

IN THE UNITED STATES BANKRUPTCY COURT
WESTERN DISTRICT OF WASHINGTON AT SEATTLE

IN RE:)
MICHAEL R. MASTRO,) BANKRUPTCY
Debtor,) No. 09-16841 (Ch 7)

JAMES F. RIGBY, JR., Trustee, solely)
in his capacity as Chapter 7 trustee)
of the bankruptcy estate of Michael)
Mastro,)
Plaintiff,) ADVERSARY CASE
vs.) NO. 09-1439-SJS
MICHAEL R. MASTRO, et ux, et al.,)
Defendants.)

DEPOSITION UPON ORAL EXAMINATION
OF
LINDA A. MASTRO

9:08 a.m.
March 24, 2010
1200 Fifth Avenue, Suite 1414
Seattle, Washington
Pat Lessard, Court Reporter

A P P E A R A N C E S

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ALSO PRESENT: MR. JAMES RIGBY, TRUSTEE
MS. LAURIE PFLUGER?

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clarify the question?

2 A. Definitely.
 3 Q. Do you and Mr. Mastro have any children?
 4 A. No.
 5 Q. Do you have any children from any former marriage?
 6 A. No.
 7 Q. Have you been married previously?
 8 A. Yes.
 9 Q. How many times?
 10 A. Once.
 11 Q. To whom?
 12 A. Erik Granston.
 13 Q. During what time period?
 14 A. I was married in 1972 for six months.
 15 Q. Are you presently employed?
 16 A. No.
 17 Q. Have you ever been employed?
 18 A. Yes.
 19 Q. What was the last full-time job you had?
 20 A. It was Peoples Bank and I quit in 1979.
 21 Q. That was approximately ten years before you married Mr. Mastro?
 22 A. Correct.
 23 Q. What did you do during those ten years?
 24
 25

1 LINDA A. MASTRO, being duly sworn, testified
 2 upon oath, as follows:

EXAMINATION

BY MR. HALL:

5 Q. State your full name, please.
 6 A. Linda Ann Mastro.
 7 Q. What is your residence address?
 8 A. 3435 Evergreen Point Road, Medina,
 9 Washington 98039.
 10 Q. Are you married to Michael R. Mastro?
 11 A. Yes, I am.
 12 Q. When did you get married?
 13 A. June 1989.
 14 Q. What day in June?
 15 A. June 1st.
 16 Q. What's your date of birth?
 17 A. [REDACTED] 49.
 18 Q. Have you had your deposition taken before,
 19 Mrs. Mastro?
 20 A. No.
 21 Q. Have you ever testified before in any legal
 22 proceeding?
 23 A. No.
 24 Q. If I ask you any question today that you do
 25 not understand, would you please let me know so I can

1 A. Nothing.
 2 Q. You had no employment of any kind?
 3 A. No.
 4 Q. You had nothing that you did that occupied
 5 your time on a regular basis?
 6 A. I traveled.
 7 Q. And since you've been married to Mr. Mastro,
 8 you've had no employment of any kind?
 9 A. No.
 10 Q. Have you had any kind of occupation of any
 11 kind, charity work, anything?
 12 A. Yes.
 13 Q. Tell me about that.
 14 A. I was on several boards and chaired several
 15 projects.
 16 Q. What were those?
 17 A. Let me see. I was on -- which ones do you
 18 want first?
 19 Q. Just give me an overview.
 20 A. Okay. Well, I was on the Ballet Board, the
 21 Rep Board, the Heart Association Board, Bank Board.
 22 And I did balls for the Ballet Board, the Heart
 23 Association.
 24 That's all I can remember. I'm sure I did
 25 more but they were several years ago.

Page 9	Page 11
<p>1 Q. How long did you work for Peoples Bank?</p> <p>2 A. Seven years.</p> <p>3 Q. What was your position when you left?</p> <p>4 A. I was a loan officer.</p> <p>5 Q. What was your position when you began work</p> <p>6 there?</p> <p>7 A. Management training.</p> <p>8 Q. Why did you leave Peoples Bank?</p> <p>9 A. I met Mr. Mastro and didn't need to work</p> <p>10 anymore.</p> <p>11 Q. When did you meet Mr. Mastro?</p> <p>12 A. 1974.</p> <p>13 Q. How did you meet Mr. Mastro?</p> <p>14 A. He was a customer at Peoples Bank.</p> <p>15 Q. When did you form a personal relationship</p> <p>16 with Mr. Mastro?</p> <p>17 A. 1976.</p> <p>18 Q. What did you do before you went to work for</p> <p>19 Peoples Bank?</p> <p>20 A. I was a school teacher.</p> <p>21 Q. Where?</p> <p>22 A. Bellevue School, Bardmoor Elementary School.</p> <p>23 Q. Did you teach a particular subject or grade</p> <p>24 level?</p> <p>25 A. It was a combined classroom one through six.</p>	<p>1 Q. Have you ever lived anywhere other than</p> <p>2 Seattle?</p> <p>3 A. No.</p> <p>4 Q. Have you had any other formal education?</p> <p>5 A. No.</p> <p>6 Q. Have you had any other full-time employment?</p> <p>7 A. No.</p> <p>8 Q. I will tell you, Mrs. Mastro, that we have</p> <p>9 had other depositions in this proceeding, and so we</p> <p>10 have already marked some documents with exhibit</p> <p>11 numbers to other depositions, so I intend to use some</p> <p>12 of those previously marked exhibits rather than</p> <p>13 marking them for the first time in your deposition.</p> <p>14 So that's why some of the numbers will be out of order</p> <p>15 and they will be other numbers.</p> <p>16 We have the original exhibits here, and on</p> <p>17 some of them I have copies that I can provide to you,</p> <p>18 you or your counsel, as a courtesy. But if you ever</p> <p>19 want to see the original or however you want to do it,</p> <p>20 I'm happy to make that available to you.</p> <p>21 The first document I would like to ask you</p> <p>22 about has previously been marked as Exhibit 114. I</p> <p>23 have some copies. Again, the original is available if</p> <p>24 you want.</p> <p>25 This is a document titled "Premarital</p>
Page 10	Page 12
<p>1 Q. During what period of time did you do that?</p> <p>2 A. 1971 to 1972 or 73. I don't remember</p> <p>3 exactly.</p> <p>4 Q. What did you do before that?</p> <p>5 A. I was in college.</p> <p>6 Q. Where?</p> <p>7 A. Central Washington.</p> <p>8 Q. Did you obtain a degree?</p> <p>9 A. Yes, I did.</p> <p>10 Q. What's the degree?</p> <p>11 A. The degree is in education with a minor in</p> <p>12 English.</p> <p>13 Q. What year did you obtain your degree?</p> <p>14 A. 1972.</p> <p>15 Q. How many years did you attend Central</p> <p>16 Washington?</p> <p>17 A. Four.</p> <p>18 Q. Did you go straight through?</p> <p>19 A. Yes.</p> <p>20 Q. What did you do before that?</p> <p>21 A. Went to high school.</p> <p>22 Q. Where?</p> <p>23 A. Roosevelt, in Seattle.</p> <p>24 Q. Were you born in Seattle?</p> <p>25 A. Yes.</p>	<p>1 Agreement." It bears production numbers indicating it</p> <p>2 was produced by your attorney to us in discovery.</p> <p>3 Have you seen this before?</p> <p>4 A. Yes.</p> <p>5 Q. How did you come to execute this agreement?</p> <p>6 A. I don't understand.</p> <p>7 Q. Was it your idea?</p> <p>8 A. No. It was my husband's.</p> <p>9 Q. Okay. Did you have an attorney in</p> <p>10 connection with this agreement?</p> <p>11 A. Yes, I did.</p> <p>12 Q. Who was that?</p> <p>13 A. Bernice Johnson.</p> <p>14 Q. Had you personally been represented by an</p> <p>15 attorney before you were represented by Bernice</p> <p>16 Johnson in connection with this premarital agreement?</p> <p>17 A. No.</p> <p>18 Q. That was your first experience involving</p> <p>19 being represented by an attorney?</p> <p>20 A. Yes.</p> <p>21 Q. Have you since been represented by other</p> <p>22 attorneys?</p> <p>23 You're referring to Mike Gossler?</p> <p>24 A. Mr. Gossler, yes.</p> <p>25 Q. Have you had any other attorneys other than</p>

1 Bernice Johnson and Mike Gossler?
 2 A. No.
 3 Q. All right. Would you turn to the page of
 4 Exhibit 114 that bears the production number ending in
 5 eight. It's the signature page.
 6 A. Uh-huh.
 7 Q. Okay. There are two signatures on that
 8 page.
 9 Do you recognize those?
 10 A. Yes.
 11 Q. And is the first signature the signature of
 12 your husband, Michael R. Mastro?
 13 A. I believe so, yes.
 14 Q. What is the second signature?
 15 A. That's my signature.
 16 Q. What does that say?
 17 A. Linda A. Gayle.
 18 Q. Gayle was your name before you married
 19 Mr. Mastro?
 20 A. Yes.
 21 Q. Is that your birth name?
 22 A. Yes.
 23 Q. Have you ever had any other names that you
 24 used?
 25 A. Granston.

1 Q. You used that during the period you were
 2 married to your first husband?
 3 A. Yes.
 4 Q. Would you look at page four of Exhibit 114,
 5 please. You're free to look and read as much of this
 6 as you want. The part I'm interested in is where it
 7 states in paragraph five that a bank account shall be
 8 opened titled "Mastro, Special Account."
 9 Do you see that?
 10 A. Yes.
 11 Q. Was any such account ever opened?
 12 A. No.
 13 Q. Why not?
 14 A. Mr. Mastro didn't feel it was necessary.
 15 Q. If you look at the next page, page five of
 16 this agreement, there is a continuation from the
 17 previous page and a paragraph that states "The parties
 18 shall also open a checking account titled 'Mike and
 19 Linda Mastro account' on which checks or withdrawals
 20 may be made by either of them."
 21 Was any such account ever opened?
 22 A. No.
 23 Q. Why not?
 24 A. We used my account at Peoples.
 25 Q. Did you have only one account at Peoples?

1 A. Yes.
 2 Q. Do you still have that same account?
 3 A. Yes.
 4 Q. Is that a checking account?
 5 A. Yes.
 6 Q. And are you the only authorized signer on
 7 that account?
 8 A. I believe so. But Mike might be able to
 9 sign on it, I don't remember.
 10 Q. What is the name of that account as best you
 11 can tell me?
 12 A. It's Linda A. Mastro.
 13 Q. And that's an account that you've had at
 14 Peoples National Bank from the time you worked there
 15 until today?
 16 A. Yes.
 17 Q. Do you know what the balance is in that
 18 account today?
 19 A. Probably around \$300.
 20 Q. And tell me how that account has been used
 21 during your marriage to Mr. Mastro?
 22 A. It was used for my pleasure. He would give
 23 me a check every month and I would deposit it in
 24 there, and --
 25 Q. And that's all it was used for was your

1 pleasure?
 2 A. Right.
 3 Q. Was it used to buy groceries?
 4 A. Yes.
 5 Q. Was it used to eat out?
 6 A. No.
 7 Q. Was it used for anything other than to buy
 8 groceries and your pleasure?
 9 A. No.
 10 Q. What do you mean when you say your pleasure?
 11 A. Well, it was used to -- let me see. I gave
 12 my mother a certain amount every month. I gave my
 13 sister a certain amount every month. I bought
 14 clothes.
 15 It was just there.
 16 Q. Was there a set amount that Mr. Mastro
 17 deposited into your account every month?
 18 A. Yes.
 19 Q. How much?
 20 A. \$8,000.
 21 Q. Has that amount been the same throughout
 22 your marriage?
 23 A. Up until August of last year.
 24 Q. August of 2009?
 25 A. Uh-huh.

1 Q. Is that a yes?
 2 A. Yes.
 3 Q. And how did it change in August of 2009?
 4 A. He declared or he was in involuntary
 5 bankruptcy.
 6 Q. Did he cease making deposits into your
 7 account at that time?
 8 A. Yes.
 9 Q. Has he made any deposits into your account
 10 since that time?
 11 A. No.
 12 Q. I just want to be sure I understand you.
 13 You're saying that this account at Peoples
 14 Bank which you've identified as the Linda A. Mastro
 15 account was used in place of the Mike and Linda Mastro
 16 account contemplated by this premarital agreement?
 17 A. Yes.
 18 Q. Would you look at page seven of the
 19 premarital agreement, please. Do you see on page
 20 seven there is a provision in paragraph 13c. that says
 21 "Linda's American Express card up to \$2,500 a month to
 22 be paid by M. R. Mastro special account?"
 23 A. Yes.
 24 Q. You've already told me that there was no
 25 M. R. Mastro special account established, correct?

1 A. Right.
 2 Q. Did you have an American Express card?
 3 A. Yes, I did.
 4 Q. Have you had one throughout your marriage?
 5 A. Yes.
 6 Q. Have you had more than one?
 7 A. No.
 8 Q. Has Mr. Mastro paid your American Express
 9 card?
 10 A. Yes.
 11 Q. And from what account has he done that?
 12 A. I don't know.
 13 Q. Has there been any limit placed on how much
 14 you could spend on your American Express card?
 15 A. \$2,500.
 16 Q. That's a limit that you have followed
 17 throughout your marriage to Mr. Mastro?
 18 A. Yes.
 19 Q. Have you typically used the full amount of
 20 that money?
 21 A. No.
 22 Q. And what has been your practice regarding
 23 the use of your American Express card? In other
 24 words, what kinds of things do you use that for?
 25 A. Primarily it was for clothes.

1 Q. And is Mr. Mastro still paying your American
 2 Express card?
 3 A. No.
 4 Q. When did he stop?
 5 A. I don't recall.
 6 Q. Prior to the bankruptcy, were there any
 7 other bank accounts that you had signing authority on?
 8 A. No.
 9 Q. Do you know what bank accounts Mr. Mastro
 10 had signing authority on before the bankruptcy?
 11 A. No.
 12 Q. Today, what bank accounts do you have?
 13 A. Peoples or U.S. Bank now.
 14 Q. Is that the only bank account you have
 15 today?
 16 A. Yes.
 17 Q. Is that the only bank account you have had
 18 at any time from the time you married Mr. Mastro to
 19 the present?
 20 A. I don't recall.
 21 Q. You don't recall any other bank account?
 22 A. No.
 23 Q. Do you have any reason to believe you had
 24 some other bank account?
 25 A. No.

1 Q. Have you ever had a savings account?
 2 A. No. Well, in grade school.
 3 Q. Since you were married to Mr. Mastro, have
 4 you had a savings account?
 5 A. No.
 6 Q. What other credit cards, if any, have you
 7 had besides the American Express?
 8 A. I had an Alaska Airlines Visa card.
 9 Q. During what period of time?
 10 A. Up until the bankruptcy.
 11 Q. What was that used for?
 12 A. Groceries, gas, incidentals.
 13 Q. And who paid the Alaska Airlines Visa card?
 14 A. Mr. Mastro.
 15 Q. And how did you decide what to charge on the
 16 American Express card as opposed to the Alaska
 17 Airlines Visa card?
 18 A. I don't remember.
 19 Q. You didn't have any rules of thumb or
 20 guidelines?
 21 A. No.
 22 Q. Did you have any other credit cards at any
 23 time from the time you married Mr. Mastro to the
 24 present?
 25 A. Nordstrom.

1 Q. Any others?
 2 A. Sachs.
 3 Q. Sachs Fifth Avenue?
 4 A. Yes.
 5 Q. Any others?
 6 A. Bergdorf Goodman.
 7 Q. Any others?
 8 A. Not that I can recall.
 9 Q. Which of those credit cards do you still
 10 have today?
 11 A. Nordstrom's, Sachs, Bergman -- Bergdorf's.
 12 Q. Have you been using those credit cards since
 13 the petition in bankruptcy was filed?
 14 A. Not that I can recall.
 15 Q. You don't recall using any of those credit
 16 cards for any purpose?
 17 A. No.
 18 Q. You understand I'm including the American
 19 Express and the Alaska Airlines Visa card?
 20 A. Right.
 21 Q. You don't recall using any of those for any
 22 purpose since the petition was filed?
 23 A. No.
 24 Q. Would you please look at Exhibit D to the
 25 premarital agreement. It says Exhibit D at the

1 bottom. It also bears production number nine in the
 2 lower right-hand corner. It's farther back than where
 3 you are.
 4 A. Okay.
 5 MR. HALL: Did you find it, Tom?
 6 MR. BUCKNELL: Yeah, nine. Got it. It's
 7 out of order.
 8 Q. (By Mr. Hall) Do you have that before you?
 9 A. I do.
 10 Q. Okay. This Exhibit D is titled "Separate
 11 Property of L.A. Gale, May 30, 1989."
 12 Have you seen this before?
 13 A. Yes.
 14 Q. And it says that your net worth at that time
 15 was \$1,974,301, is that correct?
 16 A. Yes.
 17 Q. Was that an accurate figure?
 18 A. I believe it was a bit inflated.
 19 Q. And there's a breakdown in the exhibit of
 20 how this number was calculated and it states "Cash
 21 \$204,301."
 22 Was all of that money in your account at
 23 Peoples?
 24 A. I don't recall.
 25 Q. It said there's a house for \$450,000. What

1 house was that?
 2 A. It was a house in Hawthorne Hills, Seattle.
 3 Q. Do you still have that house?
 4 A. No.
 5 Q. What happened to it?
 6 A. We sold it.
 7 Q. When did you do that?
 8 A. 1993, 94. I'm not positive.
 9 Q. What did you do with the money?
 10 A. We bought a Clyde Hill house.
 11 Q. How much did the Clyde Hill house cost?
 12 A. A million one.
 13 Q. Where did the other money come from to buy
 14 the Clyde Hill house?
 15 A. Mr. Mastro.
 16 Q. When you say the Clyde Hill house, is that
 17 the Clyde Hill house that was your residence for a
 18 period of time?
 19 A. Yes.
 20 Q. And in going back to the statement of
 21 separate property as of May 30, 1989, it says there
 22 was a car for \$20,000.
 23 What kind of car was that?
 24 A. I believe it was a -- I don't remember. It
 25 was either a -- I think it was a Cadillac, but I'm not

1 sure.
 2 Q. And then the next item is jewelry
 3 \$1 million.
 4 What did that consist of?
 5 A. Well, it consisted of my engagement ring.
 6 Q. Are you referring to your engagement ring
 7 with Mr. Mastro?
 8 A. Yes.
 9 Q. And when did you obtain that engagement
 10 ring?
 11 A. 1988 or early 89. I'm not positive.
 12 Q. And is that a large diamond?
 13 A. Yes.
 14 Q. How big?
 15 A. It was about 15 carats.
 16 Q. And that's one of the rings that's been a
 17 subject of this litigation?
 18 A. Yes, it has.
 19 Q. And was there anything else that comprised
 20 the million dollars in jewelry in this separate
 21 property statement?
 22 A. Oh, there were various gold earrings, gold
 23 rings, nothing of a large amount.
 24 Q. What would be your estimate of how much of
 25 the million dollars was attributable to the engagement

1 ring as opposed to some other form of jewelry?
 2 A. I can't say for sure. I don't remember.
 3 Q. But the majority of the value was the
 4 engagement ring?
 5 A. Yes.
 6 Q. Can you specifically describe any other
 7 jewelry of significance that you had at the time you
 8 married Mr. Mastro?
 9 A. No, I don't remember.
 10 Q. Did you have any diamonds that were larger
 11 than a half caret?
 12 A. Before I married him, no.
 13 Q. And then the next item is furs, \$200,000.
 14 What does that consist of?
 15 A. What exactly do you mean? What type of fur
 16 or --
 17 Q. Yes. Did you have one coat that was worth
 18 \$200,000?
 19 A. No. Oh, no, it was several.
 20 Q. What was the source of those coats? Were
 21 they gifts from Mr. Mastro?
 22 A. Yeah. Yes.
 23 Q. Then there's furniture listed on here?
 24 A. Yes.
 25 Q. That was the furniture in your house before

1 you married Mr. Mastro?
 2 A. Yes.
 3 Q. Were all the furs that you've got listed on
 4 here gifts from Mr. Mastro?
 5 A. No. Yes. No. Oh, yes, at that time. Yes,
 6 sorry.
 7 Q. Was there anything else listed on here as
 8 separate property that was a gift from Mr. Mastro
 9 before you got married?
 10 A. All of it was.
 11 Q. The cash, too?
 12 A. Yes.
 13 Q. The house, too?
 14 A. Yes.
 15 Q. And the furniture, too?
 16 A. Yes.
 17 Q. So everything you had was something
 18 Mr. Mastro gave you?
 19 A. Yes. Or my mother.
 20 Q. All right. Well, that's my point.
 21 A. Sorry. Or my mother, yes.
 22 Q. Did your mother give you anything other than
 23 furniture?
 24 A. Not that I can recall.
 25 Q. So the furniture was from your mother and

1 everything else was a gift from Mr. Mastro?
 2 A. Right. Not all the furniture but some
 3 pieces.
 4 Q. So your mother gave you some of the
 5 furniture and Mr. Mastro gave you some of the
 6 furniture?
 7 A. Right.
 8 Q. And apart from furniture, everything was a
 9 gift from Mr. Mastro?
 10 A. Right.
 11 Q. Do you have -- I'm expanding this question
 12 now. I asked you previously, did you have any other
 13 bank accounts other than the account at Peoples
 14 National Bank, and I believe you said you had about
 15 \$300 there today, right?
 16 A. Yes.
 17 Q. Do you have any other accounts of any kind,
 18 stock brokerage accounts or any kind of account with
 19 any institution other than that bank account?
 20 A. Not that I'm aware of.
 21 Q. Do you have a safe deposit box?
 22 A. No.
 23 Q. Have you had a safe deposit box at any time
 24 during your marriage to Mr. Mastro?
 25 A. I believe Mr. Mastro has one.

1 Q. Where?
 2 A. I think it was at U.S. Bank on First Hill,
 3 but I'm not positive.
 4 Q. Has your lifestyle changed since the
 5 petition in bankruptcy was filed?
 6 A. Definitely.
 7 Q. In what way?
 8 A. Well, the obvious way. We have no income.
 9 We have no money.
 10 Q. How do you pay your bills currently?
 11 A. Mr. Mastro gives me money, cash.
 12 Q. Do you know where he gets that money?
 13 A. No.
 14 Q. You have no idea?
 15 A. No.
 16 Q. How much does he give you a month now?
 17 A. It just depends.
 18 Q. What did he give you last month?
 19 A. I don't remember. Enough to pay the
 20 utilities and the upkeep of the house.
 21 Q. Has he been giving you more than \$10,000 a
 22 month since the bankruptcy petition was filed?
 23 A. I don't believe so.
 24 Q. Approximately what has he given you per
 25 month since then?

1 A. I don't remember.
 2 Q. You have no idea what it costs you to live
 3 per month?
 4 A. No.
 5 Q. You have no idea whether it's more or less
 6 than \$10,000?
 7 A. No.
 8 Q. Have you traveled since the bankruptcy
 9 petition was filed?
 10 A. Yes.
 11 Q. Where have you traveled?
 12 A. We went skiing.
 13 Q. Where did you go skiing?
 14 A. Jackson Hole.
 15 Q. When did you do that?
 16 A. Last week.
 17 Q. How long did you stay?
 18 A. Three nights.
 19 Q. Where did you stay?
 20 A. Four Seasons.
 21 Q. Was it just you and Mr. Mastro?
 22 A. Yes.
 23 Q. No friends went with you?
 24 A. No.
 25 Q. Did any friends meet you there?

1 A. No.
 2 Q. What was the most recent trip you took
 3 before that?
 4 A. I don't recall.
 5 MR. BUCKNELL: I'm going to interpose a
 6 general objection. I don't have any idea what this
 7 has to do with the lawsuit. I don't have any idea
 8 what it has to do with the house, the rings or the
 9 car, which is the subject matter of the current
 10 complaint.
 11 So I object.
 12 MR. GOSSLER: I'll join in that.
 13 Q. (By Mr. Hall) Can you tell me any other
 14 trips you've taken since the bankruptcy petition was
 15 filed?
 16 A. I don't recall.
 17 Q. Have you traveled to Switzerland since the
 18 bankruptcy petition was filed?
 19 A. I don't recall.
 20 Q. Have you been outside the United States
 21 since the bankruptcy petition was filed?
 22 A. I don't recall.
 23 Q. Do you think you could forget a trip to
 24 Switzerland you've made in the last year?
 25 A. Possibly.

1 Q. Are you testifying under oath that you have
 2 not traveled out of this country in the last year?
 3 A. I don't recall.
 4 Q. When you do, do you and Mr. Mastro eat out?
 5 A. Occasionally.
 6 Q. How is the bill paid when you do that?
 7 A. Mr. Mastro pays it.
 8 Q. Does he use a credit card?
 9 A. I don't recall. I don't pay attention.
 10 Q. You have no idea whether he pays in cash or
 11 with credit cards?
 12 A. He pays cash sometimes. Sometimes he uses a
 13 card.
 14 Q. Do you know what credit cards Mr. Mastro
 15 has?
 16 A. No.
 17 Q. You have no idea?
 18 A. No.
 19 Q. Have you made other ski trips this winter?
 20 A. No.
 21 Q. Is the only time you've been snow skiing
 22 this winter was at Jackson Hole?
 23 A. Yes.
 24 Q. Have you traveled to Palm Springs or Palm
 25 Desert?

1 A. Yes.
 2 Q. When is the last time you did that?
 3 A. February.
 4 Q. February of 2010?
 5 A. Yes.
 6 Q. How long did you stay?
 7 A. I stayed five nights. Mike stayed three
 8 nights.
 9 Q. Was it Palm Desert?
 10 A. Yes.
 11 Q. And where did you stay?
 12 A. With friends.
 13 Q. What's their names?
 14 A. Karen and Chuck Lytle.
 15 Q. How do you spell Lytle?
 16 A. L Y T L E.
 17 Q. Have you made other trips to Palm Desert or
 18 Palm Springs in the last year?
 19 A. I don't believe so. In 2010? 2010?
 20 Q. No, the last twelve months.
 21 A. I don't believe so.
 22 Q. Have you made any other trips that you can
 23 recall?
 24 A. No.
 25 Q. When is the last time you traveled to Italy?

1 A. I don't remember.
 2 Q. Have you ever traveled to Italy?
 3 A. Yes.
 4 Q. How many times?
 5 A. Several.
 6 Q. Did you take some of your jewelry to Italy
 7 and leave it?
 8 A. Yes.
 9 Q. When did you do that?
 10 A. I don't recall.
 11 Q. Approximately?
 12 A. November.
 13 Q. November of 2009?
 14 A. Yes.
 15 Q. What jewelry did you take to Italy in
 16 November 2009?
 17 A. What I wore, two diamond rings.
 18 Q. Are those the two diamond rings that have
 19 been the subject of motions in this litigation?
 20 A. Yes.
 21 Q. And you left them in Italy?
 22 A. I don't recall.
 23 Q. You don't recall whether you left your
 24 diamond rings in Italy?
 25 A. No.

1 Q. Who did you visit in Italy?
 2 A. We went to Rome.
 3 Q. Who did you stay with?
 4 A. Stayed in a hotel.
 5 Q. What kind of hotel?
 6 MR. BUCKNELL: I have a continuing
 7 objection. This is not designed to lead to any
 8 admissible evidence. It's designed, apparently, just
 9 to harass her and has nothing to do with the lawsuit.
 10 MR. HALL: I am not harassing this witness,
 11 Mr. Bucknell. And if you want to get Judge Steiner on
 12 the phone, I'm happy to do it.
 13 MR. BUCKNELL: How long are you going to go?
 14 We may have to.
 15 MR. HALL: I'm going to go all day.
 16 MR. BUCKNELL: We're not going to go into a
 17 lot of questions about travel post petition. It has
 18 nothing go do with the lawsuit.
 19 MR. HALL: You know very well Mrs. Mastro's
 20 attorney has told me that the jewels that are the
 21 subject of this litigation were taken to Italy by her
 22 after the petition was filed in bankruptcy, and she's
 23 sitting here saying she doesn't recall whether she did
 24 that or not.
 25 I frankly am appalled at the situation, but

1 I am trying to proceed in a professional manner. And
 2 if you are going to start objecting to interfere with
 3 my interrogation, I think we should get Judge Steiner
 4 on the phone.
 5 MR. GOSSLER: Can you explain what issue in
 6 the case testimony regarding the location of the
 7 jewelry prior to today has any relevance?
 8 As I understand it, the trustee is claiming
 9 that the transfer of the jewelry into the LCY LCC -
 10 Series Jewelry constitutes fraudulent transfer, and
 11 that the transfer should be voided, and that the
 12 jewelry constitutes property of the estate.
 13 The whereabouts of the jewelry would seem to
 14 have absolutely zero bearing on any issues relating to
 15 the separate or community nature of that property and
 16 claims with respect to fraudulent transfers.
 17 I guess I'm looking for an explanation as to
 18 what issue in the case this line of inquiry has some
 19 bearing on.
 20 MR. HALL: Do you really want to engage in
 21 colloquy on the record, Mr. Gossler?
 22 MR. GOSSLER: We can go off the record.
 23 MR. HALL: I don't need to go off the
 24 record. I don't think I owe you an explanation. We
 25 can get the judge on the phone but I will tell you --

1 MR. GOSSLER: We --
 2 MR. HALL: Let me finish. You had your say.
 3 It's my turn.
 4 I will tell you that it's relevant for a lot
 5 of reasons, but one of the reasons that it's relevant
 6 is we believe that this debtor and his associates,
 7 including Mrs. Mastro, are concealing assets.
 8 And the mere fact that you've told us about
 9 one or two assets that have been moved out of the
 10 country and concealed and the mere fact that we've
 11 been able to get back two jewels out of seven jewels,
 12 and that we have not been able to locate the other
 13 assets that have been transferred to the trust that
 14 are the subject of this litigation does not mean we
 15 don't get to engage in broad inquiry to find all the
 16 assets that have been concealed through these
 17 fraudulent conveyances and these bogus trusts that
 18 have been created.
 19 I don't think it serves any purpose to
 20 debate this on the record, but I'm going to ask my
 21 questions and I'm going to ask them the way I want.
 22 And if you don't want to let me do that, we can get
 23 Judge Steiner on the phone, or you can just make an
 24 objection for the record like you're supposed to and
 25 we can get on with this deposition.

MR. BUCKNELL: I made an objection for the record and then listened to you attack my credibility for five or ten minutes.

What I did was make an objection for the record that I did not believe that the inquiry is likely to lead to discoverable evidence. I have a right to make that objection. I'm making that objection.

It's your deposition, and you can conduct it. But I really do not believe that the appropriate scope of a deposition in this proceeding is unlimited. It's confined to the allegations in the complaint.

And where she traveled in Italy is, to my mind, irrelevant. That's my objection.

You may conduct your deposition.

MR. HALL: Fine. I'll proceed.

Do you have something else you want to say, Mr. Gossler?

MR. GOSSLER: Perhaps. It depends on where you go from here.

Q. (By Mr. Hall) All right. Who did you visit in Italy?

A. No one.

Q. Did you see anybody while you were in Italy?

A. I saw a lot of people.

motions in this litigation?

A. No.

Q. And it's your testimony you don't recall where you left those in Italy?

A. No.

Q. Recognizing that you're not certain whether you left those in Italy, if you left them there, where did you leave them?

A. I don't recall.

Q. Do you have a safe deposit box in Italy?

A. No.

Q. Do you have any kind of account in Italy?

A. No.

Q. Is there any possible place you could have left diamonds in Italy other than with personal friends?

A. No.

Q. Who in Italy is a personal friend that you know well enough that you would trust them with your diamonds?

A. I don't recall.

Q. You cannot tell me the name of any friends you have in Italy?

A. No.

Q. Do you have close friends in Italy?

Q. Did you see any friends while you were in Italy?

A. Not that I can recall.

Q. What hotel did you stay in?

A. It went out of my head. I'm sorry, I don't remember.

Q. Did you stay in a hotel during the time you were in Italy in November of 2009?

A. I wasn't in Italy in 2009. I was there in September.

Q. In September of 2009?

A. Yes.

Q. Did you stay in a hotel when you were in Italy in September of 2009?

A. Yes.

Q. And how long were you there?

A. A couple nights.

Q. Just a two-night trip to Italy and back to the U.S.?

A. I think we were in Milan for one night also.

Q. So was it three nights in Italy and back to the U.S.?

A. Yes.

Q. Did you take any jewelry with you other than the two diamonds that have been the subject of the

A. No.

Q. Do you have any friends in Italy?

A. Not that I can recall.

Q. Do you have some form of address book or list of contacts where you keep the lists of people that you call?

A. No. Well, I have a phone book at home, an address book.

Q. Are there any people in your address book from Italy?

A. No.

Q. Do you have any friends in your address book?

A. Yes.

Q. What kind of address book is that? Is it handwritten?

A. Yes.

Q. Do you have any kind of electronic list of contacts or addresses?

A. Cell phone.

Q. What is your cell phone number?

A. (425)785-9982.

Q. And do you have the phone numbers of your friends put into your cell phone?

A. Some.

1 Q. And then you have the handwritten address
2 book that has the other names of your friends?
3 A. Yes.
4 Q. Do you have any other lists or compilation
5 of telephone numbers and addresses of people you know?
6 A. I don't believe so.
7 Q. Do you have only one cell phone?
8 A. Yes.
9 Q. Who is the carrier?
10 A. AT&T.
11 Q. How long have you had that cell phone
12 number?
13 A. Several years.
14 Q. Is your cell phone one of the types that
15 will work in Italy?
16 A. Yes. It's worldwide.
17 Q. Okay. And did you use it while you were in
18 Italy?
19 A. To call the States.
20 Q. Do you have a land line at your house?
21 A. Yes.
22 Q. What's that phone number?
23 A. (425)454-1305.
24 Q. Do you have more than one land line at your
25 house?

1 A. No.
2 Q. Do you have any other phone numbers, either
3 mobile or land lines?
4 A. No.
5 Q. And have you had these two phone numbers,
6 the cell phone number and this land line number, for
7 at least the last five years?
8 A. Yes.
9 Q. Do you know if Mr. Mastro has a cell phone?
10 A. Yes.
11 Q. What is his cell phone number?
12 A. (206)953-1355.
13 Q. Does he have more than one cell phone
14 number?
15 A. No.
16 Q. Does he have other numbers that you call him
17 at?
18 A. No.
19 Q. What's his carrier?
20 A. I'm sorry. I don't know.
21 Q. You don't know if it's AT&T?
22 A. I don't believe so. I'm not sure.
23 Q. Do you have any friends in Seattle?
24 A. Yes.
25 Q. Close friends?

1 A. Yes.
2 Q. What are their names?
3 MR. GOSSLER: Objection.
4 MR. BUCKNELL: One question I have is how
5 you define close friends. I have no idea what
6 relevance this has, but answer if you can.
7 A. Karen Lytle, Kathleen Shoup.
8 Q. (By Mr. Hall) How do you spell Shoup?
9 A. S H O U P. Bonnie Elgin. More?
10 Judith Schwartz.
11 Q. I'm sorry?
12 A. Judith Schwartz.
13 Q. How do you spell Shorts?
14 A. Schwartz, S C H W A R T Z.
15 Q. Who else?
16 A. Several acquaintances. I'm drawing a blank.
17 Q. These are your close friends?
18 A. Right.
19 Q. Have you entrusted any property to any of
20 these individuals that you just named?
21 A. No.
22 Q. How is your health, Mrs. Mastro?
23 A. I believe it's fine.
24 Q. Are you currently seeing a physician for any
25 medical condition?

1 A. Yes.
2 Q. Who is that?
3 A. Oh, not a medical condition, I'm just seeing
4 a doctor, my general doctor.
5 Q. What's the name of your general doctor?
6 A. Dr. Jim Vincent.
7 Q. What kind of doctor is he?
8 A. Internist, I believe.
9 Q. And you're just seeing him for routine
10 checkups?
11 A. Right.
12 Q. Have you had any medical problems since the
13 bankruptcy petition was filed?
14 MR. GOSSLER: I'll object to this line of
15 questioning. If necessary, we'll move for a
16 protective order. The witness is here, she's
17 testifying.
18 Her medical condition is not at issue in
19 this lawsuit.
20 MR. HALL: Well, you canceled two
21 depositions on the grounds that this witness allegedly
22 had medical problems. I think I'm entitled to inquire
23 about that.
24 MR. GOSSLER: I disagree. If necessary,
25 we'll adjourn as to this part and move for a

1 protective order.

2 MR. HALL: All right. Then my suggestion is
3 that we will reserve that issue and move on to other
4 areas and then we'll take it up with the judge.

5 MR. GOSSLER: Agreed.

6 MR. HALL: Okay. Why don't we take a short
7 break?

8 (Recess.)

9 Q. (By Mr. Hall) I asked you before the break
10 about your cell phone and Mr. Mastro's cell phone.

11 A. Uh-huh.

12 Q. Do you and he ever switch cell phones or
13 lend your cell phone to the other?

14 A. Not usually.

15 Q. Have you ever given your cell phone to
16 Mr. Mastro to take with him on a trip?

17 A. We'll take both cell phones, usually.

18 Q. I don't mean that. I mean if he's taking a
19 trip without you, have you ever given him your cell
20 phone to use for an extended period of time?

21 A. We've never traveled separately.

22 Q. Never?

23 A. Never.

24 Q. So if he goes somewhere on business, you go
25 with him?

1 A. Yes.

2 Q. Have you been to New York in the past few
3 months?

4 A. Yes.

5 Q. When did you go to New York?

6 A. We were there last New Year's Eve.

7 Q. You mean the New Year's Eve before
8 January 1, 2010?

9 A. No. 2000 -- 2009 -- eight. No. Yeah,
10 2008.

11 Q. Have you been to New York in the past few
12 months?

13 A. I don't want to answer that.

14 Q. That's really not your choice.

15 MR. GOSSLER: Counsel, this gets back to the
16 issue that we've had some colloquy on earlier. I
17 continue to fail to see how this is remotely related
18 to any issue in this case. I think it's fair to say
19 we agree to disagree on that.

20 I think this is another area where we're
21 going to present it to the judge and seek a protective
22 order.

23 MR. HALL: Well, several points. Number
24 one, the question called for a "Yes" or "No" answer so
25 it couldn't possibly be a problem.

1 Second, we have reason to believe that
2 Mr. Mastro has been interfering with property of the
3 bankruptcy estate in New York, and this witness has
4 just testified that she always accompanies him on
5 business trips.

6 And so I'm going to ask the questions, you
7 can instruct her not to answer, and then we'll take it
8 up with the judge.

9 Q. (By Mr. Hall) Now, my first question is
10 have you been to New York in the past few months, and
11 that calls for a "Yes" or "No" answer.

12 MR. BUCKNELL: How many months, Spencer?

13 MR. HALL: Few.

14 MR. BUCKNELL: Few.

15 A. I refuse to answer.

16 Q. (By Mr. Hall) On what grounds?

17 MR. GOSSLER: On the grounds that it's not
18 reasonably calculated to lead to the discovery of
19 admissible evidence.

20 Q. (By Mr. Hall) Did Mr. Mastro travel with
21 you to New York in the last few months?

22 A. I refuse to answer.

23 Q. Did Mr. Mastro conduct business in New York
24 in the past few months?

25 A. I don't believe so.

1 Q. Do you know?

2 A. No. I'm sorry, I don't know.

3 Q. Do you know whether Mr. Mastro was
4 physically present in New York in the last few months?

5 A. I refuse to answer.

6 Q. Were you and Mr. Mastro in Canlis this past
7 week?

8 A. No.

9 Q. In the past month?

10 A. No.

11 (Marked Deposition Exhibit No. 138.)

12 Q. (By Mr. Hall) You've been handed
13 Exhibit 138, Mrs. Mastro. That is a document titled
14 "Appraisal Report of Mastro Residence prepared by
15 James G. Murphy, Inc., Valuation as of January 13,
16 2010."

17 Have you seen this before?

18 A. Yes.

19 Q. And have you gone through this report in
20 detail?

21 A. Yes.

22 Q. Why did you do that?

23 A. Mr. Gossler requested it.

24 Q. What did you do when you went through it
25 here?

1 A. I designated which items were mine and which
2 were marriage. Which were gifts, which were community
3 property, which were inheritance.
4 (Marked Deposition Exhibit No. 139.)
5 Q. (By Mr. Hall) Exhibit 139 is a copy of a
6 letter from Mr. Gossler, your attorney, to me dated
7 March 12, 2010.
8 Have you seen that before?
9 A. Yes.
10 Q. Okay. And in this letter Mr. Gossler sets
11 forth information regarding what you contend is your
12 separate property.
13 A. Yes.
14 Q. Have you read this letter before?
15 A. Yes.
16 Q. Do you believe this is an accurate statement
17 of what is your separate property as opposed to
18 community property of you and Mr. Mastro?
19 A. Yes.
20 Q. Let me just ask you a couple of questions
21 here. In Mr. Gossler's letter he talks about property
22 that you have inherited from various individuals.
23 Do you see that?
24 A. Yes.
25 Q. He refers, for example, to Nina Zehner, your

1 A. Sold it.
2 Q. What year did you inherit it?
3 A. I believe about six years ago, seven years
4 ago. I'm not sure. She died eight years ago.
5 Q. What was the sale price of the house?
6 A. Around 200 -- I can't be certain. It's 225
7 or 250, I'm not absolutely sure.
8 Q. Approximately 225 or \$250,000?
9 A. Right.
10 Q. And was there any debt on the house?
11 A. No.
12 Q. What did you do with those proceeds?
13 A. I gave them to my husband to invest in his
14 Friends and Family.
15 Q. You gave all of those proceeds to Mr. Mastro
16 to invest in the Friends and Family program?
17 A. Yes.
18 Q. What did you do with the furniture?
19 A. Some of it we sold off. Some of it I kept.
20 Q. Was there any significant jewelry in terms
21 of dollar value that you inherited from your mother?
22 A. Well, it's hard to say. We didn't get it
23 appraised, but she had several pieces. But nothing in
24 a million dollars range or anything like that.
25 Q. What's the most significant item of jewelry

1 mother?
2 A. Yes.
3 Q. Did I pronounce that name correctly?
4 A. Yes, you did.
5 Q. What property did you inherit from Nina
6 Zehner, your mother?
7 A. I inherited all her property.
8 Q. What was that?
9 A. House, furniture, jewelry.
10 Q. Anything else?
11 A. Not that I can recall.
12 Q. Stocks?
13 A. No.
14 Q. Bonds?
15 A. No.
16 Q. Anything else of value that you can think
17 of?
18 A. No.
19 Q. And where was the house that you inherited?
20 A. It was in Seattle.
21 Q. Can you be more precise?
22 A. Northeast Seattle.
23 Q. Can you recall the address?
24 A. Yes. 5756 37th Northeast.
25 Q. What did you do with the house?

1 that you can think of that you inherited from your
2 mother?
3 A. She had a diamond ring.
4 Q. How many carats?
5 A. I don't know. Three-quarters of a carat,
6 maybe, and with smaller diamonds surrounding it.
7 Q. Anything else comparable to that?
8 A. I don't believe so, no. She had a lot of
9 amber, which isn't terribly valuable.
10 Q. So the three-quarter carat diamond ring
11 would be the most valuable piece of jewelry that you
12 inherited from your mother?
13 A. I think so.
14 Q. What did you do with the furniture? You say
15 you put it in the house?
16 A. A lot of it we put in the house.
17 Q. Did you inherit any cash or anything else
18 from your mother that was of value?
19 A. The house, no. She didn't -- she left that
20 to my sister, the cash.
21 Q. What's your sister's name?
22 A. Kathy.
23 Q. Where does she live?
24 A. She's deceased.
25 Q. She's deceased. When did she die?

1 A. About nine months after my mother.
 2 Q. Is that Kathy with a K or C?
 3 A. K.
 4 Q. Do you have any other siblings that are
 5 alive?
 6 A. No living relatives.
 7 Q. What did you inherit, if anything, from your
 8 sister?
 9 A. She had an insurance policy and jewelry.
 10 Q. How much was the insurance policy?
 11 A. I believe around \$60,000.
 12 Q. What did you do with those funds?
 13 A. Put it in Friends and Family.
 14 Q. And were any of the pieces of jewelry that
 15 you inherited from your sister, Katherine Gale, of
 16 significant value?
 17 A. What's your dollar amount on significant
 18 value?
 19 Q. \$4,000.
 20 A. Yes.
 21 Q. Okay. What was the most significant piece
 22 you can recall?
 23 A. Well, she had several gold rings.
 24 Q. Any diamonds?
 25 A. No.

1 Q. Let me ask the question this way, in an
 2 effort to speed this up.
 3 Do you have any property that you regard as
 4 your separate property that's not listed in
 5 Exhibit 139?
 6 A. No.
 7 Q. Is it your position that all the wine in
 8 your house is your separate property and that
 9 Mr. Mastro has no interest in that?
 10 A. Mr. Mastro doesn't drink wine.
 11 Q. And this letter says you only drink white
 12 wine, correct?
 13 A. Correct, and Champagne.
 14 Q. But as I understand it, neither you nor
 15 Mr. Mastro drink red wine, yet you're claiming all the
 16 red wine is your separate property. Can you explain
 17 that?
 18 A. I can. We've entertained lavishly over the
 19 years, and we've had social functions and nonprofit
 20 functions in our home where several hundred -- well,
 21 not several hundred, but we've a minimum of a hundred
 22 50 people come. And most of them, as hostess gifts,
 23 will bring wine, a bottle of wine, two bottles of
 24 wine. We have people that are friends that own
 25 wineries, will bring a case of wine sometimes.

1 Q. And in your mind, why does that make that
 2 separate property as opposed to being a gift to you
 3 and Mr. Mastro jointly?
 4 A. Well, usually on the card it said "To
 5 Linda." I'm the hostess.
 6 Q. What did Dale Chihuly give you?
 7 A. He gave me a chandelier.
 8 Q. Why did he do that?
 9 A. Because Mr. Mastro donated a piece of glass
 10 to Seattle University.
 11 Q. Mr. Mastro made the donation, why didn't
 12 Mr. Chihuly give the Chihuly glass chandelier to
 13 Mr. Mastro?
 14 A. Because when we were in the Boat House, I
 15 saw a chandelier that I liked. And it was written in
 16 the sale of the piece that Mike gave to Seattle U that
 17 I would get that chandelier for my home.
 18 (Marked Deposition Exhibit No. 140.)
 19 Q. (By Mr. Hall) Exhibit 140 is a copy of
 20 some banking records. It says Michael R. Mastro,
 21 Linda A. -- Linda A. Mastro -- I'm sorry, there's no A
 22 in this. It's Linda Mastro, and it's at County
 23 Commerce Bank, it says on the first page.
 24 Do you know what account this is?
 25 A. It was obviously one of Mike's accounts.

1 Q. But it indicates that you were one of the
 2 parties on the account?
 3 A. I don't remember. I don't know anything
 4 about it.
 5 Q. You've never written any checks on this
 6 account?
 7 A. I don't believe so.
 8 Q. Do you know how your name came to be on the
 9 account?
 10 A. Well, he might have put me on the signature
 11 card.
 12 Q. But it's your testimony that you've never
 13 used this account for any purpose?
 14 A. I don't believe so.
 15 Q. Are you familiar with something called
 16 Campus Crest Development LLC?
 17 A. No.
 18 Q. You've never heard that name?
 19 A. No.
 20 (Marked Deposition Exhibit No. 141.)
 21 Q. (By Mr. Hall) Exhibit 141 is a document
 22 titled "Settlement Agreement and Release." It states
 23 that it's between Campus Crest Properties LLC and some
 24 other individuals.
 25 Have you ever seen this before?

1 A. No.
 2 Q. Will you look at the next to the last page
 3 of the exhibit, the signature blocks.
 4 You see there's a signature Linda Mastro?
 5 A. Yes.
 6 Q. Did you sign this document?
 7 A. No.
 8 Q. Do you know who did?
 9 A. I have no idea.
 10 Q. Can you recognize that handwriting?
 11 A. No.
 12 Q. Did you authorize anybody to sign this
 13 document on your behalf?
 14 A. No.
 15 Q. To your knowledge, is there anyone in the
 16 past who has signed your name to documents?
 17 A. My husband has my power of attorney.
 18 Q. Does he still have that today?
 19 A. I believe so. I'm not sure.
 20 Q. When did you give him power of attorney to
 21 sign your name?
 22 A. I think I -- a few times, I guess. I don't
 23 really remember.
 24 Q. Well, are you saying you've executed written
 25 powers of attorney in favor of your husband on more

1 than one occasion?
 2 A. I don't remember. I believe so, but I'm not
 3 sure about it.
 4 Q. Is it your understanding that your husband
 5 has the authority to sign your name to any kind of
 6 business document that he wants?
 7 A. If he has the power of attorney, isn't that
 8 the way it is?
 9 Q. I'm just asking for your understanding, I'm
 10 not asking you to interpret the law.
 11 A. Okay.
 12 Q. Is it your understanding that you've given
 13 your husband the power to sign whatever documents he
 14 wants on your behalf?
 15 A. I guess.
 16 Q. When did you do that?
 17 A. I can't remember, but several years ago.
 18 Q. As in two or three years ago?
 19 A. No. Longer than that.
 20 Q. How long ago? When you were first married?
 21 A. I believe so, yeah.
 22 Q. And as you understand how that works, does
 23 he have to check with you or can he just go ahead and
 24 sign your name without checking with you first?
 25 A. He can go ahead and sign my name.

1 Q. And as you understand how that works, does
 2 he tell you after he does it, or does he just sign
 3 this and never tell you?
 4 A. He never told me.
 5 Q. And that's okay with you?
 6 A. Yes.
 7 Q. So just to wrap this up, you know nothing
 8 about Campus Crest Development, and you have no idea
 9 why he was signing your name, if he was?
 10 A. Absolutely not.
 11 Q. Is there anybody other than your husband who
 12 you've ever authorized to sign your name to anything?
 13 A. No.
 14 Q. Are you friends with Tom Hazelrigg?
 15 A. No.
 16 Q. Do you know Tom Hazelrigg?
 17 A. Yes.
 18 Q. What is your relationship with Tom
 19 Hazelrigg?
 20 A. None.
 21 Q. Have you and he had a falling out?
 22 A. I just don't like the man.
 23 Q. Why is that?
 24 A. I just don't like him.
 25 Q. Do you know his son, TR Hazelrigg, IV?

1 A. No.
 2 Q. Do you know Scott Switzer?
 3 A. No.
 4 Q. Now you've told me that you put money into
 5 the Friends and Family program with your husband,
 6 correct?
 7 A. Yes.
 8 Q. Did you get reports from your husband as to
 9 how much money you had invested or how much money you
 10 were making?
 11 A. Yes.
 12 Q. Did you keep those reports?
 13 A. Yes.
 14 Q. Do you still have a file on that?
 15 A. I believe so. It's kind of moot right now,
 16 though.
 17 Q. How much money did you have in the Friends
 18 and Family program when your husband became involved
 19 in the bankruptcy proceeding?
 20 A. Oh, I believe close to 800 or \$900,000.
 21 (Marked Deposition Exhibit No. 142.)
 22 Q. (By Mr. Hall) Exhibit 142 is a three-page
 23 exhibit which has at the top of each page Exhibit A to
 24 promissory note, and it bears your name, Linda
 25 A. Mastro.

1 A. Uh-huh.
 2 Q. And at the bottom there's a footer or a file
 3 identifier that says it's from the Friends and Family
 4 ledgers.
 5 Have you seen these documents before?
 6 A. Yes.
 7 Q. And is this the type of printout or report
 8 that you would get monthly relating to your Friends
 9 and Family account?
 10 A. Yes.
 11 Q. And this one shows the most recent date as
 12 July 3, 12009.
 13 Do you see that?
 14 A. Uh-huh.
 15 Q. Is that a yes?
 16 A. Yes.
 17 Q. And it shows the balance is just under \$400.
 18 Do you see that?
 19 MR. GOSSLER: You're referring to the first
 20 page?
 21 A. The first page?
 22 Q. (By Mr. Hall) Yes.
 23 A. Yes.
 24 Q. Are these -- I'm trying to understand how
 25 you would read these. Did you have separate Friends

1 and Family accounts or do these relate to different
 2 accounts or what?
 3 A. Are these three separate accounts, you mean,
 4 with my husband?
 5 Q. That's what I'm asking.
 6 A. Yes.
 7 Q. Why did you have separate accounts instead
 8 of just one account?
 9 A. Because I deposited money with him at
 10 different times, so each time I deposited he -- one
 11 balance was the house, one balance was my sister's,
 12 and one balance was money that my father-in-law gave
 13 me. So they came at different times.
 14 Q. Can you tell us which is which here? The
 15 one that is just under \$400,000 on the first page, is
 16 that from the sale of your what?
 17 A. I believe that's from the sale of the house.
 18 Q. Which house?
 19 A. My mother's house, I believe. I'm not sure.
 20 One of them was from my mother and one of
 21 them was my sister, and I believe the last page was
 22 from my father-in-law.
 23 Q. I understood you earlier to say you thought
 24 your mother's house sold for about 200, \$225,000.
 25 A. Right. But then I got twelve percent

1 interest and then nine percent. And I didn't take any
 2 of the money out, just rolled it over.
 3 Q. Refresh my recollection. You got a life
 4 insurance policy from your sister?
 5 A. Yes.
 6 Q. How much was that?
 7 A. I believe around \$80,000.
 8 Q. Have you heard of something called the LCY
 9 Trust?
 10 A. Yes.
 11 Q. What do you understand that to be?
 12 A. A trust that three entities were put into:
 13 The house, the car and jewelry.
 14 Q. What does LCY stand for?
 15 A. It's a dog that we had.
 16 Q. A dog?
 17 A. Uh-huh.
 18 Q. A dog named LCY?
 19 A. Her name was Lucy.
 20 Q. So LCY is Lucy without the U?
 21 A. Right.
 22 Q. Who came up with that?
 23 A. I guess my husband. I didn't.
 24 Q. Do you still have Lucy?
 25 A. No. She died.

1 Q. When?
 2 A. In May of 08.
 3 Q. Would you look -- I'll hand you Exhibit 38.
 4 Here's some more copies. This is a document titled
 5 "Separate Series Agreement LCY LLC - Series Jewelry."
 6 It's dated October 10, 2008, or as of that date.
 7 Have you seen this before?
 8 A. Yes.
 9 Q. Is this your signature on this exhibit?
 10 A. No.
 11 Q. You didn't sign this?
 12 A. No.
 13 Q. Do you know who did sign this?
 14 A. I have no idea.
 15 Q. Okay. Did your husband have authority to
 16 sign this on your behalf?
 17 A. I would assume so, if he had a power of
 18 attorney.
 19 Q. Have you ever seen Exhibit 38 before?
 20 A. Yes.
 21 Q. And how did you come to see it?
 22 A. I saw it Monday in Mr. Gossler's office.
 23 Q. Monday of this week?
 24 A. Yes.
 25 Q. Before Monday of this week, had you ever

1 seen the separate series agreement LCY LLC - Series
 2 Jewelry?
 3 A. I don't recall seeing it.
 4 Q. Before Monday, were you aware that something
 5 existed that was called LCY LLC - Series Jewelry?
 6 A. Yes.
 7 Q. How were you aware of that?
 8 A. Well, that was one of the reasons my rings
 9 were taken away from me.
 10 Q. Before the petition in bankruptcy was filed
 11 against your husband, were you aware that something
 12 existed called LCY LLC - Series Jewelry?
 13 A. No, I wasn't aware of it.
 14 Q. Before the bankruptcy was filed, were you
 15 aware that any of these LCY entities existed?
 16 A. I wasn't aware of it, no.
 17 Q. Before the bankruptcy petition was filed,
 18 were you aware that there was something called the LCY
 19 Trust?
 20 A. I don't recall, but I don't believe so. I
 21 could have, but I don't recall.
 22 Q. Let me ask you to look at Exhibit 62,
 23 please.
 24 This is a document titled "Assignment," and
 25 it says Michael R. Mastro and Linda A. Mastro assign

1 all right, title and interest that they hold in the
 2 jewelry listed in Exhibit A attached hereto to
 3 LCY LLC - Series Jewelry."
 4 Have you seen this document before?
 5 A. I saw it -- I believe I saw it Monday at
 6 your office, I'm not sure.
 7 Q. Before Monday of this week, had you seen
 8 this document?
 9 A. No.
 10 Q. Is this your signature on this document?
 11 A. No.
 12 Q. Do you know whether that's your husband's
 13 signature?
 14 A. I believe so.
 15 Q. Do you recognize the handwriting for the
 16 signature that purports to be yours?
 17 A. No.
 18 Q. Did your husband have authority to sign your
 19 name to this document?
 20 A. If he has the power of attorney, yes.
 21 Q. It's your belief he has the power of
 22 attorney?
 23 A. It is my belief, yeah.
 24 Q. And do you know of a woman named Donna Reed?
 25 A. Yes, I do.

1 Q. Who is that?
 2 A. She was an employee of my husband's.
 3 Q. And the reason I ask that question is you'll
 4 see there's a notary acknowledgment on Exhibit 62
 5 where Donna J. Reed, Notary Public, is stating that
 6 she witnessed you sign this document.
 7 Do you see that?
 8 A. Uh-huh.
 9 Q. That's a yes?
 10 A. Yes.
 11 Q. Do you know whether at times Ms. Reed has
 12 notarized signatures that were not in fact your real
 13 signature?
 14 A. I have no idea. I don't know.
 15 Q. Are you friends with Ms. Reed?
 16 A. No.
 17 Q. What did you understand her position was
 18 with your husband?
 19 A. She was an employee. I'm not sure what her
 20 title was.
 21 Q. But you're quite confident that you did not
 22 sign this document?
 23 A. Yes.
 24 Q. And in fact, you weren't even aware of it
 25 until a few days ago?

1 A. Right.
 2 Q. Let me ask you to turn the page to Exhibit A
 3 which is a list of the jewelry that is being assigned
 4 to LCY LLC - Series Jewelry.
 5 Do you see that list?
 6 A. Yes.
 7 Q. And I take it that you saw this list at
 8 least a few days ago?
 9 A. Right.
 10 Q. Before that, had you ever seen this list?
 11 A. I can't remember. I don't -- I don't
 12 recall. I could have.
 13 Q. So it's possible you've seen this list
 14 before?
 15 A. I don't recall.
 16 Q. Do you have any idea where this list came
 17 from?
 18 A. None.
 19 Q. Did you ever sit down with your husband and
 20 prepare a list like this of your jewelry?
 21 A. No.
 22 Q. Did he ever ask you for information for him
 23 to use in preparing a list like this?
 24 A. No.
 25 Q. Did anybody else ever ask you for

1 information to use in preparing a list like this?
 2 A. No.
 3 Q. When's the first time that you knew that a
 4 list like this existed?
 5 A. Well, I saw it at your office.
 6 Q. You're referring to Mr. Gossler?
 7 A. Mr. Gossler, yes. And then I saw it on some
 8 documents, court documents. Oh, you had me look at it
 9 to verify what I had and what I didn't have.
 10 Q. Who are you referring to when you say "you"?
 11 A. Mr. Gossler.
 12 Q. Is Jerry Stehlik your attorney?
 13 A. No.
 14 Q. Is Tom Bucknell your attorney?
 15 A. No.
 16 Q. Have you ever talked about your jewelry with
 17 Jerry Stehlik?
 18 A. Not that I can recall.
 19 Q. Have you ever talked about your jewelry with
 20 Tom Bucknell?
 21 A. Yes.
 22 Q. When did you do that?
 23 A. It was ongoing.
 24 Q. Why?
 25 MR. BUCKNELL: What did you say?

1 THE WITNESS: It's ongoing.
 2 MR. BUCKNELL: Ongoing, yes.
 3 Q. (By Mr. Hall) Why have you had ongoing
 4 discussions with Mr. Bucknell about your jewelry?
 5 A. Because it was taken away from me.
 6 (Marked Deposition Exhibit No. 143.)
 7 Q. (By Mr. Hall) Exhibit 143 is a copy of a
 8 Declaration of Linda A. Mastro in Opposition to Motion
 9 for Turnover dated December 17, 2009.
 10 Have you seen this before?
 11 A. Yes.
 12 Q. Is that your signature on this declaration?
 13 A. Yes, it is.
 14 Q. You're sure of that?
 15 A. Positive.
 16 Q. Let me ask you to turn to Exhibit A of this
 17 declaration.
 18 The third page -- just keep flipping -- it's
 19 a letter from Jerry Stehlik to James Rigby dated
 20 December 24.
 21 A. Thank you.
 22 Q. Do you see Exhibit A to your declaration?
 23 A. Yes.
 24 Q. And this is a copy of a letter from Jerry
 25 Stehlik to James Rigby dated December 24, 2009.

1 Have you seen that letter before?
 2 A. I don't recall.
 3 Q. Did you provide information to Mr. Stehlik
 4 for purposes of preparing a letter like this?
 5 A. No.
 6 Q. All right. Would you turn back to the body
 7 of your declaration where it says, paragraph two,
 8 "Jewelry."
 9 Do you see where paragraph two says
 10 "Jewelry"?
 11 A. Yes.
 12 Q. And in that paragraph you state under oath
 13 "Attached hereto as Exhibit A is a letter written by
 14 Jerry Stehlik dated December 4, 2009"?
 15 A. Yes.
 16 Q. And then you continue, "It accurately
 17 describes the previous disposition status of the
 18 jewelry that is the subject of this motion."
 19 A. Right.
 20 Q. Period unquote.
 21 A. Right.
 22 Q. Okay. So for that to be a truthful
 23 statement, you would have had to review this letter
 24 and determine that it was accurate, wouldn't you,
 25 Ms. Mastro?

1 A. I really don't recall, because I've looked
 2 at so many documents. I must have looked at it, yes,
 3 if I signed it.
 4 Q. Do you know where the information came from
 5 that's in Mr. Stehlik's letter?
 6 A. No.
 7 Q. You have no idea?
 8 A. All I'm aware of are the two big rings
 9 and -- two rings -- or one ring that was stolen and
 10 one pair of earrings that were stolen.
 11 Q. Mr. Stehlik states "The yellow diamond
 12 solitaire with a 14.17 carat round diamond was traded
 13 in for the 27.8 carat ring."
 14 Do you know whether that's true or not?
 15 A. It was a -- it was a white diamond, and it
 16 was ten carats that was traded in. Or 13 carats, I'm
 17 sorry.
 18 Q. So a 13-carat diamond ring was traded in for
 19 the 27.8 --
 20 A. Yes.
 21 Q. -- carat ring?
 22 A. Yes.
 23 Q. Now, you had a 14.17 carat ring diamond,
 24 didn't you?
 25 A. That's the one I have.

1 Q. You still have the 14.17?
 2 A. That's the one that you have, or 15 carats.
 3 Q. Well --
 4 A. I know it's very confusing. I have two
 5 diamond rings. One is 15 carats and one is 27 carats.
 6 Q. Why don't we pull out -- so we'll have both
 7 before us at the same time, why don't you make sure
 8 you have Exhibit 62 before you. That's the assignment
 9 of jewelry. October --
 10 A. All right.
 11 Q. It's Exhibit A and it lists seven pieces of
 12 jewelry. Do you see that?
 13 A. Yes.
 14 Q. All right. And so the first item that's on
 15 the Assignment of Jewelry to LCY LLC - Series
 16 Jewelry --
 17 A. Yes.
 18 Q. -- is the 27.8 carat pear-shaped diamond?
 19 A. Right.
 20 Q. And that is the ring that you say was an
 21 anniversary gift?
 22 A. It was.
 23 Q. And that is one of the two rings that are
 24 being held pursuant to court order, right?
 25 A. Right.

1 Q. And then the second item on the assignment
 2 is a 15.93 carat round diamond.
 3 A. Right.
 4 Q. And that is the ring that you say was your
 5 engagement ring?
 6 A. Correct.
 7 Q. And that is the other ring that's being held
 8 pursuant to court order?
 9 A. Yes.
 10 Q. All right. Now, item three on the
 11 assignment is a --
 12 A. The 14 carat.
 13 Q. -- 14.17 carat round diamond.
 14 A. Right.
 15 Q. Was that a ring?
 16 A. Yes.
 17 Q. All right. Now, do you have such a ring?
 18 A. No.
 19 Q. Have you ever had such a ring?
 20 A. Yes, I believe so.
 21 Q. All right. But you pointed out a moment ago
 22 that it was not the 14.17 carat diamond that was
 23 traded in, it was the 13-carat diamond.
 24 A. I got mixed up. I'm sorry, it was the 14
 25 carat.

1 Q. Where is the 13 carat?
 2 A. I don't have a 13 carat.
 3 Q. And you've never had a 13 carat?
 4 A. No.
 5 Q. So now you're saying that the 14.17 carat
 6 diamond ring was traded in for the 27.8 carat diamond
 7 ring?
 8 A. Yes, I believe so. As best as I can
 9 remember.
 10 Q. You're not certain?
 11 A. I'm fairly certain. That's all -- I know I
 12 had a 14 carat or a 13, 14, I don't know, around that
 13 amount, and we traded it in for the 27 carat.
 14 Q. Do you know when that was?
 15 A. In 04, I believe.
 16 Q. Was that your anniversary?
 17 A. Yes.
 18 Q. What anniversary was that?
 19 A. It was for the 20th year anniversary.
 20 Q. So how did that work? Mr. Mastro came to
 21 you and said, "Linda, I want you to trade in your 14
 22 carat diamond ring on something better"?
 23 A. No. We were in New York and the jeweler was
 24 in town at the same time, and he had a 27 carat that
 25 he said we ought to look at. It happened very

1 quickly.
 2 Q. What was the jeweller's name?
 3 A. Bob Santucci.
 4 Q. Where is he from?
 5 A. Here. Seattle.
 6 Q. Is that who the 27.8 diamond ring was
 7 purchased from?
 8 A. Yes. Well, it was purchased from a diamond
 9 broker in New York, but Bob orchestrated it.
 10 Q. Do you know how much money was paid for the
 11 new ring?
 12 A. No. It was a gift. I wasn't allowed to
 13 know.
 14 Q. But you saw it before it was purchased?
 15 A. I saw the ring, yes.
 16 Q. Before it was purchased?
 17 A. Yes.
 18 Q. And then you wore it back from New York?
 19 A. You know, I don't remember if they set it,
 20 if it was a loose diamond -- I think it was loose, so
 21 I don't think -- I can't remember if I wore it or they
 22 had to set it, the ring size and all that. So I'm not
 23 sure if they shipped it or I wore it.
 24 Q. Is the 27.8 carat ring that you got in New
 25 York the one that has side stones set on it?

1 A. Yes.
 2 Q. Okay. Now, were those side stones on there
 3 when you first got the ring?
 4 A. No.
 5 Q. When were those side stones put on there?
 6 A. Shortly thereafter, but I can't tell you the
 7 exact date.
 8 Q. Within a year?
 9 A. Oh, yeah, within a month.
 10 Q. And who did that?
 11 A. I gave the ring to Mike, because I told him
 12 I wanted two side stones. And I'm not sure if Bob
 13 Santucci did it or another jeweler, I can't tell you
 14 for sure.
 15 Q. Do you know whether those side stones are
 16 real diamonds or not?
 17 A. Well, I just found out they were cubics. I
 18 had no idea before.
 19 Q. When did you find that out?
 20 A. When we got the appraisal.
 21 Q. Was the appraisal performed by Mr. Smith in
 22 connection with this legal proceeding?
 23 A. Yes.
 24 Q. Before that you had no idea --
 25 A. None.

1 Q. -- that they were --
 2 A. Cubics.
 3 Q. -- cubics. Zirconium or whatever?
 4 A. Yes, whatever.
 5 Q. And so this is not a situation where there
 6 were real side stones at one point and then they were
 7 replaced with cubic --
 8 A. No.
 9 Q. -- zirconium?
 10 A. No.
 11 Q. Going back to the list of jewels that were
 12 assigned to LCY LLC - Series Jewelry, the next item is
 13 an 18 carat yellow gold ring with a 9.68 carat
 14 diamond?
 15 A. Yes.
 16 Q. What happened to that?
 17 A. That was stolen.
 18 Q. When?
 19 A. 1993.
 20 Q. How did the theft occur?
 21 A. A burglar crawled through a window in our
 22 home and came up into the bedroom and stole them off
 23 my bathroom counter.
 24 Q. Did the burglar steal anything else?
 25 A. Yes. He stole the 2.5 carat earrings.

1 Q. Did the burglar steal anything else?
 2 A. A bunch of fake watches.
 3 Q. Was a police report made?
 4 A. Yes.
 5 Q. Do you know when in 1993 this occurred?
 6 A. Well, it was right after we moved in the
 7 house. It was, I believe, in September.
 8 Q. Was a claim made to the insurance company?
 9 A. They weren't insured.
 10 Q. Do you know whether you claimed a loss on
 11 your tax return?
 12 A. Mike handled all that. I have no idea. I
 13 don't know.
 14 Q. But you're certain that the 9.68 carat
 15 diamond ring and the two 2.5 carat earrings were both
 16 stolen at the same time by the same burglar in
 17 approximately September of 1993?
 18 A. Yes.
 19 Q. And number five is an 18-carat yellow gold
 20 ring with two rows of seven diamonds, two rows of five
 21 diamonds, and two rows of three diamonds?
 22 A. Uh-huh.
 23 Q. What happened to that?
 24 A. I don't know anything about that ring.
 25 Q. Did you have such a ring?

1 A. No. I don't know where it came from.
 2 Q. So you're saying, to the best of your
 3 knowledge, you have never owned a ring like that?
 4 A. No. No.
 5 Q. My statement's correct?
 6 A. Yes.
 7 Q. And you have no idea how it got on this
 8 list?
 9 A. I don't.
 10 Q. Well, you note that in Mr. Stehlik's letter
 11 he says the yellow gold ring with several rows of
 12 smaller diamonds, the Mastros do not have and are not
 13 sure what happened to it.
 14 Do you see that?
 15 A. I guess I do, if it's written. Yes.
 16 Q. Okay. And then he continues, "May have been
 17 stolen along with the next item mentioned but they are
 18 not certain."
 19 A. I don't believe so. I never had a ring like
 20 that. I don't know where that came from.
 21 Q. I just want to be clear on the record
 22 here --
 23 A. Yes.
 24 Q. -- because it's easy to get confused.
 25 When you say, "I don't know where that came

1 from," are you referring to the statement that the
2 ring may have been stolen --
3 A. No.
4 Q. -- or lost?
5 A. No. I'm referring to the actual item on the
6 list. I don't know -- I've never seen that ring. I
7 don't know anything about that ring. I've never had
8 that ring.
9 Q. Okay. Well, you keep referring to it as
10 "that ring." I take it your testimony is you've never
11 owned a ring like that?
12 A. Yes.
13 Q. As far as you know, no such ring ever
14 existed?
15 A. Yes.
16 Q. Do you know why Mr. Stehlik was telling the
17 trustee that such a ring did in fact exist and may
18 have been stolen?
19 A. I don't have any knowledge. I don't know.
20 Q. You didn't provide the information for
21 Mr. Stehlik to write this letter?
22 A. No, I didn't.
23 Q. And you didn't notice this inaccuracy when
24 you went over the letter and attached it to your
25 declaration?

1 A. I didn't.
2 Q. And then item number seven on the Exhibit A
3 to the assignment is "Ring with 10.2 carat diamond."
4 A. Yes.
5 Q. Where is that?
6 A. That was sold to a man named Ken Hatch.
7 Q. When was that sold to Ken Hatch?
8 A. I believe 15 years ago, maybe twelve years
9 ago. I'm not certain.
10 Q. But you're certain it was sold to Ken Hatch?
11 A. Definitely.
12 Q. And the time frame it was sold was roughly
13 twelve to 15 years ago?
14 A. I'm not sure, but it was at least ten years
15 ago.
16 Q. Okay. And then if you look at Mr. Stehlik's
17 letter, he says "The 10.25 carat diamond ring was
18 stolen from their Clyde Hill home some years ago. A
19 police report was filed at the time."
20 I take it that Mr. Stehlik's statement is
21 not true?
22 A. I'm confused. One diamond was stolen, and
23 it was a big diamond -- I'm not certain to the size --
24 and one diamond was sold to Ken Hatch.
25 Q. So now you don't know which one was stolen

1 and which one was sold?
2 A. No. I'm not sure of -- they were both good
3 sized diamonds. One was sold to Ken and one was
4 stolen.
5 Q. And you were living in the Clyde Hill house
6 when this burglary occurred --
7 A. Yes.
8 Q. -- in 1993?
9 A. Yes.
10 (Marked Deposition Exhibit No. 144.)
11 Q. (By Mr. Hall) Exhibit 144 is a Declaration
12 of Linda A. Mastro filed in this adversary proceeding,
13 and it's dated January 5, 2010.
14 Have you seen this before?
15 A. Yes.
16 Q. Is that your signature on this declaration?
17 A. Yes, it is.
18 Q. You're certain of that?
19 A. Positive.
20 Q. And before you signed this, did you review
21 this and make sure that when you were signing it under
22 oath that it was accurate?
23 A. I don't recall.
24 Q. Are you suggesting you may have signed this
25 declaration without reading it?

1 A. I could have.
2 Q. Let me direct you to paragraph seven of this
3 declaration. You state in paragraph seven "Safe
4 storage of rings. Following the filing of this
5 lawsuit by the Trustee, there was much publicity in
6 the news media about my rings. As a precautionary
7 measure, I decided to place them in a private safe
8 with a personal friend for safekeeping, which I did in
9 the second half of November 2009."
10 Who was that personal friend?
11 A. I'm not going to answer that.
12 MR. HALL: Do you want to instruct your
13 client to answer the question, Mr. Gossler?
14 MR. GOSSLER: This falls into the same
15 category as what we've previously been discussing.
16 The whereabouts of the ring at that
17 particular point in time has no relevance to any issue
18 in the case at this point. The rings are in the
19 custody of Mr. Smith in a safe deposit box. There's
20 no question about the present whereabouts.
21 And where they were three months ago versus
22 three years ago is irrelevant, and we'll move to seek
23 a protective order as to this line of inquiry.
24 MR. HALL: I expect you to do that.
25 And I will tell you, five rings are missing.

1 And so if there's a person who is holding two of the
2 rings, they may be holding the other five rings for
3 all we know.

4 And for you to submit a declaration with
5 this court referring to a person and then refuse to
6 identify them is completely inappropriate.

7 But that's your burden, and I expect you to
8 make a motion for a protective order on this.

9 Q. (By Mr. Hall) Let me ask you this. Where
10 does that personal friend live?

11 A. I'm not going to answer that.

12 Q. Did you personally take the rings and give
13 them to your personal friend?

14 A. I'm not going to answer that.

15 Q. Did Mr. Mastro go with you to do that?

16 A. No.

17 Q. You did that by yourself?

18 A. I'm not going to answer that.

19 Q. Did somebody else help you take the rings to
20 your personal friend?

21 A. I'm not going to answer that.

22 Q. Was your son, Michael K. Mastro, involved in
23 doing that?

24 A. Absolutely not.

25 Q. How did those rings get back to you from

1 A. I'm mixed up now. I don't know which one is
2 the series and which one is the assignment.

3 Q. Well, we'll go right back to the exhibit we
4 looked at a few minutes ago.

5 Do you see Exhibit 38?

6 A. Yes.

7 Q. All right. You've testified a few minutes
8 ago that this was not your signature on Exhibit 38.

9 A. Right.

10 Q. Okay. And you were certain of that?

11 A. Yes.

12 Q. Okay. And you submitted a declaration to
13 the court under penalty of perjury saying that you did
14 sign that document.

15 Why did you do that?

16 A. I don't know.

17 Q. And similarly, if you look at Exhibit 62,
18 which is the Assignment Agreement, whereby the jewelry
19 was purportedly assigned to the LCY LLC - Series
20 Jewelry, you testified earlier in this deposition that
21 is not your signature, correct?

22 Do you have 62?

23 A. I don't think so. I have 38.

24 Q. Your counsel is handing you Exhibit 62.

25 A. Oh, sorry.

1 your personal friend?

2 A. I'm not going to answer that.

3 Q. Were the rings outside this country?

4 A. I'm not going to answer that.

5 Q. Have you placed other jewelry or other
6 assets with this friend?

7 A. No.

8 Q. Will you look at paragraph nine of your
9 declaration.

10 Do you see where it says LCY LLC - Series
11 Jewelry?

12 A. Uh-huh.

13 Q. Is that a yes?

14 A. Yes.

15 Q. In this paragraph you state under penalty of
16 perjury, "Other than signing the separate series
17 agreement LCY LLC - Series Jewelry document, Exhibit O
18 to the complaint, and the assignment document, which I
19 signed at Mike's request, I had no involvement
20 whatsoever in the preparation of those documents."

21 Is that a true statement?

22 A. Yes.

23 Q. Didn't you just tell me a few minutes ago
24 that you were certain you did not sign either the
25 series agreement or the assignment agreement?

1 Q. Okay.

2 A. No, I didn't sign that.

3 Q. That's the assignment document?

4 A. Right.

5 Q. And you're certain that's not your
6 signature?

7 A. Yes.

8 Q. But you submitted a declaration to the court
9 stating under penalty of perjury that you did sign
10 that document. Why did you do that?

11 A. I don't know.

12 (Marked Deposition Exhibit No. 145.)

13 Q. (By Mr. Hall) Exhibit 145 is a photograph
14 of a portrait.

15 Do you recognize this?

16 A. Yes.

17 Q. It's a portrait of you?

18 A. Yes.

19 Q. This is a portrait that hangs in your house?

20 A. Yes.

21 Q. Over the fireplace?

22 A. Yes.

23 Q. And when was this portrait -- was this
24 painted or --

25 A. It was a painting, yes.

1 Q. When was this painting done?
 2 A. It was painted. It was an engagement
 3 present to me from my husband, so it was approximately
 4 the first part of -- the end of 88 and 89.
 5 Q. Okay.
 6 A. It took her a while to do it.
 7 Q. All right. And is the jewelry that you're
 8 wearing in this portrait your jewelry?
 9 A. Yes, it is.
 10 Q. And you still have it today?
 11 A. I lost the earrings. I lost the bracelet
 12 years ago. I have the pendant on, and I have the --
 13 well, I don't have the ring. You have it.
 14 Q. And how did you lose the earrings?
 15 A. I put them in a shoe when we were moving and
 16 then I gave them to -- put them in a shoe when we were
 17 moving, and then I gave them to the Salvation Army, I
 18 believe. And I can't find them.
 19 I hide jewelry from time to time and then I
 20 lose it.
 21 Q. Approximately when did you lose the
 22 earrings?
 23 A. When we moved to Medina.
 24 Q. What year was that, approximately?
 25 A. It was -- it will be four years in July.

1 Q. And how did you lose the bracelet?
 2 A. The bracelet I lost in New York. The clasp
 3 broke, I believe. It wasn't very sturdy. I was
 4 supposed to get it fixed, and when I went to get out
 5 of a cab, I noticed it was gone.
 6 Q. When was that?
 7 A. I don't know. Ten years ago, 15 years ago.
 8 Q. And you still have the pendant?
 9 A. The pendant I have on.
 10 Q. All right. Well, the way you're wearing it,
 11 we can't see it. Would you please describe it or pull
 12 it out so we can see it.
 13 How would you describe that?
 14 A. A heart-shaped pave diamond pendant.
 15 Q. Does it open or is it solid?
 16 A. No, no, it's just --
 17 Q. And it's studded with diamonds?
 18 A. Yes.
 19 Q. Do you have any idea of the approximate
 20 value of that?
 21 A. I don't know. \$2,000.
 22 Q. And where did you get that pendant?
 23 A. My husband gave me this pendant. It was one
 24 of the first gifts he gave me. I never take it off.
 25 It was given to me probably in 1979.

1 MR. HALL: Why don't we take a short break.
 2 (Recess.)
 3 Q. (By Mr. Hall) Mrs. Mastro, I want to ask
 4 you to look at Exhibit 72. It's a document titled
 5 "Declaration of Trust."
 6 It states in the first paragraph, "Michael
 7 R. Mastro and Linda A. Mastro, hereinafter referred to
 8 as the Trustee, declare that Michael R. Mastro and
 9 Linda A. Mastro hereinafter collectively referred to
 10 as the Trustors, have transferred and delivered to the
 11 Trustee without consideration the property described
 12 in Exhibit A attached to this instrument."
 13 Have you seen this before?
 14 A. Yes, I have.
 15 Q. And I take it you saw this on Monday of this
 16 week?
 17 A. Yes, I did.
 18 Q. Had you seen this before Monday of this
 19 week?
 20 A. No. Not to my knowledge.
 21 Q. And this document says that this is the
 22 declaration of trust for LCY Trust.
 23 Would you turn to the next to the last page
 24 of the exhibit where the signatures are to be found.
 25 A. Yes.

1 Q. All right. And there are a number of
 2 signatures. One of them purports to be the signature
 3 of your husband, Michael R. Mastro.
 4 Do you recognize that as his signature?
 5 A. Yes.
 6 Q. And then below that it appears that -- well,
 7 it appears to me that there are four signatures that
 8 purport to be yours.
 9 Are any of those your signatures?
 10 A. Yes.
 11 Q. Did you sign this document?
 12 A. I guess I did.
 13 Q. Now, earlier you said you didn't recall
 14 signing any of these LCY documents.
 15 Are you changing that testimony?
 16 A. No. I signed it. But when my husband gives
 17 me a document in the past, I would just sign it. I
 18 didn't bother reading it.
 19 Q. Okay. So you're saying on this
 20 Exhibit 72 --
 21 A. Uh-huh.
 22 Q. -- this is actually your signature?
 23 A. Yes, it is.
 24 Q. And you signed four times?
 25 A. Those are all my signatures.

1 Q. Where were you when you signed this
2 document?
3 A. I must have been at home.
4 Q. How can you tell these are your signatures?
5 A. I know my own signature.
6 Q. And some of these signatures to me look
7 somewhat different than the others. Are you saying
8 that each of these four signatures is your actual
9 signature that you placed on this document at the same
10 time?
11 A. I believe so.
12 Q. And you have no recollection of why you
13 signed it so many times?
14 A. I don't know. I don't remember.
15 Q. I take it you are certain that you did not
16 sign this document before Mary Simon?
17 A. Absolutely not.
18 Q. Do you know who Mary Simon is?
19 A. I've heard the name.
20 Q. Have you ever talked to Mary Simon?
21 A. No.
22 Q. Have you ever met Mary Simon?
23 A. No.
24 Q. Is Mary Simon your attorney?
25 A. No.

1 Q. Has Mary Simon ever been your attorney?
2 A. No.
3 Q. Did you read this document before you signed
4 it?
5 A. No.
6 Q. What did you understand to be the purpose of
7 this document when you signed it?
8 A. If I didn't read it, I wouldn't know. I
9 just -- obviously Mike told me to sign it, so I signed
10 it.
11 Q. So you had no understanding at all as to
12 what it was all about?
13 A. No.
14 Q. I'll hand you Exhibit 39. This is a
15 document titled "Separate Series Agreement
16 LCY LLC - Series Automobiles."
17 Have seen this before?
18 A. No. No, I haven't.
19 Q. Not even a few days before this deposition?
20 A. I don't believe so.
21 Q. All right. Would you look at the signature
22 page in this document.
23 A. Okay.
24 Q. And there's a signature there that purports
25 to be the signature of your husband Michael R. Mastro.

1 Do you recognize that as his signature?
2 A. Yes.
3 Q. And then there's a signature there that
4 purports to be your signature, Linda A. Mastro.
5 Is that your signature?
6 A. No.
7 Q. You did not sign this document?
8 A. No.
9 Q. Are you certain of that?
10 A. Positive.
11 Q. Did you know that somebody else was placing
12 your name on this document?
13 A. Well, if it was my husband, who I assume it
14 was, then he had power of attorney.
15 Q. But you can't tell from the handwriting
16 whether it was your husband or not who signed?
17 A. No.
18 Q. And you don't think you've ever seen this
19 particular document before today?
20 A. I don't believe so.
21 Q. What car do you currently drive?
22 A. A Range Rover.
23 Q. How long have you had the Range Rover?
24 A. Five years old, I believe.
25 Q. Who paid for the Range Rover?

1 A. My husband. Or we traded cars in, you know.
2 Q. In whose name is the title to the Range
3 Rover listed?
4 A. It's in my name, I believe.
5 Q. Are you certain of that?
6 A. No, but -- I'm pretty certain, but no, I
7 can't say it for fact.
8 Q. Do you have any other cars other than the
9 Range Rover?
10 A. A Rolls-Royce.
11 Q. Any other cars?
12 A. No.
13 Q. Does your husband have any other cars?
14 A. Yes.
15 Q. What?
16 A. He has a Bentley.
17 Q. Does he still have the Bentley?
18 A. Yes, he does.
19 Q. Does he drive it every day?
20 A. Yes, he does.
21 Q. Does he have any other cars?
22 A. No.
23 Q. Do you have any understanding regarding what
24 the purpose of LCY LLC - Series Automobiles is?
25 A. No.

1 Q. Let me hand you Exhibit 37. This is a
 2 document titled "Separate Series Agreement
 3 LCY LCC - Series Home."
 4 Have you seen that before?
 5 A. No.
 6 Q. Would you look at the signature page on this
 7 exhibit. There's a signature line for your husband,
 8 Michael R. Mastro.
 9 Do you know whether that's his signature?
 10 A. Yes.
 11 Q. Then there's a signature line for you, Linda
 12 A Mastro.
 13 Is that your signature?
 14 A. No.
 15 Q. You didn't sign this document?
 16 A. No.
 17 Q. You're certain of that?
 18 A. Positive.
 19 Q. Do you know who signed your signature to
 20 this?
 21 A. No.
 22 Q. Do you have any idea regarding what the
 23 purpose of LCY LCC - Series Home is?
 24 A. No.
 25 Q. Who do you think owns your home?

1 A. I don't even know. I thought we did, but
 2 obviously not. I don't know.
 3 Q. Why do you say obviously not?
 4 A. Well, because I've read in all the -- I
 5 don't really know who owns it.
 6 Q. Your husband hasn't sat down and discussed
 7 with you the purpose of all the LCY stuff?
 8 A. My husband never discusses business with me
 9 at all.
 10 Q. To be specific, he has never sat down with
 11 you and discussed with you the purpose of any of these
 12 LCY entities?
 13 A. No, he hasn't.
 14 Q. And he didn't tell you he was forming all
 15 these LCY entities?
 16 A. No, he didn't.
 17 Q. All right. Let's look at Exhibit 63. This
 18 is a document titled "Assignment." It states "Linda
 19 A. Mastro assigns all right, title and interest that
 20 she holds in a 2008 Rolls-Royce Phantom," and it lists
 21 the VIN number, "to LCY LLC - Series Automobiles."
 22 Have you seen this before?
 23 A. No.
 24 Q. You didn't even see it before this
 25 deposition?

1 A. I don't believe so. I don't remember if he
 2 showed it to me on Monday.
 3 Q. All right. This document purports to be
 4 dated October 10, 2008, and it purports to bear your
 5 signature, Linda A. Mastro.
 6 Is this in fact your signature?
 7 A. No.
 8 Q. You did not sign this document?
 9 A. No, I didn't.
 10 Q. You're certain of that?
 11 A. Yes.
 12 Q. Were you aware that anybody else had signed
 13 your name to a document like this?
 14 A. No.
 15 Q. Do you recognize the handwriting of whoever
 16 signed your name to this document?
 17 A. No.
 18 Q. Would you look at Exhibit 64, please.
 19 This exhibit is titled "Gift Statement." It
 20 states, "I, Linda A. Mastro, gift my 2008 Rolls-Royce
 21 Phantom to LCY LLC - Series Automobiles."
 22 It's dated October 10, 2008, and it purports
 23 to bear your signature. Is that in fact your
 24 signature?
 25 A. No.

1 Q. You're certain that you did not sign this
 2 document?
 3 A. No.
 4 Q. I'm correct, you --
 5 A. No, I did not sign it.
 6 Q. All right. So do you recognize the
 7 handwriting?
 8 A. No.
 9 Q. I'll hand you Exhibit 55.
 10 Exhibit 55 is a document titled "Mastro
 11 Irrevocable Trust Agreement," dated August 21, 2008.
 12 Have you seen this before?
 13 A. I believe I saw it Monday in Mr. Gossler's
 14 office.
 15 Q. A few days before this deposition?
 16 A. Yes.
 17 Q. Had you seen it before then?
 18 A. I don't believe so.
 19 Q. Would you look at the signature page for the
 20 irrevocable trust agreement, please.
 21 A. Page six?
 22 Q. Correct. And do you see there are signature
 23 blocks there for you, your husband and Michael
 24 K. Mastro?
 25 A. Yes.

1 Q. Can you tell whether this is in fact the
2 signature of your husband?
3 A. It looks like it.
4 Q. And is this in fact the signature of Michael
5 K. Mastro?
6 A. I don't know.
7 Q. Is this your signature?
8 A. No.
9 Q. Did you sign this?
10 A. No.
11 Q. You're certain of that?
12 A. Yes.
13 Q. Were you aware that someone had signed your
14 name to an irrevocable trust agreement?
15 A. No.
16 Q. You were not aware of that until Monday?
17 A. No, I was not. No.
18 Q. Do you have any idea what this irrevocable
19 trust agreement was all about?
20 A. Well, I read that it was -- no, I don't.
21 Well, a generality, I guess. I don't know.
22 Q. Let me put it this way. Before you read
23 this or looked at this on Monday when you were
24 consulting with your attorney, did you have
25 discussions with Mr. Mastro or with anyone where you

1 learned that there was some kind of an irrevocable
2 trust agreement?
3 A. No.
4 Q. So this was a surprise to you?
5 A. Well, I read it in all the -- in the
6 documents and in the newspaper.
7 Q. Well, you mean in connection with the
8 bankruptcy proceeding?
9 A. Right.
10 Q. But before that, you had no knowledge of any
11 irrevocable trust?
12 A. No.
13 Q. Do you know Gary English?
14 A. He worked for my husband.
15 Q. Is he your attorney?
16 A. No.
17 Q. Has he ever been your attorney?
18 A. No. Well, he might have -- Mike set up a
19 trust for me several years ago, and he might have been
20 the attorney at that time.
21 Q. What kind of trust did Mike set up for you?
22 A. I'm not sure. Just a trust to take care of
23 me if and when he passed.
24 Q. And when was this set up?
25 A. I don't know. Ten years ago, 15 years ago.

1 Q. And what was in the trust?
2 A. I can't even tell you that. I don't know.
3 Q. But you believe there was a trust with some
4 kind of assets in it to take care of you if he passed
5 away?
6 A. Yes.
7 Q. Does that trust still exist?
8 A. No, I don't believe so. Well, we don't have
9 any assets, so I don't think -- it would be nullified,
10 wouldn't it?
11 Q. So are you saying that you think Gary
12 English was your attorney in connection with the
13 creation of a trust to take care of you in the event
14 Mr. Mastro passed away?
15 A. I believe so.
16 Q. And it was approximately ten years ago?
17 A. It might have been more.
18 Q. When was the last time Mr. English was your
19 attorney, if he in fact ever was?
20 A. I don't know. He hasn't worked for Mike for
21 several years. Whenever he quit from Mastro
22 Properties. I don't know how long ago it was.
23 Q. Well, I'm focusing on you now.
24 A. Yes.
25 Q. When is the last time you believe Gary

1 English did any legal work for you?
2 A. When he quit Mastro Properties.
3 Q. So was he doing something for you more
4 recently than ten years ago?
5 A. No. I don't believe so.
6 Q. I'll hand you Exhibit 116. This is a
7 document titled "Mastro Revocable Living Trust
8 Agreement," and it's dated October 2, 2002.
9 Have you seen this before?
10 A. I think so.
11 Q. Where have you seen this before?
12 A. Well, I think -- I think Mike showed it to
13 me.
14 Q. When?
15 A. Years ago. Probably 2002.
16 Q. And do you have any understanding of what
17 the purpose of this Mastro Revocable Living Trust
18 Agreement was?
19 A. Not really.
20 Q. Did you sign this document?
21 A. Yes, I did.
22 Q. That's your signature?
23 A. Yes, it is.
24 MR. HALL: I've got to get some more
25 documents I want to ask you about, Mrs. Mastro.

1 Do you just want to break 15 minutes early
2 for lunch, so it's easier?

3 MR. BUCKNELL: Fine. Is there any chance of
4 going through and getting done? Mike is sick as a
5 dog.

6 MR. HALL: No, I'm not going to finish
7 before lunch. But if we break right now, we can grab
8 something quick and resume promptly at 1:00.

9 That will be probably more efficient.

10 (Deposition recessed at 11:45 a.m.)
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1 Q. I'm going to ask you, and I don't want to
2 get in a fight again -- I don't intend to start a
3 fight.

4 I want to ask you, are you taking any
5 medications or drugs today?

6 A. No.

7 Q. So there's nothing that could affect your
8 testimony?

9 A. No. I wish.

10 (Marked Deposition Exhibit No. 146.)

11 Q. (By Mr. Hall) You've been handed
12 Exhibit 146. It's a document titled "Durable Power of
13 Attorney for Assets."

14 Have you seen this document before?

15 A. I don't remember.

16 Q. It's dated November 6, 2007, and it purports
17 to be signed by Michael R. Mastro.

18 Do you recognize that signature?

19 A. Yes, yes.

20 Q. Is that your husband's signature?

21 A. Yes.

22 Q. Do you know whether this is a durable power
23 of attorney he executed?

24 A. I don't know.

25 (Marked Deposition Exhibit No. 147.)

1 AFTERNOON SESSION

2 1:00 p.m.

3 March 24, 2010

4 EXAMINATION

5 BY MR. HALL:

6 Q. Just a couple of things I'd like to follow
7 up on that we were talking about before lunch.

8 One of them relates to Vigal & Simon, Inc.,
9 I believe I asked you had you ever met Mary Simon and
10 you said no.

11 A. No.

12 Q. Have you ever met William Vigal?

13 A. No.

14 Q. Had you ever heard of Mary Simon or William
15 Vigal before this bankruptcy proceeding began?

16 A. No.

17 Q. Have you ever been to the office of Vigal &
18 Simon, Inc.?

19 A. No.

20 Q. Have you ever signed any kind of agreement
21 with Vigal & Simon, Inc.?

22 A. Not that I'm aware of.

23 Q. Have you ever signed any representation
24 agreement with Mary Simon?

25 A. Not that I'm aware of.

1 Q. (By Mr. Hall) Exhibit 147 has a cover
2 sheet on it, but behind the cover sheet it states it's
3 a general power of attorney. And in the first or
4 second paragraph it says, "I, Linda A. Mastro, hereby
5 appoint Michael R. Mastro my attorney in fact."

6 Have you seen this before?

7 A. I don't believe so.

8 Q. Okay. And would you look at the last page
9 where the signature block is. There's a signature
10 block there for Linda A. Mastro, and there's a
11 signature that purports to be your signature.

12 Is that your signature?

13 A. I can't tell. It's pretty close. I don't
14 remember this document, but I don't remember the
15 signature, either.

16 Q. It doesn't look like your signature, does
17 it?

18 A. Not really.

19 Q. I've noticed on these documents -- and this
20 is just my theory, but I'll tell you -- it appears to
21 me the ones that aren't really your signature have a
22 little line after most of them.

23 Do you see how Linda Mastro has a line after
24 that?

25 A. Yeah. I don't want do that, so, yeah.

1 Q. So this is not your signature?
 2 A. I don't believe so.
 3 Q. Who is Evelyn Sellers?
 4 A. She was a receptionist at Mike's office for
 5 many years.
 6 Q. And who is Jeanette Mallory?
 7 A. She was an employee at Mike's office.
 8 Q. Do you recognize the handwriting on this --
 9 A. No.
 10 Q. -- power of attorney on the line that
 11 purports to be your signature?
 12 A. No, I don't.
 13 Q. But it's not yours?
 14 A. I don't think so.
 15 Q. Do you know whether your husband actually
 16 signed your name to the power of attorney purporting
 17 to give him authority to sign your name?
 18 A. I don't know.
 19 (Marked Deposition Exhibit No. 148.)
 20 Q. (By Mr. Hall) Exhibit 148 is a quitclaim
 21 deed that indicates it was recorded with the King
 22 County Recorder's Office on June 10, 2008, and I'll
 23 tell you that it's my belief this relates to your
 24 Medina home.
 25 But my question is about the signature

1 blocks on this. There's a signature block for Michael
 2 R. Mastro.
 3 Do you recognize that as the signature of
 4 your husband?
 5 A. I think so.
 6 Q. And then there's a signature block that
 7 purports to be your signature block.
 8 Is that in fact your signature?
 9 A. I don't think so, no.
 10 Q. And again, we see that little line out next
 11 to the Mastro. Do you see that?
 12 A. Uh-huh.
 13 Q. That's a yes?
 14 A. Yes, I do.
 15 Q. And you do not make that mark when you sign,
 16 do you?
 17 A. Not -- no.
 18 Q. Do you recognize the handwriting on this
 19 quitclaim deed where it purports to be your signature?
 20 A. No.
 21 (Marked Deposition Exhibit No. 149.)
 22 Q. (By Mr. Hall) Exhibit 149 is another
 23 quitclaim deed, and I will tell you it's my belief
 24 that this relates to your Clyde Hill house.
 25 It indicates it was recorded with the King

1 County Recorder's Office on October 23, 2002, and it
 2 purports to bear the signature of you and your
 3 husband.
 4 Is this your signature on this document?
 5 A. Yes.
 6 Q. And you're certain of that?
 7 A. As much as I can be. I don't remember it,
 8 but yes.
 9 Q. Do you know someone named Harry Dorssers?
 10 A. No.
 11 Q. Do you know someone named Hendrik Dorssers?
 12 A. No.
 13 Q. Have you ever heard of Concept Dorssers,
 14 Inc.?
 15 A. Not until this lawsuit.
 16 Q. You saw that in some of the pleadings
 17 relating to this lawsuit?
 18 A. Yes.
 19 Q. To your knowledge, have you ever executed
 20 any documents relating to any transaction regarding
 21 Concept Dorssers, Inc.?
 22 A. No.
 23 Q. I'll hand you Exhibit 74.
 24 This exhibit is a deed of trust. It shows
 25 the grantor as LCY LLC - Series Homes. It shows the

1 grantee as Concept Dorssers, a Monaco company. And
 2 the recording stamp indicates it was recorded in the
 3 King County Recorder's Office on February 20, 2008.
 4 Have you seen this before?
 5 A. No.
 6 Q. Would you look at the signature page and
 7 tell me if that is your signature?
 8 A. No. No.
 9 Q. Okay. I want to be sure the record is
 10 clear. I think you're saying you have looked at the
 11 signature page, correct?
 12 A. Right.
 13 Q. And you are saying that that is not your
 14 signature?
 15 A. Correct.
 16 Q. And again, we see that little mark out by
 17 the O?
 18 You have to answer out loud.
 19 A. Oh, yes.
 20 Q. All right. So you did not sign this
 21 document?
 22 A. Not to my knowledge.
 23 Q. Okay. And did you ever discuss a document
 24 like this with your husband or anybody else?
 25 A. No.

1 Q. And were you aware that any document like
2 this existed before today?
3 A. No.
4 Q. Have you ever seen a list of the Friends and
5 Family participants?
6 A. Yes.
7 Q. Where have you seen that?
8 A. My husband used to bring it home for me to
9 look at once in a while.
10 Q. Do you know Al Monjazez?
11 A. Yes.
12 Q. How do you know him?
13 A. We bought two cars from him, or three.
14 Three cars.
15 Q. Is he a friend of yours?
16 A. No. A business associate. I mean, no. We
17 don't socialize.
18 Q. I'm going to ask you to look at another
19 exhibit. I don't have extra copies of it, so we'll
20 have to use the original. It's Exhibit 57.
21 Exhibit 57 is titled "Security Agreement."
22 It's dated May 12, 2008, and it says it's between
23 Michael R. Mastro and Michael K. Mastro, as nominee
24 for a group of lenders.
25 Have you seen this before?

1 A. No.
2 Q. And if you look -- attached to this there's
3 a Schedule A listed, Existing Lenders.
4 Have you seen that list before?
5 A. No.
6 Q. Do you recognize that as a list of Friends
7 and Family participants?
8 A. Yes. Just scanning it, yes, I do.
9 Q. Were any of the persons who invested as
10 participants in the Friends and Family program
11 primarily personal friends of yours as opposed to your
12 husband?
13 A. Not that I'm aware of.
14 Q. So all of the relationships that led to the
15 investors, as far as you know, were through your
16 husband?
17 A. Or our mutual friends, not singularly my
18 friends.
19 Q. All right. Who on this list would you
20 describe as mutual friends?
21 A. Well, the name that jumped out was Theresa
22 Dowell Jones and Greg Jones.
23 Q. How do you know them?
24 A. Well, she used to date a partner of
25 Michael's, my husband's. The son. I'm sorry, the

1 son.
2 Q. Is there anybody else on this list you
3 regard as a mutual friend?
4 A. No.
5 Q. Do you know Terry Durst?
6 A. Yes.
7 Q. Is he a friend of yours?
8 A. No.
9 Q. Do you get along?
10 A. He's okay.
11 Q. Do you socialize with the Dursts?
12 A. No.
13 Q. Have you ever?
14 A. We used to run the water park in the hotel,
15 so we'd go down there, and not socialize, but we'd see
16 them. We'd stay at the hotel.
17 Q. Do you know Danielle Smith?
18 A. No.
19 Q. Do you know who she is?
20 A. Yes.
21 Q. There's been testimony that she was Tom
22 Hazelrigg's romantic interest for a period of time.
23 Is that your understanding?
24 A. That's what I heard.
25 Q. Do you know where she is today?

1 A. Not a clue.
2 Q. Have you ever had any dealings with her?
3 A. No.
4 Q. But you've met her?
5 A. Yes.
6 Q. How did you meet her?
7 A. She was at a Pace benefit, Pace Performing
8 Arts for the Bellevue -- the new building. And
9 apparently she was on the board.
10 Q. Do you know what Ant is, A N T?
11 A. No.
12 Q. Do you know Richard L. Bingham?
13 A. I've met him.
14 Q. How?
15 A. Well, he was at a few auctions. I guess
16 that's how.
17 Q. Do you know whether he's connected with Tom
18 Hazelrigg in any way?
19 A. I don't know.
20 Q. Do you know Ken Sata?
21 A. No.
22 Q. Do you know John Durst?
23 A. No.
24 Q. Do you know Nicole Hazelrigg?
25 A. Pardon me?

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<p>1 Q. Do you know someone named Nicole Hazelrigg?</p> <p>2 A. I've met her.</p> <p>3 Q. Who is she?</p> <p>4 A. She's Tom's daughter.</p> <p>5 Q. Have you ever been involved in your</p> <p>6 husband's business in any way?</p> <p>7 A. Never.</p> <p>8 Q. Do you know someone named Daniel Kirby?</p> <p>9 A. No.</p> <p>10 Q. Are you friends with Mr. Mastandrea?</p> <p>11 A. No.</p> <p>12 Q. Do you know him?</p> <p>13 A. Yes.</p> <p>14 Q. Who is he?</p> <p>15 A. He's a family friend from my husband's side.</p> <p>16 His father used to be the gardener for all of Mike's</p> <p>17 buildings. He used to come and wash our cars every</p> <p>18 weekend.</p> <p>19 Q. Do you know Erik De Gooyer?</p> <p>20 A. Yes.</p> <p>21 Q. Who is he?</p> <p>22 A. He used to -- I don't know if he worked for</p> <p>23 Mike. He rented a space from Mike in Mike's office</p> <p>24 building on Rainier.</p> <p>25 Q. Do you know what his relationship was with</p>	<p>1 Michael R. Mastro, individually and the marital</p> <p>2 community comprised thereof, and that appears to be</p> <p>3 signed by somebody as Michael R. Mastro.</p> <p>4 Is that your husband's signature?</p> <p>5 A. I believe so.</p> <p>6 Q. All right. And then there's a signature</p> <p>7 block for Linda A. Mastro, individually and the</p> <p>8 marital community comprised thereof.</p> <p>9 Is that your signature?</p> <p>10 A. No.</p> <p>11 Q. And again, we see that little flat line out</p> <p>12 to the right of the O, right?</p> <p>13 A. Yes.</p> <p>14 Q. And you're certain that's not your</p> <p>15 signature?</p> <p>16 A. Yes.</p> <p>17 Q. Did you authorize your husband to sign this</p> <p>18 on your behalf?</p> <p>19 A. Not that I am aware of.</p> <p>20 Q. Do you know why you personally individually</p> <p>21 would be making yourself liable to Concept Dorssers,</p> <p>22 Inc., for \$12 million?</p> <p>23 A. No, I don't.</p> <p>24 Q. Has anybody at Concept Dorssers come to you</p> <p>25 and asked for that \$12 million yet?</p>
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<p>1 your husband?</p> <p>2 A. No.</p> <p>3 Q. Have you ever made any UCC filings?</p> <p>4 A. Not that I'm aware of.</p> <p>5 Q. Do you know what that is?</p> <p>6 A. No.</p> <p>7 (Marked Deposition Exhibit No. 150.)</p> <p>8 Q. (By Mr. Hall) Exhibit 150 is a document</p> <p>9 titled "Commercial Promissory Note" in the amount of</p> <p>10 \$12 million. It says in the first paragraph "For</p> <p>11 value received, Michael R. Mastro, Linda A Mastro,</p> <p>12 individually and the marital community comprised</p> <p>13 thereof and LCY LLC - Series homes promises to pay to</p> <p>14 the order of Concept Dorssers, a Monaco company, as</p> <p>15 follows:"</p> <p>16 And then would you look at the signature</p> <p>17 page on this document. There's a signature block for</p> <p>18 Michael Mastro with no R in it, but it appears to be</p> <p>19 signed by somebody Michael R. Mastro.</p> <p>20 Do you see that?</p> <p>21 A. Yes.</p> <p>22 Q. Do you recognize that as your husband's</p> <p>23 signature?</p> <p>24 A. Yes.</p> <p>25 Q. And then there's a signature block for</p>	<p>1 A. No.</p> <p>2 Q. Do you agree that you owe \$12 million</p> <p>3 personally to Concept Dorssers, Inc.?</p> <p>4 A. I don't know anything about it.</p> <p>5 Q. Are you denying that you owe \$12 million to</p> <p>6 Concept Dorssers?</p> <p>7 A. I have no knowledge of it. I don't know.</p> <p>8 Q. Are you saying you don't know whether you</p> <p>9 owe \$12 million to Concept Dorssers?</p> <p>10 A. I don't know anything about it.</p> <p>11 Q. Well, if your husband said to you, "I signed</p> <p>12 your name to this" promising that you personally would</p> <p>13 pay \$12 million to Concept Dorssers, Inc., was he</p> <p>14 authorized to do that?</p> <p>15 A. I have trusted my husband for many years to</p> <p>16 take care of all the financial aspects of our</p> <p>17 marriage. And if he deemed that that was the</p> <p>18 acceptable thing to do, then yes.</p> <p>19 Q. Let me ask you to look at Exhibit 71. And</p> <p>20 again, we'll have to pull the original, because I</p> <p>21 don't have copies. We should be careful not to lose</p> <p>22 any of these originals.</p> <p>23 Do you want to see this one, Tom?</p> <p>24 MR. BUCKNELL: I've seen it.</p> <p>25 Q. (By Mr. Hall) Exhibit 71 purports to be a</p>

1 letter from Hendrik J. Dorssers to Michael R. Mastro.
 2 The letter is undated, but at the bottom it says,
 3 "Agreed as of the 11th day of December by
 4 LCY LLC - Series Homes." And there's a signature that
 5 purports to be your husband's signature.
 6 Have you seen this document before?
 7 A. No.
 8 Q. Do you know anything about the matters that
 9 are discussed in this document?
 10 A. No.
 11 Q. And so you were not aware that any kind
 12 of -- if this is supposed to be an agreement, you
 13 weren't aware of any such agreement before today?
 14 A. Just from what I've read and -- no, I mean.
 15 Q. Just from what you've read in the pleadings
 16 and the litigation?
 17 A. Right, right.
 18 Q. All right. Do you know something called
 19 Avatar?
 20 A. No. I know that's Tom Hazelrigg's son's
 21 business, but I don't know anything about it.
 22 Q. How do you know it's Tom Hazelrigg's son's
 23 business?
 24 A. I don't know. Just heard about it.
 25 Q. Do you know if anyone else is involved in

1 connection with some loan transaction?
 2 A. No.
 3 Q. Do you know whether you received the
 4 \$200,000 shown here?
 5 A. Not to my knowledge, no.
 6 Q. If you had received that \$200,000, what
 7 would you have done with it in the ordinary course,
 8 given the way you handle your money?
 9 A. Would this be pre-bankruptcy or post
 10 bankruptcy?
 11 Q. This is pre-bankruptcy. This is
 12 September 2008.
 13 A. So it's an if? If I had received this
 14 \$200,000?
 15 Q. Well, I don't know the answers to these
 16 questions. I have a bunch of documents that to me
 17 indicate \$200,000 was paid to you.
 18 A. I see that.
 19 Q. And so I'm trying to figure out where it
 20 went. And so you had a bank account at the time at
 21 Peoples.
 22 A. Right.
 23 Q. Is that where you would have expected to
 24 deposit this money?
 25 A. No.

1 that business with his son?
 2 A. I have no idea.
 3 Q. I'm going to hand you Exhibit 127.
 4 This is a document that was produced by
 5 Avatar to us in discovery. It's titled "Borrower(s)
 6 Final Closing statement." And it shows that the
 7 borrower is the Mastro Irrevocable Trust, and the
 8 trustees in trust are Michael R. Mastro and Michael
 9 K. Mastro. And it says that the amount of the loan is
 10 \$3,360,000.
 11 Do you have any knowledge of the loan that's
 12 the subject of this final closing statement?
 13 A. No, I don't. No.
 14 Q. All right. I will tell you that I believe
 15 this to be a loan transaction in which the irrevocable
 16 trust purported to grant a deed of trust on your Clyde
 17 Hill house as security for the loan.
 18 Do you know of any loan transaction
 19 involving the Clyde Hill house?
 20 A. No.
 21 Q. Would you look down about two-thirds of the
 22 way down the closing statement. And it says that
 23 "Miscellaneous charges \$200,000 per borrowers
 24 instructions. Payee: Linda A. Mastro."
 25 Do you recall receiving \$200,000 in

1 Q. Okay. What would you think you would have
 2 done with this money?
 3 A. If I had received this money, I would have
 4 given it to my husband to put in Friends and Family.
 5 If. But I don't remember receiving \$200,000.
 6 Q. Did you render any service in connection
 7 with the Clyde Hill house where you would be owed
 8 200,000 for that service?
 9 A. Not to my knowledge.
 10 Q. Did you loan any money in some way related
 11 to the irrevocable trust or the Clyde Hill house that
 12 this could be repaying?
 13 A. Not to my knowledge.
 14 Q. So you have absolutely no idea what this
 15 relates to?
 16 A. Correct.
 17 MR. HALL: Let me take a short break. I'm
 18 not sure I have a lot more.
 19 THE WITNESS: That would be nice.
 20 (Recess.)
 21 Q. (By Mr. Hall) Mrs. Mastro, you mentioned
 22 in your testimony, and I think in one of your
 23 declarations, a safe in your house?
 24 A. Yes.
 25 Q. Where is the safe located?

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1 A. In a dressing area in my home.
 2 Q. In your bedroom?
 3 A. Well, it's off the bedroom. It's a separate
 4 room off the bedroom.
 5 Q. Do you have more than one safe in your home?
 6 A. I believe we have another safe downstairs, a
 7 small safe box.
 8 Q. Is that a built-in safe or is that one
 9 that's sitting out on a shelf or something?
 10 A. It's -- no, it's not a built-in.
 11 Q. Is the one in your dressing area a built-in
 12 safe?
 13 A. No. But it's attached to the floor. It's a
 14 gun safe, actually.
 15 Q. Is that what you use it for?
 16 A. No.
 17 Q. What do you keep in the safe?
 18 A. My marriage license, a teaching certificate,
 19 jewelry.
 20 Q. Any other valuables?
 21 A. No.
 22 Q. Does your husband have access to the safe in
 23 the dressing room area?
 24 A. No. Well, he does have access, but he
 25 doesn't -- I don't even think he knows the combination

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1 so -- he doesn't go in there. It's my safe.
 2 Q. If he doesn't have the combination, it would
 3 be difficult for him to have access, wouldn't it?
 4 A. Well, not if I gave him the number and I was
 5 standing right there and he opened it.
 6 Q. But he'd have to ask you?
 7 A. Exactly.
 8 Q. Has he asked you on occasion to let him in
 9 the safe in the dressing area?
 10 A. Not that I can recall.
 11 Q. Do you have access to the other safe?
 12 A. No. I mean I could but I don't know the
 13 combination, either, so I would have to ask him.
 14 Q. Have you ever done that?
 15 A. No.
 16 Q. Okay. Have you or your husband -- let's
 17 start with you. Have you ever kept any significant
 18 amount of cash in the house?
 19 A. No.
 20 Q. And by significant, I would say anything
 21 over a thousand dollars.
 22 A. No.
 23 Q. To your knowledge, has your husband ever
 24 kept any cash in the house in an amount in excess of a
 25 thousand dollars?

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1 A. Not that I'm aware of.
 2 Q. Do you know whether there are any loans
 3 against your cars? And when I say "your," I won't
 4 quibble about who they're owned by, you or your
 5 husband or one of these Belizean trusts.
 6 The cars in your family, do you know whether
 7 there are loans against those cars?
 8 A. Yes.
 9 Q. And who are those loans with?
 10 A. Well, the Range Rover is with BMW, I
 11 believe.
 12 Q. Is there a loan on the Rolls-Royce?
 13 A. I believe so.
 14 Q. Is the Rolls-Royce fully operational and
 15 repaired?
 16 A. Somewhat.
 17 Q. Were there some problems with it?
 18 A. Yes.
 19 Q. What were those?
 20 A. Well, the roof caved in on the garage.
 21 Q. On the garage at your home?
 22 A. Uh-huh.
 23 Q. That's a yes?
 24 A. Yes. Sorry.
 25 Q. But that's been repaired?

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1 A. Yes.
 2 Q. When was that repaired?
 3 A. We received it back in, I think the end of
 4 January.
 5 Q. Are there any other loans on the cars to
 6 your knowledge?
 7 A. I believe so. Yes, there's one to the
 8 Rolls-Royce.
 9 Q. Are you currently paying bills?
 10 A. Yes.
 11 Q. Which bills do you pay?
 12 A. I pay the health insurance bill, you know,
 13 for our medical. I pay the light bill, the electric
 14 bill -- I don't know if that's one and the same.
 15 Garbage bill.
 16 Q. Cable TV?
 17 A. Yeah. Thank you. Comcast. Telephone.
 18 Q. Do you pay the car loans?
 19 A. Yes, I do.
 20 Q. All of them?
 21 A. Yes.
 22 Q. Roughly what do those payments total every
 23 month?
 24 A. Off the top of my head, I would say \$5,000.
 25 Q. For the car payments combined?

1 A. Uh-huh.
 2 Q. That's a yes?
 3 A. Yes.
 4 Q. Can you think of any other payments that you
 5 personally make?
 6 A. Well, I'm sure I forgot something, but I pay
 7 the household expenses, whatever else constitutes
 8 that, for our living.
 9 Q. Do you have domestic help?
 10 A. Such as?
 11 Q. A cleaning lady, a cook?
 12 A. Yes.
 13 Q. Anything like that?
 14 A. Not a cook. I have a lady that comes in
 15 once every two weeks.
 16 Q. Do you have people who maintain your yard?
 17 A. Yes.
 18 Q. And do you pay those?
 19 A. Yes.
 20 Q. What would you estimate your total monthly
 21 expenditures are that you're responsible for paying?
 22 A. I can't tell you accurately. I don't know.
 23 Q. Less than \$20,000?
 24 A. Yes.
 25 Q. More than ten?

1 A. No.
 2 Q. Somewhere between five and 20?
 3 A. No. Somewhere between five and seven.
 4 Q. Do you have any idea where the money comes
 5 from? Does your husband give you the money to pay
 6 those things?
 7 A. Yes.
 8 Q. Do you have any idea where he gets that
 9 money every month?
 10 A. No.
 11 Q. You've never talked about that with him?
 12 A. No.
 13 Q. You've never talked with him about how much
 14 money you have now or how many assets you have now
 15 that you're in bankruptcy?
 16 A. No. I pretty much bury my head. What's
 17 that animal that buries their head? I forgot the name
 18 of it.
 19 An ostrich. Is that it? I don't know. An
 20 ostrich.
 21 Q. Okay.
 22 A. It's not a pleasant situation.
 23 Q. Have you and your husband been considering
 24 moving?
 25 A. I have.

1 Q. To where?
 2 A. Anywhere.
 3 Q. Have you and your husband looked at other
 4 houses, looked at other real estate?
 5 A. No.
 6 Q. Does your husband have an office in the
 7 house?
 8 A. No.
 9 Q. Does he have a work area, a desk or anything
 10 like that?
 11 A. Well, he uses the kitchen counter.
 12 Q. But he does not have a room or something
 13 that's his work area?
 14 A. No.
 15 Q. He just uses the kitchen counter when he
 16 wants to do some work?
 17 A. Yes.
 18 Q. Does he have a file cabinet or something
 19 where he maintains business papers?
 20 A. No. Not that I'm aware of.
 21 Q. Just -- I want to be clear. You have no
 22 idea the extent of your husband's financial resources
 23 currently?
 24 A. No.
 25 Q. And you have no idea where he gets the money

1 that he gives you to pay the expenses every month?
 2 A. No.
 3 MR. GOSSLER: Objection; asked and answered.
 4 Q. (By Mr. Hall) Has the City of Redmond made
 5 any demands on you in connection with any performance
 6 bonds or anything like that?
 7 A. Mr. Gossler said something on Monday about
 8 it, but I'm not certain what it was about.
 9 MR. HALL: All right. We have some
 10 disagreements that were discussed on the record that
 11 are going to need to be resolved.
 12 Apart from that, I have no further
 13 questions.
 14 MR. GOSSLER: No questions.
 15 MR. BUCKNELL: I don't have any.
 16 (Deposition recessed at 1:55 p.m.)
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AFFIDAVIT AND CORRECTION SHEET

I have read the attached transcript, and the same is true and accurate, except for changes and/or corrections, if any, as indicated by me below:

PAGE	LINE	CHANGE	REASON
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LINDA A. MASTRO

Subscribed and Sworn to before me on
this..... day of....., 2010.

Notary Public in and for the State of
....., residing at.....

IN THE UNITED STATES BANKRUPTCY COURT
WESTERN DISTRICT OF WASHINGTON
AT SEATTLE

JAMES F. RIGBY,)
Plaintiff(s),) No. 09-01439
vs.) NOTICE OF READINESS
MICHAEL R. MASTRO,)
Defendant(s).) DATED.....

MS. LINDA A. MASTRO
c/o Mr. Michael Gossler
Montgomery Purdue
701 Fifth Avenue, Ste. 5500
Seattle, Washington 98104

The transcript of your deposition is ready for your reading and signing. You may purchase a copy from the court reporter, or you may read the original at Mills & Lessard Court Reporters, 1904 Third Avenue, Suite 716, Seattle, Washington 98101.

If you do not read and sign the deposition within 30 days from the date of this notice, signature shall be deemed for all purposes waived, and your deposition will be filed with the ordering attorney.

cc:
Mr. Spencer Hall
Hall Zanzig Claflin McEachern
1200 Fifth Avenue, Ste. 1414
Seattle, Washington 98101

Mr. Thomas Bucknell
Bucknell Stehlik
2003 Western Avenue, Ste. 400
Seattle, Washington 98121

NOTICE OF FILING
We are today.....filing the original
deposition with MR. SPENCER HALL.

CERTIFICATE

STATE OF WASHINGTON)
) ss.

COUNTY OF KING)

I, the undersigned Notary Public in and for
the state of Washington, do hereby certify that:

I am not a relative or employee or counsel of any of the parties to said action, or a relative or employee of any such attorney or counsel, and that I am not financially interested in the said action or the outcome thereof;

The witness, before examination, was duly sworn to testify the truth, the whole truth, and nothing but the truth; and

The transcript attached hereto is a true record of the proceedings.

In witness whereof, I have hereunto set my hand
and affixed my seal this..... day of....., 2010.

PAT LESSARD
CSR #2104

Notary Public in and for
the State of Washington,
residing at Seattle.