

1 (WEST PALM BEACH, PALM BEACH COUNTY, FLORIDA; JULY 1, 2013, IN
2 OPEN COURT.)

3 THE COURT: GOOD MORNING, EVERYBODY.

4 WOULD YOU GO AHEAD AND CALL THE CASE, PLEASE?

5 THE CLERK: YES, SIR.

6 CALLING THE CASE OF UNITED STATES OF AMERICA VERSUS

7 ROGERIO CHAVES SCOTTON, CASE NUMBER

8 12-60049-CR-ROSENBAUM/MATTHEWMAN, SUPERSEDING.

9 THE COURT: YES. IF WE COULD HAVE APPEARANCES FROM
10 COUNSEL STARTING WITH THE GOVERNMENT.

11 MS. MITRANI: THANK YOU, YOUR HONOR. BERTHA MITRANI
12 ON BEHALF OF THE UNITED STATES. WITH ME AT COUNSEL TABLE IS
13 SPECIAL AGENT ROY VAN BRUNT WITH THE FBI.

14 THE COURT: ROY VAN BRUNT?

15 MS. MITRANI: YES, YOUR HONOR.

16 THE COURT: ALL RIGHT. GOOD MORNING, MISS MITRANI AND
17 AGENT VAN BRUNT.

18 AGENT VAN BRUNT: GOOD MORNING, YOUR HONOR.

19 MR. ADELSTEIN: AND, GOOD MORNING, YOUR HONOR. STUART
20 ADELSTEIN ON BEHALF OF MR. SCOTTON WHO IS PRESENT. AND SITTING
21 NEXT TO MR. SCOTTON IS MY INVESTIGATOR REGINALD HOPE.

22 THE COURT: ALL RIGHT. AND, GOOD MORNING,
23 MR. ADELSTEIN AND MR. HOPE.

24 AND, GOOD MORNING, MR. SCOTTON.

25 ALL RIGHT. NOW, THIS MATTER WAS SET DOWN TODAY ON --

1 FOR A HEARING ON SEVERAL DIFFERENT MOTIONS.

2 ONE WAS A MOTION FOR BOND, WHICH IS DOCKET ENTRY 75.

3 ONE WAS A MOTION FOR A REASONABLE BOND, WHICH IS DOCKET ENTRY

4 NUMBER 77. ANOTHER WAS THE GOVERNMENT'S MOTION TO STRIKE THE

5 PRO SE PLEADINGS, DOCKET ENTRY 79. AND THEN A MOTION TO

6 WITHDRAW AS COUNSEL FILED BY MR. ADELSTEIN AT DOCKET ENTRY 83.

7 AND EVEN THOUGH I UNDERSTAND THE GOVERNMENT'S POSITION

8 HAS BEEN SINCE THE DEFENDANT IS REPRESENTED BY COUNSEL THE

9 PRO SE BOND MOTIONS SHOULD BE STRICKEN. THE ISSUE HERE SEEMS

10 TO THE COURT TO BE MORE ONE OF AN ISSUE REGARDING COUNSEL. SO,

11 IN AN ABUNDANCE OF CAUTION WE WANTED TO SET THE MATTER DOWN FOR

12 A HEARING AND WE CAN ADDRESS THE BOND ISSUES, BUT WE CAN ALSO

13 ADDRESS WHAT I PERCEIVE TO BE A MORE COMPELLING ISSUE WHICH IS

14 THE COUNSEL ISSUE.

15 SO, I THINK WE PROBABLY CAN PROCEED PROBABLY ON SOME

16 OF THIS. HOWEVER, I WANT TO TELL MR. ADELSTEIN AND MR. SCOTTON

17 THAT CERTAIN MATTERS WHICH MAY DEAL WITH THE MOTION TO WITHDRAW

18 BY MR. ADELSTEIN MAY BE MATTERS THAT HAVE TO BE HELD ON A

19 SEALED EX PARTE BASIS, THAT IS, WITHOUT THE PRESENCE OF THE

20 GOVERNMENT.

21 SO, IN OTHER WORDS, WHAT I WANT TO TELL YOU IS, WE ARE

22 GOING TO PROCEED, START OUT THE HEARING IN A PUBLIC FORUM, IT

23 IS NOT SEALED.

24 HOWEVER, AT ANY POINT, MR. ADELSTEIN, THAT YOU WANT TO

25 PROCEED IN A SEALED EX PARTE BASIS SO AS NOT TO DISCLOSE ANY

1 ATTORNEY/CLIENT PRIVILEGES OR WORK PRODUCT, OR AT ANY POINT
2 MR. SCOTTON YOU WISH TO PROCEED ON A SEALED EX PARTE BASIS SO
3 AS NOT TO DISCLOSE ANY ATTORNEY/CLIENT PRIVILEGE OR WORK
4 PRODUCT THEN YOU COULD GO AHEAD AND DO THAT. BUT I THINK WE
5 CAN AT LEAST GET STARTED ON THE RECORD.

6 MR. ADELSTEIN: AND I APPRECIATE THAT, YOUR HONOR. I
7 THINK THE ISSUE OF BOND WE CAN DO PUBLICLY.

8 THE COURT: RIGHT.

9 MR. ADELSTEIN: AND, SO --

10 THE COURT: YES. PLEASE GO AHEAD.

11 WHY DON'T WE DEAL FIRST OF ALL THE MOTION FOR BOND AT
12 DOCKET ENTRY 75 FOR REASONABLE BOND, AND DOCKET ENTRY 77, AND
13 THE GOVERNMENT'S MOTION TO STRIKE THE PRO SE PLEADINGS AT
14 DOCKET ENTRY 79. AND I WILL GO AHEAD AND START WITH
15 MR. ADELSTEIN.

16 MR. ADELSTEIN: SO THE COURT KNOWS I AM NOT ADOPTING
17 THOSE MOTIONS FOR BOND. AND THE REASON I AM NOT ADOPTING THOSE
18 MOTIONS FOR BOND IS THE FACT THAT WHEN I WAS APPOINTED IN
19 JANUARY I BELIEVE OF 2013, I BELIEVE THE ISSUE OF BOND WAS
20 DISCUSSED AND RULED UPON BOTH BEFORE MAGISTRATE JUDGE SNOW ON
21 MARCH 29TH, 2012. AGAIN BY JUDGE WILLIAMS ON MAY 10TH OF 2012.
22 AND ALTHOUGH I DO NOT HAVE THE TRANSCRIPT OF THAT I BELIEVE
23 JUDGE ROSENBAUM ALSO RAISED THAT ISSUE.

24 THAT ISSUE WAS RAISED AND SHE RATIFIED JUDGE WILLIAMS'
25 ORDER INDICATING THAT UNTIL AND IF SOMEONE COMES UP TO PLATE

1 WITH A CORPORATE SURETY BOND, BOND WOULD NOT BE ARGUED. AND,
2 IN FACT, I COULD REFER TO THE PAGES OF THE VARIOUS TRANSCRIPTS
3 BUT I DON'T THINK IT IS NECESSARY BUT --

4 THE COURT: I HAVE THE TRANSCRIPT OF THE HEARING HELD
5 ON MAY 10TH, 2012 BEFORE JUDGE WILLIAMS.

6 MR. ADELSTEIN: AND AT PAGE 16 AND 17 IS WHERE SHE
7 PRETTY MUCH SAYS, I BELIEVE, THERE WILL BE NO PERSONAL SURETY.
8 IF THERE IS EVER GOING TO BE A BOND IN THIS CASE SOMEBODY IS
9 GOING TO HAVE TO COME -- GOING TO HAVE TO PUT UP THEIR HOME,
10 AND THERE WILL BE A CORPORATE SURETY. THAT WAS ON PAGE 16,
11 LINES 17 AND 19, AND LINES 21 THROUGH 20 SEVEN.

12 MAGISTRATE JUDGE SNOW ON MARCH 29TH MADE A FINDING ON
13 PAGE 54 AND 55 ORDERING DETENTION IN THAT BRAZIL IS NOT GOING
14 TO EXTRADITE IS THE BOTTOM LINE, AND SHE DID NOT WANT TO HEAR
15 ANY OTHER ARGUMENT.

16 SO, WHEN I CAME ON THE CASE IN JANUARY IT WAS MY
17 OPINION THAT THAT HAD BEEN ARGUED THREE TIMES. IT IS USUALLY
18 ARGUED TWO, I THINK MR. SCOTTON GOT THE ADVANTAGE OF A THIRD
19 RULING ON THAT SAME ISSUE.

20 SO, THAT IS WHY I AM NOT ADOPTING ANY MOTION FOR BOND.
21 THAT'S WHY I HAVE NOT FILED ANY MOTION FOR THE COURT TO
22 CONSIDER BOND. I DO HAVE SOME COMMENTS ON THE DOCUMENTS THAT
23 WERE FILED BY MR. SCOTTON PRO SE BY HIS PARENTS DEALING WITH
24 THAT, AND I DON'T KNOW IF THE COURT WANTS TO HEAR ABOUT THAT.

25 THE COURT: WELL, THAT MAY BE SOMETHING THAT WE WANT

1 TO ADDRESS ON THE EX PARTE BASIS.

2 MR. ADELSTEIN: YES.

3 THE COURT: BUT LET ME ASK YOU A FEW QUESTIONS,
4 MR. ADELSTEIN.

5 HOW LONG HAVE YOU BEEN PRACTICING LAW?

6 MR. ADELSTEIN: TOO LONG. NOW YOU ARE GOING TO MAKE
7 ME FEEL OLD. SINCE 1977, 36 YEARS I THINK THAT IS, GIVE OR
8 TAKE A FEW MONTHS.

9 THE COURT: SO, YOU HAVE BEEN PRACTICING LAW 36 YEARS.

10 MR. ADELSTEIN: YES, SIR.

11 THE COURT: AND HOW MUCH OF YOUR WORK IS CRIMINAL?

12 MR. ADELSTEIN: ALL.

13 THE COURT: ARE YOU BOARD CERTIFIED.

14 MR. ADELSTEIN: NO.

15 THE COURT: AND DO YOU PRIMARILY CASES IN STATE AND
16 FEDERAL COURT HERE IN THE SOUTHERN DISTRICT OF FLORIDA?

17 MR. ADELSTEIN: YES.

18 THE COURT: CAN YOU ESTIMATE HOW MANY CASES YOU'VE
19 TRIED?

20 MR. ADELSTEIN: IN STATE COURT I WOULD SAY BOTH AS A
21 PROSECUTOR AND AS A DEFENSE LAWYER IT WOULD BE REACHING CLOSE
22 TO A HUNDRED IF NOT MORE.

23 THE COURT: AND QUITE A FEW IN FEDERAL COURT.

24 MR. ADELSTEIN: AND QUITE A FEW IN FEDERAL COURT.

25 THE COURT: ALL RIGHT. SO, WHEN YOU LOOK AT THIS

1 MATTER ON THE BOND ISSUE THAT THE DEFENDANT FILED PRO SE
2 PLEADINGS ON YOU EVALUATED THE PRO SE PROCEEDINGS?

3 MR. ADELSTEIN: YES.

4 THE COURT: AND FELT THAT THE MOTION AS WRITTEN WAS
5 NOT AN APPROPRIATE MOTION TO FILE BY YOURSELF, IS THAT RIGHT?

6 MR. ADELSTEIN: THAT IS CORRECT.

7 THE COURT: NOW, IN LOOKING AT PAGE 25 OF THE
8 TRANSCRIPT BEFORE JUDGE WILLIAMS BACK ON MAY 10TH, 2012, JUDGE
9 WILLIAMS SAYS, ALL RIGHT. WELL, I AM NOW IN TERMS OF THE CASE
10 IS I AM NOT GOING AT THIS POINT TO OVERRULE THE MAGISTRATE'S
11 DETERMINATION AS TO DETENTION BUT I AM LEAVING THE DOOR OPEN.

12 WHAT I'M ASKING YOU TO DO, MR. FREEMAN, IS REACH OUT
13 TO THE FAMILY AND THOSE PERSONS AGAIN WHO ARE INVOLVED IN WITH
14 BUSINESS. WHAT I WANT TO SEE IS IF THEY ARE WILLING TO PUT
15 THEIR HOMES, THEIR LIVES, THEIR LIVELIHOOD, THEIR REPUTATIONS
16 ON THE LINE FOR MR. SCOTTON TO GET OUT.

17 I APPRECIATE THE WAIVER OF EXTRADITION BUT THE ONLY
18 WAY I AM GOING TO FEEL SURE UNDER THE CIRCUMSTANCES THE
19 GOVERNMENT HAS GIVEN ME THAT HE WILL APPEAR FOR COURT IS IF I
20 HAVE SOMETHING LIKE THAT BEFORE ME.

21 I ASSUME IF YOU PUT TOGETHER LET MISS MITRANI KNOW
22 BECAUSE IF THERE IS GOING TO BE A NEBBIA CONCERN SHE CAN START
23 LOOKING INTO IT. I AM NOT PREJUDGING BUT I'M TELLING YOU THAT
24 THIS IS THE ONLY WAY I WOULD CONSIDER FASHIONING A BOND.

25 SO, JUDGE WILLIAMS WAS VERY CLEAR ON THAT MATTER AND

1 JUDGE ROSENBAUM IN A SUBSEQUENT ORDER OR HEARING ADOPTED THAT
2 REASONING.

3 SO, THE CURRENT STATUS WOULD BE THAT IF THE DEFENDANT
4 WISHED TO TRY A GET A BOND HE WOULD HAVE TO COMPLY WITH THOSE
5 REQUIREMENTS AND PRESENT THAT TO JUDGE ROSENBAUM.

6 IS THAT YOUR UNDERSTANDING?

7 MR. ADELSTEIN: YES, SIR.

8 THE COURT: ALL RIGHT. LET ME HEAR FROM THE
9 GOVERNMENT AS TO THE BOND ISSUES.

10 MS. MITRANI: GOOD MORNING, YOUR HONOR.

11 I DON'T KNOW THAT I HAVE MUCH TO ADD. I THINK WHAT I
12 WOULD SAY IS, FIRST IN FAIRNESS TO MR. ADELSTEIN AND TO
13 MR. SCOTTON I WOULDN'T CHARACTERIZE THE MATTER BEFORE JUDGE
14 ROSENBAUM AS A FULL-FLEDGED HEARING. SO, I DON'T HAVE IT AS
15 THREE BATS AT THE APPLE, BUT I WOULD AGREE THAT IT WAS RAISED
16 MOST CERTAINLY AND THAT JUDGE ROSENBAUM ADOPTED JUDGE WILLIAMS'
17 FINDINGS IF YOU WANT TO CALL THEM THAT.

18 I WOULD ADD THAT WHEN JUDGE WILLIAMS, QUOTE, UNQUOTE,
19 LEFT THE DOOR OPEN SHE BY NO MEANS WAS SAYING SHE WOULD GIVE A
20 BOND EVEN IF THERE WAS A CORPORATE SURETY BEHIND IT.

21 I THINK WHAT SHE SAID THAT THAT WOULD BE THE MINIMUM
22 OR THE FLOOR, CERTAINLY NOT THE CEILING. AND I THINK EVEN BY
23 SOME CHANCE THERE WAS A CORPORATE SURETY OFFERED THE GOVERNMENT
24 WOULD STILL OPPOSE THAT.

25 THAT'S MY UNDERSTANDING. THAT'S NOT WHAT WE HAVE HERE

1 BEFORE THE COURT. SO I'M NOT SURE I NEED TO GO OVER ANYTHING
2 (UNINTELLIGIBLE) WE CONTINUE TO BELIEVE THAT HE IS A RISK OF
3 FLIGHT. AND I KNOW IN THE HEARING THERE WAS MUCH TALK ABOUT
4 HIM APPEALING THE CUSTOMS AND IMMIGRATION FINDING OF --
5 RELATIVE TO THE MATTER AND TO WHAT WE CONTEND IS A SHAM
6 MARRIAGE.

7 I CAN TELL YOU NOW FOR THE RECORD THAT THE APPEAL HAS
8 BEEN DENIED. SO, THERE IS NO APPEAL -- AS FAR AS I KNOW THERE
9 IS NO APPEAL PENDING. I DON'T KNOW IF THE MATTER OF APPEAL HAS
10 BEEN APPEALED, BUT I KNOW THAT THE APPEAL HAS BEEN DENIED.

11 THE COURT: ALL RIGHT. IS THERE ANYTHING YOU WANTED
12 TO ADD AS FAR AS YOUR MOTION TO STRIKE THE PRO SE FILINGS?

13 MS. MITRANI: NOT REALLY, YOUR HONOR.

14 THERE IS NO -- HE IS REPRESENTED BY COUNSEL. HE HAS
15 NO RIGHT TO DO THAT. DEPENDING ON WHAT HAPPENS TODAY IF
16 MR. SCOTTON WISHES TO PROCEED PRO SE I SUPPOSE THEN PERHAPS HE
17 CAN REFILE IT AND WE MAY OR MAY NOT HAVE A HEARING ON THAT.

18 BUT AT THIS JUNCTURE, AT THIS TIME HE IS REPRESENTED
19 BY COUNSEL. I UNDERSTAND THAT THAT MAY VERY WELL CHANGE AT THE
20 END OF THIS HEARING, I DON'T KNOW. MAYBE WE CAN TAKE IT UP
21 LATER IF THE COURT DEEMS IT APPROPRIATE.

22 THE COURT: ALL RIGHT. THANK YOU VERY MUCH.

23 HAVE WE SWORN IN THE DEFENDANT YET?

24 THE CLERK: NO, JUDGE.

25 THE COURT: WOULD YOU SWEAR MR. SCOTTON, PLEASE?

1 THE CLERK: RAISE YOUR RIGHT HAND.

2 (THE DEFENDANT SWORN)

3 THE DEFENDANT: YES, I DO.

4 THE COURT: ALL RIGHT, SIR. YOU CAN HAVE A SEAT.

5 MR. SCOTTON, YOU ARE CURRENTLY REPRESENTED BY

6 MR. ADELSTEIN WHO QUITE FRANKLY IS ONE OF THE MOST EXPERIENCED

7 AND ONE OF THE FINEST LAWYERS IN THIS DISTRICT. HE HAS AN

8 EXCELLENT REPUTATION AND HE DOES A REALLY GOOD JOB.

9 SO, THE SECOND ISSUE I WANT TO TALK TO YOU ABOUT IS
10 YOUR FILING OF THE PRO SE PLEADINGS. UNDER OUR LOCAL RULES
11 WHEN YOU ARE REPRESENTED BY AN ATTORNEY YOU ARE NOT PERMITTED
12 TO FILE PRO SE PLEADINGS. ALL OF YOUR PLEADINGS HAVE TO BE
13 FILED BY YOUR ATTORNEY BECAUSE YOUR ATTORNEY IS TRAINED IN THE
14 LAW AND KNOWS HOW TO FILE MOTIONS.

15 BUT IN THE (UNINTELLIGIBLE) OF THAT WHEN YOU LOOK BACK
16 AT THE TRANSCRIPT BEFORE JUDGE WILLIAMS, WHICH IS NOW BEFORE
17 JUDGE ROSENBAUM, THE JUDGE WAS VERY CLEAR ABOUT WHAT THE
18 CONDITIONS THAT SHE WOULD CONSIDER ANY POTENTIAL RELEASE ON.
19 AND NONE OF THOSE CONDITIONS HAVE BEEN PRESENTED OR PROFFERED
20 IN YOUR MOTION.

21 SO, WHAT I'M GOING TO SUGGEST TO YOU IS SPEAK TO YOUR
22 COUNSEL ABOUT THE ISSUE. AND IF YOU GET TO THE POINT WHERE YOU
23 ARE ABLE TO PRESENT THE INFORMATION THAT JUDGE WILLIAMS STATED
24 IN HER -- AT HER HEARING BACK ON MAY 10TH, 2012, THAT MATTER
25 CAN BE RAISED THROUGH YOUR COUNSEL WITH JUDGE ROSENBAUM. DO

1 YOU UNDERSTAND?

2 THE DEFENDANT: CAN I MAKE A COMMENT?

3 THE COURT: SURE. NOW, KEEP IN MIND THAT YOU HAVE AN
4 ABSOLUTE RIGHT TO REMAIN SILENT HERE TODAY.

5 THE DEFENDANT: YES.

6 THE COURT: AND ANYTHING THAT YOU DO SAY MAY, AND CAN
7 BE, AND WILL BE USED AGAINST YOU. SO, YOU CAN CERTAINLY MAKE A
8 COMMENT IF YOU WOULD LIKE.

9 HOWEVER, I AM GOING TO CAUTION YOU, YOU HAVE A FIFTH
10 AMENDMENT RIGHT NOT TO MAKE ANY COMMENT AND ANYTHING THAT YOU
11 DO SAY COULD BE USED AGAINST YOU.

12 SO, KNOWING THAT IS THERE SOMETHING THAT YOU WANTED TO
13 TELL THE COURT?

14 THE DEFENDANT: YES, YOUR HONOR.

15 THE COURT: OKAY.

16 THE DEFENDANT: THE ONLY REASON I FILED THE MOTION
17 (UNINTELLIGIBLE) TO FILE A MOTION SAID, OKAY (UNINTELLIGIBLE)
18 HE'S GOING TO FILE A MOTION.

19 THE COURT: YOU MEAN MR. STUART ADELSTEIN.

20 THE DEFENDANT: YES. AS A MATTER OF FACT, WE HAVE A
21 BONDSMAN THAT HAS (UNINTELLIGIBLE) YOU KNOW, BUT WE HAVE ENOUGH
22 TO (UNINTELLIGIBLE)

23 THE COURT: OKAY. SO HE STILL (UNINTELLIGIBLE) FROM
24 YOUR FAMILY.

25 THE DEFENDANT: YES.

1 THE COURT: OKAY.

2 THE DEFENDANT: SO, AT THAT POINT OUR FAMILY MEMBER IS
3 WILLING TO SIGN THE HOUSE AND THAT'S WHY I TELL MR. STUART TO
4 FILE THE MOTION BUT HE DIDN'T FILE THE MOTION.

5 (UNINTELLIGIBLE) IT'S JUST I NEED TO GET A SEPARATE OPINION ON
6 IT BECAUSE I'M NOT A LAWYER. YOU KNOW, I'M NOT A LAWYER. I'M
7 NOT ABLE TO REPRESENT MYSELF. SO --

8 THE COURT: MR. ADELSTEIN IS A LAWYER AND HE IS A VERY
9 GOOD ONE. YOU MIGHT WANT TO SPEND YOUR TIME TALKING TO HIM.

10 THE DEFENDANT: NO DISRESPECT TO THIS COURT AND NO
11 DISRESPECT TO MR. STUART. IT GOT TO THE POINT THAT, YOU KNOW,
12 I HAVE NO TRUST IN HIM AND (UNINTELLIGIBLE) I STILL HAVE NO
13 BOND. SO I GUESS WE ARE GOING TO TALK ABOUT THIS
14 (UNINTELLIGIBLE) ABOUT THE BOND.

15 THE COURT: RIGHT.

16 THE DEFENDANT: I HAVE BEEN IN JAIL FOR 16 MONTHS AND
17 MY HEALTH CONDITION HAS GOTTEN WORSE. SO, WE TRY TO PRESENT
18 SOME KIND OF BOND TO THE COURT BUT, YOU KNOW, A BONDSMAN, YOU
19 KNOW (UNINTELLIGIBLE) FROM US. (UNINTELLIGIBLE) MR. STUART THE
20 WHOLE TIME AND HE (UNINTELLIGIBLE) SO I HAVE TO -- YOU KNOW, I
21 HAVE TO SPOKE TO DIFFERENT LAWYERS. (UNINTELLIGIBLE) TO FILE
22 THIS MOTION. IT'S GOING TO HELP YOU, YOU KNOW, --

23 THE COURT: YES. BUT THE FACT THAT YOUR BONDSMAN
24 STOLE MONEY FROM YOUR FAMILY THAT'S NOT MR. ADELSTEIN'S FAULT.
25 THAT'S THE FACT THAT YOUR FAMILY DECIDED TO GIVE MONEY TO

1 SOMEBODY WHO APPARENTLY WASN'T A LICENSED BONDSMAN. THAT'S
2 THEIR FAULT.

3 THE DEFENDANT: THE INSURANCE COMPANY SAY TO US
4 (UNINTELLIGIBLE) HE REPRESENT THE INSURANCE COMPANY.

5 THE COURT: THAT'S A MATTER BETWEEN WHOEVER GAVE HIM
6 THE MONEY AND THE BONDSMAN. AND IF HE HAS BEEN ARRESTED THEN
7 HE'S GOING HAVE TO ANSWER TO THOSE CHARGES. AND IF YOU SUE HIM
8 HE'S GOING TO HAVE TO ANSWER TO A LAWSUIT. BUT THAT IS NOT
9 MR. ADELSTEIN'S FAULT. THE FACT THAT YOUR FAMILY GAVE MONEY TO
10 A BONDSMAN (UNINTELLIGIBLE) THAT'S NOT MR. ADELSTEIN'S FAULT AT
11 ALL. HOW CAN YOU CRITICIZE MR. ADELSTEIN FOR SOMETHING LIKE
12 THAT?

13 THE DEFENDANT: (UNINTELLIGIBLE) THE WHOLE SITUATION
14 (UNINTELLIGIBLE) I'M TRYING TO GET A BOND. WE ARE TRYING TO
15 GET A BOND.

16 THE COURT: I UNDERSTAND THAT.

17 THE DEFENDANT: BUT THE JUDGE HASN'T SAY THAT, YOU
18 KNOW -- AS A MATTER OF FACT, THE BONDSMAN (UNINTELLIGIBLE)
19 MR. STUART AS A MATTER OF FACT (UNINTELLIGIBLE) COMMUNICATION
20 BETWEEN THEM. I'M TRYING TO DO, YOU KNOW, THE RIGHT THING TO
21 DEFEND MYSELF AFTER (UNINTELLIGIBLE) THAT'S THE ONLY THING I
22 ASK THE COURT TO DO, YOU KNOW, GIVE ME A CHANCE TO DEFEND
23 MYSELF.

24 THE COURT: YOU CERTAINLY HAVE THE RIGHT TO DEFEND
25 YOURSELF AND THAT'S WHAT A TRIAL IS FOR. I MEAN, THAT'S A

1 DIFFERENT SITUATION THAN A BOND.

2 BUT, YOU KNOW, IF YOU READ THE TRANSCRIPT THAT
3 OCCURRED BEFORE, JUDGE WILLIAMS IS VERY SPECIFIC ON WHAT YOU
4 NEEDED TO PRODUCE IN ORDER TO HAVE HER CONSIDER A BOND. AND
5 JUDGE ROSENBAUM HAS READ THAT TRANSCRIPT AND HAS AGREED WITH
6 THAT FINDING.

7 SO, WHAT YOU HAVE TO PRODUCE IN ORDER FOR THE DISTRICT
8 JUDGE TO CONSIDER A BOND AND ANY POTENTIAL APPEAL OF THE
9 MAGISTRATE JUDGE'S DETENTION ORDER IS EXACTLY WHAT SHE SAID.

10 WHAT SHE SAID WAS TO REACH OUT TO THE FAMILY, AND
11 THOSE PERSONS WHO ARE INVOLVED IN THE BUSINESS, WHAT I WANT TO
12 SEE IF THEY ARE WILLING TO PUT THEIR HOMES, THEIR LIVES, THEIR
13 LIVELIHOOD, THEIR REPUTATIONS ON THE LINE TO GET YOU OUT. AND
14 SHE SUGGESTED THAT YOUR ATTORNEY AT THAT TIME PUT TOGETHER A
15 PACKAGE AND IF THAT WAS SUBMITTED SHE WOULD CONSIDER IT. YOU
16 STILL HAVE THE RIGHT TO DO THAT BUT THE QUESTION IS HOW TO DO
17 THAT.

18 THE WAY TO DO THAT IS TO GO THROUGH YOUR ATTORNEY.
19 PROVIDE THAT INFORMATION TO YOUR ATTORNEY AND LET YOUR ATTORNEY
20 FILE, IF HE BELIEVES IT IS APPROPRIATE, A MOTION THAT WOULD
21 BE HEARD BY JUDGE ROSENBAUM. THAT IS THE PROPER WAY. NOT
22 FILING YOUR OWN MOTION THAT DOESN'T ADDRESS JUDGE WILLIAMS'
23 CONCERNS. THAT'S WHAT I THINK YOU'RE MISSING, SIR.

24 THE DEFENDANT: WELL, I TRIED TO PASS THE INFORMATION
25 TO HIM. EVEN MY FAMILY TRY TO PASS INFORMATION TO HIM AND

1 (UNINTELLIGIBLE) GET ANYTHING DONE.

2 THE COURT: WELL --

3 THE DEFENDANT: I DIDN'T SEE THE MOTION BECAUSE I
4 (UNINTELLIGIBLE)

5 THE COURT: WELL, AGAIN, YOU KNOW, IT'S VERY EASY FOR
6 A LAWYER WHO IS NOT REPRESENTING YOU IN THE CASE AND WHO MET
7 YOU QUICKLY AT FDC TO GIVE YOU THE OPINION.

8 MY SUGGESTION IS THAT YOU DEAL WITH THE LAWYER WHO IS
9 REPRESENTING YOU AND WHO IS REPRESENTING YOU IN THIS CASE AND
10 NOT TALK TO 15 OR 20 OTHER LAWYERS BECAUSE YOU (UNINTELLIGIBLE)
11 SIX LAWYERS IN THIS CASE.

12 IN THIS CASE MR. ADELSTEIN IS YOUR SIXTH LAWYER. AND
13 TALKING TO 15 OR 20 MORE, YOU KNOW, IF YOU WANT TO HIRE ONE OF
14 THEM GO RIGHT AHEAD. BUT YOU TOLD ME YOU DON'T HAVE THE MONEY
15 TO HIRE THEM.

16 THE DEFENDANT: (UNINTELLIGIBLE) THE TWO FIRST LAWYERS
17 THAT I PAID FOR THEY TOOK THE MONEY. THEY HAVE NO
18 (UNINTELLIGIBLE) IN THIS CASE. (UNINTELLIGIBLE) ON THE COURT
19 SYSTEM WHERE YOU HAVE A MOTION TO BE FILED SOME KIND OF
20 (UNINTELLIGIBLE) SUPPOSED TO DO. (UNINTELLIGIBLE)

21 THE COURT: BUT THOSE ARE YOUR PRIVATE ATTORNEYS. YOU
22 NOW HAVE A CURRENT ATTORNEY THAT YOU JUST NEED TO TALK TO. WE
23 WILL DISCUSS IT A LITTLE BIT MORE IN THE EX PARTE MATTER. BUT
24 ON THE BOND ISSUE ON PAGE 16 OF THE TRANSCRIPT -- DO YOU HAVE
25 THE TRANSCRIPT BEFORE JUDGE WILLIAMS?

1 THE DEFENDANT: YES, I HAVE THAT TRANSCRIPTION.

2 THE COURT: ALL RIGHT. AND ON PAGE SIX SHE SAYS, IF
3 THERE IS EVER GOING TO BE A BOND IN THIS CASE SOMEBODY IS GOING
4 TO HAVE TO PUT THEIR HOME. SOMEBODY IS GOING TO HAVE TO PUT UP
5 THEIR HOME. SO MR. SCOTTON KNOWS IF HE LEAVES, HE LEAVES
6 EVERYBODY HE LOVES WITH NOTHING. THAT'S NUMBER ONE.

7 NUMBER TWO, THERE WOULD HAVE TO BE A CORPORATE SURETY.
8 THE GOVERNMENT WOULD HAVE TO LOOK INTO THE FINANCIAL PICTURE TO
9 MAKE SURE THAT THERE WERE NO PROMISES, NO ASSURANCES. I
10 NOTICED YOU INVOKE THE NAME OF ANOTHER (UNINTELLIGIBLE) A RACE
11 CAR DRIVER. SO, IF MR. SCOTTON IS HERE AND CUNNINGHAM MOTOR
12 SPORTS AND THE RACE CAR DRIVERS THAT WORK UNDER CUNNINGHAM
13 MOTOR SPORTS ARE CONFIDENT OF HIS PLEDGE TO STAY HERE AND FACE
14 THE CHARGES THEN I WOULD LIKE TO SEE NAMES ON THE DOTTED LINES.
15 BUT THERE IS GOING TO BE NO PERSONAL SURETY.

16 SO, I MEAN, THAT IS VERY CLEAR. THE DIRECTIONS FROM
17 JUDGE WILLIAMS WERE VERY CLEAR. THAT'S WHAT YOU NEED TO COMPLY
18 WITH. THAT IF YOU WISH TO HAVE ANY EFFORT OF GETTING A BOND
19 WHAT YOU NEED TO DO IS HAVE IT FILED THROUGH YOUR ATTORNEY AND
20 YOU NEED TO ADDRESS THE CONCERNS AND ISSUES THAT JUDGE WILLIAMS
21 CLEARLY STATED IN THAT TRANSCRIPT.

22 THE DEFENDANT: (UNINTELLIGIBLE) BONDSMAN. BUT THE
23 BONDSMAN (UNINTELLIGIBLE)

24 THE COURT: I UNDERSTAND THAT. BUT AGAIN, BECAUSE OF
25 THE FACT THE BONDSMAN STOLE MONEY FROM YOU THAT'S NOT THE

1 COURT'S FAULT AND IT IS NOT MR. ADELSTEIN'S FAULTS. THAT'S
2 SOMETHING BETWEEN THE BONDSMAN AND YOUR FAMILY. HE SHOULDN'T
3 HAVE DONE THAT BUT THAT HAS NOTHING TO DO WITH WHETHER YOU POST
4 A CORPORATE SURETY BOND OR NOT.

5 THE DEFENDANT: (UNINTELLIGIBLE) MY FAMILY HAS A
6 HOUSE. BUT, AS I SAID, THERE ARE OTHER FRIENDS
7 (UNINTELLIGIBLE) THE ONLY THING THAT I HAVE. I JUST NEED TO
8 (UNINTELLIGIBLE) YOU KNOW, RAISE MY OWN MONEY AND EVERYTHING
9 (UNINTELLIGIBLE) THAT'S WHAT I'M ASKING FOR, YOUR HONOR.

10 THE COURT: WELL --

11 THE DEFENDANT: I HAVE BEEN 16 MONTHS, YOU KNOW, IN
12 JAIL.

13 THE COURT: I UNDERSTAND THAT. I UNDERSTAND THAT.
14 MR. ADELSTEIN OR MISS MITRANI DO EITHER OF YOU HAVE
15 ANYTHING TO ADD ON THE BOND ISSUE?

16 MS. MITRANI: NO, YOUR HONOR.

17 MR. ADELSTEIN: I DO.

18 THE COURT: OKAY.

19 MR. ADELSTEIN: SO THE COURT KNOWS.

20 I WAS IN FACT CONTACTED BY A DAVID RODRIGUEZ WHO
21 INFORMED ME THAT HE TOOK SOME MONEY FROM THE SCOTTON FAMILY. I
22 QUESTIONED HIM WHY HE TOOK ANY MONEY WHATSOEVER. SINCE THERE
23 WAS NO BOND AT THE PRESENT TIME WHY HE WOULD TAKE ANY MONEY
24 WHATSOEVER.

25 HE DID IN FACT FAX OVER TO ME A NEBBIA PROFFER SHOWING

1 THAT HE HAD TAKEN \$15,000 FROM MR. SCOTTON'S MOTHER AND FATHER
2 ON A BOND AMOUNT THAT HE INDICATED WAS \$100,000. I IN THE
3 PRESENCE OF MY INVESTIGATOR BECAUSE I PUT HIM ON SPEAKER, AND
4 TOLD HIM HE WAS ON SPEAKER, ASKED HIM WHY HE TOOK THAT \$15,000
5 WHEN THERE IS NO BOND.

6 I AM VERY FAMILIAR WITH MR. RODRIGUEZ BECAUSE I HAD AN
7 ISSUE IN STATE COURT ON AN UNRELATED CLIENT THAT THE STATE IS
8 INVESTIGATING. HE SENT ME OFFER A COPY OF A RECEIPT INDICATING
9 THAT THE UNITED STATES FIRE INSURANCE COMPANY WAS THE INSURANCE
10 COMPANY THAT WOULD SECURE THE BOND IF APPROVED BY THE COURT
11 WITH A NEBBIA PROFFER THAT HE IN FACT ATTACHED TO HIS PRO SE
12 PLEADING.

13 I CALLED TEXAS TO SPEAK TO THE INSURANCE COMPANY TO
14 DETERMINE WHETHER OR NOT MR. RODRIGUEZ WAS ONE OF THEIR
15 AUTHORIZED AGENTS. AND ON MARCH 20TH I WAS ADVISED THAT HE WAS
16 NOT AN AUTHORIZED AGENT OF THEM. I IMMEDIATELY NOTIFIED
17 MR. SCOTTON AND HAD MY OFFICE NOTIFY MR. SCOTTON'S FAMILY THAT
18 THEY SHOULD IMMEDIATELY DO TWO THINGS.

19 REQUEST THE MONEY BACK AND GO TO EITHER THE STATE
20 ATTORNEY'S OFFICE TO REPORT THIS, BECAUSE I KNOW MR. RODRIGUEZ
21 I BELIEVE IS UNDER INVESTIGATION. AND IF IT OCCURRED IN
22 BROWARD COUNTY TO REPORT IT TO THE BROWARD COUNTY STATE
23 ATTORNEY'S OFFICE. IF IT WAS IN DADE COUNTY REPORT IT TO THE
24 DADE COUNTY STATE ATTORNEY'S OFFICE.

25 I IN TURN GOT THE LOCAL AGENT -- IN FACT, I SHOULDN'T

1 SAY I GOT THE LOCAL AGENT. MR. HOPE GOT THE LOCAL AGENT FOR ME
2 FOR THE UNITED STATES INSURANCE COMPANY AND ALEX GONZALEZ ON
3 3-21 BECAUSE I FELT RATHER BAD THAT THEY MAY HAVE BEEN TAKEN BY
4 THIS DAVID RODRIGUEZ.

5 HE INFORMED ME THAT HE IS NOT AN AGENT OF THEIR'S.
6 THAT HE IS IN FACT GOING TO HIS BUSINESS AND HIS HOME TO TRY TO
7 GET THE MONEY BACK. I HAVE INSTRUCTED THEM, I CAN'T DO
8 ANYTHING. I HAD NO CONTACT HERE WITH MR. RODRIGUEZ DIRECTLY
9 CONCERNING THIS BOND OTHER THAN I WOULD NOT AS AN OFFICER OF
10 THE COURT PRODUCE THIS NEBBIA REQUIREMENT AND THE DOCUMENTS
11 SUPPORTING IT KNOWING WHAT I KNOW. I COULD NOT STAND BEFORE
12 THE COURT AND SAY THAT THIS IS A LEGITIMATE AUTHORIZED BOND BY
13 THIS INSURANCE COMPANY.

14 I HAVE INFORMED MR. SCOTTON OF THIS. I HAVE INFORMED
15 THE FAMILY OF THIS AT LEAST 10 TIMES. THAT'S WHY I DID NOT
16 PRESENT ANYTHING CONCERNING THE BOND SITUATION. I TOLD THEM,
17 IF YOU GO TO A REPUTABLE AUTHORIZED BONDSMAN I WILL CERTAINLY
18 PETITION THE COURT, FILE THE NECESSARY DOCUMENTS, SHARE WHAT I
19 CAN TO THE GOVERNMENT AND SEE IF THEY ARE SATISFIED WITH THAT
20 FOR A BOND. THAT IS WHY I COULD NOT FILE THIS, THAT'S WHY I'M
21 NOT ADOPTING THIS. AND AS I SIT HERE TODAY I DON'T KNOW IF
22 ANYONE HAS REPORTED THIS TO THE STATE ATTORNEY'S OFFICE.

23 MR. RODRIGUEZ WAS ARRESTED NOT TO THIS SITUATION, ON
24 SOMETHING COMPLETELY DIFFERENT. IT'S PENDING IN STATE COURT IN
25 DADE COUNTY. HIS LAWYER OF RECORD IS MR. SAKIN. I HAVE

1 INFORMED MR. SAKIN OF THIS ATTEMPT TO GET THEM THE FUNDS BACK,
2 BUT I CAN'T DO ANYTHING AND I'M CERTAINLY NOT GOING TO FILE A
3 PROPOSED NEBBIA PROFFER KNOWING THIS FROM THIS BONDSMAN BECAUSE
4 I DON'T BELIEVE ANYTHING HE SAYS. AND THAT'S WHERE WE ARE AT.

5 THE COURT: ALL RIGHT. THANK YOU.

6 ALL RIGHT. THE COURT HAS HEARD FROM THE GOVERNMENT,
7 FROM MR. SCOTTON'S ATTORNEY, AND FROM MR. SCOTTON HIMSELF
8 REGARDING THE BOND MOTIONS AND SPECIFICALLY REGARDING THE
9 MOTION FOR BOND AT DOCKET ENTRY 75, THE MOTION FOR A REASONABLE
10 BOND AND DOCKET ENTRY 77, AND THE GOVERNMENT'S MOTION TO STRIKE
11 PRO SE PLEADINGS AT DOCKET 79.

12 MR. SCOTTON, DO YOU WANT TO SAY SOMETHING?

13 THE DEFENDANT: YES, SIR.

14 (UNINTELLIGIBLE) MY ATTORNEYS FOR A COPY OF THE
15 (UNINTELLIGIBLE) THE FIRST TIME I SHOW UP IN COURT IN FRONT OF
16 (UNINTELLIGIBLE)

17 THE COURT: OKAY. ANYTHING ELSE YOU WANT TO ADD?

18 THE DEFENDANT: WELL, MR. STUART SAY ABOUT THE
19 BONDSMAN, YOUR HONOR. I CANNOT MAKE A COMMENT BECAUSE I SIT IN
20 JAIL. I HAVE A MOTHER (UNINTELLIGIBLE) THEY ADVISE ME THAT
21 THEY TRY TO (UNINTELLIGIBLE) THEY SAY THERE IS NOTHING THEY CAN
22 DO. THEY WENT TO SHERIFF OFFICE. I GOT (UNINTELLIGIBLE) MY
23 STEPFATHER SPOKE TO THE MARSHAL, AND THE MARSHAL CALL
24 MR. (UNINTELLIGIBLE) COME TO THE HOUSE WITH THE MONEY. I AM IN
25 JAIL. I HAVE NO CONTROL OF MY LIFE.

1 THE COURT: WELL, YOUR FAMILY CAN FILE -- WHOEVER GAVE
2 THEM HIM THE MONEY CAN FILE THEFT REPORTS WITH WHATEVER THE
3 LOCAL AUTHORITIES ARE. THEY CAN CERTAINLY GO THERE AND FILE A
4 POLICE REPORT SAYING THEY STOOLED MONEY AND TOOK MONEY UNDER
5 FALSE PRETENSES.

6 THE DEFENDANT: THE ONLY REASON I FILE THE MOTION,
7 YOUR HONOR. ONCE AGAIN (UNINTELLIGIBLE) NO DISRESPECT TO THE
8 COURT IS THAT I AM CONCERNED, TRIAL APPROACH, THERE IS A LOT OF
9 THINGS THAT NEED TO BE DONE IN THIS CASE THAT HAS NOT BEEN DONE
10 TO THIS CASE (UNINTELLIGIBLE) INTERVIEW OF AT LEAST 57 PEOPLE.

11 THE COURT: ALL RIGHT. WE WILL TALK ABOUT THAT MATTER
12 IN THE EX PARTE -- IN THE EX PARTE PORTION OF THE HEARING.

13 THE DEFENDANT: THE REASON I FILE THIS MOTION IS
14 BECAUSE (UNINTELLIGIBLE) MY FAMILY IS WILLING TO SIGN FOR ME.
15 MY MOTHER IS WILLING TO PUT (UNINTELLIGIBLE) AS A RACE CAR
16 DRIVER. IT SEEMS TO BE THAT I'M TRYING TO DO (UNINTELLIGIBLE)
17 TRYING TO HELP ME. SO I DON'T UNDERSTAND WHAT THE SITUATION
18 NOW (UNINTELLIGIBLE) RAISE MONEY FOR ME BEING QUESTIONED BY THE
19 AGENT THAT WHAT THE RELATIONSHIP WOULD BE. (UNINTELLIGIBLE)

20 THE COURT: AGAIN, MR. SCOTTON, WHAT I WOULD SUGGEST
21 IS THAT YOU NOT GET INTO THE DEFENSE OF YOUR CASE. YOU DISCUSS
22 THAT WITH YOUR ATTORNEY AND YOUR ATTORNEY CAN RAISE THOSE
23 ISSUES PROPERLY.

24 ALL RIGHT. WHAT I AM GOING TO DO AS FAR AS THE
25 MOTIONS -- THE MOTION FOR BOND AT 75, I'M GOING TO DENY THAT.

1 THE MOTION FOR REASONABLE BOND THAT'S DOCKETS ENTRY 77, I'M
2 GOING TO DENY THAT. AND THE GOVERNMENT'S MOTION TO STRIKE
3 PRO SE PLEADINGS AT DOCKET 79, I'M GOING TO GRANT THAT.

4 THE REASON I AM GOING TO DO THAT, SIR, IS BECAUSE YOU
5 NEED TO GO THROUGH YOUR ATTORNEY AND DEAL WITH THOSE MOTIONS,
6 AND THE MOTIONS NEED TO BE PRESENTED PROPERLY TO JUDGE
7 ROSENBAUM BECAUSE THAT'S WHERE THE BOND ISSUE, IF THERE IS ONE,
8 WOULD BE DETERMINED AT THIS POINT.

9 NOW, AS FAR AS THE COUNSEL ISSUES. WHAT I WOULD LIKE
10 TO DO IS HAVE AN EX PARTE SEALED HEARING WITH MR. ADELSTEIN AND
11 MR. SCOTTON. SO I WOULD ASK, MISS MITRANI, IF YOU WOULD YOU
12 WOULDN'T MIND WAITING OUTSIDE WITH THE AGENT.

13 AND THEN THE ONLY OTHER MATTERS -- THE ONLY OTHER
14 QUESTION I HAVE IS, MR. ADELSTEIN AND MR. SCOTTON, YOU HAVE
15 FAMILY MEMBERS HERE. WHAT'S YOUR POSITION TO WHETHER THE
16 FAMILY MEMBERS SHOULD BE PRESENT DURING THIS SEALED EX PARTE
17 HEARING?

18 THE DEFENDANT: I WOULD LIKE THEM TO STAY HERE.

19 THE COURT: MR. ADELSTEIN?

20 MR. ADELSTEIN: I WOULD NORMALLY ASK THAT THEY BE
21 EXCUSED BUT I WILL HONOR HIS REQUEST.

22 THE COURT: ALL RIGHT. SO, WHAT I WILL DO THEN IS ASK
23 THE GOVERNMENT AND THE AGENT TO PLEASE STEP OUTSIDE AND THEN WE
24 WILL GO AHEAD AND PROCEED WITH A SEALED EX PARTE HEARING ON THE
25 COUNSEL ISSUE.

1 MISS MITRANI, IF YOU WOULD LIKE TO, IF YOU WANT TO
2 LEAVE SO WE CAN LET YOU KNOW WHAT HAPPENS AFTER THE HEARING?

3 MS. MITRANI: YES, YOUR HONOR. I WAS ABOUT TO ASK IF
4 WE WOULD BE CALLED BACK IN AND THEN --

5 THE COURT: I THINK SO. IT WILL PROBABLY LAST A
6 LITTLE WHILE. BUT WHY DON'T YOU WAIT AND THAT WAY AFTER THE
7 HEARING I CAN EXPLAIN WHAT HAPPENED AND WHETHER THERE IS ANY
8 DETERMINATION BY THE COURT.

9 MS. MITRANI: RIGHT.

10 THE COURT: ALL RIGHT.

11 MS. MITRANI: YES, YOUR HONOR.

12 ALSO, I WOULD JUST ASK IF IT IS FEASIBLE, AND IF IT IS
13 NOT I COULD SIT IT ANOTHER DAY, IF WE COULD HAVE HIM ARRAIGNED
14 ON THE SUPERSEDING INDICTMENT. I KNOW THAT'S PREMATURE.

15 THE COURT: I MEAN, IT DEPENDS ON THE COUNSEL ISSUE.

16 MS. MITRANI: EXACTLY.

17 THE COURT: HE NEEDS TO HAVE PERMANENT COUNSEL IN
18 ORDER TO BE ARRAIGNED.

19 MS. MITRANI: RIGHT.

20 THE COURT: SO YOU --

21 MS. MITRANI: IF IT GETS TOO LATE I CAN ALWAYS SET IT
22 DOWN, YOU KNOW, FOR FORT LAUDERDALE OR WHAT HAVE YOU.

23 THE COURT: ALL RIGHT.

24 MS. MITRANI: THANK YOU, YOUR HONOR.

25 THE COURT: THANK YOU. I WILL SEE YOU IN JUST A

1 LITTLE BIT.

2 (END OF RECORDING)

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C E R T I F I C A T E

UNITED STATES OF AMERICA
SOUTHERN DISTRICT OF FLORIDA

I, CARL SCHANZLEH, OFFICIAL COURT REPORTER OF THE UNITED STATES DISTRICT COURT FOR THE SOUTHERN DISTRICT OF FLORIDA, DO HEREBY CERTIFY THAT THE FOREGOING 24 PAGES CONSTITUTE A TRUE TRANSCRIPT OF THE PROCEEDINGS HAD BEFORE THE SAID COURT HELD IN THE CITY OF WEST PALM BEACH, FLORIDA, IN THE MATTER THEREIN STATED.

IN TESTIMONY WHEREOF, I HEREUNTO SET MY HAND ON THIS 20TH DAY OF JULY 2014.

/S/CARL SCHANZLEH
CARL SCHANZLEH, RPR-CM
CERTIFIED COURT REPORTER
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