

FIRST JUDICIAL DISTRICT COURT
COUNTY OF SANTA FE
STATE OF NEW MEXICO

No. D-101-CV-2022-00473

STATE OF NEW MEXICO, ex
rel., MARCO WHITE, MARK
MITCHELL, and LESLIE
LAKIND,

Plaintiffs,

vs.

COUY GRIFFIN,

Defendant.

VIDEOCONFERENCE DEPOSITION OF MATTHEW STRUCK
July 27, 2022
10:03 a.m. MST

PURSUANT TO THE NEW MEXICO RULES OF CIVIL
PROCEDURE, this deposition was:

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Attorney for Plaintiffs

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2

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13

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17 Also Present:

18 Elizabeth Schick Vigna
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 19 Donald Sherman
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 20 Nikhel Sus
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21
 22
 23
 24
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4

1 EXHIBITS (CONTINUED)

2 NUMBER

3 102 Social media posts 70

4 103 Social media posts 75

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9 1 Notice to Take Deposition 12

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5

1 MATTHEW STRUCK,

2 after having been first duly sworn under oath,

3 was questioned and testified as follows:

4 EXAMINATION

5 BY MR. DODD:

6 Q. Thank you very much. Good morning,

7 Mr. Struck.

8 **A. Morning.**

9 Q. Thank you for joining us today. My name

10 is Christopher Dodd, and I'm a lawyer here in

11 Albuquerque. I'm going to be asking you questions

12 today.

13 This is a deposition, and there are a

14 bunch of other people on the call. I would ask that

15 everyone please keep their microphones muted except

16 when they're speaking.

17 Mr. Struck, would you please state your

18 full name for the record?

19 MR. WOODWARD: Sorry to jump in, Chris.

20 Do we plan on identifying everybody who's

21 participating in the deposition?

22 MR. DODD: We can if you'd like. It'll

23 just be me asking questions.

24 MR. WOODWARD: Is Mr. Griffin here or his

25 counsel?

6

1 MR. DODD: It does not seem that
2 Mr. Griffin appears.
3 MR. WOODWARD: Okay. So everybody on the
4 call is affiliated with the Plaintiff in the
5 litigation.
6 MR. DODD: That's correct. With me as
7 cocounsel is Joseph Goldberg. Also with me, I'm
8 just going to go down the list, is -- there is a
9 person identified as DKS on the call. That is, I
10 believe, Donald Sherman.
11 MR. SHERMAN: That's right.
12 MR. DODD: We also have Jessica
13 Lutkenhaus. We have an icon that's labeled CREW.
14 That would be Nikhel Sus and Stuart McPhail.
15 We also have Cindy B; DRT, which is Debbie
16 Tope; and Elizabeth Vigna. I'm actually not sure
17 who Ms. Vigna is.
18 MS. VIGNA: Hi. I'm associated with CREW.
19 I'm just out of the office.
20 MR. DODD: Gotcha. Perfect. Thank you
21 very much. And so, Mr. Woodward everyone here
22 besides yourself and Mr. Struck are affiliated with
23 the Plaintiffs in this case. Okay?
24 And it appears that Mr. Griffin is not
25 present, who is proceeding pro se in this matter.

7

1 Q. So, Mr. Struck, could you please state
2 your full name for the record?
3 A. **Matthew Pedman Struck.**
4 Q. And could you please spell your first and
5 last name?
6 A. **M-A-T-T-H-E-W, S-T-R-U-C-K.**
7 Q. Thank you. And where do you currently
8 live?
9 A. **In Littleton, Colorado.**
10 Q. And what is your address?
11 A. **Oh, I won't say my home address. I don't**
12 **want it to go out to the press so I don't get**
13 **harassed.**
14 Q. You're declining to answer the question?
15 A. **I don't want to give out my address.**
16 Q. Okay. You were just sworn in by the court
17 reporter. Do you understand that you are testifying
18 under oath today?
19 A. **Yes.**
20 Q. You understand that you are required to
21 tell the truth and to answer all questions fully and
22 truthfully?
23 A. **Of course.**
24 Q. You understand that the oath you took
25 today is the same oath that you would take if you

8

1 were testifying in a courtroom?
2 A. **Yes.**
3 Q. Now, you testified under oath before at
4 Couy Griffin's criminal trial, correct?
5 A. **That is correct.**
6 Q. Have you testified under oath on any other
7 occasion?
8 A. **I have not. That I can remember, no. No,**
9 **nothing like this. No.**
10 Q. Okay. So I want to go over some of the
11 commonly understood ground rules of a deposition,
12 because I assume this is a new experience for you;
13 is that right?
14 A. **Correct.**
15 Q. All right. So I'll be asking you the
16 questions today. If you don't understand a
17 question, please let me know.
18 A. **Okay.**
19 Q. If you answer a question, I'm going to
20 assume that you understood the question. And if you
21 don't understand the question, just let me know, and
22 I'll try and identify what the problem with my
23 question is so I can ask the question in a clearer
24 manner. Okay?
25 A. **Sure.**

9

1 Q. Now, your counsel may object to my
2 questions for the record, but you understand you
3 should still respond unless your counsel instructs
4 you not to, correct?
5 A. **Sure.**
6 Q. And just so I'm clear, Mr. Woodward is
7 here appearing on your behalf as your attorney?
8 A. **Yes.**
9 Q. Okay. Now, as this is a remote deposition
10 being conducted via Zoom, you have to have your
11 camera on at all times during the deposition.
12 A. **Okay.**
13 Q. And you must remain unmuted at all times
14 except when we take a break.
15 A. **Okay.**
16 Q. If we do take a break, it'll be announced.
17 The court reporter will say, you know, we're off the
18 record, that we're on break, and then the court
19 reporter will also announce when we're back on the
20 record. All right?
21 A. **Okay. Yep.**
22 Q. So we do have the court reporter who
23 transcribes everything that we say. In everyday
24 conversation it's common for people to interrupt one
25 another and talk over each other, but we can't do

10	<p>1 that here --</p> <p>2 A. Okay.</p> <p>3 Q. -- because the court reporter is trying to</p> <p>4 accurately transcribe everything that we say, and</p> <p>5 they'll probably get quite irritated with us if</p> <p>6 we're trying to talk over one another. Okay?</p> <p>7 A. Understood.</p> <p>8 Q. And so just try not to talk over me. You</p> <p>9 wait for me to finish my question before you answer,</p> <p>10 and I'll wait to ask you the next question and make</p> <p>11 sure that you have a full chance to respond. Okay?</p> <p>12 A. Okay.</p> <p>13 Q. Now, as part of this deposition, I'm going</p> <p>14 to be showing you a number of video exhibits. Most</p> <p>15 of these exhibits have sound, and so I would ask</p> <p>16 that you please allow the video to finish playing or</p> <p>17 wait for me to pause it prior to speaking. Okay?</p> <p>18 A. Okay.</p> <p>19 Q. After this deposition is over, you will</p> <p>20 have an opportunity to review the transcript and to</p> <p>21 make any corrections. Now, that opportunity to make</p> <p>22 corrections does not mean you get a chance to change</p> <p>23 your testimony but that you get to correct typos and</p> <p>24 things of that nature. Do you understand that?</p> <p>25 A. Understood.</p>	12	<p>1 with your ability to testify fully and truthfully</p> <p>2 today?</p> <p>3 A. I do not.</p> <p>4 Q. Have you taken any medication, whether</p> <p>5 prescribed or over-the-counter, in the past 24 hours</p> <p>6 that you believe would affect your ability to</p> <p>7 testify fully and truthfully?</p> <p>8 A. I have not.</p> <p>9 Q. Is there any other reason why you wouldn't</p> <p>10 be able to testify fully or truthfully today?</p> <p>11 A. There is no reason.</p> <p>12 Q. Okay. And you agree to testify fully and</p> <p>13 truthfully today?</p> <p>14 A. I agree to testify.</p> <p>15 Q. Fully and truthfully?</p> <p>16 A. Fully and truthfully, yes. Amen.</p> <p>17 Q. Perfect. Now, you're here today in</p> <p>18 response to a subpoena and a deposition notice that</p> <p>19 you were served with in this case; is that correct?</p> <p>20 A. That is correct.</p> <p>21 (Exhibit 1 marked.)</p> <p>22 Q. Now, I'd like to show you what's been</p> <p>23 marked for identification purposes as Exhibit 1 to</p> <p>24 your deposition. Give me just a moment. I'm going</p> <p>25 to be handling pulling up all the exhibits and</p>
11	<p>1 Q. And if you do make changes to the</p> <p>2 transcript, I will have an opportunity to make a</p> <p>3 comment on those changes if I think that those</p> <p>4 changes raise an issue. Okay?</p> <p>5 A. Okay.</p> <p>6 Q. This is a formal proceeding, and you are</p> <p>7 under oath. However, unlike when we're in court, we</p> <p>8 can decide when to take breaks, and so my practice</p> <p>9 is generally to take a break every hour and a half</p> <p>10 or so to give the court reporter a moment to, you</p> <p>11 know, rest their fingers.</p> <p>12 But if at some other time you would like</p> <p>13 to take a break and/or you need to take a break,</p> <p>14 just let me know, and we will take a break.</p> <p>15 A. Thank you.</p> <p>16 Q. Around the halfway mark of the deposition,</p> <p>17 which will probably be early afternoon, I would</p> <p>18 expect, we'll take a longer break for lunch and to</p> <p>19 give the court reporter a longer break. Okay?</p> <p>20 A. Great.</p> <p>21 Q. Do you have any questions about these</p> <p>22 proceedings so far?</p> <p>23 A. Not so far.</p> <p>24 Q. Okay. Do you have any -- do you have any</p> <p>25 physical or mental conditions that would interfere</p>	13	<p>1 everything, so it just takes me a moment to shift</p> <p>2 over and do that. I apologize. Are you able to see</p> <p>3 that document?</p> <p>4 A. Yes.</p> <p>5 Q. You see on the bottom they have a label on</p> <p>6 it?</p> <p>7 A. Yes.</p> <p>8 Q. We have each of those on the documents.</p> <p>9 The videos will be labeled at the top. The name of</p> <p>10 the video will be changed to reflect the depo</p> <p>11 exhibit number. Okay?</p> <p>12 A. Okay. How many exhibits are there?</p> <p>13 Q. There are quite a few. There will be, I</p> <p>14 believe, 130 exhibits.</p> <p>15 A. Okay.</p> <p>16 Q. Now, looking at Exhibit Number 1, this is</p> <p>17 a 19-page document, and I just want to go through it</p> <p>18 briefly with you.</p> <p>19 A. Okay.</p> <p>20 Q. I want to make sure that you have a full</p> <p>21 chance to review all the documents and videos that</p> <p>22 we go through. Okay?</p> <p>23 A. All right.</p> <p>24 Q. So I'll just page through this briefly,</p> <p>25 and just watch the screen and look at the documents</p>

<p style="text-align: right;">14</p> <p>1 while I do so. Okay?</p> <p>2 A. Okay.</p> <p>3 Q. Were you able to see all those as I went</p> <p>4 through them?</p> <p>5 A. Yeah.</p> <p>6 Q. All 19 pages?</p> <p>7 A. Yes.</p> <p>8 Q. And so you were served with a copy of</p> <p>9 these documents on July 2nd, 2022, at approximately</p> <p>10 10:00 in the morning, correct?</p> <p>11 A. I'm not sure the time.</p> <p>12 Q. Okay. But you were served --</p> <p>13 A. Yes.</p> <p>14 Q. -- with a set of these documents. I</p> <p>15 believe it was on a weekend; is that right?</p> <p>16 A. I don't remember. I don't remember that.</p> <p>17 Q. Okay. Now, in Exhibit 1 there's a cover</p> <p>18 letter from me, correct?</p> <p>19 A. Yes, it appears so.</p> <p>20 Q. And there's also a notice for this</p> <p>21 deposition; is that right?</p> <p>22 A. What do you mean?</p> <p>23 Q. A Notice of Deposition just letting you</p> <p>24 know --</p> <p>25 A. I see, yeah.</p>	<p style="text-align: right;">16</p> <p>1 Q. And so there are four subpoenas in this</p> <p>2 document, and I'll direct you to them. So page</p> <p>3 five, that is a subpoena to appear for a deposition</p> <p>4 issued in Jefferson County, Colorado, correct?</p> <p>5 A. Correct.</p> <p>6 Q. There is also a subpoena to produce</p> <p>7 documents --</p> <p>8 A. Right.</p> <p>9 Q. -- that was also issued from Jefferson</p> <p>10 County, Colorado, correct?</p> <p>11 A. Correct.</p> <p>12 Q. And then there is a subpoena to appear for</p> <p>13 the deposition issued by the New Mexico court,</p> <p>14 correct --</p> <p>15 A. Okay. Okay.</p> <p>16 Q. -- is that right?</p> <p>17 A. Yeah.</p> <p>18 Q. You see that?</p> <p>19 A. It looks like it. I mean, it's still a</p> <p>20 little confusing to me, because I'm not familiar</p> <p>21 with this stuff.</p> <p>22 Q. You're not a lawyer?</p> <p>23 A. Correct. Yeah, if you tell me what it is,</p> <p>24 I'll take your word for it.</p> <p>25 Q. And then there's also, on page 13, a</p>
<p style="text-align: right;">15</p> <p>1 Q. -- know there was a deposition today.</p> <p>2 A. Yeah, there was a notice of that.</p> <p>3 Q. And then there were also multiple</p> <p>4 subpoenas, correct?</p> <p>5 A. Yeah, four of them is what the guy told me</p> <p>6 there were. I only saw two. He said there was</p> <p>7 four.</p> <p>8 Q. That may have been a little bit confusing,</p> <p>9 because since you were in -- you reside in Colorado,</p> <p>10 correct?</p> <p>11 A. Yes.</p> <p>12 Q. And so in order to have you properly</p> <p>13 served, we had to domesticate these subpoenas in</p> <p>14 Colorado, and so you would have gotten -- this page</p> <p>15 five of Exhibit Number 1, that's a subpoena to</p> <p>16 appear for a deposition, but then you also -- what?</p> <p>17 A. I'm sorry. I have a question. I was</p> <p>18 also -- he told my wife that she was also in the</p> <p>19 subpoena, and I don't see where she is. I was just</p> <p>20 curious on where my wife appeared in the subpoena.</p> <p>21 Q. I'm not aware of your wife being in the</p> <p>22 subpoena.</p> <p>23 A. Do you know why he would say that?</p> <p>24 Q. I have no idea.</p> <p>25 A. Okay.</p>	<p style="text-align: right;">17</p> <p>1 subpoena for the production of documents out of the</p> <p>2 New Mexico courts.</p> <p>3 A. Okay. Yes.</p> <p>4 Q. Okay.</p> <p>5 A. Looks like it, yes. Makes sense.</p> <p>6 Q. And so you were served with all four of</p> <p>7 those subpoenas, correct?</p> <p>8 A. Okay. Yes.</p> <p>9 Q. Okay. Now, after you received those</p> <p>10 subpoenas, you got in touch with Mr. Woodward,</p> <p>11 correct?</p> <p>12 A. Attempted to. He was out of the country,</p> <p>13 so it was a challenge.</p> <p>14 Q. Gotcha. And did you ultimately produce</p> <p>15 documents under the subpoena to produce?</p> <p>16 A. Yes, I -- I did the best that I could.</p> <p>17 Q. What documents did you produce? You don't</p> <p>18 need to go through them. Just generally, what</p> <p>19 documents did you produce in response to the</p> <p>20 subpoena?</p> <p>21 A. The most recent video files. I kind of</p> <p>22 worked my way backwards to figure that January of</p> <p>23 2021 would be the most important, so I uploaded</p> <p>24 those first. I know that you already had the day of</p> <p>25 the 6th, or I believe you did, so I didn't include</p>

18

1 those, because it was a ton -- I mean, I have so
2 much video, so I was trying to figure out the best
3 way to do it. I didn't even know how I was going to
4 attempt to do it, how long it was going to take.

5 As I started to do it, I kept going,
6 uploading my videos. After about 22 hours of
7 uploading backwards from January to December,
8 November, maybe even October, my Dropbox got full,
9 and so that's kind of where we ended up, you know,
10 because I wasn't sure should I leave these or -- you
11 know, or -- that's the documents that I produced.

12 Q. Okay. So fair to say over a thousand
13 video files that you produced?

14 A. It was close to 2,500.

15 Q. Okay. And we'll go through a lot of those
16 videos later. When was the most recent time that
17 you produced documents under the subpoena?

18 A. This morning.

19 Q. Okay. And we'll have to talk about that a
20 little bit, because obviously we haven't had a
21 chance to look at any of those videos.

22 A. Sure. There's only, like, six of them,
23 but they were all -- yeah, we can take a look at
24 them.

25 Q. There were how many of them?

19

1 A. Six missing video files. A lot of the
2 missing files in that list I was going over were
3 photos, which makes the time, you know, the numbers
4 skip. Or when I did Facebook Live, it wouldn't use
5 the same numbering system. It kind of had a long
6 number which you probably saw those in there. So
7 those would be replaced.

8 So I went through that, the list. When I
9 was going through that list, I went through about a
10 third of it, because it took a while to go through
11 each one. I don't have a very good system to kind
12 of cross-reference each one. I have to open each
13 one, open the metadata, look to see what file number
14 it is. So I did that for a lot of those, and for
15 the first, I don't know, maybe 40 of them.

16 And then I found six missing video files,
17 and then I uploaded those this morning. The rest
18 were images, or Facebook Live, which I did upload,
19 which those would have been included.

20 Q. All right.

21 MR. WOODWARD: If I could jump in, Chris,
22 and clarify for the record, he is providing those
23 files to his counsel, and then I am then uploading
24 them to your Dropbox per your request.

25 MR. DODD: Mr. Woodward, you're doing that

20

1 just as a pass-through, correct, you're not changing
2 anything?

3 MR. WOODWARD: I'm not changing anything.
4 I don't believe so.

5 MR. DODD: Okay. All right. I just want
6 to make sure that the documents -- so what I'm
7 hearing is the documents we have received are the
8 documents that Mr. Struck is talking about producing
9 to you and you pass them through to us.

10 MR. WOODWARD: I'm happy to take this
11 conversation offline. I'm aware of the metadata
12 issue. I don't know why that's happening. That's
13 not my intention.

14 MR. DODD: That's not what I'm referring
15 to.

16 Q. (By Mr. Dodd) The videos that we've
17 received are the videos, Mr. Struck, that you have
18 produced to your attorney and he's produced to us.
19 Is that right, Mr. Struck?

20 A. Yeah, I produced them to Stanley so he can
21 pass them on to you.

22 Q. Thank you. So, Mr. Struck, at first I
23 want to talk a little bit about your relationship
24 with Couy Griffin.

25 A. Yeah.

21

1 Q. Do you know an individual named Couy
2 Griffin?

3 A. Yes.

4 Q. How do you know him?

5 A. We met in Washington, D.C.

6 Q. When did you meet?

7 A. Fourth of July 2019. He was -- we met in
8 the lobby of a hotel I was staying in.

9 Q. Okay. And have you had close contact with
10 him since you met him?

11 A. Relatively close contact, but not super
12 close at all times, no. But some, you know --

13 Q. Yeah, sure.

14 A. Yeah.

15 Q. Have you become friends with him?

16 A. Yes, we are friends.

17 Q. Would you say that you are close to him?

18 A. Do I do what?

19 Q. Would you say that you are close -- that
20 you have a close relationship with him?

21 A. Fairly close.

22 Q. And when was the last time that you
23 communicated with Mr. Griffin?

24 A. This morning.

25 Q. What did you speak about with him this

22	<p>1 morning?</p> <p>2 A. He sent me a picture and said, do you like</p> <p>3 the picture and said, you might want to post it.</p> <p>4 Q. And by "post it," he meant post it to a</p> <p>5 social media account, correct?</p> <p>6 A. That's correct.</p> <p>7 Q. Have you had conversations with</p> <p>8 Mr. Griffin about this case?</p> <p>9 A. Yes.</p> <p>10 Q. And what is your understanding of this</p> <p>11 case?</p> <p>12 A. They're trying to remove Couy from office</p> <p>13 and not let him run for office again, I believe.</p> <p>14 Q. And that's information that you received</p> <p>15 from Mr. Griffin, correct?</p> <p>16 A. No.</p> <p>17 Q. You did not receive that information?</p> <p>18 A. I saw that on the CREW Twitter feed.</p> <p>19 Q. Okay. Did you talk about that information</p> <p>20 with Mr. Griffin?</p> <p>21 A. Yes.</p> <p>22 Q. Okay. And after receiving the subpoenas</p> <p>23 on July 2nd, did you communicate with Mr. Griffin</p> <p>24 regarding those subpoenas?</p> <p>25 A. Yes.</p>	24	<p>1 Capitol building, on January 6th of 2021?</p> <p>2 A. We were outside of the building.</p> <p>3 MR. WOODWARD: Can I object here, Chris?</p> <p>4 I'll instruct him not to answer questions about</p> <p>5 where he was on January 6th pursuant to his Fifth</p> <p>6 Amendment right and self-incrimination.</p> <p>7 MR. DODD: Okay.</p> <p>8 Q. (By Mr. Dodd) Mr. Struck, you have</p> <p>9 communicated with the United States Attorney's</p> <p>10 Office for the District of Columbia regarding</p> <p>11 January 6th, 2021, correct?</p> <p>12 A. Say that again. Communicate with who?</p> <p>13 Q. The US attorneys for the District of</p> <p>14 Columbia.</p> <p>15 A. They were the prosecutor going against</p> <p>16 Couy?</p> <p>17 Q. Correct.</p> <p>18 A. Yeah, they called me out to DC and did all</p> <p>19 that business there. Yeah.</p> <p>20 Q. Okay. And were you granted immunity from</p> <p>21 prosecution as a result of your communications with</p> <p>22 them?</p> <p>23 MR. WOODWARD: Objection. I'm going to</p> <p>24 ask the witness not to answer that question. I'm</p> <p>25 aware that the subject of immunity has been publicly</p>
23	<p>1 Q. And did you communicate with him regarding</p> <p>2 your presence at this deposition?</p> <p>3 A. I don't understand. Can you rephrase it?</p> <p>4 Q. Did you speak with him about the fact that</p> <p>5 you were coming to this deposition today?</p> <p>6 A. I mean, yes. He knew the subpoena was for</p> <p>7 my deposition. I don't know if he knew it today. I</p> <p>8 don't know if he knew it was today.</p> <p>9 Q. Okay. All right. So we'll loop back to</p> <p>10 some of these questions more towards the end of the</p> <p>11 deposition, but I really -- a major part of the</p> <p>12 deposition this morning is going to be going through</p> <p>13 the videos that you produced. Okay?</p> <p>14 A. Great.</p> <p>15 Q. So did you travel to Washington, DC, in</p> <p>16 January of 2021?</p> <p>17 A. Yes.</p> <p>18 Q. When did you arrive in Washington, DC?</p> <p>19 A. I believe we arrived on the 5th.</p> <p>20 Q. January 5th?</p> <p>21 A. January 5th, 2021.</p> <p>22 Q. And who did you go to Washington, DC,</p> <p>23 with?</p> <p>24 A. Couy Griffin.</p> <p>25 Q. Were you at the Capitol, the United States</p>	25	<p>1 disclosed, but the terms of the -- of any such</p> <p>2 immunity are under seal, and so it's not -- he's not</p> <p>3 permitted to talk about that at this time.</p> <p>4 MR. DODD: Mr. Woodward, I am inquiring of</p> <p>5 the witness in order to determine the basis on which</p> <p>6 he's invoking his Fifth Amendment privilege. If</p> <p>7 he's been granted immunity, I don't quite see how he</p> <p>8 can properly invoke the Fifth Amendment.</p> <p>9 MR. WOODWARD: Well, I'm instructing him</p> <p>10 not to answer. So he's not answering based on his</p> <p>11 lawyer's advice.</p> <p>12 I'm happy to talk about this offline,</p> <p>13 Chris, but it's -- I'm instructing him not to answer</p> <p>14 and to invoke his Fifth Amendment right.</p> <p>15 MR. DODD: All right.</p> <p>16 Q. (By Mr. Dodd) Now, Mr. Struck, you</p> <p>17 understand you're invoking the Fifth Amendment</p> <p>18 privilege. You're certainly entitled to do so under</p> <p>19 the United States Constitution, but I'm still</p> <p>20 entitled to ask my questions. Okay? And so I'll go</p> <p>21 through some questions with you, and I'd ask, you</p> <p>22 know, if your attorney and you are going to invoke</p> <p>23 the Fifth, just let us know that. Okay?</p> <p>24 A. Sure.</p> <p>25 Q. But I'm still going to go through the</p>

26

1 questions.

2 **A. Okay.**

3 Q. Now, when did you leave DC?

4 **A. On the 6th. We left January 6th.**

5 Q. Okay. And so just so I'm clear, you are
6 pleading the Fifth Amendment with regards to your
7 whereabouts and your presence at the United States
8 Capitol on January 6th of 2021, correct?

9 MR. WOODWARD: I'm instructing the witness
10 not to answer that question.

11 Q. And, Mr. Struck, are you following your
12 attorney's advice on that?

13 **A. Yes, following my attorney's advice.**

14 Q. All right. Now, were you with Couy
15 Griffin while you were at the United States Capitol
16 on January 6th of 2021?

17 MR. WOODWARD: I'll object and instruct
18 the witness not to answer.

19 Q. And, Mr. Struck, are you following your
20 attorney's advice in invoking your Fifth Amendment
21 rights on that question?

22 **A. Yes, I'll follow my attorney's advice.**

23 Q. And so maybe to speed things up, just
24 after Mr. Woodward says that he's doing that, if
25 you're following it, if you could just follow it up

28

1 nearly 2,500 videos that your attorney has produced
2 to us. You're aware of those videos, correct?

3 **A. Yes.**

4 Q. And are you familiar with the videos that
5 were produced?

6 **A. Not all of them, no.**

7 Q. But --

8 **A. I shoot so much footage, I don't review
9 all of the stuff I've shot. It's too much.**

10 Q. Now, you looked through the videos in
11 preparing them to turn over to us, correct?

12 **A. Incorrect. I just handed them over.**

13 Q. You handed them over?

14 **A. Yeah. I didn't look at them. I just
15 handed them over. You asked for them; I gave them
16 to you.**

17 Q. Now, the videos that you turned over, were
18 those videos that you recorded?

19 **A. Yes.**

20 Q. And were those videos that you recorded on
21 your iPhone?

22 **A. Yes.**

23 Q. Okay. Give me just a moment, please.

24 **A. Sure.**

25 Q. Now, when you recorded those videos, was

27

1 and say, I assert my Fifth Amendment privilege.

2 **A. Okay.**

3 Q. Was there any time during the period when
4 you were at the United States Capitol on January 6th
5 of 2021 when Mr. Griffin was not in close proximity
6 with you?

7 MR. WOODWARD: I'll object. That states
8 facts not in evidence, and I'll further instruct the
9 witness not to answer.

10 Q. Mr. Struck, are you following your
11 attorney's advice and invoking your Fifth Amendment
12 privilege in response to that question?

13 **A. Yes, I'm following my lawyer's advice.**

14 Q. All right. Now, you said you left
15 Washington, DC, on the 7th; is that correct?

16 **A. That is incorrect.**

17 Q. What day did you leave?

18 **A. We left on the 6th.**

19 Q. Okay. Now, while you were in Washington,
20 DC, you took video footage?

21 **A. That is correct.**

22 Q. What equipment did you use to take that
23 video footage?

24 **A. My iPhone.**

25 Q. Okay. Now, previously we spoke about

29

1 it your intention that those videos accurately
2 reflect what you were observing around you at the
3 time?

4 **A. Say that again.**

5 Q. When you recorded those videos --

6 **A. Yes.**

7 Q. -- was it your intention that the videos
8 accurately reflect what you were observing around
9 you when you recorded them?

10 **A. No, not necessarily. I was just
11 recording.**

12 Q. Okay.

13 **A. Yeah, I didn't necessarily look for the
14 best -- I was just recording.**

15 Q. Sure. Yeah. You're not like a -- you're
16 not a photo journalist?

17 **A. Correct, yeah. I'm not looking for
18 specific things. I'm just generally filming.**

19 Q. Sure. But the videos that you recorded
20 are a true and accurate depiction of what you
21 observed when you recorded them?

22 **A. No. It's a small -- it's a small portion
23 of what I recorded. The whole world is outside of
24 that video, so the video is a small portion of the
25 world, so it doesn't accurately represent everything**

30

1 around me.

2 Q. All right.

3 A. Yes.

4 Q. Do the videos accurately represent what is

5 depicted in them?

6 A. Yes. I mean, they could be

7 misrepresented, I guess, without further

8 explanation, depending on what's shown in the video.

9 If something is shown on the video when something is

10 happening right here, that's not an accurate

11 depiction.

12 Q. Well, so let me rephrase. The videos have

13 not been altered in any way, right?

14 A. Correct. Correct. Not all -- I mean,

15 there are -- some of the videos may have been

16 altered, because I produced stuff that I edited

17 during that time. So you got everything. So some

18 of the stuff was altered. You have raw footage and

19 produced footage and produced footage -- or produced

20 videos. You have everything.

21 Q. When you altered videos, you were putting

22 effects on the videos and things like that?

23 A. Correct.

24 Q. And so, like, maybe slowing things down?

25 Speeding things up?

31

1 A. Yeah, or editing certain clips together.

2 But it doesn't take away anything that's raw footage

3 there. You have all the raw footage. It would just

4 be -- some of the stuff is in there -- like I said,

5 I didn't go through each thing. So if it just looks

6 like footage of us around that time, I uploaded it.

7 But what could happen is it could have

8 that first thumbnail of something, then I could edit

9 something else and I could have music and could have

10 something else, because I don't review all the

11 clips, so I'm not sure -- yeah.

12 Q. For example, one of the videos is of a

13 truck coming out of a garage of some kind, playing,

14 I believe, Bon Jovi music?

15 A. Yeah, that's a great example.

16 Q. And so you added the Bon Jovi music over

17 it?

18 A. Correct. Correct. Yeah.

19 Q. Now, the video itself is still accurate of

20 what it depicts, correct?

21 A. Well, in that case, not necessarily. I

22 mean, that's an edited clip, so it all of the sudden

23 has -- you know, changes the meaning of it, I guess.

24 Then all of the sudden, you know, you have the Jon

25 Bon Jovi song when you're watching the clip.

32

1 Q. Okay.

2 A. That's how videos work, you know. It's

3 like -- but the raw clip, I don't know if I shot

4 that -- I think I -- I don't know if I shot that

5 clip with the truck coming out of the garage during

6 that trip or if it was earlier on. You might not

7 have it. But if it was shot during that time, you

8 would have the raw footage of the truck coming out

9 of the garage with no music, you know, as it was.

10 But not to say what was happening around me or

11 behind me or who knows what else, yeah, but as far

12 as what was being shown, you know.

13 Q. And so just so --

14 MR. WOODWARD: Chris, can we go off the

15 record?

16 MR. DODD: What's that?

17 MR. WOODWARD: Can we go off the record?

18 MR. DODD: I'd rather not. I would rather

19 finish up this line of questioning. We can take a

20 break after I get through this piece. I just want

21 to make sure I understand this.

22 MR. WOODWARD: Well, I want to talk to

23 you.

24 MR. DODD: Okay.

25 MR. WOODWARD: Not Matt.

33

1 MR. DODD: Why don't we go off the record.

2 Let's take a five-minute break. I will message you

3 my phone number. You can call me. Okay?

4 MR. WOODWARD: Okay.

5 (Recess was taken from 10:37 to 10:46.)

6 Q. (By Mr. Dodd) So, Mr. Struck, regarding

7 the videos that were produced, you mentioned raw

8 footage versus edited footage; is that right?

9 A. Yeah, there -- yes.

10 Q. Now, just so I'm clear, how can we tell

11 what is raw footage versus edited footage?

12 A. The raw footage will just have the file

13 name. They'll be in sequential order, and anything

14 that's been edited will have a different naming

15 structure. It won't say image dash followed by a

16 number. It'll just be named something.

17 Q. If you edited footage, you gave it a

18 different name than the standard naming convention?

19 A. Correct. None of the files that start

20 with the image dash file, those have not been

21 altered in any way from me.

22 Q. Okay. Just to be clear, I'm going to

23 share -- share my screen real quick just to show you

24 some files.

25 A. Yes.

34	<p>1 Q. I'll give you an exhibit. I'm going to</p> <p>2 use it to clarify what you mean here, okay?</p> <p>3 A. Correct.</p> <p>4 Q. Give me just a moment. Can you see this?</p> <p>5 A. Yeah.</p> <p>6 Q. So when we're looking at these files here,</p> <p>7 these are some of the files that you produced in</p> <p>8 response to the subpoena; is that right?</p> <p>9 A. Yes. And I can describe those ones if</p> <p>10 you'd like.</p> <p>11 Q. So I'll just -- let me ask questions about</p> <p>12 that.</p> <p>13 A. Okay.</p> <p>14 Q. These are videos that you recorded,</p> <p>15 correct?</p> <p>16 A. Correct.</p> <p>17 Q. And these files all follow the same naming</p> <p>18 convention; is that right?</p> <p>19 A. Correct.</p> <p>20 Q. And that is a long number followed by a</p> <p>21 dash followed by the word record and then .mov.</p> <p>22 A. Correct.</p> <p>23 Q. And these files, are they files that you</p> <p>24 live-streamed?</p> <p>25 A. Yes. Basically if I -- if -- the</p>	36	<p>1 A. Correct.</p> <p>2 Q. Okay. Now, if we look at another set of</p> <p>3 the files that you produced, these follow a</p> <p>4 different naming convention; is that right?</p> <p>5 A. Those are the files that are recorded</p> <p>6 directly to my phone and not through the Facebook</p> <p>7 app.</p> <p>8 Q. And the naming convention that these files</p> <p>9 follow is Capitol IMG, underscore, and then a</p> <p>10 four-digit number?</p> <p>11 A. Yes.</p> <p>12 Q. And then the file type .mov, correct?</p> <p>13 A. Correct.</p> <p>14 Q. And any file that is labeled in this way</p> <p>15 is also raw footage; is that right?</p> <p>16 A. As far as I know. It seems like that's</p> <p>17 how it would be, yeah.</p> <p>18 Q. You did not edit the raw footage of these</p> <p>19 files?</p> <p>20 A. No. No, never added the raw footage.</p> <p>21 Never, like -- wouldn't save the same file number as</p> <p>22 that. You know, I would never do that, to my</p> <p>23 knowledge.</p> <p>24 Q. And give just one second.</p> <p>25 A. Sure.</p>
35	<p>1 difference between those and the other ones that I</p> <p>2 was describing are the ones that are recording</p> <p>3 directly to my phone, where these were if I switched</p> <p>4 over to Facebook Live and recorded a Facebook Live</p> <p>5 and at the very end of that, if I hit -- I can't</p> <p>6 remember now -- save to phone or something like</p> <p>7 that, then it would create this file in my phone.</p> <p>8 Q. Okay.</p> <p>9 A. That's the way I could bring a live.</p> <p>10 Because if you don't hit that button at the end, you</p> <p>11 know -- I don't know. It just stays on Facebook, I</p> <p>12 guess.</p> <p>13 Q. Okay.</p> <p>14 A. So this is the way I would bring it to my</p> <p>15 phone, yeah, the ones I could save.</p> <p>16 Q. These files here with this naming</p> <p>17 convention, that is what you consider raw footage,</p> <p>18 correct?</p> <p>19 A. Those are one of the series of raw footage</p> <p>20 files, yes. All of those would be raw footage</p> <p>21 files --</p> <p>22 Q. Okay.</p> <p>23 A. -- with that numbering structure.</p> <p>24 Q. And those files that have this naming</p> <p>25 convention have not been edited by you, correct?</p>	37	<p>1 Q. So now we're looking at some other files</p> <p>2 that --</p> <p>3 A. Yeah.</p> <p>4 Q. Different kinds of names. For example,</p> <p>5 like, across the bridge.</p> <p>6 A. Yeah, correct. Most likely I would say</p> <p>7 those are all edited files that I did -- manipulated</p> <p>8 some way or another. Edited.</p> <p>9 Q. Okay. And so files that have these</p> <p>10 different kinds of names that don't follow either</p> <p>11 the Facebook Live naming convention or the iPhone</p> <p>12 naming convention, those are the edited files to</p> <p>13 which you're referring to?</p> <p>14 A. Yeah. Yeah, because I believe you said</p> <p>15 you wanted everything, so I just --</p> <p>16 Q. I appreciate it.</p> <p>17 A. Yeah. Yeah.</p> <p>18 Q. All right. Let me stop this share here.</p> <p>19 And so that raw footage is accurate and unedited,</p> <p>20 correct?</p> <p>21 A. Yes.</p> <p>22 Q. And it depicts things that you observed at</p> <p>23 the time that you recorded it, correct?</p> <p>24 A. It -- what my camera was, you know,</p> <p>25 filming at the time is what it depicts, footage that</p>

38

1 **I took.**

2 Q. Okay. Now, the videos that you did

3 edit -- never mind. I'll retract that question.

4 Okay. And so with the exception of the

5 edited videos that have a -- that follow a different

6 naming convention, everything you turned over to us

7 under the subpoena is true and accurate recordings

8 that you took on your iPhone, correct?

9 **A. Yes. Yes.**

10 Q. Now, on January 6th, 2021, you recorded

11 videos on that day, correct?

12 **A. That is correct.**

13 Q. And were you recording videos fairly

14 consistently and constantly throughout the day?

15 **A. Yes, I'd say so.**

16 Q. Was there any particular period of time

17 that you did not record any videos?

18 **A. Yes, I guess it -- you know, as it was**

19 **pointed out during the trial, there was a time where**

20 **I didn't record, because there was nothing going on,**

21 **so I didn't record for a little while.**

22 Q. Okay. Did you delete any videos from

23 January 6th after you recorded them?

24 **A. I did not.**

25 Q. All right. So now I want to go through

39

1 some of the individual videos from what you produced

2 to us. Okay?

3 **A. Yes.**

4 Q. Give me just a moment to pull up

5 everything here. What I'll do is I'll share my

6 screen --

7 **A. Okay.**

8 Q. -- and have you watch the exhibit. And we

9 probably won't watch all of it just in the sake of

10 time.

11 **A. Yeah.**

12 Q. Just to let you get a sense of what we're

13 looking at so that you can authenticate the video.

14 Okay?

15 **A. Okay.**

16 **(Exhibit 2 marked.)**

17 Q. Perfect. First I'm going to show you

18 what's been marked for identification purposes as

19 Exhibit 2 to this deposition.

20 **A. Okay.**

21 Q. Were you able to see the portion of the

22 video I was playing?

23 **A. Yeah. It's playing very slowly, but yes.**

24 Q. Playing slowly on your end. But were you

25 able to get a good enough look at it to tell us what

40

1 it is?

2 **A. Yes.**

3 Q. And you are familiar with this video

4 that's been marked as Exhibit 2 to this deposition,

5 correct?

6 **A. Yes. I mean, I don't know if familiar.**

7 **I --**

8 Q. Is it a video that you recorded?

9 **A. Yes.**

10 Q. And does the video fairly and accurately

11 reflect the events that you recorded?

12 **A. Not necessarily.**

13 Q. So in the video, is there anything that we

14 see in the video that is not accurate as to what is

15 in the video? Do you see what I'm saying?

16 **A. Yeah. I mean, there's just perspective,**

17 **interpretation, all that kind of stuff. That's**

18 **where it gets confusing on what you mean by**

19 **accurate. I guess it depends on what you're**

20 **looking -- you know, yeah. And I guess I would say**

21 **it depends on your perspective on what it -- if it's**

22 **accurate or not.**

23 Q. Okay.

24 **A. Yeah.**

25 Q. So what you're -- just so I understand

41

1 what you're saying here --

2 **A. Yes.**

3 Q. -- what you're saying is, for example, if

4 there were a dog off the camera right, like

5 attacking somebody --

6 **A. Right.**

7 Q. -- and that's not on the video, it's not

8 captured on the video, right?

9 **A. That's not what I mean. Like say someone**

10 **says something, but it doesn't pick up the whole**

11 **thing that they say, then that's not accurately**

12 **depicted on what that person is saying. That's what**

13 **I mean.**

14 Q. Okay. So there are things -- what you're

15 saying is there are things that were not captured on

16 the video, that are not reflected in the video.

17 **A. No. I'm saying that by watching the**

18 **video, it doesn't accurately depict that situation**

19 **in its full, entire situation. You can't do that**

20 **without seeing all the different angles, every**

21 **single thing that's been said. Then you would**

22 **understand what was going on.**

23 **If you see a video, you see a small slice**

24 **from one angle. You're only hearing the stuff that**

25 **the microphone picks up. If someone says something,**

42

1 **then drifts off, and they don't finish what their**
 2 **thought is, then that is incorrect depiction of what**
 3 **that person said. That's what I mean.**
 4 Q. So would you agree that for the things
 5 that the video recorded and the audio that it picked
 6 it up, that it is an accurate depiction of what is,
 7 in fact, recorded?
 8 **A. No, it's not.**
 9 Q. Okay.
 10 **A. Because something could be said that the**
 11 **camera doesn't pick up. So how could that be**
 12 **accurate? If someone says something to the camera,**
 13 **then turns away, and the camera doesn't hear it,**
 14 **then it's not accurately being depicted.**
 15 Q. From your perspective --
 16 **A. Yes.**
 17 Q. -- is any video accurate at all?
 18 **A. Sure. What we're doing right now is**
 19 **accurate, because you -- because it's one angle, and**
 20 **you're recording me, and there's nothing else, and**
 21 **you're getting every single thing I say in its full**
 22 **context. Nothing's being cut off. Nothing's, you**
 23 **know, being misinterpreted hopefully, so yeah.**
 24 **So it just depends on -- from my**
 25 **perspective of video, a video only shows a small**

43

1 **little slice of what the entire situation is. It**
 2 **doesn't accurately represent the bigger situation,**
 3 **and it could also misrepresent the situation,**
 4 **especially in a crowd this size.**
 5 Q. Okay.
 6 **A. So that's what I'm trying to say.**
 7 Q. Okay. So we're going to have to go
 8 through each and every one of these exhibits and
 9 watch them in their entirety. Okay.
 10 **A. Great.**
 11 Q. So bear with me, and I'm going to reshare
 12 this to see if I can get it to play a little bit
 13 better.
 14 **A. Great.**
 15 Q. All right. So again we're looking at
 16 Exhibit 2 to this deposition, and I'll start from
 17 the beginning. I'd like you to just watch it.
 18 **A. Okay.**
 19 Q. And then I'll ask questions about it.
 20 **A. Fantastic.**
 21 **(Video playing from 10:59 to 11:02.)**
 22 Q. All right. Mr. Struck, Exhibit 2 --
 23 **A. Yes.**
 24 Q. -- which we just watched, did you edit
 25 that video in any way?

44

1 **A. No.**
 2 Q. Is Exhibit 2 an accurate copy of the --
 3 one of the recordings that you took on January 6th
 4 of 2021?
 5 **A. It appears to be one of the recordings.**
 6 **(Exhibit 3 marked.)**
 7 Q. Okay. I'd like now to turn to Exhibit 3
 8 to this deposition, and we'll pull it up, please.
 9 Were you able to hear the audio?
 10 **A. Yes --**
 11 Q. -- okay on that?
 12 **A. Yes.**
 13 Q. Okay. Great. All right. Now we're
 14 looking at what's been marked for identification
 15 purposes as Exhibit 3 to this deposition.
 16 **A. Okay.**
 17 Q. I'll go ahead and play it.
 18 (Video playing from 11:03 to 11:05.)
 19 Q. Mr. Struck, were you able to see Exhibit 3
 20 as we watched it?
 21 **A. Yes.**
 22 Q. Did you do anything to edit or alter
 23 Exhibit 3?
 24 **A. No.**
 25 Q. Is Exhibit 3 a recording that you took on

45

1 your iPhone on the day of January 6th, 2021?
 2 **A. It appears to be one of my files, yes.**
 3 Q. And there's nothing about it that you
 4 changed or altered?
 5 **A. It looks like the raw footage. It's the**
 6 **raw footage. Appears to be.**
 7 Q. And so Exhibit 3 is an accurate copy of
 8 the recording that you took on the morning of
 9 January 6th, 2021, correct?
 10 **A. It appears to be a file from my phone,**
 11 **yes.**
 12 **(Exhibit 4 marked.)**
 13 Q. Okay. Now I'd like to turn to Exhibit 4
 14 to this deposition, and I'm going to play this
 15 video.
 16 (Video playing from 11:06 to 11:07.)
 17 Q. All right. Were you able to see Exhibit 4
 18 as I played it?
 19 **A. Yes.**
 20 Q. Is Exhibit 4 a video that you recorded on
 21 the morning of January 6th, 2021?
 22 **A. It appears to be a video of my phone that**
 23 **has not been edited.**
 24 Q. And so you have not done anything to alter
 25 or edit this footage whatsoever?

<p style="text-align: right;">46</p> <p>1 A. I have not. No, I have not edited that 2 footage whatsoever. 3 Q. Okay. And so is it a true and correct 4 copy that you took on the morning of January 6th, 5 2021? 6 A. It's the photo -- it's a video from my 7 phone, yes. 8 (Exhibit 5 marked.) 9 Q. Okay. Now I want to turn to Exhibit 5 to 10 this deposition. It's another video, and now I'm 11 going to play Exhibit 5. 12 (Video playing from 11:08 to 11:09.) 13 Q. Were you able to fully review Exhibit 5 as 14 we played it? 15 A. Yes, that is a photo -- that's a video 16 from my phone that's been unedited. 17 Q. And you took that video on the morning of 18 January 6th, 2021, correct? 19 A. Yes. 20 Q. And you have not edited it or altered it 21 in any way, correct? 22 A. Correct. 23 (Exhibit 6 marked.) 24 Q. Now I want to turn to Exhibit 6 to this 25 deposition, and now I'm going to play Exhibit 6.</p>	<p style="text-align: right;">48</p> <p>1 Q. And now I'm going to play Exhibit 7. 2 (Video playing from 11:12 to 11:12.) 3 Q. Now, Mr. Struck, I'd rather not play the 4 entire video here, because it's 19 minutes long. 5 A. Okay. 6 Q. But let me see if I can just get the 7 questions that I need. Okay? 8 A. Yeah. Yeah. 9 Q. You were able to review that small portion 10 of Exhibit 7 as I played it, correct? 11 A. Yeah. 12 Q. And is that a video that you recorded on 13 January -- the evening of January 6th, 2021, in 14 Roanoke, Virginia? 15 A. I believe so. 16 Q. And did you alter or edit that video in 17 any way? 18 A. I haven't seen the whole thing, but no. 19 It appears -- from what you showed me, no. The 20 portion I saw did not look edited. 21 Q. Would you like to review the entire 22 video -- 23 A. Sure. 24 Q. -- and determine whether or not it's 25 edited?</p>
<p style="text-align: right;">47</p> <p>1 (Video playing from 11:10 to 11:10.) 2 Q. Mr. Struck, were you able to fully review 3 Exhibit 6 as I played it? 4 A. Yes. 5 Q. And is Exhibit 6 a video that you recorded 6 on your iPhone on January 6th of 2021? 7 A. Yes. 8 Q. And did you edit Exhibit 6 -- edit or 9 alter Exhibit 6 in any way? 10 A. No, but that's a great example of how it 11 cannot accurately depict what is happening. Since 12 you wanted to know how, you know -- I wouldn't say 13 it necessarily represents the situation. 14 Q. Okay. And that's not what I asked you. 15 Okay? 16 A. Okay. 17 Q. I just ask that you answer the questions 18 that I ask you and -- 19 A. Sure. 20 Q. Thank you. 21 A. Yeah. 22 (Exhibit 7 marked.) 23 Q. Now I'd like to turn to what's been marked 24 as Exhibit 7 to this deposition. 25 A. Okay.</p>	<p style="text-align: right;">49</p> <p>1 A. Yeah, let's watch it. 2 (Video playing from 11:13 to 11:32.) 3 Q. Mr. Struck, were you able to observe 4 Exhibit 7 as I played it? 5 A. Yes. 6 Q. Is Exhibit 7 an accurate copy of what you 7 recorded on your iPhone on the evening of 8 January 6th, 2021? 9 A. Yes. 10 Q. Did you edit or alter Exhibit 7 in any 11 way? 12 A. No. 13 MR. DODD: I'd like to take a five-minute 14 break. We're about 90 minutes in at this point. 15 (Recess was taken from 11:32 to 11:39.) 16 (Exhibit 8 marked.) 17 Q. Now I'd like to turn to Exhibit 8 to this 18 deposition, and now I'm going to play Exhibit 8. 19 (Video playing from 11:39 to 11:40.) 20 Q. All right. Mr. Struck, were you able to 21 observe the portion of Exhibit 8 that I played for 22 you? 23 A. Yes. 24 Q. And is Exhibit 8 an accurate copy of what 25 you recorded on your iPhone in the days leading up</p>

50

1 to January 6th, 2021?

2 **A. Looks like the first 48 seconds are. I**
3 **don't know what the rest of that is.**

4 Q. We will watch the rest of it if you'd
5 like.

6 **A. Yeah, sure. I love this stuff.**

7 MR. WOODWARD: Again, we'll stipulate to
8 authenticity, Chris. I don't know that there's a
9 need to go through all the video.

10 MR. DODD: Well, we're going to go through
11 them.

12 MR. WOODWARD: Why?

13 MR. DODD: We'll continue playing
14 Exhibit 8.

15 MR. WOODWARD: Well, Chris, why are we
16 going through --

17 MR. DODD: I'm not going to debate it on
18 the record. It's my deposition.

19 MR. WOODWARD: We can go off the record.

20 MR. DODD: Can we go off the record
21 briefly, please?

22 (Recess was taken from 11:41 to 11:43.)

23 Q. (By Mr. Dodd) All right. So, Mr. Struck,
24 why don't we watch the remainder of what's been
25 marked as Exhibit 8. Okay?

51

1 **A. Fantastic.**

2 **(Video playing from 11:43 to 11:49.)**

3 Q. Mr. Struck, were you able to observe
4 Exhibit 8 as I played it?

5 **A. Yes.**

6 Q. And is Exhibit 8 an accurate copy of what
7 you recorded on your iPhone in Monroe, California --
8 or sorry, Monroe, Louisiana?

9 **A. I can't confirm where it was recorded.**

10 Q. Okay. Is Exhibit 8 an accurate copy of
11 what you recorded on your iPhone in the days leading
12 up to January 6th, 2021?

13 **A. Yes, it appears that this file came off of**
14 **my phone.**

15 Q. Okay. Do you have any reason to doubt
16 that this video was taken in Monroe, Louisiana?

17 **A. Yeah, if you say it was. Yeah, I have no**
18 **way of telling from that shot. And, yeah, I haven't**
19 **seen the footage since I shot it, so it's**
20 **interesting to see it.**

21 Q. Now, if we go back to the beginning of
22 Exhibit 8, I'll just play it here for a moment.

23 **A. Okay.**

24 Q. And we'll listen to Mr. Griffin speak.
25 Okay?

52

1 **A. Yeah.**

2 **(Video playing from 11:50 to 11:50.)**

3 **A. Yeah, looks like it was Monroe, Louisiana.**

4 Q. Okay. So you heard Mr. Griffin address
5 the crowd at Monroe, Louisiana?

6 **A. Yes.**

7 Q. Okay. Did you edit or alter Exhibit 8 in
8 any way?

9 **A. No, it does not appear that I did. No.**
10 **(Exhibit 9 marked.)**

11 Q. Okay. Now I'd like to turn to Exhibit 9
12 to this deposition.

13 **A. Yeah.**

14 Q. And now I'll play Exhibit 9.

15 **A. Yeah.**

16 **(Video playing from 11:50 to 11:53.)**

17 Q. Mr. Struck, were you able to observe
18 Exhibit 9 as I played it?

19 **A. Yes.**

20 Q. Is Exhibit 9 an accurate copy of what you
21 recorded in your iPhone on the days leading up to
22 January 6th, 2021, in Houston, Texas?

23 **A. It appears to be, yes.**

24 Q. Did you edit or alter Exhibit 9 in any
25 way?

53

1 **A. No.**

2 **(Exhibit 10 marked.)**

3 Q. I'd like to turn to Exhibit 10 to this
4 deposition.

5 **A. Okay.**

6 Q. And now I'll play Exhibit 10.

7 **(Video playing from 11:54 to 11:55.)**

8 Q. Mr. Struck, were you able to observe
9 Exhibit 10 as I played it?

10 **A. Yes.**

11 Q. And you recorded Exhibit 10; is that
12 correct?

13 **A. Yes.**

14 Q. And you recorded it in Houston, Texas,
15 after Mr. Griffin spoke; is that right?

16 **A. I don't remember.**

17 Q. Okay. When --

18 **A. I mean -- yeah, I don't remember where we**
19 **were.**

20 Q. Okay. Is Exhibit 10 an accurate copy of
21 what you recorded on your iPhone in the days leading
22 up to January 6th of 2021?

23 **A. Yes.**

24 Q. Did you edit or alter Exhibit 10 in any
25 way?

54

1 **A. No.**
 2 **(Exhibit 11 marked.)**
 3 Q. Now I'd like to turn to Exhibit 11. Now
 4 I'm going to play Exhibit 11.
 5 (Video playing from 11:56 to 11:57.)
 6 Q. All right. Now I'll pause Exhibit 11
 7 there. Mr. Struck, is Exhibit 11 a video that you
 8 recorded?
 9 **A. Is that the one we just watched?**
 10 Q. No, this is --
 11 **A. Is that the video we just watched?**
 12 Q. No, this is in Monroe, Louisiana, I
 13 believe. Would you like me to go back to the
 14 beginning?
 15 **A. Yeah. I could have sworn we just watched**
 16 **this video, but let's watch it again. You asked me**
 17 **about Monroe. Yeah, we'll watch it again.**
 18 Q. Hold on. It is, in fact, a duplicate.
 19 **A. Yeah, there might have been duplicates. I**
 20 **noticed that when I went through them. Like I said,**
 21 **I just dumped everything.**
 22 Q. No, thank you for catching that. We will
 23 not watch that one again.
 24 **A. Yeah.**
 25 **(Exhibit 12 marked.)**

55

1 Q. All right. Now I'd like to turn to what
 2 is Exhibit 12 to the deposition.
 3 **A. Okay.**
 4 Q. Now I'll play Exhibit 12.
 5 **A. Okay.**
 6 **(Video playing from 11:58 to 11:59.)**
 7 Q. Mr. Struck, I'm going to pause the video
 8 there. Were you able to observe that portion of
 9 Exhibit 12 as I played it?
 10 **A. Yes, the first 43 seconds I observed.**
 11 Q. And Exhibit 12, is that a video that you
 12 recorded?
 13 **A. It appears to be.**
 14 Q. And was that video taken in Little Rock,
 15 Arkansas?
 16 **A. I'm not sure.**
 17 Q. Would you like me to back up a moment to
 18 help refresh you?
 19 **A. Sure. I don't recognize it. Is that the**
 20 **Capitol of Little Rock?**
 21 Q. I'll just play the video again. Okay?
 22 **A. Okay.**
 23 **(Video playing from 12:00 to 12:00.)**
 24 **A. Okay.**
 25 Q. All right. And so was that a video that

56

1 you took in Little Rock, Arkansas?
 2 **A. It appears to be.**
 3 Q. And to the best of your knowledge, is
 4 Exhibit 12 an accurate copy of what you recorded on
 5 your iPhone in Little Rock in the days leading up to
 6 January 6th, 2021?
 7 **A. I'd have to see the whole thing, please.**
 8 Q. Okay. Do you have any reason to believe
 9 that it's not accurate?
 10 **A. No, but I just don't know what it says. I**
 11 **don't know what's in that video. It would be nice**
 12 **to review it.**
 13 Q. Okay. I'd rather not have to play the
 14 whole thing, but --
 15 **A. Yes.**
 16 Q. -- I've -- and so are you insisting that I
 17 play the whole video for you?
 18 **A. If you want to talk about this video, then**
 19 **yeah, I'd like to see it, because I don't -- you**
 20 **know, I don't know what you're trying to show us.**
 21 **I'd like to know -- I haven't seen this footage**
 22 **before. I haven't reviewed it, so it's a great time**
 23 **to review the footage to see what you're talking**
 24 **about.**
 25 **(Video playing from 12:01 to 12:07.)**

57

1 Q. All right. Mr. Struck, were you able to
 2 observe the entirety of Exhibit 12 as I played it?
 3 **A. Yes.**
 4 Q. And is Exhibit 12 a recording that you
 5 made?
 6 **A. It is.**
 7 Q. And is it a recording of Couy Griffin
 8 giving a speech in Little Rock, Arkansas, on -- in
 9 the lead-up to the -- to January 6th of 2021?
 10 **A. Yes.**
 11 Q. And so is Exhibit 12 an accurate copy of
 12 what you recorded on your phone on that day?
 13 **A. Yeah, looks like it is.**
 14 Q. Did you edit or alter Exhibit 12 in any
 15 way?
 16 **A. No.**
 17 Q. Okay.
 18 **(Exhibit 13 marked.)**
 19 Q. Now I'd like to turn to Exhibit 13. Now
 20 I'll play Exhibit 13.
 21 **(Video playing from 12:08 to 12:15.)**
 22 Q. Mr. Struck, were you able to observe
 23 Exhibit 13 as I played it?
 24 **A. Yes.**
 25 Q. And is Exhibit 13 an accurate copy of what

58	<p>1 you recorded on your iPhone in the days leading up 2 to January 6, 2021?</p> <p>3 A. Yes.</p> <p>4 Q. And where did you -- where was this speech 5 taking place that you recorded?</p> <p>6 A. I have no idea.</p> <p>7 Q. All right. So let's talk a little bit 8 about that real quick. In the days leading up to 9 January 6th, did you and Mr. Griffin go on a road 10 trip?</p> <p>11 A. Yes.</p> <p>12 Q. Did you go together?</p> <p>13 A. Yes.</p> <p>14 Q. And where did that road trip begin?</p> <p>15 A. At my house.</p> <p>16 Q. And where is your house again? What city?</p> <p>17 A. Denver.</p> <p>18 Q. Okay. And where did you guys drive to 19 from Denver?</p> <p>20 A. I drove down to Couy's house in New 21 Mexico.</p> <p>22 Q. Okay. And so you did that leg -- did you 23 do that leg alone?</p> <p>24 A. Yes.</p> <p>25 Q. Okay. And then did you pick up</p>	60	<p>1 Q. Okay. And so you drove the white car from 2 El Paso to Houston?</p> <p>3 A. Yes. Yeah, we -- I mean, not directly, 4 but yeah.</p> <p>5 Q. Okay. Where did you stop along the way?</p> <p>6 A. Made a stop in El Paso and San Antonio and 7 Houston, I believe.</p> <p>8 Q. Okay. And then in Houston you changed 9 vehicles?</p> <p>10 A. Correct.</p> <p>11 Q. Okay. And what was the new car that you 12 rented there in Houston?</p> <p>13 A. A Cadillac Escalade.</p> <p>14 Q. Okay. What color was it?</p> <p>15 A. Black.</p> <p>16 Q. Is that the vehicle that decals were 17 ultimately put on?</p> <p>18 A. Yes.</p> <p>19 Q. Okay. And where did you guys drive from 20 Houston, then?</p> <p>21 A. I don't remember our exact path. We 22 took -- we took a few stops, like that Louisiana 23 place, but I don't remember the route.</p> <p>24 Q. Okay.</p> <p>25 A. But we made a few stops along the way. We</p>
59	<p>1 Mr. Griffin in New Mexico?</p> <p>2 A. No. We got -- we got a rental car out in 3 New Mexico.</p> <p>4 Q. You got a rental car?</p> <p>5 A. Yes.</p> <p>6 Q. Okay. What kind of rental car was that? 7 Do you recall?</p> <p>8 A. It was a sedan, a small sedan.</p> <p>9 Q. Okay.</p> <p>10 A. A white car.</p> <p>11 Q. What was that?</p> <p>12 A. A white sedan.</p> <p>13 Q. A white sedan. Okay. And so did you guys 14 then drive that white sedan on the road trip?</p> <p>15 A. Only part of the way. We got -- we were 16 in a huge storm, and so we almost got stuck, so we 17 traded it out for -- we needed to get a bigger car.</p> <p>18 Q. Where did you guys get a bigger car?</p> <p>19 A. The Houston airport.</p> <p>20 Q. Okay. And what kind of car did you get?</p> <p>21 A. A Cadillac Escalade.</p> <p>22 Q. Okay. And so from Mr. Griffin's -- well, 23 where did you rent the white car, the sedan?</p> <p>24 A. I can't remember for sure. It may have 25 been the El Paso airport.</p>	61	<p>1 stopped there. I think we stopped in Kentucky. We 2 stopped in a few places.</p> <p>3 Q. Okay. And the whole time you're driving 4 basically like northeast, heading towards 5 Washington, DC; is that right?</p> <p>6 A. No. It was a little bit of a squirrely 7 route. There was times where we were heading south. 8 Yeah, it was not a straight line.</p> <p>9 Q. Okay. But basically, like, your general 10 direction was to end up in Washington, DC?</p> <p>11 A. Yeah. Yeah, we zigzagged all the way 12 there to Washington, DC, yeah.</p> <p>13 Q. And so this video, what's shown in 14 Exhibit 13, that is one of the videos that you 15 recorded along that trip?</p> <p>16 A. Correct, yes. Yeah, we stopped, you know, 17 daily almost, I think.</p> <p>18 Q. Okay. And so was Mr. Griffin giving 19 speeches throughout that trip on the way to 20 Washington, DC?</p> <p>21 A. Yes.</p> <p>22 Q. Okay. Who was putting on that sort of -- 23 for lack of a better term, I'll call it like a 24 parade or march or -- what term would you use to 25 describe that road trip?</p>

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- 1 **A. What would I describe it as?**
 2 Q. Yeah, just what you guys were doing.
 3 Because I guess -- so I'll just -- let me rephrase
 4 all of that.
 5 **A. Yeah.**
 6 Q. Were you guys traveling with other people?
 7 **A. No. I mean, no, we were by ourselves.**
 8 Q. Okay. Were you joining up at the stops
 9 with the same people at each stop?
 10 **A. Yes.**
 11 Q. And who were those people? Were they with
 12 an organization?
 13 **A. Amy Kremer with Women for America First, I**
 14 **think.**
 15 Q. Okay.
 16 **A. Yeah, she invited me, and I don't know**
 17 **about -- I don't know about the other people as**
 18 **well. She was my only contact.**
 19 Q. How many stops did you guys make along the
 20 way?
 21 **A. I can't remember.**
 22 Q. How many days did the trip -- from when
 23 you met up with Mr. Griffin in New Mexico until you
 24 arrived in DC, how many days do you think that took?
 25 **A. It was less than a week. Maybe a**

63

- 1 **week-ish.**
 2 Q. Okay.
 3 **A. Right around a week, maybe. I'm not**
 4 **totally sure.**
 5 Q. Do you recall if you were on the road --
 6 maybe to help you remember how many days, were you
 7 on the road for, like, the new year, the turn of the
 8 new year?
 9 **A. Yeah. Yep.**
 10 Q. Okay. So right around a week, then; is
 11 that right?
 12 **A. Yeah. Maybe that's what I was thinking.**
 13 **Yeah, we --**
 14 Q. All right. And so looking back at
 15 Exhibit 13, I can't recall if I asked this, you
 16 didn't edit this video in any way, correct?
 17 **A. No. Correct.**
 18 **(Exhibit 14 marked.)**
 19 Q. Now I'd like to turn to Exhibit 14.
 20 **A. Okay. How long is this one? I'm going to**
 21 **need to run to the bathroom. Let me -- can I take a**
 22 **break and just run to the bathroom?**
 23 Q. We'll take a five-minute break.
 24 **A. Yeah, perfect.**
 25 **(Recess was taken from 12:22 to 12:27.)**

64

- 1 Q. All right. Mr. Struck, I'd like to turn
 2 to what's been marked as Exhibit 14 to this
 3 deposition, and now I'm going to play Exhibit 14.
 4 Okay?
 5 **A. Yeah. Thank you.**
 6 **(Video playing from 12:27 to 12:29.)**
 7 Q. I'm sorry, Mr. Struck, did you say
 8 something?
 9 **A. Yeah, a lot of it got covered up. Can you**
 10 **back it up a minute, please? I couldn't see any**
 11 **footage. Maybe back it up a minute.**
 12 Q. I'm sorry.
 13 **A. That's okay. I wasn't sure what it was.**
 14 **I couldn't see it.**
 15 **(Video playing from 12:29 to 12:30.)**
 16 **A. I don't know what that is right there.**
 17 Q. I'm sorry, Mr. Struck, did you say
 18 something?
 19 **A. Yeah. I don't know why that edit is in**
 20 **that video. I didn't do that edit. Did you see the**
 21 **video had an edit in it?**
 22 Q. I'll back it up.
 23 **A. Yeah. That's what I wasn't sure about.**
 24 **There's an edit in there.**
 25 **(Video playing from 12:30 to 12:30.)**

65

- 1 **A. Yeah, I didn't do that.**
 2 **(Video playing from 12:31 to 12:40.)**
 3 Q. Mr. Struck, were you able to observe
 4 Exhibit 14 as I played it?
 5 **A. Yes.**
 6 Q. And did you edit or alter Exhibit 14 in
 7 any way?
 8 **A. No, but there was an edit in there.**
 9 Q. So --
 10 **A. Yeah. I don't know why.**
 11 Q. You're talking about what occurs at --
 12 it's like --
 13 **A. Yeah. Yeah.**
 14 Q. Around the --
 15 **A. I didn't edit that.**
 16 Q. Hold on. Let me just ask the questions,
 17 and we'll clear it up. So let's just watch a little
 18 bit here so we can see that issue you're looking for
 19 here.
 20 **A. Sure.**
 21 **(Video playing.)**
 22 Q. All right. And so when you say there was
 23 an edit or something, what you're referring to is
 24 sort of the skip that occurs between around --
 25 **A. Yeah.**

<p style="text-align: right;">66</p> <p>1 Q. -- the 1:04 mark in the video?</p> <p>2 A. Sure.</p> <p>3 Q. Let me ask you, have you ever, while</p> <p>4 you're recording video, gotten a phone call or</p> <p>5 something like that?</p> <p>6 A. I don't remember. I don't usually record</p> <p>7 it that way. Yeah, I don't know. That doesn't</p> <p>8 usually happen to me.</p> <p>9 Q. I just -- I thought that -- well, would</p> <p>10 you agree that maybe what happened is you got a text</p> <p>11 or a phone call or something that interrupted the</p> <p>12 recording?</p> <p>13 A. I have no idea.</p> <p>14 Q. Interrupted the recording?</p> <p>15 A. No idea.</p> <p>16 Q. Okay. Now, you would agree that the</p> <p>17 portion of the video preceding that skip and the</p> <p>18 portion of the video after that skip appeared to be</p> <p>19 of this same event, correct?</p> <p>20 A. Yeah.</p> <p>21 MR. WOODWARD: Object to the form.</p> <p>22 Q. And do you -- besides that one, I'll call</p> <p>23 it a skip --</p> <p>24 A. Yeah.</p> <p>25 Q. -- is there anything else about this video</p>	<p style="text-align: right;">68</p> <p>1 you recorded in your iPhone in the days leading up</p> <p>2 to January 6th?</p> <p>3 A. Yes.</p> <p>4 Q. Did you edit or alter Exhibit 15 in any</p> <p>5 way?</p> <p>6 A. No.</p> <p>7 Q. Now, this was a video along that road trip</p> <p>8 going to Washington, DC, correct?</p> <p>9 A. Correct.</p> <p>10 Q. Is it a video of Mr. Griffin giving a</p> <p>11 speech at an event?</p> <p>12 A. Yes.</p> <p>13 (Exhibit 16 marked.)</p> <p>14 Q. Now I want to turn to Exhibit 16, and now</p> <p>15 I'll play Exhibit 16.</p> <p>16 (Video playing from 12:51 to 1:03.)</p> <p>17 Q. Were you able to observe Exhibit 16 as I</p> <p>18 played it?</p> <p>19 A. Yes.</p> <p>20 Q. Is Exhibit 16 an accurate copy of what you</p> <p>21 recorded on your iPhone in the days leading up to</p> <p>22 January 6, 2021?</p> <p>23 A. Yes.</p> <p>24 Q. Did you edit or alter Exhibit 16 in any</p> <p>25 way?</p>
<p style="text-align: right;">67</p> <p>1 that makes you doubt that it's an accurate copy of</p> <p>2 what you recorded on your iPhone in the days leading</p> <p>3 up to January 6th?</p> <p>4 A. That's the only oddity about it.</p> <p>5 Q. So otherwise, there's nothing that makes</p> <p>6 you think it's been edited or altered in any way</p> <p>7 besides that little skip?</p> <p>8 A. Yeah, I have no idea why there's that</p> <p>9 skip.</p> <p>10 Q. Okay. All right.</p> <p>11 A. My videos don't normally have skips in</p> <p>12 them, is what I'm saying.</p> <p>13 Q. What was that?</p> <p>14 A. My videos don't have skips like that.</p> <p>15 That's unusual to see that in my videos. I don't</p> <p>16 know why that is. We haven't seen anything else.</p> <p>17 (Exhibit 15 marked.)</p> <p>18 Q. I'd like to turn to Exhibit 15 now.</p> <p>19 A. Okay.</p> <p>20 Q. And now I'll play Exhibit 15.</p> <p>21 (Video playing from 12:43 to 12:50.)</p> <p>22 Q. All right. Mr. Struck, were you able to</p> <p>23 observe Exhibit 15 as I played it?</p> <p>24 A. Yes.</p> <p>25 Q. And is Exhibit 15 an accurate copy of what</p>	<p style="text-align: right;">69</p> <p>1 A. I did not.</p> <p>2 (Exhibit 17 marked.)</p> <p>3 Q. Now I'd like to turn to Exhibit 17.</p> <p>4 A. Okay.</p> <p>5 Q. And now I'll play Exhibit 17.</p> <p>6 (Video playing from 1:03 to 1:16.)</p> <p>7 Q. Were you able to observe Exhibit 17 as I</p> <p>8 played it?</p> <p>9 A. Yes.</p> <p>10 Q. Is Exhibit 17 an accurate copy of what you</p> <p>11 recorded on your iPhone in the days leading up to</p> <p>12 January 6th, 2021?</p> <p>13 A. Yes.</p> <p>14 Q. Did you edit or alter Exhibit 17 in any</p> <p>15 way?</p> <p>16 A. No.</p> <p>17 Q. I'd like to turn to Exhibit 18.</p> <p>18 A. I'm going the take one more quick break to</p> <p>19 run to the restroom.</p> <p>20 Q. I was going to say, I was going to do just</p> <p>21 one more video and then take a lunch break. Does</p> <p>22 that work?</p> <p>23 A. No, I'm dying. I need to go.</p> <p>24 MR. DODD: All right. Let's go ahead and</p> <p>25 take the lunch break now. I figure we'll do 30</p>

<p style="text-align: right;">70</p> <p>1 minutes. Okay? We'll be back at 1:45. Can we go 2 off the record? 3 (Recess was taken from 1:17 to 2:23.) 4 Q. (By Mr. Dodd) Mr. Struck, so you know, 5 we're going to move on to another topic now. Your 6 lawyer and some lawyers on our side are negotiating 7 about an affidavit, that kind of thing. They're 8 going to work on that while you and I continue. 9 Okay? 10 A. Fantastic. 11 (Exhibit 102 marked.) 12 Q. So at this point I want to turn to what's 13 been marked as Exhibit 102 to your deposition. Give 14 me just a moment, and I'll share it with you. 15 A. Okay. 16 Q. Can you see that document? 17 A. Yes. Yes. 18 Q. And you see at the bottom it's labeled 19 Struck Depo Exhibit 102? You see that? 20 A. Yes. 21 Q. Okay. Now, this is a compilation of a 22 number of social media posts. Have you seen these 23 posts before, and I'll scroll through them to give 24 you an opportunity to look at them. Okay? 25 A. Okay.</p>	<p style="text-align: right;">72</p> <p>1 not -- so yeah, so it's just Couy that's the cowboy 2 for Trump. 3 Q. Okay. Now, on this first post on page one 4 of depo Exhibit 102 -- 5 A. Yes. 6 Q. -- there is a Twitter handle that posted 7 this message. 8 A. Sure. 9 Q. Could you read that for me? 10 A. Cowboys for Trump @ridewithc4t. 11 Q. And who does that account belong to? Do 12 you know? 13 A. It's defunct now. It was my account, but 14 it got suspended and erased, but it was riding with 15 Cowboys for Trump, not Cowboys for Trump. That's 16 what the ridewithc4t is. 17 Q. Okay. And who was capable of making posts 18 to the @ridewithc4t Twitter? 19 A. I was. Just me. 20 Q. No one else was able to make posts to 21 that? 22 A. No. 23 Q. And so you posted 100 percent of the 24 tweets that came from the @ridewithc4t account? 25 A. Yes, the ones that were on Twitter that</p>
<p style="text-align: right;">71</p> <p>1 Q. All right. Did you have an opportunity to 2 review those? You saw all of them? 3 A. Yeah, I saw you scan through them. 4 Q. And have you seen a lot of those posts 5 before? 6 A. Couple of them. Not very many of them. 7 Q. Okay. Now, what is Cowboys for Trump? 8 A. What do you mean? 9 Q. What is Cowboys for Trump? 10 A. What is Cowboys for Trump as far as 11 generally, or -- 12 Q. Is it an organization? 13 A. Oh, the -- Cowboys for Trump is -- Couy 14 started Cowboys for Trump, yeah, to support the 15 president, I guess. I don't know exactly. You 16 know, it's -- it's not necessarily an organization. 17 It's more of just Couy, I'd say. It's just Couy. 18 It's not an organization. 19 Q. Cowboys for Trump is Couy Griffin? 20 A. Correct. 21 Q. Okay. 22 A. I'm not a cowboy. 23 Q. I'm sorry, what was that? 24 A. I'm not even a cowboy. I'm not -- I'm not 25 a cowboy. I'm a city guy, you know. So yeah, it's</p>	<p style="text-align: right;">73</p> <p>1 came from ridewithc4t, 100 percent of those were my 2 tweets. 3 Q. Okay. 4 A. As far as I can tell. As far as I know, 5 that's to the best of my knowledge. 6 Q. Did Couy Griffin ever post using the 7 @ridewithc4t? 8 A. No. 9 Q. And so all of the posts in Exhibit 102 10 from that account were made by you? 11 A. I'd have to review those. You know, I 12 don't know, but if they -- if they were -- came 13 from -- if they came from Twitter, and they said 14 @ridewithc4t, they came from me. 15 As far as this document, I don't know. I 16 can't authenticate that document. That's not 17 Twitter. I don't have a Twitter account to confirm 18 it to. I can't remember if I posted that or not or 19 if somebody just wrote that beneath that. I don't 20 know what it was. 21 MR. WOODWARD: I don't believe that all 22 those Tweets were from @ridewithc4t. 23 THE WITNESS: No, they were not. 24 MR. DODD: Okay. 25 THE WITNESS: I recognize some of it. I</p>

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1 don't recognize most of those Tweets. Those are not
2 from my account.

3 MR. DODD: Okay. I'm just going to jump
4 in here and make a note for the record. I'll ask
5 Mr. Woodward not to interject into the deposition.

6 I understand what you're saying. I think
7 we clarified that already, but I just want to ask
8 Mr. Struck about this document.

9 Q. (By Mr. Dodd) Now, Mr. Struck, on page
10 five of Exhibit 102 --

11 A. Yes.

12 Q. -- this is a tweet posted by
13 @couygriffinc4t on Twitter; is that right?

14 A. **I don't know. I guess. It -- it appears**
15 **to look like one, but I don't know. It's not on**
16 **Twitter. I'm not on Twitter. I can't confirm that**
17 **that's -- that that originated on Twitter. I don't**
18 **know where that came from.**

19 Q. That is what it appears to be, correct?

20 A. **It appears to be. But also, there was a**
21 **lot of fake accounts, so I can't -- that makes it**
22 **even harder to tell. Couy had a lot of fake --**
23 **people set up a lot of -- what do you call the**
24 **account? Hoax accounts or something to make it look**
25 **like he was actually tweeting stuff that he actually**

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1 **was not. So it complicates it to know whether it**
2 **came from him or if it came from a hoax account.**
3 **(Exhibit 103 marked.)**

4 Q. All right. Now, I want to turn to Exhibit
5 103 to the deposition.

6 A. Okay.

7 Q. This exhibit is a compilation of a number
8 of social media posts made by @ridewithc4t on
9 Twitter, and so I'd like you to look through all of
10 these, and tell me if you've seen these posts
11 before. Okay? I'll go through them all, and then
12 I'll ask you questions.

13 A. Okay.

14 Q. Did you have an opportunity to see all of
15 those?

16 A. Yes.

17 Q. All right. And are those Tweets from the
18 account of @ridewithc4t?

19 A. **No idea. I can't tell. I can't compare**
20 **it to -- I don't have that account to look at.**

21 MR. WOODWARD: I'm going to object to the
22 form. Also I think that mischaracterizes the
23 Tweets, several of which were replies, it appears to
24 be, and not actual Tweets.

25 THE WITNESS: Yes.

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1 Q. (By Mr. Dodd) All right. Looking at page
2 one of Exhibit 103, did you post this Tweet,
3 Mr. Struck?

4 A. **I don't remember. I can't -- I can't -- I**
5 **don't have a way to confirm if I did or if I didn't.**

6 Q. Looking at page --

7 A. **What are the accounts from? How do we**
8 **have these? The account is shut down.**

9 MR. WOODWARD: Just answer the questions
10 that you're asked, please.

11 THE WITNESS: Okay.

12 Q. (By Mr. Dodd) Mr. Struck, looking at page
13 two of Exhibit 103.

14 A. Yes.

15 Q. This Tweet at the top of the page, did you
16 post this Tweet?

17 A. **I don't know. I don't remember.**

18 Q. Looking at page three, as the
19 administrator or the person behind the @ridewithc4t
20 account, did you receive this share of this Tweet
21 when it was --

22 A. **I have no idea. I don't remember ever**
23 **seeing that. That doesn't look familiar to me at**
24 **all.**

25 Q. On page four of Exhibit 103, did you

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1 receive this reply as the administrator of the
2 @ridewithc4t Twitter account?

3 A. **It does not look familiar to me.**

4 Q. Looking at page five of Exhibit Number
5 103, did you post the Tweet that is depicted here?

6 A. **I can't confirm it. I have no idea.**

7 Q. Looking at page six of Exhibit 103, did
8 you post the Tweet that is depicted here?

9 A. **There's no way for me to tell on any of**
10 **these if I posted them or not, because I can't**
11 **confirm it. I can't tell if I posted this.**

12 MR. WOODWARD: Matt, just answer.

13 THE WITNESS: I know.

14 A. **I can't. There's no way to tell you if I**
15 **posted or not. I can't tell you if I posted it.**
16 **Guarantee -- you know, I don't -- I'm not going to**
17 **give you that, especially with all the fake -- all**
18 **the fraudulent stuff out there. We had so many**
19 **people set up fake accounts to make us look bad.**

20 Q. Looking at page seven of Exhibit 103, the
21 second post that is on this page, as the user behind
22 the @ridewithc4t account, did you receive this
23 reply?

24 A. **I have no idea.**

25 MR. WOODWARD: Again, objection to form.

<p style="text-align: right;">78</p> <p>1 It was -- I think that mischaracterizes how Twitter 2 works.</p> <p>3 A. Yeah, I don't -- I can't tell where these 4 came -- you're not even telling me where you got 5 these from. How do I know where these even came 6 from? The account was shut down two years ago, so 7 it would seem like -- how would these even exist?</p> <p>8 MR. DODD: Mr. Woodward, I would ask that 9 you restrict any objection to simple statements 10 without adding to your objection.</p> <p>11 MR. WOODWARD: You can ask that, but I'm 12 not going to have you mischaracterize testimony of 13 my client.</p> <p>14 MR. DODD: I'm not mischaracterizing. I'm 15 going to continue with the examination.</p> <p>16 Q. (By Mr. Dodd) Moving to page eight of 17 Exhibit 103, the first Tweet depicted here from the 18 @ridewithc4t account, did you post this Tweet, 19 Mr. Struck?</p> <p>20 A. I can't tell. I can't tell where that 21 came from.</p> <p>22 Q. Looking at --</p> <p>23 A. It's very low quality, too. It's hard to 24 even read.</p> <p>25 Q. Looking at the second Tweet on page eight</p>	<p style="text-align: right;">80</p> <p>1 Q. I'm not asking about this --</p> <p>2 A. That's why I can't confirm it, though. I 3 can't confirm --</p> <p>4 Q. Let me ask my question.</p> <p>5 A. That's the answer.</p> <p>6 Q. Did you post this first Tweet that's seen 7 on page ten of Exhibit 103?</p> <p>8 MR. WOODWARD: Object to the form.</p> <p>9 Q. Please answer the question, Mr. Struck.</p> <p>10 A. You want me to give you a no or a yes to 11 something I don't know. I can't -- I don't know. I 12 can't tell you yes, and I can't tell you no. I 13 don't know.</p> <p>14 Q. Your answer is you don't know?</p> <p>15 A. I don't know.</p> <p>16 Q. Okay.</p> <p>17 A. Because I don't know where the document 18 came from.</p> <p>19 Q. As the administrator of the @ridewithc4t 20 account, did you ever see this reply that is the 21 second Tweet on page ten of Exhibit --</p> <p>22 A. No.</p> <p>23 Q. 103?</p> <p>24 A. I never saw that. I've never seen that 25 before.</p>
<p style="text-align: right;">79</p> <p>1 of Exhibit 103, posted by the @ridewithc4t, did you 2 post this Tweet?</p> <p>3 A. I can't -- I can't confirm that I did. I 4 don't know. I don't know where these came from.</p> <p>5 Q. Looking at the third Tweet, page eight of 6 Exhibit 103, posted by @ridewithc4t, did you post 7 this Tweet?</p> <p>8 A. I have no idea.</p> <p>9 Q. Looking at the final Tweet on page eight 10 of Exhibit 103, did you, as the administrator or 11 user behind the @ridewithc4t, ever see this reply?</p> <p>12 A. Ever see it? No, I've never seen that 13 before.</p> <p>14 Q. Looking at the first Tweet on page nine of 15 Exhibit 103, did you ever see the first Tweet on 16 this page which tagged @ridewithc4t?</p> <p>17 A. No, I don't -- I don't remember ever 18 seeing it.</p> <p>19 Q. Looking at the first Tweet on page ten of 20 Exhibit 103, did you post this first the Tweet on 21 the page --</p> <p>22 A. I have no idea.</p> <p>23 Q. -- which is on the account @ridewithc4t?</p> <p>24 A. I don't know where this document came 25 from.</p>	<p style="text-align: right;">81</p> <p>1 Q. On page 11 of Exhibit 103, the first Tweet 2 on this page, did you post this Tweet?</p> <p>3 A. No. I don't know. I don't know if I did.</p> <p>4 Q. Looking at the second Tweet as depicted on 5 page 11 of Exhibit 103, as the administrator of the 6 @ridewithc4t account, did you ever see this reply to 7 the @ridewithc4t?</p> <p>8 A. I do not remember ever seeing that reply.</p> <p>9 Q. Looking at the first Tweet on page 12 of 10 Exhibit 103, did you make this -- did you post this 11 Tweet?</p> <p>12 A. I don't know.</p> <p>13 Q. Looking at the second Tweet on page 12 of 14 Exhibit 103, did you ever see this post or this 15 Tweet which tagged the @ridewithc4t account?</p> <p>16 A. I've never seen that.</p> <p>17 Q. Looking at the second Tweet on page 13 of 18 Exhibit 103, did you post this Tweet?</p> <p>19 A. I don't know. I can't tell. Can't tell 20 where it came from. I have no idea.</p> <p>21 Q. Looking at the second -- or the last Tweet 22 on page 13 of Exhibit 103, did you ever see this 23 reply to the ridewithc4t account?</p> <p>24 A. I don't remember seeing it.</p> <p>25 Q. And looking at the Tweet depicted on page</p>

<p style="text-align: right;">82</p> <p>1 14 of Exhibit 103, did you ever see this reply to 2 the @ridewithc4t account? 3 A. No, I don't remember ever seeing that. 4 Q. Mr. Struck, what is your current 5 employment? 6 A. Self-employed. 7 Q. How are you self-employed? 8 A. A video editor. 9 Q. Now, we spoke earlier about Cowboys for 10 Trump. What is the mission or goal of Cowboys for 11 Trump? 12 MR. WOODWARD: Object to the form. 13 A. Yeah, I don't know. You've got to ask 14 Couy. I'm not a Cowboys for Trump. 15 Q. I'm sorry, what was that? 16 A. I'm not a Cowboys for Trump. 17 Q. Okay. 18 A. I'm not a cowboy. 19 Q. Did you ever do work associated with 20 Cowboys for Trump? 21 A. Not for -- no, I never did work for 22 Cowboys for Trump. I did work for myself. We 23 worked independently of each other. 24 Q. Did you run the Cowboys for Trump Twitter 25 page?</p>	<p style="text-align: right;">84</p> <p>1 services for Cowboys for Trump? 2 A. No. 3 MR. WOODWARD: Object to the form. 4 Q. I'm sorry. What was your answer on that 5 one? 6 A. Thought I said no. I've never been paid. 7 I didn't work for him. I'm not a Cowboys for Trump. 8 The technical -- 9 Q. So your -- 10 A. What? 11 Q. Your testimony here today is that you 12 never did any work in furtherance of Cowboys for 13 Trump; is that right? 14 A. As far as what? As far as getting paid? 15 No, I never got paid for Cowboys for Trump. I never 16 was part of Cowboys for Trump. The Twitter page was 17 my own page. We worked independently. I filmed and 18 posted my stuff, and he did what he did. We both 19 worked independently. I never worked for him. He 20 never asked me to do stuff. He never paid for 21 stuff. He never required me to do anything for him. 22 Everything I did for Cowboys for Trump was voluntary 23 on me. 24 Q. So now you're saying you did things for 25 Cowboys for Trump; is that right?</p>
<p style="text-align: right;">83</p> <p>1 A. No. There was no Cowboys for Trump 2 Twitter page. I had my -- I had our -- yeah, there 3 was no Cowboys for Trump Twitter page. There was a 4 ridewithc4t, which was mine, which was ride with 5 Cowboys for Trump. It was not Cowboys for Trump. 6 It was ride with Cowboys for Trump. I'm not a 7 Cowboys for Trump. 8 Q. Okay. And so your answer here today under 9 oath is that you did not run the Cowboys for Trump 10 Twitter page? 11 A. My -- the ridewithc4t was my Twitter 12 account, not Cowboys for Trump. I set that up. 13 Because I'm not a Cowboys for Trump. So there was 14 no Cowboys for Trump Twitter page. Couy had an 15 account, and I had an account, and other people that 16 came in and out of -- you know, they went on rides 17 or whatever, had accounts, but there was no official 18 Cowboys for Trump Twitter page. It was an official 19 Facebook page but not Twitter. 20 Q. Was there ever an agreement for you to 21 provide services of any nature to Cowboys for Trump? 22 A. No. It was all -- 23 MR. WOODWARD: Object to form. 24 A. -- voluntary. 25 Q. Have you ever been paid for performing any</p>	<p style="text-align: right;">85</p> <p>1 A. Voluntarily. I did it for me. I did it 2 for me. I didn't do it for Cowboys for Trump. I 3 did it for -- I mean, I didn't do anything for them. 4 I did it for, like -- you know, I make videos, so it 5 was a great -- it was a great subject for me to make 6 videos with. 7 It was -- I continued -- I've been doing 8 that up until I met Cowboys for Trump, until I met 9 Couy, and then after I met Couy, I started doing 10 videos about those guys, because that's what I do. 11 I make videos. 12 So before I was making videos about things 13 that weren't Cowboys for Trump. Once I met them, I 14 started makes things for Cowboys for Trump, but it 15 wasn't their -- none of that -- they didn't own any 16 of my work. It was all my own stuff. Or Couy 17 didn't own anything of mine, and he never paid me. 18 Q. What did you do with the video footage 19 that you recorded that depicted Cowboys for Trump? 20 A. Posted it on my Twitter page. 21 Q. Did you ever provide your video footage to 22 Mr. Griffin? 23 A. I posted it sometimes on the Facebook 24 page, but I would never -- I never gave him my 25 footage. If it showed up on the Facebook page, I</p>

86	<p>1 think it was generally me that posted it there.</p> <p>2 But on the Cowboys for Trump -- on the</p> <p>3 ridewith4t, which was mine, that's only my footage</p> <p>4 depicting what I saw from my point of view as I'm</p> <p>5 telling a story. Had nothing to do with -- you</p> <p>6 know, they liked it, because I was showing them, but</p> <p>7 it wasn't their stuff. It was mine. That's the We</p> <p>8 the People part. Cowboys for Trump and We the</p> <p>9 People. That was me on the We the People, part of</p> <p>10 the Cowboys for Trump. You know, that's why I put</p> <p>11 that at the end.</p> <p>12 Q. When did you last communicate with Couy</p> <p>13 Griffin?</p> <p>14 A. This morning.</p> <p>15 Q. Have you communicated with Couy Griffin</p> <p>16 during the -- during this deposition at any point or</p> <p>17 during a break?</p> <p>18 A. No.</p> <p>19 Q. Did you speak with Mr. Griffin this</p> <p>20 morning?</p> <p>21 A. No.</p> <p>22 Q. When was the last time you spoke with</p> <p>23 Mr. Griffin?</p> <p>24 A. I think maybe two days ago or something.</p> <p>25 Q. What did you speak about?</p>	88	<p>1 Mr. Struck, are you taking your attorney's</p> <p>2 advice and invoking your Fifth Amendment privilege</p> <p>3 against answering the question?</p> <p>4 A. Yes.</p> <p>5 Q. What were you planning to do with all of</p> <p>6 the videos that you took?</p> <p>7 MR. WOODWARD: Object to the form.</p> <p>8 Q. Mr. Struck?</p> <p>9 MR. WOODWARD: You can answer.</p> <p>10 A. Oh, I can answer. Okay. I was planning</p> <p>11 on just making videos with them like I did, posting</p> <p>12 them, making videos with them.</p> <p>13 Q. Posting them online?</p> <p>14 A. Yeah.</p> <p>15 Q. And why would you post them online?</p> <p>16 A. Because that's what I do.</p> <p>17 Q. What is the --</p> <p>18 A. I make videos.</p> <p>19 Q. What is the purpose of posting them</p> <p>20 online?</p> <p>21 A. Sharing them with, like, everybody.</p> <p>22 Sharing them socially.</p> <p>23 Q. What was the -- what was your goal of</p> <p>24 capturing footage on or around the events of January</p> <p>25 6th, 2021?</p>
87	<p>1 A. Let's see. We spoke a little bit about, I</p> <p>2 guess, this thing. I told him I was looking forward</p> <p>3 to telling the story, you know, telling my story.</p> <p>4 Q. What did he say?</p> <p>5 A. He said, I don't want to tell you</p> <p>6 anything, you know. I don't want to advise you in</p> <p>7 any way. He actually told me we probably shouldn't</p> <p>8 talk at one point, but I talked to him before I saw</p> <p>9 that, and I didn't know there was any reason why we</p> <p>10 shouldn't talk. I didn't know -- I didn't see that</p> <p>11 anywhere that I wasn't allowed to talk to him.</p> <p>12 Q. All right. Now, I want to talk about some</p> <p>13 of the reasons and purposes for showing these videos</p> <p>14 that you recorded.</p> <p>15 A. Sure.</p> <p>16 Q. Why was it important for you to capture</p> <p>17 footage on and around the events of January 6th of</p> <p>18 2021?</p> <p>19 MR. WOODWARD: Objection. I'm going to</p> <p>20 instruct the witness not to answer based on an</p> <p>21 assertion of his Fifth Amendment right.</p> <p>22 Q. And, Mr. Struck, are you heeding your</p> <p>23 attorney's advice and --</p> <p>24 A. Yeah, I'll take my attorney's advice.</p> <p>25 Q. Please let me finish before you speak.</p>	89	<p>1 MR. WOODWARD: Object. Instruct the</p> <p>2 witness not to answer and assert his Fifth Amendment</p> <p>3 right of self-incrimination.</p> <p>4 Q. And, Mr. Struck, are you following your</p> <p>5 attorney's advice on that and refusing to answer</p> <p>6 based on your Fifth Amendment privilege?</p> <p>7 A. Yep.</p> <p>8 Q. I'm sorry. I couldn't hear.</p> <p>9 A. Yes.</p> <p>10 Q. Now, how did you decide what footage you</p> <p>11 would share on social media?</p> <p>12 A. I share as much as possible.</p> <p>13 Q. How did you decide when to -- well, let me</p> <p>14 ask a different question first. Did you ever</p> <p>15 live-stream video footage to social media?</p> <p>16 A. Yes.</p> <p>17 Q. How did you decide when to live stream to</p> <p>18 social media?</p> <p>19 A. Generally when it was an event that would</p> <p>20 be -- like people would want to watch it at that</p> <p>21 moment, when people would want to watch it live.</p> <p>22 Like his speech, for example, of Couy driving down</p> <p>23 the side of the road, you know.</p> <p>24 Q. Moving on, I'd like to talk about the Stop</p> <p>25 the Steal movement.</p>

90	<p>1 A. Okay.</p> <p>2 Q. What is the Stop the Steal movement?</p> <p>3 A. I'm not sure.</p> <p>4 MR. WOODWARD: Object to the form.</p> <p>5 Q. Have you ever heard of the Stop the Steal</p> <p>6 movement?</p> <p>7 A. Yeah.</p> <p>8 MR. WOODWARD: Object.</p> <p>9 A. Yeah.</p> <p>10 Q. What have you heard?</p> <p>11 A. I don't know. Wasn't it one of the groups</p> <p>12 that was on January 6th, one of the events or</p> <p>13 something? I don't know exactly. I think it was</p> <p>14 one of the groups that was there. I think a group</p> <p>15 organized the Stop the Steal rally at the same time</p> <p>16 the other things were going on. I imagine.</p> <p>17 Q. Do you know whether Mr. Griffin was</p> <p>18 involved in the Stop the Steal movement?</p> <p>19 A. I don't believe so. We were with the</p> <p>20 Women for America First.</p> <p>21 Q. Was Cowboys for Trump involved in the Stop</p> <p>22 the Steal movement?</p> <p>23 A. Yeah, Couy is Cowboys for Trump, so he was</p> <p>24 only involved with the Women for America First. As</p> <p>25 far as I know, that's all we dealt with.</p>	92	<p>1 said he was going to set up the most extensive and</p> <p>2 exclusive voter fraud system in the history of</p> <p>3 American politics, is what I heard Joe Biden say on</p> <p>4 video, so that's what I have to go by.</p> <p>5 Q. Mr. Struck, who is the current United</p> <p>6 States president?</p> <p>7 MR. WOODWARD: Object to the form.</p> <p>8 Q. Mr. Struck, when there's an objection like</p> <p>9 that --</p> <p>10 A. Yeah.</p> <p>11 Q. -- unless it's a communication of the</p> <p>12 Fifth Amendment privilege, you're still to answer</p> <p>13 the question. Okay?</p> <p>14 A. Okay.</p> <p>15 Q. So I'll ask again. Who is the current</p> <p>16 United States president?</p> <p>17 MR. WOODWARD: Object to the form.</p> <p>18 A. Biden.</p> <p>19 Q. Mr. Struck, once again --</p> <p>20 A. I did -- what?</p> <p>21 MR. WOODWARD: Just give me a second,</p> <p>22 Matt, to object, and then you can answer the</p> <p>23 question.</p> <p>24 THE WITNESS: Okay. Well, when you</p> <p>25 object, I think I shouldn't answer. That's why --</p>
91	<p>1 Q. Do the goals of Cowboys for Trump align</p> <p>2 with the goals of the Stop the Steal movement, to</p> <p>3 your knowledge?</p> <p>4 A. I have no idea what the Stop the Steal</p> <p>5 goals are.</p> <p>6 Q. Do you know whether members of Stop the</p> <p>7 Steal were present at the Capitol on January 6,</p> <p>8 2021?</p> <p>9 A. I don't know much about Stop the Steal. I</p> <p>10 don't know much about it, so, yeah, you're not going</p> <p>11 to get far on that, because I just don't know about</p> <p>12 them.</p> <p>13 Q. Did you ever discuss Stop the Steal with</p> <p>14 Mr. Griffin?</p> <p>15 A. No.</p> <p>16 Q. Did Joe Biden steal the 2020 presidential</p> <p>17 election, in your opinion?</p> <p>18 MR. WOODWARD: Object to the form.</p> <p>19 Q. Mr. Struck?</p> <p>20 A. What?</p> <p>21 Q. Please answer the question.</p> <p>22 THE WITNESS: Oh, am I allowed to answer</p> <p>23 that, Stanley?</p> <p>24 MR. WOODWARD: Go ahead.</p> <p>25 A. Yeah, he says he stole the election. He</p>	93	<p>1 MR. WOODWARD: I'll tell you when not to</p> <p>2 answer.</p> <p>3 THE WITNESS: Okay. So I said yes.</p> <p>4 MR. WOODWARD: Could you re-ask the</p> <p>5 question, Mr. Dodd?</p> <p>6 MR. DODD: Sure.</p> <p>7 Q. (By Mr. Dodd) Who is the current United</p> <p>8 States president?</p> <p>9 MR. WOODWARD: Object to the form.</p> <p>10 A. Joe Biden. Sorry. Confusing.</p> <p>11 Q. Mr. Struck, why did you travel to</p> <p>12 Washington, DC, in January of 2021?</p> <p>13 MR. WOODWARD: Object. I'm going to</p> <p>14 ask -- I'm going to advise Mr. Struck not to answer</p> <p>15 that question and assert his Fifth Amendment right</p> <p>16 against self-incrimination.</p> <p>17 Q. And, Mr. Struck, are you following your</p> <p>18 attorney's advice in refusing to answer based on</p> <p>19 your Fifth Amendment privilege?</p> <p>20 A. Yes.</p> <p>21 Q. When did you first decide that you were</p> <p>22 going to Washington, DC, in January of 2021?</p> <p>23 A. Probably December.</p> <p>24 Q. Now, earlier we spoke about the drive from</p> <p>25 New Mexico out to Washington, DC; is that right?</p>

<p style="text-align: right;">94</p> <p>1 A. Yeah, we did speak of that.</p> <p>2 Q. And I want to ask you a few more questions</p> <p>3 about that. Okay?</p> <p>4 A. Yes.</p> <p>5 Q. Did Mr. Griffin make speeches at the stops</p> <p>6 along the way?</p> <p>7 A. Yes.</p> <p>8 Q. Did you observe those speeches that Mr. --</p> <p>9 A. Yes.</p> <p>10 Q. -- Mr. Griffin made?</p> <p>11 A. Yes, I did.</p> <p>12 Q. Did Mr. Griffin make any references to war</p> <p>13 or fighting in those public speeches?</p> <p>14 MR. WOODWARD: Object to the form.</p> <p>15 A. I do not remember.</p> <p>16 Q. Did Mr. Griffin attempt to recruit people</p> <p>17 to go to Washington, DC, for January 6th?</p> <p>18 MR. WOODWARD: Object to the form.</p> <p>19 A. I do not remember.</p> <p>20 Q. Did Mr. Griffin specifically attempt to</p> <p>21 recruit men to go to Washington, DC, on January 6th?</p> <p>22 MR. WOODWARD: Object to the form.</p> <p>23 A. I do not remember.</p> <p>24 Q. What did you expect to do when you were in</p> <p>25 Washington, DC, in January of 2021?</p>	<p style="text-align: right;">96</p> <p>1 firearms?</p> <p>2 A. No.</p> <p>3 Q. On January 6th, were there any guns in the</p> <p>4 vehicle that you and Mr. Griffin drove in</p> <p>5 Washington, DC, to?</p> <p>6 MR. WOODWARD: I'm going to object and</p> <p>7 instruct the witness not to answer and assert his</p> <p>8 Fifth Amendment right against self-incrimination.</p> <p>9 Q. Mr. Struck, are you following your</p> <p>10 attorney's advice in invoking your Fifth Amendment</p> <p>11 privilege against answering?</p> <p>12 A. Yes.</p> <p>13 Q. Now, on January 5th of 2021 did you and</p> <p>14 Mr. Griffin go to the Capitol together?</p> <p>15 A. We went near the Capitol. We didn't go</p> <p>16 into the Capitol. We went near the Capitol, I</p> <p>17 guess.</p> <p>18 Q. Where specifically did you go?</p> <p>19 A. To a parking lot, the parking lot outside</p> <p>20 the Capitol.</p> <p>21 Q. What did you do there?</p> <p>22 A. Made a video.</p> <p>23 Q. Were there any signs or barriers around</p> <p>24 the Capitol on January 5th of 2021?</p> <p>25 A. Not that I -- just the same ones that you</p>
<p style="text-align: right;">95</p> <p>1 MR. WOODWARD: Objection. I'm going to</p> <p>2 instruct the witness not to answer the question and</p> <p>3 to assert his Fifth Amendment right against</p> <p>4 self-incrimination.</p> <p>5 Q. And, Mr. Struck, are you following your</p> <p>6 attorney's advice in refusing to answer the question</p> <p>7 based on Fifth Amendment grounds?</p> <p>8 A. Yes.</p> <p>9 Q. When you went to Washington, DC, on</p> <p>10 January 6th, 2021, did you expect any violence?</p> <p>11 A. No.</p> <p>12 Q. During your travels to Washington, DC,</p> <p>13 leading up to January 6th of 2021, did you bring any</p> <p>14 guns with you on the trip?</p> <p>15 A. No.</p> <p>16 MR. WOODWARD: Objection. Well, let me</p> <p>17 object, Matt.</p> <p>18 THE WITNESS: Okay. Sorry.</p> <p>19 Q. On the trip leading up to January 6th of</p> <p>20 2021 that you took with Mr. Griffin --</p> <p>21 A. Yes.</p> <p>22 Q. -- did Mr. Griffin have any firearms?</p> <p>23 MR. WOODWARD: Object to the form.</p> <p>24 A. I have no idea.</p> <p>25 Q. Did you ever see Mr. Griffin with any</p>	<p style="text-align: right;">97</p> <p>1 see there, the normal ones. We just saw the same</p> <p>2 that we always see there, as far as I remember.</p> <p>3 It's all the same, I think. I don't remember it</p> <p>4 standing out as looking that different. We've been</p> <p>5 there quite a few times.</p> <p>6 Q. So your testimony here today under oath is</p> <p>7 that there was no -- no out-of-the-ordinary signage</p> <p>8 around the Capitol indicating that people were not</p> <p>9 allowed to enter the Capitol grounds?</p> <p>10 A. No, that's not what I said. I said -- I</p> <p>11 said I didn't notice anything. I didn't notice</p> <p>12 anything different about there. When we were there,</p> <p>13 I didn't notice anything different.</p> <p>14 Q. Did you and Mr. Griffin discuss anything</p> <p>15 regarding security on the Capitol grounds on</p> <p>16 January 5th of 2021?</p> <p>17 A. No.</p> <p>18 Q. Did you share any videos -- you said that</p> <p>19 you took a video while you were there on January 5th</p> <p>20 of 2021?</p> <p>21 A. Yeah.</p> <p>22 Q. Did you share any videos you took on</p> <p>23 January 5th, 2021, on social media?</p> <p>24 A. I think we went live. I think that video</p> <p>25 was live. When he was giving speeches, we tried to</p>

1 go live.

2 Q. And why did you -- why did you do that?

3 A. **Because that's what I did when I shot the**

4 **footage live of him speaking. Like I said, when**

5 **he's speaking live, it's interesting to see it. If**

6 **I'm filming out the car window, I'm not going to go**

7 **live. You know, it's because of the context of what**

8 **the footage is.**

9 Q. By going live, what that means is that

10 followers online to those social media accounts can

11 then watch the footage live; is that correct?

12 A. **Yeah.**

13 Q. And so what, if anything, was your

14 followers' response or reaction to the posts, these

15 posts on social media?

16 A. **I can't -- I can't tell usually, because**

17 **when I'm filming, I don't read the comments. I'm**

18 **just filming. I don't know how everyone reacted to**

19 **it.**

20 Q. Did you ever look back later to see if

21 there were any reactions to the --

22 A. **I think it got shut down.**

23 Q. Let me finish the question. Did you ever

24 look later to see any reactions to these posts on

25 your social media accounts?

1 A. **All of our accounts were shut down before**

2 **we had a chance to even see anything about basically**

3 **that whole trip out to Washington, DC We didn't**

4 **review any of that, that footage, or -- or replies.**

5 **Because we were -- we weren't -- yeah, we were still**

6 **on the trip, so we didn't review any of the footage.**

7 **We didn't review any of the replies.**

8 **We were still making the media, and our**

9 **accounts got shut down. Watching it today is the**

10 **first time I've seen some of that, because I haven't**

11 **had time to watch it all.**

12 Q. When were your social media accounts

13 suspended?

14 A. **Either the day after or a couple of days**

15 **after January 6th. I don't know the exact day.**

16 **It's the same day everyone's got shut down.**

17 Q. All right. Now, I want to turn to your

18 attendance at the Capitol insurrection on January 6

19 of 2021.

20 A. **Insurrection? What do you mean,**

21 **insurrection?**

22 MR. WOODWARD: Matt.

23 THE WITNESS: Sorry. That's a leading

24 question. That was -- I wasn't part --

25 MR. WOODWARD: Let me do my job.

1 THE WITNESS: Okay.

2 Q. (By Mr. Dodd) Can you walk us briefly

3 through the day of January 6th, 2021, and your

4 activities on that day?

5 MR. WOODWARD: I'm going to object to the

6 question and instruct the witness not to answer and

7 assert his Fifth Amendment right of

8 self-incrimination.

9 Q. And, Mr. Struck, are you taking your

10 attorney's advice and not answering the question

11 based on your Fifth Amendment privilege?

12 A. **Yes.**

13 Q. On January 6th of 2021, you went to a

14 rally held by President Trump, correct?

15 MR. WOODWARD: Object to the form.

16 You can answer.

17 A. **Yes, we went -- yes.**

18 Q. Why did you attend the rally held by

19 President Trump?

20 A. **Because that's why we drove to Washington,**

21 **DC He was having a rally, so we went to it.**

22 Q. Why did you want to go?

23 A. **Because he was having it. We go to**

24 **anything that the president talks about. You know,**

25 **we try and do as many things as we can. So it was**

1 **something to do, so we did it.**

2 Q. Did President Trump speak at that rally?

3 A. **Yes.**

4 Q. What did he talk about?

5 A. **We couldn't hear him very well. We were**

6 **in the back. It was windy, and we couldn't hear.**

7 Q. Are you aware of any particular reason as

8 to why this rally occurred on January 6th, 2021?

9 A. **Yes.**

10 Q. What is that?

11 A. **To investigate further if there was voter**

12 **irregularities or voter -- if the election wasn't**

13 **secure. I guess people -- people didn't trust the**

14 **election, and so people didn't want the election to**

15 **go forward unless -- unless there was further**

16 **investigation into it, I guess.**

17 **You know, people wanted to see -- people**

18 **didn't want the vote certified until there was more**

19 **evidence if it was a secure election or not, is my**

20 **understanding, I think.**

21 Q. So January 6th was the day that the

22 election was going to be certified; is that right?

23 A. **I don't know. That's what I -- it seems**

24 **like it. At the time, I didn't know. I'm kind of**

25 **understanding it more now as time goes by. It seems**

102	<p>1 like, from what I understand, is yes, it seems like</p> <p>2 January 6th was going to be a time where they could</p> <p>3 hold off. They paused the certification so they</p> <p>4 could look into voter fraud, from what I understand.</p> <p>5 It was an attempt to pause the certification, I</p> <p>6 think.</p> <p>7 Q. So was the goal to stop the certification</p> <p>8 of the election results in order to investigate</p> <p>9 allegations of fraud?</p> <p>10 A. To pause it. To pause the certification,</p> <p>11 yes.</p> <p>12 MR. WOODWARD: Just for the record, I'll</p> <p>13 note an objection to the form of the question.</p> <p>14 Q. Did you discuss the certification of the</p> <p>15 election results with Mr. Griffin?</p> <p>16 A. No.</p> <p>17 Q. Did Mr. Griffin ever tell you that he</p> <p>18 wanted to stop the certification of the election</p> <p>19 results?</p> <p>20 A. No.</p> <p>21 Q. After attending President Trump's rally,</p> <p>22 you then went to the United States Capitol; is that</p> <p>23 right?</p> <p>24 MR. WOODWARD: Objection. I'm going to</p> <p>25 instruct the witness not to answer and to assert his</p>	104	<p>1 A. Yes.</p> <p>2 Q. Why did you and Mr. Griffin go to the</p> <p>3 Capitol on January 6th of 2021?</p> <p>4 MR. WOODWARD: Objection. I'm going to</p> <p>5 instruct the witness not to answer and assert his</p> <p>6 Fifth Amendment right against self-incrimination.</p> <p>7 Q. Mr. Struck, are you taking your attorney's</p> <p>8 advice and refusing to answer on Fifth Amendment</p> <p>9 grounds?</p> <p>10 A. Yes.</p> <p>11 Q. Now, had you and Mr. Griffin planned to go</p> <p>12 on to the Capitol grounds on January 6 of 2021?</p> <p>13 MR. WOODWARD: Object to form. I will</p> <p>14 also object and instruct the witness not to answer</p> <p>15 and assert his Fifth Amendment right against</p> <p>16 self-incrimination.</p> <p>17 Q. Mr. Struck, are you refusing to answer the</p> <p>18 question on the basis of your Fifth Amendment right?</p> <p>19 A. Yes.</p> <p>20 Q. Did you discuss going to the Capitol on</p> <p>21 January 6th, 2021, with Mr. Griffin?</p> <p>22 MR. WOODWARD: Objection. I'm going to</p> <p>23 instruct the witness not to answer and to assert his</p> <p>24 Fifth Amendment right against self-incrimination.</p> <p>25 Q. Mr. Struck, are you refusing to answer the</p>
103	<p>1 Fifth Amendment right against self-incrimination.</p> <p>2 Q. And, Mr. Struck, are you taking your</p> <p>3 attorney's advice and refusing to answer the</p> <p>4 question based on your Fifth Amendment privilege?</p> <p>5 A. Yes.</p> <p>6 Q. What time did you go to the Capitol on</p> <p>7 January 6th, 2021?</p> <p>8 MR. WOODWARD: Objection. I'm going to</p> <p>9 instruct the witness not to answer and to assert his</p> <p>10 Fifth Amendment right against self-incrimination.</p> <p>11 Q. Mr. Struck, are you taking your attorney's</p> <p>12 advice and refusing to answer the question on Fifth</p> <p>13 Amendment grounds?</p> <p>14 A. Yes.</p> <p>15 Q. Mr. Struck, when did you leave the Capitol</p> <p>16 grounds on January 6th, 2021?</p> <p>17 MR. WOODWARD: Objection. I'm going to</p> <p>18 instruct the witness not to answer and to assert his</p> <p>19 Fifth Amendment right against self-incrimination.</p> <p>20 Q. Mr. Struck, are you taking your attorney's</p> <p>21 advice and refusing to answer on the basis of your</p> <p>22 Fifth Amendment privilege?</p> <p>23 A. Yes.</p> <p>24 Q. Were you with Mr. Griffin the entire time</p> <p>25 that you were at the Capitol on that day?</p>	105	<p>1 question on the basis of your Fifth Amendment</p> <p>2 privilege?</p> <p>3 A. Yes.</p> <p>4 Q. Mr. Struck, did you expect that there</p> <p>5 would be violence at the Capitol on January 6th of</p> <p>6 2021?</p> <p>7 A. No.</p> <p>8 Q. Why was it important for you to be at the</p> <p>9 Capitol on January 6th of 2021?</p> <p>10 MR. WOODWARD: Object to the form, and I</p> <p>11 will object and instruct the witness not to answer</p> <p>12 and assert his Fifth Amendment right against</p> <p>13 self-incrimination.</p> <p>14 Q. Mr. Struck, are you refusing to answer the</p> <p>15 question on the basis of your Fifth Amendment</p> <p>16 privilege?</p> <p>17 A. Yes.</p> <p>18 Q. Mr. Struck, did you believe that President</p> <p>19 Trump should not transfer power to Joe Biden?</p> <p>20 A. Repeat the question. I was waiting for an</p> <p>21 objection.</p> <p>22 Q. Did you believe that President Trump</p> <p>23 should not transfer power to Joseph Biden?</p> <p>24 MR. WOODWARD: Object to the form.</p> <p>25 A. I do not have an opinion.</p>

106	<p>1 Q. I'm sorry. Can you repeat the answer?</p> <p>2 A. I didn't have an opinion. I didn't know</p> <p>3 what should be done.</p> <p>4 Q. Did Mr. Griffin ever discuss with you the</p> <p>5 possibility of President Trump not transferring</p> <p>6 power to Joseph Biden?</p> <p>7 A. No.</p> <p>8 Q. Did you believe that you needed to take</p> <p>9 action to prevent the transfer of power from Donald</p> <p>10 Trump to Joseph Biden?</p> <p>11 A. No.</p> <p>12 Q. Did Mr. Griffin ever discuss that topic</p> <p>13 with you?</p> <p>14 A. I don't remember.</p> <p>15 Q. On January 6th of 2021 did you believe</p> <p>16 that you could stop the transfer of power by going</p> <p>17 to the Capitol?</p> <p>18 MR. WOODWARD: Objection. I'm going to</p> <p>19 instruct the witness not to answer and to assert his</p> <p>20 Fifth Amendment right against self-incrimination.</p> <p>21 Q. Mr. Struck, are you refusing to answer the</p> <p>22 question on the basis of your Fifth Amendment</p> <p>23 privilege?</p> <p>24 A. Yes.</p> <p>25 Q. Mr. Struck, are you aware that your</p>	108	<p>1 minutes good?</p> <p>2 MR. WOODWARD: How much longer do you</p> <p>3 think you have?</p> <p>4 MR. DODD: I have some period of time.</p> <p>5 MR. WOODWARD: I just need a rough</p> <p>6 estimate.</p> <p>7 MR. DODD: Probably an hour.</p> <p>8 MR. WOODWARD: I can't go another hour.</p> <p>9 I'm happy to reschedule this and do it different</p> <p>10 time. Can we go off the record?</p> <p>11 MR. DODD: Why don't we take a five-minute</p> <p>12 break, and let me talk to my people, and then we'll</p> <p>13 chat.</p> <p>14 Let's go off the record.</p> <p>15 (Recess was taken from 3:17 to 3:27.)</p> <p>16 Q. (By Mr. Dodd) Mr. Struck, would you please</p> <p>17 describe everything you saw at the Capitol on</p> <p>18 January 6th, 2021?</p> <p>19 MR. WOODWARD: Objection. I'll instruct</p> <p>20 the witness not to answer and assert his Fifth</p> <p>21 Amendment.</p> <p>22 Q. Mr. Struck, are you refusing to answer the</p> <p>23 question based on your Fifth Amendment privilege?</p> <p>24 A. Yes.</p> <p>25 Q. While you were at the Capitol on January</p>
107	<p>1 presence and the presence of others at the Capitol</p> <p>2 on January 6th of 2021 stopped the congressional</p> <p>3 certification of the 2020 election?</p> <p>4 MR. WOODWARD: Object to the form, and I</p> <p>5 will object and instruct the witness not to answer</p> <p>6 based on his Fifth Amendment right against</p> <p>7 self-incrimination.</p> <p>8 Q. Mr. Struck, are you refusing to answer on</p> <p>9 the basis of your Fifth Amendment privilege?</p> <p>10 A. Yes.</p> <p>11 Q. Mr. Struck, on January 6th of 2021, what</p> <p>12 did you hope to accomplish by going to the Capitol</p> <p>13 grounds?</p> <p>14 MR. WOODWARD: Objection. I'm going to</p> <p>15 instruct the witness not to answer and assert his</p> <p>16 Fifth Amendment right against self-incrimination.</p> <p>17 Q. Mr. Struck, are you refusing to answer the</p> <p>18 question on the basis of your Fifth Amendment</p> <p>19 privilege?</p> <p>20 A. Yes.</p> <p>21 Q. Mr. Struck, why was it important for</p> <p>22 you --</p> <p>23 MR. WOODWARD: I'm sorry to interrupt,</p> <p>24 Chris. I need to take a break here.</p> <p>25 MR. DODD: Okay. We'll take -- is five</p>	109	<p>1 6th, 2021, how many people would you estimate were</p> <p>2 present with you?</p> <p>3 MR. WOODWARD: Objection as to form. I'll</p> <p>4 also instruct the witness not to answer and to</p> <p>5 assert the Fifth Amendment.</p> <p>6 Q. Mr. Struck, are you refusing to answer the</p> <p>7 question on the basis of your Fifth Amendment</p> <p>8 privilege?</p> <p>9 A. Yes.</p> <p>10 Q. While you were at the Capitol on January</p> <p>11 6th, 2021, did you hear anyone yell the words,</p> <p>12 quote, storm the Capitol, closed quote?</p> <p>13 MR. WOODWARD: Object to the form, and</p> <p>14 I'll also instruct the witness not to answer and</p> <p>15 assert the Fifth Amendment.</p> <p>16 Q. Mr. Struck, are you refusing to answer the</p> <p>17 question on the basis of your Fifth Amendment</p> <p>18 privilege?</p> <p>19 A. Yes.</p> <p>20 Q. While you were present at the Capitol on</p> <p>21 January 6th of 2021 did you smell any tear or pepper</p> <p>22 gas in the air?</p> <p>23 MR. WOODWARD: Object to the form, and</p> <p>24 I'll also instruct the witness not to answer and</p> <p>25 assert the Fifth Amendment.</p>

110	<p>1 Q. Mr. Struck, are you refusing to answer the</p> <p>2 question on the basis of your Fifth Amendment</p> <p>3 privilege?</p> <p>4 A. Yes.</p> <p>5 Q. Mr. Struck, while you were present at the</p> <p>6 Capitol on January 6th, 2021, did you see anyone</p> <p>7 with firearms?</p> <p>8 MR. WOODWARD: Object to the form, and</p> <p>9 I'll instruct the witness not to answer and assert</p> <p>10 the Fifth Amendment.</p> <p>11 Q. Mr. Struck, are you refusing to answer the</p> <p>12 question on the basis of your Fifth Amendment</p> <p>13 privilege?</p> <p>14 A. Yes.</p> <p>15 Q. Mr. Struck, while you were at the Capitol</p> <p>16 on January 6th of 2021, did you see anyone with</p> <p>17 other weapons other than firearms?</p> <p>18 MR. WOODWARD: Object to the form, and</p> <p>19 I'll instruct the witness not to answer and assert</p> <p>20 the Fifth Amendment.</p> <p>21 Q. Mr. Struck, are you refusing to answer the</p> <p>22 question on the basis of your Fifth Amendment</p> <p>23 privilege?</p> <p>24 A. Yes.</p> <p>25 Q. While you were present at the Capitol on</p>	112	<p>1 the Fifth Amendment.</p> <p>2 Q. Mr. Struck, are you refusing to answer the</p> <p>3 question on the basis of your Fifth Amendment</p> <p>4 privilege?</p> <p>5 A. Yes.</p> <p>6 Q. Mr. Struck, if I ask you to look at</p> <p>7 particular videos depicting your presence at the</p> <p>8 Capitol on January 6th of 2021, are you going to</p> <p>9 invoke your Fifth Amendment privilege?</p> <p>10 MR. WOODWARD: Object to --</p> <p>11 Q. You can answer the question.</p> <p>12 MR. WOODWARD: I --</p> <p>13 MR. DODD: I'm going to try to skip past,</p> <p>14 you know, using exhibits if he's going to --</p> <p>15 Q. I just want to ask, if I show you videos</p> <p>16 in which the events at the United States Capitol on</p> <p>17 January 6th, 2021, are depicted, are you going to</p> <p>18 refuse to answer the question on the basis of your</p> <p>19 Fifth Amendment privilege?</p> <p>20 MR. WOODWARD: I'm going to instruct the</p> <p>21 witness to not answer the question on the basis of</p> <p>22 his Fifth Amendment privilege.</p> <p>23 Mr. Struck.</p> <p>24 A. Yes, take the advice of my attorney.</p> <p>25 Q. Okay. Mr. Struck, while you were at the</p>
111	<p>1 January 6th of 2021, did you observe anyone being</p> <p>2 violent?</p> <p>3 MR. WOODWARD: Object to the form, and</p> <p>4 I'll instruct the witness not to answer and assert</p> <p>5 the Fifth Amendment.</p> <p>6 Q. Mr. Struck, are you refusing to answer the</p> <p>7 question on the basis of your Fifth Amendment</p> <p>8 privilege?</p> <p>9 A. Yes.</p> <p>10 Q. Mr. Struck, while you were at the Capitol</p> <p>11 on January 6th of 2021, did you see any law</p> <p>12 enforcement present?</p> <p>13 MR. WOODWARD: Object to the form, and</p> <p>14 I'll instruct the witness not to answer and assert</p> <p>15 the Fifth Amendment.</p> <p>16 Q. Mr. Struck, are you refusing to answer the</p> <p>17 question on the basis of your Fifth Amendment</p> <p>18 privilege?</p> <p>19 A. Yes.</p> <p>20 Q. Mr. Struck, while you were present at the</p> <p>21 Capitol on January 6th of 2021, did you see anyone</p> <p>22 engaging in violent behavior towards law</p> <p>23 enforcement?</p> <p>24 MR. WOODWARD: Object to the form, and</p> <p>25 I'll instruct the witness not to answer and assert</p>	113	<p>1 Capitol on January 6th of 2021, did you see any</p> <p>2 security barriers or signs on the Capitol grounds?</p> <p>3 MR. WOODWARD: Object to the form, and</p> <p>4 I'll instruct the witness not to answer and assert</p> <p>5 his Fifth Amendment privilege.</p> <p>6 Q. Mr. Struck, are you refusing to answer the</p> <p>7 question on the basis of your Fifth Amendment</p> <p>8 privilege?</p> <p>9 A. Yes.</p> <p>10 Q. Mr. Struck, on January 6th of 2021, did</p> <p>11 you go inside the Capitol building?</p> <p>12 MR. WOODWARD: Object to the form, and</p> <p>13 I'll instruct the witness not to answer and assert</p> <p>14 his Fifth Amendment privilege.</p> <p>15 Q. Mr. Struck, are you refusing to answer the</p> <p>16 question on the basis of your Fifth Amendment</p> <p>17 privilege?</p> <p>18 A. Yes.</p> <p>19 Q. Mr. Struck, did you see others go inside</p> <p>20 the Capitol building while you were present on</p> <p>21 January 6th, 2021?</p> <p>22 MR. WOODWARD: Object to the form, and</p> <p>23 I'll instruct the witness not to answer the question</p> <p>24 and assert his Fifth Amendment privilege.</p> <p>25 Q. Mr. Struck, are you refusing to answer the</p>

1 question on the basis of your Fifth Amendment
2 privilege?

3 **A. Yes.**

4 Q. On January 6th of 2021, did you see any
5 damage caused to the Capitol building while you were
6 present on Capitol grounds?

7 MR. WOODWARD: Now I will object to the
8 form and instruct the witness not to answer the
9 question.

10 Q. Mr. Struck, are you refusing to answer the
11 question on the basis of your Fifth Amendment
12 privilege?

13 **A. Yes.**

14 Q. Mr. Struck, while you were on Capitol
15 grounds on January 6th of 2021, did you hear anyone
16 breaking windows or glass?

17 MR. WOODWARD: Object to the form, and
18 I'll instruct the witness not to answer the
19 question.

20 Q. Mr. Struck, are you invoking your Fifth
21 Amendment privilege and refusing to answer the
22 question?

23 **A. Yes.**

24 Q. Mr. Struck, while you were present on
25 Capitol grounds on January 6th of 2021, did you

1 privilege?

2 **A. Yes.**

3 Q. While you were present on Capitol grounds
4 on January 6th of 2021, did Mr. Griffin ever
5 indicate that there was any kind of gas in the air
6 at any point?

7 MR. WOODWARD: Object to the form and
8 instruct the witness not to answer the questions.

9 Q. Mr. Struck, are you refusing to answer the
10 question on the basis of your Fifth Amendment
11 privilege?

12 **A. Yes.**

13 Q. Mr. Struck, on January 6th, 2021, on the
14 United States Capitol grounds, did Mr. Griffin ever
15 enter onto any part of the Capitol?

16 MR. WOODWARD: Repeat the question.

17 Q. On January 6th of 2021 on US Capitol
18 grounds, did Mr. Griffin ever enter onto any
19 structure of the Capitol?

20 MR. WOODWARD: Object to the form, and
21 I'll instruct the witness not to answer the question
22 and assert his Fifth Amendment right.

23 Q. Mr. Struck, are you refusing to answer the
24 question on the basis of your Fifth Amendment
25 privilege?

1 observe Couy Griffin climb over any walls on the
2 Capitol grounds?

3 MR. WOODWARD: Object to the form and
4 instruct the witness not to answer the question.

5 Q. Mr. Struck, are you invoking your Fifth
6 Amendment privilege and refusing to answer the
7 question?

8 **A. Yes.**

9 Q. Mr. Struck, while you were present on
10 Capitol grounds on January 6th of 2021, did
11 Mr. Griffin ever suggest that people present should
12 be armed?

13 MR. WOODWARD: Object to the form and
14 instruct the witness not to answer the question.

15 Q. Mr. Struck, are you refusing to answer the
16 question on the basis of your Fifth Amendment
17 privilege?

18 **A. Yes.**

19 Q. Mr. Struck, while on Capitol grounds on
20 January 6th of 2021, did Mr. Griffin ever indicate
21 that the -- that any doors should be broken down?

22 MR. WOODWARD: Object to the form and
23 instruct the witness not to answer the questions.

24 Q. Mr. Struck, are you refusing to answer the
25 question on the basis of your Fifth Amendment

1 **A. Yes.**

2 Q. Mr. Griffin -- sorry, Mr. Struck --
3 actually, give me just a moment. Mr. Struck, while
4 you were present with Mr. Griffin on the US Capitol
5 grounds on January 6th, 2021, did Mr. Griffin
6 address the crowd of people present?

7 MR. WOODWARD: Object to the form and
8 instruct the witness to assert his Fifth Amendment.

9 Q. Mr. Struck, are you refusing to answer the
10 question on the basis of your Fifth Amendment
11 privilege?

12 **A. Yes.**

13 Q. Mr. Struck, on January 6th, 2021, at the
14 US Capitol grounds did Mr. Griffin assume a
15 leadership role when he addressed the crowd present?

16 MR. WOODWARD: Object to the form. I'm
17 sorry. Chris, would you repeat the question?

18 Q. On January 6th, 2021, on when you were
19 with Mr. Griffin on US Capitol grounds, did Mr.
20 Griffin assume a leadership role within the crowd
21 when he addressed the others present?

22 MR. WOODWARD: Object to the form, and
23 I'll instruct the witness not to answer the question
24 and assert his Fifth Amendment.

25 Q. Mr. Struck, are you refusing to answer the

118	<p>1 question on the basis of your Fifth Amendment 2 privilege?</p> <p>3 A. Yes.</p> <p>4 Q. Mr. Struck, when Mr. Griffin addressed the 5 crowd that was present on US Capitol grounds, did it 6 seem like the crowd was listening to him.</p> <p>7 MR. WOODWARD: Object to the form, and 8 I'll instruct the witness not to answer the question 9 and assert his Fifth Amendment.</p> <p>10 Q. Mr. Struck, are you refusing to answer the 11 question on the basis of your Fifth Amendment 12 privilege?</p> <p>13 A. Yes.</p> <p>14 Q. Mr. Struck, on US Capitol grounds on 15 January 6th of 2021, did Mr. Griffin ever walk 16 through any metal barriers placed in and around the 17 Capitol?</p> <p>18 MR. WOODWARD: Object to the form and 19 instruct the witness to assert his Fifth Amendment.</p> <p>20 Q. Mr. Struck, are you invoking your Fifth 21 Amendment privilege in refusing to answer the 22 question?</p> <p>23 A. Yes.</p> <p>24 Q. On January 6th of 2021 on US Capitol 25 grounds, did Mr. Griffin ever indicate that the</p>	120	<p>1 we left the day before. We were on our way out.</p> <p>2 Q. Were you driving?</p> <p>3 A. Yeah. Yeah.</p> <p>4 Q. Where did you drive to on --</p> <p>5 A. I wasn't driving. Couy was driving.</p> <p>6 Q. Collectively, you guys were in the car, 7 correct?</p> <p>8 A. Yes. Yes.</p> <p>9 Q. And at this time did Mr. Griffin seem 10 proud of his actions on January 6th, 2021?</p> <p>11 A. I don't know. I don't want to use the 12 word "proud."</p> <p>13 Q. After January 6th of 2021, did Mr. Griffin 14 ever discuss returning to Washington, DC, for any 15 other rallies?</p> <p>16 MR. WOODWARD: Object to the form.</p> <p>17 A. Repeat the question, please. That throws 18 me off with that objection.</p> <p>19 Q. After January 6th of 2021, did Mr. Griffin 20 ever discuss with you returning to DC for any other 21 rallies?</p> <p>22 A. Yes. Or -- yes.</p> <p>23 Q. Did you and Mr. Griffin make plans to 24 return to Washington, DC, after January 6th, 2021? 25 A. No.</p>
119	<p>1 elections were fraudulent.</p> <p>2 MR. WOODWARD: Object to the form and 3 instruct the witness not to answer the question and 4 assert his Fifth Amendment.</p> <p>5 Q. Mr. Struck, are you refusing to answer the 6 question on the basis of your Fifth Amendment 7 privilege?</p> <p>8 A. Yes.</p> <p>9 Q. Mr. Struck, on January 6th of 2021 on US 10 Capitol grounds, did you see any law enforcement 11 officers instruct Mr. Griffin not to be in any 12 particular place?</p> <p>13 MR. WOODWARD: Object to the form and 14 instruct the witness not to answer the question and 15 assert his Fifth Amendment.</p> <p>16 Q. Mr. Struck, are you refusing to answer the 17 question on the basis of your Fifth Amendment 18 privilege?</p> <p>19 A. Yes.</p> <p>20 Q. Mr. Struck, what did you and Mr. Griffin 21 do on January 7th of 2021?</p> <p>22 A. What did we do on January 7th?</p> <p>23 Q. What did you and Mr. Griffin do on 24 January 7th, 2021? 25 A. We were leaving. Yeah, we were leaving --</p>	121	<p>1 Q. Did Mr. Griffin explain to you that he had 2 plans to return to Washington, DC, after January 3 6th, 2021?</p> <p>4 A. Yes.</p> <p>5 Q. Did he explain what the purpose of 6 returning to Washington, DC, after January 6th of 7 2021 would be?</p> <p>8 A. Yes.</p> <p>9 Q. What did he say?</p> <p>10 A. He wanted to see the inauguration for 11 himself and the fencing and all the security and 12 stuff.</p> <p>13 Q. He wanted to see the fence and security at 14 the inauguration?</p> <p>15 A. Yes. You know how, like, it was just a 16 massive amount of security and fencing and all this 17 stuff that went around the Capitol after January 18 6th? He was interested in seeing that.</p> <p>19 Q. Are you aware of an organization called 20 the Proud Boys? 21 A. Yes.</p> <p>22 Q. What do you understand the Proud Boys to 23 be? 24 MR. WOODWARD: Object to the form. 25 A. I never trusted them, so I don't know.</p>

<p style="text-align: right;">122</p> <p>1 Yeah, they're a group that I do not trust.</p> <p>2 Q. When did you first come to learn of the</p> <p>3 Proud Boys?</p> <p>4 A. I don't remember.</p> <p>5 Q. Are you a member of the Proud Boys?</p> <p>6 A. No.</p> <p>7 Q. Do you know any members of the Proud Boys?</p> <p>8 A. No.</p> <p>9 Q. Is Mr. Griffin a member of the Proud Boys?</p> <p>10 A. No.</p> <p>11 Q. Have you received any communications from</p> <p>12 the Proud Boys?</p> <p>13 A. No.</p> <p>14 Q. Have you or Cowboys for Trump or Couy</p> <p>15 Griffin ever organized any events or activities with</p> <p>16 the Proud Boys?</p> <p>17 A. No.</p> <p>18 Q. Are you aware of an organization called</p> <p>19 the Oath Keepers?</p> <p>20 A. Yes.</p> <p>21 Q. What do you understand the Oath Keepers to</p> <p>22 be?</p> <p>23 MR. WOODWARD: Object to the form.</p> <p>24 A. Yeah, I'm not sure. I don't know. I</p> <p>25 don't know much about them. I've heard their name.</p>	<p style="text-align: right;">124</p> <p>1 Q. Is Couy Griffin a member of the Oath</p> <p>2 Keepers?</p> <p>3 MR. WOODWARD: Object to the form.</p> <p>4 Answer the question, please.</p> <p>5 A. No, he's not a member.</p> <p>6 Q. Have you ever received any communications</p> <p>7 from the Oath Keepers or any members thereof?</p> <p>8 A. No.</p> <p>9 Q. Have you or Cowboys for Trump or Couy</p> <p>10 Griffin ever organized any events or activities with</p> <p>11 the Oath Keepers?</p> <p>12 A. No.</p> <p>13 Q. Are you aware of the Three Percenters?</p> <p>14 A. Yes.</p> <p>15 Q. What is that organization?</p> <p>16 MR. WOODWARD: Object to the form.</p> <p>17 A. From my understanding that the three</p> <p>18 percent is how many people participate in the</p> <p>19 Revolutionary War, I think that's where the three</p> <p>20 percent comes from, but I don't know much about</p> <p>21 them.</p> <p>22 Q. Do you know what their goals or aims are?</p> <p>23 A. No.</p> <p>24 Q. When did you first come to learn of the</p> <p>25 Three Percenters?</p>
<p style="text-align: right;">123</p> <p>1 I mean, I could speculate what Oath Keepers means,</p> <p>2 but that would be speculation. I don't know.</p> <p>3 Q. So you do not have an understanding of</p> <p>4 really what the Oath Keepers are about?</p> <p>5 A. Correct. I do not understand what they're</p> <p>6 about.</p> <p>7 Q. Do you understand that they are there to</p> <p>8 support the presidency of Donald Trump?</p> <p>9 MR. WOODWARD: Object to the form.</p> <p>10 A. I don't know. I mean, I guess. I don't</p> <p>11 know. I don't know about the organization. You</p> <p>12 know, a lot of these organizations are not who they</p> <p>13 seem like they are. That's why I don't trust them.</p> <p>14 That's why I don't know if they're there to support</p> <p>15 Donald Trump or sabotage Donald Trump. I don't know</p> <p>16 anything about them.</p> <p>17 Q. When did you come to learn about the Oath</p> <p>18 Keepers?</p> <p>19 A. I don't know. I don't know much about</p> <p>20 them at all.</p> <p>21 Q. Are you a member of the Oath Keepers?</p> <p>22 A. No.</p> <p>23 Q. Do you know any members of the Oath</p> <p>24 Keepers?</p> <p>25 A. No.</p>	<p style="text-align: right;">125</p> <p>1 A. I don't know. Probably in 2020, maybe. I</p> <p>2 don't know.</p> <p>3 Q. Are you a member of the Three Percenters?</p> <p>4 A. No.</p> <p>5 Q. Do you know members of the Three</p> <p>6 Percenters?</p> <p>7 A. No.</p> <p>8 Q. Do you receive communications from the</p> <p>9 Three Percenters?</p> <p>10 A. No.</p> <p>11 Q. Have you, Cowboys for Trump, or Couy</p> <p>12 Griffin ever organized any events or activities with</p> <p>13 the Three Percenters?</p> <p>14 A. No.</p> <p>15 Q. Are you aware of an organization called</p> <p>16 the New Mexico Civil Guard?</p> <p>17 A. Yes.</p> <p>18 Q. What do you understand that organization</p> <p>19 to be?</p> <p>20 A. I think they're White supremacists, Nazis,</p> <p>21 or something like that. I don't know exactly. I</p> <p>22 don't trust them. They seemed like they were -- you</p> <p>23 know, they're the kind of group that infiltrates,</p> <p>24 you know, to make Trump supporters look bad, is what</p> <p>25 I saw them as.</p>

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1 Q. When did you first come to learn of the
2 New Mexico Civil Guard?

3 **A. When they said they were going to come to
4 a rally that Couy was having.**

5 Q. Tell me about that.

6 **A. Yeah, we heard that the civil guard was
7 coming, and, you know, then we looked into them, and
8 the guy was like -- he had Nazi stuff, and I said,
9 you know, stay away from those guys. They seem like
10 they're bad guys.**

11 Q. And what did Mr. Griffin say about the New
12 Mexico Civil Guard?

13 **A. That if they're White supremacists, he'll
14 call them out on it.**

15 Q. Did he know them -- did he express to you
16 whether or not they were a violent organization?

17 **A. No, he didn't seem to know much about
18 them. I mean, I was -- I was the one that was kind
19 of advising him to be cautious of them.**

20 Q. Do you -- or actually, are you a member of
21 the New Mexico Civil Guard?

22 **A. Huh-uh. No.**

23 Q. Do you know any members of the New Mexico
24 Civil Guard?

25 **A. No. No.**

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1 Q. Is Mr. Griffin a member of the New Mexico
2 Civil Guard?

3 **A. No. He no longer trusts them either.**

4 Q. Have you ever received any communications
5 from the New Mexico Civil Guard?

6 **A. Not -- I don't think so. I mean, they
7 were trying to sabotage one of our rallies. I don't
8 know where all the information on that was. When
9 they were trying to sabotage that rally, you know,
10 there was some stuff going around, but I don't know,
11 we were trying -- I was trying to stay away from all
12 that.**

13 Q. Have you, Cowboys for Trump, or Couy
14 Griffin ever organized any events or activities with
15 the New Mexico Civil Guard?

16 **A. No. They tried to sabotage one of our --
17 one of Couy's rallies.**

18 MR. DODD: I'd like to take a five-minute
19 break. Can we go off the record, please?

20 (Recess was taken from 3:47 to 3:50.)

21 Q. (By Mr. Dodd) So at this point I am done
22 with my questioning, Mr. Struck. Thank you for
23 answering my questions.

24 **A. Yes.**

25 Q. We are going to stop the deposition for

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1 today and continue it to a later date to be
2 determined. Your attorney and us have been talking
3 about you executing an affidavit as to the
4 authenticity of the videos that you provided --

5 THE WITNESS: Right.

6 MR. DODD: -- in your -- in response to
7 the subpoena duces tecum. And so assuming that we
8 can come to adequate arrangements on those
9 affidavits, we won't need to resume the deposition,
10 and the deposition will then be closed, and we'll
11 notify the court reporter about that.

12 If, however, we cannot make adequate
13 arrangement for those affidavits, if you don't sign
14 them or anything, then we reserve the right to then
15 reopen the deposition so we can establish the
16 authenticity of the records you provided in response
17 to the subpoena duces tecum.

18 **A. What was that last part? What did you
19 say?**

20 Q. In response to the subpoena duces tecum.

21 **A. What is that?**

22 Q. The subpoena for production of documents.

23 **A. Yeah, I just want to make sure I know what
24 you're saying.**

25 Q. Does that sound agreeable to you,

129

1 Mr. Struck?

2 **A. Yeah. If Stanley thinks it's agreeable,
3 he's not objecting, I'm good with it.**

4 MR. DODD: Mr. Woodward, does that
5 arrangement sound agreeable to you?

6 MR. WOODWARD: Yes, it does.

7 MR. DODD: Okay. And so with that, we
8 will halt the proceedings for today, and we can go
9 off the record.

10 MR. WOODWARD: Thank you so much.

11 MR. DODD: Thank you.

12 (Deposition concluded at 3:52 p.m.)

1 FIRST JUDICIAL DISTRICT COURT
 2 COUNTY OF SANTA FE
 3 STATE OF NEW MEXICO
 4 NO: D-101-CV-2022-00473
 5 STATE OF NEW MEXICO, ex rel., MARCO
 6 WHITE, MARK MITCHELL, and LESLIE
 7 LAKIND,
 8 Plaintiffs,
 9 vs.
 10 COUY GRIFFIN,
 11 Defendant.
 12 CERTIFICATE OF COMPLETION OF DEPOSITION
 13 I, ROBIN A. BRAZIL, New Mexico CCR #154, DO
 14 HEREBY CERTIFY that on July 27, 2022, the deposition
 15 of MATTHEW STRUCK was taken before me at the request
 16 of, and sealed original thereof retained by:
 17
 18 CHRISTOPHER A. DODD
 19 DODD LAW OFFICE, LLC
 20 20 First Plaza, Suite 700
 21 Albuquerque, New Mexico 87102
 22 I FURTHER CERTIFY that copies of this
 23 certificate have been mailed or delivered to all
 24 counsel, and parties to the proceedings not
 25 represented by counsel, appearing at the taking of
 the deposition.
 I FURTHER CERTIFY that examination of this
 transcript and signature of the witness were required
 by the witness and all parties present. On _____,
 a letter was mailed or delivered
 to STANLEY WOODWARD, JR., regarding obtaining
 signature of the witness, and corrections, if any,
 were appended to the original and each copy of the
 deposition.
 I FURTHER CERTIFY that the recoverable cost of
 the original and one copy of the deposition,
 including exhibits, to CHRISTOPHER A. DODD is
 \$_____.

1 State of NM vs. Griffin
 2 WITNESS SIGNATURE/CORRECTION PAGE
 3 If there are any typographical errors to your
 deposition, indicate them below:
 4
 5 PAGE LINE
 6 _____ Change to _____
 7 _____ Change to _____
 8 _____ Change to _____
 9 _____ Change to _____
 10 Any other changes to your deposition are to be
 listed below with a statement as to the reason for
 11 such change.
 12 PAGE LINE CORRECTION REASON FOR CHANGE
 13 _____
 14 _____
 15 _____
 16 _____
 17
 18 I, MATTHEW STRUCK, do hereby certify that I have
 read the foregoing pages of my testimony as
 19 transcribed and that the same is a true and correct
 transcript of the testimony given by me in this
 deposition on July 27, 2022, except for the changes
 20 made.
 21
 22 _____
 23 MATTHEW STRUCK
 24 (6940N) RAB
 Date Taken: July 27, 2022
 25 Proofed by: AB

1 I FURTHER CERTIFY that I did administer the oath
 2 to the witness herein prior to the taking of this
 deposition; that I did thereafter report in
 3 stenographic shorthand the questions and answers set
 forth herein, and the foregoing is a true and correct
 4 transcript of the proceeding had upon the taking of
 this deposition to the best of my ability.
 5 I FURTHER CERTIFY that I am neither employed by
 nor related to nor contracted with (unless excepted
 6 by the rules) any of the parties or attorneys in this
 case, and that I have no interest whatsoever in the
 7 final disposition of this case in any court.
 8
 9
 10
 11
 12
 13 _____
 14 Robin A. Brazil, RPR
 BEAN & ASSOCIATES, INC.
 201 Third Street, NW, Suite 1630
 15 Albuquerque, New Mexico 87102
 Certified Court Reporter NM #154
 License Expires: 12/31/22
 16
 17
 18 (6940N) RAB
 19 Date Taken: July 27, 2022
 20 Proofread by: AB
 21
 22
 23
 24
 25

1 DATE DELIVERED: _____
 2 STANLEY WOODWARD, JR.
 3 BRAND WOODWARD LAW
 4 202.302.7049
 5 RE: State of NM vs. Griffin
 DEPOSITION OF: MATTHEW STRUCK
 6 DATE TAKEN: July 27, 2022
 7 Dear MR. WOODWARD:
 8 At the time of the above deposition/sworn statement,
 it was requested that the witness read and sign
 his/her transcript.
 9
 10 Enclosed is your copy of the transcript with the
 original signature page. Please ask the
 witness to read the transcript, make any
 11 corrections on the signature page, and return
 the original signature page to our Albuquerque
 12 office.
 13 Enclosed is your copy of the transcript. Please
 read it, note any corrections on the signature
 page, and return the original signature page to
 our Albuquerque office. You may keep the
 transcript for your files.
 14
 15 The transcript is now ready to review. Please
 contact our Albuquerque office, 505-843-9494,
 16 to make arrangements to have the transcript
 read and signed. If you are outside the
 Albuquerque area, please call 800-669-9492.
 17
 18 The transcript is now ready for review. Please
 remit payment in the amount of \$ _____ to our
 19 Albuquerque office. As soon as payment is
 received, your transcript will be delivered.
 20 If you choose not to pay, please contact our
 Albuquerque office, 505-843-9494, to make
 21 arrangements for signature.
 22 Trial in this matter is set for _____. If
 23 the transcript has not been read and signed
 before that date, the original will be filed
 24 without a signature.
 25

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____ Other: The transcript of this deposition is attached to the email. Please have your client read his transcript and sign the attached signature-correction page.

The New Mexico Rules of Civil Procedure provide the witness 30 days in most instances from the receipt of this letter to read and sign his/her transcript. If he/she has not read and signed the transcript in that time, we will file the original transcript without the signature page.

Sincerely,

BEAN & ASSOCIATES, INC.

(6940N) RAB

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RECEIPT

JOB NUMBER: 6940N RAB July 27, 2022

WITNESS NAME: MATTHEW STRUCK

CASE CAPTION: State of NM vs. Griffin

ATTORNEY: CHRISTOPHER A. DODD

DOCUMENT: Transcript / Exhibits / Disks / Other ____

DATE DELIVERED: _____ DEL'D BY: _____

REC'D BY: _____ TIME: _____

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1 FIRST JUDICIAL DISTRICT COURT
2 COUNTY OF SANTA FE
3 STATE OF NEW MEXICO

4 NO: D-101-CV-2022-00473

5 STATE OF NEW MEXICO, ex rel., MARCO
6 WHITE, MARK MITCHELL, and LESLIE
7 LAKIND,

8 Plaintiffs,

9 vs.

10 COUY GRIFFIN,

11 Defendant.

12 CERTIFICATE OF COMPLETION OF DEPOSITION

13 I, ROBIN A. BRAZIL, New Mexico CCR #154, DO
14 HEREBY CERTIFY that on August 5, 2022, volume 2 of
15 the deposition of MATTHEW STRUCK was taken before me
16 at the request of, and sealed original thereof
17 retained by:

18 CHRISTOPHER A. DODD
19 DODD LAW OFFICE, LLC
20 20 First Plaza, Suite 700
21 Albuquerque, New Mexico 87102

22 I FURTHER CERTIFY that copies of this
23 certificate have been mailed or delivered to all
24 counsel, and parties to the proceedings not
25 represented by counsel, appearing at the taking of
the deposition.

I FURTHER CERTIFY that examination of this
transcript and signature of the witness were required
by the witness and all parties present. On
August 9, 2022, a letter was mailed or delivered
to ~~STANLEY~~ STANLEY WOODWARD, JR., regarding obtaining
signature of the witness, and corrections, if any,
were appended to the original and each copy of the
deposition.

I FURTHER CERTIFY that the recoverable cost of
the original and one copy of the deposition,
including exhibits, to CHRISTOPHER A. DODD is
\$ _____.

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I FURTHER CERTIFY that I did administer the oath to the witness herein prior to the taking of this deposition; that I did thereafter report in stenographic shorthand the questions and answers set forth herein, and the foregoing is a true and correct transcript of the proceeding had upon the taking of this deposition to the best of my ability.

I FURTHER CERTIFY that I am neither employed by nor related to nor contracted with (unless excepted by the rules) any of the parties or attorneys in this case, and that I have no interest whatsoever in the final disposition of this case in any court.

Robin A. Brazil

Robin A. Brazil, RPR
BEAN & ASSOCIATES, INC.
201 Third Street, NW, Suite 1630
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Certified Court Reporter NM #154
License Expires: 12/31/22

(7055N) RAB
Date Taken: August 5, 2022
Proofread by: AB

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