

<p>DISTRICT COURT, DENVER COUNTY,  COLORADO  1437 Bannock Street  Denver, CO 80202</p>	<p>DATE FILED: September 17, 2021 8:12 PM  FILING ID: E9E5DD591D201  CASE NUMBER: 2020CV34319</p>
<p>ERIC COOMER, Ph.D.,  Plaintiff</p> <p>vs.</p> <p>DONALD J. TRUMP FOR PRESIDENT,  INC., et al.,  Defendants</p>	<p style="text-align: center;">▲ COURT USE ONLY ▲</p>
<p><b>Attorneys for Plaintiff</b>  Charles J. Cain, No. 51020  <u><a href="mailto:ccain@cstrial.com">ccain@cstrial.com</a></u>  Steve Skarnulis, No. 21PHV6401  <u><a href="mailto:skarnulis@cstrial.com">skarnulis@cstrial.com</a></u>  Bradley A. Kloewer, No. 50565  <u><a href="mailto:bkloewer@cstrial.com">bkloewer@cstrial.com</a></u>  Zachary H. Bowman, No. 21PHV6676  <u><a href="mailto:zbowman@cstrial.com">zbowman@cstrial.com</a></u>  <b>CAIN &amp; SKARNULIS PLLC</b>  P. O. Box 1064  Salida, Colorado 81201  719-530-3011/512-477-5011 (Fax)</p> <p>Thomas M. Rogers III, No. 28809  <u><a href="mailto:trey@rklawpc.com">trey@rklawpc.com</a></u>  Mark Grueskin, No. 14621  <u><a href="mailto:mark@rklawpc.com">mark@rklawpc.com</a></u>  Andrew E. Ho, No. 40381  <u><a href="mailto:andrew@rklawpc.com">andrew@rklawpc.com</a></u>  RechtKornfeld PC  1600 Stout Street, Suite 1400  Denver, Colorado 80202  303-573-1900/303-446-9400 (Fax)</p>	<p>Case Number:           2020cv034319</p> <p>Division Courtroom:       409</p>
<p style="text-align: center;"><b>EXHIBIT D-1</b></p>	

1 DISTRICT COURT, CITY AND COUNTY OF DENVER  
STATE OF COLORADO  
2 1437 Bannock Street  
Denver, CO 80202

3 ^ COURT USE ONLY ^

4 ERIC COOMER, Ph.D.,  
5 Plaintiff,

Case Number 20CV34319

Courtroom 409

6 vs.

7 DONALD J. TRUMP FOR PRESIDENT, INC.,  
SIDNEY POWELL, SIDNEY POWELL, P.C.,  
8 RUDOLPH GIULIANI, JOSEPH OLTMANN,  
FEC UNITED, SHUFFLING MADNESS MEDIA, INC.,  
9 dba CONSERVATIVE DAILY, JAMES HOFT,  
TGP COMMUNICATIONS LLC, dba THE GATEWAY PUNDIT,  
10 MICHELLE MALKIN, ERIC METAXAS, CHANEL RION,  
HERRING NETWORKS, INC. dba ONE AMERICA  
11 NEWS NETWORK, and NEWSMAX MEDIA, INC.,  
Defendants.

12  
13 RULE 30(b)(6) DEPOSITION OF GREGORY RICHARD PAPAS,  
designated corporate representative for  
14 CD SOLUTIONS and CONSERVATIVE DAILY  
15 August 11, 2021

16 APPEARANCES:

17 FOR THE PLAINTIFF:

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23  
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25 Page 1

1 APPEARANCES (Continued):  
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6 Also Present:  
Dennis Clayton, Videographer  
7 Rebecca Dominguez, Veritext Case Manager (remotely)  
Sidney Powell (remotely)  
8 Mr. Gray (remotely/unidentified)  
9  
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Page 4

1 PURSUANT TO WRITTEN NOTICE and the appropriate rules  
2 of civil procedure, the video-recorded deposition of  
3 GREGORY RICHARD PAPAS, called for examination by  
4 Plaintiff, was taken at 1437 Bannock Street,  
5 Courtroom 409, Denver, Colorado, commencing at 9:25 a.m.,  
6 on August 11, 2021, before Sara A. Stueve, appearing  
7 remotely, Registered Professional Reporter and Notary  
8 Public in and for the State of Colorado.  
9  
10 I N D E X  
11  
12 EXAMINATION OF GREGORY RICHARD PAPAS: PAGE  
13 By Mr. Skarnulis 9  
14 PLAINTIFF'S DEPOSITION EXHIBITS PAGE  
15 Exh 91 Plaintiff's Notice of Intention to Take 11  
Oral and Videotaped Deposition of the  
16 Authorized Representative of Defendant  
Shuffling Madness Media, Inc., dba  
17 Conservative Daily; Exhibit A attached  
18 Exh 92 Statement of Tradename of a Reporting Party 21  
filed with the Colorado Secretary of State  
19 3/16/2012  
20 Exh 93 Statement of Tradename Withdrawal 23  
filed with the Colorado Secretary of State  
21 7/9/2021  
22  
23  
24  
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Page 5

1 PROCEEDINGS  
 2 \* \* \* \* \*  
 3 THE VIDEOGRAPHER: Good morning. Going on the  
 4 record at 11:02 a.m. on August 11, 2021.  
 5 Please note that microphones are sensitive and  
 6 may pick up whispering, private conversations, and  
 7 cellular interference. Please turn off all cell phones or  
 8 place them away from the microphones, as they can  
 9 interfere with the deposition audio.  
 10 Audio and video recording will continue to take  
 11 place unless all parties agree to go off the record.  
 12 This is Media Unit Number 1 of the  
 13 video-recorded deposition of CD Solutions and Conservative  
 14 Daily. The designated representative is Gregory Papas,  
 15 taken by counsel for the plaintiff in the matter of  
 16 Eric Coomer, Ph.D. v. Donald J. Trump for President, Inc.,  
 17 et al., filed in the District Court, Denver County, State  
 18 of Colorado, Case Number 2020CV034319.  
 19 This deposition is being held at the  
 20 Denver County District Court, located at 1437 Bannock  
 21 Street, Courtroom 409, Denver, Colorado.  
 22 My name is Dennis Clayton from the firm Myers  
 23 Legal Video, and I am the videographer. The court  
 24 reporter today is Sara Stueve, from the firm Veritext  
 25 Legal Solutions. I am not related to any party in this

Page 6

1 action, nor am I financially interested in the outcome.  
 2 All counsel appearing remotely will appear on  
 3 the official transcript. Everyone here in the room will  
 4 now state their appearances and affiliations for the  
 5 record, beginning with the noticing attorney.  
 6 MR. SKARNULIS: Steve Skarnulis. I'm joined by  
 7 Charlie Cain and Brad Kloewer for the plaintiff,  
 8 Dr. Eric Coomer.  
 9 MS. HALL: Attorney Andrea Hall on behalf of  
 10 Joseph Oltmann, FEC United, and Shuffling Madness Media,  
 11 along with co-counsel, Ingrid Defranco.  
 12 MR. SEERVELD: Chris Seerveld on behalf of  
 13 Defending the Republic.  
 14 MR. PEARMAN: And shaun Pearman on behalf of  
 15 Sidney Powell.  
 16 THE VIDEOGRAPHER: The reporter now has a brief  
 17 statement, then will swear in the witness.  
 18 THE REPORTER: The attorneys participating in  
 19 this deposition acknowledge that I am not physically  
 20 present in a deposition room and that I will be reporting  
 21 this deposition remotely. They further acknowledge that,  
 22 in lieu of an oath administered in person, the witness  
 23 will verbally declare his testimony in this matter is  
 24 given under penalty of perjury.  
 25 The parties and their counsel consent to this

Page 7

1 arrangement and waive any objections to this manner of  
 2 reporting.  
 3 If there are any objections, please state them  
 4 at this time.  
 5 GREGORY RICHARD PAPAS,  
 6 having been first duly sworn to state the whole truth,  
 7 testified as follows:  
 8 MR. SKARNULIS: Thank you.  
 9 And before we begin, of course, as we've agreed  
 10 throughout these depositions, one objection is good for  
 11 all the defendants.  
 12 Secondly, this deposition was noticed for  
 13 Shuffling Madness Media, Inc., which is a party with a dba  
 14 of Conservative Daily.  
 15 Counsel for Shuffling Madness Media emailed and  
 16 notified us that Conservative Daily is actually owned and  
 17 controlled by CD Solutions and asked whether we would like  
 18 to depose a representative of that organization, which I  
 19 did say, yes, we would.  
 20 However, I did not pull down the deposition  
 21 notice of Shuffling Madness Media, Inc. And depending on  
 22 the testimony today, I reserve the ability to seek  
 23 testimony of the representative of Shuffling Madness  
 24 Media.  
 25 MS. HALL: This is Andrea Hall making a record.

Page 8

1 We would dispute that plaintiff's counsel get a  
 2 second bite at the apple. We emailed plaintiff's counsel  
 3 and received a response from plaintiff's counsel at 1:15  
 4 on August 6th.  
 5 They advised us that they wanted to speak with  
 6 and depose whatever entity is responsible for Conservative  
 7 Daily. We have provided CD Solutions, as they are the  
 8 responsible party to Conservative Daily.  
 9 We renew our objection that Shuffling Madness  
 10 Media has nothing do with this lawsuit, never has, never  
 11 will, and has absolutely zero interest in  
 12 Conservative Daily.  
 13 And that is one of the reasons why we reached  
 14 out to Plaintiff's Counsel, because we did not want to  
 15 waste time.  
 16 If Shuffling Madness Media had been here, they  
 17 would not have been able to answer any one of the  
 18 20 questions that are on Exhibit A. That is why we gave  
 19 Plaintiff's Counsel an opportunity to choose who they  
 20 wanted to depose, and they chose the entity that is  
 21 responsible for Conservative Daily.  
 22 So we would object that they get another  
 23 opportunity to depose another entity.  
 24 MR. SKARNULIS: All right. My position is on  
 25 the record. So let's get started.

Page 9

1 DIRECT EXAMINATION  
2 BY MR. SKARNULIS:  
3 Q. Could you please state your name for the record?  
4 A. Gregory Papas.  
5 Q. Mr. Papas, have you given a deposition before?  
6 A. No.  
7 Q. Okay. Ground rules. You understand you're here  
8 swearing to tell the truth, just as if we were in front of  
9 the judge and the jury in this matter; right?  
10 A. Yes.  
11 Q. Okay. If you don't understand any of my  
12 questions, please ask me to rephrase. I'll be glad to do  
13 that. Is that all right?  
14 A. Yes.  
15 Q. You're doing a great job of it right now for the  
16 court reporter, who's taking this by Zoom. If you'll wait  
17 for me to end my question, pause, and then give your  
18 answer, she'd certainly appreciate that. Okay?  
19 A. Of course.  
20 Q. And -- all right.  
21 You are here today as a representative of  
22 CD Solutions; right?  
23 A. Yes.  
24 Q. Where is CD Solutions incorporated?  
25 A. I -- I don't know exactly.

Page 10

1 THE VIDEOGRAPHER: Sir, can you keep your voice  
2 up?  
3 THE WITNESS: Sure.  
4 A. Yeah. I don't know exactly.  
5 Q. (By Mr. Skarnulis) Okay. Do you know if it's a  
6 Colorado company?  
7 A. I don't know for certain.  
8 Q. Who would know?  
9 A. Joe Oltmann.  
10 Q. All right.  
11 Do you know what -- do you know whether  
12 CD Solutions is registered with the state of Colorado?  
13 A. I don't.  
14 Q. Do you know whether CD Solutions holds any  
15 trade names registered with the state of Colorado?  
16 A. I do not.  
17 Q. Again, who would know? Mr. Oltmann?  
18 A. Joe Oltmann.  
19 Q. What did you do to prepare to give your  
20 testimony here today?  
21 A. I reviewed the list of questions that counsel  
22 was provided. I spoke with Joe Oltmann's counsel and with  
23 Joe Oltmann.  
24 Q. Okay. When did you talk to Mr. Oltmann?  
25 A. On Monday.

Page 11

1 Q. All right. And you talked about the -- I'm  
2 going to hand you what I've marked as Exhibit 91 to this  
3 lawsuit.  
4 (Plaintiff's Exhibit Number 91 was introduced.)  
5 Q. (By Mr. Skarnulis) Is that the -- and if you'll  
6 go to the fourth page, I think it is, is that the list of  
7 questions you were referring to?  
8 A. Yes. I believe so.  
9 Q. All right. So you had a conversation with  
10 Mr. Oltmann about these matters listed here in Exhibit 91?  
11 A. Yes.  
12 Q. Approximately how long was that conversation?  
13 A. Forty-five minutes to an hour.  
14 Q. I see you brought a document with you. Did you  
15 take notes from your conversation with Mr. Oltmann?  
16 A. A couple, yes.  
17 Q. All right. And are you prepared today to give  
18 testimony on these topics?  
19 A. Yes.  
20 Q. Who owns CD Solutions?  
21 A. It has private shareholders; I know that.  
22 Q. Do you know who they are?  
23 A. I do not.  
24 Q. Do you know -- does it have any officers?  
25 A. Joe Oltmann is the president.

Page 12

1 Q. Are there any other officers?  
2 A. Max McGuire is the advocacy director.  
3 Q. Okay. Any other officers?  
4 A. None that I'm aware of, no.  
5 Q. What is your role at CD Solutions?  
6 A. I am an independent contractor. I schedule  
7 guests for Conservative Daily podcast.  
8 Q. All right. When you say an independent  
9 contractor, are you paid by CD Solutions?  
10 A. Yes.  
11 Q. And that's on the W-9?  
12 A. I don't know exactly. I'm not an accountant.  
13 Q. All right.  
14 How long have you been an independent contractor  
15 with CD Solutions?  
16 A. About four months.  
17 Q. All right. How did you get that job?  
18 A. Can you rephrase the question?  
19 Q. Sure.  
20 A. I want to make sure I understand.  
21 Q. What made you seek out and get a job with  
22 CD Solutions as an independent contractor?  
23 A. I did not seek out the job.  
24 Q. Okay. How'd you get it?  
25 A. Joe Oltmann asked me to -- to work within

Page 13

<p>1 Conservative Daily on the podcast.  2 Q. Okay. Your job -- in addition scheduling  3 guests, do you have other duties?  4 A. I -- can you -- what do you mean by "duties"  5 exactly?  6 Q. Well, are -- is there anything else that you do  7 day to day in your role as an independent contractor?  8 A. I oversee the e-commerce website.  9 Q. All right. Anything else you do?  10 A. No.  11 Q. Okay.  12 All right. So in addition to talking to  13 Mr. Oltmann -- and you mentioned, counsel. I don't want  14 to know about your discussions with counsel -- did you do  15 anything else to prepare for today?  16 A. I was shown a list of -- of podcasts that  17 mentioned Eric Coomer.  18 Q. All right. And anything else? Did you review  19 any documents?  20 A. Just the documents that were provided by  21 counsel.  22 Q. All right. What documents were those?  23 A. I believe it was just the -- the list of  24 podcasts.  25 Q. Okay. So we've got -- you reviewed Exhibit 91;  Page 14</p>	<p>1 A. I don't know.  2 Q. Does CD Solutions have a board of directors?  3 A. Yes, I believe they do.  4 Q. Who are the board of directors?  5 A. I don't know.  6 Q. Who would know?  7 A. Joe Oltmann.  8 Q. Okay.  9 Prior to becoming an independent for -- well,  10 let me ask this first. You're an independent contractor  11 for CD Solutions. Approximately how many hours a week  12 does that work entail?  13 A. I'd rather not guess. It fluctuates. I'm there  14 five days a week, Monday through Friday.  15 Q. All right. A typical day, how many hours?  16 A. Eight hours.  17 Q. Okay. Do you have any other jobs currently?  18 A. No.  19 Q. Prior to this job with CD Solutions, what did  20 you do?  21 A. I was -- I have been Joe's private detail since  22 November of 2020.  23 Q. What do you mean by "private detail?"  24 A. I --  25 MS. HALL: Objection. Beyond the scope of the  Page 16</p>
<p>1 right?  2 A. Yes.  3 Q. And then --  4 A. Is this Exhibit 91?  5 Q. Yes, sir. It sure is.  6 A. Yes.  7 Q. And then a number of podcasts; right?  8 A. Yes.  9 Q. All right. And when did you learn you were  10 going to be appearing today as a representative of  11 CD Solutions?  12 A. This weekend.  13 Q. Okay. Who told you that?  14 A. Counsel did.  15 Q. Okay. When did you last speak with Joe Oltmann?  16 A. On Monday.  17 Q. All right. Did you -- did Mr. Oltmann mention  18 that he was scheduled to attend for a deposition  19 individually today?  20 A. The topic did not come up.  21 Q. Okay. Did you ask why you were being designated  22 as a representative of CD Solutions?  23 A. I did not.  24 Q. Does CD Solutions have paid employees, in other  25 words, not independent contractors?  Page 15</p>	<p>1 deposition.  2 MR. SKARNULIS: I want to understand what his  3 relationship is to CD Solutions and how this came about.  4 MS. HALL: Right. But you're asking him about  5 what he did before he came on with CD Solutions and his  6 employment, and that's irrelevant. And it's beyond the  7 scope of his deposition.  8 That sounds like general discovery. You're  9 entitled to limited discovery with regard to CD Solutions.  10 MR. SKARNULIS: Actually, I'm entitled to  11 limited discovery with regard to Shuffling Madness Media.  12 MS. HALL: No. You asked CD Solutions --  13 MR. SKARNULIS: That said --  14 MS. HALL: -- Steve.  15 MR. SKARNULIS: That said, I wanted whoever you  16 guys are going to claim is responsible for Conservative  17 Daily.  18 MS. HALL: No. You responded to the email,  19 Steve.  20 MR. SKARNULIS: Let's not talk over each other.  21 MS. HALL: Okay. You responded to the email. I  22 gave you the opportunity to ask who you wanted here today.  23 I didn't even need to do that.  24 MR. SKARNULIS: You made your record clear.  25 MS. HALL: Right. But --  Page 17</p>

1 MR. SKARNULIS: In a 30 --  
2 MS. HALL: -- I'm also making a record with  
3 regard to the questions you're posing to this witness.  
4 MR. SKARNULIS: In a Rule 30 deposition, it is  
5 traditional to ask a little bit about the witness's  
6 background so you understand how they came to be the  
7 representative.  
8 MS. HALL: And this is not a traditional  
9 deposition. This is a limited deposition based on an  
10 anti-SLAPP motion.  
11 MR. SKARNULIS: You can make your objection. If  
12 you want to instruct the witness not to answer, do so.  
13 I'll ask the questions.  
14 MS. HALL: Don't answer the question.  
15 Q. (By Mr. Skarnulis) Okay. So you were  
16 Joe Oltmann's bodyguard; right?  
17 A. Counsel has instructed me not to answer that  
18 question.  
19 Q. Well, okay. Counsel, at the time, didn't know  
20 what my question was going to be. Let me ask it again:  
21 You were Joe Oltmann's bodyguard; right?  
22 MS. HALL: Objection.  
23 Q. (By Mr. Skarnulis) You can answer.  
24 A. You said "were." What does that mean exactly?  
25 Q. Well, are you currently?

Page 18

1 MS. HALL: Objection.  
2 Q. (By Mr. Skarnulis) And you can answer. She'll  
3 do that. She'll object. If she wants you not to answer,  
4 she'll say, "I instruct you not to answer."  
5 A. I currently keep Joe Oltmann safe when I'm with  
6 him.  
7 Q. Why are you not with him now?  
8 MS. HALL: Objection.  
9 Q. (By Mr. Skarnulis) You can answer.  
10 A. I am here --  
11 MS. HALL: Don't answer that question.  
12 A. Counsel's instructed me not to answer that  
13 question.  
14 Q. (By Mr. Skarnulis) Do you know where he is?  
15 MS. HALL: Don't answer that question.  
16 A. Counsel has instructed me not to answer that  
17 question.  
18 Q. (By Mr. Skarnulis) Okay.  
19 Are there just two shareholders of CD Solutions,  
20 to your knowledge?  
21 A. I don't know.  
22 Q. When did the Conservative Daily podcast begin?  
23 A. Conservative Daily podcast began in March of  
24 2020.  
25 Q. And is the Conservative Daily podcast a

Page 19

1 for-profit business?  
2 A. Yes, it is.  
3 Q. All right. And do the monies made, like you --  
4 you referenced that you handle the e-commerce, e-marketing  
5 platform or the e-merchandise platform; right?  
6 A. Can you reframe? I don't know what you mean by  
7 "handle."  
8 Q. Well, you said that was part of your job duties  
9 was to maintain the e-commerce access.  
10 A. I do not maintain access, no.  
11 Q. Okay. What do you do with respect to e-commerce  
12 for Conservative Daily?  
13 A. I oversee inventory.  
14 Q. Okay. And anything else?  
15 A. I am able to make recommendations to -- regarding  
16 the format of the website -- of the e-commerce website.  
17 Q. Okay. Do you have any knowledge of the amount  
18 of sales that occur on that website?  
19 A. I do not.  
20 Q. Do you have any knowledge regarding what  
21 Conservative Daily raises in donations?  
22 A. I do not know exactly.  
23 Q. Do you know where any of the funds related to  
24 Conservative Daily's for-profit enterprise -- whether they  
25 flow to CD Solutions?

Page 20

1 A. Yes, they do.  
2 Q. Okay. How do you know that?  
3 A. Joe Oltmann told me that that's the case.  
4 Q. Okay. Have any funds that have been raised or  
5 earned by Conservative Daily -- have they always been paid  
6 to CD Solutions?  
7 A. Since the beginning of Conservative Daily  
8 podcast in March of 2020, yes, I believe so.  
9 Q. Okay. And do you know that from Mr. Oltmann as  
10 well?  
11 A. Yes.  
12 Q. All right. And he told you that in your phone  
13 call on Monday, or did you have prior knowledge of that?  
14 A. He told me that on Monday.  
15 Q. Okay.  
16 I'm going to show you what I've marked as  
17 Exhibit 92.  
18 (Plaintiff's Exhibit Number 92 was introduced.)  
19 Q. (By Mr. Skarnulis) Have you seen financial  
20 records of Conservative -- of CD Solutions?  
21 A. No, I have not.  
22 Q. Other than what Mr. Oltmann told you on the call  
23 on Monday, what knowledge do you have of CD Solutions  
24 finances?  
25 A. I know that they -- they bring in revenue from

Page 21

1 the advocacy campaigns that Max McGuire manages.  
2 Q. Okay. Do you know anything else about  
3 CD Solutions' financial interests?  
4 A. Just that they have an e-commerce website, being  
5 the one that I mentioned.  
6 Q. Okay.  
7 Again, here's Exhibit 92. Exhibit 92, pulled  
8 from the Colorado secretary of state's website.  
9 And if I can point you to Number 2 on this  
10 exhibit -- well, first of all, the heading is "Statement  
11 of Trade Name of a Reporting Entity." Do you see that?  
12 A. Yes, I see that.  
13 Q. Do you understand what the trade name is?  
14 A. I do not.  
15 Q. All right.  
16 Under Number 2 here, it says -- well, first of  
17 all, it shows the name of the entity, on this document at  
18 least, at Shuffling Madness Media, Inc.; right?  
19 A. I'm sorry. Can you repeat the question?  
20 Q. Well, under Number 1, it provides the  
21 information about the entity that is reporting the  
22 information here to the Colorado secretary of state.  
23 A. I see Number 1.  
24 Q. And it refers to the entity Shuffling Madness  
25 Media, Inc. Do you see that?

Page 22

1 A. I see that written here, yeah.  
2 Q. Are you familiar with Shuffling Madness Media?  
3 A. No, I'm not.  
4 Q. Have you ever heard of it before?  
5 A. I've heard of it, yes.  
6 Q. How did -- when did you to hear of it?  
7 A. At some point in conversation with Joe Oltmann.  
8 Q. Okay. And if you'll note, under Number 2  
9 on 92, it says: "The trade name under which such entity  
10 transacts business or conducts activities or contemplates  
11 transacting business or conducting activities in this  
12 state is" -- what is it?  
13 A. Under Number 2, after the text you just read, it  
14 says "Conservative Daily."  
15 Q. Okay. Prior to today, were you aware that, at  
16 some point, Shuffling Madness Media had on file with the  
17 Colorado secretary of state a trade name of  
18 Conservative Daily?  
19 A. On -- on Monday, in my conversation with  
20 Joe Oltmann, he mentioned that, at a previous point, I  
21 believe, before 2018, that there was a relationship there  
22 that does no longer exist.  
23 Q. Okay.  
24 And show you another exhibit here. Did  
25 Mr. Oltmann explain to you how it was or why it was that

Page 23

1 Shuffling Madness Media, at least at some point, had the  
2 trade name Conservative Daily registered?  
3 A. No, he did not explain why.  
4 Q. And you don't have any independent knowledge  
5 why, do you?  
6 A. No, I do not.  
7 Q. Okay. Hand you Exhibit 93.  
8 (Plaintiff's Exhibit Number 93 was introduced.)  
9 Q. (By Mr. Skarnulis) And Exhibit 93, again, I  
10 pulled this off the Colorado secretary of state's website.  
11 Do you see in the upper right-hand corner there, it says,  
12 "Date and Time: 07/09/2021?"  
13 A. Yes, I do.  
14 Q. And down below, the title of this document  
15 that's on file with the secretary of state is Statement of  
16 Trade Name Withdrawal. Do you see that?  
17 A. Yes.  
18 Q. And the entity that is referred to in  
19 Number 1 is Shuffling Madness Media, Inc.; right?  
20 A. Yes. I see that.  
21 Q. And under Number 2, it says: "The document  
22 number of the statement of trade name to be withdrawn and  
23 the trade name as stated in such statement of trade name  
24 are" -- and then it gives you a document number and the  
25 trade name Conservative Daily. Do you see that?

Page 24

1 A. Yes, I see that.  
2 Q. Do you have any understanding of why, on  
3 July 9, 2021, Shuffling Madness Media, Inc., withdrew from  
4 the filing of their trade name Conservative Daily?  
5 A. No, I do not.  
6 Q. Mr. Oltmann didn't discuss any of that with you?  
7 A. No.  
8 Q. Do you know whether there was any transaction  
9 between CD Solutions and Shuffling Madness Media for the  
10 transfer of the Conservative Daily brand?  
11 A. I do not.  
12 Q. Who would know that?  
13 A. Joe Oltmann.  
14 Q. Okay.  
15 Let's go back to Exhibit 91 and go to the  
16 questions that you prepared for today.  
17 And before -- we'll just, kind of, run down the  
18 list here. But before I do that, do you know whether  
19 Max McGuire has any role at Shuffling Madness Media?  
20 A. No, I do not.  
21 Q. Do you know whether Mr. Oltmann has any role at  
22 Shuffling Madness Media?  
23 A. I do not.  
24 Q. Okay.  
25 All right. We're on Exhibit A of 91. Let's

Page 25



1 just go down the list: "All broadcasts and publications  
2 made, authorized, or ratified by you" -- and "you" is  
3 CD Solutions when I say that in here -- "containing any  
4 statements regarding Dr. Coomer or  
5 Dominion Voting Systems."  
6 A. I'm sorry. Was there a question?  
7 Q. Sure.  
8 So you've reviewed those. Would you agree that  
9 the podcast on Conservative Daily, in which Mr. Oltmann  
10 makes allegations regarding Dr. Coomer or  
11 Dominion Voting Systems -- would you agree those have been  
12 ratified or authorized by CD Solutions?  
13 MS. HALL: Object to form.  
14 A. Can you restate question? I'm sorry.  
15 Q. (By Mr. Skarnulis) Sure.  
16 Does CD Solutions approve of the content that  
17 appears on Conservative Daily podcast?  
18 A. Joe Oltmann, as the president of CD Solutions,  
19 has final say in any publications made by CD or  
20 Conservative Daily podcast.  
21 Q. Okay. But you're here today as -- and it's kind  
22 of complicated, but, in litigation, we get to ask  
23 questions of an entity, and that entity puts up a  
24 representative to answer those questions.  
25 And so I understand Mr. Oltmann approves or has

Page 26

1 final say, but does Conservative Daily stand by its  
2 podcast regarding Dr. Coomer?  
3 A. Any statements regarding Dr. Coomer were made  
4 under the authority of Joe Oltmann as the president  
5 representing CD Solutions.  
6 Q. Okay.  
7 Let's just go down the list: "All broadcasts  
8 and publications made on your behalf" -- CD Solutions'  
9 behalf -- "if any, by Joseph Oltmann regarding Dr. Coomer  
10 [sic] -- Dr. Coomer or Dominion Voting Systems."  
11 Does CD Solutions authorize Joe Oltmann and  
12 Max McGuire to present each of the Conservative Daily  
13 broad- -- broadcasts?  
14 A. I'm not sure I understand the question.  
15 Q. Well, does the entity, CD Solutions, whatever  
16 that is, its officers, its directors, whoever those may  
17 be -- does CD Solutions authorize Mr. Oltmann and  
18 Mr. McGuire to provide all of the content that appears on  
19 the podcast?  
20 A. The only individual able to speak for  
21 CD Solutions or make statements for CD Solutions is  
22 Joe Oltmann. Max McGuire does not have that power.  
23 Q. Okay. How do you know that?  
24 A. Joe Oltmann informed me of that in our  
25 conversation Monday, as Max is an independent contractor

Page 27

1 Q. Okay. And, actually, we went right into  
2 Number 3.  
3 So as you understand it from Mr. Oltmann,  
4 Max McGuire is an independent contractor with CD Solutions  
5 for his appearance on Conservative Daily; right?  
6 A. He is the advocacy director. And when he  
7 appears on Conservative Daily, he is speaking in a  
8 personal capacity. He can make statements on his own  
9 behalf, but not for Conservative Daily.  
10 Q. Okay. Does -- let me ask this, then. Does  
11 Conservative Daily -- well, and let me ask CD Solutions.  
12 Does CD Solutions stand by statements that Max McGuire has  
13 made regarding Dr. Coomer?  
14 A. I'm not aware of the particular statements that  
15 Max McGuire has made, to be honest.  
16 Q. If Max McGuire made allegations regarding  
17 Dr. Coomer, did CD Solutions approve of those allegations  
18 to be made and aired on its podcast?  
19 A. Any statements that Max McGuire made on the  
20 podcast were made personally. And it's -- the podcast is  
21 an open discussion.  
22 So again, the only individual that would have  
23 been speaking for CD Solutions would have been  
24 Joe Oltmann. And Max McGuire's statements do not need to  
25 be authorized for CD Solutions. He does not speak for

Page 28

1 CD Solutions whatsoever.  
2 Q. Okay. And you learned this from speaking with  
3 Mr. Oltmann; right?  
4 A. Yes.  
5 Q. Did you have independent knowledge prior to  
6 speaking with Mr. Oltmann about whether Max McGuire was an  
7 independent contractor?  
8 A. Yes. I knew that prior to that conversation.  
9 Q. Were you aware, prior to the conversation with  
10 Mr. Oltmann, that CD Solutions' position would be that  
11 what Max says on the podcast is what he says personally,  
12 not representations of CD Solutions?  
13 A. Yes. That conversation had occurred before that  
14 day with Mr. Oltmann and myself.  
15 Q. Okay. And that's how you learned it. You  
16 didn't have prior independent knowledge; right?  
17 A. Prior to Monday?  
18 Q. Yes, sir.  
19 A. I'm sorry.  
20 Q. Yeah. Sure.  
21 A. Could you just rephrase the question?  
22 Q. So did you have any independent understanding of  
23 when Max McGuire -- pardon me -- that when Max McGuire  
24 appeared on Conservative Daily podcast, he was not  
25 speaking for CD Solutions?

Page 29

<p>1 A. As I said, that conversation had come up, and I 2 had known of that through conversations with Joe Oltmann 3 prior to Monday. 4 Q. Oh, okay. I gotcha. 5 What's -- what are Mr. McGuire's duties as the 6 advocacy director? 7 A. Max -- he writes fax blasts, which are, 8 basically, campaigns for people to write -- to send faxes 9 to Congress in support of -- of various campaigns. 10 Q. Does he do anything else in that role? 11 A. I don't know exactly. 12 Q. Does Mr. McGuire report to anyone at 13 CD Solutions? 14 A. He reports to Joe Oltmann. 15 Q. Does Mr. Oltmann have input on what Mr. McGuire 16 includes in his fax blasts? 17 A. Joe Oltmann has final authority in everything 18 regarding CD publications, whether they be the fax blasts 19 or what is said on CD -- on Conservative Daily. 20 Q. Are there any employees at CD Solutions? 21 A. I don't know. 22 Q. Are there any other independent contractors 23 other than yourself and Mr. McGuire? 24 A. I don't know. 25 Q. Are there any other people who are working with Page 30</p>	<p>1 that don't necessarily work for Conservative Daily. 2 Q. Okay. Do you have any other names of people who 3 are working or otherwise contributing there? 4 A. To CD Solutions, no. 5 Q. Okay. Approximately how many -- well, who would 6 know? 7 A. Joe Oltmann. 8 Q. Approximately how many people are we talking 9 about who have some involvement with the podcast? 10 A. I don't know exactly. 11 Q. Does CD Solutions have other business other than 12 the podcast and the e-commerce we've discussed? 13 A. The podcast derives revenue from the fax blasts, 14 which I mentioned. There is the e-commerce store. And 15 they -- they have sponsors. 16 Q. Okay. And the sponsors are advertisers on 17 Conservative Daily? 18 A. Yes. 19 Q. Is FEC United one of those sponsors? 20 A. No. 21 Q. Who are the sponsors that you're aware of? 22 A. One is AirMedCare Network. And I don't know 23 offhand what all of -- all of the other sponsors are. 24 That's not something that I handle. 25 Q. Okay. I'm -- I'm going to, kind of, skip ahead. Page 32</p>
<p>1 Conservative Daily? 2 A. Can you rephrase question? What does -- what do 3 you mean by "working with?" 4 Q. Sure. 5 You said you report to -- to the office 6 five days a week, typically. Are there other people 7 there, or is it just you, Mr. Oltmann, and Mr. McGuire? 8 A. There are other people there. 9 Q. Who are the other people? 10 A. I don't know all of them. 11 Q. Who are -- who are the ones you know? 12 A. The producer of Conservative Daily. 13 Q. And that is? 14 A. His name is Josh. 15 Q. Josh. His last name is -- 16 A. I don't know. 17 Q. How long have you known Josh? 18 A. Since I -- since I began working with 19 Conservative Daily. 20 Q. Okay. So for four months? 21 A. Yeah. Approximately. 22 Q. Is there anybody else there? 23 A. Yes. 24 Q. Who? 25 A. I don't know all of them. Just other people Page 31</p>	<p>1 Number 4, I think, relates to Mr. Oltmann's role as a 2 representative at CD Solutions. I think we've covered 3 that. 4 Have I missed anything? He's in charge; right? 5 A. Yes. 6 Q. And are there any other decision-makers at 7 CD Solutions that you're aware of? 8 A. No. 9 Q. Okay. Let's skip to Number 5. 10 I think we've -- I think we have covered that as 11 well, except let me ask you this: Does CD Solutions have 12 any other entities or affiliates that it does business 13 with? 14 A. I don't know. 15 Q. Who would know? 16 A. Joe Oltmann. 17 Q. Okay. 18 All right. Any knowledge of Dr. Coomer -- and 19 this is Number 6. Sorry: "Any knowledge of Dr. Coomer or 20 Dominion Voting Systems prior to your publication" -- and 21 I'm not going to read the whole thing for the court 22 reporter. 23 What -- did CD Solutions have any knowledge of 24 Dr. Coomer or Dominion Voting Systems prior to its first 25 podcast, on which Mr. Oltmann told of the alleged Antifa Page 33</p>

1 conference call?  
2 A. No.  
3 Q. Okay. Do you know whether CD Solutions  
4 performed any investigation for that first podcast  
5 regarding Dr. Coomer?  
6 A. No.  
7 Q. Who would know that?  
8 A. I'm sorry. No, CD Solutions did not perform any  
9 investigation prior to that.  
10 Q. Okay. Do you know whether Mr. Oltmann performed  
11 any investigation personally?  
12 A. Yes.  
13 Q. Okay. What do you understand the allegations  
14 against Dr. Coomer to be?  
15 A. I'm sorry. Can you -- can you rephrase the  
16 question?  
17 Q. Yeah. What do you -- what -- what do you  
18 understand -- well, what does CD Solutions contend  
19 Dr. Coomer -- Dr. Coomer's role was, if any, in the  
20 outcome of the 2020 presidential election?  
21 A. The statements Joe Oltmann made when he first  
22 made the podcast was simply that Dr. Coomer had said  
23 that -- had said on a call that he had made sure Trump  
24 didn't win the election, and had never claimed that  
25 Dominion Voting Systems influenced the election.

Page 34

1 I mean, that's -- that's the best of my  
2 knowledge.  
3 Q. Okay. And did you get that information from  
4 Mr. Oltmann?  
5 A. From Mr. Oltmann, yes, and hearing what he said  
6 on the podcast.  
7 Q. All right.  
8 Okay. Number 7 is the investigation. I think  
9 we've, kind of, covered that.  
10 Number 8: "Does CD Solutions have any physical  
11 evidence of the story that Mr. Oltmann has told regarding  
12 the alleged Antifa conference call?"  
13 A. I'm sorry. What is "the story" you're referring  
14 to exactly?  
15 Q. Well, it's the allegations we just discussed.  
16 You gave me your general understanding of what the Antifa  
17 conference call was.  
18 Does CD Solutions have any physical evidence  
19 that would support those allegations?  
20 A. Can I just -- I'm sorry. Can you rephrase that?  
21 Which allegations? That Eric Coomer was on that call --  
22 Q. Yes, sir. Yeah. Let's cut it off there.  
23 A. Yeah. I just want to understand what I'm  
24 answering.  
25 Any evidence regarding the call, CD Solutions

Page 35

1 hasn't seen that. That was -- whatever it may be, if it  
2 does exist, Joe Oltmann investigated and -- and would have  
3 that personally. CD Solutions has no knowledge of it or  
4 if he has any.  
5 Q. Have you seen any evidence showing that -- or  
6 supporting the allegations that Dr. Coomer was on an  
7 alleged Antifa conference call?  
8 MS. HALL: Objection.  
9 Steve, are you referring to him personally or  
10 CD Solutions?  
11 MR. SKARNULIS: No. CD Solutions.  
12 MS. HALL: I just want to be sure.  
13 A. When you say evidence that he was on a call --  
14 Q. (By Mr. Skarnulis) Yes.  
15 A. -- again, I just -- what you do you mean by  
16 "physical evidence?" Is that what you asked? Or direct  
17 evidence?  
18 Q. Sure. Have you seen Mr. Oltmann's notes?  
19 A. No, I have not.  
20 Q. CD Solutions, obviously, does not have a  
21 recording of the call; right?  
22 A. No, nor does Joe Oltmann.  
23 Q. Okay.  
24 Does CD Solutions contend that the allegations  
25 made by Mr. Oltmann about Dr. Coomer are, in fact, true?

Page 36

1 A. On the podcast, Joe Oltmann stated what he had  
2 heard on the alleged call and then presented evidence  
3 surrounding Eric Coomer -- some of the statements that he  
4 had made.  
5 So any of those statements supporting what  
6 Coomer said on the call who Coomer is as a person, those  
7 were authorized by Joe Oltmann and presented.  
8 Q. Okay. And so as you understand it, CD Solutions  
9 does contend that any of the allegations made by  
10 Mr. Oltmann about Dr. Coomer are true?  
11 A. If you're referring to Eric Coomer lying about  
12 some of the social media posts he had made, and that he  
13 believed it was Eric Coomer who was on the call, yes.  
14 Those statements were authorized by Joe Oltmann for  
15 Conservative Daily.  
16 Q. Okay. And I'm also referring to the -- it's  
17 true CD Solutions agrees with Mr. Oltmann that it's true  
18 that Eric Coomer attended the Antifa conference call;  
19 right?  
20 A. Joe Oltmann made that -- he said that he  
21 believed Eric Coomer was on the call, yes.  
22 Q. Okay. And CD Solutions contends in this lawsuit  
23 that it is true that Dr. Coomer said he was going to make  
24 sure Trump did not win the election, words to that effect;  
25 right?

Page 37

1 A. Yes. Joe stated on the podcast that he believed  
2 Eric Coomer was on that call and stated he -- essentially,  
3 he made sure Trump did not -- did not win the election.  
4 He made F-ing sure of it.  
5 Q. Did Joe Oltmann explain to you, as a  
6 representative of CD Solutions, how it was that he got  
7 access to the Antifa conference call?  
8 A. No, he did not.  
9 Q. Did Joe Oltmann explain to you, as the  
10 representative of CD Solutions, who any of the other  
11 attendees on the Antifa conference call were?  
12 A. No. He was -- he refuses to share that  
13 information.  
14 Q. Okay.  
15 Does CD Solutions have any connection with other  
16 defendants? And I'm sorry. I'll point you to where it is  
17 in case you have notes or jog your memory.  
18 Does CD Solutions have any relationship or  
19 communications with other defendants in this litigation?  
20 And that is down at Number 12.  
21 A. So I'm reading: Any knowledge of or connection  
22 with any other Defendant held prior to publication,  
23 et cetera, of statements regarding Dr. Coomer.  
24 Is that correct? So prior to?  
25 Q. Sure.

Page 38

1 A. No.  
2 Q. Okay. How about -- how about afterwards?  
3 A. Afterwards, CD Solutions has had no contact with  
4 them or relationship, no.  
5 Q. Okay. Does CD Solutions have an email system?  
6 A. Joe Oltmann has a Conservative Daily email, yes.  
7 Q. Okay. Do you have a Conservative Daily email?  
8 A. No, I do not.  
9 Q. Do you know whether Mr. McGuire does?  
10 A. I do not.  
11 Q. Do you know if anyone else has a  
12 Conservative Daily email other than Mr. Oltmann?  
13 A. I do not.  
14 Q. Does Conservative Daily provide -- well, let  
15 me -- let me start over.  
16 Do you and others with Conservative Daily  
17 communicate regularly by text?  
18 A. We have communicated by text. I wouldn't say  
19 regularly.  
20 Q. Okay. Where -- where are the offices of  
21 Conservative Daily?  
22 A. They are in Colorado.  
23 Q. Where in Colorado?  
24 A. In Denver. Or -- I'm sorry -- in  
25 Greenwood Village.

Page 39

1 Q. Do you know the address?  
2 A. Not off the top of my head, no.  
3 Q. Do you know whether that -- whatever that  
4 address may be is also the address for CD Solutions with  
5 the Colorado secretary of state?  
6 MS. HALL: Object to form.  
7 A. I don't understand the question.  
8 Q. (By Mr. Skarnulis) Well, you understand  
9 CD Solutions -- you don't know what state it was  
10 incorporated in. I'll tell you, counsel has explained to  
11 me it was incorporated in Delaware. That's actually for  
12 Shuffling Madness Media.  
13 A. Okay.  
14 Q. But when a business does business in the state,  
15 they're required to register with the secretary of state  
16 so the state can get its taxes that it wants. Okay?  
17 So do you know whether the address that is on  
18 file with the Colorado secretary of state for CD Solutions  
19 is the same as where Conservative Daily is broadcast?  
20 A. I don't know that. I've never seen that  
21 information.  
22 Q. Were you aware that the CD Solutions'  
23 registration with the secretary of state actually expired  
24 in 2019?  
25 A. I did not.

Page 40

1 Q. Mr. Oltmann did not tell you that?  
2 A. No.  
3 Q. Do you know whether CD Solutions has taken the  
4 steps to make sure that it is properly in existence and  
5 recognized by the state?  
6 A. I do not.  
7 Q. Who would know that?  
8 A. Joe Oltmann.  
9 Q. Does CD Solutions have any agreement with any  
10 other defendant, such as a joint defense agreement?  
11 A. I don't know.  
12 Q. Who would know that?  
13 A. Joe Oltmann.  
14 Q. Did CD Solutions -- and I'm at 14: Did  
15 CD Solutions have broadcasts or publications regarding the  
16 possibility of election fraud prior to the election?  
17 A. Prior to? Of -- I'm sorry. Can you rephrase  
18 it? Election fraud in general?  
19 Q. Yes, sir.  
20 A. I don't know.  
21 Q. Do you know whether -- okay.  
22 So the election's November 3rd, and first  
23 broadcast about Dr. Coomer was the 9th.  
24 Do you know whether, in between November 3rd and  
25 the 9th, Conservative Daily had allegations of other

Page 41

1 instances of election fraud, other than Dr. Coomer?  
2 A. I don't know. I -- only that Eric Coomer and  
3 Dominion Voting Systems were not ever part of that  
4 discussion. If it did happen, I don't know that.  
5 Q. Mr. Oltmann might know that, though?  
6 A. Yes, he might.  
7 Q. Okay.  
8 I think we talked about Number 15, but do you  
9 have any idea of whether revenues that Conservative Daily  
10 has received have increased since the November election?  
11 A. Our revenue has decreased since -- since Joe  
12 disclosed, you know, the alleged call of Eric Coomer and  
13 his connection to Dominion Voting Systems.  
14 Q. Do you know how much it's decreased?  
15 A. I don't.  
16 Q. Do you know how much, approximately,  
17 Conservative Daily's revenues have been in that  
18 time frame?  
19 A. I don't.  
20 Q. Do you know whether the viewership of the  
21 Conservative Daily podcast has increased since  
22 November 9th?  
23 A. I don't know for sure. I don't know what the  
24 viewership was prior to his disclosure.  
25 Q. Okay. Do you know what the viewership is now?  
Page 42

1 A. I don't know exactly, no. I don't have access  
2 to that data.  
3 Q. Are you aware of any communications -- I'm going  
4 to Number 16. And I won't read the whole list. But for  
5 any of the persons listed there, are you aware of any  
6 texts or emails between CD Solutions and these people?  
7 A. No. Between CD Solutions and any of these  
8 defendants, no.  
9 Q. Okay. Between anybody associated with  
10 Conservative Daily and these individuals, are you aware of  
11 texts or emails?  
12 A. When?  
13 Q. At any time.  
14 A. Joe Oltmann has had contact with a few of them  
15 in an individual capacity --  
16 Q. Who would know --  
17 A. -- but no one from CD.  
18 Q. Who are you aware in this list that Joe Oltmann  
19 has had individual contact with?  
20 A. Joe Oltmann met Garrett Ziegler about two weeks  
21 ago as a -- privately, not as a representative of  
22 CD Solutions.  
23 Q. Okay.  
24 A. And I believe there were -- there was conver- --  
25 or some kind of conversation -- I don't know exactly  
Page 43

1 what -- between someone from OAN, Jim Hoft, and  
2 Gateway Pundit. But I don't -- this was not through CD.  
3 These were individual conversations between Joe Oltmann.  
4 Q. Have any of these people listed here on  
5 Number 16 appeared as guests on the Conservative Daily  
6 podcast?  
7 A. I believe Matt DePerno has, yes.  
8 Q. Okay. Do you know approximately when that was?  
9 A. It was after he disclosed the Antifa call. I  
10 don't know the exact date.  
11 Q. Do you recall what the subject matter was with  
12 Mr. DePerno as a guest?  
13 A. It was some of his findings regarding  
14 Antrim County election fraud.  
15 Q. Okay. Anything else that was discussed that you  
16 can recall?  
17 A. I don't recall.  
18 Q. Does CD Solutions contend that, in its  
19 presentation --  
20 (A brief audio interruption occurred.)  
21 MR. SKARNULIS: Okay. I think we're good now.  
22 Q. (By Mr. Skarnulis) Does CD Solutions contend  
23 that the Conservative Daily podcast is a news source?  
24 A. Conservative Daily podcast is media.  
25 Q. Okay. Does it distinguish -- would  
Page 44

1 Conservative Daily, in your understanding, be a journalism  
2 source?  
3 A. Yes. Yeah. It's media. Yes.  
4 Q. Okay. Do you personally have any background in  
5 journalism?  
6 A. No, I do not.  
7 Q. Are you aware of whether Mr. Oltmann or  
8 Mr. McGuire, prior to Conservative Daily, had any  
9 background in journalism?  
10 A. I know Max McGuire had authored four previous  
11 publications. I do not know about Joe Oltmann.  
12 Q. What previous publications had Max McGuire been  
13 an author for?  
14 A. I don't know exactly.  
15 Q. Okay. Do you know whether Mr. McGuire had any  
16 educational background in journalism?  
17 A. I don't.  
18 Q. Does Conservative Daily have written standards  
19 for what it's going to publish on the podcast?  
20 A. I don't know.  
21 Q. Who would know?  
22 A. Joe Oltmann.  
23 Q. Does Conservative Daily have any procedure for  
24 investigation of subject matter that appears on its  
25 podcast?  
Page 45

1 A. I know they attempt to verify information before  
2 they present it as fact. Other than that, I don't know.  
3 Q. How do you know that?  
4 A. That -- Joe Oltmann informed me of that Monday,  
5 and I've seen that in preparation for the podcast as well.  
6 Q. Were there texts and emails between any of the  
7 people that we've discussed who were involved with  
8 Conservative Daily regarding election fraud coverage in  
9 general?  
10 A. I'm sorry. Can you rephrase the question?  
11 Q. Sure.  
12 Are you aware, as CD Solutions -- put on your  
13 CD Solutions hat. Are you aware of texts or emails  
14 between the people involved with the Conservative Daily  
15 podcast about election fraud in general?  
16 A. Joe Oltmann, yes.  
17 Q. Okay. Anything else?  
18 A. I don't know.  
19 Q. Did Mr. Oltmann text or email you anything about  
20 election fraud? You personally now.  
21 A. As Conservative Daily, I -- I don't know.  
22 Q. Okay. What about Dr. Coomer? Are you aware of  
23 internal communications with people involved with  
24 Conservative Daily regarding Dr. Coomer?  
25 A. No. I don't know.

Page 46

1 Q. Joe Oltmann would know that?  
2 A. Yes.  
3 Q. How about internal communications related to the  
4 January 6th event in Washington, D.C.?  
5 MS. HALL: Objection. Beyond -- beyond the  
6 scope of the deposition.  
7 Q. (By Mr. Skarnulis) And you can answer unless  
8 you --  
9 A. I don't understand the question.  
10 Q. Okay.  
11 Are you aware of -- so the folks who were  
12 associated with Conservative Daily, did any of those  
13 people have texts or emails, that you are aware of,  
14 related to the January 6, 2021, insurrection?  
15 MS. HALL: Objection. Beyond the scope of the  
16 deposition.  
17 A. Can you clarify what you mean by "those people?"  
18 I don't understand what you mean by "those people."  
19 Q. (By Mr. Skarnulis) Sure. Max McGuire,  
20 Joe Oltmann, Josh, you.  
21 MS. HALL: Renew my objection.  
22 A. I'm sorry.  
23 Q. (By Mr. Skarnulis) Are you aware of --  
24 A. Those people about -- about what specifically?  
25 Q. About attending the rally on January 6, 2021.

Page 47

1 A. I don't know.  
2 MS. HALL: Renew my objection.  
3 Q. (By Mr. Skarnulis) You don't know?  
4 A. I don't believe so. I don't know.  
5 Q. Okay.  
6 Did representatives for the people we've talked  
7 about associated with Conservative Daily -- did any of  
8 them attend the January 6th protest?  
9 MS. HALL: Renew my objection. Beyond the scope  
10 of the deposition.  
11 A. I don't know.  
12 Q. (By Mr. Skarnulis) Okay. Who would know that?  
13 A. I don't know.  
14 MS. HALL: Renew my objection. Beyond the scope  
15 of the deposition.  
16 Q. (By Mr. Skarnulis) Were you personally there?  
17 A. No, I was not.  
18 MR. SKARNULIS: Let's take a break.  
19 THE VIDEOGRAPHER: Going off the record. The  
20 time is 12:03.  
21 (Recess from 12:03 p.m. until 12:09 p.m.)  
22 THE VIDEOGRAPHER: We're back on the record.  
23 The time is 12:09 p.m.  
24 Q. (By Mr. Skarnulis) Mr. Papas, have you  
25 understood all my questions today?


Page 48

1 A. Not all of them, but --  
2 Q. Well, or have I clarified the ones that,  
3 perhaps, you didn't first understand?  
4 A. Yes.  
5 Q. All right.  
6 And is there any reason or impairment that, in  
7 any way, affected your ability to testify today?  
8 A. No.  
9 MR. SKARNULIS: Pass the witness.  
10 MS. HALL: We have no questions, Steve.  
11 THE VIDEOGRAPHER: We're going off the record at  
12 12:09 p.m. And this concludes today's testimony given by  
13 CD Solutions and Conservative Daily, with designated  
14 representative Gregory Papas.  
15 The total number of media units used was one and  
16 will be retained by Veritext Legal Solutions.  
17 Thank you, all.  
18 MR. SKARNULIS: Thank you, Dennis.  
19 Thank you, Sara. You've got our order.  
20 THE REPORTER: I sure do.  
21 Can I get any other orders on the record,  
22 please?  
23 MR. ARRINGTON: Barry Arrington for  
24 Sidney Powell. Usual e-tran, please.  
25 MS. BOEHMER: Margaret Boehmer for Eric Metaxas.

Page 49

1 E-tran, please.  
 2 MR JOHNSON: Brad Johnson for OAN and Chanel  
 3 Rion. E-transcript as well.  
 4 THE REPORTER: Okay. Is that everybody? Great.  
 5 Thank you, all.  
 6 \* \* \* \* \*  
 7 WHEREUPON, the foregoing deposition was  
 8 concluded at 12:11 p.m. Total time on the record was  
 9 1 hour, 1 minute.  
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Page 50

1 REPORTER'S CERTIFICATE  
 2 STATE OF COLORADO )  
 3 CITY AND COUNTY OF DENVER )  
 4 I, Sara A. Stueve, a Registered Professional Reporter  
 5 and Notary Public within and for the State of Colorado,  
 6 commissioned to administer oaths, do hereby certify that  
 7 previous to the commencement of the examination, the  
 8 witness was duly sworn by me to testify the truth in  
 9 relation to matters in controversy between the said  
 10 parties; that the said deposition was taken in stenotype  
 11 by me at the time and place aforesaid and was thereafter  
 12 reduced to typewritten form by me; and that the foregoing  
 13 is a true and correct transcript of my stenotype notes  
 14 thereof; that I am not an attorney nor counsel nor in any  
 15 way connected with any attorney or counsel for any of the  
 16 parties to said action nor otherwise interested in the  
 17 outcome of this action.  
 18 My commission expires October 26, 2024.  
 19  
 20  
  
 21 SARA A. STUEVE  
 22 Registered Professional Reporter  
 23 Notary Public, State of Colorado  
 24 August 16, 2021  
 25

Page 52

1 I, GREGORY RICHARD PAPAS, the deponent in the above  
 2 deposition, do hereby acknowledge that I have read the  
 3 foregoing transcript of my testimony, and state under oath  
 4 that it, together with any attached Amendment to  
 5 Deposition pages, constitutes my sworn testimony.  
 6  
 7 \_\_\_\_\_ I have made changes to my deposition  
 8 \_\_\_\_\_ I have NOT made any changes to my deposition  
 9  
 10 \_\_\_\_\_  
 11 GREGORY RICHARD PAPAS  
 12  
 13 Subscribed and sworn to before me this \_\_\_\_\_ day of  
 14 \_\_\_\_\_, 20\_\_\_\_.  
 15 My commission expires: \_\_\_\_\_.  
 16  
 17 \_\_\_\_\_  
 18 NOTARY PUBLIC  
 19  
 20  
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Page 51

1 Ingrid J. DeFranco, Esq.  
 2 defrancoi@yahoo.com  
 3 August 16, 2021  
 4 RE: Coomer, Eric, Ph.D. v. Donald J. Trump For President, Inc.  
 5 8/11/2021, Gregory Richard Papas (#4708874)  
 6 The above-referenced transcript is available for  
 7 review.  
 8 Within the applicable timeframe, the witness should  
 9 read the testimony to verify its accuracy. If there are  
 10 any changes, the witness should note those with the  
 11 reason, on the attached Errata Sheet.  
 12 The witness should sign the Acknowledgment of  
 13 Deponent and Errata and return to the deposing attorney.  
 14 Copies should be sent to all counsel, and to Veritext at  
 15 errata-tx@veritext.com.  
 16  
 17 Return completed errata within 30 days from  
 18 receipt of testimony.  
 19 If the witness fails to do so within the time  
 20 allotted, the transcript may be used as if signed.  
 21  
 22 Yours,  
 23 Veritext Legal Solutions  
 24  
 25

Page 53

<p>1 Coomer, Eric, Ph.D. v. Donald J. Trump For President, Inc. 2 Gregory Richard Papas (#4708874) 3 E R R A T A S H E E T 4 PAGE____ LINE____ CHANGE_____ 5 _____ 6 REASON_____ 7 PAGE____ LINE____ CHANGE_____ 8 _____ 9 REASON_____ 10 PAGE____ LINE____ CHANGE_____ 11 _____ 12 REASON_____ 13 PAGE____ LINE____ CHANGE_____ 14 _____ 15 REASON_____ 16 PAGE____ LINE____ CHANGE_____ 17 _____ 18 REASON_____ 19 PAGE____ LINE____ CHANGE_____ 20 _____ 21 REASON_____ 22 _____ 23 _____ 24 Gregory Richard Papas                      Date 25</p>	



Colorado Rules of Civil Procedure  
Chapter 4, Disclosure and Discovery  
Rule 30

(e) Review by Witness; Changes; Signing. If requested by the deponent or a party before completion of the deposition, the deponent shall be notified by the officer that the transcript or recording is available. Within 35 days of receipt of such notification the deponent shall review the transcript or recording and, if the deponent makes changes in the form or substance of the deposition, shall sign a statement reciting such changes and the deponent's reasons for making them and send such statement to the officer. The officer shall indicate in the certificate prescribed by subsection (f)(1) of this rule whether any review was requested and, if so, shall append any changes made by the deponent.

DISCLAIMER: THE FOREGOING CIVIL PROCEDURE RULES ARE PROVIDED FOR INFORMATIONAL PURPOSES ONLY. THE ABOVE RULES ARE CURRENT AS OF APRIL 1, 2019. PLEASE REFER TO THE APPLICABLE STATE RULES OF CIVIL PROCEDURE FOR UP-TO-DATE INFORMATION.

VERITEXT LEGAL SOLUTIONS  
COMPANY CERTIFICATE AND DISCLOSURE STATEMENT

Veritext Legal Solutions represents that the foregoing transcript is a true, correct and complete transcript of the colloquies, questions and answers as submitted by the court reporter. Veritext Legal Solutions further represents that the attached exhibits, if any, are true, correct and complete documents as submitted by the court reporter and/or attorneys in relation to this deposition and that the documents were processed in accordance with our litigation support and production standards.

Veritext Legal Solutions is committed to maintaining the confidentiality of client and witness information, in accordance with the regulations promulgated under the Health Insurance Portability and Accountability Act (HIPAA), as amended with respect to protected health information and the Gramm-Leach-Bliley Act, as amended, with respect to Personally Identifiable Information (PII). Physical transcripts and exhibits are managed under strict facility and personnel access controls. Electronic files of documents are stored in encrypted form and are transmitted in an encrypted fashion to authenticated parties who are permitted to access the material. Our data is hosted in a Tier 4 SSAE 16 certified facility.

Veritext Legal Solutions complies with all federal and State regulations with respect to the provision of court reporting services, and maintains its neutrality and independence regardless of relationship or the financial outcome of any litigation. Veritext requires adherence to the foregoing professional and ethical standards from all of its subcontractors in their independent contractor agreements.

Inquiries about Veritext Legal Solutions' confidentiality and security policies and practices should be directed to Veritext's Client Services Associates indicated on the cover of this document or at [www.veritext.com](http://www.veritext.com).



<p>DISTRICT COURT, CITY AND COUNTY OF DENVER, COLORADO 1437 Bannock Street Denver, CO 80202</p>	<p><del>SERVED ONLY: July 29, 2021 8:01 AM</del> FILING ID: 528FE008F6B0E CASE NUMBER: 2020CV34319</p> <p style="text-align: center;">▲ COURT USE ONLY ▲</p>
<p>ERIC COOMER, Ph.D., Plaintiff</p> <p>vs.</p> <p>DONALD J. TRUMP FOR PRESIDENT, INC., et al., Defendants</p>	
<p><b>Attorneys for Plaintiff</b> Charles J. Cain, No. 51020 <a href="mailto:ccain@cstrial.com">ccain@cstrial.com</a> Steve Skarnulis, No. 21PHV6401 <a href="mailto:skarnulis@cstrial.com">skarnulis@cstrial.com</a> <b>CAIN &amp; SKARNULIS PLLC</b> P. O. Box 1064 Salida, Colorado 81201 719-530-3011 Telephone 512-477-5011 Facsimile</p> <p>Thomas M. Rogers III, No. 28809 <a href="mailto:trey@rklawpc.com">trey@rklawpc.com</a> Mark Grueskin, No. 14621 <a href="mailto:mark@rklawpc.com">mark@rklawpc.com</a> Andrew E. Ho, No. 40381 <a href="mailto:andrew@rklawpc.com">andrew@rklawpc.com</a> <b>RECHTKORNFELD PC</b> 1600 Stout Street, Suite 1400 Denver, Colorado 80202 303-573-1900 Telephone</p>	<p>Case Number: 2020cv034319</p> <p>Division Courtroom: 409</p>
<p style="text-align: center;"><b>PLAINTIFF'S NOTICE OF INTENTION TO TAKE ORAL AND VIDEOTAPED DEPOSITION OF THE AUTHORIZED REPRESENTATIVE OF DEFENDANT SHUFFLING MADNESS MEDIA, INC. dba CONSERVATIVE DAILY</b></p>	

PLEASE TAKE NOTICE that counsel for Eric Coomer will take the video deposition of **Shuffling Madness Media, Inc. dba Conservative Daily** on **August 11, 2021, immediately following the conclusion of the deposition of FEC United** pursuant to C.R.C.P. 30(b)(6), as well as the Court's June 8, 2021 Order Regarding Reconsideration of Plaintiff's Motions for Expedited Discovery to Aid in Responding to Defendants' Special Motions to Dismiss. The deposition will take place at **Denver County Courthouse, 1437 Bannock Street, Courtroom 409, Denver, Colorado.**<sup>1</sup>

**Shuffling Madness Media, Inc. dba Conservative Daily** is directed to designate person(s) to testify on its behalf on the matters described in **Exhibit A** attached hereto.

You are further advised that the deposition may be videotaped in accordance with C.R.C.P. 30.

Respectfully submitted this 29th day of July 2021.

/s/ Steve Skarnulis  
Steve Skarnulis, No. 21PHV6401

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<sup>1</sup> No conference line is available for this deposition.

**CERTIFICATE OF SERVICE**

I hereby certify that a true and correct copy of the foregoing Deposition Notice has been served on all parties receiving notice through ICCES on this 29th day of July 2021.

          /s/ Steve Skarnulis            
Steve Skarnulis

## **EXHIBIT A**

### **I. DEFINITIONS**

1. “Dr. Coomer” refers to Eric Coomer, Plaintiff herein.
2. “You,” “your,” or “yourself” refers to Shuffling Madness Media, Inc. dba Conservative Daily, as well as any affiliated entities, subsidiaries, or parent companies and/or any and all current or former officers, directors, agents, servants, employees, predecessors, successors, assigns, sureties, attorneys, affiliates, or representatives acting for or on its behalf.
3. “Defendants” collectively refers to Defending the Republic; Donald J. Trump for President, Inc.; FEC United; Rudolph Giuliani; Herring Networks, Inc. dba One America News Network; James Hoft; Michelle Malkin; Eric Metaxas; Joseph Oltmann; Sidney Powell; Sidney Powell, P.C.; Chanel Rion; Shuffling Madness Media, Inc. dba Conservative Daily; and TGP Communications LLC dba The Gateway Pundit, as well as any affiliated entities, subsidiaries, or parent companies and/or any and all current or former officers, directors, agents, servants, employees, predecessors, successors, assigns, sureties, attorneys, affiliates, or representatives acting for or on their behalf. Individual reference to one Defendant named in this lawsuit refers specifically to that Defendant, as well as any affiliated entities, subsidiaries, or parent companies and/or any and all current or former officers, directors, agents, servants, employees, predecessors, successors, assigns, sureties, attorneys, affiliates, or representatives acting for or on their behalf.

### **II. MATTERS UPON WHICH EXAMINATION IS REQUESTED**

1. All broadcasts and publications made, authorized, or ratified by you containing any statements regarding Dr. Coomer or Dominion Voting Systems.<sup>2</sup>
2. All broadcasts and publications made on your behalf, if any, by Joseph Oltmann regarding Dr. Coomer or Dominion Voting Systems.
3. Max McGuire’s role, if any, as your representative or agent, including any authorization of Max McGuire to make statements on your behalf or ratification of statements made by Max McGuire regarding Dr. Coomer or Dominion Voting Systems.
4. Joseph Oltmann’s role, if any, as your representative or agent, including any authorization of Joseph Oltmann to make statements on your behalf or any

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<sup>2</sup> All references to Dominion Voting Systems are limited to and defined by the Court’s Discovery Order.

ratification of statements made by Joseph Oltmann regarding Dr. Coomer or Dominion Voting Systems.

5. Your structure, ownership or control and relationship to Joseph Oltmann, FEC United and/or CD Solutions, Inc; or any other entity or affiliate you contend has an interest in the ownership or control of Conservative Daily.
6. Any knowledge of Dr. Coomer or Dominion Voting Systems prior to your publication, authorization, or ratification of statements regarding Dr. Coomer and Dominion Voting Systems, including: what this knowledge was; when this knowledge was acquired; how this knowledge was acquired; and the basis of this knowledge.
7. Any investigation you conducted or directed into the Allegations<sup>3</sup> against Dr. Coomer prior to your broadcasts, publication, authorization, or ratification of statements regarding Dr. Coomer or Dominion Voting Systems, including contacting Dr. Coomer or Dominion Voting Systems regarding the Allegations.
8. Any knowledge of evidence supporting the Allegations against Dr. Coomer held prior to your broadcast, publication, authorization, or ratification of statements regarding Dr. Coomer or Dominion Voting Systems.
9. Any knowledge of evidence refuting the Allegations against Dr. Coomer held prior to your broadcast, publication, authorization, or ratification of statements regarding Dr. Coomer or Dominion Voting Systems.
10. Any knowledge of evidence you claim supports your statements about Dr. Coomer as it relates to his alleged role in rigging the 2020 Presidential election.
11. Any knowledge of or connection with Joseph Oltmann held prior to your publication, authorization, or ratification of statements regarding Dr. Coomer or Dominion Voting Systems.
12. Any knowledge of or connection with any other Defendant held prior to your publication, authorization, or ratification of statements regarding Dr. Coomer or Dominion Voting Systems.
13. Any agreement between you and any other Defendant regarding the publication of statements regarding Dr. Coomer or Dominion Voting Systems.
14. Any other broadcasts or publications of allegations of election fraud relating to the 2020 Presidential election that you made, authorized, or ratified prior to the

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<sup>3</sup> Allegations refer to the claims made the basis of this suit in Plaintiff's First Amended Complaint.

broadcasts and publications you made, authorized, or ratified regarding Dr. Coomer or Dominion Voting Systems.

15. Any financial benefit you derived from the broadcasts and publications you made, authorized, or ratified regarding Dr. Coomer or Dominion Voting Systems, including solicitations for donations in support of legal challenges to the 2020 Presidential election results.
16. All communications (including email and text messages) about Dr. Coomer or Dominion Voting Systems between you and:
  - a. Any other Defendant
  - b. Ron Watkins (including any aliases)
  - c. Matthew DePerno
  - d. Patrick Byrne
  - e. Russell Ramsland
  - f. Garrett Ziegler
  - g. The person that assisted you in gaining access to the “Antifa call” as described by you on the David K. Clements “The Professor’s Record” podcast dated April 20, 2021<sup>4</sup>
17. Any retractions you have made with respect to statements regarding Dr. Coomer.
18. Your standards for journalistic practices, if any, that applied to your broadcasts or publications on the 2020 Presidential election and whether you claim to be a journalist in the first instance (and any facts supporting that contention).
19. Internal communications between your staff members about election fraud coverage and coverage of the January 6, 2021 insurrection.
20. Your participation, if any, in the January 6, 2021 insurrection, as well as your coverage of the events at the Capitol on January 6.

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<sup>4</sup> <https://rumble.com/vfudkf-joe-oltmann-exposes-dominion-votings-eric-coomer-ties-to-antifa-skinheads-a.html>





Colorado Secretary of State  
 Date and Time: 03/16/2012 02:30 PM  
 ID Number: 20121159500

Document must be filed electronically  
 Paper documents will not be accepted.

Document processing fee  
 Fees & forms/cover sheets  
 are subject to change.

\$20.00

Document number: 20121159500  
 Amount Paid: \$20.00

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 visit [www.sos.state.co.us](http://www.sos.state.co.us) and  
 select Business Center.



ABOVE SPACE FOR OFFICE USE ONLY

**Statement of Trade Name of a Reporting Entity**

filed pursuant to §7-71-103 and §7-71-107 of the Colorado Revised Statutes (C.R.S)

1. For the reporting entity delivering this statement, its ID number, true name, form of entity and the jurisdiction under the law of which it is formed are

ID Number 20121108480  
*(Colorado Secretary of State ID number)*

True name Shuffling Madness Media, Inc.

Form of entity Foreign Corporation

Jurisdiction Delaware

2. The trade name under which such entity transacts business or conducts activities or contemplates transacting business or conducting activities in this state is

Conservative Daily

3. A brief description of the kind of business transacted or activities conducted or contemplated to be transacted or conducted in this state under such trade name is

Media products and services

4. *(If the following statement applies, adopt the statement by marking the box and include an attachment.)*

This document contains additional information as provided by law.

5. *(Caution: Leave blank if the document does not have a delayed effective date. Stating a delayed effective date has significant legal consequences. Read instructions before entering a date.)*

*(If the following statement applies, adopt the statement by entering a date and, if applicable, time using the required format.)*

The delayed effective date and, if applicable, time of this document are \_\_\_\_\_  
*(mm/dd/yyyy hour:minute am/pm)*

**Notice:**

Causing this document to be delivered to the Secretary of State for filing shall constitute the affirmation or acknowledgment of each individual causing such delivery, under penalties of perjury, that such document is such individual's act and deed, or that such individual in good faith believes such document is the act and deed of the person on whose behalf such individual is causing such document to be delivered for filing, taken in conformity with the requirements of part 3 of article 90 of title 7, C.R.S. and, if applicable, the constituent documents and the organic statutes, and that such individual in good faith believes the facts stated in such document are true and such document complies with the requirements of that Part, the constituent documents, and the organic statutes.

This perjury notice applies to each individual who causes this document to be delivered to the Secretary of State, whether or not such individual is identified in this document as one who has caused it to be delivered.

6. The true name and mailing address of the individual causing this document to be delivered for filing are

Poling Trevor \_\_\_\_\_  
(Last) (First) (Middle) (Suffix)  
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(Street number and name or Post Office Box information)

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(City) (State) (Postal/Zip Code)  
United States  
(Province – if applicable) (Country – if not US)

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(Street number and name or Post Office Box information)  
Suite 100  
Greenwood Village CO 80111  
(City) (State) (Postal/Zip Code)  
United States  
(Province – if applicable) (Country – if not US)

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