

# **EXHIBIT L**

*October 21, 2014 evidentiary hearing*

77

1 correct?

2 A. Correct.

3 Q. And that's how you -- your office  
4 attempted to serve process on Mr. Baum, as  
5 otherwise provided by Florida law for service of  
6 process --

7 A. That's correct.

8 Q. -- versus serving Mr. Hennessey --

9 A. Correct.

10 Q. -- is that a fair statement?

11 A. Yes.

12 Q. So you were following the rules as far as  
13 attempting to serve process on Mr. Baum, were you  
14 not?

15 A. Yes, I was.

16 Q. Just you made an election --

17 A. I did.

✓ 18 Q. -- on how to serve process? And, sir, as  
19 far as communication with Ms. Baum, Nina --

20 MR. GONZALEZ: Your Honor, I'm going to --  
21 may I approach the witness again?

22 MR. KARR: I object, Your Honor. I object  
23 to this document on grounds of authenticity,  
24 rank hearsay. These are a compilation of  
25 e-mails that have been filed over and over and

*EXL*

1 over and again. They appear to be excerpts.  
2 They are not the best evidence. I object to  
3 this document being used, Your Honor.

4 THE COURT: Well, it hasn't been offered  
5 into evidence at this point. He just asked to  
6 approach the witness with it, right?

7 MR. GONZALEZ: Yes, sir. See if he --

8 THE COURT: Go ahead. You may approach.

9 BY MR. GONZALEZ:

10 Q. Sir, based upon your representation of  
11 Ms. Baum, was there a series of e-mails that was  
12 communicated between her and you between May of  
13 2013 and up until the end of 2013, into 2014?

14 A. There was -- there were many e-mails and  
15 many, many phone calls.

16 Q. Okay. Between you and Ms. Baum?

17 A. Correct.

18 Q. So she was not hiding or noncommunicative  
19 with you as far as in your representation of her,  
20 correct?

21 A. Correct, except right at the very end when  
22 the relationship fell apart.

23 Q. That was back in December?

24 A. That was November.

25 Q. November 2013?

1 A. Yeah, right before I withdrew.

2 Q. Did you ever have any problem  
3 communicating with her by telephone?

4 A. No.

5 Q. Or communicating with her by way of  
6 e-mail?

7 A. No.

8 Q. When you say many telephone calls or  
9 e-mails, would it be a fair statement that there  
10 was more than 30?

11 A. Probably more than a hundred, maybe 200,  
12 maybe 300. There was many, many telephone calls  
13 and many e-mail communications.

14 Q. In those e-mails, what if anything did  
15 Ms. Baum communicate with you about regarding her  
16 interest in seeing that formal notice was served  
17 upon her brother?

18 MR. KARR: Your Honor, I'm going to have  
19 to object --

20 THE COURT: Hang on.

21 MR. KARR: I'm going to have to object to  
22 relevance here. We're getting off track.  
23 Again, this case is about whether or not  
24 Mr. Hennessey committed fraud. One of the  
25 allegations they made with this gentleman's

1 affidavit is that he refused service. It has  
2 nothing to do with those communications between  
3 this gentleman and his client.

4 MR. GONZALEZ: I think they opened the  
5 door, Judge, by this gentleman's line of  
6 questioning to Mr. Manney. And my next series  
7 of questions was going to be is this a  
8 compilation of those e-mails between you and  
9 Ms. Baum. And does it accurately portray those  
10 e-mails between May of 2013 and January of  
11 2014.

12 THE COURT: I'm going to sustain the  
13 objection. Move on.

14 MR. GONZALEZ: I have no further questions  
15 of this gentleman, Judge.

16 MR. KARR: Your Honor, may I inquire who  
17 this person is?

18 THE COURT: Very good question.

19 Ma'am, who are you?

20 MR. GONZALEZ: My paralegal, Judge.

21 MS. SASSOWER: Your Honor, Elena Sassower.  
22 I'm the author of the procedural history based  
23 upon an independent review of the record.

24 MR. GONZALEZ: She's a friend of Ms. Baum,  
25 a certified paralegal from New York. She's