

NechelesLaw, LLP

1120 Avenue of the Americas
New York, NY 10036

Susan Necheles
[REDACTED]
[REDACTED]

April 27, 2023

By Email

Susan Hoffinger, Esq.
Catherine McCaw, Esq.
New York County District Attorney's Office
1 Hogan Place, [REDACTED]
New York, NY 10013
[REDACTED]

Re: *People v. Donald Trump*, Ind. No. 71543-23

Dear ADAs Hoffinger and McCaw,

Pursuant to New York Criminal Procedure Law ("CPL") § 200.95 we request a Bill of Particulars on behalf of Donald J. Trump. We are entitled to this Bill of Particulars because the factual information sought by these requests is needed by the defense to adequately prepare and conduct the defense in this case. Specifically, the requests seek factual information that is not recited in either the indictment or the People's statement of facts and which pertains to the offenses charged. *See* CPL § 200.95(1)(a). Pursuant to CPL § 200.95(2), within fifteen (15) days of service of this request please serve upon the undersigned and file with the Court a Bill of Particulars specifying the following items of factual information for each count of the indictment:

For each count of the Indictment:

1. Describe the substance of Donald J. Trump's conduct and specify as to each offense charged:
2. Specify the criminal statute (*i.e.*, "other crime") which Donald J. Trump is alleged to have committed or intended to commit or to aid or conceal the commission thereof by means of the allegedly false business record;
 - a. If the "other crime" you are relying on is N.Y. Elec. Law § 17-152, please identify (i) what are the "unlawful means," and (ii) who are the other members of the alleged conspiracy.

- b. If the “other crime” is a tax crime, identify the tax returns which were intended to be incorrect or false and specify the manner in which they were intended to be false or incorrect.
- 3. Identify the person or entity who Donald J. Trump is alleged to have intended to defraud by means of the allegedly false business record; and
- 4. Identify what Donald J. Trump intend to defraud from the person or entity identified in response to item 1(b).

Respectfully,

/s/

Susan R. Necheles, Esq.
Gedalia Stern, Esq.
NechelesLaw, LLP.

Todd Blanche, Esq.
Blanche Law, P.C.

Joseph Tacopina, Esq.
Law Offices of Tacopina, Seigel & Deoreo