

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF NEW YORK

-----X
HALLMARK LICENSING, LLC and HALLMARK
MARKETING COMPANY, LLC,

Plaintiffs,

-against-

DICKENS, INC.,

Defendant.

-----X
DICKENS, INC.,

Third-Party Plaintiff,

-against-

RONALD PARODI, MICHAEL ALLEGRA,
JOSEPH ALLEGRA and STERLING CARD &
GIFT SHOP, INC.,

Third-Party Defendants.

-----X

DEPOSITION of RONALD PARODI

March 16, 2018
10:06 a.m.

Federal Courthouse
100 Federal Plaza
Central Islip, New York

BY AGREEMENT, PORTIONS OF TESTIMONY OF
THIS WITNESS SHALL BE CONFIDENTIAL

Lori Charlwood
Court Reporter

1

2

3

VIDEOTAPED DEPOSITION of RONALD

4 PARODI, a Third-Party Defendant herein,

5 taken by the Defendant and Third-Party

6 Plaintiff, pursuant to Subpoena, held at the

7 above-mentioned time and place, before Lori

8 Charlwood, a Notary Public of the State of New

9 York.

10

11

12

13

14

15

16

17

18

19

20

21

22

23

24

25

1

2 A P P E A R A N C E S:

3

4

FOX ROTHSCHILD, LLP
Attorneys for Plaintiffs/
Third-Party Defendants
2000 Market Street, 20th Floor
Philadelphia, Pennsylvania 19103

7

BY: GEORGE J. KRUEGER, ESQ.

8

9

LEVITT & KAIZER
Attorneys for Defendant/Third-Party
Plaintiff
40 Fulton Street
New York, New York 10038

10

11

12

BY: RICHARD LEVITT, ESQ.

13

14

15

16

A L S O P R E S E N T:

17

Perry Finklestein, Videographer
Peter S. Smith, Esq.
Lester Rhee
James Chou

18

19

20

21

22

23

24

25

1 RONALD PARODI

2 Q Can you tell us a little bit about
3 your education?

4 A I went to an all Catholic grammar
5 school, St. Bartholomew in Queens; Elmhurst
6 Queens. I went to Cathedral Preparatory
7 Seminary in Elmhurst, Queens. Then I went to
8 St. John's University where I graduated in 1976.

9 Q What did you do after graduating
10 from St. John's?

11 A I was in retail. I worked for
12 Sears Roebuck. I worked for E.J. Korvette's. I
13 worked for a company called Macro, then most of
14 my career was spent at the Gap, Inc. I went to
15 William Sonoma, then I went to Hallmark.

16 Q When did you go to Hallmark?

17 A Hallmark I went in November 2005.

18 Q Tell us about the progression of
19 jobs that you had at Hallmark.

20 A When I started Hallmark I was a
21 regional manager for the northeast, I did that
22 up to 2015. And then I am now on the sales
23 side, marketing side which I have been in that
24 position for two years.

25 Q What is your current title?

1 RONALD PARODI

2 A Sales manager.

3 Q Sales manager for what, northeast
4 region?

5 A Northeast region.

6 Q As the sales manager for the
7 northeast region, what are your job
8 responsibilities?

9 A My job responsibilities, I oversee
10 eight sales representatives who sell product to
11 our independent bulk ground retailers. I visit
12 the stores to ensure that the standards are
13 being upheld, checking on things such as the
14 basic operation of the store, the customer
15 service of the store, whether or not they are
16 conforming to all the requirements that they
17 have to abide by in order to be a Hallmark
18 retailer.

19 Q When you say northeast region,
20 what states does that encompass?

21 A It's basically about 11 states. I
22 go from -- you got Maryland, New Jersey, New
23 York, Massachusetts, New Hampshire, Maine,
24 Virginia.

25 Q Vermont?

1 RONALD PARODI

2 A Vermont, yes.

3 Q Rhode Island?

4 A Rhode Island, Connecticut.

5 Q Do you have an immediate
6 supervisor?

7 A Yes, I do.

8 Q Who is that?

9 A John Chase.

10 Q Where is Mr. Chase's office?

11 A Kansas City.

12 Q Is that where the headquarters for
13 Hallmark is?

14 A Yes, it is.

15 Q I think you said you supervise
16 eight persons.

17 A Yes.

18 Q Are those persons in charge of
19 particular states or regions?

20 A Geography. Some of them cross
21 over in states. Some of them are more
22 geographically clustered together.

23 Q Prior to coming here today, did
24 you review any documents in preparation for your
25 deposition?

1 RONALD PARODI

2 A Yes.

3 Q What did you review?

4 MR. KRUEGER: I'm going to
5 object to the extent that the
6 document review reflects documents
7 provided by counsel. Because I
8 think counsel's poll of documents,
9 giving them are work product.

10 MR. LEVITT: First I didn't
11 ask him where he got them from.
12 Only way I would know is from
13 counsel's statement.

14 Are you directing him not
15 to answer?

16 MR. KRUEGER: To the extent
17 that he reviewed documents
18 provided by counsel that is a
19 privilege, yes.

20 MR. LEVITT: We note the
21 objection.

22 If we have to continue this
23 deposition at another time if the
24 Court disagrees with you then that
25 is what we will do.

1 RONALD PARODI

2 Q How would you know if they have a
3 problem if you don't ask?

4 A No one has ever questioned it.

5 Q Well, do you ever take them in a
6 way that you're trying to hide the fact that
7 you're taking them?

8 A Not really.

9 Q You would agree that in this case
10 you did that though, correct?

11 A In what case? Explain.

12 Q When you visited Dickens on
13 March 29th.

14 A I took pictures, yes.

15 Q That is not the question I asked
16 you. The question I asked you was whether or
17 not when you visited Dickens on March 29th and
18 took photographs and video, whether or not you
19 did it surreptitiously?

20 A Yes, I took pictures.

21 Q I didn't ask you if you just took
22 pictures. I asked you whether or not you took
23 them surreptitiously.

24 A Explain the word.

25 Q In a manner calculated not to

1 RONALD PARODI

2 advise others that you're taking them.

3 A Possibly, yes.

4 Q Or when you say possibly, you're
5 the one who is taking the pictures; weren't you?

6 A Yes.

7 Q So you knew whether or not you
8 were taking them in a way that was calculated to
9 avoid others knowing that you were doing so,
10 correct?

11 MR. KRUEGER: Objection.
12 Objection to the form and it's
13 harassment.

14 A Yes.

15 Q It wouldn't be accurate to say
16 that possibly you were doing so surreptitiously,
17 you were doing so surreptitiously; weren't you?

18 MR. KRUEGER: Objection to
19 the form.

20 A Well, I was because it would have
21 defeated the purpose if I didn't have evidence
22 of what I was going there to try to find out.

23 Q My only question is whether or not
24 you did so surreptitiously. I'm not asking you
25 for your reasons.

1 RONALD PARODI

2 MR. KRUEGER: Objection.

3 It's been asked and answered.

4 Q I ask that you answer that yes or
5 no if you did so surreptitiously.

6 MR. KRUEGER: Objection.

7 Asked and answered.

8 A Yes.

9 Q Now, on any other previous
10 occasions have you taken photographs or video
11 surreptitiously?

12 A Where?

13 Q In any Hallmark Gold Crown stores.

14 A No.

15 Q Have you ever taken photographs or
16 videos surreptitiously for any purpose with
17 respect to your employment at Hallmark?

18 A No.

19 Q So March 29th was the one and only
20 occasion; is that correct?

21 A Yes.

22 Q What is Jerry's Hallmark?

23 A That is a store in Rockville
24 Centre.

25 Q Who owns that store?

1 RONALD PARODI

2 you see that?

3 A Yes.

4 Q Who is Barry Katz?

5 A He is our corporate legal
6 attorney.

7 Q There are various cc's, there is
8 one to Jennifer Seyller, who is Jennifer
9 Seyller?

10 A She is the vice president of
11 Hallmark.

12 Q Of what?

13 A Her title just changed.

14 Q What was it a year ago?

15 MR. KRUEGER: Do you know
16 what it was a year ago?

17 A Yes, it had to do with product.

18 Q Do you know what her title is
19 presently?

20 A Right now she oversees the
21 corporate stores plus she is John Chase's boss.

22 Q Who is John Watson who is also
23 cc'd?

24 A He was the president of Hallmark
25 retail.

1 RONALD PARODI

2 Q He is no longer there?

3 A No.

4 Q Do you know where he is currently?

5 A I believe he retired.

6 Q Does he live in New York?

7 A Lives in Connecticut.

8 Q Shauna Schwart, S-H-A-U-N-A,
9 S-C-H-W-A-R-T.

10 MR. KRUEGER: Are you
11 asking, when you say her name, are
12 you asking for her title or her
13 job description?

14 Q What is Shauna Schwart's title?

15 A She's in charge of the greeting
16 cards, she oversees the greeting cards.

17 Q When you say she oversees greeting
18 cards, you mean all aspects of greeting cards?

19 MR. KRUEGER: Objection to
20 the form.

21 A Or within her -- I really don't
22 know how to explain it. Not totally over mass
23 channel, just in Hallmark Gold Crown retail.

24 Q Would she be a person who would be
25 knowledgeable concerning the disposition of

1 RONALD PARODI

2 Q What did happen between March 25th
3 and March 29th with respect to any investigation
4 by Hallmark with respect to these cards?

5 A After I received all of these
6 e-mails and was hearing that the cards were
7 being sold, I believe there was e-mails from
8 Dickens going to my individual retailers
9 advertising Hallmark cards as 50 off of 50. And
10 I had alerted my supervisor to it. Obviously
11 based on the e-mails, as you can see, Barry Katz
12 our legal office was also informed of it.

13 MR. KRUEGER: I'm just
14 going to caution you, don't repeat
15 what Barry said.

16 MR. LEVITT: You will note
17 our objection to that direction.

18 Q Go ahead.

19 A So I felt I was doing my due
20 diligence in letting the company know what was
21 going on out there.

22 Q Did you have any face-to-face
23 meetings with persons with respect to the issues
24 surrounding Dickens' sale of Hallmark cards?

25 A Face to face, no.

1 RONALD PARODI

2 Q But phone calls, did you have
3 phone calls with others concerning this?

4 A Concerning people who work at
5 Hallmark or --

6 Q Concerning --

7 A I spoke to Al, I spoke to Tony,
8 that was probably about it.

9 Q At some point in time was a
10 decision made for somebody to visit Dickens on
11 behalf of Hallmark?

12 A Yes.

13 Q When was that decision made and by
14 whom?

15 A I wouldn't know by whom, it was
16 from my corporate office.

17 Q When did you first learn that
18 there had been a decision made for somebody to
19 visit Dickens' premises?

20 A I want to say right before the
21 29th.

22 Q When you say right before the
23 29th, do you mean the 28th, the 27th or some
24 other time?

25 A I couldn't remember. Probably

1 RONALD PARODI

2 couple of days before.

3 Q Who informed you of that decision?

4 A I received a call from my

5 corporate office.

6 Q From who, specifically?

7 A From Barry Katz' office.

8 Q So you received a call from Barry

9 Katz' office and who from Barry Katz called you?

10 A That I wouldn't remember. I know

11 there was a couple of people probably in the

12 room. I was on a conference.

13 Q You were on a conference call?

14 A I believe so, yes.

15 Q Who were the others participating

16 in the conference call?

17 A That I cannot remember. I was

18 driving. I don't know.

19 Q So you were driving and did they

20 call you or did you call them?

21 A They called me.

22 Q So they called you and their

23 people -- there was more than one person on the

24 phone and you don't know who those persons are?

25 A Right.

1 RONALD PARODI

2 A Because I felt that I needed to
3 have a retailer with me to get into the
4 warehouse.

5 Q What made you understand that you
6 needed a retailer to get into the warehouse?

7 A Because they are selling to other
8 retailers.

9 Q Of course Hallmark has a tax ID,
10 correct?

11 MR. KRUEGER: Objection to
12 the form.

13 Q To your knowledge.

14 A I'm sure they do.

15 MR. KRUEGER: That is not
16 what this witness is involved
17 with, tax issues with Hallmark.

18 Q It's fair to say you have a
19 business card; don't you?

20 A Yes, I do.

21 Q So to the extent you need a tax ID
22 and business card to get into Dickens, you had
23 access to both of those; didn't you?

24 A I don't know if Hallmark would
25 have given me their tax ID, but yes.

1 RONALD PARODI

2 Q But you obviously wanted to go to
3 Dickens without them knowing that you were an
4 employee of Hallmark, correct?

5 A It would have defeated the purpose
6 if I went in there saying I was an employee of
7 Hallmark, yes.

8 Q Did you need to obtain permission
9 from anybody at corporate to visit Dickens?

10 A Yes.

11 Q Did you obtain that permission?

12 A Yes.

13 Q From whom did you obtain that?

14 MR. KRUEGER: I will
15 instruct you not to answer if the
16 answer is counsel.

17 MR. LEVITT: Then we know.

18 MR. KRUEGER: Let me put it
19 this way, I instruct him to the
20 extent that you cannot reveal any
21 communication with counsel.

22 Q You obtained permission to visit
23 Dickens, correct?

24 A Yes.

25 Q And without telling me where you

1 RONALD PARODI

2 got it from, did you have any understanding
3 about the legality of what you were doing?

4 MR. KRUEGER: Objection to
5 the form.

6 A I never really thought about it.

7 Q You knew that you were going to be
8 entering under a ruse, a false story?

9 MR. KRUEGER: Objection.

10 MR. LEVITT: I'm sorry?

11 MR. KRUEGER: I said
12 objection.

13 A Right.

14 Q Right what?

15 You knew that you were entering
16 using a false story, correct?

17 MR. KRUEGER: Objection.

18 A I was just going there and I would
19 have seen what would happen. If I wasn't
20 allowed in then I wouldn't have went in.

21 Q You said that you spoke with the
22 Allegra brothers, right?

23 A Right.

24 Q Which Allegra brother did you
25 speak with?

1 RONALD PARODI

2 and had a phone conversation with them and they
3 said they were going to go in.

4 Q When you decided that you would,
5 in fact, go to the Dickens' facility and that
6 you would meet the Allegra brothers there, did
7 you tell anybody at Hallmark of that plan?

8 MR. KRUEGER: The question
9 is, did you tell anyone, not who
10 did you tell.

11 A Yes.

12 Q Who did you tell?

13 MR. KRUEGER: To the extent
14 you spoke with counsel, that is a
15 privileged communication, we
16 object to that. If you spoke with
17 other people --

18 A My boss John Chase.

19 Q How did you communicate with
20 Mr. Chase?

21 A Obviously I had to tell him what I
22 was doing because I report to him and I had to
23 let him know where I'm going to be and why I
24 might be tied up.

25 Q Was this a phone call, e-mail or

1 RONALD PARODI

2 THE VIDEOGRAPHER: We are
3 back on the record. Reel number
4 two at approximately 12:23.
5 Please proceed.

6 Q Had your son ever purchased
7 greetings cards before March 29th?

8 A No.

9 Q Has he purchased greeting cards
10 since March 29th?

11 A No.

12 Q Is it fair to say that on March 29th
13 you had no intention of your son purchasing
14 Hallmark cards from Dickens?

15 A It's fair to say that. Obviously
16 I work for Hallmark so he is not going to be
17 purchasing Hallmark cards from Dickens.

18 Q It's fair to say that you had no
19 intention to recommend that your son buy
20 anything from Dickens?

21 A At that point in time if Dickens
22 was selling something else other than cards and
23 everything was legit and there was nothing to be
24 found with Hallmark stuff and he had other stuff
25 to offer, I would have definitely told him to go

1 RONALD PARODI

2 visit, yes.

3 Q But, in fact, you would agree,
4 wouldn't you, that you were there on a pretense?

5 A Yes, to find out. I had said that
6 from the very beginning.

7 Q You were really misrepresenting
8 who you were and why you were there?

9 MR. KRUEGER: Objection.

10 A But if I represented I would have
11 been defeating the purpose for why I was there.

12 Q Sure.
13 So you were misrepresenting who
14 you were and why you were there, correct?

15 MR. KRUEGER: Objection to
16 the form.

17 A That be would correct.

18 Q While you were on the premises did
19 you take still photographs?

20 A Yes.

21 Q What did you use to take the still
22 photographs?

23 A I used my iPhone.

24 Q You did that in a manner that was
25 calculated to evade detection, correct?

1 RONALD PARODI

2 A If you want to say that, yes.

3 Q It's not what I want to say.

4 You're being deposed.

5 I'm asking you whether or not you,

6 in fact, were taking the photographs in a manner

7 that was calculated to evade detection, yes or

8 no?

9 MR. KRUEGER: Objection to

10 the form.

11 A I was taking photographs but also

12 I don't think anyone would have stopped us

13 taking photographs because the Allegras were

14 taking photographs of the product that they had

15 as interested buyers, so I don't think anyone

16 would have stopped me anyway.

17 Q Do you understand my question?

18 A Yes.

19 Q My question was whether or not you

20 were taking the photographs in a manner that was

21 calculated to evade detection?

22 A Yes.

23 Q So the answer is yes, correct?

24 A Yes.

25 Q Were you also taking videos?

1 RONALD PARODI

2 A I took one video.

3 Q You took that video, did you not,
4 in a manner that was calculated to evade
5 detection?

6 A Yes.

7 Q Prior to going to Dickens on
8 March 29th, did you know that it was the
9 intention of one or the other of the Allegra
10 brothers to also take photographs?

11 A No.

12 Q I'm sorry?

13 A No, I didn't know they were going
14 to take photographs.

15 Q To your knowledge, did they take
16 photographs?

17 A Yes.

18 MR. LEVITT: May I ask
19 counsel if those are among the
20 photographs that have been
21 produced to us?

22 MR. KRUEGER: We produced
23 all the pictures.

24 MR. LEVITT: I'm sorry?

25 MR. KRUEGER: I believe we

1 RONALD PARODI

2 MR. KRUEGER: Objection to
3 the form.

4 MR. LEVITT: Withdraw that.

5 Q Which of the Allegra brothers took
6 photos, to your knowledge?

7 A I really couldn't tell you that.

8 Q Do you know that one of them at
9 least took photos?

10 A Yes, I believe they did.

11 Q How did you learn that?

12 A Because I believe he sent photos
13 to us.

14 Q Who is "he?"

15 A Joe would have sent me some photos
16 of the warehouse.

17 Q You said he would have; did he?

18 A I would say, yes, that he did,
19 yes.

20 Q Did he send those to you?

21 A Yes.

22 Q What, if anything, did you do with
23 them?

24 A I would have sent them to
25 corporate.

1 RONALD PARODI

2 Q Prior to last week --

3 MR. KRUEGER: On all these
4 questions I have asked you to
5 exclude any communications you had
6 with your lawyers.

7 Q Tell us if there is something you
8 can't answer, let's put it that way. Don't just
9 say no if the answer is yes but it's a
10 privileged conversation with your counsel.

11 MR. LEVITT: He can't say
12 no. If the answer is not --

13 MR. KRUEGER: If you think
14 the answer is going to require you
15 to respond in a way that discloses
16 what you and counsel talked about,
17 let me know. We will assert -- I
18 will put it this way. If that is
19 the answer then you should say
20 it's privileged.

21 Q Did there come a time when you
22 were asked whether or not there were any
23 additional photographs that you took on the
24 premises of Dickens on March 29, 2017?

25 A No.

1 RONALD PARODI

2 Q Did there come a time when you
3 were asked whether or not you took any videos on
4 the premises of Dickens on March 29, 2017?

5 A No.

6 Q You did, however, turn over a
7 video; did you not?

8 A Yes.

9 Q You took that video, correct?

10 A Yes.

11 Q How is it that you came to turn
12 over that video?

13 A Came to turn over that video, I
14 have a 21-month old granddaughter who is
15 obsessed with my iPhone and loves to watch
16 videos. And the other night she was going
17 through the phone and all of a sudden she had
18 that video playing. That is the God's honest
19 truth. I looked at it and that is when I told
20 some people that I had an additional video.

21 Q When was this?

22 A This would have been last week,
23 last weekend.

24 Q Last weekend your granddaughter
25 was watching videos and came upon this one?

1 RONALD PARODI

2 realized that it was something you should turn
3 over, correct?

4 A Right.

5 Q So how come you didn't realize a
6 year ago that you should have turned it over?

7 MR. KRUEGER: Objection.

8 Argumentative.

9 A Honestly, because I didn't even
10 know I had it because the video -- usually the
11 videos on your iPhone are where your videos are,
12 but sometimes the video winds up in 5,881
13 pictures so that is why I didn't even realize I
14 still had that video.

15 Q Did you realize that you had taken
16 a video?

17 A Of course I realized I took a
18 video last year.

19 Q You didn't consciously delete it;
20 did you? It wasn't deleted, it still exists,
21 right?

22 A The video still exists, now it
23 still exists.

24 Q It existed a year ago too, right?

25 A Yes.

1 RONALD PARODI

2 Q So if you realized last weekend
3 when you saw it that it was something that you
4 should produce, why didn't you realize it was
5 something you should produce a year ago?

6 MR. KRUEGER: Objection.
7 Argumentative.

8 A There is really no reason.
9 Because it wasn't -- as you said or you didn't
10 say, you alluded to the quality, that my
11 granddaughter would have commented about the
12 quality. It wasn't really a quality video.

13 Q It was no more or less a quality
14 of video last week than it was a year ago,
15 right?

16 MR. KRUEGER: Objection.
17 Harassment.

18 Q Right?

19 A I guess.

20 Q What was it about the quality a
21 year ago that led you to not provide it yet you
22 provided it last week?

23 A Like I said, I know this is going
24 to sound far-fetched, but that video did just
25 pop up through my granddaughter this weekend and

1 RONALD PARODI

2 Q By the way, you said that he left
3 Hallmark, do you know why he left Hallmark?

4 A He just left, I don't know.

5 Q Was he fired?

6 A No, not that I know of.

7 Q This says essentially dot, dot,
8 dot, dot, dot, for the quote, above and beyond,
9 unquote, work, on the Dickens' project, much
10 appreciated.

11 A Right.

12 Q Was he above you in the corporate
13 organization?

14 A He was three people above me in
15 the corporate organization, yes.

16 Q So he was above John Chase too?

17 A Yes.

18 Q Who was between Chase and Watson?

19 A I'm thinking about Jen Seyller so --
20 no, Chase then Watson.

21 Q Who was above Watson at the time?

22 A At the time that would be Watson
23 reports to Dave Hall.

24 Q Dave Hall's position is?

25 A He is president of the company,

1 RONALD PARODI

2 but he is also the grandson of the owner, the
3 founder.

4 Q Who is Marty Feuer?

5 A He is a retail of mine in
6 Pittsburgh.

7 Q He is a retail store owner?

8 A I believe he has about nine
9 stores.

10 Q Gold Crown stores?

11 A Yes.

12 MR. LEVITT: Let's mark
13 this for identification.

14 (Defendant's Exhibit 11,
15 e-mail, was marked for
16 identification, as of this date.)

17 Q This was an e-mail from Mr. Feuer
18 to you, correct (handing)?

19 A Yes.

20 Q Subject is Parodi, the undercover
21 agent, cool, exclamation point, exclamation
22 point, exclamation point, right?

23 A Right.

24 Q It says give that man a slurpie,
25 exclamation point, exclamation point.

1 RONALD PARODI

2 notes of that meeting, of that conference with
3 respect to Dickens?

4 A I don't think they would have.
5 It's just like hey, that is it.

6 MR. LEVITT: Let's take a
7 five minute break.

8 THE VIDEOGRAPHER: Going
9 off the record at approximately
10 1 o'clock.

11 (Discussion held off the
12 record.)

13 THE VIDEOGRAPHER: We are
14 back on the record at approximately
15 1:05.

16 Q So on March 30th Barry Katz wrote
17 to you and asked were there any sound cards in
18 what you saw, do you remember that?

19 A Yes.

20 Q Do you see that?

21 A Yes.

22 Q You reply yes, but not ours and
23 they were in an aisle that we really couldn't
24 shop. I can ask Joe and Mike as I know they
25 went back there.

1 RONALD PARODI

2 Do you have any understanding
3 about why you were being asked by Mr. Katz about
4 sound cards?

5 A No.

6 Q While you were there did you look
7 for sound cards?

8 A No.

9 Q When you say they were in an aisle
10 where you couldn't really shop, what did you
11 mean by that?

12 A They were -- there were sound
13 cards, you can tell a sound card, they are
14 bigger or whatever.

15 Q But why do you say they were in an
16 aisle where you couldn't shop?

17 A There were certain aisles that Ken
18 Wagner told the Allegras they couldn't shop.

19 Q Were they prohibited from going
20 down those aisles?

21 A No. He just said they couldn't
22 shop those aisles, they were not inventoried,
23 they were not set up or whatever.

24 Q But they were not Hallmark cards,
25 right?

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25

INDEX TO TESTIMONY

| WITNESS | BY | PAGE |
|---------------|------------|------|
| Ronald Parodi | Mr. Levitt | 7 |

INDEX TO CONFIDENTIAL TESTIMONY

| | | |
|---------------|------------|---------|
| Ronald Parodi | Mr. Levitt | 133-136 |
|---------------|------------|---------|

EXHIBITS

| DEFENDANT'S DESCRIPTION | PAGE |
|--|------|
| (1A-1I) Nine photocopies of cards | 48 |
| (2) Hallmark's Excess Inventory Disposition | 57 |
| (3) E-mail chain | 59 |
| (4) E-mail chain | 61 |
| (5) Redacted e-mail chain | 68 |
| (6) Letter | 79 |
| (7) 14 photographs | 122 |
| (8) E-mail chain | 132 |
| (9) E-mail chain | 137 |
| (10) E-mail | 141 |
| (11) E-mail | 143 |
| (12) E-mail | 145 |

C E R T I F I C A T E

I, LORI CHARLWOOD, a Notary Public in and
for the State of New York, do hereby certify:

THAT the witness whose testimony is
hereinbefore set forth, was duly sworn by me;
and

THAT the within transcript is a true
record of the testimony given by said witness.

I further certify that I am not related,
either by blood or marriage, to any of the
parties to this action; and

THAT I am in no way interested in the
outcome of this matter.

IN WITNESS WHEREOF, I hereunto set my
hand this 22nd day of March, 2018.

Lori Charlwood



LORI CHARLWOOD

POLICE DEPARTMENT, COUNTY OF SUFFOLK, N.Y.

ACCREDITED LAW ENFORCEMENT AGENCY

FIELD REPORT PDCS-1053c

| | | | | | |
|---|-------------------|-----------------------|--|----------------------------|--|
| CENTRAL COMPLAINT NUMBER 2017-0190148 | | PCT OF OCC. 4 | SECTOR 404 | CAR NO 404 | HAMLET COMMACK |
| INCIDENT DISTURBANCE | | | | | |
| INCIDENT LOCATION (INCLUDE BUSINESS NAME) 75 AUSTIN BL DICKENS INC | | | | | |
| DAY THU | DATE 3/30/2017 | TIME 12:45 | DAY | DATE | TIME |
| COMPLAINANT OR VICTIM CHOU, CHOU | | | PT C | DATE OF BIRTH 10/2/1952 | <input checked="" type="checkbox"/> M <input type="checkbox"/> F |
| ADDRESS 75 AUSTIN BL COMMACK NY | | | | TELEPHONE 6319933123 | |
| COMPLAINANT E-MAIL ADDRESS | | | COMPLAINANT E-MAIL ADDRESS | | |
| ADDITIONAL PERSON ALLEGRA, ALLEN | | | PT O | DATE OF BIRTH | <input checked="" type="checkbox"/> M <input type="checkbox"/> F |
| ADDRESS STERLING HALLMAR SHO NY | | | | TELEPHONE [REDACTED] | |
| VEH YR. | MAKE | MODEL | COLOR | STYLE | REGISTRATION |
| QUAN | TYPE | DESCRIPTION | VALUE | TT# | |
| DETAILS C1 REPORTS ON THE ABOVE DATE TIME AND I/L, 3 WHITE MALES CAME INTO THE ABOVE I/L LOOKING A PAPER PRODUCT MERCHANDISE. AFTER LOOKING AT AT THE MERCHANDISE ONE OF THE MALES LEFT BEHIND A BUSINESS CARD. THE NAME ON THE BUSINESS CARD IS LISTED ABOVE AS O1. THE SUBJECTS LEFT IN A BLACK FORD TAURAS WITH UNKNOWN OUT OF STATE LICENSE PLATES. THE COMPLAINANT BELIEVES THESE SUBJECT(S) ARE BUSINESS COMPETITION LOOKING TO SEEK A COMPETITIVE ADVANTAGE. THE COMPLAINANT WAS ADVISED TO INSTALL SECURITY CAMERAS AT THE ABOVE I/L. THE COMPLAINANT WAS ALSO ADVISED THAT IF THE SUBJECTS WERE TO RETURN HE CAN DENY THEM ACCESS TO THIS I/L. DOCUMENTATION ONLY AT THIS TIME. | | | | | |
| DATE OF REPORT 3/31/2017 | TIME OUT 14:45 | TIME ARRIVED 15:16 | TIME IN 15:25 | TOUR 1500-2300 | FOUNDED <input checked="" type="checkbox"/> YES <input type="checkbox"/> NO |
| <input type="checkbox"/> ACTIVE <input checked="" type="checkbox"/> CLOSED (NON-CRIMINAL ONLY) <input type="checkbox"/> CLEARED BY ARREST <input type="checkbox"/> PENDING <input type="checkbox"/> EXCEPTIONALLY CLEARED | | | | | REPORT TO FOLLOW |
| POLICE OFFICER CHARUBIN, KRISTOPHER PO/6468/1A1 | | | SUPERVISOR MCDONALD, HOLLIANNE SGT/1320/436 | | |

Printed 7/28/2017 12:06:44 PM

Anyone with information about crimes is asked to call Crime Stoppers at 1-800-220-TIPS. Crime Stoppers of Suffolk County, Inc., is offering a Cash Reward of up to \$5000.00 for information leading to an arrest.

