

Exhibit 1

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Page 1

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UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF FLORIDA
MIAMI DIVISION
CASE NO. 1:16-cv-21199-CMA
ANDREA ROSSI, et al.,
Plaintiffs,
v.
THOMAS DARDEN, et al.,
Defendants.
- - - - -x
INDUSTRIAL HEAT, LLC, et al.,
Counter-Plaintiffs,
v.
ANDREA ROSSI, et al.,
Counter-Defendants.
and
J.M. PRODUCTS, et al.,
Third-Party Defendants.
- - - - -x
600 Brickell Avenue, Suite 3300
Miami, Florida
Friday, February 10, 2017
10:11 a.m. - 7:25 p.m.
HIGHLY CONFIDENTIAL TRANSCRIPT
ATTORNEYS' EYES ONLY
VIDEO DEPOSITION OF ANDREA ROSSI
Taken before Janet Baldauf, Registered
Professional Reporter and Notary Public in and for
the State of Florida at Large, pursuant to Notice of
Taking Deposition filed in the above cause.

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<p style="text-align: right;">Page 230</p> <p>1 Q. -- your testimony of that is that was steam 2 coming through? 3 A. Yes, sir. 4 Q. And then the steam would carry through these 5 insulated pipes? 6 MR. ANNESSER: Object to form. 7 BY MR. PACE: 8 Q. The four top insulated pipes in either the 9 form of steam or water? 10 A. I do not understand the question. 11 MR. LEON DE LA BARRA: Object to form. 12 BY MR. PACE: 13 Q. Sure. Looking at Exhibit 17. 14 A. 17, okay. 15 Q. Your testimony is that at the very top, we 16 see a pipe at the very top of Exhibit 17. 17 A. You know, let us number -- to allow me to 18 understand, you are talking about the first pipes from 19 the top, one, two, three, four, correct? 20 Q. Correct. So let's do that. So the very top 21 pipe we'll say number one. Steam comes into pipe 22 number one? 23 A. Yes. 24 Q. Correct? Are the reactors placed in pipe 25 number one?</p>	<p style="text-align: right;">Page 232</p> <p>1 cable. Okay. It is called a heating cable. 2 Q. Heating cable? 3 A. Now I can understand. 4 Q. So there's this heating cable in here 5 underneath this insulation? 6 A. This is -- yes, between the insulation and 7 the pipe. 8 Q. Understood. 9 A. Do you want to know what it is for? 10 MR. ANNESSER: Just wait for the question 11 please. 12 BY MR. PACE: 13 Q. Do I want to know what it's called or what 14 it's for? 15 A. Sorry. 16 Q. Did you just say do I want to know what it's 17 called or what it's for? 18 A. No. What it is for. 19 Q. I do in a second, but I just want to before 20 I get to that, the steam that comes into this pipe 21 number one, it becomes water before it goes out on 22 Exhibit 16 back on over to Leonardo side, correct? 23 MR. ANNESSER: Object to form. 24 MR. LEON DE LA BARRA: Join. 25 THE WITNESS: You have skipped many</p>
<p style="text-align: right;">Page 231</p> <p>1 A. Yes. 2 Q. The steam -- and this is -- all this piping 3 is insulated? 4 A. Yes. 5 Q. Did I understand correctly from -- I think 6 Jim Bass' testimony that there are also heat strips on 7 these pipes? 8 MR. ANNESSER: Object to form. 9 MR. LEON DE LA BARRA: Join. 10 THE WITNESS: I did not understand your 11 question. I'm sorry. 12 BY MR. PACE: 13 Q. Were there heat strips on any these pipes? 14 A. Strips? What do you mean strips? 15 Q. Heat strips through which you could send a 16 little current of heat up, potentially heat the outside 17 of the pipe? 18 A. No, no, no. Not strips. 19 Q. Coils? 20 A. I think I have understood. I'm not sure, 21 but I think I have understood what you are referring 22 to. I try to help you, so you tell me if I have 23 understood. 24 Q. Okay. 25 A. When you say strip, you mean that heating</p>	<p style="text-align: right;">Page 233</p> <p>1 passages. 2 BY MR. PACE: 3 Q. I understand that. I'm jumping from one to 4 the other so I understand that it's -- 5 A. What I can tell you is that what you have 6 inside the insulated pipes is steam. 7 Q. Uh-huh. 8 A. What you have inside the other insulating 9 pipes that return to the plant, that is water. 10 Q. Right. That's what we just said. 11 A. Okay. 12 Q. Now, I'm just trying to -- you might tell me 13 it's not in either of these pictures, but where in 14 these pictures does the steam convert to water? 15 A. It's not here. 16 Q. It's not in these pictures? 17 A. No. 18 Q. There's -- am I missing something in the 19 pictures? 20 A. No, you are not missing anything of the 21 pictures, but these pictures do not explain where the 22 steam becomes water. 23 Q. Why is that? 24 A. Because -- 25 MR. ANNESSER: Why do the pictures not show</p>

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<p style="text-align: right;">Page 234</p> <p>1 that?</p> <p>2 MR. PACE: Yes. I'm trying to understand.</p> <p>3 THE WITNESS: You know, these picture are,</p> <p>4 first of all --</p> <p>5 MR. ANNESSER: Just answer his question if</p> <p>6 you understand it. I'm going to object to the</p> <p>7 form because I'm not sure I understand the</p> <p>8 question.</p> <p>9 THE WITNESS: The place where the steam</p> <p>10 became water is not -- is not illustrated by these</p> <p>11 photographs, Attorney.</p> <p>12 BY MR. PACE:</p> <p>13 Q. But it did occur somewhere within the</p> <p>14 container?</p> <p>15 MR. LEON DE LA BARRA: Object to form.</p> <p>16 THE WITNESS: Can you repeat the question.</p> <p>17 BY MR. PACE:</p> <p>18 Q. But the conversion of steam to water</p> <p>19 occurred in the container?</p> <p>20 MR. ANNESSER: Object to form.</p> <p>21 MR. LEON DE LA BARRA: Object to the form.</p> <p>22 THE WITNESS: No.</p> <p>23 BY MR. PACE:</p> <p>24 Q. Where did it occur, outside the container</p> <p>25 then?</p>	<p style="text-align: right;">Page 236</p> <p>1 their names?</p> <p>2 A. No, I don't remember. We are talking of two</p> <p>3 years ago, and they were just guys. In that area, if</p> <p>4 you go there, they have the truck. It's people that</p> <p>5 has a truck that is a small workshop. They have</p> <p>6 everything there. You call them, and they are able to</p> <p>7 do anything. They are able to do whatever you need.</p> <p>8 Q. Who removed it?</p> <p>9 A. Sorry.</p> <p>10 Q. Who removed this heat exchanger that you</p> <p>11 built?</p> <p>12 A. It has been built by pipes --</p> <p>13 Q. No. I'm sorry. My question was who removed</p> <p>14 it?</p> <p>15 MR. LEON DE LA BARRA: Object to form.</p> <p>16 THE WITNESS: I removed it with the help of</p> <p>17 contractors.</p> <p>18 BY MR. PACE:</p> <p>19 Q. Because it doesn't exist any longer at the</p> <p>20 Doral plant?</p> <p>21 A. No because I have used the pieces of it to</p> <p>22 do other things because now it was completely useless.</p> <p>23 Q. Well, it didn't exist at the Doral location</p> <p>24 in February of 2016, did it?</p> <p>25 MR. ANNESSER: Object to the form.</p>
<p style="text-align: right;">Page 235</p> <p>1 A. Yes.</p> <p>2 Q. Where outside the container?</p> <p>3 A. In a proper heat exchanger that was placed</p> <p>4 not inside the container.</p> <p>5 Q. Where was the heat exchanger?</p> <p>6 A. The heat exchanger was in a proper room that</p> <p>7 is not indicated in this photographs. The steam</p> <p>8 through a pipe is gone in a heat exchanger that is not</p> <p>9 here.</p> <p>10 Q. This heat exchanger, who installed that?</p> <p>11 A. I did.</p> <p>12 Q. Who helped you install it?</p> <p>13 A. Contractors.</p> <p>14 Q. Which contractors?</p> <p>15 A. Well, I use very much flying contractors</p> <p>16 that in that industrial park everyday come to know if</p> <p>17 you need something. I use it to many of them. The</p> <p>18 heat exchanger that I have put down has been made by me</p> <p>19 with their help.</p> <p>20 Q. Okay.</p> <p>21 A. So -- in -- sorry.</p> <p>22 Q. I'm sorry. I interrupted you that time.</p> <p>23 Please finish your answer.</p> <p>24 A. I had finished.</p> <p>25 Q. Do you know their names? Do you know any of</p>	<p style="text-align: right;">Page 237</p> <p>1 THE WITNESS: Can you -- I did not</p> <p>2 understand the question.</p> <p>3 BY MR. PACE:</p> <p>4 Q. Sure. You remember seeing me at the Doral</p> <p>5 warehouse in December 16 of 2016?</p> <p>6 A. I remember.</p> <p>7 Q. The heat exchanger you are talking about now</p> <p>8 had been removed by then, correct?</p> <p>9 MR. ANNESSER: Object to form.</p> <p>10 MR. LEON DE LA BARRA: Join.</p> <p>11 THE WITNESS: I don't understand the</p> <p>12 English. This heat exchanger has been removed</p> <p>13 after the end of the test.</p> <p>14 BY MR. PACE:</p> <p>15 Q. Okay. So it was sometime after</p> <p>16 February 2016?</p> <p>17 A. If this was the question, this is the</p> <p>18 answer. Sorry.</p> <p>19 Q. I'm still a little lost and then we'll take</p> <p>20 a quick break here because we have to move on to some</p> <p>21 other subjects before we end, but you said in Exhibit</p> <p>22 17 --</p> <p>23 A. Yes.</p> <p>24 Q. -- what comes into there, that top pipe,</p> <p>25 what we labeled as pipe number one is steam, correct?</p>

60 (Pages 234 - 237)

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1 A. I am very sorry. I did not understand the
2 question.
3 Q. Sure. Let's go through this again. In
4 Exhibit 17 --
5 A. Yes.
6 Q. -- the top pipe in that picture.
7 A. The top pipe, number one, yes.
8 Q. What you call number one.
9 A. Yes.
10 Q. You said what came in there was steam?
11 A. Came in where was steam? Was full of steam.
12 Q. What came in this pipe was steam?
13 A. Yes, yes. It was full of steam.
14 Q. So somewhere the steam had to exit -- your
15 testimony now is that somewhere the steam had to exit
16 this container and go to -- and the heat at least from
17 the steam had to exit the container and be dissipated
18 or sent out of the warehouse; is that correct?
19 A. No.
20 Q. Okay. How would the steam be eliminated
21 from --
22 A. With a heat exchanger.
23 Q. Let me. If steam came into the container --
24 A. The steam enters in the container, goes in
25 these four pipes. In this phase we were using only

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1 four pipes. In some other phases we use also the other
2 pipes. In this moment we were at the end of the job.
3 We were -- we had in operation only the four pipes. So
4 the steam -- then the steam exited from the container
5 inside a pipe, inside a system of pipe, and run through
6 the place where the heat exchanger was. The heat
7 exchanger exchanged heat between air and steam and cool
8 and the steam.
9 Q. Is it the other side -- then if I'm looking
10 at Exhibit 17, is where the heat -- is where the steam
11 is exiting this container somewhere on the other side
12 of those pipes?
13 A. You -- you -- you can see because this
14 photography does not take the area where there was the
15 bypass.
16 Q. There was a bypass?
17 A. Yes, sir.
18 Q. Where would that --
19 A. Between the number 17 and the number 16, you
20 have a hole. So the number 16 is not a continuation of
21 the 17 because if I look at the 17 and I look at the
22 16, I have -- first I have to put the 17, and then I
23 have to put the 16 because, as you can see, the 17 has
24 the left side that is the end -- the left end of the
25 container -- looking at the container from the point of

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1 observation of this photography while the photograph in
2 number 16 shows us the right end of the container.
3 Q. Uh-huh.
4 A. But attention, between the 17 and the 16,
5 there is a piece of plant that has not been
6 photographed, you understand.
7 Q. I understand.
8 A. In that area there was the bypass.
9 Q. Okay. And I think we actually -- that's not
10 for this picture -- I've got pictures down the road,
11 but I just want to ask this before we take a break.
12 A. No. The number 18, you have to put the
13 number 18 to follow the logic at the left --
14 MR. ANNESSER: Dr. Rossi, there is no
15 question.
16 THE WITNESS: You are right and I am stupid.
17 I am very, very stupid. I continue to make the
18 same mistake, and I don't know why.
19 MR. PACE: Dr. Rossi, I'm just going to stop
20 you so that we can get to this and take a quick
21 break. Let me just do this. Exhibit 18.
22 (Thereupon, Photograph was marked for
23 identification as Defendant's Exhibit 18.)
24 THE WITNESS: Okay.
25 BY MR. PACE:

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1 Q. When we look at Exhibit 17, we can see in
2 the far left side tubing.
3 A. Exactly. There --
4 Q. Exhibit 18 -- let me do this.
5 A. Sorry.
6 Q. Exhibit 18 is, in fact, the tubing that we
7 see on the far left in Exhibit 17?
8 A. You are correct.
9 Q. So that was the point you were just making.
10 A. Yes.
11 Q. This tubing is for inserting water, correct?
12 A. No.
13 Q. Okay. So what is it for inserting?
14 A. Nothing.
15 Q. Nothing. So these tubes -- who put these
16 tubes in?
17 A. When you say tubes, you mean these hoses?
18 Q. Yes, sir.
19 A. Because if you say tube, I think to the
20 steam.
21 Q. Correct. I'm sorry. Let me use the phrase
22 you are using. Hoses.
23 A. The hoses are emergency hoses connected with
24 the hydraulic, the hydraulic center of the factory in
25 case of overheating. We never use them in all the year

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<p style="text-align: right;">Page 258</p> <p>1 A. Yes, sir.</p> <p>2 Q. -- you would look at the numbers on -- for</p> <p>3 what? You would look at the number for the flow meter?</p> <p>4 A. Yes.</p> <p>5 Q. And you would write that down?</p> <p>6 A. Yes.</p> <p>7 Q. And you maintain that record?</p> <p>8 A. Yes.</p> <p>9 Q. And then you don't really look at a thermal</p> <p>10 couple, right? Would you look at the computer? How do</p> <p>11 you know what's on the thermal couple?</p> <p>12 A. Because there was a manual instrument to</p> <p>13 read the thermal -- to read the thermal couple.</p> <p>14 Q. Okay.</p> <p>15 A. And so I just looked at it and wrote down</p> <p>16 the number.</p> <p>17 Q. And so that's a hand-held device, right?</p> <p>18 A. Yes, sir.</p> <p>19 Q. And you would write down that number and you</p> <p>20 kept that log?</p> <p>21 A. Yes.</p> <p>22 Q. And then there's a -- there's a pressure</p> <p>23 meter. Is it called --</p> <p>24 A. Yes, the manometer.</p> <p>25 Q. How many of those existed?</p>	<p style="text-align: right;">Page 260</p> <p>1 file. You didn't put a number on it. In fact, I</p> <p>2 think Chris is going to have to contact you guys</p> <p>3 or we'll talk about it afterwards because I think</p> <p>4 part of it is corrupted. But we'll talk to</p> <p>5 Dr. Rossi and find out if that's right or not</p> <p>6 because it might not be. That's what we are about</p> <p>7 to find out.</p> <p>8 THE WITNESS: I don't -- which is your</p> <p>9 question?</p> <p>10 BY MR. PACE:</p> <p>11 Q. Do you recognize this spreadsheet?</p> <p>12 A. I am very sorry. No, I don't.</p> <p>13 Q. Okay.</p> <p>14 A. I don't. It is not mine.</p> <p>15 Q. Do you know whether Fulvio Fabiani tracked</p> <p>16 when the -- when different parts of the plant were</p> <p>17 working or not working or had to be shut down for short</p> <p>18 periods?</p> <p>19 A. I don't know exactly what Fulvio Fabiani was</p> <p>20 making because he worked for Industrial Heat, by the</p> <p>21 way. And he also had the task from Industrial Heat to</p> <p>22 help me if I had the troubles with electric stuff, but</p> <p>23 I know nothing about this work of his.</p> <p>24 Q. Let me make sure I'm clear. What we are</p> <p>25 looking at here on Exhibit 19 is a spreadsheet that</p>
<p style="text-align: right;">Page 259</p> <p>1 A. Two.</p> <p>2 Q. Two. And did you ever take readings from</p> <p>3 the pressure meters?</p> <p>4 A. Yes, now and again also there. But I did</p> <p>5 not write down because it was pretty much constant.</p> <p>6 The pressure did not change basically, so I did not</p> <p>7 take record. I don't remember if I put also the --</p> <p>8 also the pressure or not, but you will see. If you</p> <p>9 show me my blog I can tell you. I don't remember.</p> <p>10 Q. So there's a book that has this that would</p> <p>11 have -- let me see if I can. Thank you, sir. I'm</p> <p>12 going to mark this as Exhibit 19.</p> <p>13 (Thereupon, Spreadsheet was marked for</p> <p>14 identification as Defendant's Exhibit 19.)</p> <p>15 THE WITNESS: Thank you.</p> <p>16 BY MR. PACE:</p> <p>17 Q. This is a document that you produced in</p> <p>18 discovery or that your lawyers produced in discovery.</p> <p>19 Is this --</p> <p>20 MR. ANNESSER: Are you sure we produced</p> <p>21 this?</p> <p>22 MR. PACE: You did.</p> <p>23 MR. ANNESSER: I don't see a Bates number on</p> <p>24 it. That's why I asked.</p> <p>25 MR. PACE: You produced this and made a</p>	<p style="text-align: right;">Page 261</p> <p>1 contains certain data information. This is not your</p> <p>2 log of the information you collected?</p> <p>3 A. It's nothing to do with it, no.</p> <p>4 MR. ANNESSER: Object to the form.</p> <p>5 BY MR. PACE:</p> <p>6 Q. And you don't know about -- there's also</p> <p>7 comments here about when different units in the plant</p> <p>8 were started or stopped?</p> <p>9 A. I don't remember. I don't remember this</p> <p>10 events because, you know, we had a lot of event there.</p> <p>11 I don't remember.</p> <p>12 Q. Okay. Let me ask you, did you maintain any</p> <p>13 log or record of when units, when E-Cat units at the</p> <p>14 plant were operating or not operating?</p> <p>15 A. I did, yes.</p> <p>16 Q. You did?</p> <p>17 A. Yes.</p> <p>18 Q. How was that maintained?</p> <p>19 A. Manually by me. I did it manually. When</p> <p>20 such events -- this is the log I was talking before to</p> <p>21 you.</p> <p>22 Q. I'm sorry. You just said exhibit -- were</p> <p>23 you talking about this -- it's a handwritten log?</p> <p>24 A. Yes.</p> <p>25 Q. Okay. And in that handwritten log, if there</p>

66 (Pages 258 - 261)

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Page 290	Page 292
1 steam from the --	1 RE : ROSSI v DARDEN
2 A. Which one, Counselor?	DEPO OF: ANDREA ROSSI
3 Q. Actually, all three show the same pipe,	2 TAKEN : 2-23-17
4 correct?	3
5 A. No because --	4 EXCEPT FOR ANY CORRECTIONS
6 Q. They are different angles?	MADE ON THE ERRATA SHEET BY
7 A. -- here is also another one.	5 ME, I CERTIFY THIS IS A TRUE
8 Q. Let me do it -- I appreciate that. In fact,	6 AND ACCURATE TRANSCRIPT.
9 same thing on number 25 if you look at the bottom. In	7 FURTHER DEPONENT SAYETH NOT.
10 24, 25 and 26 --	8 ANDREA ROSSI
11 A. 24, 25, and 26 they have the common	9
12 denominator that is the steam pipe.	10 STATE OF FLORIDA)
13 Q. And that's the silver encased piping?) SS:
14 A. It is correct.	11 COUNTY OF)
15 Q. And that was designed to carry the steam	12
16 from the plant over to the JM Products container?	13 Sworn and subscribed to before me this
17 A. Yes.	14 day of 2017.
18 THE VIDEOGRAPHER: We are at 7 minutes, sir.	15 PERSONALLY KNOWN OR I.D.
19 BY MR. PACE:	16
20 Q. And this pipe has been -- I'm sorry?	17
21 A. It's okay.	18 Notary Public in and for
22 Q. This piping has now been taken down at the	the State of Florida at Large.
23 Doral warehouse, correct?	19
24 A. Yes.	20
25 Q. Who took it down?	21 My commission expires:
	22
	23
	24
	25

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1 A. I did.	1 ERRATA SHEET
2 Q. When?	2 RE : ROSSI v DARDEN
3 A. After the test, after the sealing of the	DEPO OF: ANDREA ROSSI
4 test.	3 TAKEN : 2-23-17
5 Q. Do you know -- was it immediately after, if	4 DO NOT WRITE ON TRANSCRIPT, ENTER ANY CHANGES HERE
6 you know?	5 Page # Line # Change Reason
7 A. I don't remember, but I --	6
8 Q. Who assisted?	7
9 A. Sorry.	8
10 Q. Did anyone assist you in taking down the	9
11 piping?	10
12 A. Can you repeat the question.	11
13 Q. Yes. It's kind of the last question. Did	12
14 anyone assist you in taking down the piping?	13
15 A. Yes.	14
16 Q. Who?	15
17 A. Contractors.	16
18 Q. Do you know their names?	17
19 A. No.	18
20 MR. PACE: I think I've run out of time.	19
21 THE VIDEOGRAPHER: Here marks the end of	20
22 videotape number eight and the deposition. We are	21 State of Florida)
23 going off the record at 7:25 p.m.	County of)
24 (Thereupon, the taking of the deposition was	22 Under penalties of perjury, I declare that I have
25 concluded at 7:25 p.m. Signature and	23 read by deposition transcript, and it is true and
formalities were not waived.)	correct subject to any changes in form or
	24 substance entered here.
	25 Date ANDREA ROSSI

HIGHLY CONFIDENTIAL- ATTORNEYS' EYES ONLY

<p style="text-align: right;">Page 294</p> <p>1 CERTIFICATE OF OATH OF WITNESS</p> <p>2</p> <p>3 STATE OF FLORIDA</p> <p style="text-align: center;">SS:</p> <p>4 COUNTY OF MIAMI-DADE</p> <p>5</p> <p>6</p> <p>7 I, JANET BALDAUF, Registered Professional</p> <p>8 Reporter, Florida Professional Reporter and Notary</p> <p>9 Public in and for the State of Florida at Large,</p> <p>10 certify that the witness, ANDREA ROSSI, personally</p> <p>11 appeared before me on 2-23-17 and was duly sworn by</p> <p>12 me.</p> <p>13 WITNESS my hand and official seal this</p> <p>14 23rd day of February 2017.</p> <p>15</p> <p>16</p> <p style="text-align: center;"><i>Janet Baldauf</i></p> <p>17</p> <p style="text-align: center;">_____ JANET BALDAUF, RPR, FPR Notary Public State of Florida at Large</p> <p>19</p> <p>20 Notary # FF208072</p> <p>21 My Commission Expires: 3-31-2019</p> <p>22</p> <p>23</p> <p>24</p> <p>25</p>	<p style="text-align: right;">Page 296</p> <p>1 VERITEXT LEGAL SOLUTIONS</p> <p>One Biscayne Tower, Suite 2250</p> <p>2 Two South Biscayne Boulevard</p> <p>Miami, Florida 33131</p> <p>3 (305) 376-8800</p> <p>4</p> <p>5 _____, 2017</p> <p>6 ANDREA ROSSI</p> <p>7 c/o JOHN W. ANNESSER, ESQUIRE</p> <p>Perlinan Bajandas Yevoli & Albright, P.L.</p> <p>8 283 Catalonia Avenue, Suite 200</p> <p>Coral Gables, Florida 33134</p> <p>9</p> <p>10 RE : ROSSI v DARDEN</p> <p>DEPO OF: ANDREA ROSSI</p> <p>11 TAKEN : 2-23-17</p> <p>12 READ & SIGN BY: Days</p> <p>Attn: ANDREA ROSSI:</p> <p>13</p> <p>14 This letter is to advise you that the transcript</p> <p>15 of the deposition listed above is completed and</p> <p>is available for reading and signing.</p> <p>16</p> <p>17 PLEASE CALL THE ABOVE NUMBER TO MAKE AN APPOINTMENT to</p> <p>18 come to the Veritext office closest to you to read and</p> <p>sign the transcript. Our office hours are from 8:30</p> <p>19 a.m. to 4:30 p.m., Monday through Friday.</p> <p>20 IN THE EVENT OTHER ARRANGEMENTS ARE MADE, please send</p> <p>us a list of any and all corrections, signed and</p> <p>21 notarized, noting page and line numbers and the reason</p> <p>for such changes, so we can furnish all counsel with a</p> <p>22 copy of same. If the reading and signing has not been</p> <p>completed prior to the referenced date, we shall</p> <p>23 conclude that you have waived the reading and signing</p> <p>of the deposition</p> <p>24 transcript. Your prompt attention to this matter is</p> <p>appreciated.</p> <p>25</p> <p>Sincerely,</p> <p>26</p> <p>27 JANET BALDAUF, RPR, FPR</p> <p>cc: Counsel of Record</p>
<p style="text-align: right;">Page 295</p> <p>1 REPORTER'S DEPOSITION CERTIFICATE</p> <p>2</p> <p>3 I, JANET BALDAUF, Registered Professional</p> <p>4 Reporter and Florida Professional Reporter, certify</p> <p>5 that I was authorized to and did stenographically</p> <p>6 report the deposition of ANDREA ROSSI, the witness</p> <p>7 herein on 2-23-17; that a review of the transcript</p> <p>8 was requested; that the foregoing pages numbered</p> <p>9 from 1 to 296 inclusive is a true and complete</p> <p>10 record of my stenographic notes of the deposition by</p> <p>11 said witness; and that this computer-assisted</p> <p>12 transcript was prepared under my supervision.</p> <p>13 I further certify that I am not a</p> <p>14 relative, employee, attorney or counsel of any of</p> <p>15 the parties, nor am I a relative or employee of any</p> <p>16 of the parties' attorney or counsel connected with</p> <p>17 the action.</p> <p>18 DATED this 23rd day of February 2017.</p> <p>19</p> <p>20</p> <p>21</p> <p style="text-align: center;"><i>Janet Baldauf</i></p> <p>22</p> <p style="text-align: center;">_____ JANET BALDAUF Florida Professional Reporter Registered Professional Reporter</p> <p>23</p> <p>24</p> <p>25</p>	<p style="text-align: right;">Page 297</p> <p>1 VERITEXT LEGAL SOLUTIONS</p> <p>One Biscayne Tower, Suite 2250</p> <p>2 Two South Biscayne Boulevard</p> <p>Miami, Florida 33131</p> <p>3 (305) 376-8800</p> <p>4</p> <p>5 _____, 2017</p> <p>6 CHRISTOPHER R.J. PACE, ESQUIRE</p> <p>Jones Day</p> <p>7 600 Brickell Avenue, Suite 3300</p> <p>Miami, Florida 33131</p> <p>8</p> <p>9 RE : ROSSI v DARDEN</p> <p>DEPO OF: ANDREA ROSSI</p> <p>10 TAKEN : 2-23-17</p> <p>11 READ & SIGN BY: 30 Days</p> <p>12</p> <p>13 Dear Counsel:</p> <p>14</p> <p>15 The original transcript of the deposition listed</p> <p>above is enclosed for your file. The witness</p> <p>16 did not waive reading and signing and has been</p> <p>sent a letter notifying them to come in and read</p> <p>17 and sign their deposition transcript.</p> <p>18 The witness will be provided a copy of their</p> <p>deposition transcript for reading in our office</p> <p>19 should they come in to review the transcript, and</p> <p>we will forward to you any corrections made by</p> <p>20 the witness at that time, along with an original</p> <p>signature page which should be attached to the</p> <p>21 original transcript which is in your possession.</p> <p>22</p> <p>Sincerely,</p> <p>23</p> <p>24 JANET BALDAUF, RPR, FPR</p> <p>25</p>

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Veritext Legal Solutions

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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.

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