

Attachment 19

Sportsman Call
7/29/2022
1300

AUSA Wolf

Mesiras counsel is a former fraud section guy. Aiming for in person interview toward the end of August. He still needs to confirm. August 29 is the proposed tentative date.

██████████ is not scheduled yet for ██████████ testimony even though text messages are received and reviewed. August 16 is a tentative date for her to testify at the ██████████. They are preparing a ██████████ for that ██████████. It is not completed nor served yet.

Said that they reached out to Uncle Jim and he has not agreed to be interviewed.

SM aunt was in California in 2018 – AUSA stated she didn't think it was worth it to try to interview her, but she would think about. Said might be more trouble that it is worth.

Jack Morgan

██████████ hotel has not complied with ██████████. It is on the to-do list to push for a motion to compel but hasn't reached the top of the list yet.

Prosecutors had a call with ██████████'s counsel yesterday. He said two things:

1. If they were involved in business in 2018 – he represents they were not doing business in 2018 (attorney proffer)
2. Stated that the withholdings in 2017 were bad based on prior years withholdings being not bad. Once the marital separation started a lot of the financial decisions were going straight to SM. A lot going on about amount of money coming in and what expenses to pay. In early 2017 he Schwerin told SM that even if he wasn't withholding for 2017 he would still be responsible for the taxes that year.

Based on ██████████ in the ██████████ he talked with ██████████

Wolf

██████████ Represented there is no memo of any interview with Schwerin concerning the SEC ██████████ that they interviewed SM about.

Venue will stay in Delaware while dealing with the witnesses in the short term. The decision will be made based on the disposition and pros memo and what gets authorized out of tax.

Michelle from FBI

They received authorization to investigate [REDACTED] for potential FARA violations.

Wolf

Stated that she wanted to separate the FARA Romania piece from the tax side. The [REDACTED] side of FARA will continue to be discussed in this forum.

SDNY and Delaware talked about if Delaware had an issue with SDNY reaching out in the investigation of the Uncle. Delaware gave them the ok to reach out. She is not sure if the reach out has occurred.

Zeigler

Any dates or goals?

Wolf

David has indicated that the end of September would be his goal to charge. This is reflective of keeping everything on track. They do not want to get any closer to a mid-term. If it doesn't happen by end of September it would have to wait until November after the elections. She stated she does not think that is likely to be charged by September.

Sol on 2014 blows on November 8, 2022.

X Factor on timing will include any delay defense counsel has requested and that they would be amenable to toll statutes. She is not leaning toward tolling again...but it is possible.

Current plan is that the prosecution recommendation will be collaborative with DOJ Tax and USAO.

Mesiras interview will be focused on all tax.

They will communicate any decisions on specific tax years and decision to charge or not charge to the prosecution team in advance of any final document.