

STATE OF NORTH CAROLINA

IN THE GENERAL COURT OF JUSTICE

DISTRICT COURT DIVISION

COUNTY OF WAKE

13 CVD 1559

WILSON ALFREDO OLIVERA,

) D E P O S I T I O N

)
)
Plaintiff,)

) O F

)
)
vs.)

) W I L S O N

)
)
CHRISTIE ESPOSITO,)

) A L F R E D O

)
)
Defendants.)

) O L I V E R A

A P P E A R A N C E S

For the Plaintiff:

Ms. Jill Schnabel Jackson

THARRINGTON SMITH

P.O. Box 1151

Raleigh, North Carolina 27602

For the Defendant:

Mr. Charles R. Ullman

CHARLES R. ULLMAN & ASSOCIATES

109 South Bloodworth Street

Raleigh, North Carolina 27601

In Cary, N.C.

Reported by:

October 16, 2013

Dana C. Dopko

S T I P U L A T I O N S

It is hereby stipulated and agreed between the parties to this action, through their respective counsel of record:

(1) That the deposition of WILSON ALFREDO OLIVERA may be taken on October 16, 2013, beginning at 11:57 P.M. in the offices of CHARLES R. ULLMAN & ASSOCIATES, located at 120 Dry Street, Suite 102, Cary, North Carolina, before Dana C. Dopko, a Notary Public.

(2) That the deposition shall be taken and used as permitted by the applicable North Carolina Rules of Civil Procedure.

(3) That any objections of any party hereto as to notice of the taking of said deposition or as to the time or place thereof, or as to the competency of the person before whom the same shall be taken, are deemed to have been met.

(4) Objections to questions and motions to strike answers need not be made during the taking of this deposition, but may be made for the first time during the progress of the trial of this case, or at any pretrial hearing held before any judge of competent jurisdiction for the purpose of ruling thereon, or at any other hearing of said case at which said deposition might be used, except

that an objection as to the form of a question must be made at the time such question is asked, or objection is waived as to the form of the question.

(5) That the witness reserves the right to read and sign the deposition prior to filing.

(6) That the sealed original transcript of this deposition shall be mailed first-class postage or hand-delivered to the party taking the deposition for preservation and delivery to the Court, if and when necessary.

* * * * *

Whereupon,

WILSON ALFREDO OLIVERA,
having been first duly sworn,
was examined and testified
as follows:

1 DIRECT EXAMINATION BY MR. ULLMAN:

2 Q Mr. Olivera, my name is Charles Ullman. We've met
3 before in court. I believe that--

4 A Uh-huh (yes).

5 Q If you would, please state for the record your name
6 and address.

7 A Wilson Alfredo Olivera, 769 Seastone Street,
8 Raleigh, North Carolina, 27603.

9 Q Okay. And I'm going to be asking you a few
10 questions today. Is there any reason that you
11 would be unable to fully and accurately give me
12 your answers and responses today?

13 A No.

14 Q Are you any type of medication as you sit here
15 today?

16 A No.

17 Q I would ask that if I ask a question of you, if you
18 could answer that before you take a break, if you
19 need to take a break, which I do anticipate at some
20 point today we will take a break. If you'll let me
21 know if you need to do something other than when
22 I--say, "I'd like to take a break," I'll be glad to
23 do that.

24 A Okay.

- 1 Q Can you tell me how you're employed at this time?
- 2 A How what?
- 3 Q How are you employed?
- 4 A I'm self-employed.
- 5 Q And what do you do as a self-employed person?
- 6 A I own an insurance agency.
- 7 Q What's the name of the agency?
- 8 A Ameriserv, LLC.
- 9 Q Okay. And are you employed with any other
- 10 businesses?
- 11 A No. I have that, and I have rental houses, too, as
- 12 well.
- 13 Q Uh-huh (yes).
- 14 A I own rental property.
- 15 Q Okay. And where are the rental properties that you
- 16 own?
- 17 A In Raleigh.
- 18 Q Can you give me the addresses of the rental
- 19 properties?
- 20 A My home, 769 Seastone Street. Do you need to take
- 21 it down?
- 22 Q Yeah. Yeah. And the court reporter will, as well.
- 23 A Okay. So 769 Seastone Street in Raleigh, North
- 24 Carolina, 27603.

- 1 Q Okay.
- 2 A 108 Hollow Court, Garner, North Carolina, 27529;
- 3 2226 Lazy River Drive in Raleigh, North Carolina,
- 4 27610; 8509 Fayetteville Road, Raleigh, North
- 5 Carolina, 27603.
- 6 Q Uh-huh (yes).
- 7 A How many I say so far? Yeah, that's it, and one in
- 8 Allen. It's three--I think it's 106 Allen Drive,
- 9 Fuquay Varina, North Carolina, 27526.
- 10 Q Are all those owned in your individual name?
- 11 A Yes.
- 12 Q And what individual name are they owned in?
- 13 A Wilson Alfredo Olivera.
- 14 Q Do you have any--are you self-employed with Yvonne?
- 15 Do you have a business that you run with Yvonne?
- 16 A Yeah. We have a business together.
- 17 Q What business is that?
- 18 A Wilson, Yvonne & Associates.
- 19 Q Uh-huh (yes).
- 20 A And that have to do with bookkeeping.
- 21 Q And how long has that been in business?
- 22 A Three, four months now.
- 23 Q Is there a reason you didn't include that earlier
- 24 when you were answering about how you're employed?

1 A Oh, because my main source of business is my
2 agency. We're not making any money right now.

3 Q Uh-huh (yes).

4 A We just make a partnership, and we try to make some
5 money with the bookkeeping.

6 Q Okay. Well, tell me about all the businesses that
7 you're involved in.

8 A That's it. Insurance--

9 Q That's it?

10 A --rental properties and the bookkeeping that we
11 have.

12 Q Okay. I should ask that you give me full answers
13 to them and don't amend the answer to what you
14 think it is. Answer the question.

15 Do you think you can do that?

16 A Yeah.

17 Q Okay. What's your highest educational degree that
18 you have?

19 A I went to college. Took two years of college in
20 Peru.

21 Q Okay. And what degree did you get, if any?

22 A Oh, I have an associate's in--kind of like--it's
23 kind of like international business, but it's based
24 in Peru.

- 1 Q And when did you obtain that?
- 2 A Like it's called commerce--something with global
3 commerce. I understand that it's supposed to do
4 business with other countries.
- 5 Q Okay. And when did you obtain that degree?
- 6 A Maybe '98, '99.
- 7 Q Okay. Do you have any other degrees, professional?
- 8 A Well, I have insurance license.
- 9 Q Uh-huh (yes).
- 10 A I have a notary certificate.
- 11 Q Uh-huh (yes).
- 12 A Now, you say very detailed, so I have property and
13 casualty insurance license, life and health
14 insurance license.
- 15 Q Uh-huh (yes).
- 16 A Finished my high school.
- 17 Q Okay. Anything else?
- 18 A No.
- 19 Q Did you ever get a college degree that Lindsay was
20 helping you with?
- 21 A No. I have never obtained a college degree here.
- 22 Q Did you ever--did you ever go to school and Lindsay
23 was helping you with your schooling?
- 24 A Yeah. I went in school. Yes.

- 1 Q Where were you going to school?
- 2 A Wake Tech Community College.
- 3 Q And what were you taking there?
- 4 A Just basic courses that--for transfer.
- 5 Q Okay. What kind of course were you taking?
- 6 A It was Psychology 150, Business 110. Oh, ESL,
- 7 English as a Second Language.
- 8 Q Uh-huh (yes).
- 9 A My first semester was ESL. It's separate courses,
- 10 and it's like grammar and--it's like grammar and
- 11 something else. I can't remember it now, but it
- 12 has to do with how to use past sentences, present
- 13 sentences, stuff like that.
- 14 Q Okay. And when did you attend Wake Tech for these
- 15 classes that you're describing?
- 16 A Within the last two years.
- 17 Q And did you pay for the classes?
- 18 A Yes.
- 19 Q All right. Do you have or hold any other
- 20 professional degrees or educational degrees other
- 21 than what you told me?
- 22 A No.
- 23 Q How long have you been in the United States.
- 24 A 2001. 2011. Like eleven, twelve years.

- 1 Q You came to the United States in 2001?
- 2 A Yeah. It was somewhere around December of 2001.
- 3 Q Okay. And at this time, are you a citizen?
- 4 A Yes.
- 5 Q When did you become a citizen?
- 6 A Five or six years ago. Maybe even four or six
- 7 years ago. I'm not sure.
- 8 Q And do you have any criminal convictions in the
- 9 last ten years?
- 10 A No. Now, you mean that I went to court, or--
- 11 Q No, convictions.
- 12 A --criminal?
- 13 Q Yeah. Well, let me ask you this. Have you been in
- 14 a--have you been charged with any criminal?
- 15 A Yeah. Lindsay do assault on a female, but it was
- 16 not guilty and dismissed in court. And she did
- 17 that recently, within the last three months. And
- 18 she did that within the last seven years. She also
- 19 accused me of the same thing, and it was dismissed.
- 20 Q Okay. So both were dismissed?
- 21 A Yes.
- 22 Q Do you have any traffic tickets?
- 23 A Yes.
- 24 Q What kind of traffic tickets do you have?

- 1 A Speeding.
- 2 Q How many of those do you have?
- 3 A In the last three years, I don't have any, but in
- 4 the last--since I come to the United States, I will
- 5 say something around eight or nine.
- 6 Q Are they all in North Carolina?
- 7 A Yeah.
- 8 Q And do you have any other names or aliases that you
- 9 go by?
- 10 A Yeah. My full name is Wilson Alfred Olivera Borda.
- 11 Q Okay. And have you ever used that on any documents
- 12 for loans or--
- 13 A Yes. When I came to the United States, I came
- 14 legally. They gave me a permission to stay for one
- 15 year. So after one year, I had to go back to my
- 16 country.
- 17 Q Okay.
- 18 A But I decided to stay to work here.
- 19 Q Uh-huh (yes).
- 20 A And so when you come here, you guys usually have
- 21 one last name.
- 22 Q Uh-huh (yes).
- 23 A So when I processed my papers, my driver license
- 24 and everything, they took my last last name as my

- 1 last name. So we have two last names, the paternal
2 and the maternal last names.
- 3 Q Uh-huh (yes).
- 4 A So they used Wilson Alfredo Borda. And that's the
5 papers I was using in the beginning when I was to
6 stay here legally.
- 7 Q Okay.
- 8 A And then when I get my papers with immigration
9 status, then they used Wilson Alfredo Olivera.
- 10 Q Okay.
- 11 A So my paperwork from that point on is Wilson
12 Alfredo Olivera. But my U.S. citizenship show
13 everything. My U.S. passport show all my full
14 names.
- 15 Q And what--at what point did you stop using anything
16 other than Wilson Olivera as your name?
- 17 A At what point I stopped using it?
- 18 Q Yeah. What point?
- 19 A I have not stopped using it.
- 20 Q You still use it?
- 21 A Yeah. Wilson--
- 22 Q Do you have more than one Social Security number?
- 23 A No. I have only one.
- 24 Q Have you ever applied for credit in both names?

- 1 A I did in the beginning, when I used to be Wilson
2 Alfredo Borda.
- 3 Q What tax ID number is your--well, what Social
4 Security number for you individually is your
5 business listed under? Do you know?
- 6 A Which business?
- 7 Q Your insurance business.
- 8 A The federal tax ID number obtained through the IRS.
- 9 Q When you fill out your individual tax return, what
10 Social Security number do you use?
- 11 A 976-62-0397xxx.
- 12 Q Okay. When--you said these properties that you
13 own.
- 14 A Uh-huh (yes).
- 15 Q Can you tell me when you acquired each of the
16 properties that you listed?
- 17 A I cannot tell you the day specifically, but it was
18 within the last four years.
- 19 Q Uh-huh (yes).
- 20 A Maybe five years.
- 21 Q Okay.
- 22 A And I obtained those properties within a two-years
23 period.
- 24 Q Okay.

- 1 A So it was five years ago. It was the next two
2 years.
- 3 Q How much did you pay for each of those properties?
- 4 A Well, I had loans.
- 5 Q Uh-huh (yes).
- 6 A So most of--the cheapest house is a hundred and
7 forty thousand.
- 8 Q Uh-huh (yes).
- 9 A And the highest house is two hundred and fifty.
10 Two hundred and thirty, two hundred and fifty,
11 somewhere around there.
- 12 Q Okay. And did you put any cash down on any of the
13 houses?
- 14 A No.
- 15 Q If Lindsay said yesterday that you put fifty
16 thousand dollars down on one of the houses, do you
17 know what she would be referring to?
- 18 A Right. That would be--the houses that have the
19 loans that I acquired two years ago, that's all
20 they have are loans that--the house at 106 Allen
21 Drive in Fuquay Varina--
- 22 Q Uh-huh (yes).
- 23 A --that is a house that I pay cash. It wasn't fifty
24 thousand. It was like thirty-five, thirty-eight

- 1 thousand dollars.
- 2 Q Okay. And where did the money come from that you
- 3 put into the house?
- 4 A From my savings.
- 5 Q What account was that?
- 6 A My personal account.
- 7 Q Okay. And what bank was that with?
- 8 A Bank of America.
- 9 Q Bank of America? Is that the account you still
- 10 have now?
- 11 A Yes.
- 12 Q And was that money that you accumulated or that you
- 13 had earned? I mean--sorry. Was that money that
- 14 was given--money that was earned, or was that money
- 15 that you just accumulated through work?
- 16 A Oh, through work. My savings.
- 17 Q And do you have tenants in each of those
- 18 properties?
- 19 A Yes, except two houses.
- 20 Q What two houses do you not have tenants in?
- 21 A The 108 and the 2226.
- 22 Q Why do they not have tenants?
- 23 A Because I evict the last tenants, and they
- 24 destroyed the house. So right now I'm cleaning.

- 1 I'm cleaning the houses to be able to put it on the
2 market for rent
- 3 Q Uh-huh (yes). Have you ever had Christie or
4 Lindsay live in any of those houses?
- 5 A Yes.
- 6 Q Can you tell me when Christie and Lindsay lived in
7 the houses and which ones they were?
- 8 A Christie lived in 8509 Fayetteville Road. I rent
9 the house to her maybe two or three years ago.
- 10 Q Uh-huh (yes).
- 11 A She was living in an apartment community, and she
12 told me that her mom was going to come live with
13 her. That's because she had bad credit. She
14 couldn't get a bigger apartment. So by then she
15 was working with me in the agency. And I let her
16 know that I'm using the house as a storage, but if
17 she is willing to pay me seven hundred dollars, I
18 can rent her from the first floor up for--for her,
19 Jimmy at that time, her son, and the mom.
- 20 Q Okay.
- 21 A And we did a contract, and she was living there.
- 22 Q Lindsay was?
- 23 A No. Christie.
- 24 Q Okay.

- 1 A That was Christie for the 8509.
- 2 Lindsay, we did a contract almost a year
- 3 or year and a half ago--
- 4 Q Uh-huh (yes).
- 5 A --to live on my property, as well, because she had
- 6 bad credit and she wasn't making any money. She
- 7 was under unemployment.
- 8 Q Okay.
- 9 A And so I rent the house there. Normally it rent
- 10 for fifteen, sixteen hundred. Did seven hundred
- 11 dollars to her.
- 12 Q Okay. And then at some point Lindsay was no longer
- 13 living in one of your houses, is that right?
- 14 A Yeah. That's correct.
- 15 Q Why did--why did you ask her to leave?
- 16 A Because she didn't pay for two or three months, and
- 17 I couldn't afford to pay the difference. In this
- 18 case, I was paying eight hundred dollars out of my
- 19 pocket.
- 20 Q Uh-huh (yes).
- 21 A But when she didn't pay the seven hundred, I was
- 22 paying fifteen, sixteen hundred dollars out of my
- 23 pocket.
- 24 Q Okay. And did she have another place to go?

- 1 A I assume yes. The sister house, the mom house, her
2 own house. I don't--
- 3 Q Uh-huh (yes). But you didn't know where she was
4 going to go other than move in with family, right?
- 5 A She didn't tell me.
- 6 Q Did you ask?
- 7 A I couldn't ask, because when I asked to see my
8 daughter, she put me in jail saying that I violated
9 my order to not contact.
- 10 Q Uh-huh (yes). What were you--did you--were you
11 doing that in retaliation for her putting you in
12 jail?
- 13 A No. I didn't have the money. By that time I had
14 to hire an attorney for--get the custody of my son,
15 Ryan, because Christie decided not to bring my son
16 anymore to custody, to exchange. And I didn't know
17 what to do, so I was paying attorneys. And she
18 knows that. You guys are very expensive. And I
19 didn't have the money. And that's why I need to
20 rent the house.
- 21 Q Okay. Have you ever had the Social Security
22 number, [REDACTED]
- 23 A Yeah. That's my Social Security number.
- 24 Q Okay. Have you ever had a Social Security number

- 1 for Borda?
- 2 A Yes.
- 3 Q In your last name?
- 4 A But it's--they don't issue Social Security number.
- 5 It's just a number that you made up--I had so you
- 6 can work.
- 7 Q Okay.
- 8 A So I never have any card or anything like that.
- 9 Q Was the [REDACTED]
- 10 A That's correct.
- 11 Q And what number is that?
- 12 A A number that I made up out of my head so that I
- 13 can apply for work when I came here legally, when I
- 14 stay here legally, because I can legally.
- 15 Q Okay. And then you also got a driver's license
- 16 with that name, did you not?
- 17 A Yes.
- 18 Q And that driver's license number was 29472771? You
- 19 think that's right?
- 20 A I don't know. I don't--I don't remember those
- 21 numbers.
- 22 Q Hand you what I'll mark as Defendant's Exhibit 1.
- 23 And there are two photographs on there, driver's
- 24 license.

1 Have you had those driver's licenses?

2 A Yes.

3 Q Okay. And why did you have a driver's license in
4 two different names?

5 A I just explained that to you. When I first came
6 here--

7 Q Uh-huh (yes).

8 A --you guys take my last last name.

9 Q Uh-huh (yes).

10 A But when I applied for the citizenship--

11 Q Uh-huh (yes).

12 A --they took my first--father last name. So when I
13 first come here, all my papers say Borda. And then
14 when I become a U.S. citizen, all my papers say
15 Olivera.

16 Q Uh-huh (yes).

17 A And I don't renew the older one, so I only have the
18 Olivera.

19 Q Okay.

20 MR. ULLMAN: Let's mark that as Exhibit 1
21 for the record.

22 (DEFENDANT'S DEPOSITION EXHIBIT NO. 1

23 MARKED FOR IDENTIFICATION)

24 Q Have you ever applied for credit under the Borda

- 1 name?
- 2 A No. Oh, credit cards, you mean?
- 3 Q Yeah.
- 4 A Yeah.
- 5 Q When did you apply for credit cards under that
- 6 name? When was the last time?
- 7 A 2006, '7.
- 8 Q Do you still have that credit card?
- 9 A Yes.
- 10 Q What credit card is that?
- 11 A Master credit card. MasterCard.
- 12 Q How many credit cards do you have as you sit here
- 13 today?
- 14 A How many cards I have?
- 15 Q Yeah. How many credit cards do you have access to
- 16 in your name or the Borda name?
- 17 A Well, all the credit cards are in my name now.
- 18 Q Uh-huh (yes).
- 19 A I called the credit card companies and tell them
- 20 that I have my own Social Security number. They
- 21 update it. So all the credit cards I have are in
- 22 my name, around four or five.
- 23 Q Okay. And what are the four or five credit cards
- 24 that you have? Are they MasterCards, Visa, or--

- 1 A Oh, one is--yeah, one is MasterCard. MasterCard,
2 Visa, Visa, American Express.
- 3 Q Do you have any lines of credit for your business
4 or other loans from financial institutions?
- 5 A Lines for credit card--
- 6 Q Yes.
- 7 A No. I have a HELOC, which is home equity line of
8 credit in two houses.
- 9 Q And are those with Wells Fargo or Bank of America,
10 or?
- 11 A With Bank of America, both.
- 12 Q When's the last loan that you applied for?
- 13 A I cannot remember when it was. Maybe two or three
14 years ago.
- 15 Q Okay. Would it have been for one of the houses?
- 16 A Right. That would be--I did have refinance on one
17 of the houses.
- 18 Q Uh-huh (yes).
- 19 A I think it was the 8509. And that should be three
20 to four years ago.
- 21 Q Okay. And how much of a loan did you get?
- 22 A Oh, I just refied for a better interest rate.
- 23 Q Well, and how much is the monthly payment on that
24 property?

- 1 A Eight hundred--around eight hundred, eight--eight--
2 somewhere around there.
- 3 Q And when you filled out the paperwork for the loan,
4 what did you report as your income?
- 5 A I cannot recall.
- 6 Q Would it have been the same thing you were putting
7 on your tax return?
- 8 A Yes.
- 9 Q What are you--what are you--what have you earned
10 over the last three years annually, just average?
- 11 A What I have?
- 12 Q Yeah. What's your average income over the last
13 three years?
- 14 A Well, last year was twenty-eight.
- 15 Q Twenty-eight thousand dollars?
- 16 A Yeah. Previous to that year, somewhere around
17 thirty, forty. And if you combine that, divide it,
18 somewhere around thirty, thirty-three, thirty-five.
- 19 Q Okay.
- 20 A The average for the last three years.
- 21 Q And does your brother do some work for you?
- 22 A Yes.
- 23 Q What does your brother do for you?
- 24 A He works with me on my agency.

- 1 Q And what do you pay him?
- 2 A What did I pay him?
- 3 Q Yeah. What do you pay him? Do you pay him hourly,
- 4 or does he get a commission?
- 5 A Oh, no. He just gets salary.
- 6 Q What's his salary?
- 7 A Around two thousand to twenty-two hundred dollars a
- 8 month.
- 9 Q Okay. And do you pay your father through the
- 10 company, as well?
- 11 A You say I pay my father?
- 12 Q Do you pay your father? Uh-huh (yes).
- 13 A When--he used to work for me, but he doesn't work
- 14 for me for a year now.
- 15 Q Okay. What were you paying him when he worked for
- 16 you?
- 17 A Depends. He helped me with some work.
- 18 Q Uh-huh (yes).
- 19 A 'Cause he didn't understand English very well, so
- 20 he couldn't find job outside.
- 21 Q Uh-huh (yes).
- 22 A So--but he understand me in Spanish, so we do--he
- 23 helped me with the bookkeeping on my agency, and I
- 24 pay him. Depends on how much he help.

- 1 Q When was the last time you paid your father?
- 2 A Last year.
- 3 Q 2012?
- 4 A Yeah.
- 5 Q What do you think you paid him in 2012?
- 6 A Maybe five, six hundred dollars for the whole year.
- 7 Q Do you pay him five thousand dollars a month?
- 8 A No. Five, six hundred dollars a year--
- 9 Q Uh-huh (yes).
- 10 A --for the whole year.
- 11 Q Did you ever write a check to him or in his name
- 12 for five thousand dollars a month?
- 13 A No.
- 14 Q If Lindsay says you write a check to your father,
- 15 in his name, do you actually put it in your account
- 16 and keep the money, and it's five thousand dollars
- 17 a month, do you know what she would be referring
- 18 to?
- 19 A No.
- 20 Q Do you ever write a check to anybody for five
- 21 thousand dollars a month?
- 22 A Yeah. I used to write me checks for thirty-five
- 23 hundred, two thousand, five thousand.
- 24 Q As your owner draw, as your income?

- 1 A Yes.
- 2 Q What banks do you do business with?
- 3 A Bank of America, Wells Fargo. I only have a
- 4 account with them because I have a mortgage with
- 5 them.
- 6 Q Uh-huh (yes).
- 7 A BB&T. There I have an account because a client
- 8 paid me with the checks of BB&T, so I can cash the
- 9 check. Every time I was cashing, they would charge
- 10 me seven dollars.
- 11 Q And are you the only person on those accounts?
- 12 A Yes.
- 13 Q Do you have any accounts that are in your business
- 14 name?
- 15 A Bank of America.
- 16 Q And is that separate than accounts in just your
- 17 name?
- 18 A Yes.
- 19 Q But does it use your personal Social Security
- 20 number or your business Social Security number--
- 21 A For the--
- 22 Q --federal tax ID number?
- 23 A Right. For the company, the federal tax ID number.
- 24 There are some business accounts.

- 1 Q Are you incorporated with the State?
- 2 A LLC, yes.
- 3 Q When were you incorporated?
- 4 A Four years ago, maybe. Three--three to five years
- 5 ago, somewhere around there.
- 6 Q And the other business venture you have, is it
- 7 incorporated, or just doing business as?
- 8 A It's my name only. The houses are in my name, so
- 9 it's my name. The other one that I have with
- 10 Yvonne is incorporated, no LLC.
- 11 Q What is the name of that company?
- 12 A Wilson, comma, Yvonne & Associates, LLC.
- 13 Q What's Yvonne's full name?
- 14 A Yvonne Carrillo. Yvonne Natalia Carrillo.
- 15 Q Okay. And how do you know her?
- 16 A She was my client for--the parents, the mom and the
- 17 dad, were my clients maybe six years ago--
- 18 Q Uh-huh (yes).
- 19 A --when I was working for Nationwide. Then when I
- 20 opened my agency independently, as an independent
- 21 agent, they move with me.
- 22 Q Uh-huh (yes).
- 23 A So the mom always came and asked me, say can I give
- 24 her a job. But I don't want to mix my customers

- 1 with the daughter and then, you know, I fire her
2 for any reason and the customer get upset. So she
3 couldn't work full time anyway since she didn't
4 have insurance license. So for the past four years
5 she'd been asking me to hire her. So I had not.
- 6 Q Uh-huh (yes).
- 7 A Recently the mom come again and she said that we
8 will do a great partner because their daughter is
9 doing taxes now.
- 10 Q Uh-huh (yes).
- 11 A She's--she used to have her own company doing
12 taxes, and that she had both insurance license now
13 and that we can--if I can provide any job for her.
14 So I told her that I didn't have anything open, but
15 I've been looking to do taxes, because I have a lot
16 of clients that ask me if I can do taxes for them.
- 17 So we talk for two months, and then we
18 decide that we're going to partner together in one
19 company. And that's what we did.
- 20 Q How long have you known Yvonne?
- 21 A Since the first time she bought her car, maybe
22 four, five years ago.
- 23 Q And how old is she?
- 24 A Twenty-nine or thirty.

- 1 Q And where does she run her business? Is it out of
2 your location?
- 3 A Yes.
- 4 Q What's your work location?
- 5 A 7985 Fayetteville Road, Raleigh, North Carolina,
6 27603.
- 7 Q And does anyone else work in the office with you at
8 this time?
- 9 A Now?
- 10 Q Yeah, now.
- 11 A Yeah. Yvonne, myself and my brother.
- 12 Q Okay. And so how long has Yvonne worked for you?
- 13 A She doesn't work for me. We work together.
- 14 Q You work together?
- 15 A Yeah.
- 16 Q How long did you work together?
- 17 A Four or five years. And I only say that because
18 she gets upset, and she say, "I don't work for you.
19 We have a partnership together."
- 20 Q Are you in a romantic relationship with her now?
- 21 A No.
- 22 Q Is it a sexual relationship?
- 23 A We don't have--we only have a partnership
24 relationship and a friendship.

- 1 Q Did she go with you to the mediation that you had
2 with Lindsay for custody?
- 3 A No. Oh, yes. Yes. She and my mom went together.
4 Q Uh-huh (yes).
- 5 A I, my mom and Yvonne went together. So they wait
6 in the car, and I went out to mediation.
- 7 Q Did--did she tell you she saw Lindsay and her
8 sister leaving the courthouse?
- 9 A No. I asked my mom, and they didn't see anybody.
10 They didn't see any--
- 11 Q Why did you ask your mom?
- 12 A Because they asked me how was it and where Lindsay
13 was and if she threatened me to do something or she
14 say that I did something. I say no. They were
15 very watching with me because Lindsay lied in court
16 with Christie saying that I said that I going to
17 kill Christie.
- 18 Q Uh-huh (yes).
- 19 A And they went together to court and put a 50B.
- 20 Q Uh-huh (yes).
- 21 A You know that. Lindsay's 50B was dismissed.
22 Christie get the 50B. But then Lindsay went back
23 to the magistrate and say I assault her.
- 24 Q Uh-huh (yes).

- 1 A And we went to court and it was dismissed and not
2 guilty verdict.
- 3 Q Uh-huh (yes).
- 4 A So my family was--is watching me in the way that
5 don't get close to Lindsay in case she say, oh, now
6 you push her again or you do something to her like
7 she did say that before. So that's why my family
8 was around the mediation thing.
- 9 Q Okay. So is Lindsay kind of a liar?
- 10 A She is.
- 11 Q She is?
- 12 A Yes.
- 13 Q What does she lie about?
- 14 A That I assault her, and I never touch her.
- 15 Q Okay.
- 16 A That I'm violent.
- 17 Q Uh-huh (yes).
- 18 A That's why the 50B was dismissed. Judge Nagle
19 dismissed it. She did this before to me. And
20 that's what I showed Judge Nagle. But she file
21 50Bs on people--
- 22 Q Uh-huh (yes).
- 23 A --when they didn't do what they want. And then she
24 dismisses it when they take it to court.

1 Q Okay.

2 A And I showed that Judge Nagle that from one, two,
3 three, four different people, including myself.
4 And she did this maybe four to eight times. And
5 recently with me do it again--

6 Q Uh-huh (yes).

7 A --and then for the simple assault.

8 Q So four to eight times she's lied about you
9 assaulting her in some way?

10 A No. Other people, too.

11 Q Oh, other people?

12 A Rachel Royers, the ex-husband, Junior, the ex-mom.
13 So she'd been lying about us. And then when
14 they're about due to court, she dismisses.

15 Q And how many times has she lied about you
16 assaulting her or threatening her?

17 A All the time.

18 Q Well, I mean, can you give me some examples of like
19 when she might have lied about you assaulting her?

20 A Like, yeah, the last thing is recorded.

21 Also, two occasions, maybe one, three
22 years ago. She came to my office. We were
23 divorced already. I was work--I usually work
24 late--I used to work late. And she come to my

1 office saying that she saw me with a girl. Well,
2 it didn't matter, because we were divorced and
3 separated anyway, but I was working all the time.
4 So she came to the office. I opened the door. She
5 walk inside the office. And she was confronting me
6 about me going out with a girl. I said, "Well, I'm
7 working. I'm right here by myself. I'm not going
8 with no girls. And I just go out with my friends."

9 She get upset. And I told her, "You got
10 to go," because when she get upset, she start
11 yelling and screaming and all this kind of stuff.
12 And I said, "You got to go or I'll call the cops."

13 Q Uh-huh (yes).

14 A So she didn't want to leave, so I went to the door,
15 I opened the door. I said, "You got to go." And
16 that I was calling the cops.

17 So then she left. Now, before she left,
18 she get all the business cards that I have on the
19 front desk in my office--

20 Q Was this in January?

21 A No. That was another one.

22 Q Oh, okay.

23 A And the other one is also recorded by the police.

24 Q When was this one?

1 A Like two, three years ago.

2 Q Okay.

3 A And she get all the business cards and put it on
4 the floor, all the folders and everything.

5 Q Uh-huh (yes).

6 A And she did things like this before and then called
7 the cops and say that I assault her, or I threaten
8 her to do something.

9 So this time I called the cops. And the
10 cops come and make a report for domestic something.

11 Q Uh-huh (yes).

12 A And I explain to cop, I think it was Eagle, Officer
13 Eagle--I believe. I'm not sure of that. I
14 explained what happened, and I let him know that--
15 to please do a report because Lindsay put me in
16 jail before saying that I called her and threatened
17 her that I going to beat her up. And they put me
18 in jail for communicating threats. And then when
19 we went to court, it was dismissed.

20 So he did a report. I said--I think it's
21 a domestic incident or something like that. But
22 it--it's recorded, so you can obtain a copy of
23 that.

24 And then the latest one was in January of

1 this year.

2 Q Uh-huh (yes).

3 A Well, no, she accused me of that a couple more
4 times. But one of the examples is January of this
5 year. That I was in Peru last Christmas. I was
6 passing Christmas and New Year's Eve with my
7 family. So when I came back, Lindsay was already
8 pregnant with my daughter. She couldn't work
9 because she was collecting unemployment. And she
10 didn't have enough money through the unemployment,
11 because it wasn't enough to pay the bills. But by
12 then she was renting one of my houses.

13 So I tell her that she can come over and
14 help me, and I pay her for the help that she
15 provide me.

16 Q Uh-huh (yes).

17 A So she wasn't my bookkeeper or anything, but kind
18 of like I did to my dad. So she come whenever she
19 feel like, and she do some work for me. And I was
20 working on my computer. So her desk was over
21 there; my desk was over here. And then she started
22 looking at me like strange, and I keep working. It
23 was about five P.M.

24 And she stand up, she bring something,

1 and then she started yelling at me and insulting
2 me, that I'm a piece of shit and do that and yada
3 yada. And I tell her, "What is wrong?" And she
4 say, "I just hacked into your Sprint account, and I
5 see that you've been talking with somebody in
6 Peru." I said, "Yes. I've just come from Peru. I
7 have friends in Peru."

8 And, "I see this number from Peru."

9 I said, "Yes, I've been calling over
10 there."

11 "But I'm pretty sure it's a girl."

12 "Yes, it's my friends, my friends, girls,
13 and my friends, guys, that I'm talking to there."
14 And then she starts saying that I'm a piece of
15 shit, that I'm never going to change, that I'm--all
16 I care is about me. And then she started yelling
17 again.

18 And I told her, "You can't disrespect me
19 like that. You know, you're working right now with
20 me. The other guys are working, too. You can't
21 start calling me names, so you've got to go." Same
22 situation.

23 So she said, "I'm not going to leave."

24 "Well, you're leaving because I'm calling the cops

1 again." So then she started walking to the back of
2 my door, back door of the office. It's two doors.
3 So when she passed the first door, she slammed the
4 door and closed the door, and then she started
5 screaming "ahhh" really, really loud. And I told
6 her, "Lindsay, you can't do this. This is--this is
7 a workplace. I have neighbors. You know, it's a
8 limousine company on the other side. It's a
9 Chinese restaurant on other side. You can't do
10 this. You've got to go."

11 Excuse me. Then she keep yelling, so I
12 opened the back door. And she said, "I'm going to
13 call the cops. You just hit me." I said, "Look,
14 Lindsay, if you want to do this again, do it, all
15 right, but you're going to wait outside." She was
16 pregnant by then.

17 So she called the cops. And before she
18 left--she was on the phone with 9-1-1. So before
19 she left the back door again--

20 Q Uh-huh (yes).

21 A --she started yelling, "Oh, my gosh, stop hitting
22 me," or something like that, and then she hang up.

23 Q Uh-huh (yes).

24 A And I said, "My God, you--you've got to go." So

1 then 9-1-1 called back, but she didn't want to
2 answer. So finally she walk out, I close the door,
3 and she was waiting outside the office in her car.

4 Q Uh-huh (yes).

5 A So I called 9-1-1 because by that day I have a test
6 at Wake Tech Community College, and I was waiting
7 to see if they would come or not. So I called 9-1-
8 1 and I talked to the officer. And they said that,
9 yeah, that Lindsay was--she called and she report
10 an incident that happened into an insurance agency.
11 And I let her know that, you know, I've got to go
12 to class because I have a test today. So should I
13 leave or should I stay? So the officer told me,
14 "You need to stay until the officers arrive."

15 So then I stay. The officers arrive and
16 start talking to her outside the office. And they
17 come inside the office and they told me, you know,
18 "She just said that you just assaulted her." I
19 said, "Yes, she did say that before, and it's
20 records that she's been doing this for a while."

21 And then--so the--you know how the
22 officers are. They're like, "You know, sir," you
23 know how they be telling you that, and "bla bla."
24 So they check on her because she say I do this to

1 her mouth. So they check on her. And it was three
2 officers, Officer Gourie [phonetic] and two more
3 officers inside my office. I said, "Look, she's
4 pregnant with my daughter. I have not assaulted
5 her. You can see the records before. She even
6 said that I called her maybe seven, eight years ago
7 and I communicated threats with her, and then she
8 put me in jail. And then she dismissed the case
9 because I just not do what she want me to do.
10 Check the records and you will see that there's
11 been a pattern for her."

12 But I didn't remember that, but then
13 another officer come, an Officer Eagle. And then
14 he recognized me. He say, "Hey, I recognize you."
15 I say, "Yes, who are you?" And he say, "Yeah, you
16 know, this guy called me one year before or two
17 years before"--he didn't say--he said--I think he
18 said one year ago. And he make--I made a report
19 for him for disturbance--domestic disturbance or
20 something in his office. "Is that the same
21 person?" I said, "Yeah, that's the same person."

22 So the other officers talked to the other
23 officer and then confront her and say, "Ma'am, you
24 know, he's telling us that you did this before to

1 him; that you come to her [sic] office before.
2 This officer make the report, and you didn't tell
3 us anything like that."

4 "Oh, I just"--the officer told me that
5 she said that "I just don't want him to get in any
6 trouble. I didn't want him to go to jail. I just
7 want him to know that it's not okay for him to hit
8 women, but I don't want any trouble."

9 So the officer make the report and said
10 that he didn't see any marks or incidents of any
11 domestic violence happened or any assault happened
12 that day. So she decide to leave. And I tell the
13 officer, "Could you please ask her for the copy--
14 for the key of the office?" And they did.

15 The officer told her that if she's not
16 comfortable with his decision, she can go to the
17 magistrate and file for assault on a female. And
18 that--that was--that's the one that happened in
19 January.

20 Then on June 12th of this year--

21 Q Uh-huh (yes).

22 A --then I--I was seeing my daughter, because I was
23 seeing my daughter--

24 Q Uh-huh (yes).

1 A --almost every day.

2 Q Uh-huh (yes).

3 A And so by June 12th, I went to see my daughter that
4 night. And I stayed until nine P.M. But my
5 daughter fall asleep before nine P.M. It was
6 around eight forty, eight forty-five. Lindsay want
7 me to come back with her and to be a wife and a
8 husband again for my daughter. She say my daughter
9 need a family and we need to come back together.

10 I told her that we divorced for a reason.
11 And, you know, even though she changed--and I
12 thought she changed--you know, we can just go slow
13 or keep trying and get therapy. And she contact a
14 Christian therapist. She asked me if I was willing
15 to go with her and talk about our issues. I let
16 her know that, yes, that was fine.

17 So she takes me--one or two days before
18 she takes me the name, phone number of the
19 therapist. I let her know to go ahead and schedule
20 any therapy that she can, preferable on Wednesdays,
21 and that I going to pay for--for it. Well, that
22 day, that Wednesday that I went to see my daughter,
23 she came over. And it's a queen bed that she have,
24 so I was--I was laying down in the right side

1 beside the crib of my daughter. And she was laying
2 down on the left side.

3 So she put her head in my legs, and she
4 asked me why I don't love her. And I let her know
5 that it's not that I don't love her; it's just that
6 we have so many issues that we have to work out.

7 Q Uh-huh (yes).

8 A And she say that what she need to change in order
9 for me to love her. And I told her that she didn't
10 need to change anything; that it's better not to
11 talk about that because every time we talk about
12 that she--she get upset and yell and scream; that
13 it's better to talk in therapy, because a few days
14 ago she called me about a Christian therapist.

15 Q Uh-huh (yes).

16 A I say, "Just make the appointment, and then we can
17 talk with a third person about our issues." Then
18 she turned around, facing the other side, and--and
19 she told me, "You got to go."

20 Q Uh-huh (yes).

21 A I said, "Okay."

22 "Meredith is asleep already. There's no
23 reason for you to be here. You got to go."

24 So I said, "Okay." So I stand up, kiss

1 my daughter, but she was awake. And I told her,
2 "Can I just stay for a moment with her, because
3 it's not nine P.M." And she say, "Okay."

4 So when I was hugging my daughter--
5 because she usually--she used to sleep on my chest.
6 So I put my daughter on my chest again. She said
7 she was hungry, say, "I'm hungry." And what
8 happened is, since my daughter was born, I was--
9 every time I had my son, Ryan, we always go to eat
10 somewhere, because I want my son to interact with
11 my daughter. So I pay for everything. And we used
12 to go to restaurants and have a dinner there and
13 then, you know, come back to her house, and the
14 next day I--I went to do the exchange with
15 Christie.

16 But that day was Wednesday, so I didn't
17 have my son. But she wanted me to take her to go
18 to eat. But I told her that I can't go to eat
19 because it's late and I don't have the money. I
20 was incurring a lot of attorney fees from that. So
21 she say, "Well, I'm hungry." I said, "Well, let me
22 stay with my daughter. Go get something to eat,
23 and when you come back, I'll leave."

24 Q Uh-huh (yes).

1 A And she say, "No, I want you to get me something to
2 eat." And I said, "Well, I can't, and I won't do
3 that." So she stand up, and she said that I was a
4 jerk and that I don't want to buy her food. And it
5 was about nine P.M. now and that I have to leave.
6 I said, "Okay. I'm leaving."

7 So I put--I give her my daughter so she
8 can breastfeed my daughter, and I went downstairs.
9 And I was about to leave out the front door. And I
10 saw her come downstairs with my daughter in her
11 hand. And I say, "What are you doing?" She say,
12 "I'm going to go get me something to eat." And she
13 was putting my daughter in a car seat which was on
14 the table that was in the living room.

15 I said, "Well, I just told you I can stay
16 with her so you can go get something to eat. Why
17 you don't let me do that so I can pass more time
18 with her?" She said that I got to go. Say, "You
19 got to go."

20 "Okay. I'm leaving, but before I leave,
21 I want to tell you that--I have not tell you
22 anything before, but I think that what you're doing
23 with my daughter right now is reckless. The other
24 day, you went to my office. You want me to go to

1 have dinner with you--with her and Ryan. I tell
2 you I don't want to do that. You leave my office
3 with my daughter in the car doing wheelies on [sic]
4 the office. And--and, you know, my brother saw you
5 doing that, and I think that's reckless. The other
6 day you came to my house when you have my daughter
7 on the car at two A.M., banging on the door
8 demanding that I open the door for you. And now
9 you are taking my daughter to go get something to
10 eat after I tell you I can stay here." Because I
11 already bathe her by then. She ate, she was
12 bathed, she was ready to put her in the crib.

13 "And now you're just taking her outside
14 to buy you something to eat just because I don't go
15 to buy you something to eat? I just want to let
16 you know that I think that's reckless, and if you
17 continue that behavior, I'm going to file for
18 custody of my daughter because I don't think you're
19 doing a good job."

20 Q Okay. So were the police called on that occasion?

21 A No.

22 Q So you left?

23 A Yeah, I left.

24 Q How many other times had the police been called to

1 the residence because of you and Lindsay, or where
2 you were?

3 A To the--to the--to where I work?

4 Q Well, to where you work, where you live--

5 A Right. Where I work, it was a couple of times,
6 which the ones that I called, it was recorded. And
7 then the other ones that she call, they--that was
8 in January. It was recorded.

9 Do--the one that I'm telling you, that
10 wasn't a police report. But then she say next day
11 that I assault her that day.

12 Q Well, how many times have you called the police
13 because of something that occurred between you and
14 Lindsay ever, anywhere? House, work?

15 A Maybe three or four times.

16 Q When were the three or four times?

17 A Where we were married in the beginning.

18 Q Were they to your residence?

19 A Yes.

20 Q And then you called them to your work, as well,
21 though, right?

22 A Yes.

23 Q Is the work time in addition to the three or four
24 to the house?

- 1 A Yeah. In total--total, maybe three or four in
2 total--
- 3 Q Okay. How many times--
- 4 A --that I called them.
- 5 Q --did she call the police?
- 6 A That I'm aware of, only that day.
- 7 Q In January?
- 8 A Right.
- 9 Q And?
- 10 A And that I'm aware, maybe a couple of times,
11 because the police show up to my house saying that
12 she called them and told them that I communicated
13 threats with her.
- 14 Q When was that?
- 15 A I don't have the records, but it may be around 2005
16 or 2004. They arrest me for communicating threat.
17 I said, "Look, I'll show you on my cell phone right
18 now. She just called me."
- 19 Q Okay. So 2005, the January of 2013, and when else?
- 20 A And I don't know how many other times she called.
21 I wasn't present.
- 22 Q Has anyone else called the police because of things
23 that were going on between you and Lindsay?
- 24 A I don't know.

1 Q Has your mom ever called the police?

2 A I can't recall.

3 Q Did you ever have a time that you were in downtown
4 Raleigh and the police came because Lindsay was
5 saying that she'd been pushed out of the car while
6 it was moving?

7 A Do you know what year it was or around when it was?

8 Q I don't know.

9 A Downtown, and Lindsay called the cops because she
10 say she was--

11 Q Well, let--let me ask you something.

12 Would you--if it was ten years ago or
13 five years ago, I mean, is that really going to
14 help you remember for your wife, mother of your
15 children?

16 A You know, if you say three years ago--

17 Q Is that going to be what you need to refresh your
18 wife being pushed out of the car?

19 A I tried to think about downtown because we're never
20 in downtown. But I remember one time that we
21 weren't together anymore. It was just boyfriend
22 and girlfriend. And I was in the club with my
23 friends.

24 Q Uh-huh (yes).

1 A And then she show up to the club.

2 Q Uh-huh (yes).

3 A So then I was leaving the club--the club. And
4 there's cops, you know, those cops that are in
5 front of the door of the clubs?

6 Q Uh-huh (yes).

7 A It was a cop over there, and then she started
8 talking with the cop. So me and my friends, we
9 just left. I was with two or three friends at that
10 time. And we're just walking. And I say, "You
11 know, she might--it's better for us to leave,"
12 because that was just recently after she called and
13 do the communicating threats and we went to court
14 and I was dismissed. So I didn't want to see her
15 again.

16 But she find me in the club. And then
17 she was talking with the cops, so I told my
18 friends, you know, "It's better to leave in case
19 she say something else."

20 Q Uh-huh (yes).

21 A But it was never called. The cops were never
22 called through 9-1-1. It was a cop--those cops
23 that are in the front door.

24 Q Okay. And the cops that were in the front door,

- 1 was Lindsay telling them that you had pushed her
2 out of the car?
- 3 A I have no idea, because I wasn't there. I saw she
4 talking with the cop, and I was with my friends,
5 and I tell--I tell my friends to walk--
- 6 Q Okay.
- 7 A --to leave.
- 8 Q Were you and Lindsay ever in the car together?
- 9 A We were married. All the time.
- 10 Q I mean the time that she's saying that she's
11 talking to the police that were just outside the
12 club.
- 13 A No. No. She--she find me in the club. I was with
14 my friends.
- 15 Q But that was in downtown Raleigh somewhere?
- 16 A Yes.
- 17 Q When was this?
- 18 A I don't know the date. I don't know the time. But
19 it was a long time ago. We weren't even married by
20 that time.
- 21 Q It was before you were married?
- 22 A Yes.
- 23 Q And when were you and Lindsay married?
- 24 A Around 2003.

- 1 Q Okay.
- 2 A So that was even before. That must have been 2002
- 3 maybe.
- 4 Q Okay. And when were you divorced?
- 5 A I think 2005, '6. I'm not sure.
- 6 Q After you and Lindsay divorced, did you resume a
- 7 relationship?
- 8 A We never stopped talk. We divorced. We maybe
- 9 stopped talk for three, four or five months.
- 10 Q Uh-huh (yes).
- 11 A But then she called me and we talked. And I--I
- 12 raise at that time, my stepdaughter, since she was
- 13 one.
- 14 Q Uh-huh (yes).
- 15 A So I raise her since she was one until maybe she
- 16 was five. So she--she called me Daddy in Spanish.
- 17 So--so we used to go out to have dinner.
- 18 Q Uh-huh (yes).
- 19 A And with Isabella.
- 20 Q Okay.
- 21 A So--
- 22 Q Lindsay's daughter?
- 23 A Yes.
- 24 Q 'Cause you were saying your stepdaughter, right?

- 1 A Yes.
- 2 Q Uh-huh (yes).
- 3 A So we used to go out and talk and we date some
- 4 more.
- 5 Q Uh-huh (yes).
- 6 A So we never stopped talking. We--it's not that
- 7 we--see her every day, but I see her and I talk to
- 8 her maybe twice, three times a month.
- 9 Q Have you offered for her to come back and do work
- 10 for you managing your rental properties?
- 11 A She always helped me to rent my properties. She
- 12 always did that.
- 13 Q Uh-huh (yes).
- 14 A She was--she's the one that put the pictures on
- 15 Craigslist--
- 16 Q Uh-huh (yes).
- 17 A --and put the price and everything and show the
- 18 house and rent it. And when she does that, I give
- 19 her some money for that.
- 20 Q How much do you give her?
- 21 A Depends. Somewhere between two hundred, a hundred.
- 22 Sometimes I don't give her the money, but she say,
- 23 "I need to pay for this, and it's three hundred
- 24 dollars," so I paid for it.

1 Q Have you offered for her to come back and manage
2 your rental properties within the last two months?

3 A No. What I did is after all this happened, after
4 we went to court and everything, we started talking
5 about my daughter.

6 Q Uh-huh (yes).

7 A And she told me that she have a job with BlueCross
8 BlueShield and that she have a car and that she's
9 paying two hundred and fifty dollars a month. And
10 I told her that that was a lot, that--she said that
11 she doesn't mind to pay that money, but if she can
12 pay less, it's better. And I tell her, "Yes, so
13 you can use that money for something else if you
14 pay--paying that much."

15 So we were talking in good terms. And
16 then I asked her if she can post pictures for two
17 properties, which is the 108 and the 2226 for my
18 house, and if she needed any money, that I can pay
19 for that, like she used to do that before.

20 Q And you asked her to do that recently?

21 A Yeah. That was within the last two months.

22 Q Why were you asking her to do something if she's
23 made up all this stuff about you assaulting her and
24 the domestic violence?

- 1 A She's--no way. She's--she doesn't think in
2 consequences. She just--when you don't do what she
3 want, she just throw a fit and then she's like,
4 "I'm sorry. I didn't mean to this. I didn't mean
5 to say this." And we have a daughter together,
6 so--
- 7 Q Yeah. Well, why not just co-parent with her and
8 not offer her a job?
- 9 A Well, I didn't offer her a job.
- 10 Q You offer her money?
- 11 A I offered her if she rent the house I can give her
12 some commission from that.
- 13 Q Okay. I mean, that's a job. Commission.
14 Commission job. Sales, right?
- 15 A Right. She's--
- 16 Q Kind of like what you do in the insurance stuff,
17 right? You get commission?
- 18 A Right.
- 19 Q Right.
- 20 A But for insurance, you have a license for it.
- 21 Q Okay. Well, you don't need one for renting.
- 22 A Right.
- 23 Q That's why you asked Christie--why you asked
24 Lindsay--excuse me--Lindsay to do it, right?

- 1 A I--I asked if she could help me.
- 2 Q Okay. So you were going to give her a couple
- 3 hundred dollars, so that's work, right? For pay?
- 4 Commission?
- 5 A Yeah. If you say so, yeah.
- 6 Q Right? Well, not if I say so. I mean, you're--do
- 7 you agree with me that's--I mean, is it work or is
- 8 it not work?
- 9 A Well, work for me means that I tell you to come
- 10 nine to five or I tell you to do this description
- 11 and this and this much. I asked her for help. I
- 12 tell her if she can help me with this, then you do
- 13 that, but you don't have to do it. So she didn't
- 14 do it.
- 15 Q Okay. But you were going to pay her if she did?
- 16 A Yeah.
- 17 Q Okay. And did she ask you not to bring Yvonne to
- 18 the exchanges with you and Meredith and Lindsay?
- 19 A She asked me that in the last mediation that we
- 20 have.
- 21 Q Have you been--
- 22 A Which she--
- 23 Q --going just by yourself and without Lind--with
- 24 Yvonne, or--

1 A No. She mentioned that every time I have the
2 exchange for my son Ryan, my mom and Yvonne go with
3 me to pick up my son.

4 Q Uh-huh (yes).

5 A So one day Christie, the mother of my son, show up
6 with Lindsay together to drop Ryan. So Yvonne was
7 with me, so we pick up Ryan.

8 Q Uh-huh (yes).

9 A And the first time after three months and a half
10 that I was able to see my son again after Christie
11 decided not to bring him anymore, she, Christie,
12 send third parties to pick up--or give me my son.

13 Q Uh-huh (yes).

14 A So they start video recording that. I was video
15 recording every time I went to pick up my son, and
16 she, Christie, never show up in case she say that I
17 never went, which it happens. But after the judge
18 say that I am able to see my son again, then the
19 third party come and they start video recording the
20 pickup of my son.

21 So after that first time we started doing
22 the same thing. We start recording all the--
23 videos--exchange in case they say something else,
24 that I never show up, that I--

- 1 Q Now, you're talking about with Christie, right?
- 2 A Yeah. I'm talking about what--what happened with
- 3 Lindsay when she bring my--my son--
- 4 Q Uh-huh (yes).
- 5 A --with Christie then I was with Yvonne and
- 6 recording that. So after that--
- 7 Q So y'all are bringing her and she records things?
- 8 A Yes.
- 9 Q Between you and Lindsay?
- 10 A Me and my mom. Christie. Not Lindsay.
- 11 Q Would you take Yvonne to exchanges with Lindsay?
- 12 A No. She's coming with me only once, and she's
- 13 waiting on the--on my car. And then I go if--
- 14 Q Only one time she's been with you to exchanges with
- 15 Lindsay since Lindsay said, "I'd rather you not
- 16 bring her"?
- 17 A Yes. Yeah. But she--no, no, no. On mediation,
- 18 which it was this beginning of October, then
- 19 Lindsay said at mediation that she didn't want me
- 20 to have a hostile exchange with me and my daughter.
- 21 And by "hostile" she means that every time that we
- 22 exchange my son we video recording a day--Christie
- 23 probably is video recording. That she didn't like
- 24 that. That she didn't feel comfortable with that.

1 Q Okay.

2 A So then she asked that we don't do that for
3 Meredith, so then I told her that she hasn't to
4 worry about that, that what we can do is we can
5 meet in a public place where they have video
6 cameras and then we don't have to worry about that.
7 And--and that's what we did. We agreed that we're
8 going to do the exchange at Babies"R"Us in Cary
9 where they have cameras and everything, inside.

10 So the first day that she bring my
11 daughter we didn't meet there. We meet in Pullen
12 Park in Western Boulevard. And there was a gas
13 station there.

14 Q Uh-huh (yes).

15 A So she was there. Her sister, Jessica, was there.

16 Q Uh-huh (yes).

17 A So I was with my mom and Yvonne on the truck, and
18 we parked on the other side. And then I pick up my
19 daughter. And then when I dropped my daughter I
20 dropped her on the same point. And the sister,
21 Jessica, was there, and Lindsay was there.

22 And that's when Lindsay come all the way
23 down to my truck and she saw that Yvonne was there
24 in my truck. And after that day she say, "I've

1 been asking that Yvonne don't come because of the
2 hostile." I said, "What is hostile? We're
3 supposed to be exchange my daughter here. If you
4 come all the way down to my car to see who is in my
5 car and you see Yvonne, what is the hostile in
6 that?"

7 Q So it was just one time--

8 A Yes.

9 Q --you were testifying?

10 A Yes.

11 Q Are you going to take Yvonne back to the other
12 exchanges?

13 A No. Because after that we have met on Babies"R"Us
14 with my mom a couple times, once to pick up my
15 daughter and once to drop my daughter. And then I
16 have met my daughter on the daycare, which is
17 Wednesdays.

18 Q Uh-huh (yes).

19 A And I drop my daughter at five P.M. That was on
20 Wednesday, October the 9th. And Lindsay was there,
21 my mom was with me on my truck.

22 Then we were leaving and then I talked to
23 Lindsay over the phone. And then she said that for
24 me to be able to see my daughter first I will have

1 to literally text her that Yvonne Carrillo will not
2 be present at any or at all exchange of my
3 daughter.

4 Q Uh-huh (yes).

5 A So after I literally text her that then she text me
6 the address for the daycare, so that's when I went
7 to pick up my daughter in daycare. Then I drop her
8 in the daycare. That was last Wednesday.

9 Q Are you--I mean, are you and Lindsay not getting
10 along, then as--I mean, October? We're in October.
11 I guess--I mean, this exchange was in October.

12 So are you not getting along with Lindsay
13 at this point?

14 A Well, for the sake of my daughter, we--we tried to
15 parenting her in the best way.

16 Q I know you're trying to, but I'm saying are you
17 getting along with her or not? I mean, you're
18 describing it as hostile. She's saying--

19 A Well, she said--

20 Q --you're videotaping it.

21 A Right.

22 Q I'm hearing she's telling you--

23 A She's saying--

24 Q --to come over to the daycare. I mean, is it a

- 1 hostile thing between you and Lindsay now or not?
- 2 A I don't say hostile, but I'd say that she just
- 3 don't want me to bring Yvonne, so I stopped bring
- 4 Yvonne.
- 5 Q Uh-huh (yes).
- 6 A So it's just my mom to come with me.
- 7 Q All right. And do you currently pay any child
- 8 support to Lindsay for Meredith?
- 9 A Yes.
- 10 Q How much do you pay?
- 11 A A hundred and fifty-something.
- 12 Q When did you start paying that?
- 13 A Three, four months ago.
- 14 Q How did you come up with that figure?
- 15 A I went to the website of child support.
- 16 Q Uh-huh (yes).
- 17 A And plug in the numbers that I figured that she was
- 18 making and I was making, and it come up with that,
- 19 for that money.
- 20 Q Okay. And do you pay for any health insurance for
- 21 your daughter or any daycare expenses?
- 22 A I pay for my daughter? No. No daycare. No health
- 23 insurance.
- 24 Q Do you pay anything to Ms. Esposito for Ryan's

- 1 care?
- 2 A Yes.
- 3 Q What do you pay to Ms. Esposito?
- 4 A A hundred and sixty dollars.
- 5 Q How do you pay that?
- 6 A I make a deposit into her bank account. I have the
- 7 deposit slips, so I can show you.
- 8 Q To Christie, you're paying a hundred and sixty
- 9 dollars a month?
- 10 A Yes.
- 11 Q How long have you been doing that?
- 12 A Three or four months.
- 13 Q What bank account number is that?
- 14 A Wachovia. I don't know the account number. Every
- 15 time I go I just give her a name, Christie
- 16 Esposito, the address, and I tell them to please
- 17 verify that's the person and they say yes, and they
- 18 deposit it into her bank account.
- 19 Q Well, do you deposit a check?
- 20 A Yes. All the time, so I can show you my checks.
- 21 Q And do you have those with you today?
- 22 A No.
- 23 Q So you're saying you could--you could just show me;
- 24 you just can't show me now?

- 1 A Right.
- 2 Q How did you arrive at the hundred-and-sixty-dollar
- 3 figure?
- 4 A Again, my other attorney told me to went to the
- 5 website of child support--
- 6 Q Uh-huh (yes).
- 7 A --and do--do a Schedule B, which is joint physical
- 8 shared custody.
- 9 Q Right.
- 10 A Put the dates. Put the months. And it come up
- 11 with that figure.
- 12 Q That was Ms. Moore?
- 13 A No. No. No. That was another attorney that I
- 14 interviewed. It's a law firm in downtown.
- 15 Katherine something. I can't remember her name,
- 16 but I was interviewing attorneys.
- 17 Q Kathleen Murphy? Katherine Frye?
- 18 A Kathleen Murphy. I think that's what--what's the
- 19 law firm that she work for?
- 20 Q No, it's her law firm. Okay.
- 21 A Oh. No. No. No. Kathleen Murphy. No. I
- 22 interviewed her, too, and she's in downtown,
- 23 Capital One building. No. I interviewed her, too,
- 24 but it wasn't her. It was another one that is in--

- 1 in downtown. I don't remember, but I can find out
2 for you. I have the emails.
- 3 Q Okay. And at some point you and Ms. Esposito had a
4 romantic relationship?
- 5 A Uh-huh (yes).
- 6 Q When do you say that was?
- 7 A I can't tell you for sure, but it was going on on
8 and off. I would say more than five years ago.
- 9 Q More than five years ago?
- 10 A Yeah. So we have on and off for five years.
- 11 Q Right. So it ended more than five--like somewhere
12 in 2008 or 2009?
- 13 A It was when I was working for Nationwide.
- 14 Q Uh-huh (yes).
- 15 A And I was in Fuquay Varina, so I have with this
16 agency four years, two years, six years ago with
17 2013. Around 2006 or 2007.
- 18 Q Okay. And then at some point she conceived Ryan?
- 19 A Right.
- 20 Q Do you know when that was?
- 21 A Yeah. I don't remember the date, but it was on my
22 house. The day she came over to my house in the
23 morning, and I have witnesses to that. Landscaping
24 guys who was doing the landscaping on my house, so

1 they saw her come in my house. And we have a
2 sexual relation.

3 And--and then she was leaving my house.
4 And in the parking lot she told me that she might
5 not going to be able to go to work. And I said,
6 "Why?" Because Aaron, which she told me she wasn't
7 seeing anymore--

8 Q Uh-huh (yes).

9 A --which is the boyfriend, he was on the way to my
10 house. Because he put a GPS into her phone, and he
11 called her and asked her where--where is she. And
12 she told her [sic] that she was around the office,
13 but then he told her that she was at my house at
14 this address and that he was on his way to my
15 house.

16 Q Uh-huh (yes).

17 A So I didn't give her any like, well, you're telling
18 me you're not seeing this guy and now you're seeing
19 this guy. So I said, okay, well, you know, just
20 call me and let me know if everything's going to be
21 okay.

22 Q All right. Well, let me ask you this. So your
23 testimony is that she came over to your house?

24 A Yeah.

- 1 Q Were you in a dating relationship at that time?
- 2 A I'm telling you we were in a on-and-off
- 3 relationship for a while.
- 4 Q So from time to time after the 2008, 2009, you
- 5 would have sex with her from time to time?
- 6 A Yeah. And I have friends that--her friends can
- 7 witness for that, too. I bring actually one of the
- 8 friends in the first court, and she testified that
- 9 in court.
- 10 Q Okay. That she would see Christie come over to
- 11 your house?
- 12 A Uh-huh (yes). And that she see us go to the clubs
- 13 together and--because we went to clubs with her
- 14 friend and everything together. And--
- 15 Q Was the time that Ryan was conceived the last time
- 16 you had sex with her?
- 17 A No.
- 18 Q You had sex after that?
- 19 A Yeah.
- 20 Q When would you say you had sex after Ryan was
- 21 conceived?
- 22 A I cannot tell you exact date.
- 23 Q Uh-huh (yes).
- 24 A But we have intercourse maybe once or twice a week

- 1 after Ryan was conceived.
- 2 Q Until when?
- 3 A She was pregnant already, and she didn't know who
- 4 the father was. She told me she was pregnant and
- 5 that she had maybe around three to four months.
- 6 And she didn't know who the father was.
- 7 Q Uh-huh (yes).
- 8 A And her relationship with Aaron was getting more
- 9 serious, and then we keep having sex. She was
- 10 maybe seven, eight months pregnant.
- 11 Q Let me ask you this. So you were having sex with
- 12 her once or twice a week up until the time she was
- 13 seven or eight months pregnant?
- 14 A Uh-huh (yes).
- 15 Q Were you having sex with her before she conceived
- 16 Ryan?
- 17 A We have sex before we conceive Ryan?
- 18 Q Yeah.
- 19 A Yes.
- 20 Q I mean, on a--after the relationship ended, at the
- 21 same frequency or same once or twice a week before
- 22 Ryan was conceived?
- 23 A Did we have sex?
- 24 Q Yeah.

1 A Yes.

2 Q In between that 2009 until Ryan's conception, I
3 mean, is there any period where you just didn't see
4 her anymore?

5 A Why--why--oh, no. We--yes. She was married. I
6 don't know. She--she remarried. She divorced and
7 then we going on. We go out with the friends, and
8 we go to clubs, to restaurants and everything. I
9 even go out with her and Jimmy, her other son, to
10 restaurants.

11 Q Uh-huh (yes).

12 A And then she get married. I don't remember what
13 year, but between 2009 and now--or 2008 and now, to
14 this guy, Charles Bosman.

15 Q Uh-huh (yes).

16 A So she went to live close to Fayetteville base.

17 Q Okay.

18 A So I didn't see her for a while. I didn't see her
19 maybe for four, five, six months.

20 Q Okay.

21 A And then she came back one day into my office
22 because she was working for Nationwide back then.

23 Q Uh-huh (yes).

24 A And she said that her boss just touch her shoulder

1 and tell her that today is the last day that she
2 can work because he doesn't have more money to pay.

3 Q Uh-huh (yes).

4 A And I told her that why he would do something like
5 this; at least give her two weeks. And she started
6 crying and saying that the current husband, in that
7 case, Charles Bosman, don't give her money for her
8 or Jimmy and they have a weird marriage
9 relationship. So she had to pay her own bills, and
10 she cannot be without a job or anything.

11 And by then I have full staff in my
12 office. But she used to work with me before at
13 Nationwide. So I tell her that I don't have a
14 position that I can pay her eighteen dollars per
15 hour she was making before at Nationwide; I can
16 only offer her I think eight or nine dollars per
17 hour.

18 Q Uh-huh (yes).

19 A And just try to find a spot for her. So she said
20 that that's fine, that whatever is better than
21 nothing. And then she start working for me. So
22 I--

23 Q Is that when the relationship started back?

24 A Back. Yes.

1 Q So when she started working back for you, the
2 sexual relationship started back?

3 A Yes. But previous to she start working for me--

4 Q Uh-huh (yes).

5 A --she was married, but she came over to my parent's
6 house, because I was living at my parent's house at
7 once. And she was married, and she said that she
8 fight too much with her husband and he is not what
9 he used to say he was, and he is mean to Jimmy and
10 that he would have gotten into Jimmy's head. And
11 she don't know what to do because she really need
12 support for living, that she can't live by herself.
13 So we have sex before she started working with me
14 while she was married with this other husband.

15 Q And was she living in one of your rental
16 properties?

17 A No. Not at that time. She was--

18 Q When did she start living in your rental property?

19 A After she worked with me, she was working--she was
20 living in an apartment community close to my
21 office. It's in Garner or Raleigh. After maybe a
22 year, year and a half or two years that she start
23 working for me, her mom is going to come living
24 with her.

1 Q Right.

2 A Because her mom--or her stepmother is an alcoholic
3 and nobody want her and she was getting bad with
4 alcohol and she want her to help.

5 So I said, "Well, that's good, because
6 she's your mom." She tried to rent a bigger
7 apartment, but they didn't give her because of her
8 credit. So--and she was worried because her other
9 brothers don't want the mom because she's always
10 with alcohol and just gave up on her.

11 I told her that I can rent the house that
12 I use for storage because it's two blocks away from
13 my office. Only had asked her for her to live--
14 say, "You have enough space for you, for your mom
15 and for Jimmy, but I will close downstairs because
16 I still using this as storage. And I will rent it
17 for you, because you work for me, for seven hundred
18 dollars." And--six or seven hundred. Somewhere
19 around there. And she said, "Fine."

20 And that's why I rent my property to her,
21 maybe two years after she start working for me.

22 Q And then at what time did that rental arrangement
23 stop between you and her?

24 A It was a one-year contract of the lease, so after

1 one year we have to renew the lease. So we renew
2 it one more year. Mom come live with her. That's
3 when--mom can testify about Aaron's behavior. But
4 then Christie was getting upset of her mom, because
5 she started seeing this guy, Aaron, and he was
6 living in Virginia. And Christie started having
7 issues with the mom, because this guy, Aaron,
8 started coming to spend nights with her at the
9 house. But then they been having some violent
10 relationship, and the cops were called in the
11 house.

12 So I asked her about what happened with
13 the police being in the house, and she told me
14 something about her mom. But she kicked the mom
15 out, but then the boyfriend started living with
16 her. So I told her that, you know, that she's
17 paying seven hundred, she's--usually in the
18 beginning it will take only two rooms. So I rent
19 two rooms of the house, and the kitchen and living
20 area. But now, she's taking three rooms, and I
21 have not increased the rent or anything but that
22 was because of the mom and--and then the niece is
23 start coming and living with her, too, as well,
24 because she had some issues with the mom.

1 And then now the boyfriend is coming to
2 live. I say, "You know, now, I--I am paying out of
3 my pocket for the mortgage because what you're
4 paying me is not enough. But if he's going to live
5 with you, then I want to raise the rent at least a
6 hundred dollars so at least you can pay the
7 mortgage and I pay the taxes and insurance."

8 And she said that that wasn't fair, that
9 she didn't have the money. And she started crying
10 that she didn't have any money or anything like
11 that. I said, "Well, don't he work?" And she said
12 that he works, but he works to pay his apartment in
13 Virginia and after he works to pay that apartment
14 he doesn't have any more money. I said, "Okay."

15 So I didn't raise her, but she didn't
16 give me any--any more for the rent. So after two--
17 two more months, I tell her that I have to sell the
18 house because--

19 Q When did Aaron come and live in the house?

20 A I don't know. I don't know exactly.

21 Q When Ryan was conceived, was Aaron living in the
22 house? Do you know?

23 A I don't know, but if he were living at the house
24 when Ryan was conceived, he wouldn't make it to my

- 1 house in five minutes. So it's no way that he was
2 there, because by the time that she talked five
3 minutes in my driveway, he would be over there.
- 4 Q But he was somewhere in the area to be there in
5 five minutes?
- 6 A Right. I think--I think by that time when Ryan was
7 conceived, she was already moved to the house that
8 she live in right now. That 22 Saddle Tree--228
9 Saddle Tree. And that's when the guy called her.
10 And she was sitting in my driveway, and she said
11 that he was on his way. That took like about maybe
12 twenty, twenty-five minutes.
- 13 Q When was the first time that you ever heard that
14 Christie said that you raped her at the time of
15 conception?
- 16 A Well, she never said "rape." She tried to
17 insinuate that it wasn't conceive [sic].
- 18 Q Okay. When is the first time that she insinuated?
- 19 A That she said by her own words, it was in court
20 when I filed for custody of my son. That was with
21 Mrs. Moore.
- 22 Q Uh-huh (yes).
- 23 A And that was beginning of this year.
- 24 Q Uh-huh (yes). The people that were doing the

- 1 landscaping, are they contract workers or people
2 that you have there all the time?
- 3 A They have their own--I mean, it's a company that I
4 hire to come and cut the grass.
- 5 Q If you didn't know it was going to be a rape
6 allegation--
- 7 A No.
- 8 Q --how is that you could say to the landscaping
9 guys, "Don't you remember that woman that came over
10 here?" I mean, there would have been nothing of
11 note about a woman coming over voluntarily having
12 sex when the--
- 13 A Oh. Because--
- 14 Q --landscaping guys--I mean, how would they--how
15 would these guys that were doing your landscaping
16 remember some woman coming over to your house?
- 17 A Because Christie worked for me.
- 18 Q Uh-huh (yes).
- 19 A She sit at front. And the company that cut my
20 grass is one of my insureds. So every time he come
21 and make payments he paid the payments to Christie.
22 So the guy told me, he say, "Is that Christie?" I
23 say, "Yes." And that's how he remembered Christie.
- 24 Q Why would he--why would he make a note of, I mean,

- 1 something nine, ten months earlier?
- 2 A I don't understand what you--
- 3 Q The first time you heard about the rape accusation
- 4 was in February 2013? That's when you were in
- 5 court?
- 6 A Right.
- 7 Q And Ryan was born--when--what is Ryan's birthday?
- 8 A July 17.
- 9 Q Okay. 2012?
- 10 A Uh-huh (yes).
- 11 Q Okay. So at that point, August, September,
- 12 October, November, December, January, and then
- 13 February, six, seven months gestation period, how
- 14 does this guy remember who came over to your house
- 15 sixteen months ago?
- 16 A I don't know. You can ask him the question, but--
- 17 Q It's a pretty good memory.
- 18 A Yeah. I'm pretty sure he will remember, because--
- 19 because it's Christie. And on the office we don't
- 20 kiss and--or hug or anything.
- 21 Q Uh-huh (yes).
- 22 A So I never talk about my personal life. So every
- 23 time he come and talk to Christie and talk to me--
- 24 Q Uh-huh (yes).

- 1 A --I never say she was my partner or anything.
- 2 Q Uh-huh (yes).
- 3 A But that day that he saw her at my house--
- 4 Q Uh-huh (yes).
- 5 A --he--he told me, "that's Christie?" I said,
- 6 "Yes."
- 7 Q How do you classify your relationship when she came
- 8 back to work for you living in the--your rental
- 9 property? I mean, do you call it that you were
- 10 dating? Was it--I mean, no classification?
- 11 A I think dating.
- 12 Q Dating?
- 13 A Uh-huh (yes).
- 14 Q Were you dating other people?
- 15 A At the same time that I was dating Christie? No.
- 16 Q Were you having sex with other people at the time
- 17 that you were dating Christie?
- 18 A If I have, yes, it could be Lindsay.
- 19 Q Anybody else?
- 20 A No.
- 21 Q I mean, and actually Lindsay and Christie were
- 22 pregnant at the same time.
- 23 A Yeah. I didn't think it was the same time, but I
- 24 think they were pregnant together.

1 Q Both--

2 A Yeah.

3 Q Yeah, pregnant together.

4 A And it's funny because I was married with Lindsay
5 and Christie was married with James. That's how we
6 met each other. We met years ago. I was married
7 with Lindsay. He was--she was married with James.
8 She wasn't happy with her marriage. I wasn't happy
9 with my marriage. We were working together, and
10 then we started going out and then we started
11 having sex together. And then we started dating on
12 and off.

13 And then she divorced James. I divorced
14 Lindsay. But Lindsay don't like Christie, because
15 she was always saying that I was sleeping with
16 Christie and that I divorced her for--because I
17 want to be with Christie. So Lindsay find out--
18 when Lindsay hack into my emails at Nationwide, she
19 find out a naked picture that Christie was sending
20 me to my emails. It was like three or four naked
21 pictures.

22 And what Lindsay did is she get those
23 emails and that picture and forward to all my
24 family in Peru, here--

- 1 Q Right.
- 2 A --my boss, my coworkers, everywhere.
- 3 Q So she was jealous about it?
- 4 A Yeah.
- 5 Q Let me ask you something. When was Meredith born?
- 6 A This year.
- 7 Q Uh-huh (yes). When this year?
- 8 A March 16.
- 9 Q Okay. And--all right. You can--and so Lindsay was
- 10 jealous. I just want to put that on the record.
- 11 A Right. So Lindsay never liked Christie, because
- 12 Lindsay thought that I divorced her because I want
- 13 to be with Christie.
- 14 Q Uh-huh (yes).
- 15 A Christie never liked Lindsay, because Christie was
- 16 saying that she was abusive to me. And Christie
- 17 want to be with me in a relationship and married
- 18 and everything. So that's how they know each
- 19 other, and that's how they didn't like each other
- 20 for years until June 12th of this year when I tell
- 21 Lindsay that I don't want to be with her, she
- 22 called Christie and told her that I told Lindsay
- 23 that I want to kill Christie for all the false
- 24 accusations Christie did against me with the

- 1 Department of Insurance, Homeland Security and the
2 cops and everywhere.
- 3 Q Uh-huh (yes).
- 4 A And that's how they become best friends now, try to
5 frame me and say something against me so I cannot
6 have my son or my daughter.
- 7 Q Well, you've heard the tape of you and Lindsay?
- 8 A Uh-huh (yes).
- 9 Q Right?
- 10 A Yeah. And I clearly say on the tape that I do--not
11 going to do anything to Christie. She say, "But
12 what are you going to do to Christie?" And I say,
13 "I'm not going to do anything."
- 14 Q But don't you say--
- 15 A You hear that.
- 16 Q --that you want to get revenge?
- 17 A I didn't--
- 18 Q It's cold, it's sweet?
- 19 A --say "revenge." I said--
- 20 Q You say when--when it happens it will be cold,
21 sweet and perfect?
- 22 A No. No. I say--
- 23 Q What did you say?
- 24 A --this. I say this. She keep asking me--and

1 please, I understand your job, but if you really
2 try to see this--Lindsay called me that day I left
3 the house, and she say I assault her. We talk on
4 the phone, and we have text message every single
5 day.

6 Q Uh-huh (yes).

7 A I can show you that. She called me that day after
8 I left her house--

9 Q Uh-huh (yes).

10 A --after I supposedly--she say that I assault her.
11 She was afraid of me. Because I left her house
12 around nine, nine-fifteen. After that she called
13 me and had that phone conversation with me at
14 twelve-something P.M. that night for twenty-five
15 minutes on the phone.

16 Q Uh-huh (yes).

17 A So if she was so afraid of me why did she call me
18 and talk to me about this? Then she record a
19 conversation.

20 Q Uh-huh (yes).

21 A And the first thing she did that night, it was,
22 number one, call me three, four, five, six times,
23 and I have no answer, because I have left the house
24 already and I didn't want to talk to her. So she

1 called me several times. I didn't answer until
2 thirty minutes later I have answered the phone and
3 I say, "Why are you calling me so insistently? Is
4 everything okay with my daughter?" And she kept
5 saying, "Oh, I need to talk to you."

6 I said, "Well, you're talking to me right
7 now." And she say, "No. Come back to the house."
8 I said, "I'm not going to come back to the house.
9 I'm getting close to my house, and I'm not going to
10 come back to your house. Just tell me if my
11 daughter is okay." And then she say, "Yes.
12 Meredith's okay. But I want to let you know that
13 Christie have received an email from Homeland
14 Security saying that they've started investigation
15 on you and that will be proof enough saying that I
16 have no contact with Homeland Security, that the
17 one that contacted Homeland Security was Christie."

18 And I told her that I was tired of
19 Christie calling the Department of Insurance, which
20 she did two or three times already, and they've
21 been auditing me and my office two or three times.
22 I am tired of Christie calling the cops and
23 accusing my brother of driving while he was
24 intoxicated and drugs and alcohol while having my

1 son in my car. And I have the police report from
2 that. I am tired of Christie been calling
3 insurance companies that I work with and telling
4 them that I was comingling funds and that I have
5 illegal people working in my office.

6 Q Uh-huh (yes).

7 A And if she can prove me--

8 Q Uh-huh (yes).

9 A --that Lindsay call Homeland Security, then that
10 I'm tired of that that I also going to respond to
11 that. And the way that I'm going to do is just
12 going to do perfect. It's just going to do--I'm
13 going to do my homework, and I'm going to be cold.
14 And it's going--do a good homework.

15 So what I was referring is I'm not going
16 to call and full accuse Christie of something that
17 she been doing. I was about to call--and I did--
18 didn't do that, but she's been lying to Social
19 Security, been saying that she didn't make enough
20 money to get Social Security for her son to get
21 food stamps and to get--what is the other one?
22 EBT.

23 And me and other two people know that,
24 too, as well. And I was referring that I going to

1 call Social Security services or social services or
2 human services, whatever it is called--

3 Q Uh-huh (yes).

4 A --and I going to report on Christie so she can feel
5 what having having an audit for something in this
6 case she really doing.

7 Q Uh-huh (yes).

8 A I have never say I'm going to kill Christie. I
9 have never say that I going to harm Christie.
10 Lindsay keep asking me in that phone conversation,
11 "What are you going to do to her? What are you
12 going to do to her?" I keep saying to her, "I'm
13 not going to do anything." And it's recorded.

14 Q Uh-huh (yes).

15 A "Christie give enough rope to hang herself."
16 That's what I said.

17 Q Uh-huh (yes).

18 A But I have never any intention of harm Christie or
19 do anything to Christie.

20 Q So Lindsay and the judge and Christie misconstrued
21 it?

22 A It is. And thanks to Lindsay lying in court and
23 Christie lying in court.

24 Q Uh-huh (yes).

- 1 A And--and just part of the phone conversation, and
2 my attorney wasn't ready.
- 3 Q Uh-huh (yes).
- 4 A Then that happened.
- 5 Q So your attorney wasn't ready for that?
- 6 A Yeah. You know why? Because we knew about that
7 phone conversation because of the first--see, Judge
8 Nagle heard that phone conversation, and Judge
9 Nagle say, "All right. It's going to be dismissed
10 because Lindsay is lying and this is"--that's what
11 Lindsay--50B was first, and that was dismissed.
12 That was Ashley Moore, my attorney.
- 13 Q Uh-huh (yes).
- 14 A Then you were under the impression that John
15 McWilliams going to be my attorney for the 50B of
16 Christie. And I was under that impression, too.
17 But a few days before the trial he told me that he
18 give my case to Holly King because she was my
19 attorney for my custody now. And that she is doing
20 this before, too, yada, yada.
- 21 Q Right.
- 22 A So that was two or three days before the trial.
- 23 Q So you didn't have any--and Holly wasn't affiliated
24 with their office, right?

- 1 A No. Holly is a different firm.
- 2 Q Why did--so what happened there?
- 3 A So when I went to Holly and I said, "Holly, look.
- 4 See. We need to talk. I mean, what is going to
- 5 be--you didn't ask me any questions. It's a 50B."
- 6 And I told her, "Well, how"--
- 7 Q So John McWilliams just said you're going with her?
- 8 A Yeah.
- 9 Q Let me ask you something. Was that because of the
- 10 emails?
- 11 A What emails?
- 12 Q The emails that--the emails that were going back
- 13 and forth you had access to with Christie.
- 14 A No. That was the--that's because every time John
- 15 went to court with my 50B with Christie he have a
- 16 superior court.
- 17 Q Uh-huh (yes).
- 18 A And he already move my court I think twice.
- 19 Q Right.
- 20 A And he say, "I don't want to move your court one
- 21 more time." And I wasn't ready. I didn't--I mean,
- 22 I had to carry the first interview.
- 23 Q Right.
- 24 A "But now that you're doing your custody with Holly

1 King"--

2 Q Uh-huh (yes).

3 A --"then I think you can do--she can do the 50B."

4 So I went to Holly's office and tell
5 Holly, say, "We need to talk. You need to ask me
6 some questions about that." And she said, "Wilson,
7 I have everything you sent me. I have all the
8 paperworks that I have from Ashley, so don't
9 worry." I said, "Well, what about--

10 Q Why didn't Ashley keep the case?

11 A Oh. Every time we went to court with Ashley--

12 Q Uh-huh (yes).

13 A --I always have my folder, everything ready like
14 you with your exhibits and all that. And Ashley,
15 every time we went to court, I sit beside her I put
16 my papers, you know, this, this, this. You know,
17 if they say this, here is the proof.

18 But every time Ashley present my case,
19 she never had the papers. She's like, "Judge, give
20 me a minute. Judge, hold up." Then she'd say, "Do
21 you have that?" "Yes, right here, but I give you a
22 copy." "Judge, look, this is"--

23 Q Uh-huh (yes).

24 A So I told several times, Ashley, I say, "Ashley, if

- 1 this was a business transaction, I don't care."
- 2 Q Right.
- 3 A "But this is my son."
- 4 Q Uh-huh (yes).
- 5 A "This is the custody of my son. And I cannot pay
- 6 you to go to court and not be prepared or have your
- 7 paperwork ready." And, "We're--but we're winning."
- 8 Say, "Yes, but I don't want to win just because of
- 9 you are not prepared and--I want to win because you
- 10 have the facts. You have the truth."
- 11 Q Yeah.
- 12 A "I've given you the proper paperwork."
- 13 Q Well, you also had the emails between Christie and
- 14 her lawyer, right?
- 15 A Yeah.
- 16 Q That helps preparing.
- 17 A Right.
- 18 Q Right?
- 19 A And--you ask me different questions.
- 20 Q So you had the emails of Christie to Scott
- 21 Montgomery?
- 22 A Well, and again, this is--
- 23 Q Did you have emails from Christie Esposito to Scott
- 24 Montgomery?

- 1 A Yes.
- 2 Q And from Scott Montgomery to Christie Esposito?
- 3 A Yes.
- 4 Q And you had those before you were going to court?
- 5 A Yes. And I had those because Montgomery sent that
- 6 email to my attorney, and my attorney sent it to
- 7 me. You--you guys--
- 8 Q There's only one?
- 9 A --didn't read that. You guys didn't read it. I
- 10 sent--I cannot believe that you guys say something
- 11 and you guys don't read. If you read the emails
- 12 you will see that that email was forward from
- 13 Christie to Charles, to Charles to Ashley, to
- 14 Ashley to me--
- 15 Q You're saying the emails between Scott--
- 16 A --to me to Ashley.
- 17 Q --Montgomery and Christie are only emails that
- 18 Scott Montgomery forwarded to Ashley?
- 19 A The only email that I have and that I provide was
- 20 emails that Christie sent to Charles Montgomery,
- 21 Charles Montgomery to Ashley, Ashley to me, me to
- 22 Ashley, Ashley to Charles.
- 23 Q Okay.
- 24 A And when they were saying something about like, oh,

- 1 he have access to this and yada yada.
- 2 Q So you didn't have access to her account?
- 3 A To her mail account?
- 4 Q Yeah.
- 5 A No.
- 6 Q You never had access to Christie's email account?
- 7 A I have never seen Christie's emails in a computer.
- 8 I have never logged in to her account. I have
- 9 never illegally went into her accounts and see
- 10 that. You can put lie detector on me.
- 11 Q So when Lindsay says that you and she would go into
- 12 Lindsay's--I mean, into Christie's email accounts,
- 13 her personal emails account--
- 14 A Who say that?
- 15 Q Lindsay.
- 16 A All right. All right.
- 17 Q Did you do that?
- 18 A No.
- 19 Q Did you install a keylogger on her computer at
- 20 work?
- 21 A See. That's not a question that--that you ask now
- 22 in a different way that I--I didn't install a
- 23 keylogger. I didn't even know there was a
- 24 keylogger on my computer at work, because I own

1 these computers. Lindsay stole the keylogger onto
2 Christie computer. And the reason she did that is
3 how she find out that me and Christie have a son
4 together.

5 Q Uh-huh (yes).

6 A By the time Lindsay was pregnant she didn't even
7 know that Ryan was mine. She didn't even have a
8 chance in her mind that those thoughts coming
9 through her mind.

10 Q Uh-huh (yes).

11 A But she find out that Christie receive an email
12 from the DNA test that we did, me and Christie.

13 Q Well, let's go back one second. You have emails,
14 though, from Christie Esposito--from Ms. Esposito,
15 from her Hotmail account and Yahoo accounts and
16 they're the christiecarroll78@hotmail,
17 californiag97@hotmail and californiag97@yahoo. And
18 they go all the way back to '08.

19 A Right. But you asked me for--

20 Q Who got those emails?

21 A --Christ--Lindsay did. I didn't even--

22 Q You didn't get them?

23 A I didn't even--no. I don't. Chri--Lindsay, after
24 she put the keylogger into my computer at work--

1 Q Uh-huh (yes).

2 A --and Christie used my computer at work to access
3 her personal accounts--

4 Q Uh-huh (yes).

5 A --Lindsay was able to access everything from
6 Christie. And she was access her emails accounts,
7 bank accounts and everything.

8 Q Uh-huh (yes).

9 A I never saw her bank account. I never saw her
10 emails account. I never--I don't even know the
11 name of the program that Lindsay installed.

12 Q When did you become aware that Lindsay was going
13 into her email account or her financial account?

14 A When she told me that she was doing that and she
15 find out in that way that Ryan was my son. That
16 was in the beginning of this year.

17 Q And your testimony is you never went into Ms.
18 Esposito's bank accounts or email accounts?

19 A Never. Never. I don't--I don't even know the
20 passwords. I don't even know the name of the
21 keylog.

22 Q Didn't you forward that information on to Ms.
23 Moore, the emails?

24 A I don't think the email--what happened is Lindsay

- 1 print every single email.
- 2 Q Uh-huh (yes).
- 3 A And we did all the accounts that Christie was--
- 4 Q Right.
- 5 A --chatting with other guys while she was going out
- 6 with me and Aaron.
- 7 Q Uh-huh (yes).
- 8 A And Lindsay was upset. She said a bad word about
- 9 Christie and said, "Look who you're dealing with,"
- 10 and she showed me all those emails.
- 11 Q Okay.
- 12 A That's when I contact my attorney, Ashley Moore. I
- 13 said, "Look. Lindsay is having access to this, to
- 14 this, to this, and she is giving me all these
- 15 emails that I haven't even read."
- 16 Q You didn't go read them?
- 17 A No. And, "I don't know what to do with this."
- 18 Q Uh-huh (yes).
- 19 A So Ashley told me, "But don't tell me stuff I don't
- 20 want to know," and then I asked Ashley. I say,
- 21 "Well, Ashley, you're my attorney. I'm telling you
- 22 what happened right now. I want to know if I'm
- 23 violating anything or if Lindsay's violating
- 24 anything." She told me that because Christie used

- 1 my work computer, she give up all her rights to
2 privacy, her personal stuff, because she accessed
3 her personal emails through my work computer.
- 4 Q Uh-huh (yes).
- 5 A And that I'm not doing anything wrong.
- 6 Q But didn't you at one point actually email Ashley
7 and say there's a third party that's accessed these
8 emails? You sent--there was an email drafted that
9 Lindsay started the draft for.
- 10 A No. What had happened--and I hope I can put
11 everything clear for you.
- 12 Q Uh-huh (yes).
- 13 A Is my grammar is not good in English, so every time
14 I want to email Ashley something very important--
- 15 Q Uh-huh (yes).
- 16 A --that I want to explain myself, I ask Lindsay to
17 read it and to correct it for me and to send. So
18 she read it, correct that and then send it to me,
19 and then I send it to Ashley. Well, to avoid me
20 sending her email and then she send me email, then
21 we create a Dropbox. And then I put my notes over
22 there. She correct it. It's ready. And then I
23 copy and paste it into my emails and then I send it
24 to Ashley.

1 Q Uh-huh (yes).

2 A That is how Lindsay was involved in correcting the
3 emails and stuff like that.

4 Q Did you send an email on or about February 15
5 indicating--

6 MR. ULLMAN: Well, tell you what. We'll
7 take a break, and we'll come back on this topic,
8 because this will be kind of long. It's one-
9 thirty.

10 MS. JACKSON: Okay.

11

12 (LUNCH RECESS)

13

14 Q All right. We are back on the record. It's about
15 two-thirty. We all had a chance to get lunch. And
16 I don't think we have any restrictions.

17 So you had--when we left you said that
18 you had never heard the rape accusation until the
19 court proceedings started, is that right?

20 A Right. And I told you that I didn't hear the word
21 "rape." I heard the word that Ryan wasn't consent.

22 Q That it was--

23 A He wasn't consent, no rape.

24 Q There was no consent?

- 1 A That's what Christie say.
- 2 Q She tell you that in person or was it--
- 3 A No.
- 4 Q --in the courtroom?
- 5 A She said in courtroom.
- 6 Q And that was the first you ever heard of it?
- 7 A Yes.
- 8 Q When she was pregnant did you think you were the
- 9 father?
- 10 A We wouldn't know who was the father. She didn't
- 11 even know it was Aaron's or myself.
- 12 Q Did you ever ask--
- 13 A Sorry about that.
- 14 Q Did you ever ask her who the dad was?
- 15 A Yes, yes.
- 16 Q When do you recall asking her about the father?
- 17 A As soon as she said that she was pregnant I asked
- 18 her if she knows who the father was, and she told
- 19 me she didn't know. And what we tried to do is--
- 20 well, we tried to do a DNA test through the belly,
- 21 but she did this research and it was too much of
- 22 the risk for putting Ryan through, because it was a
- 23 needle through the belly. So I told her that when
- 24 Ryan is born that I'm going to be in the hospital

1 and we going to do a DNA test, just between me,
2 herself and Ryan.

3 Q Okay.

4 A And I'm going to pay for everything and then, you
5 know, we figure out who the father is. And then if
6 that was my son, that I want to be there for him.
7 And it wasn't my son, then she won't have to say
8 anything.

9 Q Okay.

10 A We--that never happened, though.

11 Q How far was she into the pregnancy when you came up
12 with that plan?

13 A Oh, as soon as she find out that she was pregnant,
14 maybe a month, two months.

15 Q Did she agree to it?

16 A Yeah, yeah. That's what the--that was our
17 conversation. And the first DNA test, she told me
18 where to buy it. It was in Walgreen's. It's a
19 over-the-counter DNA test. She--I gave her the
20 money to buy it, but she told me that every time
21 she tried to buy it she was with Aaron and she
22 didn't want him to know about this.

23 So I asked for the money back and I went
24 to buy the first DNA test. And the first DNA test

- 1 we have samples of myself, Christie and Ryan. So
2 that's what the DNA test show, the mother, Ryan and
3 myself.
- 4 Q Okay. So you're saying that Christie--did Christie
5 give you the DNA sample? How did you get
6 Christie's DNA sample?
- 7 A Oh, we did it at my office. It's--
- 8 Q So Christie was there?
- 9 A Yeah. It was a swab in the cheeks.
- 10 Q Was it a mail order?
- 11 A Yeah. She swabbed herself, I swabbed myself and
12 she swabbed Ryan's. And then we put it in an
13 envelope and then we sent it to the labs.
- 14 Q Is that a pregnancy test that you bought in
15 December?
- 16 A No, that's not a pregnancy test. That's a--
- 17 Q I mean--I apologize. Not a pregnancy test. A DNA
18 test you bought in December before Ryan was born,
19 or--
- 20 A No. We--yes. Yes, that was--that was after Ryan
21 was born. That's why we had the DNAs from Ryan.
- 22 Q Okay.
- 23 A Right. But that was about November or December of
24 last year.

1 Q And did you do one prior to that?

2 A No. We never do it through the belly. We did that
3 one first. That came positive.

4 And then I was in Peru by then. So I
5 called her, I say, "Do you have the DNA test?" And
6 she say she did. And I asked her, "Well, what is
7 it?" And she told me that I was not the father.
8 But by then I called the lab, too, and the lab told
9 me that I was the father.

10 So I called Christie back from Peru. She
11 was working in my office, so I called my office.
12 And I asked her, "Well, you told me I'm not the
13 father, but the lab's saying that I was the
14 father." And then she say, "No, you're not the
15 father." I said, "But the lab is saying something
16 different."

17 So it was an argument about what the lab
18 say and what she think was--I was or I was not the
19 father. And then she start telling me that if I,
20 you know, intend to do anything with Ryan. And I
21 told her, "Well, you know, Christie, that's my son.
22 I want to be part of his life and that what we
23 agreed in the beginning."

24 So when I came back from Peru--I told her

1 when I came back from Peru let's--let's talk about
2 it. And that's what happened. When I came back
3 from Peru, we talk in my office again about Ryan's
4 paternity. And she told me to--for the good sake,
5 you know, of Ryan, to do another DNA test. Which
6 we did another DNA test. But the second DNA test
7 she changed the sample from Ryan's to Jimmie's.

8 Q How do you know that?

9 A Because when the DNA come back, the son match the
10 mother, but the same son doesn't match me. So the
11 son was a son of Christie. She only have any other
12 son, which is Jimmie's. It couldn't be anyone else
13 because it won't--it won't match Christie.

14 Q So you're saying that Christie gave her DNA sample
15 for the second test, as well?

16 A Yes. No, what happened in the second test is it
17 was Christie right there, it was me here, it was
18 Ryan right there, and then she calls a friend,
19 Bill, that was the ex-boyfriend that she also date
20 on and off, and he did the samples for everybody.
21 He swabbed mine, he swabbed Christie and he swabbed
22 Ryan.

23 But then he told me, "Hey, can you check
24 how much is my insurance payment to reinstate it?"

1 So I stand up and I went up front. When I went up
2 front and then came back, they switched the samples
3 from Ryan to Jimmie's, and they send those samples
4 back to the lab.

5 So when the lab results come, it was
6 showing that it was the--the son, it was--Christie
7 was the mother, but I wasn't the father. And then
8 she told me, "You see, you not the father." And I
9 told her but, I mean, can--this is a DNA test. It
10 cannot just change, you know, like any chance like
11 that. So I called the lab. And I said, "Look, I'm
12 paying for a DNA test. You guys saying that I'm
13 not the father. But I have another sample that is
14 saying that I'm the father. So what is it, then?"

15 So they asked me to send copy of the
16 first DNA test, which I did. And after a few days
17 of review, they called me back and they say that
18 it's not the same child. They say, "Sir, the same
19 child that you did in the first DNA test is not the
20 second--is not the same child as you do in the
21 second DNA test." And they show me how to see
22 that. So they say, "Look, the chromosomes are"--
23 they say Chromosome H1N1 in one child is fifteen
24 sixteen, but in the other one is twelve thirteen.

1 So that's how they determined it wasn't the same
2 child. So that's how I know Christie changed the
3 samples to Jimmie's, by the certainty that she
4 don't have any other son but Jimmie's, so that's--
5 that's how she did it.

6 And that's when--after I received that, I
7 call Christie and I told her that she had not been
8 fair with me, that we have a friendship for a long
9 time, and I was talking to her about, you know, me
10 being the father, 'cause I'm the father, and she's
11 doing this on my back. It just showed that I
12 cannot trust in her.

13 So I told her that day that I'm going to
14 go hire an attorney to file for custody of my son,
15 and that's what I did. And that's when I hired
16 Ashley Moore, and she filed for custody. And then
17 the judge order a third DNA test, which come that I
18 was the father.

19 Q Okay. And--well, let me go back to that. So you
20 testified about the February DNA test.

21 MR. ULLMAN: We'll mark this as
22 Defendant's Exhibit 2.

23 (DEFENDANT'S DEPOSITION EXHIBIT NO. 2
24 MARKED FOR IDENTIFICATION)

- 1 Q This is the second test that looks--or does that
2 look to be the second test?
- 3 A This one say that I was or not? "Probability of
4 Paternity, 99.99"--no, this is the third one. This
5 one is what the judge order.
- 6 Q Okay. And so that's the third one the judge
7 ordered?
- 8 A Yeah, that's the third one. It's--that's the one--
9 Q That was the court-ordered one?
- 10 A Yes.
- 11 Q Here's the December one.
- 12 A That's--the one that you have right there, that's a
13 email for the first one.
- 14 Q Okay. I'm sorry. So what I've marked as 2 is the
15 court-ordered one, right?
- 16 A Yes.
- 17 (DEFENDANT'S DEPOSITION EXHIBIT NO. 3
18 MARKED FOR IDENTIFICATION)
- 19 Q And then I've marked as 3 the first DNA test, is
20 that right?
- 21 A Right. But this one--this one is not the DNA test.
22 It's just to let her know that they have processed
23 the DNA test. This is the first one.
- 24 Q Okay.

- 1 A This is the first--
- 2 Q The first one's attached in what I've marked as 3?
- 3 A Yes.
- 4 Q And it said you were the father?
- 5 A Yes.
- 6 Q And so you believe that on the test that you took
- 7 prior to the court order, that Christie voluntarily
- 8 submitted her DNA for the test? She did give her
- 9 DNA?
- 10 A Right. Her friend Bill swab everybody's in the
- 11 office.
- 12 Q And on both times, everybody was sitting around
- 13 together when they swabbed--
- 14 A Right.
- 15 Q --the cheeks?
- 16 A So now the first time it was just Christie, myself
- 17 and Ryan. So she did hers, she did Ryan's, I did
- 18 myself. So we put--I put it in the envelope, I
- 19 seal it and I send it. This is this one.
- 20 Q Okay.
- 21 A The second one she call her friend Bill. He did it
- 22 for everybody. So he would sit right there sitting
- 23 beside you. He did it to Christie, to Ryan and to
- 24 myself. And then he put it in the envelope. But

1 that's when Christie changed the samples from Ryan
2 to Jimmie's.

3 Q Okay.

4 A And that come that I'm not the father. So when I
5 filed for custody, the judge ordered a third one.
6 And the third one, it was only myself and Ryan. So
7 we didn't swab the mom because it was in the lab.
8 And that came as a positive.

9 Q All right. But the very first--the very first
10 paternity test you took was in December of 2012?

11 A Uh-huh (yes).

12 Q Ryan was born in July?

13 A Uh-huh (yes).

14 Q Why didn't you take one between July and December?

15 A Hopefully you can understand this. My friendship
16 with Christie come from I was married to Lindsay
17 like five, seven years ago. We were--went out to
18 clubs, to restaurants. I let her borrow money when
19 she need it. Sometimes she don't have to eat, I
20 buy her groceries. She needed car. She didn't
21 have a car. She didn't have the down payment. I
22 put the down payment for her with a promissory note
23 say she will pay me the money back. She have not
24 done that yet. But that was like two, three years

1 ago.

2 So I have never thought--we even talk
3 about to have a son together. And the reason why
4 is this. I--I was--when I came from my country to
5 this country I wanted to do well for myself so I
6 can, you know, have a old retirement and nice
7 retirement. And I want to have a family one day.
8 But I work a lot--or I used to work a lot. And all
9 I did was work. So--

10 Q I'm sorry. Let me--let me direct you back a little
11 bit, because I'm hearing your work history. My
12 question is pretty simple. July until December,
13 this test we're looking at, there's no paternity
14 test. And I just want to know why you didn't do
15 one during that five-month period.

16 A I was telling you a little bit more of the history
17 so you can understand why not.

18 Q Well, I mean, you're giving me from when you come
19 to this country and--

20 MS. JACKSON: Well, objection. Let him
21 answer the question.

22 A And so we have that relationship as friends and we
23 also sleep together and date together. And she
24 never lied to me and I never lied to her. And when

1 we--when we decide to do the belly DNA test and we
2 find out it was too dangerous, then we had been
3 talk and say, okay, let me wait at the hospital and
4 let me do the DNA test. But this is what her
5 answer was. Her answer was, "Wilson, a mom will
6 know the first time they look to the child who is
7 the father and who's not. And I tell you, I will
8 call you as soon as Ryan is born."

9 So when she was in labor I was waiting.
10 I was waiting and I called her. I can prove you
11 with my phone records. I was call like five, six,
12 seven times like we agreed to. I find out he was
13 born through Georgia, which was the babysitter on
14 my son for the first three or four months. And she
15 never called me until seven to ten or fifteen days
16 later.

17 And I asked her, "And so what is it? Is
18 it my son or not?" And she told me that he was not
19 my son. So I had no reason not to--

20 Q When did she tell you that?

21 A That was fifteen days later, when--ten or fifteen
22 days later after Ryan was born. She told me that
23 he was not my son and that I have no reason to not
24 believe her because we were friends forever. So I

1 didn't--I didn't argue with her. I said, "Are you
2 sure?" And she say, "Yes, I'm sure."

3 Well, she was not working for me for the
4 first two months of--two or three months after Ryan
5 was born. Well, after a month or month and a half,
6 she bring Ryan into the office. And he was too
7 little, so you cannot tell.

8 But my brother told me, "Hey, I think he
9 have your nose." And I said, "Well, yeah, he kind
10 of have my nose." But I ask Christie again.
11 "Christie, are you sure, positive he's not my son?"
12 She say, "No, don't worry." But I say, "Look at
13 the nose. Your nose is like this. My nose kind
14 of, you know, big." And she told me, "I have some
15 Hispanic on my blood."

16 So I said, "How do you know that if
17 you're adopted?" "Well, my mom told me that my mom
18 told her that I have some Hispanic on my blood." I
19 said, "Okay. So are you positive he is not my
20 son?" She say, "No."

21 That was around one, one and a half of
22 Ryan's--

23 Q Wait a minute, now. You said, "Are you positive
24 that he's not my son."

1 A Right.

2 Q And she said--

3 A She say, "No, he is not your son."

4 Q She was saying no, he's not. Okay.

5 A Yeah. So then two months later, when Ryan was
6 about three months, she came to work and sometimes
7 she didn't have babysitter, so she bring Ryan to
8 the office all the time. I allow her to do that.
9 I don't have any issues with Ryan be in the back
10 and she's working, and when Ryan need her she go
11 feed Ryan, change Ryan.

12 But then Ryan start looking like me. And
13 my brother say, "Man, he is looking like you." So
14 I ask Christie again, say, "Christie, are you sure
15 he is not my son?" And she said, "Wilson, I'm
16 fifty-fifty. I--I'm fifty--chance is fifty-fifty
17 chances." I said, "Well, Christie, you telling me
18 fifty-fifty is telling me you don't know. You tell
19 me eighty-thirty or eighty-twenty, well--but fifty-
20 fifty is like you don't know who the father is."
21 So she say, "Well, I'm fifty-fifty." And that's
22 when I tell her, say, "Why we don't do a DNA test?"

23 See, by then she wasn't getting along
24 with Aaron. And she say okay. And I told her if

1 I'm, you know, Ryan's son--or Ryan's father, then I
2 want to be there for him. And that's what we
3 planned before.

4 And I was telling you about I work a lot
5 because she was--one day she told me, "I'm getting
6 old. I'm never going to get married again because
7 I'm married twice. And I want another baby." I
8 told her, "I'm getting old. I am getting married
9 again, but I want a baby. And I--I know you for a
10 while, you know me for a while. I trust you, you
11 trust me. So if we have a baby, you know I will be
12 able to provide for--everything for the baby. I
13 always going to be there for him." So we agreed
14 that we will have a baby together.

15 And then when I went to Peru she start
16 getting more serious with this guy Aaron. And when
17 I came from Peru she was more serious with this guy
18 Aaron. And that's when the whole thing of me and
19 her having a baby, now it was no, you're kind of
20 like intruder now.

21 But I want to know if I was the father,
22 because if I'm the father I want to be there for my
23 son. So and--and that's how it happened. That's--
24 when she say fifty-fifty chance, I say, well, let's

1 do a DNA test. So she told me she was looking
2 already and she saw ones in Wal-Marts and in
3 Walgreen's, which is with the antigen. I didn't
4 know anything about it.

5 And so I give her the money. She says
6 she couldn't buy it because Aaron was always
7 checking on her. So I said, well, give me the
8 money back. That happened--that passed a month.
9 So I give her money and thirty days later I say,
10 "Christie, the test. Christie, the test.
11 Christie, the test." She keep saying she couldn't
12 buy it. I say, "Christie, but more time is
13 passing. Ryan is getting bigger. And if we're
14 going to find out who the father is, better do it
15 now than later."

16 So around four--four months and a half or
17 five months, she give me the money back. And I
18 said, well, tell me where is it. And then she said
19 it was in Walgreen's. So I went to Walgreen's to
20 buy the DNA test and then I bring it back to the
21 office. And then I say, "This is it?" And then
22 she say, "Yeah, this is it."

23 So now the--the challenge was how we get
24 Ryan to get the DNA test, because she said, you

1 know, "Aaron is very controlling and he's always
2 take care of Ryan when I leave to work. If I take
3 Ryan with me, he going to ask why I'm taking Ryan
4 if he's there to watch the kids."

5 So I said, "Well, how can you not bring
6 your son? Tell him that you're just going to go to
7 the park or somewhere." She say, "No, you don't
8 know him." I said, "Well, try to make him come
9 Ryan--to bring Ryan here." So she did. She did.

10 One day we agreed to it and she bring it
11 to work. And in the morning she said what she's
12 going to do now is she's going to take him to
13 daycare and while she's passing the office, I need
14 to be there at A.M. and we're going to do it. And
15 she stopped by the office and we did it. She did
16 it to her and to her--Ryan, and I did it to myself,
17 and then I put it in an envelope and I sent it.
18 That was the first DNA test.

19 That's why it passed three, four, five
20 months since Ryan was born, because she was my
21 friend before. We--we have no issues. You know,
22 she get fired on her job. I tried to find her work
23 with me. And she didn't have no place to rent. I
24 gave her one of my houses. She need money for a

1 down payment for her car because her car didn't
2 work.

3 The other car, it was with the ex-
4 husband. The ex-husband told her to "give me the
5 car back." So she start crying and said she's not
6 going to have a car to drive. I said, "Well, let's
7 go get it." And I help her with the down payment.
8 It was fourteen, fifteen hundred dollars that I
9 help her to pay that. And she never pay--she
10 didn't pay me that back yet. You know, we had that
11 friendship that--we even talk about having a baby
12 together.

13 How I'm going to think that she's going
14 to lie to me about that? But after the second DNA
15 test, I told her that. I said, "Christie, you
16 know, all the friendship, all this thing, I always
17 be very straight with you and you change the DNA
18 sample for your other son. I can't trust in you
19 anymore."

20 And that's when I filed for custody.

21 Q So your testimony is that you gave her the money to
22 go buy a DNA test?

23 A Uh-huh (yes).

24 Q And then after four and a half or five months, she

1 gave you the money back, and then you decided to
2 purchase the DNA test?

3 A Uh-huh (yes). Uh-huh (yes).

4 Q Why didn't you just purchase the DNA test, I mean,
5 yourself? I mean, why wait around four and a half,
6 five months?

7 A Well, remember, the first three months she was
8 telling that he is not my son. So there was no
9 reason to buy a DNA test, because she keeps saying,
10 "It's not your son."

11 Q How long did she have the cash that you gave her to
12 go buy the DNA test?

13 A Four months.

14 Q And then you went and bought a DNA test?

15 A Right.

16 Q Is that the one that Lindsay found out about?

17 A Yes.

18 Q And she was upset about?

19 A Yes. It was the first three months she told me,
20 "It's not your son." The other month I give her
21 the money and she never bought. The other month
22 to--for her to bring Ryan into the office, it was
23 five months already.

24 And I was more pushy. I was like,

1 "Christie, Ryan is getting bigger and I'm missing
2 time with him. So if he is my son, we need to find
3 out." And about five months or--yeah, around five
4 months, that's when we did the DNA test and it came
5 positive. And that's when we did another one, she
6 change it, and then I filed for custody.

7 So it took six months not because I was
8 just--don't care. It took six months because she
9 was my friend and I trust her for three months.
10 Then she took another month to get--to buy the DNA
11 test. Then she did not want to bring Ryan into the
12 office so we can do a swab.

13 And then the results come and then I
14 filed for custody. That was around six months.
15 Ryan was six months when Judge Worley award me with
16 the fifty percent joint legal custody.

17 Q Well, and when you filed the complaint, you said
18 that you were worried that she was going to leave
19 North Carolina.

20 A Yes, yes.

21 Q What were you worried she was going to do?

22 A When I came from Peru--and I have that in--

23 Q When did you come back from Peru?

24 A When?

1 Q Yeah.

2 A January of 2013.

3 Q '13?

4 A Yes. But this is what happened, though. Christie
5 get a email letting her know that the results are
6 ready. So that's when I called Christie at my
7 office and say, "Do you have the results?" Then
8 she send me also a email so I can take a look at
9 other results. That was about December of last
10 year, beginning of December of last year. And she
11 told me that he was not my son. But I told her by
12 phone that I called the lab, the lab say he was my
13 son.

14 So then she told me, "Do I need to be
15 worried about you have to do something with Ryan?"
16 And I say, "Christie, you know, if Ryan is my son,
17 I want to be there for him. So what do you mean
18 with worry?" And that's in emails. So that she
19 sent email. I sent her the other email.

20 And she didn't reply anything back with
21 me. And that was in December, and that's when I
22 was in Peru. And I called the lab and the lab say
23 that the result was positive, that I was the
24 father.

1 Q Do you have any of those emails?

2 A Yes, I have those emails.

3 Q Okay. And was the DNA test delivered by email or
4 fax, the first one? How did you get it?

5 A You logging into website and they give you ID and--

6 Q And you just print it out?

7 A --and the password, yeah, and then you print it
8 out. Yeah.

9 Q Did both of you have access to that?

10 A Yes, yes.

11 Q Okay.

12 A And then when I came from Peru in January, before I
13 came in January, Christie sent me a email and she
14 say, "Wilson, I just want to let you know that
15 January is going to be my last month of work here."
16 So I was already figuring out into the--okay,
17 something is going on while I'm not there and she's
18 quitting because she knows I'm going to want to be
19 the father for Ryan. And she quit.

20 So when I came around January 15th, we
21 talk. I say, "Christie, we need to talk." I
22 said--said, "Well, not right now because I'm busy."
23 So a week passed. I said, "Okay, Christie, I can't
24 longer. This is almost the end of January. You're

1 going to leave soon. And we need to talk. You
2 know, you see the results, you see that I'm the
3 father. And I want to be there for Ryan. So I
4 give you the time. You tell me how do you want to
5 do this. You want to tell your boyfriend? You
6 tell me how long it's going to take for you to do
7 that. But don't ask me for six months or one year,
8 because I can't miss that from Ryan, you know.
9 Tell me thirty days, forty days, see the way that
10 you want to talk to him. And if he get violent or
11 anything, because you tell me he was violent with
12 you before, then you can come over to my house, you
13 know. I have my house. We accommodate each other
14 with that with--with James--with Jimmie, until we
15 figure out something." She said, "No, that's
16 fine."

17 Then a week passed and I asked her again.
18 And then she said, "Please give me another DNA
19 test. Give me another DNA test and let me just be
20 sure."

21 "But Christie, this is DNA test. I--
22 okay. I'm okay with that. All right. But don't
23 expect it's going to come sure. So you need to
24 make sure put your cards on the table to have--

1 figure it out, because it's almost end of January.
2 We do the second DNA test and then we don't talk,
3 and then what's going to happen with Ryan?"

4 So we did the second DNA test. The
5 friend came, Bill, and he did it. And then the
6 results come he was not my son, but it was the son
7 of Christie. I find out. Then I call her and tell
8 her that why she did this to me, how she changed
9 the DNA samples. And then I told her that day that
10 I will file for custody.

11 Q Okay. But you put in there that you thought she
12 was going to go to California and--

13 A Oh, oh. Well, the day--the day that I came from
14 Peru and we talk, she start crying and yelling. So
15 I tell her, "Look, we cannot talk right here, so
16 let's go to the back." So we went to the back
17 where the kitchen area is. And then I tell her,
18 "Look, Christie, you can"--she say, "If you try to
19 do anything with--that have to do with the
20 paternity of Ryan, I will kill you and then I will
21 fly to California or Mexico where I have family and
22 you are never going to find me."

23 And then I tell her, said, "Look,
24 Christie. You're telling me that this guy Aaron is

1 violent to you. So I hope you didn't do that,
2 because if you do that, and you going to go to
3 jail, my son is going to be raised by this guy that
4 you say you don't like because he's violent. So
5 let's just try to work something else."

6 And then after that then is when she say,
7 "Give me another DNA test." And from that, we go
8 from there.

9 Q Okay.

10 A But when the second result came and she did what
11 she did, she start lying and changing DNA samples,
12 I can't trust in her. So I called her before
13 filing anything, because I don't want to file
14 something and then she say, "Oh, you betray my
15 friendship" or anything. I call her and I tell her
16 what I'm going to do. Said, "Look, I'm going to
17 file for custody. You have lying in the second DNA
18 test. I cannot trust you anymore. And I'm legally
19 doing this right now."

20 And that's when I filed for custody.

21 Q Well, did you think she was going to California?

22 A She said she will kill me and then will go to
23 California with Ryan, or Mexico, and disappear.
24 And that's when I told her not to do that, because

1 if she complaining about this guy being violent
2 then she's going to ended up in jail, I going to
3 end up dead, and Ryan's going to be raised by
4 somebody that's not his father.

5 Q Wasn't that the basis for the emergency order that
6 you requested, that you thought that she was a
7 flight risk?

8 A Well, the--when I went to Ashley Moore, I tell her
9 exactly what I'm telling you, the DNA test--

10 Q Right.

11 A --the second DNA test changed samples, and that she
12 threatened to kill me and take Ryan and fly to
13 California or Mexico and disappear.

14 Q Right.

15 A So Ashley filed the complaint for emergency custody
16 for the flight risk. And we went to Judge Worley
17 and the judge order a third DNA test. And then
18 Montgomery file an amendment to the complaint,
19 asking me to return Ryan back to her mom--to his
20 mom. And that happened seven days or eight days.

21 When the results came that said Ryan was
22 my son, then the judge give us fifty-fifty.

23 Q Okay. Did you say that you thought she'd go out to
24 California and never come back?

1 A Yeah.

2 Q So you only thought that she was going to go to
3 California after she killed you, right?

4 A She say that. She say that to me.

5 Q Well, you didn't put that in your complaint, that
6 she threatened to kill you, did you?

7 A My attorney, I guess, Ashley did it.

8 Q She said that in this complaint it says that she's
9 threatened to kill you?

10 A That's--that's--I--I need to see the first
11 complaint, but I think that Ashley put that.
12 Ashley put that she threaten to kill me and then
13 fly with my son to California or Mexico where she
14 have family.

15 And there was an amended complaint from
16 Montgomery. So you need to find the first
17 complaint.

18 Q Well, Montgomery is--is Ms. Esposito's attorney,
19 right?

20 A Right.

21 MR. ULLMAN: Mark this as 4.

22 (DEFENDANT'S DEPOSITION EXHIBIT NO. 4

23 MARKED FOR IDENTIFICATION)

24 Q This is your complaint. You can look at Page 3 in

- 1 that. But the emergency, as I'm reading it, says
2 that you thought she was going to go to California.
3 A (Examines paperwritings.) Yeah, that seems like
4 her complaint. Yeah.
5 Q That she's going to California?
6 A Right. That's the complaint that my attorney,
7 Ashley, filed for me--
8 Q Okay.
9 A --on behalf--on my behalf for the custody.
10 Q Does it say in there that she was threatening to
11 kill you?
12 A I have not read that, through this, but you can--
13 Q Well, take a look at it and see if it's in there
14 anywhere.
15 A You can subpoena Ashley and you can ask her.
16 Q Okay. So you wouldn't mind her testifying--
17 A No.
18 Q --about that portion of it?
19 A No.
20 Q But it doesn't say anywhere in here that she
21 threatened to kill you, did it--does it?
22 A I mean, I have not read the--I have read the whole
23 thing in the beginning, but if you say it doesn't
24 say, it doesn't say. But if she didn't put it on

1 it, you can ask her. You can subpoena her and she
2 will testify that.

3 Q Did you file a domestic violence order for her
4 threat to kill you?

5 A No. I have never filed domestic violence on
6 anybody.

7 Q Criminal charges? Did you take out criminal
8 charges?

9 A No. The reason why is she been my friend for
10 years. And I thought that she's upset. And that's
11 what I told her, I said, "Look, I understand you
12 may be upset and everything, but we talk about
13 this." I said, "If I'm the dad, I want to be in
14 Ryan's life." That's what--the same thing with
15 Lindsay. You know, after all that she did to me,
16 we--we end in good terms.

17 Q Because you're just a forgiving person, or?

18 A I don't hate people. And I think Lindsay did it--
19 or Christie did it because she's upset. Is she
20 really mean to, is she really that evil? I don't
21 know. I believe not. But it's totally up to them.

22 Q But didn't Christie actually have a job here in
23 North Carolina, in Wake County actually, for
24 another insurance company in early February?

- 1 A Yes, she did. She did. After she quit mine, she
2 find another job in North Carolina in North
3 Raleigh, I believe.
- 4 Q And wasn't she starting that week at her new job?
- 5 A And she--she--I don't know when she started, but
6 she quit January--January 30 or 31st was the last
7 day that she worked for me. I assume that she
8 start in the beginning of February.
- 9 Q Well, you still had access to her emails.
- 10 A Now remember--
- 11 Q Or at least Lindsay did.
- 12 A --I told you a hundred times I have never have
13 access to her email. I have never accessed her
14 emails.
- 15 Q Okay. But Lindsay did?
- 16 A Right. Lindsay did.
- 17 Q And she had a job offer by email.
- 18 A Yes. Lindsay told me that.
- 19 Q And when did you become aware that she had a job
20 offer?
- 21 A Somewhere around February.
- 22 Q Was it the beginning of February?
- 23 A I cannot recall exactly the date.
- 24 Q Didn't she get an email offering her a job before

- 1 you filed your complaint?
- 2 A Did she get a email?
- 3 Q Didn't Christie get an email telling her for a
- 4 job--about her job offer here in Wake County before
- 5 you filed your complaint?
- 6 A I don't know that.
- 7 Q Do you know what the first day of her new job was?
- 8 A No. I assuming that it was--I assuming as soon as
- 9 you quit some job, you go to another job with--I
- 10 will do that and I'm assuming she will do that,
- 11 because she doesn't have no money.
- 12 Q Okay. Well, she had quit your employment at the
- 13 end of--
- 14 A Beginning of January.
- 15 Q At the beginning of January?
- 16 A Yes. She sent me an email.
- 17 Q So you think she would have had a job?
- 18 A Yes. She sent me an email.
- 19 Q Where did she end up going to work, if you know?
- 20 A Some agency in North Raleigh, another independent
- 21 agency.
- 22 Q Okay. After the first DNA test came back and said
- 23 you were the father--
- 24 A Uh-huh (yes).

1 Q --did you and Christie discuss what type of
2 visitation you should have with Ryan, if any?

3 A Before we even--before she even get pregnant we
4 were talking about having a baby together.
5 Remember?

6 Q Uh-huh (yes).

7 A So we talked that we going to be fifty-fifty
8 parents like what we tried to do with Lindsay, you
9 know. And I am always going to be there for him.
10 She always going to be there. I will provide for
11 whatever Ryan's needs--or whatever the baby's
12 needs. In that case we didn't even know the name.

13 So it was already implied. It was a
14 understanding that we always going to have that
15 fifty-fifty thing together.

16 Q Okay. Well, then in December when it came back
17 that you were the dad on the DNA test--

18 A Uh-huh (yes).

19 Q --and then you weren't going to have one for
20 several weeks, what did you provide for Ryan's
21 financial support, if anything, until the time that
22 the second DNA test came back?

23 A Nothing.

24 Q Did you buy him a Christmas present?

- 1 A No. I was in Peru. I wasn't here. So I talk with
2 Christie's mom. And Christie's mom is very
3 important witness for you, for my attorney. The
4 first thing when I find out that he was my son, I
5 called Christie's mom and I let her know what's
6 going on.
- 7 Q Right.
- 8 A And she was aware of every single thing that was
9 going on with Christie, myself and Ryan. And I
10 told the mom, I said, "Look, I don't want to do
11 anything from Peru, because I'm not in the United
12 States. I'm in Peru. What can I do?"
- 13 Q Right.
- 14 A And the second thing is I don't want to send a
15 present or anything, because I don't want to ruin
16 Christmas for her, Christie, and Jimmie while, you
17 know, maybe Aaron get violent for what Christie
18 been telling him. And I don't want any drama
19 there. So I have not provided Christmas. I have
20 not given any--anything. I had no--
- 21 Q But I mean, you could have--I mean, you were--you
22 had been her employer at one point.
- 23 A Uh-huh (yes).
- 24 Q And that you're a generous fellow. You told me

- 1 that you gave her a car.
- 2 A No, I didn't give her a car. I--
- 3 Q You let her use your car. I'm sorry. You let her
- 4 use your car.
- 5 A I loan her money for a down payment--
- 6 Q Okay.
- 7 A --for her to buy her car, the current car that she
- 8 has, the Mercury.
- 9 Q And you let her stay in your rental property.
- 10 A Yes. Well, she was paying rent for it. Yeah.
- 11 Q And did you ever let her use your car like Lindsay
- 12 was allowed to use your car?
- 13 A I don't believe so.
- 14 Q Okay. But I mean, you're telling me you've given
- 15 her--I mean, you could have bought Ryan a gift and
- 16 you don't have to tell them they're from dad.
- 17 You could have just bought something,
- 18 right?
- 19 A Yeah, but you in Peru. Things are different in
- 20 Peru than the United States. They are not--
- 21 they're--they're not like this. You--if you go to
- 22 South American countries, it's not like this. We
- 23 don't even have mail. If you send something by
- 24 mail, it's never going to arrive. So you don't do

1 that. So it's just different.

2 I cannot send anything from Peru to here,
3 because it's just--it's not going to get to it. By
4 the time that the gift come over here, I will be
5 here already. And if--chances are that people
6 going to steal the gift from Peru because they want
7 it for their own kids. The economy and the, you
8 know, social environment is different than here.

9 Q Okay. What day did do you get the DNA? I mean,
10 it's dated December 10, the DNA, the first one.

11 A Right. It was around December 10 or 15.

12 Q And you were already in Peru?

13 A Yes.

14 Q I mean, couldn't you--you're worried about mailing
15 something. I mean, you could have gone onto a
16 website, an American website, used your credit
17 card, paid for a gift and had it sent to the house,
18 right?

19 A Right. That is true. That is true. I could--

20 Q I mean, whatever, Amazon, Wal-Mart--

21 A I could have done that and--

22 Q --Best Buy--

23 A --and I'm pretty sure that I would have done that
24 if Christie would be in agreement like we did

- 1 before.
- 2 Q Well, so that wasn't--so that wasn't a bar, though,
3 right? I mean, you could have just bought a gift.
4 I mean, there--there are--you buy gifts for a baby.
5 I mean, a lot of people buy gifts for babies that
6 aren't their babies.
- 7 A Right.
- 8 Q Right? Little wedding shower or whatev--baby
9 showers?
- 10 A I didn't do that. I don't go to showers.
- 11 Q Okay.
- 12 A I don't go to things like that.
- 13 Q Most guys don't, but that's okay. But I mean, this
14 was--so it was your son, though.
- 15 A Right.
- 16 Q And you knew that.
- 17 A Right.
- 18 Q And you're telling me that you would provide for
19 whatever he needed.
- 20 A That is correct.
- 21 Q He needed diapers and clothes, right?
- 22 A That is correct.
- 23 Q You could have bought those things.
- 24 A That is true.

1 Q You didn't have to put "from dad," so it wouldn't
2 have ruined anything.

3 A That is true. I could have buy. I didn't buy.

4 Q So you started to answer the question about did you
5 and Christie discuss custody, and you said from the
6 time of before conception you did.

7 A Uh-huh (yes).

8 Q So my question is, after Ryan's born, was this--
9 after Ryan was born, now you have this DNA test,
10 right?

11 A Uh-huh (yes).

12 Q Did you talk with her at that time after this
13 December 10--

14 A Yes. I called--I--I tell you already I called from
15 Peru to my office and I talked to her about it.
16 And I tell her that he is my son; I want to be
17 there for him. And that's when she told me and
18 emailed me and said did I have to be concerned with
19 you have something to do with Ryan. And I emailed
20 her back after we talk over the phone and said,
21 "What do you mean with concern? Can you please
22 explain?" And then she never emailed me back.

23 But over the phone, sounds like she don't
24 want me to be the dad, Ryan's dad. She--she was

- 1 getting along with Aaron and she want her own
2 family with Aaron now. And apparently Aaron
3 doesn't work, but he have a trust account. So I
4 was in Peru and couldn't do anything. So I told
5 her we will talk about this when I go back from
6 Peru to the United States.
- 7 Q thought part of the reason that--of you being the
8 father and taking this DNA test was that she and
9 Aaron weren't getting along. Now I'm hearing when
10 the results come back--
- 11 A Oh, no. No, no, no.
- 12 Q --that they were getting along?
- 13 A I love my kids to death. And this is why we're
14 here. We're here because I want to be part of
15 Ryan's life. I don't have any other reason.
- 16 Q Okay. But you testified, I thought, earlier that
17 Christie and Aaron were not getting along.
- 18 A Yes.
- 19 Q So she said let's do the test. Now I'm hearing the
20 test comes back and she's getting along--
- 21 A That was the second--that was the second test.
- 22 Q The second test?
- 23 A Yeah. This is the first test.
- 24 Q So were they getting along at the time of the first

1 test, when you--when you sent the samples out?

2 A I don't know. I don't know about that, because we
3 didn't talk about her personal relationship. But
4 when I was here before I go to Peru in December of
5 last year, she always come crying and she always
6 have--remember, we were friends. We didn't know
7 who was the father.

8 So I always ask her, "What's going on?
9 Why are you crying?" And she said she fight with
10 Aaron, that he was violent, the police was called.
11 She ask Kiara, that was--babysitted for Jimmie, to
12 call the cops because Aaron was being violent on my
13 property.

14 And then she told me the other day,
15 before I came to Peru, that they have a fight. And
16 Aaron get Jimmie's medicine for autism and he drain
17 it down the toilet, which it cause Jimmie be hyper,
18 because he's hyper already, but it cause Jimmie
19 being out of control. And she having a lot of hard
20 time to manage Jimmie until the other prescription
21 come. And I told her that that was too much. I
22 said, "Look, between you and him, if you guys not
23 getting along, fine, but he is putting your child
24 in the middle and you let him do that? That is too

1 much. That is too much."

2 And she was concerned that Jimmie's
3 father, James Esposito, find out, because
4 apparently something happen and they already give
5 her a warning that if something else happen to
6 Jimmie, they will also pursue for custody of
7 Jimmie.

8 Q Okay.

9 A So she was scared by that and she told me that.

10 And I told her like, you know, "If you
11 don't getting along, you need to get out. I mean,
12 what is it?" I mean, she was living in my house.
13 She was paying seven hundred dollars. I was paying
14 her. She wasn't rich, but she was making enough
15 money to support herself without being with a
16 boyfriend, or a guy like that.

17 And you know, it was her life. So
18 there's so much I can advise her, and I can't tell
19 her what to do. That was around November and
20 December. And then I went to Peru for past
21 Christmas with my family there and--and then I came
22 back in January of this year.

23 Q Okay. And how long were you in Peru?

24 A Like thirty days.

- 1 Q Thirty days?
- 2 A Yes. I passed--I went there before Christmas, I
- 3 passed Christmas, New Year's Eve, and then I came
- 4 back.
- 5 Q Well, now you were there December 10, whenever the
- 6 test came back.
- 7 A Yes, I was there.
- 8 Q And you came back January 17. So it was a little
- 9 bit more than thirty days?
- 10 A All right. I don't know.
- 11 Q I mean, was it early December?
- 12 A Right. It--it could be more than thirty days, but
- 13 it's not two months or three months. It's around
- 14 thirty days. Let me--
- 15 Q Did you tell your--your relatives, your mom and
- 16 dad, "Hey, I'm a dad; you're grandparents"?
- 17 A Yes. My mom was in Peru. My dad was in Peru.
- 18 Q And you were with them?
- 19 A And they will know that. And Christie have a
- 20 picture of Ryan when he was--
- 21 Q Right.
- 22 A --maybe two weeks old in her desktop. So I was
- 23 able to have that picture because it was in the
- 24 computer on my work, my computer at work, desktop.

1 So I copied that and I showed it to my dad--
2 Q Okay.
3 A --and my mom. And they were saying that he looked
4 like me when I was a child, I was a baby.
5 Q And do you have any other children other than
6 Meredith and--
7 A No.
8 Q --and Ryan?
9 A No. That question--I think you brought that
10 question, also--or you asked me that question in
11 court. I don't know where it come from, but no, I
12 don't have any other childs [sic]. If I will have
13 a child, I'll be there for him.
14 Q Let me--well, let's talk about you'll be there for
15 him.
16 A Uh-huh (yes).
17 Q So why not come back from Peru when you found out
18 you're a dad before--
19 A Right.
20 Q --January 17?
21 A And I talk to--
22 Q I mean, you're down there a month and change.
23 A I talk to Christie's mom about it. I said, "I'm
24 looking right now to change my ticket to fly before

1 Christmas so I can be there so I can do this
2 process faster." But the tickets were like three
3 thousand dollars just to come back, and I didn't
4 have the money for it, because it was December 10th
5 and it's Christmastime, so it's--you know,
6 everybody want to fly. And I was--want to buy a
7 ticket in the next two days. I couldn't. I
8 couldn't. I didn't have the money to buy.

9 So I told the mom, I said, "I don't have
10 the money to buy the ticket, so I'm going to wait
11 until my ticket come and I will come to Peru." And
12 I told the same thing to Christie, and that's why I
13 come to Peru in the time. I couldn't pay for it.
14 I'm not rich. I couldn't pay three thousand
15 dollars for a ticket.

16 Q You've got like, what, four or five rental
17 properties?

18 A Yes, but it's mortgaged. See, if I don't make the
19 mortgage payment right now, the mortgage will take
20 my home. My home, I bought it for two-fifty, and
21 right now it's worth a hundred and eighty thousand.
22 So you tell me I'm rich? I don't even have equity
23 in my house right now. I can't even sell it as a--
24 as a for sale, as a--what is it, a short sale. I

1 cannot even sell it, because nobody will buy it.
2 See, I'm not rich.

3 Q And so when you come back--so, I mean, did you
4 discuss "I want to see Ryan overnight whenever I
5 start--whenever I'm back in the United States"?

6 A When I came back to the United States, see the--for
7 my daughter custody, we tried to get into a nice
8 parenting agreement for my daughter with Lindsay,
9 and we talk about this. You know, "Let me see her
10 this day. Can I have her this day?" And we agree,
11 and we work with that.

12 But with Christie, we couldn't even talk
13 about this. When I came back, she was totally
14 change. She was like, "If you try to do anything
15 with Ryan, then, you know, I--you're never going to
16 see him again."

17 Q That was a conversation when you came back--

18 A Yes.

19 Q --to the United States?

20 A Yes. That was--

21 Q Was that face to face?

22 A Yeah. That was face--

23 Q Or an email or--

24 A No, that was face to face.

- 1 Q --phone?
- 2 A That was saying that she try to kill me and do
3 whatever and fly to California or Mexico.
- 4 Q Tried to kill you or threatened to kill you?
- 5 A Try to kill me. She said she will kill me and then
6 she will fly to California or Mexico where she have
7 family.
- 8 Q What day did she tell you that?
- 9 A I cannot tell you exactly the day, but it will be
10 the day--since the day I came back, no more than
11 two weeks after that.
- 12 Q Okay. When you came back from Peru and you landed
13 on the 17th of January--
- 14 A Uh-huh (yes).
- 15 Q --did you have a conversation between that day and
16 this two weeks where this threat--
- 17 A Yeah.
- 18 Q --occurred--
- 19 A Yeah. I didn't call her--
- 20 Q --with Christie about visitation?
- 21 A I didn't call her as soon as I landed to the United
22 States, because it was maybe around one A.M. in the
23 morning.
- 24 Q Right.

1 A But next day, as soon as I saw her in the office,
2 because she had to go to work, that's when I talked
3 to her and that's when we talk. And she said,
4 "Look, right now I have a lot of stress." And I
5 don't know if you know your client very well or no,
6 but she have a temper. And she said, "Look, right
7 now I don't need to talk to this, because I have so
8 much this and this with Jimmie, and I cannot talk."

9 So I let her pass one day. But the next
10 day I was pushy, say, "Christie, we have to talk
11 about Ryan whether you like it or not." And we
12 were able to talk.

13 Q And what did you talk about?

14 A About what I tell you, that I want to be part of
15 Ryan and that I have a DNA test that's showing that
16 I'm the father and that we agreed even before that
17 that if I'm going to be the father--or I'm the
18 father, then I'm going to be there for him, and
19 that's what I want.

20 And that's when she told me that if I try
21 to do anything with the paternity of Ryan that she
22 will kill me and she will fly to--

23 Q Okay. When did you first speak with an attorney
24 about--

- 1 A The same day--the same day I talked to her on the
2 phone and tell her after you doing this--
- 3 Q Wait, whoa, whoa. What day is that?
- 4 A I can't--
- 5 Q Because there's several--I mean, is it December or
6 January or--you said the same day you talked to
7 her. You're talking about months.
- 8 A Let me tell you--let me tell you what day.
9 February 5th--February 5th was the--
- 10 Q Okay.
- 11 A --first day I met with an attorney and I filed
12 that, because that same day I went to her and say,
13 "I need you to do this as soon as possible for me."
14 She write the complaint and she took it to the
15 courthouse.
- 16 Q Did you speak with an attorney prior to February 5,
17 2013, about Ryan?
- 18 A No.
- 19 Q The conversation where you say that Christie told
20 you, "I'll kill you and just go to California," is
21 that the week of the 17th?
- 22 A Yes. That's when I come back from Peru. That's--
23 when I came back from Peru, it have to be within
24 the next two weeks when I came back from Peru. So

- 1 I can't tell you it was the 18 or 19 at three-
2 thirty P.M. through three-forty-five P.M. because I
3 can't remember exactly the day.
- 4 Q Okay. But sometime--
- 5 A But it was within two weeks after I came back from
6 Peru.
- 7 Q And it was at your office?
- 8 A Yes.
- 9 Q And Christie's last day at your office was when, if
10 you recall?
- 11 A It's January 30 or the 31st, whatever is the--
- 12 Q The last of January?
- 13 A Yeah.
- 14 Q Somewhere the last of January?
- 15 A Yes.
- 16 Q So at the time you filed this, I mean, over a week
17 would have passed from the threat to kill you and
18 go to California, when you talked, right?
- 19 A Well, remember--remember she threatened to kill me
20 and to take my son, right?
- 21 Q Right.
- 22 A And if we would have left it right there, I would
23 go same day to do a custody. But I talked to her,
24 I said, "Look, Christie, we've known each other for

1 so long. I don't know what's going on with you. I
2 don't know what changed. But what can we do to
3 make this civil? What can we do to--to make this
4 like normal, to--to--to me be part of Ryan life?"

5 So she say, "Give me a second DNA test."
6 And that's when we ordered a second DNA test.
7 That's why it take two weeks. Because she came to
8 my laptop. She--I was right here. She was right
9 here. It was my laptop. She went online. She
10 purchased it with my credit card and she ordered a
11 DNA test from my laptop.

12 Q Did you give--hand her the credit card or did she
13 have your--

14 A Oh, no. I gave her my credit card. It was right
15 here. Remember, she was right here. Here's my
16 laptop. Here's my credit card.

17 Q Okay. And then she used it?

18 A Yes.

19 Q And did you want to be Ryan's father?

20 A Did I want to be Ryan's father?

21 Q Yeah, did you want to be his father? I mean,
22 here--here--here she is, she's living with Aaron.
23 Now we're all the way down to January 2013. She's
24 asking for another paternity test.

- 1 Did that--I mean, did you want that to be
2 the case, that--that you were Ryan's father?
- 3 A I--I--I understand you--I don't understand your
4 question because when you first asked me if I want
5 to be Ryan's father, I want to--I want to laugh,
6 because how can you ask me that?
- 7 Q I'm not asking--I'm not asking do you want to be.
8 I'm asking at that time when you didn't know, when
9 you're going back and you're asking for another
10 test. I mean, were you kind of hoping I am, or
11 would you--or are you thinking it's a--I'm going
12 with--in other words, was your thought, I'm going
13 to ask for another--second paternity test because
14 this is going to be a mess if I'm the dad?
- 15 A No.
- 16 Q So let's check again?
- 17 A No.
- 18 Q Or what--what were--in other words, what was your
19 thought as to the second one?
- 20 A The second DNA test, I allow the second DNA test
21 not because of me. It's because she say she want a
22 piece of mind. And that's what I tell her. I say,
23 "Christie, this is DNA test. This is not going to
24 come back, oh, ninety-eight percent maybe, two

1 percent no."

2 Q Right.

3 A "This is going to even come back a hundred or not a
4 hundred, and it already come a hundred. So just
5 put it in your mind that if it is a hundred that
6 I'm not going to give you six months or a month,
7 because you're already passing two weeks now since
8 I came from Peru."

9 So I did the second DNA test because of
10 her piece of mind. She say, "Give me the second
11 DNA test and if that come positive, then we work
12 out about you being involved with Ryan and
13 everything."

14 But it didn't work in that way, because
15 she changed the DNA test.

16 Q Okay. When you--when you asked for the first
17 paternity test before you knew you were Ryan's
18 father--

19 A Uh-huh (yes).

20 Q --did you want to be his dad? Were you hoping that
21 was going to be the case? Or were you--

22 A Well--

23 Q --hoping not?

24 A When Ryan was born, I didn't know if I was the

1 father or not. I didn't want to get my hopes up
2 that, oh, yeah, he is my son and then find out, oh,
3 he's not my son.

4 So when Christie start bringing Ryan into
5 the office and my brother start telling me that he
6 looks like me, and I ask Christie if he was my son
7 or not--

8 Q Right.

9 A You know, I have that feeling in the stomach that
10 say, wow, it is my son now. But I ask Christie
11 again and she say, "No, he's not your son." So I
12 don't want to keep my hopes up that he is my son
13 and later we find out that he is not my son. So to
14 clarify if he was or not my son, then we do the DNA
15 test.

16 Q Right.

17 A And I didn't have--I didn't let myself feel
18 anything different other than that, because I don't
19 want to find out, oh, I thought he was my son and
20 he's not my son. So once we had the result I was
21 his father, and since that day I want to be his
22 father. And this is why I'm doing this custody
23 thing.

24 Q Do you think you can co-parent with Christie?

1 A Yes.

2 Q Do you listen to her when she gives you
3 suggestions?

4 A She didn't give me suggestion. You need to ask
5 her. She--she didn't give me suggestion.

6 Q She didn't tell you like what to feed him?

7 A No. She--when we even talk in the beginning, she
8 was pissed. She was outrageous. She didn't talk.
9 She demand. She yell. She say this and this and
10 this and that. So I like, okay. And I follow
11 every single thing that she said. Don't give for a
12 meal, don't do this. I follow every single thing
13 that she tell me to do with Ryan. But then I take
14 him to the doctor, to his primary care, and his
15 primary care tell me, oh, he can eat this, he can
16 eat this, he's not allergic to this. When Christie
17 say, oh, he's allergic to this, the doctor say no,
18 he's not have no allergies. We don't have no
19 reports of any allergies. So I follow the doctor's
20 orders now instead of Christie.

21 Christie keeps sending me notes every
22 single time and say no spicy food. I mean, I tell
23 the doctor--I don't even know why she think I'm
24 going to give the spicy food to my son. I'm not

1 Mexican, number one, so I don't eat spicy food.
2 But how she can ever think that I'm going to give
3 spicy food to my son? So she always put--
4 Q Well, what do you feed him?
5 A --no spicy food, no whole milk. Follow Ryan's
6 schedule. That's--that's pretty much her own words
7 every single time she send me any--anything.
8 Q Well, what do you feed Ryan?
9 A I give him rice. And hopefully she's not going to
10 make a big deal about this now. I give him I give
11 him sweet potatoes, but real, not the Gerber
12 things. You know, we boil the sweet potatoes. I
13 give him mashed potatoes. I give him sweet peas,
14 carrots. I give him everything, but not spicy
15 food. But everything is just boiled and give it to
16 him.

17 And the doctor give me a complete list to
18 me and to Christie like this, more letters than
19 this, for what he can eat. So every single thing
20 that the doctor say that he can eat, I feed Ryan.
21 And he ate it and he love it. I have videos to
22 show you that.

23 Now, whole milk, even the doctor say give
24 whole milk. But just because Christie keeps saying

1 every single day no whole milk, because she's
2 saying that every time that my son come back from
3 my house he have diarrhea or upset stomach or
4 anything, which I don't believe is true, so I don't
5 give him whole milk. But she keep putting "no
6 whole milk," so I don't know where she's getting
7 the idea that I give him whole milk or not, but I
8 have not give him whole milk.

9 I can show you the receipt how much milk
10 I'm buying for Gerber every day.

11 Q The formula?

12 A Yes, the Gerber Good Start something. That's what
13 she put.

14 Q Who lives in the house with you now?

15 A My mom.

16 Q Anybody else?

17 A Yes, a roommate, Kyle Brubaker. He was just living
18 with me almost for a year. And myself and my son.

19 Q Okay. Does Yvonne live there?

20 A No.

21 Q Has she ever lived there?

22 A No. She have her own house.

23 Q Does she stay the night with you?

24 A Yeah, she stay on the weekends with me.

- 1 Q She stays weekends with you?
- 2 A Yeah.
- 3 Q How long has she been staying weekends with you?
- 4 A Maybe two months ago, two, three months ago.
- 5 Q Okay. And--
- 6 A Not--not all the weekends. The weekends that we go
- 7 with my mom and everywhere, then she come with us.
- 8 Q Okay. And how many bedrooms are in your house now?
- 9 A Four.
- 10 Q And where does Yvonne stay?
- 11 A In one of the bedrooms that we have.
- 12 Q She doesn't stay in your bedroom?
- 13 A No. And I don't know why--Lindsay asked me the
- 14 same question. I don't know where you guys coming
- 15 from that idea.
- 16 Q Well, she's not related to you, right?
- 17 A She's not. And I have--
- 18 Q She's a woman?
- 19 A Yeah.
- 20 Q She's staying at your house?
- 21 A My mom is there, too. So we are different culture
- 22 than the American--
- 23 Q That doesn't stop guys from having sex with women,
- 24 does it?

1 A That is true.

2 Q Does it?

3 A And I had sex in my house when my mom wasn't there.
4 But we respect moms and dads so much that we don't
5 do that unless she's married with me. And that's a
6 culture thing.

7 Q Right. I mean, you definitely--well, I'll leave
8 that alone.

9 How many--you've had other women--you've
10 had women work for you other than Lindsay and
11 Christie--

12 A That's correct.

13 Q --that you had a sexual relationship with even
14 while they're employed with you, right?

15 A Did I have a sexual relationship with even what?

16 Q Women that were working for you. In the last five
17 years--

18 A Yes.

19 Q --how many women that have been in your employment
20 have you had sex with?

21 A One beside Christie and Lindsay.

22 Q Well, Christie and Lindsay, there's two.

23 A All right. That's what I'm saying, beside--beside
24 Christie and Lindsay is one. So you add up one,

- 1 two, three Three total.
- 2 Q Three in total?
- 3 A Uh-huh (yes).
- 4 Q Who's the third?
- 5 A Evelyn Rendon.
- 6 Q Have you ever employed a Anna?
- 7 A Annabelle. She was my girlfriend before she even
- 8 come employed with me. So, yeah, okay. You are
- 9 trying to make it look like every single person I
- 10 employ I sleep with. She was my girlfriend before
- 11 she was working for me. So she said she get tired
- 12 of Nationwide and if she can come on board with me.
- 13 Q So you stopped--so you stopped having sex with her
- 14 after she started working for you?
- 15 A No. We were boyfriend and girlfriend.
- 16 Q When she was working for you?
- 17 A Yeah, before she was working with me.
- 18 Q Before?
- 19 A Before she was working with me.
- 20 Q And while she was working?
- 21 A And she was working with me, because I was living--
- 22 living with her on her house.
- 23 Q You lived with her in her house?
- 24 A Yeah. Ryan wasn't here. Meredith wasn't here. I

1 wasn't seeing Christie or Lindsay at that time. So
2 I was even living with her for almost one year.

3 Q Okay. Anyone else that's been in your employment
4 in the last five years that you've had a romantic--
5 well, had a sexual relationship with other than
6 Lindsay--

7 A The only person beside Lindsay and--

8 Q --and Christie and--

9 A --my ex-girlfriend, Evelyn.

10 And again, Christie, I have a sexual
11 relationship with Christie before she was working
12 for me. And I have a sexual relationship with my
13 ex-wife Lindsay before she was working for me, too.

14 Q Well, that's kind of a pattern for you, isn't it?
15 I mean, there are three--three women we just talked
16 about where you have sex with them and then you
17 hire them?

18 A Right. It sounds like you're trying to make it
19 look like it, but Christie started working for me--

20 Q Well, I don't know what the pattern is. I'll put
21 it this way, but it's three women in the last five
22 years, right?

23 A Right. But--but see how it happen is--

24 MS. JACKSON: Let him finish the--his

1 answers before you start asking the next question.

2 MR. ULLMAN: Okay.

3 A Right. How it happen is Christie was fired on her
4 job. I have an office. It's like you have a
5 secretary that you have a relationship with her
6 before, she was working for--for Jill, she get
7 fired the same day, and you guys been on and off,
8 and she come to you and say, "Charles, I don't have
9 no job." Let's say you weren't married. You not
10 married, you don't have no kids.

11 Q Sure.

12 A And you say--you know, you're still going on with
13 her, have sex with her sometimes. And say, "I
14 don't have nowhere to go. Can you give me
15 anything? I'm making eighteen dollars per hour.
16 I'm willing to get the minimum, seven dollars per
17 hour, but help me." Will you help her?

18 I did help her. I did help Christie.
19 Say, "Okay, Christie, I don't have--I can't pay you
20 eighteen dollars per hour, but I can pay you eight
21 dollars per hour. And I don't have anything for--
22 for you to do because you worked for Nationwide and
23 independent is totally different. But I will make
24 a space for you until you find another job or until

1 I can pay you something better. But I do not
2 promise you that I will raise you from eight
3 dollars per hour, because I can't afford any more."

4 So then Lindsay wasn't working for me.
5 She was collecting unemployment. She couldn't work
6 because if she worked she would not collect
7 unemployment. She was living at my house. She
8 have--it was not enough money. And I asked her if
9 she need some money that she can help me doing the
10 bookkeeping on my office for my agency so then when
11 I can pay her some, at least she can have some
12 money to eat. So that's what I did.

13 And see, you make it look like, oh, they
14 first work for me and then I have sex with them.
15 No. We weren't--

16 Q No, you had sex with them and then they worked for
17 you.

18 A I have sex with them before that. One was my ex-
19 wife and then she asked me for help, and I help
20 her. If your ex-wife came up, and you have a good
21 relationship with them, I'm hoping that you will
22 help her, too, as well, because she was your ex-
23 wife. And we never have any bad relationship with
24 Lindsay or Christie. Even Lindsay knows, if she

1 tell you the truth, that I have nothing against
2 Christie even for whatever she put me through the
3 Homeland Security, the DOI, the police, the cops,
4 everywhere. I have nothing against Christie.

5 If we can co-parent--if Christie come
6 tomorrow and say, "Look, can we just work for
7 something better for Ryan?" I'm willing to say all
8 right, how can we do that. Let's do these days and
9 let's talk about what he eat. This is what he's
10 doing. This is his schedules. That's it.

11 But she don't want me to have Ryan. She
12 withhold my son for three months. I don't know if
13 you have kids or not, but my kids are my life. And
14 that was destroying me. For what? For no reason.
15 For a ticket, airline ticket that you guys say that
16 I have that I never had. That was the excuse. No,
17 that's--that--I'm not going to allow that. I'm
18 going to file for custody of my son because I want
19 to be part of his life.

20 And I'm hoping that you try to help to
21 bring the truth into the table for my son. Not for
22 me, not for Christie, for my son. That's--that's
23 all I'm hoping for.

24 Q Well, in this one--well, let's talk about that.

- 1 I mean, you do have--you did have tickets
2 purchased for your mom to go back to Peru, right?
- 3 A Yeah. That's correct. And I say that. That is
4 true and you have the tickets. I bring her here
5 from Peru to help me to care for Ryan.
- 6 Q Well, let's--let's go back to something. You
7 talked about the--the audio of the conversation
8 between you and Lindsay that was at the domestic
9 violence hearing.
- 10 A Uh-huh (yes).
- 11 Q And you heard it. You didn't--
- 12 A No. She--
- 13 Q You didn't respond to it.
- 14 A She--the judge--the judge could barely hear it.
15 She had to put the thing on her ear.
- 16 Q Right.
- 17 A I was right there.
- 18 Q Well, you spoke it and then you heard it, right?
- 19 A I couldn't hear it very well. And that's what I
20 told you--well, number one, I guess you did a great
21 job. And number two, Holly didn't do a great job,
22 because she wasn't prepared. I asked her, "Holly,
23 get a copy of that phone call so we can listen to
24 it so I can tell you that it's true or not true and

1 they playing it from the beginning or not."
2 Because if you play only one part, it give you
3 other interpretation than if you play it from the
4 beginning to the end.

5 And what Holly say is, "Don't worry. I'm
6 not going to allow that into evidence." I say,
7 "But are you sure?" Say, "Don't worry about it.
8 Is something else you need to tell me?" I said,
9 "Well, other than that, here's the proof that I
10 gave you, and their word against my word, so no.
11 But I would like to have that." Say, "Don't worry
12 about it."

13 First thing you do, ask for the phone
14 conversation. First thing the judge does is allow
15 the phone recorder. And the first thing my
16 attorney did is, "Oh, shoot, I don't even know
17 what's--what is going on here."

18 You know that. That's what happened.
19 She wasn't ready. She wasn't prepared. And that's
20 what happened.

21 Q Well, but did you say anything about when it
22 happens it's going to be cold and sweet and
23 perfect?

24 A I already told you about it. See, I was telling

1 you--and I explained that to you.

2 Q You didn't explain it in court.

3 A Well, didn't even ask me. Honestly, and you were

4 there. How long I was talking? Five minutes? And

5 then did you say, "Okay, that's it"?

6 Q I'm not going to ask you that, but go ahead.

7 A But you see that, you were--you know, it was

8 Lindsay for thirty minutes, it was Christie for

9 thirty minutes, and then it was just me for five

10 minutes. You couldn't even--remember you want to

11 ask me question and the judge said, "No, that's it.

12 Your time is over." Remember that?

13 Q Yeah.

14 A Yeah.

15 Q I had some questions for you.

16 A So I didn't even have time to--to say the whole

17 thing. And--and Holly, which wasn't ready, didn't

18 ask me questions like that. She asked me questions

19 that were irrelevant to that, because she wasn't

20 prepared, because she wasn't ready. And the first

21 thing I did when I hired her is like, "Holly, this

22 is my kid. This is my son. I don't want to bet on

23 my son. If you're the attorney that I'm looking

24 for, tell me. If you're not, please let me go."

1 And she told me, "Don't worry about it. I'm the
2 attorney you're looking for." And that's what
3 happened.

4 Q Okay. Well, and then the judge also made a finding
5 that the sex that was the conception--

6 A Right.

7 Q --or the sex that occurred around conception--

8 A Yeah.

9 Q --was--was not willful.

10 A Right. And you were there.

11 Q And you didn't refute that--

12 A And the way--the way--

13 Q --at the hearing.

14 A I couldn't. The judge didn't--didn't let me tell
15 my--my attorney, Holly, didn't ask any questions.
16 That's why I fired her the next day. I said,
17 "Holly, you know, you weren't even ready." Now,
18 the judge made that--that finding of fact because
19 after hearing Lindsay crying and saying lies that I
20 killed somebody and I killed somebody in Peru and I
21 tell her, after hearing Christie crying and shaking
22 and say that I killed somebody and killed somebody
23 in Peru, and hear two womens [sic] and they hear
24 the phone conversation, my attorney didn't ask any

1 questions.

2 Here's the questions that I have. My
3 attorney just say, "Okay, if you say that he tell
4 you that he killed--that he killed somebody in
5 Peru, why you don't report him before? Why now?
6 Why were you afraid of him? Why wouldn't call the
7 cops when he tell you that?"

8 Q Okay.

9 A Why? I mean, that would make sense. And you--I'm
10 telling you something like that, I will do that. I
11 would call the cops. "Hey, you need to find out.
12 Something's going on here."

13 Q Right.

14 A But they--my attorney didn't ask any questions like
15 that. My attorney say something about an objection
16 that I even laugh, because Lindsay was crying and
17 shaking and she do--(indicating by coughing)--and I
18 think Holly did "Objection." And I was like, "To
19 what?" And the judge was, "To what?" And Holly do
20 the--(indicating by coughing)--argument of Lindsay.
21 I know she remembered that. I remember that,
22 because it was ridiculous. It was ridiculous.

23 Q She was coughing?

24 A Yeah. How you object to coughing? I mean, come

- 1 on. So that's why I lost that, because my attorney
2 wasn't ready and ask all the questions and ask all
3 the facts for that.
- 4 Q Let me--here's something, though. They both,
5 Lindsay and Christie, have said under oath that
6 you've told them you killed somebody--
- 7 A Right.
- 8 Q --in Peru.
- 9 A Right.
- 10 Q So are they lying?
- 11 A And hoping that this is--you're doing this for my
12 son now. Think about it. Whoever told you that I
13 have the tickets purchased from Peru--because that
14 was your argument, that I have tickets going to
15 Peru with my son already--
- 16 Q Yeah.
- 17 A --it was a lie. I don't know who it was, it was
18 Christie or was Lindsay, but they--they lied.
- 19 Q Or the person at United.
- 20 A Huh?
- 21 Q Well, they could have been told that.
- 22 A Well, but somebody--
- 23 Q The person at United could have made a mistake.
- 24 A But who--so you're saying that United subpoena is

1 making mistakes and they--

2 Q Well, their testimony is they talked with someone
3 at United and said that there were tickets
4 purchased in that two-week time period.

5 A All right. So who tell you there was tickets
6 purchased? Somebody had to tell you, right,
7 because--

8 Q Somebody at United.

9 A It--right. But somebody had to tell you, "Hey, by
10 the way, this guy is going to flee the country."

11 Q Somebody's wrong?

12 A No, no. That wasn't wrong. That was a lie. And
13 we will be able to prove that. It was not tickets.
14 It's no purchase. It's nothing like that. That is
15 one person right there lying to you, either Lindsay
16 or either Christie.

17 Now, if we go by Lindsay, I hope you know
18 by now that she lies. Judge Nagle find out that in
19 her 50B. Judge Greene find that out after five
20 minutes. John McWilliams stand up and say motion
21 to dismiss because of the witness truthfully to the
22 court, because she was just lying. She couldn't
23 even explain why she didn't put on her 50B that I
24 assault her the same day. She didn't put that.

1 "I'm scared of Wilson, but wait a minute. I
2 remember in January of this year, he hit me in the
3 face." That was when the cops called. I explained
4 that to you. But she didn't put on her 50B, "Oh,
5 by the way, he assault me," and it's June 12th.

6 Now, I have an email and you do have an
7 email from Charles Montgomery dated two months
8 prior to June that say that Christie is asking
9 Charles to ask my attorney, Ashley, do not allow
10 Lindsay to be around Ryan, because we have serious
11 concerns about her mentally stability and issues
12 and things like that.

13 So two months prior to June, Christie
14 hate Lindsay to the point that she don't want me to
15 be around--she don't want her to be around Ryan.

16 Q Yeah.

17 A And please, just--just see the facts and see the
18 truth. And two months later, they're best friends.
19 They come to each other and testify the same story
20 in court and tell them, both that--they say--they--
21 both--I tell them I killed someone in Peru. Don't
22 you see it?

23 Q Okay. Well, let's--let's go back to my question.

24 Did you tell Christie and--

- 1 A No.
- 2 Q --Lindsay?
- 3 A No, no.
- 4 Q You never told them that?
- 5 A No, no, no. That was a lie. That's what--
- 6 Q They totally made it up?
- 7 A They totally made it up, like Lindsay made up that
- 8 I assault her. And if not, that Lindsay say that I
- 9 say to Lindsay that I'm going to kill Christie.
- 10 I've never told her that. I never say to nobody
- 11 that. I don't hate Christie. I try to understand
- 12 her, but I don't hate her.
- 13 Q So both Christie and Lindsay have lied about that--
- 14 A Yes.
- 15 Q --one issue?
- 16 A Yes.
- 17 Q And they're both lying? They're both liars, in
- 18 your opinion?
- 19 A They both lie. Don't you see it yet? I'm going to
- 20 try to prove it to you. Hopefully we prove that.
- 21 Q Well, what about this? I mean, how in the world
- 22 did you end up with two women that have children by
- 23 you that are--they're that big of--you're saying
- 24 liars, right?

- 1 A Everybody--everybody--
- 2 Q And that's--that's your--your--your statement to
- 3 the Court.
- 4 A No. Everybody say--
- 5 Q Fair question.
- 6 A Every attorney that I interview--let's say I
- 7 interviewed you before you even met Christie, you
- 8 will ask me the same question.
- 9 Q Yeah?
- 10 A "You know how to pick them." That's why they pick
- 11 on me first. They say, "You know how to pick
- 12 them," like that. And then they say, "You're not
- 13 allowed to have more women," and things like that.
- 14 But that's the joke going around.
- 15 Q I mean, but that's the thing, isn't it, though?
- 16 It's either that they're both lying about very
- 17 horrific things, I mean, that you're a murderer of
- 18 other people--
- 19 A Yes, yes.
- 20 Q --and that you're threatening their lives--
- 21 A Yes.
- 22 Q --and that you've beat them.
- 23 A Yes.
- 24 Q Both of them have said in court that you've raped

- 1 them.
- 2 A Well, I didn't hear that, so I'll be careful to say
- 3 that they say--
- 4 Q Forced--forced sex.
- 5 A All right.
- 6 Q Well, Christie has said that in court.
- 7 A The "rape" word? I don't know about the "rape"
- 8 word, but if she say that, then I need to be aware
- 9 of that.
- 10 Q Okay. Well, Christie has said that it was--that
- 11 you forced her to have sex.
- 12 A Okay. Did she say that I rape her? Now "rape" is
- 13 a very strong word.
- 14 Q Well, we'll come back to that. Let's leave that
- 15 part off.
- 16 But they've said the murdering, the
- 17 violence with them, and now you have children with
- 18 them. So--so either you have found two people that
- 19 are liars--
- 20 A Yes.
- 21 Q --right?
- 22 A Yes.
- 23 Q And for the--all those severe issues, or they're
- 24 telling the truth, somehow, both of them, right?

- 1 A Charles, don't take my word for it. I can prove it
2 to you. I can prove it to you. Christie has
3 said--and hopefully--have an open mind. Christie
4 has called the Department of Insurance and say that
5 I comingling funds.
- 6 Q Well, now this isn't answering my question. So I
7 want to just--
- 8 A Yeah. I just said yes. I said yes. I said
9 they're both lying.
- 10 Q Now, Christie has said in court, and it was a
11 finding, that it was not consensual, right--
- 12 A Right.
- 13 Q --when Ryan was conceived?
- 14 A And she has said the same thing--
- 15 Q So that's rape. Wait a minute. Now, is that rape
16 or not? I mean, by your definition, because you
17 seem to be drawing--you didn't like my term the
18 word--when I used the word "rape," you seemed to
19 object to that word, but it's already--
- 20 A Well, it's not that I don't--
- 21 Q --been testified to.
- 22 A --like the word. "Rape" is a strong word.
- 23 Q Okay. What word would you like to use?
- 24 Nonconsensual sex?

- 1 A Well, that was a lie.
- 2 Q Okay. Well--well, even if it's--if--you're saying
- 3 it's a lie and she's saying it's the truth.
- 4 A Right.
- 5 Q You acknowledge that, right? And Lindsay has said
- 6 that you have forced her without consent to have
- 7 sex.
- 8 A Okay. I have never--
- 9 Q Right?
- 10 A I do not recall that.
- 11 Q She said that yesterday at her deposition.
- 12 A Okay.
- 13 Q And then I believe she did testify that after the
- 14 baby was born that you forced her. I think she may
- 15 have testified to that. But--but in any event, she
- 16 testified to that yesterday, that she didn't--
- 17 A I'm not aware of that. I'm not aware of the
- 18 deposition yesterday, and I don't know what she
- 19 said or what she was going to say.
- 20 Q Well, if both of them are saying that, let's--we'll
- 21 use the term that you forced them to have sex
- 22 against their--without their consent.
- 23 A Okay.
- 24 Q Okay? Is that true or not, both of them?

1 A That's not true. That's not true. And if that was
2 the case, Charles, you use the word "rape." Now we
3 tried to use the word "force." If that was the
4 case, if you were a woman, wouldn't you file a
5 charge?

6 Q Well, I'd like to answer your question, but it's
7 kind of in a different format for today where I'm
8 asking you the questions.

9 A Well, wouldn't you--wouldn't you call the cops?
10 Wouldn't you have a medical examination for rape?

11 Q Yeah. Well, let me ask you this. Let me ask you--

12 A They didn't record that. That--that was not true.
13 Everything happened since I filed for custody. Now
14 I'm a murderer. Now I'm a rapist. Now I'm
15 comingling funds. Now I'm--Homeland Security come
16 to my office saying that they want to review my
17 paperworks and everything, because I'm not have a
18 legal business. So now I'm all those things since
19 February 5th.

20 But prior to that Lindsay and Christie
21 have not done any single thing if they were raped
22 like you or like they are saying that I raped them.

23 Q Well, there were criminal charges that Lindsay took
24 out and police were called--

- 1 A Assault female?
- 2 Q --multiple occasions, right?
- 3 A Okay. The police wasn't called. She didn't even
- 4 call the cops.
- 5 Q Well, you said three to four times they came out to
- 6 your house--
- 7 A Yeah, for communicating threats, which never
- 8 occurred, and that's why it was dismissed.
- 9 Q Well, let's--Mr. Olivera, what is rape? Can you
- 10 define rape?
- 11 A I don't know. All I can say is you give me a
- 12 dictionary, I can read it to you. But I--
- 13 Q Well, you know what sex is, right?
- 14 A Right.
- 15 Q Well, you know what--you know what--
- 16 A And I can--
- 17 Q Do you know what rape is? Are you saying you need
- 18 a--
- 19 A Rape--
- 20 Q Are you saying you need a dictionary to determine
- 21 what rape is?
- 22 A Well, I don't know how specifically you want it.
- 23 Q You had--your ex-wife, both mothers of your
- 24 children accuse you of forcing them without their

1 consent to have sex.

2 A All right. And I tell you that already--

3 Q I'm asking you--and you didn't like the word
4 "rape"--

5 A --that's a lie.

6 Q --earlier, right? You objected to it.

7 A It's not that I didn't--

8 Q Wait. You did not like my use of the word "rape"
9 earlier. I'm asking you what is rape.

10 A Okay.

11 Q Define that on the record.

12 A Rape, for my intelligence, is have sex without
13 consent. It's not that I don't like your word
14 "rape."

15 If the--right now I have a lawsuit
16 against Christie to accuse me of comingling funds,
17 accuse me of false forged signatures of customers
18 and everything. And if she say that, I also going
19 to call my attorney to attach that into the lawsuit
20 that I have against her. And I have a lawsuit
21 against her for defamation and the slander.

22 That's the only thing about rape. I
23 don't--it's not that I like or not like your word.
24 I just want to know if your client say that, then I

- 1 can call my attorney when I leave over here to
2 include that in amendment on the lawsuit I have
3 against her and the boyfriend for slander and
4 defamation. That's what it is.
- 5 Q Well, if Lindsay said that you--you forced her--
6 A Well, she didn't say that to me.
- 7 Q That she--I'm not saying that she said it to you.
8 A Okay.
- 9 Q I'm saying that she testified yesterday--
10 A I wasn't there, so I didn't talk to Jill yet, so I
11 don't know what Lindsay said or Lindsay didn't say.
12 So I don't know that. And I don't have any pending
13 lawsuit against Lindsay yet.
- 14 Q Okay.
- 15 A But I have a pending lawsuit against Christie and
16 Aaron for slander and defamation.
- 17 Q If you're having sex with a woman against her
18 consent--
- 19 A Uh-huh (yes).
- 20 Q --how would consent be manifest?
- 21 A When she come into my house, take her clothes off,
22 and lay with me in bed--
- 23 Q Right.
- 24 A --that is consent.

- 1 Q Okay.
- 2 A That is what I understand about consent.
- 3 Q If she's saying no, but offers no physical
- 4 resistance to you continuing to proceed forward, is
- 5 that rape?
- 6 A Well, if she say no and she just don't want to have
- 7 sex, then she don't want to have sex.
- 8 Q Well, I mean, were you ever told no by Lindsay--
- 9 A No.
- 10 Q --or Christie--
- 11 A No.
- 12 Q --and then you continued?
- 13 A No, not at all.
- 14 Q Never happened?
- 15 A Never happened.
- 16 Q Did they ever cry when you were having sex with
- 17 them?
- 18 A No, not at all, not at all. Christie--Christie and
- 19 I met--and this--I'm not proud of this, but
- 20 Christie and I met cheating. She cheat on her
- 21 husband and I cheat on my wife, in this case,
- 22 Lindsay. That how we met.
- 23 And then she come back to my house and we
- 24 have an on and off sexual relationship when she was

1 married for second time; and then when she was with
2 this guy Aaron, apparently; and when she was with
3 this guy Bill, apparently. And I have--also have
4 witnesses of Bill telling me later, "Hey, this girl
5 is with this guy right now." I said, "But she keep
6 telling me that they just friends." And said, "No,
7 they are together."

8 So in all this five, seven, six years of
9 sexual on and off relationship, she say--have not.
10 She say, "No, I don't want it." Or she would have
11 no take the clothes off. Or I have never had sex
12 with somebody didn't want to have sex. I have
13 never do that. I don't have the reason for it. I
14 don't have to. That isn't true.

15 Q Because you've had sex with a bunch of different
16 women even while you were married to Lindsay,
17 right?

18 A I have sex with Christie, yeah, and I told you
19 already. It's not something that I need to be
20 proud of, but I did it.

21 Q Were you faithful to Lindsay while you were married
22 to her?

23 A Yeah, for the marital time until we separate. We
24 separate. We weren't divorced, but we were

1 separated.

2 Q If you're in a relationship just by the virtue of
3 the fact that you're dating or you're married, do
4 you have the wife's--the female's consent because
5 of that overriding relationship, in your opinion?
6 Does that--is that consent in and of itself just
7 because you're married to them or you're dating
8 them?

9 A No. If you married to somebody and your wife don't
10 want to have sex with you, she don't want to have
11 sex, then she doesn't want sex. You can't force
12 her to have sex. Same thing. Sometimes I didn't
13 want to have sex and I told her--no to Lindsay.
14 She get upset. She can't force me to. You can't
15 force me to try to get--have sex with somebody. I
16 cannot force somebody try to have sex with me.

17 Q Well, there was testimony earlier in this about
18 that you would bite Lindsay when you were having
19 sex with her to the point of leaving teeth marks
20 and bruises on her.

21 Do you do that?

22 A I leave her hickies. That's right.

23 Q Hickies?

24 A Yeah. And because she's so white, you can see

- 1 through it.
- 2 Q Does it have teeth marks on your hickies?
- 3 A No. It's just a hickie. You--you can--she leave
- 4 me hickies, too, but it go away really fast because
- 5 I'm not white.
- 6 Q She wants you to do that?
- 7 A Yeah.
- 8 Q To the point that there's bruising?
- 9 A Hickies is a bruise, yes. When you do a hickie--
- 10 Q Do you think you've ever left teeth marks on her?
- 11 A What?
- 12 Q Do you bite her and leave teeth marks?
- 13 A I leave--I don't leave her any teeth marks. I
- 14 leave her a hickie. She's--she's very white even--
- 15 well, you know her. So if you give her a hickie,
- 16 then she going to show a hickie.
- 17 Q Who is Daisy Gonzalez?
- 18 A She was one of the employees for Michelle Keener.
- 19 She was working with me at the same time I was
- 20 working with her.
- 21 Q Did you ever have a sexual relationship with her?
- 22 A We didn't have a sexual relationship, but we were--
- 23 went out.
- 24 Q Do you know a Morandon [phonetic] Morales?

- 1 Morandon maybe? Worked with him?
- 2 A If you can spell it, maybe I can tell you what
- 3 you're trying to say.
- 4 Q There is no way I can spell it, I'll tell you, for
- 5 the record.
- 6 A Okay.
- 7 Q Do you know a Claudia that worked for you?
- 8 A Claudia Alzada, yes.
- 9 Q Yeah?
- 10 A Yes.
- 11 Q When did she work for you?
- 12 A She worked for me for a week and she's friend of
- 13 the family, and she been working--or she's been
- 14 known in my family for maybe four or five years.
- 15 And she didn't have a job and she just wanted
- 16 something to--until she can find another job. And
- 17 it was a week that she was working in my office and
- 18 she find another job and then she left.
- 19 Q Did you ever have a sexual relationship with her?
- 20 A No. We also were going out and she was a friend of
- 21 the family.
- 22 Q Who's Sandy Bustamante [phonetic]?
- 23 A Oh, Sandra Bustamante?
- 24 Q Yeah.

- 1 A Yeah. She's a friend of mine, and she lives in
2 Peru. She doesn't live here.
- 3 Q Is that somebody that you've had sex with?
- 4 A Yes. When I was in college she used to be my
5 girlfriend, and we have sex in college.
- 6 Q When you went down to Peru in December 2012 did you
7 have sex with her?
- 8 A No, but we went out with her and my--all my friends
9 in the college and the university.
- 10 Q Rosella Sisnaros [phonetic]?
- 11 A Oh, she's another friend. She's actually ex-
12 girlfriend, too, from Peru.
- 13 Q An ex-girlfriend from Peru?
- 14 A Yeah.
- 15 Q Did you go out with her in December when you went
16 down in December 2012?
- 17 A I met with her and her family in Peru.
- 18 Q Is she married?
- 19 A No.
- 20 Q Do you know a Camara, Jacqueline, Julie Camara?
21 Does that name strike you?
- 22 A No.
- 23 Q Do you know a Edith Rosario?
- 24 A Edith Rosario, yes. She was a ex-girlfriend when I

1 was fourteen or fifteen years old.

2 Q Right.

3 A We have a relationship for two years, and since
4 then we talk.

5 Q Okay. You still talk to her?

6 A Sometimes, yes.

7 Q Did you see her when you went down to Peru in
8 December?

9 A No. She live in Canada.

10 Q She lives in Canada?

11 A Uh-huh (yes). Now she lives in Canada.

12 Q And there's a Fya Kavall [phonetic]? Does that
13 name strike a--

14 A (Shakes head.)

15 Q Why bring Yvonne to these custody exchanges and not
16 Miguel or someone else?

17 A Christie--I bring Miguel one day to the exchange
18 with my son. And I'm surprised--well, I guess that
19 happened in that way. I'm surprised your client
20 didn't tell you this information. I'm here with
21 Miguel, here Miguel and me. She send my son Ryan
22 with this guy Ray. He called himself "Reverend
23 Ray."

24 I'm sitting on my truck because the

1 agreement that we have is that any third party can
2 pick up my son. Now, everybody knows my brother
3 Miguel. So one day before--or one exchange before
4 I went with my brother to pick up my son and this
5 guy Ray came. I say, "Ray, this is my brother
6 Miguel, you know, and he will come to pick up my
7 son sometimes if I can't make it." Ray say all
8 right. So he left. We left with Miguel.

9 The next day or the next time that we
10 have the exchange I came with Miguel. I was in the
11 truck. Miguel was here. And I said, "Miguel, go
12 get Ryan." Miguel went into the middle of the
13 parking lot of Rite Aid. He met with Ray. And Ray
14 with, my son in his hand, started yelling, "No, I'm
15 not going to give it to you. You're an illegal
16 immigrant. You're an illegal immigrant." I was
17 like, "Ray, give my son to my brother. He's right
18 there." Ray can see me. Ray can listen to me.
19 "No, you're an illegal. I have instructions not to
20 give it to you."

21 And I'm sorry that I raise my voice, but
22 I just want to impersonate what really happened.
23 So I tell you this in a lower voice, you not going
24 to picture the thing.

1 He start yelling. People start looking
2 at my brother. "You're an illegal immigrant and I
3 have instructions that I'm not going to give it to
4 you. You're an illegal immigrant." He went back
5 with my son to his car and didn't give my son Ryan.

6 I asked my brother, "Miguel, come." And
7 he like--"Come and sit right there." I--I was
8 furious. I went and I said, "Ray, give me my son."
9 And he give me my son. And he was like, "He is an
10 illegal immigrant."

11 "He is his uncle." "You already met him.
12 So he have all the right to have Ryan."

13 "And I have instructions not to give it
14 to him, because he's an illegal immigrant."

15 I got my son, came with me, and I take
16 him with me. We went home and then we went to--to
17 the park. I didn't go to my work that day.
18 Fifteen minutes later I have a call from my office.
19 Miguel is calling me from my office. Say, "What
20 happened?"

21 "I have the cops here looking for you."

22 And I say, "Why?"

23 "Well, they were looking for you and they
24 were looking for me."

1 I said, "What happened? Tell me what
2 happened."

3 By then Christie already called--I have
4 Department of Insurance in my office three times
5 already. I have cops before and all that kind of
6 stuff.

7 I said, "Well, tell me what happened."
8 He said, "Well, they're here because Christie
9 called." And that is also recorded and you can
10 find that in the cops' report. "Christie called
11 them and tell them that I was driving under the
12 influence of alcohol and drugs with your son in the
13 back of my truck, and you--in the back of my car,
14 and you were here. So they're looking for you.
15 They went to your house already and now they're
16 looking over here."

17 So I talked to the cops and say, "What is
18 going on? I have my son. Tell me where you want
19 me to go." They say, "No, you know, we have a
20 report from Christie Esposito. She called 911 and
21 she was saying yada, yada, yada, yada."

22 Well, I said, "Well, I want to meet with
23 the officer. What is your name?" And he said, "My
24 name is that."

1 "Well, where are you located?"

2 "Well, we in Garner."

3 Said, "I want to meet you in fifteen,
4 twenty minutes over there to tell me exactly what
5 she saying, because this is ridiculous."

6 She sending the cops now on my brother,
7 lying. And there's the proof right there that she
8 is lying. I don't know why you say you not believe
9 me. But it's proved by the cops, and the cops say
10 right there, say, "We talked to Miguel and he was
11 not under the influence of alcohol or drugs." And
12 the--the report say Christie called and said that
13 he was under the influence of alcohol or drugs.
14 That is a lie and the proof by the cops. Like I
15 say before, don't take my word for, but take the
16 evidence for it.

17 So that is why I don't bring Miguel to
18 the exchange, because I don't want this drama to
19 happen again. They don't want to give him now to
20 nobody else in my family other than me. I don't
21 want them to send the cops on my mom or anybody
22 else. That is--I always go to my pickup to my son.
23 Q Are there--are there times that you say that you've
24 showed up at the pickup exchange to pick up Ryan

- 1 that Christie did not come?
- 2 A Yes.
- 3 Q What are those dates?
- 4 A I can't tell you right now, but I have the videos
5 and I can show you.
- 6 Q Were they in the month of June?
- 7 A You--you--I believe Jill show you those videos that
8 day that you went to court for emergency custody.
- 9 Q So the records that Jill showed me in court--
- 10 A Right.
- 11 Q --are your records?
- 12 A On my cell phone. So I video record every single
13 time that I go and she didn't go. She started
14 going. For the last two or three weeks is when she
15 started coming to the exchange, which is surprising
16 because since February she never come. She maybe
17 come one or twice.
- 18 Q Did you ever show up late to the exchanges?
- 19 A Yeah, like two or three minutes late.
- 20 Q Never fifteen minutes late?
- 21 A No, not fifteen minutes late. At the most, five
22 minutes. And they'll show up thirty minutes late.
- 23 Q Are there times that you showed up two, three
24 minutes late that they were not there?

1 A Yeah.

2 Q When were--were those in the summer or were they
3 before?

4 A They were--I can tell you only this. They were
5 from February until today's date. I can't tell you
6 what day because it was--it's different. And I
7 don't--I don't call my attorney for that. But
8 every time this Lauren bring my son, she's always
9 late. And I have the videos to show you that.
10 She's always come five, eight minutes late.

11 But I'm not going to call Jill and say
12 that she's not--not here for eight minutes. I
13 mean, I think that's ridiculous. And when the
14 other guy--when Ray came, he came late for three,
15 four minutes. I'm not going to make a big deal
16 about it. It's three or four minutes.

17 Q What made you decide four months ago to start
18 paying the hundred and sixty dollars? Why did you
19 choose that point?

20 A Well, when I talked to Ashley, because we have
21 fifty-fifty and she was working and we--I made the
22 calculation, I had not to pay her a dime. Now,
23 three, four months ago, I was under impression that
24 Christie wasn't working. So if she's not working

1 and she have my son fifty percent of the time, I
2 made the calculation again and showed that I have
3 to pay her a hundred and sixty.

4 But now that she's working again, I'm
5 going to make a calculation again and maybe I no
6 longer have to give her anything because of the
7 child support thing, because we have fifty-fifty.
8 So now that she's working, she's working. I take
9 care of my son. I don't ask her for money. And if
10 my son need anything and she can't provide, she can
11 ask me if she want to. Otherwise--'cause I know--
12 you don't have to tell me--that I provide for my
13 son.

14 But if she's working and you put those
15 numbers into the child support thing, and it shows
16 her, it shows her.

17 Q What do you want--what do you think you bring to
18 the table as far as a father for Ryan? What are
19 your good qualities as a father?

20 A My good qualities as a father? I love my sons and
21 my--my son and my daughter. I can provide
22 everything to them. I don't need money from
23 nobody. I don't need to lie to the government to
24 get food stamps or anything like that.

1 Since I came here to your country--
2 because if you born here it's your country--I
3 provide to myself. I never ask for anything for
4 free. And I can teach this and this is what I want
5 to teach my kids. I want to teach that it's up to
6 them. It's not up to anybody else other than them
7 to obtain whatever she want, or whatever they want.

8 See, I got--I own my own company. I have
9 my own house. Not because nobody give it to me for
10 free, it's because I work hard for get that stuff.
11 That's what I want to pass to my sons. Not rely on
12 the government, not rely on somebody else's
13 feeding. No. Just say, "Oh, I can't work" or
14 "They pay me only eight dollars per hour and I
15 can't do that." No, they can achieve whatever they
16 want the same way I did it.

17 Q What else?

18 A I can provide quality of life. I can provide love.
19 I can provide care for them. You know, lead them
20 into--I'm Christian, so lead them into belief in
21 God and something bigger than them self or myself.

22 I can provide everything. I don't need
23 anything, anything from Christie or anything from
24 nobody. I can provide for them.

1 Q Does that include morality?

2 A I don't understand the word.

3 Q Christian morals, is that what you're saying--

4 A Yes.

5 Q --that you want to--

6 A Yes.

7 Q Do you believe that you're living Christian morals
8 sitting here today?

9 A That's--that's a question that I will have in my
10 mind. I'm a human being. I make mistakes. But I
11 try to live with what God teaches. I have not
12 killed nobody. I don't steal money from nobody
13 like Christie been saying, and lie.

14 See, all this trial I have not lied at
15 all. And they have. And I told that to Jill the
16 first day. Said, "Jill, I'm not going to lie at
17 all. I always am going to tell you the truth."
18 And we stick by the truth. And that's why the
19 truth come out in court.

20 That day when you filed for emergency
21 custody and put me in front of the judge in seven
22 days extended until October 22nd to be able to see
23 my son, we stick with the truth. They ask you for
24 my Peruvian passport. I didn't have it. But they

1 have it. They tell you they don't have it, but
2 they have it. I don't have it. The place it was
3 in my office, it's not there. It's not my birth
4 certificate. It's not my Peruvian passport. I
5 didn't have it. So they steal it from me and they
6 have it.

7 Come on, please realize that. I even
8 call my embassy in Peru and asked them to fax
9 something to you. I faxed that to you. And the
10 first thing they tell you, show up with picture.
11 Why they didn't give you the picture before? Why
12 after we--after I went through the hassle to find
13 that letter from the consulate, then they also tell
14 you that--that I lie because the passport was not
15 the same number, and it was the same number.
16 Remember? She put the passport, the passport was
17 the same number.

18 I have not lied once. I will not lie,
19 and--because I try to be better for my kids. And
20 if I want my kids to be better, then I have to be
21 better. And--and hopefully we can prove you the
22 truth.

23 And what I want or what I'm hoping is
24 just look for the best benefit for my son. Not me,

1 not Christie. Look for him and--and find out.
2 Find out. Don't take my word for it. Find out all
3 the truth. And you tell me if I'm a good person or
4 I'm a bad person, I'm a good father or bad father.
5 Q Have you ever gotten in a physical altercation
6 with--
7 A Yes.
8 Q --your brother? When?
9 A Oh, no, with my brother, I take it back. I think
10 with somebody else. But with my brother, we have
11 fights. We--we have discussions and everything,
12 but no any physical, not like punches or things
13 like that, no.
14 Q Nothing that Christie had to intervene, or--
15 A Christie was there when we were argue--we were
16 argue about something and I just--the same thing.
17 See--
18 Q Was it only verbal?
19 A Yeah.
20 Q It wasn't physical?
21 A No.
22 Q You didn't come to blows with him?
23 A No, no. What happened that day--Christie was
24 there, and what happened is after we have an

1 argument, this is what I do. To fight, you need
2 two. So I said, "You got to go. Just--just leave.
3 Leave." And that day he left. I opened the door
4 office, he was working with me, I said, "Leave.
5 You got to go." And he left. So I didn't engage
6 in physical things.

7 But I tell you one thing, and again this
8 come from a culture thing, my country is not a
9 United States. Over there, when I left my country,
10 you fix things by punching people. So if you
11 insult my mom, then--(indicating)--don't insult my
12 mom again. That's how it was in my culture.

13 Last time I'm back there, things have
14 changed. And I have learned the American way. You
15 punch somebody, then you go to jail for simple
16 assault. So if you want to say bad something--turn
17 something bad against somebody, then you get sued.
18 So I have no criminal record. You can check my
19 criminal record. I have no criminal record.

20 Now--

21 Q So you haven't ever hit your brother in front of--

22 A No.

23 Q --Christie?

24 A No. That's--we have an argument and I grab him

- 1 from the arm and tell him, "You got to go."
2 Q Okay. So you just grabbed him by the arm?
3 A Yeah. And say--
4 Q And when was this?
5 A I don't know, but it's the same day that--Christie
6 remember better than me. It's that day that she
7 say that I have an argument with my brother in the
8 office. But we have no--
9 Q Did he shove you?
10 A What does "shove" mean?
11 Q Your brother, did he shove you when you grabbed his
12 arm or punch you?
13 A I don't know what "shove" mean.
14 Q Shove, push.
15 A No, he did this. (Indicating.) And then it was--
16 it was close. His--his desk is right here. The
17 door is right there. So we were argue, and then I
18 grab him and say, "You got to go." And I went to
19 the door and said, "You got to go and you're going
20 to go." And he left--and he did this--
21 (indicating)--to me.
22 Q Anybody call the police?
23 A No. Because why I'm going to call?
24 Q Have you assaulted other people?

1 A I did.

2 Q When was that?

3 A When I first come to your country. Remember, I
4 tell you that. I learned that here. It's
5 different cultures. And I was married before. My
6 first wife, she was Cuban--or she is Cuban. So we
7 separate. We married--I was twenty-one, she was
8 twenty-one, I guess. We were too young.

9 We get married. We pass horrible times,
10 because we didn't have nowhere to live and no bed,
11 nothing. But after a while, we decide to divorce.
12 So that was in 2001 or 2002, or one--2002. And so
13 that's it. It was over. So I went to live with my
14 mom until I can get back on my feet and try to rent
15 my own place later.

16 And she keep calling. My ex-wife keep
17 calling me. And she want to see me and talk and
18 maybe we can get back together. So I used to go.
19 She was living--I left her everything. And so I
20 literally--that's what we do in my country. The
21 guy just left and leave everything to the woman.

22 So I left with my clothes and tried to
23 start over. But then she was calling me to try to
24 figure out things later. That's like after we

1 separate one, two months. So I was going back and
2 we would talk about it and say, yeah, you know, I
3 miss you, you miss me, and yada, yada. And then I
4 left.

5 And then another day she called me and
6 say, "Oh, I cook this thing--this food and it's
7 your favorite food," so I came. So that day I
8 came, but I told her I couldn't make it. So I
9 guess she figured out I'm not going to make it.
10 But by the time that I was able to make it, I said,
11 well, you know, it's only thirty minutes late, so
12 let me show up. When I show up, she was on the
13 parking lot on her car with another guy in the car
14 giving him my food and kissing him. So I was
15 upset, and I take the guy out of the car and we
16 start punching each other. And that was in the
17 beginning in 2002, somewhere around 2002.

18 And I have never been in a fight in the
19 United States, but I thought it was like in my
20 country. See, if I punch you and I win, then just
21 leave her alone and leave us alone. If you punch
22 me and you win, then I leave you alone. That's--
23 that how--I guess that's how it was here in the
24 United States, too, long, long time ago maybe.

1 So, you know, I punch him, I win, and
2 then he left. And then I talked to my wife, I
3 said, "This is what you call me for. I mean, you
4 say you want to come back with me. You say you--
5 you want to be with me. And--and you have this
6 other guy and give him the food." And she was just
7 laughing at it. "And this is what you want? I
8 mean, you want to laugh at it? You want me to get
9 into trouble and fight for you to laugh?" And I--
10 Q You're talking about your--your wife laughing?

11 A That was the first--no, no.

12 Q Your wife laughing?

13 A Yeah, my wife, she was laughing at the fight. And
14 I said, "Like, I mean, you laughing seeing us fight
15 on the ground," because we were on the ground
16 fighting. Say, "This is the last time you call me.
17 Don't ever call me again. Don't ever ask me for
18 anything again." So I left.

19 Well, a week or week and a half later, I
20 had the cops--(indicating by knocking)--say, "Are
21 you Wilson?"

22 I say, "Yes."

23 "Can you show me ID?"

24 Say, "Yeah."

1 "You under arrest."

2 And I'm like, "For what?"

3 "I can't tell you anything."

4 So they arrest me and they bring me to
5 downtown. And in downtown I find out that the guy
6 press charges for simple assault. But I was in my
7 mind what a coward. I mean, that's what we do. I
8 mean, he from South America. He's from Mexico. So
9 we had the same thing. All South American people,
10 that--that's what it used to be, the thing. I
11 punch you, you leave me alone, you punch me--like
12 the bullies thing here. You know, you need to
13 stand up for a bully.

14 Well, they put me in jail and I didn't
15 know that. And I was like, "Oh, shoot." And I
16 hire an attorney and the attorney told me, "You
17 can't do this here." Say, "This is different. Now
18 you get in trouble."

19 So--so I guess it were more influence
20 from my ex-wife. But after we went to court and
21 the guy talked to me and said, "Look, I'm just
22 going to drop the charges, but just leave your ex-
23 wife alone. You know, she told me that she wasn't
24 seeing you." But I told him, say, "But she called

1 me for this food that you were eating. That food,
2 it was my food. I came thirty minutes later. I
3 see you with her. I get pissed." So he understand
4 where I coming from for the pissed because he
5 understand the culture and he said he will drop the
6 charges. And he drop the simple assault.

7 Since then I have learned that here you
8 don't punch nobody. And I have never hit anybody
9 else again. And I change my point of view.

10 Q Do you own any firearms?

11 A I did. I did purchase one. And the reason that I
12 purchased one, it was for this. After I file this
13 emergency custody, I have accusations from Christie
14 to the Department of Insurance that I comingling
15 funds, forgery of signatures, and yada, yada, bunch
16 of stuff. They investigate me three times. I have
17 the cops coming to my office and to my house saying
18 that my brother is driving with my son in the back
19 while he's intoxicated on drugs and alcohol.

20 And let me point you something. And
21 hopefully you look this up and you--you can also
22 see the truth in this. She did it with intention
23 to get my brother deported, because if you're
24 driving when you're with alcohol or drugs or

1 anything and if you illegal, you get deported. So
2 that wasn't nice.

3 So she--she false--false complaints
4 against me with the cops and then Homeland
5 Security. So I was under impression that, shoot,
6 once this girl--because her mother told me what she
7 was doing. Her mother was telling me Christie is
8 trying to do this, Christie is trying to do the
9 other one. She was saying--I know her mother can
10 testify. If you really want to find out the truth,
11 talk to the mom. The mom will tell you, say, "Poor
12 child. I know you guys were friend. I know she's
13 trying to say that you have no sexual consent with
14 that, but I know that's not true. I know you when
15 you used to come to the home. We used to watch
16 'How I Met Your Mother' together." We used to eat
17 together with her mom there, too.

18 So--so after--after she do all this
19 stuff, I said like once you find out my brother is
20 not deported, my business is not shut down because
21 I'm not comingling funds, I'm not doing anything
22 illegal, and, you know, I'm not deported, I'm not
23 in trouble or anything, the next thing she going to
24 do is she going to kill me. She literally going to

1 kill me, because she try every single legal way and
2 false accuse me and not put me in trouble other
3 than the stressful audits, she will kill me.

4 And I was good and--you know, with
5 Lindsay. Lindsay will help me seeing Ryan with her
6 sister, Rachel, with her sister, Jessica, with
7 Kermit. Everybody was knowing the truth.
8 Everybody that you interview know the truth. They
9 really know what's going on. They're lying right
10 now, but they know what's going on.

11 So Kermit, the husband of Rachel, have a
12 firearm. And he said, "Why you don't buy one?" I
13 said, "Well, you know, I never have one. I don't
14 want to have one, but I'm kind of concerned about
15 what--next time she is going to kill me."
16 Everybody was concerned. My family was concerned.
17 Lindsay was concerned. Rachel was concerned. The
18 next step is she's going to kill me. I mean, she
19 say it once that she will kill me. And after she
20 try all of these false accusations--and you have
21 the truth about that, DOI, I send you all the
22 things, everything that Christie has said this is
23 false, Christie has said this is false. DOI send
24 that thing, too. I thought she going to kill me.

1 So I went to buy a firearm. So I went to
2 buy a firearm with intention to scare if somebody
3 come and tried to kill me or tried to poison me or
4 tried to do anything, but not to kill nobody. So I
5 didn't buy no bullets. I only buy the firearm--the
6 firearm. And that's what I been carrying with me.
7 And when they--Christie and Lindsay become best
8 friend on June 12th, because I don't want to be
9 with either of their people, then they put the 50B.
10 And the 50B automatically get my firearm secure
11 with the sheriff.

12 Q Okay.

13 A So I don't have a firearm.

14 Q And is that the only reason you had to turn in your
15 firearm--

16 A Yes.

17 Q --is the 50B?

18 A Yes.

19 Q You say that you never bought--

20 A A gun before--before that, no. And, bullets, no, I
21 don't have--even the sher--the sheriff asked for
22 it, and I said, "I never buy the bullets." And
23 then the sheriffs told me, "Why you buy a firearm
24 if you don't buy bullets?" I don't intend to kill

- 1 nobody. I just intend to defend myself with all of
2 this crazy things that the mother of my son has put
3 me through.
- 4 Q Does Miguel, your brother, have a firearm?
- 5 A No, he doesn't have a firearm.
- 6 Q Does Yvonne?
- 7 A He's violent?
- 8 Q Yvonne?
- 9 A Oh, no, no. Not that I'm aware of, but I don't
10 think so.
- 11 Q Was there ever a time that Rachel told you that
12 Ryan was lethargic and vomiting, and you said that
13 you couldn't do anything about it and you--you
14 didn't take him to the doctor? Do you recall
15 anything about that?
- 16 A I remember one time that Rachel told me that Ryan
17 was projectile vomiting, and I did take him to the
18 doctor.
- 19 Q You didn't tell her, "I'm too busy to do anything"?
- 20 A No. No, no, no. I told her at that point that
21 right now I cannot leave, but I call the doctor,
22 because, remember, she called me I was at work. I
23 called the doctor. The doctor have that thing in
24 the records, too, as well.

1 But don't take my word for it. Read the
2 medical report. He said if Dad call saying that
3 Ryan have this, yada, yada, yada, and that--you
4 know, we told him that it's fine, yada, yada, and
5 to bring in the next day. So the next day I
6 brought--I brought my son in to the doctor. And
7 they told me to give him just Pedialyte. And I
8 bought Pedialyte and just give him Pedialyte.

9 Q Was there a time when you took him to Outback's
10 whenever he had a ear infection?

11 A Outback's to ear infection?

12 Q Yeah. You took him out at eight o'clock at night
13 when he had an ear infection.

14 A Now, let me tell you about a ear infection.
15 Christie testify the first day--you weren't there.
16 But the first day she testify that she cannot give
17 me Ryan right away as the judge say fifty-fifty,
18 because he have ear infections a lot and he have to
19 be in a special food and yada, yada, when nothing
20 of that was true. And doctor say no allergies, no
21 nothing, no ear infection. Yeah, he did have a ear
22 infection that we documented when he was a baby in
23 the first two to three months, but no later.

24 So by the--when I took Ryan, I took Ryan

- 1 to Outback, I took Ryan to Chili's, I took Ryan to
2 TGI Friday. I have never taken my son when he was
3 with fever or anything, like anything major or
4 anything like that. So if that day that we take
5 him to Outback, I don't believe that he have ear
6 infection. I was with Lindsay that day.
- 7 Q Did you call Ryan a brat on that day at dinner?
- 8 A I do not recall, but I don't believe so.
- 9 Q Have you ever called him a brat?
- 10 A Not a brat.
- 11 Q What do you call him?
- 12 A In Spanish, Peruvian things. I call him in Spanish
13 things, Peruvian words.
- 14 Q What's that? What do you call him in Peruvian
15 words?
- 16 A You would not understand the words.
- 17 Q Well, you can translate it for me.
- 18 A It's--it's--it's kind of like chipmunk, but--I
19 guess it will translate close to chipmunk.
- 20 Q When Ryan's at your house where does he sleep?
- 21 A When Ryan's at my house?
- 22 Q Yeah, when he's at your house where does he sleep?
- 23 A On his crib.
- 24 Q And where is that?

1 A In my room.

2 Q In your room?

3 A Yes. I have a master bedroom. Just my side, my
4 bedroom--where my bedroom is, is just this size.
5 And I have a seating area in my master bedroom,
6 which it go all the way down to the kitchen. So he
7 have his crib in the middle of that and I have my
8 bed right here.

9 Q Have you ever had--have you had a girlfriend since
10 Ryan was born?

11 A I don't have a girlfriend, but Yvonne was helping
12 me. Well, Lindsay was helping me in the beginning,
13 but Lindsay has decided to be best friends with
14 Christie and lying in court and all this stuff.
15 Then I already make a partnership with Yvonne and I
16 told Yvonne that was I was going through a really
17 nasty custody for my son and the mom was sending
18 the Department of Insurance and everything.

19 So I always like to be up front, and I
20 was up front with her, because, see, I going to
21 have the DOI in my office. They were in my office
22 maybe once a month. And I don't want, you know,
23 somebody--I make a partnership with you, I don't
24 want--when I'm seeing the cops and seeing Homeland

1 Security, I'm seeing the DOI, what going on, I
2 mean, I'm making a partnership with who.

3 So I was very straight with her in the
4 beginning as--as this is what's going on. It's
5 been very nasty. She's been false accusing me all
6 these things. So I want you to be aware of what's
7 going on in personal life right now so you don't be
8 scared if you see DOI, police and everything like
9 that later.

10 Q Who all the--who as far as women have stayed in the
11 house--

12 A My mom.

13 Q --since--other than your mom--

14 A Yvonne.

15 Q --Yvonne with Ryan when Ryan's been there--

16 A Lindsay.

17 Q --since he was born? Lindsay?

18 A Yeah, Lindsay--

19 Q That's it?

20 A --Yvonne and my mom, yes. And my sister-in-law.
21 My sister come to my house, but she always left.

22 (DEFENDANT'S DEPOSITION EXHIBITS NO. 5 & 6

23 MARKED FOR IDENTIFICATION)

24 Q When you said that--earlier you testified that it

- 1 is important for Ryan to feel loved. And at this
2 point I guess he's, what, seventeen months old?
- 3 A Yeah.
- 4 Q Somewhere around--
- 5 A You saying that confuse me.
- 6 Q Yeah. Right.
- 7 A He's one--one year and two months, yeah.
- 8 Q Yeah. So--so right at fifteen months?
- 9 A Yes.
- 10 Q How--how does a fifteen-year-old [sic] know--how
11 does Ryan know if he's loved?
- 12 A Oh, you can tell that. You can tell that, you can
13 see the videos. Ask Rachel to show you the videos.
14 This guy--
- 15 Q Well, I'm going--I'll--I'll say that he--he will
16 give appearances of it, but I'm saying how do you--
17 how does--how do you as a parent demonstrate that
18 to a child?
- 19 A How do I demonstrate that?
- 20 Q You personally, yeah.
- 21 A Well, I'm--I'm with Ryan all the time. I give him
22 everything that he needs. When he hungry, he's
23 hungry. When he need a bath, I bathe him. When he
24 need to play, I play with him. He knows. He feels

1 the love through that. He knows. That's why he
2 love me.

3 Ask them to show you the videos. You
4 will see how much he cry every time he left me.

5 Q Uh-huh (yes).

6 A They record those videos, too. And I guess that's
7 why Christie start coming, too, because it was too
8 painful.

9 Q So you're recording the exchanges, and they're--

10 A And they are--

11 Q --recording exchan--

12 A --recording, too. Yes, sir.

13 Q So, I mean, how do you co-parent when it's at the
14 point of all these things have been said about you,
15 these--these lies, as you've said. And then here
16 you are at the exchanges, and there are two video
17 cameras going, and I'm trying to picture it.

18 A Well, it's not video camera. It's just a phone.

19 Q Okay. A phone is recording it.

20 A Right.

21 Q But, I mean, that's got to be a little tense?

22 A It is. For the exchange, it is. It--it shouldn't
23 be like that, but it is like that, yeah.

24 Q Have you contributed to it being like that?

1 A I--

2 Q Have you contributed to it being that way?

3 A To be--

4 Q To there being tension--

5 A --tense?

6 Q --at the exchange, yeah.

7 A No. I mean, I always go, and they never--even last

8 time, hopefully--well, I don't believe your client

9 tell you that, but two weeks ago, Ryan come--well,

10 you--you are aware of this. She false call Child

11 Protective Services, and you should have that

12 report already. And Child Protective Services came

13 to my house because Christie called, and he have

14 scratches all over his body.

15 And when Child Protective Services came,

16 they couldn't see anything.

17 Q Uh-huh (yes).

18 A There was nothing on his body.

19 Q Uh-huh (yes).

20 A I--I know you aware of that. And they told me,

21 "What are they talking about?" I say, "I don't

22 know. But you're here. You know, I'm here

23 compliance with what you tell me." Child

24 Protective Services scold me and tell me, "You need

1 to take him to the doctor now."

2 I make an appointment, take my son to the
3 doctor, and they also have proof. Again, don't
4 take my word for it. The medical record will show
5 that the doctor who examined my son at the Child
6 Protective Services' request, and she have found
7 nothing other than a diaper rash.

8 Q Uh-huh (yes).

9 A And that was recently. That's later in the last
10 month, month and a half.

11 Q Uh-huh (yes).

12 A So then--then you--

13 Q You're fine.

14 A Okay.

15 Q I'm just grabbing something. Go ahead.

16 A All right. So I don't remember the name of the CPS
17 worker, but she made me fill out this stuff and
18 everything that--

19 Q Uh-huh (yes).

20 A --it was not anything wrong with Ryan.

21 Well, two weeks ago, Ryan come with a
22 scratch on his face like this big. Not joking. A
23 scratch right here.

24 Q Right. In this photograph, is that his scratch?

- 1 A No, no, no.
- 2 Q A different one?
- 3 A Yeah.
- 4 Q Okay.
- 5 A Ryan come with scratch right here. (Indicating.)
- 6 Q All right. On his head.
- 7 A And I didn't tell her [sic] mom anything. I didn't
- 8 tell her [sic] mom, hey, you know, what happened to
- 9 Ryan head. Because he's a kid. He's playing, and
- 10 sometimes he hit himself with his toys because he
- 11 play like this--(indicating)--with his toys. So I
- 12 don't make a big deal about a scratch like this.
- 13 Q Uh-huh (yes).
- 14 A All right? Well, then I drove my son, and he make
- 15 a scratch over here with his toy. He was playing
- 16 with his toy, hit with this, and there wasn't even
- 17 blood. He kicked himself, and he get a red mark--
- 18 Q I'm going to hand you this--
- 19 A --over there.
- 20 Q --as Defendant's Exhibit 7.
- 21 (DEFENDANT'S DEPOSITION EXHIBIT NO. 7
- 22 MARKED FOR IDENTIFICATION)
- 23 Q And is that the mark on his chin?
- 24 A Yes. And I dropped Ryan, and that was maybe two,

1 three weeks after she false accuse me with CPS and
2 CPS say we cannot--we didn't find anything wrong
3 with Ryan.

4 Q Uh-huh (yes).

5 A And--and I sent Ryan to him--to her with this,
6 right?

7 Q Uh-huh (yes).

8 A So in my mind I'm like, there we go. She's going
9 to make a big deal about this because she false
10 accused me with CPS, now she's going to make a big
11 deal about this. But he's a kid. He make this
12 mark.

13 Q Uh-huh (yes).

14 A Well, like I said, a week and a half, two weeks
15 ago, I pick up Ryan, and it's on video, and I have
16 Yvonne, and Christie come. And she say, "Hey, you
17 better watch him." I'm, like, "Huh?"

18 "Yeah, you watch him."

19 I said, "What do you mean?"

20 "Yeah, he have a mark on his face the
21 other day."

22 And I told her, "Oh, come on, Christie.
23 He come with a mark on his face the other day, and
24 I didn't tell you anything about that."

1 Q Uh-huh (yes).

2 A "So just give me a break."

3 And then she start telling me, "Oh, don't
4 give him whole milk," she started yelling. So I
5 was like, okay. What can--else can I say? I mean,
6 if I--if I give her more wood, she's going to turn
7 more fire on.

8 Q Uh-huh (yes).

9 A So I just shut up, and I just walk with my son.
10 And then that's it.

11 Q You ever give him any peppers?

12 A Peppers?

13 Q Yeah.

14 A No.

15 Q All right.

16 (DEFENDANT'S DEPOSITION EXHIBIT NO. 8
17 MARKED FOR IDENTIFICATION)

18 Q I'm going to hand you what I've marked as
19 Defendant's Exhibit 8.

20 A Oh, yeah.

21 Q Is that Ryan's head?

22 A My--Jill told you about this.

23 Q Yeah.

24 A It's--they tell you I shave his head.

1 Q Yeah. Did you?

2 A No.

3 Q What is that?

4 A And the next day when Ryan come, I also video--take
5 a picture of that the next day. When you shave
6 somebody head--number one, I will never do that to
7 my son. And number two, when you shave somebody
8 head, you won't have these hairs around it. You
9 and I shave, so we know that.

10 Q Right.

11 A So where is the shaving part? So that is another
12 lie.

13 (DEFENDANT'S DEPOSITION EXHIBIT NO. 9

14 MARKED FOR IDENTIFICATION)

15 Q Okay. I'm handing you Defendant's Exhibit 9 and
16 represent that's Ryan. And there are some
17 scratches in his stomach area.

18 A I can't see the scratches. Come on. Can you see
19 the scratches?

20 Q You can't?

21 A If you point me the scratches, I will try to look
22 at the scratches if you tell me that you can see
23 scratches.

24 Q Well, if he had scratches up in--around his belly.

- 1 A But can you see it?
- 2 Q I'm not here to answer questions, but do you
- 3 think--do you ever--do you ever--
- 4 A But you tell me--if you ask me if I see the
- 5 scratches, I mean--
- 6 Q Well, the time that you said that there were
- 7 scratches.
- 8 A I didn't say that. She said that she go--
- 9 Q She said that.
- 10 A --to CPS and then she tell that.
- 11 Q Did you ever see any scratches?
- 12 A No, not at all.
- 13 Q Do you have an explanation for how he might have
- 14 had scratches?
- 15 A No, I don't. But CPS don't find scratches. I
- 16 didn't see any scratches.
- 17 Q Okay.
- 18 A So that's again another lie of your client and
- 19 proof. Yeah. I cannot see any scratches even if I
- 20 want to. I can't see any scratches.
- 21 Q Do you think that--does Christie have any good
- 22 qualities as a mother?
- 23 A She's neglecting Ryan so much. And, again, don't
- 24 take my word for it. Just try to see for the

1 benefit of my son. She's neglecting Jimmie, too,
2 as well.

3 They--I think Christie have issues, and I
4 think the issues that she have come with her
5 childhood when she was abused, sexually abused.
6 That's what she told me, because her mother was
7 drunk in one room, and she was abused by the
8 boyfriends of her mother. She was taken out of her
9 mother custody to be with the stepmother, which put
10 her into the same situation. I think that she came
11 to find guys just for the security to have
12 somebody, but she don't care about the children.
13 She care about what she wants.

14 The reason I say that is when she was in
15 a relationship with Charles Bosman, CPS, the school
16 of Jimmie call CPS, Child Protective Services, on
17 her for Jimmie because he keep showing up with too
18 many bruises on his body, and they can't explain
19 that why week after week after week after week he
20 keep showing with bruises on his body. And she
21 just keep saying that it was just because he's just
22 being a kid. But I think it's because she was too
23 focused on trying to--to not let the ex-husband
24 leave her and didn't pay attention to Jimmie, so

1 Jimmie play, and then he hurt himself.

2 Then she tell it to everybody, because
3 she told it to me, to Joey and to everybody, that
4 the ex-husband, which is in the military, put a gun
5 on Jimmie head, which is not a toy gun, it's a real
6 gun, into Jimmie's head. And the ex-husband don't
7 want anything to do with Jimmie because Jimmie is
8 very hard to manage. Ex-husband want Christie, not
9 Jimmie. And she have not done anything to defend
10 his son for that. And I say, "Christie, if
11 somebody did this to my kid, number one, I'd call
12 the cops, and number two, I'd leave him the next
13 day." And--and she had not left Charles Bosman.

14 To my son, Ryan, and if you do have a
15 son, you will understand me, when I fought for
16 custody of my son, he was so neglected that it--it
17 was just unbearable. I have pictures. He have--
18 when I first pick him up, he have a diaper rash,
19 like the whole thing was red. His ears, he have
20 cerumen in his ears through--through here.

21 (Indicating.)

22 And when we went to court, she say, "Oh,
23 it's because a doctor told me not to do it because
24 he have ear infections." Well, that's not true. A

1 doctor never say don't clean his ear. He did have
2 an ear infection, but it was when he was little,
3 not at six months.

4 Q Uh-huh (yes).

5 A And the--the diaper rash continues and continue.
6 And he was so neglected that I keep thinking that
7 she cares more about herself than about my--my son
8 Ryan. So answer to your question if I think that
9 she have a good qualities of mom, I don't think so
10 as long as she keeps focus on herself and not on
11 her kids.

12 The babysitter can also testify for that.
13 Ryan has bruises. Please check the medical record.
14 The doctor called CPS on her because Ryan have an
15 irregular hematoma at twenty-three days, and it was
16 very unusual. The doctor--when I met with the
17 doctor, the doctor said, "Well, it was so unusual,
18 we really want to call CPS, but we didn't have
19 enough information. Now you come along. You tell
20 us you're the dad. You tell us what's going on.
21 And--and we're going to call CPS." The doctor
22 called CPS. She thinks I called CPS. I didn't
23 call. You see the medical record. The medical
24 record will say, "We contact CPS for an unusual

1 hematoma at twenty-three days old."

2 I have a picture to show you of Ryan when
3 Ryan was a month--two months, and he had bruises
4 here--(indicating)--on his face. And he was maybe
5 two or three months. His babysitter can tell you
6 that for the first two or three months, he was
7 neglected. He was left with Aaron. You met Aaron.
8 He can't even take care--take care of himself. And
9 he was left--Aaron passed the--sleeping because
10 according to Christie's mom, Aaron take all the
11 pills of Jimmie, medication, so he was sleeping the
12 whole day. So who was babysitting Ryan? It was
13 Jimmie. Jimmie is fourteen years old, and he is
14 autistic. Ryan was in bad shape when I get him.

15 And I believe that Christie don't start
16 to care for Ryan, even what she's doing right now.
17 Do you think that after I have my son when he was
18 six months until eight, nine months, and suddenly
19 just decide to join with Lindsay just because I
20 don't want to be with them and hold my son without
21 seeing me, do you think it's beneficial for my son?
22 Is she just do this thinking of my son or she just
23 do this thinking of how they're going to do--to
24 hurt me and to make my life miserable?

- 1 Lindsay and Christie knows that I will
2 live my life for my kids, and I told that to
3 Christie before. You can--you can put me in
4 bankruptcy. You can put me in jail and everything.
5 But I'm not going to stop fighting for my son Ryan.
6 I'm sorry.
- 7 Q If you--if you need a minute after that, you can.
8 But I--I think when I asked that question just
9 about ten minutes ago, it was--
- 10 A If I think that--
- 11 Q --I don't think there was an answer--
- 12 A --Christie is qualified.
- 13 Q --which was to, do you think she has any good
14 qualities as a parent?
- 15 A No, I don't think as long as she keep thinking of
16 herself first, not my son, I don't think she have
17 any quality--
- 18 Q You don't--
- 19 A --as a mom.
- 20 Q You don't think she loves him?
- 21 A I don't know what kind of love it is to take your
22 son away from your dad without me doing anything
23 wrong. If she told me--if she can prove I'm an
24 alcoholic, a drug addict, a killer or something,

1 that I'm a bad guy, then I says, yes, I mean, she's
2 protecting this kid. But I'm none of those.

3 Q Well, do you think that she loves Ryan?

4 A I believe that in her way, she love Ryan. I don't
5 know what way it is, but--

6 Q But you don't consider it love?

7 A I don't consider it lo--I will never take Ryan away
8 from Christie. I told her that.

9 Q Uh-huh (yes).

10 A We almost reached an agreement before.

11 Q Wait a minute. So you don't consider the
12 affections that--the emotions that she has towards
13 Ryan to be love as you would define it?

14 A Like I said before, I think she love him, but I
15 don't know in what way because I don't think taking
16 your son away from the mom or the dad without any
17 reason--

18 Q Are you saying that she loves him--

19 A --is being love.

20 Q --as defined by her?

21 A Right.

22 Q But you--but not the way you would define love?

23 A Well, I--like I said before, I will never take my
24 son away from her [sic] mother if she is not an

1 alcoholic, drug addict or--or--
2 Q I tell you what, you can--
3 A --something like that.
4 Q --go on as much as you want. Yes or no, by your
5 definition--this is the third time--by your
6 definition, do you think she loves Ryan?
7 A By my definition, no.
8 Q Okay. Now, that's the shortest answer you've given
9 me. If you want to sit here for five hours and
10 tell me why you have defined love in that way--
11 A It's because love--
12 Q --or whatever else, we'll listen.
13 A --love is such a big word. So love for you is not
14 the same as love for me. It's not the same as love
15 for Jill, not necessarily the same love for her.
16 She will define love in one way. You will define
17 love another way. I will define love another way.
18 The dictionary will say love is something a little
19 different.
20 So I cannot tell you, but when you ask me
21 the question by what I believe, she love Ryan, no.
22 But when you ask me the question do you think
23 Christie loves Ryan, I told you, say she loves him
24 in her way, but when you say by my definitions, no,

- 1 I don't think she loves Ryan--
- 2 Q Well--
- 3 A --by my definitions.
- 4 Q Okay. And do you want to add anything to that?
- 5 A No.
- 6 Q By the definition--I mean, there's love between
- 7 adults--
- 8 A Uh-huh (yes).
- 9 Q --right, and the poets write about and that type of
- 10 thing--
- 11 A Uh-huh (yes).
- 12 Q --there's that type of love.
- 13 A Uh-huh (yes).
- 14 Q But then there's also a parental love, a love that
- 15 a parent has towards his or her child. And you've
- 16 talked about that.
- 17 A Uh-huh (yes).
- 18 Q And you know what that is because you--
- 19 A Uh-huh (yes).
- 20 Q --love Ryan--
- 21 A Yes.
- 22 Q --and you love Meredith.
- 23 A Yes.
- 24 Q And that's a love of a particular type, a love of a

1 parent for a child.

2 A Yes.

3 Q And I--I believe--I mean, would you agree there's a
4 static definition for that type of love? I mean,
5 there is a definition--

6 A When you're talking about--

7 Q --a parent's love for a child.

8 A --when--yeah.

9 Q So does she have a parent's love for her child--

10 A I--I don't--

11 Q --Ryan?

12 A --believe so.

13 Q Okay.

14 A And the reason why is my child come before me
15 first. Not my husband, not my boyfriend--

16 Q Uh-huh (yes).

17 A --not my fiancée, nobody else. My child comes
18 first. And that's a love a parent should have for
19 his sons and daughter.

20 So when you asked me before, you say only
21 love, and love is so big. And you asked me love
22 about what I believe. I tell you no.

23 And now when you ask me about love about
24 a parent, I know that, because I feel that for my

1 kids, and I don't think she love him in that way
2 because my kids come first for everything with me.
3 So I don't believe that she love for--as a parent.
4 Q Okay. And you said that you believe that she's
5 neglectful towards Ryan.

6 A Yes.

7 Q In what way do you believe that she's neglectful
8 towards him? You mentioned the rash.

9 A Right. The--the rash, the--the doctor telling me
10 about that on her medical report. The doctor
11 called CPS with irregular hematoma that is--he
12 can't explain in a twenty-three-day-old kid, the
13 bruise that I have a picture that has a bruise from
14 here to here when he was little. When I got Ryan,
15 I told you about the rash, and I have pictures to
16 show you about how bad it was. The ears never
17 clean.

18 His clothes, he smelled every single time
19 I picked him up. He smell like--in the beginning,
20 he smelled like cigarettes. And you know who smoke
21 a lot? Aaron. He was living for a minute in my
22 house, and every time I'd come to my house to--to
23 downstairs to--to--I put my stuff in my office, it
24 was a bucket of cigarettes like this on my house,

1 or on the property that Christie was renting from
2 me, with mosquitoes, flies and everything because
3 the guy smoked so much that it stink the clothes of
4 my son.

5 So she's putting my son around smoke,
6 cigarettes and all that kind of stuff, that has
7 make me to believe that she's not--that she's
8 neglecting my son. She's not taking care of my
9 son. She's neglecting my son. And even--until I
10 mentioned by emails to my attorney, Ashley, about
11 that is when she stopped doing that, and his
12 clothes started coming not smelling like cigarettes
13 anymore and smelling like fresh, like new washed
14 clothes. Fine. If I achieved that, at least it
15 put Ryan away from that smoke and cigarette. Fine
16 with that.

17 But she's not thinking of my son, and I
18 think she's neglecting my son.

19 Q Any other ways you think she's not taking care of
20 your son?

21 A That's correct.

22 Q Are there other ways or is that it?

23 A Well, I don't know because I don't live with him.
24 So all--all I can tell you is the ways that I

1 perceive--

2 Q Uh-huh (yes).

3 A --every time I have him, every time I used to have
4 him, and the rash, the doctors' visits, and all
5 that kind of stuff.

6 Q Uh-huh (yes).

7 A But other than that, I have no--I not living--well,
8 the mom, Christie's mom, I have an email, and you
9 also have that email, that Christie's mom say that
10 we can take that email as an affidavit, but she
11 believe that Aaron is a drug addict--

12 Q Uh-huh (yes).

13 A --and Greg and Aaron, they are a couple and they're
14 gay, and they pick Ryan and they're neglecting
15 Ryan. That's Christie's mom saying that on the
16 email. But also Christie's mom say to me by phone
17 that she knows that Christie is not going to be
18 well fit for Ryan because she has too much on her
19 hands with Jimmie. She can't handle Jimmie. She's
20 not going to be able to handle Ryan.

21 Q Uh-huh (yes).

22 A And that is true. Christie was going in a lot of
23 stress with Jimmie. Jimmie is very hard to manage.
24 And with medicine and without medicine, I remember

1 she was telling me that Jimmie is getting bigger,
2 he's getting stronger, and sometimes he, Jimmie,
3 hit her. And she's afraid of Jimmie because the
4 bigger he's getting, he's going to overpass his mom
5 in strength, and she don't know what to do with
6 that.

7 And I told her, well, he have a dad. Why
8 you didn't tell James to help you with that? But I
9 don't know why the other dad never want to be
10 involved his life as I want to be involved in my
11 kids' life.

12 Q Okay. The articular hematoma on Ryan--

13 A Irregular.

14 Q --how do--how do you think that that occurred?

15 A I--I--I believe that Aaron hit him or Jimmie hit
16 him. I don't think Jimmie hit him because he hate
17 him, but a baby is really hard to manage in the
18 beginning because they cry and they don't talk.
19 And Jimmie is like this--(indicating)--and if he
20 gets stressed, he could have hit him, and then mom
21 tried to cover it up, don't saying anything.

22 And I--I believe what the mom was saying
23 is that he rolled over, he rolled from the bed and
24 hit himself on--on the things when--the crate,

- 1 where you put the crate--the crate over there and
2 those wood things.
- 3 Q Uh-huh (yes).
- 4 A But the doctor told me what, and I know, a twenty-
5 three-day-old kid doesn't roll over yet. They just
6 stay like this.
- 7 Q Uh-huh (yes).
- 8 A So I believe either Aaron hit him or shake him,
9 because the mom keep saying that he's in drugs, and
10 everybody that met him--because I never met him
11 like this--saying that he's weird and--and his way
12 to get desperate, he hit him or Jimmie hit him.
- 13 Q So you've never met Aaron--
- 14 A No. No.
- 15 Q --to his face?
- 16 A No, not like this talking. I saw him, and he see
17 me--and he saw me, too, like from here to there.
- 18 Q Uh-huh (yes).
- 19 A But I never talked to him. Only once did he call
20 my cell phone, but I didn't even talk to him, so--
- 21 Q Has Christie ever told you anything about Aaron?
- 22 A Yeah.
- 23 Q What has she told you about Aaron?
- 24 A He's violent, that he's abusive, that he's in

1 drugs. And when I tried to ask what kind of drugs,
2 she don't want to tell me. That's--that's basic
3 stuff.

4 Q And how did she tell you that he was violent,
5 abusive--

6 A Oh, every time she come to the office and she was
7 crying, and I asked, "What happened?" And she'd
8 say, "No." I'd say, "Well, what happened? Tell
9 me. You know, we're friends."

10 You know, "I have a prescription and he
11 started yelling and he told me this, and then he
12 started yelling that over me, and he threaten me to
13 do this, and then he threaten me to do that, and
14 then he trying to take Jimmie's pills away, you
15 know, I can't deal."

16 So Christie was coming to work with so
17 much stress with that relationship.

18 Q Did she say that "he hit me" or "he was cussing at
19 me"?

20 A She said--well, she come with a bruise on--

21 Q She had a bruise on her right arm?

22 A Yeah. I don't remember if it was the right or
23 left.

24 Q Okay. But on her upper arm, you saw a bruise?

- 1 A And I told her, "What is this?"
- 2 Q When was that?
- 3 A That was before December of last year, 2012, but
- 4 after about--after June, June and--June and
- 5 December. And--and I told her, "What--he is
- 6 hitting you," and she said, "No. We just have an
- 7 argument, and he just grabbed me around the arm,
- 8 and, you know, pushed me a little bit."
- 9 Q Uh-huh (yes).
- 10 A I said, "Look, Christie, this is going out of
- 11 control. You need to do something. I mean, what
- 12 is it? I mean, you can't allow somebody to do this
- 13 to you."
- 14 Q Were you--were you being--what were you encouraging
- 15 her to do?
- 16 A To--to speak up. To speak up and--and to--
- 17 Q To--to who?
- 18 A --to tell--tell him--tell him he cannot do this--
- 19 Q Tell who?
- 20 A --to her or--or call the cops and make a report.
- 21 Q Do you know if she did that?
- 22 A I don't believe she did it because she keep--
- 23 Q Did you believe her when she said that he was
- 24 hitting her and violent?

- 1 A Yeah. She didn't--again, she didn't never lie to
2 me. We have a friendship. I mean, that's why I
3 believed her that he was not my son because we--she
4 had no reason to lie to me.
- 5 Q Are you saying up until a particular point she
6 always told you the truth?
- 7 A Up to the second DNA test, I was under belief that
8 she was telling me the truth all the time.
- 9 Q Okay. And--but today you think she's--
- 10 A Oh.
- 11 Q --very much a liar, right?
- 12 A Yeah. She--she lies. I mean, she lied in court.
13 She lied to the DOI, and she lied to the cops.
- 14 Q Looking at all the times that you said that she
15 lied, you believe that she told you the truth on
16 this one occasion when she said the things about
17 Aaron?
- 18 A Well, remember, I always tell you that I believed
19 her until the second DNA test she always tell me
20 the truth. So she tell me--
- 21 Q Right.
- 22 A --the truth--when she told me that Aaron, you know,
23 grabbed her from the arm and throw her, I believe
24 was true.

- 1 Q Okay. At that time, you did. But now, I mean,
2 you're telling me that now you've seen her--
- 3 A Oh.
- 4 Q --that's she's a liar--
- 5 A Now--now--right. Now, I don't know what--
- 6 Q --Homeland Security, DOI, police--
- 7 A --now, yes. Now I don't know what to believe. I
8 mean, if he did that to her or she did that to
9 herself, I don't know.
- 10 Q And so do you think that Aaron might have hit Ryan?
- 11 A My only true belief is that Aaron hit him or Jimmie
12 hit him.
- 13 Q Is there any particular reason that you say that
14 Aaron might have hit him?
- 15 A Because the babysitter was telling me that Aaron
16 was really aggressive to my son, and he don't know
17 how to control my son when he was crying.
- 18 Q Uh-huh (yes).
- 19 A And sometimes to have fun, he grab a bottle of--of
20 water with spray and had sprayed water into his
21 face just to make him feel like this, and he had
22 fun with that. Like, come on, you don't do this to
23 a three-months-old, four-months-old baby. That's
24 not having fun for the baby. That's having fun for

- 1 you maybe, but not--in a sarcastic mean way, but
2 not to my baby.
- 3 Q And who--what's the babysitter's name?
- 4 A Georgia Ribera.
- 5 Q And how long was Georgia a babysitter?
- 6 A Thank God it was about the first three or four
7 months of Ryan's life.
- 8 Q Do you like Georgia?
- 9 A She take care of my son very well. She cares about
10 Ryan. For her, it's first the kid, you know, then
11 whatever we need.
- 12 Q Have you always buckled Ryan into his car seat--
- 13 A Yes.
- 14 Q --as you're supposed to?
- 15 A Yes. And I hear--
- 16 Q But people say that you buckle--
- 17 A --I--I hear--I hear those stories, too. They say
18 that I--
- 19 Q --you haven't buckled him correctly?
- 20 A --that I haven't buckled him correctly and
21 everything like that. I hear that, too, but--
- 22 Q It's not true?
- 23 A That's not true.
- 24 Q They didn't see that happen?

1 A No. And what they see is this. Kermit is a
2 paramedic, and Rachel is the wife of Kermit, and
3 she was the babysitter of my son. So every time
4 they--they say they know how the seat belt, or baby
5 seat, or car seat need to be installed, so they
6 installed a car seat in my car. But they keep
7 saying that the--the wraps have to be so tight into
8 my son that I am not supposed to be able to put one
9 finger between this. So if my finger get through
10 his car seat and himself, then it's too loose. So
11 they put him so tight to the point that I was
12 concerned that that was too much.

13 Q Uh-huh (yes).

14 A So I didn't follow that rule. I put my finger, and
15 I make sure he's comfortable, and make sure he's--
16 if something happens, he's going to be protected,
17 but not to that point it's going to be so tight
18 that I cannot put my finger through it.

19 Q Ever done just part of the buckles and not all of
20 them?

21 A No. I always do all of it, but not as tight as
22 they want me to.

23 Q Do you get along with Kermit and Rachel?

24 A I don't have anything against them, but I don't

1 think I get along, no.

2 Q Why?

3 A Because Rachel lied and testified in court that I
4 told her that day that that accident happened with
5 my daughter Meredith and Lindsay--

6 Q Uh-huh (yes).

7 A --she said that that day when I went to pick up
8 Ryan, I told her that I assaulted her sister, that
9 I grab her sister from the face and push her. And
10 that's a lie.

11 And then Lindsay say in court that I
12 pushed her from the side, in court, and Rachel say
13 that I told Rachel I pushed her from the face. So
14 after June 12th when Lindsay decide to call
15 Christie and say, "Wilson say he tried to kill you,
16 and let's just unite. Let's just hurt him, and,
17 you know, say all this bunch of lies." Somehow
18 Rachel get involved in that, too, which I think she
19 will tell you the truth. You know, she's her
20 sister. That's fine. But just say the truth. And
21 when she lied, then, I said, well, I can't--I mean,
22 she's a liar and saying bad things that never
23 happened, and I'm not going to be friends with
24 somebody that's just lied in court like that.

1 Q Uh-huh (yes).

2 A Even Kermit, the husband, said one day, and he was
3 embarrassed to say it to me so Rachel said it to
4 me, and then say, "Hey, you know, just tell him
5 what you say before," and he was, like, "Oh, no."
6 But she put him on the spot. I said, "Yeah. What
7 is it?" And he said that I couldn't--I couldn't
8 be--I could not be a good husband because of what
9 happened with Lindsay, but I'm one hell of a dad.
10 And they know how much love--I love Ryan. They
11 know it. They see it. They see how much Ryan love
12 me. They see how much I care about Ryan.

13 Q Uh-huh (yes).

14 A And that's why the guy--I said, "Well, I don't take
15 it offensive. I take--I--you know, I'm--I'm not
16 offense with that."

17 So my point of view is, is they see how
18 much love and how much I care about Ryan, and
19 they're lying, doing this for what? I don't see
20 the point, why they will try to take my son away
21 from me when I have not done anything wrong.
22 They--they know that. They know how much I love
23 him. The guy can tell. And they seeing--seeing
24 them come in to pick up my son after they lie in

- 1 court with Christie and Lindsay--
- 2 Q Uh-huh (yes).
- 3 A --it's just not in my perspective to have the
- 4 friendship anymore. It's just like, I can't--I
- 5 don't--I don't want to no--no--have no friendship
- 6 with them.
- 7 Q Was there a period of time, say, between April of
- 8 this year and July of this year that you were not
- 9 seeing Meredith?
- 10 A April of this year and July of this year?
- 11 Q April of this year and July, yeah.
- 12 A Yes. From June 12th until a month ago--
- 13 Q Uh-huh (yes).
- 14 A --I have not seen Meredith because Lindsay don't
- 15 want to let me see her. And the first time after I
- 16 win the 50B on June 12th, which it was the last
- 17 day--because, see, the thing with Lindsay come that
- 18 I push her when I stopped--the--when I--I was about
- 19 to leave to see my daughter. So from April--I see
- 20 my daughter April, May and June. June 12th was the
- 21 last day I seen her. Then she called Christie.
- 22 They put the 50B. I could not contact, so I didn't
- 23 contact them, so I could not see my daughter
- 24 because how can I--can I see my daughter when we

1 have a 50B. And Lindsay filed for an emergency
2 custody in that 50B.

3 So we went to court after two weeks, and
4 Judge Greene say this is a lie. Dismiss it. So--
5 she said because I don't believe anything, I'm not
6 going to give no custody, no emergency custody, so
7 parents are still the same with Meredith.

8 After that day, I talked to Ashley. Say,
9 "Ashley, can I see my daughter now?" She say,
10 "Yes. "Do you want me to send her an email?" Say,
11 "No, that's fine. Let me send her an email, and
12 I'm going to cc you in that email so you know what
13 I say."

14 So I sent an email to Lindsay. I said,
15 "Lindsay, can I see my daughter?" She replied back
16 and said, "Con--contact Time Together." I say,
17 "Okay. I will contact Time Together." And then
18 she replied back to that email saying, "If I return
19 the car to you, will you give me a thousand
20 dollars, two thousand dollars?" And then when she
21 replied that back to me, I didn't say any--anything
22 back.

23 Well, that was around Thursday or Friday.
24 On Saturday, I went to work, and the cops arrest me

- 1 again.
- 2 Q Uh-huh (yes).
- 3 A And I was like, this time for what? And they said
- 4 that Lindsay has went to magistrate and said that I
- 5 violated the no contact on the simple--on the
- 6 assault on a female.
- 7 Q Uh-huh (yes).
- 8 A So and--and I tell them "And she waited until
- 9 Saturday so I can be in jail again for the whole
- 10 weekend." They say, "Well, I'm sorry." She went
- 11 to the magistrate and contact. And since then, I
- 12 didn't contact Lindsay at all because, I mean,
- 13 she's always--
- 14 Q Did you go to jail?
- 15 A --lying. Huh?
- 16 Q Did you go to jail back then--
- 17 A Yes.
- 18 Q --on Saturday?
- 19 A They arrest me for that day.
- 20 Q And how long were you in jail?
- 21 A Less than a day.
- 22 Q Okay.
- 23 A I--I bailed out.
- 24 Q All right. And--but between--before the June 12th,

- 1 was--were you seeing Meredith regularly?
- 2 A Yeah. Almost every day, and Lindsay was there with
- 3 me.
- 4 Q Uh-huh (yes).
- 5 A Lindsay was--when I have Ryan, Lindsay come over
- 6 with Meredith and then stay with me at my house,
- 7 and we'd stay with Ryan and Meredith. When I don't
- 8 have Ryan, I go to Lindsay's house and then stay in
- 9 Lindsay's house seeing Meredith. And that was like
- 10 that.
- 11 Q And you'd stay there overnight?
- 12 A Uh-huh (yes). Yes. Until next day--
- 13 Q What--what--
- 14 A --went to work.
- 15 Q --did Meredith ever stay with you overnight--
- 16 A No.
- 17 Q --till--
- 18 A No. But--but--
- 19 Q --now until like-
- 20 A --but I would--by myself, no.
- 21 Q --October? When is the first time Meredith spent
- 22 an overnight with just you and not Lindsay?
- 23 A Oh, not yet.
- 24 Q Not yet?

1 A Not yet. We--I just start talking with Lindsay in
2 mediation. We just have mediation beginning of
3 this month.

4 Q Right.

5 A So I have not seen my daughter since the beginning
6 of this month. Finally when we decide--because we
7 filed for custody of my daughter--it's--that
8 Lindsay say, "Okay. Let's talk about mediation
9 before we go to court."

10 Q Yeah.

11 A And--and Lindsay say, "Well, she's breastfeeding.
12 You cannot have her overnight because she wake up
13 in the middle of the night and breastfeed." I say,
14 "Well, I had Ryan when he was six months, you know,
15 and I handled Ryan very well."

16 So she was giving me so many issues why I
17 cannot have Meredith overnight, so I said, "Okay.
18 I understand that. Let's--let's do gradually."
19 So--so we have a two-months plan that I see
20 Meredith more and more and more until after two
21 months, beginning of December or middle of
22 December, I'm going to start have Meredith
23 overnight, one night me, one night her, one night
24 me, one night her.

1 Q Do you think that's a good visitation schedule?

2 A For right now when Meredith is--is little, she
3 needs me, and I need her. She needs that bond with
4 me.

5 Q Uh-huh (yes).

6 A So--

7 Q If--if that kind of graduated schedule is good with
8 Meredith, why then would the February schedule--I
9 mean, it just started all of a sudden with you
10 having time with Ryan?

11 A Because the judge was pissed at your client.

12 Q Do you think that was the best thing for Ryan?

13 A When I had Ryan the first day, I want--I wanted to
14 call Christie and say come to pick him up because I
15 didn't think that was--not like that. Not like--
16 not like that. I was about to do it because Ryan--
17 it was everything new for Ryan, a new dad, new
18 aunt, new home, new everything, bed. I--I had my
19 sister and Lindsay was there, and after four or
20 five hours, Ryan was playing. My niece was there,
21 too, so he was playing with my niece, and he was
22 playing with me. And after four or five hours,
23 Ryan was fine. But it was hard in the beginning.
24 As soon as I have him, I was about to tell Christie

- 1 come pick him up, but you know now I'm having
2 custody, and I'm not going to let him go like this.
- 3 Q When did you realize it was going to be hard for
4 Ryan?
- 5 A Oh, just the first five hours, the same day I
6 picked him up, the first--
- 7 Q Did you--
- 8 A --the first time.
- 9 Q --think about that before you filed the complaint?
- 10 A No. Because I didn't--I didn't know how it was
11 going to be. I mean, I didn't know how the judge
12 was going to mandate to have my son.
- 13 Q Right.
- 14 A So I--I didn't know that until that day, the judge
15 say, "Okay. Go pick him up."
- 16 Q What kind of negatives do you have as a parent?
- 17 A Negative I have as a parent, I love my kids too
18 much, I believe. So I always been like, you know,
19 kids need boundaries. They always told me when you
20 have your own kids, it's going to hurt in the
21 heart. It's hard to say no to your kid, especially
22 in Ryan's situation when he's like--he see me for
23 three, four months, Mom decide, oh, I don't want
24 you to see your dad anymore, don't see him for

1 three, four months, and then I have to go through
2 this battle so I'm able to see my son again.

3 So it's--it's--it's just I believe it's
4 hard for Ryan. So it's hard for me, you know, to
5 say no to him.

6 Q Uh-huh (yes).

7 A But I know the boundaries. So I just need to
8 enforce them. So far, he's good.

9 Q Okay. So that's it?

10 A So far, he's good. Yeah.

11 Yeah. But other than that, I'm not an
12 alcoholic. I don't drink. I don't smoke. I don't
13 do drugs. I don't steal. I work hard. I have my
14 own house. I don't ask to--the government to pay
15 anything for me. I provide for myself. I love
16 him. He love me. He have my mom, which is the
17 grandma, sisters, nieces, nephews. Yeah.

18 Q What are the other bad characteristics about
19 Christie as a mother or bad things that she's done
20 other than what we've talked about today?

21 A I--I don't know really what to tell you because
22 we're--we're just two different personalities.
23 When we were friends, for example, I achieved what
24 I have, you know, because nobody handed it to me.

1 I achieved what I have because I was working hard.
2 But then she could have achieved more, but she
3 didn't want to work so hard. She wanted money to
4 come for free. She--she wanted to play the lottery
5 and win the big--the big ticket, and--and then,
6 yeah, life is perfect. But life is not like that.
7 I mean, it's one in a million you can hit the--the
8 lottery, I believe. I--I don't know. I don't even
9 play the lottery.

10 But, you know, she's lying to the
11 government and say how much money she make so she
12 can get money, and then she didn't even spend that
13 money wisely. She just buy new phones. That--a
14 new phone--I have my phone for two or three years
15 now. I don't need a new phone. It's a pretty good
16 phone. But she need to have the latest phone. So
17 that's not even teaching responsibility because
18 responsibility is, okay, let me make sure I have
19 food, I have clothes, I have paid my bills, and
20 then if I have something extra, then I can, you
21 know, spend it on what I want.

22 But they don't think in that way.
23 They're thinking like let me spend it on what I
24 want, and let me figure out later how I'm going to

1 feed myself. That even show in the credit. People
2 have bad credit because sometimes they make bad
3 decisions.

4 Q Uh-huh (yes).

5 A Something happened. I mean, what happened with the
6 economy three, four years ago with the crash, I
7 mean, nobody can anticipate that other than the
8 government. People lose their house and
9 everything, but everything else was paid on time.

10 Q Right.

11 A But if you see their credit, I mean, even the
12 insurance company is using credit now to rate--rate
13 for drivers now. A customer says, "Why you need to
14 check my credit?" It's--it's--they start new, but,
15 I don't know--you--but if I see in your credit that
16 you have a credit card and you always pay late,
17 that I see a car being repo, that I see that you
18 have a loan and you never pay on time, then you're
19 not a responsible person. Then why would I give
20 you the cheapest rate when I know you're so
21 irresponsible you're going to have an accident
22 because you're not going to pay attention?

23 So they're not responsible with their
24 money, so they're not going to be able to teach

1 that to my son Ryan. She don't care about my son.
2 She care about her--herself first, what she needs
3 and what she wants. I--I don't know. I mean, I--I
4 don't know. Other than that, I don't know what to
5 tell you. I mean, is she clean or not clean, I
6 don't know. I don't--I don't know if she's clean
7 or not clean, if she does drugs.

8 She was taking some pills trying to calm
9 herself down because of Jimmie was too much. But
10 is she a drug addict? I--I never been aware that
11 she take, you know, cocaine or marijuana or
12 anything like that.

13 Q Uh-huh (yes).

14 A Is she an alcoholic? I never see her drink to the
15 point of being drunk every single day. Other than
16 that, I don't--I don't know what else to tell you.

17 Q What kind of pills was she taking?

18 A I don't know. Those--I can't tell you. I--I--

19 Q Were they prescribed pills or were they pills that
20 were prescribed to someone else, or illegal pills?

21 A I don't know.

22 Q Okay.

23 A I don't know.

24 Q But you saw her take pills, or she--

1 A Yeah.

2 Q --told you?

3 A Yeah. I saw her in the office, and--and she told
4 me she was.

5 Q For anxiety?

6 A Yeah. Oh, it was something to calm her down
7 because he was too much.

8 Q When did Lindsay stop working for your company?

9 A Can I ask you a question? Can you--can I have a
10 bottle of water?

11 Q Absolutely. You can have a bottle of water.

12

13 (SEVEN-MINUTE RECESS)

14

15 Q Okay. We're back on the record. When--does
16 Lindsay still work for you?

17 A No.

18 Q When was the last time that she worked for you in
19 your office?

20 A I will say the last time was when--I want to say--I
21 want to say when I called the cops in January.

22 Q Uh-huh (yes).

23 A But, no. Then she--she came back. And so that was
24 January. Maybe February. Between February and

- 1 April of this year.
- 2 Q Okay.
- 3 A Or maybe--
- 4 Q Would she have still been there in February of this
5 year?
- 6 A Yes. Because I call the cops, and then there was
7 like a month or two months that she--we don't talk
8 by then. She came back when she didn't have no
9 more money.
- 10 Q Uh-huh (yes).
- 11 A And then she stayed maybe two more months. No--no
12 more than--than May of this year.
- 13 Q Did--okay. Did she ever have access to your email
14 account while she was at your office?
- 15 A Not legally. She always hack into my emails, bank
16 account, cell phone accounts, into every single
17 thing she can hack.
- 18 Q Okay.
- 19 A Because she knows everything. She--she even knows
20 my driver's license number. I didn't even know my
21 driver's license number. She knows it by head--by
22 head. She knows my Social Security number. She
23 know everything about me.
- 24 Q Did she ever send out emails in your name while she

- 1 was working for you?
- 2 A If she did, that I'm not aware of, then maybe she
- 3 did. But--
- 4 Q Okay.
- 5 A --she--she--she hack into every single thing. And
- 6 then all I can do is--because I keep changing
- 7 password, but she keep breaking into it. I just
- 8 tell her not to do that anymore, please.
- 9 Q Okay.
- 10 A And if not, I'm going to have to--to do something
- 11 legally. But I would never do something illegally,
- 12 but I just keep asking not to do, not to do, not to
- 13 do, not to do it. I don't know even know what else
- 14 to--to make up, because then I will forgot. So--
- 15 but she knows everything about me. She even my
- 16 knows my two driver's license. I don't even know
- 17 that by head.
- 18 Q Did she ever send emails to Ashley Moore?
- 19 A I think she did send emails, but from her email.
- 20 Q And what would she have sent Ashley?
- 21 A Things that I might ask her to send. Like, "Oh,
- 22 you know, let her--let her know that I'll be
- 23 sending the information later," or--or, "Let her
- 24 know what happened about that." But--

- 1 Q Would Lindsay draft emails for you to send to
2 Ashley?
- 3 A Yes. I--she did--she will do that as--as I
4 requested. Like I said before--
- 5 Q Yeah.
- 6 A --I'm not good with grammar--
- 7 Q Yeah.
- 8 A --so I always put past tense, present tense, it
9 doesn't make any sense. So she always reviewed
10 some things. I'd tell her what I want it to say,
11 she type it, and then I send it.
- 12 Q Yeah. Did you ever give her access to a Dropbox?
- 13 A Yes.
- 14 Q What was in the Dropbox?
- 15 A It was emails between me and Ashley, everything
16 that I have saying. But not a literal email, but
17 just a copy and--copy and paste into a Word
18 document.
- 19 Q Uh-huh (yes).
- 20 A And then everything that she print from Christie's
21 emails, I think she's got a few things on that.
22 And then she--
- 23 Q So all of Christie's emails, you mean Christie's
24 emails from--

- 1 A From the ones that she hacked.
- 2 Q --from previous boyfriends, the ones at the
- 3 California--
- 4 A Right. Right.
- 5 Q --97 were all up in there?
- 6 A Right. No, not all of it. I don't know what she
- 7 put in there or not.
- 8 Q Okay.
- 9 A Like I said before, I have--you know, when you come
- 10 out with the Dropbox thing, I didn't even know.
- 11 Because--
- 12 Q Let me hand you this Exhibit 6. We're talking
- 13 about Dropbox. Those are some emails that you
- 14 produced through Ms. Moore with the
- 15 California97@hotmail.
- 16 A Right. The emails between boyfriends. That's
- 17 what--
- 18 Q Yeah. Christie and her boyfriends. And these are
- 19 all '08, '09. These are all the emails before she
- 20 was working for you?
- 21 A Right. That's--that's emails between Christie--
- 22 that I was never aware of, because that's her
- 23 personal life. But that Lindsay have access to
- 24 because she put the keylogger into my computer at

1 work, and she have access to her bank accounts and
2 emails.

3 Q Who sent those to Ms. Moore? Or did they get sent
4 to Ms. Moore?

5 A No. What happened is you subpoena--

6 Q Uh-huh (yes).

7 A --every single thing that was in Dropbox--

8 Q Yeah.

9 A --or every single--no, no. You subpoena what was
10 in Dropbox, and you subpoena every communication of
11 third parties and yada yada and yada yada yada.

12 Q Right. That you have. Right.

13 A Yeah. So Lindsay was giving me files or emails
14 that I have not read. There was a chunk like this
15 that I didn't care. I mean, I didn't think that
16 this mattered for my son.

17 But Lindsay was trying to say that--she
18 was calling Christie the "B" word and saying her--
19 that while she was with me she was with other guys
20 in the same times. And she was saying, "Oh," she
21 was saying, "Baby, I love you" to three different
22 guys in the same time.

23 Q Uh-huh (yes).

24 A So she was trying to do it prove to me what--how

1 she was. And I didn't think that was--matter at
2 all. But when you subpoena me to bring every
3 single communication I have, we increase it to
4 third parties or whatever, I had those documents.

5 Q Right.

6 A So I gave that to Ashley Moore.

7 Q Okay.

8 A And Ashley never review it. And then I change
9 attorneys. And then I was the one that drive to
10 your office and drop--or try to drop that off.

11 Q Right. You called our office, and then we said you
12 needed to go through your attorney.

13 A Yeah. And then--then I was pissed, too, because I
14 called Ashley, and I say, "Ashley, I'm right here
15 dropping the documents, and they don't want to
16 receive it."

17 "Oh, don't worry. We already talked to
18 them, and they say we're going to send it next
19 week," or something like that.

20 Say, "But why nobody call me? I mean, I
21 left my work. You made me drive all the way down
22 to downtown. I have the documents before five P.M.
23 And nobody bothered to call the customer and say,
24 'By the way, you don't have to do--just bring it to

- 1 our office.' So I was upset already. So I went
2 back and I dropped the documents with them.
- 3 Q Okay. And so these are all the emails that you had
4 in that Dropbox between Christie and third parties?
- 5 A Again, the emails that I provide to you--
- 6 Q Right.
- 7 A --it was all print up. So I'm assuming that
8 everything was in the Dropbox--
- 9 Q Okay.
- 10 A --that you were talking about. It was what Lindsay
11 prints.
- 12 Q Okay. Now, the Dropbox was yours, right? And you
13 sent an invitation to Lindsay.
- 14 A Right. The Dropbox, I create. And the Dropbox, it
15 was mine. I create a shared folder with Lindsay.
- 16 Q Uh-huh (yes).
- 17 A And whatever we put in that folder, I can see it
18 and she can see it. So like for example, when
19 Christie say something like, "I don't want Lindsay
20 to be around Ryan because we are concerned about
21 her mental instability"--
- 22 Q Right.
- 23 A --then I copy and put that over there, and then she
24 can read it. And then she would say, "Oh, how you

1 can say that," yada yada yada. And, you know, she
2 want me to reply some way. But it's no matter. I
3 mean, that--I didn't see that mattered to--to my
4 son's case. So I didn't reply.

5 So we share a folder in my Dropbox. And
6 I put it over there, everything that was concerned
7 to Ryan.

8 Q Uh-huh (yes).

9 A Like you will see some PDFs that I scanned and I
10 put, like--well, you know, medical records. I
11 scanned his medical records and I put the days and
12 the time and everything like that. So I was
13 keeping track of what I have for Ryan in that
14 Dropbox.

15 Q Okay. And is it your testimony that Lindsay put
16 these emails into the Dropbox?

17 A And again, when Lindsay left, the last time she
18 left she went to my office or something and took
19 USBs and took some folders and everything. I
20 didn't know what her intentions was. But some of
21 the stuff that--when Lindsay left, and then she did
22 what she did, then I honestly didn't care and read
23 or knowing what is her bank account, Christie's
24 past emails or anything because I didn't care that

1 that's related to my son. I didn't want to know
2 about it.

3 So--but I was telling her, I said, "Look,
4 whatever you do, I just don't want to know about
5 it. I mean, I already talked to my attorney. Say,
6 'She violate her privacy,' but I don't want to know
7 about it." I didn't--I didn't need it. That's why
8 I never even saw it. I didn't know what the
9 keylogger name is. I don't know her passwords. I
10 don't know--everything was just--Lindsay was
11 telling me what's going on.

12 Q Well, why were you telling her, "I don't want to
13 know about it" if, as you'd said earlier, you asked
14 Ashley and she said it was legal?

15 A Because I'm--I didn't know. I still don't know.
16 Hopefully you guys can explain something to me. I
17 asked, "At what point is that legal?" I mean, if
18 this is my computer, and when you check your emails
19 account on my work computer, you give up your
20 private life. And as self-employed or owner,
21 whatever, I can check that. But after what point?
22 I mean, forever until you're a hundred years old,
23 or just thirty days, sixty days? I mean, what is--
24 what is legal?

- 1 I mean, Ashley only say, "Well, she give
2 up her privacy--privilege to private," or whatever,
3 but to what point? And nobody answered that
4 question yet. I didn't know until what point. So
5 I just didn't want to know about it.
- 6 Q Well, but--but Lindsay did go back. I mean, you
7 did see these emails. I mean--
- 8 A Yeah. But--
- 9 Q --you had them in your physical possession.
- 10 A Yes.
- 11 Q They took them to Lindsay, and then they made a--
- 12 A Yeah. Lindsay printed them. Lindsay printed in my
13 office. She have it over there. And she said,
14 "Look, I have all this. You can take that to your
15 attorney for her review so you can prove the--what
16 character does she have. She live with this guy,
17 with this guy, and"--
- 18 Q Wait a minute. So--let me make sure I understand.
19 Was Lindsay giving you these emails after
20 the subpoena was issued?
- 21 A No, that was before.
- 22 Q It was before?
- 23 A Yeah.
- 24 Q Okay.

1 A That was when Lindsay started with all this stuff.

2 Q Okay. So she gave it to you, and it was in the
3 Dropbox. When you're saying that she gave it to
4 you before--

5 A Yeah. Yeah, before.

6 Q Okay.

7 A When she start--

8 Q I was making sure I understand.

9 A --checking and everything. And she printed out the
10 stuff. And she was trying to say--to prove the
11 character of--of Christie, because in some emails
12 that she have read it says that--that she was
13 desperate to give her son Jimmie at that time even
14 to the dad or to somebody else so she can go out
15 with this guy. And she was saying, "You can use
16 this, and just give it to your attorney. And, you
17 know, you can--you can prove the character. She
18 don't care. She just want to give her kids to
19 somebody else so she can be Christie, or be by
20 herself."

21 I didn't think it matters. I was like,
22 you know, "We--we are stick with the truth.
23 Christie has been doing this. Christie--Christie's
24 calling the Department of Insurance, Christie's

1 doing this and this and this." So, I mean, we go
2 with what we can prove right now, what we have, and
3 I didn't think it matter. So I never took it to
4 her until you subpoenaed it. And after that, we
5 didn't know anything about Lindsay. I have those
6 documents sitting in a folder.

7 Q Uh-huh (yes).

8 A You subpoena, and I talk to her. I say, "Well,
9 they say every single thing. So I do have this,
10 and I am ready. So I don't know if you want to
11 write it." So I bring it to her so she can write
12 it. And then she said, "No, that's fine. You can
13 just take it to them." So I take it to you, and
14 then I'm not supposed to take it to you, I'm
15 supposed to take it to them. Yada yada yada.

16 Q Okay. I'm going to hand you what I've marked as
17 Defendant's Exhibit 5. And I'm going to start with
18 this point. This is an email to you, right,
19 Wilson? That's your email there?

20 A Yeah. That's my--that's my email address. Yeah.

21 Q And is this something that looks like something
22 maybe that Lindsay would have drafted for you to
23 Ashley around February 16?

24 A (Examines paperwritings.) Yeah.

- 1 Q Okay.
- 2 A That is--
- 3 Q And--
- 4 A Lindsay find out about that by checking Christie's
- 5 email.
- 6 Q Okay.
- 7 A And she draft that.
- 8 Q Okay. So you got this email.
- 9 Did you end up sending this email on to
- 10 your attorney, Ashley?
- 11 A I don't know if she sent it.
- 12 Q Did you send it? Because this says at the top of
- 13 the--"This is what I have so far. You can finish
- 14 the email and I will spell check for you."
- 15 A Right. But I didn't draft it.
- 16 Q Yeah. Lindsay drafted it, and she sent it to you.
- 17 I agree with you on that. That's my understanding
- 18 of that document. But this was sent to you, then
- 19 "This is what I have"--and Lindsay is saying to
- 20 you, "This is what I have so far. Finish the email
- 21 and I'll spell check for you." That's what the top
- 22 says up there, the--the subject line. "This is
- 23 what I have so far."
- 24 A Okay. Right. That--that is--that was--like I said

- 1 before, with this so long like this, I didn't--my
2 grammar sucks. So Lindsay type it for me. So
3 it's--if she send that email to me, that say that
4 she was working on this, and she sent it to me.
5 Q Okay. All right. So--
6 A But it doesn't--but it doesn't say she sent it or
7 not send it or she just type it. It doesn't say
8 who sent it.
9 Q Well, Ashley can--
10 A See, it could be just a typo, a draft from--you
11 know what I mean?
12 Q Uh-huh (yes).
13 A Okay.
14 Q Well, if this is the top portion of that email--I
15 don't want to get into what's above that. But
16 those email addresses that are up there, if that's
17 what goes with it, because that's Christie, and
18 there was a draft a little bit earlier.
19 A Well, that--that is, yeah, forward Oliv--
20 Q Yeah.
21 A Yeah. That's one of the emails of Lindsay's.
22 Q Okay. So this is the email Lindsay--this "O-L-I-
23 v"--
24 A Yeah.

1 Q --"L-I-N-D@gmail.com"?

2 A Yeah.

3 Q And there was a previous email from Lindsay to you
4 that says "Email to your attorney," and it was sent
5 February 16 at eight-fifty-nine P.M. with the
6 forwarding previously.

7 All right. And so if that's--that's the
8 top of that. That's what--I won't give it to you--
9 I don't want to you to know what the rest of that
10 is because it's--

11 A Uh-huh (yes).

12 Q --what came to my office.

13 But in this email--I'm going to read it
14 to you. And it says, "Hi Ashley"--that's your
15 attorney, right?

16 A Yeah.

17 Q So, "Hi Ashley."

18 MR. ULLMAN: Somebody just walked in. Go
19 off for a second.

20 (DISCUSSION OFF RECORD)

21 Q All right. It says--I apologize. I'm going to sit
22 back down. All right. "Hi Ashley. The situation
23 is more serious than we thought. I'd like to
24 preface this email by stating that I want this

1 email--I want correspondence between us to be
2 confidential, and that the information contained
3 herein is not shared with anyone, please." Right?
4 Let me go to the top of the next page.

5 "I just received word today that
6 Christie's attorney is planning to request that my
7 parental rights be terminated on the grounds of
8 abandonment first thing Monday morning prior to the
9 hearing. Mr. Montgomery told Christie and Reverend
10 Ray that she can terminate my rights because the
11 paternity has not been legally established in court
12 yet, and they plan to proceed with the process of
13 Aaron Sartore legally adopting Ryan. I've also
14 discovered that her attorney is planning to move
15 forward with the rape allegations and contact the
16 district attorney to press charges first thing
17 Monday morning. I've made a big effort to be a
18 part of Ryan's life. Christie has denied me the
19 right all the time, and has gone so far as to
20 tamper with Ryan and Christie"--I'm sorry. "I have
21 been--I have made a big effort to be a part of
22 Ryan's life, and Christie has denied me that right
23 all this time and has gone so far as to tamper with
24 Ryan's DNA sample on the second DNA paternity test

1 and manipulate one of her friends to help her do
2 that. I believe that Christie has known this whole
3 time that Ryan is my son, but refused to give me
4 the opportunity to exercise my parental rights in
5 order to save her current relationship."

6 "I would like for you to subpoena CPS to
7 testify regarding the child abuse case against her
8 from last year involving her son Jimmie."

9 "I've also been made aware that Scott
10 Montgomery and Christie are going to have a meeting
11 tomorrow to go over the details and prep for the
12 hearing on Monday."

13 "I will be sending you another email this
14 evening with an attachment of scanned emails I
15 found between her and I proving that we had a
16 romantic relationship since 2007. In the same
17 email, there will be a second attachment of emails
18 between her and two additional males that she's
19 communicated with about having sex at the time she
20 was with me and married. Please note that those
21 emails were found through a third party who
22 accessed Christie's email after Christie accessed
23 her personal email at work."

24 "I have been under the impression that on

1 Monday we'll go to court for the purpose of just
2 defending myself against her accusations." I just
3 lost my connection. If I can have this, it will be
4 quicker.

5 Okay. I'm going to start back with that
6 sentence. "I have been under the impression that
7 on Monday we will go to court with the purpose of
8 just defending myself against her accusations.
9 Based on the research I've conducted this week, I
10 want to have a totally different approach Monday on
11 my part. Besides the obvious need to defend myself
12 against her false accusations, I have made the
13 decision to ask for full custody of my son based on
14 the following grounds:"

15 Hyphen, "Christie knew since the
16 beginning that Ryan was my son and denied me the
17 right to know lied every time I asked her about the
18 paternity of Ryan based on a personal vendetta she
19 has against me," paren, "which she's mentioned in a
20 previous conversation between her and my brother on
21 May 2012, and the printed conversation is
22 attached," end paren, period.

23 Next paragraph, "It's my belief that
24 Christie has been using Ryan for her personal gain

1 of retaining her boyfriend, as the emails attached
2 will show that she cannot perceive the idea of
3 being alone. That's why she simultaneously
4 maintains relationships with multiple men, and the
5 attached emails will also provide that"--excuse me,
6 "prove that," not "provide that," "prove that."

7 Next paragraph, "Based on the evidence
8 that I've obtained from three DNA labs, Christie
9 manipulated the situation by stealing time away
10 from my son by manipulating one of her ex-
11 boyfriends, William Reiner. William Reiner
12 assisted her with tampering with the DNA samples by
13 changing Ryan's DNA sample to a sample taken from
14 Christie's son, Jimmie, from a previous
15 relationship without any remorse or consideration
16 of my parental rights and not thinking about what's
17 in Ryan's best interest to keep her boyfriend and
18 her ideal family together so that she does not feel
19 alone."

20 "It has been brought to my attention that
21 she's also lying about an alleged rape that never
22 happened."

23 "It's my belief that based on the
24 paragraph above, that Christie is not a fit mother

1 to Ryan, not a fit person for society, as she is
2 mentally unstable."

3 "I want to ask the court for full and
4 emergency custody of Ryan and that an extensive
5 mental evaluation be conducted of Christie.
6 Because of the fear based on her mental instability
7 in a pending lawsuit against Georgia Ribera with an
8 estimated \$300,000 settlement, I think that she's a
9 flight risk because she has family that resides in
10 Mexico and California."

11 "While I was doing research I came across
12 a similar case to mine that took place in 2012 in
13 Wake County, Francesca Johnson Maxwell versus
14 Anthony Johnson, where based on the mental
15 instability of the mother, the father was granted
16 full temporary custody. We can use this as
17 judicial precedent," paren, "the stare decisis,"
18 end paren.

19 "Please contact me before Monday so we
20 can devise a strategy for Monday morning."

21 "Thank you, Wilson Olivera."

22 Okay. Do you think you ever sent that to
23 Ashley?

24 A I don't recall. But, yeah, that's definitely--it

1 was typed by Lindsay. But I don't recall if I send
2 that to Ashley or not.

3 Q Well, now, the emails that are referred to in there
4 which are the ones about Christie and the previous
5 relationship, I mean, at some point those were
6 sent. Were they--well, actually were those emails
7 sent to Ashley, if you know, the previous ones, the
8 '08, '09?

9 A I don't believe so I sent that to Ashley. I
10 remember I tell you--Christie--no. Lindsay printed
11 all those. So I had those in the folders.

12 Q Okay.

13 A So I don't remember if I ever sent anything to her,
14 to Ashley about that. No.

15 Q So there's a draft email talking about sending
16 emails from Christie Esposito's personal account
17 that we're--that we're looking at that you actually
18 had access to?

19 A Remember I telling you I don't have access to her--

20 Q Okay. Let's say Lindsay had access to them.

21 A Right. Lindsay have access, and she bring those.

22 Q But to the best of your knowledge, nobody--the
23 letter was drafted saying, "We're going to send
24 them," but they just weren't sent?

- 1 A I don't recall if I ever send that to Ashley or
2 not.
- 3 Q Okay.
- 4 A Because again, when I talked to Ashley, I--
5 (unintelligible)--and all those things you're
6 saying, too, about--Lindsay typed this.
- 7 Q Okay. Well, let's kind of walk through it. So
8 Lindsay is typing it. She's looking at things.
9 But she did send this email to you?
- 10 A She sent this email to me.
- 11 Q All right. And it's in there, it has one of these
12 things--well, it has some things in there that I
13 want to ask you about. "I received word today that
14 Christie is planning to request my paternal rights
15 be terminated on the grounds of abandonment first
16 thing Monday morning prior to the hearing."
- 17 A Uh-huh (yes).
- 18 Q And that's based on emails between Christie and her
19 attorney, right? Because that's talking about
20 what's coming up?
- 21 A Right. Lindsay told me that she check her--every
22 time Lindsay told me something is when she checked
23 Christie's emails.
- 24 Q Uh-huh (yes).

- 1 A She told me, you know, "I find out that they're
2 going to do this, and they're going to do that."
- 3 Q Uh-huh (yes).
- 4 A "And I find out that they tried to do this." And
5 in this case Lindsay told me that they tried--I
6 remember that. I remember--I don't remember the
7 day or the time exactly, but I remember Lindsay
8 told me that she had read, and Christie was trying
9 to say that I abandoned my son for the first six
10 months.
- 11 Q Uh-huh (yes).
- 12 A And she tried to take my paternal rights away from
13 that.
- 14 Q Okay. And so the very next sentence says, "Mr.
15 Montgomery told Christie and Reverend Ray that she
16 can terminate my rights because the paternity has
17 not been legally established in court yet, and that
18 they plan to proceed with the process of Aaron
19 Sartore legally adopting Ryan."
- 20 A Right. That's what--
- 21 Q And so that's the email--that's based on an email
22 between Scott Montgomery and Christie and possibly
23 even Reverend Ray, I guess was copied in?
- 24 A Right. That--and again, all the information I have

1 about Christie was through Lindsay. So she--I
2 remember she told me that she had found out this,
3 this and that.

4 Q Okay.

5 A And those things sound familiar. Those things
6 about terminating my right, and those things
7 adopting Ryan, those are things that Lindsay told
8 me.

9 Q Right. Well, let's go to the next sentence. "I
10 also discovered that her attorney is planning," I
11 mean, future sense, "is planning," so you were
12 talking about the grammar, "is planning to move
13 forward"--

14 A I'm sorry. You say grammar. Remember I didn't
15 type this.

16 Q I know. It's Lindsay. I want to--that's why I'm--
17 "is planning," that means they're future
18 anticipating.

19 A Uh-huh (yes).

20 Q "Is planning to move forward with the rape
21 accusations"--

22 A Uh-huh (yes).

23 Q --"and contact the district attorney to press
24 charges first thing Monday morning."

1 A Uh-huh (yes). I remember about Lindsay telling me
2 that.

3 Q Right. So that's upcoming?

4 A Right.

5 Q So that's another thing that was learned from these
6 emails between the attorney and Christie?

7 A No. When I filed for emergency custody, she had
8 Montgomery, and the next day when she--Montgomery
9 came back to court, they were trying to say that
10 Ryan's conception wasn't consent. So it was Ashley
11 the one that told me that--that on the--when they
12 took that to the emergency--because I have Ryan.
13 And then Montgomery think that--then they were
14 saying that, you know, "Oh, Wilson did this.
15 Wilson did that, and it wasn't consent."

16 So Ashley told me that in court. They
17 tried to say that the consent [sic] of Ryan wasn't
18 consensual.

19 Q But this says, "I've also discovered that her
20 attorney is planning to move forward with the rape
21 accusation"--

22 A Right.

23 Q --"on Monday."

24 A Right. And that's why it say, I guess, "forward,"

1 because Ashley already knew that through court. I
2 told--I told Lindsay--
3 Q This is--this is Lindsay telling--
4 A Right.
5 Q It says, "I've discovered" as if it's you. And I
6 understand it's Lindsay.
7 A Right.
8 Q "That they plan to move forward on Monday."
9 A Right. And remember--
10 Q "Her attorney is planning to move forward" is what
11 it says.
12 A And remember Lindsay knew everything, too. So when
13 Ashley came back from court, and the amendment on
14 the next day, on February 5th, so that would be
15 February 6th, I tell Lindsay, "Look, you know, she
16 was trying to say that it wasn't consensual," or
17 anything else like that.
18 Q Uh-huh (yes).
19 A So I guess that's why it says "forward," because we
20 already knew that she was trying to insinuate that
21 Ryan wasn't consensual. And I guess they were--
22 after the amendment, and the judge ordered me to
23 have Ryan--deliver Ryan back to her [sic] mom with
24 DNA tests. They were planning to keep moving

1 forward to that.

2 Q Okay. And then when we get down--so, I mean, it
3 wasn't the first time with the--with our domestic
4 violence case that you heard that Christie was
5 going to say that sex was non--not consensual? Was
6 this the first time?

7 A It will be February--

8 Q The fourth--I mean, this is the fourth quarter.

9 A Well, no. That would be February the 6th, though.
10 Remember I filed for emergency custody.

11 Q Yeah.

12 A All right. And the next day--the same night--
13 afternoon, Christie hired Montgomery. And I think
14 it was that afternoon that they went to court
15 around five P.M., six P.M., or was the next day in
16 the morning. And that's when they tried to say
17 that that wasn't consensual. But--

18 Q So that was the first time she said it in court?

19 A Right. Ashley--Ashley told me that. And I didn't
20 go to that court, remember, because it was just
21 Ashley and Montgomery and Christie. I wasn't--I
22 wasn't there.

23 Q Okay. There's a next sentence where it says, "I
24 have also been made aware that Scott Montgomery and

1 Christie are going to have a meeting tomorrow"--

2 A Uh-huh (yes).

3 Q --"to go over details and prep for the hearing on
4 Monday."

5 A Uh-huh (yes).

6 Q I mean, that was from emails, right?

7 A That's what Lindsay told me. Everything that
8 Lindsay typed here is Lindsay told me. And then--
9 because I have not read the emails or anything;
10 Lindsay typed it for me.

11 Q Right. Then it says, "I'll be sending you another
12 email this evening with an attachment of scanned
13 emails I found between her and I proving we had a
14 romantic relationship since 2007."

15 Are there emails that you have that prove
16 you had a romantic relationship with Christie since
17 2007?

18 A Right. I have emails that say that we have a
19 relationship. You know, "When are you coming over
20 to my house?" and, "Come this weekend," and, "We'll
21 pass the weekend together," and yada yada.

22 Q All right. And then it says, "In the same email
23 there will be a second attachment of emails between
24 her and two additional males that she's

- 1 communicated with about having sex with at the same
2 time she was with me and married."
- 3 A Yeah. I guess she's referring to that.
- 4 Q That refers to the emails--
- 5 A Right.
- 6 Q --that we've got there in Exhibit 6, right?
- 7 A Uh-huh (yes).
- 8 Q Did you ever send Ashley Moore anything that
9 included information that makes it clear, as I
10 believe those do, that you were getting emails
11 between Christie and her attorney?
- 12 A I don't believe I sent her an email. I believe I
13 went to her office and I talked to her about that.
- 14 Q You did?
- 15 A Yeah. I'd say, "Ashley, Lindsay was telling me,
16 and communicated some information to me, she have
17 access to Christie's personal emails, bank accounts
18 and everything. And she'd do it through my work
19 computer. She--she installed a keylogger onto my
20 work computer."
- 21 "What's the problem?"
- 22 Q Uh-huh (yes).
- 23 A And she say, well, because she accessed through my
24 work computer, it was not her home computer or

1 laptop computer--

2 Q Uh-huh (yes).

3 A See, that was another thing that wasn't explained
4 to the judge in my 50B.

5 Q Uh-huh (yes).

6 A So in the beginning you can believe that, "Oh, I'm
7 controlling, and I went into her laptop or home
8 computer and put a keylogger into it."

9 Q Uh-huh (yes).

10 A And I explain to Ashley that Lindsay have access to
11 that. And I tell her that I didn't agree to this.
12 Those emails, I have never seen her email, I have
13 never seen her bank accounts, but that she's
14 reading through it and give me that information.

15 And say, "What is going to be the
16 problem?" And, "It's illegal and"--and then she
17 told me that because she did it through my work, it
18 was legal.

19 Q That it was legal?

20 A That it was legal.

21 Q Okay. Let me--I want to ask a very narrow
22 question.

23 This email indicates to me clearly that
24 emails were intercepted between Christie and the

- 1 Montgomery Law Firm.
- 2 A And they were. Well, not intercepted. They were--
- 3 Q They were looked at?
- 4 A Lindsay--Lindsay--
- 5 Q They looked at them?
- 6 A Lindsay looking into Christie's computers, and
- 7 Lindsay have access to it.
- 8 Q Did you ever tell Ms. Moore about those emails
- 9 between Christie and Montgomery's office, or from
- 10 Montgomery to Christie? Because this one, this
- 11 email, if you sent it, does tell her that.
- 12 A Right. And--and--
- 13 Q I mean, I'm wondering did you ever orally tell her
- 14 that.
- 15 A Right. And that's what I'm trying to remember.
- 16 But--what I can remember--again, it's what I--and
- 17 I'm going to try to answer your question very
- 18 narrow. But what I tried--what I can remember is I
- 19 don't hear about that third party, because I don't
- 20 want Lindsay to get in trouble or anything like
- 21 that. But I want to know what's going on, I mean,
- 22 what is illegal and what is legal, did we do
- 23 something illegal or not.
- 24 Q Uh-huh (yes).

1 A But I think because Ashley told me, "Well, that's--
2 that's nothing illegal because she give up"--but I
3 think she told me, "Don't tell me anything that I
4 don't want to hear. And she said it kind of like
5 joke. "You get that, right?" I said, "Oh, okay.
6 Right. Yeah." I mean, things like that.

7 I don't believe that I ever send her,
8 Ashley, anything that have to do between Christie
9 and her previous relationship or anything like
10 that. What I do tell Ashley, by calling her, is
11 every single thing that Lindsay tell me that was
12 important. Like that my parental rights be
13 terminated by six months or things like that. And
14 I told Ashley they tried to do these, that they're
15 going to try to do this. You know, "What do you
16 need from me? What proof do you need that"--

17 Q They are going to try to do this? They're going to
18 try to do that?

19 A Yeah.

20 Q Meaning her attorney and--

21 A Meaning Christie, yeah. Meaning Christie and her
22 attorney.

23 Q And were they the substance of this, "try to
24 terminate my parental rights"?

- 1 A Right. I became aware--
- 2 Q Did you ask, "How do you know that?"
- 3 A Well, I told her--remember I went to Ashley's
- 4 office.
- 5 Q Yeah. And you told her--
- 6 A To ask her did--Lindsay had put a keylogger and
- 7 have access to Christie's emails, personal emails
- 8 and bank accounts.
- 9 Q Yeah. But at this time that you're seeing Ms.
- 10 Moore--
- 11 A Uh-huh (yes). She knows--
- 12 Q Wait, wait. Let me ask the question.
- 13 A Uh-huh (yes).
- 14 Q Christie no longer works for you.
- 15 A Right.
- 16 Q Right?
- 17 A Right. Christie--
- 18 Q So--so you only saw Ms. Moore after Christie was no
- 19 longer in your employment?
- 20 A Right.
- 21 Q Okay.
- 22 A So Christie stop working January 30 or 31st,
- 23 something like that.
- 24 Q Right.

- 1 A So Lindsay--Lindsay didn't even tell me about the
2 keylogger because I would consider like violation
3 of my privacy. Why she need to do that? It's my
4 computer, not her computer.
- 5 Q Uh-huh (yes).
- 6 A And I never told her to do this to Christie or
7 Miguel's or any other computers at my work. So she
8 didn't tell me that because she was scared for me
9 saying something.
- 10 Q Uh-huh (yes).
- 11 A But then she mentioned that she have access to
12 Christie's information, and she told me about that.
13 So when I met with Ashley, I told her about what's
14 going on.
- 15 Q All right. With the--with what's--what do you mean
16 by "what's going on"?
- 17 A Oh, that Lindsay have access to Christie's personal
18 emails and bank accounts.
- 19 Q And then you were also talking with her about her
20 not being employed, right? To the best of your
21 knowledge, she--February whatever, 4 or 5--I mean,
22 she wasn't working for you because she quit January
23 30 or 31?
- 24 A Christie?

- 1 Q Yeah, Christie.
- 2 A Yeah. I thought you meant Lindsay.
- 3 Q Yeah. Yeah. Christie wasn't working for you?
- 4 A Uh-huh (yes).
- 5 Q Right now the exchanges happen at a police
- 6 department--or where are the exchanges now? I'm
- 7 sorry.
- 8 A Rite Aid.
- 9 Q Oh, I'm sorry. At the Rite Aid.
- 10 A Yeah.
- 11 Q And there have been some discussions about having
- 12 them happen at a police department?
- 13 A Yes.
- 14 Q Where do you think the best place is for exchanges
- 15 for Ryan at this time?
- 16 A I mean, the Rite Aid has been working fine for me.
- 17 Q What do you think the ideal custody schedule for
- 18 Ryan is? What's best for him?
- 19 A You're asking me what I think?
- 20 Q Yeah. What do you think, yeah, your opinion.
- 21 A I think that I can have primary custody of Ryan. I
- 22 would provide everything.
- 23 Q Uh-huh (yes).
- 24 A And the mom can see him every time that she wants.

1 She can have him the weekends. She can have Friday
2 to Sundays, bring him back on Monday. Ryan needs
3 stability. He needs his own place. He needs his
4 own room. He needs something that he can feel
5 comfortable with. "This is my home. This is my
6 room. This is where I live. This is my toys."
7 And he's getting bigger and bigger, and he needs
8 that. If we don't give him this now when he's a
9 child, he's going to be trouble when he's a
10 teenager.

11 Christie can't provide that stability.
12 Christie is moving from apartment to apartment,
13 home to home. We almost reaching an agreement with
14 Montgomery, which Christie was giving me full legal
15 and physical custody. No, full legal custody and
16 share physical custody. And the agreement was
17 pretty much like this. And I talked to Christie
18 over the phone and say, "Look, Christie. Ryan
19 needs the stability."

20 And she say, "Yes. I understand that."

21 And, you know, "Now you're saying you're
22 going to separate from Aaron." That happen maybe
23 four, five months ago, I don't know. "You're going
24 to separate from Aaron. You say you--you fed up

1 with him. You say you're going to go to live with
2 Bill," which is the other boyfriend, "for two,
3 three months, and then you going to go to another
4 apartment."

5 Q Uh-huh (yes).

6 A That's house to a house to another house with Ryan.
7 And he's getting bigger, and he needs his place.
8 So my house, he have his own room, his own toys,
9 his own everything. "You can see him every time
10 you want. You can tuck him into the bed every time
11 you want it. And you can see him on the weekends.
12 You can see him Friday, and then you bring him back
13 to me on Sunday night. And then I have him Monday
14 through Friday in the mornings, and you can pick
15 him up after school." Because, you know, when he
16 start going to daycare and stuff like that.

17 And we agreed like that.

18 Q Uh-huh (yes).

19 A We were--everything was fine. We almost sign it.
20 And at five P.M. she called me and she say that she
21 have concern, that she asked her attorney
22 something, and she have concerns about giving me
23 full legal custody. She wanted it fifty legal and
24 fifty physical.

1 Q Uh-huh (yes).

2 A And I said, "Well, Christie, you know, I already
3 tell you. I mean, you're using Ryan to--you're
4 putting Ryan in the middle. You're using Ryan.
5 You don't--I mean, I don't want to have arguments
6 with you later what school he need to go, what
7 treatment he need to go for his health or anything
8 like that. And with the legal, I can do that."

9 But she was saying, "Well, I'm scared
10 that you're going to take him away from me." I
11 said, "I would never do that. I mean, I will tell
12 my attorney to legally drop--drop it." I said, "We
13 share physical custody. You will have him fifty-
14 fifty in the share. But give me the legal so I can
15 decide everything that he needs for. I can provide
16 everything."

17 And we were cool. She said, "Do it." We
18 did it. We send it. And then at five P.M. she
19 call me and she still say, "I still have issues
20 giving you the full legal custody."

21 Q Okay. Let me--I think you started out talking
22 about now, and then you sort of went back in time
23 about what the ideal custody schedule would have
24 been.

- 1 A Okay. Okay.
- 2 Q So--so--
- 3 A Oh, I'm sorry.
- 4 Q And I wasn't sure what--
- 5 A What--
- 6 Q --you know, who we were talking about historically.
- 7 You started out talking about--
- 8 A Right. One is--
- 9 Q What is proposed today forward?
- 10 A I proposed that. I proposed for me to have the--
- 11 the full legal custody, and we share custody of
- 12 Ryan.
- 13 Q Uh-huh (yes).
- 14 A I want him most of the time so I can give him that
- 15 stability. And then Christie can have him, you
- 16 know, three weekends of the month. And the other
- 17 fourth weekend, or one weekend she can give it to
- 18 me, or we can share weekends. So she can have him
- 19 Friday, Saturday and Sunday. All right.
- 20 And the next weekend I can have him, but
- 21 she can have him for one day or two days in that
- 22 week. Because Ryan is going to get bigger. He's
- 23 going to start getting to school. And he need
- 24 that. He needs that, "This is my school. This is

1 my room. This is my toys. This is my books." He
2 needs that. He can't keep switching and switching
3 and switching. I believe that for a kid, this--
4 this is going to be damaging. And when he grow up,
5 he going to be thinking, "Okay. I don't know what
6 I want. I don't know if I want to be a doctor. I
7 don't know if I want to do this or do that,"
8 because he keep changing in his life so much.

9 He need the stability, and I--I can
10 provide it.

11 Q Uh-huh (yes).

12 A So I don't deny for Christie to see him. I don't
13 deny for Christie to be in his life. But I don't
14 want Christie to keep using Ryan for her personal
15 gain. She didn't care about Ryan before. She
16 didn't care about Jimmie before. She's not doing
17 it for Ryan.

18 So as long as I can provide that
19 stability, as long as I can make sure that Ryan's
20 going to be--have all the--what all that he need--
21 because with me he will have everything that he
22 needs, clothes, food, everything. And when
23 Christie have him for the weekend, I will provide
24 everything. Whatever she needs, she can ask me;

1 diapers, clothes, food, anything. And she even--
2 she want a book or whatever, I pay for it. But I
3 want to provide to him the stability that he
4 deserve, that he needs.

5 Q Okay.

6 A I don't want my son to be troubled when he
7 fourteen, fifteen, sixteen. I want he have his--he
8 know who he is. I want him to have his confidence
9 and, you know, "This is my toys. This is my
10 things." I want this. I can go for work and get
11 it.

12 Christie's not going to be able to show
13 him this. Christie is going to--I don't want him
14 to be in trouble. I don't want him to run out of
15 the house when he get fifteen, sixteen, to get in
16 drugs and alcohol or anything like that.

17 Q Okay.

18 A And for that, you need to teaching him since now.
19 I believe the first five, six or seven years are
20 crucial for him. Now, in the beginning he was six
21 months, you know, he don't know what's going on.
22 But he start realizing what's going on now. And
23 soon he's going to be two years, and he's going to
24 start to know what's going on. So I'm hoping to

1 resolve this before his two years.

2 Q Okay. Well, let's go back.

3 I was asking what do you see as a custody
4 schedule, and you said three out of four weekends
5 Christie would have. And then you're saying you
6 would have Ryan the remainder of the month?

7 A Yes. Yes. That's correct.

8 Q And that would be it for Christie?

9 A Right. I'd keep him most of the time. Christie
10 would have him--

11 Q She'd have him Friday, Saturday and Sunday?

12 A Yes.

13 Q Three--three out of four weekends?

14 A Yes.

15 Q And nothing Monday through Friday?

16 A No. Like I said before, I mean, I'm flexible. And
17 you kind of make a joke before that I'm kind of
18 such a giving guy. I'm flexible, and she knows
19 that. She been working for me. Every time she
20 need a day off, I didn't fire her. She--when
21 Jimmie have problems in school, she didn't even
22 give me notice. She say, "Oh, they called me from
23 his school. I've got to go."

24 I say, "Okay. Well, Jimmie's--you got to

- 1 go, you got to go. It's your son. What are you
2 going to do." So a lot of jobs, it was like you
3 keep calling like that, you get fired because
4 you're not reliable. So she knows that.
- 5 Q Let me go back. You said something about--when you
6 were transitioning between going forward and then
7 what you thought about in the past, you said she
8 could see him any time that she wants?
- 9 A Yeah.
- 10 Q Is that going forward--
- 11 A Yeah.
- 12 Q --from October 2013?
- 13 A Yeah. Right. So let's say we establish she have
14 three weekends of the month, right? And let's say
15 her birthday, she can have him the whole day.
- 16 Q What if she calls up on a Wednesday and says, "I
17 just want to come over and say hey"?
- 18 A Fine. I don't have any problems with that. "I
19 just want to see him," you know, "I miss him so
20 much. I want to kiss him, give him a bath, tuck
21 him in bed." I have no issues whatsoever with
22 that.
- 23 Q Well, let me ask you a question with all sincerity.
- 24 A Uh-huh (yes).

1 Q If you're telling me today that if you have primary
2 custody and she has these three weekends, and she
3 calls on a Wednesday, you're saying you're just
4 going to say, "Come on over to the house. Give him
5 a bath and put him to bed"? And you have inside
6 your house Christie giving him a bath and then
7 putting him to bed, you're comfortable with that?

8 A I don't have no issues with that, honestly.
9 Honestly I don't have no issues with that. As long
10 as she's not going to make a drama later and say,
11 "Oh, he tried to touch me," or anything. You know,
12 she doesn't need to do for herself. She needs to
13 do for Ryan. I have no issues with that. I told
14 her that.

15 I even told her that that day that we
16 were about to sign it. I said, "Christie, you know
17 me. You know how flexible I am." She bring Ryan--
18 when she don't have babysitter, when we believed he
19 wasn't--or I believed he wasn't my son in the
20 beginning. And no job is going to give you that
21 flexibility. "Oh, don't worry. Bring Ryan. And
22 when he needs you, come in the back. I cover you,
23 and then you come back." I have no issues. That's
24 why I'm flexible with--

- 1 Q With all sincerity--
- 2 A Uh-huh (yes).
- 3 Q --looking at what's happened since February,
- 4 looking at your testimony today? Okay?
- 5 A Uh-huh (yes).
- 6 Q Do you honestly believe that her coming over to
- 7 your house on Wednesday just by calling you up,
- 8 it's an ideal--I understand it's an ideal. It
- 9 would be a nice thing if it could happen.
- 10 A Right.
- 11 Q What the judge has to do, and what everybody has to
- 12 figure out, is what actually could happen. So are
- 13 you describing an ideal, or is that something that
- 14 really--
- 15 A Like that--
- 16 Q --you really would do?
- 17 A But think about what you're saying right now.
- 18 Q Right.
- 19 A I don't think it's going to be a good idea.
- 20 Because if she doesn't really truly care about
- 21 Ryan, if she doesn't really do this for Ryan, it
- 22 won't work.
- 23 Q Okay. So you're saying--
- 24 A She will say something--

- 1 Q You're saying--thinking about what you just said,
2 "Charles"--you agree that's not a--
- 3 A Good idea.
- 4 Q --good idea?
- 5 A Yeah. So what I think is--
- 6 Q Okay.
- 7 A --what would be a good idea will be it have to be
8 in written. It have to be in written. She--she--
9 she's going to have him Friday through Saturdays--
10 or Friday through Sundays three times a month.
- 11 Q Uh-huh (yes).
- 12 A And she can have him one time a week if she wants.
13 It have to be in written. Every Wednesday from one
14 P.M. to five P.M. or one P.M. to six P.M. she can
15 have him. And she need to pick Ryan at my house or
16 at Rite Aid.
- 17 Q Uh-huh (yes).
- 18 A I think it would be ideally for do that better.
19 Because then she's not going to say, "Oh, I tell
20 him to go pick him up and then he told me 'no.'"
21 And then I'm going to be saying, "But I told her
22 'yes.'" You know, to not go through that drama, it
23 would need to be in writing.
- 24 Q Well, it needs to be in--but you still wouldn't

1 want her to come into your house, would you?

2 A No. No. That would be--that would be like--that
3 would be like I just say.

4 Q Yeah.

5 A So it will need to be in writing, and she can have
6 him like, you know, three weekends of the month.
7 And then the once a week she can take him from
8 let's say one to five, or one to six. He go to bed
9 around eight, eight to nine. So as long as she
10 drop him by six P.M. and she pick him up at one
11 P.M., fine.

12 Q What's your average workday like Monday through
13 Friday? Or is it every day? How often do you have
14 to work?

15 A What hours?

16 Q Yeah. Well, I own my business, so I can leave
17 anytime I want. But usually I work Mondays and--
18 Mondays and Fridays, as--the days there are--I
19 usually stay the whole nine to five, nine A.M. to
20 five P.M. So Mondays, Wednesdays and Thursdays I'm
21 very flexible. So like for example my daughter, I
22 go Wednesdays, twelve to five P.M. So, you see, I
23 can leave my work at twelve and be with her until
24 five P.M.

- 1 Q What's your custody schedule with Meredith going
2 forward?
- 3 A Right now we--we are in mediation. So I see my
4 daughter Saturdays, Sundays and Wednesdays.
- 5 Q Do you want primary custody of Meredith?
- 6 A Ideally. Like you said before, it would be
7 ideally. But I don't deny the mother to be there.
8 So as long as Lindsay--and again, it has to be in
9 writing because I don't want her to say--later say,
10 "Oh, this is what happened," or, "She did this to
11 me," or, "He did this to me," or anything like
12 that. But ideally--and that's what I offered
13 Lindsay is the same. I want the full legal
14 custody, and we share custody of my daughter.
- 15 Q Physical custody?
- 16 A Physical custody.
- 17 Q Is that what you think is the practical solution,
18 the working solution between you and Christie, you
19 having full legal custody and fifty-fifty physical?
- 20 A Yeah.
- 21 Q So you believe today the same thing you believed
22 when you say there were these negotiations with you
23 having--
- 24 A Yes.

1 Q --full legal custody--

2 A Yes.

3 Q --and shared physical?

4 A Yes. And--and--and the legal custody is only about
5 make decisions. Yeah.

6 Q What kind of decisions do you think you couldn't
7 make with Christie--

8 A What school he's going to attend, you know, what's
9 the best school for him. So I can provide a
10 private school, and that's better than the average,
11 all the other school thing. I will do that for
12 him. And, you know, what--what extracurricular
13 stuff he need to take, what was--in case of an
14 emergency, you know, what we need to do for the
15 doctor's perspective, or medical perspective, stuff
16 like that.

17 And--and like I tell Christie before,
18 even though let's say three weekends and Wednesday,
19 but if her mom come one day and she want me--and
20 it's Monday, and she want Ryan from, I don't know,
21 nine A.M. to four P.M., I don't mind. It's the
22 mom. I mean, it's not going to be--Monday, if the
23 mom come once in a while.

24 So--but it will--ideally it will be in

1 writing. And if she send me an email about this,
2 and I reply and say, "Okay. It's fine. Pick him
3 up at this time, return him at this time."

4 Q Uh-huh (yes).

5 A And to let her know that to no confuse Ryan in a
6 way that I believe Aaron tried to impersonate that
7 he's the dad. And I don't want Ryan to be confused
8 again. They tell--here's my dad, and here's my
9 dad. So who's my dad?

10 You know, it will have to say something
11 about that. But last time that we were talking
12 about this, the agreement that I was telling you,
13 Christie is fed up with Aaron, so she tell me,
14 "Look, I'm--I'm leaving this guy in two weeks."
15 Even her mom told me that. "I'm running off to
16 Bill's. And then from Bill's it's going to be
17 three--three or four months until I can save some
18 money so I can go to an apartment."

19 And then through all that I tell
20 Christie, you know, "It's so much moving. Let me
21 have Ryan. Let me give him the stability. And
22 then you can see him, and we can get into an
23 agreement fifty-fifty." And that's what we did.

24 But she told me--and I told her, I said,

- 1 "But you were telling me so many times about Aaron,
2 this guy being violent." And she told me, "Don't
3 worry about it. You know, I'm leaving him. I'm
4 going to go live with Bill." And I know Bill.
- 5 Q Uh-huh (yes).
- 6 A And she say, "You know Bill." I say, "Yeah, Bill.
7 I know Bill. He's fine. I mean, he's not a drug
8 addict. He's never been abusive. He will take
9 care of Jimmie before." And Jimmie is hard to
10 manage. So I know he's not abusive or anything, so
11 I was fine with that.
- 12 Q Have you ever met Jimmie?
- 13 A Yeah. I told you we went to restaurants. I--I
14 take Christie and Jimmie to restaurants. Some--
- 15 Q Before Ryan was born?
- 16 A Yeah.
- 17 Q Yeah.
- 18 A It was me, Christie and Jimmie. Jimmie knows me,
19 too.
- 20 Q Did you ever do that after Ryan was born?
- 21 A (No audible response.)
- 22 Q You have to respond verbally for the transcript.
- 23 A Oh, I'm sorry. No. No, I have not.
- 24 Q Okay. And do you have all your emails and records

1 about this case, and your interactions with
2 Christie and Lindsay?

3 A Yes.

4 Q Okay. Because you said your phone is three years
5 old. Did you change your server at work, or any
6 computers at work in the last two years?

7 A Yes, I did.

8 Q What have you changed?

9 A The server.

10 Q When did you change that?

11 A That was prior to--to Ryan's case and all that.

12 Q How far back do you have your emails--

13 A Since--

14 Q --your personal emails?

15 A Since this started. Since--

16 Q Well, "since this started" meaning?

17 A Since February. February of this year. February,
18 March of this year. Yeah. Because I change the
19 server. I used to have a server on my house, a
20 little server. But it's costing me so much money.
21 Every time something was wrong, I call the IT guy
22 and, you know, it was like three, four hundred
23 dollars an hour.

24 And something--in my opinion he was doing

1 something on purpose to take like four or five
2 hours. It was like a thousand dollars bill for a
3 day. And then two weeks later something went wrong
4 again and he need to come and check the server.

5 Q Uh-huh (yes).

6 A So I put all my emails into Google. So now my
7 emails say my email address from my company, but
8 it's a Google.

9 Q But do you have all your old emails for the last
10 two, three years?

11 A No. No. I have those. And I have from the
12 earlier accounts that--well, I don't use it
13 anymore, so they might be closed. But I have
14 emails. I have provide emails.

15 Q Okay.

16 A Because I print some emails from Nationwide.
17 Because I think I have it--save it in a folder.
18 There was old Nationwide emails. So I have some of
19 them. I haven't saved it all, but I have some of
20 them. And I provide you--those to you.

21 Q And I understand that. But that's not really--
22 that's not necessarily--that's not what I'm asking
23 for the purpose today.

24 What email accounts do you have for the

- 1 last two years?
- 2 A The main one is this one. That's--
- 3 Q Which is--and the one you're saying "this one,"
- 4 it's the--
- 5 A Ameriservllc.com.
- 6 Q And is that the one you used--
- 7 A All the time.
- 8 Q --all the time?
- 9 A Yeah. Personal.
- 10 Q What is the other emails that you had?
- 11 A I used to have one, wilsonolivera31@hotmail.com.
- 12 Q Okay.
- 13 A And I think it was olivera31, a Nationwide account.
- 14 Q So the email account you had for the last two years
- 15 that we're looking at here on Exhibit 5--
- 16 A Yes.
- 17 Q --I can't read upside down--
- 18 A Yes.
- 19 Q --you had that for the last two years?
- 20 A Yes.
- 21 Q And that has all your emails with Christie,
- 22 Lindsay?
- 23 A Yes. That email, yes. But go over a year, a year
- 24 and a half, it was on the server machine.

- 1 Q Okay.
- 2 A But the server crashed.
- 3 Q Do you have at least a year and a half of emails?
- 4 A Yes. Yes. Yeah. So I have at least a year, a
- 5 year and a half of emails. Yes.
- 6 Q Okay. And what did you use the other email account
- 7 for, if anything?
- 8 A Well, the Nationwide, when I used to work for
- 9 Nationwide Insurance, it was work and personal.
- 10 And the other one I created to send junk mail.
- 11 Like when you subscribe to things and they send you
- 12 junk. But I never opened it or using it. So--
- 13 Q What was the other email?
- 14 A Wilson--I'm not sure if it was Oliver or Olivera--
- 15 31@hotmail.com. And then I have some from my
- 16 company, but that was just company use.
- 17 Q What was the other company email?
- 18 A Ameriserve@live.com. And that is still on. I have
- 19 not logging into that one for a while. But that's
- 20 where all the junks for the company.
- 21 Q You don't--you haven't used those--the other
- 22 accounts that we just spoke of, you use only this
- 23 one that's on Exhibit 5--
- 24 A Yes.

- 1 Q --or Christie, Lindsay, whatever else, talk with
2 Miguel, or whoever else you may email, right?
- 3 A Yes. When--when Christie talk to Miguel's, it's
4 recorded by Google.
- 5 Q Okay.
- 6 A Or Lindsay talk to me, also--or anybody talked to
7 anybody is recorded by Google.
- 8 Q Did you and Lindsay get along during the marriage,
9 or did you have a lot of fights?
- 10 A The only fight, it was because I worked too much.
11 And instead of work nine to five, I was working
12 nine to nine or nine to ten or nine to eleven
13 sometimes, because I have to be there by eleven. I
14 could tell you I work a lot.
- 15 Q And you work now nine to five?
- 16 A Yeah.
- 17 Q Do you ever have to travel for your work?
- 18 A No. Well, just to the bank, make a deposit, to a--
- 19 Q But not out of town?
- 20 A No. No.
- 21 Q If Lindsay says that all of your arguments were
22 over you not being faithful to her, you having sex
23 with other women, is that true?
- 24 A I did have sex with Christie.

1 Q But no other women?

2 A I have sex with Emily, but that was before I was
3 married. And then I have sex with other women
4 after I was divorced. But because we were seeing
5 each other, she was telling me that I could not
6 have sex with other women because we were going out
7 sometimes.

8 Q What time does Yvonne get into work?

9 A She doesn't have a schedule. We--we partners, so
10 she goes whatever she want.

11 Q What kind of car does she drive?

12 A Suzuki. She owns a Suzuki.

13 Q Does she go into your office at seven o'clock in
14 the morning--

15 A No.

16 Q --as a regular matter?

17 A No. Now, she go to school to UNC to--what is the
18 Wolfpack, UNC? No, N.C. State. She goes to N.C.
19 State. So sometime she go to the office to do
20 homework, but not at seven A.M. in the morning. I
21 don't know. I mean, if she does, she have a key to
22 the office, so--

23 Q Does she commute in with somebody to NCSU?

24 A Does she what?

- 1 Q Does she commute in? Does she meet somebody, then
2 commute in to State? Is that what you're telling
3 me?
- 4 A I don't--
- 5 Q Does she ride with somebody, carpool? Somebody
6 meets her there and they drive her into the school?
- 7 A Oh, no, no. She drive her own car. She have her
8 own car.
- 9 Q Do you want to take Ryan to Peru at any point?
- 10 A At any point? Yes. I will love for him to meet my
11 grandma and my grandpa. My grandma, unfortunately
12 lately she been having some issues.
- 13 Q Right.
- 14 A So I don't think she's going to be here for a long
15 time.
- 16 Q So you have extended family in Peru?
- 17 A Yeah.
- 18 Q You'd like for them to meet Ryan?
- 19 A Grandma and grandpa.
- 20 Q What can--what can you offer, if anything, to
21 alleviate the concern that you would go to Peru
22 with Ryan and then just not come back?
- 23 A I love my kids. My daughter will be here. My
24 business is here. My houses are here. My main

1 source of income is here. Why would I--

2 Q Do you have any desire to live in Peru?

3 A No. I love my--my country, but Peru is not a place
4 to raise my children. Too much delinquency. You
5 can't go out in Peru with a car or a watch like
6 this. They will steal it from you.

7 Q Do you believe that Ryan has any developmental
8 issues?

9 A I'm concerned Ryan can be--can be more--not
10 influence, but can develop some autism because of
11 his brother. But I don't believe that he have any
12 mental issues right now. And I talk to the doctor
13 every time I take him to the doctor about that.
14 And every--so far everything looks great with him.
15 We're going to do an assessment test at two years
16 old for autism, because they say early--you can't
17 do something early because it's just not going to
18 work.

19 Q Do you think he suffers from anxiety?

20 A When--when I first pick up Ryan at--when he was six
21 month old, I read through his record. And in his
22 record, they say that beside the unusual hematoma,
23 irregular hematoma which he had to have surgery,
24 the doctor put that he have unusual anxiety.

1 So then I tell the doctor, I say, "I'm
2 reading your record here. And, you know, first you
3 say irregular hematoma, and now it's saying that
4 anxiety. I mean, why have you not made these
5 concerns to the mom? Why have you not do
6 anything?"

7 Q Uh-huh (yes).

8 A And he say that kids tends to develop that anxiety,
9 that that's normal. So that's what his primary
10 care say, it was normal.

11 So what he has been doing lately in the
12 last two or three weeks, he's getting upset. And
13 he never do this before. But he start hitting his
14 toys. He get upset for something, it doesn't move
15 in the way he wants, and he start hitting his toys,
16 and he start biting him. And that's not something
17 that he used to do that before. He have
18 everything.

19 Q What do you attribute that to, if anything? Is
20 that just a developmental thing, or--

21 A Well, yes. I ask--I ask a doctor, and they say
22 that it's phases, and something as far as the
23 phases for the development, and I didn't see that
24 escalate. But, you know, I listen what the doctor

1 say, but my concern is that Jimmie is very
2 hyperactive. I don't know if you ever met Jimmie
3 or not, but he's very hyper and--and violent, but
4 to a certain degree.

5 The way I met Jimmie was when Christie
6 come to the office long time ago. And Jimmie was
7 sitting. So Christie keep saying, "Stay quiet.
8 Stay quiet." So I was like maybe he just one of
9 the kids that don't--you know, like to be hyper.
10 But then he started getting the--a plant that I
11 have--I still have it--and then he started pulling
12 its leaves. And then I told him, "Hey, your mom
13 just told you not to do that." And he started
14 pulling the leaf of the plant. And then she told
15 me, "Oh, he's autistic."

16 So when Jimmie don't get what he wants,
17 he tends to yell or scream or make scenes. And
18 that happened in a restaurant, too. When Jimmie
19 don't get what he want, he start yelling, stuff
20 like that. And so the mom have to raise her voice
21 and tell him to calm down.

22 So I'm thinking maybe because Ryan is at
23 that age to start copying things, he might start
24 copying to his brother. But when I ask the doctor,

1 he says this could be part of their stages that he
2 pass. So I don't--I not making a big concern right
3 now about that. But I know that Jimmie can be
4 that--that's why he--he took pills to calm him
5 down. And when Aaron put that in the toilet, then
6 Jimmie was out of control.

7 Q Do you think it's--are you concerned about Ryan
8 being around Jimmie for--either for his safety or
9 for behavioral issues?

10 A Yes.

11 Q Okay. And what are your concerns in that regard?

12 A The safety and the behavioral.

13 Q So you think Jimmie would harm Ryan in what way
14 physically?

15 A He can't--he--Jimmie hurt himself physically to the
16 point that the school called CPS because he have so
17 much bruises.

18 Q Uh-huh (yes).

19 A I know--or I believe that irregular hematoma I see
20 on him because Aaron hit him or Jimmie hit him.

21 Q Uh-huh (yes).

22 A So I think that--oh, there's other pictures that
23 show Ryan have scratches and bruises on his face
24 beside what I'm telling you about the irregular

1 hematoma, all the stuff. So Jimmie doesn't control
2 his strength.

3 And even his mom told me that. Say,
4 "Jimmie is hitting me now, and he's overpowered me
5 now. I'm concerned he'll keep growing, and I don't
6 know I'm going to have control of Jimmie anymore."
7 And they keep increasing his doses to calm him
8 down. But I don't know until what certain point
9 they can increase it. So I'm concerned for his
10 safety and his behavioral, that he can--Ryan can
11 imitate Jimmie. And we later going to get confused
12 if he is autistic or he is not, or he's just
13 copying him. But I don't say much, you know,
14 because Jimmie's a kid. I mean, I don't want to
15 put him in the middle, but I have concerns about
16 that.

17 Q Did you slap Lindsay in June of this year?

18 A No.

19 Q Did you slap anybody? Have you ever slapped
20 Lindsay?

21 A No. I'm surprised she say that in June because in
22 June is when she say that I push her.

23 Q Oh, you pushed her in June?

24 A That's what she say. No, no. Hey--

- 1 Q That's what she says?
- 2 A Right. Don't say I say I pushed her. She say on
- 3 the assault of female--
- 4 Q Right.
- 5 A --is when she say that I push her.
- 6 Q You mentioned a loan earlier, a loan to Christie?
- 7 A Oh, yes.
- 8 Q What is the loan for?
- 9 A The down payment on the car, remember, that she
- 10 bought?
- 11 Q Uh-huh (yes).
- 12 A That's what it was. And she sign a promissory
- 13 note.
- 14 Q A promissory note?
- 15 A Yeah.
- 16 Q When did she get the money?
- 17 A When?
- 18 Q Yeah.
- 19 A That was when she bought the car, three or four
- 20 years ago.
- 21 Q Okay.
- 22 A And she says she will pay me, but she didn't pay me
- 23 because she said she always didn't have money. So
- 24 before--

1 MR. ULLMAN: What exhibit are we on?

2 Q I'm sorry. I'm asking the court reporter a
3 question.

4 MR. ULLMAN: Is it nine, ten?

5 THE COURT REPORTER: I think eight.
6 Nine.

7 MR. ULLMAN: Nine?

8 THE COURT REPORTER: Ten. Sorry.

9 MR. ULLMAN: Ten?

10 (DEFENDANT'S DEPOSITION EXHIBIT NO. 10
11 MARKED FOR IDENTIFICATION)

12 Q So I'll mark as 10 Defendant's Exhibit.

13 Is that the promissory note?

14 A Yes.

15 Q And it was signed on the 31st of January, it looks
16 like?

17 A Yes. Before--

18 Q Of this year?

19 A Before she left, she had never paid me for the two,
20 three years that I had let her borrow money. She
21 was saying she would pay. So I said, "Well,
22 Christie, before you leave, please sign me this
23 promissory note that says you're going to pay me."
24 And then I asked her, "When can you pay me?"

1 Q Uh-huh (yes).

2 A So she said she would pay me by the tax. She say,
3 "By--put it by April 15, because I filed my taxes.
4 I'm getting like five, six thousand dollars back.
5 And then I give--I pay you from that."

6 So I said, "What day you want me to put?"
7 And she say, "Put the last day of the taxes." So
8 it's April 15, 2013. So I did this, and then she
9 signed it.

10 Q Was that while she was at your office?

11 A Yeah. January 31st.

12 Q Okay. Because I know Friday was her last day since
13 January 31st she--

14 A Yeah.

15 Q Why make her sign a loan agreement at the time she
16 was leaving your office? I mean, were you making--

17 A Oh, because remember I--I--I--I talked to her. I
18 mean, we trust. We never--supposedly she never
19 lied to me. So she told me she would pay me.

20 But every time I--or I say, "Can you give
21 me a hundred dollars this month?" she say she
22 didn't have money. So next month, next month, next
23 month. So two years, three years go by, and she
24 didn't pay me. So she was leaving the office with

1 the word of mouth that she will pay me. Then I
2 tell her, "But before you leave, let me sign--let
3 me sign this, and--and then at least I'm going to
4 have something else beside your word, which is this
5 signing by you."

6 But she have not paid me that yet.

7 Q Do you believe that Ryan has been physically harmed
8 other than the articular hematoma in Christie's
9 care from date of birth until now?

10 A Yes.

11 Q What are the other times that he's been physically
12 harmed in her care?

13 A I can't tell you because the first six, seven
14 months I didn't have him. But--

15 Q Okay.

16 A --I see pictures that the babysitter sent me. And
17 I talked to her, and she was saying that he was
18 very neglected. And she sent me one picture that's
19 showing the bruise on his face. So that was
20 another day beside the irregular hematoma.

21 Q Okay.

22 A So I believe that he was--that he's being abused in
23 other locations other than the irregular hematoma,
24 things like that.

- 1 Q Did the babysitter--did the babysitter say that--
2 that Ryan was hit or otherwise physically harmed?
- 3 A She said that she saw bruises on Ryan, and that he
4 was neglected. That every time that she come to
5 see him, she had the diaper soil, and--you know,
6 and urine, and that he was just laying over there,
7 and nobody paying attention to him. And Aaron was
8 sleeping. Even the mom say that. Aaron was
9 sleeping, and nobody paying attention to Ryan.
- 10 Q If you're watching Ryan primarily, if you have
11 custody primarily, what would you do for daycare
12 while you're at work?
- 13 A Well, my mom is living with me right now. So I
14 want to make--I want to--she stay with me until
15 he's two. And at two years old I want to put him
16 on a preschool. It's a Christian preschool, church
17 that offering those classes close to my office, on
18 my work. It's like ten minutes away from there.
19 And I want her [sic] to start interact with other
20 kids. It's going to help him.
- 21 Q What preschool is that?
- 22 A You know, I didn't stop by and sign nothing already
23 because he's still--seven months already. But it's
24 in Old Stage Road and Fayetteville Road. It's a

- 1 church right there, and they have a preschool
2 program enrollment.
- 3 Q Right at the corner of Old Stage Road and
4 Fayetteville Road?
- 5 A Yes. It's--that's--
- 6 Q By the Circle K?
- 7 A Yeah.
- 8 Q The church right there?
- 9 A Right. Right. Yeah. There we go. You know what
10 I'm talking about. So it's close to my work and
11 close where I live.
- 12 Q I know what church that is. What attracted you to
13 that church's preschool program?
- 14 A I'm sorry?
- 15 Q What attracts you about that church's preschool
16 program?
- 17 A Well, I have not read the curricular yet. So I
18 can't--
- 19 Q You just know it's convenient, it's a church thing?
- 20 A It's a church. Yeah. It's--and it's very
21 accessible from my home and my work. In both ways,
22 I'm ten minutes away.
- 23 Q Have the allegations with the Department of
24 Insurance been resolved?

1 A Yes.

2 Q Have the allegations with the Department of
3 Homeland Security been resolved?

4 A Yes. Do you want to know the verdict?

5 Q What is it?

6 A Innocent for all accusations. Except for Homeland.
7 And I was pissed about it, because I tell him, I
8 say, "Look, I'm a small guy. I only have one guy.
9 I'm not a McDonald's and Wal-mart, and you're here
10 right now? Are you serious?" So they ask me all
11 this stuff. So I provide everything. And I keep
12 saying, "Hey, what's the status? What's the
13 status?" So they close with a warning.

14 I say, "Well, why did I have a warning?"
15 They say, "Because you don't have an I9 for
16 yourself." Well, I'm--I'm the owner. I'm legal.
17 I mean, that I'm going to verify myself? Oh, let
18 me see if I'm legal. Oh, yes, I'm legal.

19 I said, "Well, no."

20 "Well, you need to have an I9." But I'm
21 the owner of the business. I mean, I understand
22 that my employees are going to work for somebody
23 else, I have to prove that they are legal. But I'm
24 the owner. And the guy said, "Well, I was

1 concerned about that, too. So I checked the
2 statute."

3 And I said, "Wait a minute. When you
4 tell a statute, it sound like a bible to me,
5 because I--I hear about the statutes before."

6 He said, "Yeah. That's what I wasn't
7 sure. So I have to review it. So when I review,
8 and you are LLC, sole member, you cannot treat as a
9 corporation even though you are sole member. And
10 the IRS can see you as a supervisor. And then
11 for--and you need to have a I9 for yourself."

12 I say, "Well, you just told me that the
13 IRS consider me a DBA. And when I file my taxes,
14 it legally is go by Schedule C, a 1040. So I'm--
15 I'm self-employed--or I'm a DBA. So I shouldn't
16 have one."

17 And they say, "Well, we the federal
18 government. And we are telling you that you're a
19 sole member LLC; you need to have one." But the
20 IRS is a federal entity, also, and they're telling
21 me that they are seeing me as a DBA and not as a
22 corporation.

23 Q Uh-huh (yes).

24 A So anyway we were debating back and forward. So

1 the guy say, "You don't have an I9 for yourself.
2 And that's why we give you a warning."

3 I said, "Okay. How can I remedy this?"

4 Say, "Well, get a I9 for yourself. Tell
5 your bookkeeper I'm coming to check on you. And
6 that's it."

7 "Okay. Well, I will have this the next
8 time you audit me."

9 And they said, "There's not going to be a
10 next time. You're too small a firm. We don't need
11 to audit."

12 "Well, that's what I've been telling you
13 in the first place. And that's it. So they give
14 me a warning because I didn't have an I9. But the
15 DOI had been not guilty, not guilty, not guilty.

16 Q When you offered Lindsay to be able to list the
17 properties for rental and manage that part of it,
18 were you also going to let her do other things as
19 far as manage those properties?

20 A No, no. I manage all my properties.

21 Q So that would be the only things she would do?

22 A Yeah. She go onto Craigslist, post the pictures
23 and say, you know, "This house is for rent for this
24 much." And I'm the one that go show the houses and

1 everything.

2 Q If she said that she managed the rental properties
3 previously, is that what she was doing previously,
4 just listing them?

5 A No. She always say that she managed the properties
6 for her curriculum--for her resume. But she never
7 ever send out a statement or--or do anything. Now,
8 what she did is she filed for eviction for me. So
9 because she work in the rental community apartments
10 most of her life, when she goes to court to file
11 eviction on other people--sometimes I have to file
12 eviction on my tenants. So she go in the same way,
13 and she file evictions for me.

14 But she never managed--she never sent a
15 statement, she never cared for money or anything
16 like that. Because she wasn't paid a salary or
17 anything like that. She wasn't--she took the
18 picture, and I rent it, I give her something.

19 Q Did you ever grab or touch Christie when she was
20 working for you?

21 A Yes.

22 Q Did you grab her in a sexual way?

23 A No. We--we'd touch butts like this--(indicating)--
24 when we pass. Or when she'd come, sometimes I was

1 talking on the phone, she'd do that on my butt or--
2 not usually--if I remember, we always keep--I mean.
3 we didn't hug or kiss or anything in front of
4 everybody. That's why the contractor, every time
5 see me and see Christie, I mean, we never like
6 hugging or anything. That's why it was surprising
7 for him to see him [sic] at my house.

8 But in the back, where nobody see,
9 sometimes she'd come hug me or sometimes I hug her
10 or sometimes we kiss.

11 Q Did you ever like grab her hair?

12 A Grab her hair? Yes.

13 Q Did you grab her hair?

14 A Yeah.

15 Q What occasions would you just grab her hair?

16 A What occasions?

17 Q Yeah.

18 A Oh, just like if I'm sitting, she'd come and do
19 this--(indicating)--to me. Or if she's sitting and
20 she's doing something, I'd come and touch her like
21 this. (Indicating.)

22 Q Uh-huh (yes).

23 A Things like that. What occasions?

24 Q But in a gentle way, not in a--you'd just grab it

- 1 going by, grab her hair and yank on it?
- 2 A Yeah, yeah. No, no, no. No. Not like pulling,
3 no. Not like pulling. Like, you know, if she was
4 sitting and typing something, and I come in, "What
5 are you doing?" and touching her like this.
6 (Indicating.) Or sometimes I--I was working, and
7 she'd come in the back and she does the same thing
8 to me. But if she was passing, then I'd pull her
9 hair, no, not like that.
- 10 Q Was there ever a time within the first two weeks
11 that you were married to Lindsay that she found a
12 condom in a wrapper, and an empty condom wrapper in
13 your jacket, and she had an argument with you about
14 it?
- 15 A I don't recall that. But I recall that I did have
16 condoms in a emergency box, something that come
17 with my car. It's a Lexus. And I--I bought
18 condoms, and I put it over there. And one time I
19 was about to open, and the condoms said, "You're a
20 bastard cheater" write it on top of the condoms.
21 But I never use--to--it was dried up.
- 22 Q Someone wrote that on it?
- 23 A Lindsay.
- 24 Q Lindsay did?

- 1 A Yeah. She find that I have condoms in a medical
2 kit for the Lexus.
- 3 Q Give me one minute. I think we're probably about
4 finished.
- 5 A No problem.
- 6 Q You filed some contempt motions against Christie
7 for--
- 8 A Yes.
- 9 Q --visitation issues.

- 10 What do you want a judge--what do you
11 want the judge to do about those? Do you think she
12 ought to have to go to jail for it? A fine? I
13 mean, what--what do you think is appropriate
14 punishment?
- 15 A I don't want to sound ridiculous, but punishment, I
16 leave it up to God. All I want is the judge, and
17 hopefully you, to realize the truth of what's going
18 on. And that she didn't let me see my kid, not
19 because I was a flight risk, not because I was
20 violent, just because she didn't feel like it, and
21 she just want to--she's so hateful that she just
22 don't want to let me have my son. I wanted the
23 judge to know the truth. And the motion to
24 contempt was because I was filing a motion to show

1 cause, because I didn't see my son, and I wanted to
2 see my son so bad.

3 And every time I called the cops, they--
4 they always just throw me to the next one and say,
5 "Oh, that's Raleigh. Oh, that's Fuquay." I called
6 Fuquay, "Oh, that's Garner." I call Garner, "Oh,
7 that's the sheriff." I call the sheriff, "That's
8 the state trooper." I feel frustrated.

9 And I was calling the sheriff to the
10 point that they come to me and they say, "What do
11 you want me to do with this?" And then to the
12 point I say, "I want you to do your job. I want
13 you to--to enforce this. This is a signed order
14 that I can see my son. I want to see my son."
15 Every time they call her, she say she's not going
16 to bring my son. And they told me I cannot do
17 anything.

18 So what I was doing is just filing a
19 motion to show cause. And then I feel so
20 frustrated that I start interview attorneys. And,
21 you know, I didn't find out one that really cares.
22 But they're telling me, "Well, you need to file a
23 motion." I did file a motion to show cause. I
24 file a motion to show cause almost every single day

1 I go over there. And, "Well, what are you doing
2 filing a motion to contempt? It's something
3 different."

4 I said, "But they've been telling me
5 something--it's the same."

6 "No, it's different."

7 And that's when I hired Holly. I say--
8 she say, "The first thing I'm going to do is file a
9 motion for contempt." So then she filed a motion
10 for contempt. And I was telling her that I want
11 her to legally file every single thing she can file
12 so I can--so the judge can see it and let me see my
13 son, because I wasn't seeing my son for three
14 months.

15 Q Okay. And part of what Christie accused you of was
16 that Miguel was issuing--writing policies that he
17 shouldn't have. Is that fair to say?

18 A Right. She was saying that Miguel was acting as an
19 agent.

20 Q And he wasn't doing that?

21 A No. The DOI--the Department of Insurance audited
22 me three times. Christie even give names of
23 clients. Christie give the DOI a list and say,
24 "Check this list. Check this folder. Check the

1 charts in the file." You know, "Check all this."

2 And they check every single file. And
3 every single file, it was my signature, the
4 customer's signature, or Christie's signature and
5 the customer's signature.

6 Q Did you call the people that she told them to check
7 with before the DOI checked them?

8 A No. That would be embarrassed. I mean, I didn't
9 tell my life, my private life. I keep it very
10 secret. And call the client and say, "By the way,
11 you know, Christie's doing this and this and that,"
12 no. What I did--

13 Q Was that--was the email to the DOI part of the
14 emails that Lindsay made you aware of making the
15 report?

16 A No. The DOI contacted me and said, "We have"--

17 Q But if Lindsay knew about the email going to the
18 DOI and the time it went out--

19 A Right. No. I think you're confusing with the
20 Homeland Security. Lindsay knew about the Homeland
21 Security.

22 Q Right.

23 A But the DOI contacted me as soon as she filed.

24 Q Okay.

1 A And--and they were just saying--that day in court
2 on the 50B, you make it seem like I was access to
3 Christie's--and, you know, I was so controlling,
4 and I even printed those emails for the DOI. But
5 when you request a copy--because that's a public
6 record--I request the DOI, because that's for the
7 lawsuit that I have for slander and defamation. I
8 requested the DOI, I say, "I want--I want you to
9 send me what you have about this case that is
10 closed."

11 They send you the whole thing. They send
12 you since Christie filed, what emails Christie has
13 sent to this guy, what she have said, what she has
14 said. So all that was obtained legally. And the
15 DOI sent me an email from that with all those
16 attachments. So everything that Christie had sent
17 to the DOI, the DOI has provided to me.

18 Q Uh-huh (yes).

19 A So that's what I have. That--that's the emails.

20 Q And you said a couple times today that you've spent
21 so much money you can't afford things. How much
22 money have you spent on your attorneys so far?

23 A Ha ha, you want to know?

24 Q Yes.

1 A (Laughing.) Close to twenty-four thousand dollars.

2 And when I visit this other girl, the
3 name that you mentioned that is in Capital One, I
4 was so desperate that they referred me to her.

5 Q Kathleen Murphy?

6 A Yeah. She wanted to charge me forty thousand
7 dollars. And she say, "I make a payment plan. Pay
8 me seven thousand dollars a month. And--and no
9 matter how long this take, could take six month,
10 could take three, four years, you already paid
11 out." And I almost cry, and I laugh. And I told
12 her that I don't have seven thousand dollars to pay
13 a month. I just don't have it. I don't have it.

14 I say, "If I have"--because the first
15 thing she say to me--and this the cruel thing about
16 some attorneys. They play with your emotions. And
17 the first thing she say to me is, "Oh, Charles
18 Ullman? Oh, I know that guy." And their
19 assistant, Jessica I think her name is, she was
20 saying, "Oh, I bet you can call him right now. You
21 can see your son today." And I was like, "Really?
22 Can I see my son today?"

23 And--and, you know, after that I said,
24 you know, "I want you to be safe. You know, don't

1 say this." I said, "Just one thing, you know, you
2 need to see as a whole package." And when she's
3 trying to give me that seven thousand dollars a
4 month, the seventy-four, seventy-five thousand
5 [sic] dollars a month, it was devastating. It was
6 like I can't afford it. I mean, she's that good
7 that she's going to give you a call, and I'm going
8 to see my son tomorrow? Wow. But I can't afford
9 seven thousand. That was the most ridiculous
10 money--attorney.

11 But so far I'm close to twenty-four
12 thousand, twenty-five thousand.

13 Q And are you paying all that, or are you--

14 A Oh, you know more--you know what? More. Because
15 I'm not counting the--all the attorneys that I have
16 to hire to defend against accusations like John
17 McWilliam [sic]. It's close to twenty-eight, I
18 guess.

19 I'm paying that with a credit card. And
20 I don't have more, so hopefully we can solve this
21 so I don't have to pay more.

22 Q When you're at work, who watches Ryan?

23 A My mom. She's outside.

24 Q Uh-huh (yes).

1 MR. ULLMAN: I don't have any other
2 questions.

3 MS. JACKSON: I don't have any questions.

4 (WITNESS EXCUSED)

5

6 (WHEREUPON, THE DEPOSITION WAS CONCLUDED AT 6:27 P.M.)

7

8 dcd (10-16-2013)

C E R T I F I C A T E O F W I T N E S S

I, _____, a witness in the
above-entitled action, do hereby certify that I have
reviewed the foregoing transcription of my deposition and
have made corrections, if any were deemed necessary, on the
enclosed addendum.

Signed this _____ day of _____, 2013.

(WILSON ALFREDO OLIVERA)

dcd: (10-16-2013)

COUNTY OF WAKE

C E R T I F I C A T E

I, Dana C. Dopko, a Notary Public in and for the State of North Carolina, duly commissioned and authorized to administer oaths and to take and certify depositions, do hereby certify that on October 16, 2013, WILSON ALFREDO OLIVERA, being by me duly sworn to tell the truth, thereupon testified as above set forth as found in the preceding 334 pages, his examination being reported by me verbatim and then reduced to typewritten form under my direct supervision; that the foregoing is a true and correct transcript of said proceedings to the best of my ability and understanding; that I am not related to any of the parties to this action; that I am not interested in the outcome of this case; that I am not of counsel nor in the employ of any of the parties to this action, and that signature of the witness was not waived.

IN WITNESS WHEREOF, I have hereto set my hand, this the 21st day of October, 2013.

Notary Public

Certificate No. 20020850292

Dana C. Dopko

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Cary, North Carolina 27512

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STATE OF NORTH CAROLINA	IN THE GENERAL COURT OF JUSTICE
	DISTRICT COURT DIVISION
COUNTY OF WAKE	13 CVD 1559
WILSON ALFREDO OLIVERA,)	ADDENDUM TO DEPOSITION
)	
)	OF
Plaintiff,)	
)	WILSON ALFREDO OLIVERA
vs.)	
)	
CHRISTIE ESPOSITO,)	
)	
Defendants.)	

PAGE	LINE SHOULD READ	REASON FOR CHANGE
Signed this the	day of	, 2013.
	(WILSON ALFREDO OLIVERA)	
dcd:	(10-16-2013)	

Mr. Olivera

-i-

E X H I B I T I N D E X

Exhibit No.	Description	Page Marked
Defendant's 1	Copy of driver's licenses	20
Defendant's 2	DNA Test Report	102
Defendant's 3	Emails regarding DNA testing; DNA Test Reports	103
Defendant's 4	Complaint for Temporary Custody and Motion for Paternity Test, for Temporary Emergency Custody, Temporary Restraining Order and Preliminary Injunction	122
Defendant's 5	2-16-2013 Email	207
Defendant's 6	Emails printed from Christie's work computer	207
Defendant's 7	Photo	212
Defendant's 8	Photo	214
Defendant's 9	Photo	215