

1 Q. Of the season up to that point.

2 All right. Judge, if I may approach.

3 THE COURT: Yes.

4 Q. I'm going to show you what has been marked Government
5 Exhibit 4 and ask you to take a look at that. Do you recognize
6 that?

7 A. I do.

8 Q. Okay. What do you recognize that to be?

9 A. We arrived at the hotel -- Rick Avare, a business associate
10 of mine, bought the trip to go on the trip with his son as an
11 auction item for charity, and he was in my room. And Tim Sypher
12 asked if he could come up.

13 And he was very nervous and he came up and put the envelope
14 down. And I said, "What is that, Tim?"

15 And he said, "It's -- it's -- I don't know if I want to be
16 here when you open that."

17 And I said, "Why not?"

18 And he said, "I just don't know if I am comfortable."

19 And I said, "Well, Tim, you're not here as far as I'm
20 concerned, but I want to open it." I opened it. I took one
21 look at it and most of it was already talked about in the second
22 or third meeting, except for the fact that when I leave a cash
23 payment of \$75,000 to be given to Karen.

24 Q. Let me stop you for a minute. Is this a note that you're --
25 you're saying it was a note that was delivered to you by Mr.