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UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF OHIO
WESTERN DIVISION

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UNITED STATES OF AMERICA, : **CASE NO. 1:20-CR-0077**
 :
Plaintiff, : **JURY TRIAL**
vs. :
 : **24th of January, 2023**
LARRY HOUSEHOLDER, et al. :
 :
Defendant. :

- - -

EXCERPTED TRANSCRIPT OF PROCEEDINGS
BEFORE THE HONORABLE TIMOTHY S. BLACK, JUDGE

- - -

APPEARANCES:

For the Plaintiff:

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2 Karl Herbert Schneider, Esq.
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5 Also present: Larry Householder
6 Matthew Borges
Blane Wetzel, FBI Special Agent
7 Kelly Terry, paralegal
PJ Jensen, trial tech

8 Law Clerk: Cristina V. Frankian, Esq.

9 Courtroom Deputy: Rebecca Santoro

10 Stenographer: Lisa Conley Yungblut, RDR, RMR, CRR, CRC
11 United States District Court
100 East Fifth Street
12 Cincinnati, Ohio 45202

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EXCERPTED TRANSCRIPT

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THE COURT: Very well. You may proceed, Ms. Glatfelter.

MS. GLATFELTER: Thank you.

BLANE WETZEL

of lawful age, Witness herein, was examined and testified as follows:

DIRECT EXAMINATION

BY MS. GLATFELTER:

Q Sir, can you state your first and last name and spell it for the court reporter?

A My name is Blane Wetzel. My last name is spelled W-E-T-Z-E-L.

Q Where do you work, sir?

A I'm a Special Agent with the FBI.

Q What does the "FBI" stand for?

A The Federal Bureau of Investigation.

Q And with the FBI, what is your role there?

A So specifically as a part of my duties as a Special Agent, I'm a case agent, and so I manage investigations.

Q And is that encompassed within the role of a Special Agent?

A Yes, ma'am, it is.

Q Can you describe your background before you joined the

1 FBI?

2 **A** Yes. Before I joined, I went to college at Michigan
3 State University, and I received a bachelor's degree. After
4 that, I was a teacher for a short time, and then I worked on
5 a political campaign and then worked as a variety -- in a
6 variety of positions for a member of the Michigan
7 legislature. And at that time, I went to night school and I
8 achieved a master's degree, and at the end of the time that
9 I served the Representative, I left and I joined the FBI.

10 **Q** You said you received a master's degree. What was
11 your master's degree in?

12 **A** Public policy.

13 **Q** And how long have you worked for the FBI?

14 **A** I joined in August of 2016.

15 **Q** Prior to entering on duty, did you have to go through
16 training to become an FBI agent?

17 **A** Yeah. I have approximately -- six months is the
18 process. So I said I joined the FBI in 2016, but I didn't
19 actually -- I wasn't actually sworn in until February of
20 2017. It takes about that long to get through the process,
21 so I spent that time in Quantico, Virginia.

22 **Q** And what kind of things did you study or receive
23 training on in Quantico, Virginia?

24 **A** The training is really comprehensive. It's very
25 broad-based. It's essentially building a tool kit that you

1 might use on the job. Some of it is more physical. There's
2 a lot of running, and also, you know, the skills that you
3 might use, how to perform arrests safely, those kinds of
4 things. And there's an academic component as well that's
5 also quite rigorous, there's lots of tests and other things.
6 So you have to successfully complete all of those or else
7 you wash out.

8 **Q** And did you complete that training?

9 **A** Yes, I did.

10 **Q** Okay. And you said that was in February of 2016?

11 **A** February of 2017 I completed the training and I joined
12 the Cincinnati division of the FBI.

13 **Q** Is that where you're assigned?

14 **A** Yes, ma'am.

15 **Q** And do you work in the Cincinnati field office?

16 **A** I work for the Cincinnati division. I'm actually
17 based out of Columbus, Ohio. There is a -- we call it a
18 resident agency, but it's essentially a satellite office in
19 Columbus.

20 **Q** And in your work in Columbus, are you assigned to any
21 particular squad?

22 **A** Yes. I serve on the Public Corruption Civil Rights
23 squad there.

24 **Q** Okay. And what does that squad do?

25 **A** So we primarily -- as it sounds, we primarily

1 investigate matters related to civil rights violations and
2 public corruption.

3 **Q** And does that -- do those areas also encompass
4 election crimes?

5 **A** Yes, ma'am, they do.

6 **Q** Okay. And do you have any special role with respect
7 to those?

8 **A** Yes, ma'am. I am the Election Crimes Coordinator for
9 the Cincinnati division, so I oversee all of our election
10 crimes matters as a part of my responsibility, and I
11 received additional training to be able to do that.

12 **Q** You just mentioned additional training with respect to
13 those types of investigations. Have you received any
14 additional training in the areas of public corruption or
15 money laundering?

16 **A** Yeah. There's a significant amount of continuing
17 education. I have received specifically training related to
18 money laundering in furtherance of public corruption, also a
19 variety of other aspects of training. It's continuous.
20 Essentially, once you graduate, that's kind of the beginning
21 and they continue to build and educate you over a period of
22 years with supplemental skills.

23 **Q** Have you had any training in the area of forensics?

24 **A** Yes, I have. I have been trained specifically in the
25 area of digital forensics, and so I have some competency

1 there as well related to device extractions and things of
2 that sort, which is just a fancy way of saying copying
3 what's on, say, a phone.

4 **Q** Is that what you mean by "device extraction"?

5 **A** That's correct.

6 **Q** And that's training that you've received within the
7 FBI, correct?

8 **A** That's correct.

9 **Q** Okay. What kind of offenses does your squad
10 investigate?

11 **A** Things like bribery, extortion, money laundering,
12 fraud, those kinds of things primarily are what I do.
13 There's also, obviously, a host of civil rights crimes as
14 well potentially.

15 **Q** Can you talk about some of the investigative
16 techniques that you've either learned from your training or
17 your experience on the squad?

18 **A** Certainly. So we utilize a variety of techniques in
19 our investigations. They range from sort of what we would
20 call sophisticated techniques, like court authorized Title
21 III interceptions or utilizing undercover agents, things of
22 that sort. And then there's other techniques as well,
23 there's the use of federal Grand Jury subpoenas or court
24 authorized search warrants. You know, there's quite a few
25 different things. Also, I look on the internet often.

1 Sometimes you'll be surprised at what people post on the
2 internet, so there's lots of different ways that we would
3 investigate.

4 **Q** Do you talk to people too?

5 **A** Absolutely. That -- I should have mentioned that,
6 that is a big part of my job, is chatting with folks and
7 folks that are willing, not everyone is, but a lot of folks
8 especially when they see something concerning to them,
9 they're willing to talk to us and let us know.

10 **Q** You mentioned the term "Title III" before. Can you
11 tell the Ladies and Gentlemen of the Jury what that means?

12 **A** Yeah. So a Title III is, I guess, a wiretap. So what
13 happens is we go through a process and we receive
14 authorization from a court and we receive a court order that
15 allows us to tap a device, and then after the court
16 authorizes that technique, I then work with a technically
17 trained agent, someone who is skilled at like the guts of
18 the machinery, and then we work with the provider of that
19 device, Verizon, AT&T or whomever, and they will allow us to
20 listen to that device in realtime. It comes into a computer
21 terminal and we can hear the audio as it's occurring.

22 **Q** Have you had experience in using that technique
23 before?

24 **A** Yes, ma'am.

25 **Q** And I -- I'm not sure if you said this before. Do you

1 also work with confidential human sources?

2 **A** I do. So I guess splitting into two categories,
3 there's lots of folks that walk in and want to tell us about
4 something, and certainly we're very grateful when folks do
5 that. But other folks become confidential informants,
6 sources, things like that as well, they're more part of an
7 ongoing relationship. It just depends on the nature of what
8 they know essentially and what they're going to provide to
9 the FBI.

10 **Q** Now, I want to talk about your specific role in this
11 case. Were you involved in an investigation involving Larry
12 Householder and Matthew Borges?

13 **A** Yes, ma'am.

14 **Q** What was your role with respect to that investigation?

15 **A** I'm the case agent.

16 **Q** And can you explain to the jury in general in terms
17 what it means to be a case agent?

18 **A** Yeah. So essentially I just manage the case. I mean,
19 there are lots of folks that assist in doing investigations.
20 The team kind of a variety of different skill sets. The FBI
21 employs a lot of people who are not Special Agents. We
22 actually are only I think about a third of the whole, and so
23 we have, you know, chemists and forensic experts and all of
24 the people that enable us to be able to do the job we need
25 to. And so your job as a Special Agent in managing a case

1 is just make sure that you tap the right resources so that
2 you can do a thorough investigation and find all of the
3 facts that you can.

4 **Q** And how did you become the case agent on this specific
5 case?

6 **A** So I -- I received a complaint from a concerned
7 individual and then that led to the case opening. So I
8 wrote a case opening, and it was approved, and so then the
9 case, after it was approved, was assigned to me.

10 **Q** Now, during your investigation in this case, what
11 types of evidence did you collect?

12 **A** We collected a number of different things. Again,
13 those federal Grand Jury subpoenas that I mentioned, there
14 were many of those. We also did a number of search
15 warrants. We also analyzed phone records. We also utilized
16 confidential informants that we talked about before. They
17 made recordings. And also as a mentioned as well, we looked
18 at things that were on the internet publicly available
19 information. We utilized all of those different things.

20 **Q** What about wiretaps?

21 **A** Yes, ma'am. There's wiretap information that assisted
22 in this investigation.

23 **Q** We'll talk about that in a little bit. I want to talk
24 about these different categories. Grand Jury subpoenas, can
25 you describe just in general terms what you mean by that so

1 everyone is on the same page?

2 **A** Certainly. So we would request of a Grand Jury that's
3 conducting an investigation into a certain matter that they
4 provide us with a subpoena that we then would serve to the
5 party that receives the subpoena. And it's essentially a
6 couple of pages, there's a seal on the front and so on, and
7 you provide it to the person in one form or another. It's
8 most famously -- on TV, it's usually in person and you're
9 served, but a lot of times now people get it in their
10 e-mail. But either way, you provide them with a subpoena,
11 and then they are compelled to provide you the records that
12 the Grand Jury said that you were allowed to receive.

13 **Q** So let's say that you were interested in obtaining
14 information about a particular phone number, would you use a
15 Grand Jury subpoena for that?

16 **A** Yes.

17 **Q** Okay. And so how would that work, just walk us
18 through the process?

19 **A** Sure. So I could become aware of the existence of a
20 phone number, and so through that, I would request those
21 records. I would receive the approval and I would receive
22 the subpoena. Let's say in this case AT&T, so I then, you
23 know, serve that subpoena to AT&T, they have a compliance
24 department for subpoenas, and it would say, you know, from a
25 period of date X to date Y, you know, you're authorized to

1 have these things. And it would list exactly what we're
2 allowed to have, and then the company would have 30 days
3 usually, the dates depend on the Grand Jury, to comply and
4 provide us that. And so whatever the information listed on
5 the subpoena is is what we would get.

6 **Q** And you said you used Grand Jury subpoenas in this
7 case; about how many?

8 **A** There are a little over 250, if my memory serves.

9 **Q** And can you describe the different types of entities
10 that you subpoenaed?

11 **A** Certainly. So obviously we talked about phone
12 providers, and there were many of those. There were also
13 numerous bank accounts. You know, especially in cases that
14 are complicated financially and there's lots of entities
15 involved, there ends up being a lot of bank subpoenas
16 because I'm sort of peeling the onion one layer at a time
17 and I can see the money is here and it's transferred to the
18 next account, and then I review it and the money went to
19 another account, and so that process can take a very long
20 time. So there's lots of bank subpoenas.

21 But there's other places we can get information from.
22 It can be businesses that would provide business records.
23 And I should say just as well as I'm talking about this, you
24 know, subpoenas is only a couple of pages, but the reply
25 would be tens of thousands or hundreds of thousands of pages

1 depends can on what you ask for. So the volume of records
2 depends on what you are asking for and what they need to
3 respond to you.

4 **Q** And you also mentioned that you obtained some search
5 warrants in this case. Can you describe the different types
6 of search warrants you obtained, just generally?

7 **A** Yeah. So there were search warrants in this case for
8 devices, and when I use the word "device" in this case, I'm
9 meaning cell phones, so they allow us then to use a computer
10 to extract the contents of a cell phone, "extraction" is a
11 fancy word for copy. And so we take the contents of the
12 cell phone, and then we can review what was on it at the
13 time that we seized it, and so we certainly wrote warrants
14 for that.

15 And then we also wrote warrants for other things. For
16 example, if you have a Gmail account, let's say -- and
17 there's one in this case -- you can write a warrant to
18 Google or Alphabet I guess now, and they will -- they can
19 provide you the contents of someone's e-mail account, and so
20 you can -- again, if the Court agrees with you and
21 authorizes it, you can then get the contents of someone's
22 Gmail. So we did both of those.

23 **Q** And what about iCloud accounts?

24 **A** Yes, ma'am. So in this case as well, any, any
25 provider that is really I guess in possession of these

1 records, like Apple in this case, they may have information
2 from your iPhone. And so again, if the Court authorizes it,
3 you can go to Apple and they will provide you with the
4 contents of someone's iCloud account, and that did happen in
5 this case.

6 **Q** You mentioned confidential sources. Did you use any
7 confidential sources in this case?

8 **A** Yes, I did.

9 **Q** What about undercovers?

10 **A** Yes, we did use that as well.

11 **Q** And when I say "undercovers," I mean undercover FBI
12 agents.

13 **A** Yes, ma'am, that's correct.

14 **Q** Okay. And what about interviews, did you interview
15 anyone?

16 **A** Yes. There were numerous interviews conducted as well
17 in this case.

18 **Q** Have you heard the term "covert investigation" before?

19 **A** Yes, ma'am.

20 **Q** What does that mean?

21 **A** This is a concept about if someone knows that an
22 investigation is ongoing. Sort of I guess the two sides of
23 the coin are covert and overt. And so if you're covert,
24 that means that the subject of an investigation don't know
25 that there is an investigation. And if you're overt, then

1 the subjects of the investigation are aware that the
2 investigation is ongoing.

3 **Q** And how does that relate to this case?

4 **A** So we preserved the covert status of this case as long
5 as we possible could, and I would say that generally that is
6 a best practice. Our job is to gather as many facts as
7 possible and in unadulterated or complete sense, so we tend
8 to have more success when we do that in a covert capacity
9 because folks don't, you know, throw their phone in the
10 river or whatever. So in order to get those things, as long
11 as you can maintain that level -- or that covert status, I
12 should say, you have the ability to collect evidence and
13 there's no risk of destruction.

14 **Q** Now, in preparation for your testimony today, did I
15 ask you to review all of the exhibits in our exhibit books?

16 **A** Yes, ma'am.

17 **Q** Okay. And did that take you awhile?

18 **A** It did.

19 **Q** Okay. And were all of those exhibits things that you
20 received during your investigation in some form or another?

21 **A** Yes, ma'am.

22 **Q** Okay. So I would like to go through those with you
23 now to admit them. Most of these are covered by the
24 parties' stipulation, so we'll be able to move through these
25 quickly.

1 **A** Okay.

2 **Q** So, first, I'd like to ask you about Discover Card.

3 Did you obtain some business records from Discover through
4 the Grand Jury subpoena process?

5 **A** Yes, ma'am.

6 MS. GLATFELTER: Okay. At this time, I would ask
7 to admit Government Exhibit 807, unless there's an objection
8 from the defense.

9 THE COURT: Any objection?

10 MR. GLICKMAN: No, Judge.

11 THE COURT: It's admitted.

12 MS. GLATFELTER: I'm going to start with all
13 financial records.

14 **Q** Next, I would like to ask you about -- it's okay, we
15 don't have to show him. I'd ask you about Fifth Third, did
16 you subpoena records from Fifth Third?

17 **A** Yes, ma'am.

18 **Q** And obtain those in this case?

19 **A** Yes, ma'am.

20 **Q** And are some of those included in the government's
21 exhibits?

22 **A** They are.

23 **Q** All right. I'm specifically talking about Government
24 Exhibit 13, 14, which is 14 A, B, C, D, E, F, G, and H, 152
25 regarding Ohioans For Energy Security, and 172 regarding

1 Coalition For Term Limits. Did you review those records?

2 **A** Yes, ma'am.

3 MS. GLATFELTER: And unless there's an objection
4 from defense counsel, I'd like to admit those records.

5 THE COURT: Any objection?

6 MR. GLICKMAN: No, Judge.

7 THE COURT: It's admitted, all of them.

8 **Q** Next, turning to Forcht Bank, does that name ring a
9 bell?

10 **A** It does, ma'am.

11 **Q** And did you obtain records from Forcht Bank?

12 **A** I did.

13 **Q** Regarding which accounts, do you remember?

14 **A** I recall that those relate to the Growth and
15 Opportunity PAC and the Coalition for Growth and
16 Opportunity.

17 **Q** And are those records or some of those records
18 included in our exhibits?

19 **A** Yes, ma'am.

20 MS. GLATFELTER: Your Honor, at this time, I would
21 ask for the admission of Exhibit 82 and 92.

22 THE COURT: Any objection?

23 MR. GLICKMAN: No, Judge.

24 **Q** Agent Wetzel --

25 THE COURT: It is admitted. I heard no objection

1 from anyone.

2 MS. GLATFELTER: Oh, sorry, my apologies, Your
3 Honor.

4 THE COURT: What was the name of the bank?

5 MS. GLATFELTER: Forcht, F-O-R-C-H-T.

6 **Q** Agent Wetzel, do you recall where that bank is
7 located?

8 **A** I believe it's in Kentucky.

9 **Q** Did you also request records from Huntington National
10 Bank regarding various accounts in this case?

11 **A** Yes, ma'am.

12 **Q** And have you observed those records in the
13 government's exhibits?

14 **A** Yes, ma'am.

15 **Q** All right. I'm specifically referring to Exhibit 32
16 A, B, C, D, E, F, G, H, I, J, K, Exhibit 33, Exhibit 41 A
17 through H, Exhibit 42, Exhibit 112, Exhibit 132, Exhibit 284
18 A through C, Exhibit 321, Exhibit 801 A through H,
19 Exhibit 806, Exhibit 815, and Exhibit 831 A through D, and
20 832 A through D. Did you receive a lot of records from
21 Huntington Bank?

22 **A** Yes, ma'am.

23 **Q** Okay.

24 MS. GLATFELTER: Your Honor, absent any objection
25 from defense, I'd request those exhibits be admitted.

1 THE COURT: Is there any objection?

2 MR. GLICKMAN: No, Judge.

3 THE COURT: Does Mr. Borges' counsel have any
4 objection?

5 MR. SCHNEIDER: No objection.

6 THE COURT: They're admitted.

7 **Q** Agent Wetzel, did you also receive records from JP
8 Morgan Chase Bank?

9 **A** Yes, ma'am.

10 **Q** Have you reviewed those in our exhibits?

11 **A** I have.

12 MS. GLATFELTER: Okay. At this time I'm referring
13 to Exhibits 59, 60, 61, 62, 63, 261, 304 A, 805 A and 805 B
14 and 821. And absent an objection from defense, I'd ask for
15 these records from JP Morgan Chase be admitted.

16 THE COURT: Any objections?

17 MR. GLICKMAN: No, Judge.

18 MR. SCHNEIDER: None here.

19 THE COURT: Thank you. They're admitted.

20 **Q** I know that this is monotonous, but I'm hoping that we
21 can get through these records and then talk about them.

22 Next, PNC Bank, did you receive some records from PNC Bank?

23 **A** Yes, ma'am.

24 MS. GLATFELTER: Referring to Exhibit 73, absent
25 any objection from defense, I'd ask that these be admitted.

1 THE COURT: Any objection?

2 MR. GLICKMAN: No, Judge.

3 MR. SCHNEIDER: No.

4 THE COURT: Thank you. It's admitted.

5 **Q** Agent Wetzel, did you receive records from United
6 Bank?

7 **A** Yes, ma'am.

8 **Q** And did you see those in our exhibits as well?

9 **A** I did.

10 MS. GLATFELTER: I'm referring to Exhibits 302 A, B
11 and C, absent any objection from the defense, I'd ask for
12 those exhibits to be admitted.

13 THE COURT: Any objection?

14 MR. GLICKMAN: No, Judge.

15 MR. SCHNEIDER: Likewise.

16 THE COURT: Admitted.

17 **Q** Agent Wetzel, did you also receive records from Union
18 Bank?

19 **A** Yes, ma'am.

20 **Q** And have you reviewed those in our exhibits as well?

21 **A** I have.

22 MS. GLATFELTER: I'm referring specifically to
23 Exhibit 814, absent objection from the defense, I'd ask for
24 that exhibit to be admitted.

25 THE COURT: Any objection?

1 MR. GLICKMAN: No, Judge.

2 MR. SCHNEIDER: No.

3 THE COURT: It's admitted.

4 **Q** Finally, Amalgamated Bank -- I think I said that
5 right -- did you receive records from that bank?

6 **A** Yes, ma'am.

7 MS. GLATFELTER: I'm referring to Exhibit 833 A, B,
8 and C, and absent any objection, I'd ask or I'd request that
9 those exhibits be admitted.

10 THE COURT: Any objection?

11 MR. GLICKMAN: No, Judge.

12 MR. SCHNEIDER: No.

13 THE COURT: They're admitted.

14 MS. GLATFELTER: I'll turn to phone records now.
15 Okay.

16 **Q** Agent Wetzel, did you receive records from Verizon
17 phone company?

18 **A** Yes, ma'am.

19 **Q** Okay. And did you review those records in our exhibit
20 books?

21 **A** Yes, ma'am.

22 MS. GLATFELTER: I'm specifically talking about
23 Exhibit 715 A through C, 717 A, 718 A, 719 A, 720 A, 721 A,
24 722 A, 730 A, and 730 B. Absent any objection, I'd ask for
25 those to be admitted.

1 THE COURT: Any objection?

2 MR. GLICKMAN: No, Judge.

3 MR. SCHNEIDER: No objection.

4 THE COURT: They're admitted.

5 **Q** Turning to AT&T, Agent Wetzel, did you request records
6 from AT&T?

7 **A** Yes, ma'am.

8 **Q** Have you reviewed those in our exhibits?

9 **A** I have.

10 MS. GLATFELTER: Okay. I'm specifically referring
11 to Exhibits 716 A through C, 17 C, and absent any objection
12 from defense counsel, I'd request that these be admitted.

13 THE COURT: Any objections?

14 MR. OLESKI: I believe you misspoke. You said "17
15 C," is what you said.

16 MS. GLATFELTER: Oh, 717 C. My apologies.

17 MR. OLESKI: No objection.

18 THE COURT: Any objections?

19 MR. SCHNEIDER: No objection.

20 THE COURT: They're admitted.

21 **Q** All right. Now I'm going to move to some business
22 records. Did you receive records from Paychex?

23 **A** Yes, ma'am.

24 **Q** And did you see those exhibits or did you see those
25 records in our exhibit books?

1 **A** Yes, ma'am.

2 MS. GLATFELTER: Defense counsel, I'm specifically
3 referring to 247 and 247 A, and absent any objection, I'd
4 ask that those be admitted.

5 THE COURT: Any objection?

6 MR. GLICKMAN: No objection.

7 MR. SCHNEIDER: None either.

8 THE COURT: They're admitted.

9 **Q** Red Maverick Media, did you receive some records from
10 Red Maverick Media?

11 **A** I did.

12 **Q** And did you see those records in our exhibit book or
13 some of them?

14 **A** Yes, ma'am.

15 MS. GLATFELTER: I'm specifically referring to
16 Exhibit 244 A, and absent any objection, I'd ask that 244 A
17 be admitted.

18 THE COURT: Any objections?

19 MR. OLESKI: No, Judge.

20 MR. SCHNEIDER: No objection.

21 THE COURT: They're admitted.

22 **Q** Agent Wetzels, did you receive a few records from Allen
23 Stovall Neuman Fischer Ashton, LLP?

24 **A** Yes, ma'am.

25 **Q** And did you see those records in the exhibit books?

1 **A** I did.

2 MS. GLATFELTER: I'm referring to Exhibit 816,
3 absent any objection, I'd ask that those be admitted.

4 THE COURT: Any objection?

5 MR. GLICKMAN: No objection.

6 MR. SCHNEIDER: No, no objection.

7 THE COURT: It's admitted.

8 **Q** Agent Wetzal, did you receive records from Crossroads
9 Media?

10 **A** I did.

11 **Q** And did you review those records in our exhibit books?

12 **A** Yes, ma'am.

13 MS. GLATFELTER: At this time, I'd ask for the
14 admission, absent any objection, of Exhibits 303 A, B, C, D,
15 E, F, and G.

16 THE COURT: Any objections?

17 MR. GLICKMAN: One second, Judge, I'm sorry. No
18 objection.

19 MR. SCHNEIDER: Likewise.

20 THE COURT: Admitted.

21 **Q** Agent Wetzal, did you receive records from
22 Storytellers?

23 **A** Yes, ma'am.

24 **Q** And did you review those in our exhibit books?

25 **A** I did.

1 MS. GLATFELTER: All right. I'd like to reference
2 Exhibits 262 A, B, and C, Exhibit 267 A and B, Exhibit 305
3 A, B, C and D, and absent any objection, I'd ask for
4 those -- the admission of those exhibits.

5 THE COURT: Any objections?

6 MR. GLICKMAN: No, Judge.

7 MR. SCHNEIDER: No objection.

8 THE COURT: Very well. Admitted.

9 **Q** Agent Wetzel, did you receive some records from CGI
10 Investigations?

11 **A** Yes, ma'am.

12 **Q** And did you observe those records in our exhibit
13 books?

14 **A** I did.

15 MS. GLATFELTER: Turning everyone's attention to
16 Exhibit 628, absent any objection, I'd ask that those be
17 admitted.

18 THE COURT: Any objections?

19 MR. GLICKMAN: No objection.

20 MR. SCHNEIDER: No objection.

21 THE COURT: Admitted.

22 **Q** Turning to an entity called Hardworking Ohioans, Agent
23 Wetzel, did you receive some records from Hardworking
24 Ohioans?

25 **A** I did.

1 **Q** And have you reviewed those prior to your testimony
2 today?

3 **A** Yes, ma'am.

4 MS. GLATFELTER: Turning defense counsel's
5 attention to Exhibits 316 A, B, C, D -- I'll just go D
6 through P, 341, 342 A and B, 343 and 344, absent any
7 objection, I'd ask for the admission of those exhibits.

8 THE COURT: Any objections?

9 MR. GLICKMAN: No, Judge.

10 THE COURT: Admitted.

11 MR. SCHNEIDER: No.

12 THE COURT: Admitted.

13 **Q** Agent Wetzel, did you receive some exhibits from
14 Nordic Construction?

15 **A** I did.

16 **Q** And have you reviewed those in our exhibit books?

17 **A** I have.

18 MS. GLATFELTER: I'd ask for admission of 809 A, B
19 and C, absent any objection.

20 THE COURT: Any objection?

21 MR. GLICKMAN: No, Judge.

22 MR. SCHNEIDER: No.

23 THE COURT: Admitted.

24 **Q** Agent Wetzel, did you receive records from Partners
25 For Progress?

1 **A** I did.

2 **Q** And did you see or observe those records in our
3 exhibit books?

4 **A** Yes, ma'am.

5 MS. GLATFELTER: Turning everyone's attention to
6 Exhibit 275 A and B, absent any objection, I'd ask for the
7 admission of those exhibits.

8 THE COURT: Any objection?

9 MR. GLICKMAN: No, Judge.

10 MR. SCHNEIDER: No.

11 THE COURT: Admitted.

12 **Q** Agent Wetzel, you spoke a moment ago about receiving
13 records from Apple in regards to a search warrant that you
14 did or search warrants that you did?

15 **A** Yes, ma'am.

16 **Q** And did you observe some of the records that you
17 received from those iCloud accounts in the exhibit books?

18 **A** Yes, I did.

19 MS. GLATFELTER: Okay. Absent any objection, I'd
20 ask for the admission of the following exhibits:
21 Exhibits 83 A, 93, 94, 201 B, 201 C through N, 263 A and B,
22 287, 322 A, C, D, E and F, B was a duplicate, 414, 462, 466,
23 473 A, 474, 483 A through E, 493 A through C, 502 A through
24 E, 509 A and B, 602 A through O, 631, 709 A and B, and 710 A
25 and B. Your Honor, absent any objection, I'd ask for the

1 admission of those exhibits.

2 THE COURT: Any objections?

3 MR. OLESKI: Just one moment, please, Judge.

4 MR. SCHNEIDER: None here, Your Honor.

5 THE COURT: Thank you, sir.

6 MR. GLICKMAN: None here.

7 THE COURT: No objections. They're admitted.

8 **Q** Agent Wetzel, you spoke a few minutes ago about a
9 Gmail account. Did you receive records regarding that Gmail
10 account?

11 **A** I did.

12 **Q** What was that Gmail account, just generally, if you
13 remember?

14 **A** It was Jeff Longstreth at Gmail dot com.

15 **Q** And have you seen some of the e-mails from that search
16 warrant in the exhibit books?

17 **A** I have.

18 MS. GLATFELTER: Okay. At this time I'd like to
19 turn to Exhibits for admission 201 A1, 201 A, 202 A, B, C
20 and D, 216 A and B, 222 A through D, 231 A and B, 241 A
21 through M, 246, 250 A and B, 252, 254, 257, 258, 260 A,
22 260 A1 through H, 266 A through C, 281, 350 A through H, 421
23 A through E, 711 A, 811 A and B, and 817, absent any
24 objection from the defense counsel, I'd ask that these be
25 admitted.

1 THE COURT: Any objection?

2 MR. GLICKMAN: No, Judge.

3 MR. SCHNEIDER: No.

4 THE COURT: Admitted.

5 **Q** Agent Wetzel, you mentioned before that in addition to
6 the different investigative techniques you commonly use, you
7 also search public records or open source documents; is that
8 right?

9 **A** That's correct.

10 **Q** And did you do that throughout your investigation
11 here?

12 **A** Yes, I did.

13 **Q** Okay. And have you seen the results of some of the
14 research or searching that you did in the exhibit books?

15 **A** I have.

16 MS. GLATFELTER: Your Honor, at this time, I'm
17 going to go through a list of exhibits from -- that are
18 public records and request the admission absent any
19 objection from defense counsel. Exhibit 11, which is the
20 Generation Now registration; Exhibit 12, which is another
21 Generation Now registration; Exhibit 31, JPL registration;
22 64, which is an FE filing which I think may be admitted; 71,
23 Partners For Progress registration; 72, same thing; 81,
24 which is Coalition for Growth and Opportunity registration;
25 91, which is growth and opportunity registration; 111,

1 Hardworking Ohioans registration; 131, 17 C Consulting Group
2 registration; 151, Ohioans For Energy Security registration;
3 282, which is a 990; 283, which is an FEC form; 301A, FEC
4 form; 301B, FEC form; 331, 331 A -- oh, that's not right.
5 401, which are the Ohio rules for the representatives; 411
6 and 422, which are session journals; 456, session journals;
7 458 A through 458 G, which are the bill analysis for House
8 Bill 6 -- or I might have that backwards, that might be the
9 House Bill and then 459 A through W is the bill analysis.
10 491 and 492 are the session journals. 516, and then 808 A
11 through D related to deeds from a house, and 813 A through C
12 related to a lawsuit. Absent any objections, I'd ask that
13 these public records be admitted.

14 THE COURT: Any objection?

15 MR. GLICKMAN: One moment, please, Judge.

16 THE COURT: Yes.

17 MR. OLESKI: Moment to confer, Judge?

18 MR. GLICKMAN: Judge, no objection to every one
19 except 808 D, as in dog.

20 THE COURT: All right. We'll admit all but 808 D,
21 and we'll discuss it soon.

22 MR. GLICKMAN: 808, Judge.

23 THE COURT: 808 D as in dog?

24 MR. GLICKMAN: Correct.

25 THE COURT: Sir?

1 MR. SCHNEIDER: Judge, no objection, but I wanted
2 clarification about 331 A, you pulled that?

3 MS. GLATFELTER: I said 331 A on accident, and
4 that's from the Google account.

5 MR. SCHNEIDER: That's not part of it, so no
6 objection.

7 THE COURT: Very well. They've been admitted
8 except for 808 D that we'll talk about.

9 **Q** Okay. Agent Wetzel, you said that you did some search
10 warrants on devices.

11 **A** Yes, ma'am.

12 **Q** And what kind of devices did you do search warrants
13 on?

14 **A** These are electronic devices, can do a search warrant
15 and electronically extract from really anything that has a
16 hard drive basically. In this particular case, talking
17 about phones and computers.

18 **Q** All right. So I'd like to ask you a couple of
19 questions about a number of these phones. Did you recover
20 evidence from Mr. Householder's phone from his home, which
21 is Exhibit 203 A, 701 A through C?

22 **A** Yes, ma'am.

23 MS. GLATFELTER: Absent any objection, I'd ask that
24 those exhibits be admitted.

25 THE COURT: Any objections?

1 MR. GLICKMAN: No, Judge.

2 THE COURT: They're admitted.

3 Q Agent Wetzel, did you also recover a search warrant
4 from Mr. Householder's office?

5 A Yes, ma'am.

6 Q In the Riffe Center?

7 A Correct.

8 Q And have you reviewed exhibits related to the content
9 of that phone?

10 A Yes. We found a device within the contents there and
11 I have reviewed it.

12 MS. GLATFELTER: Your Honor, I would ask for the
13 admission of the following exhibits absent an objection from
14 defense counsel: 212, 265, 425, 702 A, 702 B, 607 C, and
15 607 D.

16 MR. SCHNEIDER: No objection here.

17 MR. OLESKI: Pardon me, did you say G and D?

18 MS. GLATFELTER: C and D.

19 MR. OLESKI: No objection.

20 THE COURT: They're admitted.

21 MS. GLATFELTER: C and D.

22 THE COURT: What are you clarifying, just so I get
23 it right?

24 MS. GLATFELTER: Sorry. I apparently I'm not very
25 clear on my C. 607 C and 607 D. I apologize.

1 THE COURT: C and B as in cat and boy?

2 MS. GLATFELTER: Cat and dog.

3 THE COURT: Cat and dog. No objection.

4 MS. GLATFELTER: Okay, my bad. Did you find those?
5 607 C and D.

6 MR. OLESKI: I was looking for G.

7 THE COURT: We're on the record, gentlemen, and,
8 ladies. If we need to clarify stuff, just bring it to my
9 attention. It's difficult when you speak, the court
10 reporter can't write it down. Do we need to clarify what
11 was admitted on search warrant of devices relating to Mr.
12 Householder?

13 MR. GLICKMAN: No, no, Judge.

14 THE COURT: Okay.

15 **Q** Agent Wetzels, did you perform a search warrant on Neil
16 Clark's telephone?

17 **A** Yes, ma'am.

18 **Q** And did you review exhibits related to that extraction
19 in the exhibit books?

20 **A** I have.

21 MS. GLATFELTER: Directing attention to 704 A
22 through C, I'd ask for the admission of those exhibits
23 absent an objection from defense counsel.

24 MR. GLICKMAN: No objection.

25 MR. SCHNEIDER: No objection.

1 THE COURT: Admitted.

2 Q Agent Wetzel, did you perform a search warrant on
3 Mr. Longstreth's phone?

4 A Yes, ma'am.

5 Q And have you reviewed those exhibits prior to your
6 testimony today?

7 A I have.

8 MS. GLATFELTER: Turning the attention to 706 A and
9 B, I'd ask for the admission of those exhibits, absent any
10 objection from defense counsel.

11 THE COURT: Any objections?

12 MR. GLICKMAN: No, Judge.

13 MR. SCHNEIDER: No.

14 THE COURT: Admitted.

15 Q Did you also perform a search warrant on
16 Ms. Lippincott's phone?

17 A Yes, ma'am.

18 Q And did you review exhibits related to her phone prior
19 to your testimony?

20 A Yes.

21 MS. GLATFELTER: I'd ask for the admission of the
22 following exhibits absent any objection, 708 A and 708 B.

23 THE COURT: Any objection?

24 MR. GLICKMAN: No objection.

25 MR. SCHNEIDER: No.

1 THE COURT: Admitted.

2 Q Agent Wetzel, did you perform a search warrant on
3 Ms. Fitzmartin's phone?

4 A Yes.

5 Q And did you review exhibits related to her phone prior
6 to your testimony?

7 A Yes, ma'am, I have.

8 MS. GLATFELTER: Turning the Court's attention to
9 the following exhibits: 707 A through F, 240 A through G,
10 251, 253, 256 A and B, 319 A, 351 A, B, C and D, 481, 609 A,
11 B, C, D, E, F and G, and 612 A, B and C, absent any
12 objection, I'd ask for the admission of those exhibits.

13 THE COURT: Any objection?

14 MR. GLICKMAN: No, Judge.

15 MR. SCHNEIDER: No.

16 THE COURT: Thank you. Admitted.

17 Q Agent Wetzel, did you perform a search warrant on Juan
18 Cespedes' telephone?

19 A Yes, ma'am.

20 Q And did you review those exhibits prior to your
21 testimony today?

22 A I did.

23 MS. GLATFELTER: Turning the Court's attention to
24 705 A and B, 291 A and B, 298, 333, 432 A through K, 437 A
25 through C, 441 A through F, 451 A through E, 461 A through

1 H, 483, 500, 508 A, B and C, 511, 603, 606 A and B, 611 A
2 through I, 623 E, 626 A through C, 636 A through P, and 639
3 A through B, absent any objection, I'd ask for the admission
4 of those exhibits.

5 MR. OLESKI: Just one moment, please, Judge.

6 THE COURT: Yes.

7 MR. SCHNEIDER: No.

8 MR. GLICKMAN: Judge, can we confer with counsel
9 for just a moment?

10 THE COURT: Yes.

11 MR. GLICKMAN: Thank you.

12 THE COURT: It's off the record.

13 (Off the record from 2:20:40 p.m. to 2:21:01 p.m.)

14 MR. GLICKMAN: No objection.

15 THE COURT: They're admitted. Members of the Jury,
16 these are thousands and thousands of pieces of paper, and
17 the lawyers have worked really hard so we don't have to go
18 through them page by page. Bear with us, we'll get this
19 done. It's a credit to the lawyers, all of them. You may
20 proceed.

21 MS. GLATFELTER: Thank you, Your Honor. And we are
22 almost finished with this.

23 THE COURT: That's what they all say.

24 MS. GLATFELTER: I appreciate the patience.

25 THE COURT: Very well.

1 **Q** Agent Wetzel, did you perform a search warrant on
2 Matthew Borges' phone?

3 **A** Yes, ma'am.

4 **Q** And did you review the exhibits related to that phone
5 prior to your testimony today?

6 **A** Yes.

7 MS. GLATFELTER: Turning the Court's attention to
8 703 A and B, 248 A, B, and C, 259, 318, 332, 407, 413, 510
9 A, 605 A through S as in Sam, 608 A through L, 613 A through
10 K, 623 A through D, 623 F, G, H, I, J and K, 627 A through
11 D, 630 A and B, 633 A and B, and 637 A and B. Absent any
12 objection, I'd ask for the admission of those exhibits.

13 MR. SCHNEIDER: No objection.

14 MR. GLICKMAN: No objection.

15 THE COURT: Admitted.

16 **Q** Just I think three more categories here. Agent
17 Wetzel, did you receive records from Anna Lippincott &
18 Associates?

19 **A** Yes, ma'am.

20 **Q** Did you review those records prior to your testimony
21 today?

22 **A** I did.

23 **Q** And are some of those records in the exhibit books?

24 **A** They are.

25 MS. GLATFELTER: Turning the Court's attention to

1 173, 174, 204 A through F, 237, 242 A through C, 258, 292,
2 299, 467 A through D, 629 A through M, and 810. Your Honor,
3 I'd ask for the admission of those exhibits absent any
4 objection.

5 MR. GLICKMAN: No objection.

6 MR. SCHNEIDER: No objection.

7 THE COURT: They're admitted.

8 **Q** Agent Wetzels, did you receive records from MC
9 Fitzmartin & Associates?

10 **A** Yes, ma'am.

11 **Q** Did you review those in the exhibit books prior to
12 your testimony today?

13 **A** I did.

14 MS. GLATFELTER: Turning the Court's attention to
15 Exhibits 205 A and B, 243 A through I, 255 A and B, 264, 306
16 A through D, 310 A through C, 320 A through G 5, 468 A
17 through P, 469 A through N, 470 A through E, 482 A through
18 C, 501, 505 A and B, 506 A through double M, 507 A through
19 D, 539, 610 A through P, 641, and absent any objection, I'd
20 ask for the admission of those records.

21 MR. GLICKMAN: No objection.

22 MR. SCHNEIDER: No.

23 THE COURT: Admitted.

24 MS. GLATFELTER: Thank you, Your Honor.

25 **Q** Down to two categories. Did you receive records from

1 FirstEnergy in relation to your investigation?

2 **A** Yes, ma'am.

3 **Q** And have you reviewed all of those exhibits in the
4 exhibit binders?

5 **A** I have.

6 MS. GLATFELTER: Turning the Court's attention to
7 211 A through D, 215 A through B, 221 A through C, 223 A and
8 B, 226 A and B, 232 A through D, 236 A through C, 245 A and
9 B, 274 A, 280 A through D, 286 A through C, 290 A through C,
10 323 A through E, 325 A through B, 330 A through H, 406, 412
11 A through D, 431 A through R, 460 A through D, 494, 517 A
12 through D, 601 A through E, 607 A and B, 611 J, 634 A
13 through D, 640 A through R, 643 A through D, 723 A through
14 M, 724 A through M, 725 A through M, 726 A through N, and
15 727 A through E. Absent any objection, I'd ask for the
16 admission of those exhibits.

17 MR. SCHNEIDER: No objection.

18 MR. OLESKI: One moment, please.

19 MR. GLICKMAN: No objection.

20 THE COURT: Thank you. Admitted.

21 **Q** Last category and the rest of them we'll do during
22 your testimony. Did you also -- in addition to public
23 records, did you conduct some other research or take photos
24 or find photos of different items during your investigation?

25 **A** Yes, I did.

1 Q And have you reviewed those in the exhibit books prior
2 to your testimony today?

3 A I have.

4 MS. GLATFELTER: At this time, I'd like to turn the
5 Court's attention to Exhibit 200, which is a photo of State
6 Street; Exhibit 311, which is the digital ad referenced in
7 our pleadings; No. 402, a photo of the state House; 403 I
8 believe is a photo of the Riffe Center; 424 and 4 -- I'm
9 sorry, 403 is the Riffe Center photo, 423 is a press
10 release, 424 is a press release and 427 is a press
11 conference video. Absent any objection, I'd ask for the
12 admission of those exhibits.

13 THE COURT: Any objections?

14 MR. GLICKMAN: No objection.

15 MR. SCHNEIDER: No objection.

16 THE COURT: They're admitted.

17 MS. GLATFELTER: Thank you, Your Honor. I believe
18 we're finished with that portion of offering the exhibits
19 and proceeding with asking questions now.

20 THE COURT: So there was one objection to 808 D,
21 correct?

22 MS. GLATFELTER: Yes, and I think we can resolve
23 it.

24 THE COURT: That's it? I'm just putting it on the
25 record.

1 MS. GLATFELTER: Yes.

2 THE COURT: Everybody agrees, right?

3 MR. GLICKMAN: Yes, Judge.

4 THE COURT: Very well. How is the jury doing? We
5 typically take a break at 2:45. Can you hang in there for
6 another 15 minutes? Very well. You may continue. You may
7 examine the witness.

8 MS. GLATFELTER: Thank you.

9 **Q** Agent Wetzel, during your investigation in this case,
10 were there certain names that repeatedly came up during the
11 investigation?

12 **A** Yes.

13 MS. GLATFELTER: May I please show the witness
14 Exhibit No. 9, the first page of Exhibit 9?

15 THE COURT: Yes.

16 **Q** All right. And do you recognize this exhibit?

17 **A** I do.

18 **Q** What is it?

19 **A** This is a group of photographs with names underneath
20 them for some different people involved in the
21 investigation.

22 **Q** And did you create or supervise the creation of this
23 document?

24 **A** Yes, I did.

25 **Q** How was it created?

1 **A** So this was created using publicly available photos,
2 and then the names and also titles where you see them are
3 from those same public sources, and then I verified the
4 photographs using driver's license photos.

5 **Q** And do you have access to those driver's license
6 photos as part of your job duties at the FBI?

7 **A** Yes, ma'am, I do.

8 MS. GLATFELTER: Your Honor, at this point, I'd ask
9 for the admission of Exhibit No. 9.

10 THE COURT: Any objections?

11 MR. SCHNEIDER: None here.

12 MR. GLICKMAN: No, Judge.

13 THE COURT: Admitted.

14 MS. GLATFELTER: May we please publish Exhibit
15 No. 9 to the jury?

16 THE COURT: Yes.

17 **Q** Agent Wetzel, starting with the top row, can you go
18 through the different photographs and titles of the
19 individuals from your -- that are in this exhibit?

20 **A** Yes, ma'am. On the top left, Larry Householder,
21 Speaker of the Ohio House. To his right, Jeffrey
22 Longstreth, president of Generation Now and owner of JPL &
23 Associates. To his right, Charles Jones, president and CEO,
24 FE, and to his right, Michael Dowling, senior VP, FE.

25 **Q** All right. And the next row, please.

1 **A** Neil Clark, lobbyist. To his right, Matthew Borges,
2 lobbyist. To his right John Judge, president and CEO, FES.
3 To his right, John Kioni, executive chairman, FES.

4 **Q** Okay. And the last row?

5 **A** Starting on the left, Juan Cespedes, lobbyist. Other
6 associates: Brooke Bodney; Megan Fitzmartin; Anna
7 Lippincott; Joel Bailey, VP for State and local affairs, FE;
8 Ty Pine, director of state affairs, FE. To the right of
9 that list, Stephen Burnazian, executive VP, FES. To his
10 right, David Griffen, executive VP of government affairs,
11 FES.

12 **Q** And, Agent Wetzel, can you explain to the jury how you
13 came up with the information regarding the titles on this
14 exhibit?

15 **A** Yes. These are from the public sources I mentioned
16 earlier. For example, for the folks that are a part of FE
17 or FES, there's listed job titles on their website.

18 **Q** So these weren't -- these weren't descriptions that
19 you came up with yourself, these were how these people
20 self-identified?

21 **A** That's correct. Yes. When we were doing the internet
22 searches to find the photographs, often the photograph has a
23 caption below or something like that or on the corporate
24 page there are corporate websites that show, here's our
25 leadership structure, those kinds of things.

1 **Q** Agent Wetzel, as you investigated this case, did you
2 identify particular dates of significance?

3 **A** Yes, I did.

4 **Q** And did you refer to these dates throughout your
5 investigation as you were reviewing records?

6 **A** Yes, ma'am.

7 MS. GLATFELTER: May I please show the witness
8 Exhibit 6?

9 THE COURT: Yes.

10 **Q** Okay. And what is Exhibit 6?

11 **A** Exhibit 6 is a timeline. On the left there's a
12 listing of year and then there's also a month and day
13 breakdown next to the year that's on the left, and then to
14 the right of that is an event.

15 **Q** And how were you -- were you involved in either the
16 supervision or creation of this exhibit?

17 **A** Yes, I was.

18 **Q** And did you review it for accuracy prior to your
19 testimony today?

20 **A** I have.

21 **Q** How are you able to verify the dates on this exhibit?

22 **A** So this is all from publicly available information,
23 various sources.

24 MS. GLATFELTER: Your Honor, at this time, I'd move
25 to admit Exhibit 6 and publish to the jury.

1 THE COURT: Any objection?

2 MR. GLICKMAN: No, Judge.

3 MR. SCHNEIDER: No.

4 THE COURT: It's admitted. You can show it to the
5 jury.

6 **Q** Agent Wetzel, if we can go through the different dates
7 on this exhibit by year.

8 **A** Certainly. So starting in that top group, that's in
9 2017, we have January 3rd, that should be for 2017,
10 Householder sworn in as Ohio House member. January 20th,
11 presidential inauguration. January 26th, Partners For
12 Progress incorporated in Delaware. And February 6th,
13 Generation Now incorporated in Delaware. These are all in
14 2017.

15 THE COURT: Is he simply going to read this
16 timeline?

17 MS. GLATFELTER: I was just to publish the dates
18 and we can refer to it later.

19 THE COURT: It's up in front of the jury. It's
20 been admitted. Go ahead.

21 **Q** Thank you. Agent Wetzel, if you can continue.

22 **A** For 2018, which is the group below, March 31st,
23 FirstEnergy Solutions declares bankruptcy. May 8th, Ohio
24 primary election. And November 6th, Ohio general election,
25 and again, those are all in 2018.

1 Q Okay. And what dates are on this exhibit regarding
2 2019?

3 A January 7th, Householder voted Speaker. April 12th,
4 HB 6 introduced to Ohio House. May 29th, Ohio House passes
5 HB 6. July 23rd, final vote, HB 6 signed into law.
6 July 29th, OACB submits proposed ballot language to AG.

7 Q And, Agent Wetzel, what does "OACB" stand for?

8 A Ohioans Against Corporate Bailouts.

9 Q Okay. Continue, please.

10 A August 12th, AG rejects proposed language.

11 Q And Agent Wetzel, what does "AG" stand for, please?

12 A That is a reference to the Ohio Attorney General.

13 Q Okay. Thank you.

14 A August 16th, OACB submits revised ballot language to
15 AG. August 29th, AG approves proposed language.

16 October 22nd, ballot initiative fails, HB 6 takes effect.

17 Q Okay. And the dates under 2020?

18 A February 27th, FirstEnergy Solutions emerges from
19 bankruptcy, and April 28th, Ohio primary election.

20 Q Thank you, Agent Wetzel.

21 MS. GLATFELTER: Your Honor, would this be a good
22 time to take a break?

23 THE COURT: It would. We've reached our
24 mid-afternoon break. We're going to break for 20 minutes
25 and get you back to us, we hope, by 3. During the break,

1 take a break, set it aside, don't discuss it among
2 yourselves or with anyone. No independent research.
3 Continue to keep an open mind until you've heard all of the
4 evidence. Out of respect for you, we'll rise as you leave.

5 THE DEPUTY: All rise for the jury.

6 (Jury exited the courtroom at 2:38 p.m.)

7 THE COURT: Jury has left the room. The door is
8 closing. You may be seated. I'm just going to wait until
9 the jury is cleared out of the corridor before we exit the
10 courtroom. Sir, we're going to take a break. During the
11 break, please do not discuss your testimony with anyone,
12 understood?

13 THE WITNESS: Yes, sir.

14 THE COURT: We're going to start up at 3. Everyone
15 may vacate, if they choose to. We're in recess.

16 THE DEPUTY: All rise. This court is now in
17 recess.

18 (Recess taken from 2:40 p.m. to 2:56 p.m.)

19 THE COURT: Please be seated. We're back in the
20 open court on the record, couple minutes short of 3 when
21 we're hoping to get the jury. The government's three
22 lawyers are here. Representative is on the stand.
23 Mr. Householder is here with his lawyers. And Mr. Borges is
24 here with his lawyers.

25 I understand there's a matter that requires my

1 attention before we get the jury. Who wishes to be heard?

2 MR. GLICKMAN: I do, Judge.

3 THE COURT: Okay.

4 MR. GLICKMAN: Just briefly, first of all, we've
5 indicated we have one objection as did counsel for
6 Mr. Borges to Exhibit, I believe it was 608 D as in dog --
7 808, I'm sorry, too many numbers. We're withdrawn.

8 THE COURT: Very well. It's admitted.

9 MR. GLICKMAN: The other issue, we did not object
10 to Exhibit 517 C. I was looking at a list of exhibits. I
11 couldn't look at every photo as we were going through it.
12 That is a photo contained within a Tweet between
13 Mr. Dowling, an employee of FirstEnergy, and somebody who I
14 do not know and have never heard of.

15 The Tweet contains a photograph of the Ohio Statehouse
16 with the words "FirstEnergy stadium" superimposed over it,
17 as if it imply FirstEnergy purchased the state House. We
18 move under Rule of Evidence 403 that is more prejudicial
19 than probative and should not be received.

20 THE COURT: The government's response?

21 MS. GLATFELTER: The photo is an attachment that
22 was produced by FirstEnergy to us. It was attached to the
23 text message. That is what is included in the exhibit. I
24 think this goes for intent in terms of and motive in terms
25 of why they were forwarding this Tweet around. We'd be

1 happy to discuss that exhibit. It's not going to come up
2 today, so it will come up later.

3 THE COURT: I was just waiting to hear that
4 sentence.

5 MS. GLATFELTER: Yes.

6 THE COURT: You can discuss it. We don't have to
7 resolve it now.

8 MR. GLICKMAN: Thank you, Judge.

9 THE COURT: Are we ready for the jury from the
10 government's perspective?

11 MS. GLATFELTER: Yes. Just one minor matter, I
12 think we've all been alerted to the weather for tomorrow and
13 I didn't know if the Court had an idea of what it would like
14 from us or timing or anything like that.

15 THE COURT: Well, we should discuss that, we should
16 discuss it now. I am aware of the weather report. I would
17 propose that we ask the jurors to come into the courthouse
18 by 10:45 with the expectation we would start at 11. Is
19 there an objection to that from the government?

20 MS. GLATFELTER: No, Your Honor. Thank you.

21 MR. GLICKMAN: None, Judge.

22 MR. SCHNEIDER: No.

23 THE COURT: All right. Hopefully, that will give
24 them enough time to let the storm pass. It's supposed to be
25 more rain down here, but farther north, you get snow. Some

1 of these are people are north. We're going to start
2 tomorrow at 11:00.

3 MS. GLATFELTER: Thank you, Your Honor.

4 THE COURT: Yes. Are we ready for the jury, from
5 the government's perspective?

6 MS. GLATFELTER: Yes, Your Honor.

7 THE COURT: Very well.

8 MR. GLICKMAN: Yes, Judge.

9 THE COURT: Let's call for the jury, please.
10 Lawyers should be here by 10:45 tomorrow just case we have
11 something to do before 11. Ms. Glatfelter, I'm shooting to
12 release the jury at or around 4:30.

13 MS. GLATFELTER: I think that's a fine plan for the
14 government, yes.

15 THE COURT: Are you going to finish with this
16 witness by 4:30?

17 MS. GLATFELTER: Absolutely. No, just kidding.
18 No.

19 THE COURT: That's why I didn't ask the defense.
20 We're going to stop at 4:30.

21 (Pause.)

22 THE DEPUTY: All rise for the jury.

23 (Jury entered the courtroom at 3:03 p.m.)

24 THE COURT: Jurors can be seated as they join us.
25 You may all be seated. Thank you. 16 members of the jury

1 have rejoined us in the courtroom after the mid-afternoon
2 break. I hope you had a decent break. We're going to try
3 and stop for the day at or around 4:30, so if you can hang
4 in there through that, that will be a credit to you.

5 There's rumors about incoming weather, and I'm going to
6 ask that you be at your location by 10:30 in the expectation
7 we'll get you here by 10:45 and get you in the courtroom by
8 11. So everybody needs to shoot for the same period of
9 time, which is 10:30 at the location. So your undivided
10 attention again.

11 Ms. Glatfelter, you can continue with your examination.
12 It's the same witness. He remains under oath.

13 MS. GLATFELTER: Thank you, Your Honor.

14 **Q** Agent Wetzel, before the break, we were talking about
15 Government's Exhibit C, which was -- I'm sorry, Exhibit 6,
16 which is a timeline. Do you recall that?

17 **A** I do.

18 MS. GLATFELTER: And, Your Honor, may I approach
19 our poster board over there and show it to the witness?

20 THE COURT: Yes.

21 **Q** Agent Wetzel, did you review this before your
22 testimony today?

23 **A** Yes.

24 **Q** And is it just a larger copy of what you were viewing
25 before the break?

1 **A** It is.

2 MS. GLATFELTER: Your Honor, with the Court's
3 permission, I ask that the government be permitted to
4 display that on an easel so that the jurors can
5 cross-reference the dates while we're going through some of
6 the records.

7 THE COURT: Any objection?

8 MR. GLICKMAN: No, Judge.

9 MR. SCHNEIDER: None.

10 MS. GLATFELTER: Thank you. Mr. Singer, if you
11 could help us, that would be great.

12 **Q** Now, Agent Wetzel, during your investigation, what was
13 the earliest communication that you identified between
14 Mr. Householder and FirstEnergy?

15 **A** It was in 2016.

16 MS. GLATFELTER: Your Honor, permission to publish
17 211 A.

18 THE COURT: Is it admitted?

19 MS. GLATFELTER: Yes, it is.

20 THE COURT: Yes, you may publish it.

21 **Q** Agent Wetzel, is this the communication that you were
22 referring to?

23 **A** Yes.

24 **Q** Okay. And if we can start at the bottom of
25 Exhibit 211 A and read up to the top.

1 **A** Yes. An e-mail from Larry at Friends of Larry
2 Householder dot com, date August 17, 2016, at 5:44 p.m. to
3 Dowlingm@firstenergycorp.com. Subject: Meeting. Mike, can
4 we arrange for a meeting in the next week or so?

5 **Q** Okay. And do you see the e-mail address that it's
6 from?

7 **A** Yes, I do.

8 **Q** And what is that e-mail address?

9 **A** Larry@friendsoflarryhouseholder.com.

10 **Q** Now, when you were reviewing evidence in this case,
11 did you find that e-mail address in any other location?

12 **A** Yes, I did.

13 **Q** Where was that?

14 **A** It was in one of the phones that belonged to
15 Mr. Householder that we extracted data from.

16 MS. GLATFELTER: Your Honor, permission to publish
17 701 B, which has been admitted.

18 THE COURT: Yes.

19 MS. GLATFELTER: And page 6. And if we can blow up
20 the top of that, entry No. 29.

21 **Q** Agent Wetzels, what do we see here?

22 **A** So this is the way that the contact is rendered, and
23 so there, we see in the very top left, Larry L. Householder,
24 and then below that is the source of the extraction, which
25 is where it came from. And then in the third column, we see

1 the phone number, 740-707-2500, and then below that under
2 e-mail there is a list of them that begins, and it actually
3 continues in the fifth column, part of the way under e-mail,
4 you will see Larry@friendsoflarryhouseholder.com.

5 **Q** All right. And what is the name -- see the number,
6 No. 29 in the upper left-hand corner of the document?

7 **A** I do.

8 **Q** What is the name there?

9 **A** Larry L. Householder.

10 MS. GLATFELTER: And if we can back out to the
11 main -- the first page of this exhibit, Ms. Terry.

12 **Q** Can you tell us what this document is?

13 **A** Yeah. So this is -- it says at the top "extraction
14 report," but essentially, this is just a report that comes
15 out of the phone. And this particular one, below extraction
16 report, you can see contacts, and so these are phone
17 contacts like you'd have in any smart phone.

18 **Q** Okay. And so you said this related to a particular
19 telephone?

20 **A** It did.

21 **Q** And what telephone was that; do you recall?

22 **A** It was one of Mr. Householder's.

23 **Q** And so when you extract the phone, is this what you
24 get from the program that you extract the -- extract from
25 the phone with?

1 **A** Yeah. So when the phone is extracted by the program
2 that we use, it can produce a variety of extraction reports.
3 And this particular one is a report for the contacts that
4 are in the contacts on the phone.

5 **Q** And so these were -- were these contacts that were in
6 Mr. Householder's phone at the time that you searched it?

7 **A** Yes, that's right.

8 MS. GLATFELTER: Okay. And so if we go back to
9 page 6 again, Ms. Terry, and we highlight that top part.

10 **Q** Was No. 29 one of the contacts that was in his phone?

11 **A** It was.

12 **Q** Okay. And do you see other indicia of other accounts
13 listed for this contact information?

14 **A** Yes. Under e-mail, there's also
15 Speakerhouseholder@yahoo.com. There's
16 Alabama.energy@yahoo.com. As I mentioned before, there's
17 the friendsoflarryhouseholder@larryhouseholder.com. Also in
18 the right-most column, there's a
19 Speakerhouseholder@yahoo.com and several others listed as
20 well.

21 **Q** Okay. Now, if we can go back to the exhibit that we
22 initially started with, 211 A, and we can continue reading
23 from the bottom up, please.

24 **A** Yes. So on August 18, 2016, at 2:21 a.m., Mike
25 Dowling sent an e-mail, this is Larry Householder, and then

1 we see his signature block below, Michael J. Dowling, senior
2 vice president, external affairs, and then phone number.

3 **Q** Okay. And continue.

4 **A** And then above that is a reply to that e-mail from Ty
5 Pine on August 18, 2016, at 7:15 a.m., Ty Pine from
6 Tpine@firstenergy.com wrote: MNG with Chuck, we may likely
7 still need to be sensitive about Rosenberger, let me check.
8 Perhaps we can give more to a (c) (4) or I understand he is
9 helping a number of candidates, so perhaps we can help him.

10 **Q** Now, do you see the name "Rosenberger" in the part of
11 the message that you just read?

12 **A** I do.

13 **Q** Okay. And do you know of any Rosenbergers around the
14 time of this e-mail?

15 **A** In 2016 and 2017, a gentleman by the name of Cliff
16 Rosenberger was the Speaker of the Ohio House.

17 **Q** Okay. And then the top of the message?

18 **A** This is a message sent from Mike Dowling to Ty Pine,
19 cc Joel Bailey, 18 August 2016. Not Chuck, he sent to me.
20 I almost erased it and then I saw his last name and his
21 e-mail address, and then his signature block below.

22 **Q** Now, if we can go back to Government's Exhibit 9,
23 which has been admitted and published. Do you see the
24 individuals depicted on Government's 9 who are in that
25 e-mail chain?

1 **A** Yes, I do.

2 **Q** And can you point those out to the jury? And I might
3 preface this by saying, I'm not going to ask you to do this
4 every time, but as we start this process, to go through some
5 of the communications, it may be helpful to relate back to
6 identify who's speaking.

7 Okay. So do you see those people on this page?

8 **A** I do.

9 **Q** And can you name those or tell us where they are on
10 this page?

11 **A** Yes. In the top right corner is Michael Dowling,
12 Senior VP, FE. And then you'll see below, Mr. Borges'
13 picture, Joel Bailey, VP of state and local affairs, FE, and
14 Ty Pine, director of state affairs, FE.

15 **Q** And just for clarification, the titles on this
16 document, do these relate to the time period that we were --
17 that we are talking about during your investigation?

18 **A** Yes, they do.

19 **Q** Okay. And so is Charles Jones still the president and
20 CEO of FE?

21 **A** Yes. And I should say throughout our investigation,
22 the folks within FE regularly referred to him as Chuck.

23 **Q** So he's the CEO during the course of investigation.
24 Is he the CEO now?

25 **A** He is not.

1 **Q** Okay. Now, if we go to the next exhibit, Government's
2 Exhibit 211 D.

3 So for a reference in time, the previous exhibit we
4 looked at, do you recall the date of that?

5 **A** I'm aware it was in August of 2016. I don't recall
6 the exact day.

7 **Q** Around the time of this e-mail?

8 **A** Indeed.

9 **Q** Okay. And can you tell us at the top who this e-mail
10 is from?

11 **A** This e-mail is from Michael Dowling.

12 **Q** Okay. And who is it to?

13 **A** Larry, which is at the address
14 Larry@friendsoflarryhouseholder.com.

15 **Q** Is that the e-mail address we just saw?

16 **A** It was.

17 **Q** Okay. And what's the date of this e-mail?

18 **A** This is from the 19th of August, to 16.

19 **Q** All right. And can you read from the bottom to the
20 top?

21 **A** Yes. So on August 17, 2016,
22 Larry@friendsoflarryhouseholder.com wrote: Mike, can we
23 arrange for a meeting in the next week or so?

24 This was the original e-mail we reviewed at the bottom
25 of that first e-mail chain that we looked at.

1 Q Okay.

2 A And then above that, August 18, 2016, at 12:02 Apple,
3 Michael Dowling wrote in reply: Yes, of course, tell me
4 what dates work and what city. I'll be in Columbus on the
5 23rd, but I'm flexible on other dates. Thanks. And then
6 his signature block is below.

7 Q Okay.

8 A And then on August 18th of 2016, Larry replied: I can
9 be in town on the 23rd, what do you suggest? I am open.

10 Q And last one?

11 A And then above that, on the 19th of August 2016, Mike
12 Dowling replied to Larry: I'll be down by 11, we can do
13 lunch or any time after until 4:00 p.m. with his signature
14 block below.

15 MS. GLATFELTER: Now, if we go back to Government's
16 Exhibit 211 A for just a moment.

17 Q This is the e-mail that we were looking at before?

18 A Um-hmm.

19 Q And in the August 18th e-mail from Mr. Pine about
20 Rosenberger?

21 A Yes.

22 Q Does he mention in that e-mail about candidates?

23 A Yes. He says: I understand he is helping a number of
24 candidates, so perhaps we can help them.

25 Q And do you find any evidence of Mr. Householder

1 helping candidates back in 2016?

2 **A** Not at that time.

3 MS. GLATFELTER: If I can go -- if we can go to 201
4 C, and the last page of 201 C.

5 **Q** Do you recognize what we're looking at here?

6 **A** Yes. These are document properties.

7 **Q** And can you explain to the jury generally when you
8 obtain records, electronic records from something like
9 iCloud, how the document properties relate to that?

10 **A** Yeah. So an iCloud is essentially just a storage
11 repository, a place like anywhere else where you can store
12 information. So if you store a Word document there, there's
13 a Word document there, if it's Excel, PDF or whatever, it's
14 stored on there as long as you can sign in with your Apple
15 ID.

16 So basically what you put up there is what is stored.
17 Programs such as Microsoft programs or things like that,
18 when you create a document, when you save a document, when
19 you edit a document, the program actually keeps a record of
20 when you're doing that based on the time that you're doing
21 it. And so when we serve a court authorized search warrant
22 and we receive the full contents, we receive it as though
23 that individual would have just downloaded the full
24 contents. So we can see who the author is, when they made
25 it, all of those sorts of things because they're maintained

1 by the programs that the person used to create those
2 documents.

3 **Q** Okay. And what are the document properties for
4 government -- well, let me ask this: Where did you obtain
5 this document from?

6 **A** This is from Jeff Longstreth's iCloud account.

7 **Q** Okay. And did you -- were you able to obtain document
8 properties related to this document from the iCloud?

9 **A** Yes, I was. For example, we can see at the top,
10 there's a size, it's 107 kilobytes. Farther down, we see
11 that the document was created in October the 17th,
12 specifically of 2016 at 10:23 a.m. and then also under the
13 author, it says it was authored by Jeff Longstreth.

14 **Q** And is this one of the documents that you obtained
15 from the iCloud?

16 **A** It is.

17 **Q** Okay.

18 MS. GLATFELTER: And if we go to the first page,
19 Ms. Terry.

20 **Q** All right. And can you read the columns at the top of
21 the first page?

22 **A** Yes. So on the top left is H term and then to the
23 right of that is H dist. To the right of that is
24 representative, first year, senator, then there's sort of
25 one that's cut off there, and then next to it is party, and

1 then S term.

2 **Q** And based on your investigation, were you able to
3 determine what that H district or I'm sorry, H dist column
4 corresponded to?

5 **A** Yes. That corresponded with the House district that
6 that person was running in. The candidates are often
7 identified by which of the 99 districts that they run in,
8 and so when you're talking about a race, you're usually
9 talking about a race for the 5th District or the 80th
10 district or whatever it is.

11 **Q** So as an example for the jury, can we go down to
12 District No. 91 and explain -- or I'm sorry, just read
13 across what we're seeing.

14 **A** Sure. So under H dist, it's 2018, and then 91, which
15 is the House district, Cliff Rosenberger, first year, 2011,
16 Senator Peterson. And then the next column is 22, and then
17 party is Republican, and then S Term 17.

18 **Q** And do you know what district Cliff Rosenberger is
19 from?

20 **A** I do.

21 **Q** What district is he from?

22 **A** It is the 91st district.

23 **Q** And when did he begin serving in the Ohio House of
24 Representatives?

25 **A** In 2011.

1 **Q** Is that depicted in that second column there after his
2 name?

3 **A** Yeah. So to the left of his name, you see the
4 district number, and then to the right of his name is his
5 first year serving.

6 MS. GLATFELTER: Okay. Ms. Terry, if we can go to
7 the next page of this document following, and we can keep
8 scrolling. Go ahead. All right.

9 **Q** Mr. Wetzl, do you remember the native form of this
10 document?

11 **A** Yes.

12 **Q** What was it?

13 **A** It's an Excel sheet.

14 **Q** And has it been converted to a PDF for purposes of
15 exhibit book or the electronic exhibit here?

16 **A** Yes, indeed.

17 **Q** Okay. So what are we looking at in this portion of
18 the document in terms of the pages on an Excel spreadsheet?

19 **A** Yeah. So these are rows and columns within an Excel
20 spreadsheet that have just been kind of pushed onto a page
21 that you can view it on your screen.

22 **Q** And was it a separate tab of the Excel spreadsheet
23 that you received from the first one?

24 **A** It was indeed and there was a series of tabs in that
25 same Excel, so this was from another tab.

1 **Q** And when we talk about Excel, so everyone is on the
2 same page, can you briefly describe what that is?

3 **A** Sure.

4 That's like a -- it's a program in the Microsoft suite
5 of programs. It has a series of little boxes you can kind
6 of type words, numbers, all sorts of things. It can
7 function as a calculator if you want it to. It can also
8 just be used for sort of organized storage because it makes
9 a nice grid like this that makes it easy to sort of read
10 your writing.

11 And so there are sort of like -- there's a series of
12 columns which you see vertically and then rows which go
13 across, so it's organized in such a way that if you look at
14 the rows and columns, you can tell what you're talking
15 about.

16 **Q** Now, you indicated before that you obtained document
17 properties with this document, and do you recall when
18 generally the date of creation was for this document?

19 **A** It was October of 2016.

20 **Q** Okay. And can you read the top, the headings on the
21 columns across the page for us?

22 **A** Yes, indeed. So I should have in my explanation said
23 that it's often the case that, and as you see here, there's
24 bold across the top, those are sort of like headers, so
25 they're sort of like categories, if you will, and then below

1 that is information you're filling in for purposes of
2 keeping it organized.

3 So starting in the top left: Ask type, ask, company,
4 last name, first name, location, work phone, other phone, LH
5 relationship, notes to, notes, spouse name, other notes.

6 **Q** And can you read us the first three rows on this page
7 of the spreadsheet? And if you can take those over to the
8 work phone, we don't need to go through the different phone
9 numbers, but if you can go through those first three rows
10 all the way to the work phone column.

11 **A** Certainly. So the ask type here is Corp. The ask is
12 for 250,000. The company is the Boich companies, last name
13 Boich, first name Wayne, location, Columbus, work phone
14 614 --

15 **Q** We don't have to do the work phone numbers, we can
16 just stop there.

17 What does it say in the notes column?

18 **A** The notes say: Cool trader, Matt Evans is his right
19 hand, followed by a phone number.

20 **Q** And in the LH relationship column?

21 **A** No.

22 **Q** Okay. Second row.

23 **A** Under ask type, Corp., ask 250,000, company Murray
24 Energy, last name Murray, first name Bob, location
25 Cleveland.

1 Q And in the LH relationship column?

2 A Know.

3 THE COURT: How do you spell that? How do you
4 spell "know" on the chart?

5 THE WITNESS: K-N-O-W.

6 THE COURT: Thank you.

7 Q Just to understand whether you're talking about "no"
8 as in N-O or K-N-O-W, for the court reporter.

9 A I see. My apologies.

10 Q And the third row?

11 A S type, Corp.; ask 250,000; company FirstEnergy; last
12 name Jones; first name Chuck; location Akron.

13 Q And in the LH relationship column?

14 A Know, K-N-O-W.

15 Q And under notes?

16 A Mike Dowling/Ty Pine.

17 Q Okay. And did you continue reviewing this Excel
18 spreadsheet when you received it?

19 A I did.

20 MS. GLATFELTER: Okay. And, Ms. Terry, if we can
21 scroll to -- I'll tell you when to stop, if we can scroll
22 through the pages here.

23 MR. SCHNEIDER: Your Honor, can we get that exhibit
24 number again, please?

25 MS. GLATFELTER: May I respond, Your Honor?

1 THE COURT: Yes.

2 MS. GLATFELTER: It is 201 C.

3 MR. SCHNEIDER: Thank you.

4 MS. GLATFELTER: Okay. Please stop, Ms. Terry.

5 Q Okay. And was this a different tab on the spreadsheet
6 that you received?

7 A Yes, it was.

8 Q Okay. And what is the first column on this page
9 called?

10 A On the farm.

11 Q All right. And who is listed underneath that column?

12 A Anna, Brian, Jeff, Cole, which is listed Boich,
13 Murray, FirstEnergy, Chuck Jones, Tony George, Eddie
14 Crawford, Rex, Neil Clark, Jacob Huff, Tom Patterson.

15 Q Okay. And under that do you see the words "want on
16 the farm"?

17 A Yes.

18 Q Is there anyone listed underneath that?

19 A Not that I see here.

20 Q Okay. What's the next column?

21 A Quasi Farm.

22 Q Is there anyone listed under Quasi Farm?

23 A Yes, ma'am.

24 Q And who are those people?

25 A Jimmy, Jay, AEP, Joanne onboard, lobbyist on farm,

1 Diana G, Tina Hudson.

2 **Q** Okay. Does there appear to be another list to the
3 right of that?

4 **A** Yes.

5 MS. GLATFELTER: And, Ms. Terry, if we can complete
6 this exhibit by looking at the last two pages. Oh, sorry.
7 There we go.

8 **Q** And do you see a column on this page, which is
9 Government's Exhibit 201 C, page 15?

10 **A** Yes, I do.

11 **Q** Okay. And was this on the spreadsheet, is this a
12 continuation of the On the Farm spreadsheet?

13 **A** Yes, it was.

14 **Q** Okay. And what do we see at the top of this page?

15 **A** There's a new heading that says: Operation rewrite
16 history.

17 **Q** Okay. And what does it say under that?

18 **A** Page or two about accomplishments in Householder
19 Speakership.

20 **Q** Okay. And underneath that?

21 **A** Below that, it says: Defund PP, question mark, look
22 at records, budget, conceal carry, tort reform, SCOTOH,
23 campaign issues, increase majority.

24 MS. GLATFELTER: Okay. And the last page,
25 Ms. Terry.

1 **Q** And these are the document properties we saw before?

2 **A** Yes, that's correct.

3 MS. GLATFELTER: And if we can publish 201 D, which
4 has been admitted.

5 THE COURT: Yes.

6 MS. GLATFELTER: And, Ms. Terry, we'll start at the
7 end, the last page.

8 **Q** Agent Wetzel, where did you obtain this document?

9 **A** This is another document from Jeff Longstreth's
10 iCloud.

11 **Q** Did you obtain document properties along with this
12 document?

13 **A** I did.

14 **Q** Okay. And who authored it based on the document
15 properties?

16 **A** Jeff Longstreth.

17 **Q** Around what date was it created?

18 **A** It listed that it was created October 28th of 2016.

19 **Q** And how does that relate to the previous exhibit that
20 we just saw?

21 **A** It's around the same time, slightly later.

22 MS. GLATFELTER: Okay. And, Ms. Terry, if we can
23 go to the first page of Government Exhibit 21 D and enlarge
24 it. Thank you.

25 **Q** Agent Wetzel, can you describe generally what this

1 document, what we're seeing on the screen?

2 **A** It looks like outlining a budget for a campaign and it
3 lists in the columns across: Position, salary, team lead,
4 FT, PT, IND, overhead factor, implement factor, total cost
5 to employ.

6 **Q** Okay. And in that first column where it says
7 "position," are there a number of different types of
8 positions listed?

9 **A** Yes, there are.

10 **Q** And can you read what the different positions are?

11 **A** Certainly. So under "position," there is driver,
12 research/content, finance team, political team,
13 communications team, creative team, field/grass roots
14 director, digital media team, administrative, executive
15 director.

16 **Q** Okay. And do you see the column that says "team
17 lead"?

18 **A** Yes, I do.

19 **Q** Okay. Do you recognize any of the names that we've
20 seen on the previous exhibit that we've looked at today in
21 terms of who's on the farm?

22 **A** I do.

23 **Q** Who are those, what are those names?

24 **A** Jeff and Anna were both listed earlier.

25 **Q** Okay. Does there appear to be a total amount anywhere

1 on this document?

2 **A** Yes, there does. It's to the right in the middle.

3 **Q** Okay. And what is that total?

4 **A** \$1,857,125.

5 MS. GLATFELTER: All right. And if we can publish
6 Exhibit 201 B, as in boy, which was admitted.

7 THE COURT: Yes.

8 MS. GLATFELTER: And if we can go to the second
9 page first, Ms. Terry.

10 **Q** Agent Wetzel, when did you -- or how did you receive
11 this document?

12 **A** This is another document from Jeff Longstreth's
13 iCloud.

14 **Q** Based on those document properties, who was the author
15 of this document?

16 **A** Jeff Longstreth.

17 **Q** And when do the document properties indicate that it
18 was created?

19 **A** It was created on October 18th of 2016.

20 MS. GLATFELTER: And if we can go to the first
21 page.

22 **Q** Agent Wetzel, can you read this document for us?

23 **A** Yes. It says: Hit the ground running with (c) (4)
24 working as the recruitment and fundraising arm. Most races
25 are over by September of the off year. The only things that

1 matter right away are raising money and recruiting
2 candidates. Need a couple of really good allies. Need a
3 kitchen cabinet. What does the team look like today? Ginni
4 Ragan won it for Cliff, who is our Ginni Ragan? Boich?
5 What's the sales pitch for members/donors? What's the pitch
6 for conservatives v moderates? Who are the ideal
7 candidates?

8 **Q** Agent Wetzel, do you see that line that says: Ginni
9 Ragan won it for Cliff, who is our Ginni Ragan?

10 **A** I do.

11 **Q** Are you familiar with the representative with the
12 first name Cliff?

13 **A** Yes, Cliff Rosenberger. We spoke about him before.

14 **Q** And have you reviewed finance or campaign finance
15 reports related to Ohio elections?

16 **A** I have.

17 **Q** And do you recognize the name Ginni Ragan?

18 **A** I do.

19 **Q** And who is she?

20 **A** She is a very large and wealthy donor.

21 **Q** And who has she supported in the past?

22 **A** Mr. Rosenberger.

23 MS. GLATFELTER: Ms. Terry, if we can go to
24 Exhibit 212, which was admitted. And we may publish that,
25 Your Honor?

1 THE COURT: Yes.

2 MS. GLATFELTER: And if we can enlarge the top of
3 that document, Ms. Terry.

4 Q Agent Wetzel, do you recognize this document?

5 A I do.

6 Q Where did you recover it?

7 A This is recovered from one of Mr. Householder's
8 phones.

9 Q Okay. And what is the e-mail address?

10 A The from is mymail987321@gmail.com.

11 Q And who is it to?

12 A Thomas George, thegeorgegroup@aol.com.

13 Q And the e-mail address, mymail987321@gmail.com, do you
14 recognize that e-mail address?

15 A I do.

16 Q Were you able to identify it based on any of the
17 devices that you searched?

18 A Yes. Where we had previously been looking through
19 that contact report, this is one of those e-mail addresses
20 that was listed for Mr. Householder.

21 MS. GLATFELTER: And if we can go to I believe,
22 Ms. Terry, it's 701 B, page 6, and if we can blow up the top
23 part of that document.

24 Q Agent Wetzel, is this the contact information that you
25 were referring to?

1 **A** Yes, ma'am, it is. You'll see in the column all the
2 way to the right listed under e-mail, it begins as I
3 mentioned before in the third column, but continues in the
4 far right column about, I'd say, maybe a quarter of the way
5 down, it lists mymail987321@gmail.com.

6 **Q** Okay. And if we can return to Exhibit 212, Agent
7 Wetzels, the e-mails that you've been reading here today,
8 they usually start at the bottom; is that true of this
9 e-mail too?

10 **A** Yes, that's correct.

11 **Q** And if we can start at the bottom of this e-mail.

12 **A** Sure.

13 **Q** If we can identify the parties and the date.

14 **A** Absolutely. So yes. So the original message as it is
15 listed there is from Charlesjones@cej7471@gmail.com. He
16 sends a message to Mr. Tony George at thegeorgegroup@aol.com
17 on Saturday, November 5th, 2016, at 3:12 p.m. Subject:
18 Akron Beacon Journal Replica Edition. Pass on to Larry
19 Householder when we were talking on Weds. I told him there
20 was going to be a sense of urgency but couldn't tell him all
21 of the details. If we don't move on some type of supplant
22 in first half of 2017, it will be too late. These plans
23 will be shut, sold or bankrupt. I don't have any contact
24 info for him.

25 **Q** Okay. And is there a message above that one?

1 **A** Yes. It says: On November 8th, 2016, at 4:58 p.m.,
2 Tony George wrote, review below, Tony.

3 **Q** Okay. And above that message, was there another
4 message?

5 **A** Yes. On November 10th, 2016, at 10:23 p.m., Larry
6 Householder using the mymail987321@Gmail.com wrote: Tony, I
7 discussed a game plan for utility relief yesterday, W Bill
8 Seitz. We are more than ready to sit down and craft
9 something with utilities that will make sense, L.

10 **Q** Okay. And does Thomas George or George Thomas respond
11 to that message?

12 **A** Yes.

13 **Q** And what --

14 **A** He says: Okay, thanks, I will pass on to Chuck.

15 **Q** Okay.

16 MS. GLATFELTER: And if we go to Exhibit 287,
17 Ms. Terry -- oh, sorry, that's the wrong one. We can take
18 that down.

19 **Q** Did you obtain phone records from -- during your
20 investigation?

21 **A** Yes, ma'am.

22 **Q** And those were some of the ones that were admitted
23 today?

24 **A** Correct.

25 **Q** Okay. And based on those phone records, did you

1 compile a list of phone numbers?

2 **A** I did.

3 MS. GLATFELTER: Okay. If we can show the witness
4 what has been marked but not yet admitted as 700 A?

5 THE COURT: It's been admitted?

6 MS. GLATFELTER: No, it's not.

7 THE COURT: All right. We're going to show it to
8 the witness.

9 **Q** And can you tell us what we're looking at here?

10 **A** Yes. This is a chart that was created under my
11 supervision. There are three columns. The left column is a
12 phone number and under there are a list of phone numbers.
13 In the middle column under user are the person that uses
14 that phone number. And then the third column, which is on
15 the right, is source exhibits, and there's a list there of
16 government exhibits that reference that phone number being
17 used by that user.

18 **Q** Okay. And so can you tell us how this chart was
19 created and how you were able to review it?

20 **A** Sure. So as we're going through, there's various ways
21 we can determine an individual is using a phone, you know,
22 text messages between people, contacts stored in someone
23 else's phone, you know, something along those lines. Also,
24 the phone providers can provide that for us pursuant to a
25 Grand Jury subpoena, and so a list of means, we determine

1 who's using these devices, and then after that, we compiled
2 them in this list so that we could say that a specific phone
3 number was some specific person's phone.

4 MS. GLATFELTER: Your Honor, at this time I would
5 move for the admission of Exhibit 700 A and ask to publish
6 to the jury.

7 THE COURT: Any objection?

8 MR. GLICKMAN: No, Judge.

9 MR. SCHNEIDER: No.

10 THE COURT: It's admitted. You may show it to the
11 jury.

12 **Q** Agent Wetzel, was this the table that you were just
13 describing?

14 **A** It is.

15 **Q** And can you just name the three columns again for us?

16 **A** Yes. The left column is phone number. The middle
17 column is user of that phone number, and then the right
18 column is the source exhibit.

19 **Q** Okay. And let's use the example of Larry Householder.
20 Do you see a phone number for Mr. Householder?

21 **A** I do. It's about halfway down, 740-707-2500.

22 **Q** Okay. And then the middle column lists name as user?

23 **A** Yes, it does.

24 **Q** And the right column, the very right column lists
25 what?

1 **A** This lists exhibits that show that he is the user of
2 that phone number.

3 MS. GLATFELTER: Your Honor, if we can publish 702
4 A, which has been admitted?

5 THE COURT: Yes.

6 **Q** Okay. How does this relate to the list that we were
7 just looking at of phone numbers?

8 **A** Sure. So this is a, as it says at the top, a
9 preliminary device report, but instead of contacts as the
10 other said, this one is device information, and so it just
11 has a list of pieces of information that are pulled off the
12 device. But you will see here, I would say close to halfway
13 down under Name, there is a listing, a row that says,
14 MSISDN.

15 **Q** One moment, Agent Wetzel.

16 MS. GLATFELTER: Ms. Santoro, may he write on the
17 screen so he can show which column? Thank you.

18 **Q** If you can go ahead and circle which part you are
19 referring to so the jury can follow.

20 **A** (Witness writing.)

21 **Q** Okay. Continue.

22 **A** It says there MSISDN, and to the right of that you can
23 see the phone number for that device.

24 **Q** And above that, do you see a -- do you see a row that
25 says "Owner Name"?

1 **A** I do, yes.

2 **Q** And what is the name of this particular phone?

3 **A** It is Larry's iPhone.

4 **Q** All right. Thank you.

5 Now, you said that you obtained phone records in this
6 case from phone companies?

7 **A** That's correct.

8 **Q** Were you able -- were you also able to obtain phone
9 records through search warrants as well?

10 **A** Yes.

11 **Q** And did you do that in this case too?

12 **A** We did.

13 **Q** And based on your experience in this case, can you
14 describe the volume of the phone records that you obtained?

15 **A** Yes. Phone records are very voluminous, especially
16 for folks that are busy users of their phones. I would say
17 that in general in this case we received hundreds of
18 thousands of pages of phone records. They're provided to us
19 in, you know, PDF pages and there's columns and rows and
20 every individual thing, every call has its own row and it
21 just goes and on and on for many, many pages.

22 **Q** How many pages did you say?

23 **A** I would say, if I had to estimate between all of the
24 various users and things that we looked at, I would say
25 we're in the hundreds of thousands, if not more.

1 MS. GLATFELTER: All right. And if we look at
2 Exhibit 702 B, which has been admitted, and if we publish
3 that to the jury, Your Honor, if we may.

4 THE COURT: Yes.

5 MS. GLATFELTER: B as in boy, 702 B.

6 **Q** Okay. Agent Wetzel, can you tell us what we're
7 looking at here? I think this is one of the exhibits we've
8 looked at a number of times.

9 **A** Yeah. So as I said, this is an extraction report, and
10 below that it lists contacts. So these are essentially
11 contacts that are pulled off of a device. They were the
12 contacts that were in the phone when we used the program to
13 take the data off.

14 **Q** Okay. And what is the third contact?

15 MS. GLATFELTER: If you can enlarge that,
16 Ms. Terry.

17 **A** This is name, Chuck Jones, organization, CEO
18 FirstEnergy, and then it has a date that it's created, which
19 is 12/4/2016, and then to the right, there is a mobile phone
20 number 330-472-6068.

21 **Q** Okay. And does it have an e-mail address as well?

22 **A** It does. Below that is the listed as the e-mail is
23 CEJ7471@gmail.com.

24 **Q** Okay. And how does the 12/4/2016 date relate to some
25 of the other documents we've been reviewing here a few

1 minutes ago?

2 **A** It's about that same time.

3 **Q** Now, were you able to obtain phone records for
4 Mr. Householder?

5 **A** Yes.

6 **Q** And were you able to run programs to identify whether
7 his phone was in contact with Mr. Chuck Jones' phone?

8 **A** Yes, I was.

9 **Q** Based on the phone number that is in the device
10 report?

11 **A** Indeed.

12 **Q** I'm sorry, not based on, but the same number that's in
13 the device report?

14 **A** Yes, that's correct.

15 **Q** And did you work with or supervise the creation of a
16 phone summary to summarize the contacts between Mr. Jones
17 and Mr. Householder based on those records?

18 **A** I did.

19 MS. GLATFELTER: Ms. Terry, if we can show the
20 witness -- this has not been admitted, Your Honor, I'm just
21 asking to the show the witness Exhibit No. 733.

22 THE COURT: Yes.

23 **Q** And, Agent Wetzel, can you tell us what we're looking
24 at in Exhibit 733?

25 **A** Yes. This is a chart that I supervised the creation

1 of, and across the top, there's a description, and then
2 there's a series of columns. The columns are: Date, time,
3 event, duration, and then source on the far right.

4 **Q** Okay. And let's go through and explain how each
5 column, how the information in each column is derived.

6 **A** Sure. So date, this is provided to us as a part of
7 what we receive from, in this case -- perhaps let me jump
8 ahead. So the far right column says --

9 **Q** Agent Wetzel, I just want to lay the foundation so
10 we can publish this to the jury because they can't see what
11 you're looking at right now. So if you can just tell us
12 what the information is in the different columns and then
13 we'll explain it again.

14 **A** In the far left is the date, the date of the event,
15 and the time which is the time of the day that it occurred,
16 and then the event that occurred. And to the right of that
17 is how long the event lasted, phone call listing of time,
18 and then to the right of that is the source of the data,
19 basically where we got that from.

20 **Q** All right. And was this chart compiled based on the
21 phone records, the voluminous phone records that you
22 received regarding Larry Householder?

23 **A** Yes.

24 MS. GLATFELTER: Okay. Your Honor, at this time
25 I'd ask for the admission of Exhibit 733.

1 THE COURT: Any objection?

2 MR. GLICKMAN: No, Judge.

3 MR. SCHNEIDER: No objection.

4 THE COURT: It's admitted. You can show it to the
5 jury.

6 MS. GLATFELTER: Thank you, Your Honor.

7 **Q** Okay. And, Agent Wetzel, let's start with the very
8 top where it says: Nontext phone contact between Larry
9 Householder and Charles Jones. Can you explain to us why it
10 says "nontext phone contact"?

11 **A** Yeah. Because text messages may or may not present
12 themselves in phone records, depending on the variety of
13 texts. If you're using a data texting method like, say, an
14 iMessage, that won't show up because it passes over data,
15 but like old fashioned messages where they used to limit the
16 number of characters in, it will allow that. So it gets a
17 bit confusing. So these are the nonnext contacts between
18 the parties that are listed.

19 **Q** So probably phone calls?

20 **A** Indeed, or attempted phone calls in the event that
21 there's no duration.

22 **Q** But in listing the type of contact that occurred, the
23 middle column there just says "contact," why?

24 **A** It says contact because we can't totally be sure what
25 happens there. This simply memorializes that in this case

1 according to the AT&T network where the records come from,
2 which you can see on the right, there was an attempt for one
3 phone to connect with another.

4 **Q** Okay. And so let's go through the columns and where
5 you got the information so we're all on the same page.

6 **A** Sure. So the far left, as I mentioned before, is the
7 date of the event, and critically, it says, EST there, I'll
8 come back to that in just a second. To the right of that is
9 the time, which is also listed in EST. The reason why
10 that's important is because the phone companies don't all do
11 this exactly the same, and so there's a process by which we
12 have to look at the records and determine when this is
13 occurring.

14 So Ohio is in Eastern Standard Time or EST, and so the
15 phone providers may provide the records to us in UTC or
16 military time, and then we have to make a conversion so we
17 know the accurate time of day. All of these records that
18 we're looking at here are happening in Ohio time. And so
19 that's why we put that there, just so you can see and
20 obviously that can have date implications if you're around
21 the end of a day, that could push you from one day to
22 another if you're, you know, near midnight.

23 In the center is the event, which is the contact and
24 then it's from one party contacts another party, and that's
25 derived from the phone numbers of those devices that we've

1 been talking about.

2 **Q** And, Agent Wetzel, right there when you say one party
3 contacts the other party, can you tell from some records who
4 initiates the call and who receives it?

5 **A** Yes, I can.

6 **Q** And is that reflected in this exhibit, Government's
7 Exhibit 733?

8 **A** It is. And so when you look at the event, when it
9 says Larry Householder contacts Charles Jones, it means that
10 the contact is initiated by the party that is contacting the
11 other, and that's reflected in the AT&T records.

12 **Q** Okay. And the fourth column, duration?

13 **A** In the fourth column there is in hours, minutes and
14 second, and that's basically just how long did it last.

15 **Q** And the source column?

16 **A** Then the source -- I started by talking about these
17 particular records are from AT&T, so we list the source
18 there so we remember that AT&T provided those us to.

19 **Q** So if we go through that first row there, let's go
20 ahead and read that off and make sure we understand the
21 duration.

22 **A** Sure. So on the 20th of December, 2016, at 12:24
23 p.m., Larry Householder contacts Charles Jones, and then
24 that contact lasts 1 minute and 2 seconds according to AT&T.

25 **Q** And were there other contacts between Larry

1 Householder and Chuck Jones or Charles Jones that you were
2 able to identify in 2016?

3 **A** Yes, there were.

4 **Q** Okay. How many were there?

5 **A** There are five that are shown here.

6 **Q** Okay. And if we go to pages 2 and 3, we see different
7 years. Does this reflect or this reflects what, Agent
8 Wetzels?

9 **A** We organized it by year just for sake of clarity. You
10 can obviously read the year in the far left column, but I
11 just think it's a little easier to read if we break it up by
12 year, so we have them grouped that way.

13 **Q** Now, during this time, we were talking about December
14 of 2016, were you able to identify any contact between Jeff
15 Longstreth and Larry Householder?

16 **A** Yes.

17 MS. GLATFELTER: If we can publish Exhibit 202 D,
18 which has been admitted, Your Honor.

19 THE COURT: Yes.

20 MS. GLATFELTER: D as in dog. You know what,
21 that's not the right one. One moment, Your Honor.

22 THE COURT: Yes.

23 MS. GLATFELTER: I believe it's 203. Is there an A
24 and a B with 203, Ms. Terry? It would be the second one.
25 Permission to publish this exhibit which has also been

1 admitted.

2 THE COURT: Yes.

3 MS. GLATFELTER: Your Honor, may I have one moment,
4 please?

5 THE COURT: Yes.

6 MS. GLATFELTER: All right. If we can look at
7 Exhibit 203 A.

8 THE COURT: Been admitted?

9 MS. GLATFELTER: Yes.

10 THE COURT: Okay.

11 MS. GLATFELTER: I don't know why this is coming
12 up. I apologize. This is the wrong one. Okay. We'll move
13 on.

14 **Q** I want to talk about 2017, Agent Wetzel. Did you
15 recover any evidence regarding communications and messages
16 in 2017?

17 **A** Yes, I did.

18 MS. GLATFELTER: Okay. If we can look at Exhibit
19 or publish Exhibit 216 A, which has been admitted.

20 THE COURT: Yes.

21 **Q** Do you see that, Agent Wetzel?

22 **A** I do.

23 **Q** Where did you obtain this document?

24 **A** This comes from that Jefflongstreth@gmail.com e-mail
25 that we talked about earlier.

1 Q Okay. And can you read from the top down, please?

2 A Yes. So this is from Open Table/Charlie Palmer steak,
3 DC reservations, to Jeff Longstreth. And under subject, it
4 says: Your reservation confirmation for Charlie Palmer
5 steak/DC January 25th. And below that there's a reservation
6 confirmed, thanks for using Open Table, Charlie Palmer
7 steak, DC, table for eight on Wednesday, January 18, 2017,
8 at 7:30 p.m., name, Jeff Longstreth, and then there's a
9 confirmation number and then an address as well.

10 Q And, Agent Wetzel, did you find any other documents
11 related to a Charlie Palmer steakhouse in DC?

12 A Yes, I did.

13 MS. GLATFELTER: Okay. Ms. Terry, if we could
14 publish Exhibit 215 B, as in boy, which has been admitted.

15 THE COURT: Yes.

16 MS. GLATFELTER: And page 2.

17 Q Agent Wetzel, are you able to see this document?

18 A Yes.

19 Q Okay. And where did you obtain this document?

20 A This document was provided pursuant to subpoena by the
21 FirstEnergy Corporation.

22 Q Okay. And what does it say at the top of this
23 document?

24 A Travel itinerary.

25 Q Okay. And what is the date, the start date of the

1 trip?

2 **A** It is January 18, 2017.

3 **Q** And the end date of the trip?

4 **A** January 21st, 2017.

5 **Q** Okay. And can you identify, can you place a circle or
6 a box on this document if there's any portion that refers to
7 the Charlie Palmer steakhouse?

8 **A** (Witness writing.)

9 **Q** Okay. And what is that part of this document say?

10 **A** So under meetings and events, on January 18, 2017, at
11 7:30 p.m., under venue, it says: Charlie Palmer steakhouse,
12 101 Constitution Avenue, NW, Washington, DC, 20001, the
13 event is dinner, and under notes, it says: Reservation is
14 for six people under Larry Householder.

15 **Q** But you said you got this document from FirstEnergy?

16 **A** I did.

17 **Q** Does it identify any of the individuals from
18 FirstEnergy on the travel itinerary underneath that?

19 **A** Would you please restate the question?

20 **Q** I'm sorry. Does it identify any individuals from
21 FirstEnergy beneath your circle there?

22 **A** Yes, it does. Below, there's another event that's
23 listed there, and there's an asterisk, and it says: Note to
24 two SUVs for use all day, one under your Mike Dowling, one
25 under Chuck Jones.

1 MS. GLATFELTER: All right. And, Ms. Terry, if we
2 can go to the second page or the third page of the exhibit.

3 Q Okay. And do you see Mr. Householder's name mentioned
4 on the third page of this document anywhere?

5 A I do.

6 Q Okay. And can you identify to us by putting a circle
7 around that area of the document?

8 A I see several. Would you like circles around all of
9 them?

10 Q Yes, please.

11 A (Witness writing.)

12 Q All right. And can you read those to us, please?

13 A Yes. On January 19, 2017, at 5:30 p.m., the location,
14 the palm, 1225, 19th Street, Northwest, Washington, DC
15 20036, Dinner No. 1, reservation for six under Larry
16 Householder. Below that, 1/19/17, 9:15 p.m., The Palm,
17 1225, 19th Street Northwest, Washington, DC, 20036, Dinner
18 No. 2, reservation for eight under Larry Householder. And
19 then below that, on 1/20 of 2017 at 6:00 p.m. at The Palm,
20 1225 -- or 1225, 19th Street Northwest, Washington, DC
21 20036, dinner reservation for eight under Larry Householder.

22 Q All right. Thank you, Agent Wetzel.

23 MS. GLATFELTER: If we can publish -- well, let me
24 ask a couple of questions first.

25 Did you identify any other documents related to this

1 trip to DC in January of 2017?

2 **A** I did.

3 **Q** Did you obtain any records from FirstEnergy regarding
4 any additional records from FirstEnergy regarding this trip?

5 **A** Yes. They provided other records as a part of that
6 subpoena.

7 MS. GLATFELTER: Your Honor, permission to publish
8 Exhibit 215 A, which has been admitted?

9 THE COURT: Yes.

10 **Q** Agent Wetzel, can you describe this document for us?

11 **A** Yeah. This is an e-mail from Karen Harbert who has
12 the e-mail address FEFflighttops@flightapps.com, and it's
13 being sent to two folks at Firstenergycorp.com e-mails. The
14 subject is external FE PAX itin, and then a list of numbers,
15 and then January 18, '17. And the date it was sent is
16 Thursday the 19th of January 2017. And then it lists that
17 there is an attachment. And the e-mail reads: Ladies,
18 final change on 52 FE itinerary, hopefully, I understand
19 1/21 limo link pickup time to 9:30 a.m. Thanks for your
20 patience dealing with all of these updates, changes,
21 corrections. Karen.

22 **Q** And was there an attachment to this document that was
23 an itinerary?

24 **A** Yes.

25 MS. GLATFELTER: If we can go to the next page,

1 please, Ms. Terry. All right. And if you can enlarge the
2 first half of the document. Okay.

3 **Q** Can you identify this document in terms of generally
4 what it is?

5 **A** This is a flight itinerary for a FirstEnergy aircraft.

6 **Q** Okay. And do you see anywhere in the document where
7 it lists the passengers on the plane?

8 **A** Yes. Sort of about a third of the way down under PAX,
9 there is a list of six passengers.

10 **Q** And can you circle those for us?

11 **A** (Witness writing.)

12 **Q** And do you recognize any of the names that we have
13 seen on the previous e-mails here this afternoon?

14 **A** Yes. We've discussed Mr. Dowling, Mr. George, and
15 Mr. Householder.

16 **Q** Okay. And what was the departure date of the FE
17 plane?

18 **A** It was 18th of January, 2017.

19 MS. GLATFELTER: Okay. And, Ms. Terry, if we go
20 back to the original document, I think I can clear it.

21 **Q** Do you see return information on page -- on the bottom
22 of that page?

23 **A** Yes. Listed under leg 2, which is sort of the bottom
24 third. There we are.

25 **Q** What's the departure date?

1 **A** That's the 21st of January, 2017.

2 **Q** Okay. And do you see the list of passengers there?

3 **A** I do. Listed under PACs.

4 **Q** Okay. Do you see the name Chuck Jones on this list?

5 **A** I do not.

6 **Q** Did you find other information in your investigation
7 about whether or not Mr. Jones went to DC?

8 **A** He did attend. He flew on a separate flight, a
9 separate FirstEnergy flight, I should say.

10 **Q** All right. Thank you.

11 Okay. And did you recover any other documents from
12 Mr. Longstreth's e-mail account regarding this trip to DC?

13 **A** I did.

14 MS. GLATFELTER: If we could turn to Exhibit 216 B,
15 Your Honor, which has been admitted and we could publish
16 that for the jury?

17 THE COURT: Yes.

18 MS. GLATFELTER: Thank you.

19 **Q** All right. Agent Wetzels, who is this e-mail from?

20 **A** Jeff Longstreth.

21 **Q** And who is it to?

22 **A** Larry.

23 **Q** All right. And is there a cc?

24 **A** Yes. It's Brian Gray.

25 **Q** Were you able to identify a Brian Gray during your

1 investigation?

2 **A** Yes. He worked for Mr. Householder.

3 **Q** And what is the subject line?

4 **A** DC event info.

5 **Q** Okay. And if you could read this e-mail to us.

6 **A** Certainly. Jeff has a car, eight people, and driver
7 in the evenings of 18th-21st. Jeff is staying at the
8 Arlington Hilton and can be reached at 614-378-1107.

9 **Q** Agent Wetzel, let me stop you right there. That phone
10 number, was that -- did that have any significance in your
11 investigation?

12 **A** Yes it did. That's Jeff Longstreth's cell phone
13 number, which we determined through a variety of means,
14 including when we seized the phone pursuant to a search
15 warrant.

16 **Q** Is this one of the phone numbers that you included on
17 that phone number chart we saw earlier?

18 **A** It is.

19 **Q** And if you can read the next paragraph for us?

20 **A** Certainly. Wednesday, January 18th, Jeff's reception,
21 W Hotel, 4:30 through 6:30 p.m., just some friends gathering
22 in the W Hotel bar. Dinner reservation, Charlie Palmer
23 steakhouse, 7:30 p.m.

24 **Q** Okay. Thank you. Now, Agent Wetzel, did you continue
25 to investigate information from around this time period?

1 **A** Yes.

2 **Q** Okay. And one moment. Were there any phone contacts
3 between Chuck Jones and Larry Householder during this time?

4 **A** Yes.

5 **Q** Okay. And did you increase your search of phone
6 contacts during that time to include other people?

7 **A** I did.

8 **Q** Okay. And who, who did you include?

9 **A** I don't know that I recall all of them, but I know
10 that we began to look at phone numbers for folks that were
11 associated both with FirstEnergy as well as Mr. Householder
12 over time, folks who could identify as associates.

13 **Q** And did you run the phone records to determine if
14 there was contact and look and see what the contact looked
15 like between Jeff Longstreth, Mike Dowling, Larry
16 Householder, and Chuck Jones during this time frame?

17 **A** Yes, I did.

18 **Q** And did you run a report like the one that you had
19 done with Larry Householder and Chuck Jones?

20 **A** Yes.

21 MS. GLATFELTER: Okay. Your Honor, if we could --
22 one moment. I just want to make sure I have the right
23 exhibit number. Your Honor, if we may please show the
24 witness Exhibit 734? It has not been admitted yet.

25 THE COURT: Show the witness the exhibit.

1 **Q** Agent Wetzel, was the phone report that you were
2 talking about?

3 **A** Yes, it was.

4 **Q** Or the summary. And can you describe to us just the
5 volume of contacts that you -- the volume of the phone
6 records that you were using to make this summary?

7 **A** Sure. As I mentioned before, phone records come in
8 especially for busy phone users and there are tens of
9 thousands, sometimes hundreds of thousands over a period of
10 time and especially when you begin to talk about multiple
11 different people and they're calling various other people,
12 it can become extremely voluminous very rapidly.

13 MS. GLATFELTER: Your Honor, permission to --
14 permission to admit Exhibit 734 and publish.

15 THE COURT: Any objection?

16 MR. GLICKMAN: No, Judge.

17 MR. SCHNEIDER: No objection.

18 THE COURT: It's admitted. You may show it to the
19 jury.

20 **Q** Agent Wetzel, is this similar to the contact chart
21 that we looked at a few minutes ago with respect to Larry
22 Householder and Chuck Jones?

23 **A** Yeah. So formatted the exact same way, date, time,
24 emergent haven't, and again, it is which party is contacting
25 another party and then a duration of that contact and then

1 the source of that information.

2 **Q** And were you able to identify contacts between those
3 four individuals that we talked about, Mike Dowling, Chuck
4 Jones, Larry Householder, and Jeff Longstreth after they
5 returned from DC?

6 **A** Yes.

7 **Q** Okay. And can you direct us to where that is on this
8 exhibit?

9 **A** Sure. So if you look about halfway down, you'll see
10 January 26th of 2017, and then as you continue to proceed
11 down, you'll see there are contacts between the parties that
12 we've been discussing along with their durations and so on.

13 **Q** Okay. And did you identify any documents in your
14 investigation that related to this time period?

15 **A** Yes, I did.

16 MS. GLATFELTER: Okay. If we can go to Exhibit 201
17 F, which has been admitted. Your Honor, if we may publish
18 that to the jury?

19 THE COURT: Yes.

20 MS. GLATFELTER: Okay. And, Ms. Terry, if we can
21 go to the end of the document to look at the properties.

22 **Q** All right. Mr. Wetzel, where did you obtain this
23 document?

24 **A** This came from Jeff Longstreth's iCloud account.

25 **Q** And based on the document properties, could you

1 identify the author?

2 **A** Yes. Jeff Longstreth.

3 **Q** And when does it indicate that it was created?

4 **A** It was created on the 29th of January, 2017.

5 **Q** How does that date relate to the travel to DC?

6 **A** It's about a week after they got back.

7 MS. GLATFELTER: Okay. And if we can go back to
8 the first page, Ms. Terry.

9 **Q** Okay. And if you can go through this document for us.

10 **A** Certainly. So at the top, the header, time to get
11 moving. And then there's a series of sort of categories
12 below that are broken out: Big picture, what's our plan,
13 what's our culture, what does our routine look like, how do
14 we manage our roles?

15 Next breakout, staff, how do we want to manage staff,
16 what do we expect of them, and as my biggest concern,
17 communication and fundraising effectively, question mark.
18 Do we need more, if so, what, slash who, political director,
19 office manager, question mark.

20 Monday, 10:00 a.m. staff meeting. Thursday for staff
21 meeting. Next breakout segment recruitment, who is term
22 limited, who might be moving on? Need to print a pocket
23 card with names and relevant info. Which current members do
24 we think we can have slash can get. Research, need of
25 vulnerability/vote history for SLH. Current members,

1 potential members. Communications, what are we doing to
2 build relationships, what relationships do we have, what are
3 we doing to drive a message. Budget slash fundraising, need
4 to figure out the budget and get moving. What are we doing
5 to raise money? Excuse me. When are we going to start?
6 Need to plan birthday event June 6th. Are we doing a March
7 event? Brooke Bodney training, question mark and then
8 vendors, Rex, what's our story on the office space, red
9 maverick potential meeting February 20th. Need to sit down
10 with Eric Lycan soon.

11 MS. GLATFELTER: Ms. Terry, is there anything on
12 the second page or is that blank? Oh, there we go.

13 **A** Two more here. Strategy, who else is on the farm,
14 what are we doing to add more, what are we doing to roll
15 marbles? ORP/meeting with Stinger. Housekeeping, laptops,
16 question mark. Get parking permits, get digital maps made
17 with layers. Clickable name/info. Graphics should change
18 with new information. How do we pay for the office? What
19 is expected of us? Cleaning. Individual office locations.
20 Who are we inviting to the office? Water. Talk to Rex
21 about frosting the glass, hot spot, county chair list.

22 **Q** Agent Wetzel, did you identify any e-mails from
23 Mr. Longstreth account that corresponded to this time
24 period?

25 **A** I did.

1 MS. GLATFELTER: Your Honor, if we may publish to
2 the jury Exhibit 222 A?

3 THE COURT: Yes.

4 MS. GLATFELTER: All right.

5 THE COURT: Is this admitted?

6 MS. GLATFELTER: Yes, it is. I'm sorry, Your
7 Honor.

8 And, Ms. Terry, if we could blow up the top there.
9 Thank you. Okay.

10 **Q** Now, the date there, what is the date of this e-mail?

11 **A** Monday, February 6, 2017.

12 **Q** Okay. And how does that relate to the document that
13 we just saw?

14 **A** That's around that same time.

15 **Q** A couple of weeks after the inauguration?

16 **A** Indeed.

17 **Q** And who is this document from?

18 **A** This is from Eric Lycan.

19 **Q** Okay. And do you see Jeff Longstreth on this e-mail?

20 **A** Yes. He's cc'd on this e-mail.

21 **Q** What's the subject?

22 **A** FW Generation Now.

23 **Q** All right. And what does the message say?

24 **A** David, my client, Mr. Longstreth, copied, needs to
25 have this Delaware corporation registered to do business as

1 a foreign corporation in Ohio. He needs this ASAP to get
2 the account open today. Can you please use the attached
3 info to make that online registration as quickly as
4 possible? I have a call at 2 and will check in with you
5 when that is finished. Please proceed if at all possible.
6 Thank you.

7 **Q** Okay. So you said this e-mail is from February 6th,
8 2017?

9 **A** That's correct.

10 **Q** Okay. That middle line where it says "ASAP," do you
11 see that?

12 **A** I do.

13 **Q** Does it reference -- what does it reference needs to
14 happen today?

15 **A** The creation of Generation Now.

16 **Q** Or an account?

17 **A** Yes. I'm sorry. It says it needs ASAP to get the
18 account open. So I understand that that means that the
19 entity needs to be created in order to get the account open
20 today.

21 **Q** Okay. And did you find any bank records that
22 correspond to this date?

23 **A** I did.

24 MS. GLATFELTER: Ms. Terry, if we can go to 14 A.
25 Your Honor, if we may publish this, which has been admitted

1 already.

2 THE COURT: Yes.

3 Q Agent Wetzel, what are we seeing here?

4 A This is a signature card, which is sort of used at the
5 opening of a bank account, and this is for Generation Now,
6 Incorporated.

7 Q Okay. And is there a date that is the account opening
8 on this date or it might be the next page?

9 A It's there across from type and ownership.

10 Q And can you circle that for us so we can all see that?

11 A (Witness writing.)

12 Q Who are the people who are the signers on the account?
13 Do you see the signatures at the bottom?

14 A I do. It's Jeff Longstreth and D. Eric Lycan.

15 Q Is that the same date as the e-mail that we just saw?

16 A It is.

17 Q Is Larry Householder on this account?

18 A He is not.

19 Q Did you identify any other e-mails from this date or
20 around this date from Mr. Longstreth's e-mail account?

21 A Yes.

22 MS. GLATFELTER: Your Honor, may we publish 222 B,
23 which has already been admitted?

24 THE COURT: Yes.

25 Q Is this one of the e-mails that you identified?

1 **A** It is.

2 **Q** Okay. And what's the date on this?

3 **A** This is also February 6th, 2017.

4 **Q** The same date as the bank account creation?

5 **A** That's correct.

6 **Q** Who's the e-mail from?

7 **A** This is from Jeff Longstreth to Mike Dowling.

8 **Q** And what's the subject?

9 **A** Generation Now donor reply info/wiring instructions.

10 **Q** And what is the e-mail say?

11 **A** Hi, Mike. Attached please find the wiring
12 instructions for Generation Now, Inc., that we discussed on
13 Thursday. This is the organization that Chuck and Larry
14 discussed. Please let me know if you need anything else.
15 Thanks, Jeff.

16 **Q** Now, are you familiar with the name Partners For
17 Progress?

18 **A** I am.

19 **Q** What is Partners For Progress?

20 **A** Partners For Progress is a 501(c)(4). I believe PNC
21 is their bank, and it was funded exclusively by the
22 FirstEnergy Corporation.

23 **Q** And how do you know that it was funded by the
24 FirstEnergy Corporation?

25 **A** Through the subpoena process that we talked about

1 earlier, I received records for their bank.

2 MS. GLATFELTER: Okay. And if, Your Honor, if we
3 may publish to the jury Exhibit 73, which has been admitted.

4 THE COURT: Yes.

5 MS. GLATFELTER: And if we can enlarge the top
6 there, Ms. Terry. Great.

7 **Q** Agent Wetzel, do you see the document?

8 **A** I do.

9 **Q** And what is this?

10 **A** This is a signature card for the opening of an account
11 with PNC Bank. Partners For Progress, Inc. is the account
12 title.

13 **Q** All right. And what was the date that this account
14 was opened?

15 **A** The date listed at the top is February 7, 2017.

16 **Q** Okay. And how does that relate to the Generation Now
17 account date?

18 **A** It's the day after the date we were just talking
19 about.

20 **Q** Okay. Agent Wetzel, did you recover any other
21 documents from Mr. Longstreth's iCloud around this time?

22 **A** Yes, I did.

23 MS. GLATFELTER: Your Honor, permission to publish
24 Exhibit 201 H, which has been admitted.

25 THE COURT: Yes.

1 Q Okay. Agent Wetzel, can you describe what --

2 MS. GLATFELTER: Are there document properties on
3 this, Ms. Terry? Yes. Great.

4 Q Agent Wetzel, if we can look at the document
5 properties, can -- were these obtained from the iCloud?

6 A Yes, they were.

7 Q And according to these documents, who is the author?

8 A Jeff Longstreth.

9 Q And the date of creation?

10 A It was created on February 20th, 2017.

11 Q And how does that relate to the account opening of
12 Generation Now?

13 A It's 14 days after, two weeks.

14 Q Okay. About a month after the trip to DC?

15 A Correct.

16 MS. GLATFELTER: If we go to the first page,
17 Ms. Terry.

18 Q And what's the title of this document?

19 A The title here is: Friends of LH Staff Meeting
20 Template.

21 Q All right. And what does it say?

22 A It has a list.

23 Q First line, sorry.

24 A I beg your pardon?

25 Q Sorry. We were talking over each other, I apologize.

1 And do you -- can you briefly describe this document
2 or generally describe it to the jury?

3 **A** Sure. So this is a meeting template for the friends
4 of Larry Householder, and it lists times below when certain
5 things are going to happen, and then also sort of agenda,
6 who's going to be talking, you see Anna's report, Brian's
7 report, the treasurer on the phone, and so on.

8 **Q** Okay. And do you see the initials SLH at the bottom?

9 **A** I do.

10 **Q** Okay. And what do those refer to?

11 **A** Throughout the investigation, people refer to
12 Mr. Householder as SLH or Speaker Larry Householder.

13 **Q** And is this before he became Speaker?

14 **A** Indeed.

15 **Q** Okay. Was there anything on this document related to
16 Generation Now?

17 **A** On this document I see in front of me, no.

18 MS. GLATFELTER: If we can go to the second page.

19 **Q** On the second page of this document?

20 **A** Yes, there is.

21 **Q** All right. What does it say about Generation Now?

22 **A** So this is the Generation Now Monday staff meeting,
23 and then it lists a time, the attendees, the goal, and then
24 an agenda below, and Anna's report, Jeff's report, open
25 discussion.

1 Q And who are the attendees of the Generation Now Monday
2 staff meeting?

3 A SLH, JPL, AL.

4 Q Okay. Now you told us what SLH means. During your
5 investigation, did you find what these initials corresponded
6 with, JPL and AL?

7 A Yes. So AL are the initials for Anna Lippincott, and
8 JPL are Jeff Longstreth's initials.

9 Q All right. So what time does the Generation Now staff
10 meeting occur?

11 A 12:00.

12 MS. GLATFELTER: Okay. And if we can go back to
13 the first page.

14 Q And is there a meeting that occurs right before it?

15 A Yes, from 11 to 12 is the Friends of Larry Householder
16 staff meeting.

17 Q And who are the attendees of that meeting?

18 A AL again, which we just discussed; BG, which
19 throughout the investigation is how they would refer to
20 Brian Gray, who we talked about earlier; and then SLH.

21 Q Okay. So these meetings occur back to back with two
22 out of the three same people?

23 A Correct.

24 MS. GLATFELTER: All right. Your Honor, may we --
25 permission to publish 222 C, which has been admitted?

1 THE COURT: Yes.

2 Q Agent Wetzel, what do we see in front of us?

3 A This is another e-mail from Jeff Longstreth's Gmail
4 account. It's sent from Jeff Longstreth to Mike Dowling
5 with the subject: Generation Now donor rely info wiring
6 instructions, and the date is March 7, 2017.

7 Q And if we go to -- I'm sorry, and if you can go ahead
8 and read this e-mail to us.

9 A Sure.

10 It says: Hi, Mike, attached please find the wiring
11 instructions for Generation Now Inc. that we discussed on
12 Thursday. This is the organization that Chuck and Larry
13 discussed. Please let me know need anything else. Thanks,
14 Jeff.

15 Q All right. And, Ms. Terry, were there -- was there
16 attachment to this e-mail?

17 A Yes. This is the attachment that was attached to the
18 e-mail.

19 Q Okay. And this came from where?

20 A This came from Mr. Longstreth's Gmail account.

21 MS. GLATFELTER: Okay. If we can look at the
22 bottom of that document.

23 Q Okay. And can you read the language at the bottom
24 under the phone number?

25 A There are no limits on the amounts that may be

1 contributed to Generation Now, Inc. by an individual
2 corporation, union or trade association. Contributions of
3 \$5,000 or more will be reported to the Internal Revenue
4 Service on IRS Form 990 as required by law. However, the
5 IRS does not make this information public. Generation Now
6 Inc.'s policy is not to disclose its donors to the general
7 public.

8 **Q** Okay. And who is listed, is there a contact
9 information at the bottom of this donor reply card?

10 **A** Yes. Under Generation Now, Inc., it says, care of
11 Eric Lycan, Esq., 250 West Main Street, Suite 1400,
12 Lexington, Kentucky 40507.

13 **Q** Now, did you obtain records from FirstEnergy related
14 to this time period?

15 **A** I did.

16 **Q** And did you find any evidence of receipt of this
17 e-mail in the FirstEnergy records?

18 **A** I did.

19 MS. GLATFELTER: Okay. Your Honor, if we may
20 publish Exhibit 223 A, which has been admitted.

21 THE COURT: Yes.

22 **Q** All right. Agent Wetzel, can you tell us what we're
23 looking at at the bottom of this e-mail?

24 **A** Yeah. So the bottom portion that you see below where
25 it says "begin forwarded message" is that e-mail that we

1 just saw. This came to us from the FirstEnergy Grand Jury
2 subpoena, so it was returned to us by them. And then above
3 that, there is an additional e-mail that they provided.

4 **Q** Okay. And the additional e-mail at the top is from
5 who?

6 **A** It is from Michael J. Dowling, and it is to Christina
7 Housley and with a cc of Jeff Longstreth and Joel Bailey, I
8 should say.

9 **Q** During your investigation, did you identify who
10 Christina Housley is?

11 **A** Yeah. She's an employee of the FirstEnergy
12 Corporation, and she assists Mr. Dowling.

13 **Q** Is she his secretary or administrative assistant?

14 **A** That's my understanding.

15 **Q** Okay. And what does he write to Ms. Housley?

16 **A** Please get moving on this contribution. Let's do
17 250,000 ASAP, and then we will do 1 M by the end of year --
18 or excuse me, by year-end 2017. Jeff, please send Chris W9,
19 prefer to wire this, but let me know if that's a problem.
20 Followed by his signature block.

21 **Q** Agent Wetzel, did you examine the Generation Now bank
22 records from this time period?

23 **A** I had, I did.

24 **Q** And what did you find?

25 **A** I found that the money was in fact sent.

