EXHIBIT 7
PEOPLE OF THE STATE OF NEW YORK
OFFICE OF THE ATTORNEY GENERAL
CHARITIES BUREAU

IN THE MATTER OF THE INVESTIGATION BY ERIC T.
SCHNEIDERMAN, ATTORNEY GENERAL OF THE STATE
OF NEW YORK OF

DONALD J. TRUMP FOUNDATION, INC.

120 Broadway
New York, New York
August 10, 2017
9:40 a.m.

CONFIDENTIAL INVESTIGATION OF JEFFREY S.
McCONNEXY, the Witness, pursuant to Subpoena, taken
at the above place, date and time, before MARIA
ACOCELLA, a Notary Public within and for the State
of New York.
Jeffrey S. McConney

Bernie, who is analysis. Troy Bongavonai, B-O-N-G-A-V-O-N-A-I, I believe. He is an accountant. Julio Almonte, probably accounts receivable clerk. I missed two people. Irene Caprino, who is a rent management person, and Danielle Gabanalli (phonetic), who works with Irene as an accounts receivable clerk. I think that is everybody.

You don't need the administrators' assistants, do you?

Q. No, that is fine.

Are all the people you just mentioned employees of the Trump Corporation?

A. Yes.

Q. And is there an accounts payable department that is separate from some of the other departments that are in the whole, I guess, accounting section that you oversee?

A. In this section, Deborah Tarasoff is an accounts payable person. And Lady Barillas is also part of the accounts payable department. We take care of the New York properties. The golf courses and properties outside of New York have their own accounting
Jeffrey S. McConney

staffs.

Q. Does the Trump Foundation have any accounting staff assigned to it?

A. No employees. No payroll.

Q. In your capacity as the senior vice president and controller of the Trump Organization and employees of the Trump Corporation, do you have any responsibilities that relate to the Trump Foundation?

A. Same responsibilities I have for every other company: Maintain the books and records and provide information to the accountants to prepare tax returns. That is really about it.

Q. Does anybody who reports to you have responsibilities with respect to the Trump Foundation?

A. Can you define responsibility?

Q. Did they perform any work for the Trump Foundation?

A. Yes. Deborah Tarasoff could cut a check or issue a check requested. If she is out, Lady Barillas can do it. If there is a deposit, Irene Caprino would make a
Jeffrey S. McConney

deposit, or Danielle could make a deposit
current. These are the current day
employees.

Over time, it has changed. Bank
reconciliations were probably done by Troy
Bongavonai. When the bank statements -- we
try to separate duties so there is no
internal control or internal conflicts.

Again, it is not a lot of
activity here. In the old days, it is one
deposit every couple of months, one or two
checks. It is not like a full-time job. And
since there is no employees, we try to keep
the expenses down to a minimum.

Q. In the last ten years have there
been any other employees of the Trump
Corporation other than Deborah Tarasoff and
Lady -- forgetting her last name --

A. Lady Barillas.

Q. -- who had responsibilities
for -- in the accounts payable that related
to the Trump Foundation?

A. Probably not. Deborah has been
there for a number of years. I think she has
Jeffrey S. McConney

been there over ten years, so she would probably handle the bulk of those transactions.

Q. And is it fair to say you have had the responsibilities that we just discussed relating to the Trump Foundation during the course of the last 15 years?

A. Yes.

Q. Do you play any role in determining who the Trump Foundation will make grants to?

A. No, no.

Q. Do you want to clarify that?

A. Trying to think. No, I don't.

Q. Are grants ever discussed with you before they are made?

A. Just the fact that a grant has been approved, and make sure the check is issued to the correct firm or charity.

We search to make sure it is a 501(c)3 organization. Other than that, the decision to the amount of the grant and the charity to give it to has already been made.

Q. Who makes the decision concerning
Jeffrey S. McConney

which charities will receive a grant?

A. Mr. Trump.

Q. Does Mr. Trump make all the decisions concerning where the foundation's grants go?

A. Mr. Trump's approval is on the documents I have seen in order to issue a check. Mr. Trump is the sole signatory on the bank account. I don't know if he is the sole determining factor, but he has to make the ultimate decision.

Q. Have you ever received any documents from anybody other than Mr. Trump requesting that a grant be made from the Trump Foundation?

A. Can you ask that question again.

Q. Sure. Have you ever received any documentation from anybody, signed by or from anybody other than Mr. Trump, requesting that a grant be made from the Trump Foundation?

A. I may have gotten a document from somebody; but without Mr. Trump's approval, we would not have made the grant.

Q. So is it fair to say all grants
Jeffrey S. McConney

from the Trump Foundation are approved by Mr. Trump?

A. That is a fair statement.

Q. What documentation does your department receive from the Trump Foundation before a grant is -- a check for a grant is issued?

A. Not a particularly formal process. A charity may send a request to Mr. Trump for a donation Susan B. Komen Cancer Foundation sends a letter, sends an e-mail to Rhona Graff, who is Mr. Trump's assistant, requesting can he make a donation. Rhona would speak to Mr. Trump about and get Mr. Trump's approval on the dollar amount. Or could be an invitation to a gala or event of some sort, fundraising. Mr. Trump would make a notation how much he wants to pay. He would approve it, receive that document, then draw the check, send it back to Rhona, and Mr. Trump would sign the check, and the check would be disbursed.

Q. Are there standard forms that are used to obtain Mr. Trump's approval on a
grant request?

A. No, no standardized forms.

Q. Do you need to receive something where he signs a document before a check is issued on behalf of the Trump Foundation?

A. I am sure there has been a case where Mr. Trump said to Rhona, let me have a check to ABC charity, without an actual document. We look it up.

In the old days, we would look it up in the charities book. After some training from Morgan Lewis, we now go on the IRS -- well, used to go on the IRS website, until we stopped issuing grants to make sure it is a legitimate charity. Issue the check, hopefully to get a copy of the signed check, so we have some backup for our files it was okay to issue the check.

There probably were a few occasions where we didn't have an actual document; it was just a request, a verbal request.

Q. But is it typically that you would have some written document, whether it
Jeffrey S. McConney

be a formal request for a check or e-mail or
something else? Is it usually a written
document that you would get requesting a
check be cut?

A. Yes. Now sometimes over 30 years
we have had various people file these
documents and file under Donald J. Trump's
bills as opposed to Donald J. Trump
Foundation bills or misfile it someplace
else.

So if you are asking if I can
produce every single invoice for every single
check we have cut, it is going to be highly
unlikely.

MR. SITARCHUK: He didn't ask
that. Don't give him any ideas.

Q. Who maintains the files with the
written requests for checks for the Trump
Foundation?

A. Deborah Tarasoff would get the
invoice back and file it away or give it to
one of the file clerks to file.

Q. Would those files be kept
separately for the Trump Foundation or are
Jeffrey S. McConney

they kept with the Trump Corporation's
general books and records?

A. There are a number of entities
that we pay bills for, so there would be a
separate hang file, if you want to call it
that.

Again, the volume of transactions
is not that large. So it would be a separate
hang file for those paid bills, which would
be in drawers which maintains paid bills for
a number of other companies.

Q. Just to make sure I am
understanding, there is a separate file
within a larger set of files, and that
separate file would relate to the Trump
Foundation and its check requests?

A. Yes.

Q. And that was maintained by
Deborah Tarasoff?

A. Yes.

Q. Have you ever seen any minutes of
meetings of the board of directors of the
Trump Foundation?

A. I don't usually look at minutes.
I don't remember.

Q. Have you ever seen resolutions from the Trump Foundation board?

A. I may have. When we first set up the foundation back in 1987, I may have seen some documents to set up the foundation, which we have to send to the bank for separate bank account.

But other than that, I really don't remember. I am not lawyer. I don't need those documents.

Q. In your duties as the controller were you ever given a resolution or set of minutes from the Trump Foundation that related to any of the work that you were doing, such as having your office cut a check to a recipient organization?

A. Not that I remember.

Q. Are you familiar with what the Trump Foundation's charitable purposes are?

A. I can't quote it. Basically to provide money to 501(c)3 organizations.

Q. What is your understanding that you just related to us based upon -- how did
Jeffrey S. McConney

you gain that understanding of what the Trump
Foundation's charitable purposes are?

A. I probably looked at that

original document when we first started in

1987 and just maintained it.

Basically that is what we drew

checks to, and that is why we looked at

charities book, and now look online, to make

sure it is a 501(c)3 organization.

Q. Do you recall ever reviewing the

Trump Foundation's certificate of

incorporation?

A. May have, back in 1987.

Q. But you haven't looked at it

recently?

A. No.

Q. How about its bylaws? Have you

ever reviewed those?

A. Again, back in 1987, but nothing

really currently.

Q. Where does the Trump Foundation

keep its money before it is disbursed?

A. In a bank account.

Q. Do you know if it is invested in
Jeffrey S. McConney

any way?

A. There is a money market. We have an operating account and a money market account.

Q. And that is for the Trump Foundation, there is a separate operating account for the Trump Foundation and separate money market account for the Trump Foundation?

A. Correct, yes. Both in the foundation's name.

Q. Do you know if the Trump Foundation has an investment policy?

A. We don't invest in anything -- the bank account is probably more of a checking account with an interest rate associated or tagged to it, as opposed to a traditional money market account, where you go and buy shares for a dollar. It is more of a bank account with an interest rate on it.

I guess money market account is a mischaracterization. That is all we would put the funds into to earn some interest on.
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Q. Slightly different answer than my question, although it relates to the previous question.

The question here though is:

Do you know if there is an investment policy for the Trump Foundation?

A. No.

Q. No, you don't know, or no, there is not one?

A. I am sorry. No, I don't know of an investment policy. This is the policy we have been following.

Q. Okay. Thank you.

I think you mentioned earlier that you are the -- one of your responsibilities that you have with respect to the Trump Foundation is that you interact with the Trump Foundation's accountants; is that correct?

A. Correct.

Q. And what do you do with respect to the accountants for the Trump Foundation?

What are your duties?

A. We provide them the books and
Jeffrey S. McConney

Foundation records?

A. He has been our contact for the last couple of years.

MR. SHIFFMAN: Now let's mark as the first exhibit a set of general ledger and bank reconciliations that have been produced to us. And they bear the Bates number DJTF-ACCT 001 through 541.

(Whereupon, a multipage document was received and marked as JM Exhibit 1 for identification, as of this date.)

Q. Mr. McConney, I have placed before you what we marked as JM1. And do you recognize the document that is contained in that exhibit?

A. Without looking through all of it, the detailed general ledger that our general ledger package can print out.

Q. I think also included in there as well are the bank reconciliations behind the general ledgers for particular period. I think there may have been two different periods printed here, for 2009 through 2014,
Jeffrey S. McConney

and then also for 2015 and 2016.

Do you recognize those as well?

A. Those are the bank reconciliations that would be issued from the same general ledger package.

Q. And this is information that -- I am not going to ask you specific questions about those. This is something that you can print out from your internal data, you know, software?

A. Yes.

Q. And who maintains these records at the Trump Foundation or for the Trump Foundation?

A. We maintain -- Deborah Tarasoff would enter the checks that would be posted on the cash disbursements. One of a number of people would enter the deposits, which would be called cash receipts. There may be journal entries that are entered throughout the course of time, which could be myself, Troy, whoever the junior accountant was.

So I guess it is just the accounting department, I guess, maintains
Jeffrey S. McConney

them, if that is the answer.

Q. And the people who are in the
accounting department have a responsibility
to enter in whatever type of record you just
mentioned into the system so that the ledgers
and bank reconciliations can be maintained?

A. Correct.

Q. And is it part of their duties to
do that promptly upon issuing a check or
receiving a deposit?

A. As soon as they issue the check,
it is in the general ledger -- well, it is a
batch system; so as long as they enter the
check and process the batch, it will show up
immediately.

Whenever the batch is processed,
it is posted to the general ledger. The same
for the cash receipts and cash disbursements.
In theory, a check is cut, you process the
batch to the general ledger.

Q. And so then are these records
then used by the Trump Foundation for, you
know, its own accounting records of how its
money was spent and how -- you know, where it
Jeffrey S. McConney
received money from?
A. Yes.
Q. And this is also the types of
records that you would send to the
accountants at the end of each year?
A. Correct.
Q. Other than those types of records
that are included in Exhibit 1, would you
send anything else to the accountants
routinely?
MR. SITARCHUK: Exhibit A.
MR. SHIFFMAN: It is JM1.
MR. SITARCHUK: Sorry.
MR. SHIFFMAN: It is okay.
A. Routinely, no.
If they had a question, whatever
they asked for, we would send them.
Q. I don't want to ask you for
everything you have ever sent them.
As a matter of general practice,
at the end of year, when they were preparing
the tax returns for the organization, the
material that you would send them would be
the material that is included in the Exhibit
Jeffrey S. McConney

1? 

A. Correct. The detailed general ledger.

Well, we would also send them a trial balance, which is just a summary of the detailed general ledger by account with a total and the total bank statements. I don't remember seeing bank statements. I see bank reconciliation, but also some bank statements.

Q. But the bank statements would just be the documents received. The information on the bank reconciliations would contain everything on the bank statements that was relevant for an accountant?

A. For that month, yes.

Q. What type of computer program is used to maintain the ledger?

A. Called Multi Data Services or Multi Data System. They are a computer company on Long Island.

Q. And are the bank reconciliations and general ledgers ever provided to anybody else other than the accountants?
Jeffrey S. McConney

A. Not to my knowledge. If somebody asked for them, somebody wanted to look at them at them. I can't think of anybody offhand that would need this information or ask for it.

Q. Do you ever get requests from the board of directors of the Trump Foundation to produce documents to it?

A. Not to my knowledge, no.

Q. Did you ever produce reports concerning the activities or operations of the Trump Foundation and give those to anybody?

A. No.

Q. And other than providing the records that are contained in Exhibit 1 to the accountants, do you play any role in the preparation of the Trump Foundation's IRS tax filings called what is all the 990PF?

A. If they will ask for information, we will provide it.

I don't prepare the tax return.

Q. And do you review the 990PF or what is called the Char 500s, which are the
Jeffrey S. McConney

A. Yes.

MR. SITARCHUK: Let's take a quick break.

MR. SHIFFMAN: Sure. Off the record.

(Whereupon, a short recess was taken.)

Q. Does the Trump Foundation have an office?

A. No.

Q. And I think you said before, it doesn't have any employees; is that correct?

A. Correct.

Q. Do you know if has its own phone number?

A. I don't know. I don't think so.

Q. And how about a website? Does it have a website, to your knowledge?

A. I don't think so, but I am not going to swear to that.

Q. I just want your best.

A. My best guess is no.

Q. Are you aware of the foundation's board of directors ever meeting to discuss
Jeffrey S. McConney

A. He is only signatory on the foundation checks.

Prior to his presidency he was signatory on all bank accounts, but the day-to-day checks would be signed by Mr. Weissselberg or one of the Trump children, normally.

Q. And with respect to the foundation checks, did Mr. Trump sign all of those checks by hand?

A. Yes.

Q. So there is no stamp with his signature?

A. No stamp. No automated machine.

Q. When Mr. Trump would sign a check on behalf of the foundation, did he require anybody else to approve the expenditure before he would sign his name?

A. Not to my knowledge.

Q. I think you testified earlier, your department's responsibility to issue the checks when the Trump Foundation was going to be the payor, right?

A. Correct.
Jeffrey S. McConney

Q. Was there any procedures that your department had in place before cutting a check on behalf of the foundation?

A. We needed approved, an invoice and approved document, approval being Mr. Trump.

Prior to the training by Morgan Lewis on how to look at the IRS website and make sure we issued the checks to correct charities, we looked at the book of charities, the book of cumulative organizations. We looked at a charities book, I don't remember the name, to see if it was listed 501(c)3 charity, just to make sure that the foundation made a contribution to a 501(c)3 charity.

And that would be about it. The check would be cut, and we send it to Mr. Trump for signature.

Q. When you say you looked at the book, are you referring to the publication that the IRS issued with the new list of all tax exempt organizations?

A. Yeah. Book of cumulative
Jeffrey S. McConney

Q. Do you recall where you would then look?

A. It was in the IRS website. We had it set up as a favorite, so you just clicked on the favorite, and would bring you to a one-step something, and you could search for the charity by name or EIN.

Q. Did you change any other practices with respect to the Trump Foundation after receiving that training?

A. I don't remember. That was the main change, to make sure the charity was currently eligible.

Q. Did you change any practices with respect to the necessary approvals before a check was cut?

A. Not to my knowledge.

Q. Did you establish any other safeguards to implement after having a training to ensure checks were issued properly on behalf of the foundation?

A. I am not too sure I understand your question.

Q. Other than changing where you
Jeffrey S. McConney

looked for information on whether a charity
was eligible, did you impose any other
controls to ensure that the foundation was
issuing its checks in a proper manner?

A. We may have spent more time
looking at documents. Other than that, I
don't really remember anything specific.

Q. Are there any written procedures
in place concerning how payments are made on
behalf of the foundation while the foundation
was in operation?

A. Not to my knowledge.

Q. Do you ever receive an oral
request that a grant be issued on behalf of
the Trump Foundation?

A. It is possible it may have
happened.

Q. Were there occasions where you
received a request for a check and didn't
know if it should be made on behalf of the
foundation or another entity?

A. My purpose was to make sure it
was a valid charity.

To me, the foundation is set up
Jeffrey S. McConney

to give money to charity. If a request was
made, we would look to see if it was a valid
501(c)3 organization. And that was the
extent of what we would like to look at to
make sure it was a valid charity.

Q. When a check was cut from the
foundation, were you always told to cut the
check from the foundation?

A. I can't say always.

Q. Do you recall any circumstances
where you were not told to make the payment
from the foundation's account, but it was
ultimately determined that you did make the
payment from the foundation's accounts?

A. I can think of one instance where
a check was requested, and my decision was to
cut it out of the foundation, based on the
document that I saw.

But I can't remember somebody
saying, cut this check. Normally, if it was
a charitable organization, we would issue the
check out of the foundation.

Q. What instance were you referring
to, where you said that you made the decision
Jeffrey S. McConney

Q. I think you testified earlier that the approvals for checks being cut on behalf of the Trump Foundation were all made by Mr. Trump?

A. Correct.

Q. And then Mr. Trump -- after the check was cut, it would be presented to Mr. Trump for signature; is that correct?

A. Yes.

Q. With respect to this $32,000 check to the North American Land Trust, did you cut the check and then send it to Mr. Trump for signature?

A. Yes.

Q. And then who would send out the check after Mr. Trump signed it?

A. He had a number of assistants. I don't know who would have sent it out.

Q. Was there regular procedures followed concerning the sending of checks to organizations once the checks were signed?

A. I wasn't part of that. I don't know.

Q. Your department did not mail the
Jeffrey S. McConney

A. It had to have Mr. Trump's approval on it.

Q. And so it would be Mr. Trump signing a document or initialing?

A. Initially the e-mail, the paper document, e-mail, the event document, a letter from a charity, whatever the request was on, or however it was transmitted to us.

Q. And would the requests also have identified the entity that should be making the payment?

A. Sometimes. I wouldn't say all the time.

Q. Were there occasions that you recall when there was a request for a check to be cut, but it did not identify which entity should make the payment?

A. Yes.

Q. And so what did you do in those circumstances?

A. We looked to determine if it was a 501(c)3 charity. And based on that, if it was a legitimate charity, based on the documents we looked at, we would issue it...
Jeffrey S. McConney

from the charity.

Q. Did you do anything to confirm
with Mr. Trump or anybody from the Trump
Foundation that the check should be cut from
the Trump Foundation's accounts?

A. Not that I recall.

Q. So in a situation where you
received a request, but it didn't identify
the payor, which entity should be the payor,
was your sole criteria to determine whether
or not the recipient organization was a
501(c)3 charity, at least when you're acting
with respect to the foundation account?

A. Yes.

Q. And so if you did make the
determination that it was a 501(c)3, and that
the foundation account should be used, you
then cut the check and send that to Mr. Trump
for signature, right?

A. Yes.

Q. So Mr. Trump would see who the
check was being sent to, right?

A. Yes.

Q. And he would see which account
Jeffrey S. McConney

was being used, correct?
A. As long as he studied the check.
I can't tell you what his process
was when he saw the check. I can't tell you
what his process was when he signed checks,
or what his thought process was.

Q. The account name is on each
check, right?
A. On every check we issue.

Q. So obviously the recipient is
also on the check?
A. It is on every check we issue.

Q. Do you recall any circumstances,
sitting here right now, where there was a
request to cut a check without an indication
of which entity should make a payment, and
you determined that it should be made from
the foundation's accounts?
A. Ask that again.

MR. SHIFFMAN: Can you read that
back.

(Previous question was read
back.)
A. So the specific case where I made
Jeffrey S. McConney

the determination without an entity being on
the invoice, no.

Q. Do you recall any situation where
somebody in your department made that
determination?

A. It could have been made -- again,
when invoices are given to Deborah, it looks
like a charitable organization, she is
instructed to look in the book, or now on the
IRS website. If it is a charitable
organization, to issue the check out of the
foundation.

So it is possible she may have
gotten a document directly from Mr. Trump's
office, looked it up, saw it was a charity,
and then she issued the check from the
foundation.

THE WITNESS: Can I ask a
question?

MR. SITARCHUK: Yes.

Q. Yeah, sure.

(whereupon, a short recess was
taken.)

Q. On occasion you would determine
Jeffrey S. McConney

to make a payment from the foundation if
there was no payor identified in the request
for a check. And you do so based on the fact
that the recipient was a 501(c)3, correct?

A. That is the basic idea, yes.

Q. Was that an established procedure
within the Trump Corporation, Trump
Organization?

A. It is a general procedure that
Debbie and I would follow over time.

Q. And did anybody from the Trump
Foundation give you the direction to follow
that procedure?

A. Not that I remember.

Q. So it is a procedure that you and
Ms. Tarasoff came up with?

A. I don't know if we came up with
it. Again, we have been doing this for a
long time. Somebody may have come up with
the idea. It may have been a thought we had.

But that is the practice we have been
following for a number of years.

Q. Do you recall discussing that
practice at any time with Mr. Trump or
Jeffrey S. McConney

anybody else from the board of directors of
the Trump Foundation?

A. No.

Q. Do you know if they were aware of
that practice?

A. No, I don't know if they were
aware.

Q. And I believe you mentioned
Debbie before. Is that a reference to
Ms. Tarasoff?

A. Sorry, yes, Ms. Tarasoff.

Q. I just wanted to clarify.

Was there something you wanted to
clarify beyond what we just asked about?

A. The question I asked to be reread
to me asked if I saw a document -- I think
the question was if I saw a document that
didn't have a name on it specifically that I
remember, and was cut out of the foundation.

There is a lot of volume of check
deposits or whatever go through all of our
companies, foundation just being a small
piece of it.

I learn about things after the
Jeffrey S. McConney

the checks.

Q.  But there is no dollar threshold above which you need to sign off on the check as opposed to Ms. Tarasoff or somebody else?

A.  No. I don't have that authority.

Q.  Do you have any understanding as to who sent out the check to And Justice For All?

A.  I don't know.

Q.  Now the check -- so you guys -- Ms. Tarasoff looks up the address and looks up the organization in the IRS publication of all charities, correct?

A.  She looks up the entity.

Q.  Entity name?

A.  She doesn't really look for an address. If she sees an address that doesn't seem consistent with what is on the document she has, she will ask a question. But she doesn't specifically look for the address, just the entity.

Q.  Just the entity.

And then when you cut the check, is there any information kept in the books
Jeffrey S. McConney

501(c)3, did you ever go back to Mr. Trump and say, Mr. Trump, you know, this looks like it is a donation to a charitable organization. Should we cut the check from the foundation account? Did you do that?

A. I don't remember that. I just remember following the rules we set up.

Q. And those were the rules that you and Ms. Tarasoff came up with?

A. Somebody came up with. We followed, or we came up with and followed.

Q. And there was no procedure for anybody other than Mr. Trump approving a check on behalf of the foundation, right? It was just Mr. Trump?

A. Without Mr. Trump's approval, I don't believe we ever issued checks.

Q. And there was nobody else that you ever received an approval from on behalf of the foundation; is that right?

A. Off the top of my head, I don't remember anybody else giving a final approval.

MR. SITARCHUK: When do you guys
Jeffrey S. McConney

A. It was an unintentional mistake.

It was a mistake.

Q. It was a mistake.

And the reference to the Wichita, Kansas entity was one that the accounting firm mistakenly made?

A. Yes.

Q. And do you know why they listed an entity for Justice For All without the word And in front?

A. No.

Q. Have you ever spoken to them about that?

A. We may have had a conversation. I don't know why the mistake happened.

Q. But in the accounting records which we have marked as Exhibit 1, or JM1 -- and this is on, I think Bates number DJTF-ACCT 109 --

MR. SITARCHUK: Hold on. Let us get to it.

Q. Entry 51. Item 51 on that page, which is for the -- of the general ledger relating to, I guess, August of 2013, it
Jeffrey S. McConney says, although the transaction date is September, there is a reference to And Justice For All?

A. Correct. The August is the above number.

Q. Above number.

A. Below that is the September transaction.

Q. That makes sense. The bottom of the line is a total line, right, for the transactions above?

A. Correct.

Q. So item 51 And Justice For All was entered into the ledger on or about September 9, 2013, correct?

A. Correct.

Q. And would the entry in this general ledger here for the disbursement to And Justice For All be the only record that you provided to the accountants that would show this grant?

A. It is the first set of document requests. So this is their initial request.

If they would have asked for...
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something else, I don't remember. This is
the starting point.

Q. So in your typical practice, this
is what would you send them, and this is what
they would use. But on occasion, they might
ask for follow-up information?

A. Yes.

Q. But in this instance, you don't
have a specific recollection of them asking
for follow-up information?

A. Correct.

Q. You can put that aside.

Mr. McConney, are you familiar
with the event that Mr. Trump held in Iowa in
January 28, 2016, to raise funds for veterans
organizations?

A. Yes.

Q. When did you learn about that
event?

A. That morning or that afternoon.

The day of the event.

Q. And who told you about the event?

A. Mr. Weisselberg.

Q. And what did he tell you?
Jeffrey S. McConney

A. He told me we were going with Mr. Trump to the event in Iowa, and we had to prepare for it.

Q. Did he tell you what the purpose of the event was?

A. Yes. It was a fundraiser for veterans.

Q. And had you heard there was going to be fundraiser for veterans before January 28th?

A. Prior to that, I don't remember anything.

Q. Did Mr. Weisselberg tell you anything about who was organizing the fundraiser?

A. Not that I remember.

Q. So did you and Mr. Weisselberg travel to Iowa on that date?

A. Yes.

Q. And who paid for your travel to Iowa?

A. I don't know. It wasn't the foundation.

Q. And did you have any specific
Jeffrey S. McConney

duties associated with the fundraiser for
which you were traveling to Iowa?

A. At that time, we thought there
was a possibility of handing out checks to
veterans. I had a checkbook and a pen, piece
of paper to write down the contributions, if
that was Mr. Trump's desire.

Q. And so you brought a checkbook
with you to Iowa?

A. Yes.

Q. And was that -- whose checkbook
was that?

A. The foundation.

Q. Did the Trump Foundation ever
hold a fundraiser before the Iowa event?

A. Not to my knowledge.

Q. Do you know when the planning for
the fundraiser began?

A. No.

Q. Do you know who would have
knowledge concerning the planning of the
fundraiser?

A. No.

Q. Did Mr. Weisselberg tell you
Jeffrey S. McConney

about anybody else who was involved in the
fundraiser?

A. Not that I remember.

Q. Other than you and

Mr. Weisselberg, who else from the Trump
Organization traveled to Iowa on the 28th?

A. Mr. Trump, Keith Schiller, his
bodyguard, Jared Kushner, his wife, Ivanka
Trump, Donald Trump, Jr., his wife Vanessa,
Eric Trump, Corey Lewandowski and a number of
secret services staff. There may have been
some others, but I don't remember
specifically other people.

Q. Do you know who came up with the
idea for the fundraiser?

A. No.

MS. FARBER: I just want to ask
you about the list you just gave.
So who went out with you?

THE WITNESS: It was myself -- I
am sorry, I left off Allen Weisselberg.
Keith Schiller, Mr. Trump's bodyguard,
Mr. Trump, Jared Kushner, Ivanka Trump,
Don Trump, Jr., his wife, Vanessa Trump,
Jeffrey S. McConney

MR. SHIFFMAN:

Q. Do you know if any of the people you just mentioned went out to the fundraiser on behalf of the Trump Foundation? Do you have an understanding as to what capacity they went?

A. I thought we all went out on behalf of the foundation.

Q. And what was that understanding based upon?

A. Mr. Trump was raising money for the veterans, so we would go on behalf of the foundation. Really didn't give it much thought.

Q. Were you told that all the money raised would go first to the foundation and then out to the veterans?

A. This was done -- the part that I was involved in was done so quickly, I believe that was the initial thought.

Q. Did somebody tell you that was how it was going to be structured?

A. No.

Q. Do you know if there was ever any
Jeffrey S. McConney

consideration given to money being donated
directly to veterans' groups as opposed to
passing through the foundation?

A. There are a number of individual
donors that wanted to draw the checks
directly to the veterans' group.

Q. Did that happen?

A. Yes.

Q. And then there were a number of
donors that donated through the foundation as
well?

A. Right.

Q. Do you know if the foundation's
board ever met in connection with the
organization of the fundraiser?

A. No, I don't know.

Q. Do you know who paid for the cost
of the fundraiser?

A. No.

Q. Did your department issue any
checks in connection with the fundraiser
setup or the running of the event?

A. Not to my knowledge.

Q. Was there a website set up for
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the fundraiser?

A. Yes.

Q. And who set that up, do you know?

A. I think the name is Giles, G-I-L-E-S, Pascale, P-A-S-C-A-L-E, was the website designer.

Q. Is that an individual's name?

A. I believe it is a company. Don't know Giles name. It is Brad Pascale. I believe he is one of the owners.

Q. Is that a company that had done work for the Trump Foundation in the past?

A. Not for the Trump Foundation.

Q. Had that company done work for the Trump Organization in the past?

A. I believe it did work for Eric's foundation.

Q. That is the Eric Trump Foundation?

A. The Eric Trump Foundation.

Q. And do you know if the Giles Pascale company charged for services in connection with setting up the website?

A. They did not.
Jeffrey S. McConney

A. I believe it was about 5.6 million dollars.

MR. SHIFFMAN: Let's just mark this next exhibit a document Bates stamped DJTF-VETS 001. And it is entitled Veterans Fundraiser, January 28, 2016.

(Whereupon, a one-page document was received and marked as JM Exhibit 4 for identification, as of this date.)

Q. Mr. McConney, do you recognize this document?

A. Yes, sir.

Q. And what is it?

A. It is a summary of the funds received and checks disbursed. I am sorry, it is the funds received.

Q. I will direct you to the top of the chart. It says donor.

A. Right.

Q. Does that refresh your recollection that this is a summary of the donations made?

A. Yes.
Jeffrey S. McConney

Q. And so the first -- well, actually, just ask, what does this tell you about who donated directly to the veterans organizations?

A. The first line 1, is 1,775,000 were checks drawn by donors directly to veterans' organizations.

Q. The next section that begins with JJ Cafaro, what does that section list?

A. Those for individuals drew checks directly to Mr. Trump's foundation.

Q. And there is a site says website -- I am sorry, a line entry that says website contributions.

What does that refer to?

A. Those were the net contributions raised by the website transferred to the foundation, net of bank charges that were charged by the credit card processor.

Q. So those website contributions were made by individuals, and they went to the Trump Foundation?

A. I don't know if it was made all by individuals, but the contributions were
Jeffrey S. McConney

received by the website and transferred to
the foundation.

Q. Did you or did your department
receive a list of the individual donors?

A. Yes.

Q. Do you recall approximately how
many people donated?

A. I believe the first batch was
over 15,000. I don't remember after that.

That was the first transfer that was made.

Q. And so the total contributions to
the foundation were just over 2.8 million
dollars?

A. Yes.

Q. And then Mr. Trump also donated
about one million, or donated one million?

A. He donated one check to one
charity directly from his personal account.

Q. And that one did not go through
the foundation, correct?

A. Correct.

Q. So as you mentioned earlier, the
total amount raised were approximately 5.6
million dollars?
Jeffrey S. McConney

A. Net of the website bank charges -- the credit card processor's bank charges, yes.

Q. So that consists of the three items above the total raised 1.775 that went directly to the veterans' organizations, 2.8 that went to the contributions -- to the foundation, and 1 million that Mr. Trump donated directly to the veterans' organizations?

A. Correct.

MR. SHIFFMAN: So mark as the next exhibit document Bates stamped DJTF-VETS 032.

(Whereupon, a one-page document was received and marked as JM Exhibit 5 for identification, as of this date.)

Q. Have you seen this document before?

A. Yes.

Q. And what is it?

A. It is the listing of the disbursements to charitable veterans charities from Mr. Trump's foundation.
Jeffrey S. McConney

Q. And each of these donations was made by check, correct?

A. Correct.

Q. And the check number is listed on this sheet, right?

A. Yes.

Q. Who requested that each of these checks be cut to these particular organizations? Tell us the process by which these checks were cut.

A. We received an approved list from Mr. Trump of the first round off veterans charities. When the donors wanted to draw checks directly to the veterans, we provided those lists to those donors.

And somebody instructed -- off the top of my head I don't remember who -- instructed to draw checks to the other foundations or two foundations, yeah, to veterans' charities, sorry.

Q. Which two charities are you talking about that somebody directed you, but you don't remember whom?

A. I don't understand the question.
Jeffrey S. McConney

Q. When Mr. Trump approved that first list of 22 charities, did he do so in a memo or e-mail, or was it just a list that Mr. Lewandowski sent saying, this is the charities that should receive donations?

A. It was a list attached to an e-mail from Corey saying, Mr. Trump has approved these charities.

Q. Did Mr. Trump, either directly or through Mr. Lewandowski, give instructions of how the donations should be allocated between the charities that he approved?

A. Ask that one more time, please.

(Previous question was read back.)

A. Not that I remember.

MR. SHIFFMAN: These are obviously documents that we would like to see, the ones related to these transactions. I don't know if they were called for or not before, but are ones we would like.

MS. DILLON: They weren't called
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Q. Did you learn that at any time?
A. Later on, when this investigation started.

Q. Prior to the investigation, you didn't know who was involved?
A. No.

Q. At some point were you instructed that the Trump Foundation would have to cut a check or send money to Mr. Greenberg or his foundation?
A. Yes.

Q. And who did you receive that instruction from or that information from?
A. I received an approved document from Mr. Trump to send the wire. I don't remember who actually handed me the document.

Q. What document did you receive, do you recall?
A. I believe it was wire instruction and dollar amount had to be wired out.

Q. And was Mr. Trump's approval on that document?
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A. I believe so, yes.

Q. Did that document tell you which account to use to make the payment?

A. I don't remember.

MR. SITARCHUK: I am pretty sure you guys have that one.

MR. SHIFFMAN: Mark as the next exhibit a two-page e-mail Bates stamped MGF 001 through 2.

(Whereupon, a double-sided document was received and marked as JM Exhibit 8 for identification, as of this date.)

Q. Mr. McConney, do you recognize this document?

A. Looks familiar.

Q. And putting aside the very top of it, the very top of it is an e-mail, looks like Howard Melsberg (phonetic) printed out e-mail that Mr. Fried forwarded to Mr. Greenberg and Mr. Melsberg, which I assume you haven't seen. So my questions to you relate to the things below that.

A. Okay.
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Foundation?

A. In the normal course of business, I may have had my hand on it, but I don't remember.

MR. SHIFFMAN: Let's mark the next document. It is a one-page document Bates stamped TJDF-FH 173. It is a memo with handwriting on it and a stamp.

(Whereupon, a one-page document was received and marked as JM Exhibit 13 for identification, as of this date.)

Q. Do you recognize this document?

A. No.

Q. Do you recognize the form of the document? Does this look to be a copy of a memo that -- on the type of pad that Mr. Trump would use to send memos to people in the Trump Organization?

A. Yes.

Q. That is his name at the top of the memo, right?

A. Yes.

Q. And is the handwriting under
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Mr. Trump's name, Mr. Trump's handwriting?

A. Yes.

Q. And then there is a stamp below that that says accounts payable. Is that a stamp that was used by the accounts payable department in the Trump Organization?

A. Yes.

Q. The first line of the handwriting say Allen W.

Do you know who that is a reference to?

A. Allen Weisselberg.

Q. Do you understand this to mean Mr. Trump is writing to Mr. Weisselberg, telling him to make $100,000 payment to Fisher House from the Donald J. Trump Foundation to settle the flag issue in Palm Beach?

A. It is an e-mail to draw a check out of the foundation. I don't know whether it is to settled. Yeah, that sounds about right.

Q. So right under Allen W it say DJT
Jeffrey S. McConney

Foundation?

A. Yes.

Q. You understand that to be an instruction to make the payment from the foundation?

MR. SITARCHUK: I don't think that is a fair question.

The document says what it says. He has said he has never seen it before.

I think you are trying to put words in his mouth. I do not think that is fair.

MR. SHIFFMAN: I don't think --

MR. SITARCHUK: How is his interpretation of the document relevant?

MR. SHIFFMAN: Because he received documents from Mr. Trump and instructions to make payments routinely. I think he testified that is how the payments were paid from the foundation. This is, to his department, part of the process that he described earlier as how things worked.
Jeffrey S. McConney

MR. SITARCHUK: He testified he has never seen this before.

But go ahead.

MR. SHIFFMAN: I don't think he said he never saw it before. I think he said he didn't recall.

A. I don't remember seeing this until now.

Q. But when you would make a check from the foundation's accounts, it would be based upon an instruction that was given from Mr. Trump; that is your testimony, right?

A. Correct.

Q. And this is one such instruction, correct?

A. Correct.

Q. And this is a payment that was made from the accounts payable department, correct?

A. Correct.

Q. And accounts payable stamp there indicates that your department, which you oversee was, in fact, given this document, right?
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A. Correct.

Q. So it was part of your overall responsibilities to get memos of this type or have your staff get memos of this type, right?

A. Deborah would need this memo to cut the check. Number of individuals being give the memo to Deborah. I didn't have to see them all.

Q. Based upon that, you have an understanding of the information contained in this document, whether or not you saw it originally, right?

A. Yes.

Q. So do you understand that the DJT Foundation is a reference to the Donald J. Trump Foundation?

A. I would say yes.

Q. It is your understanding that this is an instruction to make the payment of $100,000 to Fisher House from the Donald J. Trump Foundation, right?

A. Yes.

Q. There is also parenthesis, it
Jeffrey S. McConney

says, settlement of flag issue in Palm Beach, right? Is it your understanding that was the purpose of this payment being made?

A. I don't remember seeing the document when it first came out. I don't remember the settlement at that time.

Can I draw a conclusion? Maybe.

But it wouldn't have meant anything to me at that time.

If Mr. Trump wanted us to draw a contribution to a charity, his foundation was set up to draw contributions to charities. I probably didn't know at that time that we probably shouldn't be using foundation funds for this type of thing.

Now that I have had the training I know, don't go near this.

But in those days it was a charity, we made a contribution. We made a mistake.

Q. This document, so the direction came from Mr. Trump to make a donation from the charity, correct?

A. Yes.
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(Whereupon, a one-page document
was received and marked as JM Exhibit 14
for identification, as of this date.)

Q. Have you ever seen this check
before?

A. I am sure I have at some point.

Q. Do you recall if you saw it
before it was sent out?

A. I don't remember.

Q. Do you know if there would be any
further approval beyond a memo in the form of
Exhibit 13 that would be necessary before a
check in the amount of $100,000 would be sent
out on behalf of the foundation?

A. Not to my knowledge.

MR. SHIFFMAN: Let's mark the
next exhibit, a one-page e-mail dated
January 22, 2007, from Ed Raymundo to
Allen Weisselberg dated DJTF -- I am
sorry, Bates stamped DJTF-FH 019.

(Whereupon, a one-page document
was received and marked as JM Exhibit 15
for identification, as of this date.)

Q. Now, have you ever seen this