

1 had a contract with NYPD, and that made you feel  
2 comfortable?

3 A. Uh-huh.

4 Q. Can you reconcile those two statements? Which did he  
5 tell you, that they had a contract or working toward one?

6 A. In the beginning he said they were working with NYPD.  
7 Later conversations he said he had a contract.

8 Q. In these written communications with you -- in the  
9 e-mails, which of those two statements did he convey to  
10 you?

11 A. I'm sorry, I don't recall. I don't remember that.

12 Q. And later in your interactions with Mr. Harper, you  
13 also said that you asked him to sign a personal guaranty?

14 A. Yes.

15 Q. And can you explain what a personal guaranty is?

16 A. That they're personally guaranteeing that if anything  
17 -- if they don't get paid, that you have a personal  
18 guaranty that they will pay their bills.

19 Q. Okay. And going back to his earlier statements to  
20 you saying he was very convincing and made you feel  
21 comfortable, and that coupled with his signing of the  
22 personal guaranty, did that reinforce your confidence in  
23 his assurance that he would be able to pay?

24 A. Repeat that, please?

25 Q. Did the fact that Mr. Harper signed a personal

1 guaranty, in addition to the statements he made about  
2 working with NYPD, and he was very convincing and  
3 confident, did those continue to give you a feeling of  
4 confidence that he believed he would be able to pay?

5 A. Yes.

6 Q. And when he also provided a proposed payment schedule  
7 to indicate to you that he would pay in the future, was  
8 that additional assurance on your part that he would still  
9 be willing to pay?

10 A. Yes.

11 Q. And so would you agree with me that all of  
12 Mr. Harper's statements that I just mentioned gave you a  
13 feeling that he believed he would be able to pay?

14 A. He said he would pay.

15 Q. That's correct. And in working -- with his  
16 statements of working with the NYPD, working with law  
17 enforcement, the other agencies that are mentioned in the  
18 exhibit that the Government provided, did you believe that  
19 Mr. Harper was working to close business with those  
20 agencies?

21 A. I believed that he had already closed the business;  
22 that he had contracts.

23 Q. But yet you said that he said they were working with  
24 NYPD and others?

25 A. Yes. And then that's my belief system, is that by

1 working with them, that they had actual contracts.

2 Q. So you made the assumption that working with them  
3 meant they had current contracts with them?

4 A. He was very convincing in the fact that he did.

5 Q. Well, you just agreed with me that he said they were  
6 working with these agencies, but you assumed that meant  
7 they had contracts with these agencies?

8 MR. KIRSCH: Objection, Your Honor. I don't think  
9 that is a question.

10 THE COURT: Overruled. You can answer if you know.

11 THE WITNESS: I don't know.

12 Q. (BY MR. WALKER) So, Ms. Holland, do you know what  
13 your belief was when Mr. Harper said we were working with  
14 the NYPD?

15 A. Say that again, please?

16 Q. Do you know what you believed at the moment that  
17 Mr. Harper told you that he was working with the NYPD?

18 A. I believed he was working with the NYPD.

19 Q. And you also said a few minutes ago that you believed  
20 that meant he had a contract with NYPD?

21 A. Yes.

22 Q. Thank you. Ms. Holland, you also said, in response  
23 to the Government's questions about people working for DKH  
24 through ETI who potentially worked other jobs, and that  
25 you would have wanted to know if they were doing that.