

SUPREME COURT OF THE STATE OF NEW
YORK COUNTY OF NEW YORK

THE PEOPLE OF THE STATE OF NEW YORK,

- against -

DONALD J. TRUMP,

Defendant.

Index No. 71543-23

**AFFIRMATION OF TODD
BLANCHE IN SUPPORT OF
PRESIDENT DONALD J.
TRUMP'S MOTION TO
COMPEL COMPLIANCE WITH
SUBPOENA *DUCES TECUM***

Todd Blanche, a partner at the law firm Blanche Law PLLC, duly admitted to practice in the courts of the State of New York, hereby affirms the following to be true under penalties of perjury:

1. I represent President Donald J. Trump in this matter and submit this affirmation and the accompanying memorandum of law in support of President Trump's motion to compel to compliance with the subpoena *duces tecum* issued to Stephanie Clifford, a/k/a "Stormy Daniels," on March 18, 2024.

2. This affirmation and the accompanying memorandum of law and exhibits are submitted upon my personal knowledge or upon information and belief, the source of which is my communications with prosecutors and with other counsel, my review of the documents in the case file, a review of the available discovery, and an independent investigation into the facts of this case.

3. Attached as Exhibit 1 is a true and accurate copy of DANY's March 12, 2024 response to the defense discovery requests concerning the "Stormy" documentary.

4. Attached as Exhibit 2 is a true and accurate of my email correspondence with Stephanie Clifford's counsel on March 11 and March 12, 2024.

5. Attached as Exhibit 3 is a true and accurate copy of the sworn affidavit of service dated March 19, 2024, provided by the private process server retained by defense counsel to serve the March 18, 2024 subpoena *duces tecum* on Stephanie Clifford.

6. Attached as Exhibit 4 is a true and accurate copy of the sworn affidavit of service, as amended on March 21, 2024, by the private process server.

7. Attached as Exhibit 5 is a true and accurate copy of the photo provided by the private process server.

8. Attached as Exhibit 6 is a true and accurate copy of my co-counsel's correspondence with Stephanie Clifford's counsel on March 20, 2024.

9. Attached as Exhibit 7 is a true and accurate copy of the response received from Stephanie Clifford's counsel on March 20, 2024.

10. Attached as Exhibit 8 is a true and accurate copy of the letter submitted by Stephanie Clifford's counsel to the Court on April 9, 2024.

11. Attached as Exhibit 9 is a true and accurate copy of the *DailyMail.com* article published on March 19, 2024, entitled "Stormy Daniels leaves LGBTQ bar after screening of her documentary Trump's lawyers said could prejudice hush-money case."

12. Attached as Exhibit 10 is a true and accurate excerpt from the transcript of the October 20, 2022 virtual proceedings before Your Honor in *People v. The Trump Corp*, Ind. No. 1473-21.

WHEREFORE, for the reasons set forth in the accompanying memorandum of law, President Trump respectfully submits that the Court should order Clifford to produce documents responsive to the subpoena *duces tecum*, as modified.

Dated: April 12, 2024
New York, New York

By: /s/ Todd Blanche
Todd Blanche
Blanche Law PLLC
99 Wall Street, Suite 4460
New York, NY 10005
212-716-1250
toddblanche@blanchelaw.com

Attorney for President Donald J. Trump

EXHIBIT 1



ALVIN L. BRAGG, JR.
DISTRICT ATTORNEY

DISTRICT ATTORNEY
COUNTY OF NEW YORK
ONE HOGAN PLACE
New York, N. Y. 10013
(212) 335-9000

March 12, 2024

VIA EMAIL

Todd Blanche
Emil Bove
Blanche Law
99 Wall Street, Suite 4460
New York, NY 10005

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

Dear Todd and Emil,

We write in response to your March 11, 2024 letter seeking further documents and information relating to [REDACTED] which we produced to you on March 4, 2024 after having received it from NBCUniversal pursuant to subpoena. In addition to producing [REDACTED] on March 6, 2024 we also produced to you [REDACTED] which we were not required to disclose under CPL § 245.20(1), but which we disclosed in an exercise of the People's discretion pursuant to the presumption of openness specified in CPL § 245.20(7).

We have produced all discoverable materials in our possession, custody or control relating to the documentary. However, we were informed today by [REDACTED]

We are also informed that you have emailed trial subpoenas to both counsel for Ms. Daniels and counsel for NBCUniversal for a broad range of documents relating to [REDACTED]. We believe that in accordance with the Court's Order of March 1, 2024, you are required to advise the Court of these trial subpoenas and any others you have issued since December 18, 2023.

We remain, as always, committed to complying with our continuing discovery obligations in every respect, including by producing materials required to be disclosed pursuant to CPL § 245.20(1)(k) and CPL § 245.60. To the extent any such additional materials become available, we will provide them to you.

Sincerely,


Susan Hoffinger

Assistant District Attorney

cc: Susan Necheles, Esq.

EXHIBIT 2

From: [Todd Blanche](#)
To: [cbrewster](#) [REDACTED]
Cc: [Emil Bove](#); [Daniel Sitko](#)
Subject: FW: Subpoena - People v. Trump, 71543/23
Date: Tuesday, March 12, 2024 9:56:14 AM
Attachments: [2024.03.11 Clifford Subpoena.pdf](#)

Good morning Mr. Brewster,

I will assume by your silence that you are not authorized to accept service of the above subpoena on behalf of Ms. Clifford.

Please feel free to call me if I am wrong. Otherwise, we will proceed with personal service.

Thank you,
Todd

Todd Blanche

Blanche Law

99 Wall Street
Suite 4460
New York NY, 10005
212-716-1250
<https://www.BlancheLaw.com>

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From: Todd Blanche
Sent: Monday, March 11, 2024 11:11 AM
To: [cbrewster](#) [REDACTED]
Cc: [Emil Bove](#) [REDACTED] [Daniel Sitko](#) [REDACTED]
Subject: Subpoena - People v. Trump, 71543/23

Mr. Brewster,

I represent the defendant in the above case, scheduled for trial on March 25, 2024. Enclosed please find a subpoena for documents from Ms. Clifford. Can you please let us know if continue to represent Ms. Clifford and if you are authorized to accept service of this subpoena on her behalf?

If helpful to talk, please let me know a convenient time.

Thank you,
Todd

Todd Blanche

Blanche Law

99 Wall Street

Suite 4460

New York NY, 10005

212-716-1250

<https://www.BlancheLaw.com>

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SUPREME COURT OF THE STATE OF NEW YORK
COUNTY OF NEW YORK

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: THE PEOPLE OF THE STATE OF NEW :
: YORK, :
: :
: - against - : Index No. 71543-23
: :
: DONALD J. TRUMP, : **SUBPOENA DUCES TECUM**
: :
: Defendant. :
: :
----- x

IN THE NAME OF THE PEOPLE OF THE STATE OF NEW YORK

To: Stephanie Clifford
c/o Clark Brewster


YOU ARE HERBEY COMMANDED, all business and excuses being laid aside, to produce, at the Supreme Court of the State of New York, of the County of New York, Part 59, 100 Centre Street, New York N.Y., 10013, on or before March 20, 2024, at 10:00 a.m., the Documents responsive to the Requests set forth below.

DEFINITIONS

1. “Documents” means communications, electronically stored information, writings, drawings, graphs, charts, photographs, sound recordings, images, and other data or data compilations stored in any medium from which information can be obtained directly, or, if necessary, after translation by the responding party into a reasonably usable form. Documents also includes any draft or non-identical copy of any of the foregoing materials.
2. “Documentary” means the film entitled “Stormy,” which was screened at the South by Southwest conference on March 8, 2024, is scheduled to be released on the Peacock streaming service on March 18, 2024, and is discussed at <https://www.imdb.com/title/tt31169602>.

INSTRUCTIONS

1. This subpoena covers all Documents in or subject to your possession, custody or control, including all Documents that are not in your immediate possession but that you have the effective ability to obtain, that are responsive, in whole or in part, to any of the individual requests set forth below.
2. To the extent there are no responsive Documents to a particular Request, please indicate that in your response. If a Document once existed and has been lost, destroyed, or is otherwise missing, please provide sufficient information to identify the Document and the details concerning its non-existence.
3. To the extent that a Document otherwise responsive to any of the Requests is withheld on the ground(s) that it is subject to a privilege, please provide a log that identifies each such document and the specific reason for which it is being withheld in sufficient detail to allow assessment of the validity of the withholding.
4. If you redact any portion of a Document, please provide the reason for the redaction in sufficient detail to allow assessment of the validity of the claimed need for redaction.

REQUESTS

1. Please provide all Documents that relate to the Documentary and one or more of the following topics:
 - a. The premiere of the Documentary;
 - b. The release date of the Documentary;
 - c. Editing of the Documentary;
 - d. Promotion of the Documentary;
 - e. Marketing of the Documentary;

- f. Any form of compensation relating to the Documentary;
 - g. Any rights to the Documentary maintained by Stephanie Clifford
 - h. Agreements between Ms. Clifford and NBCUniversal or any of its affiliates;
 - i. The Manhattan District Attorney's Office;
 - j. District Attorney Alvin Bragg;
 - k. Susan Hoffinger;
 - l. Rebecca Mangold;
 - m. Joshua Steinglass;
 - n. Matthew Colangelo;
 - o. The trial in *People v. Trump*, Indictment Number 71543-23, involving charges filed by the Manhattan District Attorney's Office;
 - p. Michael Cohen; and
 - q. Donald J. Trump.
2. For the period between April 2023 to the present, please provide all Documents relating to communications with the following: Michael Cohen or his representatives; Karen McDougal; Elizabeth Jean Carroll; Jessica Leeds; or Natasha Stoyhoff.
 3. For the period from April 2018 to the present, please provide all Documents relating to communications with the U.S. Attorney's Office for the Southern District of New York.

Dated: March 11, 2024

By: /s/ Todd Blanche
Todd Blanche
Emil Bove
Blanche Law PLLC
99 Wall Street, Suite 4460
New York, NY 10005
212-716-1260
toddblanche@blanchelaw.com

Attorneys for President Donald J. Trump

EXHIBIT 3

SUPREME COURT FOR THE COUNTY OF NEW YORK, STATE OF NEW YORK

The People of the State of New York

Plaintiff

Index No.: 71543-23

vs.

Donald J. Trump

Defendant

AFFIDAVIT OF SERVICE

State of New York, County of New York ss:

I, Dominic DellaPorte, a Private Process Server, being duly sworn, depose and say:

That I am over the age of eighteen years and not a party to or otherwise interested in this matter.

That I have been duly authorized to make service of the Subpoena Duces Tecum and Witness fee check in the amount of \$15.00 in the above entitled case.

That on 03/18/2024 at 5:54 PM, I personally served Stephanie Clifford a/k/a "Stormy Daniels" with the Subpoena Duces Tecum and Witness fee check in the amount of \$15.00 at 3 Dollar Bill, 260 Meserole Street, Brooklyn, New York 11206.

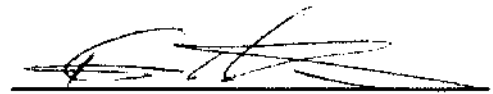
Stephanie Clifford a/k/a "Stormy Daniels" is described herein as:

Gender: Female Race/Skin: White Age: 45 Weight: 145 Height: 5'7" Hair: Blonde Glasses: No

I solemnly affirm under the penalties of perjury that the contents of this document are true to the best of my knowledge, information, and belief.

MARCH 19, 2024
Executed On




Dominic DellaPorte

Client Ref Number: N/A
Job #: 1633328

SUPREME COURT OF THE STATE OF NEW YORK
COUNTY OF NEW YORK

----- X
: THE PEOPLE OF THE STATE OF NEW :
: YORK, :
: - against - : Index No. 71543-23
: DONALD J. TRUMP, : **SUBPOENA *DUCES TECUM***
: Defendant. :
: :
----- X

IN THE NAME OF THE PEOPLE OF THE STATE OF NEW YORK

To: Stephanie Clifford
a/k/a "Stormy Daniels"

YOU ARE HERBEY COMMANDED, all business and excuses being laid aside, to produce, at the Supreme Court of the State of New York, of the County of New York, Part 59, 100 Centre Street, New York N.Y., 10013, on or before March 29, 2024, at 10:00 a.m., the Documents responsive to the Requests set forth below.

The requirements of this subpoena *duces tecum* may be met by delivery of the responsive Documents by email or overnight delivery service, provided that it is received on or before the return date set forth herein.

DEFINITIONS

1. "Documents" means communications, electronically stored information, writings, drawings, graphs, charts, photographs, sound recordings, images, and other data or data compilations stored in any medium from which information can be obtained directly, or, if necessary, after translation by the responding party into a reasonably usable form. Documents also includes any draft or non-identical copy of any of the foregoing materials.
2. "Documentary" means the film entitled "Stormy," which was screened at the South by Southwest conference on March 8, 2024, is scheduled to be released on the Peacock streaming service on March 18, 2024, and is discussed at <https://www.imdb.com/title/tt31169602>.

INSTRUCTIONS

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3. To the extent that a Document otherwise responsive to any of the Requests is withheld on the ground(s) that it is subject to a privilege, please provide a log that identifies each such document and the specific reason for which it is being withheld in sufficient detail to allow assessment of the validity of the withholding.
4. If you redact any portion of a Document, please provide the reason for the redaction in sufficient detail to allow assessment of the validity of the claimed need for redaction.

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 - a. The premiere of the Documentary;
 - b. The release date of the Documentary;
 - c. Editing of the Documentary;
 - d. Promotion of the Documentary;
 - e. Marketing of the Documentary;

- f. Any form of compensation relating to the Documentary;
 - g. Any rights to the Documentary maintained by Stephanie Clifford
 - h. Agreements between Ms. Clifford and NBCUniversal or any of its affiliates;
 - i. The Manhattan District Attorney's Office;
 - j. District Attorney Alvin Bragg;
 - k. Susan Hoffinger;
 - l. Rebecca Mangold;
 - m. Joshua Steinglass;
 - n. Matthew Colangelo;
 - o. The trial in *People v. Trump*, Indictment Number 71543-23, involving charges filed by the Manhattan District Attorney's Office;
 - p. Michael Cohen; and
 - q. Donald J. Trump.
2. For the period between April 2023 to the present, please provide all Documents relating to communications with the following: Michael Cohen or his representatives; Karen McDougal; Elizabeth Jean Carroll; Jessica Leeds; or Natasha Stoyhoff.
3. For the period from April 2018 to the present, please provide all Documents relating to communications with the U.S. Attorney's Office for the Southern District of New York.

Dated: March 18, 2024

By: /s/ Todd Blanche
Todd Blanche
Emil Bove
Blanche Law PLLC
99 Wall Street, Suite 4460
New York, NY 10005
212-716-1260
toddblanche@blanchelaw.com

Attorneys for President Donald J. Trump

EXHIBIT 4

SUPREME COURT FOR THE COUNTY OF NEW YORK, STATE OF NEW YORK

The People of the State of New York

Plaintiff

Index No.: 71543-23

vs.

Donald J. Trump

Defendant

AMENDED AFFIDAVIT OF SERVICE

State of New York, County of New York ss:

I, Dominic DellaPorte, a Private Process Server, being duly sworn, depose and say:

That I am over the age of eighteen years and not a party to or otherwise interested in this matter.

That I have been duly authorized to make service of the Subpoena Duces Tecum and Witness fee check in the amount of \$15.00 in the above entitled case.

That on 03/18/2024 at 5:54 PM, I personally served Stephanie Clifford a/k/a "Stormy Daniels" with the Subpoena Duces Tecum and Witness fee check in the amount of \$15.00 at 3 Dollar Bill, 260 Meserole Street, Brooklyn, New York 11206.

Stephanie Clifford a/k/a "Stormy Daniels" is described herein as:

Gender: Female Race/Skin: White Age: 45 Weight: 145 Height: 5'7" Hair: Blonde Glasses: No

That in addition to the service noted above, prior to perfecting service, I arrived at the 3 Dollar Bill, 260 Meserole Street, Brooklyn, New York 11206 at around 5:00 PM. Accordingly, I situated myself around some news-station employees and press, totaling around three to four other people. I waited there, and observed that the doors to the event opened at 5:30 PM. At around 5:53 PM, I saw a vehicle which looked to be a ride-share/Uber pull up in front, with Stephanie Clifford a/k/a "Stormy Daniels" in tow. As she was exiting and walking up to the venue, I observed a man behind her, who was likely with her team. Accordingly, I advised Stephanie Clifford a/k/a "Stormy Daniels" what I had and why I was there, and read the case caption information to her, and presented the paperwork to her, which she did not take in hand and I left them at her feet in her presence. At which time, I stated she was served as I identified her and explained to her what the documents were. She did not acknowledge me and kept walking inside the venue, and she had no expression on her face. After this time, I left the event.

I solemnly affirm under the penalties of perjury that the contents of this document are true to the best of my knowledge, information, and belief.

MARCH 21, 2024
Executed On





Dominic DellaPorte

Client Ref Number:N/A
Job #: 1633328

SUPREME COURT OF THE STATE OF NEW YORK
COUNTY OF NEW YORK

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	:	
THE PEOPLE OF THE STATE OF NEW	:	
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	:	
- against -	:	Index No. 71543-23
	:	
DONALD J. TRUMP,	:	SUBPOENA <i>DUCES TECUM</i>
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 - g. Any rights to the Documentary maintained by Stephanie Clifford
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 - i. The Manhattan District Attorney's Office;
 - j. District Attorney Alvin Bragg;
 - k. Susan Hoffinger;
 - l. Rebecca Mangold;
 - m. Joshua Steinglass;
 - n. Matthew Colangelo;
 - o. The trial in *People v. Trump*, Indictment Number 71543-23, involving charges filed by the Manhattan District Attorney's Office;
 - p. Michael Cohen; and
 - q. Donald J. Trump.
2. For the period between April 2023 to the present, please provide all Documents relating to communications with the following: Michael Cohen or his representatives; Karen McDougal; Elizabeth Jean Carroll; Jessica Leeds; or Natasha Stoyloff.
 3. For the period from April 2018 to the present, please provide all Documents relating to communications with the U.S. Attorney's Office for the Southern District of New York.

Dated: March 18, 2024

By: /s/ Todd Blanche
Todd Blanche
Emil Bove
Blanche Law PLLC
99 Wall Street, Suite 4460
New York, NY 10005
212-716-1260
toddblanche@blanchelaw.com

Attorneys for President Donald J. Trump

EXHIBIT 5

Crop



EXHIBIT 6

From: [Emil Bove](#)
To: [cbrewster](#) [REDACTED]
Cc: [Todd Blanche](#)
Subject: RE: Subpoena - People v. Trump, 71543/23
Date: Wednesday, March 20, 2024 12:00:00 PM
Attachments: [2024.03.18 Clifford Subpoena.pdf](#)

Mr. Brewster,

Attached is a courtesy copy of the subpoena that was served on Ms. Clifford on Monday. The subpoena is returnable on March 29. We would be happy to discuss beforehand if you would like.

Thanks,
Emil

From: Todd Blanche
Sent: Tuesday, March 12, 2024 9:56 AM
To: [cbrewster](#) [REDACTED]
Cc: Emil Bove [REDACTED] Daniel Sitko [REDACTED]
Subject: FW: Subpoena - People v. Trump, 71543/23

Good morning Mr. Brewster,

I will assume by your silence that you are not authorized to accept service of the above subpoena on behalf of Ms. Clifford.

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Thank you,
Todd

Todd Blanche

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From: Todd Blanche

Sent: Monday, March 11, 2024 11:11 AM

To: [cbrewster](#) [REDACTED]

Cc: Emil Bove [REDACTED] Daniel Sitko <[REDACTED]>

Subject: Subpoena - People v. Trump, 71543/23

Mr. Brewster,

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Dated: March 18, 2024

By: /s/ Todd Blanche
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Emil Bove
Blanche Law PLLC
99 Wall Street, Suite 4460
New York, NY 10005
212-716-1260
toddblanche@blanchelaw.com

Attorneys for President Donald J. Trump

EXHIBIT 7

From: [Clark Brewster](#)
To: [Emil Bove](#)
Subject: Re: Subpoena - People v. Trump, 71543/23
Date: Wednesday, March 20, 2024 12:40:04 PM

Ms Daniels was not served any papers. Any representation to the contrary would be false.

Sent from my iPhone

On Mar 20, 2024, at 12:01 PM, Emil Bove [REDACTED] wrote:

Mr. Brewster,

Attached is a courtesy copy of the subpoena that was served on Ms. Clifford on Monday. The subpoena is returnable on March 29. We would be happy to discuss beforehand if you would like.

Thanks,
Emil

From: Todd Blanche
Sent: Tuesday, March 12, 2024 9:56 AM
To: [cbrewster](#) [REDACTED]
Cc: Emil Bove <[REDACTED]> Daniel Sitko
[REDACTED]
Subject: FW: Subpoena - People v. Trump, 71543/23

Good morning Mr. Brewster,

I will assume by your silence that you are not authorized to accept service of the above subpoena on behalf of Ms. Clifford.

Please feel free to call me if I am wrong. Otherwise, we will proceed with personal service.

Thank you,
Todd

Todd Blanche

Blanche Law

99 Wall Street
Suite 4460
New York NY, 10005
212-716-1250

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From: Todd Blanche

Sent: Monday, March 11, 2024 11:11 AM

To: [cbrewster](#) [REDACTED]

Cc: Emil Bove [REDACTED] Daniel Sitko

Subject: Subpoena - People v. Trump, 71543/23

Mr. Brewster,

I represent the defendant in the above case, scheduled for trial on March 25, 2024. Enclosed please find a subpoena for documents from Ms. Clifford. Can you please let us know if continue to represent Ms. Clifford and if you are authorized to accept service of this subpoena on her behalf?

If helpful to talk, please let me know a convenient time.

Thank you,
Todd

Todd Blanche

Blanche Law

99 Wall Street
Suite 4460
New York NY, 10005
212-716-1250

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<2024.03.18 Clifford Subpoena.pdf>

EXHIBIT 8

April 9, 2024

VIA EMAIL ONLY
[REDACTED]

Justice Juan Merchan
New York County Supreme Court
100 Centre Street, Room 1602
Courtroom: Part 59
New York, NY 10013

RE: *People of the State of New York v. Trump*
Index No. 71543-23

Dear Justice Merchan:

My office has been notified of Counsel for Trump's pre-motion letter seeking to compel Request Nos. 1 and 2 of the subpoena submitted for enforcement. Exhibit A to Mr. Blanche's Pre-Motion Letter dated April 5, 2024. At my request counsel for the People emailed to me the filed version of the Blanche letter. Contrary to Mr. Blanche's representations to the Court, he did not email the letter to my attention. The undersigned is personal legal counsel to Stephanie Clifford a.k.a. Stormy Daniels (hereafter "Ms. Daniels"). Stormy Daniels is an out-of-state resident and non-party who is identified as a witness in this matter. Stormy Daniels does not reside in the State of New York.

On behalf of Ms. Daniels, I request that the pre-motion letter be denied and the subject subpoena be quashed.

Mr. Blanche seeks to enforce the subpoena¹ pursuant to CPL § 610.20(3). To sustain any subpoena, the issuing party must show that "evidence sought is reasonably likely to be relevant and material to the proceedings, and the subpoena is not broad or unreasonably burdensome." CPL § 610.20(4).

¹ Respondent Daniels disputes that the subpoena was ever "served" upon her and the affidavit of Mr. DellaPorte (Ex. B to Mr. Blanche's Pre-Motion Letter dated April 5, 2024) does not support the conclusion that she was personally served. She is not in possession of the subpoena or the check.

The subpoena is an unwarranted fishing expedition concerning matters that are neither relevant nor material to the guilt or innocence of the defendant on the eve of trial. Mr. Blanche represents that he served Ms. Daniels on March 18, 2024, less than a month before the scheduled trial. The subpoena seeks documents concerning the premiere, release date, editing, promotion, and marketing of a documentary called “Stormy,” which recently premiered on NBC Universal’s Peacock network, and any agreement thereto between NBC and Ms. Daniels. (No. 1) The subpoena further seeks communications for the past year between Ms. Daniels and numerous private citizens. (No. 2).

The requested documents are “sought solely in the speculative hope of finding possible ‘impeachment of witnesses’ general credibility” *People v. Duran*, 32 Misc. 3d 225, 229, 921 N.Y.S.2d 826, 830 (Crim. Ct. 2011) quoting *People v. Gissendanner*, 48 N.Y.2d 543, 423 N.Y.S.2d 893, 399 N.E.2d 924 [1979]). As such, the requests are improper and should be quashed.

Mr. Blanche’s letter does not overcome his burden to at least allege that “evidence sought is reasonably likely to be relevant and material to the proceedings, and the subpoena is not overbroad or unreasonably burdensome.” CPL § 610.20(4).

With regard to Request No. 1, this Court has previously reviewed the same language found in a subpoena issued by the defendant to NBC Universal. This Court quashed the subpoena in its entirety, recognizing that “the instant subpoena is far too broad and seeks general discovery.” The subpoena seeks “all” documents, including but not limited to vague and overbroad requests for “the trial in *People v. Trump*, Indictment Number 71543-23.” Order granting NBC Universal’s Motion to Quash dated April 5, 2024. Mr. Blanche’s letter does not attempt to overcome this judicial finding. Consistent with the Court’s previous finding and the law of the case, the Court should also quash Request No. 1 in the instant subpoena.

Request No. 2 should suffer the same fate. Mr. Blanche seeks evidence of communications between several individuals and Ms. Daniels, some of whom are “women who have sought to monetize sexual assault claims” against Defendant Trump, alleging that Ms. Daniels has a “motive and intent to do the same through false testimony.” And that Defendant Trump is entitled to this “evidence of bias, motive and hostility.”

Such evidence is neither relevant nor material to the guilt or innocence of the defendant. It is sought solely in the speculative hope of finding possible “impeachment of witnesses’ general credibility.” *People v. Duran, supra*. The matter is collateral at best and the subpoena seeks extrinsic evidence for the sole purpose of impeaching her credibility. *See People v. Schwartzman*, 24 N.Y.2d 241, 245, 247 N.E.2d 642, 644 (1969) (“The use of this documentary evidence during cross-examination [] constitutes impermissible use of extrinsic evidence on collateral matters.”).

Justice Juan Merchan
New York County Supreme Court
April 9, 2024
Page 3

The Court should not hesitate to deny Defendant Trump's pre-motion letter request to file a motion to compel. This process--instituted on the eve of trial--appears calculated to cause harassment and/or intimidation of a lay witness rather than seek admissible evidence for use at trial.

Sincerely,

A handwritten signature in black ink, appearing to be 'C. Brewster', with a horizontal line above the name.

Clark O. Brewster

cc. Todd Blanche *via* Email
DANY Attorneys of Record

EXHIBIT 9

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EXCLUSIVE Stormy Daniels leaves LGBTQ bar after screening of her documentary Trump's lawyers said could prejudice hush-money case

- DailyMail.com captured Stormy Daniels leaving a Brooklyn club that screened her new documentary on Monday evening
- Comes hours after Justice Juan Merchan rejected Trump's bid to block testimony from Daniels, Karen McDougal and Michael Cohen
- Merchan ruled prosecutors could not play 2016 Access Hollywood tape

By KATELYN CARALLE, U.S. POLITICAL REPORTER FOR DAILYMAIL.COM IN WASHINGTON, DC and REUTERS

PUBLISHED: 08:45 EDT, 19 March 2024 | UPDATED: 16:20 EDT, 19 March 2024

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Stormy Daniels attended a showing of her documentary at an LGBTQ club in Brooklyn on Monday evening after a judge ruled she could testify at his upcoming hush money trial.

Manhattan Justice Juan Merchan ruled Monday that porn star Daniels, whose real name is Stephanie Clifford, former Playboy model Karen McDougal and longtime fixer attorney Michael Cohen could all testify in the upcoming documents falsification case.

In the ruling, Merchan did not address a complaint about Daniels documentary Stormy, where she spoke about the hush money payment and Trump's lawyers claim it should be grounds for complete dismissal of the indictment or delay of trial.



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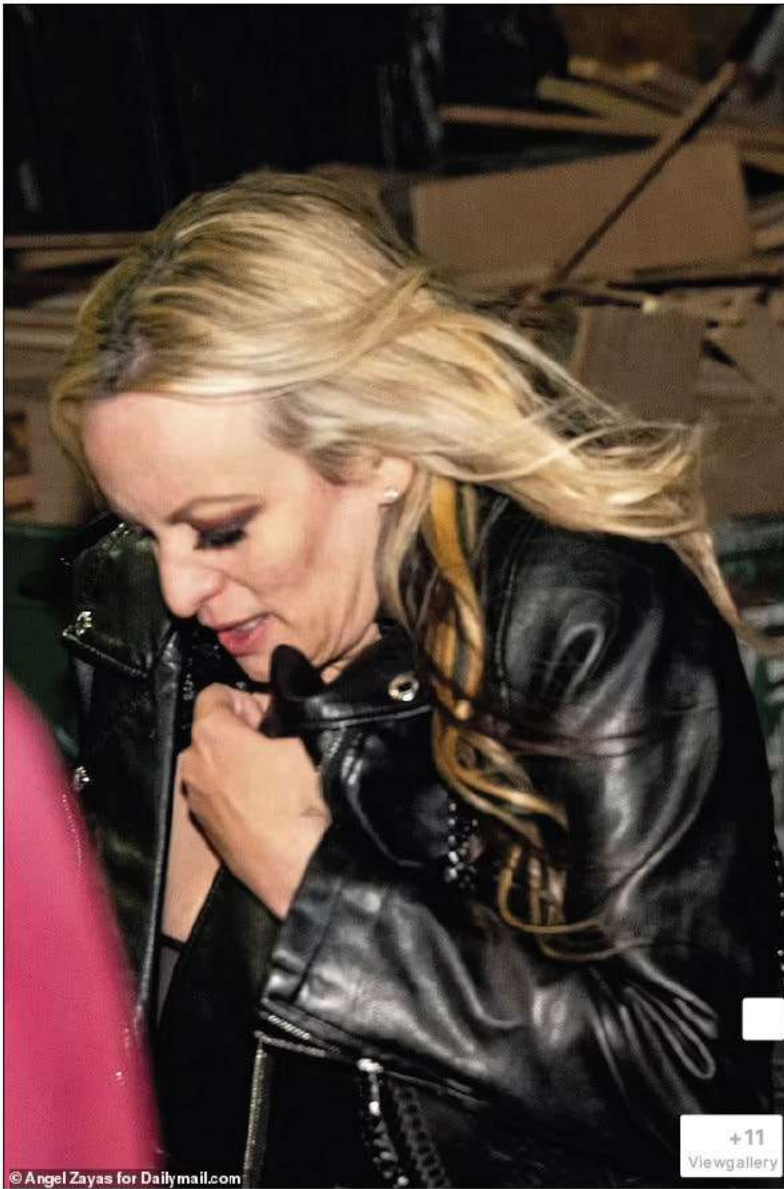


Inside OJ Simpson's final days: How 'frail and unrecognizable' star made pals sign NDAs to visit him before all of his kids gathered at his death bed



Daniels that they claim would be prejudicial to the former president.

In DailyMail.com exclusive photos, Daniels and her small entourage are seen leaving the queer bar 3 Dollar Bill just hours after the ruling on a windy and cold New York evening. The Brooklyn venue hosted a screening of the porn star's documentary Stormy.



© Angel Zayas for DailyMail.com

Stormy Daniels was captured leaving queer bar 3 Dollar Bill in Brooklyn on Monday evening

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Seafood shocker: Warning shrimp and lobster contain dangerous levels of cancer-causing 'forever chemicals' - as types of food most at risk are revealed



Moment Spirit Airlines worker finally snaps at 'Karen' moaning about her flight during boarding pass check



Netflix fans hail 'mind-blowing' new mini series a 'masterpiece' and 'one of the most powerful shows I've ever watched'



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What happened to OJ Simpson's dream team lawyers? The key players in the 'trial of the century' and where they are now



EXCLUSIVE Khloe Kardashian seen after OJ Simpson's death - after being flooded with 'condolences' following conspiracy he was her father



'KENNEDY!' I'll never forget my shock encounter with OJ Simpson... and the three words I raged on behalf of women everywhere that made 'The Juice' turn stone cold



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Average size of women's butts around the world revealed: US fails to crack top 5 and UK is nowhere near top



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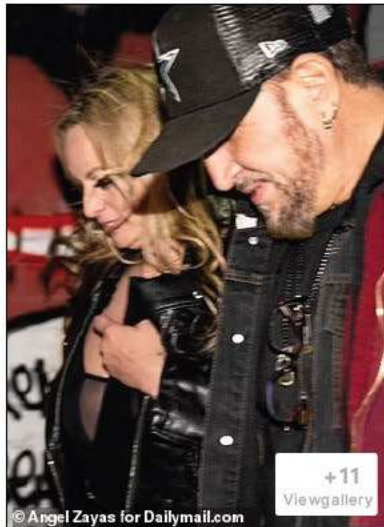
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0:00 / 0:34 Advertisement



Daniels' entourage tried to help her avoid being photographed just hours after a ruling that will allow her to testify in the Manhattan case against Donald Trump alleging he falsified documents related to her hush-money payment



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The Manhattan case charged the former president with falsifying documents related to a hush-money payment Cohen delivered to Daniels' ahead of the 2016 presidential election for her to keep quiet about her alleged affair with Trump in 2006.

Trump last month asked Merchan to block their testimony, arguing Cohen had a history of lying and would likely lie again, and that Daniels would seek to use the trial to monetize her story.

The judge ruled to give McDougal limited ability to testify, which would be discussed at the trial. McDougal also alleged she had an affair with Trump.

A trial was initially scheduled for March 25, but last week was delayed by at least a month due to a last-minute dispute over evidence disclosure. Merchan is expected to decide on a new trial date after a March 25 procedural court hearing.

Biden cancels ANOTHER \$7.4 BILLION in student loan debt: President has now erased \$153 billion for 4.3 million Americans in scheme ripped by critics as a bid to...



Zendaya and Tom Holland put on a very animated display as they lark around following the actress' 'surreal' TV appearance in London



A drag queen father who died of AIDS, a daughter who drowned and years of violence against women: TOM LEONARD reveals dark truths of OJ Simpson's murderous rage



Shocking moment UC Berkeley law students who were invited to Jewish dean's house for dinner turn on him with pro-Palestine rant as his wife begs them to leave



Inside William's close relationship with 'second mum' Carole Middleton as the pair 'enjoy a pub outing together': The Prince of Wales 'confides' in his mother...



Costco member spotted returning vintage item from 2002 under retailer's 'unlimited grace period' - should they be eligible for a refund?



Kanye's ex Julia Fox gives Bianca Censori a run for her money in an X-rated hairy nude print bikini as she models most daring outfit to date



K-Pop star Park Bo Ram dies aged 30 after collapsing at a friend's home - the latest South Korean singer to die young



Sami Sheen, 20, shares VERY racy snap of herself in bed wearing a tiny pink thong to promote her OnlyFans Daughter of Charlie Sheen



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includes Daniels, McDougal and a doorman.

'The evidence and testimony surrounding these individuals is inextricably intertwined with the narrative of events and is necessary background for the jury,' Merchan wrote.

Daniels was out the night after the latest ruling, wearing a leather jacket and trying to avoid being photographed after leaving her documentary screening.

Trailer for 'Stormy shows life of pornstar after affair with Trump



Watch the full video

Trump got the Republican nomination, and that's when s*** got real.

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Family use a drone to find their lost dog... and find it playing with a family of wild BEARS!



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Nutritionist reveals the foods you should eat that could improve your sex life



'Tasteless and disgusting': Kris Jenner was brought to TEARS when rumors of affair with Q.J. Simpson surfaced on anniversary of friend Nicole Brown Simpson's murder



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Alarm over 'strange' illness that has killed four and sickened dozens more in Nigeria



9/11 first responder 'who shot a man dead in a South Carolina Chick-fil-A parking lot after using homophobic slurs' is charged with murder



Anything Bianca Censori can do, Julia Fox can do better! Kayne West's fashion muse ex becomes his



© stormy daniels/myspace

+11
View gallery

Trump's lawyers argue Daniels' film - released one week before jury selection - has statements they claim would be prejudicial to the former president. Trump lost a bid to block testimony from Daniels, Michael Cohen and Karen McDougal at his trial on charges stemming from a hush money payment to Daniels before the 2016 election

Trump pleaded not guilty to 34 counts of falsifying business records to cover up his reimbursement of Cohen for the payment to Daniels. The Republican presidential candidate denies he had a sexual encounter with Daniels.

Cohen pleaded guilty to violating federal campaign finance laws in 2018.

A spokesperson for Manhattan District Attorney Alvin Bragg, whose office charged Trump last year, declined to comment. Trump's lawyers also declined to comment.

The case is one of four criminal indictments Trump faces as he prepares for an expected challenge to Democratic President Joe Biden in the Nov. 5 election.

He has also pleaded not guilty in the other cases, which focus on his efforts to reverse his 2020 loss to Biden and his handling of government documents after leaving office in 2021.

wife's biggest rival by wearing VERY similar looks days apart



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Distressing moment horse is rescued after falling into a Florida pond - before scaring its saviors by suddenly jumping up when it's out the water



On a wing and a prayer! Watch the nail-biting moment hundreds of baby penguins jump from a 50ft ice cliff in Antarctica for their first ever swim - and miraculo...



Inside JK Rowling's strained relationship with Emma Watson and Daniel Radcliffe after author said she wouldn't forgive the stars for their stance in the trans debate



DR MICHAEL MOSLEY: Incredible new health secrets linked to not being able to hold your drink or 'wine blush' - including the cancer you're more at risk of and w...



Jeopardy! fans slam 'loser' contestants for missing the game show's 'easiest question EVER': 'Embarrassing for everyone involved'



REVEALED: The top 35 fastest-growing fast food chains and restaurants in the US - where is your favorite brand on the list?



Trump claimed Daniels, whose real name is Stephanie Clifford, would try and make money from her testimony



Trump last month asked Justice Juan Merchan to block testimony from the trio, arguing Cohen had a history of lying

Michael Cohen shows off Valentine's heart ahead of DA hush money



0:00 / 0:11 [social media icons]



Russia will have 10 TIMES more ammunition than Ukraine in WEEKS if Congress doesn't approve \$60billion aid bill, top U.S. general in Europe warns

Long Island medic says she was raped by fire chief and captain during a birthday party at the station house and now wants \$25million in bombshell lawsuit

Angelina Jolie on how daughter Vivienne, 15, worked on Broadway musical The Outsiders... as they attend opening night with Pax, 20

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The judge also cleared the way for testimony from Karen McDougal, a former Playboy model who says she had an affair with Trump. He denies they had a relationship

In the Manhattan case, prosecutors argue the Daniels payoff was part of a broader 'catch-and-kill' scheme Trump and Cohen hatched to buy the silence of people with negative information about the candidate.

Prosecutors argued the October 2016 payment to Daniels was made as the Trump campaign panicked about his standing with female voters, following the leak of an 'Access Hollywood' tape in which Trump boasted about forcing himself on women.

In a modest victory for Trump, Merchan said prosecutors could ask witnesses about the tape, but agreed with Trump that playing the clip itself for the jury could cause him 'undue prejudice.'

The judge said he may reconsider that ruling 'should the Defense open the door.'



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In a small victory for Trump, Merchan ruled that prosecutors could not show clips from the infamous 2016 Access Hollywood tape because it could cause 'undue prejudice'

- Donald Trump
- Politics
- Gay and Lesbian Rights

Share or comment on this article: Stormy Daniels leaves LGBTQ bar after screening of her documentary Trump's lawyers said could prejudice hush-money case

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Harry Styles and Niall Horan spotted at Augusta National to soak in The Masters Stars attended Day One of the major championship



Angelina Jolie bonds with Alicia Keys at the opening of The Outsiders as the actress reveals she designed some of the 'looks' for the show herself



Penny Lancaster, 53, showcases her endless legs in a thigh-skimming mini as she joins husband Sir Rod Stewart, 79, on glitzy date night at The Ritz



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EXHIBIT 10

SUPREME COURT NEW YORK COUNTY
TRIAL TERM PART 59

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-----x
THE PEOPLE OF THE STATE OF NEW YORK : INDICTMENT #
                                         : 1473-21
                                         :
                                         :
                                         : CHARGE
                                         : SCHEME TO DEFRAUD, ET AL
                                         :
THE TRUMP CORPORATION,                :
TRUMP PAYROLL CORPORATION,            :
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-----x Virtual Proceedings

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Defendants

100 Centre Street
New York, New York 10013
October 20, 2022

B E F O R E:

HONORABLE: JUAN MERCHAN,
JUSTICE OF THE SUPREME COURT

APPEARANCES FOR THE PEOPLE:
ALVIN BRAGG, JR. DISTRICT ATTORNEY BY:
SUSAN HOFFINGER, ESQ. ADA
JOSHUA STEINGLASS, ESQ. ADA
GARY FISHMAN, ESQ. AAG.

FOR THE DEFENDANTS, THE TRUMP ORGANIZATIONS:
ALAN S. FUTERFAS, ESQ.
SUSAN NECHELES, ESQ.
MICHAEL VAN DER VEEN, ESQ.

1 again, it comes down to the definition of in behalf of.

2 A lot of this really turns on that, and I can tell
3 you that I've been working a great deal on that.

4 MR. FUTERFAS: Thank you, your Honor.

5 THE COURT: Anything else on this issue anybody
6 wants to bring up? No.

7 MR. STEINGLASS: No, thank you.

8 THE COURT: So very quickly, let me go through
9 some of the other motions in limine. And bear with me, I'm
10 reading from some notes.

11 So, the People had moved to preclude the defense
12 on the issue of selective prosecution, FTI records, and
13 preventing the defense from claiming these are unusual
14 novel or unprecedented charges.

15 With regard to FTI. If the People are not calling
16 any witnesses from FTI Consulting, or not seeking to
17 introduce any evidence created by FTI Consulting, and if
18 the witnesses they plan on calling have not been influenced
19 by the opinions or work product of FTI Consulting, then the
20 defendants are precluded from producing evidence concerning
21 FTI Consultants and the billing records.

22 With regard to the unusual novel an unprecedented
23 charges issue. Again, the defendants are precluded from
24 remarking during jury selection and in their opening
25 statements that the charges are novel, unusual, or

1 unprecedented. But likewise, the People are directed to
2 refrain from suggesting the charges in this case are
3 ordinary, routine, or common place.

4 Depending on -- of course, that is only during
5 jury selection, opening statements. We don't know what the
6 witnesses are going to say once they are on the witness
7 stand. That could completely open the door or change
8 things.

9 With regard to how the issue of whether these are
10 unprecedented charges or driven by some sort of bias, the
11 defense is correct, a witness's bias can always be
12 explored. And it can always be exploited. We are going to
13 have to draw a real connection between the Trump
14 Organization or Donald Trump himself and any bias that
15 might exist.

16 I'm not sure at this point that based soley on the
17 papers that I read, that you have established that
18 connection.

19 I'll give you the opportunity now, Ms. Necheles,
20 to flesh that out for me a little bit more.

21 But a witness's perceived bias, hostility,
22 interest for or against any party can be explored. The
23 parties should not, however, suggest in the premise of
24 their questions that the witness was targeted based on his
25 or her political associations or beliefs.

1 Should the witness produce the notion she believed
2 she was targeted because of her association with a
3 political figure, the parties will then be given latitude
4 to explore that answer. But, I'm directing both parties to
5 not ask loaded questions and loaded phrases such as
6 political vendetta, political agenda, things of that nature
7 and that should not be incorporated into the premise of the
8 questions on cross examination.

9 Any you question about that?

10 MR. STEINGLASS: No.

11 MS. NECHELES: No, your Honor.

12 MR. FUTERFAS: No.

13 THE COURT: With regard to voir dire, both
14 parties submitted questions which you had suggested I
15 incorporate into the questionnaire.

16 I did incorporate some of them and modified other
17 questions as suggested, and I provided those to all of you,
18 and I think you received those on October fourth.

19 The defense made a Brady demand whereby they moved
20 for all drafts of Allen Weisselberg's plea allocution and
21 all related statements, notes, and documents.

22 The People responded they were not aware of or
23 they were aware of no Brady material, and acknowledged
24 their continuing disclosure obligations.

25 If the People have not already provided a copy of