1 A I did.
Q Did you get paid on the insurance?
A No, I did not.
Q Why not?
A Because it was -- the insurance company, which was USAA, I had it in storage insurance. And storage insurance had been, for my submission of that, had been turned over to regular insurance. That's when I started to drive the car.

USAA has a policy that you have to
notify USAA if you're taking out of storage. It doesn't automatically come out of storage insurance. Because the fire happened and I didn't notify them, I didn't know that, they wouldn't cover it on the insurance.

Q So you were never paid any --
A Never paid any insurance money.
That's correct.
Q Do you own a 2018 Patriot?
A I do not own a Patriot. My daughter owns that car.

Q Who bought that car, if you know?
A My dad put in money and she put in money also.

1 Q What about a -- your daughter, which daughter is this?

A The Jeep Patriot, that's $\square$, my middle daughter at UConn.
. She uses it to go to school. She
purchased that --
A That's correct.
Q Let's take a look at Joint Exhibit 9, please. Before we get there -- and I want to point out -- let's go to Joint Exhibit 4.

During the SEC investigation of this matter, you were given an opportunity to testify before the SEC and you declined to do so, correct?

A By the advice of my attorney, yes.
Q You asserted your right under the Fifth Amendment to remain silent?

A That's correct; on the advice of my attorney, yes.

Q Exhibit 4 is your declaration reserving the Fifth Amendment rights?

A Correct.
down everything you say --

1 2

9 value of the asset on your asset disclosure.
10 A You're correct. That's my fault.
11 That's correct. That's my --

A That also has a debt on it. That's twenty -- there's a loan due on it, I believe, of 23,000 .
Q Well, you include the loan on the liability side, correct?

A Yes,I do.
Q In your disclosure. But you don't
include the asset -- you don't include the

MR. ROSSI: Your Honor, that's absolutely correct.
Q That car should be listed there, correct?

A Correct. I have -- you have in the supplemental list, the Kelley Blue Book value of that car, at 15,000.

Q All right. Now, you also have a life

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Q -- bonds?
A No.
Q Never?
A I probably owned a bond back in 2006
or '07. Somewhere around there. Couple
hundred or so of -- $\$ 100.00$ worth or $\$ 200.00$
worth of bonds, maybe a little bit more; which
I didn't cash in.
Q During the period that you were
running SJL Capital, you were using your
investors' or clients' money to buy and sell
securities?
A That's correct.
Q But you, yourself, didn't own any stocks?

A That's correct. I did not.
Q Let's stay with Joint Exhibit 9 for a second, page 94.

You have listed there as -- and it's
on the liability side -- accrued real estate of
900 -- of taxes of \$944.20.
Do you see that?
A Ido.
Q Okay. Do you own any real estate?
Page 42
1 A No, I do not.
2 Q So what does that accrued real estate taxes figure represent?

A Thank you for asking.
It represents vehicle taxes due, as
well as sewer taxes due on the property that I
rent.
8 Q So if we take a look at Joint Exhibit 29 --

A Okay.
Q Joint Exhibit 29 appears to be a motor vehicle tax bill, 2019?

A That's correct.
Q And a second ago, you referenced vehicle taxes.

Was Joint Exhibit 29 what you were referring to?

A Yes, it was.
Q In Joint Exhibit 29, it shows two cars there that you're paying taxes on?

A That's correct.
Q One is a Hyundai Santa Fe. Do you see that?
A Yes,Ido.
Q And that has an assessed value of
\$19,810.00?
2 A That's correct.
3 Q Okay. And then the second car is the
Saturn Sky Red Line.
5 It shows an assessed value of \$5,010.00?
7 A That's correct.
8 Q So you're paying -- and it shows the
tax there, in the middle of the page, for these
10 two vehicles. \$530.72 of tax on the Hyundai
11 Santa Fe?
12 A That's correct.
13 Q How frequently do you have to pay
14 that tax?
15 A Every six months.
16 Q So is it $\$ 530.72$ every six months or
17 is that for the year?
18 A That's for the year.
19 Q And the same with the Saturn Sky,
20 that's \$134.22 every year, correct?
21 A Yes, that's correct.
22 Q Why were you paying -- you said the
23 Saturn Sky has no value?
24 A Correct.
25

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4
$1 \quad \mathrm{Q}$ They no longer do that?
A No, I had to switch companies.
Q Okay.
A They have a collection amount in that amount with regards to oil that they say they
delivered. Which I'm arguing that they didn't
deliver that amount. But I'm potentially
liable.
Q The home at $\square$; is that
right?
A That's correct.
Q You don't own that?
A No, Idon't.
Q You rent that?
A That's correct.
Q I want to talk a little bit about
these other loans, notes or accounts payable.
Which is line item number seven on the
liability side of page 94 of Joint Exhibit 9.
A Mm-hmm.
Q Do you see that?
A Ido.
Q What -- that $\$ 60,658.50$, what
comprises those loans?
A Loans to my father of 32,067 . A loan
that's left to Lisa Stiegler of 2,207. A loan
to Susan Kmec at a value, at that point, was \$21,330.00.

Q All right. So these are three loans made to you by your father, your former girlfriend --

A And a friend.
Q And a friend?
A That's correct.
Q Do you have any documentation
evidencing the terms of those loans?
A There are no -- well, one I do; with
Susan Kmec. We've come to an agreement. I
believe I submitted that. I have to find which
one it's in. To pay her $\$ 100.00$ a week until
the debt amount is paid off.
Q We'll -- we are going to take a look at that document in a second.

A Okay.
Q So let's just go to Joint Exhibit 10 for a second.

And Joint Exhibit 10, as I understand your testimony, is a document that lists your income and expenses over the past 12 months, ending May 31, 2019 ?

7 Q Who created Joint Exhibit 10?
8 A Idid.
9 Q So this is not a business record of
A That's correct.
Q In the first page is a summary page?
A That's correct.
Q And the rest of it is kind of the
itemized detail behind it?
A That's correct.
some company. This is a document that you
prepared yourself?
A That's correct. And the reason why
is because it reflects the financial affidavit
and the details toward that $\$ 60,000.00$.
Q So this was a document you prepared
to support your form EA?
A That's correct.
Q Which is Joint Exhibit 9?
A That's correct.
Q Let's take a look at the first page
of Joint Exhibit 10, which is that summary page.

The first entry, line four, is the
loan from your father, Mario Rossi, of 33,567.
Do you see that?
Page 48
A That's correct.
Q When was that loan made?
A That loan was made through multiple
payments or loan amounts to me from January
12th of 2017, all the way through recently, May 2nd of 2019.

Q In your -- how do we know those weren't gifts?

A How do I know that they weren't gifts?

Q How do I -- how do we, the Court,
know that they weren't gifts from your father?
There's no loan documentation for it, right?
A No, there's no loan documentation for
it. No.
Q The summary page says you're not
paying anything for those loans, correct?
A Currently, correct. Though I had paid $\$ 3,000.00$ of it back.

Q There's no interest rate for those --
for the loan, correct?
A That's correct.
Q There's no collateral or security
provided for the loan, correct?
A It's non-collateralized, that's

1 A This was a gift certificate purchase for a worker at my office.
3 Q And then if you go to the very end, 1534, May 28, 2019. Hand and stone massage, \$259.90.

A These are for my -- my daughter.
That's Brookfield, Connecticut. And that's one of my daughters.

Q Do your daughters use -- have access to a card that you get charged for?

A Yes.
Q So your daughters' expenses may appear on here?

A A couple of them, they might. This was -- I gave her that card, I remember, and she went up there and had that. That's -that's --

Q Just above that, at 1532, there's some restaurants. It looks like Quattro Pazzi, Fairfield, Connecticut, \$292.00.

A Yes. That was for my daughter's birthday. Her birthday is May 26th.

Q That's a restaurant?
A That's a restaurant, correct.
Q Why don't we go back a few pages.
Page 66
Let's go to line 1317 through, approximately -certainly through the end of 1353 on the next page.
4 These look to all be purchases at or 5 around Disney World?
6 A That's correct. I was down at the
U.S. National Swimming. It was a YMCA National down in Orlando.
9 Q And you were doing that, why?
10 A Because I still compete nationally.
And I'm trying -- again, as I stated to the
Court prior to this, it helps me stay in shape, to do a cancer raising event called "Swim Across the Sound." Which we raise money from swimming 15 and a half miles from Port Chester, New York to --

Q You were staying at the Sheraton Dolphin Disneyland Resort?

A That's correct.
Q And I should clarify, because I think
a couple of these entries don't relate to -- a
few of them probably don't relate to Disney
World. 1324 and 1325 are more online gambling entries?

A That's correct.

1 Q Then if we go to the next page, starting at 1367 through 1372, more online gambling?

A That's correct. That's an eight-day span.
6 JUDGE GRIMES: Sorry. That's a --
7 MR. ROSSI: That was an eight-day
8 span.
9 JUDGE GRIMES: Eight-day span. Thank
10 you.
11 Q If you could go to the next page,
12 line 14 -- or line 1399 and line 1400.
13 A Yes.
14 Q Those are --
15 A Loan repayments.
16 Q Loan payments. At least the second
7 one, line 1400, is a loan payment to Ms.
18 Stiegler?
19 A That's correct.
20 Q That's your former -- your
21 ex-girlfriend?
A That's correct.
Q Then line 1405, purchase Jarvis \&
McArthur, it looks like, in Vermont, \$750.00. What's that for?

1 information which we would see in, I guess, column H?

16 JUDGE GRIMES: So that's how you have 17 access to the USAA?
18 THE WITNESS: Yes.
19 JUDGE GRIMES: Okay. Can you -let's see. So there was a question about Ms.
Stiegler's name on your checks. I think that was Joint Exhibit -- is it 32, possibly? I
can't read my handwriting.
MR. HAYES: Yes, it is.
JUDGE GRIMES: So 32. Page eight of

32; you can see her name on your check.
So it's my understanding for USAA, you have to meet the membership requirements, which you meet because your dad is a veteran.
So -- and I don't know how this works when you add someone to your account. Did she have to meet the membership requirements?

THE WITNESS: Not on a name-based account basis, no. She, actually, was able to qualify for her own USAA account.

JUDGE GRIMES: Independently?
THE WITNESS: Yes. As does my ex-wife and all my kids.

JUDGE GRIMES: Okay. I want to clarify the cars.

Did you say one of your daughters drives the Hyundai? However you say that.

THE WITNESS: No. My oldest daughter drives a Subaru.

JUDGE GRIMES: Which one do you drive?

THE WITNESS: I drive the Hyundai.
JUDGE GRIMES: What happened to the
Mercedes?
THE WITNESS: It was sold. It was

Page 94

1
2
bought and sold. So I entered into -- on this
supplemental exhibit that I provided, there's a contract in here. It is item number four; it's
eight pages. So it's a contract that I entered into with this company called HS Dragon.

JUDGE GRIMES: How do you spell Dragon?

THE WITNESS: D-R-A-G-O-N.
What they do is they find people to
purchase cars on their behalf and then you sell
11 it back to them at the same price you purchased
12 it for and they pay you commission for it.
13 That's all that was.
JUDGE GRIMES: All right. Some of the expenses that Mr. Hayes asked you about concerned annual food expenses.

You have two children who are in college. So how do the food expenses correlate with the fact that their board is paid for in some way, if they're in a dorm, I suppose?

THE WITNESS: So my oldest one was in college during that time; from ' 17 to ' 18 . The youngest one -- middle one, just went to University of Connecticut. She was at Rhode Island for only a partial semester and she

Page 96
left. So she's been home with me.
So basically, I had two at home until
just this past fall semester, when she attended
University of Connecticut.
JUDGE GRIMES: Okay. Let's go -- I'm sorry I'm bouncing around here. I have a few notes.
If we go back to Joint Exhibit 10,
there were some questions about, I think you
said you went to the U.S. Swimming Nationals in Orlando?

THE WITNESS: That's correct.
JUDGE GRIMES: Did you take any of your children with you?

THE WITNESS: I took my daughter with me, my youngest daughter,
 The other
two were at school and she couldn't stay with her mother.

JUDGE GRIMES: Mr. Hayes pretty much
asked a lot of the questions that I wanted to
ask. But there is one issue though, I don't
see, maybe I missed it.
How did you get there?
THE WITNESS: I flew down.
JUDGE GRIMES: Is that expense -- or
[2019-900]

| 2019 (cont.) | 26th |  | 6.00 |
| :---: | :---: | :---: | :---: |
| 77:15,16 79:5 80:5,5,15,16 | 65:22 85:6 | 4:4 9:12,16,17 44:25 45:9 | 55:10 |
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| 116:17 | 28 | 4 | 6:30 |
| 202 | 65:4 | 4 | 61:4 |
| 1:25 | 28,000.00 | 44:13,23 83:16 86:4 | 60,000.00. |
| 204 | 23:11 | 40 | 13:147:14 |
| 90:5 | 28,000.00. | 40 | 60,658.50 |
| 20th | 23:4 | 400.00 | 45:23 |
| 84:20 85:11,20 | 29 | 400.00 | 600 |
| 21 | 37:3 39:25 42:9,11,16,19 | 55:2 | 50:2 |
| 1:15 5:3 71:13 115:7 | 44:4 | 401.12 .1964 .8 | 60604 |
| 21,330.00. | 292.00. | 423.63 | 2:8 |
| 46:3 | 65:20 | 42 | 67 |
| 211.80 | 296.00. | 467-9200 | 58:21 |
| 84:17 | 90:7 | $1: 25$ | 7 |
| 212.26 | 29th | 4 e | 7 |
| 84:13 | 116:17 | 1:13 | 74:11 77:16 91:11,19 |
| 212.48 | 2nd |  | 113:18 |
| 84:21,25 85:12 | 48:6 82:19 85:7 | 83:21 84:5 | 7,000.00 |
| 21st 8 85:14,17,20,21 | 3 | 5 | 56:6 |
| 82,000.00 | 3 | 5 | 7400 |
| 23:7 | 51:13 90:20 | 74:10 77:15 | 54:23 |
| 225 | 3,000 | 5,000.00 | 750.00 |
| 1:12 | 64.7 | 59:4,11 | 90:10 |
| 23 | 3,000.00 | 5,010.00 | 750.00. |
| 113:17 | 48:19 | 43:6 | 67:24 |
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| 36:3 | 35:19 | 68:13 | 74:8 |
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| 259.90. | 32 | 84:7 | 9,250.00 |
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| ${ }_{26} 84: 23$ | 32,067 | 91:10,12 | 53:24 |
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| 97:16 98:10 | 78:17 79:14,14 | 6,000.00. | 90 |
| 265,000.00 | 33,567 | 21:13 | 39:3 |
| 27:5 | 47:24 | 6,700.00 | 900 |
|  |  | 49:4 | 41:22 |

[8/21/2019 9:39 AM] Prehearing_conference_20190821

## [investors - loaned]

| investors | judge | knew | lifestyle |
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