

# Exhibit A

IN THE CIRCUIT COURT FOR THE FIFTEENTH JUDICIAL CIRCUIT  
IN AND FOR PALM BEACH COUNTY, FLORIDA

AO ALFA-BANK,                   CASE NO. 50-2020-CA-006304-XXX-MB

Plaintiff,

v.

JOHN DOE,

Defendant.

CERTIFIED COPY

VIDEOTAPED DEPOSITION OF DANIEL JONES,  
called by the Plaintiff for examination, taken by  
and before Ann Medis, Registered Professional  
Reporter and Notary Public, at the offices of  
Skadden Arps Slate Meagher & Flom LLP, 1440 New York  
Avenue, N.W., Washington, D.C. 20005, on Wednesday,  
August 18, 2021, commencing at 9:05 a.m.



1                   A P P E A R A N C E S

2    On behalf of the Plaintiff

3                   SKADDEN ARPS SLATE MEAGHER & FLOM LLP

4                   BY: MARGARET E. KRAWIEC, ESQUIRE

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1           A P P E A R A N C E S (Continued)

2           On behalf of the Deponent

3           ZUCKERMAN SPAEDER

4           BY: WILLIAM W. TAYLOR, III, ESQUIRE

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11

12          Also present

13          David Campbell, videographer

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1                    P R O C E E D I N G S

2                    - - - -

3                    THE VIDEOGRAPHER: Good morning. This  
4 is Media Unit No. 1 of the videotaped deposition  
5 of Daniel Jones. This deposition is in the matter  
6 of AO Alfa-Bank versus John Doe, et al., Civil  
7 Action No. 50-2020-CA-006304-XXXX-MB  
8 this is in the Fifteenth Judicial Circuit,  
9 Florida.

10                    This deposition is being held at 1440  
11 New York Avenue, Northwest, Washington, D.C.  
12 20005. My name is David Campbell. I'm the legal  
13 videographer with Henderson Court Reporting. The  
14 court reporter today is Ann Medis also with  
15 Henderson.

16                    Counsel, at this time will you please  
17 announce yourselves for the record. Then the  
18 court reporter will please swear in the witness.  
19 We are going on the record on August 18, 2021 at  
20 9:05 a.m.

21                    MS. KRAWIEC: Margaret Krawiec for AO  
22 Alfa-Bank.



1 MS. MURDAY: Rebecca Murday for AO

2 Alfa-Bank.

3 MS. RYAN: Lotus Ryan for AO Alfa-Bank.

4 MR. MCINTOSH: Michael McIntosh for AO

5 Alfa-Bank.

6 MR. MACCOLL: Christopher MacColl from

7 Zuckerman Spaeder for Daniel Jones.

8 MR. TAYLOR: William Taylor, Zuckerman

9 Spaeder for the witness.

10 DANIEL JONES,

11 having been first duly sworn, was examined

12 and testified as follows:

13 EXAMINATION

14 BY MS. KRAWIEC:

15 Q. Mr. Jones, good morning.

16 A. Good morning.

17 Q. We just met. I'm with I'm Margaret

18 Krawiec and I'm here with my colleagues from

19 Skadden Arps. Thank you very much for being here

20 today.

21 As the videographer just noted, we

22 represent AO Alfa-Bank, the plaintiffs in this

1 lawsuit. And we refer to our clients as Alfa-Bank  
2 during the course of this deposition. We also may  
3 at times say plaintiff or Alfa. Is that  
4 understood?

5 A. Understood.

6 Q. So the basis of our suit is that our  
7 client was the victim of the cyber attack  
8 perpetrated by a group of yet identified actors.  
9 As such, we filed what is known as a John Doe  
10 lawsuit to allow us discovery to identify the  
11 defendants.

12 We will refer to the defendants in this  
13 matter as the Doe defendants. Do you understand?

14 A. Yes.

15 Q. Unless otherwise specified, if we say  
16 "this action" or "this case," we will be referring  
17 to the underlying Florida litigation. Is that  
18 understood?

19 A. Yes.

20 Q. Mr. Jones, have you ever been deposed  
21 before?

22 A. No.

1 Q. Have you ever testified in court?

2 A. No.

3 Q. Have you ever testified before a grand  
4 jury?

5 A. No.

6 Q. Have you ever been a plaintiff or a  
7 defendant in another lawsuit?

8 A. Not that I'm aware of.

9 Q. Lucky you. So just I'm going to go  
10 through some deposition basics really quick to get  
11 us started. I'm going to ask you a number of  
12 questions, and you must give accurate and complete  
13 answers to each of our questions. Understood?

14 A. Yes.

15 Q. Please ask me to clarify if you don't  
16 understand the question. I'll try to speak  
17 clearly, but it's incumbent on you to ask  
18 questions if you do not understand. And if you  
19 answer my question, I will assume you understood  
20 it. Is that fair?

21 A. Yes.

22 Q. This deposition is being recorded with a

1 video camera. And a court reporter also is  
2 present to transcribe our questions and your  
3 answers. Just as a courtesy and I'll try to  
4 extend you the same courtesy, please wait until I  
5 finish talking to answer so that we don't talk  
6 over each other, and that will be helpful for the  
7 court reporter. Understood?

8 A. Yes.

9 Q. And please also give audible answers. I  
10 know just in normal conversation sometimes we nod  
11 or give body language. But because of the court  
12 reporter needing to transcribe and the  
13 videographer, if you can give audible answers, we  
14 will be grateful.

15 A. Yes.

16 Q. Please remember that you're under oath  
17 and knowingly giving false testimony can result in  
18 criminal penalties. Is that understood?

19 A. Yes.

20 Q. And the penalty is likely the penalty of  
21 perjury. Do you understand that?

22 A. Yes.

1 Q. Do you understand that the crime of  
2 perjury can be prosecuted in either or federal  
3 court?

4 A. Yes.

5 Q. So basically it's the same thing as  
6 essentially taking an oath in a court of law. Is  
7 that clear?

8 A. Yes.

9 Q. So we have a lot to cover today. We'll  
10 try and be as expeditious as we can. But if you  
11 need a break at any time, please just let me know.  
12 If there's a question pending, if we can just  
13 finish that sequence and then we'll break as you  
14 need to break. Is that understood?

15 A. Yes.

16 Q. Just quickly, have you recently taken  
17 any medication, drugs, alcohol or anything else  
18 that would make it difficult to understand the  
19 questions I will be posing today?

20 A. No.

21 Q. Are you sick today?

22 A. No.

1 Q. Under a doctor's care for any illness or  
2 condition that would affect your ability to answer  
3 any questions?

4 A. No.

5 Q. So any reason we should know that could  
6 in any way impact your ability to answer questions  
7 fully and truthfully?

8 A. No.

9 Q. Did you bring any documents to today's  
10 deposition?

11 A. No.

12 Q. And just quickly, in preparation for the  
13 deposition, I'm not trying to invade an  
14 attorney/client, but at a high level, what do you  
15 do to prepare for this deposition?

16 A. I met with my attorneys yesterday.

17 Q. And was that the only time that you met?

18 A. I met with my attorneys frequently over  
19 the last -- whenever since we've been engaged.

20 Q. But for purposes of the prep of the  
21 deposition?

22 A. As far as I know, the only day we've had

1 significant prep was yesterday.

2 Q. And did you review documents to refresh  
3 your recollection in the context of that prep?

4 A. Yes.

5 Q. And did you review the Complaint that  
6 was filed by the plaintiffs, Alfa-Bank, in this  
7 action, if you recall?

8 A. I did not.

9 Q. Are you generally familiar with  
10 plaintiff's allegations? I know I gave a snapshot  
11 at the beginning. But are you generally aware of  
12 what this litigation relates to?

13 A. I'm generally aware of the snapshot you  
14 gave, yes.

15 Q. And you're aware that in connection  
16 with -- well, collaboration with your attorneys,  
17 that there were documents that were produced on  
18 your behalf and your company's behalf by your  
19 attorneys? Are you aware of that?

20 A. Yes.

21 Q. And so generally speaking, those are the  
22 documents that we'll be discussing at today's

1 deposition, are the information that you provided  
2 to us. So when I present a document to you, I  
3 just want to note that I will note if it's not a  
4 document that was produced by you or your  
5 attorneys.

6 But, generally speaking, do you  
7 understand how the documents were collected? Were  
8 they collected in a way that would pull  
9 information from your sort of business systems,  
10 your emails, any kind of, you know, share file  
11 documents? Were they pulled from your sort of  
12 normal business activity systems that you have at  
13 TDIP?

14 A. Can you rephrase the question?

15 Q. Sure. Sorry. I'm a little bit verbose  
16 on that. So what I'm just trying to get at is:  
17 Were these documents pulled from systems that you  
18 use in the normal course of business?

19 A. Yes. That's my recollection that was  
20 the document production.

21 Q. So in the context of providing  
22 information to your attorneys, were both



1 electronic and hard copy systems -- I'm sorry --  
2 electronic systems analyzed and reviewed?

3 A. Electronic systems was the primary  
4 source of production, yes.

5 Q. And to the extent that hard copies  
6 documents existed, were those also collected for  
7 purposes of this production?

8 A. I don't think we did go through hard  
9 copy documents. And as a policy, we generally  
10 don't maintain hard copy documents.

11 Q. So as your role as president and CEO of  
12 TDIP, ADI and FOG, are you qualified to certify  
13 the authenticity of the documents that we discuss  
14 today?

15 A. Could you rephrase that question?

16 Q. Sure. Why don't you tell us about your  
17 role at TDIP and the companies. I mean, you have  
18 an executive role. You're the president of the  
19 company; correct?

20 A. I'm president of Democracy Integrity  
21 Project, which is a (c)(4) nonprofit; president of  
22 Advance Democracy, which is a (c)(3) nonprofit,

1 and the president of the Penn Quarter Group, which  
2 is a private LLC.

3 Q. And so in your role, to the extent that  
4 we put forward documents that were collected from  
5 your companies and produced in this litigation,  
6 are you in a position to essentially authenticate  
7 that the documents are your company documents?

8 MR. TAYLOR: Ms. Krawiec, we produced  
9 pursuant to your request documents from our  
10 client's files. To that extent, they are  
11 representations to you that they are documents  
12 from the company's files. Authentication is a  
13 different question as an evidentiary matter. I  
14 don't want to cut you off, but the documents are  
15 what they appear to be.

16 I don't think there's going to be any  
17 question about whether they were physically in the  
18 electronic files of our clients because they were  
19 searched and produced.

20 MS. KRAWIEC: I can go through and lay a  
21 certain foundation as to certain documents, but  
22 just for expediency purposes, what I'm trying to

1 establish on the record is that you have no reason  
2 to believe that any document that we put forward  
3 that, for example, has the Bates label that you  
4 guys used, which will be on each of the  
5 identifying documents, that those were documents  
6 that were collected and maintained in the normal  
7 course of business and, therefore, produced in  
8 connection with this litigation. That's all I'm  
9 trying to accomplish here, Bill.

10 MR. TAYLOR: Right. Fine. But asking  
11 him a generic question about a whole bunch of  
12 documents that we haven't seen yet is not as  
13 productive as when you're going to show him a  
14 document to ask him what it is.

15 MS. KRAWIEC: We will do that.

16 MR. TAYLOR: Okay.

17 BY MS. KRAWIEC:

18 Q. Have you spoken to anyone else regarding  
19 today's deposition?

20 MR. TAYLOR: Other than lawyers?

21 MS. KRAWIEC: Yes.

22 THE WITNESS: I'm sure I've spoken with

1 the others once this was publicly posted, yes.

2 BY MS. KRAWIEC:

3 Q. And who were those people that you spoke  
4 with?

5 A. Could you clarify the question? When  
6 you say spoke about the deposition, the existence  
7 of this happening?

8 Q. Anything related to this deposition.  
9 Mr. Jones, you're advised by your attorneys that  
10 you will be deposed in connection with this  
11 litigation.

12 Did you talk to anyone outside of your  
13 attorneys about the fact that you were either  
14 being deposed on the substance of any information  
15 that would be relayed during the course of this  
16 deposition?

17 A. Yes.

18 Q. Who did you speak with?

19 A. I received phone calls from or  
20 connections from at least two reporters.

21 Q. Do you remember which reporters?

22 A. Adam Goldman of The New York Times and

1 Dexter Filkins from the New Yorker. Those are the  
2 two that I recall.

3 Q. Anyone else?

4 A. Not that I'm aware of. I should say my  
5 staff is aware that I'm not in the office today  
6 because I'm here.

7 Q. And your current staff, how large in  
8 size is the staff?

9 A. We have about a small staff of four.

10 Q. Could you just ---

11 A. As well as contractors.

12 Q. So of your staff and contractors, can  
13 you list who was aware of your deposition today?

14 MR. TAYLOR: He can't possibly know  
15 who's aware. He can tell you who he spoke to.

16 BY MS. KRAWIEC:

17 Q. Who did you speak with or advise you  
18 would be out for a deposition?

19 A. My executive assistant I spoke with and  
20 told her I would be in a deposition today as well  
21 as the chief analyst with Advance Democracy.

22 Q. And the name of the chief analyst?



1 address in case the court reporter needs to liaise  
2 with you, although they'll do it through your  
3 attorneys, but just for the record, your work  
4 address.

5 A. I actually do not have my work address  
6 in my head at the moment. I can certainly provide  
7 that for you.

8 Q. How about, if you're comfortable, your  
9 home address just for -- do you prefer that we  
10 just --

11 MR. TAYLOR: Well, we're going to  
12 designate the transcript confidential.

13 MS. KRAWIEC: Bill, I think that for  
14 purposes of the designation of the transcript, we  
15 think that designation should be done based upon  
16 subject matters that are covered as opposed to the  
17 full whole-cloth designation.

18 MR. TAYLOR: Do you really want me  
19 each time at each phase? I think the HR efficient  
20 way is we'll designate it, and then we'll review  
21 it. We don't want the transcript to be  
22 undesignated as confidential until we have a

1 chance to review it.

2 So our position is the transcript is  
3 confidential, but we'll review it when we see it  
4 and probably make some exceptions.

5 MS. KRAWIEC: Okay. I mean, my  
6 experience is that you typically do the  
7 designation so as to not over designate as the  
8 deposition proceeds in subject matters that  
9 actually fit within the confidential designation.  
10 But if your position is that you're going to fully  
11 designate, we can agree to disagree on that.

12 MR. TAYLOR: Okay. Certainly his home  
13 address is confidential.

14 MS. KRAWIEC: Sure. Understood.

15 BY MS. KRAWIEC:

16 Q. So your home address, Mr. Jones?

17 [REDACTED]  
18 [REDACTED]  
19 [REDACTED]

20 Q. And, again, this will be confidential  
21 but mobile cell phone or a number which we can  
22 reach you?





1 BY MS. KRAWIEC:

2 Q. Just for purposes foundationally  
3 something that's outside the scope or not relevant  
4 from your perspective is not an appropriate basis  
5 to instruct the witness not to answer under the  
6 federal rules.

7 MR. TAYLOR: How about if we provide you  
8 with a cell phone number.

9 MS. KRAWIEC: No. It's fine. It's  
10 fine. For setting sort of the structure, we all  
11 want to work collaboratively. Something that's  
12 not relevant from your perspective is not a basis  
13 to instruct not to answer.

14 MR. MACCOLL: For the record, we have an  
15 agreement with you within the scope of this  
16 deposition. We'll be instructing Mr. Jones on  
17 that basis.

18 MS. KRAWIEC: Understood. Thank you.

19 BY MS. KRAWIEC:

20 Q. Mr. Jones, where did you go to school,  
21 university, undergraduate?

22 A. I went to undergraduate at Elizabethtown

1 College, one word, at Elizabethtown, one word,  
2 Pennsylvania.

3 Q. And did you study computer science or  
4 another technical field in college?

5 A. No.

6 Q. What did you study?

7 A. My degree is in political science and  
8 sociology.

9 Q. And did you do any graduate programs or  
10 graduate school?

11 A. Yes. I attended two graduate schools,  
12 and I have two graduate degrees.

13 Q. Could you go through each of the  
14 graduate degrees that you have?

15 A. I attended Johns Hopkins University in  
16 Baltimore, Maryland and obtained a master's in  
17 teaching. I attended Harvard University, the  
18 Kennedy School of Government, with a degree in  
19 public policy, a master's in public policy.

20 Q. Thank you. So just quickly to run  
21 through your employment history, we know that you  
22 had done a stint at Teach for America.

1                   Was that right out of undergrad?

2           A.    No.

3           Q.    So can you just quickly catch us up to  
4 your FBI stint just at a high level?

5           A.    Well, my employment after undergraduate,  
6 I spent about a year working for a local NPR  
7 public radio station in Harrisburg, Pennsylvania.

8                   I then was employed with the Baltimore  
9 City School District for three years. I obtained  
10 that employment through the National Service  
11 Program Teach for America. While I was at Teach  
12 for America, I attended Johns Hopkins University.  
13 After I concluded three years of service in the  
14 Baltimore City Public School system, I attended  
15 Harvard University, the Kennedy School of  
16 Government. And then I took employment at the  
17 Federal Bureau of Investigation.

18          Q.    And do you roughly recall, was that in  
19 2004?

20          A.    I believe that was in 2003.

21          Q.    And how long were you at the FBI?

22          A.    I'm sorry?

1 Q. How long were you at the FBI?

2 A. My recollection is that I was there from  
3 2003 to very early 2007 is my recollection.

4 Q. And what was your job title there?

5 A. As I recall, my job title was  
6 intelligence analyst.

7 Q. And did that in any way relate to cyber  
8 threats or cyber security issues?

9 A. Could you be more specific what you mean  
10 by cyber security issues?

11 Q. Sure. I mean, it's pretty common now  
12 where you have data breaches or malware attacks,  
13 certain invasions of computer systems that the FBI  
14 has, I think, general jurisdiction over.

15 Were those the types of matters that --  
16 I think you said intelligence threats.

17 MR. TAYLOR: He said intelligence  
18 analyst.

19 BY MS. KRAWIEC:

20 Q. Intelligence analyst. So in the context  
21 of your role as an intelligence analyst, did you  
22 sort of work on any of these cyber-related

1 threats, attacks, malware issues?

2 A. I think you've described it twice.

3 Could you clarify the question, what you mean by  
4 cyber?

5 Q. Sure. I think you asked for a  
6 clarification --

7 A. I did.

8 Q. -- from a cyber perspective. I think  
9 what we're getting at is any kind of breaches,  
10 attacks on systems, things that the FBI, my  
11 understanding, has general jurisdiction over from  
12 a law enforcement perspective.

13 A. I believe some of the things I've worked  
14 on at the FBI remain classified.

15 Q. Understood. So anything that was not  
16 classified, to the best of your recollection, do  
17 you remember it touching on the way I've  
18 described, cyber incidents or cyber threats or  
19 attacks?

20 A. Nearly the entirety of my service at the  
21 FBI is classified.

22 Q. So after the FBI, you went and worked

1 for the Senate; is that correct?

2 A. That is correct.

3 Q. And what was your position?

4 A. I was a professional staff member on the  
5 United States Senate Select Committee on  
6 Intelligence.

7 Q. And how long were you there?

8 A. To the best of my recollection, I  
9 arrived in 2007. And to the best of my  
10 recollection, I departed in 2016.

11 Q. And you were a staffer for the committee  
12 as opposed to an individual Senator; correct?

13 A. I was a staff member of the United  
14 States Senate Select Committee on Intelligence.

15 Q. When you were at the Senate, did you  
16 work on any -- using the definition that we just  
17 discussed -- any cyber-related issues, cyber  
18 attacks, threats, analysis related thereto?

19 [REDACTED]

20 [REDACTED]

21 [REDACTED] all

22 the stuff that you did on the torture report with

1 the CIA, things that have been publicly reported  
2 you would treat as classified?

3 A. What is your question?

4 Q. My question was whether or not you  
5 worked on any cyber-related issues, which is a  
6 general question, not getting at classified  
7 information. And I believe your response was  
8 everything you worked on was classified.

9 A. Anything I would have worked on related  
10 to cyber has not been public and would be  
11 considered classified.

12 Q. I think you can answer whether or not  
13 you worked on something cyber related, just a  
14 "yes" or a "no" without disclosing any classified  
15 information. So I'm just going to pose a "yes" or  
16 "no" question.

17 Did you work on anything while at the  
18 Senate that was cyber related?

19 MR. TAYLOR: You can answer "yes" or  
20 "no" or you can't answer.

21 THE WITNESS: I don't believe I can  
22 answer that question based off my obligations for



1 classified information. I would think I'd need to  
2 get counsel from my previous employer.

3 BY MS. KRAWIEC:

4 Q. Okay. So after the stint in the Senate,  
5 you went to the Daschle Group; is that correct?

6 A. I worked, yes, at the Daschle Group.

7 Q. I think that was from 2016 to 2017; is  
8 that correct?

9 A. To the best of my recollection. It was  
10 a short period of time, yes.

11 Q. And what was your position at the  
12 Daschle Group, if you recall?

13 A. To the best of my recollection it was  
14 vice president.

15 Q. And while at the Daschle Group did you  
16 work on any cyber -- using the definition we  
17 talked about, but any cyber security issues?

18 A. I did not work on cyber security issues  
19 at Daschle Group.

20 Q. Why did you leave the Daschle Group? I  
21 think you were there for a year and then you went  
22 to Penn Quarter Group; is that correct?

1           A.    No.

2           Q.    No?  Okay.

3           A.    I believe the Penn Quarter Group, to the  
4 best of my recollection, was established while I  
5 was at the Daschle Group.

6           Q.    Can you just explain to us generally why  
7 the Penn Quarter Group was established.  What its  
8 purpose was?

9           A.    Most of my history in the FBI and Senate  
10 has been in doing complex large scale  
11 investigations.  I was seeking to do that outside  
12 of government.  So I established the Penn Quarter  
13 Group.

14          Q.    Got it.  So that was being done in  
15 parallel with your role at the Daschle Group?

16          A.    No.  This is an organization that was  
17 set up during my time at the Daschle Group.  I do  
18 not recall if I had any clients at that point.

19          Q.    So let's just -- I guess so I  
20 understand.  So you set up the Penn Quarter Group  
21 while at Daschle Group, but you did not do any  
22 investigations or any work that would be under the

1 Penn Quarter Group umbrella; is that correct?

2 MR. TAYLOR: Objection. Form.

3 You can answer. You can answer.

4 THE WITNESS: To the best of my  
5 recollection I did do consulting. Now -- while  
6 early on Penn Quarter Group. I believe it was  
7 under the Penn Quarter Group to the best of my  
8 recollection, but I can't be sure.

9 BY MS. KRAWIEC:

10 Q. And did that consulting -- we'll get  
11 into this more in detail, but just for sort of  
12 understanding and framing, did any of that  
13 consulting relate to what we're talking about  
14 today, sort of these server allegations, the  
15 litigation, you know, the facts underlying the  
16 litigation that we're here for today?

17 A. No. Any consulting work that was done  
18 at the Penn Quarter Group at that time was  
19 completely unrelated.

20 Q. Okay. Then you, I guess, pivoted from  
21 the Penn Quarter Group to the Democracy Integrity  
22 Project, which I think we've been calling TDIP, if

1 that's appropriate to refer to it as TDIP?

2 A. That's incorrect.

3 Q. That's incorrect. So how do you refer  
4 to it? Oh --

5 A. You asked if I had pivoted from Penn  
6 Quarter Group.

7 Q. Let me sort of backtrack. So after the  
8 Penn Quarter Group, what was your stint?

9 A. There's no after. The Penn Quarter  
10 Group exists to this day.

11 Q. Still exists?

12 A. It's an active entity, yes.

13 Q. And do you still do consulting work or  
14 investigative work under the Penn Quarter Group  
15 name?

16 A. The Penn Quarter Group remains an active  
17 entity in which I do work under, yes.

18 Q. So then did you establish the Democracy  
19 Integrity Project -- is it appropriate to refer it  
20 to as TDIP?

21 A. You can refer to it as TDIP, if you  
22 like.

1 Q. You'll understand. So did you establish  
2 TDIP basically -- when did you establish TDIP?

3 A. To the best of my recollection, the  
4 Democracy Integrity Project was established in  
5 early 2017.

6 Q. And what was the purpose of establishing  
7 the Democracy Integrity Project?

8 A. The purpose of the Democracy Integrity  
9 Project was initially to look at foreign  
10 interference in western elections, both in the  
11 United States and its allies overseas.

12 Q. And just to understand. Why was there  
13 a need to, you know, basically to set up a new, I  
14 guess, it's a -- was there a need to basically set  
15 up a 501(c)(4)? Why was there a need to set up a  
16 new organization?

17 A. Could you clarify your question, why  
18 there was a need to set up the organization?

19 Q. Sure. I'm just trying to understand why  
20 that work couldn't be done under the Penn Quarter  
21 Group.

22 A. Well, the danger being obvious, I mean,

1 the Penn Quarter Group is a private entity that  
2 has its own mission. Democracy Integrity Profit  
3 is a nonprofit group that also has a separate  
4 mission. They're different organizations.

5 Q. And so would you do different projects  
6 based upon the nature of the project? How would  
7 you distinguish the work that came in and went  
8 under which umbrella?

9 A. The Penn Quarter Group -- I'll repeat  
10 myself -- and the Democracy Integrity Project are  
11 separate organizations with separate missions.

12 Q. Understood. But you were serving in an  
13 executive capacity in both; correct?

14 A. Correct.

15 Q. And I'm just trying to understand. So  
16 you felt as though you needed to set up TDIP in  
17 order to be able to pursue different work? Again,  
18 I'm just trying to understand why you set up TDIP?

19 MR. TAYLOR: I'm not sure I understand  
20 what the question is.

21 MS. KRAWIEC: I'm trying to understand  
22 why --

1 MR. TAYLOR: What you're trying to  
2 understand has no relevance. What is the question  
3 that you want him to answer?

4 BY MS. KRAWIEC:

5 Q. Let's start from the beginning.

6 Why did you set up TDIP again? I think  
7 you may have answered that, but just to get us  
8 back on the same page.

9 A. The Democracy Integrity Project was set  
10 up to research foreign interference in Democratic  
11 elections in western countries, so largely in the  
12 United States and Europe.

13 Q. And the server allegation issues that  
14 we're discussing today, do those relate to the  
15 work that you were doing for TDIP?

16 A. Yes.

17 Q. We'll get into that a little later.

18 And then you also, if we understand  
19 correctly, set up the Advance Democracy, Inc.?

20 A. Is that a question?

21 Q. Is that correct?

22 A. It is correct. The Advance Democracy,





1 Q. Is there any of these three where the  
2 staff is completely distinct?

3 A. Yes.

4 Q. And which entity is that?

5 A. Penn Quarter Group. Amend that. Excuse  
6 me. Also Advance Democracy. There are staff  
7 members of Advance Democracy who are not staff  
8 members of the Advanced Integrity Project.

9 MR. MACCOLL: I'm not sure the record is  
10 clear what completely distinct means.

11 BY MS. KRAWIEC:

12 Q. Mr. Jones, do you want to elaborate on  
13 sort of just trying to understand the separation  
14 of your staff? I guess I don't really appreciate  
15 the qualification. I just had asked whether or  
16 not there was an overlap with the staff, and you  
17 had said that there was staff that was separate  
18 and apart from some of your staff on TDIP; is that  
19 correct?

20 MR. MACCOLL: My apologies. Let me  
21 clarify.

22 Arguably, Mr. Jones is on the staff of

1 all of those entities. That was the only reason I  
2 was commenting.

3 MS. KRAWIEC: Understood. Thank you.  
4 Got it, Chris.

5 BY MS. KRAWIEC:

6 Q. I think we talked about the fact that  
7 you have an executive role with respect to those  
8 three.

9 A. Thank you.

10 Q. Thank you. So, Mr. Jones, when did you  
11 first learn about the alleged DNS lookups between  
12 Alfa-Bank servers and a Trump organization server?

13 A. I don't recall.

14 Q. Do you have any general sense of time?

15 A. It would have been -- to the best of my  
16 recollection, it was no later than March of 2017.

17 Q. Do you recall how you learned about the  
18 alleged DNS lookups?

19 A. I do not.

20 Q. Do you remember discussing it with  
21 anyone --

22 A. To clarify the very first time?

1 Q. Sure. That's fair. Let me ask. How  
2 did you learn about the alleged DNS lookups?

3 A. That I don't recall.

4 Q. Do you remember discussing the alleged  
5 DNS lookups at the beginning. You had said to the  
6 best of your recollection, it was March 2017. So  
7 when you learned --

8 MR. TAYLOR: No. He said no later than.

9 MS. KRAWIEC: Thank you, Bill.

10 BY MS. KRAWIEC:

11 Q. So no later than March 2017.

12 So once you learned about the alleged  
13 DNS lookups, who did you communicate about the DNS  
14 lookups with?

15 A. Can I clarify? Are you looking for a  
16 timeline?

17 Q. I'm looking for when you first learned  
18 about the DNS lookups. If you have a recollection  
19 of who -- we know that you spoke with people as  
20 you sort of got involved, but when you first  
21 learned about it. I'm trying to understand how  
22 you learned about it and who you spoke with?

1           A.     I have no recollection if I spoke with  
2 anyone when I first learned about it. As I recall  
3 there was newspaper articles about this before the  
4 establishment of the Democracy Integrity Project.  
5 To the extent I read those articles, I simply just  
6 don't recall if I did.

7           Q.     So when you learned about these lookups,  
8 was it your understanding that they were being  
9 interpreted by the media or by people speaking to  
10 the media as evidence that there was some level of  
11 communication between Alfa-Bank and the Trump  
12 organization?

13          A.     No.

14          Q.     What did you understand the DNS lookups  
15 to mean?

16          A.     Can you clarify the period of time  
17 you're talking about?

18          Q.     Sure. So when you first learned about  
19 this, what did you basically understand the lookup  
20 allegations to be about? What did you understand  
21 sort of the scuttlebutt and the media focus to be  
22 on?

1           A.    As I mentioned, I don't recall the first  
2 time that I first read all of this.

3           Q.    Maybe not the first time.  At the  
4 beginning before you really sort of got into it,  
5 and, you know, you sort of understood what it  
6 meant that there were these alleged lookups  
7 between Alfa-Bank and the Trump organization, what  
8 did you understand the issue to be?  Why was that  
9 relevant?  Why was that newsworthy?

10           MR. TAYLOR:  Ms. Krawiec, I'm not going  
11 to object to the form of the question.  It's your  
12 deposition, but you just asked about five  
13 different questions to this witness, and I'm going  
14 to instruct him that he should take them one at a  
15 time --

16           MS. KRAWIEC:  Yes.

17           MR. TAYLOR:  -- since you have that many  
18 different questions.

19           For you, Mr. Jones, you need to answer  
20 her questions, but be sure that you understand  
21 what question you're answering.  Okay?

22           MS. KRAWIEC:  Fair enough.  Fair enough.

1 That was a compound question so let me try and  
2 break them down.

3 BY MR. TAYLOR:

4 Q. So you said that no later than  
5 March 2017 you were aware of the alleged DNS  
6 lookups between Alfa-Bank and the Trump  
7 organization servers; correct?

8 A. Yes.

9 Q. What did you understand those DNS  
10 lookups to be about? What did you understand the  
11 issue to be?

12 A. Again, if you're asking about the first  
13 time --

14 Q. I'm asking at the beginning, just  
15 generally, when you were learning about the issue.

16 A. To clarify, you're not talking about  
17 the first time I heard about this. The first time  
18 I started looking into more detail about the  
19 allegations?

20 Q. Let's take it first -- let's break it  
21 down. So the first time that you heard about it  
22 you're saying you had -- what are your words?

1           A.    I have no recollection of first.  I said  
2           several times I have no recollection of first  
3           learning about this.  I know there was an article  
4           in October in The New York Times about this.  I  
5           don't recall if I read it that day, that week or  
6           months later.  I just don't recall.

7           Q.    To jog your memory did you speak with,  
8           for example, Kirk McConnell about these issues?

9           A.    I have spoken to Kirk McConnell about  
10          these issues.

11          Q.    When did you start speaking with Kirk  
12          McConnell about these issues?

13          A.    I don't recall the date that I first  
14          spoke with Kirk McConnell about these issues.

15          Q.    Do you have a recollection of when you  
16          actually started investigating the server  
17          allegations?

18          A.    Yes.

19          Q.    But when?  Do you have a recollection in  
20          time when you started investigating the server  
21          allegations?

22          A.    Yes.

1 Q. And when is that?

2 A. It was shortly after meeting with Kirk  
3 McConnell.

4 Q. Do you remember the timeframe when you  
5 generally met with Mr. McConnell?

6 A. As I mentioned, I don't recall a time.

7 Q. And was that an in-person meeting with  
8 Kirk McConnell?

9 A. To the best of my recollection, it was  
10 an in-person meeting, yes.

11 Q. Let's focus on that. Did Mr. McConnell  
12 reach out to you proactively?

13 A. Yes. To the best of my recollection,  
14 Mr. McConnell reached out to me directly.

15 Q. Did you get a phone call from  
16 Mr. McConnell?

17 A. I don't recall.

18 Q. Did you know Kirk McConnell before this  
19 reach out?

20 A. Yes.

21 Q. And how did you know Mr. McConnell?

22 A. I served in the U.S. Senate Intelligence



1 Committee for a significant period of time.

2 Mr. McConnell also had very high clearances and  
3 served on that committee through his Senators that  
4 he worked on. He wasn't a direct staff member of  
5 that committee, but given the overlap with Senate  
6 Armed Services Committee and there's quite a bit  
7 of work that happens. And I came to know Kirk  
8 McConnell through my work at the U.S. Senate doing  
9 classified research and that oversight.

10 Q. So Kirk McConnell reaches out and you  
11 can't recall whether or not it was by phone call  
12 or email; correct?

13 A. I don't recall.

14 Q. Do you have a specific recollection of  
15 that reach-out generally?

16 MR. TAYLOR: A specific recollection of  
17 that reach-out generally?

18 BY MS. KRAWIEC:

19 Q. Do you recall specifically -- you have a  
20 clear recollection of Mr. McConnell reaching out  
21 to you; correct?

22 A. No.

1 Q. You don't have a clear recollection of  
2 Mr. McConnell reaching out to you?

3 A. As I said, to the best of my  
4 recollection, Mr. Kirk McConnell reached out to  
5 me, yes. It's not a clear recollection. To the  
6 best of my recollection.

7 Q. Understood. So why did Mr. McConnell  
8 reach out to you?

9 A. In the context of this case that we're  
10 talking about?

11 Q. Yes. With respect to the server  
12 allegations.

13 A. With respect to this matter, he called  
14 me because he wanted me to come see him in the  
15 office is what I recall, to the best of my  
16 recollection.

17 Q. To the best of your recollection, did he  
18 give you a reason why he wanted to see you in the  
19 office?

20 A. I don't recall. It would not have been  
21 unusual.

22 Q. Had you previously -- since you had left

1 the Senate and you were working in these more --  
2 the roles with, for example, Penn Quarter Group,  
3 TDIP, Advance Democracy, just generally, not  
4 Dascle -- post-Dascle -- did you ever receive a  
5 phone call from or a reach-out from Mr. McConnell  
6 asking you to come talk about an issue in his  
7 office?

8 A. I don't recall. It would not be  
9 abnormal for me to maintain close contacts with  
10 both the staff and members of the Senate that I  
11 worked with.

12 Q. So, again, in this time period  
13 post-Senate, post-Dascle, can you think of other  
14 times when Senate staff or someone from The Hill  
15 reached out to you to have a meeting to discuss  
16 something?

17 A. Yes.

18 Q. You said that to the best of your  
19 recollection, Mr. McConnell asked you to take a  
20 meeting or to come to The Hill; is that correct?

21 A. That is correct.

22 Q. And did you meet -- did you take that

1 meeting?

2 A. I did, yes. I did take that meeting. I  
3 met with Mr. Kirk McConnell at the Senate.

4 Q. Did you meet with anyone else?

5 MR. TAYLOR: At the Senate?

6 MS. KRAWIEC: At the Senate. At that  
7 meeting that we're talking about.

8 THE WITNESS: I don't recall  
9 specifically.

10 BY MS. KRAWIEC:

11 Q. You do recall meeting with Mr. McConnell  
12 in person on The Hill?

13 A. That is correct. I met with Kirk  
14 McConnell in the Senate, yes. In the Senate Armed  
15 Services space, to the best of my recollection.

16 Q. Do you recall how long that meeting was?

17 A. I do not.

18 Q. Was it a brief meeting, or did you  
19 consider it a pretty lengthy meeting?

20 A. Could you describe -- can you clarify  
21 what brief meeting means?

22 Q. Sure, 15, 30-minute meeting, or did it

1 go beyond?

2 A. To the best of my recollection, it was  
3 longer than a 15-minute meeting.

4 Q. Once you got there, what did  
5 Mr. McConnell tell you as to why he asked for the  
6 meeting?

7 A. To the best of my recollection,  
8 Mr. McConnell was there representing the Senate  
9 Armed Services Committee and his staff director,  
10 Elizabeth King, to ask for my insights into  
11 alleged connections between Alfa-Bank servers and  
12 Trump organization servers.

13 Q. And what did he tell you about those  
14 server allegations at that meeting?

15 A. I don't recall the details of that  
16 meeting.

17 Q. What did Mr. McConnell want you to do?  
18 What was he asking? What was the purpose of the  
19 meeting?

20 A. The purpose of the meeting was, as I  
21 understood it, to the best of my recollection, was  
22 to help the Senate, specifically, the Senate Armed

1 Services Committee, evaluate information they had  
2 received about alleged server connections, DNS  
3 lookups, I should say, between the Alfa-Bank  
4 servers and servers that are associated with the  
5 Trump organization.

6 Q. Did Mr. McConnell explain to you where  
7 they had received that information from?

8 A. Yes.

9 Q. And what did he tell you?

10 A. To the best of my recollection, he  
11 described the source of the information as someone  
12 who has a long history of providing accurate  
13 information, someone who was involved in the  
14 intelligence community who had, to the best of my  
15 recollection, both classified and unclassified  
16 contracts with the U.S. government.

17 Q. So did you understand this person that  
18 provided the information to be in the private  
19 sector or a government employee?

20 A. I understood this person to be an  
21 outside -- as a contractor to the government,  
22 perhaps other roles. But as I understood it in

1 this specific case, a contractor for the  
2 government.

3 Q. And did you understand that this  
4 contractor -- did Mr. McConnell say that he knew  
5 this contractor?

6 A. To the best of my recollection,  
7 Mr. McConnell did relay that he had experience  
8 with this -- either the contractor or the  
9 contractor's company or associated company.

10 Q. Did he tell you the name of the company  
11 that the contractor worked for?

12 A. Not to my recollection.

13 Q. Does the name Mantech ring a bell?

14 A. I've heard the name Mantech before, but  
15 not in that context, no.

16 Q. I mean, you were an FBI analyst and  
17 Mr. McConnell was making some pretty serious  
18 allegations as to data.

19 Did you probe about the source and the  
20 credentials of the source?

21 MR. TAYLOR: I think the question really  
22 is argumentative. Did you want to --

1 MS. KRAWIEC: That's fine. I'll keep it  
2 as stated.

3 THE WITNESS: Can you clarify?

4 BY MS. KRAWIEC:

5 Q. Sure. Let me ask. Did you know the  
6 name of the contractor?

7 A. I did not, not at that moment. To the  
8 best of my recollection, I did not at that moment.

9 Q. Did you learn the name at any point?

10 A. Eventually, yes.

11 Q. What's the name of that contractor?

12 A. The individual?

13 Q. Yes.

14 A. Was Rodney Joffe.

15 Q. And do you know -- can you spell -- do  
16 you know the spelling of the last name?

17 A. I can't be sure. But would you like me  
18 to attempt to give you what I would --

19 Q. Best faith attempt.

20 A. My best faith attempt. Rodney,  
21 R-O-D-N-E-Y. Last name Joffe. To the best of my  
22 recollection, J-O-F-F-E.



1 Q. You said at that meeting you did not  
2 learn the name of the -- was this the data source,  
3 the McConnell data source?

4 A. As I -- well, you're jumping a little  
5 bit. You're saying Kirk McConnell did not relay  
6 to me the data source.

7 Q. Right. Understood. Sorry. Fair enough  
8 and I appreciate the qualification.

9 So you went to this meeting with Kirk  
10 McConnell?

11 A. Um-hum.

12 Q. He said that he had -- he received the  
13 data from an individual that related to the server  
14 allegations; correct?

15 A. I would say information.

16 Q. Information. What did you understand  
17 the information to consist of?

18 A. There was no discussion, as I recall,  
19 with Kirk about information about the details of  
20 that information.

21 Q. So at that meeting Kirk just basically  
22 said we're in possession -- I'm in possession of

1 information that relates to the server  
2 allegations; correct?

3 A. To the best of my recollection, he  
4 relayed that he had information from a trusted  
5 source about the server allegation; correct.

6 Q. Did you get the sense --

7 A. Can I clarify that?

8 Q. Yes, of course.

9 A. When I said -- what I meant there was  
10 the Senate Armed Services Committee was in  
11 possession of information about the server  
12 allegations.

13 Q. Did you understand this source that you  
14 later learned to be Rodney Joffe, this was the  
15 source of the information that you understood was  
16 in the possession of the Senate Armed Forces  
17 Committee; correct?

18 A. I'm sorry. Can you rephrase that  
19 question?

20 Q. Sure. So you had tried to draw a  
21 distinction that I'm trying to make clear on the  
22 record, that at the time you met with

1 Mr. McConnell, you did not know the name of the  
2 source of the information.

3 A. That is correct. I did not know the  
4 name.

5 Q. So the information that you were  
6 discussing that Mr. McConnell said that the  
7 committee had received, that information you later  
8 learned came from Rodney Joffe; is that correct?

9 A. I later learned that the source of that  
10 information was Rodney Joffe. That's a correct  
11 recollection.

12 Q. So just to be clear, your understanding,  
13 even if you learned it later, was that Rodney  
14 Joffe was the source of the information that  
15 Mr. McConnell brought to your attention at that  
16 initial meeting?

17 A. No. That's not quite accurate.

18 Q. Can you explain it to me because I want  
19 to make sure we get it right on the record.

20 A. Sure. The request -- there wasn't a  
21 provision of information from Kirk McConnell.  
22 There was a request from Kirk McConnell to myself

1 and my organization.

2 Q. And what was the request?

3 A. The request was to take a meeting with a  
4 representative to learn more about the information  
5 that the Senate Armed Services was provided and to  
6 provide -- potentially provide an assessment of  
7 that information.

8 Q. I'm sorry. Did you say to take a  
9 meeting?

10 A. Yes.

11 Q. And who did they want you to take a  
12 meeting with?

13 A. They wanted me to meet with a lawyer.

14 Q. And who was the lawyer?

15 A. The lawyer was by the name of Michael  
16 Sussman.

17 Q. And why did they want you to meet with  
18 Michael Sussman?

19 A. To the best of my recollection, as I  
20 understood it, it was to make an assessment of the  
21 information that was provided to the Senate Armed  
22 Services Committee.

1 Q. So how did Mr. Sussman -- how was he  
2 involved?

3 A. To the best of my recollection and  
4 knowledge, Mr. Sussman was the lawyer representing  
5 either Rodney Joffe or his company's -- I don't  
6 have the detail of it, but that was my  
7 understanding at the time.

8 Q. So we'll get into this, but when  
9 Mr. Sussman testified on The Hill and spoke with  
10 reporters, he often referred to his client as Max.  
11 So did you understand Max to be Rodney Joffe?

12 A. It is my understanding -- I can't -- are  
13 you asking me to -- I can't tell you what was in  
14 Michael Sussman's mind.

15 Q. Totally.

16 A. Yeah.

17 Q. I'm asking what you knew. Let me break  
18 it down. Fair enough. So you're aware in some of  
19 the media reports Mr. Sussman's client related to  
20 these server allegation is referred to as Max;  
21 correct?

22 A. I am aware of that, yes.

1 Q. And then Mr. Sussman also testified on  
2 The Hill that he, I believe, represented a client  
3 named Max.

4 MR. TAYLOR: Is that a question?

5 MS. KRAWIEC: I'm just trying to set  
6 context. Fair enough.

7 BY MS. KRAWIEC:

8 Q. So Mr. Sussman, you understood his  
9 client Max to be Rodney Joffe; correct?

10 MR. TAYLOR: At what point?

11 THE WITNESS: Yeah.

12 MR. TAYLOR: At the initial point?

13 MS. KRAWIEC: Well, he said at the  
14 meeting.

15 MR. TAYLOR: Yeah, that's fine.

16 MS. KRAWIEC: He said --

17 MR. TAYLOR: Is that the timeframe  
18 you're asking him to address?

19 MS. KRAWIEC: Yes. Yes.

20 BY MS. KRAWIEC:

21 Q. It's the first time we had spoken about  
22 Mr. Sussman. I'm just trying to understand.

1           You said they wanted you to take a  
2 meeting with Mr. Sussman; correct?

3           A.     That's correct.

4           Q.     And you understood that.  When I asked  
5 you why did they want you to meet with  
6 Mr. Sussman, I believe you said because he was  
7 representing the individual with the information;  
8 correct?

9           A.     He was representing the individual or  
10 entity that brought them information, that's  
11 correct.

12          Q.     Got it.  And so that --

13          A.     So may I clarify?  That is my  
14 understanding.  Whether the Senate Armed Forces  
15 Committee received other information, I'm not  
16 aware of, that was classified or not.  That was my  
17 understanding.

18          Q.     Well, let me ask you.  In the context of  
19 your discussion with Mr. McConnell, at this point  
20 in time, the only information that was being  
21 discussed was the information that had been  
22 provided by Mr. Sussman's client Rodney Joffe or

1 Joffee or his company to the committee; correct?

2 A. I do not recall if we spoke about other  
3 matters at that meeting.

4 Q. Well, do you remember at any point in  
5 time -- I'm not trying to confuse you -- that the  
6 information that the Senate -- at any other time  
7 did Mr. McConnell call you or reach out and say  
8 hey, we have additional information about the  
9 server allegation that we'd like you to look at?

10 A. Yes.

11 Q. So we'll come back to that. But let me  
12 just finalize on Rodney Joffe. Do you know  
13 whether or not the company he was associated with  
14 was New Star?

15 A. That was my eventual understanding was  
16 that Rodney -- eventual, not at the time, but  
17 eventual, that Rodney Joffe was associated with a  
18 company named New Star.

19 Q. Are you aware of whether or not  
20 Mr. Joffe had a direct association with Ray  
21 Salliano who was an employee of Zadalytics?

22 A. No idea.



1 Q. Does the name Zadalytics -- is that at  
2 all familiar?

3 A. That name is not familiar to me.

4 Q. Fair enough.

5 So I don't want to get too ahead of  
6 ourselves, but I'm just trying to understand the  
7 scope of the information that you were receiving.  
8 So at this point in time, they said to please take  
9 a meeting with Mr. Sussman; correct?

10 A. The request from the Senate Armed  
11 Services Committee, as I understood it, was to  
12 meet with an attorney named Michael Sussman.

13 Q. And do you remember when that meeting  
14 was?

15 A. I do not recall, but it was shortly  
16 after meeting with Kirk McConnell.

17 Q. Did you have multiple meetings with  
18 Mr. Sussman, or was it just the one?

19 A. To the best of my recollection, I had  
20 more than one meeting with Mr. Michael Sussman.

21 Q. Okay. I think you said this, but it  
22 would be helpful to have a better context. So you

1 had said at some point in time, you came to  
2 understand that Max, Sussman's client, was Rodney  
3 Joffe; is that correct?

4 A. That's incorrect.

5 Q. That's incorrect. Okay.

6 A. I don't believe I mentioned Max as  
7 someone -- as I understood it, Mr. Sussman's  
8 client was Rodney Joffe. I don't believe I used  
9 the name Max.

10 Q. So we had talked about that there were  
11 media reports that referred to Mr. Sussman's  
12 client as Max.

13 A. That is correct.

14 Q. And did you understand Max to be Rodney  
15 Joffe?

16 MR. TAYLOR: Ms. Krawiec, you're free to  
17 ask questions any way you want to, but if you want  
18 a record of what he knew when, then you're going  
19 to have to ask him for his recollection at a  
20 specific point in time.

21 MS. KRAWIEC: Understood.

22

1 BY MS. KRAWIEC:

2 Q. We are talking about the initial meeting  
3 that you had with Mr. Sussman.

4 MS. KRAWIEC: The challenge is,  
5 Mr. Taylor, that the witness doesn't have a  
6 recollection from a time perspective. And we have  
7 some documents, but not all, and that's why it's a  
8 little bit confusing.

9 MR. TAYLOR: You have some calendar  
10 entries.

11 MS. KRAWIEC: We have one calendar  
12 entry. But he said he met with Mr. Sussman  
13 multiple times, so I didn't want to --

14 MR. TAYLOR: No. He said he met  
15 Mr. McConnell multiple times.

16 BY MS. KRAWIEC:

17 Q. I'm sorry. Didn't you just testify that  
18 you met with Mr. Sussman more than once?

19 A. I said to the best of my recollection, I  
20 met with Mr. Michael Sussman more than once.

21 MR. TAYLOR: I stand corrected.  
22

1 BY MS. KRAWIEC:

2 Q. Well, let me show you a calendar entry,  
3 what we can mark as Exhibit 1, to see if this  
4 refreshes your recollection.

5 MR. TAYLOR: Margaret, can we break at  
6 10:15 for 10 minutes?

7 MS. KRAWIEC: Absolutely.

8 Can you mark this as Jones Exhibit 1,  
9 please.

10 (Jones Exhibit 1 was marked.)

11 BY MS. KRAWIEC:

12 Q. Mr. Jones, I've handed you what's been  
13 marked as Jones Exhibit 1.

14 A. Uh-huh.

15 Q. To the best of our understanding, and my  
16 recollection, this is the only calendar entry that  
17 we have that references Mr. Sussman. That's why I  
18 was trying to probe it generally. But this is a  
19 clear calendar entry dated May 25, 2017 which  
20 indicates that at 8:30 a.m., you had a call with  
21 Mr. Sussman on that day; is that correct?

22 A. This calendar indicates that I had a

1 call scheduled with Michael Sussman. I would put  
2 calendar entries in this if I had a call  
3 scheduled, yes.

4 Q. And so in your normal business daily  
5 dealings, if you had meetings or calls, you would  
6 put them into your Outlook calendar?

7 A. No.

8 Q. You would not? Your assistant would?

9 A. No. I was not -- not every time.  
10 You're asking as a matter of course of business  
11 would I include everything in my calendar. No.

12 Q. Would you include what you deemed as the  
13 important meetings, important points of contact?

14 A. Not necessarily, no.

15 Q. Well, on this page you have two  
16 meetings -- or, I'm sorry -- two entries. The top  
17 one is an 8:30 a.m. call with Mr. Sussman;  
18 correct?

19 A. Yes.

20 Q. Do you have any recollection now that  
21 I've put this calendar entry in front of you as to  
22 whether or not this was at or around the time that

1 you spoke with Mr. Sussman for the first time?

2 A. I don't recall.

3 Q. When you said that you had had more than  
4 one meeting or conversation with Mr. Sussman, do  
5 you have --- can you give us a ballpark? Was it  
6 less than five?

7 A. Could you clarify what you mean by  
8 meeting?

9 Q. Sure.

10 A. Physical or in person?

11 Q. I'm going to be broad here. Any time  
12 you either had a phone call or an in-person  
13 meeting. We'll put emails aside. But phone calls  
14 where you physically spoke to someone, whether in  
15 person or over the phone. Do you have a  
16 recollection of whether such communication were  
17 less than five times?

18 A. To the best of my recollection, I don't,  
19 no.

20 Q. Would it be too many to say ten times?

21 A. I just don't recall.

22 Q. Well, what was the normal cadence? So

1 kirk McConnell put you in contact with  
2 Mr. Sussman. So did you proactively reach out to  
3 Mr. Sussman, or did you then receive a contact  
4 from him?

5 A. I don't recall those series of events  
6 how -- whether I reached out to him or he reached  
7 out to me.

8 Q. Do you remember, once you took that  
9 meeting with Mr. McConnell, whether or not it was  
10 a short period of time after that meeting that you  
11 came in contact with Mr. Sussman or a long period  
12 of time?

13 A. To the best of my recollection, if you  
14 define a short period of time as in less than four  
15 weeks, I would think it was less than four weeks  
16 would be the best of my recollection. It would  
17 have been consistent with past practice.

18 Q. And that first communication -- let me  
19 ask: Did you know Mr. Sussman before  
20 Mr. McConnell mentioned his name?

21 A. I had never heard of Michael Sussman  
22 prior to that, no, to the best of my recollection.

1 Q. And so the record's clear, what did  
2 Mr. McConnell tell you as to why he wanted you to  
3 reach out to Mr. Sussman?

4 MR. TAYLOR: I don't think he said he  
5 wanted to reach out to Mr. Sussman. He said he  
6 wanted to meet with Mr. Sussman.

7 BY MS. KRAWIEC:

8 Q. Fair enough. Thank you for that  
9 clarification.

10 A. As I stated, the Senate Armed Services  
11 Committee asked me to review information that was  
12 provided to them. In my access -- and I was told  
13 by the Senate Armed Services Committee the next  
14 step in doing that would be to have a meeting with  
15 Michael Sussman.

16 Q. I see. So at that meeting with  
17 Mr. McConnell, were you provided with any of the  
18 information that Mr. McConnell mentioned? Did  
19 they give you something to take?

20 A. I have no recollection.

21 Q. So in connection with that information,  
22 what was it that they wanted you to discuss with



1 Mr. Sussman?

2 A. The Senate Armed -- my understanding  
3 from that meeting, the Senate Armed Services  
4 Committee wanted me to examine information that  
5 Michael Sussman was in custody of related to  
6 connections between or lookups of servers that  
7 were associated with Alfa-Bank and the Trump  
8 organization.

9 Q. And did Mr. McConnell or anyone on The  
10 Hill explain to you how Mr. Sussman came to be in  
11 possession of those lookups?

12 A. I don't think I said he was in  
13 possession of the lookups. That was not under  
14 my -- my understanding that Michael Sussman was in  
15 possession of the lookups.

16 Q. So was he in communication with someone  
17 that had the lookups? I want to make sure we  
18 understand exactly what Mr. Suseman's role was  
19 here.

20 A. It's my understanding that Mr. Sussman  
21 served as an attorney for either the company  
22 entity or individual that, in fact, had

1 information that had been provided to the Senate  
2 Armed Services Committee, which I was asked by the  
3 Senate Armed Services Committee, to the best of my  
4 recollection, to evaluate.

5 Q. At that meeting with Kirk McConnell, did  
6 you ask about what the information entailed?

7 A. I don't have a recollection of that.  
8 The details of that meeting.

9 Q. I think you used the term -- and I'm not  
10 trying to put words in your mouth, but lookups.  
11 Do you remember whether or not Mr. McConnell at  
12 least said that the information encompassed DNS  
13 lookups?

14 A. I have no recollection.

15 Q. What else did you discuss with  
16 Mr. McConnell at that meeting?

17 A. At that meeting that the Senate Armed  
18 Services Committee asked me to come to, I was  
19 provided with vague information about the  
20 source -- the ultimate source that I was under the  
21 understanding Mr. Michael Sussman represented bona  
22 fides, so to speak, of either the entity or

1 individual that had provided that data to the  
2 Armed Services Committee.

3 Q. And what were those bona fides that were  
4 described to you by Mr. McConnell?

5 A. To the best of my recollection, this was  
6 described as a credible source who had provided  
7 accurate information to the U.S. government in the  
8 past, someone that had had a history of working  
9 competently in both classified and unclassified  
10 programs for the U.S. government.

11 Q. And this confidential source that you  
12 just -- I think that was the word you used. The  
13 confidential source that had previously worked  
14 with the government, so they have sort of a track  
15 record, if you will.

16 A. Did I use the word confidential source?

17 MR. TAYLOR: No.

18 BY MS. KRAWIEC:

19 Q. How did you describe the source?

20 A. Someone who had worked successfully in  
21 both unclassified and classified programs with the  
22 U.S. government.

1 Q. So at that time, did you ask  
2 Mr. McConnell the name of the source?

3 A. I did not.

4 Q. And why did you not ask for the name of  
5 the source?

6 A. I don't have a recollection of asking  
7 the name of the source. And I don't have a  
8 recollection of that.

9 Q. Did you have any concerns with basically  
10 reviewing the data, you know -- strike that.

11 You don't have a recollection as to  
12 whether or not Mr. McConnell told you the name of  
13 the source at that meeting; correct?

14 A. I do not have a recollection of  
15 discussing the true identity of the source at that  
16 meeting.

17 Q. So you don't have a recollection of --  
18 so you do have a recollection, though, of probing  
19 the bona fides of the source; is that correct?

20 A. I conducted significant research into  
21 the bona fides of the alleged source. Not at the  
22 Kirk McConnell meeting.

1 Q. Understood. We'll get to that.

2 So I'm just trying to compartmentalizing  
3 this meeting. So at the meeting, Mr. McConnell  
4 told you that he wanted to put you in contact with  
5 Mr. Sussman, and that Mr. Sussman had a client  
6 that had information that was relevant to this DNS  
7 lookup issue; correct?

8 A. As I recall, Senate Armed Services  
9 Committee asked me for a meeting. They asked me  
10 to take a meeting with someone who had  
11 information -- had provided information to the  
12 Senate Armed Services Committee about the server  
13 allegations connections between the Alfa servers  
14 and servers associated with the Trump  
15 organization. And they asked me to evaluate that  
16 information, and part of that evaluation, the next  
17 step, was to meet with an individual named Michael  
18 Sussman.

19 Q. Did you understand the source to have  
20 provided the information directly to the committee  
21 or did you understand Mr. Sussman to provide the  
22 information to the committee?

1           A.    I don't have knowledge of that.

2           Q.    Okay.  So you don't have a recollection  
3 at that meeting of learning that the source was  
4 Rodney Joffe, but you did learn subsequently that  
5 the source was of the information that you were  
6 discussing with Mr. McConnell at the initial  
7 meeting was Mr. Joffe; correct?

8           A.    I eventually did research and identified  
9 the source as Rodney Joffe.

10           MS. KRAWIEC:  Should we take a break  
11 now?

12           MR. TAYLOR:  Sure.

13           THE VIDEOGRAPHER:  Going off the record  
14 at 10:12.

15           (Recess from 10:12 a.m.  To 10:34 a.m.)

16           THE VIDEOGRAPHER:  We are back on the  
17 record at 10:35.

18           MS. KRAWIEC:  I'd like to mark this as  
19 Jones Exhibit 2.

20           (Jones Exhibit 2 was marked.)

21           BY MS. KRAWIEC:

22           Q.    Mr. Jones, I've just handed you or the

1 court reporter has just handed you what's been  
2 marked as Jones Exhibit 2. This document relates  
3 to the initial registration of the Democracy  
4 Integrity Project; is that correct?

5 A. Exhibit 2 appears to be D.C. government  
6 document related to the Democracy Integrity  
7 Project.

8 Q. And do you see the registration date  
9 which indicates January 31, 2017?

10 A. I do, yes.

11 Q. Does that, to the best of your  
12 recollection, accurately reflect when you  
13 registered officially the Democracy Integrity  
14 Project?

15 A. Yes. To the best of my recollection  
16 that date appears to be accurate.

17 Q. And the meeting that we were talking  
18 about that you took with Mr. McConnell, do you  
19 have a recollection as to whether or not the  
20 meeting occurred before this registration or after  
21 this registration?

22 A. I do not have a recollection of that, as

1 I mentioned before, of when the meeting occurred.

2 Q. Do you have a recollection as to whether  
3 or not the meeting with Mr. McConnell occurred  
4 before the 2016 election or after the 2016  
5 election?

6 A. To the best of my recollection, it  
7 happened well after the 2016 -- the November 2016.

8 Q. After?

9 A. Yes.

10 Q. You had said earlier, and I don't want  
11 to put words in your mouth, but the server  
12 allegation, the DNS lookup issue generally, that  
13 you had an understanding of those not later than  
14 March of 2017; correct?

15 A. Yes. To the best of my knowledge, I  
16 believe I would have been aware of that no later  
17 than March of 2017; correct.

18 Q. Do you have a recollection as to whether  
19 or not the meeting with Mr. McConnell was after  
20 March of 2017 or before March of 2017?

21 A. I just don't have a recollection of when  
22 that meeting occurred.



1 Q. Okay. Well, you had when we spoke, you  
2 had said that -- again, my understanding was that  
3 not before March of 2017 was based upon some media  
4 reporting; is that not accurate?

5 MR. TAYLOR: Not later than.

6 BY MS. KRAWIEC:

7 Q. Not later than March 2017. And is your  
8 recollection based on media reporting?

9 A. My answer is I would have learned of  
10 this no later than March 2017 based off of media  
11 reporting exactly. I presume I would have read  
12 media reports about this, yes.

13 Q. So when you met with Mr. McConnell and  
14 he raised these DNS lookups, were you familiar  
15 with that issue from the media by that time, or  
16 was this out of the blue that Mr. McConnell said  
17 lookups, and you're like, I don't know what you're  
18 talking about, can you explain this to me?

19 A. Correct. Again, it was the allegations  
20 of connections between servers.

21 Q. Yes.

22 A. About the bank and the Trump

1 organization. I was generally aware of that issue  
2 prior to meeting with the Senate Armed Services  
3 Committee.

4 Q. Okay.

5 (Jones Exhibit 3 was marked.)

6 BY MS. KRAWIEC:

7 Q. Mr. Jones, I've handed you what's marked  
8 as Jones Exhibit 3. This is a report, article  
9 done by Dexter Filkins in the New Yorker dated  
10 October 8, 2018, titled "Was There a Connection  
11 Between a Russian Bank and the Trump Campaign."

12 Have you seen this article before?

13 A. I have seen this article before.

14 Q. Do you want to take a little bit of time  
15 to refresh your recollection or you're comfortable  
16 with the article?

17 A. Yes. I would like to take a little time  
18 to refresh my recollection of this article.

19 (Witness reviewed the exhibit.)

20 THE WITNESS: Let Ms. Krawiec ask her  
21 question.

22

1 BY MS. KRAWIEC:

2 Q. Are you ready?

3 A. Yes.

4 Q. So on page 2 of the article, there's a  
5 sentence that says, "A senior aide on Capitol Hill  
6 who works in National Security said that Max's  
7 research is widely respected among experts in  
8 computer science and cyber security."

9 A. Can you -- what paragraph?

10 Q. Sure. It's the fourth paragraph down,  
11 last sentence. Did you understand the senior aide

12 [REDACTED]

13 A. I don't know.

14 Q. Were you aware of any other senior aides  
15 on Capitol Hill working on issues related to the  
16 server allegations?

17 [REDACTED]

18 [REDACTED]

19 [REDACTED]

20 [REDACTED]

21 [REDACTED]

22 [REDACTED]

[Redacted text block containing multiple lines of blacked-out content]

[Redacted text block containing multiple lines of obscured content]

[Redacted content]







1           A.     It is my understanding from my  
2 interactions with Mr. Sussman that he referred to  
3 Rodney Joffe in the context of my interactions as  
4 Max. I'm unaware if he referred to other  
5 individuals as Max.

6           Q.     Understood. So at least -- so let's  
7 break that down. So Mr. Sussman's client was  
8 referred to, at least at the time of this Filkins  
9 article, which is October 2018 as Max; correct?

10          A.     That is correct.

11          Q.     And you understood that at least one of  
12 Mr. Sussman's clients, who Max kind of a pseudonym  
13 name, Max would relate to would be Rodney Joffe;  
14 is that correct?

15          A.     That is correct. The pseudonym that was  
16 used for Rodney Joffe in all of my interactions  
17 was Max.

18          Q.     When you say Max could be -- I don't  
19 mean to put words in your mouth, but you had said  
20 something that had led me to believe that Max  
21 could potentially refer to other individuals.

22          A.     Correct. I was telling you in the -- I

1 don't know if Michael Sussman referred to other  
2 clients he had or other individuals or entities as  
3 Max. I only know in my context with my own  
4 interactions with Mr. Sussman.

5 Q. Did you ever meet directly with  
6 Mr. Sussman and Max?

7 A. Yes.

8 Q. And when I say "and Max," that would  
9 have been Rodney Joffe; correct?

10 A. That is correct. To clarify, in this  
11 context, it was always referred to as Max. I  
12 myself identified that individual as Rodney Joffe.

13 Q. I don't want to jump ahead, but it would  
14 be helpful. How is it that you went about  
15 identifying eventually Max as Rodney Joffe?

16 A. In any research or investigative  
17 endeavor, when you received information, the  
18 credibility of the source of that information is  
19 very important. While the Senate Armed Services  
20 Committee asked me to do a review of this data and  
21 giving me my assessment. They did not tell me how  
22 to do that.

1 Standard operating procedure in any  
2 investigation is to dig into the source. And  
3 while Mr. Sussman and others referred to this  
4 individual as Max, I did my own investigation and  
5 was pretty easy to identify eventually Max as  
6 Rodney Joffe.

7 Q. And when you say it was pretty easy to  
8 identify Max as Rodney Joffe, what was the  
9 identifiers of your research, you know, how did  
10 you come to the conclusion?

11 A. Are you asking me how I went about the  
12 process of identifying Rodney Joffe?

13 Q. Yes?

14 A. I took the information that I had  
15 obtained from my dealings with Mr. McConnell at  
16 the Senate Armed Services Committee and others,  
17 and went to my contacts in the intelligence --  
18 former intelligence community people, former law  
19 enforcement people, and asked them, you know, I  
20 may be looking into something related to DNS. And  
21 I'd like you to tell me the top five or ten top  
22 DNS experts in the world.

1           Then I asked about their backgrounds.

2           Then I Googled these names and identified one of  
3           those individuals as Rodney Joffe.

4           Q.    Did you ever get confirmation from  
5           Mr. Sussman -- did you ever get confirmation from  
6           Mr. Sussman that Rodney Joffe was Max?

7           A.    I don't recall Mr. Sussman ever  
8           referring to the individual I later identified as  
9           Rodney Joffe as anything other than Max.

10          Q.    Did anyone else tell you that, you know  
11          -- I fully appreciate the investigation that you  
12          did and fully appreciate the importance from a due  
13          diligence perspective of having come with the  
14          source.

15          Did anyone else you ever spoke also tell  
16          you that Rodney Joffe was Max?

17          A.    I don't recall.  With the exception of  
18          maybe the Senate Armed Services Committee, I don't  
19          recall ever anyone ever referring to the source of  
20          this data other than Max.

21          Q.    Can I ask.  Did you understand why  
22          Mr. Sussman was using a pseudonym for Rodney

1 Joffe?

2 A. I was told -- I was provided a rationale  
3 for why Max was being used as the pseudonym name  
4 Max was being used.

5 Q. And what was that -- what were you told  
6 and by whom?

7 A. To the best of my recollection, it was  
8 described to me as this is an individual who is a  
9 senior official who has both significant  
10 government and nongovernmental contracts. Someone  
11 who has no interest in being part of a news cycle,  
12 but yet as a patriotic American, felt it was his  
13 duty to provide this information to the government  
14 in some way for them to take some further research  
15 action.

16 Q. And was it ever -- I'm sorry. Who told  
17 you that?

18 A. That would be Mr. Sussman is where -- as  
19 I recall, that served the description of the  
20 rationale.

21 Q. So we were talking about that meeting,  
22 Exhibit 1, about the meeting that you had -- or I

1 shouldn't say meeting, but a phone call that you  
2 had with Mr. Sussman; correct?

3 A. I could clarify. It's a call that  
4 appeared to be scheduled on Thursday, May 25,  
5 2017. I do not recall that conversation or  
6 whether or not that conversation ever took place.

7 Q. Understood. But you do have a  
8 recollection of speaking to Mr. Sussman about  
9 these server allegations on more than one  
10 occasion, as you previously testified; correct?

11 A. As I previously testified, I've  
12 absolutely spoken with the attorney Michael  
13 Sussman on more than one occasion.

14 Q. And during those conversations with --  
15 with Mr. Sussman, when the first time -- strike  
16 that.

17 When you spoke with Mr. Sussman, what  
18 did Mr. Sussman tell you about the information  
19 that his client had?

20 A. To the best of my recollection,  
21 Mr. Sussman described the type of work that his  
22 client, using the pseudonym Max, was engaged in

1 and the bona fides of the client, whether that  
2 client was pseudonym Max or his company. And the  
3 fact that they had had significant contracts with  
4 the Department of Defense and that this person was  
5 generally nonpartisan, didn't have an ax to grind,  
6 but felt that this information was important and  
7 should be looked at more thoroughly.

8 And Mr. Sussman understood that I was in  
9 that meeting at the request of the Senate Armed  
10 Services Committee to review these allegations and  
11 research.

[REDACTED]

[Redacted text block containing multiple lines of blacked-out content]



1

[REDACTED]

2

[REDACTED]

3

[REDACTED]

4

[REDACTED]

5

[REDACTED]

6

[REDACTED]

7

[REDACTED]

8

[REDACTED]

9

Q. Understood. But you did not receive a

10

letter request from the committee; correct?

11

A. That is correct.

12

Q. Did you ever receive a subpoena from the

13

committee?

14

A. Which committee?

15

Q. I'm sorry. From the Senate Arms

16

Committee.

17

A. Which committee? Can you clarify?

18

Q. I'm sorry. From the Senate Armed

19

Services Committee?

20

MR. TAYLOR: Senate Armed Services

21

Committee?

22

THE WITNESS: Senate Armed Services

[Redacted text block containing multiple lines of obscured content]

[Redacted text block containing approximately 25 lines of bulleted and indented text]

[REDACTED]

13 Q. So once Mr. McConnell said that there  
14 was this information and that he wanted to speak  
15 with you about -- speak to Mr. Sussman, did he  
16 want you to speak Mr. Sussman about the  
17 information?

18 A. To the best of my recollection, the  
19 meeting that I had with the Senate Armed Services  
20 Committee was a request to look at this  
21 information and to learn more about that  
22 information. The next step was to speak with

1 Michael Sussman.

2 Q. So at the time that you first spoke with  
3 Mr. Sussman, did you have any of the data or  
4 information in your possession?

5 A. To the best of my recollection, other  
6 than perhaps some news articles that I would  
7 familiarize myself with prior to the meeting, I  
8 did not have data prior to the meeting with  
9 Mr. Sussman. That's my recollection.

10 Q. So there was information that came to  
11 you from an individual that I think went by the  
12 name of John Galt. There was information sent to  
13 you via email; correct?

14 A. Do you have a --

15 Q. Yes.

16 A. That would be helpful.

17 (Jones Exhibit 4 was marked.)

18 BY MS. KRAWIEC:

19 Q. Mr. Jones, the court reporter has handed  
20 you what has been marked as Jones Exhibit 4.

21 A. Yes.

22 Q. This is an email dated June 19, 2017,

1 and it's an email from johngalt@yahoo.com or  
2 .cc to [REDACTED];

3 MR. TAYLOR: Well, in fairness, the  
4 first page of it is such an email.

5 MS. KRAWIEC: Correct. I'm sorry.

6 MR. TAYLOR: You said the exhibit is an  
7 email.

8 MS. KRAWIEC: The exhibit --

9 MR. TAYLOR: Look, you can characterize  
10 things how you want to. If you want him to tell  
11 you what it is, you have to ask him what it is.

12 MS. KRAWIEC: Understood.

13 BY MS. KRAWIEC:

14 Q. I was just describing the first page.

15 But can you describe what you understand  
16 this email to be? You see the TDIP Bates numbers  
17 at the bottom. So this was an email that your  
18 lawyers provided to us in connection with this  
19 litigation.

20 A. Yes. This exhibit is helpful. Yes, it  
21 is an email to -- from a person saying their name  
22 is John Galt to [REDACTED] Yes. Thank

1 you for providing this.

2 Q. So that email address, the  
3 7th1987@tutanota.com, is that your email address?

4 A. That is one of my email addresses  
5 associated with me, yes.

6 Q. And so is this an email that you  
7 received from this individual by the name of John  
8 Galt?

9 A. Using the name John Galt, yes.

10 Q. Using the name John Galt?

11 A. This is -- johngalt@Yahoo(web).co sent  
12 an email to ██████████, correct.

13 Q. And did you ever learn who John Galt  
14 was?

15 A. I believe I know who sent this email, if  
16 that's what you're asking.

17 Q. Yes. Who do you believe sent this  
18 email?

19 A. I believe this email is from Rodney  
20 Joffe.

21 Q. And why do you believe that?

22 A. The context, looking at the Exhibit 4

1 now, the context of the email.

2 Q. And what is it about the context of the  
3 email that makes you believe that this was from  
4 Rodney Joffe using the name John Galt?

5 A. It is an attached -- an encrypted  
6 attachment of DNS lookups.

7 Q. And I think we previously established on  
8 the record that you understood Max to be Rodney  
9 Joffe?

10 A. In the context of my interactions with  
11 Michael Sussman, Max was Rodney Joffe, that's  
12 correct. I would discover that myself.

13 Q. So it's fair to say that, at least from  
14 your understanding, that John Galt was Max and Max  
15 was Rodney Joffe?

16 A. To be fair -- to be accurate, I can't  
17 say for certain who John Galt -- the person  
18 masquerading as John Galt in this email is. I  
19 would think that it's Rodney Joffe.

20 Q. Fair enough.

21 A. That's what I believe.

22 Q. And did you ever speak directly with



1 Rodney Joffe?

2 A. Yes.

3 Q. And when you spoke with him, was it  
4 always in the context of -- how did he identify  
5 himself?

6 A. To the best of my recollection, it  
7 was -- it was not his true name. I don't have any  
8 recollection of him ever using his true name in my  
9 interactions with him.

10 Q. How did you interact with him? What  
11 kind of communication devices did you use?

12 A. I really had minimal interaction with  
13 Rodney Joffe. Most of it was through Michael  
14 Sussman, to the best of my recollection. This was  
15 an unusual case to receive an email.

16 I don't know for certain, but my guess  
17 would be this was -- I'm not familiar with the  
18 entire 45,000 papers of document production. My  
19 hunch would be this may be the only case that I've  
20 ever received an email from him.

21 Q. Were you expecting this email from him?

22 A. I don't recall the context of this

email.

[Redacted text block containing multiple lines of obscured content]

[Redacted text block containing multiple lines of obscured content]

[Redacted text block containing approximately 25 lines of obscured content]

[Redacted text block containing approximately 25 lines of bulleted or numbered items, all obscured by black bars.]

2 Q. Do you recall your first email from John  
3 Galt or your first communication with Rodney  
4 Joffe, did it relate to the server allegations or  
5 this project? Because it says here is an  
6 additional file.

7 MR. TAYLOR: When you say -- I'm sorry.  
8 I interrupted you. I apologize.

9 MS. KRAWIEC: That's okay.

10 BY MS. KRAWIEC:

11 Q. All I'm trying to get at is, you said  
12 that there were the two projects, the server  
13 allegations and then the project --

14 MR. TAYLOR: I think he resisted the  
15 term project.

16 MS. KRAWIEC: Yes. Sorry. I picked up  
17 on that because you originally used it. We're not  
18 going to make it so formal.

19 BY MS. KRAWIEC:

20 Q. These lookups. That there were two sets  
21 of lookups. Were there two sets of lookups  
22 that --

1 A. Yes.

2 Q. -- Mr. Galt provided?

3 A. If I could clarify. The server  
4 allegations are in this box.

5 Q. Yes.

6 A. They involved DNS lookups of a server  
7 associated with the Trump organization. This  
8 Exhibit 4 [REDACTED] It does not -- to  
9 the best of my recollection, there was no direct  
10 line between this and allegations of connections  
11 of servers between Alfa-Bank and the Trump  
12 organization.

13 It involved the same tool, of course,  
14 right, the ability of DNS to reveal certain  
15 intelligence and information about what users are  
16 potentially doing. So the source, meaning -- I'm  
17 not referring to Mr. Joffe. I'm referring to the  
18 technical ability was similar.

19 Q. Understood. So did you receive the DNS  
20 lookup data related to the server allegations from  
21 Mr. Joffe?

22 A. To the best of my recollection, and I

1 truly do not -- not recall, but I would suggest  
2 based off of past interaction, we likely received  
3 that from Michael Sussman.

4           Again, I don't have a strong reaction of  
5 it, but based off of how we interacted, it was the  
6 preference of Mr. Sussman and I think the person  
7 who I would later identify as Mr. Joffe to work  
8 through Mr. Sussman.

9           Q. Thank you. Very helpful.

10           So, Mr. Jones, was this email address  
11 that you were using, the tutanota.com email  
12 address, was that one that you had in existence or  
13 did you create it for purposes of communicating  
14 with Mr. Galt?

15           A. This tutanota is a -- to the best of my  
16 recollection, is a German encrypted email service.  
17 This is not an email that I frequently used. But  
18 given the encryption and the potential connections  
19 to Russian Intelligence, it was advised that we  
20 use tutonota.

21           Q. When you say it was advised, who advised  
22 you?



1           A.    I would just say -- I don't recall any  
2           of the specific advisement, but the idea is that  
3           obviously Russian Intelligence is a powerful --  
4           has powerful abilities and that you should use as  
5           much internet security as you -- as you can in  
6           such situations.

7           Q.    I just want to hone in on Mr. Joffe.  
8           Did you understand that as a result of his  
9           position at his company that -- what did you  
10          understand his access to DNS lookup data to be?

11          A.    Can I clarify? Did you mean as from  
12          what they've told me or what I researched?  
13          There's just sort of --

14          Q.    Let's start with what he told you, yes,  
15          thank you. And then we can find out what you  
16          learned.

17          A.    Sure. I guess when I was first exposed  
18          to this from the Senate Armed Services Committee  
19          and from the first meeting with Michael Sussman,  
20          it was generally described to me that this is an  
21          individual who is with a company that has  
22          capabilities that are used by the United States

1 government, both classified and unclassified  
2 settings, and that this individual and entity has  
3 a long history of working in the intelligence  
4 community national security and providing accurate  
5 information.

6 Q. But in terms of access to DNS data, what  
7 did you understand the sources that he had access  
8 to?

9 A. Excuse me, to clarify early on?

10 Q. Early on. What he told you and then  
11 what you learned? We'll break them down.

12 A. Sure.

13 Q. First what he told you?

14 A. He being?

15 Q. Rodney Joffe or Sussman.

16 A. Okay. So to be very clear, back up.

17 What I'm relaying is what I learned from the  
18 Senate Armed Services Committee and what I learned  
19 from Michael Sussman.

20 Q. Okay.

21 A. I don't recall any detailed  
22 conversations subsequent to that with Mr -- the

1 person I later identified as Mr. Joffe about his  
2 company or his abilities.

3 Q. So what did Mr. Sussman tell you about  
4 the DNS sources that were available to Mr. Joffe  
5 or Max, I guess --

6 A. Sure.

7 Q. -- since you refer to him as Max.

8 A. In this context, Mr. Sussman did refer  
9 to the person I later identified as Rodney Joffe  
10 as Max. The description was that -- and, again, a  
11 little bit of background of having worked at both  
12 classified and unclassified government contracts.  
13 Had supported the Department of Defense and the  
14 intelligence community in providing accurate  
15 information. That accurate information was based  
16 off of particular unique access to the internet.

17 Q. And did they ever elaborate on -- did  
18 Mr. Sussman ever elaborate on the particular  
19 unique access, what that encompassed?

20 A. I just -- I don't recall what he may  
21 have relayed in that regard.

22 Q. What did you later learn to be the sort

1 of scope of the access from a DNS lookup  
2 perspective that Mr. Joffe had?

3 A. Again, my recollection on this is --  
4 this is some many years ago at this point, and  
5 it's very technical. So as a liberal arts major  
6 it took me some time to dive into this and  
7 understand it to the extent someone with a  
8 nontechnical background can.

9 But as I understood it or as I  
10 understand it today at least, this was an ability  
11 to -- in other words, like sort of the backbone of  
12 the internet and being available to route things.  
13 So if you are connected to the domain name  
14 service, every time you put in a website,  
15 obviously you have to route the www.Senate.gov to  
16 something that resolves that into a number. And  
17 then that number takes you to that server.

18 And Mr. Joffe and his company and his  
19 access, they played a key role in making sure all  
20 those things worked properly.

21 Q. And did you understand Mr. Joffe to have  
22 access to government specific information?

1           A.    My recollection was that this was public  
2 data.  In fact, just to clarify, as I was  
3 researching this -- at least these were questions  
4 that I was asking -- and for sure it was relayed  
5 to me this was information that is available  
6 publicly that is unclassified.  People may not  
7 know of such tools.

8           Q.    So I could go on the internet and find  
9 the DNS lookups if I knew how?

10          A.    No.  This would be, say, just quickly  
11 getting -- again, many years ago, the technical  
12 knowledge of this -- that his organization or his  
13 ability or the entity that's able to do this  
14 collects public data.

15          Q.    But my understanding is that some of the  
16 entities' service providers that have this DNS  
17 lookup data -- do you understand how DNS lookup  
18 data is collected?

19          A.    I mean, I'm not prepared to give you a  
20 technical description of how DNS data is collected  
21 today.

22          Q.    Well, I guess what I'm struggling with

1 or trying to understand is whether it's  
2 confidential or not confidential. Because I know  
3 big companies like Google, you know, they don't --  
4 it's not public and you can't access it.

5 A. So let me again be clear. This has been  
6 a long time ago --

7 MR. MACCOLL: Objection just on the term  
8 confidential. I think there's a distinction  
9 between confidential and classified, and there's  
10 an extent to which it calls for a legal  
11 conclusion.

12 MS. KRAWIEC: Well, he used the term  
13 confidential.

14 THE WITNESS: Did I use the term  
15 confidential?

16 MS. KRAWIEC: I believe that you did.  
17 Can we go off the record.

18 THE VIDEOGRAPHER: Off the record at  
19 11:27.

20 (Discussion off record 11:27 a.m. to 11:29 a.m.)

21 THE VIDEOGRAPHER: Back on the record at  
22 11:29.

1 BY MS. KRAWIEC:

2 Q. So the DNS data -- I just want to go  
3 back to understand who can sort of access it. So  
4 is it your understanding -- can you explain to me  
5 how one accesses DNS lookup if it's not  
6 confidential? It's a term I'm using.

7 A. I'm trying to think of an analogy to  
8 help you understand this better.

[REDACTED]

22 Q. So you get this email and -- I'm going

1 to enter one more exhibit.

2 (Jones Exhibit 5 was marked.)

3 BY MS. KRAWIEC:

4 Q. Mr. Jones, I've handed you what's has  
5 marked as Jones Exhibit 5. [REDACTED]

6 [REDACTED]

7 [REDACTED]

8 [REDACTED]

9 [REDACTED]

10 [REDACTED]

11 [REDACTED]

12 [REDACTED]

13 [REDACTED]

14 [REDACTED]

15 [REDACTED]

16 [REDACTED]

17 [REDACTED]

18 [REDACTED]

19 [REDACTED]

20 [REDACTED]

21 Q. Sure. So you received this information

22 on June 19, 2017 from John Galt; correct?



1           A.    Yes.  It appears that way from the  
2 exhibit, yes.

3           Q.    And after receiving this information,  
4 did you continue to have -- strike that.

5                    You also said that you believed John  
6 Galt was Mr. Sussman's client Max; correct?

7           A.    I believed John Galt in this case is --  
8 I can't guarantee it, but I believe it's Rodney  
9 Joffe, yes.

10          Q.    So did you have interactions with  
11 Mr. Joffe after the receipt of this data, to the  
12 best of your recollection?

13          A.    To the best of my recollection, I don't  
14 recall.  It was likely, but I don't recall.

15          Q.    After you received this data from John  
16 Galt aka Rodney Joffe, did you have any ongoing  
17 communications with Mr. Sussman regarding the  
18 server allegation?

19          A.    Because of the timeline, I can't -- I  
20 don't recall exactly.  I would presume I would  
21 given that this is -- if this date is accurate in  
22 June of 2017.  If based off of the way you do



1 information that Mr. McConnell advised you and put  
2 you -- asked you to be in touch with Mr. Sussman;  
3 correct? So there's that one set of data.

4 A. I would object to the term "one set of  
5 DNS data" related to the server allegations.

6 Q. Okay. How would you describe the data  
7 related to the server allegations?

8 A. In regards to the server allegations, as  
9 in the documents that we produced pursuant to  
10 today, we received 37 million DNS lookups related  
11 specifically to the allegations that servers  
12 associated -- two servers associated by Alfa-Bank  
13 were looking up a server associated with the Trump  
14 organization.

15 Q. Who did you receive the 37 million  
16 lookups from?

17 A. I think we may have covered this  
18 earlier. I don't have a recollection of how we  
19 received that data. I suspect, based off of,  
20 again, the way we've interacted throughout the  
21 research period, that it was through Mr. Sussman,  
22 but I don't know for sure.

1 Q. Did you understand the 37 million DNS  
2 lookups -- DNS data that -- to be information that  
3 came from Rodney Joffe?

4 A. I understood the 37 million DNS lookups  
5 related to the Alfa-Bank, Trump server  
6 allegations, to come either from Rodney Joffe or  
7 an organization associated with Mr. Joffe.

8 Q. Okay.

9 A. Who I would later learn to be Mr. Joffe,  
10 I should say.

11 Q. We were talking earlier about  
12 Mr. McConnell saying that they wanted you to look  
13 at information related to the server allegation.  
14 Is that the 37 million DNS data that we're talking  
15 about?

16 A. To the best of my recollection, the gist  
17 of it was -- the summary of it was this is an  
18 individual who believes he has evidence of this,  
19 and would you look at that evidence and give us  
20 your assessment.

21 Q. And you had said that it was either  
22 Mr. Joffe or someone somehow affiliated with

1 Mr. Joffe. Did you believe that Mr. Joffe was  
2 working with someone on these DNS -- the server  
3 allegation, DNS lookup data?

4 A. To the best of my recollection, and the  
5 way it was initially described to me was this was  
6 an individual associated with an entity that has  
7 unique abilities to look at DNS traffic around the  
8 world.

9 Q. We had talked about the company as being  
10 New Star I believe. Is that the entity you're  
11 talking about, or are you talking about some other  
12 entity?

13 A. At the time no one ever indicated this  
14 was from New Star or from another company. This  
15 was really based off his background, right, and  
16 having worked -- again, his bona fides of -- that  
17 I came to know and what people told me about this  
18 individual.

19 Q. Did you later learn who this  
20 individual -- that this individual was associated  
21 with another entity?

22 A. Yes.

1 Q. And what was that entity?

2 A. Based off of open source research, which  
3 is available to anybody via Google, New Star  
4 acquired a company that was once owned and  
5 operated, as I understand it, by Rodney Joffe.

6 Q. Do you know what the name of that  
7 company was?

8 A. I don't recall the name of that company.

9 Q. But you understood this company to be  
10 the company that had access to the DNS lookup  
11 data?

12 A. No.

13 Q. What did you understand this company to  
14 be?

15 A. To be clear, let me restate what I was  
16 saying earlier. Mr. Joffe, as I came to know him,  
17 his background was described to me, that he was  
18 associated with company or companies that had a  
19 unique capability to look at DNS traffic. And, in  
20 fact, these capabilities were highly sought after  
21 by the U.S. government, including by the Defense  
22 and the Intelligence community of the U.S.

1 government.

2 Q. And you don't have a recollection of the  
3 names of any of those companies?

4 A. I do not have a recollection of the  
5 names of those companies. It was not something  
6 Mr. Sussman discussed, to the best of my  
7 recollection.

8 Q. So let's just explore a little bit more,  
9 Mr. Sussman (sic), I'm sorry, I'm trying not to  
10 jump around but, you know, there's a lot of moving  
11 pieces and a lot of the information that's being  
12 provided today is sort of in your head. It's not  
13 reflected in documents. So I'm trying to be  
14 efficient here.

15 So I think you said before that you  
16 first -- the first time that you actually  
17 interacted or met or were in touch with  
18 Mr. Sussman was when McConnell wanted to put you  
19 two in touch together; correct?

20 A. I was -- as I understand the answer, had  
21 I had any contact with Sussman prior to -- or  
22 knowledge of Sussman prior to my meeting with the

1 Senate Armed Services Committee. No, I have no  
2 recollection of ever meeting with Mr. Sussman or  
3 knowing who he was prior to my meeting at the  
4 Senate Armed Services Committee.

5 Q. So when you spoke with Mr. Sussman to  
6 learn about this information that he had, how did  
7 he describe the information that he had? What did  
8 he tell you?

9 A. To the best of my recollection, the  
10 meeting that I had with Mr. Sussman, he described  
11 again his client Max's, as he described him, bona  
12 fides. The fact that he had unique abilities to  
13 look at internet traffic, particularly domain name  
14 service lookups, and that he had -- some of that  
15 information had been sought after by the U.S.  
16 government, including again Intelligence and  
17 Defense communities and that he had been helpful  
18 in these issues for a number of years.

19 Q. And did Mr. Sussman explain to you how  
20 it was that he became in touch with Mr. Joffe on  
21 these issues?

22 A. I understood that he was Mr. Joffe's



1 attorney.

2 Q. From prior matters or -- did you get a  
3 sense -- strike that.

4 Did you get a sense that he had a  
5 longstanding client relationship with Mr. Joffe?

6 A. I was not in a position to assess that.  
7 He represented himself as Mr. Joffe's -- again  
8 Max -- he used the term Max -- Max's attorney.

9 Q. Did Mr. Sussman tell you whether or not  
10 the information that his client had at any point  
11 in time, did he tell you that the information that  
12 he had from Mr. Joffe aka Max was shared with the  
13 FBI?

14 A. I don't have recollections of  
15 Mr. Sussman talking about his interactions with  
16 the government in any detail.

17 Q. Just foundationally, how did Mr. Sussman  
18 transmit the data to you if it wasn't sort of via  
19 this John Galt email mechanism?

20 A. I don't recall, but I could speculate if  
21 you like.

22 Q. It would be helpful, fully appreciating

1 that you qualified it as speculation.

2 A. The data was a large amount of data. It  
3 would not have been available to be passed via  
4 email. If I had to speculate, I suspect it was  
5 probably passed off of discs or a massive hard  
6 drive of some type.

7 Q. And do you have a recollection of  
8 receiving any disc?

9 A. I don't.

10 Q. A recollection of receiving a hard  
11 drive?

12 A. I don't.

13 Q. And in the context -- I know your  
14 lawyers produced information to us. In the  
15 context of that production, any recollection of  
16 information being pulled off of hard drives or  
17 systems that you had that would contain this data?

18 A. To my recollection, we had it on a  
19 separate -- separate computer system -- it was a  
20 lot of data. It took a very long time to run the  
21 data and to analyze the data. I just remember it  
22 being not easy.

1 Q. Sure. I can appreciate that. So were  
2 you given any assurances about the privacy  
3 implications of the server related data that was  
4 given to you?

5 A. Can you clarify that question?

6 Q. Sure. When it was given to you, was it  
7 communicated to you as to any privacy concerns  
8 related to this data? Did anyone -- just to be  
9 clear, when it was given to you, did anyone raise  
10 a red flag and say, hey, this is sensitive,  
11 private information?

12 A. To the best of my recollection, what I  
13 recall is this is public information, that the  
14 entity that was providing it had access to. So  
15 public information.

16 Q. And did Mr. Sussman tell you that or did  
17 you deduce that on your own?

18 A. This was information -- this was  
19 represented to me as public information.

20 Q. And who made that representation to you?

21 A. I don't recall, but I -- this was -- I  
22 recall inquiring in the same way that I wanted to

1 research the bona fides of who I later identified  
2 as Rodney Joffe. I also wanted to inquire about  
3 the sourcing of this data, the privacy.

4 Q. Do you know who you would have made  
5 those inquiries to? You believe you received the  
6 data from Mr. Sussman; correct?

7 A. To the best of my -- that I'm making --  
8 I'm speculating, as we said. I have no  
9 recollection of how we received it. Based off our  
10 interactions went during that time period, most of  
11 those interactions were directly with Mr. Sussman.

12 Q. And I believe that you said you made a  
13 specific inquiry. You don't recall to whom, but  
14 whoever you received the data from as to the  
15 public nature or private nature of the data; is  
16 that correct?

17 A. To clarify, I remember asking about the  
18 process through which this is collected. What I  
19 recall is being told that this is public data that  
20 is collected by people who make the internet work.

21 Q. So if the data is public -- and I know  
22 you're not an DNS expert, or are you a DNS expert?

1           A.    I am not a DNS expert.

2           Q.    So at least what I've read or what we've  
3 seen is that DNS data is unique, and I don't know  
4 how to get onto the internet and get the DNS data.

5                    So what is it about the data that it was  
6 public in nature and yet it was unique or not  
7 really -- is it just that people don't know where  
8 to find it on the internet? Is that what you were  
9 told?

10          A.    To be -- I don't recall, but the flavor  
11 of it is the latter, which is this is information  
12 that's public, and that if people knew that this  
13 information was public, they would configure their  
14 systems in different ways to hide that data.

15                    (Jones Exhibit 6 was marked.)

16 BY MS. KRAWIEC:

17          Q.    Mr. Jones, I've handed you what's been  
18 marked as Jones Exhibit 6. Would you like to take  
19 some time to review that?

20          A.    Yeah. Thank you.

21                    (Witness reviewed the exhibit.)

22

1 BY MS. KRAWIEC:

2 Q. So who is [REDACTED]

3 A. I do not know who [REDACTED] is. No  
4 recollection of who [REDACTED] is.

5 Q. So she sends you this document, as you  
6 see the TDIP Bates number on the bottom. So this  
7 is information that was produced by your lawyers  
8 in connection with this litigation; correct?

9 A. That's correct.

10 Q. And it appears to be an email. Is that

[REDACTED]  
[REDACTED]  
[REDACTED]

14 Q. So fair enough that this is a document  
15 that presumably was pulled from your email system?

16 A. Yes.

17 Q. So it looks as though there's some  
18 familiarity. I don't want to characterize --  
19 mischaracterize the document. But she says, "Hi,  
20 Dan. I've copied some excerpts below as well as  
21 the links."

22 A. To clarify, I know who this is now by

1 looking at the email itself and looking at her  
2 signature. The name did not --

3 Q. Ring a bell?

4 A. No. Nor does it now. But the email  
5 says she's a [REDACTED]

6 [REDACTED]  
7 [REDACTED]

8 Q. So you have no idea why she was reaching  
9 out to you?

10 A. Without further context, I don't.

11 Q. Is it a fair characterization that

12 [REDACTED]  
13 [REDACTED]  
14 [REDACTED]

15 [REDACTED]  
16 [REDACTED]  
17 [REDACTED]

18 [REDACTED]  
19 [REDACTED]  
20 [REDACTED]  
21 [REDACTED]  
22 [REDACTED]

[Redacted text block containing approximately 25 lines of bulleted or numbered list items, all obscured by black bars.]





■ [REDACTED]

■ [REDACTED]

■ [REDACTED]

■ [REDACTED]

5 Q. So when Baker says he's talking about  
6 Sussman, "He told me he had cyber experts that  
7 obtained some information they thought should get  
8 into the hands of the FBI." Other than -- so one  
9 of the cyber experts that Mr. Sussman had a client  
10 or Max was Joffe; correct? We already talked  
11 about that.

12 A. Yeah. I understand that Rodney Joffe  
13 who I think I identified was a client of Michael  
14 Sussman; correct.

15 Q. Were you aware of Mr. Sussman working  
16 with any other cyber experts in connection with  
17 these server allegations?

18 A. Yes.

19 Q. And who were those cyber experts that  
20 Mr. Sussman was working with?

21 A. As I understand it, there were a group  
22 of individuals that worked with Mr. Joffe, who,



█ [REDACTED]

█ [REDACTED]

█ [REDACTED]

█ [REDACTED]

█ [REDACTED]

6 Q. So I want to focus on Lorenzin, but any  
7 other names that came up? I know you said Max,  
8 Tea Leaves.

9 A. Any other names that -- to clarify,  
10 you're asking any other names that Michael Sussman  
11 discussed.

12 Q. Correct?

13 A. That would have been cyber experts.

14 Q. Correct. That would have been cyber  
15 experts.

16 A. Again, I don't recall. And based off my  
17 interactions with Michael Sussman which you  
18 blended with the individual he identified as Max,  
19 I think most were pseudonyms.

20 Q. Do you know whether or not Mr. Sussman  
21 represented Tea Leaves? Did he ever say that was  
22 one of his clients?

1           A.    I have no idea who Tea Leaves is.

2           Q.    I mean you've seen the Tea Leaves  
3 references in front of the media.

4           A.    And I have no idea who Tea Leaves is nor  
5 did we ever seek to identify Tea Leaves.

6           Q.    Did you think Tea Leaves was not  
7 relevant or why was that sort of not of interest?

8           A.    Generally people on the internet with  
9 theories running by pseudonyms was not something  
10 that we were interested in chasing.

11          Q.    Because you didn't think it really  
12 helped you with the analysis of the data? They  
13 were untrustworthy? Why were you not interested  
14 in chasing?

15          A.    We had 37 million DNS records. We had a  
16 lot of work cut out for us. We weren't tasked  
17 with chasing down internet theories.

18          Q.    But to be clear. Do you have any  
19 recollection of Mr. Sussman ever saying that he  
20 represented Tea Leaves?

21          A.    No. No recollection of him ever  
22 representing anyone other than who he referred to

1 as Max.

2 MS. KRAWIEC: Can we go off the record?

3 THE VIDEOGRAPHER: Going off the record  
4 at 11:59.

5 (Recess from 11:59 a.m. to 12:17 p.m.)

6 THE VIDEOGRAPHER: We are back on the  
7 record at 12:18.

8 (Jones Exhibit 7 was marked.)

9 BY MS. KRAWIEC:

10 Q. Mr. Jones, the court reporter has handed  
11 you what has been marked Jones Exhibit 7. Would  
12 you like to take time to just look at that? I'm  
13 going to be asking you pointed questions and not  
14 too many from this, and I can point you to the  
15 pages, but obviously take whatever time you need  
16 to familiarize yourself with the document?

17 A. Yeah, maybe the pages would be helpful.

18 Q. Sure. We're going to be talking  
19 about -- you have the first one -- 172 is the  
20 first -- just generally, are you familiar with the  
21 book that Glenn Simpson and Peter Fritsch put out  
22 titled Crime in Progress?

1           A.    I am familiar that it exists, yes.

2           Q.    And it says here on the title page of  
3 the exhibit, says, Glenn Simpson and Peter Fritsch  
4 are co-founders of Fusion GPS; correct?

5           A.    It says here on the title page of the  
6 exhibit says Glenn Simpson and Peter Fritsch are  
7 co-founders of Fusion GPS.

8           Q.    And do you know Glenn Simpson?

9           A.    I know Mr. Simpson.

10          Q.    And how do you know Mr. Simpson?

11          A.    Do you want me to review the question?

12          Q.    Sure, sure.

13          A.    This now or do you want me to -- either  
14 way, I don't mind. If you have questions you want  
15 to ask me before I review it, that's fine.

16          Q.    Well, let's really quickly just to lay  
17 the foundation of the authors of this.

18                   Do you know Glenn Simpson?

19          A.    I know Glenn Simpson.

20          Q.    How do you know Mr. Simpson?

21          A.    I know Glenn Simpson as the director of  
22 a research firm that goes by, among other names,

1 Fusion GPS.

2 Q. When did you first become acquainted  
3 with Mr. Simpson?

4 A. I was introduced to Glenn Simpson after  
5 I departed the U.S. Senate. Probably within  
6 months of departing the U.S. Senate. We were  
7 introduced through a journalist that we both know  
8 well named [REDACTED]

9 Q. And what was the basis of the  
10 introduction?

11 A. [REDACTED] knew that I had been an  
12 investigator at the FBI and the U.S. Senate, and  
13 that I was wanting to continue to do  
14 investigations in the outside world. And just in  
15 my interactions with [REDACTED], he somewhere  
16 along the line said you should chat with -- you  
17 should meet a friend of mine named Glenn Simpson.

18 Q. So it wasn't related to a specific  
19 project, but rather a kind of more a basic meet  
20 and greet?

21 A. Exactly. I think we grabbed -- Glenn  
22 and I grabbed coffee at the suggestion of -- after



1 an introduction by [REDACTED]

2 Q. What about Mr. Fritsch, did you -- do  
3 you know Mr. Fritsch?

4 A. I don't recall when I first met  
5 Mr. Fritsch. It was definitely before -- I  
6 shouldn't say definitely before. I don't recall  
7 when I first met Mr. Fritsch, but I believe it may  
8 have occurred long before anything related to the  
9 election. So maybe it was -- again this is me --  
10 to the best of my recollection, I recall meeting  
11 him perhaps a second meeting I had with  
12 Mr. Simpson that Mr. Fritsch was in attendance.

13 Q. The meetings that you had with  
14 Mr. Simpson. So you had met, through [REDACTED]  
15 the meet and greet. And then did you guys meet at  
16 any time to discuss either issues related to the  
17 server allegation?

18 A. No, no.

19 Q. What about issues related to Alfa-Bank  
20 or its beneficial owner?

21 A. Let me be clear. Is this connected to a  
22 time zone, like the first time I met with Peter

1 and the second time?

2 Q. At any point in time. I'm trying to  
3 understand I guess -- fair question. How the  
4 relationship -- I don't know if I should use the  
5 term relationship, but you had mentioned a second  
6 meeting. So I'm trying to understand how it is  
7 that your contacts, communications developed, and,  
8 you know, their relation to the issues we're  
9 talking about here today.

10 A. Would you like me to describe how I came  
11 to know them and their interactions prior to  
12 anything related to the election?

13 Q. Sure. That would be great.

14 A. As I mentioned, [REDACTED]  
15 suggested, as I recall, one other people to sit  
16 down and get a coffee with Glenn Simpson. Just  
17 about the outside investigative world.

18 He knew I was sort of eager to get back  
19 to sort of research investigative work. I met  
20 with Mr. Simpson. I believe I was at the Dascle  
21 Group at the time and I guess one of my -- not  
22 guess. But one of my ideas of the Dascle Group

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

5           I talked to Glenn what it's like to do  
6 research on the outside. He's a former -- as I  
7 understand, a former Wall Street Journal reporter.  
8 And we chatted about the kind of work that he does  
9 outside. No connection, as I recall, to anything  
10 to do, as I recall, with Russia. He was more of  
11 what Glenn referred to as trucks versus trains  
12 corporations. As it appeared to me, he's rather  
13 nonexciting corporate research investigative work  
14 that I wasn't interested in pursuing post my FBI  
15 and Senate days.

16           Q. Let me have you look at the bottom of  
17 page 171. Obviously you can -- actually why don't  
18 you just read page 171 and 172 because I just have  
19 some questions related to that.

20           A. Of course.

21                   (Witness reviewed the exhibit.)

22

1 BY MS. KRAWLEC:

2 Q. So in this package that you read,  
3 Simpson claims that he raised the idea of setting  
4 up a new group that could work with Fusion and  
5 other investigators around the world to expose  
6 Russian subversion operations in the United States  
7 and other western democracies with you. That's on  
8 page 172.

9 Would you agree with that, that  
10 Mr. Simpson raised this idea with you?

11 A. This is the first paragraph of page 172?

12 Q. Yes.

13 A. Yes. The overall, to the best of my  
14 recollection -- I mean I might quibble with some  
15 details, but overall, to the best of my  
16 recollection, yeah, most of that is accurate.  
17 Again, I would add some additional detail.

18 Q. And this was a meeting that was  
19 post-election, correct, shortly post-election?

20 A. I thought I just read that he said it  
21 was January.

22 Q. It says the two met in the conference

1 room of Jones' downtown office on the Sunday after  
2 the inauguration?

3 A. So that's January?

4 Q. Yeah.

5 A. Right.

6 Q. So early January of 2017; correct?

7 A. Yes.

8 Q. And then we had already marked as  
9 Exhibit -- I think it's Exhibit 2 -- about the  
10 TDIP business registration that -- it was  
11 registered as a D.C. nonprofit organization on  
12 January 31, 2017; correct?

13 A. Yes, that's correct.

14 Q. So was TDIP established at Simpson's  
15 suggestion?

16 A. I would quibble with that assessment.

17 Q. What would you take issue with or  
18 quibble with?

19 A. I think it was an idea that had been  
20 germinating I think with him and some others about  
21 the idea that there somebody a nonprofit entity  
22 out there doing real research that can help media

1 and government, not our own, but also our allied  
2 governments in understanding the threats and risks  
3 from countries that may be considered enemies of  
4 ours.

5 Q. At this initial meeting, I take it, just  
6 to try and jog your recollection -- because we're  
7 in January of 2017 and I know that we talked about  
8 the server allegations and your familiarity with  
9 them was at least no later than March 2017.

10 Do you have a recollection of the server  
11 allegation issues coming up during this meeting?

12 A. I do not, no.

13 Q. Were you aware at that time and when you  
14 were setting up TDIP that Simpson, Mr. Fritsch,  
15 Fusion GPS had done research on Alfa-Bank?

16 A. When you say at the time, can you  
17 clarify when you mean at the time?

18 Q. I know that you later learned, but when  
19 you met with Mr. Simpson -- because this kind of  
20 Alfa backgrounder is part of the TDIP report. So  
21 obviously, you're familiar with some of the  
22 research.

1           A.    I'm sorry.  You're talking about the  
2  larger -- the server allegation you're talking  
3  about?

4           Q.    Right.  So when you met though with  
5  Mr. Simpson in this January post-inauguration  
6  meeting, were you aware that Fusion GPS had been  
7  doing or had done research on Alfa?

8           A.    No.

9           Q.    Do you remember at what point in time  
10 you learned that they had been doing research on  
11 Alfa?

12          A.    I believe I reached out to them at one  
13 point to see what information they had ever done,  
14 any research they had done on Alfa-Bank.  That  
15 would be my recollection.

16          Q.    So were you aware of fusion having any  
17 are interest in the server allegations prior to  
18 you establishing TDIP?  Do you have any  
19 recollection?

20          A.    No.

21          Q.    So if we go to page 175, it says that  
22 TDIP got started with the help of a small handful

1 of donors from both sides of the political aisle.

2 A. What paragraph?

3 Q. On 175 it's the first full paragraph  
4 that starts "In the end..."

5 A. Okay.

6 Q. I'm just trying to understand, in your  
7 mind, was TDIP planning to work with Fusion on  
8 these issues? What was sort of the connection  
9 with the work that you had planned to do by  
10 establishing TDIP with Fusion?

11 A. Fusion was a contractor for the  
12 Democracy Integrity Project for a significant  
13 period of time.

14 Q. We will get to that.

15 (Jones Exhibit 8 was marked.)

16 BY MS. KRAWIEC:

17 Q. Before we move on to this, I wanted to  
18 just go back to that page 171 of Exhibit 7, the  
19 Crime in Progress book. It's the very first  
20 sentence which says, "Any new investigative  
21 nonprofit couldn't be owned or controlled by  
22 Fusion, a for-profit entity that by now was



1     inextricably (albeit wrongly) linked in the minds  
2     of many to the Democratic party."

3             Did you agree with that statement?

4             A.    No.    The point what I think they're  
5     making is talking about their past work.  I was  
6     not ever involved in their past work.

7             Q.    So did you have any concerns of sort of  
8     this bias that at least Mr. Simpson thought was  
9     attached to Fusion to in any way implicate the  
10    work that you were doing by using them as a  
11    contractor?

12            A.    Don't think that's what they're saying  
13    in the first sentence of this document.

14            Q.    How do you read that?

15            A.    Any research into -- I don't have page  
16    170.  It starts at 171.  I presume he is talking  
17    about the research that Fusion engaged in for the  
18    DNC and related to Chris Steele.  And I think -- I  
19    read this -- again, I could be wrong -- as any new  
20    investigative nonprofit that did this couldn't be  
21    owned or controlled by Fusion, a for-profit entity  
22    that now people thought was linked to the

1 Democratic party.

2 That seems like Glenn Simpson's and  
3 Peter Fritsch's perspective. I don't agree with  
4 it in the sense that I -- I'm not commenting on  
5 it. I wasn't involved in any prior effort.

6 Q. Did you have discussions with Simpson  
7 and/or Fritsch about why it was important for this  
8 new investigative nonprofit to be set up distinct  
9 and separate from Fusion?

10 A. Are you asking me did I have discussions  
11 about their perceptions?

12 Q. No. I'm asking whether or not you had  
13 discussions with Fusion and Simpson about sort of  
14 the structure of setting up TDIP and having it set  
15 up in a way where it was not owned or controlled  
16 by Fusion.

17 A. Well, the whole point of the Democracy  
18 Integrity Project was to be as a nonprofit that  
19 was independent of any private entity and to  
20 support media and government investigations. So I  
21 agree that work is best done under a nonprofit  
22 because a it's public interest mission.

1 Q. Okay. But TDIP was going to be pursuing  
2 projects and initiatives that were similar to  
3 research initiatives that Fusion was undertaking,  
4 generally speaking?

5 A. No. I would object to that.

6 Q. So tell us what you used them as a  
7 contractor for if there wasn't any alignment.

8 A. Well, I can't speak to what Fusion does.  
9 I have no insight into what they do with private  
10 clients, nor do I have any insight, frankly,  
11 beyond what's been written publicly about what  
12 they've done for the Democratic National  
13 Committee. So I can't speak to that. All I can  
14 speak to is my vision for the nonprofit and the  
15 type of work that we did going forward.

16 Q. You're familiar though that Fusion was  
17 involved in opposition research or research  
18 related to election interference issues; is that  
19 correct?

20 A. I'm familiar with the fact that they, as  
21 publicly reported, not through any direct sourcing  
22 of Fusion, that they were a contractor for the DNC

1 through Perkins, the law firm Perkins Coie, which  
2 has been publicly reported, yes.

3 Q. And TDIP -- I don't want to misstate  
4 this, but my understanding was one of the  
5 objectives of TDIP was to deal with election  
6 interference issues; is that correct?

7 A. Yeah. To be fair, the mission of TDIP  
8 is to look at -- was at that time to look at  
9 foreign interference in elections in the United  
10 States and throughout Europe and our allies.

11 Q. So is it not fair to say that there was  
12 some commonality in the work that Fusion was doing  
13 and your objectives?

14 A. I don't think I'm in a position to tell  
15 you whether or not there was commonality in the  
16 work given that I wasn't involved in the prior  
17 work. I was only involved in the work going  
18 forward.

19 Q. Okay. Well, let's talk about the work  
20 going forward then. Let me show you what's been  
21 marked as Exhibit 8. Can you take a look at that.  
22 Page 10 is really the page that we just would like

1 to focus on with you. Do you see that reference  
2 to Bean, LLC?

3 A. I do.

4 Q. And are you familiar with Fusion GPS  
5 also being referred to as Bean, LLC?

6 A. Bean, LLC was the entity to which  
7 Democracy Integrity Project contracted out which  
8 is, as I understand it, one of the companies  
9 associated with what is more commonly referred to  
10 as Fusion GPS.

11 Q. So that association -- you have the same  
12 association with Simpson and Fritsch with Bean,  
13 LLC; correct?

14 A. I don't think I understand your  
15 question.

16 Q. What was the formal structure or  
17 relationship, if you know, between Bean and Fusion  
18 GPS?

19 A. I'm not in a position to answer that  
20 question other than I associate Glenn Simpson and  
21 Peter Fritsch and his company with both Bean and  
22 Fusion GPS.

1 Q. Thank you. So on this page, it looks as  
2 though in your 2017 Form 990 that Bean, LLC is  
3 listed as an independent contractor, correct,  
4 under section B?

5 A. That is correct.

6 Q. And it says -- in terms of the  
7 description of services, it says research  
8 consulting; correct?

9 A. Correct.

10 Q. And can you elaborate on kind of what  
11 you were trying to capture when you reported on  
12 this form research consulting?

13 A. Sure. So Democracy Integrity Project's  
14 mission is to research foreign interference in  
15 elections in the United States and overseas. So  
16 that would be -- it could be looking at corporate  
17 records of companies that may be used as proxies  
18 for a foreign government. It could be looking  
19 through court cases to identify individuals that  
20 may be associated with the intelligence service of  
21 a hostile country.

22 Q. And the compensation in section C or

1 column C, it says it's over \$3.3 million. It's  
2 \$3,323,924; is that correct?

3 A. Yeah. That would be less than, yeah,  
4 3.3 million, \$3,323,000.

5 Q. And the money that you used to pay Bean  
6 would have come from the donors?

7 A. The Democracy Integrity Project is  
8 (c)(4) nonprofit. We are exclusively funded  
9 through charitable donations.

10 Q. Can we go back to the Crime in Progress  
11 exhibit. I think that's Exhibit 8 -- 7. I'm  
12 sorry.

13 Do you see on page 171, the first  
14 sentence we covered, which is, "Any new  
15 investigative nonprofit wouldn't be owned or  
16 controlled by Fusion, a for-profit entity that by  
17 now was inextricably (albeit wrongly) linked in  
18 the minds of many through to the Democratic  
19 party."

20 And then the next sentence says, "As a  
21 public interest project, it would have to have an  
22 independent board and a separate governing

1 structure able to accept money from donors of any  
2 ideological persuasion."

3 A. I do.

4 Q. I'm just trying to understand how this  
5 worked. Was there an agreement that TDIP would  
6 pay Fusion once it received funding?

7 Did you guys set up some kind of  
8 compensation system whereby knowing that the  
9 research -- the 3.3 million is a significant  
10 amount of money to pay to a consultant. Was there  
11 an understanding at the outset that the  
12 fundraising would be in the name of TDIP and that  
13 money raised from that fundraising would be used  
14 to pay Bean for its research consulting?

15 A. No.

16 Q. Was there any understanding -- what did  
17 you discuss about the compensation that you would  
18 be providing to Bean?

19 A. When?

20 Q. In 2017 when you brought them on as a  
21 research consultant.

22 A. I don't know. I have to go back to our



1 records of when we actually brought them on board  
2 as a -- signed a contract for research consulting.  
3 I don't have those documents in front of me.

4 Q. We can either leave the deposition open  
5 or if you can provide that information, it would  
6 be helpful. I'm going to try and probe see if we  
7 can get to -- I mean, the only point I'm trying to  
8 understand is from Glenn Simpson's reporting, it  
9 appeared as though -- and you might take issue  
10 with this and that's why I'm trying to unpack  
11 it -- that there was sort of a meeting of the  
12 minds in the setting up of TDIP; correct?

13 A. Are you asking if that's what Glenn  
14 Simpson reported?

15 Q. This is what Glenn Simpson states in his  
16 book; correct?

17 A. And I said I would not fully agree with  
18 their characterization of it.

19 Q. So did you have not have any intention  
20 when you set up TDIP to work with Fusion?

21 A. No. The idea was to work with Fusion  
22 given their expertise for sure.

1 Q. And when you say given their expertise,  
2 what expertise was that?

3 A. Their research expertise, looking into  
4 foreign entities and the origins of this more had  
5 to do -- basically they're a solid open source  
6 research organization.

7 Q. And how does that differ from your  
8 research abilities? Like, what was it that they  
9 brought to the table that it made sense to bring  
10 them on as a research consultant that you  
11 condition have the skill set?

12 A. When you say you, what are you referring  
13 to? The Democracy Integrity Project?

14 Q. To TDIP, yeah, to TDIP.

15 A. The way we work, both in the Democracy  
16 Integrity Project and Advance Democracy, to this  
17 day is our teams are lean and nimble and small.  
18 We work primarily through specialist contractors.  
19 For example, if we're going to do an investigation  
20 in Uruguay, we don't go out and hire someone who  
21 can work on the Uruguay project. We go and we  
22 find a former State Department person who was

1 there, a former CIA person, FBI person, maybe  
2 someone from another entity who had spent time --  
3 maybe a former journalist who spent a couple of  
4 years in Uruguay.

5 We find them. We hire them as a  
6 contractor to do research for us. They provide  
7 us, Democracy Integrity Project or its associated  
8 nonprofit Advance Democracy, with raw research.  
9 So we are a collection agency. And what Democracy  
10 Integrity Project does is synthesize this  
11 information, interrogate it, identify what we  
12 think is accurate or not accurate, and pull  
13 together papers and projects for it.

14 Q. So I think when you said you set up  
15 TDIP, you knew that you were going to be working  
16 with Fusion on research consulting projects;  
17 correct?

18 A. No. I think what I meant -- if I misled  
19 you on that -- the idea was to set up this  
20 nonprofit that did this research. I don't think I  
21 had a clear idea nor did the board have a clear  
22 idea at that point what resources we would use

1 within that first year.

2 Q. So you had no expectation when you set  
3 up TDIP that you'd be engaging Bean to do  
4 consulting research that in 2017 you paid over  
5 \$3.3 million to?

6 A. I don't think that's what I said, no. I  
7 don't think that's what I told you.

8 Q. Maybe I misunderstood.

9 A. I think -- what I'm saying is as an  
10 organization getting off the ground to look at  
11 foreign interference in elections in the United  
12 States and Europe, Bean was certainly -- we  
13 intended certainly to use Bean's expertise in that  
14 endeavor, but it was not exclusively Bean. It was  
15 obviously just set up in January. There wasn't  
16 some, I guess -- we were there to execute our  
17 mission.

18 Q. Understood. I mean, if you look at sort  
19 of back to that page 10 of the -- I guess it was  
20 Exhibit 8, if you look at the independent  
21 contractors you just described sort of how you're  
22 the collection agency and you rely on independent

1 contractors to perform certain functions. I mean  
2 the compensation amounts, you have over  
3 3.3 million paid to Bean; correct?

4 A. 3,323,000.

5 Q. Yes. Then if you look at the next sort  
6 of listed independent contractors you have, the  
7 Walsingham, Istok, Zuckerman & Spaeder and Edward  
8 Austin, all of them, the highest compensation  
9 amount listed was \$251,689. So there's a  
10 disproportionate amount of funding going to Bean;  
11 correct?

12 A. I would argue you're making an elidible  
13 error here just because --

14 Q. Correct me.

15 A. -- Bean, LLC is a company. [REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

22 Q. Understood. But you had over

1 \$3.3 million in compensation going to Bean in  
2 2017; correct?

3 A. Yes. As we said, we filed this  
4 ourselves. This is Exhibit 8. Absolutely. We  
5 all agree Bean was compensated \$3,323,000 in this  
6 time period, yes, of course.

7 Q. Let me take you back to page 172 of  
8 Exhibit 7, that Crime in Progress. I just wanted  
9 to bring you down to the paragraph that says,  
10 "Jones said he had some good leads..." It's the  
11 second to last full paragraph.

12 For the record, it says, "Jones said he  
13 had some good leads on the west coast while Fusion  
14 had already received unsolicited inquiries from  
15 high net worth individuals and people who manage  
16 their political giving. 'Glenn: Bean is thinking  
17 about you a lot lately,' one old friend wrote to  
18 Simpson in January. A prominent political  
19 consultant out west, she continued, 'has a  
20 benefactor looking to hire someone to do some  
21 digging.' Fritsch had received similar feelers  
22 from other possible donors, mostly Democrats."

1           Would you agree from this language that  
2 the fundraising for TDIP was being -- was a focal  
3 point for Glenn Simpson and Peter Fritsch?

4           A.     Glenn Simpson and Peter Fritsch  
5 certainly joined me in some efforts to fundraise.  
6 I would say I would not agree fully with their  
7 characterization, the role they played in  
8 fundraising and pulling that together.

9           Q.     How would you disagree with their  
10 characterization?

11          A.     I would say the board and the  
12 organization of the Democracy Integrity Project  
13 always knew that was very important, to be  
14 independent of Fusion. And while we were using  
15 Fusion for their skills, we made clear to them and  
16 to their -- I think they attempt to make that  
17 clear in here that it was very important these are  
18 two different entities.

19                 In fact, Fusion has deliverables to a  
20 nonprofit entity. That contract can be ended at  
21 any time. Yeah.

22          Q.     So just factually, did Glenn Simpson

1 assist with fundraising for TDIP?

2 A. As I stated, both Peter and Glenn at  
3 different times attended fundraising meetings with  
4 me, yes.

5 Q. And do you recall whether or not those  
6 fundraising efforts -- strike that.

7 When you met with fundraisers, did you  
8 talk about TDIP's mission generally, or did you  
9 talk the specific projects that you expected to  
10 undertake?

11 A. You're asking me to recall exactly what  
12 happened in conversations in early 2017 with  
13 potential funders. I just don't recall.

14 Q. Well, fundraising takes some time. You  
15 registered TDIP on January 31, 2017; correct?

16 A. According to the documents you provided,  
17 that is correct.

18 Q. And we know that from your recollection  
19 at least up until March 2017, it was at that time  
20 that you were familiar with the server allegations  
21 at least; correct?

22 A. I think we said I learned about or I



1 discussed them no later than March. But I don't  
2 see the connection between what you're talking  
3 about, Alfa server allegations and this aspect of  
4 what you're talking about now.

5 Q. Well, that's what I was going to ask  
6 you. So the Alfa server allegations was a TDIP  
7 project. [REDACTED] request that you look  
8 into the data, that project, for lack of a better  
9 term, was undertaken by TDIP; correct?

10 A. Yes. The Senate Armed Services  
11 Committee reached out to the Democracy Integrity  
12 Project specifically to interrogate information  
13 that they had received from [REDACTED]

14 Q. But as we talked about before, you  
15 didn't get a formal letter request; correct?

16 A. This was a verbal request; that is  
17 correct.

18 [REDACTED]  
19 [REDACTED]  
20 [REDACTED]  
21 [REDACTED]

22 Q. But you know. You've been on The Hill.

1 And when do you investigate matters, when you  
2 want to have compulsory process over something,  
3 you typically issue either a letter request or a  
4 subpoena; correct?

5 A. That is incorrect.

6 Q. So you expect people to cooperate with  
7 The Hill even if you don't use compulsory process?

8 A. Yes.

9 Q. And what are the ramifications -- so if  
10 you had no thank you, I'm not going to analyze  
11 this, did you expect that there would be  
12 compulsory process used to force you to do this  
13 analysis?

14 A. I will tell you just based off my  
15 experience in the Senate, we have both asked  
16 outside organizations to do research for us as a  
17 core part of our oversight business.

18 Q. Absolutely. You ask if they're willing.  
19 But if you had said no, did you understand that  
20 you were going to be getting a subpoena to force  
21 you to do for free analysis of computer data?

22 MR. TAYLOR: Ms. Krawiec, I have to

1 object. A subpoena for information that he  
2 doesn't have? That's ridiculous.

3 MS. KRAWIEC: That's the point I'm  
4 making.

5 MR. TAYLOR: That's really ridiculous.  
6 The Senate would subpoena some organization to do  
7 something and provide documents that they don't  
8 have? Come on.

9 MS. KRAWIEC: That's the point I'm  
10 making, Mr. Taylor.

11 MR. TAYLOR: You're making an argument  
12 in the deposition. You're not taking a  
13 deposition. You're making your case. Why don't  
14 you ask him what he knows, what the facts are.  
15 You can go ahead, but we're quitting today at  
16 5:00. It's over.

17 MS. KRAWIEC: We're quitting at seven  
18 hours on the record.

19 MR. TAYLOR: Whatever, but it's over.

20 MS. KRAWIEC: I understand. If there  
21 are questions --

22 THE WITNESS: You can make your

1 arguments all you want to, and you've got your  
2 materials there. Fine. Make them in court. This  
3 is a witness who is here to testify as to facts.

4 MS. KRAWIEC: I understand.

5 THE WITNESS: To ask him if he thinks  
6 he's going to get a subpoena from a Senate  
7 Committee to do something, to provide something  
8 that he doesn't even have is ridiculous.

9 MS. KRAWIEC: I agree with you  
10 100 percent.

11 MR. TAYLOR: Good.

12 MS. KRAWIEC: I couldn't agree with you  
13 more. So I appreciate the colloquy on the record  
14 because it actually makes the very point I'm  
15 trying to make.

16 BY MS. KRAWIEC:

17 Q. Let's get back to the fundraising point.  
18 So these fundraising meetings that you had, you  
19 said that Mr. Simpson and Mr. Fritsch at times  
20 attended these meetings with you; correct?

21 A. Yes.

22 Q. So what was their investment in TDIP?

1           A.    I think that's a question best asked  
2   for -- are you asking me why do you think that  
3   they wanted to be associated with TDIP and why  
4   they wanted to do research into foreign  
5   interference in elections?

6           Q.    No.  I'm asking why did they take the  
7   time out of their busy schedules to do fundraising  
8   with you for TDIP.

9           A.    I think you'd have to ask Fusion why  
10  they did those activities.  I don't think I'm  
11  prepared to give the inside of their head.

12          Q.    Did you think that Fusion was concerned  
13  about any bias associated with it in terms of the  
14  work it previously had done for the Democratic  
15  party, such that setting up TDIP would assist with  
16  kind of any integrity concerns?

17          A.    I think your question sounds to me it  
18  was related to page 171 where they write, "Any new  
19  investigative nonprofit couldn't be owned or  
20  controlled by Fusion, a for-profit entity that by  
21  now was inextricably (albeit wrongly) linked in  
22  the minds of many to the Democratic party."

1 I can't tell you more than what they've  
2 written in this book.

3 Q. Did you agree with that?

4 A. I have no stature to assess that  
5 situation. I was not involved with Fusion in any  
6 previous project prior to the setup of the  
7 Democracy Integrity Project.

8 Q. So you were just basically understanding  
9 that Peter Fritsch and Glenn Simpson who were, I  
10 think, a pretty recent acquaintance you met  
11 through [REDACTED], that they were making an  
12 investment in fundraising and TDIP. Was there any  
13 motivation on their part in making such an  
14 investment in TDIP?

15 A. You're asking me what was Peter's and  
16 Glenn's motivation, and I can't speak to their  
17 motivation. You can certainly ask Peter and Glenn  
18 what their motivation is. I'm not in a position  
19 to be inside their head to discuss motivation.

20 Q. Did they ever tell you why they were  
21 willing to engage in these fundraising efforts  
22 with you?

1           A.    I don't think they ever said -- told me  
2 why I'm willing, no.  I'm not even sure what  
3 you're asking.  Can you repeat that?

4           Q.    When you're taking trips, getting on a  
5 plane to go to the west coast to meet with a donor  
6 in the hopes that you might secure millions of  
7 dollars, there's no discussion as to why  
8 Mr. Fritsch or Mr. Simpson are willing to invest  
9 the time and take these trips with you?

10          A.    Well, I believe in their book, they talk  
11 very clearly that they were very concerned about  
12 foreign government interference in U.S. elections  
13 and elections overseas.  And I have no reason to  
14 doubt that they're being honest when they say they  
15 were concerned about these issues.

16          Q.    And did you have those direct  
17 conversations with him?

18          A.    Glenn Simpson certainly has vocalized  
19 multiple times his worries that Russian state,  
20 Russian corporations, Russian law firms, U.S.  
21 companies, U.S. law firms were doing the bidding  
22 of the Russian government and the Russian

1 intelligence services, yes.

2 Q. And did they in the context of that  
3 discussion talk about Alfa-Bank?

4 A. I don't have any recollection of having  
5 any detailed conversations with them about  
6 Alfa-Bank.

7 Q. So turning back to, I think it's  
8 Exhibit 8, page 10 of the independent contractors,  
9 the compensation listed, if you recall, of the  
10 3,323,924 that was paid to Bean, did any of that  
11 funding relate to TDIP's work on the server  
12 allegations?

13 A. To the best of my recollection, the only  
14 thing that Bean was the involved in was giving us  
15 a background paper they had on Alfa-Bank. By  
16 design, Democracy Integrity Project firewalled  
17 Bean from the server allegation project as well as  
18 Walsingham Partners as well as Istok Associates,  
19 Edward Austin, Zuckerman Spaeder which was made  
20 aware of it. But that was a very sensitive  
21 project that came to us from a direct request from  
22 the Senate. And given the history of Fusion and



1 Walsingham and others, they were firewalled from  
2 it and did not participate other than providing a  
3 background document on Alfa-Bank.

4 Q. And what did they tell you about this  
5 background document?

6 A. It was research they had conducted or  
7 were conducting over corporate entities and  
8 ownership structures, nothing about the server  
9 allegation.

10 Q. Understood. But the server allegations  
11 related to Alfa-Bank and you did include at least  
12 a piece, which we'll talk about, a background in  
13 the TDIP report.

14 Was that backgrounder originally  
15 obtained from Fusion?

16 A. I don't recall. Looking at the document  
17 actually yesterday, I think the core of that  
18 document was from Fusion, but as you've  
19 acknowledged, it's not the same document. It  
20 would have been consistent with our work of the  
21 Democracy Integrity Project to have probably  
22 deleted anything that couldn't be backed up or

1 solidified. We would have made sure everything is  
2 sourced appropriately.

3 So if there were speculative data in  
4 anything that Fusion would have provided us, we  
5 would have likely, based off our modus operandi,  
6 deleted that information and not included it.

7 Q. So this Alfa backgrounder, which we'll  
8 get -- I j want to better understand the  
9 compensation. I think you said, and I don't want  
10 to misquote you, that this Alfa backgrounder or a  
11 form, some form of the backgrounder was in  
12 existence; is that correct?

13 A. It is my understanding that some portion  
14 of that, and I'm really speculating now; I don't  
15 know. Some form of that had existed before, and I  
16 believe it may have been related to -- unrelated  
17 to anything to do with Russia or the server. May  
18 have been related to a commercial client in the  
19 past. That's my understanding. But I'm  
20 speculating now. That is my understanding.

21 Q. And on the backgrounder, so I think you  
22 said you understood Bean to have worked on it;

1 correct?

2 A. Yes. That is my understanding.

3 Q. What about Walsingham Partners, had they  
4 worked on the Alfa background?

5 A. I don't -- unless Bean somehow reached  
6 out to Walsingham Partners, I can't imagine that  
7 they would have played any role in any document  
8 that would have ever entered into our writeup on  
9 server connections. As I said, they, too, were  
10 firewalled from this.

11 Q. What did you understand, if anything,  
12 that Walsingham Partners was working on related to  
13 Alfa?

14 A. I don't think I had any understanding of  
15 what Walsingham Partners at that time period was  
16 working on with Alfa.

17 Q. Why did you have to firewall them then?

18 A. Firewall them?

19 Q. Didn't you just --

20 A. Well, as you know Walsingham Partners at  
21 one point was related to Christopher Steele and  
22 had written about Alfa had one of the aspects of

1 what is now known as the dossier. Just given that  
2 fact alone, I just needed to firewall him off of  
3 this. This was a different project unrelated.

4 Same thing with Bean, and they had  
5 obviously talked to reporters as has been  
6 documented in their book and elsewhere. So they  
7 were firewalled from this as well and their  
8 connection with the dossier, of course.

9 Q. What about Istok Associates?

10 A. Istok Associates had no involvement  
11 whatsoever with the Alfa document that we have,  
12 the server allegation.

13 Q. But they were walled off or there was no  
14 reason to wall them off?

15 A. I don't think there was any reason to be  
16 contacting them on that issue.

17 Q. And Edward Austin?

18 A. Ed Austin, I don't have any recollection  
19 of him being involved in the server allegations  
20 either.

21 Q. I think you had mentioned that --  
22 because, again, some form of the Alfa backgrounder

1 was included in the TDIP report; correct?

2 A. Yes. We just discussed that. Yes. I  
3 believe some version of their document, not the  
4 exact version. As I said, we have edited and  
5 deleted things that we didn't think could stand  
6 up.

7 Q. I think you had said that Bean had  
8 prepared at least a foundational draft on behalf  
9 of a commercial client.

10 A. I said very clearly that I'm  
11 speculating. It was my vague recollection of them  
12 already having some research and it was unrelated  
13 to Chris Steele or anything else that had been  
14 somehow related to a commercial client. But I'm  
15 speculating. Only Bean can answer that question  
16 for you.

17 Q. Understood. Do you have any idea who  
18 the commercial client was?

19 A. I have no idea who the commercial client  
20 was. My speculating again, but I don't think it  
21 was recent. I think it went back some years.

22 Q. How did it come up the idea of including

1 in the TDIP report this Alfa backgrounder? Was  
2 that at the suggestion of Bean?

3 A. No. So any time we would do a report,  
4 we would include as many background materials as  
5 possible for the eventual reader of that document.

6 I think if you'll look at that document,  
7 I'm sure we have a backgrounder on Spectrum  
8 Health. I'm sure we have something on Heartland  
9 Payment Systems. That's standard operating  
10 procedure for us. If a U.S. Senator, Senate Armed  
11 Services Committee or the Intelligence Committees  
12 look at this and they want to find out who is  
13 Alfa-Bank, who is Spectrum Health, the idea is to  
14 provide as much accurate information as you can to  
15 allow these policy leaders to understand the  
16 situation.

17 Q. So how did you get permission from Bean  
18 to use the draft? Explain how it is that you were  
19 provided some form of a foundational draft Alfa  
20 backgrounder from Fusion.

21 A. I don't have a distinct recollection,  
22 but I will tell you the modus operandi would have

1    been the Democracy Integrity Project would have  
2    reached out to Bean and said what information do  
3    you have, what background information do you have,  
4    what corporate background information do you have  
5    on this entity. And they would either say we have  
6    something, we don't have something or we can pull  
7    something together.

8           Q.    And what did they tell you they had on  
9    Alfa?

10          A.    Well, this is where I said I'm purely  
11    speculating because I have a vague recollection of  
12    them producing something somewhat quickly. We  
13    eventually got a document from them that we  
14    edited, added things to, and took things out.

15          Q.    And did you at any time talk to them  
16    about the Alfa backgrounder? Once you took  
17    possession of the draft, was your team able to ask  
18    questions of Bean?

19          A.    Yeah. Let me just speculate. I don't  
20    have a detailed memory of this, but again, current  
21    business practices of that time was, of course,  
22    you interact with someone who produces a product

1 for you like you would in any -- if you had  
2 someone building a bathroom for you, you're going  
3 to ask them questions throughout the project  
4 product.

5 But, again, they were walled off from  
6 anything having to do with the server allegations.  
7 This is about Alfa as a corporate structure.

8 Q. Understood. I mean, it was server  
9 allegations related to Alfa and it was included in  
10 the TDIP report.

11 A. Same for Spectrum Health and Heartland  
12 Payment Systems, of course, typical research  
13 investigative steps.

14 Q. Except I think the Alfa backgrounder is  
15 quite hefty.

16 A. Quite hefty organization.

17 Q. Fair enough.

18 (Jones Exhibit 9 was marked.)

19 BY MS. KRAWIEC:

20 Q. So I will represent to you, Mr. Jones,  
21 that this document that we're providing to you was  
22 produced by Fusion GPS from Glenn Simpson's



1 custodian files in connection with this  
2 litigation.

3 And if you look at the front cover of  
4 the metadata, you see that it says custodian -  
5 primary is Glenn Simpson; correct?

6 A. Oh, yes, from data it says custodian -  
7 primary Glenn Simpson; correct.

8 Q. If you go down to the metadata file  
9 name, it says TDIP Projects Month 2.

10 A. TDIP Projects Month 2, GS 3.21.17 Excel  
11 file; correct.

12 Q. So it looks like that date was March 21,  
13 2017. So if you can go to the spreadsheet, the  
14 first page which says at the top Launch of Initial  
15 Data Analysis and Investigations, can you go down  
16 to line 6.

17 A. Yes.

18 Q. So it says Alfa-Bank: Detailed  
19 Backgrounder and Links?

20 A. Yes.

21 Q. And then the description of this  
22 backgrounder and links, right, it says

1 descriptions the next column; correct?

2 A. Um-hum.

3 Q. It says secret server and ties to Putin;  
4 correct?

5 A. Correct.

6 Q. And then the lead is Fritsch/Simpson;  
7 correct?

8 A. Correct.

9 Q. So at least internal records that Bean  
10 or Fusion was keeping said that the Alfa-Bank  
11 detailed backgrounder and links they described as  
12 the secret server and ties to Putin; correct?

13 A. Correct.

14 Q. So in their minds -- again, I'll ask  
15 them, but it's fair to say that this document  
16 suggests that there was a tie to the Alfa-Bank  
17 backgrounder; correct?

18 A. This is a theme document. All I can  
19 tell you is that we walled off Fusion our  
20 investigation into the server analysis.

21 Q. Did Fusion know that you were going to  
22 including the Alfa-Bank backgrounder into the TDIP

1 report?

2 A. Not to my knowledge, no.

3 Q. So they gave you this hundreds of page  
4 report, sort of free research, with no knowledge  
5 of how it would be used?

6 A. I don't know what you mean free  
7 research.

8 Q. So was the 3.3 million paid to them in  
9 2017 partially related to the backgrounder?

10 A. We engaged with them to produce papers  
11 at our request, research papers at our request.

12 Q. Would that 3.3 million, it was a little  
13 over, encompass the Alfa-Bank backgrounder?

14 A. Absolutely, yes. That document was  
15 produced on request from the Democracy Integrity  
16 Project from Fusion, absolutely.

17 Q. How do you go about compensating someone  
18 for existing work product?

19 A. Well, as I said, I don't think that was  
20 an off-the-shelf product. I think part of it was  
21 historically -- there was some core of that that  
22 existed before. I don't have the product in front

1 of me, but, as I recall, there's quite relevant  
2 new data from probably as recently as 2016 or 2017  
3 in that document.

4 So while some of it may have been core  
5 document they had had somewhere in their records,  
6 it doesn't mean it was off the shelf and certainly  
7 not free, as you described it.

8 Q. That's helpful because I wasn't  
9 appreciating that the 3.3 million included payment  
10 for the Alfa-Bank --

11 A. I will tell you that anything GPS did  
12 for the Democracy Integrity Project at the request  
13 of the Democracy Integrity Project was part of our  
14 contract with them. They never provided us any  
15 free services whatsoever.

16 Q. And I'm not aware of us having the  
17 contract. Was there a written contract between  
18 TDIP and Bean and Fusion?

19 A. Yes.

20 Q. There was? And do you have a  
21 recollection of that contract?

22 A. I do not recall the details of that

1 contract, no.

2 Q. Was that contract entered into roughly  
3 in 2017?

4 A. To the best of my recollection, we would  
5 have had a contract in 2017, yes.

6 Q. And the scope of services anticipated in  
7 connection with that contract?

8 A. Would have been for research  
9 investigative services, absolutely.

10 Q. And some of the modifications that were  
11 made to the backgrounder -- I think you said there  
12 were updates made in you guess it was 2016,  
13 2017 -- are those updates that Fusion would have  
14 made for you?

15 A. Without having the document in front of  
16 me, I can't speculate on a document, one of  
17 millions of pages probably many years ago. So no,  
18 without looking at it, I can't tell you what  
19 Fusion did and what Democracy Integrity Project  
20 did or any other contractor for us. I would need  
21 to see it.

22 Q. Do you know who at Fusion or Bean worked

1 on the backgrounder? If I named some names, can  
2 you tell me if they would ring a bell?

█ [REDACTED]

█ [REDACTED]

█ [REDACTED]

█ [REDACTED]

█ [REDACTED]

█ [REDACTED]

█ [REDACTED]

9 Q. Are you familiar with Jake Berkowitz?

10 A. Yes, I am.

11 Q. And how are you familiar with him?

12 A. Jake Berkowitz is an employee of Bean.

13 Q. And do you have a recollection now that  
14 I said the name as to whether or not he worked on  
15 the backgrounder?

█ [REDACTED]

█ [REDACTED]

█ [REDACTED]

█ [REDACTED]

█ [REDACTED]

21 Q. What about Laura Seago, is that a  
22 familiar name?

1 [REDACTED]  
2 Q. What do you recall of Ms. Seago?

3 [REDACTED]  
4 [REDACTED]  
5 [REDACTED]  
6 [REDACTED]  
7 [REDACTED]  
8 [REDACTED]  
9 [REDACTED]

9 MS. KRAWIEC: I know it's 1:15. We'll  
10 enter these two exhibits, and then we can break.  
11 I'll be quick on these.

12 (Jones Exhibit 10 was marked.)

13 BY MS. KRAWIEC:

14 Q. Mr. Jones, the court reporter just  
15 handed you what's been marked as Jones Exhibit 10.  
16 This is the Form 990 for 2018. And I just have  
17 some questions related to page 9 of that form.  
18 This is a form, again, that TDIP would have filed;  
19 correcting?

20 A. Yes. Form 990 is a Return of  
21 Organization Exempt from Income Tax form from  
22 2018. This is a form that Democracy Integrity

1 Project would have been required to file; correct.

2 Q. So on page 9, again, it's that same  
3 section we talked about with the 2017 Form 990  
4 where it talks about compensation for independent  
5 contractors.

6 So we have Bean listed at a compensation  
7 of \$959,613. Do you have a recollection of any of  
8 the work in 2018 that Bean did relating to the  
9 server allegations?

10 A. I'll repeat myself. At no point in time  
11 did Fusion ever do work on the server allegations  
12 for the Democracy Integrity Project.

13 Q. But the Alfa backgrounder that was the  
14 foundational draft was included in the TDIP report  
15 related to the server allegations; correct?

16 A. The research was unrelated to the server  
17 allegations.

18 Q. I'm just asking a factual question,  
19 Mr. Jones.

20 MR. TAYLOR: Well, you're quarreling  
21 with him.

22 MS. KRAWIEC: I'm sorry?



1 MR. TAYLOR: You're quarreling with him.

2 MS. KRAWIEC: I'm not quarreling with  
3 him.

4 THE WITNESS: I believe you are.

5 MS. KRAWIEC: Well, let me just make  
6 sure it's not quarreling.

7 MR. TAYLOR: Why don't you ask your  
8 question.

9 BY MS. KRAWIEC:

10 Q. The TDIP report that you produced --

11 A. About the server allegations.

12 Q. -- about the server allegations, did it  
13 include some form of the Alfa-Bank backgrounder  
14 that Fusion originally provided you a draft of?

15 A. Some form of a backgrounder on Alfa-Bank  
16 is an appendix to a report that TDIP completed on  
17 the server allegations. The research of the  
18 server allegations, which we see as very distinct  
19 from research into Alfa-Bank, it's different.  
20 That's a different thing.

21 Research into Alpha-Bank, as you called  
22 them projects before, would be a project.

1 Research into server allegations is a separate  
2 project to which Fusion was completely walled off  
3 from.

4 Q. Understood. But it was an appendix to  
5 the TDIP report regarding the server allegations;  
6 correct?

7 A. Correct.

8 MR. TAYLOR: One thing that has been  
9 established today is that.

10 MS. KRAWIEC: Perfect. Thank you.

11 BY MS. KRAWIEC:

12 Q. So going down the list of the  
13 independent contractors, we have the Popily Inc.  
14 which is listed as 230,000. Did the work that  
15 Popily did in any way relate to the server  
16 allegations?

17 A. At this moment, Popily, Inc. is not -- I  
18 don't have a recollection of who Popily, Inc. is.  
19 So I can't answer that at this moment.

20 Q. Istok I think you said before was walled  
21 off. Would they have continued to be walled off?

22 A. Yeah. All these organizations, Istok

1 Bean and Walsingham, would have been walled off.

2 Q. And Edward Austin, I think you said you  
3 didn't think there was a reason --

4 A. I can't imagine -- Edward Austin, to  
5 clarify, did some translation work for us  
6 occasionally. But I can't imagine we would  
7 have -- I can't recall anything that he would have  
8 worked on.

9 Q. Understood.

10 (Jones Exhibit 11 was marked.)

11 BY MS. KRAWIEC:

12 Q. Mr. Jones, the court reporter has just  
13 handed you what's been marked Exhibit 11. Can you  
14 turn to page 8 of that document?

15 A. Yes.

16 Q. Again, this was a document, the Form 990  
17 that TDIP filed for 2019; correct?

18 A. Correct.

19 Q. Again, in that same section for  
20 independent contractors, Bean is listed as  
21 receiving compensation for 2019 in the form of  
22 1,222,714; correct?

1           A.    Correct.

2           Q.    And again, the wall off issue remained  
3 in 2019 with respect to the server allegations?

4           A.    From the very beginning until the  
5 present day, they were -- Bean was walled off from  
6 any analytics related to the server allegations.

7           Q.    And the same is true for Walsingham  
8 Partners and Istok; is that correct?

9           A.    That is absolutely correct, yes.

10          Q.    And then seeing Popily, that doesn't  
11 refresh your recollection?

12          A.    It doesn't. At this moment, it does  
13 not.

14          Q.    What if I said the name New Knowledge?

15          A.    They were not involved to the extent  
16 that I recall in any aspect of the server  
17 allegations.

18          Q.    Yinder?

19          A.    Yonder.

20          Q.    Yonder?

21          A.    Yeah. It's the same company.

22          Q.    Sorry. I'm reading a note. My

1 apologies.

2 A. I'm sorry. To be clear, if that's who  
3 you're referring to as Popily?

4 Q. Yeah.

5 A. Yeah. I don't have any recollection of  
6 them being involved.

7 Q. The same for Edward Austin, correct?

8 A. Same thing applies to '18 and '17.

9 Q. So just to be comprehensive, was Fusion  
10 ever paid by any other organizations that you're  
11 involved in for work related to the server  
12 allegations at either Advance Democracy?

13 A. Yeah. To be clear, Advance Democracy  
14 did not engage in any work related to server  
15 allegations, period.

16 Q. So was the only entity that you're  
17 associated with was TDIP that related to the  
18 server allegations?

19 A. Yes. To confirm, the only entity that  
20 we've talked about that I'm involved with, the  
21 only entity to engage in server allegations  
22 analysis was the Democracy Integrity Project.

1 MR. TAYLOR: Lunchtime?

2 MS. KRAWIEC: Yes. Thank you.

3 THE VIDEOGRAPHER: Going off the record  
4 at 1:22.

5 (Recess from 1:22 p.m. to 2:05 p.m.)

6 THE VIDEOGRAPHER: Back on the record at  
7 2:06.

8 (Jones Exhibit 12 was marked.)

9 BY MS. KRAWIEC:

10 Q. Mr. Jones, I'm going to ask you some  
11 questions with regard to what the court reporter  
12 has marked as Jones Exhibit 12.

13 A. Okay.

14 Q. Are you familiar with this document?

15 A. I am getting familiar with it as I page  
16 through it.

17 Q. Let me know when you're ready.

18 A. Okay.

19 Q. If you look at the cover of this  
20 exhibit, it appears to be an email that you sent  
21 to yourself.

22 A. Yes.

1 Q. And the address is [REDACTED]

2 A. Correct.

3 Q. And is that your email address for the  
4 Penn Quarter Group?

5 A. That is an email address associated with  
6 the Penn Quarter Group to which I control, yes.

7 Q. And it looks's though you were sending  
8 yourself the email; correct?

9 A. Yes.

10 Q. And the date on this document is  
11 August 26, 2017; correct?

12 A. Correct.

13 Q. And do you see the attachment, it says  
14 Backgrounder Alfa-Bank 082617?

15 A. I do.

16 Q. And is, in fact, the document that's  
17 attached to this email a draft of the Alfa-Bank  
18 backgrounder that we previously talked about that  
19 the foundational document came originally from  
20 Fusion; correct?

21 A. I cannot say that that is correct  
22 looking at the contents of it. It appears to be

1 much smaller and a very early draft. Given pages  
2 11 to 14, it looks like very rough, as if things  
3 were just pasted in. It looks to me like  
4 obviously a draft document that was still in the  
5 editing phase.

6 Q. Okay.

7 (Jones Exhibit 13 was marked.)

8 BY MS. KRAWIEC:

9 Q. The court reporter has handed you,  
10 Mr. Jones, what's marked as Jones Exhibit 13.  
11 Hopefully this document will help refresh your  
12 recollection.

13 If you look at the first page of this  
14 document, it is the metadata that's associated  
15 with the background. Do you see that with  
16 document?

17 A. I do.

18 Q. So do you see that the custodian here is  
19 listed as Jake Berkowitz?

20 A. I do.

21 Q. And you understand Mr. Berkowitz to be  
22 an employee of Fusion GPS; correct?



1           A.    I do.

2           Q.    And do you see the date of the document,  
3   8/24/2017; correct?

4           A.    I do not.  I see 8/24/2017.

5           Q.    I'm sorry.  8/24/2017.  Thank you for --

6           A.    I'm sorry.  I do not see 2017.  I see  
7   meta filename:  Alfa backgrounder 8/24.  You're  
8   talking up here Date - Time - Document.  Okay.  
9   Yes.

10          Q.    So you see that's the date there at  
11   least as per the metadata?

12          A.    Um-hum.

13          Q.    And then you see the file name is called  
14   Alfa Group Backgrounder?

15          A.    Yeah.

16          Q.    And then the author says DJJ.

17          A.    Yes.

18          Q.    Are DJJ are your initials?

19          A.    DJJ are, indeed, my initials, yes.

20          Q.    So if you look at the document that's  
21   attached, not going line for line, but, generally  
22   speaking, it looks pretty similar to the document

1 Exhibit 12 that I showed you; is that correct?

2 A. I wouldn't say that. There appears to  
3 be some differences in the document. You've gone  
4 through some of our files. As you know, at 45,000  
5 pages, we do lots of versions.

6 Q. Sure.

7 A. Generally speaking, it lines up.

8 Q. I mean, they're both entitled the  
9 Backgrounder Russia's Alfa Group; correct?

10 A. Yes.

11 Q. So this was just to refresh your  
12 recollection because this was a document that was  
13 produced to us by Fusion.

14 A. Okay.

15 Q. Does it help refresh your recollection  
16 that this may have been an early draft of the  
17 backgrounder that you were working with Fusion to  
18 obtain?

19 A. I think it would be helpful to actually  
20 see the version that you're referring to in the  
21 actual report.

22 Q. Sure.

1           A.    I just don't recall what that looks  
2   like.

3           Q.    We can do that.

4                   (Jones Exhibit 14 was marked.)

5           MR. TAYLOR:  Are you going to be giving  
6   it a number?

7           MS. KRAWIEC:  It's Exhibit 14.

8   BY MS. KRAWIEC:

9           Q.    Mr. Jones, the court reporter has handed  
10   you what's been marked as Jones Exhibit 14.  You  
11   had just requested a copy of the draft or the TDIP  
12   report, the most final copy that we understand was  
13   produced.  And I'll just represent to you that the  
14   Alfa kind of background-related information that  
15   you previously described as an appendix starts on  
16   page 312 of the report.  It's designated by  
17   TDIP-DDCGJ-00000312 is the top Bates, and then the  
18   bottom Bates is TDIP-ALFA-00000312.  I know you  
19   had hoped to, I guess, take a look at --

20          A.    I mean, it looks like it's a draft  
21   document.  Obviously, this looks more like our  
22   format frankly.

1 MR. TAYLOR: What is this?

2 THE WITNESS: This document that we're  
3 looking at -- thank you -- Exhibit 12 looks to me  
4 like a document that is in the format of the  
5 Democracy Integrity Project. So this has clearly  
6 been in our hands for quite sometime. I can tell  
7 that based off the edits.

8 BY MS. KRAWIEC:

9 Q. Just so the record is clear -- I'm  
10 sorry. I didn't mean to interrupt. So the record  
11 is clear, you're talking about Exhibit 12?

12 A. Exhibit 12 as well as Exhibit 13. The  
13 format you're looking at is a Democracy Integrity  
14 Project format. It is not the format in which we  
15 would receive documents from Fusion. So I can  
16 tell right off the bat based off the citations,  
17 style, other characteristics of it, that this is a  
18 Democracy Integrity Project document.

19 Q. And what about the document that's  
20 included in the final draft report?

21 A. Well, the final draft report, are you  
22 referring to Exhibit 14?

1 Q. Exhibit 14.

2 A. Exhibit 14, it looks like the version  
3 that's in Exhibit 14 is much larger than the  
4 versions that we have in 12 as well as the version  
5 that's in Exhibit 13.

6 Q. Correct. In fact, it spans -- just see  
7 where it ends. So it goes until the top Bates  
8 range of 558. So there's over 200 pages dedicated  
9 to this appendix to the TDIP report on the server  
10 allegations devoted to Alfa; correct?

11 A. I would say this is an appendix  
12 describing -- which is amongst other details  
13 describing one of the entities that was reportedly  
14 in contact with the Trump server, yes.

15 Q. And am I correct, it's a fair  
16 characterization that it's over 200 pages, over  
17 200-page appendix that's included, devoted to  
18 Alfa-Bank?

19 A. I'm sorry. Somehow I totally messed up  
20 this document.

21 MS. KRAWIEC: Can we go off the record.

22 THE VIDEOGRAPHER: Going off the record

1 at 2:16.

2 (Recess from 2:16 p.m. to 2:17 p.m.)

3 THE VIDEOGRAPHER: Back on the record at  
4 2:17.

5 BY MS. KRAWIEC:

6 Q. So to be clear, this document that  
7 starts on page 312 of the TDIP report related to  
8 the server allegations, this page is called Alfa  
9 Group Research Book; correct?

10 A. Yes. It's within the appendix. It's an  
11 appendix to the report.

12 Q. I understand it's an appendix to the  
13 report. And basically this appendix to the report  
14 dedicated to the Alfa Group Research Book is over  
15 200 pages; correct?

16 A. It appears to begin on page 312 and ends  
17 somewhere around 558 based off the table of  
18 contents.

19 [REDACTED]

20 [REDACTED]

21 [REDACTED]

22 (Jones Exhibit 15 was marked.)



[REDACTED]

10 Q. Why don't you look at the actual  
11 document. What's the title of that document?

12 A. Can you be specific on what  
13 exhibit you're referring to?

14 Q. Sure. So we're now on Exhibit 15. The  
15 bottom Bates is DEFS0011238.

16 A. Yes. And the title is Backgrounder:  
17 Russia's Alfa Group with apparently subtitle that  
18 says U.S. Influence operations and Benzckowski  
19 Nomination.

[REDACTED]



[REDACTED]

21 Q. But you have here in the title at least  
22 on the first page of Exhibit 15 addition of the

1 Benzckowski nomination; is that correct?

2 A. Yes.

3 Q. Do you know why the backgrounder  
4 document expanded to the Benzckowski nomination?

5 A. I can surmise that there was a  
6 Benzckowski nomination during the period of  
7 August 27, 2017 or somewhere in that summer. The  
8 connection obviously of Benzckowski is that he  
9 represented Alfa-Bank after the allegations that  
10 there were server connections between Alfa-Bank  
11 and the Trump organization.

12 Q. And do you know whether or not there was  
13 a concern -- did you have a concern that the  
14 Benzckowski nomination might go forward knowing  
15 that Mr. Benzckowski had represented Alfa-Bank  
16 when he was in private practice in connection with  
17 these server allegations?

18 A. That was not my precise concern, no.

19 Q. What was your precise concern?

20 A. My precise concern was that  
21 Mr. Benzckowski perjured himself during the  
22 confirmation hearing.

1 Q. And how did he perjure himself?

2 A. By misrepresenting two reports that  
3 Alfa-Bank commissioned about the server  
4 allegations.

5 Q. And do you recall what it was, the  
6 misrepresentation that you were concerned about?

7 A. Yes, saying that the two investigations  
8 that Alfa-Bank had commissioned had cleared  
9 Alfa-Bank of wrongdoing. I think we have the  
10 specific quotes in the report, which is  
11 Exhibit 14.

12 Q. So your concern with Benzckowski was  
13 purely related to his perjuring himself?

14 A. Yes.

15 Q. So you did not have any concerns about  
16 Benzckowski's association with Alfa-Bank?

17 A. I can speak for myself. My concern was  
18 his statements that he made to the U.S. Senate  
19 which I believed based off the evidence and still  
20 believe to this day do not comport with the  
21 statements that he made in front of the U.S.  
22 Senate pursuant to his confirmation hearing.

1 Q. And so at this point in time based upon  
2 your sort of investigation of the server  
3 allegations issues, did you believe that the  
4 reports that he was referencing, the cyber firm  
5 reports that Benzckowski was referencing, that  
6 they did not exonerate Alfa-Bank? That was your  
7 view?

8 A. My view is that the Stroz Friedberg  
9 report which was commissioned under Benzckowski  
10 and managed by Benzckowski did not absolve -- did  
11 not settle this issue and say, in fact, there were  
12 no server connections or no connection to which --  
13 whatever he testified. I mean, I can pull the  
14 exact quote, but there are a number of statements  
15 that he made which I thought were categorically  
16 false insomuch as what those two reports had  
17 found, yes.

18 Q. So was there any discussion with Fusion  
19 about the link that Benzckowski sort of linked to  
20 Alfa the commissioning of the Stroz and the  
21 perjury concerns?

22 A. I do not recall having a conversation

1 with Fusion about the perjury concerns. I do not  
2 recall them being in the weeds of this. And, as I  
3 said, they were walled off, again, from any  
4 analysis that we did of the server allegations.

5 Q. I think you had previously said that  
6 [REDACTED] committee did not think that the U.S.  
7 government was doing enough with respect to the  
8 Alfa server allegations.

9 A. Yes. It was my impression that the  
10 Senate Armed Services Committee as well as Mark  
11 Warner, the Senate Intelligence Committee, and  
12 perhaps other Senators, it was a belief that this  
13 was not being fully investigated by the  
14 government.

15 Q. So was the Benzckowski nomination a  
16 potential vehicle to try and get the server  
17 allegation issues back into sort of the law  
18 enforcement realm?

19 A. I don't -- what is your premise? What  
20 was the objective? Can you rephrase your  
21 question?

22 Q. Sure. You had said, if I understood

1 correctly, that one of the concerns that [REDACTED]  
2 had expressed to you was that there was a view on  
3 The Hill that the U.S. government -- I'm assuming  
4 law enforcement -- was not doing enough with  
5 respect to these server allegations; is that  
6 correct?

7 A. That was my perception, that the Senate  
8 Armed Services Committee, other Senators on the  
9 Senate Intelligence Committee and the House  
10 Intelligence Committee believed that the  
11 government wasn't doing enough to look into these  
12 allegations and refute them or confirm them or  
13 make any assessment of them.

14 Q. And was one of the objectives of sort of  
15 the report that you were generating to basically  
16 go to law enforcement and try and get them to  
17 re-engage in the server allegation investigation?

18 A. No. The objective was to provide a  
19 response initially, as I stated, from the Senate  
20 Armed Services Committee, to take a look at this  
21 and see if it had -- what the credibility --  
22 interrogate the data and confirm to the extent

1 possible the allegations made by Mr. Sussman's  
2 client.

3 Q. So there was absolutely no discussion at  
4 any point about if, in fact, the data was -- you  
5 deemed it to credibly support this sort of covert  
6 communication channel, then what was the intent --  
7 what was to be done with your report?

8 A. When we were asked to look into this by  
9 the Senate Armed Services Committee, there wasn't  
10 a and then you shall do this and then you shall do  
11 that. It was more interrogate the data, come back  
12 to us with an assessment of what you think this  
13 is, whether it stands up or it doesn't stand up.

14 Q. So there was no desire to use you report  
15 as a vehicle to get law enforcement to re-engage  
16 on the server allegations?

17 A. I have no recollection of those meetings  
18 when the Senate Armed Services Committee asked us  
19 to look at this, that there was any discussion  
20 that we would then give this report to the FBI and  
21 they would be armed with the right information to  
22 execute whatever they would do. No. It was

1 interrogate this data. Is it credible? What can  
2 you tell us about it? That's my recollection of  
3 those meetings.

4 Q. The Alfa backgrounder that was included,  
5 which I think was close to a 250-page appendix and  
6 it got into all these sort of different public  
7 allegations, why was that so critical to the  
8 server allegations?

9 A. We do the same thing for Spectrum  
10 Health, which is another organization that had  
11 been connected to the Trump server as well as  
12 Heartland Payment Systems, a processor in New  
13 Jersey. Had it been Bank of America, Chase bank,  
14 had it been Wells Fargo, we would have done the  
15 same backgrounder. Had it been on Disneyland, we  
16 would have done the same backgrounder.

17 Q. And the expansion to the Benzckowski  
18 nomination, how is that relevant to background --  
19 you've described that as an appendix for people to  
20 understand background on Hartland, background on  
21 Spectrum, background on Alfa. It seems that  
22 expansion into the Benzckowski nomination goes



1 beyond sort of corporate-related information.

2 Why did you think it was relevant to  
3 include in the backgrounder?

4 A. I think that's a really -- this is an  
5 important point. I thought it was extremely  
6 germane to the Alfa discussion. One, he was  
7 misrepresenting on behalf of Alfa-Bank the content  
8 of two reports to the U.S. Senate during a  
9 confirmation hearing. He had described that he  
10 was retained by Alfa-Bank and his partner to  
11 actively do research and take that research, as he  
12 says during his confirmation hearing, and  
13 documents to provide it to the FBI.

14 That was his job along with Fiona Ding,  
15 I believe it was, at Kirkland & Ellis. So, yes, I  
16 think it was entirely relevant to the proceedings  
17 because he was talking about the server  
18 connections and making, frankly, I think what I  
19 perceived then and now as false statements.

20 Q. And is it fair to say that someone that  
21 read the Stroz Friedberg report could reach  
22 different conclusions, meaning I could read it one

1 way and you could read it another, and we could  
2 have different take aways because it's sort of  
3 from the perspective of the reader; correct?

4 A. No. I'd call that highly incorrect.

5 Q. So explain why your reading of the Stroz  
6 Friedberg report, for example, is 100 percent how  
7 someone else would interpret it such that you  
8 would make a conclusion that someone perjured  
9 themselves.

10 A. Can I say the Stroz Friedberg report or  
11 the report that's in here. I'm happy to go  
12 through those reports in great detail if you like.

13 Q. We don't need to do that. You just  
14 spoke with clear recollection of the Stroz  
15 Friedberg report, and you said as a result of the  
16 statements in there and his commissioning and  
17 description of the report, that he perjured  
18 himself I think what you said.

19 A. That's correct, multiple times, which is  
20 why I'm asking to look at the document. There  
21 wasn't just one case.

22 Q. Well, I want to focus on the expansion

1 of the backgrounder to include the Benzckowski  
2 nomination. So was your view that Benzckowski  
3 perjured himself at the direction of Alfa? I just  
4 want to make sure I understand why it was  
5 included.

6 A. You're going to have to rephrase that  
7 question again.

8 Q. Sure. So was it your view that  
9 Benzckowski gave the testimony that he did at the  
10 direction of Alfa?

11 A. Nowhere in any of our documents or any  
12 of our records would ever suggest that we ever  
13 made the statement that Benzckowski -- we would  
14 attempt to know why Benzckowski, we believe,  
15 perjured himself. I don't know why Brian  
16 Benzckowski made these statements. I just know  
17 based off the record, they appear to be false.

18 Q. And did you have a desire -- did TDIP  
19 have a desire to derail the Benzckowski  
20 nomination?

21 A. No. The mission of the Democracy  
22 Integrity Project was not to derail the

1 Benzckowski nomination. However, we were looking  
2 at this on behalf of the Senate. And we were  
3 intimately familiar with these details. And we  
4 knew enough to know that, again, in our belief,  
5 Benzckowski was committing perjury in his  
6 testimony to the Senate in how he was describing  
7 these reports in the process of his Senate  
8 confirmation hearing.

9 Q. So was there a desire on the part of the  
10 Senate Armed Services Committee to derail  
11 Benzckowski's nomination?

12 A. I have no insight into what the  
13 objectives of the Senate Armed Services Committee  
14 were.

15 Q. Well, did you have conversations with  
16 [REDACTED] about the Benzckowski nomination?

17 A. I don't have any specific recollections,  
18 but I would be surprised if I did not raise to his  
19 attention that Benzckowski's on the record  
20 statements to the Senate did not comport with what  
21 we understood to be the truth.

22 Q. Can we go back to Exhibit 15, which is

1 the large report.

2 A. 14 is the large report.

3 Q. Okay. Sorry. Exhibit 14. Thank you.

4 If you can turn to pages 56 to 61 of the report.

5 A. This is where it says page 56 of 687?

6 Q. No. We're going to a different -- so  
7 it's going to be Bates number -- if you go off the  
8 DDJCGJ, it's going to be all the zeros and then 56  
9 is going to be the starting Bates range.

10 So you had said there were backgrounders  
11 done for Spectrum Health and for some of the other  
12 companies you referenced. So this is the  
13 reference to -- the backgrounder for Spectrum  
14 Health; is that correct?

15 A. It appears to be, yes.

16 Q. And that backgrounder is four pages  
17 long; correct?

18 A. I do not believe that's accurate.

19 Q. Okay. Well, this was produced by you.  
20 It's the report. It looks as though the Bates --

21 A. It looks like it's one page. You said  
22 four pages. It looks like it's one page.

1 Q. I'm just going to do the end Bates  
2 numbers. It's 56, 57. So those two relate to  
3 Hartland; correct?

4 A. Right.

5 Q. And then do you see 58 is --

6 MR. TAYLOR: 56 relates to Spectrum. 57  
7 relates to Heartland.

8 MS. KRAWIEC: I'm sorry. My apologies.

9 BY MS. KRAWIEC:

10 Q. Spectrum health it's a one-page  
11 backgrounder; correct?

12 A. Yes, page 56.

13 Q. Do you know who drafted this  
14 backgrounder?

15 A. I suspect we did this. I don't recall  
16 exactly who. I can speculate.

17 Q. Would it have been someone at TDIP?

18 A. Yes.

19 Q. Who do you think it was?

20 A. It was probably myself or [REDACTED]  
21 who was one of our employees at the time.

22 Q. So there's the one pager for Spectrum

1 Health; correct?

2 A. Yes.

3 Q. And then the next page, the Bates ending  
4 in 57, is a backgrounder for Hartland Payment  
5 Systems and this is three pages; correct?

6 A. Yes.

7 Q. And then on the page ending in Bates 60,  
8 there's the Listrak backgrounder, and that's two  
9 pages; is that correct?

10 A. That is correct.

11 Q. And then on Bates ending in 62, you've  
12 got the Cendyn Marketing Software Analysis, and  
13 that is -- that goes to 67; correct?

14 A. Yes.

15 Q. So is it your understanding with respect  
16 to the Hartland Payment System, that section was  
17 also drafted by TDIP?

18 A. I do not have a recollection of who  
19 drafted that. It appears to be drafted internally  
20 by TDIP.

21 Q. And the Listrak, do you have a  
22 recollection of who drafted that?





1 And I believe -- I don't want to misstate your  
2 testimony, but when we talked about the over 3.3  
3 million paid to Bean, LLC in 2017, that some of  
4 that payment related to the work that they had  
5 done on the backgrounder; is that correct?

6 A. We had a retainer with Fusion. So  
7 anything we requested from Fusion was part of that  
8 retainer. There was no specific line item for the  
9 Alfa-Bank backgrounder.

10 Q. Understood. But the work that they did  
11 on the backgrounder would have been encompassed in  
12 the payment amount just generally from 2017?

13 A. Some small fraction of that would have  
14 been related to the Alfa-Bank backgrounder, yes.

15 Q. Well, we had looked at some of the  
16 earlier drafts of the backgrounder which were  
17 pretty modest. I think they were 14 pages. And  
18 then we looked at the backgrounder that was  
19 included in the final TDIP report, and it was just  
20 shy of 250 pages.

21 Did you work with Fusion on expanding  
22 the backgrounder?

1           A.    I don't recall.

2           Q.    Well, you had said TDIP is a small shop,  
3 and I think you said you had like maybe four  
4 employees in-house to where you were primarily  
5 collection -- like almost a collection agency, a  
6 collection gatherer.

7                        So would it have been typical for you to  
8 take a document and expand the research on it by  
9 over 230 pages?

10          A.    Yes.  We could do something like that.  
11 I will note that for Cendyn and the other --  
12 Heartland, we did that research in-house.  In the  
13 case of the Alfa-Bank backgrounder, I just simply  
14 don't recall the back and forth with that, to the  
15 extent how that document evolved.  It's always  
16 been an appendix.

17          Q.    But the TDIP report, like the  
18 nonappendix, the main body of the report, you  
19 worked directly on that; correct?

20          A.    That's correct, yes.

21          Q.    And you have a clear recollection of  
22 that?

1           A.    I do.

2           Q.    Yet you don't have a clear recollection  
3 of working on the Alfa backgrounder?

4           A.    Well, that was unrelated to the server.  
5 For this deposition, I was told it was about the  
6 server allegations. So in terms of preparation  
7 yesterday and thinking back on this, I really  
8 prepared to think about and review documents  
9 related to the server allegations, the work we  
10 did.

11          Q.    And I think we're just going to agree to  
12 disagree on this, but when you have a report that  
13 has a, generally speaking, 250-page appendix, it  
14 seems as though you include an appendix because  
15 you think it's relevant to the main body of the  
16 report.

17          A.    I would still -- it holds true today  
18 that, yes, bios on the entities involved were  
19 relevant to the report, yes.

20          Q.    And so, therefore, generally speaking,  
21 it was part and parcel of the report that you were  
22 preparing?

1           A.     This is where the language matters.  If  
2     it's related to the server allegations and the  
3     analysis we made based what off the Senate  
4     requested us to do, which was to interrogate and  
5     assess the data that Michael Sussman's client had  
6     provided, I would not say that the appendix was  
7     key to any of that.

8                     These documents provided in support of  
9     whoever might receive this, in the Senate or  
10    somewhere else.

11           Q.     Generally speaking, when you include an  
12    appendix to a report, you think it's helpful  
13    background; correct?

14           A.     I will concede that I see your point  
15    that it's helpful.  But I'm saying it's not  
16    relevant to the server allegations.  So if you  
17    look at what's in the appendix, there's quite a  
18    bit of other information in here, public  
19    statements, glossary of terms, things that aren't  
20    relevant to the server allegations per se, but  
21    helpful to a reader, yes.

22           Q.     Can you turn to the Alfa Group Research

1 Book. It's going to be, I think, Exhibit 14, page  
2 312. So the first section, if you look at the  
3 next page, it says "Overview: Russia's Group";  
4 correct?

5 A. Yes.

6 Q. Do you have any recollection looking at  
7 this who drafted this section?

8 A. Based off the emails and other data that  
9 we were showing, which is in Exhibit 13,  
10 Exhibit 15 and Exhibit 12, this is certainly in  
11 our format. This was done in-house in terms of  
12 the -- when you look at the footnotes, when you  
13 look at the formatting of the document itself,  
14 this was -- no contractor, outside individual from  
15 TDIP would have put this document in this form.

16 Q. The format, because this is being  
17 formatted for one final report that's formatted  
18 consistently throughout; correct?

19 A. Yes. All of our documents try to have a  
20 style, yes, that's correct.

21 Q. And what about the substance of the  
22 document, do you have a recollection of who

1 drafted the substance?

2 A. As I mentioned, the large portion of the  
3 Alfa backgrounder was initially obtained from  
4 Fusion GPS.

5 Q. So I'm just going to take you through  
6 the different sections just to make sure nothing  
7 refreshes your recollection. So if you go to,  
8 Mr. Jones, the TDIP, the Bates range, the top one,  
9 ending in 366, this is sort of the second section  
10 of this appendix on Alfa?

11 A. Yes.

12 Q. It says, "Backgrounder: Alfa Group's  
13 Alleged Connections to Organized Crime, Criminal  
14 Behavior and Corruption."

15 A. Yes.

16 Q. Do you have a recollection of who  
17 drafted this?

18 A. I do not know for sure, but I would  
19 speculate, if I may, that this was a product,  
20 initial product, based off an initial product we  
21 received from Fusion.

22 Q. You don't have a recollection of



1           A.    Again, same answer.  I can speculate  
2   this was likely -- the core document was likely  
3   provided by Fusion GPS.

4           Q.    And then going through -- at the bottom  
5   Bates No. 484.  So it says, "Backgrounder:  
6   Effects of Alfa Group's Influence in the United  
7   States."

8                    Do you have a recollection of who  
9   drafted this?  Is it the same answer?

10          A.    Same answer, yes.

11          Q.    So that would be Fusion?

12          A.    Yeah.  The core research document in the  
13   Alfa backgrounder, as I've said, is, as I recall,  
14   was Fusion.

15                    (Jones Exhibit 16 was marked.)

16   BY MS. KRAWIEC:

17          Q.    Mr. Jones, we've handed you what's been  
18   marked as Jones Exhibit 16.  If you can just take  
19   the time you need to familiarize yourself with  
20   that document.

21                    (Witness reviewed the exhibit.)

22                    THE WITNESS:  Okay.



1 BY MS. KRAWIEC:

2 Q. So it appears that from this email -- it  
3 looks like as though you're working with Laura  
4 Seago and Jake Berkowitz on a project in March of  
5 2017; is that correct?

6 A. Yeah. It doesn't look to be related at  
7 all to Alfa or the server.

8 Q. It's not. Could it be related to the  
9 backgrounder? It says that -- it appears from  
10 what we can tell that it relates to the Trump  
11 Russia connections and that there's an attached  
12 spreadsheet which includes Alfa-Bank is referenced  
13 as well as one of its advisors, Richard Burt?

14 A. Oh, the third page here?

15 Q. Yes.

16 A. Group one. I'm sorry. Where do you see  
17 Alfa?

18 Q. If you go on the next page --

19 A. The very back page?

20 Q. -- it says can we add. But then on the  
21 first page, you have Richard Burt is an advisor to  
22 Alfa-Bank.

1           A.    Yes.  And as you know Richard Burt is  
2 involved in many interesting things in Washington  
3 beyond Alfa-Bank, but yes.  Okay.

4           Q.    So as best we could tell, this did look  
5 to relate to Alfa-Bank.  Does this document  
6 refresh your recollection as to the nature of the  
7 projects that you were working on in March of  
8 2017?

9           A.    No.  I think this was -- I think to say  
10 this is an Alfa-Bank or especially to say it's  
11 server related would be pretty off track.  As I  
12 recall, this was really just trying to get a  
13 handle of the people in the Trump orbit insomuch  
14 as their connection to Russia and Russian  
15 influence operations.  That's my recollection.

16          Q.    So when you look at this document, you  
17 don't believe it related to the report?

18          A.    No, I don't.

19          Q.    Could it relate to the Alfa-Bank  
20 backgrounder that you were working on with Fusion?

21          A.    I think it's extremely unlikely.

22          Q.    Despite the reference to Alfa-Bank;

1 correct?

2 A. Despite the reference to Alfa-Bank. If  
3 Alfa-Bank is mentioned on the very last page. It  
4 says can we add -- it says connection to Richard  
5 Burt and Russia. As you know Richard Burt is on  
6 the other side. I don't think this has anything  
7 to do with that. I'd be shocked if it was.

8 Q. And the various Trump entities given  
9 that the server allegations related to Trump and  
10 Alfa-Bank?

11 A. No. I don't that that was -- that  
12 definitely was not a part of this.

13 Q. What could this then have related to?

14 A. Well, as you know, Democracy Integrity  
15 Project was set up to look at foreign interference  
16 in elections in the U.S. and Europe. The part we  
17 did on the server was a minor -- it was a small  
18 in-house project.

19 The analysis of that was walled off  
20 again from Fusion and from others. We were  
21 involved in lots of activities and looking  
22 throughout Europe and the United States related to

1 influence operation.

2 Q. You would agree that the purported  
3 server allegations related broadly to election  
4 interference claims?

5 A. I would agree that the reporting on it,  
6 that the public reporting led with the  
7 insinuations that there was something to do with  
8 that. That's what I would say.

9 Q. Understood. I was just trying to  
10 understand how it fit within the TDIP mission.

11 A. Sure. Again, on Exhibit 16, you asked  
12 me if this related to the server allegations. As  
13 I mentioned, we walled off Fusion from analysis in  
14 the server allegation. So that further solidifies  
15 my thought that Exhibit 16 is completely  
16 unrelated.

17 (Jones Exhibit 17 was marked.)

18 BY MS. KRAWIEC:

19 Q. Mr. Jones, we're handing you what's been  
20 marked Jones Exhibit 17. This is an excerpt from  
21 House Permanent Select Committee on Intelligence,  
22 Report on Active Russian Measures. And the only

1 question I have for you relates to the last page.  
2 It's point five, footnote five. I'm not exactly  
3 sure if it's a footnote. I'm going to read it  
4 into the record.

5           It says, "[Redacted] who currently leads  
6 a research and investigatory advisory called the  
7 Penn Quarter Group is a former employee of the  
8 Daschle Group, U.S. Senate Select Committee on  
9 Intelligence and FBI; while at SSCI, he served as  
10 the chief author of The Committee Study of the  
11 Central Intelligence Agency's detention and  
12 interrogation program." And then there's a  
13 citation.

14           Then it says, "In late March 2017, Jones  
15 met with FBI regarding PQG which he described as  
16 the 'exposing foreign influence in western  
17 elections.' [Redacted name] told FBI that are PQG  
18 was being funded by seven to ten wealthy donors  
19 located primarily in New York and California who  
20 provided approximately \$50 million. [Redacted  
21 name] further stated that PQG had secured the  
22 services of Steele, his associate [redaction] and

1 Fusion GPS to continue exposing Russian  
2 interference in the 2016 U.S. presidential  
3 election. [Redacted name] planned to share the  
4 information he obtained with policymakers on  
5 Capitol Hill and with the press and also offered  
6 to provide POG's entire holdings to the FBI."

7 Have you seen this before?

8 A. Yes, I have.

9 Q. Do you believe that the redacted name is  
10 referring to you?

11 A. It would be hard not to come to that  
12 conclusion.

13 Q. Fair enough. Thank you for your  
14 transparency, Mr. Jones. Did you meet with the  
15 FBI in late March 2017?

16 A. I did meet with FBI officials in March  
17 of 2017.

18 Q. And what did this meeting relate to?

19 MR. TAYLOR: Do you need to confer?

20 THE WITNESS: No.

21 This meeting was about the Democracy  
22 Integrity Project's research into foreign election

1 interference and documents we might have that  
2 could potentially be helpful to the Federal Bureau  
3 of Investigation.

4 BY MS. KRAWIEC:

5 Q. And so was the goal for the FBI to  
6 potentially act on this information and conduct an  
7 investigation?

8 A. No.

9 Q. What was the goal?

10 A. The goal was to make the FBI aware that  
11 the Democracy Integrity Project was engaged in  
12 this research and to make them aware that we had  
13 information and we were acquiring information.  
14 And it was also meant to deconflict with the FBI.  
15 I wanted them to know that I had been working with  
16 Christopher Steele. And I knew they had a  
17 relationship with Christopher Steele. And I  
18 wanted to be transparent about that since I was a  
19 former FBI employee. It was as a courtesy to  
20 relay to them those facts.

21 Q. And did any of the information that you  
22 had relate to Alfa?

1           A.    I don't recall any indication or -- I  
2    don't have any recollection that Alfa-Bank was  
3    discussed in that meeting.

4           Q.    What about the information though that  
5    you had? You said that you offered to provide  
6    PQG's entire holdings to the FBI.

7           A.    To be clear, I never said I offered to  
8    provide PQG's. That is what you're reading. And  
9    we would object to nearly -- a vast majority of  
10   footnote five as being a place you can obtain  
11   reliable information that's accurate. We do not  
12   believe -- most of that is inaccurate.

13           MR. TAYLOR: You do not believe it's  
14   accurate? I think you said you don't believe it's  
15   inaccurate.

16           THE WITNESS: Too many negatives. This  
17   is inaccurate, and we have made the FBI aware of  
18   our views on the inaccuracy on that statement.

19           MR. TAYLOR: And for the record, we did  
20   it in writing.

21           MS. KRAWIEC: Okay. That's helpful.

22



1 BY MS. KRAWIEC:

2 Q. So did you not have any plans to share  
3 information with policymakers on The Hill and with  
4 the press?

5 A. Are you relying on footnote five for  
6 this question?

7 Q. Yes.

8 A. Then no. The information in question  
9 five -- the information that's quoted was  
10 attributed to the person redacted with my LinkedIn  
11 profile. We believe this is inaccurate and that  
12 this exchange as written is inaccurate and did not  
13 happen, if you're relying on Exhibit 17.

14 Q. Maybe I'm asking the questions wrong.  
15 I'm actually trying to go from this because you  
16 would think that it would be a credible source;  
17 right?

18 A. And I think you know that a lot of times  
19 reports that are generated by The Hill are  
20 political in nature and politically motivated.

21 A. I'm not making an accusation that  
22 footnote 5 is politically motivated. I'm merely

1 saying footnote 5 is inaccurate, and we've alerted  
2 the FBI to that many years ago in writing.

3 Q. But this was information that was  
4 provided to The Hill by the FBI. Am I correct on  
5 that?

6 A. I think you have to ask the FBI that  
7 question.

8 Q. Well, you've written a letter objecting  
9 to the accuracy of this. So is this something  
10 that the FBI provided?

11 MR. TAYLOR: We don't know.

12 THE WITNESS: You'd have to ask the FBI  
13 what they provided to the House Intelligence  
14 Committee.

15 MR. TAYLOR: In fact, I'm not sworn, but  
16 the \$50 million number is so false as to call into  
17 question the accuracy of the entire account. And  
18 I don't think, to our knowledge, the 302 of that  
19 meeting would support what's in that footnote.

20 BY MS. KRAWIEC:

21 Q. Let me ask: Did you take a meeting with  
22 the FBI in late March of 2017?

1           A.    Yeah.  As I described, I met with two  
2  FBI officials in Washington in March of 2017, yes.

3           Q.    And I'm sorry if you already testified  
4  to this, but the purpose of that meeting?

5           A.    The purpose of that meeting was to alert  
6  the FBI, a place that I had worked with and who I  
7  maintained contacts with who are still there, that  
8  the Democracy Integrity Project as an organization  
9  existed and that we were collecting information on  
10 foreign government interference in elections and  
11 that we had information on foreign government  
12 interference in elections, as well as the fact  
13 that I had engaged the services of Christopher  
14 Steele for the Democracy Integrity Project and  
15 alerting them to that given the public nature of  
16 what had transpired from the Bureau on this.

17          Q.    Did anyone else attend that meeting with  
18 you?

19          A.    No.

20          Q.    So it was just you and the FBI agents?

21          A.    It was just me and the FBI.  No one else  
22 was aware of the meeting.

1 Q. And did you proactively reach out to the  
2 FBI?

3 A. I proactively reached out to the FBI per  
4 my last statement.

5 Q. And I know that you said some of the  
6 projects you were working on were with Christopher  
7 Steele, which we saw the reference to his company  
8 in the Form 990s. Were some of the projects also  
9 related to work that you were doing with Fusion as  
10 well?

11 A. Insomuch as the Democracy Integrity  
12 Project was looking at foreign interference in  
13 elections, that was our mission, then, yes, it  
14 would have involved all of our contractors.

15 Q. And I understand that you're taking  
16 issue with the way that this is described, but you  
17 do agree that there was a meeting in March of  
18 2017.

19 At that meeting, was anything discussed  
20 about server allegations?

21 A. I don't recall server allegations being  
22 a component of that meeting.

1 Q. I may have asked you, but anything about  
2 Alfa-Bank discussed at that meeting?

3 A. You did. And I don't have any  
4 recollection of discussing Alfa-Bank at that  
5 meeting.

6 Q. Mr. Jones, I know that you had  
7 previously testified that your TDIP team was  
8 pretty small. I just wanted to get a sense of the  
9 TDIP employees that worked on the server  
10 allegations for the TDIP report. I think you  
11 mentioned [REDACTED]

12 A. That's correct.

13 Q. Did [REDACTED] work on it?

14 A. Yes.

15 Q. Anyone else?

16 A. I think we pretty much walled it off  
17 into the three of us. We have what we call  
18 fellows in our office. I don't think any one of  
19 them touched the server allegations at all. As I  
20 mentioned, not only did we wall off Fusion and  
21 Chris Steele's company, everyone else, too. As  
22 many people as we could wall off in that

1 investigation, we did.

2 [REDACTED]

3 [REDACTED]

4 [REDACTED]

5 [REDACTED]

6 [REDACTED]

7 [REDACTED]

8 [REDACTED]

9 [REDACTED]

10 [REDACTED]

11 [REDACTED]

12 [REDACTED]

13 [REDACTED]

14 Q. And so I know we had talked about sort  
15 of the overlap. But were they just straight-up  
16 TDIP employees?

17 A. They were straight-up TDIP employees,  
18 yes, at that time, yeah. Clarify that. When did  
19 we say we established Advance Democracy?

20 Q. January 31, 2017?

21 MR. MACCOLL: You mentioned 2018, but  
22 I'm not certain.

1 THE WITNESS: This is dated  
2 October 2018. I'm not sure. There may have  
3 been -- [REDACTED] became employees at  
4 one point of Advance Democracy. I'm not sure when  
5 that transition happened. But I think the core,  
6 what you're getting at, the analysis period, I  
7 don't know Advance Democracy existed at that time.

8 BY MS. KRAWIEC:

9 Q. That's helpful. Thank you. So I know  
10 you had talked about again describing yourself as

[REDACTED]

[Redacted text block containing multiple lines of blacked-out content]



[REDACTED]

21 Q. And the company, was that company called  
22 Layer Aleph?

1           A.    Yes, a company called Layer Aleph.

2           Q.    Did you have a formal contractor  
3 engagement letter with Layer Aleph?

4           A.    We did, yes.

[REDACTED]

20           Q.    Did you treat them differently than  
21 independent contractors or why were they not  
22 included?



[Redacted text block containing multiple lines of obscured content]

[Redacted text block containing multiple lines of obscured content]

[Redacted text block containing multiple lines of obscured content]

[Redacted text block containing approximately 25 lines of obscured content]







1 pseudonyms used, you know, I guess even with memos  
2 that were shared, I think, with outsiders or with  
3 the media do you know why?

4 A. I think there's a perception, especially  
5 among people in the cybersecurity world and people  
6 related to the intelligence world and law  
7 enforcement world, that if there's an allegation  
8 of Russia intelligence connection, that you want  
9 to keep as low a profile as possible. And they  
10 expressed to me multiple times their concerns  
11 about their security and working on this project  
12 if, in fact, there was an allegation that turned  
13 out to be true, that Russia intelligence was  
14 involved.

15 Q. If you can stick with that Filkins'  
16 article. I think we just said it was tab 3.

17 A. Exhibit 3.

18 Q. I'm going to ask you about language  
19 that's included in the article on page 7. It's  
20 towards the bottom of the page, the third  
21 paragraph from the bottom, "To assess..."

22 It says, "To assess the Alfa-Bank data,

1 Jones assembled a team of computer scientists  
2 divided into two groups, one on each coast. They  
3 also consulted with Jean Camp who agreed to  
4 cooperate despite the possibility that Alfa-Bank  
5 might take legal action."

6 I'm going to pause there.

7 Do you agree with Mr. Filkins that you  
8 assembled a team of computer scientists divided  
9 into two groups, one on each coast?

10 A. No. I think that I wouldn't fully agree  
11 with Mr. Filkins' assessment there.

12 Q. You served as a source for this article;  
13 correct?

14 A. I did. I'm on the record, yes.

15 Q. So do you have any recollection of  
16 speaking to Mr. Filkins about the way you  
17 assembled your team?

18 A. Would you like me to discuss why I think  
19 Mr. Filkins wrote that sentence?

20 Q. Sure.

21 A. I consulted with an independent group on  
22 the west coast, somebody who I had deep trust in,

1 who knew these issues better than anybody else I  
2 knew, who assembled a group of other experts. And  
3 I met with them at least once on the west coast  
4 for a very long period of time going through this  
5 data with the goal of actually being able to --  
6 this was our goal to begin with. I think as  
7 Dexter points out in this article, the easiest  
8 thing to do as an investigator is to say, okay,  
9 well, this is fake. We can put it aside. We  
10 don't need to go any further.

11           And the group on the west coast was  
12 really meant to interrogate some of the  
13 assumptions here, some of the people involved, the  
14 data, is this theoretically possible. And this  
15 group on the west coast was very helpful in  
16 walking me through that. And that group never  
17 spoke with the group on the east coast.

18           So I suspect when Dexter is talking  
19 about the two groups, he was referring to the fact  
20 that there were two groups that I consulted with  
21 on the very issues of the server connections and  
22 that they never did talk to each other.

1           I wouldn't say they're equal which I  
2 think -- this sentence may lead readers, perhaps  
3 inadvertently to believe.

[REDACTED]

22           Q.   Understood.  And who was that group of

1 the west coast -- I think you said there was one  
2 individual that you trusted completely and then  
3 worked with them to assemble the team. Can you  
4 walk us through the members?

5 A. Yeah. I do not recall other members at  
6 that meeting, but the main member was a man named  
7 Sameer Bhalotra. Sameer Bhalotra worked at the --  
8 he has the background in the intelligence  
9 community. I'll say that. And then he served on  
10 the Senate Intelligence with me overseeing the NSA  
11 and cyber, and he's a cyber expert.

12 Q. So there were sort of when the data  
13 appeared, I think, first in 2016, there were some  
14 computer scientists that were looking into. I  
15 think Jean Camp was one of them.

16 As part of the folks that [REDACTED]  
[REDACTED] consulted with, did he -- for example,  
18 Paul Vixie. Any names that you can recall?

[REDACTED]  
[REDACTED]  
[REDACTED]  
[REDACTED]

█ [REDACTED] █  
█ [REDACTED]  
█ [REDACTED]

4 Q. So did you have, not to lose the thread,  
5 but overlap or discussions with any of the sort of  
6 2016 researchers like Jean Camp, for example?

7 A. Can you rephrase that question?

8 Q. Sure. So it sounded to me, if I  
9 understood you correctly, that [REDACTED]  
10 sort of -- [REDACTED]

█ [REDACTED]  
█ [REDACTED]  
█ [REDACTED]  
█ [REDACTED]  
█ [REDACTED]  
█ [REDACTED]  
█ [REDACTED]  
█ [REDACTED]  
█ [REDACTED]  
█ [REDACTED]  
█ [REDACTED]

20 Sameer, through his work in the  
21 intelligence community, knew Rodney Joffe very  
22 well, for example, in his time in the intelligence

1 world and had nothing but very good things to say  
2 about him. I believe, you know, the questions I  
3 would ask are like who are the top five DNS  
4 experts in the world, something to that nature,  
5 and remember Rodney Joffe being one of the first  
6 few names out of his mouth.

7 Q. Does that Randy Bush ring a bell?

8 [REDACTED]  
9 [REDACTED]  
10 [REDACTED]  
11 [REDACTED]

12 Q. So this reference to Filkins -- the  
13 language when it says, "To assess the Alfa-Bank  
14 data, Jones assembled a team of computer  
15 scientists, divided into two groups, one on each  
16 coast. They also consulted with Jean Camp," I  
17 wasn't sure what the "they" reference. Was it  
18 your team or [REDACTED] team? I just didn't  
19 understand the "they."

20 [REDACTED]  
21 [REDACTED]  
22 [REDACTED]



[REDACTED]

9           In regards to Jean Camp, your question  
10 is did we work with Jean Camp, I definitely  
11 exchanged some messages with Jean Camp. She was  
12 not on our investigative team. She provided  
13 documents to us, some of which she had released  
14 publicly.

15           I also recall Jean Camp assisting me  
16 sometimes -- this is my recollection at least --  
17 with language, same thing of not simplifying  
18 language so much that it then becomes inaccurate.

19           Q.   And did you sort of work with Jean Camp,  
20 not through a pseudonym, meaning when you dealt  
21 with Jean Camp, you were dealing with Jean Camp?

22           A.   As far as I know, I always dealt with

1 Jean Camp in true name.

2 (Jones Exhibit 18 was marked.)

3 BY MS. KRAWIEC:

4 Q. Mr. Jones, the court reporter handed you  
5 what's been marked Exhibit 18. If you could just  
6 take the time you need to familiarize yourself  
7 with the document.

8 (Witness reviewed the exhibit.)

9 THE WITNESS: Okay.

10 BY MS. KRAWIEC:

11 Q. Do you recognize this document?

12 A. I reviewed this document yesterday with  
13 my lawyers.

14 Q. Do you know what this document is?

15 A. I do not know what this document is. I  
16 can speculate.

17 Q. Why don't you go ahead and speculate and  
18 we can work through it hopefully.

19 A. My speculation is that this was  
20 potentially from Dexter Filkins trying to confirm  
21 up certain aspects to ensure that what he was  
22 writing was accurate. That is a pure speculation

1 on my behalf. We looked at this yesterday. I  
2 said the same thing.

3 Q. Can I point you to the fifth bullet?

4 A. Sure.

5 Q. It says, "Jones had several meetings  
6 with the original source and a number of  
7 sub-sources."

8 So I know we had previously discussed  
9 that you had meetings with Mr. Joffe; correct?

10 A. Correct.

11 Q. And would you view Mr. Joffe as the  
12 original source?

13 A. I don't know in the context of  
14 Exhibit 18, but I would refer to Mr. Joffe and the  
15 entities associated with the original source, yes.

16 Q. And then it says that Jones had several  
17 meetings with -- let me stop there. We talked  
18 before. You didn't have a clear recollection of  
19 how many times you met with Joffe.

20 After sort of discussions today, has it  
21 jogged your memory at all?

22 A. I don't have an exact number of times I

1 met with him, no.

2 Q. And would these meetings usually be  
3 where Mr. Sussman accompanied Mr. Joffe?

4 A. I had at least one meeting in Michael  
5 Sussman's office with Rodney Joffe, and I had at  
6 least one meeting in the offices of the Democracy  
7 Integrity Project with Mr. Joffe.

8 Q. Where Mr. Sussman was not there?

9 A. I believe Mr. Sussman was present for  
10 all meetings always, yeah.

11 Q. So you have a clear recollection of at  
12 least two meetings?

13 A. Yes. Not a clear recollection. A  
14 recollection.

15 Q. A recollection. And did you ever have  
16 sort of chats? Like did you do encrypted  
17 messaging with Mr. Joffe?

18 A. No. The email we talked about before,  
19 Exhibit --

20 Q. The John Galt?

21 A. Yeah. That was a very rare occurrence.  
22 Without the context, if you had sent me an email

1 that just had the To and From, I would have had no  
2 idea who that was. So we did not have an  
3 informal relationship back and forth. That was  
4 not something that I recall.

5 Q. And then it says that Jones had several  
6 meetings with a number of the sub-sources. Who  
7 would you sort of put into the sub-source  
8 category?

9 A. I think it says here several meetings  
10 with original source and a number of sub-sources,  
11 not several meetings with each.

12 So Mr. Joffe had at least, as I recall,  
13 two individuals that he was associated with, and I  
14 do not know in what regard the association was,  
15 that provided us with information on a more  
16 regular basis, particularly when we had questions  
17 about the data, and there are two individuals,  
18 April.

19 Q. Lorenzen?

20 A. Lorenzen, yes, and Dave Dagon I believe.

21 Q. That rings a bell. Did you meet  
22 directly with April Lorenzen?

1           A.    I believe I did, yes.

2           Q.    And do you remember for what purpose?

3           A.    Everything, everything related to my  
4 interactions with those two individuals and Rodney  
5 always related to -- I shouldn't say that. Our  
6 interactions with them from the direction of us  
7 asking them questions always involved DNS lookups,  
8 and most of that was related to the server.

9           Q.    And so were the meetings that you had  
10 with April Lorenzen separate or always with  
11 Mr. Joffe?

12          A.    I don't recall. I have a vague  
13 recollection of the three of them in our office,  
14 but it is not -- it's not a strong memory.

15          Q.    And other than the association with  
16 Lorenzen and Dagon, did you know what the  
17 relationship was between the three of them?

18          A.    No. As I mentioned when I opened, no, I  
19 don't know exactly what their relationship was. I  
20 understood that Mr. Dagon was a researcher, an  
21 academic mostly, at the University of Georgia or  
22 associated with University of Georgia in some

1 manner.

2 Q. Did you have a sense when you talked to  
3 those three as to who was the actual data source?

4 A. It's always been my understanding, as we  
5 mentioned before, the original source -- in my  
6 view and my understanding of the data, the  
7 original source was Michael Sussman's client,  
8 Rodney Joffe.

9 Q. And so how would you describe sort of --  
10 I know you said two individuals associated with  
11 Joffe, but what was the role that Lorenzen -- I'll  
12 take each in turn just to make sure it's not  
13 compound. So what was the role that Lorenzen was  
14 playing vis-a-vis the data?

15 A. It was my perception that Rodney Joffe  
16 was more senior and no longer in the weeds of data  
17 and that these were two individuals that could  
18 answer our in the weeds data about particular DNS  
19 records of the 37 million that were provided to  
20 us.

21 Q. So that description you gave would apply  
22 not only to April Lorenzen but to Dave Dagon?

1           A.    It would, yes.  If we had a question  
2 with detail about the data itself, you're most  
3 likely to get a thorough answer from one of those  
4 two.

5           Q.    And when you communicated with them, did  
6 you do it via a pseudonym?

7           A.    Did I do it via a pseudonym?  No.  I  
8 don't think I've ever behaved or had a pseudonym  
9 ever, no.

10          Q.    So we're going to get to some chats.  
11 I'm just trying to understand.  There's like a  
12 reference to a Tina Doug?

13          A.    I'm not Tina Doug.

14          Q.    I know you're not.  Do you know who Tina  
15 Doug?

16          A.    In my recollection, Tina Doug is April  
17 and Dave.  I'm sorry.  You're asking if I used a  
18 pseudonym?

19          Q.    No.  I'm sorry.  Did April or Dave --  
20 we've established that Josh used Max.  So did  
21 April and Dave use --

22          A.    Yes.  That was one of the pseudonyms



1 that they used, yes.

2 Q. April Lorenzen was Tina and Dave Dagon  
3 was Doug?

4 A. As you'll see in the document production  
5 that I saw yesterday, they're together. So  
6 whenever someone is chatting with -- you said Tina  
7 Doug.

8 Q. Yes.

9 A. I don't know who is actually behind that  
10 on the keyboard, but I associate those messages  
11 with April and Dave, yes.

12 Q. And we talked about you don't seem to  
13 know who Tea Leaves is, but you do know of the  
14 references in the media reports to a Tea Leaves;  
15 correct?

16 A. Yes. And we never paid it much  
17 attention.

18 Q. So from your perspective, was there any  
19 connection to the data that you obtained from  
20 Sussman via Joffe and the Tea Leaves data that was  
21 being discussed in the media? Did you think of it  
22 as one in the same data?

1           A.    I did not.  And I think early on we  
2 looked at some of the postings of Tea Leaves or  
3 postings associated with Tea Leaves, and I think  
4 we just thought it wasn't worth chasing and it  
5 wasn't that interesting or it couldn't be stood  
6 up.

7                   We really wanted to make sure we weren't  
8 chasing rumors.  We had enough to do.

9           Q.    Sure.  Because it sounds like you looked  
10 into this a little bit, can you elaborate on why  
11 you didn't think the Tea Leaves data really stood  
12 up?

13           A.    I have almost no recollection of the  
14 data that Tea Leaves was out in the media.  I just  
15 remember the name Tea Leaves being everywhere.  
16 But, I mean, we just didn't -- we paid no  
17 attention to it.

18           Q.    And do you know whether or not in  
19 connection with the dealings with the FBI with  
20 Mr. Sussman and Max, whether or not April Lorenzen  
21 and Dave Dagon were involved in those sort of  
22 discussions?

1 A. I'm sorry. Can you rephrase it?

2 Involved in what discussion?

3 Q. Our understanding is that Mr. Sussman  
4 and his client Max met with the FBI. And I'm just  
5 wondering whether or not you know if April  
6 Lorenzen or Dave Dagon were involved in any of  
7 those meetings?

8 A. I have no idea. I don't know. To go  
9 back to one of the things you mentioned about Tea  
10 Leaves, as I'm thinking about it, I'm not sure if  
11 this is one with Tea Leaves or not, but I remember  
12 reading at some point someone put out on the  
13 internet there was a correlation between the DNS  
14 records and events in modern day life, and I  
15 remember us thinking very little of that analysis.

16 Q. Well, there was also --- I don't know if  
17 you remember, but there was an individual, Scott  
18 Turbin.

19 [REDACTED] [REDACTED] [REDACTED]  
20 Q. He went by the name of Crypt3a.

21 [REDACTED] [REDACTED] [REDACTED]  
22 Q. He had had a blog or a posting which

1 basically suspected that April Lorenzen was Tea  
2 Leaves.

3 But to your knowledge, you do not have  
4 any reason to believe that April Lorenzen was  
5 associated with Tea Leaves?

6 A. The first time I've ever heard that  
7 April Lorenzen could be associated with Tea Leaves  
8 is today at this meeting.

[REDACTED]

[Redacted text block containing multiple lines of obscured content]

[Redacted text block containing multiple lines of blacked-out content]

[Redacted text block containing multiple lines of blacked-out content]

[Redacted text block containing multiple lines of obscured content]



■ [REDACTED] [REDACTED]

2 MR. TAYLOR: Can we take a break?

3 MS. KRAWIEC: Sure.

4 THE VIDEOGRAPHER: We are going off the  
5 record at 3:44.

6 (Recess from 3:44 p.m. to 4:07 p.m.)

7 THE VIDEOGRAPHER: Back on the record at  
8 4:07.

9 (Jones Exhibit 20 was marked.)

10 BY MS. KRAWIEC:

11 Q. Mr. Jones, the court reporter is handing  
12 you what's been marked as Jones Exhibit 20. If  
13 you can take a moment to look. Just to give you a  
14 little context, we had previously been speaking  
15 about some of the chats with TinaDoug, and you had  
16 a recollection of potentially having some back and  
17 forth.

18 So this is a collection of chats with  
19 TinaDoug as it was produced to us, and we just  
20 have some questions that we'd like to go through.  
21 So I will be pointing to the specific language,  
22 but please feel free to familiarize yourself with

1 the document and just let me know when you're  
2 ready.

3 (Witness reviewed the exhibit.)

4 THE WITNESS: Okay.

5 BY MS. KRAWIEC:

6 Q. So just generally, can you describe what  
7 this document is?

8 A. Page 1 is difficult actually. The  
9 latter pages are easier to describe. Starting on  
10 page 2, midway through where it says TinaDoug at  
11 10:05 a.m. and then there's -- there appears to be  
12 a discussion between TinaDoug and another account  
13 through the document. This appears to be similar  
14 to the last exhibit or one of the previous  
15 exhibits you identified. I believe it is  
16 Exhibit 19 where we're looking at a message from  
17 Wickr that was taken out and pasted somewhere  
18 else.

19 Q. So these are messages from Wickr as  
20 best you --

21 A. As best I can tell, starting on page 2  
22 where it begins TinaDoug at 10:05 a.m. It follows

1 the same format as the other data which we  
2 previously listed as Wickr data. So I'm making  
3 that extrapolation based off Exhibit 19.

4 Q. You had said there was another handler.  
5 We already established who TinaDoug is.

6 A. Correct.

7 Q. But do you know who [REDACTED] is?

8 A. That would be my Wickr user name.

9 Q. So that's your Wickr user name?

10 A. Correct.

11 Q. And, again, the purpose of using Wickr  
12 for these chats was what?

13 A. We don't normally using Wickr. The  
14 Democracy Integrity Project or Advance Democracy.  
15 The FBI uses Wickr. And a lot of cyber  
16 researchers such as Tina and Doug use Wickr. So  
17 we were basically going to the platform that they  
18 were using.

19 Q. And did they request you to use Wickr as  
20 best you recall?

21 A. To the best I recall, yes. There would  
22 be no other reason we would. Our preference is

1 always Signal.

2 Q. And is Wickr one of these other  
3 self-deleting sort of encrypted apps?

4 A. Yes. It's my understanding that Wickr  
5 is another one of these self-deleting encrypted  
6 apps.

7 Q. We're going to go to page 3, which the  
8 Bates No. is 3473. So it's the first full  
9 paragraph at the top of the page. It says, "From  
10 network analysis PoV," assuming that's point of  
11 view, I'm not sure, "it's not clear it's SIP. But  
12 from a network hunter's PoV," point of view, "this  
13 is very hard to explain, and likely covert comms.  
14 Thus, SIP is the operating hypothesis.

15 Do you know what TinaDoug was trying to  
16 communicate to you here?

17 A. Yeah. SIP is, from the context of  
18 reading this, reference to a website Sipper.ru,  
19 which is a Russia-based website. This is  
20 unrelated, as I understand it. I guess the first  
21 page -- when I'm looking at the second page, Alfa  
22 does not jump out to me, what the context is. The

1 context that I remember related to this is  
2 unrelated to the allegations of server  
3 connections. I could be wrong, but as I'm reading  
4 this, it's not.

5 Q. So even the reference to the likely  
6 covert comms, does doesn't --

7 A. No. I think it's a reference to another  
8 issue which they brought to my attention. That's  
9 my recollection from looking at this.

10 It is unclear to me, as I'm going  
11 through this. Because there's -- on page 4  
12 there's a reference to SPF, which wouldn't have  
13 been related to the other issue I'm thinking of.

14 Q. I'm going to jump around a little bit  
15 just from subject matter purposes. But if you can  
16 go to page 15 and there is -- at the very bottom  
17 of page 15 it's Bates No. 3485. I think it's a  
18 Wickr chat from you. I don't know. Do you refer  
19 to it as text, chat, message?

20 A. I think all those work for me.

21 Q. So you say, "Our task is to make one  
22 last effort to make investigators interested in

1 opening" --

2 A. Can you tell me where you're at on this  
3 page?

4 Q. I'm sorry. It's the very last  
5 paragraph.

6 A. Last paragraph. Got it.

7 Q. You see it says [REDACTED] at  
8 5:50 p.m. It says, "Our task is to make one last  
9 effort to make investigators interested in opening  
10 this up again. It's an uphill battle, as you  
11 know. The product we produce must be 100 percent  
12 bullet proof, accessible to a smart reader and  
13 identify errors in the common understanding of the  
14 issue. There will be a comprehensive memo and a  
15 refutation chart of the Mandiant and S-F reports.  
16 We will need detailed comments on both - with an  
17 eye for any potential errors or overstatements."

18 So this task to make one last effort to  
19 make investigators interested in opening this up  
20 again, does that refresh your recollection as to  
21 whether or not one of the goals of the report was  
22 to get law enforcement or investigators to look

1 into this?

2 A. No, but I'm happy to give you context if  
3 you'd like.

4 Q. Yes. That would be helpful.

5 A. So as I'm going through this document --  
6 you mentioned the very -- I don't know what page  
7 you were initially talking about. Page 3 where I  
8 said I don't think this has anything to do with  
9 the server issue, throughout this document, as I'm  
10 looking at it, there's lots of different other  
11 things thrown in and allegations made that I saw  
12 as, frankly, outside the server issue.

13 And what I think -- as I recall, what  
14 we're seeing here is an attempt to get this  
15 particular researcher back on track and to start  
16 sending actual data that's helpful. And I deemed  
17 this as unhelpful because it was distracting and  
18 either was unrelated to the server issue or some  
19 other matter.

20 So my comment there in that context is  
21 to focus. They came to us through Rodney, and the  
22 idea is that they really truly believed this, and

1 they believed it was something that the U.S.  
2 government needed to take a look at. And what I'm  
3 trying to state here in this message is to get  
4 focused.

5 Q. I understand. But you do say, "Our task  
6 is to make one last effort to make investigators  
7 interested in opening this up again." And this  
8 chat is referring to Mandiant and that Stroz  
9 Friedberg report. So it relates to the server  
10 allegations; correct?

11 A. Yes. And what is date of this document?

12 Q. So at the top of the document, as you  
13 see, it says August 25, 2017. This is right  
14 around the time that I believe the Benzckowski  
15 issues that we talked about before and when we  
16 were talking about the Stroz Friedberg. So it's  
17 sort of all within this time period, if I can make  
18 that representation to you.

19 A. Yeah. So I think at this point -- and,  
20 again, I don't have a strong recollection of this.  
21 If you're asking me to speculate, at this  
22 point we've actually -- are you asking me to



1 speculate?

2 Q. Well, I know to the best of your  
3 recollection or to speculate because obviously  
4 this is your message, so it's the language you  
5 used. So any insight you can give will be  
6 appreciated.

7 A. I think the context of this is we now by  
8 this is point have a memo. We have now identified  
9 significant errors in the representation of the  
10 Stroz Friedberg and Mandiant reports by  
11 Benckowski, as you said, if this comes after that  
12 period of time. And we are trying to create a  
13 memo that is truly bulletproof from errors.

14 As I mentioned, I think I said it  
15 earlier in testimony today, a big portion of this  
16 memo was actually writing it. After the research  
17 is like getting it right. And finding errors here  
18 and there was not acceptable. That's how we  
19 operate. That's how we operated then. That's how  
20 we operate now. General belief that if there's  
21 one error, comma, colon, wrong footnote, that it  
22 impugns on the entire credibility of any report

1 you read.

2 So this is, I think, my effort to really  
3 get her focused off of Supernet, which I don't  
4 have any recollection of what that was in regards  
5 to.

[REDACTED]

[Redacted text block containing approximately 25 lines of bulleted and indented text]

[Redacted text block containing multiple lines of blacked-out content]

[Redacted text block containing multiple lines of blacked-out content]

[Redacted text block containing multiple lines of obscured content]

[REDACTED]

4 Q. So in addition to sort of -- if we could  
5 talk about the sources. If you had to list  
6 everyone that you think was a source to your  
7 report, worked on the report with you, to treat  
8 that term broadly, sources for the report, who  
9 would that list entail? Would that entail  
10 Dickerson?

[REDACTED]

[REDACTED] Rodney Joffe, [REDACTED]

22 Q. So Michael Sussman actually provided

1 clarification on the report at times?

2 A. I don't recall him ever -- I can give  
3 you a scenario if you like.

4 Q. Sure?

5 A. So if I had a question about the data or  
6 something, I wouldn't directly communicate  
7 typically. I don't recall, as we mentioned before  
8 in testimony, that one email out of nowhere. If I  
9 had a question, I would go through Mike Sussman on  
10 the data or something I thought was strange or  
11 something that Michael Sussman sent me. And then  
12 he would either relay it down to someone else in  
13 his chain and then try to get me an answer.  
14 That's why I would include him in that...

15 Q. In that bucket?

16 A. In that bucket. In terms of feedback,  
17 are you looking also for feedback on the report  
18 itself?

19 Q. Feedback, yeah.

20 A. I would be surprised if this wasn't in  
21 draft form. It's still in draft form. But  
22 previous drafts before draft report 16.0, dated



1 October 4, 2018. Previous drafts I would suspect  
2 that the House Intelligence Committee probably saw  
3 a draft of that report, and I would suspect the  
4 Senate Armed Services Committee saw a draft of  
5 that report.

6 Q. When you say the committee, are you  
7 talking about Kirk McConnell, or are you talking  
8 about a widespread circulation?

9 A. Yeah. I'm speaking from a little bit of  
10 my experience as a Senate Intel staffer that  
11 there's a pretty wide circulation elaboration is  
12 what I would suspect. People taking look at it,  
13 give you feedback.

14 Q. Do you have a specific recollection of  
15 that or are you going based on your experience?

16 A. I think you're asking me to speculate on  
17 who contributed. I don't have a specific memory  
18 of someone from Senate Armed Services or from  
19 House Intel saying fix this sentence. But it  
20 seems like something that would be likely that I  
21 would have done. It seems unlikely that they  
22 would have gotten this out of nowhere.

1           So if you're asking me to be expansive,  
2           you said think of "source" broadly, people that  
3           may have contributed, that's where I'm going. I'm  
4           thinking of the broadest universe of people to try  
5           to answer the spirit of your question.

6           Q.    Here I'm not asking you to speculate.  
7           Again, I'm not trying to shape your testimony, but  
8           do you have a specific recollection of working  
9           with members on The Hill -- when I say members,  
10          employees on The Hill -- related to the report,  
11          the drafting or sort of input on the report?

12          A.    I have a recollection of speaking with  
13          both Senate Armed Services and House Intelligence  
14          Committee about the content of the report and  
15          asking them questions about the content of the  
16          report, particularly in the case of the Senate  
17          Armed Services Committee, I mean, a completely  
18          benign and unclassified issue which is how sender  
19          protocol SPF records work.

20                I remember a conversation at some point  
21          with Armed Service about that. I might have had a  
22          similar conversation with House Intelligence. I

1 just don't recall.

2 Q. But this was your report; correct?

3 A. Yes. This report, Exhibit 14, I would  
4 take responsibility for the information in that  
5 report itself.

6 Q. This is a TDIP issued report; correct?

7 A. That's correct, yes.

8 Q. Can we go back to anyone else that you  
9 have a recollection? We saw pen markings from an  
10 individual by the name of Stewart. Does that ring  
11 a bell?

12 A. It does not.

13 Q. Did Jean Camp -- we talked about Jean  
14 Camp before -- did she give input on the  
15 substance?

16 A. I believe Jean Camp did give input on --  
17 I don't know if we ever provided her the whole  
18 report, but we may have provided her with -- again  
19 I'm not sure if this is it -- something like the  
20 SPF section which describes how the internet  
21 works. Have we simplified too much of how the  
22 internet works? And we would get comments from

1 people and quite detailed.

2 [REDACTED]

3 [REDACTED]

4 [REDACTED]

5 Q. Paul Vixie?

6 [REDACTED]

7 [REDACTED]

8 [REDACTED]

9 Q. You never dealt with him directly to the  
10 best of your recollection?

11 A. That my recollection. I've never dealt  
12 with him directly.

13 [REDACTED]

14 [REDACTED]

15 [REDACTED]

16 [REDACTED]

17 Were there any other sources that you  
18 felt as a need to obfuscate or mask for purposes  
19 of the report?

20 A. I think there was definitely a concern  
21 that no one's name would be associated with this  
22 report for both -- I think -- for a host of

1 reasons that related to Russia intelligence as  
2 well Alfa-Bank's history of aggressive litigation.

█ [REDACTED]

█ [REDACTED]

█ [REDACTED] [REDACTED] █

█ [REDACTED] [REDACTED] █

█ [REDACTED]

█ [REDACTED] █

█ [REDACTED]

█ [REDACTED] [REDACTED]

█ [REDACTED] [REDACTED]

█ [REDACTED]

█ [REDACTED]

█ [REDACTED]

█ [REDACTED]

█ [REDACTED]

█ [REDACTED]

█ [REDACTED]

17 So in the text files, there was actually  
18 some criticism of April Lorenzen on the internet  
19 about the fact that some of the data that she was  
20 circulating was just in text file format and there  
21 was concerns that --

22 A. Talking about information that was on

1 the internet?

2 Q. No. I'm talking about there was  
3 discussions on the internet that April Lorenzen  
4 had provided some of these DNS data information in  
5 a text file format. And people were criticizing  
6 her because they said the text files can be  
7 altered.

8 Did you have any concerns that the text  
9 files that April Lorenzen was providing you could  
10 have been altered?

11 A. Well, we have not chased internet rumors  
12 or internet message boards about any of this. I  
13 will say that again.

14 Q. I don't mean to cut you off. This is my  
15 bad. It wasn't April Lorenzen. It was Jean Camp.  
16 Jean Camp had posted data files in text file  
17 format and was criticized because of the ability  
18 to alter the text files.

19 A. Okay.

20 Q. So the question is whether or not you  
21 had any concerns as to the originality of the text  
22 files or the ability to edit, or did you not have

1 any concerns that Ms. Lorenzen was providing you  
2 with text files?

3 A. The allegations are about [REDACTED] on  
4 the internet about text files. And you're  
5 suggesting that [REDACTED] provided us with text files?  
6 It seems to be two different things.

7 Q. Sorry. The record is a little bit  
8 confusing on this. So there were two different  
9 strands on the internet, and that's the confusion  
10 here. There was criticism of Jean Camp for  
11 posting text files. Then there was subsequent  
12 criticism of April Lorenzen for posting text  
13 files.

14 MR. TAYLOR: Are you asking him to  
15 assume that?

16 MS. KRAWIEC: For purposes of the  
17 question.

18 MR. TAYLOR: Okay.

19 BY MS. KRAWIEC:

20 Q. So I guess the question is: With your  
21 FBI background and just vetting sort of all the  
22 information, did you have any concerns as to the

1 format of some of the information that was  
2 provided to you being in text file format?

3 A: I don't recall. As I mentioned, we  
4 looked at the 37 million records. Text files was  
5 not something I recall happening nor, as I  
6 mentioned, we stayed out of the rumor mill of  
7 internet as much as possible. So it did not apply  
8 to us.

9 Q. What format were the 37 million DNS  
10 records in, if you recall?

11 A. To the best of my ability, I recall them  
12 being in a massive .csv file.

13 Q. Have you ever heard of the M3 AAGW or  
14 the Messaging Anti-abuse Working Group?

15 [REDACTED]

16 [REDACTED]

17 [REDACTED]

18 [REDACTED]

19 [REDACTED]

20 [REDACTED]

21 [REDACTED]

22 [REDACTED]

23 [REDACTED]

24 [REDACTED]



[REDACTED]

11 Q. If you go down to almost the last -- the  
12 last full Wickr chat from TinaDoug at 2:17, it  
13 says, "Is it assured that the original source of  
14 data seeing lookups for the Trump org server host  
15 name are 100 percent of all lookups? There is no  
16 one scientific who ever has or would state that.  
17 However, studying available data, I'm confident  
18 that this server was being used in a manner  
19 completely different from the other hotel sites in  
20 neighboring IP space, and that the number of  
21 companies interacting with the server is very  
22 small."

1           So did you have any concerns as to the  
2 scope of the DNS data lookups that you had?

3           A.    I mean, I think in some of the  
4 production that we had provided in the 45,000  
5 pages of records, there is ample critiques of ours  
6 making sure that whenever -- this final Exhibit 14  
7 was accurate. And I think what you're seeing in  
8 this conversation -- I can go back to that -- is  
9 some frustration probably on their part with us,  
10 the Democracy Integrity Project. That's how I  
11 read that paragraph, which is -- it's basically us  
12 questioning quite aggressively.

13          Q.    The scope?

14          A.    Both the scope and content of their  
15 information, yes.

16          Q.    We're going to get there, but there was  
17 sort of almost like an 11th hour discovery of some  
18 DNS lookups related to Trump that I think you had  
19 significant concerns about. I think it was with  
20 Hartland Payment, but we'll get there. But it  
21 looks as though this was an ongoing concern of  
22 yours. Is that fair to say?

1           A.    I would have to see the exhibit to speak  
2 to that specifically.

3           Q.    Can I point you -- please go to 3498 on  
4 this same exhibit, the 2:18.

5           A.    Yes.

6           Q.    You say, "The next 72 hours are big for  
7 us..."

8                   Do you know what that relates to?

9           A.    I don't. I can speculate if you'd like  
10 me to speculate.

11          Q.    That would be helpful.

12          A.    I think if you go -- as I'm going  
13 through this chat, I'm seeing a lot of messages  
14 from TinaDoug and very few from the user name that  
15 I used. And to the extent you see my user name,  
16 it seems to be expressing some both encouragement  
17 and frustration, which is stay on task, answer the  
18 questions at hand. If I'm asking a question about  
19 A, don't tell me about the one time you learned  
20 about C.

21                   And I think in the context of this file,  
22 that's what I'm -- if I'm speculating, I don't

1 know what day is this. We could probably go back  
2 and figure it out. But if it's, say, Tuesday or  
3 Wednesday, I'm looking to wrap this up and finish  
4 it. That's my hunch.

5 [REDACTED]  
6 [REDACTED]  
7 [REDACTED]  
8 [REDACTED]  
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95 [REDACTED]  
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98 [REDACTED]  
99 [REDACTED]  
100 [REDACTED]

[REDACTED]

13 Q. So I guess the bottom line is when it  
14 says the next 72 hours are big for us, that  
15 doesn't trigger a memory of what the 72 hours were  
16 referring to?

17 A. It doesn't. I can only speculate based  
18 off the conversation that I'm increasingly  
19 frustrated with the divergence.

20 Q. So I'll take you to a chat on this same  
21 page at the bottom at 2:29 p.m. It says, "We are  
22 at the part of this enterprise right now where we

1 can't be doing new research. In the next 72 hours  
2 we have to make sure everything we have documented  
3 is said accurately and is not misleading in any  
4 manner. I would very much like you or anyone you  
5 trust familiar with the data to review the latest  
6 version of our memo and aggressively attack  
7 anything that is wrong, worded poorly or  
8 misleading. This memo will likely be seen by some  
9 of the most senior people in our government."

10 So who did you believe the memo would be  
11 seen by?

12 A. Certainly the Senate and the House.

13 Q. Anyone else?

14 A. What do you mean?

15 Q. Like anyone, FBI, law enforcement?

16 A. To the best of my recollection, at this  
17 point in time, I don't think we were seeing an end  
18 goal of the FBI. That's my recollection at this  
19 point. Based on the context of this, it looks  
20 like we were trying to get this finally done and  
21 passed back to the Senate. That would be based  
22 off of what I'm reading and my recollection.

1 Q. And it was going to be passed back to  
2 the Senate as a report issued by TDIP; correct?

3 A. That's correct. I think the document  
4 is -- what I have previously mentioned a couple  
5 minutes ago about the idea that our data, we want  
6 to interrogate it aggressively. Anything that is  
7 wrong, worded poorly or misleading needs to be  
8 pulled from that document and corrected.

9 Q. So I had just referenced when we were  
10 talking sort of these Heartland Payment Systems  
11 lookups. I'm going to take you to that. We're  
12 going to stay with that Wickr chat document. If  
13 you can go to page 23, which is 3493 the ending  
14 Bates number.

15 A. 34937

16 Q. Yes. I'm focused on the chat from you  
17 at 6:06 p.m. You say, "Worried that we just found  
18 Heartland Payment is doing DNS lookups for  
19 mailTrump during May 4 to September 4, 2017. Is  
20 it possible we're also missing many others? Can  
21 you send updated data on the DNS lookups for May 4  
22 to September 4, 2016? I wanted to keep the same

1 set of dates we've been working from."

2 Why were you worried?

3 A. So this, as I recall -- as I said, we  
4 interrogated these 37 million records quite  
5 closely. It's my recollection that we found --  
6 when I say worried, we, it means TDIP, found that,  
7 in fact, there was another entity doing lookups of  
8 the mail Trump server.

9 And, as I recall, this was concerning to  
10 me because they had made representations that it  
11 was Spectrum Health and Alfa-Bank. And, again, it  
12 was concerning to me that this was something that  
13 we identified and they did not identify. That's  
14 my recollection.

15 Q. And do you remember how you identified  
16 it?

17 A. Well, as I said, as we were going  
18 through these 37 million records which was taking  
19 a while to process. It's my recollection that  
20 we -- through that sorting of these records, we  
21 identified additional IP addresses and then found  
22 that it resolved to Heartland Payment.



1 (Jones Exhibit 22 was marked.)

2 BY MS. KRAWIEC:

3 Q. Mr. Jones, the court reporter has handed  
4 you what's been marked as Jones Exhibit 22.

5 A. Yes.

6 Q. I really just wanted to focus on the  
7 first paragraph. This is a blog posting that's  
8 talking about DNS and service providers. I just  
9 wanted to read the very first paragraph, which  
10 says, "Akamai's global platform is comprised of  
11 240,000 servers and 3,750 locations within 134  
12 countries. Additionally" -- and I'm just going to  
13 point you to some other language on the second  
14 page, which says in the middle of the page which  
15 starts with we, it says, quote, "We work with more  
16 than 130 service providers in over 40 countries  
17 resolving 2.2 trillion DNS queries daily."

18 So in the context of DNS data, what is  
19 your view on a snapshot of 37 million DNS records?

20 A. So as I understand it, you provided us  
21 with a blog post that talks about someone who has  
22 a 130 service providers in over 40 countries

1 resolving 2.2 trillion DNS queries and you're  
2 trying to connect this to our research?

3 Q. No. I'm trying to just give a sense of  
4 how vast DNS queries are, how many peering points  
5 there are, how many service providers there are  
6 that have a slice of the pie.

7 A. I'm not technically competent to  
8 describe to you what 37 million DNS records means  
9 in the global internet system. I'm certainly not  
10 able to comment on a blog post, by this case  
11 Exhibit 22, or what that means to our dataset,  
12 which is a technical expert question.

13 Q. And you're not a DNS expert?

14 A. As we've established, I'm definitely not  
15 an DNS expert.

16 Q. So in terms of understanding the  
17 magnitude of 37 million DNS records, do you have  
18 an understanding of what that magnitude is in the  
19 DNS world, if you will?

20 A. I am not prepared to give you a  
21 technical explanation on that as per my previous  
22 answers.

■ [REDACTED]

■ [REDACTED]

■ [REDACTED]

4 Q. Yes, on the Wickr chat. So at the  
5 bottom, second to bottom where TinaDoug at  
6 5:14 p.m. states, "Yes. The list I sent this  
7 morning are IP addresses (27 of them) that looked  
8 up mail1 Trump-email comm in 2016. It's from an  
9 observation point that does not see Spectrum or  
10 Alfa, but sees Domo."

11 What did you understand in terms of  
12 observation points that would see some companies,  
13 but not other companies?

14 A. I don't understand what this reference  
15 is. I have no recollection what this reference  
16 is. And to be clear, contextually, if I may, all  
17 of these are pasted in from Wickr, as we  
18 mentioned. And most of them were largely ignored.  
19 We never went back to them. We never really  
20 looked at them. She was sending a lot of  
21 information. So I can't even tell you at the time  
22 if I looked at that.

1 (Jones Exhibit 23 was marked.)

2 BY MS. KRAWIEC:

3 Q. Mr. Jones, I'm handing you what's been  
4 marked as Jones Exhibit 23.

5 A. Yes.

6 Q. And I'll represent to you that this was  
7 a document that was actually produced to us from  
8 Oracle in connection with the third-party subpoena  
9 that we issued in this litigation.

10 A. Um-hum.

11 Q. Are you familiar with an individual by  
12 the name of Doug Madory?

13 [REDACTED]

14 Q. So Mr. Madory was with a company. I  
15 don't know if it's pronounced dine or din. It's  
16 spelled D-Y-N. That was then subsequently  
17 acquired by Oracle. Mr. Madory had received a  
18 reach out from Jose Pagliery. Do you know who  
19 Mr. Pagliery is?

20 [REDACTED]

21 Q. Mr. Pagliery is an investigative  
22 reporter for CNN, and he was looking into the

1 server allegations. And if you look at this  
2 document, what Mr. Madory is relaying to him, if  
3 you look on the second page, it's Bates number  
4 ending in 132, in the paragraph that starts, "I'm  
5 not sure how significant this finding is however."  
6 He says, "It is likely the case that the DNS  
7 service provider that provided Paul Vixie and his  
8 colleagues their data services" -- I'm sorry --  
9 "that provided Paul Vixie and his colleagues their  
10 data, services different clients than Dyn does.  
11 That would explain why we might have  
12 nonoverlapping sources of DNS queries."

13 Did I quote that right?

14 A. I'm sorry. I was not reading along, but  
15 I can. Okay.

16 Q. And then at the top of that email on the  
17 very first page, 131, then there's a response. He  
18 says, "I'm going to point out that these computer  
19 scientists don't have the full dataset as  
20 evidenced by at least two DNS lookups from the  
21 Netherlands in August."

22 I understand that you've never seen this



[REDACTED]

7 A. Do you mind if I comment on that?

8 Q. Sure.

9 A. I would just say that you can Google  
10 these same issues like the Google exhibit that you  
11 provided from the blog post and you can find all  
12 kinds of crazy stuff on the website of different  
13 people saying what can and can't be done.

14 I don't think any of that stuff we pay  
15 attention to, nor do I think it's relevant in the  
16 conversation that I was having with [REDACTED]. But  
17 there are a lot of people with a lot of different  
18 views that will agree to that out there. I just  
19 don't think they're very credible.

20 Q. So you were confident in the dataset  
21 that you had, that it was sufficiently  
22 comprehensive for the conclusions you were

1 reaching?

2           A.    I had confidence in the people who I  
3 employed who had expertise as well as the  
4 background of the individual who provided these  
5 records, as I established.  And as you know, I  
6 believe it's the very first footnote of our  
7 report -- yeah, it is the very first footnote of  
8 the report which says we've looked at this.  We've  
9 interrogated it.  We believe it to be accurate.  
10 Based on that, we're writing this report.

11                If you were to come out and say, it  
12 turns out all these DNS records are not accurate,  
13 then that first footnote would tell you then you  
14 can ignore the rest of this analysis.

15           Q.    You're talking about accuracy.  What  
16 about comprehensiveness of the records that were  
17 reviewed?

18           A.    I think we comment on that in the  
19 report.  I would refer you to Exhibit 14 and our  
20 comments on that which, as I mentioned, we labored  
21 over to get the just exact phrasing right to make  
22 it technical and correct while also simplifying it



1 enough that it's both accurate and understandable.

2 Q. I'm just going to throw out a name at  
3 you. Dave Siminovich, did you work with him?

4 [REDACTED]

5 Q. So if we can go back to the report.  
6 Actually, I'm going to show you some interim  
7 reports. So we'll get to the final reports very  
8 soon.

9 (Jones Exhibit 24 was marked.)

10 BY MS. KRAWIEC:

11 Q. So the court reporter has handed you  
12 what's been marked as Jones Exhibit 24. Are you  
13 familiar with this document, Mr. Jones?

14 A. I have Exhibit 24 in front of me, and  
15 I'm reviewing it now. Okay.

16 Q. So at the bottom on the last sentence  
17 carrying over to the second page where it says,  
18 "We highly recommend," it says, "We highly  
19 recommend that investigators with access to other  
20 surveillance data or the ability to interrogate  
21 the human actors follow-up to learn the content  
22 and purpose of this dialogue."

1 A. Yes.

2 Q. Does this refresh your recollection as  
3 to what was one of the goals of the report that  
4 you were drafting?

5 A. I don't understand the connection  
6 between the sentence you read and the question  
7 you're asking, the goal of the report. Are you  
8 talking about Exhibit 24 or Exhibit 14?

9 Q. I'm talking about Exhibit 24 which is an  
10 interim draft of the TDIP report.

11 A. This is not an interim draft of the TDIP  
12 report as far as I know.

13 Q. So what is this document?

14 [REDACTED]

15 [REDACTED]

16 [REDACTED]

17 [REDACTED]

18 Q. So it's your team; right? They're  
19 drafting this for presumably the ultimate work  
20 product or the analysis related to the report?

21 A. This would have been drafted to me.

22 Q. To you?

1           A.    As president of Democracy Integrity  
2 Project, yes.

3           [REDACTED]  
4           [REDACTED]  
5 recommending to you that TDIP try and get  
6 investigators with access to other surveillance  
7 data or the ability to interrogate the human  
8 actors follow up to learn the content and purpose  
9 of this dialogue?

10          A.    No.  I'll tell you how I read that,  
11 which is they're saying we found unusual  
12 interactions that weren't further scrutinized.  
13 These are DNS lookups by a large commercial bank  
14 in Russia, two servers associated with them, with  
15 a server associated with the Trump organization.  
16 We don't know what they were doing.  We can't tell  
17 from the data.  We don't know.  And how would you  
18 do that?

19                Well, you might be able to reach out  
20 to -- other people beyond the Democracy Integrity  
21 Project would have to figure out the purpose.  
22 That's how I read that.  We highly recommend that



[Redacted text block containing multiple lines of blacked-out content]

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[Redacted text block containing approximately 25 lines of bulleted and indented text]



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[Redacted text block containing approximately 25 lines of bulleted and indented text]

[REDACTED]

10 MR. TAYLOR: Ms. Krawiec, all you're  
11 trying to say is -- which is the way you begun the  
12 question -- is not an appropriate question. You  
13 are not the witness. He's the witness. If you  
14 want to ask him a question about a document, what  
15 it means, that's fine. But what you're trying to  
16 say is not a relevant basis for asking him a  
17 question at a deposition. He's a fact witness.  
18 So ask him questions about facts that he knows or  
19 that he can speculate about, but not what you're  
20 trying to say.

21 MS. KRAWIEC: Mr. Taylor, your objection  
22 is noted. And what I was trying to clarify is a

1 difference of us talking past one another.

2 MR. TAYLOR: But you're not asking him  
3 questions about facts.

4 MS. KRAWIEC: That's fine. For purposes  
5 of speaking objection unless you're going to  
6 instruct the witness not to answer, I'd like to  
7 move on. You stated your objection on the record.

8 MR. TAYLOR: I think the record is  
9 muddled and unhelpful and misleading.

10 MS. KRAWIEC: I appreciate your  
11 objection. Are you going to instruct the witness  
12 not to answer?

13 MR. TAYLOR: I doubt you appreciate it  
14 very much.

15 MS. KRAWIEC: I do appreciate it.

16 MR. TAYLOR: Let's move on. Let's move  
17 on.

18 MS. KRAWIEC: Are you conducting this  
19 deposition or any I, Mr. Taylor?

20 MR. TAYLOR: No. I'm objecting to the  
21 form.

22 MS. KRAWIEC: Objection noted. Are you









[REDACTED]

12 MS. KRAWIEC: Can we go off the record  
13 and take a break ten-minute break?

14 MR. TAYLOR: Sure.

15 THE VIDEOGRAPHER: Going off the record  
16 at 5:20.

17 (Recess from 5:21 p.m. to 5:33 p.m.)

18 THE VIDEOGRAPHER: We're back on the  
19 record at 5:34.

[REDACTED]

[Redacted text block containing approximately 25 lines of bulleted and indented text]

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21  
22

(Jones Exhibit 28 was marked.)

1 BY MS. KRAWLEC:

2 Q. Mr. Jones, the court reporter just  
3 handed you what's been marked Jones Exhibit 28.  
4 Had you read this article in the Washington Post  
5 that I believe came out yesterday?

6 A. If this is the report that was published  
7 by the Washington Post last evening, late last  
8 evening --

9 Q. Yes.

10 A. I did skim it very quickly, yes.

11 Q. And we had talked extensively today  
12 about sort of your interactions with [REDACTED]  
13 and his source. Reading this Washington Post  
14 article, do you have any concerns as to the  
15 authenticity of the data that [REDACTED] provided  
16 you?

17 A. I have not changed my assessment from  
18 the publication of this last version, Exhibit 14,  
19 October 4, 2018. No, I haven't changed my  
20 opinion.

21 Q. And why are you so confident in the  
22 authenticity of the data that was provided to you?

1           A.    I've received no new information since  
2           the Exhibit 14, October 4, 2018 to call into  
3           question any of my assessments that are made in  
4           that report.

5           Q.    Have you spoken to [REDACTED] at any  
6           time since Mr. Durham began his investigation?

7                   MR. TAYLOR: Which was?

8           BY MS. KRAWIEC:

9           Q.    Okay. Let me ask. Since you received a  
10          grand jury subpoena for documents from Mr. Durham,  
11          have you at any time had any communications with  
12          Mr. Sussman about the server allegation issues?

13          A.    I don't recall being in touch with  
14          [REDACTED] for sometime. I don't have any  
15          recollection. I mean, I don't know when Durham  
16          began.

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

█ [REDACTED]  
█ [REDACTED]  
█ [REDACTED]  
█ [REDACTED]

5 Q. Have you had any discussions with anyone  
6 at Fusion GPS?

7 MR. TAYLOR: I'm sorry?

8 MS. KRAWIEC: Fusion GPS.

9 THE WITNESS: About the server  
10 allegations?

11 BY MS. KRAWIEC:

12 Q. Yes.

13 A. Specifically about the server  
14 allegations, I don't think so, no, not that I  
15 recall.

16 Q. What about Alfa-Bank?

17 A. I don't think we've had specific  
18 conversations about Alfa-Bank, not that I recall.

19 Q. Are you still doing work with Fusion  
20 GPS?

21 A. We have very limited work. They're  
22 currently not under contract, no.

1 Q. And it does not in any way relate to  
2 Alfa-Bank or the server allegations; correct?

3 A. Are you saying -- I said we're not on  
4 any contract with Fusion GPS.

5 Q. You had said you had some limited work.  
6 Did I misunderstand?

7 A. Yes. We had a very brief two to  
8 three-week contract with them to do research that  
9 was completely unrelated to Alfa-Bank.

[REDACTED]

21 Q. And in the context of those discussions  
22 with Mr. Simpson, did any of those discussions

1 relate to Alfa-Bank?

2           A. To the best of my recollection, they  
3 involved Durham, the Durham the investigation, the  
4 length of time it has gone on, et cetera.

5           [REDACTED]  
6 receiving the Durham -- I shouldn't say -- in  
7 connection with -- let me strike that.

8           When was the last time that you spoke to

9           [REDACTED]  
10           [REDACTED]  
11           [REDACTED]  
12           [REDACTED]  
13           [REDACTED]  
14           [REDACTED]  
15           [REDACTED]  
16           [REDACTED]  
17           [REDACTED]  
18           [REDACTED]  
19           [REDACTED]  
20           [REDACTED]  
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26           [REDACTED]  
27           [REDACTED]  
28           [REDACTED]  
29           [REDACTED]  
30           [REDACTED]



■ [REDACTED]

■ [REDACTED]

■ [REDACTED]

■ [REDACTED]

5           A.    So to be clear, my recollection of this  
6           is reaching out to him at some point.  I believe  
7           it was -- I don't believe I spoke with him.  I  
8           think it was a quick message, which is have your  
9           lawyers contact Chris or Bill.  That was the  
10          extent of it.

11          Q.    That was the extent?

12          A.    Yeah.  There was nothing else, no other  
13          conversation that I recall.

14          Q.    And in terms of TDIP's retention  
15          policies, so what is sort of your general  
16          retention policy?

17          A.    As far as I recall, we do have a  
18          retention policy, which is to get rid of  
19          documents; after 90 days, to be shredding  
20          documents if we don't need them, physical  
21          documents.  And for the most part, we don't have  
22          physical documents with the exception of this

1 document.

2 At one point we had many printed  
3 versions of, well, actually because of my editing  
4 at the time was on paper.

5 Q. So you at no point in time instructed,

6 [REDACTED]  
7 information?

8 A. All the information they would have on  
9 this by contract should have been provided back to  
10 us at the end of their contract. As I remember,  
11 we have a phrase in there. Anything in their  
12 possession is actually -- any work they do on  
13 behalf of the Democracy Integrity Project is the  
14 possession of the Democracy Integrity Project.

15 Q. And you've retained copies of all the  
16 work that they provided, or was that subject to  
17 that 90 day retention policy?

18 A. All of that would have been subject to  
19 the retention policy. We don't have retained  
20 documents for some long period of time.

21 Q. But putting aside the retention policy,  
22 you don't have any recollection, for example, of

[REDACTED]

6 MS. KRAWIEC: If we can go off the  
7 record.

8 THE VIDEOGRAPHER: Going off the record  
9 at 5:52.

10 (Recess from 5:52 p.m. to 5:52 p.m.)

11 THE VIDEOGRAPHER: Back on the record at  
12 5:52.

[REDACTED]

[Redacted text block containing approximately 25 lines of obscured content]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

13 Q. So last question, in terms of -- we  
14 talked about data that you received from  
15 Mr. Joffe.

16 A. Yes.

[REDACTED]

[REDACTED] Were there any  
19 other data sources or sources that provided you  
20 with data relevant to the TDIP report?

[REDACTED]

[REDACTED] Well, we received

1 papers from Jean Camp and maybe others that  
2 filtered in. We were receiving documents. But I  
3 don't recall ever using those in our analysis of  
4 this paper, Exhibit 14.

5 Q. Can we just pause on that point. So in  
6 terms of receiving information, but it was  
7 information related to the server allegations;  
8 correct?

9 A. Yes. I mean, once it was known that we  
10 were looking at this particularly within the  
11 Senate or even journalists, for that matter,  
12 people would send us what-do-you-think-of-this  
13 type papers. But I don't think we ever relied --  
14 in fact, this document is very specific what it  
15 relies on, and that is the information provided by  
16 Michael Sussman's client.

17 Q. Understood. Okay. Thank you so much  
18 for your time, Mr. Jones.

19 A. You're welcome.

20 Q. I hope you have a safe flight back to  
21 California. We really sincerely appreciate your  
22 time.

1           A.     Thank you.

2                   MR. TAYLOR:   Can I raise one issue with  
3 you?

4                   MS. KRAWIEC:   Sure.

5                   MR. TAYLOR:   I know we have a  
6 disagreement about the designation of the  
7 transcript and the exhibits as confidential.  I  
8 have a higher concern about his home address and  
9 telephone number.

10                   Would you agree that if that transcript  
11 is used anywhere, you'll redact that --

12                   MS. KRAWIEC:   Absolutely.

13                   THE WITNESS:   -- personal information?

14                   MS. KRAWIEC:   That is a nonissue.

15                   MR. TAYLOR:   Thank you.

16                   MS. KRAWIEC:   Any future communications  
17 I'm not saying, but you know obviously things come  
18 up, we will be going through you.  We will in no  
19 way be reaching out to Mr. Jones.  But we will  
20 absolutely respect that request, Bill.

21                   And just to be clear, where we stand  
22 right now is we have a disagreement, and we'll

1 work, as we have throughout, in good faith to  
2 basically reach a resolution.

3 MR. TAYLOR: Yeah. It will give us a  
4 chance to that look at the transcript. I suspect  
5 I'll make some concessions.

6 MS. KRAWIEC: Great. We appreciate  
7 that. We appreciate how cooperative you guys have  
8 been.

9 MR. TAYLOR: Can we take these?

10 MS. KRAWIEC: You can because they were  
11 all exhibits that were from your production.  
12 There were other ones that were not, but that was  
13 not designated. So I think it's fine. We don't  
14 have an obligation.

15 THE VIDEOGRAPHER: If that is  
16 everything, we are going off the record on  
17 August 18, 2021 at 6:00 p.m.

18 (Whereupon, at 6:00 p.m., the taking of  
19 the instant deposition ceased.)  
20  
21  
22



1 COMMONWEALTH OF PENNSYLVANIA )  
2 COUNTY OF ALLEGHENY ) SS:

3 C E R T I F I C A T E

4 I, Ann Medis, Registered Professional  
5 Reporter, Certified Livenote Reporter and Notary  
6 Public within and for the Commonwealth of  
7 Pennsylvania, do hereby certify:


8 That DANIEL JONES, the witness whose  
9 deposition is hereinbefore set forth, was duly  
10 sworn by me via Zoom videoconferencing, and that  
11 such deposition is a true record of the testimony  
12 given by such witness.

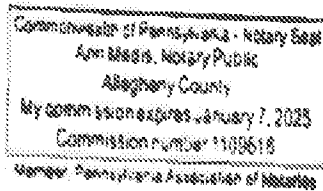
13 I certify the inspection, reading and  
14 signing of said deposition were not waived by  
15 counsel for the respective parties and by the  
16 witness.

17 I certify that I am not related to any  
18 of the parties to this action by blood or marriage  
19 and that I am in no way interested in the outcome  
20 of this matter.

21  
22

1                   IN WITNESS WHEREOF, I have hereunto set  
2 my hand this 19th day of August, 2021.

3  
4  
5   
6 Notary Public



**ERRATA SHEET FOR THE TRANSCRIPT OF:**

Caption: *AO Alfa-Bank v. John Doe*  
 Deponent: Daniel Jones  
 Dep. Date: August 18, 2021

Pg	Ln	Change	Reasons Therefore
Global		"New Start" should read "Neustar"	Spelling
Global		"Sussman" should read "Sussmann"	Spelling
Global		"Hartland" should read "Heartland"	Spelling
38	22	Insert "at" before "the danger"	Transcription Error
40	22	Strike "The" before "Advance Democracy"	Transcription Error / Clarification
42	8	"Advanced" should read "Democracy"	Transcription Error
44	15	Insert "ask you to" before "clarify"	Transcription Error
45	3	"was newspaper articles" should read "were newspaper articles"	Clarification
49	22	"served in the U.S." should read "served on the U.S."	Clarification
50	2	"Clearances" should read "Clearance"	Clarification
50	4	"he worked on" should read "he worked for"	Clarification
50	9	"and that oversight" should read "and oversight"	Clarification
51	13	Replace "called" with "contacted"	Clarification
58	19	Strike "about information" before "about the details"	Clarification
62	5	"company's" should read "companies"	Grammatical
64	15-17	"I'm not aware of, that was classified or not. That was my understanding." should read "I'm not aware of that, whether classified or otherwise, I simply don't know."	Transcription Error / Clarification
67	9	"I don't believe I used the name Max." should read "I don't believe I've used the name Max this morning."	Clarification
70	9	"I was not" should read "It was not"	Clarification

**CONFIDENTIAL**



147	15	"one other people to sit down and get a coffee with Glenn Simpson" should read "that one of the people I should sit down and get a coffee with was Glenn Simpson"	Transcription Error / Clarification
148	12	"he's" should read "it's"	Clarification
150	7	"Yes" should read "In January, after the inauguration"	Clarification
150	21	"someday" should read "should be"	Transcription Error
151	1	"not our own" should read "not just our own government"	Clarification
152	15	"would be" should read "is"	Transcription Error
156	22	"direct sourcing of Fusion" should read "direct sourcing from Fusion"	Clarification
160	3-4	"Yeah. That would be less than, yeah, 3.3 million, \$3,323,000" should read "Yes."	Transcription Error / Clarification
166	12	"an elidible" should read "an analytical"	Transcription Error / Clarification
173	5	"THE WITNESS:" should read "Mr. Taylor:"	Transcription Error
174	11	"to give the inside of their head" should read "to get inside of their heads"	Transcription Error / Clarification
177	19	Replace "," with "." before "Zuckerman"	Transcription Error
179	8	Strike "j"	Transcription Error
180	22	"had" should read "in"	Transcription Error
185	16	Insert "It's a quite" before "hefty"	Transcription Error
187	19	"we walled off Fusion our" should read "we walled off Fusion from our"	Transcription Error
188	16	"from" should read "by"	Clarification
212	20-22	"statement that he made in front of the U.S. Senate pursuant to his confirmation hearing" should read "truth"	Clarification
215	19	"from" should read "to"	Clarification
218	12-13	Strike "and documents to"	Clarification
218	14	"Fiona Ding" should read "Viet Dinh"	Transcription Error
219	10	"say" should read "see"	Transcription Error
220	12	"records would ever" should read "records would it ever"	Transcription Error

229	8	"These documents provided" should read "These documents were provided"	Transcription Error / Clarification
242	8	"in question" should read "in footnote"	Clarification
244	16	Replace "from" with "with"	Transcription error
█	█	████████████████████	██████████
█	█	██	██████████
█	█	████████████████████	████████████████████
267	15	"o" should read "do"	Transcription Error
273	20	"Josh" should read "Joffe"	Transcription Error
284	13	"using" should read "use"	Transcription Error
291	3	"Supernet" should read " <u>SIPPER.RU</u> "	Transcription Error / Clarification
█	█	██ ██	██████████
312	19	"mailTrump" should read "mail Trump"	Transcription Error
320	14	"pay" should read "paid"	Transcription Error
320	18	"that will agree to that out there" should read "that will agree with whatever is out there"	Transcription Error / Clarification
█	█	██	██████████
█	█	██	████████████████████
█	█	██	████████████████████



SIGNATURE OF THE WITNESS

this 5th day of October, 2021

AO ALFA-BANK'S ADDITIONAL ERRATA

Citation	Correction
passim	Replace "Sussman" with "Sussmann"
14:2	Replace "either or federal" with "either state or federal"
21:14	Replace "on" with "or"
23:9	Replace "You have answer" with "You have to answer"
35:21 52:4, 13 147:20, 22 [REDACTED]	Replace "Dascle" with "Daschle"
41:13	Replace "So is Penn Quarter Group is also" with "So is Penn Quarter Group also"
63:11	Add bolded text to "The Witness: Yeah"
65:14, 18 126:10, 14 127:3	Replace "New Star" with "Neustar"
65:1	Replace "Joffee" with "Joffe"
65:21	Replace "Saliano" with "Saulino"
65:21 66:1	Replace "Zadalytics" with "Zetalytics"
72:1	Capitalize "kirk"
[REDACTED] 194:21 [REDACTED]	Replace "Alpha Bank" with "Alfa Bank"
[REDACTED]	[REDACTED]
[REDACTED]	[REDACTED]
121:4-5	Replace "what's has marked as" with "what's been marked as"
140:17, 20, 21 141 [REDACTED] 6	Replace "Lorenzin" with "Lorenzen"
150:21	Replace "there somebody a nonprofit" with "there could someday be a nonprofit"
152:16-17	Replace "any are interest" with "any interest"
169:9	Replace "talk the specific" with "talk about the specific"
171:1	Replace "when do you" with "when you do"
171:10	Replace "you had no" with "you had said no"
172:22 – 173:3	Replace "The Witness" with "Mr. Taylor"
177:14	Replace "was the involved" with "was involved"
179:8	Replace "I j want" with "I just want"
186:4	Replace "is" with "it"
187:21-22	Replace "to including" with "to be including"
200:7	Replace "looks's" with "looks as"
201:15	Replace "that with" with "that"
204:11	Replace "or" with "of"





Citation	Correction
[REDACTED]	[REDACTED]
353:3	Replace "Durham the investigation" with "Durham investigation"
[REDACTED]	[REDACTED]
361:4	Replace "to that look" with "to look"























































































































**IN THE SUPERIOR COURT OF THE DISTRICT OF COLUMBIA  
CIVIL DIVISION**

AO ALFA-BANK,

Plaintiff,

v.

JOHN DOE, *et al.*,

Defendants.

Civil Action No. 2020 CA 03459 2

Honorable Judge Judith Bartnoff

**[PROPOSED] ORDER**

Upon consideration of Michael Sussmann's Motion for Stay of Civil Proceedings Pertaining to Non-Party Michael Sussmann, it is hereby **ORDERED** that the Motion is **DENIED**.

So ordered this \_\_\_\_ day of \_\_\_\_\_, 2021.

Counsel for the parties may be served electronically at:

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- Margaret E. Krawiec – Margaet.Krawiec@skadden.com
- Michael A. McIntosh – Michael.McIntosh@skadden.com