that --
23 THE DEFENDANT: Yeah, but --
24 THE COURT: -- so now we have this new issue of you
25 being handed discovery. Why don't you take a few minutes to

1 review it and then you can bring up any issue that you have
2 with regard to that.
3 THE DEFENDANT: Before that, I did have one.
4 THE COURT: You had another? Okay.
5 THE DEFENDANT: When I asked her, she said she just
6 interviewed Ms. Laforteza, and -- but I don't have that report.
7 We don't have that.
8 THE COURT: Right. Because that has to do with
9 witness preparation for this -- I believe that's what she was
10 testifying -- with the attorneys. So that's after the charges
11 are brought, and that's not anything that was used in the
12 preparation of the investigation or submitted to the U.S.
13 Attorney's Office for the issuance or examination of whether
14 they should seek criminal charges on it. I don't think we even
15 established if she wrote any reports with regard to that.
16 But anyway, so that's -- that's not Jencks either. She's
17 bringing them in and sitting in on witness prep meetings with
18 you folks.
19 MR. SORENSON: We did not go into this -- any
20 interviews on direct examination that she conducted with
21 Ms. Laforteza, so might be beyond scope anyway. But I don't
22 know if she generated a 302 on that pretrial meeting.
23 THE COURT: Okay.
24 THE DEFENDANT: Okay.
25 THE COURT: Do you want a few moments to look over

1 that?

2 MR. ISAACSON: Yeah.

3 THE COURT: All right. We're off the record.

4 (Brief pause.)

5 THE COURT: All right. We're back on the record.

6 All right. Yes, Mr. Williams.

7 THE DEFENDANT: Oh, I don't need nothing as far as

8 this. I'm fine. I read it.

9 THE COURT: Okay. Mr. Isaacson, did you want to put

10 anything -- you folks don't want to put anything on the record

11 with regard to the new discovery that's been turned over?

12 MR. ISAACSON: Yes, if I may.

13 THE COURT: Yes.

14 MR. ISAACSON: Just appears to be a couple pages.

15 One was a memo done by -- apparently drafted by Ms. Crawley,

16 and there's handwritten materials on it which appear to be from

17 Mr. --

18 MR. YATES: Agent Oleski.

19 MR. ISAACSON: And then another letter, well, from

20 Mr. Oleski.

21 MR. YATES: The letters were just received from one

22 of the bank witnesses via email. They were turned over

23 promptly.

24 MR. ISAACSON: Okay.

25 THE COURT: Very good.

1 MR. ISAACSON: One moment.
2 THE COURT: All right.
3 MR. ISAACSON: I'm sorry. He may ask her questions.
4 I don't know if we have enough copies for this. So I can put
5 an exhibit sticker on it maybe.
6 THE COURT: You want another copy of that? Is that
7 what you're saying?
8 MR. ISAACSON: Uhm, if he's going to go talk to her
9 about it, we're going to -- I guess --
10 THE COURT: All right. We're off the record.
11 (Discussion off the record.)
12 (Open court in the presence of the jury.)
13 THE COURT: And the record will reflect the presence
14 of the ladies and gentlemen of the jury, counsel, and
15 Mr. Williams. The witness is on the stand.
16 Mr. Williams, you can resume your questioning.
17 THE DEFENDANT: Government Exhibit 153.
18 Q (BY THE DEFENDANT:) Ms. Crawley, this is a mortgage
19 that you got out of the computer -- or did you get this out of
20 the Bureau of Conveyances?
21 A This particular copy came from the computer we
22 seized.
23 THE COURT: Do you wish to publish?
24 THE DEFENDANT: Yes.
25 THE COURT: Yes, it may be published.

1 Q (BY THE DEFENDANT:) And yesterday Mr. Sorenson
2 questioned you on the language of this mortgage document. And
3 are you familiar with the borrower -- who the borrower would be
4 and who the secured partied would be in a mortgage?
5 A The MEI mortgage or --
6 Q The mortgage that you're used to.
7 A Generally speaking, yes.
8 Q Generally speaking?
9 A Yes.
10 Q And is it against the law for the borrower to also
11 be the secure-party creditor?
12 A I wouldn't --
13 MR. SORENSON: Objection. Calls for a legal
14 conclusion.
15 THE COURT: Sustained.
16 Q (BY THE DEFENDANT:) Well, in your investigation
17 have you ever seen a mortgage where the borrower was the
18 secured party?
19 A Just from the MEI mortgages.
20 Q Okay. And have -- was I charged with mortgage fraud
21 based on my company making sure that the borrower and the
22 secured-party creditor is the homeowner?
23 A That was not one of the mail or wire fraud counts.
24 Q Okay. So I was not charged with mortgage fraud. So
25 the FBI never charged me with mortgage fraud?

1 MR. SORENSON: Is this a question or a statement?
2 THE DEFENDANT: I'm asking.
3 THE COURT: So again, she testified the FBI doesn't
4 charge anyone; they investigate.
5 THE DEFENDANT: Okay.
6 THE COURT: The U.S. Attorney --
7 Q (BY THE DEFENDANT:) All right. So did you
8 investigate MEI for mortgage fraud?
9 A Yes, generally. We didn't -- it's not the violation
10 that was -- that was charged.
11 Q So you investigated me for mortgage fraud but I was
12 not charged with mortgage fraud or there was no violation that
13 you could see to charge me with mortgage fraud?
14 A Again, I don't charge, but the U.S. Attorney's
15 Office chose mail and wire fraud.
16 Q And so they declined the mortgage fraud?
17 A They chose mail and wire fraud. That's really all I
18 can speak to.
19 Q And the UCC lien that's attached to the mortgage,
20 did you get a look at those from the Bureau also?
21 A I don't -- I know what the UCC -- I know the UCC
22 liens that MEI would place on it. I don't -- I did not know
23 they were attached to the -- you mean physically?
24 Q Well, it's mentioned in the mortgage.
25 A Yes, it is.

1 Q Right. And so are you familiar with what a UCC is,
2 financing statement?
3 A Generally.
4 Q Okay. Do you know what it does when it's filed?
5 A I don't know if I understand the question.
6 Q Do you -- when you file a UCC lien, do you
7 understand like when you file it in the Bureau what legal
8 effect does it have on a property?
9 MR. SORENSON: Objection, Your Honor. I think he's
10 requesting an opinion from this witness.
11 THE COURT: Correct. So I'm going to sustain the
12 objection 'cause she's not offered to give legal opinions.
13 Q (BY THE DEFENDANT:) Okay. So the UCC liens that
14 you saw in my computer and all that was filed in the Bureau of
15 Conveyances, is it your position that they were fraudulent?
16 A As I understand it, they were not utilized properly
17 because as generally from what I understand, UCC liens cannot
18 be placed on real property, on homes.
19 Q And who gave you that information?
20 A Just throughout the investigation I had to learn
21 what UCC financing statements were and what they were typically
22 used for, and just so throughout the investigation as I learned
23 a little bit more from UCC financing statements and liens, I
24 gathered from -- that they are not used for homes.
25 Q So that's your own legal determination or your own

1 opinion? Or did you get a professional opinion about what UCCs
2 are actually for?
3 A I know we have spoken to witnesses in preparation
4 for this trial who have told me what they -- what UCC liens are
5 used for.
6 Q So in your investigation, is it illegal for someone
7 to place a UCC lien on their own property with them being the
8 secured-party creditor?
9 MR. SORENSON: Objection for the requesting a legal
10 conclusion.
11 THE COURT: Right. So you're asking for a legal
12 conclusion.
13 THE DEFENDANT: Well, 'cause she just said in her
14 investigation she studied and, you know, she's saying
15 she -- right. So I'm asking her --
16 THE COURT: So you're right, she said she gathered
17 information regarding UCC financing statements and liens.
18 THE DEFENDANT: Right.
19 THE COURT: Right. So you can ask her that in
20 gathering this information --
21 THE DEFENDANT: Right.
22 THE COURT: -- whether she came to that conclusion.
23 But she can't give a legal opinion.
24 Q (BY THE DEFENDANT:) Right. So in gathering that
25 information, you came to the conclusion that a homeowner cannot

1 file a UCC lien on their own property?
2 A Is that a question?
3 Q Yeah. Is that -- is that the conclusion you came to
4 that they --
5 A From the information that I have heard from the
6 various people that we interviewed and from the information
7 that I gathered in the investigation, yes, it does not appear
8 that you would be able to -- to put a loan on your own house
9 because as I understand it, UCC liens cannot be used for homes.
10 Q So you've never seen where a mortgage company has
11 put a UCC lien on a homeowner's property?
12 A I haven't seen it.
13 Q Have you ever looked in the Bureau of Conveyances?
14 A For any lien?
15 Q Yeah, for a lien that was just like the one I filed
16 but was filed by the bank on someone's property.
17 A I -- none specifically, no.
18 Q You've never seen a taxes lien or a federal lien
19 that was filed on a UCC statement before --
20 A None specifically.
21 Q -- on -- on someone's property never?
22 A No, not specifically.
23 Q Okay. So do you know what law at -- you say in your
24 investigation you had to learn about UCC. What law
25 specifically states that a homeowner cannot file a lien for

1 themselves to protect their property?
2 A I do not know what law that is.
3 Q Did you come across any law or you just can't
4 remember?
5 A Regarding what?
6 Q That the homeowner is not allowed to file a UCC lien
7 on their own property.
8 A I do not know if that is a law, or if it is, what it
9 is.
10 Q Okay.
11 THE DEFENDANT: Government Exhibit 723.
12 Q (BY THE DEFENDANT:) And are you familiar with this
13 exhibit, Ms. Crawley?
14 A I am, yes.
15 Q And what is this exhibit?
16 A This exhibit is part of the returns that we received
17 when we subpoenaed Wells Fargo for bank account records.
18 Q And am I the signer on this account?
19 A Yes, that's right.
20 Q And that's the Mortgage Enterprise Investments
21 business account, correct?
22 A Yes.
23 Q And can you go to the page -- the next page?
24 MR. SORENSON: You have a page number? There's five
25 of them.

1 THE DEFENDANT: Yeah, 3 of 5.
2 MR. SORENSON: Okay. There.
3 THE COURT: The jury isn't viewing this, I just want
4 you to know.
5 THE DEFENDANT: Okay. I want to publish it.
6 THE COURT: All right. You may.
7 Q (BY THE DEFENDANT:) Okay. Now at the top it says
8 Customer Name. Whose name is that, Ms. Crawley?
9 A Anthony Williams.
10 Q And what does it say my position title is?
11 A I believe it would say private attorney, but the Y
12 is cut off.
13 Q All right. And it has a tax identification number,
14 correct?
15 A It does, yes.
16 Q And where it says Social Security Number, is there a
17 number right there?
18 A There is not. It just says SSN.
19 Q Okay. In your experience with opening up business
20 bank accounts, do you have to provide a social security number
21 in order to open up an account? Would you have to provide that
22 to the bank to open up one?
23 A I don't know that.
24 Q I'm saying in your experience when you go to the
25 bank, like when you've opened up an account --

1 MR. SORENSON: Objection on the foundation, Your
2 Honor.
3 THE COURT: Wait. So she's being offered with
4 regard to her investigation.
5 THE DEFENDANT: Right.
6 THE COURT: Yeah. So I don't know what a personal
7 account is -- is the relevance --
8 THE DEFENDANT: Okay.
9 THE COURT: -- because this is a business account.
10 Q (BY THE DEFENDANT:) Okay. Well, in your
11 investigation, have you ever seen an owner of a company open up
12 a business account and do not divulge their social security
13 number?
14 A I don't know if I can recall one way or the other.
15 Q Okay. Are you familiar with the laws in regarding
16 providing or not providing your social security number?
17 THE COURT: All right. So that's not part of the
18 charges in the case. She's not a lawyer with regard to that,
19 so I am not going to let you pursue that based on waste of
20 time. So you need to move on.
21 THE DEFENDANT: Okay. Government Exhibit 800.
22 Q (BY THE DEFENDANT:) And are you familiar with
23 this -- can I have it published?
24 THE COURT: I'm sorry?
25 THE DEFENDANT: Can I have it published?

1 THE COURT: Is this a question?
2 THE DEFENDANT: Yes, ma'am.
3 THE COURT: Then you may.
4 Q (BY THE DEFENDANT:) And this is a document that was
5 showed to you yesterday by the prosecutor, correct?
6 A Yes.
7 Q And he had you to read a portion of it on the
8 order -- where she issued an order, correct?
9 A I -- I did read a few sections from this, yes.
10 THE DEFENDANT: Can you bring it up to -- to the
11 portion?
12 MR. SORENSON: This top part here?
13 THE DEFENDANT: No, no, just come up. You had to
14 come up the pages 'cause it's not showing on here. No, not
15 this, but you got --
16 MR. SORENSON: Is that right?
17 Q (BY THE DEFENDANT:) Okay. On here can you read
18 just the first paragraph.
19 A On July 26th?
20 Q Yes.
21 A (Reading:) "On July 26th, 2013, Henry and Marilyn
22 Malinay filed the present action. The Complaint in this matter
23 was not signed by either Henry or Marilyn Malinay. It was
24 instead signed by Anthony Williams, who, while purporting to be
25 a private attorney general, is not a member of the bar such

1 that he can represent others before this court."
2 Q Okay. Now, Agent Crawley, is it your position that
3 I'm not a private attorney general?
4 A I just -- all I know is that when we queried the
5 Hawaii State Bar Association, you were not a licensed attorney.
6 Q Okay. So since I'm not a member of the bar and I'm
7 not a member of the Bar Association, does that mean I'm not a
8 private attorney general?
9 A I don't know what a private attorney general is, to
10 be honest. I've never heard of it before this case.
11 Q So you've never researched it after investigating me
12 as a private attorney general? You didn't look it up, Google
13 it, anything like that?
14 A I looked it up, yes.
15 Q So you didn't see any --
16 (Cell phone rang in courtroom.)
17 THE COURT: I'm sorry. Wait, wait, wait.
18 Somebody's --
19 THE JUROR NO. 8: Sorry. Got to turn this off.
20 THE COURT: Just want to make sure your questions
21 are being heard the answers are being heard by the jury.
22 Okay. Go ahead.
23 Q (BY THE DEFENDANT:) So you didn't pull up any
24 Supreme Court cases regarding private attorney general when you
25 researched?

1 A I did not.

2 THE DEFENDANT: Can you pull up the other page that,

3 you got with the order --

4 MR. SORENSON: Which page do you want?

5 THE DEFENDANT: I can only see one page.

6 MR. SORENSON: Next page?

7 THE DEFENDANT: Uhm, yes, this page.

8 MR. SORENSON: Okay. Any section?

9 THE DEFENDANT: Where the Court starts.

10 MR. SORENSON: Okay. Second paragraph?

11 THE DEFENDANT: Yes.

12 MR. SORENSON: Okay.

13 Q (BY THE DEFENDANT:) And can you read that for me,

14 please?

15 A Yeah. (Reading:) "The court starts by recognizing

16 that, in all courts of the United States, "parties may plead

17 and conduct their own cases personally or by counsel." See 28

18 U.S.C. 1654. However, the right to proceed pro se in civil

19 cases is a personal right. See C. E. Pope Equity Trust *v.*

20 United States."

21 THE DEFENDANT: Okay. And can you give me

22 Government Exhibit 815, please? And I would like to publish

23 this.

24 THE COURT: You may. It's not in? Is that in

25 evidence?

1 MR. SORENSON: Your Honor, this is not in evidence.
2 THE COURT: Oh, okay. It's not in evidence, so you
3 can't publish it.
4 THE DEFENDANT: Okay. This is the government's
5 exhibit.
6 Q (BY THE DEFENDANT:) Are you familiar with this
7 document, Agent Crawley?
8 A I have even seen it before, yes.
9 Q And what is the caption of this document?
10 THE COURT: She can't read anything; it's not in
11 evidence. So do you want to put it in evidence?
12 THE DEFENDANT: Yes, I want to put it in evidence.
13 THE COURT: Do you have any objection, Mr. Sorenson?
14 THE DEFENDANT: It's a court document.
15 MR. SORENSON: I'm sorry, Your Honor. Give us just
16 a moment.
17 Your Honor, we object to this exhibit coming in at least
18 under these circumstances. It appears to be statements
19 Mr. Williams has made in pleadings that he would want to
20 cross-examine this witness with. So at this time I think
21 perhaps this might have relevance during his case, but it's
22 certainly not relevant to this testimony.
23 THE COURT: All right. Over the objection, it's
24 received.
25 You can ask her questions, but she doesn't have any

1 personal knowledge about it. I'm not going to let her testify
2 about it.
3 THE DEFENDANT: Well, I mean, the reason why --
4 THE COURT: But it's received in evidence, okay?
5 THE DEFENDANT: Okay.
6 (Exhibit 815 received into evidence.)
7 Q (BY THE DEFENDANT:) The document -- the previous
8 document was Exhibit 800. That was the order that you read
9 from yesterday. Do you remember?
10 A Yes.
11 Q And who -- was that order from Judge Nishimura?
12 A I believe this was the order from Judge Mollway.
13 You mean Exhibit 800?
14 Q Yes. Yes, ma'am.
15 A Yes, Exhibit 800 is an order from Susan Oki Mollway.
16 Q Okay.
17 A United States District Judge.
18 Q Okay. And do you remember yesterday Mr. Sorenson
19 had you read some of the laws that she had put in her order?
20 Do you remember those -- the laws that you had read yesterday?
21 A I remember reading them. I don't remember the
22 specific.
23 THE DEFENDANT: Can we put that back up 'cause I
24 want her to see the --
25 THE COURT: You'd like -- are you requesting --

1 THE DEFENDANT: Yeah, requesting back to go to 800
2 so we can see the law that she had published on there.
3 THE COURT: But you're not requesting to publish it
4 to the jury?
5 THE DEFENDANT: Can I request to publish it?
6 THE COURT: All right. You may.
7 THE DEFENDANT: Go up to where --
8 MR. SORENSON: Page 2?
9 THE DEFENDANT: To page 3.
10 Q (BY THE DEFENDANT:) Yeah. Can you read the -- from
11 this, "even assuming."
12 A Oh, the fourth line down?
13 Q Right.
14 MR. SORENSON: How much of this do you want,
15 Mr. Williams?
16 THE DEFENDANT: All the way to "2007 Jacox v.
17 Department of Defense."
18 Q (BY THE DEFENDANT:) You don't have to read that
19 one. Just start from the "Even assuming," and you can end at
20 "power of attorney."
21 A Okay. Excuse me. (Reading:) "Even assuming that
22 Slone has Davis's power of attorney, the law still would not
23 permit her to represent Davis as an attorney-at-law in legal
24 proceedings; Harris v. Philadelphia Police Department."
25 Q And are you familiar if that's a appellate ruling or

1 Supreme Court ruling?
2 A I am not familiar.
3 Q Okay. Would you know the difference if you saw it?
4 A I don't -- I don't know if they look different, if
5 the rulings look different. I'm not familiar with that.
6 THE DEFENDANT: Okay. Can we go back to now to
7 Exhibit 815? And I would like to publish?
8 THE COURT: You may.
9 THE DEFENDANT: I need you to go up to pages -- I
10 don't know what page it is. Go to page 2 for me.
11 Q (BY THE DEFENDANT:) And can you read this
12 Section 1, the heading and this page, please?
13 A Okay. The whole page?
14 Q Yes.
15 THE COURT: Okay. So what's the relevance, though?
16 She didn't create this document.
17 THE DEFENDANT: Right.
18 THE COURT: Let me just ask her.
19 Did you review this as part of your investigation?
20 THE WITNESS: Not -- I've seen it, but only from
21 going through various investigative materials. It was not part
22 of my -- I didn't base any judgments on this document.
23 THE COURT: Okay. So --
24 THE DEFENDANT: Well, 'cause --
25 THE COURT: -- how's this relevant?

1 THE DEFENDANT: Because this is based on their
2 saying that I'm claiming to be an attorney, you know, and I'm a
3 fake attorney or I'm not a member of the bar.
4 THE COURT: Right.
5 THE DEFENDANT: So they read from her order where
6 she gave some case law. So I'm showing the jury that based on
7 U.S. Supreme Court that I do have a right to assist and that's
8 what the law -- that's why I filed this motion to
9 Judge Nishimura to show her the, you know, Supreme Court
10 ruling, and that's why I was able to go ahead and still
11 represent other people. And I also have the transcript for
12 that.
13 THE COURT: Yes. So -- so that's fine, but you
14 can't put it in through this witness. So you can put it in
15 through another witness who has knowledge of this or should you
16 choose to testify, you can testify about that.
17 THE DEFENDANT: Well, I mean --
18 THE COURT: I'm not going to have your words put in
19 in lieu of testimony 'cause this is something that you created.
20 THE DEFENDANT: Well, I mean, I figured she could do
21 this because they put Judge Mollway's order in and she read
22 from that and read it into the record. So this is in the same
23 case that this was my answer to her order.
24 THE COURT: Right. So it's not in the same case;
25 it's in a state court case. So I'm not going to allow you to

1 question this witness on it. It's not a response in the order
2 in Judge Mollway's case 'cause Judge Mollway's case was in this
3 case, federal court.
4 All right. So you can ask another question and then we'll
5 depublish this now.
6 THE DEFENDANT: I need the Defense Exhibit 2094.
7 MR. SORENSON: Just a moment, Your Honor.
8 THE COURT: The record will reflect the exhibit's
9 before the witness. Is there a particular part of the exhibit
10 you'd like her to review? Or are you just going to ask her --
11 THE DEFENDANT: Yes, there's particular parts.
12 THE COURT: If you could direct the witness to that
13 and the government.
14 THE DEFENDANT: Okay.
15 Q (BY THE DEFENDANT:) On page 5, do you recognize
16 this document that you got out of my computer?
17 A On page 5?
18 Q Well, the whole document, but page 5 of the document
19 specifically.
20 A I couldn't say for sure. I've seen a lot of court
21 filings going through materials for this case, and so I
22 don't -- I don't remember all of them.
23 THE DEFENDANT: I'd like to publish.
24 THE COURT: No, it's not -- it's not received in
25 evidence, so you can't publish it.

1 THE DEFENDANT: Oh. I'd like it to be received in
2 evidence. This is a document from the Attorney General's
3 office.
4 THE COURT: Understood, yeah. So if you want it
5 under a records -- well, first of all, do you object? Do you
6 have any objection, Mr. Sorenson, to the court receiving it?
7 MR. SORENSON: I mean, yes, Your Honor. What we
8 have here -- I don't know -- about 100 pages of deposition of
9 supported -- supportive filings. There's a vast amount of
10 content here.
11 THE COURT: Right. But that's not a legal reason
12 why I can't receive it into evidence.
13 MR. SORENSON: Well, it's not relevant. It has not
14 been authenticated.
15 THE COURT: Yeah. All right.
16 THE DEFENDANT: Well, it's self-authenticating.
17 It's actually a court document.
18 THE COURT: It is a court document, but you have to
19 have a certification from the Clerk of the Court that this is a
20 true and accurate copy of it.
21 MR. SORENSON: Your Honor, can I just also state --
22 THE COURT: Yeah.
23 MR. SORENSON: -- I don't think -- I don't have a
24 problem with the authentication, I should clarify that, because
25 it is a court document, and I've told Mr. Williams that if it's

1 a court document -- but I might object on other grounds. In
2 this case I will object on relevance.
3 THE COURT: All right. So I'm going to preliminary
4 rule that it's not relevant and I'm not going to permit it to
5 be introduced. At the recess we'll take this up in depth so
6 you can make a record, and we'll see if I change my ruling with
7 regard to further argument. But let's go around this issue and
8 cover another issue so we can get to our next recess and then
9 we'll address this, Mr. Williams.
10 THE DEFENDANT: Well, I mean, I was bringing this up
11 because in their crime investigation they're accusing me --
12 THE COURT: I understand. But I've ruled, so go
13 into another area and I'll give you another opportunity at the
14 recess so we can make the most time for the jury.
15 THE DEFENDANT: Exhibit -- Defense Exhibit 2014.
16 MR. ISAACSON: One moment, Your Honor, if we could.
17 THE COURT: Uh-huh.
18 MR. SORENSON: Your Honor, just as a preliminary
19 matter, this is an FBI 302. I think there's a motion in limine
20 on these limiting certain uses, just to remind the Court.
21 THE DEFENDANT: But located -- get it -- I'll go to
22 the next exhibit.
23 THE COURT: Okay. Which is?
24 THE DEFENDANT: Defense Exhibit 2134.
25 Q (BY THE DEFENDANT:) Okay. Special Agent Crawley,

1 do you remember me filing a lawsuit against you in 2016?
2 A I do not.
3 Q If I showed you a copy of the lawsuit, would it
4 refresh your memory?
5 A I -- I don't know if it would ever have made it down
6 to -- for me to see.
7 Q Would it refresh your memory if you saw it?
8 A If I've seen it before, possibly.
9 THE DEFENDANT: Can I show the witness?
10 THE COURT: What do you want to show her?
11 THE DEFENDANT: The lawsuit that I filed against her
12 in 2016.
13 THE COURT: Well, what exhibit number is it?
14 THE DEFENDANT: 2134.
15 THE COURT: Okay. I have that before me. I don't
16 see it listing her at all, so I'm not sure --
17 THE DEFENDANT: It's on page 3. On page 3 of
18 the --
19 THE COURT: She's not on the --
20 THE DEFENDANT: On the defendants -- it's under
21 Defendants.
22 THE COURT: All right.
23 THE DEFENDANT: And I move to publish.
24 THE COURT: All right. You can't publish it 'cause
25 it's not received. But first, you want to use it to refresh

1 her recollection.
2 So if you could take a look at that. Does that refresh
3 your recollection? Have you seen that before? Does it refresh
4 your recollection about the subject matter he asked you about?
5 THE WITNESS: I don't know if I've seen this exact
6 document.
7 THE COURT: Okay. Does it refresh your recollection
8 about any lawsuit?
9 THE WITNESS: I know Mr. Williams mentioned it in
10 opening -- was that just yesterday?
11 THE COURT: Right. Okay. What's your next
12 question?
13 THE DEFENDANT: I would like to enter it in as
14 evidence.
15 THE COURT: Mr. Sorenson?
16 MR. SORENSON: Your Honor, we object on relevance
17 grounds, certainly, and really there was a complete lack of
18 foundation here as to the witness doesn't recognize this
19 document, certainly not drafted by her, it's not adopted by
20 her. It appears to be a lawsuit filed against multiple
21 parties. We object to its introduction.
22 THE COURT: All right. Sustained. Okay? Next
23 question.
24 Q (BY THE DEFENDANT:) And are you in constant contact
25 with your FBI headquarters, Ms. Crawley?

1 A I don't know what you mean by constant. I
2 talk -- maybe talk to somebody at FBI headquarters once every
3 6, 7, 8 months.
4 Q Okay. And so if there was no such thing as a
5 private attorney general or if there was, wouldn't your
6 headquarters notify you whether the -- there was a private
7 attorney general or not?
8 A I don't know why they would notify me.
9 Q I mean, like, 'cause you're investigating me,
10 correct?
11 A I am, in Honolulu.
12 Q Right, in Honolulu. And you've been in contact with
13 multiple FBI offices, correct?
14 A Yes, throughout the course of my career.
15 Q Including headquarters, correct, Washington, D.C.?
16 A Not regarding this case.
17 Q So you wasn't in contact with no FBI agent about my
18 office in Washington, D.C.?
19 A The office in D.C. -- your office in D.C. was not
20 under investigation to my knowledge. I was primarily focussed
21 on activities here in Hawaii.
22 Q Okay. So would you be surprised if your
23 headquarters, your director in your headquarters FBI,
24 recognized me as a private attorney general?
25 A That wouldn't be for me to, uhm, have any kind of

1 opinion on.
2 Q Well, I'm just saying would you be surprised, yes or
3 no?
4 A I don't understand the question.
5 Q Like, 'cause you say now you've never heard of a
6 private attorney general earlier. You testified that, correct?
7 A Yes.
8 Q That you've never heard of it?
9 A Before this case.
10 Q Before this case. So you did a research on it -- I
11 guess a little research, right?
12 A Yes.
13 Q So in your research did you find out that this title
14 and this position is valid?
15 A I'm not the entity to determine whether a title is
16 valid or not.
17 Q Well, I'm saying in your research, like when you
18 looked it up, what did it say about a private attorney general?
19 A I never identified the entity that licenses or
20 certifies a private attorney general.
21 Q Okay. Now, you are very familiar when the FBI sent
22 someone letters and things like -- like you would know, you
23 would identify the letterhead, things like that, that it's from
24 the FBI, correct?
25 A Possibly, but, I mean, people would be able to

1 obtain and possibly forge a letterhead. So I wouldn't know
2 without checking with the sender if it had their name on it. I
3 would verify whether it actually came from them.
4 Q Okay. If I showed you a letter from the FBI, would
5 you be able to confirm that it is an FBI letter?
6 A It depends on what the letter would look like.
7 THE DEFENDANT: Defense Exhibit 2129. Your Honor,
8 I'd like to enter in as defense exhibit.
9 THE COURT: Okay. So you're asking her if she
10 recognizes this as a accurate copy of a letter --
11 THE DEFENDANT: Yes.
12 THE COURT: -- sent by the Federal Bureau of
13 Investigation?
14 THE DEFENDANT: Right, in Washington, D.C.
15 THE WITNESS: I honestly would have no way of
16 knowing. That looks like our seal.
17 Q (BY THE DEFENDANT:) So that's your -- the FBI seal?
18 A Without being an expert on it, but it looks like
19 it's similar to our seal.
20 Q Okay.
21 THE COURT: Okay. So you're asking to have it
22 received into evidence?
23 THE DEFENDANT: Yes, ma'am.
24 THE COURT: Mr. Sorenson, any objection?
25 MR. SORENSON: We object, Your Honor. First off,

1 there's a complete lack of foundation here. The witness has
2 said this looks like the seal, but she can't identify this as
3 an authentic document.
4 THE COURT: So you're objecting on the ground of
5 authenticity?
6 MR. SORENSON: Yes, Your Honor.
7 THE COURT: Okay. So -- all right. So, you know,
8 I'm willing to receive it into evidence on the -- you know,
9 with an instruction to them on the authenticity, but I don't
10 see how this is relevant to this case. So on that basis, I'm
11 not going to receive it in evidence.
12 THE DEFENDANT: Well, I mean, it's relevant because
13 they're alleging that I'm not a private attorney general --
14 THE COURT: But this has nothing to do with that.
15 This has to do with a complaint you apparently made against
16 somebody that has nothing to do so far I've seen with this
17 case.
18 THE DEFENDANT: Well, no it --
19 THE COURT: So on that basis I'm not receiving it.
20 Ask another question.
21 THE DEFENDANT: Well, I just want it because it was
22 addressed to me by the headquarters FBI --
23 MR. SORENSON: Your Honor, objection, again to
24 the --
25 THE DEFENDANT: -- and they addressed me as private

1 attorney general.
2 THE COURT: So they can address you as King of
3 Tonga; that is not relevant to this case. So you got to move
4 on.
5 Q (BY THE DEFENDANT:) In your investigation, you was
6 contacting the Miami FBI agent that was allegedly investigating
7 my company in Florida you had testified earlier, correct?
8 A Yes, he was investigating your company.
9 Q And did they go forward with prosecution or did they
10 decline prosecution?
11 A I know that they have not charged. I -- it's his
12 investigation. That wouldn't be a question for me.
13 Q Would you -- would it refresh your memory if you saw
14 a report from one of your agents from FBI Miami regarding the
15 declination of prosecuting me?
16 A Certainly. If that's the case, yeah, if there's a
17 document that says it was declined.
18 THE DEFENDANT: Can --
19 THE COURT: What's the exhibit number? Do you
20 have -- is it an exhibit? You don't need to have to be an
21 exhibit for refreshing recollection.
22 THE DEFENDANT: No, it's not an exhibit yet.
23 THE COURT: Okay. So does Mr. Sorenson have a copy?
24 If he's going to use it for the purposes of refreshing
25 recollection, you know, he can use anything. It doesn't have

1 to be an exhibit unless he wants --

2 MR. SORENSON: I understand, Your Honor. I think

3 foundationally, though, I don't think she's testified she

4 doesn't remember; I think she's testified she doesn't know. So

5 there's a difference there. And the foundation for refreshing

6 recollection is when somebody has indicated they can't

7 remember, and she's indicated that she doesn't know much about

8 the Florida activities.

9 THE COURT: Well, he asked her, "Would it refresh

10 your memory if you saw a report from one of your agents in FBI

11 Miami regarding declining" -- or "declination of prosecuting

12 me?"

13 And the answer is, "Certainly. If that's the case, yes --

14 yeah, if there's Florida" -- and then so she said it would

15 refresh her recollection.

16 MR. SORENSON: I'm sorry. You're right, Your Honor.

17 I think the witness was probably confused as to -- and maybe he

18 should show it to her and maybe we can move on.

19 THE COURT: Okay. So if you could give it to

20 Ms. Elkington and she can give it to the witness.

21 Agent Crawley, if you could review it to yourself, and

22 then when you're done, look up and indicate whether or not that

23 refreshes your recollection.

24 THE WITNESS: This does say -- it alludes to --

25 THE COURT: Don't -- don't read from the document.

1 Just tell us if the document refreshes your recollection
2 whether you knew or not that the Florida FBI recommended
3 declining prosecution.
4 THE WITNESS: I did not know it was recommended for
5 declination.
6 Q (BY THE DEFENDANT:) Okay. Okay. Did you discuss
7 with any the agents there why they didn't prosecute me for
8 so-called any mortgage crimes against all those homeowners in
9 Florida?
10 A Not specifically.
11 Q Okay. And the client Melvyn Ventura that you had
12 interviewed earlier, did you receive his affidavit, his sworn
13 statement about his interaction with me? Did you -- because
14 you got a lot out of the computer. So do you remember the
15 affidavit that he wrote in regards to me and the other people
16 involved in the mortgage?
17 A I remember seeing a few affidavits. I don't
18 remember exactly whose they were.
19 Q Okay. So would it refresh your memory if you saw
20 three of those affidavits?
21 A You say a few of those affidavits.
22 Q Right. 'Cause you said you saw a few?
23 A Right. I've definitely seen affidavits. I just
24 can't remember specifically which affidavits I've seen.
25 THE COURT: You can show her Mr. Ventura's affidavit

1 and see if that refreshes her recollection, but you can't like
2 show her a bunch of other people's. Do you want to show her
3 Mr. Ventura's affidavit?
4 MR. SORENSON: And, Your Honor, we will object to
5 any testimony as to what Mr. Ventura wrote in an affidavit. He
6 will be testifying --
7 THE COURT: Well, you have to wait until he asks.
8 MR. SORENSON: I just -- before he starts
9 telling --
10 THE COURT: Well, I don't want you to make a
11 statement in front of the jury, quite frankly, Mr. Sorenson.
12 So if you have a legal objection, at the appropriate time you
13 can make it.
14 THE DEFENDANT: I'll just wait. I'll just wait till
15 the actual witness. I'll just wait till Mr. Ventura.
16 THE COURT: Okay. What's your next question?
17 Q (BY THE DEFENDANT:) You had said earlier that
18 criminal investigator -- is it Yoshimoto?
19 A No, Gina Yoshida.
20 Q Yoshida, Gina Yoshida -- that she had placed a call
21 to you all -- to you specifically, right?
22 A No, she was not looking for me. I was new. She was
23 actually calling for someone who had investigated mortgage
24 fraud in the past and I just happened to be sitting at his
25 desk.

1 Q But so you took the call?
2 A Yes.
3 Q Okay. Now, isn't it the FBI's policy when you all
4 take a call that you make a report, especially if someone's
5 calling to make a complaint?
6 A No. We do not write a report every time we take a
7 phone call.
8 Q So if someone calling to make a complaint, you all
9 don't make a report? 'Cause this just wasn't no regular phone
10 call.
11 THE COURT: Well, so which question do you want her
12 to answer?
13 Q (BY THE DEFENDANT:) Well, so when someone, like an
14 official -- 'cause she works for a governmental agency -- so
15 when a governmental agency contacts you about criminal activity
16 of someone, you all don't take a report of that?
17 A So we have -- every single day we have an agent that
18 we rotate that is designated to be the duty agent for that day.
19 So if someone does call in to make a formal complaint, it is
20 routed to that specific duty agent, and so that duty agent
21 would deal with it.
22 She was not calling to make a formal complaint. She
23 was calling to see if this was something the FBI investigates.
24 Q So when you got that call, what did you do after the
25 call?

1 A After the call, I started -- that's when we began
2 conducting interviews and conducting just online public open
3 source research on the company names that she had -- that she
4 had mentioned were showing up in these complaints, and we just
5 started preliminary kind of cursory -- I don't know if you want
6 to call it investigating, but --
7 Q So you were the one that started doing this?
8 A Yes.
9 Q And you didn't write a report about it?
10 A On all of my online searches and --
11 Q After you received the call.
12 THE COURT: Wait. You have to wait till she
13 finishes her answer.
14 So finish your answer.
15 THE WITNESS: Just for clarification, no, I did not
16 write a report on my online searches and I was just trying to
17 get information at that point.
18 Q (BY THE DEFENDANT:) I'm saying you didn't write a
19 report based on the call? Like after you got off the phone
20 with her, you didn't do a report --
21 THE COURT: Yes, that's her testimony, she did not
22 do a report. Ask another question.
23 THE DEFENDANT: Okay.
24 Q (BY THE DEFENDANT:) Yesterday he showed you a photo
25 of me at the airport, and were you alone when you took the

1 picture or was there another agent with you?
2 A There was another agent with me.
3 Q Okay. And you all took a picture of my -- my
4 sovereign peace officer badge, correct?
5 A You couldn't read those words in the picture, but we
6 were just taking a picture of you.
7 Q And when I got on the plane, did you make a call to
8 Miami to notify them that I was flying into Fort Lauderdale?
9 A If I recall, FBI Miami knew that you were flying
10 into Fort Lauderdale.
11 Q And so how did they know that?
12 A I don't know. They were the ones that told us that
13 you were scheduled to fly into Fort Lauderdale.
14 Q So why would you be at the airport taking pictures
15 of me if you didn't know that?
16 A Excuse me? I don't understand the question.
17 Q You was at the airport. You took those pictures of
18 me sitting in the airport?
19 A Yes.
20 Q Getting ready to fly --
21 A I knew at that point you were flying to Fort
22 Lauderdale.
23 Q Right, that's what I'm saying. So you knew I was
24 flying to Fort Lauderdale?
25 A Yes, at that time.

1 Q So you saw me with the badge and with the handcuffs
2 on my person, correct?
3 A I did not see the handcuffs.
4 Q But you saw the badge?
5 A Yes.
6 Q Okay. You took a picture of the badge. Now, is it
7 your assertion that the badge is fake?
8 A The badge you were wearing that day?
9 Q Yes, ma'am.
10 A From that photo I could not tell what badge it was.
11 I was just taking a picture of you.
12 Q Okay. So you didn't see the picture that you all
13 end up getting into evidence and getting my badge -- you never
14 saw --
15 THE COURT: Right. So the photo's in evidence.
16 THE DEFENDANT: Right.
17 THE COURT: She said it's a photo of you. Is your
18 question to her is she testifying that the badge is fake?
19 THE DEFENDANT: Right.
20 THE COURT: Is your testimony that his badge is
21 fake, the one you saw from a distance on that day at the
22 Honolulu Airport?
23 THE WITNESS: I don't know if I'm the authority that
24 can judge on whether a badge is fake or not. I have never
25 heard of a sovereign peace officer and so I really can't -- I

1 can't speak to that.
2 Q (BY THE DEFENDANT:) Okay. So in order to get in,
3 say, your building, the FBI building, what would -- what type
4 of identification would one have to have?
5 THE COURT: Okay. So why is this relevant to the
6 allegation against you?
7 THE DEFENDANT: Well, because --
8 THE COURT: Let me understand.
9 THE DEFENDANT: -- they're saying I made it appear
10 like I was government certified with a badge, and that -- you
11 know, that I tricked them into thinking that oh, he's a real
12 officer, you know what I mean? So --
13 THE COURT: Okay. So her testimony right now is she
14 says she cannot conclude whether it was fake or not, but she's
15 never heard of a sovereign peace officer. Okay. So as I take
16 her testimony -- and correct me if I'm wrong, Agent Crawley --
17 you're not testifying that he committed some sort of offense
18 'cause he's carrying that -- what was on his belt buckle was
19 illegal?
20 THE WITNESS: Yes, I've never heard of a sovereign
21 peace officer and I have never seen a badge like that. I
22 just -- I -- but I don't know where he obtained it.
23 THE COURT: Okay.
24 THE DEFENDANT: Okay.
25 Q (BY THE DEFENDANT:) So if I came to your office

1 here in Hawaii with my sovereign peace officer badge that's
2 clearly outlined as sovereign peace officer badge, would you
3 let me in the FBI building with that badge?
4 THE COURT: Okay. So that's the question I have for
5 you is why isn't this a waste of time letting you ask these
6 questions? Because how is this relevant to any of the claims
7 against you?
8 THE DEFENDANT: Well, because yesterday --
9 THE COURT: I know, they showed the picture.
10 THE DEFENDANT: Right, and he argued that it was a
11 fake badge. He -- he say it's a fake badge, it's a fake ID.
12 THE COURT: Right.
13 THE DEFENDANT: And he argued that.
14 THE COURT: Right. You talking about his reference
15 in opening statement?
16 THE DEFENDANT: Right.
17 THE COURT: Okay. So that's not evidence, and I've
18 told the jury that's not evidence.
19 This witness is not giving evidence with regard to it
20 being a fake badge. She identified you in the photo and we
21 could see something gold that was on your belt.
22 THE DEFENDANT: Right.
23 THE COURT: So if you're going to ask her questions
24 about whether that's valid or not, I just can't allow it
25 because it doesn't --

1 THE DEFENDANT: Well, I'm trying --
2 THE COURT: -- have to do with her testimony. Now,
3 if there's another witness who gets up here and says, you know,
4 Anthony Williams is doing this, that, and the other thing
5 having to do with the badge, you can ask questions about that.
6 THE DEFENDANT: Well, I'm trying to lay the
7 foundation because with the FBI, you can't get into the FBI --
8 THE COURT: I understand what your point is but it
9 has nothing to do with this witness, so I'm not going to permit
10 the line of questioning and you need to go to the next line of
11 questioning. There may be another witness that it's relevant.
12 Okay? But, you know, we have limited time for all of these
13 witnesses and the jury needs to hear relevant testimony. So
14 you can ask her another question.
15 Q (BY THE DEFENDANT:) So in your investigation of me
16 here in Hawaii, out of all the homeowner that you personally
17 went to or you called or you visited their homes personally,
18 did any one of them give you a sworn statement, affidavit that
19 I, private attorney general Anthony Williams, defrauded them,
20 scammed them, lied to them, misrepresented to them any of those
21 things? Sworn affidavit?
22 A We don't do sworn affidavits. Just generally
23 speaking, you have to be truthful with FBI agents because it's
24 a federal crime otherwise. So we don't -- we don't have to put
25 them under oath or have them, you know, write their names in an

1 affidavit because they have to tell us the truth.
2 Q So in any of the reports that you got from all the
3 witnesses, all my clients that you went and interviewed, did
4 any one of them specifically say, "Yes, this man scammed me"?
5 A They didn't use the word scam that I can recall,
6 but, yes, they did feel defrauded by you and Mortgage
7 Enterprise Investments.
8 Q So they told you that they felt that I as Anthony
9 Williams, that I defrauded them?
10 A Yes, that's right.
11 Q And do you know which clients said that?
12 A Off the top of my head, no.
13 Q Can you name one?
14 A We heard it several times.
15 Q But you don't remember like at least one, like can't
16 remember one client that said that about me?
17 A We heard it several times. I can't remember every
18 single one of them.
19 THE DEFENDANT: I have no more questions.
20 THE COURT: All right. Thank you. All right. Any
21 redirect?
22 MR. SORENSON: Yes, Your Honor. Do you want to
23 start with redistrict or do you want to take a break or --
24 THE COURT: Well, I think to make the most of our
25 time, we'll go into redirect.

1 MR. SORENSON: Okay.
2 THE COURT: Do you think it's going to take longer
3 than 15 minutes?
4 MR. SORENSON: I really don't think it will.
5 THE COURT: Okay. Then have at it.
6 MR. SORENSON: Charge on?
7 THE COURT: Charge on, please.
8 MR. SORENSON: Your Honor, although I may have to do
9 a little computer work here. I think I can just take this like
10 this. Okay. So if the Court could give me just a moment?
11 THE COURT: Absolutely. Well, let me check with the
12 jury too.
13 Do you want to take a break now, a rest and comfort, or do
14 you want go for 15 minutes?
15 All right. They prefer to go for 15, then take a recess.
16 MR. ISAACSON: Your Honor?
17 THE COURT: Yes.
18 MR. ISAACSON: I'm sorry. There was a reserve issue
19 that you had asked, one of the documents. I don't know if you
20 want to address that.
21 THE COURT: Yes, we'll take that at the recess.
22 MR. ISAACSON: Okay. I'm sorry.
23 THE COURT: Please go ahead.
24 REDIRECT EXAMINATION
25 BY MR. SORENSON:

1 Q Special Agent Crawley, Mr. Williams asked you about
2 individual items, whether they were wires or mailings. Do you
3 recall that?
4 A Yes.
5 Q And do you recall him asking you are any of these
6 particular -- what's fraudulent about this and what's
7 fraudulent about that? Do you remember that?
8 A Yes, I do.
9 Q The indictment in this case charges a scheme to
10 defraud; is that correct?
11 A Yes, that's right.
12 Q And the individual documents that were offered as
13 exhibits in support of that were individual mailings, correct?
14 A Yes, for the mail fraud counts.
15 Q And wires?
16 A Yes, that's right.
17 Q Now, are those charged as each one being fraudulent
18 or are they charged as being used in executing the scheme to
19 defraud?
20 A Used to executing the scheme to defraud.
21 Q And Mr. Williams also asked you about MEI and
22 you -- I think you said something about it not being licensed;
23 is that correct?
24 A That's correct.
25 Q And you indicated that was a reason that it was

1 considered a fraudulent business; is that true?
2 A Yes, that's right.
3 Q But there are other -- other aspects of the
4 investigation, is that true, that indicated some fraud to you?
5 A I don't know if I understand the question.
6 Q Are there other aspects of the investigation that
7 indicated fraud to you?
8 THE DEFENDANT: Objection. Beyond the scope.
9 MR. SORENSON: It's right within the scope.
10 THE COURT: I'm going to overrule the objection. I
11 think you questioned with regard to the basis for the
12 investigation. Okay.
13 Q (BY MR. SORENSON:) For instance, I just want to ask
14 you --
15 THE COURT: Well, so the question pending, "Are
16 there any other aspects of the investigation that indicated
17 fraud to you?"
18 THE WITNESS: I don't know -- could we rephrase the
19 question? I don't know if I know what's being asked.
20 Q (BY MR. SORENSON:) Were there other indicators of
21 fraud in this case?
22 A Other than --
23 Q Other than just not being licensed -- a licensed
24 business?
25 A Oh, yes. I'm sorry. Yes.

1 Q And can you tell the jury what one of them might be?
2 THE DEFENDANT: Objection. That's beyond the scope.
3 THE COURT: Overruled. You questioned the basis for
4 and what she was investigating for.
5 Okay. So "Can you tell the jury what one of them might
6 be" is the pending question.
7 THE WITNESS: So the -- the company what we're
8 referring to with the licensing -- so the company, the name is
9 trade named. The trade name is registered. One of the reasons
10 why this scheme to defraud is, in fact, a fraud scheme is
11 because there is no -- there's no basis for MEI to be able to
12 help these people. There are no licensed attorneys involved.
13 There are no licensed mortgage servicers to include. Something
14 that MEI and Anthony Williams would do is they would
15 file -- they would create their own mortgage and file it at the
16 Bureau of Conveyances, and at the very bottom of the front page
17 of each mortgage -- and I apologize it's not going to be a
18 verbatim -- but it would say --
19 THE DEFENDANT: Objection. It's a nonresponsive
20 narrative.
21 THE COURT: Overruled. All right.
22 THE WITNESS: The bottom of the front page does say,
23 "This mortgage instrument makes all previous mortgage
24 instruments null and void," which MEI nor Anthony Williams had
25 any -- had any right to nullify a previous mortgage. That

1 previous mortgage was tied to --
2 THE DEFENDANT: Objection. Legal conclusion.
3 THE COURT: Overruled.
4 THE WITNESS: That previous mortgage that MEI was
5 attempting to nullify was tied to a loan that a bank, lender,
6 financial institution, whatever you want to call them, had lent
7 to the homeowner, and Anthony Williams was coming in and
8 nullifying that mortgage, but not assuming the debt. He did
9 not loan -- he did not loan the homeowner anything. Instead,
10 he was nullifying the previous and he had -- he had
11 nothing -- no right, no authority to do so.
12 Q (BY MR. SORENSON:) Was he nullifying the previous
13 or was he telling people that he could nullify the previous?
14 A He was telling he could nullify.
15 Q Did Mr. Williams tell people that he would eradicate
16 their mortgages?
17 A Yes.
18 Q In your investigation --
19 THE DEFENDANT: Objection. That's leading.
20 THE COURT: Overruled. It's foundational.
21 All right. Next question.
22 Q (BY MR. SORENSON:) In your investigation, did you
23 ever find any instance where Mr. Williams eradicated any
24 mortgages?
25 A No, we did not.

1 Q Did Mr. Williams tell folks that these UCC financing
2 statements would eradicate the prior mortgages that they had on
3 their house?
4 THE DEFENDANT: Objection again. Leading.
5 THE COURT: Sustained.
6 Q (BY MR. SORENSON:) What did Mr. Williams tell
7 people the UCC financing statements did?
8 A In some of the UCC financing statements that we
9 obtained from Anthony Williams and MEI, the last line would say
10 this would discharge any previous instrument.
11 Q Would you look at Mr. Williams's letterhead for
12 CLOA? You see a person indicated as the senior litigation
13 counsel; is that correct?
14 A Yes, that's right.
15 Q This Hezekyah person, correct?
16 A In that one particular instance. He would
17 frequently rotate the names in the letterhead, but in that one
18 instance, yes, Yoseph Hezekyah was listed as the senior
19 litigation counsel.
20 Q Did you see anything where Mr. Williams told folks
21 that he actually was going to be using multiple identities?
22 A No.
23 Q In fact, in that one document you see his name,
24 don't you?
25 A In what document?

1 Q In the document -- the CLOA letterhead document.
2 A Oh, excuse me. Yes, he's listed as Anthony Williams
3 and Yoseph Hezekyah.
4 Q Was there anything in that letter that alerted folks
5 that these might be the same person?
6 A No. From all of the interviews we conducted with
7 MEI homeowner clients --
8 THE DEFENDANT: Objection. Narrative.
9 THE COURT: Overruled.
10 THE WITNESS: -- we were never told that they knew
11 of any aliases that he used.
12 THE DEFENDANT: Objection. That's hearsay.
13 THE COURT: Overruled. It is hearsay, yes, but it's
14 based on -- not offered for the truth of the matter, but what
15 her investigation disclosed.
16 All right. Next question.
17 Q (BY MR. SORENSON:) Now, in looking at the bylaws --
18 remember the MEI bylaws that we looked at?
19 A I do, yes.
20 Q And you remember looking at the very bottom there
21 and we had -- you saw listed out for the MEI officers. Do you
22 remember seeing a person listed there as the owner?
23 A Yes.
24 Q And who was that?
25 A The owner was listed as Anthony Williams.

1 Q Okay. Let me pull that document up, okay? I think
2 it's -- Your Honor, give us just a moment.
3 THE COURT: Yes.
4 MR. SORENSON: Your Honor, may I publish 15?
5 THE COURT: Yes. I believe that's been received.
6 MR. SORENSON: It has.
7 Q (BY MR. SORENSON:) Okay. Let me direct your
8 attention to the --
9 THE COURT: Wait. It's not up before the jury.
10 MR. SORENSON: Okay.
11 THE COURT: Just a sec.
12 Q (BY MR. SORENSON:) Do you see Exhibit 15 here?
13 A I do.
14 Q All right. I'm going to direct your attention --
15 THE COURT: Again, it's not in front of the jury
16 yet. Did you want it in front of the jury?
17 MR. SORENSON: I do, Your Honor. We've asked for it
18 to be published.
19 THE COURT: Okay. Just give us a second.
20 THE COURTROOM MANAGER: Your Honor, nothing's coming
21 up.
22 THE COURT: Do you have a hard copy of that we could
23 put on the docucam?
24 MR. SORENSON: We do, Your Honor.
25 THE COURT: All right. That would be helpful.

1 Thank you.
2 Q (BY MR. SORENSON:) I think you've indicated you
3 have the document before you?
4 A Yes, I do.
5 MR. SORENSON: And Your Honor, I think you indicated
6 we could publish?
7 THE COURT: You may.
8 MR. SORENSON: Thank you.
9 Q (BY MR. SORENSON:) All right. I'm going to direct
10 your attention first off to the second to the last page.
11 Okay. On the second to the last page, do you see a
12 listing for the owner?
13 A Yes.
14 Q Okay. Who is the listed owner?
15 A The owner is Yoseph Hezekyah. I apologize, I got
16 that mixed up with the CEO earlier.
17 Q Okay. And did you see Mr. Anthony Williams also
18 listed as an officer?
19 A Yes.
20 Q And do you see that here on the last page?
21 A Yes, I do.
22 Q And was there anything in this document that
23 indicated that the same person was going to be using two
24 different names and be fulfilling the role of two different
25 officers?

1 A No.
2 Q Did you ever see anything in any of the
3 representations from Mr. Williams where there was this
4 alternate identity of his where people were alerted that this
5 was not -- this was going to be the same person?
6 A I don't know if I understand the question.
7 Q Did you ever see any evidence or anything in the
8 information that you reviewed in this case where Mr. Williams
9 alerted people that he was going to be using another identity?
10 A Oh, no.
11 Q Did you see representations from Mr. Williams to
12 folks where he said he was an attorney?
13 A Yes. We heard from multiple homeowners that
14 that's --
15 THE DEFENDANT: Objection. That's hearsay.
16 THE COURT: Okay. Overruled. Again, it's not
17 offered for the truth of the matter, but just foundation for
18 her investigation.
19 All right. Your answer?
20 THE WITNESS: We heard from multiple homeowners that
21 they -- they viewed him as an attorney by what he had told them
22 about himself.
23 Q (BY MR. SORENSON:) Right. And but also in writing,
24 did you not see documents that have been shown here to the jury
25 where he listed attorneys and support staff of CLOA?

1 A Yes, he did.
2 Q Do you recall seeing that?
3 A Yes, I do.
4 Q Did that indicate anywhere that by attorneys, he
5 wasn't meaning that he was a licensed attorney?
6 A No, it did not indicate.
7 Q And Mr. Williams has asked you about carrying a
8 badge and the creds. In your investigation did you see
9 evidence that he utilized those in talking with homeowners
10 about giving him -- giving him this service of reducing their
11 mortgages?
12 A Yes. Yes, he did. We had several homeowners tell
13 us they had seen it. He had shown it to them and that it would
14 give him law enforcement powers.
15 Q And do people indicate that they trusted him more
16 because they thought he might be affiliated with the
17 government?
18 A They did, yes.
19 THE DEFENDANT: Objection. Hearsay.
20 THE COURT: I'll allow it on the basis it's part of
21 their investigation. But I'll allow you to ask questions about
22 it because they are relying on that, that badge, so I'll allow
23 you that former line of questioning you were asking her about
24 whether it gains entry to the FBI headquarters, et cetera.
25 Q (BY MR. SORENSON:) Now, Mr. Williams asked you

1 about the Lafortezas. Do you remember that?
2 A Yes.
3 Q And I think you indicated that they had been
4 evicted; is that correct?
5 A Yes, that's right.
6 Q Now, as part of -- as part of the offer from MEI,
7 did we see any documents that indicated that Mr. Williams was
8 offering a money-back guarantee if -- if folks -- if his system
9 did not work for them?
10 A Yes, we did see that document.
11 Q Did you ever see any evidence in this case that
12 Mr. Williams ever paid anybody back on this money-back
13 guarantee?
14 A Not in my investigation did I see that.
15 MR. SORENSON: Your Honor. Thank you. I think I'm
16 within my 15 minutes.
17 THE COURT: All right. Very good.
18 All right. Ladies and gentlemen, we're going to take a
19 15-minute recess at this time. I am going to meet with the
20 lawyers to go over some legal matters, and then you'll be
21 brought back after the recess.
22 Please leave your iPads and your notebooks and, of course,
23 don't discuss the case with anyone or allow anyone to discuss
24 it with you.
25 Please rise for the jury. We're all on a 15-minute

1 recess. And then if the attorneys would return so we can
2 address matters. Thank you.
3 (A recess was taken.)
4 (Open court out of the presence of the jury.)
5 THE COURT: And the record will reflect the jury is
6 not present. Present is the witness, counsel, and
7 Mr. Williams.
8 All right. There were a couple matters we were going to
9 take up with regard to any further questioning. For sure,
10 Mr. Williams, you can -- I'll give you 15 minutes with regard
11 to that badge issue because they brought that up as alleging
12 that you did something with the badge that caused people to
13 believe that you had a certain type of authority and that was
14 part of the scheme to defraud. So you can question her about
15 the badge and what you were going to -- with regard to that.
16 Then there was another issue that we put on hold, and that
17 was your lawsuit against various persons, including Agent
18 Crawley. So I'll let you put on the record why you believe
19 that's relevant and why you should be permitted to ask Agent
20 Crawley about those -- that document and that issue, and then
21 give the government opportunity to respond.
22 Mr. Williams.
23 THE DEFENDANT: Well, it's relevant because they're
24 the only people that filed charges against me, the ones that I
25 actually filed a lawsuit against, you know, with me having

1 offices in eight states. It's not a coincidence that after I
2 filed the lawsuit, then these charges are filed by her and
3 Special Agent Lavelle that's going to testify today, and it
4 shows that I wasn't doing anything wrong, but basically by me
5 filing a lawsuit, they got upset and basically brought these
6 charges against me.
7 THE COURT: Okay. So as I understand it, your
8 argument is that because you sued them in retaliation, the FBI
9 and others acted together --
10 THE DEFENDANT: Right.
11 THE COURT: -- in causing the U.S. Attorney's Office
12 to bring grand jury review of the charges and then the
13 indictment --
14 THE DEFENDANT: Right.
15 THE COURT: -- resulted.
16 All right. Mr. Sorenson?
17 MR. SORENSON: Yes, Your Honor. I think he's
18 offering the lawsuit for the truth of the matter that he
19 asserts factually in the document itself, and of course that's
20 hearsay. These are self-serving statements by the defendant in
21 a pleading that he drafted himself that he's attempting to
22 substitute or supplement whatever other evidence that comes in
23 the case when he testifies, or, if he doesn't testify, perhaps
24 it just takes the place of his testimony.
25 Anyway, Your Honor, we object on hearsay grounds.

1 THE COURT: All right. And so the court rules that
2 you can't go into that area or offer that document into
3 evidence with this witness.
4 MR. ISAACSON: Your Honor, that was document --
5 THE COURT: It's not relevant to --
6 MR. ISAACSON: -- 2094 for the record.
7 THE COURT: Thank you very much. So we're talking
8 about Exhibit 2094 with this witness. I'm not ruling ahead of
9 time on any relevance of any other witness who may testify who
10 has personal knowledge of the allegation contained in that
11 complaint.
12 All right. Any other issues that we need to address
13 before we bring in the jury? Mr. Sorenson, for the government?
14 MR. SORENSON: No, Your Honor. We're ready to roll.
15 THE COURT: All right. Mr. Williams?
16 THE DEFENDANT: Ready.
17 THE COURT: So you have 15 minutes. You're up next,
18 Mr. Williams. He concluded his redirect. Mr. Sorenson
19 concluded his redirect. So you're next up with Agent Crawley,
20 and it's only to go to the issue of this badge that we just
21 had. All right. We're off the record.
22 (A recess was taken.)
23 (Open court in the presence of the jury.)
24 THE COURT: And the record will reflect the presence
25 of the ladies and gentlemen of the jury, counsel, Mr. Williams.

1 Mr. Williams, the court has ruled to give you an extra
2 15 minutes on questioning in the area with regard to your
3 badge. So you may question this witness for 15 minutes.
4 RECROSS-EXAMINATION
5 BY THE DEFENDANT:
6 Q Okay. Ms. Crawley, when you were at the airport and
7 you took that picture of me, and you was -- how many feet would
8 you say you was from me?
9 A I -- I don't know.
10 Q Would you say --
11 A I didn't measure the distance between us when we
12 were at the gate.
13 Q Would you say it was then 20 feet?
14 A Possibly.
15 Q Okay. So you got a good look at that I did have
16 that badge on?
17 A You did have a badge on, yes.
18 Q Right. So did you know whether that was part of any
19 law enforcement agency?
20 A None that I could identify.
21 Q Right. So if I'm not part of a law enforcement
22 agency in your training and in your investigation, is it a
23 crime for someone to impersonate like they're a police officer
24 or wear a badge? Is that a crime?
25 A Depending on how they're using it, yes. If they're

1 impersonating an officer other than at Halloween or in a
2 costume, yes, I believe it is.
3 Q So -- so you saying I'm -- do you think I was at the
4 airport in a costume like it was Halloween?
5 A I do not think you were in a costume.
6 Q Okay. So you know it wasn't Halloween, so you know
7 that I was -- what I was wearing, I was representing that what
8 I was wearing?
9 A I saw that you were wearing a badge.
10 Q Okay. So in your training, would you consider that
11 fraudulent, like I was wearing a badge wrongfully that I don't
12 have any no authority to wear?
13 A I did not see what badge you were wearing. I saw
14 the gold on your belt, but we were not within five feet so I
15 couldn't read what it said on the badge.
16 Q Didn't you see after they -- after Miami took it
17 from me, didn't you see a copy of it? Actually, haven't you
18 seen the actual badge that they have?
19 A Yes, yes, I have.
20 Q Okay. Now after you saw the badge, is it your
21 assertion that that badge is fake?
22 A I have never seen a badge like that and I don't
23 believe it represents a legitimate law enforcement entity.
24 Q So I'm going to ask you a yes or no question. Do
25 you believe the badge is fake? Yes or no?

1 A I don't think it's a legitimate badge.
2 Q Is that yes or no? Is that a no, you don't believe
3 it's -- you think it's fake? Yes, you think it's fake?
4 A I don't know -- I don't know what you mean by fake.
5 You mean has it been issued to you by a law enforcement agency?
6 Q Right.
7 A I don't believe it has been.
8 Q Okay. Did you do any research to find out where I
9 got the badge from?
10 A We identified -- I don't know where you purchased
11 this particular badge. We did identify websites that you can
12 build a badge like this amongst many others, and in your PayPal
13 records it does show that you have purchased multiple law
14 enforcement badges on eBay.
15 Q So if you went through my email and the computer,
16 then you saw what agency I submitted the documents to to get
17 that badge then, correct?
18 A I did not see documents that suggest that someone
19 would have given that to you.
20 Q So you got all the documents out of my computer, so
21 you did not see the sovereign peace officer oath that I took
22 that was filed in the county?
23 A Not that I can recall.
24 Q Okay. So with that badge, would I be allowed to go
25 into the FBI office right now?

1 A With a sovereign peace officer badge?
2 Q Sovereign peace officer badge I have right now?
3 A I can only speak for myself. If I was duty agent
4 that day, I would not let you into the FBI building.
5 Q So if someone else that's higher than you let me in
6 there with that badge, would you still say it's fake?
7 A If someone within --
8 Q Right, that's higher than you?
9 A Higher being a --
10 Q That's your superior.
11 A Let you into the FBI --
12 Q Yes, with that badge.
13 A I would still question it because I've never seen or
14 heard of a sovereign peace officer. So if I saw a sovereign
15 peace officer badge, no matter who let it in, I would question
16 it.
17 Q So you would question your superior whether they
18 know what's fake and what's not fake? You would question your
19 supervisor?
20 A Yes.
21 Q That he's letting fraudulent people come into their
22 FBI building with fake badges?
23 A I don't know if he or she would know that they were
24 bringing someone fraudulent in, but I can certainly question
25 it. We do it -- we take a training on everyone making sure

1 that we -- that we, you know, have eyes on anyone who comes
2 into the building and anyone who follows us in. And so, yes, I
3 would question if that badge was inside the walls of the FBI.
4 Q So you all have a policy when you come -- when
5 people go to the FBI, in order to get into the building,
6 correct? Like you have a policy? You just can't walk into the
7 FBI, right?
8 A I don't know what you mean by policy to get into the
9 FBI.
10 Q Okay. So let me -- let me -- so if I go to the FBI
11 right now, can I just walk in and not show no ID?
12 A No. You would go to the guard shack first where
13 they would ask for your ID, and you would wait outside for the
14 duty agent to come to you.
15 Q And do they verify whatever you give them?
16 A The ID?
17 Q Yes.
18 A I can't speak to what the guard shack does, but they
19 take the information down.
20 Q So you can't testify that the guard shack don't
21 verify IDs before they let anybody into the FBI building?
22 A They're not FBI employees, so I don't know exactly
23 what their protocol is. But they -- they certainly -- they
24 certainly take down the information and they show it to the
25 duty agent when the duty agent comes down.

1 Q So when you go to the FBI office, do you have to
2 show your ID?
3 A I show an ID -- not show an ID -- I badge in and I
4 have a key code. But I do not need to show anyone my ID to get
5 in.
6 Q So you can go to any FBI office and not show them
7 your badge, show them your name, and they gonna let you in
8 there without you showing them any credentials?
9 A No, that's not accurate. For Honolulu I badge in
10 'cause I'm coded for the Honolulu office. If I just walk into
11 any FBI office, then I would show them my ID and let them know
12 who I am and show them -- we have a standard -- we have
13 multiple standard badges, and so I would show them all those
14 badges that I'm an FBI employee.
15 Q And so would they verify that that badge is valid?
16 A They would recognize it as one that they allow in
17 the building.
18 Q So they would verify that it's valid, yes?
19 A Yes.
20 Q Okay. So if I went to the FBI office and they
21 allowed me to go in there with my sovereign peace officer badge
22 and my ID, would you say that they allowed me to come in there
23 wrongfully, that they didn't know what they was doing?
24 A I don't know the circumstances. I -- I -- it would
25 be hard for me to weigh on that one way or the other.

1 Q So would you say that the FBI would let anybody in
2 their office, in their building with a fake badge and a fake
3 ID? Is that their normal policy to do that?
4 A Not knowingly.
5 Q So you -- are you saying that the FBI would not know
6 what badge is fake and what badge is real?
7 A No, I'm not saying that at all. I'm saying
8 if -- they would not knowingly let in a fake badge. I don't
9 know if that -- we're speaking hypothetically. I'm not really
10 sure. But if hypothetically, if an agent was to escort someone
11 inside, I don't know if they would know of the badge, had they
12 seen the badge. I don't know the circumstances. They would
13 not knowingly bring someone in who was impersonating an FBI
14 agent, for instance.
15 Q So they would do some type of checking then before
16 they allow someone in that building with a badge that's
17 purporting to be some type of officer and a ID?
18 A Well, that's a different -- if you're -- if you are
19 a law enforcement officer or a member of the government, you go
20 in through different checks. You have to call ahead, you have
21 to -- you're given -- you have to call the guard shack ahead of
22 time. We have to call the guard shack ahead of time, know
23 they're coming. It's a difference process.
24 Q Right. So if I didn't call ahead of time and I come
25 to the office with that sovereign peace officer badge, what

1 would they do then?
2 A They would ask the individual who at the FBI they're
3 coming to speak with, and they would call that person's desk
4 and say So and so is here to see you. And if the FBI agent
5 knows that person is coming, they come down to the guard shack
6 to get them. And if they don't, then I -- I don't know if they
7 stay at the guard shack and wait for the duty agent or if
8 they're sent away. I'm not sure.
9 Q So would they let that person in without verifying
10 that the badge is valid?
11 A Into the guard shack?
12 Q Into the building period, the guard shack and on
13 into the building.
14 A They would -- they would not without taking some
15 identification and being escorted.
16 Q Okay. So they would have to verify that
17 identification before they would allow entrance into the FBI
18 building, correct?
19 A To some extent. I really don't know their protocol.
20 The guard shack is a different entity. They're our security.
21 Q Okay. So when you surveillanced me that day, right,
22 so did you watch me go through TSA?
23 A I did not.
24 Q So how did you know where I was?
25 A I -- I believe we found you at the gate, if I

1 remember correctly.
2 Q Found me at the gate?
3 A Yes, at the airport, the gate airport.
4 Q Okay. So you didn't see me actually go into TSA?
5 A Not that I can recall.
6 Q So you didn't see me go in and give them my ID and
7 them check my badge --
8 MR. SORENSON: Asked and answered, Your Honor.
9 THE DEFENDANT: No --
10 THE COURT: So sustained. So ask the next question.
11 She did not see you go through TSA.
12 Q (BY THE DEFENDANT:) Okay. So -- and do you think
13 TSA would let me get in through TSA with a fake badge and ID
14 without checking it?
15 MR. SORENSON: Objection, Your Honor. Calls for
16 speculation.
17 THE COURT: So she's not TSA, so I'm not going to
18 allow question. Next question.
19 Q (BY THE DEFENDANT:) So you went through all my
20 computers, got all my files and videos that's in my computers,
21 correct?
22 A I went through one Apple desktop computer of yours,
23 yeah.
24 Q So in that computer you got videos; they got it in
25 discovery. So you saw the videos I made, correct?

1 A I remember seeing some videos.
2 Q Do you remember what the video content were?
3 A Of all the videos, no, I don't.
4 Q You don't remember one of them being me with my
5 sovereign peace officer badge going to the FBI office? You
6 don't remember that video?
7 A Coming to the FBI office here?
8 Q Yes.
9 A I don't remember that video.
10 Q So you don't remember that video. Do you remember
11 another video me going to the FBI office in Nashville,
12 Tennessee, with that badge?
13 A I don't.
14 Q So you went through all my computers, saw the videos
15 and stuff, but you don't remember these videos?
16 A I don't remember those videos.
17 Q But you're claiming that the ID is fake, but you had
18 the videos to prove that I went to your FBI office with these
19 badge and an ID and you don't recall it?
20 A Is that a question?
21 Q Yeah. You don't recall looking at none of those
22 videos?
23 A Once again, I don't recall those videos.
24 Q Okay. So the video -- do you recall anything in the
25 videos that you saw on me?

1 A I have seen videos of you. I've seen YouTube
2 videos.
3 Q Okay. What was I doing in those videos?
4 MR. SORENSON: Your Honor, that's beyond the scope.
5 THE COURT: Sustained. You have two more minutes.
6 Q (BY THE DEFENDANT:) So you don't remember any
7 documents that was in my computer that gave me the authority to
8 have the sovereign peace officer badge?
9 A No, I don't.
10 Q Is it a crime or can citizens execute a citizen
11 arrest against an officer if they saw -- see him committing a
12 crime?
13 A Not that I'm aware of.
14 Q Not that you're aware of? So you never heard of
15 citizen arrest?
16 A I've heard of it.
17 Q Oh, you don't think that's a valid law?
18 A I don't know enough about it.
19 THE DEFENDANT: Okay. I got no more questions.
20 THE COURT: All right. Thank you very much, Agent.
21 You're excused as a witness.
22 MR. SORENSON: Your Honor, please could I just ask a
23 follow-up question?
24 THE COURT: No.
25 MR. SORENSON: Okay.

1 THE COURT: So you're excused as a witness. Don't
2 discuss your testimony with anyone until the conclusion of this
3 trial.
4 THE WITNESS: Okay.
5 THE COURT: Thank you.
6 Could you please call your next witness?
7 MR. SORENSON: Yes, Your Honor. We call Special
8 Agent Joe Lavelle to the stand.
9 THE COURT: Good afternoon, we'll have you sworn.
10 **JOSEPH LAVELLE, GOVERNMENT'S WITNESS, WAS SWORN**
11 THE COURTROOM MANAGER: Thank you. Please be
12 seated. State your full name and spell your last name for the
13 record.
14 THE WITNESS: Special Agent Joseph Lavelle, last
15 name spelled L-a-v-e-l-l-e.
16 THE COURT: Your witness.
17 MR. SORENSON: Thank you, Your Honor.
18 DIRECT EXAMINATION
19 BY MR. SORENSON:
20 Q Special Agent Lavelle, who are you employed by?
21 A Federal Bureau of Investigation.
22 Q And how long have you been so employed?
23 A Ten years.
24 Q What are your duties?
25 A Currently my duties are I'm assigned to a violent

1 crime gang squad. Previously I was assigned to a domestic
2 terrorism squad.
3 Q And have you conducted investigations that involve
4 from time to time individuals that may be coming into the South
5 Florida area that you need to meet and either encounter either
6 for an interview or other action?
7 A Yes, I have.
8 Q In the scope of your employment, have you met an
9 Anthony Williams?
10 A I have. I have encountered with Anthony Williams.
11 We did not have an interview though.
12 Q Okay. And was there a particular time when you met
13 an aircraft that was coming into South Florida with
14 Mr. Williams on it?
15 A I met Mr. Williams as he exited the airport along
16 with Broward sheriff's office deputies for his arrest.
17 Q And were you there for the purpose of assisting in
18 the effecting of that arrest?
19 A I was.
20 Q Okay. And did you observe the arrest?
21 A I did.
22 Q Did you take any part in it?
23 A It was not necessary for my assistance but other
24 than observation. That was it.
25 Q Okay. And during the context of the arrest, did you

1 have a chance to observe anything that was taken from
2 Mr. Williams?
3 A Yes, I did.
4 Q What kind of items did you see taken from him?
5 A Mr. Williams had a rolling bag. He also had a -- a
6 gold-plated badge on his belt, a identification badge of sorts
7 on his lapel, and a pair of handcuffs.
8 Q Were there other items taken as well?
9 A Documents, checks, things of that nature.
10 Q I'm going to direct your attention to Exhibit 602.
11 A Uh-huh.
12 MR. SORENSON: Your Honor, we're going to pull that
13 up on the screen, but not publish, obviously.
14 Q (BY MR. SORENSON:) Can you identify 602 from
15 looking at it on the screen -- or is it up there? And we're
16 going to provide him -- I think -- I don't know if our --
17 THE COURT: Would you like -- Ms. Elkington?
18 THE COURTROOM MANAGER: I'm working on that. There
19 we go.
20 THE COURT: There you go.
21 MR. SORENSON: We have it?
22 THE COURT: Yes.
23 MR. SORENSON: Okay. Good.
24 Q (BY MR. SORENSON:) Special Agent Lavelle, what is
25 602, if you recognize it?

1 A Various items confiscated from Mr. Williams after he
2 was arrested in Fort Lauderdale Airport.
3 Q And you know that how?
4 A Because Broward County sheriff's office, they took
5 this particular picture at almost I think immediately after he
6 was arrested.
7 MR. SORENSON: Your Honor, at this time I'm going to
8 move in Exhibit 602.
9 THE COURT: Any objections?
10 THE DEFENDANT: No objection.
11 THE COURT: Received.
12 (Exhibit 602 received into evidence.)
13 Q (BY MR. SORENSON:) All right. I'm going to direct
14 your attention over to Exhibit 604. Do you recognize 604?
15 A I do.
16 Q And what is 604?
17 A They're the same items that were confiscated from
18 Mr. Williams to include a gold badge, handcuffs, and an
19 identification badge of sorts.
20 MR. SORENSON: Thank you. Your Honor, at this time
21 we'll move in 604.
22 THE COURT: Any objections?
23 THE DEFENDANT: No objection.
24 THE COURT: Received. Do you wish to publish?
25 MR. SORENSON: Yes, Your Honor.

1 THE COURT: All right. You may publish.
2 (Exhibit 604 received into evidence.)
3 Q (BY MR. SORENSON:) Okay. Special Agent Lavelle,
4 these are the items I think you've indicated that you took from
5 him; is that correct?
6 A I took these from the Broward sheriffs's office
7 evidence within the past few weeks.
8 Q That you observed being taken from him?
9 A Yes, sir.
10 Q Now, there's some items there in front of you. Do
11 you see those?
12 A Yes, I do.
13 Q Would you please pick up the item that's marked
14 Exhibit 500.
15 A There's no, uhm --
16 Q It's on the back.
17 A Okay. 500?
18 Q Yes.
19 A Okay.
20 Q Okay. No, hold it down.
21 A Okay.
22 Q First off, tell us if you recognize that.
23 A I recognize that as a badge taken from Mr. Williams.
24 MR. SORENSON: Your Honor, at this time we're going
25 to move in Exhibit 500.

1 THE COURT: All right. Any objection?
2 THE DEFENDANT: No objection.
3 THE COURT: Received.
4 (Exhibit 500 received into evidence.)
5 MR. SORENSON: Your Honor, I'm going to ask to
6 publish that, either -- would you prefer that we -- can we pass
7 it around? Or should I hold it up or --
8 THE COURT: So it's a small item.
9 MR. SORENSON: It is.
10 THE COURT: So I would allow to you pass it around.
11 And would you like the courtroom manager to give that to the
12 jury?
13 MR. SORENSON: Well, maybe. We've got two other
14 items, so maybe we can do it all at one time.
15 THE COURT: All right.
16 Q (BY MR. SORENSON:) All right. I'm going to ask you
17 to look at Exhibit 501. And what is 501?
18 A It's a identification badge of sorts with Anthony
19 Williams's name and picture on it.
20 MR. SORENSON: All right. Your Honor, at this time
21 we're going to move in 604.
22 THE COURT: Any objection?
23 THE DEFENDANT: No objection.
24 MR. SORENSON: Excuse me. We're going to move in
25 501.

1 THE COURT: 501 is received.
2 (Exhibit 501 received into evidence.)
3 Q (BY MR. SORENSON:) And if you could, look at the
4 next exhibit that's up there. I think it's marked at 502?
5 A 505.
6 Q 505, all right. What is 505?
7 A Pair of black handcuffs.
8 Q All right. And do you recognize those?
9 A I do.
10 Q And how do you recognize those?
11 A They're the handcuffs confiscated from Mr. Williams
12 after his arrest.
13 MR. SORENSON: Your Honor, we're going to offer 505
14 as well.
15 THE COURT: Any objection?
16 THE DEFENDANT: No objection.
17 THE COURT: Received.
18 (Exhibit 505 received into evidence.)
19 MR. SORENSON: And we'll move to publish at this
20 time.
21 THE COURT: All right.
22 MR. SORENSON: May I approach the witness?
23 THE COURT: No. Ms. Elkington will. Thank you.
24 MR. SORENSON: All right.
25 THE COURT: All right. The record will reflect all

1 three exhibits, 500, 501, and 505, are being handed to the
2 jurors for their inspection.
3 Q (BY MR. SORENSON:) Now, Special Agent Lavelle --
4 THE COURT: I'm sorry. They're looking at the
5 exhibits.
6 MR. SORENSON: Okay. Do you want to --
7 THE COURT: Yeah. So it's hard for them to listen
8 and look at the items at the same time, so...
9 All right. The record will reflect that all three
10 exhibits, 500, 501, and 505, have been returned to the witness.
11 Your next question.
12 MR. SORENSON: Thank you, Your Honor.
13 Q (BY MR. SORENSON:) Special Agent Lavelle, do you
14 have an FBI shield or badge?
15 A I do.
16 Q And do you wear it on your person?
17 A I do.
18 Q Where do you wear it?
19 A On my belt near my weapon.
20 Q Do you currently have it on?
21 A I do.
22 MR. SORENSON: All right. Your Honor, may the
23 witness come down in front of the jury and display how he
24 carries his badge?
25 THE COURT: Why is that relevant?

1 MR. SORENSON: Well, because it's going to be the
2 same way the defendant was wearing his.
3 THE COURT: All right. So he's already -- well, do
4 you have any objection, Mr. Williams?
5 THE DEFENDANT: I don't have no objection.
6 THE COURT: Okay. He doesn't have an objection.
7 You can go down.
8 MR. SORENSON: Okay. Thank you.
9 Q (BY MR. SORENSON:) And is that generally the
10 accepted location for FBI agents to wear their shield?
11 A It is.
12 Q And when you observed the arrest of Mr. Williams
13 that day, where did he have his shield?
14 A On his belt in the same position.
15 MR. SORENSON: All right. Your Honor, that's all
16 the questions I have.
17 THE COURT: All right. Thank you.
18 All right. Mr. Williams -- oh, let me just inform
19 the jury. So, Mr. Williams also wants to call Agent Lavelle in
20 his case, but to be more time efficient, I'm allowing him to do
21 his cross-examination as well as his direct examination today,
22 so he's allowed to go beyond cross-examination in questioning
23 Agent Lavelle because I'm not going to have him recalled the
24 second time in order to be more time efficient.
25 All right. So, Mr. Williams.

1 CROSS-EXAMINATION

2 BY THE DEFENDANT:

3 Q Agent Lavelle, do you remember when I visited your

4 FBI office in Miami?

5 A I have a recollection of you visiting our office.

6 The exact date I couldn't tell you.

7 Q And were you one of the agents that I talked to?

8 A You were not -- I was not, no.

9 MR. SORENSON: Your Honor, just for form sake, I

10 believe this is beyond the scope of our direct exam. I don't

11 know if he's going into his direct immediately, but we'd prefer

12 the cross go first so that we know, because I haven't had a

13 chance to read this item.

14 THE COURT: So do you want time to review it? We

15 can take a recess until you to do that.

16 MR. SORENSON: Well, if we're going to

17 do -- probably for form sake is there going to be any cross

18 with respect to what we did on direct just so we know that's

19 over and we'll note that --

20 THE COURT: I'm not going to have him break it up

21 with regard to that. So do you want time to review the

22 document before --

23 MR. SORENSON: We do, Your Honor.

24 THE COURT: -- questioning?

25 All right. So ladies and gentlemen of the jury, we're

1 going to take a recess and give the government some time to
2 review.
3 What do you think? 10 minutes?
4 MR. SORENSON: Yes, Your Honor.
5 THE COURT: All right. So if you could leave your
6 iPads and notebooks behind. Of course, don't discuss the case,
7 allow anyone to discuss it with you. And we will bring you
8 back after they've reviewed for about 10 minutes.
9 Please rise for the jury. We're in recess.
10 (Open court out of the presence of the jury.)
11 THE COURT: The record will reflect the jury's no
12 longer present. Present are counsel and Mr. Williams.
13 Mr. Isaacson, please go to a microphone.
14 MR. ISAACSON: Sorry, Judge. I just thought --
15 there was only one copy made?
16 THE COURT: There are additional copies being made,
17 but we wanted to make one copy right away.
18 MR. ISAACSON: Oh, okay.
19 THE COURT: So we're in recess.
20 (A recess was taken.)
21 (Open court out of the presence of the jury.)
22 THE COURT: All right. Let the record reflect the
23 jury's not present. Present are counsel and Mr. Williams. And
24 I'm sure the witness is somewhere around.
25 But I just want to make sure we all have a copy of the

1 transcript which is dated June 23, 2017, and it is in the
2 matter of the State of Florida v. Anthony Williams, case
3 No. 17-00074-CF-10A before Judge Andrew Siegel, S-i-e-g-e-l.
4 All right. So, Mr. Sorenson, have you had an opportunity
5 to review it to your satisfaction?
6 MR. SORENSON: I have, Your Honor. Thank you very
7 much, and I appreciate the time.
8 There are a number of issues here, Your Honor. I think
9 the first one is going to be this is actually at least two
10 separate transcripts. The first part appears to be a
11 transcript of a sentencing hearing and it appears to jump
12 around quite a bit. But it's unrelated to this witness in its
13 entirety.
14 THE COURT: Okay. So -- so I guess first of all,
15 Mr. Williams, as I understand Mr. Sorenson, part of his
16 objection is that this is not a complete document because
17 apparently -- well, first of all, we can tell the page
18 numbering isn't entirely consistent from 1 through 668.
19 And second, I believe it's the sort of the subject matter
20 is -- doesn't appear to be involving Agent Lavelle.
21 So what's your position on this document? And if you
22 could clarify if you're intending to ask the court to receive
23 it into evidence.
24 THE DEFENDANT: Well, the only part that regard him
25 is page 251 to 268. That's his actual testimony.

1 MR. SORENSON: And that's correct, Your Honor.
2 THE COURT: Okay.
3 MR. SORENSON: And the problem with those pages is
4 we don't have any certification on this transcript.
5 THE COURT: Okay. So first of all, are you -- do
6 you want -- are you going to be asking this court to admit
7 it --
8 THE DEFENDANT: Yes.
9 THE COURT: -- into evidence? Okay. In its
10 entirety?
11 THE DEFENDANT: Yes.
12 THE COURT: Okay. So I'm not going to admit it into
13 its entirety --
14 THE DEFENDANT: Well, just the portion that he's --
15 THE COURT: So Agent Lavelle's testimony?
16 THE DEFENDANT: Yeah, his testimony.
17 THE COURT: So help me understand why it's relevant
18 to his testimony today or with regard to this case against you.
19 THE DEFENDANT: Well, like he said, he was the one
20 that was there that when they took my badge and stuff off me,
21 he testified about the homeowners in Florida in my case that
22 they interviewed and things like that. So I wanna be able to
23 question him regarding that because he was part of the
24 investigating my mortgage company and Common Law office there
25 with Megan Crawley here. They both was in contact with each

1 other.

2 Also, they were also the two agents that went to Texas and

3 got all my, you know, office stuff from my mom's house too. So

4 he was there at that -- you know, at that location also.

5 THE COURT: All right. So he's here, so you can ask

6 him questions about that, but I'm not going to permit this to

7 be entered into evidence because I also note there's

8 handwriting, I assume by you, that has commentary with regard

9 to the testimony, such as on page 259 it says in handwriting,

10 "Damn liar, had no witnesses." And I believe there are others.

11 MR. SORENSON: A number of other notations, Your

12 Honor.

13 THE COURT: On page 260, "I did not say, Your

14 Honor," et cetera, so that would be statements that he didn't

15 make nor were a part of the official transcript.

16 However, you can use this to refresh his recollection or

17 to impeach him, if you wish. I'm just not going to receive it

18 into evidence. You can confront him with the statement in your

19 questions, but I cannot receive it into evidence and have it

20 published to the jury.

21 THE DEFENDANT: That's fine.

22 THE COURT: All right. So any other issues and then

23 we'll bring in the jury?

24 MR. SORENSON: No, Your Honor.

25 THE COURT: And if you could bring Agent Lavelle in

1 and put him on the stand, we'd most appreciate it.
2 We're in recess.
3 (A recess was taken.)
4 (Open court in the presence of the jury.)
5 THE COURT: All right. Welcome back, ladies and
6 gentlemen of the jury.
7 Mr. Williams, your witness.
8 Q (BY THE DEFENDANT:) Agent Lavelle, can you state
9 for the record again what kind of work you do for the FBI?
10 A Currently assigned -- I'm assigned to Dade County
11 violent crime task force.
12 Q And what did do you before that?
13 A My prior assignment within the Miami division was a
14 domestic terrorism squad.
15 Q So domestic terrorism. So when you viewed me coming
16 off the plane, why was you there to view the arrest?
17 A You were under investigation by myself and our
18 division within the FBI.
19 Q And since you are you said the counterterrorism
20 department?
21 A Yes, sir.
22 Q So was I under investigation for being a possible
23 terrorist?
24 A Possible sovereign citizen.
25 Q A possible terrorist?

1 A A sovereign citizen which is it falls within the
2 FBI. Our policy dictates that sovereign citizens fall under a
3 domestic terrorism policy, basically guidance.
4 Q And so what made you feel like I'm a terrorist?
5 A Well, I don't feel like you're a terrorist. I mean,
6 it -- if you're asking me what actions you made that concerned
7 myself and the FBI --
8 MR. SORENSON: Your Honor, I would object on
9 relevance grounds.
10 THE COURT: All right. Overruled.
11 Continue with your answer.
12 THE WITNESS: You made -- I guess I would say you
13 made basically threats along the lines of common law and
14 sovereign that if a law enforcement officer were to take action
15 against yourself or others that you didn't deem necessary or
16 were warrantless, that you would have the right to take that
17 law enforcement officer's life or basically deadly force.
18 Q (BY THE DEFENDANT:) And did I send that letter
19 certified to one of the law enforcement agencies?
20 A I don't know what letter you're referring to.
21 Q So how did you get that -- where do you get that
22 assertion from?
23 A You made that statement specifically in Ventura,
24 California, to a group of foreclosure homeowners.
25 Q And would that be considered terroristic threat?

1 A It -- it concerned the FBI and our department
2 basically. It was -- we did not view it as a terroristic
3 threat. It was basically an if/then sort of situation: If
4 this happens, then I will take action. So it was not a direct
5 terroristic threat, no, sir.
6 Q Okay. So is me as a regular citizen and you as a
7 law enforcement officer --
8 A Uh-huh.
9 Q -- if we had an encounter on the street, right, and
10 you violated my right and say you assaulted me illegally
11 unlawfully, didn't have no right to arrest me or no right to
12 detain me, so are you saying I don't have a right to defend
13 myself against you even up to the point of taking your life if
14 you assault me?
15 A Mr. Williams, I don't know. I don't deal in
16 hypothetical situations. If a law enforcement officer were to
17 take action to arrest you and you didn't deem it necessary, you
18 do not have the right to take that law enforcement officer's
19 life.
20 Q And what law are you basing that on?
21 A Of what -- murder?
22 Q That wouldn't be murder. I'm saying what law are
23 you basing that on?
24 A I don't understand your question, sir.
25 Q The Supreme Court case --

1 MR. SORENSON: Your Honor, I'm going to object
2 again. I just think we're getting very far afield here.
3 THE COURT: Okay. So how is this related to what
4 he's testified about that you made a statement to the group of
5 homeowners in Ventura, California, which is what started their
6 investigation of you?
7 THE DEFENDANT: Right, 'cause he's saying that based
8 on a statement that I made to a group of people at my
9 seminar --
10 THE COURT: Yeah.
11 THE DEFENDANT: -- they deemed me a terrorist.
12 THE COURT: Right. So, okay. So -- but that's not
13 what's before us. So if you want to ask him anything that he
14 did in the investigation of you, you can do that. But I think
15 we're going far afield if we're talking about to what extent
16 people can avail themselves in raising self-defense. Does that
17 make sense?
18 So you can ask him what he did, what he knows, et cetera,
19 with regard to you.
20 Q (BY THE DEFENDANT:) Okay. So because I made that
21 statement, that somehow put me under your all radar --
22 A Yes, sir.
23 Q -- that I'm a violent man?
24 A Your criminal history indicated some degree of
25 concern for us and specifically with traffic violations and

1 traffic stops with local police officers as far as resisting
2 arrest. So, I mean, there are varying degrees of violence, but
3 you definitely concerned us, sir.
4 Q So you're saying that in my history, I have a
5 criminal history that is violent toward police officers?
6 A You were booked, I believe, several times in your
7 history for resisting officers.
8 Q With violence?
9 A I believe -- I don't have your criminal history in
10 front of me, but I believe several of them were without
11 violence. They were resisting without violence.
12 Q Okay. So I've protested, but it wasn't with
13 violence?
14 A Yes, sir.
15 Q So it was without violence?
16 A Yes, sir.
17 Q So there's nothing in my history that says I'm a
18 violent person?
19 A Yes, sir.
20 Q So -- 'cause you have access to my FBI file,
21 correct?
22 A Your criminal history, yes, sir.
23 Q Okay. So in my FBI file is there anything that's
24 designated in there that I'm a threat to police officers in
25 the --

1 A Yes, sir. Like I stated before, the threats and the
2 statements you made about taking police officers' lives was
3 very concerning for the FBI.
4 Q So if I'da said if a man breaks in my house and I'ma
5 protect my family --
6 THE COURT: Okay. So I'm not going to let you do
7 any hypotheticals 'cause that's not sort of what's before us
8 now. So if you want to talk about specifically what you said
9 or didn't say to this group of homeowners, you can ask
10 questions. But he's not here to answer hypotheticals. He's
11 here to answer what he saw, heard, or did.
12 Q (BY THE DEFENDANT:) Okay. So you all -- so it's
13 the policy of the FBI to label someone violent and a terrorist
14 based on a statement that they've made to a audience where it
15 was a hypothetical situation and it was a if this happens, then
16 this will happen? That's --
17 A No, sir, that's not our -- I mean, you -- what that
18 statement prompted was one of many prompters to our beginning
19 of our investigation of you and your activities in South
20 Florida and basically throughout the country.
21 Q So --
22 A We didn't label you a terrorist or a violent person.
23 I mean --
24 Q Well, that's in your -- so you seen my FBI report
25 that you have on me, correct?

1 A I don't understand what your question is, sir.
2 Q Like the FBI report that you all have on me. 'Cause
3 you got the police report and then you have an FBI report.
4 A We have a case file.
5 Q You have a case file?
6 A Yes, sir.
7 Q So in my case file is there any indication in there
8 that I am a violent man?
9 A No, sir.
10 Q So in my FBI file, it does not state for a law
11 enforcement officer when he approaches me to proceed with
12 caution and that I'm armed and dangerous? That's not in the
13 FBI report?
14 A I don't know the answer to that question, sir.
15 Q So once you get labeled a sovereign citizen, what is
16 the normal FBI protocol as far as dealing with that American?
17 A Well, we would examine the situation and the facts
18 and the subject and make a determination whether or not an
19 investigation of that person should ensue.
20 Q So have anyone ever charged me of being violent
21 toward them in your investigation?
22 A Your criminal history, sir, I don't believe so.
23 Q So I'm not a violent person in your criminal
24 history -- with my criminal history, but you all are
25 surveillancing me as if I am; is that correct?

1 A Yes, sir.
2 Q And that was based on a statement that I made which
3 it was actually, if you was at the seminar, it was based on a
4 Supreme Court case. Did you --
5 MR. SORENSON: Objection, Your Honor.
6 THE COURT: Okay. You can ask him if he knows what
7 you said.
8 THE DEFENDANT: Okay.
9 THE COURT: Yeah.
10 Q (BY THE DEFENDANT:) At the seminar --
11 A Yes, sir.
12 Q -- did you hear the whole statement what I said and
13 the Supreme Court ruling that I quoted before I made that
14 statement?
15 A No, sir.
16 Q Okay. So you're not familiar with the affidavit
17 that I sent to your office in Miami regarding resisting an
18 unlawful arrest of an officer? You not --
19 A I believe you sent several letters, specifically to
20 our Special Agent in charge, to our office certified mail. I
21 don't have the letters in front of me. I believe you made
22 several statements about, you know, various topics, sir.
23 Q Right. So would it be normal if someone -- say, I
24 sent you a letter and said, "Agent Lavelle, if you put your
25 hands on me, I'm going to kill you," would that be something

1 that you would file charges on?
2 A No, sir.
3 Q So I can write you a letter and tell you, "I'ma kill
4 you if you put your hands on me," and that's okay as an
5 official?
6 MR. SORENSON: Your Honor, again, objection on
7 relevance grounds. This is a mortgage fraud case. We're way
8 out of the --
9 THE DEFENDANT: Just to deal --
10 THE COURT: So I have to sustain the objection. So
11 you can ask him questions about his investigation of you and
12 how it relates to the charges against you in the District of
13 Hawaii, but we're wasting time and we're going far afield. So
14 ask another question.
15 Q (BY THE DEFENDANT:) Okay. When I was arrested by
16 the Broward sheriff office, why were you there? I know what
17 they were there 'cause what they charged me with. But why
18 would the FBI be there when they arrested me?
19 A You were currently under investigation by our
20 office.
21 Q Okay. And so you saw them take my badge, my
22 handcuff, and my ID when I got off the plane, correct?
23 A I saw that you were taken into custody and I saw the
24 badge and the handcuff and the ID on your person. And then
25 later at the Broward sheriff's office, I saw one of the

1 exhibits that were put up before here, the series of documents
2 and everything that we've talked about.
3 Q Okay. Did the Broward County sheriff's office
4 charge me with impersonation of a police officer?
5 A No, sir.
6 Q Did the FBI charge me with impersonation of a police
7 officer?
8 A No, sir.
9 Q Did Broward County sheriff's office charge me with
10 carrying a fake ID?
11 A No, sir.
12 Q Did the FBI charge me with carrying a fake ID?
13 A No, sir.
14 Q Did Broward County charge me with carrying
15 handcuffs?
16 A No, sir.
17 Q Did the FBI charge me with carrying fake handcuffs
18 or handcuffs?
19 A No, sir.
20 Q Is it a crime for a citizen to have their own
21 handcuffs?
22 A No.
23 Q Is it a crime for the citizen to go through TSA when
24 it's been approved by TSA to fly on an airplane with those
25 handcuffs?

1 A It is not.
2 Q Is it a crime if it's been cleared through TSA to
3 actually wear a sovereign peace officer badge on a plane?
4 A I don't believe so.
5 Q And did you call the Davidson Sheriff County Office
6 in Nashville to ask why they were the one to tell me how to get
7 a -- obtain a sovereign peace officer badge?
8 A I don't recall.
9 Q Did you call the law enforcement agency that
10 actually created the sovereign peace officer badge for me?
11 A Not to my recollection.
12 Q Do you know how long I've had this sovereign peace
13 officer badge?
14 A No, sir.
15 Q And what was the reason that the FBI confiscated my
16 Lexus in Miami?
17 A We applied for a search warrant for documents and
18 electronics that were inside.
19 Q And what was the probable cause for that?
20 A We had probable cause that evidence existed inside
21 the Lexus in the computers and hard drives that were in there
22 basically contained evidence of mortgage fraud documents.
23 Q And who notified you that I may have been committing
24 mortgage fraud in Florida?
25 A Who notified me?

1 Q Yes. 'Cause you would have someone who would have
2 to notify you and then you would investigate it, right?
3 A Well, I mean, when we began our investigation, it
4 didn't take long for us to realize there were several websites
5 attributed to you, U.S. Common Law and Mortgage Enterprise
6 Investments, where we saw a mortgage reduction scheme and we
7 believed you were engaged in activity in mortgage fraud.
8 Q So you based it on just going to my website and
9 looking at a website?
10 A Well, that and talking to homeowners in South
11 Florida. And basically it was our understanding that you were
12 engaged in mortgage fraud.
13 Q So you spoke with homeowners. Can you tell me
14 exactly or just give me an approximate number how many
15 homeowners did you all interview in Florida that were my
16 clients?
17 A I believe the number was around 15, sir.
18 Q So about 15. Do you know around approximately how
19 many clients total I have in Florida?
20 A No, sir.
21 Q Did you just interview the clients that are in
22 Miami-Dade or did you interview clients in other counties?
23 A I believe we tried to focus on the Southern
24 District, so it would include Dade and Broward counties.
25 Q So you didn't interview any other clients in any of

1 the upper counties like West Palm Beach or anything like that?
2 A My specific office, we may have. I can't recall --
3 cut leaves which is basically we ask other offices to conduct
4 interviews on our behalf, but I can't recall anything in any
5 other counties within Florida.
6 Q And you personally interviewed a lot of these
7 clients?
8 A I did.
9 Q And do you remember one client named Donna
10 Hickenbottom?
11 A I do.
12 Q And what color is she? What's her nationality?
13 A She's white.
14 Q She's white. And in your investigation, what was
15 her relation toward me and my company?
16 A She worked for you during a period of time and I
17 believe she was in a relationship with you.
18 Q So she worked for me. In your investigation, did
19 you see where she would file some of the documents like in the
20 county and things like that?
21 A Within the clerk's office, yes, sir.
22 Q And so you are familiar that before she came to work
23 with me that she was a client? Are you familiar with that?
24 A Yes, sir.
25 Q Okay. So -- so you're aware that I would go to

1 court with her and assist her?
2 A Yes, sir.
3 Q In fighting on foreclosures?
4 A Yes, sir.
5 Q Okay. Now, when you interviewed her, did she say
6 that she felt like I defrauded her or was defrauding her
7 or -- when you interviewed her?
8 A Her interview was a long time ago. I don't believe
9 she said that she was being defrauded by you because of various
10 reasons.
11 Q So any of the other homeowners in Florida that you
12 interviewed, did any of them call your office or come by your
13 office and make a complaint against me?
14 A No, sir.
15 Q When you visited them, did they make a complaint
16 after you visited them and say, Hey, this guy wronged us; he
17 did something fraudulent, or, He didn't do what he promised he
18 said he was going to do for us? Did any of them make that
19 statement to you?
20 A Yes, sir.
21 Q Which one made that statement to you?
22 A Hmm, the homeowners that come to mind are Shirley
23 Callington and Consuelo Garcia are the two that come to mind.
24 Q Them two said I didn't do what I said I was going to
25 do?

1 A Yes, sir.
2 Q And you have -- did you take a statement from them?
3 A I did.
4 Q And do you have that copy of that statement?
5 A Do I have it with me? No, sir.
6 Q Okay. So those are the only two that you said made
7 a complaint against me?
8 A I specifically remember them basically saying that
9 they -- that they gave you money and your promise to reduce
10 their mortgages by 50 percent and that promise was never
11 upheld.
12 Q And did they ask -- did they tell you why I couldn't
13 fulfill that promise?
14 A No, they didn't.
15 Q Okay. Don't you know why I couldn't fulfill that
16 promise?
17 A I believe I know why, yes, sir.
18 Q Because I was incarcerated 'cause you all
19 incarcerated me?
20 A That was not the answer I was going to give you,
21 sir.
22 Q Well, are you aware that I was incarcerated in 2013
23 for a rape and child molestation falsely?
24 A Yes, sir. It was out of state of Florida. Was it
25 at Georgia?

1 Q Right.
2 A Yes, sir.
3 Q So you're aware that the FBI is the one that tried
4 to fake my fingerprints to make me the perpetrator of that
5 crime?
6 A No, sir.
7 Q You weren't aware of that?
8 A No, sir, I wasn't.
9 Q So you didn't see the extradition video that's up on
10 YouTube?
11 A No. I'm sorry.
12 Q So during my incarceration, would it be fair to say
13 that I couldn't protect the homeowners 'cause I was
14 incarcerated during that time, so I couldn't service them
15 'cause I was obviously locked up fighting my criminal charge?
16 A I would not agree with that statement.
17 Q Okay. So if I'm locked up, how would I be able to
18 go to court and still defend their property rights if I'm
19 fighting my criminal case in a whole different state?
20 A Sir, you're not licensed to practice law or licensed
21 mortgage broker, so I don't know how you would have the ability
22 or the rights to reduce somebody's mortgage by 50 percent.
23 Q Okay. So now you say I'm not a licensed mortgage
24 broker?
25 A Yes, sir.

1 Q Did Broward initially charge me with unlicensed
2 mortgage broker charge?
3 A The initial charges, I can't recall.
4 Q So did the FBI charge me with unlicensed mortgage
5 broker?
6 A In the Southern District, no, sir.
7 Q In any district in Florida?
8 A Not to my recollection, sir.
9 Q And in your investigation, you -- what would the
10 specific federal charges that you were investigating me for
11 that you felt you had probable cause that my business was
12 committing in Florida?
13 A The specific charges would have been mail, wire, and
14 mortgage fraud for the Southern District. Excuse me.
15 Q So mail, wire, and mortgage fraud.
16 A Yes, sir.
17 Q And did you all ever charge me with mail, wire, and
18 mortgage fraud in Florida?
19 A No, sir.
20 Q Did you all receive any statements from any clients
21 that was written to your office stating that I committed fraud
22 against them, that I scammed them or defrauded them?
23 A No, sir.
24 Q And in your investigation, you found out that I got
25 offices in multiple states, correct?

1 A Yes, sir.
2 Q And do you know what those states were?
3 A As specifically off the top of my head, Hawaii,
4 here, and California, and perhaps Tennessee.
5 Q What about Texas?
6 A Yes, sir, Texas.
7 Q Were you one of the agents that searched my mom's
8 home, took her computer, took the files out of her home office?
9 A I was present, yes, sir.
10 Q Okay. So you know I had a office in Texas. Now, in
11 your investigation in your collaboration with the Texas FBI
12 office, how many clients in Texas filed charges against me, my
13 company, or my mother for fraud?
14 A I don't recall, sir.
15 Q You don't recall or you don't recall there's any?
16 A I don't recall that there's any.
17 Q In California, were you in contact with the FBI
18 agent or office there?
19 A Yes, sir, for specifically for the Ventura mortgage
20 event.
21 Q Okay. So of all my clients in California that I
22 have, how many clients in California filed any charges against
23 me or made a complaint against me or my company for mortgage
24 fraud or scamming them or anything like that?
25 MR. SORENSON: Your Honor, I'm going to object

1 because he keeps saying how many people filed charges and I
2 think that assumes some kind of legal conclusion. And it
3 infers that people filed charges. We just object to the form
4 of the question.
5 THE COURT: All right. Overruled.
6 Okay. If you understand the question, you can answer it.
7 THE WITNESS: Okay. No -- no victims in California,
8 to my knowledge and recollection.
9 Q (BY THE DEFENDANT:) Okay. And so you know that
10 upon your investigation, I also have an office in Tennessee,
11 correct?
12 A Yes, sir.
13 Q And you know I been -- you know how long I been in
14 Tennessee? Do you know about the time frame I was in Tennessee
15 before I came to the other states?
16 A Yes, sir, I was aware of that.
17 Q Okay. So you know I was in Tennessee around 2009 --
18 since 2009?
19 A Perhaps, yes, sir.
20 Q Okay. And so you're aware that the FBI office in
21 Nashville also did the same thing that you all did in Florida
22 and had my mortgage company and my common law office under
23 investigation, federal investigation? You're aware of that
24 too, correct?
25 A Yes, sir, I was.

1 Q Okay. And are you aware that one of your agents --
2 fellow agents named Joe Craig was calling around my clients and
3 telling them that I'm a crook, I'm a fraud, I'm not a real
4 minister? Are you aware that he was doing that?
5 A No, sir.
6 Q Did you see the YouTube video that I posted of this
7 confrontation with that FBI office, confronting about them
8 defaming my character and slandering my name, saying I'm a
9 crook, saying my mortgage company is fraudulent? Did you get
10 to view that video that's on YouTube?
11 A I don't recall viewing that video, sir.
12 Q In your communication with the Nashville office, did
13 they tell you that they ever filed any charges since 2009
14 against me, my company, or any of my employees for mortgage
15 fraud, mail fraud, wire fraud, bank fraud, or money laundering?
16 A They did not file charges.
17 Q Okay. So in your investigation, the only state
18 that's ever filed any charges, federal charges against me, is
19 the state of Hawaii; is that correct?
20 A Yes, sir.
21 Q Okay. And are you aware of the federal lawsuit that
22 I had previously filed against you and Agent Crawley?
23 A A federal lawsuit?
24 Q Yes, in 2014 and 2016.
25 A Well, we didn't know each other, I believe, in 2014,

1 but I was not aware that you had a federal lawsuit against me.
2 Q So you was never served at your office that federal
3 lawsuit?
4 A No, sir.
5 Q And in Florida, who told you that I was committing
6 these -- or possibly committing these federal crimes? Like,
7 did you get an anonymous tip? Or did a client come by and say,
8 Hey, this guy's going this?
9 A No, sir. As I said before, it was just basically we
10 viewed your website and Common Law Office of America and your
11 status as a private attorney general, Mortgage Enterprise
12 Investments; it seemed pretty clear to us what was going on
13 from viewing the websites that were attributed to you.
14 Q So you can tell from a website whether somebody's
15 committing a crime or not?
16 A No, you can't. It's a part of an investigation,
17 it's a piece of evidence.
18 THE DEFENDANT: Can I get the government exhibit of
19 my badge and handcuffs? I don't know what number that was.
20 THE COURT: The photograph?
21 THE DEFENDANT: Yeah, the photograph.
22 THE COURT: I believe that's 604.
23 THE DEFENDANT: That's 604. Now, he's going to have
24 to actually get the actual ID so he can look at 'cause it don't
25 have a picture on the back side of it on here. But I want him

1 to look at the back side of the --

2 THE COURT: Is that still up with you?

3 THE DEFENDANT: The ID.

4 THE COURT: Yeah. So is that the badge or the ID?

5 THE DEFENDANT: The ID.

6 THE COURT: The ID. So that's 505. Do you want him

7 to look at that?

8 THE DEFENDANT: Yes.

9 THE COURT: Okay.

10 Q (BY THE DEFENDANT:) On the back of the ID, what

11 does it say at the top? What's written at the top?

12 A "U.S. Congress codified the private attorney general

13 principal into law with the enactment of the Civil Rights

14 Attorney's Fees Award Act of 1976, 42 U.S.C., 1988."

15 Q And what else is written on there?

16 A "Senate report No. 94-9011."

17 Q Does anywhere on there say FBI number on there? Do

18 you see where it says, Do not detain --

19 A "Do not detain. Do not arrest. FBI number."

20 Q Okay. And can you identify if that's the real FBI

21 number that you all have for me?

22 A I cannot.

23 Q You cannot verify it?

24 A I don't have your FBI number memorized, sir.

25 Q You all don't have it --

1 A Memorized, no, sir.
2 Q So if I went to the FBI office and I handed you that
3 ID, would you let me in the FBI office with that ID?
4 A No, sir.
5 Q You wouldn't?
6 A No, sir.
7 Q So if your other colleagues and your superiors let
8 me in with that ID, would you say they were breaking the law or
9 breaking your policy?
10 A I would say it would be a lapse in judgment on their
11 part. Perhaps, you know, this identification badge seems to
12 look legitimate when it's not. So maybe if they were to
13 inspect it more closely, they would realize that it's a
14 fabrication.
15 Q So -- so you're saying that your office -- your
16 colleagues, your FBI colleagues are incompetent?
17 A No, sir.
18 Q So they don't understand if a ID that's been handed
19 to them is valid or not?
20 A I'm not sure of your question, sir.
21 Q You don't understand the question?
22 A No, sir.
23 THE COURT: No. So he's answered that if colleagues
24 did allow entrance using such an ID badge, he would question
25 their judgment. So ask another question. Move on.

1 Q (BY THE DEFENDANT:) So you would question one
2 agent's judgment or all agents' judgments?
3 THE COURT: For what?
4 THE DEFENDANT: For letting me in with that ID,
5 'cause it's not just one.
6 THE COURT: Well, that's assuming facts not in
7 evidence 'cause we don't know that that ever happened.
8 Second is that he's already answered that question. He
9 would -- he would question their judgment if they allowed
10 entrance with a badge like that. He's already testified to
11 that, so ask him another question.
12 Q (BY THE DEFENDANT:) Okay. So you have a training
13 that's superior to your colleagues that you can identify what's
14 fake and they can't?
15 A No, sir.
16 Q So you all have the same training, so if you would
17 identify something as fake, one of your colleagues most likely
18 be able to identify something as fake, correct?
19 A We do not get fake identification badge training, if
20 that was your question.
21 Q Okay. So in order for me to come to the Miami
22 office, which I did. I came --
23 THE COURT: Okay. You can't testify with regard to
24 that. That's not something he has personal knowledge. So you
25 need to ask a question in a different area.

1 Q (BY THE DEFENDANT:) But if I came to the office --
2 THE COURT: No. He did not go -- see you come into
3 any FBI office. So he can only testify what he saw, what he
4 did, what he told people, what he heard.
5 So you can't give him a hypothetical, If you did this,
6 then what would you do? Okay?
7 So you need to ask him a question about his investigation
8 or what he saw with regard to you at the airport or any other
9 place.
10 Q (BY THE DEFENDANT:) So if you're asserting that the
11 ID is fake, why didn't you charge me with carrying a fake
12 federal ID and I have a FBI number on there?
13 A Well, I -- I don't know the specific United States
14 Code for fake ID. I'm not exactly sure the violation. I have
15 some recollection of using a false federal credentials for
16 monetary gain, but the decision of prosecution over a fake ID
17 was not made by me.
18 Q So you're saying that it's fake, but I haven't been
19 charged with it in any jurisdiction, whether it was state
20 or --
21 THE COURT: Well, again, you can't testify. So he
22 can just tell you what he did, and what he's telling you is
23 that he's not responsible for deciding what criminal charges to
24 bring. He does the investigation and then he turns it over to
25 the U.S. Attorneys.

1 So ask him a question about what he did or didn't do.
2 Q (BY THE DEFENDANT:) Okay. So when you completed
3 your investigation with -- how many other agents did you
4 investigate me with in Florida?
5 A The other agents -- there was -- I mean, our squad,
6 my squad has approximately seven special agents. I was the
7 lead case agent for your investigation.
8 Q And that was for mortgage fraud?
9 A No. I was assigned to the domestic terrorism squad
10 at that time, sir.
11 Q Okay. So when did -- where did the mortgage fraud
12 come in?
13 A Well, there was a -- what we call a parallel
14 investigation for mortgage fraud activities that was run of the
15 Miami division's mortgage fraud squad, and my squad tried to
16 focus on if there was any threats of basically force or
17 violence of yourself.
18 Q So you assessed that I was violent?
19 A No, sir.
20 Q So at the conclusion of your investigation, your
21 office declined prosecution, correct?
22 A Not my office. The U.S. Attorney's Office, sir.
23 Q Well, the U.S. Attorney's Office in Florida declined
24 prosecution?
25 A Yes, sir.

1 Q Your office also declined -- can I show him this
2 Miami office report?
3 THE COURT: So that's -- that's his report?
4 THE DEFENDANT: This is from -- it was drafted by --
5 THE COURT: Well, is it an exhibit?
6 THE DEFENDANT: Yes, it's an exhibit, Exhibit 2137.
7 THE COURT: Okay. So we'll put that in front of him
8 and then you can ask him, without reading the contents, if he
9 recognizes it.
10 THE DEFENDANT: Okay.
11 MR. ISAACSON: It's a new exhibit.
12 THE COURTROOM MANAGER: Your Honor, it's not here.
13 MR. ISAACSON: It's a new exhibit.
14 THE COURT: Oh.
15 MR. SORENSON: It has not been introduced, Your
16 Honor.
17 THE COURT: I know it hasn't been received. But do
18 you have a copy of it?
19 THE DEFENDANT: Yes, right here.
20 THE COURT: Mr. Sorenson?
21 MR. SORENSON: We have a copy, I believe.
22 THE COURT: So --
23 MR. SORENSON: I'm sorry. We don't have one. I
24 thought it was in our books 'cause it has a number on it.
25 MR. ISAACSON: We showed it to you.

1 MR. SORENSON: Not drafted by the witness, Your
2 Honor.
3 THE COURT: Okay. So do you have any objection to
4 the witness being shown the document --
5 MR. SORENSON: No.
6 THE COURT: -- see if he recollects it?
7 MR. SORENSON: Not to refresh recollection, but --
8 THE COURT: Okay. So why don't you give a copy to
9 Ms. Elkington and we will put that in front of the -- not
10 we -- she will put that in front of the witness.
11 So, Agent Lavelle, do you recognize this document?
12 Q (BY THE DEFENDANT:) Is that an authentic --
13 THE COURT: No. I'm sorry. I asked him a question,
14 so wait. Wait.
15 THE DEFENDANT: Okay.
16 THE COURT: I'm just asking if he recognizes it.
17 THE WITNESS: I recognize it as a FBI document, yes,
18 Your Honor.
19 THE COURT: All right. So ask him a question about
20 it.
21 Q (BY THE DEFENDANT:) Okay. And are you familiar
22 with the Agent Leonard Fuella? How you pronounce that?
23 Fuella?
24 A He's a -- he would be a supervisor of the squad of
25 mortgage fraud with the Miami division.

1 Q Okay. So is he your direct supervisor or he just a
2 supervisor?
3 A He is a supervisor of the mortgage fraud squad and I
4 was not on that squad.
5 Q Okay. And it was his determination --
6 MR. SORENSON: Objection, Your Honor. I think he's
7 about to tell what the content of this is.
8 THE DEFENDANT: No. I'm asking him a question.
9 THE COURT: Right, no. So -- so let me just ask a
10 question.
11 So, Agent Lavelle, are you -- were you involved at all in
12 whatever the subject is of that document? Did you have input?
13 Did you participate in making --
14 THE WITNESS: I did not participate in making this
15 document, but the declination of the U.S. Attorney's Office for
16 prosecution was made for a variety of reasons, if that's what
17 we're getting at.
18 THE COURT: Okay. So you can ask him -- he
19 obviously knows that the U.S. Attorney's Office for that
20 district for Florida declined prosecution.
21 THE DEFENDANT: Okay.
22 THE COURT: So do you want to ask him about that?
23 But this document, he didn't produce it, and, you know, he
24 didn't participate in direct input. It's a different division.
25 THE DEFENDANT: Okay.

1 THE COURT: But he knows that they declined
2 prosecution. That seems to be your point.
3 THE DEFENDANT: Okay.
4 THE COURT: So you can ask him a question about
5 that.
6 THE DEFENDANT: Okay. Can I have this published?
7 THE COURT: No.
8 THE DEFENDANT: To --
9 THE COURT: No.
10 THE DEFENDANT: -- into evidence?
11 THE COURT: 'Cause he can't authenticate it. But
12 you can ask him about the subject of that, which is your point,
13 right? That they declined prosecution?
14 THE DEFENDANT: Right.
15 Q (BY THE DEFENDANT:) Did you talk to any agents in
16 the New York office about my office in New York?
17 A I don't recall.
18 Q Did you talk to any agents in Illinois about my
19 office in Illinois?
20 A I don't recall.
21 THE DEFENDANT: Okay. I don't have no more
22 questions.
23 THE COURT: All right. Thank you.
24 MR. SORENSON: I have some redirect and cross, Your
25 Honor, but I won't be long.

1 THE COURT: All right. Very good. You got 6 more
2 minutes.
3 REDIRECT EXAMINATION
4 BY MR. SORENSON:
5 Q Special Agent Lavelle, you testified on direct exam
6 with respect to the idea or concept of other states filing
7 charges. Do you remember that?
8 A Yes, sir.
9 Q I think the question might have been something like,
10 So Hawaii's the only state that's ever filed charges. Do you
11 remember that question?
12 A Federal charges, yes, sir.
13 Q Okay. Well, you didn't say federal charges at the
14 time.
15 A I believe the question was federal charges.
16 Q Okay. Were there charges filed in any other state?
17 A Yes, sir.
18 Q What charges were filed in another state?
19 A In the state of Florida --
20 THE DEFENDANT: Objection. Beyond the scope.
21 THE COURT: All right. Overruled. You asked him
22 about charges filed in other areas, so opened the door.
23 All right. So the question -- you can finish your answer.
24 Q (BY MR. SORENSON:) Do you have personal knowledge
25 of other charges being filed?

1 A Yes, sir.
2 Q And did you, in fact, testify at a trial where other
3 charges were litigated?
4 A Yes, sir.
5 Q And who were those charges filed against?
6 A Anthony Troy Williams.
7 Q And do you recall what those charges were?
8 A They were grand theft and filing false documents and
9 I believe identity theft.
10 Q Are you familiar with the circumstances under which
11 the grand theft charges were brought?
12 A Yes, sir.
13 Q Were they related to mortgage fraud?
14 A Yes, sir.
15 Q Were they related to his -- his mortgage fraud -- or
16 mortgage reduction plan as you've described it?
17 A Yes, sir.
18 Q And was it this plan to reduce mortgages by
19 one-half?
20 A Yes, sir.
21 Q And -- and -- but in Florida, the state of
22 Florida -- was it Broward County?
23 A Yes, sir.
24 Q He was charged with grand theft based on that; is
25 that correct?

1 A Yes, sir.
2 THE DEFENDANT: Objection.
3 Q (BY MR. SORENSON:) Did the victims --
4 THE COURT: Wait. I'm sorry. So your objection is?
5 THE DEFENDANT: Improper impeachment by Rule 609.
6 THE COURT: All right. So you opened the door with
7 regard to charges being brought on the mortgage-related. So
8 I'm going to overrule on that basis.
9 Q (BY MR. SORENSON:) Mr. Williams also asked you a
10 lot of questions about people complaining about him; is that
11 correct?
12 A Yes, he did, sir.
13 Q And were there homeowners involved with respect to
14 those grand theft charges?
15 A There were.
16 Q And did they have complaints?
17 A They testified about Mr. Williams's activities in
18 mortgage.
19 THE DEFENDANT: Objection. Hearsay.
20 THE COURT: All right. Overruled.
21 Okay. Next.
22 Q (BY MR. SORENSON:) And did they testify that he had
23 offered them this same scheme to --
24 THE DEFENDANT: Objection. That's leading and
25 hearsay.

1 THE COURT: Okay. Sustained.
2 Q (BY MR. SORENSON:) What did they testify about?
3 A They testified about Mr. Williams acting as a
4 private attorney general and being able to reduce their --
5 THE DEFENDANT: Objection. Again, hearsay and
6 that's not what they testified.
7 THE COURT: Okay. Well, you didn't object to the
8 question. He already began his answer, so next question.
9 Q (BY MR. SORENSON:) Is -- can he finish the answer,
10 Your Honor?
11 THE COURT: No, 'cause it is hearsay. So ask him
12 another question. But his answer to that point will stand.
13 Q (BY MR. SORENSON:) Okay. So -- and you testified
14 in this trial yourself; is that correct?
15 A I did, sir.
16 Q And are you familiar with what happened in that
17 trial?
18 A I am.
19 Q And what happened?
20 A Mr. Williams was found guilty.
21 Q Was Mr. Williams seated here in courtroom -- the
22 courtroom today convicted of grand theft there?
23 A Yes, he was.
24 Q All right. And was he also charged any time in
25 Florida with the unauthorized practice of law?

1 A He was.
2 Q And do you know what that was related to?
3 A It was related to him -- his activities of
4 pretending to be a board certified -- a Florida bar certified
5 attorney.
6 Q Okay. And was it in the context of representing
7 people?
8 A Yes, sir.
9 Q And was that in court proceedings?
10 A It was.
11 Q What types of court proceedings? Do you know?
12 A Foreclosure proceedings.
13 Q Do you know how many counts he was convicted of with
14 the unauthorized practice of law?
15 A I don't recall.
16 THE DEFENDANT: Improper 609.
17 THE COURT: All right. Overruled.
18 Q (BY MR. SORENSON:) Are you familiar with whether he
19 was convicted?
20 A Sir, there were actually several trials for
21 Mr. Williams. One trial I believe resulted -- it was a hung
22 jury and then there was a second trial. So I don't have all
23 those charges.
24 Q All right. If you don't know for sure, don't
25 testify to it, okay?

1 A All right.
2 Q But was he charged with the unauthorized practice of
3 law?
4 A He was, yes, sir.
5 Q And was he convicted of grand theft in Florida?
6 A He was.
7 Q Was that in Broward County, Florida?
8 A It was.
9 Q And was that related to a mortgage reduction --
10 A It was, yes, sir.
11 Q -- operation?
12 A Yes, sir.
13 MR. SORENSON: Thank you, Your Honor. That's all I
14 have.
15 THE COURT: All right. Do you have any other
16 questions?
17 THE DEFENDANT: Yes.
18 THE COURT: Okay. We have literally one minute
19 left. So I promised them that I would finish by 2:00.
20 THE DEFENDANT: May I start tomorrow then?
21 THE COURT: So, well -- so if you can come up to the
22 microphone. How many -- how much more? 'Cause you --
23 THE DEFENDANT: It's going to be --
24 THE COURT: -- would have had the right --
25 THE DEFENDANT: It's going to be more than one

1 minute 'cause he opened up the --

2 THE COURT: Understood. So it'd be more than five

3 minutes?

4 THE DEFENDANT: Yes.

5 THE COURT: All right. Then I'm going to excuse the

6 jury.

7 All right. So, ladies and gentlemen, I'm going to excuse

8 you for the day. As I promised you at the beginning, you'll be

9 released by 2 o'clock and it is 2 o'clock.

10 So please leave your things behind with regard to the iPad

11 and your notebook. Of course, don't discuss the case with

12 anyone or allow anyone to discuss it with you. Don't research,

13 Google, or otherwise investigate any of the witnesses or

14 issues. And, of course, don't engage in any social media and

15 don't read, listen to, or watch any media account, should there

16 be any.

17 I wish you a very good evening on behalf of Mr. Williams

18 and all of us here. You are excused for the day.

19 Please rise for the jury.

20 (Open court out of the presence of the jury.)

21 THE COURT: All right. The record will reflect that

22 the jury's no longer present. Present are the witness and the

23 attorneys and Mr. Williams.

24 I apologize, Agent Lavelle; you're going to have to come

25 back tomorrow morning.

1 THE WITNESS: It's okay.
2 THE COURT: Part of the job.
3 THE WITNESS: Thank you.
4 THE COURT: You're excused for today. Please don't
5 talk to anybody about your testimony or until the completion of
6 your testimony.
7 Okay. So any issues that we need to take up before we --
8 THE DEFENDANT: Yes.
9 THE COURT: What is it, Mr. Williams?
10 THE DEFENDANT: Do I have to wait till he leave
11 or --
12 THE COURT: Yes, that's a good idea.
13 All right. The record will reflect that Agent Lavelle's
14 no longer in the courtroom.
15 Mr. Williams.
16 THE DEFENDANT: Yeah. I asked him about federal
17 charges. I didn't ask him about state charges. Since he
18 brought up those state charges, I have the trial transcript for
19 the whole trial 'cause he just lied on the stand and said that
20 it was for mortgage reduction and that's not what the trial was
21 about.
22 THE COURT: Well, you can -- you can try to impeach
23 him if he gave a statement under oath in the transcript. If
24 it's just -- he didn't testify at it, then you can't confront
25 him with other people's testimony.

1 THE DEFENDANT: But, no, he -- what he stated, he
2 stated that the trial was about mortgage fraud and that was not
3 the trial -- what the trial about.
4 THE COURT: Okay. And you can ask him about that
5 and confront him with that, like, with it. I'm not going to
6 put the entire trial transcript in evidence because the
7 majority of that's going to be irrelevant, but you can show him
8 and ask him to review a part of it or whatever and, you know,
9 Does that refresh your recollection? It had nothing to do with
10 mortgage reduction or what have you.
11 THE DEFENDANT: Well, see, he wouldn't have been
12 sitting in the rest of the trial, you know. He only sat in his
13 portion. So he don't know what was testified, and so he's
14 making a comment that what was testified to by the -- and there
15 was no victim. There was no homeowner that made a complaint.
16 That was not what the charge was.
17 THE COURT: Okay. So you can ask him what he
18 understands the charge was. He's testified what he testified
19 about and if you believe that he's mistaken or lying or what
20 have you, you can point out to him, for instance, Isn't it true
21 it was about identification theft? -- or whatever. I'm not
22 sure what the case was about. I just used that as an example.
23 And if he says -- and not mortgage refinancing, or what
24 have you, and see what his answer is. If he agrees with you,
25 then we move on. If he doesn't agree with you, then you may

1 want to show him something and have him take a look at it, ask
2 him if that refreshes his recollection that, in fact, the trial
3 was about something else.
4 Okay. But I'm not going to let the whole trial transcript
5 in evidence because it's not relevant to the issues in this
6 case. It's going to introduce a lot of other stuff that may
7 confuse the jurors.
8 THE DEFENDANT: I mean, that -- what he said would
9 confuse them already what he said because now they're thinking
10 that that's what I was charged with and that's not. And then
11 he said identity theft. I was not charged -- that has nothing
12 to do with identity theft. I never been charged or even --
13 THE COURT: I don't know. So you can cross-examine
14 him on that. So I will let you do that, okay?
15 And then I believe we'll be finished after Mr. Williams
16 has an opportunity to question.
17 But with regard to your -- I don't know if you're raising
18 an issue about the trial transcript. I'm not going to receive
19 it into evidence for the reasons I've stated.
20 Are there any other issues that you want to bring up
21 before we recess for the day?
22 MR. ISAACSON: Just list tomorrow's witnesses for
23 the government.
24 THE DEFENDANT: Yeah, a list of witnesses.
25 THE COURT: All right. So Mr. Sorenson has handed

1 over a Post-it and it lists, I assume --
2 MR. SORENSON: We spare no expense.
3 THE COURT: Yes, you're a very generous man,
4 Mr. Sorenson.
5 All right. So anything else that we need to address with
6 regard to witnesses or evidence?
7 MR. SORENSON: Not at this time, Your Honor.
8 Oh, one housekeeping.
9 THE COURT: Yes.
10 MR. SORENSON: Your Honor, I just want to make sure
11 I understand. Mr. Williams is going to question Agent Lavelle
12 tomorrow. Is the Court's practice not to allow either a
13 rebuttal or surrebuttal questioning in case there's some area
14 that he goes into that he opens up?
15 THE COURT: Right. So it's a little confusing
16 'cause he's doing cross and direct, right?
17 MR. SORENSON: Right.
18 THE COURT: And you're doing redirect and cross. So
19 my intention is to let Mr. Williams finish his questioning and
20 then excuse the witness. If, however, you feel that something
21 has come up that is, you know, misleading or that's new, then
22 I'll let you make -- state your case after he concludes outside
23 the presence of the jury and then I'll decide whether or not
24 you can ask him more questions.
25 MR. SORENSON: Your Honor, I don't intend to come

1 back up. If I want to, it's probably because I feel strongly
2 that there is something and I will assure the Court that I will
3 be just as fast as I was here.
4 THE COURT: All right. So, yeah, I'm less concerned
5 about time than I don't know how much relevance really Agent
6 Lavelle has, and I'm sure there are other witnesses who are
7 going to speak more directly as to the allegations in the case.
8 All right. If nothing further then, Mr. Williams, you're
9 remanded back to the custody of the U.S. Marshals Service, and
10 I wish everyone a very good evening.
11 MR. ISAACSON: May I remain with Mr. Williams for a
12 brief time?
13 THE COURT: You may. I have -- so, yes.
14 15 minutes, should that be sufficient? 10 minutes?
15 MR. ISAACSON: Yes, Your Honor.
16 THE COURT: Okay. Very good. We're in recess.
17 Thank you.
18 (Proceedings adjourned at 2:07 P.M. until
19 Thursday, February 6, 2020, at 8:30 A.M.)
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COURT REPORTER'S CERTIFICATE

I, DEBRA READ, Official Court Reporter, United States District Court, District of Hawaii, do hereby certify that pursuant to 28 U.S.C. §753 the foregoing is a complete, true, and correct transcript of the stenographically reported proceedings held in the above-entitled matter and that the transcript page format is in conformance with the regulations of the Judicial Conference of the United States.

DATED at Honolulu, Hawaii, March 25, 2020.

/s/ Debra Read

DEBRA READ, CSR CRR RMR RDR