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DISTRICT COURT, COUNTY OF DENVER,
STATE OF COLORADO

**EXHIBIT
B**

Court Address:
1437 Bannock Street
Denver, CO 80202

DATE FILED: September 29, 2021 4:48 PM
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CASE NUMBER: 2020CV34319

^ COURT USE ONLY ^

ERIC COOMER, Ph.D.,
Plaintiff,
vs.
DONALD J. TRUMP FOR PRESIDENT, INC.,
SIDNEY POWELL, SIDNEY POWELL, P.C.
RUDOLPH GIULIANI, JOSEPH OLTMANN,
FEC UNITED, SHUFFLING MADNESS
MEDIA, INC., d/b/a CONSERVATIVE DAILY,
JAMES HOFT, TGP COMMUNICATIONS LLC
d/b/a THE GATEWAY PUNDIT, MICHELLE
MALKIN, ERIC METAXAS, CHANEL RION,
HERRING NETWORKS, INC.,
d/b/a ONE AMERICA NEWS NETWORK,
and NEWSMAX MEDIA, INC.,
Defendants.

Case No. 20CV34319
Courtroom 409

VIDEO VIDEOCONFERENCED DEPOSITION OF JOSEPH OLTMANN
September 8, 2021

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1 PURSUANT TO WRITTEN NOTICE and the
2 appropriate rules of civil procedure, the video
3 videoconferenced deposition of JOSEPH OLTMANN, called for
4 examination by the Plaintiff, was taken remotely,
5 commencing at 10:04 a.m. on September 8, 2021, before
6 Laurel S. Tubbs, a Registered Professional Reporter,
7 Certified Realtime Reporter and Notary Public in and for
8 the State of Colorado.
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<p>1 PROCEEDINGS</p> <p>2 THE VIDEOGRAPHER: Here begins the</p> <p>3 deposition of Joseph Oltmann. Today's date is</p> <p>4 September 8th, 2021. The time on the video is 10:04.</p> <p>5 Counsel, please identify yourselves for</p> <p>6 the record and state whom you represent.</p> <p>7 MR. CAIN: Charlie Cain for the Plaintiff.</p> <p>8 MS. DEFRANCO: Ingrid DeFranco and Andrea</p> <p>9 Hall for Mr. Oltmann.</p> <p>10 THE VIDEOGRAPHER: Will the court reporter</p> <p>11 please swear in the witness after her read.</p> <p>12 THE REPORTER: The attorneys participating</p> <p>13 in this deposition acknowledge that I am not physically</p> <p>14 present in the deposition room and that I will be</p> <p>15 reporting this deposition remotely. They further</p> <p>16 acknowledge that in lieu of an oath administered in</p> <p>17 person, the witness will verbally declare his testimony</p> <p>18 in this matter is under penalty of perjury. The parties</p> <p>19 and their counsel consent to this arrangement and waive</p> <p>20 any objections to this manner of reporting. Please</p> <p>21 indicate your agreement by stating your name and your</p> <p>22 agreement on the record, beginning with the taking</p> <p>23 attorney.</p> <p>24 MR. CAIN: Charlie Cain. I agree.</p> <p>25 MS. HALL: Andrea Hall and Ingrid</p> <p style="text-align: right;">Page 6</p>	<p>1 explain a couple of things to you.</p> <p>2 First of all, you are to not have any</p> <p>3 recording devices in your office. You are in your office,</p> <p>4 are you not?</p> <p>5 A. It doesn't matter where I am. It's not</p> <p>6 relevant.</p> <p>7 Q. You are in your office?</p> <p>8 A. It's not relevant.</p> <p>9 Q. Let me explain to you, sir, how this is</p> <p>10 going to go. I'm going to ask the questions. You're</p> <p>11 going to answer my questions. It's up to your counsel to</p> <p>12 advise you if they perceive that there's a privilege issue</p> <p>13 or some other reason that you shouldn't answer my</p> <p>14 questions.</p> <p>15 Are you in your office or not?</p> <p>16 A. (No Response.)</p> <p>17 MS. HALL: Objection, Charlie. It's not</p> <p>18 relevant. Move on.</p> <p>19 MR. CAIN: Are you instructing your client</p> <p>20 not to answer the questions where he's physically</p> <p>21 located?</p> <p>22 MS. HALL: Move on.</p> <p>23 MR. CAIN: Yes or no.</p> <p>24 MS. HALL: I said, Yes. Move on, Charlie.</p> <p>25 It's not relevant.</p> <p style="text-align: right;">Page 8</p>
<p>1 DeFranco. We agree.</p> <p>2 JOSEPH OLTMANN,</p> <p>3 having been first duly sworn or affirmed, was examined and</p> <p>4 testified as follows:</p> <p>5 EXAMINATION</p> <p>6 BY MR. CAIN:</p> <p>7 Q. State your full name, please.</p> <p>8 A. Joseph Oltmann.</p> <p>9 Q. Mr. Oltmann, you understand you're here to</p> <p>10 give testimony as a result of a court order issued by</p> <p>11 Judge Moses in this case, correct?</p> <p>12 A. I do.</p> <p>13 Q. Part of what she asked us to do is to</p> <p>14 provide exhibits to you via your counsel. We did so last</p> <p>15 night. Those exhibits were to be printed out and put in a</p> <p>16 binder.</p> <p>17 Do you have a binder of exhibits in front</p> <p>18 of you?</p> <p>19 A. I do not. I have a computer screen with</p> <p>20 those up, though.</p> <p>21 Q. Mr. Oltmann, instead of being in person, we</p> <p>22 are obviously conducting this deposition via Zoom, so I'm</p> <p>23 not there to -- to look at what you're looking at or</p> <p>24 perceive any information that you're getting outside of</p> <p>25 the context of my questions and your answers. So let me</p> <p style="text-align: right;">Page 7</p>	<p>1 MR. CAIN: Don't talk over me.</p> <p>2 Q. (By Mr. Cain) It's important, Mr. Oltmann,</p> <p>3 that you and I understand each other. If there's some</p> <p>4 reason that you don't understand my questions, will you</p> <p>5 stop me, ask me to rephrase the question, so that I can be</p> <p>6 sure that you understand what I'm asking you and you're</p> <p>7 answering the question that I'm asking?</p> <p>8 A. Yes.</p> <p>9 Q. Are you recording -- do you have a</p> <p>10 recording device with you where you're sitted -- or</p> <p>11 seating now currently? Are you recording this?</p> <p>12 A. No. This is being recorded.</p> <p>13 Q. No, I understand that.</p> <p>14 My question is: Are you recording it</p> <p>15 separately?</p> <p>16 A. No.</p> <p>17 Q. Mr. Oltmann, you are to not communicate</p> <p>18 outside the parties during the course of this deposition.</p> <p>19 That would include getting instructions on how to answer</p> <p>20 questions from your counsel.</p> <p>21 Do you understand that?</p> <p>22 A. Yes.</p> <p>23 Q. I want only your testimony and your</p> <p>24 testimony alone. Who else is with you physically right</p> <p>25 now?</p> <p style="text-align: right;">Page 9</p>

1 MR. CAIN: Charlie, I'm going to object to
2 this line of questioning. How is this relevant? You've
3 not done this with one other person that you've done a
4 deposition over Zoom with. So I suggest you start asking
5 questions because your time is running.
6 Q. (By Mr. Cain) Who else is with you
7 physically present --
8 MR. CAIN: And I'm not going to allow
9 speaking objections, and I will ask for more time if you
10 keep it up.
11 Q. (By Mr. Cain) Who else is with you,
12 Mr. Oltmann?
13 A. My attorneys.
14 Q. Anyone else?
15 A. No.
16 Q. Mr. Oltmann, have you reviewed the
17 protective order that Judge Moses entered in this case?
18 A. No.
19 Q. Are you aware that there's a protective
20 order that would prohibit the disclosure of individuals
21 that were on the antifa call or your conduit to that call,
22 disclosure outside of these proceedings? Are you aware of
23 that?
24 A. Yes.
25 Q. Are you prepared to testify today regarding

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1 the identity of your conduit to the antifa call?
2 A. Can you repeat that question again?
3 Q. Are you prepared to testify today
4 concerning the identity of the individual or individuals
5 who gave you access to the antifa call?
6 A. To a certain extent.
7 Q. To what extent?
8 A. To the extent that I give you what
9 information is readily available.
10 Q. Who provided you access -- what's the
11 identity of the individual or individuals who provided you
12 access to the antifa call?
13 A. I made a commitment not to disclose the
14 name of that person. Unfortunately, that person who is
15 known to me is actually in my notes.
16 Q. In the notes of the call?
17 A. Yes.
18 Q. Okay. Who is it?
19 A. That's all I'm going to say.
20 Q. You understand the Court has ordered you to
21 provide us that information. You understand that?
22 A. I'm not going to provide that information.
23 Q. I'm sorry?
24 A. Mr. Coomer is on this call. Mr. Coomer is
25 the one that presented the antifa manifesto in his social

Page 11

1 media. Mr. Coomer was the one that was on that call. So
2 as a result of that, no protection order would protect
3 this individual.
4 Q. Who is the -- who is the person that was
5 your conduit? Give me the identity of that person.
6 Are you refusing to answer my question?
7 A. I answered your question already. You
8 just didn't like the answer.
9 Q. No. I didn't get the answer to the
10 question. The question was: Who is the person or persons
11 who served as the conduit for you to be on the antifa
12 call? Give me the name.
13 A. I gave you the information as it relates
14 to the information that's in my notes, and you have my
15 notes. So therefore you have that name.
16 Q. ?
17 A. No.
18 Q. All right. Who?
19 A. The information as to who gave me access
20 to that call is inside of the notes.
21 Q. All right. One of the documents that I
22 identified for you was Plaintiff's Exhibit 29, which I
23 understand to be your notes.
24 Do you have that?
25 A. Hold on one second.

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1 MR. KIMREY: Mr. Cain, this is Blaine
2 Kimrey. Have these exhibits been provided to the other
3 counsel of record in this case?
4 MR. CAIN: Yes.
5 MR. KIMREY: I will note for the record
6 that I did not receive copies of these exhibits. I am
7 counsel for OANN and Chanel Rion. Can you have your
8 office forward to me a file of the exhibits right now?
9 MR. CAIN: No. I think, Blaine -- and
10 welcome to the case -- you should have the Exhibit Share
11 function and you can -- you can view them on that through
12 Veritext. But I don't want to waste time on the record
13 with this right now.
14 MR. KIMREY: Okay. Fair enough.
15 MR. CAIN: We can talk about it off-line.
16 Q. (By Mr. Cain) Do you have Exhibit 29 up,
17 Mr. Oltmann?
18 A. I'm actually not seeing Exhibit 29.
19 Q. It's a copy of your notes.
20 A. Okay. I'm looking at it now.
21 Q. All right. And these are notes, correct me
22 if I'm wrong, that you say were taken contemporaneously by
23 you while you were on that call; is that true?
24 A. Yes.
25 Q. Okay. And this is one, two, three -- four

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<p>1 pages of notes, correct?</p> <p>2 A. Yes.</p> <p>3 Q. Where in your notes is the identity of your</p> <p>4 conduit to the call reflected?</p> <p>5 A. It is -- it is on this page, yes.</p> <p>6 Q. Which page? There's a Bates stamp -- what</p> <p>7 we call Bates stamp down on the bottom right. 205, 206,</p> <p>8 207, 208 are the page numbers on these notes. Which page?</p> <p>9 A. There's no stamp on this page. Oh, there</p> <p>10 it is. 205.</p> <p>11 Q. All right. So 205 starts, Who is Eric</p> <p>12 Dominion guy. Is that the one you're looking at?</p> <p>13 A. It is.</p> <p>14 Q. Denver, Colorado Springs, question mark?</p> <p>15 Then there's the . Who's ? If I'm reading that</p> <p>16 correctly. Does that say ?</p> <p>17 A. That is not -- that is not who gave me</p> <p>18 access to the call.</p> <p>19 Q. Who is n?</p> <p>20 A. He's an antifa member. He's a journalist,</p> <p>21 I think.</p> <p>22 Q. What's his last name?</p> <p>23 A. I don't know.</p> <p>24 Q. Was he on the call?</p> <p>25 A. I don't recall actually. I'd have to go</p> <p style="text-align: right;">Page 14</p>	<p>1 A. No.</p> <p>2 Q. -- well, actually before I move off of</p> <p>3 . Have you subsequently learned who this person is,</p> <p>4 ?</p> <p>5 A. Yes. It's an antifa member.</p> <p>6 Q. Okay. What do you know about her?</p> <p>7 A. Not a lot, actually.</p> <p>8 Q. All right. What do you know?</p> <p>9 A. Not a lot. I'd have to review my notes.</p> <p>10 Q. Is there something -- when you say your</p> <p>11 notes, are you referring to Exhibit 29 or some other</p> <p>12 notes?</p> <p>13 A. Just information that I would have</p> <p>14 on -- on her.</p> <p>15 Q. Okay. Are those reflected on Exhibit 29 or</p> <p>16 some other notes?</p> <p>17 A. It wasn't pertaining to any of this</p> <p>18 hearing, so I don't even -- I know that --</p> <p>19 THE REPORTER: I'm sorry, but there's too</p> <p>20 much background noise. I can't understand the witness.</p> <p>21 Could I have the answer repeated, please?</p> <p>22 THE DEPONENT: There's no noise on my</p> <p>23 side.</p> <p>24 Q. (By Mr. Cain) Can you repeat your answer?</p> <p>25 She didn't hear you. She needs to get it down for the</p> <p style="text-align: right;">Page 16</p>
<p>1 through my notes.</p> <p>2 Q. The next name is -- that appears to be a</p> <p>3 name is . Who is that?</p> <p>4 A. How do I get to the other pages?</p> <p>5 MS. HALL: Just scroll up.</p> <p>6 THE DEPONENT: Oh, scroll up. Okay. Got</p> <p>7 it.</p> <p>8 Q. (By Mr. Cain) Who is , that's the</p> <p>9 question I asked?</p> <p>10 A. is the name of somebody that came up</p> <p>11 on the call.</p> <p>12 Q. What do you mean? You saw a name appear?</p> <p>13 A. Yes.</p> <p>14 Q. Okay. Do you have a last name?</p> <p>15 A. No.</p> <p>16 Q. Do you know who she is?</p> <p>17 A. No.</p> <p>18 Q. Was this a Zoom? Was this a Zoom call?</p> <p>19 A. Yes.</p> <p>20 Q. So you could see the name of the</p> <p>21 participants that had logged into the call, at least with</p> <p>22 respect to , right?</p> <p>23 A. Yes.</p> <p>24 Q. Okay. Did you see Eric Coomer on the Zoom</p> <p>25 call reflected?</p> <p style="text-align: right;">Page 15</p>	<p>1 record.</p> <p>2 A. I did collect notes on some of these</p> <p>3 people. So if I have notes on her, then it would</p> <p>4 be -- it wouldn't be in these notes, though.</p> <p>5 Q. Okay. But you do have notes reflecting</p> <p>6 some investigation of who she was?</p> <p>7 A. I have questions that I asked when I</p> <p>8 started contacting other people that were doing research</p> <p>9 on antifa specifically.</p> <p>10 Q. Okay. So do you have notes that reflect</p> <p>11 who she is -- who her identity is?</p> <p>12 A. I was -- I was never able to uncover who</p> <p>13 she is, specifically.</p> <p>14 Q. How about any organization she's involved</p> <p>15 with? Do you know that?</p> <p>16 A. Antifa.</p> <p>17 Q. The next name is with a question mark.</p> <p>18 Who are you referring to there? Is that your conduit?</p> <p>19 A. No.</p> <p>20 Q. Who is ? What information do you have</p> <p>21 on this person?</p> <p>22 A. He's an antifa member.</p> <p>23 Q. How do you know?</p> <p>24 A. Because he was on the call.</p> <p>25 Q. Do you have a last name?</p> <p style="text-align: right;">Page 17</p>

1 A. No, no, not as it pertained to the
2 information I was able to collect here.
3 Q. Well, why did you qualify that? Do you
4 have any identifying information on this who was on
5 the call?
6 A. I was told by someone else that a man that
7 went by the name of died a couple months ago. He was
8 heavily involved in antifa.
9 Q. Who told you that?
10 MS. HALL: Object to form.
11 Q. (By Mr. Cain) You can answer.
12 A. It doesn't --
13 THE REPORTER: I'm sorry. I just --
14 A. I said it doesn't have to do with Eric.
15 Q. (By Mr. Cain) Who told you that is the
16 question? You can answer the question.
17 A.
18 Q. is the next name. And then there's
19 a dash knows.
20 Is the conduit to your participation
21 on this call?
22 A. No.
23 Q. Do you know who is? Do you have a
24 last name or any other identifying information?
25 A. He goes by the name of or He
Page 18

1 seems to be an enforcer for the Antifa/BLM movement.
2 Q. Were you able to identify this person
3 beyond that?
4 A. To some degree, yes.
5 Q. Okay. Tell me -- do you have an address?
6 Do you have a last name? What identifying information do
7 you have?
8 A. Just information related to the fact that
9 he was not a journalist. I wasn't able to disqualify him
10 from being a journalist.
11 Q. How?
12 A. By looking up all known people that go by
13 or .
14 Q. When you were looking up all known people
15 that go by or were you able to determine who
16 this person is specifically? Is he a mechanic in the
17 Springs?
18 A. No. Because that's not what I was looking
19 for.
20 Q. So if -- if you wanted to get in touch with
21 at this point -- or , you wouldn't know how to
22 do it?
23 A. I didn't try to get in touch with an
24 antifa member. I didn't try.
25 Q. Okay. So you -- you don't have any
Page 19

1 information beyond what you told me about or
2 is that true?
3 A. No, that's not true.
4 Q. What other information do you have on this
5 person?
6 A. That he's an antifa member.
7 Q. You've already told me that. I said what
8 other information.
9 A. I'm trying to find the information. So
10 hold on a second. I'll see if I can pull up a --
11 Q. Tell me what you're doing when you're doing
12 it too. Are you on --
13 A. I'm just searching files to see anything
14 that I have on or .
15 Q. I only have so much time, so if you can't
16 find it now, then at a break we can see if we can pull
17 that information down.
18 A. All right. Sounds good.
19 Q. Then there's a dash knows. Who's ?
20 What do those initials stand for?
21 What are you looking at, Mr. Oltmann?
22 A. My attorney.
23 Q. Who is ? The lawyer can't give you the
24 answer. I can't -- this is not their deposition. This is
25 your deposition.
Page 20

1 A. I'm not sure you understand the
2 significance of what we're dealing with. As a matter of
3 fact, I don't think you care. So I'm going to answer
4 it -- I'm going to answer it this way. You asked me for
5 an answer, I'm going to give you an answer.
6 In the last two weeks we've had two antifa
7 members that have targeted and tried to kill other
8 people. We have one that tried to assassinate a guy in
9 Olympia, Washington. We have another guy in California
10 that was hunted for stabbing someone at a protest, who is
11 a known antifa member.
12 We have who's currently in
13 hiding and had to move locations twice in the last couple
14 of months due to antifa putting a hit out on his life.
15 There's another gentleman that worked for Project Veritas
16 out of New York and in 2019/2020 had a posted bounty for
17 his head.
18 And then there's the dark web of the
19 bounty that's currently on my head by antifa in Colorado
20 and other states. So you want me to divulge information
21 which, frankly, would need someone like Eric Coomer back
22 to this individual for retribution. And since we know
23 that the history of Coomer is to have retribution against
24 people, there's a hesitation on my side to divulge
25 anything based on the imminent danger to that particular
Page 21

1 list, I'd like to get that information if it's available.
 2 All right. So when -- did you -- did you
 3 get a sense from that he had been on calls like this in
 4 the past and, therefore, thought this particular call
 5 would be of interest to you? Describe how, you know, that
 6 came about.
 7 A. Oh, at that point the only focus was
 8 antifa journalists. That is the only focus I had
 9 throughout the entire thing is the things that people
 10 were saying about me.
 11 Q. You didn't like what was being written
 12 about you by certain members of the media at the time?
 13 A. I don't think it was as much being written
 14 about me as it was being written about FEC United.
 15 Q. Okay. And who were the journalists that
 16 bothered you in particular?
 17 A. Be , down in Colorado Springs.
 18
 19 Q. Okay. Anyone else?
 20 A. Yeah. Eric -- I don't know how to say his
 21 last name.
 22 Q. [phonetic]?
 23 A. . Oh, yeah, you know him, huh?
 24 Q. Anyone else?
 25 A. Yeah. I don't know if

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1 was before or after. But I certainly know that
 2 he's affiliated with antifa.
 3 Q. So he too is an antifa journalist?
 4 A. I guess you could call him that.
 5 Q. All right. I'm not going to call him that.
 6 I asked you the question.
 7 A. I mean, in my opinion I would call him
 8 that, yes, I would call him an antifa journalist.
 9 Q. Okay. So I've heard the storey before, of
 10 course, that you were concerned about these journalists
 11 and what they were saying about you. So is it fair then
 12 to say that your -- your interest in was, he was going
 13 to be able to put you on a call with some of these
 14 journalists who were writing bad things about you?
 15 A. Yes.
 16 Q. Okay. And in were any of these journalists
 17 that you mentioned actually on this Zoom call?
 18 A. There -- there was a couple journalists on
 19 there, but they weren't doing -- and I only take this by
 20 the friendliest comment related to the call. I was
 21 somewhat underwhelmed by the conversations because it was
 22 filled with rhetoric. But it was fascinating because of
 23 the planning and the fact that they were very, very well
 24 organized on how they communicated on these calls.
 25 Q. All I'm asking you about right now is -- is

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1 the identity of the people that were on the call itself.
 2 A. I believe if you check my notes, you will
 3 walk, through, and I started putting down information
 4 related to who I thought was on the call.
 5 Q. Okay. Let's do that, then. Let's segue
 6 into that. We'll come back to how you got on the call in
 7 a minute. I can't define from your notes who was on the
 8 call or who was just being discussed.
 9 So referring to Plaintiff's Exhibit 29,
 10 your notes, who was it that you can say for a fact was on
 11 the call, journalists or otherwise, besides yourself, and
 12 as you claim, Mr. Coomer?
 13 A. Well, the information from that call led
 14 me to information about . I thought she was
 15 on that call, but then again, nobody used names on the
 16 call. No one used names. The only one that popped up
 17 was the that popped up. And I wrote that down as it
 18 came up.
 19 Q. Okay. You've said, I think in the past,
 20 that you thought there were about 15 to 20 people on the
 21 call while you were on the call; is that right?
 22 A. Yes.
 23 Q. Okay. Why can't -- I'm sorry. Go ahead.
 24 A. Go ahead.
 25 Q. So why can you not positively identify

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1 being on the call, or can you?
 2 A. I cannot because no one had names to
 3 verify that. So the only names that came up during this
 4 are the names that I wrote down.
 5 Q. Well, you wrote down . Did you write
 6 at one point?
 7 A. I suspected that that was the person that
 8 was beginning to speak at the beginning of the call.
 9 Q. What do you -- what do you recall her
 10 saying?
 11 A. The -- that particular person was talking
 12 about the Colorado Springs Independent, which is why I
 13 thought that was because it sounded like , but
 14 I wasn't sure. So the more that that person talked, the
 15 more I wrote down information related to that person to
 16 hone in on that particular conversation.
 17 Q. Okay. Did you ever learn subsequent to
 18 this call whether it was , in fact, that was on the
 19 call?
 20 A. You mean did I definitively say that that
 21 was him?
 22 Q. Yes.
 23 A. I don't think that -- I think I was able
 24 to validate that he was an antifa journalist, yes.
 25 Q. I'm just asking -- you did research after

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1 purports to be a posting from at
2 .
3 Q. (By Mr. Cain) Do you recognize -- well,
4 let me ask it a little different way. Do you follow
5 on GAB?
6 A. No.
7 Q. Have you ever seen this posting before now?
8 A. I have not.
9 Q. Are you in communication with ?
10 A. From time to time, yes.
11 Q. All right. Well, this may be helpful or it
12 may not be since you hadn't seen it, but he makes some
13 statements that I wanted to ask you about.
14 At the beginning of this document, he says,
15 When my team preserved material from Eric Coomer, we did
16 so because of his connection to antifa, not because of his
17 connection to Dominion, which we didn't even know existed
18 before --
19 Do you know what he's referring to --
20 MS. HALL: Objection.
21 Q. (By Mr. Cain) -- with that comment?
22 MS. HALL: I apologize, Charlie.
23 Objection. Calls for speculation.
24 A. No.
25 Q. (By Mr. Cain) In other words, have you

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1 received material regarding Eric Coomer from or
2 his team?
3 A. I don't believe so, no. I have gotten
4 emails from , but that's about it.
5 Q. Do any of those relate to Dr. Coomer?
6 A. I do not believe so. If they did, they
7 would be in the discovery request.
8 Q. Then on the bottom of -- well, actually,
9 let me ask you one other thing.
10 In this posting, in the middle of the
11 posting, there's a paragraph that says, During the phone
12 call with Eric Coomer on the line with other known members
13 of antifa nationwide, one of the antifa members spoke
14 about finding and killing me. That was end of last year.
15 Now, as far as you know, was not
16 on the call that you have been describing, right?
17 A. Not -- not that I'm --
18 MS. HALL: Objection. He can only answer
19 this question if it doesn't deal with attorney-client
20 privilege.
21 Q. (By Mr. Cain) Yeah, I'm not asking if your
22 lawyers told you anything about this. It's just
23 like -- my question was: As far as you know, was
24 not on this call, correct?
25 A. Correct.

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1 Q. Have you spoken to about what
2 occurred on this call?
3 A. No.
4 Q. So you don't have any idea where he's
5 getting this particular information from; is that fair?
6 MS. HALL: Objection. He can only answer
7 that question if it does not relate to attorney-client
8 privilege.
9 Q. (By Mr. Cain) And that's fine. If this --
10 A. On this --
11 Q. No, no, I don't -- not -- not if it's just
12 repeating something your lawyer said. I'm interested in
13 your testimony, not theirs.
14 A. Okay. Can you repeat the question?
15 Q. Probably not.
16 MR. CAIN: Laurel?
17 (The last question was read.)
18 A. Correct.
19 Q. (By Mr. Cain) And was or
20 anyone -- any team members, as he calls them -- did they
21 provide you with Dr. Coomer's Facebook pages?
22 A. No.
23 Q. The screenshot of the pages?
24 A. No.
25 Q. Because you -- let me actually back up for

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1 a second.
2 You provided -- I think it was counsel for
3 Sidney Powell and Defending the Republic, you provided
4 them with sworn testimony on or about August 18, I
5 believe, of this year, correct?
6 A. Yes.
7 Q. And part of -- and that's testimony that,
8 as you sit here today, you were under oath, you swore that
9 it was true, and that testimony is true and accurate,
10 correct?
11 A. Correct.
12 Q. I don't want -- I don't want to repeat or
13 reinvent anything from it.
14 But one of the things that you refer to is
15 getting screenshots of Dr. Coomer's Facebook pages. And
16 as I appreciate your testimony, those screenshots did not
17 come from ; is that fair?
18 A. That is fair.
19 Q. All right. So who did -- who did you get
20 the screenshots of the Facebook pages from?
21 A. I got those screenshots from someone who
22 had access to that legally.
23 Q. Yeah. And you've said that.
24 A. Can we take a quick break? I need to use
25 the restroom. I just drank a bunch of water.

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1 Q. Well, let me -- let me ask you a follow-up,
2 then we can take the break, it relates to the question
3 that I just asked you.
4 A. All right. I'll answer it.
5 Q. The -- the question was whose -- who gave
6 you -- this is along the lines of the other question about
7 the conduit, -- who is the person who gave you access
8 to the Facebook pages by giving you screenshots?
9 A. Someone that had legally -- legal access
10 to those screenshots.
11 Q. I'm asking you for the name.
12 A. I won't give you the name. I will not
13 answer that question.
14 Q. You've been ordered by the Court to answer
15 that question.
16 A. I understand. I also understand the
17 consequences that come from not answering that question.
18 Q. What's the basis for refusing to answer the
19 question?
20 A. Eric Coomer's lack of control, and his
21 ability to and desire to hurt those that speak out
22 against him.
23 Q. How has --
24 A. There's -- let me -- let me actually
25 finish that. There's also another problem in that that

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1 person is not protected under any protection order. And
2 at the point that he would be protected under a
3 protection order, I would seek that that protection order
4 also prohibit Eric Coomer from having access to that
5 information as well.
6 Q. In the hearing, we stipulated that the
7 protective order would be covered by the Facebook conduit
8 as well. So they are protected, and that's our position
9 and stipulation. So --
10 A. It is my position that that has not been
11 stipulated. It is also my position that having Eric
12 Coomer have access to this individual would be a danger
13 to this person, given Eric Coomer's history with antifa.
14 Q. Sir, you're -- I just want to make sure
15 that you understand what you're doing. The Court has
16 ordered you to provide that information to us. And -- and
17 you are aware that there's an order in place to that
18 effect, right?
19 A. I also understand that on --
20 Q. But just answer that question first. Can
21 you answer that?
22 A. I'm answering that question for you right
23 now. On December 8th, Mr. Coomer said specifically that
24 those posts were fabricated. He furthermore said that he
25 had no -- never had any sort of desire to push out

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1 anything that would be politically motivated or biased.
2 That was, I think, paragraph 3.
3 So as far as Mr. Coomer is concerned, I
4 fabricated those. Now, you want me to come forward with
5 the person that gave me access to that information. Even
6 given the history of Mr. Coomer even as -- as recently as
7 a couple months ago where he got in a bar fight.
8 So, I mean, you want me to give you
9 information related to this individual to a person who
10 has a history of flying off the -- off the handle, and I
11 don't think that that is appropriate. So given that, I
12 understand the consequences. I understand we'll go back
13 in front of the Court. I will not divulge that
14 information unless I feel that that person is safeguarded
15 against Mr. Coomer specifically.
16 MS. HALL: Charlie, and I'm going to at
17 this point say we need to take a break and go off the
18 record.
19 MR. CAIN: I'm not agreeing to it. I
20 mean, you can do what you want, but I want to get to the
21 bottom of this.
22 MS. HALL: And I understand -- there's no
23 question posed, and he asked for a break about four
24 questions ago. So I'm asking for a break.
25 A. Just a quick break just to use the

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1 restroom, and I'll be right back.
2 Q. (By Mr. Cain) You're going to do it no
3 matter what. I'm just saying I'm in the middle of a
4 topic, and so I'm not -- it's not an agreed-upon break.
5 MS. HALL: Okay. Break. We'll come back
6 in a few minutes. Thank you.
7 THE DEPONENT: I'm just going to use the
8 restroom. I'll be right back.
9 THE VIDEOGRAPHER: Going off the record.
10 The time is 12:26 p.m.
11 (Recess from 12:26 p.m. to 12:34 p.m.)
12 THE VIDEOGRAPHER: We're back on the
13 record. This is the beginning of Media Number 2. The
14 time is 12:34.
15 Q. (By Mr. Cain) Okay. Mr. Oltmann, before
16 the break, I was asking you about the access to the
17 Facebook pages. It wasn't an agreed break. I don't want
18 to know if you -- the substance of your conversations, but
19 did you confer with counsel during the last break?
20 MS. HALL: Objection.
21 A. I didn't, no. I went to the bathroom like
22 I told you I was going to.
23 Q. (By Mr. Cain) So you didn't confer with
24 counsel?
25 A. I did not.

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1 Q. Having had time to visit the restroom, I'm
2 going to give you one more shot. Are you going to respond
3 to my question as to who the person was that gave you
4 access to Dr. Coomer's Facebook pages?
5 A. No. Put it in the protective order, and I
6 feel that that person is protected, then I may be
7 compelled to release that information. But given, again,
8 the irrational nature of Mr. Coomer, I'm not -- I'm not
9 prepared to do that right now.
10 Q. All right. Well, I'll bite on -- and I
11 don't agree with you, I do believe it's protected. We've
12 already stipulated that it's protected and it's been
13 ordered. So --
14 A. That doesn't stop -- that doesn't stop
15 Eric Coomer from being on this call right now and for him
16 getting access to that information.
17 Q. Right.
18 And you're speculating, though, as to what
19 anyone would do with that information.
20 A. I'm not speculating. I'm using -- I'm
21 using the habits and behavior of Mr. Coomer himself in
22 order to dictate what I think he will do in the future.
23 Q. Okay. I'm going to burn a minute on this
24 because we're going to have to address this with the
25 Court.

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1 You said because of Dr. Coomer's lack of
2 control, you mentioned a bar fight. What specifically are
3 you saying presents a danger to the Facebook page person
4 by Dr. Coomer?
5 A. His -- his own writings that date back all
6 the way back to 1996. His involvement with the
7 skinheads. His previous addiction to heroin. His
8 multiple arrests for DUI. His inability to control
9 himself, comments and things that he's done in the past.
10 I mean, he's just a wrecking ball.
11 Writing stuff publicly about how he abused his wife at
12 the time. I didn't write these things, he did. And
13 those aren't the writings of someone who is a sane
14 individual. So I used his own writings and the things
15 that he wrote in order to come to a conclusion on what
16 he's likely to do to someone else based on his
17 recklessness with his own life.
18 Q. This -- this individual, as you understand
19 it -- but you also mentioned a bar fight. What does that
20 have to do with this?
21 A. I mean, you have a bar fight in the middle
22 of all of this. I mean, I don't know. I -- I don't --
23 Q. Who told you he had a bar fight?
24 A. Someone in the -- someone in the Salida
25 area.

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1 Q. You mentioned, I think in the past, maybe
2 it was on one of your shows, that Dr. Coomer you said
3 assaulted two individuals. Is that -- is that what you're
4 referring to?
5 A. That is the information that was provided
6 to me, yes.
7 Q. Okay. So do you know whether or not
8 Dr. Coomer was charged with assault in this alleged bar
9 fight?
10 A. I do not believe he was.
11 Q. Right.
12 And, in fact, do you know whether the other
13 individuals involved in this incident were charged
14 criminally?
15 A. I do not know that as well.
16 Q. You don't have any firsthand knowledge of
17 anything related to a bar fight in Salida, do you?
18 A. I hired a private investigator through
19 counsel.
20 Q. Right.
21 Is Dr. Coomer under surveillance right now?
22 MS. HALL: Objection.
23 A. No.
24 Q. (By Mr. Cain) Has he been in the past?
25 MS. HALL: Objection.

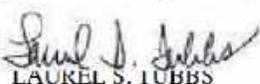
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1 A. I don't know what my attorneys have done
2 in order to garner information about Mr. Coomer.
3 Q. (By Mr. Cain) I'm not asking you about
4 your attorneys. I'm talking specifically about whether
5 you have him under surveillance.
6 A. I personally do not have him under
7 surveillance, no.
8 Q. Have you ever sent someone to Dr. Coomer's
9 house to surveil him?
10 A. No. Somebody volunteered to go by his
11 home to see if he was there because I was asked by
12 someone else if I'd seen Eric Coomer. Lots of people
13 reached out to me all over, giving me information about
14 Mr. Coomer.
15 Q. Can you see my screen?
16 A. I cannot. You have to hit the share
17 screen button at the bottom.
18 Q. I'm screen sharing. In the exhibits, it's
19 Exhibit 104. You can't see it, I guess, because of your
20 setup, but it's on the screen.
21 A. Hold on. Let me go to Exhibit 104.
22 Q. It was produced by Mr. Hoft.
23 A. Okay.
24 Q. It comes from the phone number
25 303-667-5105. Is that your phone number?

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1 I, JOSEPH OLTMANN, the deponent in the
 2 above deposition, do hereby acknowledge that I have read
 3 the foregoing transcript of my testimony and state under
 4 oath 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 _____
 12 JOSEPH OLTMANN
 13 Subscribed and sworn to before me this _____
 14 day of _____, 20____.
 15
 16 My commission expires: _____
 17
 18 _____
 19 Notary Public
 20
 21 _____
 22 Address
 23
 24
 25 Job No. TX4792290

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1 REPORTER'S CERTIFICATE
 2
 3
 4 I, Laurel S. Tubbs, a Registered
 5 Professional Reporter and Notary Public within the State
 6 of Colorado, do hereby certify that previous to the
 7 commencement of the examination, the deponent was duly
 8 sworn by me to testify to the truth.
 9 I further certify that this deposition was
 10 taken in shorthand by me at the time and place herein set
 11 forth and thereafter reduced to a typewritten form; that
 12 the foregoing constitutes a true and correct transcript.
 13 I further certify that I am not related
 14 to, employed by, nor of counsel for any of the parties or
 15 attorneys herein, nor otherwise interested in the result
 16 of the within action.
 17 My commission expires September 1, 2023.
 18
 19 
 20 LAUREL S. TUBBS
 21 Registered Professional Reporter,
 22 Certified Realtime Reporter
 23 and Notary Public
 24
 25

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1 Coomer, Eric, Ph.D. v. Donald J. Trump For President, Inc.
 2 Joseph Oltmann Job No. 4792290
 3 ERRATA SHEET
 4 PAGE _____ LINE _____ CHANGE _____
 5 _____
 6 REASON _____
 7 PAGE _____ LINE _____ CHANGE _____
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 9 REASON _____
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 21 REASON _____
 22 _____
 23 _____
 24 Joseph Oltmann Date _____
 25

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1 defrancoi@yahoo.com
 2 September 9, 2021
 3 RE: Coomer, Eric, Ph.D. v. Donald J. Trump For President, Inc.
 4 DEPOSITION OF: Joseph Oltmann 4792290
 5 The above-referenced witness transcript is
 6 available for read and sign.
 7 Within the applicable timeframe, the witness
 8 should read the testimony to verify its accuracy. If
 9 there are any changes, the witness should note those
 10 on the attached Errata Sheet.
 11 The witness should sign and notarize the
 12 attached Errata pages and return to Veritext at
 13 errata-tx@veritext.com.
 14 According to applicable rules or agreements, if
 15 the witness fails to do so within the time allotted,
 16 a certified copy of the transcript may be used as if
 17 signed.
 18 Yours,
 19 Veritext Legal Solutions
 20
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 25

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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.

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