SELECT COMMITTEE TO INVESTIGATE THE
JANUARY 6TH ATTACK ON THE U.S. CAPITOL,
U.S. HOUSE OF REPRESENTATIVES,
WASHINGTON, D.C.

DEPOSITION OF:  JEREMY BERTINO

Tuesday, April 26, 2022

Washington, D.C.

The deposition in the above matter was held via Webex, commencing at 10:20
a.m.
Appearances:

For the SELECT COMMITTEE TO INVESTIGATE THE JANUARY 6TH ATTACK ON THE U.S. CAPITOL:

PROFESSIONAL STAFF MEMBER, INVESTIGATIVE COUNSEL

For JEREMY BERTINO:

CHRISTOPHER A. WELLBORN
Let’s go on the record at 10:20 a.m.

Good morning. This is the deposition of Jeremy Bertino conducted by the House Select Committee to Investigate the January 6th Attack on the United States Capitol pursuant to House Resolution 503.

This will be a staff-led deposition. The members may choose to join the Webex and ask questions themselves.

At this time, I’d just ask the witness to please state your full name for the record and spell your last name.

The Witness. Jeremy Bertino, Jeremy Joseph Bertino. And the last name is spelled B-e-r-t-i-n-o.

Great. And we met off the record, but my name’s [redacted]. I’m an investigative counsel with the select committee. With me from the select committee staff is [redacted], who’s also an investigative counsel and a lawyer with the committee.

The other folks that you see on the Webex are official reporters and some folks that are helping out with some of the technical and logistical issues with Webex. There are no members currently in attendance at the deposition.

And then at this time, I’ll ask counsel for Mr. Bertino to state his name for the record.

Mr. Wellborn. Sure. Christopher A. Wellborn, W-e-l-l-b-o-r-n.

Great. And then under House deposition rules, neither committee members nor staff may discuss the substance of this testimony today unless the committee approves release.

Also note that under House rules, you may have your attorney present -- which
you, of course, do -- but counsel for other individuals or other attorneys from other

government agencies may not be present and so there are no other attorneys present.

I'd also like to note for the record that what's been previously marked as exhibit 1

is the select committee's February 10th, 2022, subpoena for Mr. Jeremy Bertino, and the

House deposition rules were included in that exhibit and that subpoena.

Just a couple kind of housekeeping rules for today.

There is an official reporter that's transcribing everything that we're saying. So, Mr. Bertino, if you can just wait until I finish my question before you start your response.

It makes it very hard for the reporters to try to record two people at one time.

And then sort of on the same and on that note, also make sure that you're using

verbal responses, full words as opposed to like an huh-uh or a nuh-uh or a head shake. I might remind you if I see you doing that. We all do it. I'll probably do it at some point today. But we'll just keep each other responsible there.

And then also throughout today, all I'm asking is for complete answers based on your best recollection. So if a question's not clear, just ask me to clarify it or restate the question. And if you don't know an answer, just feel free to say, "I don't know."

The Witness. Will do.

And then also I'll note that you may only refuse to answer a question based on a privilege that's recognized by the select committee.

If you refuse to answer a question based on a privilege, staff may either proceed with the deposition or seek a ruling from the chairman on the objection. If the chairman overrules such an objection, you'll be required to answer the question.

And then I'll also remind you -- and this is a warning that we give to every witness that we speak to -- that it's unlawful to deliberately provide false information to Congress. Providing false information could result in criminal penalties for perjury or
false statements.

And basically that statute, the false statement statute, just makes it illegal to provide a false statement to a congressional investigator like myself or [person] and I'm sure Mr. Wellborn has explained that to you.

Do you understand that?

The Witness. Yes, sir.

Okay. That being said, I also want to make clear that this is a congressional investigation. This is not a criminal investigation, as has been made clear from our prior communications. We are not a partner with the Department of Justice, we're not participating in each other's investigations. And I just want to make sure you understand that distinction between DOJ's investigation and ours.

The Witness. Yes, sir. I get it.

And then just let me know if you need any breaks at any point for any reason, water or just to talk to Mr. Wellborn. Happy to do that. I'll try to take a break about every hour, and then we'll probably take a lunch break as well. But just let me know if you need a break at a different time.


And then I'll be leading most of our conversation today, but Mr. Prasanna or other staff members that join the call might have some questions for you as well. And I'll try to announce if anybody else joins the call so that you're aware of who's listening in.

And then last bit, because this is a deposition, you'll be under oath. So if you could please raise your right hand to be sworn.

The Reporter. Do you solemnly declare and affirm under the penalty of perjury that the testimony you are about to give will be the truth, the whole truth, and nothing
The Witness. I do.

And then I forgot to mention, the video of this deposition is also being recorded. So if at any point we do take breaks and you need to talk to Mr. Wellborn, you should also turn off your camera just so you can maintain your privacy there.

The Witness. Okay.

EXAMINATION

Q  All right. With that, I think I'd actually like to start with a couple quick questions about this issue with Mr. Dan Hull, who was or was not your prior counsel. Do you know who I'm talking about?

A  Yes, sir, I do.

Q  Okay. Can you just take me through that situation and how you came to have a first conversation with Mr. Hull and how that unfolded?

A  Yes. So I'm going to go back in my memory and try to remember the first time that I spoke with him. I believe it was after I received a civil suit from a church. I reached out to Enrique Tarrio and said, hey, I just got this subpoena or notice of civil suit. I think I need an attorney. And he's like, oh, well, I'll talk to Dan, my attorney, and I'll see if he'll take it for you.

So I said okay. Couple of weeks went by, I didn't hear anything. I got back in touch with Enrique and asked him, I said, hey, have you talked to your lawyer? And he's, like, oh, yeah, Dan said he'll do it for you pro bono because you were stabbed, but he wants to talk to you.

And so he sent me his phone number and I called Dan. I can't remember when,
what date, I don't remember the specific details, but I do remember calling him and him

basically asking me -- or I was asking him about representing me in the case and he said

oh, sure, sure, sure, we'll get to that.

But he was interested in possibly having me take the stand in the Joe Biggs' trial

about my stabbing to show why Joe was wearing body armor when he was in D.C.,
because there was a lot of talk after I was stabbed about guys making sure you had a

stabproof vest on and stuff like that.

So I think his original intent was to get me on board to help his client. And then

the next -- I believe the next interaction I had was when I -- Jay Thaxton reached out to

me and was looking for representation for his deposition. And I said, hey, give this guy

Dan a call. I sent him Dan's number. And I guess Dan took care of his deposition,

which I, you know, when I kind of heard what happened there, that's when I became

reluctant to have him represent me in this.

He didn't seem very stable on the phone. I started to really listen to when he

was talking and his rants, and I was, like, okay, this guy-- I don't think this guy's great for

me.

And then the morning that the FBI raided my girlfriend's house I reached out to

him because he was the only attorney that I knew and I was just kind of asking him for

advice on how to handle everything.

And I specifically asked him for a retainer, like, can we sign a retainer paperwork,

and he was, like, not right now, not right now. And I said okay.

Then a few days later, he asked -- he called me -- he would call me randomly late

at night and go on, like, an hour rant about how the Proud Boys were little girls and just, I

mean, off the rail conversations. I didn't know what he was talking about. I was, like,

my brain was popping trying to figure out what he was talking about.
Then I believe he came to me and said, well, I'm going to -- he said, do you want me to accept service on your behalf for the congressional thing, he said, but I'm not going to be able to be there because that date doesn't work for me, so you're going to have to go do it on your own.

I said no -- and this was on a phone conversation, not a text conversation -- I said no. He's like, well, take 48 hours and think about it. This was on like a -- I don't even remember what day, but I believe it was the day before he actually accepted service from you guys. And he never got confirmation from me to accept service.

He said, well, just take 48 hours and think about it. I said, okay.

Next phone call I got from him was, hey, I accepted service, your date for your deposition is this day, and I'm not going to be there so you're going to be on your own.

And that is pretty much when I cut off contact, I stopped responding to his calls and his text messages, and I hired Mr. Wellborn.

Q Okay. Thanks. That's a helpful explanation. Just a couple quick questions.

Do you remember about when was the civil suit that you mentioned related to the church, about when did you hear about that?

A I was served paperwork for it. I have the paperwork at home and I can get back to you with the specific day if I go back. But I have it -- I have it at the house, but I don't remember what day I was served. And that's when I first initially found out that I was included in that civil suit.

Q Okay. And then when you -- I know you mentioned that Mr. Hull said that he was willing to represent you pro bono for the purposes of the civil suit.

A Yes, sir.

Q But that that conversation was had in connection with testimony for Mr.
Biggs' trial, I think, right? Those were kind of discussed in tandem?

A Yes, sir. It was kind of a melded conversation. It was some about that.

But he wasn't really interested in talking about that, he was more interested in talking about getting me on the stand for Joe Biggs' trial.

Q Okay. Was it your understanding or did Mr. Hull make it apparent that he would not represent you in the civil suit if you did not testify at Mr. Biggs' trial?

A No, sir. He never made that distinction between the two. There was never whatever the term is, quid pro quo, on that.

Q Quid pro quo. Yeah.

A Yeah. There was nothing for that.

Q And then I just wanted to ask. So I think you said that you sort of became suspicious of Mr. Hull's intentions or abilities when you heard about the deposition with Mr. Thaxton?

A Yes.

Q Can you just tell me what you were told about that or what you had heard?

A Well, he told me himself some that he basically -- he said, I may lose my law license over this or I might not be able to practice law for much longer after that. And he had said, basically, that you guys were going after Jay and it was -- and he cut it off early.

And then I talked to -- I did talk to Mr. Thaxton afterwards and said, how'd it go? And he's, like, yeah, it went okay, but Dan stopped it in the middle of questioning.

So I just kind of felt like between based on that and the conversations that I had had with him that maybe he wasn't stable enough for me to have me represent. I need somebody that's levelheaded instead of extreme one way or another, so --

Q Okay. And then I know Mr. Wellborn and I have discussed that you might
have some of those emails and texts. So I just want to remember. After this deposition, if we can get some copies of those or have you produce those that would be great.

A Yes, sir. Most of the stuff that we discussed about this deposition was done over the phone, but -- so I don’t believe much of the conversations I had with him through texts were about this deposition. Most of that was on the phone.

Q Okay. Great. And then, just to be clear and wrap up that conversation, so with Mr. Hull you had not agreed to accept service or agreed to allow him to accept service.

A That is correct.

Q And you had also never discussed dates for the deposition or agreed to any dates.

A That is correct.

Q Okay. Great.

A Well, let me back up there for a second. We did discuss accepting service. I just never agreed to have him accept service.

Q Understood.

A He gave me, I think, 48 hours and let me know. And he never gave me the chance. He just accepted it.

Q Understood. Were you aware at that time that we were attempting to serve you?

A Yes. Yes, sir.

Q Okay. And how did you become aware of that?

A You contacted me, I believe.

Q Okay. But had you -- there were -- I’ll let you know there were a couple of
1 attempts at service for you.
2 A Yes. I was not sure what they were for. When I got that civil service for
3 the lawsuit from the church, when I finally got that, I thought that's what they were trying
4 to serve at my mom's house.
5 So that's why I didn't make the connection to the two as to what it was. I
6 thought that's what the service was. So once I got that, I was, like, oh, okay, maybe this
7 is what it was about. So I assumed that that was what it was about.
8 Understood. Okay.
9 Unless, you have any questions on that topic, we can get on to kind of
10 the substance of what we're here to talk about.
11 Are you good? Okay. Great.
12 BY
13 Q All right. Well, then let's just start with a little bit of background
14 information about yourself.
15 Can you tell me where you grew up and give me a brief rundown of your
16 educational background?
17 A I grew up in Rochester, New York. I finished about beginning of my 11th
18 grade year in high school and I dropped out.
19 Q Okay. And then how did you get from -- you can high level briefly -- but
20 how did you get from Rochester, New York, to where you are now?
21 A I just wanted out of there and decided that I found a better place driving
22 from there to Florida and drove through Charlotte and decided that was it. That's
23 where I wanted to be.
24 Q Okay. And about when did you move to Charlotte?
25 A That was in '08 or '09.
And what do you do professionally?

I am a -- I own, like, a final mile delivery company. We own box trucks and I do delivery for companies, different companies that need products delivered to -- I do in-home deliveries.

Okay. Any income that you can think of right now from any other sources other than that kind of primary business activity?

Right now, no. That's my -- that's it.

Any -- have you ever been paid by or received any income from your involvement with the Proud Boys?

Directly, no.

Okay.

They've never paid me for being a Proud Boy.

Okay. And what do you mean -- it sounds like maybe indirectly you were?

No. I mean, if that's the question whether or not anybody's ever paid me to be a Proud Boy, no. I never have. Nobody's ever paid me.

Have you ever received any payments or any gifts of tangible things because you are a Proud Boy?

Not that I -- not because I was a Proud Boy, no.

Okay.

Not that I can think of off the top of my head, no.

I guess I'll just get to when you said directly made me think you were thinking of something else that you received an indirect payment.

When you made that distinction, what was the indirect payment that you were thinking of?

An indirect payment? No, I don't think I've -- I don't think I meant indirectly
as I got payment from somebody else for somebody else. Nobody's ever come to me and said, here's money for being a Proud Boy.

Mr. Bertino, have you ever been reimbursed for buying Proud Boys attire or buying any equipment?

The Witness. Have I ever been reimbursed for it?

Yeah.

The Witness. Not that I can recall, no.

Okay.

Q And we'll get into this a little bit more later, but just kind of on the same topic, have you ever participated in any fundraisers or received any money, like, on behalf of the Proud Boys or raised money for the Proud Boys?

A I've shared fundraisers through, like, on social media. I may have seen a fundraiser and shared it. So, yeah, I guess you could say that, yeah, I have done that as far as sharing it on social media, yes.

Q Okay.

A Are you asking if I've ever started a fundraiser myself? I'm just trying to figure out --

Q Yeah. I just mean, like, have you ever dealt with any donors for the Proud Boys? Do you have any contacts that donate money to the Proud Boys that you're involved with? Are you aware of donors to the Proud Boys?

A No, sir. No, sir. Not -- the only things that I've ever heard of was people donating -- giving money directly to Enrique Tarrio.

Q Okay. And who have you heard about giving money directly to Enrique Tarrio?
A And this is all hearsay. So, I mean, I've never physically been there when somebody handed him money.

Q Sure.

A You know, I just -- I've heard him talk about it. There's was a point in Miami somebody donated $7,000, and there was a big to-do about it, where it was supposed to go and what it was supposed to go to.

Q And do you know who that was that donated $7,000?

A I don't. Off the top of my head, no, I don't remember who it was. It was a group somewhere in Florida. A Republican group maybe somewhere in Florida.

Q Okay. And why was there a big to-do about where that was going?

A Because there was chapters that said, where'd that money go, or it was supposed to go, did it go, it wasn't supposed to be a direct donation to your pocket. So it became an internal issue.

Q Okay. Understood.

And then I'll ask you just about a couple specific individuals and we'll address these later.

But how about any money from Roger Stone to Proud Boys that you know of?

A No, sir. I don't know anything. I've never met Roger Stone, so I don't know. I have no knowledge of that, no.

Q Okay. And then how about do you know Alex Jones?

A Yes, I do know Alex Jones.

Q Okay. Any donations to the Proud Boys or contributions to the Proud Boys from Mr. Jones?

A Not that I'm aware of, no, sir.

Q All right. And then where do you currently live?
A I just -- I'm in the area.
Q Okay. And do you have like a physical address right now?
A Two of them, actually.
Q Okay. Can you tell me what those are?
A Well, I just now moved in -- basically, I'm in the midst of moving in with my girlfriend [Redacted], and that's the area.
Q Okay.
A And I have a lease at [Redacted], and that is in [Redacted] which is in the same area.
Q Okay. And then let's just talk about any government service that you've ever been involved in.

Have you ever worked for a Federal, State, or local government?
A Is the military included?
Q Military would be included, yeah.
A Yes, sir.
Q Okay. And can you tell me about your military background?
A I joined the Army when I was 17. Didn't last very long. Got kicked out. And then I joined the Navy again when I was 19 or 20, I think. And I was in the Navy for about 2 and a half, 3 years, I believe. I'm not sure what -- how long it was. It was 20-some years ago.
Q Gotcha. Just approximations.
A I don't want to be dishonest and tell you it was 3 years if it was 2 years. I don't remember. To the best of my knowledge, I don't recall exactly how long.
Q Yeah. An approximation is fine. And throughout the deposition today, if there's anything you're ballparking, just feel free to let me know. We're certainly not
here to catch you up on details from 20 years ago that you may or may not remember clearly.

A Yes, sir.

Q Okay. And then you said you were kicked out of the Army. Can you just tell me quickly what --

A I was just -- I got an OTH discharge, other than honorable.

Q Okay. And what led to that?

A I broke my ankle when I was in basic training and they wanted to recycle me and start my training over again. And I would've had to sit there for 8 or 10 weeks for my ankle to heal.

So I left base, came back. I guess I went AWOL. Came back. And then they basically said, you can take an OTH and then you don't have to sit here.

And, again, I'm trying to remember exactly how it went 20 years ago. So I'm ballparking exactly the words that were said.

But it was, you can take this OTH and you don't have to sit here in medical and wait for your ankle to heal to get back into training. So that's what I did.

Q Understood. And then the Navy service, did that end with an honorable discharge or --

A OTH as well.

Q Okay. And what led to that?

A Being 21 years old and not wanting to conform to people that I didn't agree with the way they were handling stuff.

Q Okay. All right. Let's talk about the beginning of your involvement with the Proud Boys, and you can just start kind of at a high level.

But how did you first get introduced to the Proud Boys and become involved with
the organization?

A I believe -- I think I first heard of them actually on InfoWars. I saw a clip on Facebook with InfoWars of the Proud Boys. And so I started doing some research into what they were and who they were.

Q And about when was that?

A Maybe 2018 or '19. I don't remember exactly what year it was. They all kind of run together at that time. But probably 2018, 2019 maybe.

Q Okay. And what drew you to the Proud Boys or what did you see on InfoWars that attracted you to the group?

A Well, I saw clips of left-wing protesters attacking people and there was a group of guys who were willing to stand in the middle and not let them be attacked and protect them, and I guess that was just my -- I really -- I could identify with that. I was tired of seeing people getting beat up on the street for, you know -- old people or whatever getting assaulted for just wearing a hat. Even if the hat didn't say what they thought it did, just wearing a red hat people were getting assaulted and it was frustrating. So I felt like it was my duty to protect people.

Q And in your view at that time, and let me know if it changed over time, was that sort of the primary focus of the Proud Boys doing that work?

A I thought that's what it was, yes, sir.

Q And what -- it sounds like you came to understand that there was a different focus. Is that the case?

A The focus of the Proud Boys, I guess, was twofold. It was originally supposed to just be a fraternity of men that got together, had beers, and that's the way it was originally supposed to be. And when I found that, I loved it because it was a way to get guys together and just do guy stuff and, like, a bowling league or something like that.
Then it became a little bit more politically charged, as the 4 years through Trump's term went on, it became a little bit more politically charged. I just liked seeing a fellow group of men who would protect people, but also still have that brotherhood and that fraternity that I guess I was missing at that time.

Q You noted that the Proud Boys' interest in politics and political activities increased over the Trump Presidency. Was there something in particular that sparked that or can you describe that progression for me?

A I think mostly -- it was always there. We always had political discussions and we always talked about the things that we agreed with or we didn't agree with or were free -- we believed in free speech.

So even if there was somebody in the group that said something separate from what most other people thought, it was allowed, you're allowed to say it. Nobody was going to chastise you for saying it. Well, even if they chastised you, it was going to be based out of fun.

But that's really what was the group was supposed to be about, was just having fun.

So I guess it's twofold. That and then the group that was willing to go out and protect people and not let them get beat up for their beliefs, whether it's on the left or the right, or conservative, liberal, it didn't matter. We didn't want anybody getting assaulted.

So that was pretty much -- that was pretty much where I stood personally. I'd held back many people on the right from assaulting people on the left as well. So I've always done my best to be a peacekeeper as much as I could in person. Let everyone say what they wanted to say and as long as you didn't get physical, it was fine.

Okay. I think might have some questions for you.
Sure. Yeah.

Q Hi, again, Mr. Bertino.

You mentioned that you got interested in the Proud Boys because you saw videos of left-wing protesters attacking people. Is that right?

A That was my first introduction to them, yes.

Q Got it. Do you have a sense of who those people were, who the left-wing protesters were?

A Mostly -- I mean, there were -- they were just left-wing protesters at the time, antifa or black bloc or any of the -- a lot of the communist organizations that were obviously against free speech organizing.

Q Got it. Do you have a sense of kind of what they were trying to accomplish or what they were trying to prevent?

A Silencing anybody that they didn't agree with.

Q Got it. And you saw them attacking conservatives or right-wing people?

A The clips that I was fed, yes.

Q Got it.

A At the time that's when -- I mean, it's still based like that, but depending what algorithms you get, what you click on is what you're fed. So when you're only fed this and you're not fed this that's all you know.

Q Right. And where did you see the videos again?

A Probably on Facebook. Back then, to be honest with you, it's probably where it was, on Facebook. That's mostly back then what everyone used.

Q Got it.

A All right. That's helpful. I'll turn it back to
Q. Do I understand correctly that there are multiple chapters of the Proud Boys in North Carolina?

A. Yes, sir.

Q. Okay. And are you a member of a specific chapter?

A. No, sir.

Q. Okay. Were you previously?

A. Previously I had been, yes, sir.

Q. Okay. Maybe that’ll kind of help us level set for today so I can understand what your relationship with the Proud Boys is today.

So it sounds like you're no longer a member of the Proud Boys?

A. That's correct.

Q. Was there, like, an official disaffiliation process or how did that go?

A. I think it was over time I started to disassociate and after -- after January of 2021, I think I'd only been to one meeting since then. If I can remember correctly, I'd only been to one meeting.

And I slowly just -- I still talked to some people online. I wasn't a member of a chapter. And then I got asked to be in a chapter just so that it would start, so they had enough people to start.

I never went to a meeting. I never did anything like that. I just kind of stayed away and kept my distance and just wanted to be -- just wanted to raise my kids, build a family, that sort of thing. And so I kind of steered clear.

And then I guess there’s never really been an official -- I mean, I made it official myself and I told a couple of other people that I was done and I wasn’t involved anymore.

But I would say probably within the last 2 months I made it official.
Q Okay.
A I don't remember a specific date, though.
Q When was the time period that you were asked to join the chapter as sort of an organizing member or to recruit other members?
A It wasn't to recruit other members, it was just so that they had enough guys to be able to form an official chapter.
Q Okay. Because there's a --
A To be clear, I wasn't asked to join so I could go out and recruit people, because I wasn't actively recruiting anybody.
Q Okay. I thought you meant you were asked to join because you would attract members to the --
A No, sir.
Q You were just another body or another Proud Boy?
A Yeah. Just another name online, really, to make it an official amount so that you could start a chapter. That was it.
Q Okay. You said that around January 2021 is when you began distancing yourself, but that it was -- well, let's start there.
Q What caused you to begin distancing yourself from the Proud Boys?
A Well, after I was stabbed, I just met -- right before I went up December 12th and was stabbed, I had just met my now girlfriend, and when I came home, she took care of me. She got me back to health. And I made her a promise, I said, I'm not going back out there, I'm not going to go put myself at risk where I can die or do anything dangerous. I'm going to stay quiet. All I want to do is build a family with you, have a future with you.
Q And so I disassociated a lot from there. I mean, I still had my opinions, but I
disassociated from officially organizing or going out or doing anything with anybody.

Q  Okay. We'll get into a little bit more detail about this in a moment, but I
guess I just want to understand for as we enter kind of the rest of the discussion.

Obviously you were stabbed on December 12th, right?

A  Yes, sir.

Q  But then involved in -- and we'll talk about these more in the future -- but
the MOSD and the MOSD chat groups, right?

A  Yes, sir.

Q  And the leadership of that organization?

So I just want to understand. Obviously, there was something else, right, that
happened after the stabbing, because you were stabbed and then still quite involved with
the Proud Boys. What --

A  Well, I mean, obviously after January 6th, I definitely saw that -- and once I
learned a little bit more information as more information came out, I started realizing
that maybe I wasn't told everything or things weren't the way they were being told to me,
where I decided to start disassociating. I still talk to some friends and whatever. But
yeah.

But it was mainly -- I mean, it was mainly a combination of everything. It was like
all at once everything got thrown. I'm recovering from stab wounds and then
January 6th happens and guys are getting arrested. It was like that's not what
I'm -- that's not what I joined this for and it's not what I'm here for.

Q  You mentioned a few things that you think weren't explained to you or
disclosed to you that you discovered that kind of changed your mind about being a
member of the Proud Boys. What are the things that stand out in your mind that you
learned around January 6th or after January 6th that have led you to distance yourself
from the Proud Boys?

A  Well, I guess --

Mr. Wellborn.  Yeah.  Let's take a second.  We're just going to mute.

Okay.  Sure.

[Discussion off the record.]

Mr. Wellborn.  We're good.  There was just a matter that came up during the
debrief.  So we're good.

The Witness.  One of the main things that I just recently found out was about a
document that was in possession of Enrique.  And I was highly stunned, very
disappointed and very -- felt dragged into some stuff that I had no idea about until I saw
that in a recent debrief.

Q  Okay.  And are you talking about the "1776 Returns" document?

A  Yes, sir.  Yes, sir.

Q  We can talk about that a little bit more in context later.  I guess I'll first ask,
you don't have a copy of the "1776 Returns" document?

A  No, sir.  I never saw it until I was shown by an FBI agent what it was.  So I
had never seen it, never heard of it, had no idea.

Q  Okay.  And then a question that I forgot to ask earlier.

From your interview with the DOJ and FBI, did you receive a copy of the FBI's
assessment?  It's sometimes called FBI 302.  Mr. Wellborn, might be able to help you
out with this.  Did you receive a 302?

Mr. Wellborn.  No, he did not receive a 302.

Okay.

Mr. Wellborn.  And just so we're clear, we're talking about a 302 post-debrief or
a 302 pre-debrief, regarding a 302 that would relate to an interview with someone else?

I just meant is there a 302 about Mr. Bertino’s interactions with the FBI that you have.

Mr. Wellborn. We do not have a 302. That’s a direct answer to your question. The entire interview was recorded, unlike the traditional way where they just take notes and issue a 302. At my insistence and I think also their insistence, the entire interview was recorded.

Okay. Have you -- have you or are you going to receive a copy of that?

Mr. Wellborn. I have not. Whether I’m going to receive a copy of that transcript is -- I guess I’ll find out. But I have not received a copy of it.

Okay.

Q All right. So let’s just kind of go back to your time when you were a member of the Proud Boys.

Was there a particular chapter that you were a member of?

For a long time I was a member of the Charlotte chapter.

And then you’ve mentioned Mr. Thaxton. Was he a member of the same chapter or a different chapter?

Yes, sir, he was.

The same chapter?

Yes, sir.

Okay. And then how about Mr. Charles Donohoe? I believe he’s also from North Carolina. Was he a member of that chapter?

No, sir.
Q Which chapter was he a member of?
A It changed -- it changed a lot, the name. I think it was Piedmont and then Northwest or something. I couldn't even keep up, to be honest with you, but for a long time I believe it was Piedmont.

Q Okay. And do you mean he switched between chapters or the name of the same chapter just kept changing?
A I guess you'd have to understand a little bit more about internal drama to know that chapters were always splitting and this guy hates this guy. So, again, it was hard to keep up. So officially I don't know what chapter he was in as of recent.

Q Okay. And then have you ever held any positions or titles in your chapter?
A In Charlotte, no. For a brief moment, I was a vice president of the Columbia -- I believe it was the Columbia chapter. And that lasted about maybe 3 weeks to a month, if I can remember my dates correctly. I'm, again, trying to remember. But it wasn't very long I was there as a vice president.

Q Okay. Can you just describe your relationship with Mr. Thaxton for me?
A I met Mr. Thaxton before he was a Proud Boy at a flag wave, and I became pretty good friends with him over the years. So I've known him probably 4 years, something like that.

Q Okay. And then I'll just note for the record that [redacted] has joined the Webex also. He's another investigative counsel with the committee like [redacted] and I.

Okay. So you said you met him about 4 years ago, you think?
A I'm guessing. I'm ballparking there, but yes.

Q Sure. And you just met him through the Proud Boys?
A No, sir. I met him before he was a Proud Boy at a flag wave.
Q Okay.

A Yeah. So then he joined the Proud Boys after that.

Q Got it. And would you say he joined through you or you were one of the people that brought him into the Proud Boys?

A Yes, sir. I was in at that time.

Q Okay. And then how about Mr. Donohoe? When did you first meet Mr. Donohoe?

A First met him -- I can't recall when I first met him, to be honest with you.

Q Was it through the Proud Boys or --

A Yes, sir. Yes, sir.

Q Was it in 2020 or some time significantly earlier than that?

A It was earlier than that, but I don't remember dates, years when I actually met him.

Q Got you. Are we -- not to belabor the point -- are we talking like 2 or 3 years ago, are we talking like 10 years ago?

A No, no, not 10 years ago. The Proud Boys haven't been around 10 years.

But, yeah, probably -- it was probably 2, 3 years ago. I'd probably been in the club for maybe a couple years before I met him.

Again, I'mballparking. I don't remember specific dates from last month let alone 4 years ago. I'm doing my best, though.

Q Okay. I appreciate it.

A Was.

Q Was a fourth degree? Okay.

And to become a fourth degree, what do you have to do? Is there a way that
you earn that degree?

A Yes. You make a sacrifice for the club, either you’re assaulted, you lose your job, you were to get doxed, get stabbed, stop somebody else from getting stabbed, that sort of thing.

So it wasn’t just purely getting into a fight or beating someone up like a lot of people made it out to be. It wasn’t like that. But that was definitely part of it or it could be.

Q And what did you do specifically or when did you earn your fourth degree?

A That would be election night in D.C. There was a man being attacked by three teens who had just left what they call Black Live Matter Plaza, I believe. There was an old man walking back from a party, I’m assuming on his own, and there was a group of us up there. And we were just walking around after the election.

And three people went to go assault an older man and we stepped in and stopped them from assaulting him. And I believe two or three people were stabbed that night, one of the guys that we were stopping pulled out a knife and stabbed a woman in the back, stabbed another man in the face.

I think somebody else was stabbed, too, but I can’t remember the details clearly from it. But yeah. That was -- so I guess it would be November 2nd or November 3rd.

Q November 3rd. Okay. We’ll return to November 3rd in a little bit and talk about a few more details there.

And then can you tell me, do you know what -- same questions for Mr. Thaxton. Do you know what level he is and how he earned that level?

A Specifically, I think he was a third degree, because I think he got a tattoo, if I remember correctly. That’s all I know. I don’t know that he ever was given a fourth degree. I don’t know.
Q And then how about Mr. Donohoe?

A I believe he was a fourth degree.

Q Okay. And you don't know how he earned his fourth degree?

A I do not.

Q Okay. All right. And then we haven't talked about Mr. Tarrio, and obviously we will a little bit more later today. But if you can just describe your relationship with him and tell me how you first met him?

A First met him in person? I first met him January of 2020 in Virginia, I believe was the first time I met him. No, I'm sorry. I'm sorry. Let me rephrase that.

I believe I met him at September of 2019 in Las Vegas at the yearly convention. That was the first time, I believe, I met him in person, yes, sir.

Q Okay. And let's say during the time frame 20 -- or just describe to me how your relationship looked in 2020. Were you in frequent contact? Would you describe yourselves as friends?

A At the beginning it wasn't frequent. Then January of 2020 we started talking more. I was organizing some flag waves and stuff and was asking for some advice on how to do it, because he seemed pretty good at getting flag waves and small stuff together.

So that's when we started talking, January 2020. And he came to Virginia for the Second Amendment rally.

Q Can you just describe what a flag wave is for me?

A Flag wave would be where a group of people get together on the side of the road and wave American flags or Trump flags or Hillary flags or whatever type of flags that they felt like waving. They do it on overpasses, on the street, stuff like that.

Q And so it sounds like over the course of 2020 through talking with Mr. Tarrio
about organizing these sorts of events you became closer or you started talking more frequently?

A I believe -- yeah. I mean, I believe I kind of -- I liked him. I think I loved him more than he loved me. But yes, yes, I would say that. Yeah.

Q What did you like about Mr. Tarrio?

A I can't pinpoint. Just he was a funny dude, laughed a lot, was willing to say anything. He didn't care. Just seemed like a good dude.

Q And at that time he was the chairman of the Proud Boys, right?

A Yes, sir.

Q And when was the last time you spoke with Mr. Tarrio?

A I can't recall. I don't recall, so I'm not going to try to answer because I don't remember a specific date.

Q Do you think it was sometime this year?

A Yes, sir.

Q 2020?

A Yes, sir.

Q How about -- maybe we can place it with reference to either when he was released from prison before his subsequent arrest --

A I would say, yes. I did speak with him in between that time.

Q [Inaudible] that time.

A Yeah.

Q Okay. And what did you speak about when you spoke to him?

A I believe -- I believe the last time that I spoke to him, that I can recall, was when he gave me Dan's number.

Q And then how about for Mr. Thaxton nowadays, are you in frequent contact
with him?

A No, sir. I haven’t spoke with him.

Q Okay. Was the last time you spoke to him when you talked about the

deposition with Mr. Hull?

A I believe I spoke with him the -- briefly the night that my -- or the day or the

night that Nicole's (ph) house was raided by the FBI.

Q And what did you speak about that day?

A Just about what was happening and that was it. Like I said, it was pretty

brief. It was just a quick discussion, like, I didn’t have a lot of time that day to go into

much.

BY

Q What was your understanding of Mr. Tarrio’s role that he had as chairman?

A Tiebreaker for the Elders Committee was what it was originally supposed to

be and he was kind of a spokesperson.

Q Got it. Do you feel like he had kind of broad buy-in from Proud Boys across

the country?

A I’d say it was probably split 50/50 if I had to guess, but that’s just a guess.

Q Yeah. Do you know where the other 50 percent, where there loyalties

were?

A The other 50 percent, I can’t make a distinction on what everyone in the club

wanted. I mean, there was an overwhelming no structure, no leadership, everybody do

what they want to do was the majority of what the other people were looking for.
Q Got it. And you mentioned that -- I'm sorry.

Just to quickly follow up on that.

When you say split 50/50, do you mean the 50 percent that opposed him in some manner, did they recognize that he was chairman and just weren't happy about it or was there somebody else that they thought was leading the Proud Boys?

The Witness. No. I think they recognized him as the chairman. They just didn't like him.

Okay. Understood.

BY

Q Got it. You mentioned that he would be the tiebreaker on the Elders Committee. Do you remember who else was on the Elders Committee when you were there?

A It changed every year. Every year they did elections and they changed every year. So I cannot precisely recall every one because, frankly, I don't know everyone's real names. Their handles changed on Telegram all the time. It was very difficult to keep up with.

Q Got it. So in 2020, do you remember who was on the Elders Committee?

A Specifically, I do not remember everyone, no. I remember Pat and I'm trying to go back and remember, like, usernames. Mob 7 (ph) are the only two that I can remember off the top of my head.

Q Do you happen to know Pat's last name?

A I do not.

Q Got it. Were you ever on the Elders chapter?

A No, sir.

Q Got it. Do you have a sense of why people didn't like Enrique Tarrio?
A: I can't speculate on why everybody didn't like him. Everyone has their own reasonings for not liking someone, I guess. I think the majority of -- I don't know, this is speculative, but I'd say most people just didn't want anybody in charge. Didn't want anybody in charge.

Q: So I understand that you don't want to speculate. Did you hear anyone talking about why they didn't like Enrique Tarrio?

A: Yeah. A lot of people just thought he was out for himself. Those are some of the things I've heard. Again, that's hearsay, and, I mean, there's a million different reasons people don't like someone these days.

But yeah, that's probably the majority of most of why, they just didn't want anybody to be in charge of them, I guess. I don't know.

Q: Got it. That's helpful.

So you mentioned when we were asking about how you left the Proud Boys, you mentioned that you saw the "1776 Returns" document and that kind of shocked you and led you to disaffiliate. Is that fair to say?

A: Hold on a second.

Yeah. I had already left and I didn't see the "1776 Returns" until probably 3 weeks after, maybe even a month after I had officially quit. I can't remember dates.

But yeah. I didn't see it while I was still a Proud Boy.

And there's no really official way to quit other than you just say to yourself or a couple people that you know that, hey, I'm done. I'm out of here. I'm not part of it anymore.

You don't have to, like, make a public declaration or anything like that. So you decide your level of involvement and I decided I wasn't going to be involved anymore.

Q: Sure. Understood. I guess I'm trying to get a sense of the timing, because
I think -- my understanding is that you talked to The New York Times in December, this past December, about the Proud Boys. So did you leave the organization after that?

A    Yes, sir. It was after that, yes.

Q    Got it. And, again, do you have a sense of why you left? Because I think we've only talked about "1776 Returns."

A    I guess a lot of it was the internal drama. A lot of it was I just didn't want to be involved anymore. I had some personal choices that I decided to make because I wanted to just pursue and be focused on my family, my relationship, all that stuff, and that was an outside distraction that I didn't need and didn't want to be a part of anymore. And, frankly, after January 6th, I had a bad taste in my mouth throughout that past year of learning new things that I had realized after things came out in the news and stuff like that that I didn't even know about. I just -- it pushed me away from the organization.

Q    Got it. That's helpful. I think we can return to this later, but I'll turn it back to

BY

Q    I want to ask a couple more questions about finances and the Proud Boys. I know we talked a little bit about fundraising and you mentioned that you haven't organized any fundraisers, but that you would share other people's fundraisers on social media. Is that right?

A    For other people, yes, that's correct.

Q    And do you recall any specific instances of that happening, of somebody starting a fundraiser for the Proud Boys or related to the Proud Boys?

A    Oh, numerous times.

Q    Okay. How about in relation to January 6th?
A There were -- yeah, there was some -- there was definitely some fundraisers
where guys were trying to get money together so that they could go to both
December 12th and January 6th.

Q Okay. Do you remember just any specifics about those? We can go down
the list if you've got a few different recollections. But who specifically do you remember
doing fundraisers?

A Joe Biggs had one. Rufio had one. I think some guys from Philadelphia
had one. I mean, there was -- they started to pop up all over the place. So, I mean,
there was a lot of them. I don't know whose was real, whose wasn't, that sort of thing,
so -- because there's a lot of people that will get out there and try to raise money under
false pretenses using an organization or a name or something like that to make money.
So I don't know which ones were real, which ones weren't, to be honest with you.
And, frankly, I didn't know every Proud Boy across the country, so I couldn't tell if they
were legitimate guys or not.

Q You had mentioned one specific donation of $7,000 to, I think, Mr. Tarrio.
Do you remember any other particular large donations?

A Other than the fundraiser that he -- there was, like, a hundred thousand
dollar fundraiser, I believe, when he was arrested January 4th.

Q And it was started by Mr. Tarrio?

A Yeah. And I believe he had a donation link on his website, 1776, I believe
he had a donation link on there. And there's no telling how much money went through
there, I have no idea, or where it came from.

Q Okay. And then I think we've covered this, but just to make sure.
Do you remember any particular donors to the Proud Boys?

A Just random people. I mean, yeah. I mean, anybody -- are you looking for
anybody specific to see if I know him?
[11:20 a.m.]

Q If you recall any specific individuals that donated to the Proud Boys?
A That donated Proud Boys directly or donated to one of the some -- to some
of the fundraisers? I mean I --
Q Like one of these fundraiser that was related to the Proud Boys run by a
Proud Boy?
A Oh, no. I mean, specifically, no, I don't remember.
Q Okay.
A I don't. I don't remember, specifically, anybody. There were hundreds of
people that donated. Thousands even, probably.
Q Okay. And then just one -- I'll ask about one particular potential donor.
Do you know a man named Patrick Byrne, B-y-r-n-e?
A No, sir.
Q Okay. Is the founder involved with overstock.com. Does that ring any
bells?
A I've heard of the website.
Q But not in relation to the Proud Boys?
A No, sir, that's news to me.
Q Okay. Let's move to the election in 2020, I want to focus for a second, the
debate in September of 2020 where President Trump said the phrase that we all know,
"stand back and standby."
A Uh-huh.
Q Can you just tell me, you know, when you heard that, what did that mean to
you, or kind of explain your experience of hearing that to me.

A So do you want me to go back in my mind frame at that time?

Q Yes, exactly.

A Okay. At that time, it was just I was in awe that the group that I was a part of was mentioned like -- like we didn't think we were anywhere near that known or that specific, or that that would be brought up at a Presidential election. I mean, obviously, we reveled in it for a little bit. You know, like, holy crap, the President just mentioned us. So there was a little bit of a, I guess, mistakenly boastful pride in it. But I don't think that so many guys, you know, back then read into it what other people read into it. So I think there was kind of like a -- I think we looked at it more as, holy shit, this guy just mentioned us. And other people looked at is -- other people who may not have agreed with us looked at as, oh, he just gave us marching orders.

Proud Boys aren't inherently smart. So we're not the most inherently intelligent individuals. So we don't really pick up on cues like that. I just thought it was, hey, holy crap, the President just mentioned us. I wasn't paying attention to what the words said. I still to this day don't know what he was trying to say. I think he was just blabbering at that point.

Q You mentioned that you think Proud Boys were, I think the words you used, were mistakenly boastful about that. Why do you think that was a mistake?

A Well, I think that -- I think that that unfortunately led to an infection in the group of people who, you know, thought it was the militia, and that's where it changed. I think that's where it changed.

Q Can you expand on that a little bit? Why, why did that idea get, you know, get kind of seeded by that phrase?

A I think it was mostly people -- you know people from the outside looked at it,
and they didn't know who we were at that point. So they just looked into it and like:

Oh, crap, I'm going to go buy it -- I am going to go get in.

And then there were thousands and thousands of thousands of emails every day about wanting to join and wanting to join. And too many people just took every nutcase they could and said: Yeah, come on in, come on in.

And I think that's what led to the downfall of it. It's not what it was supposed to be.

Q And so would you say that Proud Boys' numbers increased after the "stand back, standby" comment?

A Exponentially. I'd say tripled probably. With the potential for a lot more, eventually most people shut down their vetting process and said no more. But because it leads to people who didn't understand what it was supposed to be out there representing the club and doing stupid things, which eventually led to my stabbing and led to other stuff, so yeah.

Q And for the new folks that joined after that comment was made, did you have any assessment about kind of what their intentions, or if they were different than Proud Boys that had joined previously? How would you compare the group that joined after "stand back, standby" to those that existed before?

A Just new. Didn't understand the culture, didn't understand what it was supposed to be. Initially, just thought we were just some big fighting militia and just a bunch of street brawlers, and that's what we were supposed to go out and do all the time. So they were like -- one of the big rules of the Proud Boys was we never go to anybody else's events; like if antifa was holding a protest or whatever, we don't go there to their stuff. And I noticed, for example, you know, some guys talking about: Hey, we're going to go, you know, crash into this -- go crash this party, crash this antifa protest.
And everyone had to be like: No, that's not what we do. We don't do that stuff.

So I think the culture of the club, unfortunately, changed after that. That's just one example.

Q: I think [redacted] has some questions on this point, and then we can probably take a break for a few minutes after we close this up.

BY [redacted]:

Q: Yeah, Mr. Bertino, you mentioned that people had a perception that the Proud Boys were a militia or street brawlers. What, in your view, was incorrect about that perception?

A: Like I stated earlier, I believed that we were always standing up for free speech and the right for people to say what they wanted to say without fear of being assaulted, without fear of being attacked. So, when I looked at it as people, it's like, "Oh, man, they just go out, and they go do this and do that, and they look for trouble," it was never about looking for trouble when I did that. When I would go to somewhere -- or my intentions personally and anybody that was there with me, I always conveyed that we do not go out looking for fights. We don't -- you can say what's on your mind, you can say what you want do, but you never swing at somebody; you never assault someone. You always have to act in defense. If somebody comes after to you or someone else, then you can defend them. But, so I guess that's where it was supposed to be. And December 12th was a great example of guys running off, starting fights, not listening, going off just running all over the city of D.C. looking to start fights instead of just marching and saying their peace.

Q: I guess I'm not sure I understand, understand what you're saying because you mentioned that there was like this internal rule within the Proud Boys that you don't
go to other people's events.

A   Uh-huh.

Q   But isn't that what the Proud Boys did during the entire summer of 2020 by going to Black Lives Matter protests?

A   Not that I -- not that I remember. It was not supposed to be -- you were not supposed to go to that stuff. You were -- you were never supposed to go there.

Q   But Proud Boys did.

A   And that's one example of people not listening and following what the rule has always been.

Q   But you say -- I'm sorry, you said that people stopped following the rules after they -- after Trump said stand back and standby, but people were -- Proud Boys were fighting in the streets and going to other people's events well before that.

A   I guess for me to be able to comment, you'd have to give me a specific, like, rally you're talking about instead of a general they went there and did this. I'd need like specific instances to be able to comment and say that.

Q   So you're not aware of any instances in which the Proud Boys went to other events and fought people in summer 2020?

A   They weren't supposed to, no. They weren't supposed to. They were supposed to only --

Q   What do you mean they weren't supposed to?

A   Yeah, I mean, if you can show me like something, I guess, like an example of where they went to somebody else's event, I mean, then, I would wholeheartedly agree that that's wrong and they weren't supposed to do that. I am just saying what the rules were supposed to be. And I did not -- like if I knew of anybody else going to somebody else's event, like if I knew there was an antifa event, like I said earlier, I would stop them
and say: Hey, no, you're not supposed to do that. That's not what we do.

Q Okay. So are you saying that you weren't aware of other Proud Boys groups in other parts of the country going out and attending Black Lives Matter events?

A Absolutely. I mean, if it was a designated Black Lives Matter event and they went, then I would totally disagree with it, and I would have -- I would have made that known that I disagree with that. Absolutely. 100 percent. Because that was not what we were ever supposed to do.

Q So you're saying that you either weren't aware or you did speak out; which one is it?

A What I'm saying is, if anybody ever mentioned that or there was ever any talk about it, then I would say, yes, we don't do that. But I am not specifically aware of somebody going to somebody else's event. Because what you have to understand is when I'm seeing videos of events that's happening in California or in Portland or in Ohio or anywhere else, I don't know what that event is supposed to be. I don't know if it was originally a Republican event or a Conservative event, and then the other people showed up. Because that's the way it was always showed to us, is: This was an event for somebody else -- you know, this was our event or right -- or somebody on the right side organized it, and the left-wing protesters showed up, and then the fights ensued. That's always the way it was deposed to me and showed to me, was: This was this event, and they came in to start fights.

I, specifically, 100 percent honestly do not remember ever someone say saying: Hey, we went to this Black Lives Matter event and beat somebody up.

I don't remember that. It was never supposed to be that.

Q Why do you think the Proud Boys came up during the Presidential debate in September 2020?
That I don’t know. I have no idea. I believe that there was a big demonstration in Portland shortly before that, like a few weeks before the debate. And I was -- I was there in Portland, but it wasn’t a Black Lives Matter event. It was an event organized by the Proud Boys that we all went to a park, and we hung out in the park all day, but it wasn’t a Black Lives Matter event. So it wasn’t --

Q Were you at that event?
A Yes, sir.

Q Okay. Well, we can return to that later. I also wanted to ask, did you feel like Trump supported the Proud Boys?
A Supported? I mean, I can’t speculate. Do I feel like he did? I don’t think he knew who we were very much -- you know, I think he had more stuff on his plate. I don’t think -- I realize now, once it was brought up in the Presidential debate, that maybe we were a little bit bigger than I thought we were; that more people knew about us than I thought we were. But, I mean, on a daily basis, I would walk around and have a Proud Boys shirt on and nobody would know what it was.

Q Okay. Well, I’m asking about Trump specifically, and we were just talking about the "stand back and standby" comment. So, after that, did you feel like Trump supported the Proud Boys?
A No, I don’t, actually. I think he immediately walked it back. I think, like 2, 3 days later, if I remember correctly, I think he walked it back and then started saying something about with White supremacists, and stuff like that. So.

Q Okay. So you mentioned, when we were asking about the reaction of the Proud Boys to Trump’s comment, you mentioned that some people saw that as a call to action. So those are discussions that you heard. Is that right?
A Can you give me one second? My attorney had to step away. I want him
to be able to hear this.

Q Sure.

We can go ahead and take a couple minute break if you want to go off the record for a record. Is that okay -- actually, we can wait. We can finish this topic. Yeah, let's do that.

Mr. Wellborn. Sorry about that. Can you go ahead and ask that question again?

BY

Q Sure. So I'm asking about the period right after Trump said "stand back and standby," and I think you mentioned earlier that some people within the Proud Boys saw that as a call to action. Can you expand on that, what you heard?

A I just -- I think it was just a -- are you talking about the people in the organization at the time or the new people that joined afterwards? I guess, I would have to know which.

Q Either one.

A I guess, the new people -- the people that were there already, we just thought it was cool that we got mentioned on the Presidential debate. And we were trolling as hard as we could on everyone else and really basking in it I guess. But, again, when you go -- you know, when you go back and look at it, it was actually the downfall of a lot of stuff. So the new people took it -- I guess, they would have taken as it, quote, marching orders, I don't know. But I can't -- I can't specify, and I can't speculate what the new people thought.

Q Okay. You mentioned that the Proud Boys were getting thousands of emails after that?

A That's what I was told, yes.
Okay. Do you remember who told you that?

Everyone. You know, anybody that was in a chapter or in a national chat would mention, like: Man, I got 500 emails this week. You know, stuff like that. So I can't give you specifics of who and where and when, but, yeah, it was kind of known throughout the club that there was a big influx in membership requests.

Got it. I'm just trying to understand what your role in the organization was such that you would know that there were thousands of new members joining.

I think just everybody understood that. Everybody that was in the club or in the organization knew that, that that was going to blow up. There was multiple waves of membership. The Rufio wave. The, you know, after -- I can't remember what the second event was. But there was always like a wave of, whenever there was a news cycle and we were on it, we would get like more of an interest in joining. And then, obviously, the "stand back, standby" was like the pinnacle of the news coverage where everybody wanted to join.

Uh-huh.

And so it was just widely known throughout the group.

Got it. That is helpful.

I think you wanted to take a break. I'll turn it back to you. Yeah, I just have a couple followup questions on that point.

So, obviously, in the September debate, President Trump mentioned the phrase "stand back, standby" when he was asked if he would denounce White supremacist groups. And then the Proud Boys organization was brought up as one of those groups, asking if he would denounce the group. Given that that's context Proud Boys were brought up in, were the members that joined afterwards, did they find that an
unattractive characterization of the Proud Boys? Did you get the sense that the members that joined after Trump were more prone to that ideology?

A I'll be honest with you, I didn't interact with a lot of the new people. I mean, I just -- I'd see them at -- but for me to be able to say one way or another whether -- you know, the -- I mean, I can tell you the culture in the group always stayed the same throughout that up until then, and then there was obviously big internal wars after that about, you know, how the group should be run or what the group's value should be.

But there were always those internal discussions and arguments. I did not feel like it influenced more White supremacist people to try and join. I think they were always trying to join because my belief and my view of it back then was if -- if I say that, you know, Kentucky Fried Chicken has the best chicken in the country, people are going to go there expecting chicken, right? But if they've got better biscuits than they do chicken, you know, and you go there and you order the biscuits, you might go: Okay. I like these biscuits better than I like the chicken.

So I think that they should be talking about that and not the -- you know, not just the chicken. So I think that people have a false sense of reality of what I saw the group as, especially news media, stuff like that. I had, you know -- I don't -- I never agreed with the White supremacist narrative because I wasn't one; my kids are mixed. You know, I've never held that type of view that I -- you know what I mean? On a serious note, never. My kids are mixed. I don't -- I didn't join for that, and I think a lot of people didn't join for that.

I think, actually, a lot of the newer recruits were probably more against anybody in the club that may have had some racist views. I think honestly. If you want my honest opinion, and that's just an opinion, I feel like more people joined that looked at the core
attendance of the group that they were supposed to be and wanted to adhere to that.

Q Okay. And then just to make sure I understand your analogy, the chicken and the biscuit analogy, the chicken is the White supremacy?

A Yes.

Q And the biscuit is the --

A The biscuit was the truth. The biscuits are the truth.

Q Fraternity or -- yeah, okay. But --

A Yeah. The truth about what I felt the group was. Let me just specify there.

Q Sure. And then can you compare Proud Boys' support for President Trump.

So we asked kind of the opposite: What did President Trump think about the Proud Boys?

But now I want to know pre "stand back, standby," what did Proud Boys think of President Trump? And then, afterwards, how did that change?

A I'd say it was like probably 90 percent supported Trump. There was a lot of guys in there that didn't, honestly. There was definitely a lot of guys that did not. And that had been from the beginning. It wasn't just like a President Trump support group. There was a lot of guys that I joined that didn't like Trump. So, but, I mean, after, I'd say they, you know, they definitely showed support for him over anybody else, yeah.

Q Okay.

BY

Q Why do you think 90 percent of the Proud Boys supported Trump? What do you think was attractive about Trump?

A To be honest with you, I don't know. I mean, looking back at it, I guess, because we were all about free speech, and he would say anything that came to his mind.
Looking back, it’s probably not a great idea as a President to, you know, to spout off with anything you want. But I just think he kind of embodied maybe -- he said the right things. Let’s just put it that way. He said the right things that most people wanted to hear.

Q  Got it. Do you have a sense of who those right things are?
A  Issues on gun control, issues on abortion, issues on the way, you know, fiscal stuff, and how to manage the country financially that, I guess, that's -- that was most attractive. That sort of stuff.

Q  Okay. What about stuff he said about antifa?
A  Oh, yeah. I mean, of course, yeah.

Q  What about stuff he said about Black Lives Matter?
A  Yeah, I guess, I guess so. I don't really remember too many of his comments about Black Lives Matter other than -- you know, like I said, I don't remember all of the comments that President Trump made over his 4 years or in his campaign, so I can't say specifically.

Q  Did you hear people talking about his views on immigration?
A  Yes.

Q  People support -- Proud Boys supported his views on immigration?
A  I would say, yes, sir, for the most part.

Q  Got it. Okay.  

Yeah, I think we can take a break now. So it's 11:43. We'll go off the record, and let's come back at 11:50.

[Recess.]

Q  So we're back on the record at 11:52. I want to ask you some questions
before we get into the kind of November/December/January timeframe, just about your
general views on the election. And I want to ask about how you felt at that time. And
you can let me know if your ideas have changed since then. But I kind of want to
understand your mindset going into November, December, January.

A Okay.

Q So, if you can start, generally, what were your feelings about the election? Do you think it was fair? Do you think it was stolen? What were your opinions at that time?

A From the information that I had been getting to me, it seemed like there was
a lot of fraud that was not being recognized or not being talked about at that time. That was kind of my thought process, yeah.

Q Okay. We'll go into a little bit more specifics, but has -- did you change at all, or do you still feel the same way?

A No, I think that, at this point, I think that my view has definitely changed on a lot of stuff. I still -- you know, I feel like there's things that, you know, I may never know because maybe the information may never come down. But, yeah, at this point, I have moved on. I accept, you know, the election results the way they are. And we just have to move on as a country and try to figure it all out together instead of hating each other. I think that we really, really need to come together on stuff instead of the divisiveness.

Q What -- do you recall any kind of specific issues at that time that you were concerned about with the election or its integrity?

A There was some videos, I guess, of what seemed to be election fraud going around. I don't know the legitimacy of them now. I have no idea. But, at the time, that's what I had been fed and been shown.

Q And what were -- kind of what were the news sources or -- just maybe they
weren't news sources, but where were you getting that information?

A  I guess, that's the problem with being trapped in a bubble. On either side, you get trapped in a bubble, and then you don't really get to see the outside views or how to look at things from a different angle. Until you get outside of the bubble, you never really see maybe the stuff you should have been looking at because you were trapped inside the bubble. But, I mean, it was really just information everywhere, on Telegram, on, I mean, everywhere Facebook, Twitter, everything was just feeding you whatever, whatever they wanted to feed you, whatever they knew would trigger you, and whatever you would click on, it would be fed directly -- you get more of that stuff, algorithms, so.

Q  So most of your news then was coming from these social media platforms?

A  Yeah, I would say.

Q  You mentioned Facebook, Twitter, how about Parler?

A  Parler, Telegram.

Q  You were on Parler at the time?

A  Yes, sir.

Q  I imagine might have a couple questions about -- on this topic?

Not right now.

BY:

Q  Okay. Were -- so, given these concerns, were the -- around the election, November 3rd, were the Proud Boys involved in election efforts? So, if you can think of either working on specific campaigns or working -- or doing like poll watching, can you think of -- other than just generally attending political rallies, was there an activity directed specifically at a campaign or at the act of voting, like at a polling place?

A  Not that I can recall or not that I was aware of, no. I think it is possible that there was, but to my knowledge, I don't know of anybody that was specifically involved in
any campaigns or anything like that.

Q Okay. So then it was just generally the going to political rallies that was kind of the form of engagement?

A I would say that -- that's accurate, yes, sir.

Q Let's talk about what you did on election day. I think you mentioned, and I think we know you were in D.C. for the election?

A Yes, sir.

Q Okay. And how did you end up in D.C., or why did you go to D.C.?

A I just wanted to be there. It was a historic night. And there is a bar called Harry's where everyone hangs out. And so the plan was to go up there and hang out at Harry's and watch the election results.

Q Okay. And who do you travel to D.C. with?

A One time I believe I went by myself. I drove myself up, I believe, for that.

Q Yeah, that one I drove up by myself.

A One time I believe I went by myself.

Q And who were you planning on meeting with there?

A Enrique was going. I think that's pretty much the only person that I specifically knew that was going that I can remember off the top of my head.

Q Okay.

A He said we were going to be meeting up with some other people, but that was, you know, par for the course up there, I guess.

Q Okay. I think we have a picture from your time in D.C. that I would like to pull up. This is exhibit 3. And we're going to just share it on the screen, so you should be able to see it.

A And if we can zoom in just a little bit so that we can kind of see faces of people.

Q Is this -- this is a picture from that trip?
A: I can't be specific on the date that that was taken. I don't remember if that was November or the election. But if you know for sure that that was taken on that day, please let me know because I don't remember which date -- what time -- well, what day we went to CNN. But it would make sense since it says "Vote for Trump," that it probably would have been that that trip, yes.

Q: Yeah, my understanding is that this was a November 3rd trip.

A: Okay.

Q: Do you recall going to CNN's headquarters or offices?

A: Yes, sir. Yes, sir.

Q: Okay.

Great. Can you -- do you know all of the people in this picture?

A: Some of them.

Q: Okay. Can you point out and identify the folks that you do know?

A: Real names I don't. I don't specifically know. I know --

Q: Let's start on -- I'm going to direct you to the picture quickly. So you see the cursor is on an individual wearing black that's in front of you?

A: Yeah.

Q: Do you know who that is?

A: I want to say his name is Jonathan. I think that was his name, was Jonathan.

Q: Okay. Are these -- well, I guess, I'll ask generally first --

A: Not a Proud Boy.

Q: Okay. Not a Proud Boy. Yeah, so, when we go through and identify these people, just let me know Proud Boy or not and what their affiliation is with any group, if you know.
I don't know what his affiliation was. I just know he was friends with Enrique, I guess.

And there are two individuals wearing MAGA hats next to you. There's one in like a bucket hat and one in more of a baseball-style cap.

Uh-huh.

The guy with the bucket hat, do you know who that is?

I don't know his real name. They called him Chief Bowles.

Okay. Proud Boy, though?

Yeah, I'm trying to remember it. I don't recall his real name, but they called him Chief Bowles. Yes, he was a Proud Boy.

And then --

Do you mind repeating that? Chief what?

The Witness. Chief Bowles?
1

2 BY

3 Q B-o-w-l-e-s?

4 A Ah, yes, I believe so.

5 Q Okay. And then the individual in the MAGA baseball hat?

6 A His name was Brandon.

7 Q Okay. Is that Brandon Recor?

8 A Recor, yeah -- yes, sir. And he was a Proud Boy.

9 Q Okay. And then there are two women next to them. Do you know who they are?

10 A By names, no, sir. I don’t know their names.

11 Q Okay. Do you know generally who -- like were they associated with somebody, or why -- do you know why they were there?

12 A They were there. This was all Enrique, people he knew that kind of organized that thing.

13 Q What was the thing, or what did you understand it --

14 A Just to go to CNN and go stand out there with signs.

15 Q Okay. And then, obviously, I think that’s Mr. Enrique Tarrio lying in the front of the picture.

16 A Yes.

17 Q And then who is above him to the left of the women?

18 A I do not know who that is.

19 Q Okay. Proud Boy or?

20 A I don’t think so. I don’t think so. But I don’t know for sure, so I can’t say yes or no.
Q | Do you know --
---|------------------
A | He might have been there already when we got there.
Q | Do you know -- I'll ask, generally, are you familiar with Latinos for Trump?
A | Yes. I've heard of the organization, yes.
Q | Are any of these individuals associated with Latinos for Trump, as far as you know?
A | Possibly. There's so many organizations and so many people, and I'm terrible with names and faces. But, yes, there was always pretty much a good presence of Latinos for Trump around us.
Q | Okay. And just tell me what you know of the relationship between Mr. Tarrio and Latinos for Trump?
A | I believe he was on the board --
Q | Okay.
A | -- or director, or something like that.
Q | And do you know Ms. Gracia, Bianca Gracia?
A | I've heard the name Bianca. I don't know the last name specifically. I don't specifically know her. Like I didn't have her phone number. I didn't talk to her. I don't believe that was the -- there was two people named Bianca that I remember up there, and I don't think that's the one that I think I knew better.
Q | Okay.
A | But I heard the name, though.
Q | And then, just to quickly move through the other people in this picture, next to Mr. Tarrio, kneeling behind the sign is a man. Do you know who he was?
A | I don't remember his name. I'll be honest with you. I've seen him on TikTok a few times and talked to him on there. Man of justice is the only way that I
I'll be honest with you; I hung out with him probably three or four different occasions, and I did not get his name.

Q: Okay. Was he a Proud Boy?
A: No, sir, I don't think. No, no, no.

Q: And then I think you said you don't know the two women that are next to him?
A: I believe one is Helena.

Q: Okay. And who is Helena?
A: I think she's the one with her hand on his shoulder. Her name is Helena.

Q: The one without a hat?
A: Yes. Without a hat.

Q: Okay.
A: And the other person that's standing next to her, the other female, I do not know. Then the guy on the far left, I do not know.

Q: Okay. There were some -- at this event, there were some videos taken just of you guys probably walking around. And I have a screen shot from one of the videos. I want to ask one other person. If we can pull up exhibit 10. Do you recall this individual being at that event?
A: I remember seeing him in D.C., and maybe he was there, yeah. I think he did Babies Lives Matter, I think, was like his art thing that he did.

Q: Okay.
A: -- the entire abortion thing. I don't remember -- I don't recall his name off the top of my head, though.

Q: Does the name Taylor Hansen (ph) ring a bell?
A: Taylor, yes. I didn't know his last name, but Taylor now that you say that.
Q Is he associated with the Proud Boys?
A No, he's not a Proud Boy.
Q Do you know who brought him there, what his connection to that group was?
A He probably knew Enrique. I think we -- if I can recall correctly, I first met him election night at -- or the night before election night, or the first night we got up there, which would have, I guess, would have been a Monday night at Harry's. And I was standing with Enrique, I believe, outside, and he walked up, and Enrique grabbed him and said: Hey, you're the guy from Babies Lives Matter.
I believe that's how they met. And they probably exchanged phone numbers and Enrique or him. It might have been his thing that he organized that Enrique decided to go to. But I'm just speculating because I don't know. All I know is someone said: Hey, we're going down to the CNN building.
A And I said okay.
Q Okay. So you think he knew Mr. Tarrio and that they had met the night before?
A I believe so, yes.
Q And then you said, I think, that saw him in D.C. at other events. Is that right?
A November 14th, I believe, and maybe the night that I got stabbed. But, again, that night, December 12th, is a very big blur for me. From there on is very, very spotty memories.
Q And then you said you just drove up. Do you remember where you stayed when you went for that November 3rd trip.
A The Phoenix.
Q The Phoenix. Okay. And we'll talk about a couple other events in D.C.

obviously. But I think you frequently stay at the Phoenix, right, when you would go to

D.C. --

A Yeah.

Q -- more generally?

A Yes.

Q Was there any reason for staying at the Phoenix?

A It was a nice hotel, and we got it cheap because of COVID. But that's

like -- like, originally, I had another place booked, the one above Harry's, the Harrington, I

think it was, is where I was originally going to stay. And then Enrique was like: Hey,

like I got a room over at the Phoenix.

And I was like: What is it?

He told me it was a much nicer hotel. And so I was like: Yeah, I think I'll go to

Phoenix too.

And then it just became -- I knew I liked the hotel. That's where everyone

seemed to go. They had a cool bar in it. And we got it for a reasonable price, a lot

more reasonable than it probably is right now. So I could afford it. And, you know,

there wasn't -- it didn't kill us financially to stay there like it normally would have.

Q I was going to ask, did Enrique pay for your room at the Phoenix Hotel for

November 3rd?

A No, sir, I paid for my own.

Q Was that always the case? Did Enrique ever pay for a hotel room for you?

A To my recollection, no, I always paid for my own way, my own fuel, my own

flights, my own hotel. I paid for everything myself.

Q And then so I think you also started or kind of briefly addressed the story
where you were at a party the night of the 3rd, and that's when you left and encountered the elderly man who was being harassed by a couple of other individuals?

A Correct.

Q What was this party?

A No, that was at Harry's. We were at the bar at Harry's.

Q Okay.

A Yeah, it's where, you know, election night, everybody kind of met up there. And they had a big party outside in the street, and that sort of stuff. So yeah -- that was -- yeah that was Harry's. I don't know which party the gentleman who was attacked was leaving, but I figured there was probably like election night parties all over D.C. It would just be my assumption.

Q Just to understand Harry's and the Hotel Harrington, I understand that kind of became a meeting spot for Proud Boys. Is that right?

A Yes, sir.

Q And when did that start? Do you know?

A Before I even went to D.C. I think they always kind of went there. It was like a Republican bar; more Republicans hung out there. So I guess they felt more accepted there. They knew they wouldn't get kicked out. So I think that's why they went there.

Q So there was already a history of Proud Boys going to Harry's and Hotel Harrington. Did that like increase over November, December, January --

A Yeah.

Q -- or it's just always a popular bar?

A Well, that's where they always stayed. The numbers increased on how many people would show up, obviously, yeah. But I think that's where everybody
always stayed was at Harry's and at Harrington.

Q And when you say "everybody," are you just talking about other Proud Boys?
A Yes.
Q Okay.
A Anytime they went to D.C. for any kind of event or to do a rally or a protest
or whatever they went for, I guess, Enrique had a good relationship with, I believe, the
owner's name is John. I believe they had a relationship, and there was an understanding
there that they wouldn't cause any trouble there for the business. But, yeah, so I think
that's where they always stayed. I never went to any other D.C. rallies or anything
before -- election night was my first trip to D.C.
Q And then I also wanted to ask kind of the same question. You mentioned
everybody would say at the Hotel Phoenix or more people started staying there. When
you say "everybody," you just mean Proud Boys?
A No, I think there was a lot of -- there was a lot of people that stayed at the
Phoenix, obviously.
Q Okay. Yeah. Can you describe some of the other either individuals or
groups that you knew also were staying at the Hotel Phoenix kind of on a regular basis?
A I think some of the Latinos for Trump stayed there. But, again, I don't know
what association all these other people have with any other groups. I am speculating.
I may have heard, hey, that person is with Latinos for Trump, or they may have had a shirt
on that said Latinos for Trump. So I would assume that they were a part of the
organization, but I don't know everybody that -- that's just not my, my memory type. I
can't remember what every, you know, what person was in what organization. I don't
have that type of mind. Mine doesn't work that way.
Q Yeah, and --
I'll do the best I can.

Right. Understood. Just to the best of your recollection. And even if you don't know for sure, but, you know, you heard from somebody, "Oh, there is a couple people from Latinos for Trump staying here," that's responsive and valuable information. So just let me know if, you know, if it's, yeah, if it's that situation where you --

Yeah, I'm not trying to -- I just want you to know I am not trying to be dishonest; I just don't remember.

Yeah. I understand.

How about, in addition to Latinos for Trump, any other organizations you either just heard about that were also staying there?

Not off the top of my head, no. I don't remember anybody else staying there.

Other than the Phoenix Hotel and the Hotel Harrington and Harry's bar, any other kind of popular hangouts places that you congregated at as Proud Boys?

Congregated at, no; just there was usually the bar in the Phoenix or the bar -- or Harry's, is pretty much the two places that we were at. And we really -- I don't think it was widely known that we were staying at the Phoenix. It was kind of a way to avoid having our hotel room burnt down or something in the middle the night. You know, we just didn't know. So nobody really keyed in on the fact that we were at the Phoenix or really knew about the Harrington. The reason I chose to stay, once I realize that, I was like: Okay, well, if I stay over here, we're less likely to have a hotel get attacked or something like that.

So --

Had that happened in the past?

I believe November 14th it did. November 14th. Yeah, November 14th, a
lot of hotels were attacked that night, yeah.

Q  Okay. We can -- we'll talk about November 14th shortly, and I can ask you about that.

A  Okay.

Q  And then the event on November 3rd, or not the event, but the purpose of going for November 3rd, would you -- in kind of the quality of that day and the reason that you were going, would you say it was different from November 14th than like December 12th; you were just a small group going for the election as opposed to attending a large rally. Is that right?

A  Absolutely. I would agree with that, yes.

Q  Sorry. And then, other than you meeting with Enrique, are there any particular Proud Boys that you remember that you planned to meet for the November 3rd trip?

A  That I knew about ahead of time, no. I did meet up with people when I was there. But that I can recall knowing were going to be there, no, I can't. I think I had heard that maybe some of the D.C. guys that were in the D.C. chapter were going to be there, but that's really all I can remember, specifically.

Q  Okay. How well do you know the D.C. chapter? Like do you know who the president at that time was?

A  No. I believe I met him, but I don't remember anything about him, his name, or any of that stuff.

Q  Do you know, do chapters have sergeant at arms also?

A  I believe some of them do yes, sir.

Q  Some of them. Okay. Do you know if the D.C. chapter had a sergeant at arms?
A: I couldn't tell you. I don't know.

Q: And then just the last question on November 3rd, any Proud Boys that you met there that then you also saw at later rallies in D.C., like November 14th and December 12th?

A: Yeah, Brandon Recor was there.

Q: What events did Brandon Recor go to?

A: I think he was there November 14th and December 12th. I don't know about --

Q: Okay.

A: -- I don't know about January 6th.

Q: Okay.

A: Chief Bowles was there, I believe, both the 14th and December 12th. Actually, you know what; he might not have been at December 12th. I can't recall. I don't want to say one way or another if I don't remember. So I'm just going to say I know he was at November 14th.

Q: All right. So we're going to move into those events in November and December that sort of led up to January 6th. But I want to first make a distinction and ask you a couple of questions. So I understand a lot of times you would attend rallies, and part of your purpose for attending the rally was to either defend against attacks from opposition protesters, and that's one sort of activity that you might do at a rally.

A: Uh-huh.

Q: I want to draw the distinction that just on your own just showing up to do that sort of -- perform that sort of work versus going as like personal security for an individual or at the request of an organization. Does that distinction make sense to you?
A Yes. Now, are you saying going ahead of time with the intention of going
to do something for another? Or when it so happens that we get there and somebody
asks us to do something?
Q Yeah, well, let me just give you an example so we can be clear about what
we're talking about.
A Okay.
Q So Latinos for Trump had a presence on November 14th, December 12th,
and January 6th. And there were individuals that went with the intention of providing
security for members of Latinos for Trump.
A Okay.
Q And so I just want to draw the distinction between sometimes we have a
hard time talking about personal security versus, you know, just showing up to protect
whoever might be there.
A Okay.
Q Okay. So I want to ask, were you ever asked by any organizations other
than the Proud Boys to provide security for that organization or individuals that were part
of the organization?
A Yes.
Q Okay. And when did that happen?
A November 14th, during the day, it was -- I didn't know about it ahead of
time, but we all left the hotel, we walked down to -- is it Freedom Square or Freedom
Park? I can't remember the --
Q Freedom Plaza.
A Freedom Plaza. That's it. We all walked down to Freedom Plaza, and
Enrique went to a hotel that was there. The W maybe?
Q  The JW Marriott?
A  I just remember --
Q  There's actually three hotels there: the JW Marriott, the Willard, and the W.
A  Oh, okay.  It was in the area of the Willard and the W.
Q  Okay.
A  I don't remember which hotel it was, but there was a probably about 20 of us like standing around right there.  And he grabbed a couple of us.  And we went upstairs in the hotel.  I had no idea we were going, and then walked into a conference room and Alex Jones was there and his security team.  His security team then, I guess -- I guess Enrique had, prior to going up there, had already agreed, to say:  Hey, yeah, we can get some guys to walk around you and help keep the crowd off of you.  Just kind of put a circle around you because Alex Jones' people, you know, wanted to run up and hug him and whatever.  And so the only -- I guess what they -- what the idea was to kind of form a circle around them to keep them off of him so he could walk.  And so I guess he had already arranged it.  And we went upstairs.  There was about five of us that went up there.  And his security team came to us, and we were talking to his security people. And we were like, well, we can get probably 15, 20 guys to walk in a circle around you guys and help keep people off of him.

It wasn't a security in fear of anyone hurting him.  It was more of like just forming a barrier from his fans to try and keep people off of him so he could walk, is how -- really how we looked at it.
Q  Like a crowd control function sort of?
A  Yeah, just to try to keep people, you know -- if you ever seen celebrities, you know, it would be like the Rolling Stones walking through a group their fans.  They need people to, you know, keep them off.  I'm not comparing Alex to the Rolling Stones by
any means. I'm just, you know, giving an example.

Q Yeah, I understand. Do you know who his security team was or --

A Names, I don't know. I had met them multiple times. Just from being at rallies, I always run into them. I remember their faces, but I don't think I ever really even caught their names.

Q Do you know if they were like hired professional security, or were they also sort of like an organization that aligned ideologically and wanted to --

A Yeah, I believe they were a hired professional security team.

Q And then so what did you guys end up doing for Mr. Jones that day?

A Like I said, probably about maybe 15 of us or so. I can't remember the exact numbers -- I'm kind of guesstimating here -- just kind of formed a circle around him with his security team, kind of extended the security team a little bit. Because I think he only had like four guys with him, and that wasn't going to be enough. So we kind of extend it around and just kept, you know, people from going off, you know, running up and impeding him from walking up to the Supreme Court. We walked to Supreme Court. We helped to make sure that he got on the stage to speak. And then at least I want to say we tried to get him to the stage. I don't know if he ended up speaking. I think he did. It was a very confusing day. And then we got him back out of there and walked not down the main drag where we would have come up from Freedom Park but the next road over. I guess, it has to be -- if I can remember -- maybe another park on the left side.

Q Yeah, there's Pennsylvania Avenue that runs on the south side of Freedom Plaza. But that's fine if you have no idea --

A -- you can show me the road, you can take me to the road today, and I probably wouldn't even remember it.
And we walked him back down to where his hotel was, and then we left.

Q Okay. So you said that it seemed like -- well, I'll backtrack a little bit. Did Mr. Tarrio tell you that he had pre-arranged this security detail with Mr. Jones?

A No. I don't believe so. I think --

Q How did you --

A He told us once we got up there. He was like: Hey, we're going to do security.

I mean, I had no idea we were going up there. He was like: Hey, just come on, let's go, you guys come with me.

Q Do you recall who the other Proud Boys were that did that?

A I do not remember offhand to be honest with you. There was guys that were like, "Yeah, yeah, I was there helping you with security on with Alex Jones," and I don't remember.

Q Okay. You know, obviously, you didn't know you were going to be doing that for Mr. Jones. But did you go prepared to do some sort of security work, or were you just doing kind of the general rally protection type work?

A That would be accurate. Yeah, I was just kind of -- we always went with the thought of you may have to like step in between somebody. You may have to put yourself in between somebody else, you know, to stop them from getting hurt or to stop a fight from happening or whatever. So, yeah, you may have defend somebody else. So I always kind of went with that, that mindset that I may have to defend somebody else.

Q Were there any other times -- so November 14th providing security for Mr. Jones, any other times that you can recall like that where you were asked to specifically provide security for a person or a group?
A: Not that I can recall other than I know Enrique had one of his girlfriends there, one of the many, and I don’t remember -- I can’t remember her name. But, anyway, like she would just kind of be close, and I would always just keep an eye on her, make sure nobody came up and, you know, assaulted her because she was a tiny little female. So, obviously, you know, when there’s females around, I always tried to make sure that there was -- you know, I always kept an eye out there. I’m protective over women, so.

Q: Okay. No other kind of celebrities or VIPs that you remember providing security for?

A: No, sir. Not that I can -- not that I can recall, no.

Q: How about hearing about Proud Boys doing security for other celebrities or VIPs?

A: I’ve heard about it before, yeah.

Q: And what individuals do you recall?

A: Ann Coulter.

Q: When was that?

A: I think that was back in like 2016 or 2017, maybe. It was way back when they did it for Anne Coulter. Kyle Rittenhouse.

Q: For all these people, if you can just give me -- if know a timeframe or like a specific event that you’re thinking of that Proud Boys did that sort of security work?

A: Kyle Rittenhouse was, I believe, January 5th maybe. I think it was the day before that because he had a hearing, and they had put his lawyer’s office out in like antifa circles, and there was a threat that they were going to try to kill him or something at his lawyer’s office. So I believe it was January 5th or 4th. I don’t remember the specific day. But, yeah, there was a group of Proud Boys --
Q 2021?
A What's that?
Q 2021?
A Yeah, I believe so. I believe it was 2021.
Q Like at the same time as January 6th?
A Yeah, yeah.
Q Okay. Anybody else that you're thinking. How about Roger Stone?
A I'm sure they have. I know -- I've heard multiple times that they just go hang out with Roger. I didn't know they were doing actual security for him.
[12:27 p.m.]

Q: So just on the topic of Mr. Stone, I know -- are you familiar that he has before publicly, has made the -- let me back up.

To become a member of the Proud Boys, to be first degree, there's like a public statement that you have to make, right? Is that correct?

A: There's more that goes into it than that, yes. But, that's one of the things, yeah.

Q: Okay. And are you aware, have you seen that Roger Stone has made that statement publicly?

A: I wasn't actually. I didn't know that he was.

Q: Okay. I mean, is -- I guess the upshot of that, all that questioning is, is Mr. Stone a Proud Boy or is he considered a Proud Boy?

A: To my knowledge, no.

Q: What else do you have to do after, other than making the public statement?

A: Well, you would've had to go through, like, a vetting. Each chapter has their own vetting process. So you would've had to go through vetting and spend a certain amount of time in the chat room seeing how you interacted with other people before whoever did the vetting for that particular chapter would say, okay, yeah, we'll give this guy his first degree.

Q: Okay. And then what did you -- when you were going to a rally and you know that you might put yourself in between a counterprotester and a protester, what did you do to prepare for that?

A: Depended on what the threat was. Usually I would wear a tactical vest
with a stab plate in it, which obviously didn't work in my case.

Q I take it that you purchased that vest on your own?

A Yes.

Q Okay. Did the Proud Boys ever help members buy this sort of protective gear?

A I'm sure, yeah.

Q Okay.

A Yeah, I'm sure they have.

Q That's what some of the fundraisers were for at times? Is that correct?

A It depends. Each fundraiser was different. I know a lot of guys just went and purchased them on their own. Everybody had -- would just go out and -- they're not expensive. They're not, like, really ridiculously expensive. You can go buy a vest on Wish.Com or something for probably $25 bucks that will ship to your house. So it's not like they were thousands of dollar vests. But I'm sure at some point -- yeah, I'm sure at some point that they did.

Q Oh, at some point somebody did, yeah.

A Yeah.

Q Yeah, I gotcha. Okay. And then just still kind of speaking generally, were there any other groups or organizations that you knew of that were doing the same sort of either rally protection work or personal security work either at the November, December, or any other events around that time?

A That I knew specifically of doing something? No.

Q Okay.

A I can make my assumptions. But that I knew specifically of anybody else doing security for anybody else, no.
Q Okay. We'll talk some more about these groups, but I'm just going to name them and tell me what you know about them and kind of what your -- just give me an idea of your knowledge of these groups.

So the first is a group called First Amendment Praetorians. Have you ever heard that name?

A Never.

Q Okay. Sometimes they just go by 1AP.

A Never.

Q All right. Oath Keepers?

A Obviously, yes, I've heard of the Oath Keepers.

Q Okay. I want to distinguish a little bit from what you've learned about the Oath Keepers recently and what you knew at the time.

So going back to November of 2021 for that November 14th event, were you aware of the Oath Keepers at that time?

A I had heard of them, but up to that point everyone called them the Oath Breakers. So it wasn’t like they were on friendly terms with us.

Q Why were they called the Oath Breakers?

A I guess they had -- in the Pacific Northwest they agreed to go out and show up to a few rallies and said they were bringing a couple hundred people. And then they would just not show up and leave guys kind of, for lack of a better term, peeing in the wind.

So I guess there was definitely some animosity between the Proud Boys and the Oath Keepers. I don’t think that they were very friendly at the time.

Q Okay. And who -- who did you --

A And mind you -- hold on, let me stop you there for a second. That is all
hearsay. It's just what I heard through the grapevine. I have no personal knowledge of any actual events where that happened. That was just what I was told.

Q: Got it. And who told you that, or do you remember who you heard that from?

A: I couldn't remember, to be honest with you. There's groups with thousands of people in them. Somebody could've called them that.

Q: Okay. In the November, December, January time frame, so, like, November 14th up to, like, January 6th, did you ever hear Mr. Tarrio talk about the Oath Keepers?

A: Not that I can recall, no.

Q: Okay. And then did he -- do you know if he was aware of or knew or had feelings about the situation in the Pacific Northwest where you said the Oath Keepers were supposed to show up in numbers and then just didn't appear? Did you ever hear him talk about that?

A: I don't remember hearing him talk about that, no, sir.

Q: And then we'll talk a little bit more about Oath Keepers later, but how about just another group, the Three Percenters?

A: I've heard of the Three Percenters, yes.

Q: Okay. And what do you know of the Three -- or about the Three Percenters?

A: I don't know much, to be honest with you. I know that they drive around with little stickers on the back of their car. And I don't know that they're a militia that I know of. I just know that they were very loose knit -- I mean, people wore the Three Percent thing all the time, so I don't know if they were like a specific group or not. I had heard that they were, then I heard that they weren't. I don't specifically know that
much about the Three Percenters.

Q  Do you know if there was -- do you know of any members of the Proud Boys that also identified as Three Percenters?

A  It's possible, but specifically, off the top of my head, no.

Q  Do you know of a Proud Boy with the last name Geesewein (ph)?

A  The only way I know him is from being in the news. He was a guy that looked like Gavin apparently.

Q  I think -- yeah, I do think people have drawn that comparison.

A  Yeah.

Q  Okay. And then I know you said you purchased your protective gear -- well, actually, I think you've already answered that. I'll move on.

You talked about providing personal security for Mr. Jones. Do you recall Proud Boys providing personal security for Latinos for Trump or any members of Latinos for Trump?

A  Yes.

Q  Okay. And when was that?

A  It was one of the rallies. I don't specifically remember which one. And I remember, they weren't specifically -- and I don't remember if at the time they were Proud Boys or not. I think eventually they were, but I don't know. I think they were.

But they were protecting, I guess, one woman. There was two guys from Florida area, and I don't remember their names, but they were protecting a woman.

Q  Does the name George Meza or Asher Meza ring a bell, or Rabbi Meza or Rabbi Asher --

A  Yes, I know who Asher is.

Q  Okay. He has a lot of names. Rabbi -- generally rabbi something. Okay.
And was that one of those two individuals?

A I don’t know, to be honest with you. I can’t recall, to be honest with you, if he was one of them or not.

Q Okay. All right. So then focusing on now specifically the November 14th event, how did you get up to the November 14th rally?

A Drove.

Q Drove. And did you drive by yourself?

A November, I think I drove my car, and I picked up my friend Bill.

Q And is Bill a Proud Boy?

A Yes.

Q Okay. What’s -- do you know Bill’s last name?

A Whicker.

Q Okay. And then what was -- kind of what was the purpose behind going up for November 14th, or what did you think you were going to do?

A Going to protest. We were going to protest.

Q And just generally, what were you going to protest? What was your message that you were trying to get out?

A What we believed was fraudulent election results.

Q What were your conversations with -- did you coordinate your plans with Mr. Tarrio, first I’ll ask --

A Yes.

Q -- on November 14th? Okay.

And do you know how he got from -- was he in Florida at the time when he went up for November 14th?

A Yes, I believe so.
Q And do you know how he got from Florida to D.C.?

A Probably flew. He usually always flew. He never really drove.

Q Okay. I'll just represent to you that we've seen documents, talked to witnesses that said that Mr. Tarrio flew on a private plane with some other Proud Boys up to D.C. for the event on the 14th. Do you ever remember hearing anything about that?

A I remember hearing it. For some reason I thought it was the December 12th one that they flew up for on the private jet.

Q Okay.

A Yeah, I think that -- I can't be specific, but I thought that's -- I thought it was for the 12th one, but maybe it was for the 14th.

Q Did you ever hear about how that was paid for? I mean, was it normal for Mr. Tarrio to fly on a private jet?

A Not that I knew of. But, like I said, I mean, I've said this multiple times, Enrique plays everything pretty close to the chest, always has.

So I -- again, we didn't -- I didn't know about the plan to escort Alex Jones until we were literally standing in the room with him. He just didn't tell -- at least didn't tell me much.

Q Okay. So then other than just noting that Mr. Tarrio had flown on a private jet either for November 14th or December 12th, you don't know anything about details of how that was paid for?

A I think I specifically remember someone saying they split it between everybody and that it wasn't that expensive. Because I was like, how are you guys affording a private jet? And I think I remember someone saying that they had split it. But again, that's hearsay. So my on-the-record answer would be I don't know how it was paid for.
Okay. Then I guess I'll just -- I can also represent to you, having spoken to witnesses that -- or individuals that flew on that plane with him, they didn't split the plane and other individuals didn't know how it was paid for. So, I guess --

Seems like par for the course.

Yeah, I guess that's kind of what I'm asking. Or why would you say that's par for the course? What about that is kind of typical?

Just the playing things close to the chest, not telling anybody what's going on.

And that's typical of Mr. Tarrio?

Mr. Wellborn. Yeah.

Yeah, I mean -- yeah, I've said that before, yeah.

The Witness. Yeah.

Not a secret.

What -- I'm assuming there are a couple incidents or things that led you to that conclusion that he was playing things close to the chest or wasn't telling you everything. What are -- are there any other specific incidents you're thinking of where you've now found out he was playing something close to the chest?

Specifically, I guess I would say the -- yeah, I guess, the Alex Jones thing, the -- obviously, the 1776, what was it, the 1776 revised -- revisited or something?

Returns.

Returns, yeah. Yeah, that was very close to the chest, obviously.

I'd say just a lot of stuff. You never knew what move he was making. He kind of had the -- we called him the sewer rat because he would literally drop -- he'd be standing next to you and then you'd turn around for a second and he was gone and he
was off doing something else with somebody else, and you just never knew what he had going on.

Q And then when you said the Alex Jones thing, you’re talking about providing security on the 14th, that was just kind of a surprise and you didn’t realize --

A Yes, sir.

Q -- he had arranged that?

A Yes, sir.

Q Was that a problem or controversial at all?

A I don't think so. I don't think so. I think we all -- I mean, I thought it was pretty cool. You know, I used to watch Alex back when he had hair. So it was pretty cool to be able to, I guess, be there and meet him and whatever.

But, yeah, I don't think it was much of a big problem, because it wasn't like he was, that I knew of, paying for security for us. It was just something that we chose to do.

Q Okay. Other than the providing security for Mr. Jones, did you get a sense from any other interactions or anything else that Mr. Tarrio was involved in that he was, like, involved in the planning and organization of the November 14th event?

I'll stop there and let you answer that question, but I can get a little bit more specific for you.

A Yeah, if you can, because I don't know if you’re talking about planning for the whole event or just planning for what the group was supposed to do.

Q I mean planning outside of just what the Proud Boys were going to do. So there were various organizers of the November 14th event. One of them -- and we can run through a couple of them and you can tell me if you’re familiar with these organizations -- but one of the primary ones was a group called Women for America First.
Have you ever heard of that group?

A I have not.

Q Okay. And then I'm going to name a couple people that are associated with that group, individuals, and just let me know if you're familiar with their names or if you know who they are.

A Okay.

Q Amy or Kylie Kremer?

A I don't know that name.

Q Okay. And then also associated with Women for America First is a man named Charles Bowman. Do you know Charles Bowman?

A I do not.

Q Okay. And then the Chafians, a husband and wife, Cindy and Scott Chafian?

A I do not know them, no, sir.

Q Okay. And then other than Alex Jones, a couple other individuals. Did you -- or do you know of any Proud Boys interacting or doing anything with Roger Stone for the November 14th event?

A No, sir, I didn't. I don't even know if Roger was there, to be honest with you, that I can remember. I don't remember him being there.

Q Okay. And then we haven't talked about him yet, but do you know Ali Alexander, or do you know who he is?

A I have met him, yes, sir.

Q Okay.

A Briefly.

Q Okay. And he is the leader of an organization called Stop the Steal. Is
that right?

A   I thought he was the leader of Blacks for Trump.

Q   Okay.

A   That's what I thought, but I know there was a -- I don't know if there was an organization called Stop the Steal. I thought Stop the Steal was just the name of, like, the protest on November 14th, I think it was.

Q   For purposes of the kind of later discussions, there is an organization called Stop the Steal.

A   Okay.

Q   And Mr. Alexander is a leader of, associated with, founded that movement or that -- sorry, not the movement, the organization.

A   Okay. Roger that.

Q   And then you said that you have met Mr. Alexander?

A   Yes. I wouldn't say been formally introduced, but I -- I don't know if he was at the dinner in Atlanta or not, but I saw him in Atlanta at one of the rallies in Atlanta, the one that happened at the Statehouse, I guess it would be considered, the capitol there.

Q   Yeah. And that was just shortly after the November 14th election, I think, on November 18th. Is that right?

A   Yeah, it was just a few days after that November 14th thing, yes.

Q   All right. We'll talk about some of the details of that next. Okay.

And then for the November 14th event, I know you said you just generally knew of the Oath Keepers and had heard them referred to as Oath Breakers.

A   Uh-huh.

Q   Did you interact with any Oath Keepers on November 14th or hear about Oath Keepers being present?
I believe a few guys walked by us in, like, full-on tac gear, like full-on, I'm talking Kevlar, helmets, all that stuff, very larky like, and obviously no weapons. But they -- I think I heard someone say those might be the Oath Keepers.

That's really the only interaction that I've really ever had with the Oath Keepers. They walked by and, like, fist bumped everybody or something like that. But that was about it. That's the extent of it.

Q Okay. Do you know -- do you now know who Mr. Stewart Rhodes is?
A I have never met him. I've never seen him in person that I can recall. I think the only time I've ever heard of him is after he was arrested.

Q Okay. And so you never heard Mr. Tarrio talk about Mr. Rhodes or any opinions about him?
A No, sir.

Q Okay. All right. So then let's, if we can, just kind of walk through the day of the 14th.

I know you said you were around Freedom Plaza, went into the hotel with Mr. Tarrio, met the security team, and ended up just kind of following Mr. Jones around that day and providing some crowd control and security.

Any other -- what else happened that day, if you want to maybe start in the morning and lead me up to when you met Mr. Jones?

A Morning time we met up at Harry's like we always do in the morning. Everybody kind of came down to Harry's. We hung out there for a little bit.

Then everyone kind of formed up, and we walked towards -- we stopped at a -- maybe a Walgreens or something. And I remember it being funny because somebody -- one of the people that hated us, I guess, tweeted the Proud Boys are on the move and then -- or they're marching and then dot, dot, dot, towards Walgreens.
So I think we stopped at Walgreens because somebody had to get cigarettes.

And so there was a crowd of a few hundred people marching together and then they all stopped at Walgreens.

And then we made our way to Freedom Plaza. We walked into Freedom Plaza. That's when the whole meeting with Alex Jones took place that I just explained to you.

We walked Alex Jones --

Q Let's stop there for just one second.

A Okay.

Q So you said the group of Proud Boys for that day was a few hundred?

A No. I don't think there was that many, but there was a lot of other people there that weren't Proud Boys that marched alongside of us and behind us, yeah.

Q Okay.

A And, unfortunately, in front of us, because I trip ad few times.

Q Do you know, was there some other, like, uniting factor, or why did these other people join you in that march?

A I don't know specifically. I think people were just kind of filtering down that area and then they would -- they saw all of the commotion over there by Harry's, so they all kind of just fell in. And then when we started taking off marching down there everybody just kind of fell in behind us.

Q Okay.

A I think that -- I mean, unless it was organized without me knowing about that, but I think that's probably what happened. That's usually what happened when we went.

Q About, if you have a guess, do you have a guess at how many Proud Boys met for that event in that march that you're talking about?
A: I'd say maybe 200, maybe.

Q: Okay. Two hundred Proud Boys and then plus another couple folks that just joined you?

A: Yeah. It could've been more, honestly, I just -- I don't remember. Obviously December 12th was a lot larger. But I think in real -- real, honest numbers, there was probably two, maybe two hundred Proud Boys, 175 or something.

Q: Okay.

A: Obviously it was -- it was blown up whenever anybody said, oh, yeah, we had 500 Proud Boys there. The numbers were kind of expanded.

Q: This might be an opportunity to introduce a term, and let me ask you about it. Do you use the word "normies" or term "normies"?

A: Yes, sir.

Q: And what does that mean to you?

A: A normie would just be a regular just Trump supporter who may not -- like a boomer or just something of that nature, just a normal -- somebody who wasn't in the Proud Boys or somebody who wasn't just -- they agree with everything, they just weren't in the Proud Boys.

Q: Right.

A: Just that would be a normie, I guess.

Q: So just unaffiliated. Would you call an Oath Keeper a normie or is it just --

A: No, I don't think so. I don't think I would've referred to them as a normie.

Q: So a normie is just an unaffiliated Trump supporter, MAGA individual?

A: Yeah, I would say that, yeah.

Q: Okay. So a bunch of normies joined the Proud Boys on the march to Freedom Plaza?
A Yeah, I would say that. And a lot of it was media too. A lot of the crowd was media.

Q All right. Then, sorry, you can go ahead. So you went to Walgreens, went to Freedom Plaza.

A Yep. Then we met up with Alex Jones, walked him to Supreme Court. I believe he spoke --

Q How -- sorry, not to interrupt you again. How -- do you know how the group was selected to be the folks that provided security for Jones?

A It was just the people that happened to be standing around when we walked outside.

Q Okay. Was it people that were particularly close to Mr. Tarrio or just really --

A They were just random guys that were wearing black and yellow he just grabbed up and said, hey, come on, come walk with us.

Q Okay. And then sorry I interrupted you.

A That's okay.

Q So you met up with Alex Jones?

A Uh-huh. Walked him up to the Supreme Court. He spoke, to my recollection, he spoke.

Then we went down the back road -- the back way, walked him back towards the hotel. Happened to catch Trump's motorcade coming up, so we kind of rushed back to Pennsylvania Ave, I think it was that he drove down, caught him going by.

And then kept walking to -- we got him close to his hotel. And then we split off and walked back to the Phoenix from there. We may have stopped at Harry's for a few minutes, and then we walked back to Phoenix after that and everybody kind of went back
to relax.

Q How -- so that's during the daytime.

A Yes.

Q Were there any interactions with counterprotesters as that day went on, that you can recall, during the day?

A That I witnessed personally? The only interactions with the counterprotesters that I remember is when we got close to Supreme Court. I was busy kind of trying to help navigate through the crowd to get Alex to the stage, but I remember there being a group of probably 50, looked like black bloc/antifa members on the other side of a barrier. And everyone was kind of just yelling at each other back and forth. But I didn't really engage because I had other stuff going on.

So that I witnessed during the day? Not much, no. Maybe a couple of people standing with a sign, that maybe somebody would go up and talk to them about their sign. But that -- I think -- actually, I think, now that I recall, somebody -- and I don't know if it was -- I don't think it was one of our guys, but somebody snatched a sign from someone and we made him give it back because -- yeah, yeah, I think that was the case. I think that happened at -- during that rally, during the day. But that's really the only thing that I can remember.

Q Okay. So then you went back to the Hotel Phoenix and kind of folks dispersed to their hotels. Did you meet up again that night?

A Yes.

Q Okay. And walk me through the night if you can.

A Well, we weren't planning on it, we weren't planning on going back out. We were planning on everyone just going back to the hotel, getting some dinner. We had been out for probably 6, 7 hours walking nonstop, sweating, so we all just wanted to
I hadn't eaten. We were supposed to go down to the restaurant in the hotel and go -- just get some food, have some drinks, call it a night, and everybody just stay inside. And we started seeing videos come across and messages from everybody saying, hey, they're down here at Harry's attacking the bar. And we started -- they had -- I guess the black bloc protesters had -- or counterprotesters, I guess you would say -- had a bunch of people penned up in a, I guess, a store or something. They were throwing fireworks into the store, like the mortars that they throw at people. They were throwing mortars there. They were throwing mortars at people eating outside the restaurants.

And so we all kind of collectively said, hey, let's get prepared in case we've got to -- something goes down here at the hotel, in case they come up here. And that's when we heard, I guess, that they were trying to set the whatever hotel Alex Jones was on -- was in -- on fire. They started fires in the lobby.

And so that's when everybody said -- everyone was, like, okay, let's just all go back down to Harry's. They were outside of Harry's trying to break through the police line to get to the guys that were -- that had been staying at Harry's.

And so it became kind of, I guess, one of those nights where we kind of just walked around. We went down to Harry's, met up with a lot of other people, and then we just kind of walked around the city trying to keep them occupied so they weren't assaulting or trying to burn people -- burn down hotels and stuff. So, yeah. And that's when we ended up meeting up with them.

Q Do you guys refer to that kind of activity as, like, a night march? Have you heard that term before?

A Yeah, I guess you could say night march, yeah.
Q  Okay. And then, so other than the events you just described, any particular interactions between Proud Boys and counterprotesters, antifa, black bloc, whatever group --

A  Oh, yeah, absolutely, there was a lot that night.

Q  Okay. Let’s try to quantify it a little bit. Do you have an idea of how many kind of violent interactions, let’s start with that, not just kind of yelling at each other but actually fights that Proud Boys and counterprotesters engaged in?

I want to -- and let me preface this with, I kind of just want to understand a little bit to compare November 14th to December 12th and understand was one event more violent than the other. I think I know from your perspective what the answer to that question is, obviously, but --

A  Actually -- actually, on my -- I felt like November 14th was more violent.

Q  Okay.

A  They were -- I guess the counterprotesters were a little bit more bold and that sort of thing, cornering people in lobbies and stuff like that.

And so we -- when we went out we stopped. And I’d say there was probably three or four that I can recall kind of -- well, I’m probably -- if you break it down, it's probably two different episodes, but they happened within like 5 to 7 minutes of each other. And after that it was all done. Like, they all went home, we all went back to the hotels, and that was it.

Q  What are those two episodes that you’re recalling?

A  The one episode is when they were trying to burn down a hotel. I can't remember the name of the hotel. We had been walking around and we found them there.

I guess Enrique had some guys undercover that were marching with that group
and sending him back locations and what was happening and kind of reporting back, hey, they're over here trying to burn down this place. They were all undercover in masks, and they thought that they were part of that group.

So he was like, hey, they're over here trying to burn down this hotel or whatever he was -- information he was being fed. He didn't tell anybody, but he just kind of marched in whatever direction.

And when we got there to them, immediately, as soon as they saw us walking up, they started hurling projectiles at us and spraying pepper spray or bear mace or whatever they had towards us.

And that's when pretty much a big confrontation happened in the middle of the street in front of the hotel. Yeah, I remember I got hit with pepper spray, a rock, and a water bottle all within about 7 seconds of just walking.

So, yeah, I'd say it was pretty violent.

Q  Okay.

A  On a whole, I would say that was more violent than December 12th. Personally, no, I'd say mine -- my experience was worse on December 12th.

Q  Would you say -- what was the Proud Boys' kind of impression walking away from November 14th of how that day or that event went? I'll start there generally.

A  I would say, as a whole, the group felt like we defended people who couldn't defend themselves. We stopped possibly people dying in the hotels from being burned. I'd say that was kind of the general consensus.

Q  Was there a feeling at all that the Proud Boys were, like, caught off guard or were less prepared than they should have been or that, like, when you come back for December 12th you needed to be more prepared?

A  I don't think that I ever got that impression, no.
Q Okay.

A Not that I -- not -- no. I just think we weren't -- I mean, we'd been through stuff like that before with counterprotesters hurling bricks and stuff at us before. We've been through that.

So I just didn't know -- I personally didn't think that they would be literally trying to burn down hotels with people in them. So it was -- and watching people outside just sitting on a patio getting a mortar, a giant mortar thrown right at their table and blow up in their face. I mean, that was different for me. I was like, I wasn't expecting that, but -- I mean, I should have, but I didn't.

But, yeah, I'd say they -- they don't -- I don't think they went into December 12th -- or the group did -- thinking that they were underprepared the last time.

Q All right. Any questions from my other colleagues about November 14th before I move on?

Okay. Hearing none.

Okay. So then, let's move to that November 18th rally. And that was in Atlanta, Georgia, right?

A Yeah. I don't know the date, but you probably do. I think that was the date.

Q Okay. Yeah. But it sounds about right, a couple days after November 14th?

A I would say that, yeah, that's correct. That's accurate.

Q And how did -- so given that it was just a couple days, did you, like, travel straight down to Atlanta? Did you stop at home?

A No, I stopped at home.

Q Okay. And what was the plan for Atlanta?
A. Well, I didn't have to work, so I was, like, okay, well, Enrique said he was
going to be down in Atlanta. I was like, oh, heck, I'll come up and meet you.

I didn't really know, I don't think, what was really happening. He was just like,
hey, I'm coming down to Atlanta. They've got an event in Atlanta we're going to -- I'm
going to go to. I was like, well, heck, you're only 3 hours from me. I'll come down and
meet up with you.

So it was really just me, him, and like maybe one other guy that went to that.

Q Who's the other guy?

A I think his name was Pierce.

Q Okay. Do you know -- is that a last name?

A I -- no, I don't know if that was his first or his last name. I think he used to
have a podcast, maybe Blackballed podcast, maybe.

Q So I know that -- correct me if I'm wrong -- I think you said the first time you
met Mr. Tarrio was early 2020 when you were organizing some flag waving events?

A No, I didn't meet him there. I didn't meet him yet. I talked to him on the
phone.

Q Sorry. That's when you first started communicating.

A Yes.

Q Okay. And then I guess you attended some events together over the
summer, spring and summer?

A Yes.

Q Okay. And at this point, so now you've been to D.C. on November 3rd, on
the 14th, then you go to Atlanta on the 18th, and we'll talk about D.C. on the 12th a little
bit, but that's kind of a lot of events with Mr. Tarrio. It sounds like you were meeting
him specifically at all of those events, and I'm not hearing a whole lot of other people that
were kind of in that.

I guess what I'm asking, was there anybody else that was kind of part of that group of you and Mr. Tarrio that were kind of frequent attenders of these -- attendees of these events?

A The D.C. one was usually always the same crowd. The Atlanta one was different just because it wasn't as big and not a lot of people were going there.

But the Atlanta one, obviously, Alex Jones was there. I believe Nick Fuentes was there. I think. Yeah, I do remember Nick Fuentes being there. I think that was Nick Fuentes.

But, yeah, there's -- there's -- but D.C. was usually always kind of the same crowd of guys that would go.

Q Okay. And so I just want to continue to try to understand your and Mr. Tarrio's relationship.

At some point you said that you think you loved him a lot more than he loved you --

A Yes.

Q -- or at least more than he loved you.

A Yeah.

Q Around this time did you have that feeling? Or what's the relationship between you and Mr. Tarrio around November?

A No, I don't -- I don't think so then. I don't think -- honestly, I don't feel like that happened, that feeling came on until a lot later when I started realizing, way after all of the January 6th events, I started realizing like, whoa, wait a minute, there's a lot of stuff he didn't tell me about, and that sort of thing. So that's when really that feeling came through.
But at the time I thought, yeah, I mean, obviously we were -- we seemed pretty tight. But looking back, again, now I would say you don’t keep certain information from somebody that you consider a friend.

Q Yeah. Are there -- were there other Proud Boys that you would think of as Mr. Tarrio being as tight or tighter with around that time?

A Biggs. Rufio. That was -- and at that time Joe Oakman was gone, but Joe Oakman was always his -- always right there with him too. Yeah, that was always like the really core group of guys, Nick Ochs, all those guys.

Q Okay. And so for that group that you're describing, how was your relationship with them? Did you have independent relationships with them or was it all through Mr. Tarrio?

A Most of it was through Tarrio. Rufio and I barely spoke before December 12th when I was stabbed. I mean, we were in a couple of chats together. Biggs really didn’t associate with anybody. He always kept to himself. If it wasn’t Enrique, he wasn’t really talking to them.

But, yeah, I mean, that’s -- that was pretty much the crew of guys that were always together. You can see every -- pretty much every event they were always there planning it. They were always planning the events.

Q Why did Mr. Biggs keep to himself?

A I couldn’t tell you. I don’t know.

Q Just his personality or was there --

A I would assume so, yeah. He just liked to be -- I know he had some -- maybe some PTSD stuff, got a Purple Heart or something. I think he just didn’t like big crowds or didn’t like having a large group of friends is how I would have to assume.
Q  Do you know the relationship between Biggs and Alex Jones? Are you familiar with --

A  I didn’t know Biggs worked on InfoWars, but I guess he did. He used to work -- is he like a reporter or something? I didn’t know him then. I didn’t even know who he was then. I didn’t really watch InfoWars then.

Q  Okay. So at that time it didn’t come up or you -- did you ever interact with Biggs and Alex Jones together?

A  No.

Q  All right. Okay. So November 18th rally in Georgia. You said you went down with Mr. Tarrio because you just didn’t have work and you were able to meet him down there with another individual named Pierce.

What did you understand that event to be? Do you know who organized it?

A  I don’t. I think it was -- I didn’t know whose it was, honestly. It might have been another Stop the Steal or something like that rally. But I wasn’t sure who organized it.

Q  Okay. Who -- did you guys -- did you three meet up with anybody else or any other organizations?

A  Down there, that night after the rally we met at, I believe it was Hooters in Atlanta with Alex Jones and a couple of his security guys again and had dinner down there and that was about it. But, like I said, it wasn’t a big rally and it was kind of more just a hanging out thing.

Q  Couple questions about that rally.

Do you recall Mr. Jones and some other individuals, kind of leaders of that event, going into the State capitol on that day?

A  Yes. Yes, I do.
Q Okay. Tell me what you remember about that.

A Just that everybody had to make sure that -- they had to empty all their pockets. They had to leave everything outside. And they went in there for a few minutes. And that's about all I recall really. I wasn't in there. I didn't go in, so I stayed outside.

Q Okay. When you said they emptied all their pockets and they went in, was it your understanding that they were -- like, they were allowed in and they were going through security to get in?

A Yes, sir. Yes, sir.

Q Okay. And then do you know who that group was that went in?

A I don't.

Q Okay.

A I think Nick Fuentes was there, but -- and I remember there was -- no, I think Nick spoke out on the side. There was a microphone set up out on the side. I think that's where he spoke.

But, yeah, I don't remember specifically anybody being over there. I just -- we were just keeping an eye on the counterprotesters, making sure they weren't going to run in and start attacking people, so --

Q Okay. , do you have some questions?

BY

Q Yeah, thanks.

You mentioned Nick Fuentes. What do you know about Nick Fuentes?

A Just that he's a political pundit, I guess is the way to put it.

Q Got it. Do you see him a lot at events that the Proud Boys are at?

A I had never seen him before in person, and I never saw him again in person
after that.

Q So how did you recognize him on November 18th?
A I had saw his video. I've seen videos of him.

Q Got it. Do you follow him?
A No, I haven't.

Q Did -- I'm sorry. Then where did you see his videos?
A I mean, I've seen his videos, but I'm not a follower. So when you say I'm a follower of him, I don't --

Q Well, I meant do you follow him on his livestream show or on social media?
A No, I've just seen clips.

Q Got it. So are you familiar with the kind of political analysis that he does?
A Right wing.

Q Yeah.

A Conservative. That's -- I'd say that's probably -- what I gather from. I wouldn't suspect he was anything different if he was at that rally that day.

Q Got it. Are you familiar with the kind of widespread characterization of Nick Fuentes as a White supremacist?
A I'm familiar with -- I've heard that, yeah, but I've heard that about a lot of people. I've heard that about a lot of people, so I don't -- I haven't been putting a lot of stock in it lately.

Q Got it. So when people call conservatives White supremacists, that doesn't mean anything to you?
A No, not -- not to me, no.

Q Got it. And what do you remember Nick Fuentes doing in Atlanta?
A , I believe I'd said that he was speaking on the outside. I think
that's what I remember of him, yes.

Q  Got it. Did any Proud Boys interact with Mr. Fuentes?
A  Not that I saw.

Q  Okay. So you just saw him speaking, potentially going inside the capitol?
A  I don't know if he went inside the capitol. I just know he was outside speaking.

Q  Okay. All right. Thank you.
A  Uh-huh.

Q  I'm curious if there were any individuals that -- and we can kind of broaden it to November 14th and 18th and December 12th and even the 6th -- but we talked about the wide -- the kind of impression that Mr. Fuentes is a White supremacist. I think you maybe disagree with that or at least don't put much stock in it.

Is there anybody that travels in these groups, these speakers, people that you see at these events that you do consider a White supremacist?
A  If they were, I wouldn't associate with them. I mean, that I -- you know --

Q  Yeah, and not to say that you associate with them, but are there people that you know of as -- that you believe, based on facts that you've observed, are White supremacists?
A  People that go, like, and speak at the rallies?

Q  Yeah, I'm just thinking of any prominent individuals that --

A  I mean, I don't know what's in another man's heart, so I can't really say.

But, I mean, no, I don't -- again, I don't judge what I think they are. I just -- I listen to words and listen for facts and truth, and that's about it, so --

Q  And that's totally what I mean. I'm really just asking kind of your
impression, having listened to some of these people's words and divining those facts and truths for yourself, have you come to the conclusion that anybody you've seen at these rallies is a White supremacist?

A  No. I mean, if you're talking on David Duke level, no, I would say no way.

Q  Okay. You mentioned that you all grabbed a meal, it was -- I think it was dinner, you maybe said, in the evening with Mr. Jones at a Hooters.

A  Yes.

Q  How did that come about? Was that arranged through Mr. Tarrio again?

A  Yes.

Q  Okay. And just tell me about that, how did you get to that --

A  I think after we were at the capitol we went and checked into a hotel. And Enrique's car got stolen outside the hotel. And so we spent a little time looking for the car, talking to the cops when they got there.

And then he was in a room across the way from me. And we were just kind of talking through the door. He said, hey, we're going to go meet up with AJ over at Hooters in downtown. It's about 10 minutes from here. I was like, okay.

So we went out that evening and had a couple cheeseburgers and some wings and a couple of drinks, and that's really all there was.

Q  Okay. A couple of questions.

So now at November 14th Mr. Tarrio had arranged security for Mr. Jones and then in November 18th it was clued in by Mr. Jones about this meal.

What's your assessment at this time of their relationship? Do you know? I mean, are they talking frequently? Are they -- I'll start there.

A  If anything, he made it seem like he did, but I don't know. I don't know if he even spoke directly to Alex Jones about it or if he went through a third party. I don't
know. I have no idea how often they spoke.

Q We've always -- we've been talking about Mr. Jones. But do you know Mr. Owen Shroyer?

A Yeah.

Q Okay. And was he present for any of these events that we've talked about so far?

A Yeah, I believe -- I don't know if he was in Atlanta. I didn't see him in Atlanta. I did see him, I want to say, the weekend of the 12th, like the Friday night before the big rally. I think I saw him at -- across from his hotel where they all kind of used to meet up with their megaphone and throw beers into the crowd and stuff like that, so --

Q And then did you say, for the 14th, was he with Mr. Jones when you were doing security?

A I don't believe so.

Q Okay. Have you met Mr. Shroyer?

A In person, like introduced, no.

Q Yeah, okay. And then how about Oath Keepers at the rally on November 18th, did you see any Oath Keepers?

A Not that -- no. No, sir, not that I can recall, no.

Q And didn't -- don't recall any conversations with either Mr. Tarrio or other Proud Boys about Oath Keepers being there?

A No, sir.

Q And then you mentioned that Mr. Tarrio's car was stolen at the November 18th rally?

A Yes.
Q Was that ever recovered?
A Yes.
Q Okay. And what happened --
A It was his mother's car, I believe.
Q His mother's car?
A Yeah, it was his mother's car.
Q Okay. And what happened there?
A He was a dummy and left his car running and took the key into him with the hotel to go check in. It was a Mercedes with the push start. So he had the key, went inside to check in, and just as he was coming back out somebody with the car running, I guess, and jumped in it and took off and stole it.
I was in the back -- yeah, I was in the back parking garage, or I had to whip around to come back to get into the parking garage and they called me. And I kind of drove out there and tried to go out and look for the car, but it was gone.
Q I don't think my mom would be very happy if I lost her Mercedes.
A No, I don't think so. I don't think my mom would either.
Q Okay. Any other questions from anybody else about November 18th?
I guess I'll ask you, Mr. Bertino, anything notable about November 18th that we haven't discussed?
A No. It was pretty unremarkable, to be honest with you.
Q I take it, since you had a smaller Proud Boy presence, that you weren't doing the sort of marching that you did on November 14th and December 12th?
A I mean, they circled -- the whole group kind of circled the capitol a couple times, just kind of marched around the capitol on the outskirts.
And like I said, there was a small group of counterprotesters, which I actually went
up and -- yeah, that's one notable thing. I went up and the one guy that was kind of
giving me mean mugs, I went up to him and pulled him aside and said, hey, let's go have a
chat, let's go have a conversation.

And so him and I actually -- he looked like he was kind of in charge of everything,
and him and I actually kind of had a talk. And I was like -- we actually had a very
reasonable discussion, and it was like, look, if you keep control of your people, we'll keep
control of our people. We'll make sure that there's no fights, no violence, everybody
gets to say what they want to say.

And so it was actually a really good conversation I had with an antifa member
down there, so -- yeah, black bloc or whatever he claimed to be that day, I don't know.

But yeah, so that was -- that's one notable thing that was really good about that
day. But other than that, no, nothing else.

Q Okay. How about any, like, violent interactions between Proud Boys and
counterprotesters?

A That day, no. I don't know if there was anything the next day because I
wasn't there, but --

Q Okay. All right. Let's move on to talk about December 12th. And then
just to let you know my plan, I was going to get through December 12th, which I don't
think will take terribly long, and then we can take a break for lunch. Is that all right?
Or we could, alternatively, I'm fine if you'd prefer to take a break now.

Mr. Wellborn. Well, I think we were talking about 1:30 for lunch, so we're --

Mr. Wellborn. Yeah, that's fine. Do you want to do --

Mr. Wellborn. It's 1:20.

Mr. Wellborn. Why don't we -- sorry, say that again.

Mr. Wellborn. We're at 1:20 now.
Yeah. So, okay, why don't we do -- let's take a break -- hold on one second -- till -- it's 1:22. Let's come back at 2 o'clock.

Mr. Wellborn. Sounds good.

Okay. Great. Then we're off the record at 1:22.

[Recess.]
[2:02 p.m.]

Then we're back on the record at 2:02. And I think we had basically just finished talking about November 18th. Did anybody have any -- or, did you have any questions about November 18th?

No, thanks.

Q Okay. Oh, one other question on the 18th. Mr. Bertino, had you met -- did you meet Ali Alexander in Georgia on the 18th?

A Yes. Meet? Let's define "meet." I saw him there. I didn't introduce myself, shake my hand, or any of that. I just saw him there. We happened to be in the same vicinity.

Q Okay. And what was that vicinity or what was the area?

A Outside the Capitol.

Q For -- on the 18th, do you recall a meeting in a hotel lobby, like, where people were having cocktails or like a social gathering in a hotel lobby?

A I do not.

Q And then what was Mr. Alexander doing when you saw him outside the Capitol?

A I think he was speaking on the steps.

Q Okay. And then just kind of close-out question. Anything notable about the 18th that we haven't discussed?

A No. Like I said, it was a pretty calm atmosphere. I -- the only thing bad that happened was the car theft, so --

Q Sorry. I believe I asked this, but just to make sure. Did you say you did
not see any Oath Keepers there on the 18th or you weren't aware of any?

A  I don't know. There may have been some there; not that I was aware of, no.

Q  Okay. Between the November 18th rally and December 12th, did you attend any other rallies with the Proud Boys?

A  I don't know the timeline. I'll be honest with you; I don't know if it was between then or not. I don't remember.

Q  Okay. Other than November 14th, November 18th, and then we're about to talk about December 12th, were there any major or kind of, like, big events that you did with Proud Boys that are standing out in your mind in the November/December timeframe? So like post-election, pre-January 6th?

A  Could have been one in Raleigh, but I don't know when the date of that was. I don't know when that fell. That -- I think the one in Raleigh might have been early November. So, yeah, I don't think it was between the 14th and the 12th.

Q  Okay.

A  It wasn't a huge event by any means.

Q  Was -- you mentioned the second amendment event. Is that the one that you're talking about?

A  No. There was one at the Governor's mansion in Raleigh, North Carolina. So it was a local one, a small one.

Q  Okay. Got it. All right. So let's talk about December 12th then. We'll start with just kind of logistics, again. How did you travel there, and where did you stay?

A  I drove by myself, and I stayed at the same hotel, the Phoenix.

Q  The Phoenix. Okay. And this time at the Phoenix, do you recall any other particular Proud Boys that stayed there with you?
A lot of people stayed there.

Okay.

I would say probably 50 percent of the hotel capacity was probably Proud Boys that day, and the rest were all, how we say, normies and boomers.

Okay. How about Latinos for Trump?

I believe so, yes. If I remember correctly, there was definitely Latinos for Trump shirts and stuff and hats and stuff like that around there, so yeah.

And for the 12th, did you hear of any organization or coordination between Mr. Tarrio and Ms. Gracia or that -- or the organization itself, Latinos for Trump?

I think that -- I don't know if that was the time when -- I think Latinos for Trump got invited to the White House maybe. You'd probably know better than I would. I can't remember the date, but I think that morning they were supposed to go take a tour of the White House, and that's all I knew.

Right.

I don't know if it happened.

Yeah. Did you hear from Mr. Tarrio about that White House tour at all?

No, I did not. By the time he got to Harry's that morning, there was already so much going on, trying to keep everyone together, that I didn't have a chance to talk to him about it.

Okay. But you did -- you were aware that he had gone to the White House?

Now I am, yeah. Yeah. After the fact I was, yeah.

Okay. Had you heard anything about it at the time?

That I can recall, no. I don't recall hearing anything because, like I said, there was too much other stuff to focus on when he got back. So he may have briefly
mentioned it, but, you know, like I said, there was just so much going on that I couldn't -- I couldn't be specific to remember when he told me or if he told me that he went.

Q  Got it. Have you talked to him about the White House tour since then?

A  I don't think it was ever really a topic of conversation that I had with him that I can remember. I know he took a picture maybe outside of it, and that was it. I think there was some timing issue, I think I remember him mentioning, but I didn't get into specifics about what he did. I think I might've asked if he got to meet Trump, and he said no. That was about it.

Q  What sort of -- do you remember any details about this timing issue?

A  Well, no, because he was -- he was not supposed to make it back to our meet-up point because he was supposed to be on that tour of the White House during our meet-up time, but somehow they went in earlier, and he ended up making it to the Harry.

Q  And Harry's was the meet-up point that morning?

A  Yes, sir.

Q  Did you provide any personal security or event security for the 12th that you recall?

A  No, I don't think so. Me personally you mean or the organization?

Q  Yeah. We'll start with you, and then I was going to ask if you heard of any other Proud Boys doing that.

A  No. I pretty much just kind of stuck to Enrique and, you know, better make sure that nobody came up and shanked him in the neck or something. That was pretty much it.

Q  Was there anything different about December 12th as compared to November 14th, or was it just kind of the same show up in D.C., march with the Proud
Boys, and attend the "stop the steal" events?

A  Yeah. I felt like the energy in the air was different, I guess.

Q  Okay. And how was it different?

A  I don't know. I guess I felt like -- I kind of had a premonition that something was going to happen to me that day. The whole day I just had a feeling that something was going to happen to me and so, yeah. I guess the feeling for me was a little bit different.

Q  Okay. Were -- and anything that was more of just like a personal thing, personal premonition as opposed to the atmosphere of the crowd or the circumstances surrounding the event being different?

A  Yeah. I think, unfortunately, there was a lot of the newer guys that showed up on the 12th who didn't understand kind of the finer points of how to conduct themselves in public and some of those guys were running all over the place and, you know. There was -- I mean, it wasn't just the Proud Boys. Even the normies were just running off at the first sign of trouble and looking -- looking for, you know -- I guess looking to be offensive in defense.

So, like, if they saw somebody walking up that they didn't recognize or that looked shady, they would run over to him, be, like: Hey, what are you doing? That sort of thing. So, I guess, it just seemed like a different atmosphere than November 14th.

November 14th was more fun-loving. It was just -- you know, a lot of people just getting together and loving each other. December 12th was the same thing in the morning, but it just seemed different for some reason. I guess -- you know, maybe it's just my feelings on it because it was different for me that I can go back and think of, but, you know. It just felt a little different.

Q  Okay. But your impression generally was that the newer members of the
Proud Boys who maybe were not abiding by what you thought were the established norms or rules of Proud Boys were being more aggressive on the 12th?

A Yeah. Yes. Absolutely. They were running off and getting into fights and stuff like that and not listening, trying to go to, like, the Black Lives Matter Plaza during the day to go start fights with them, you know. And I did my best to recall everybody. Like: No, we're not doing that. Stop. That's not what we're here for. Unfortunately, you know, you can't stop -- sometimes when there's a group of 900 to a thousand men, no matter what position anybody holds, you can't stop them. They're going to do whatever they're going to do.

Q That was actually going to be my next question. Just comparing the presence -- the Proud Boy presence on November 14th and December 12th, I think you said 175 to 200 Proud Boys on November 14th, recognizing that's a ballpark number --

A Yeah.

Q What, by comparison, or do you have a guess at what the number was for December 12th?

A Hard to guess that much. I mean, there was -- if I had to take a wild guess, 700 plus probably another thousand to 1,500 just regular people there, normies. So --

Q Okay. So more than double the Proud Boy presence on the 12th as compared to the 14th?

A I would say, yeah.

Q Okay.

A We anticipated probably a thousand people being there, thousand guys. And it might have been a thousand. I just -- you just can't count that many people. It's like -- it's herding cats in the first place, you know. You can't herd a cat. You can't herd cats, and that's what it was like. We couldn't get an accurate count, to be honest with
Q: Yeah. I have sort of some of the same questions that I asked for the November 14th rally. Did you ever hear Mr. Tarrio talking about coordinating with any organizers of the rally, making any plans with them?

A: For December 12th?

Q: Yeah.

A: The only thing that I remember was they wanted him to speak at Freedom Plaza on December 12th. So we got him up to the stage, and then the organizer changed their mind and he wasn't going to speak, and that was the only thing that I can remember like him ever saying that he had any, you know, anything going on as far as talking to any of the organizers. I don't remember. There was so much going on that day.

Q: Do you remember who it was that initially told him he could speak and then told him he couldn't?

A: I have no idea, honestly.

Q: Okay. I'm going to show you a couple documents. And these are some communications between folks that were rally organizers involved in planning the November -- or, sorry, December 12th event, and the first one I'd like to pull up -- do we still have -- [expletive], can we pull up exhibit 37? Awesome. Thanks. And let's zoom in so we can see that top half. Yeah. That's great. Right there.

So this is -- this is a group text among a couple different individuals -- Kylie Kremer we talked about earlier. She's one of the leaders of Women for America First, which was a primary organizer of the November and December rallies, and then also individuals that work with that group, Dustin Stockton and Charles Bowman. I think I asked you about Charles Bowman earlier. That name doesn't ring a bell to you?
A  No, sir.

Q  And then how about Dustin Stockton; does that name ring a bell?

A  No, sir.

Q  Okay. Well, I just show this to you and I’ll point out -- so there’s the text December 12th, at 2 p.m., and this Charles Bowman, who is involved with planning security for Women for America First and the rally, says: Three-fourths of Proud Boys are at monument now.

Then he says: So, if antifa is going to come in and try to break the box, it will be now. We are good so far, though. We can pull this exhibit down. It’s just those couple texts.

So what I want to ask you is, does that terminology mean anything to you, “break the box”?

A  I’ve never heard it used before. I mean, I can only assume what I would think it would mean.

Q  Okay. Was there -- were you aware of or was there a general plan for Proud Boys to create like a perimeter or a box and protect a certain area?

A  Not -- no, no. That was never -- never in any of the planning chats that I saw, no.

Q  Okay. As far as you were aware or from what you recall, what was the plan for the day of on December 12th?

A  Well, again, this goes back to Enrique playing everything close to the chest. There was a huge planning chat with a bunch of people, and they were planning to -- we had enough guys that we were hoping we could just line the edge of whatever route that they were marching, just try to line guys every, you know, 25 yards or so along the whole crowd so that you could come together and act as a barrier if anybody tried to attack the
sides, because that's usually what would happen, is if you get like some stragglers, you know, and they would be on the side, if they were going to come start trouble, they would wait until there wasn't a lot of people, and then they would rush in and start trouble there and then run back out.

So the idea that we had composed was to everyone just to stay in lines on either side of the crowd as they marched to act as a wall, a barrier.

Well, probably 2 days before the rally and guys spent so much time trying to organize all that and make sure that, you know, we had a good security plan, about 2 days before, Enrique just kind of came into the chat and said: No, we're not doing that. We're just going to meet here, and we'll go.

So that was kind of how he operated with that stuff, so yeah. That's -- that's really the only plan that we had was to just try to be a barrier between the normies and black bloc or antifa whenever they would come in and try to attack.

Q So you said there was the planning chat, was that just Proud Boys on that planning chat?

A Yes.

Q And --

A Let me rephrase that: That I knew of, again, because I don't know -- on Telegram, it's impossible to know who you're talking to.

Q Right. Sometimes, I guess, just to distinguish sometimes, you know, we've seen some of these sorts of planning chats where it's a bunch of different groups coming together and everybody says: Hey, so-and-so's from this group, so-and-so's from this group. But it sounds like that was not what this chat was like?

A I don't think I could ever recall being involved in any chat like that that was mixed company with different people like that, not for planning a rally at all.
Q: So I recognize it's not a box or a perimeter, but it does sound like you had a
general plan to create some sort of barrier or act as, you know, protection and a divider
between people who were attending the rally, normies, and antifa or counterprotesters.
That's accurate?

A: Yeah. We didn't have it, though. Again, it never materialized, and there
was never -- there was never walls on either side. I don't know what they mean by
"break the box." I mean, I don't think that was attributed to what our plan was that day
because, again, our plan got tossed in the trash can. So -- and that was just one of the
multiple ideas that they had to try to keep everyone safe was the lining up on the sides,
but -- because it works in smaller rallies. We just don't think it would've worked at that
big of a rally.

But, yeah, the box thing, breaking the box, I guess -- I don't know what that
means. Like I said, I can make assumptions and I could make judgments on what I think
it means, but it's nothing that I have direct knowledge on.

Q: Can you give me a little bit more detail about this change in plans that it
sounds like Tarrio decided on? So there was going to be this lining up along the route,
and then 2 days in advance, Mr. Tarrio kind of scrapped those plans. Is that right?

A: Well, that was just one of the ideas that was being talked about in the
planning chat. That was just one of them. One of the other ones was going to
be -- some of the other guys wanted to just put out groups of, you know, 50 to, you
know -- 50 to 60 guys and have them march in intermittent spots throughout the, you
know, I guess the parade, you would call it, of people as they were marching, kind of
spread them out randomly so that, you know, they could cover more ground and be a
little bit more of a force to deal with if there was, you know, 150 people rushed in to try
to attack the crowd.
But that was just one of the ideas that was being -- that was talked about. And so, like I said, I don’t remember ever there being a solid plan when Enrique finally, you know, came in and said: Oh, that’s not what we’re doing. Everything just got shot so --

Q Do you know why he did that, or did he ever talk to you about it?

A Nope. He just said: That’s stupid. We’re not doing that. Just everybody meet at Harry’s, and we’re going to go here.

That was it.

Q Gotcha. It sounds like there was a little bit more or maybe I’m wrong, just tell me, a little bit more planning or some idea that there was going to be a more organized presence on the 12th than on the 14th. Is that right?

A Yeah, yeah. Because when you get -- you know, when you’re starting to expect so many more people, you got to kind of have a plan to try and keep these people -- you know, keep people safe, keep people from running off and doing things they’re not supposed to do, breaking the law, getting hurt, getting stabbed, et cetera.

So you got -- when you’re dealing with large groups of people like that, you know, you just don’t -- you don’t just turn them loose and say: Go ham, go do whatever you want to do. It doesn’t work, especially when they’re representing an organization, and they’re out there representing an organization, you can’t just have people just running loose, going crazy.

Q We haven’t really talked specifically about kind of communications among Proud Boys. So I’d like to kind of take a detour for a second. Were all this planning you’re talking about was that going on on Telegram?

A Yes, sir.

Q Okay. And is Telegram basically the primary or only app that you use to communicate with Proud Boys?
A Yeah, that's the majority of where all communications were done was on Telegram, yes.

Q Okay. And then I know -- so you said there was this December 12th chat we'll talk about in a second, some of the MOSD chats, and the chats around January 6th, but I just want to understand what's happened to those chats or your understanding of what happened to them. I take it you don't have access to those anymore?

A No. I -- couple months back, I kind of had -- had an agreement with my better half, and I was like: I'm getting rid of Telegram. I'm getting rid of it. I'm done with this organization. I'm not going to be part of it.

And so part of that was kind of dissolving that account. Plus, you know, I had a lot of female followers on there, and that didn't make things easy either. So easiest way to do it was just to just delete the old Telegram account. So I completely deleted the account, took the app off my phone, and then -- yeah.

So everything that would have been associated with that old account was deleted. That's why I can't recover it. I did attempt, but I couldn't recover anything.

Q Got it. Understood. Okay. So when you -- so different than like nuking a chat or deleting chats, you fully deleted your --

A Account.

Q -- account?

A Yes.

Q Got it. Okay.

Mr. Wellborn. Can we pause for one second? I'll be right back with you.

Yep.

Mr. Wellborn. This is not related to your line of questioning; this is related to we're about to get whacked by a thunderstorm.
Okay. Sure.

[Recess.]

BY

Q So we were just talking about deleting the Telegram account. Any other applications that you commonly used to communicate with Proud Boys?

A Besides a phone call or text messages, not really. Signal once in a while, but Signal never really took off. Nobody really used it.

Q Okay. And then, as for text messages, had you gone back to look and see if you have text messages with other Proud Boys from around the time?

A I don’t have access to that phone anymore.

Q Okay.

A Yeah. So I don’t have it, so I can’t -- I couldn’t produce it because I don’t have it.

Q Right. Okay. I wanted to ask you about another individual that I had believed was there on the 12th, and that’s Mr. Quested (ph), Nick Quested (ph). Do you know who that is?

A I do not.

Q A British documentarian that might have been following you guys around on that day?

A On December 12th?

Q Uh-huh. Yep, on the 12th.

A That I personally interacted with, I couldn’t tell you. I think there was a guy on the 14th that was British and interviewed a couple of us, but I don’t remember him being there on the 12th. But, again, the 12th was a madhouse. So he could have been standing on my right the whole time and I wouldn’t have known.
Q   He actually says that he was present for your stabbing and administered first
aid to you after that happened.

A   Really?

Q   Yeah. So maybe -- so maybe you don’t recall that?

A   No, I definitely don’t recall that. Like I said, that -- pretty much anything
from that morning on is little flashes that I can remember, but if he administered first aid
and you’ve got his phone number, I’d like to thank him.

Q   Okay. Let’s see. Okay. So then I wanted to show you just one other
document -- hold on one second. Well, actually, one other question. So on the topic
of kind of documentarians or photographers. We haven’t talked about Amy Harris. Do
you know Amy Harris?

A   Yep.

Q   Okay. When did you first meet Amy?

A   I think it was November 3rd on election night maybe. If it wasn’t election
night, it would have been November 14th that I can remember actually meeting her.

Q   And was she already -- was she there kind of paired up with Mr. Tarrio at
that point already, or how did you meet her? Just give me some context.

A   I think -- I think that -- that was either on the 12th or the 14th that she was
paired up and, like, walking around and taking pictures of him all the time and kind of
being there, you know, documenting what she was documenting. I don’t -- I think that
would have been -- that might have been the 14th, I don’t think that was the third, but
then again I could be wrong. My memory’s hazy from, you know, that long ago.

Q   What’s -- can you describe Ms. Harris’ relationship to Mr. Tarrio and then
also kind of to the Proud Boys at large?

A   From what I understood, she was -- I talked to Amy directly many times
about this is, she was trying to do a documentary on the club that she eventually wanted
to bring to the networks and sell. So that’s why she was out always there with him and
always kind of following us around. She was doing a documentary that she hoped to sell
one day. And so that’s what I knew. And she kind of happened to, you know -- she ran
interference for Enrique between his women on multiple occasions, just, you know,
seemed like a friend, even though she didn’t agree with a lot of the stuff that we, you
know, said or whatever. She just seemed like a friend and somebody that wanted -- I
think she was in it to make a documentary about -- about Enrique and about the
organization.

Q You mentioned that she kind of ran interference between Enrique and his
girlfriends. Was there a romantic relationship between Ms. Harris and Mr. Tarrio?

A I doubt it. I doubt it. I never picked up on any of that.

Q And then, had you -- did you have any other interactions with her other
than -- I know you can’t recall if it was the November 14th or exactly what day it was that
you had met her first, but other than those major events at the big rallies, did you have
any other interactions with her?

A Spoke to her on the phone a few times, yeah.

Q Okay. What would you speak about when you talked to her?

A She generally would call me, like, to do, like, an interview with, you know,
another -- another filmmaker, something like that that wanted to interview. When
Enrique got arrested on the 4th, she helped coordinate getting him out or figuring out
what jail he went to. She was kind of right in the mix of all of that. So she was kind of
helping everybody figure out where he was.

Yeah, I think it was just -- I think it was just random texts here and there. You
know, nothing -- nothing major, just friendly stuff, or if there was an article or a:
you know, I'm going to be at this place doing this, you know; are you guys going. Stuff like that. Just trying to -- I think just trying to further her documentary, really.

Q Yeah. So it was actually through Amy Harris I think that Mr. Quested (ph), the one that I mentioned earlier, kind of came in contact with Proud Boys and Mr. Tarrio?

A Oh, okay.

Q So he might have been one of the individuals that Ms. Harris was trying to set you up with at some point?

A It may actually have been him. I'm not entirely sure, but it may have been.

Q Thinking about kind of Ms. Harris' interactions with Mr. Tarrio and any other Proud Boys, but I think, in particular, Mr. Tarrio, I guess I'll ask this question, in, you know, I think there are certain kind of standards in the journalistic and documentarian world about maintaining some sort of distance from your subjects, some sort of detachment, and being sort of unobjective observer as opposed to involved in the actions or what your subject's doing.

Did you get any sense that the relationship was a little closer between Mr. Tarrio and Ms. Harris than maybe a traditional documentarian versus subject, particularly like when you mentioned things like her running interference for his girlfriends or --

A Yes, sir. I think -- I think -- you know, this is just my opinion, but I think she genuinely liked -- they liked each other as who they were. Not romantically, but they were friends. But, again, I think her ultimate goal -- because with Enrique, it was kind of like you got to play a certain game with him. You got to stroke his ego a little bit, and I think that's mainly what she was doing was stroking his ego to get the story.

Q Uh-huh. Okay. So I know you mentioned, like, on January 4th when Mr. Tarrio was being released from -- or I guess it was the 5th?

A Yeah, the 5th I think he got out.
Q When he was being released that she helped coordinate some of that or figure out where he was getting released from. Any other instances that you can think of where Ms. Harris assisted Mr. Tarrio in any way kind of like that, either in planning for an event or putting him in contact with other people?

A She put him in contact with somebody to do an interview. She also -- but I think that was the same person that she wanted me to do the interview with and then eventually told us not to because they were -- I don't know what happened between them, but either way, none of my business.

But, again, just -- not that I can think of off the top of my head that I witnessed. Doesn't mean it didn't happen or did happen, but not that I witnessed that I can think of that would be relevant, no.

Q Okay. Okay. I wanted to pull up another exhibit. Let's pull up exhibit 39. So this is another group chat, couple of the same or similar individuals, people associated with Women for America First, and this is a group chat about security for the December 12th event. I had mentioned the Chafians to you earlier, Scott and Cindy Chafian. I don't think you're going to know any of the folks on this chat, but not going to be too relevant to what I'm going to ask you.

So if we can scroll to page 16, and then it's that -- the two messages towards the bottom -- I think we lost that one. There you go. Yep. I'll give you a second to read through those, and just let me know when you've had a chance to get through that.

A So I'm reading where Scott says?

Q Yeah. It starts with "hey, Scott" from Rob Lewis 1A Group?

A Okay. Okay. Read it.

Q And then there's one more message on the next page that I'd like you to read, just that top one. You can scroll up, [ ], it's just the very top. Just the
message that says: I don't think Ali or AJ will be there. Felisa has direct comms with PB founder Enrique.  

So couple questions. You can scroll up to those bigger messages so that Mr. Bertino can look at those if he needs to.  

Couple questions. So those two kind of more substantive messages are from a man named Robert Lewis. Does that name ring a bell?  

A No, sir.  
Q Okay.  
A Is this on Telegram?  
Q I think these -- I'm actually not sure which app. I think these are through Telegram.  
A Because this way I could figure out if I recognized a Telegram handle or something, but these are just regular names, so --  
Q Yeah. I'm not actually sure what app this was done on, but -- okay. So that doesn't ring a bell.  
A No, sir.  
Q The second message about Alicia or Alicia having direct contact with Mr. Tarrio, do you know anybody by the name of Alicia --  
A I think it was Felisa.  
Mr. Wellborn I think it was spelled with an F.  
Q I'm sorry. Felisa, yeah.  
The Witness No, not that I'm aware of. I'll just put it this way: He knows plenty of women. So I have no doubts that he may have known her, but I don't know how. And I don't think I ever met anybody by that name, so I can't comment.  

BY
Q All right. And then -- you can just take that exhibit down, [redacted]. That's fine.

Okay. And then -- so just taking you back to the day -- actually, the day before December 12th, there was a speech that Roger Stone made in the evening of December 11th on the steps of the JW Marriott, which is one of those hotels that's near Freedom Plaza.

A Uh-huh.

Q Do you recall that at all?

A Is it the 12th or the 11th?

Q It was on the evening of the 11th.

A I don't think so.

Q When did you get into D.C.?

A Got in the 11th. And I was out that night, the 11th, but I don't -- I don't know if I remember it.

Q Do you recall who you were with the night of the 11th?

A For the most part I was with Enrique. I think I broke off and went to the hotel early, but, again, I don't remember, so I don't want to say one way or another because I really do not remember.

Q Okay. We can -- actually, during a break, I can pull up a video of it and try to refresh your recollection, but Mr. Stone on the steps of the JW Marriott and both Mr. Tarrio and Rufio, Ethan Nordean, were standing next to him during the speech, and there was kind of a largish, maybe 100, 200 people impromptu crowd just on the street outside of the JW, but it sounds like that is not ringing any bells for you?

A That whole weekend was a huge blur; I'll be honest with you. So I very well could have been there and don't remember, to be honest with you.
Q Let's then start maybe from when you arrived in D.C. and then just kind of walk through the 11th and then the 12th, and then I'll stop you in a couple places to ask some questions.

A The 11th, one of the things that sticks out is I remember telling everybody -- Enrique telling everybody: No colors. Don't wear your colors on Friday. Because he knew there was going to be a lot of people there, and if they were staying at hotels outside of the Harrington, didn't want to draw attention to those hotels like the Phoenix.

So I remember him saying: Don't wear your colors. You're going to draw attention to the thing, and we don't want people coming trying to burn down the hotels, and be a lot of people there, and you just never know.

So that stuck out. And so Friday night I remember everybody being at the bar at the Phoenix, lot of people being there at that bar in the Phoenix restaurant, and -- which I can't remember the name of it. And, Friday night, we did a little march around the city, pretty much uneventful if I remember correctly, nothing really big happened. We kind of just walked around. Went back. Saturday morning -- went back to the hotel.

Then Saturday morning, woke up, everybody got dressed, and we headed down to Harry's, where we met up again at Harry's.

Q Okay.

A Did some interviews down there, Gavin McInnes' reporters were there. So did some interviews down there, had some fun. We were just having a really good time in the morning. And --

Q Just because it sounds like it stands out in your memory as a particularly good time, what was going on that made it so fun?

A That morning was just a lot of clowning, a lot of joking. The guys were
there wearing kilts with no underwear under them, and, you know, just -- I mean, just -- just out there clowning around, and that was about the only good time I think I can remember we had, that I personally had that week -- that weekend, but yeah.

I remember just clowning around, everybody being kind of happy-go-lucky. I still had that sinking feeling that something wasn't right, but, again, it's one of those things where I try to fight it off and just push through it and have a good time.

So we did that. Everybody kind of met up, and then we all -- that morning I don't even remember -- I think if I remember correctly, we went to Freedom Plaza. Yes.

Marched up to Freedom Plaza.

Q From Harry's?

A From Harry's, yeah. It was a direct march. We walked up there, listened to some speeches, Trump flew over in the helicopters, and we left there, walked to the monument, stood up at the Washington Monument. That was one of the favorite places for everyone to go when they got there.

Q Was -- so, if you recall that text message that we looked at earlier from the individual named Charles Bowman, he said: Three-quarters of the Proud Boys are at the Washington Monument now.

Was there like a plan to meet at the monument, or was that just impromptu?

A I think it was impromptu, unless Enrique had a plan to go there. I think -- but I think actually -- I don't think there was a plan, honestly, because I think when we were leaving there, we let out there and left the plaza and made a left, and I don't think anybody knew we were going. And I remember, after November 14th, we all went up to the monument. I said: Are we going to the monument?

And he was, like -- Enrique was, like: Yeah, we can go there. And we just all started going to the monument.
Q Was Mr. Tarrio leading this march?
A Yeah, yeah. There was about -- it was so disorganized, you know. It was very, very disorganized, but there was probably a line of about 25 or 30 of us up front, and we were all supposed to just keep the line so people weren't going in front of us, tripping everybody, and yeah, it was a pretty disorganized.

Q Was that -- I'll stop you for one second there. Was that a big issue because we'll talk about in a little bit on January 6th, Mr. Tarrio was pretty focused on having the Proud Boys march in a line. Was that as a result of the disorganization of December 12th or --
A I think it's just the disorganization of every time that they've ever tried to march, like, you know, I just don't -- like, every time they've ever tried to walk anywhere in a line, it's always just a cluster. Just terrible. Tripping over everyone. Cameras getting in the way. It was always a mess. I don't know if it was a direct result of December 12th.

Q Okay. So you started to march towards the Washington Monument.
A Yep. And the idea was to keep everybody up at the monument, keep them away from having interactions with counterprotesters. This way we could try to keep -- keep everything peaceful. Unfortunately, we had some -- some knucklehead guys that just decided they didn't want to go to the monument, and they were -- once we got to the monument, there were stages up there and speakers up there, so we were just hanging out there all day. Beautiful day.

It wasn't too cold, and so we were all just hanging out up there. Then we went to another little park over there, maybe down the hill and across the street. There was some food vendors out there. We got some food. But, yeah, some of the knuckleheads ran over to the Black Lives Matter Plaza during the day and ended up
getting in fights, which was a serious problem because we told everybody: Do not go over there. We're not here looking for a fight.

Unfortunately, so many people were hyped up from November 14th that I think they all wanted to go out and have their moment to go out there and, you know, be a hero or whatever they thought they were going to do, but, you know, that was, unfortunately, one of the biggest issues that led to problems within the club was guys just running off doing what they wanted to do.

So we went over got some food at the food vendors, and I think everybody took a break and went back to the hotels after that. And then came back down to Harry's because everyone was supposed to be meeting down there and having drinks, and that's when the counterprotesters started marching on Harry's again. So, yeah, we marched around a little bit. You want me to keep going, or do you have any questions on anything or --

Q No, yeah. You can just keep going. I guess I'll ask the question, so you said at that point in the evening that counterprotesters were kind of coming to Harry's?

A Uh-huh.

Q Okay. No, you can just continue from there.

A Okay. So, yeah. So we got to Harry's. Counterprotesters started trying to come around and get ways around the police, try to break through the police line again, and we -- I think -- because we didn't want them to --

Q One question for you, Mr. Bertino, sorry. Where was the police line, or where did you see police?

A Well, they kept shifting. The police had to keep moving to keep them from -- like, they had to have their bikes, and they would have to ride their bikes on the side of them and then block them off before they got to anybody else.
So that happened like multiple times where they were just -- the police had to ride
on the side of them and block them off when they get to somewhere where they knew
there was going to be confrontation or violence.

So we decided: Hey, let's -- let's march away from Harry's. This way we don't
bring any trouble to Harry's. And maybe if we get out of here, they'll leave Harry's alone
and the hotel. Because there was a lot of people staying in the hotel, and last thing we
needed was fire or anything being set in that old hotel. It would have been a massacre.

So we got out of there. We started walking around and, again, there was large
amount of Proud Boys, but there was an even bigger amount of just normies and normal
people behind us. And they were all enthralled with us, and you never knew who was
who. We'd be walking; we'd get to a police line. Then we'd turn around, and go back
the other way. We'd run into a police line. So we were really trying to just get around
the city and get away from Harry's.

And then I remember rocks getting thrown. I remember -- I had my helmet on, I
think, and I got hit in the helmet with a rock; a big brick or something like that hit me
there. I was thrown. I remember the crowd behind us, probably 5,000 people I would
venture to guess, probably about 5,000 people at that point. We got to a police line,
and you could see where the other protesters were. They had space in between us, and
I remember a bunch of them trying to come up from behind and wanting a bunch of
people, not specifically Proud Boys, but just anybody, telling them: Let's just break
through the police line and go over there and go get them.

And I was, like -- you know, I grabbed a megaphone. I was, like: Absolutely
not. Everybody turn around. Turn around.

So I managed to get everybody turned around and headed back to Harry's. And
we got back to Harry's. We weren't there 10 minutes, and the guy who eventually
stabbed me came into the crowd by himself agitating, flipped out his knife.

So then, I guess, as soon as he flipped out his knife, he got hit. I saw the commotion starting, and I just saw this one guy with a crowd of, you know, 5,000 people on him. I was, like: Oh, shit. This guy's gonna die.

So I ran in, and just as I was running in, he was running out right towards me and aggressively came right at me. So I put my hands up to try to deflect him, and that's when he caught me.

Once I realized he was swinging, I was going to start fighting for my life, but that's when he caught me in the ribs and stabbed me. And, after that, I don't remember a lot from that, you know, obviously. That was -- that was up to the point that I remember.

Q Okay. Couple -- couple questions about that, I think. I think we at some point in this kind of evolution of events, there's the flag -- the flag or the sign burning, right?

A Uh-huh. The banner burning, yeah.

Q Yeah. Can you explain when that happened in relation to all the events you just described?

A That happened probably 5 minutes after we got back and 5 minutes before I got stabbed. It literally happened right before that.

Q Okay. And what do you recall of that sign burning, who brought the sign to the area, who -- because it came -- am I correct that it came from the Black Lives Matter Plaza?

A I don't remember the direction; I'll be honest with you. I'm terrible, especially down there in the city I don't know; I don't remember what direction we were facing or even -- I think we were right in front of Harry's. And there's a side street that shoots in towards whatever street is directly above Harry's. It came -- like, we saw the
sign being marched with a bunch of people from the distance that we couldn't see.

So everybody got ready because we thought that that was -- the counterprotesters had gotten passed the cops and they were marching for a fight. So everybody kind of lined up and was, like, ready to, like, defend everything, and we noticed that the sign was upside down, but there was a lot of like Black and yellow behind it. I was, like: Oh, okay, must be our guys. So, you know, once we figured out it was our guys, they came in, and we had no --

Q When that happened, as you see the sign approaching, where is Mr. Tarrio?
A I couldn't tell you. I don't remember.

Q You weren't with him at that point?
A No. I think we had been split up at that point. Again, it's night time.

Q Was he at Harry's and you just didn't know where at Harry's he was, or was he --
A He's on the street somewhere I would assume. When you say "at Harry's," what we mean by "at Harry's" is in the road in front of Harry's.

Q Well, I guess -- yeah. And so to include the road in front of Harry's. I'm just making a distinction between the group that was at Harry's and the group that had gone off separately --
A Yes. Yes, sir. He was at Harry's. He was not out ripping the sign down or anything like that.

Q Okay.
A That group was totally separate. We had passed by them a few times that night. Kept trying to get them to join in, join with us, and not run off on their own, but they didn't listen.

Q Do you know, was that group like being led by anybody in particular or any
chapter in particular?

A No. I wouldn't know who they were to begin with honestly. I don't who
was leading that. I can't remember any of that from that night.

Q So the sign comes back to Harry's --

A Uh-huh. Yep.

Q -- brought by a different group of Proud Boys, and then what happens?

A Somebody said: Let's burn it.

And somebody pulled out lighter fluid. And I thought it was odd; like, what are
you doing with lighter fluid here? Like, what's the point? I guess they assumed that
they might need to set something on fire like a flag or something that they took from
somebody. So they brought lighter fluid and poured lighter fluid on it. And I
remember them lighting it up, and a huge crowd of people came around. And shortly
after that is when the stabbing occurs. I mean, it was one after another.

Q What was Mr. Tarrio's involvement, if any, with the actual burning of the
flag?

A He couldn't get his lighter started. So that picture you see of him trying to,
you know, burn the flag, what he went to jail for or whatever, he got arrested for, he
never actually burned it. He was kneeling down, and he just flicked his lighter, and
somebody got a picture of him while he was flicking his lighter. And so he never actually
burned it. I don't know -- I don't know who actually got the fire started, but he never
actually burned it.

Q Was that understood among Proud Boys that Tarrio wasn't actually the one
that lit the sign on fire?

A Yeah, I think so.

Q Did he explain to you why he then later took responsibility for that or
claimed he had done it?

A Yeah. I think he said that he would rather take it than anybody else get in trouble -- any of the guys that, you know, couldn't be identified, he said: I'm just going to take it so nobody else gets arrested. I'll take the charge for it.

Q Okay. So then, shortly after you -- one thing you had described was that you -- the man that stabbed you that you saw that he was in a large crowd of people, and you thought he was going to die and so you ran towards him and the center of that crowd. What was your -- what were you thinking, or what was your intention?

A Well, I mean, when I say, "Oh, my God, this guy's going to die," I'm being dramatic. He walked in there with intent to agitate the crowd. That's what he came in there doing. He was masked up. He came in there to agitate the crowd. My intent was to get -- like, because they gave him, like, a wide berth. Everybody was, like: You got free ability to walk away. Go ahead and walk away.

You can see it in all the videos. I don't know if you've actually watched any of them. He had free berth to walk away.

And they're like: Go ahead, just go.

Everybody tried to usher him out. He wouldn't go. And I guess it's when he flipped the knife out, people started flipping out. And my intention of going over there was not to hurt him or anybody else. My intention was to go over there and try to get in the middle of it and stop it so that nobody -- first, nobody got stabbed by him, and, second, nobody took the knife from him and killed him with it, you know what I mean?

Like, you just never know what's going to happen in that situation. It's volatile when there's a lot of people on either side of something; violence can erupt like that.

So my idea was get over there, put a stop to it, get that guy out of there. I don't care if I had to walk him out of there myself, and that was the plan. Well, that plan didn't work
out very well, so --

Q  Understood.

A  Yeah.

Q  Well, I'm sorry to make you recount that story and kind of bring back that trauma --

A  That's fine.

Q  -- but I appreciate you answering those questions.

A  Yeah.

Q  And, again, not to kind of dig back up those issues, but can you just describe generally your injuries from that event for me?

A  Yeah. I was stabbed in the -- it's about 3 inches lower than my heart. I mean, I could show you the scars if you want to see.

Q  That's fine.

A  Yeah. I got stabbed -- the knife went through a rib, broke my rib, went into my diaphragm, punctured my lung, and so that was the initial injury. They had to cut me open and get in and sew up my diaphragm, and I guess the lung healed on its own.

And they thought, after the first surgery, they thought that I still had internal bleeding because my blood pressure was low. So they had to cut me again from my bellybutton down to my pelvic bone and go into my stomach and try to figure out where the rest of the bleeding was. I had a chest needle inserted in the ambulance because I couldn't breathe because my lungs were filling up with blood, and that's the extent of it.

I was in the intensive care for 3 or 4 days I think. So that was the extent of the injuries. Plus, obviously, pain for the rest of my life in those -- I can't stretch out my arm like I used to. I've got a huge knot right on my lateral muscle, broken bone that they didn't fix. So, yeah, that's the extent of my injuries there.
[3:02 p.m.]

BY [Redacted]:

Q And there were three other Proud Boys that also suffered stab wounds that
night?

A Yeah, from the same gentleman, yes.

Q Did you know them?

A Not before, but after, obviously, yeah.

Q Yeah. Okay. Let's -- I guess we'll take different kind of time periods, and I
kind of want to understand how your feelings about your involvement with Proud Boys
activities and the Proud Boys evolved after that, that stabbing.

But just taking that, that incident and the time around it, what -- I mean, what was
your reaction? How did it -- if it did -- change your plans about how involved you were
going to be in the Proud Boys?

And then we'll just for that immediate period, and then we'll kind of talk about the
evolution of January 6th and when those plans started coming about.

But after the stabbing, what did you -- what was your kind of intention?

A As far as how the stabbing affected the club you're saying, like as a whole?

Q More about you and your involvement?

A Oh, my involvement? Obviously, I was not going to be involved on the
same level that I was before. After sustaining that sort of injury, almost dying, I had no
desire to be back out at rallies. I almost lost my life. I almost never got to see my kids
again. So I really didn't have an interest in getting back out there right away. It was
definitely not in the plans.

The creation of the MOSD I think kind of stemmed with the idea that I was told
what it was supposed to be stemmed from that night and basically trying to keep guys
from, number one, breaking the rules or the laws; and, number two, keep everyone from
getting hurt and getting stabbed or shot or whatever else.

So that was the reason that kind of -- those two events are kind of linked together.

Q   We'll go into a little bit more detail about how plans for the 6th started to
evolve and when they first came up. But kind of skipping through some of that for now,
when you learned of the 6th, was there a period of time that you were going to try to go
to D.C. for January 6th or that you planned to go?

A   Yeah, I thought about going to possibly speak on a stage, and that was going
to be the only reason I would have gone. Logistically, it wouldn't have worked out. I
mean, I could barely walk at that time. And guys were like, oh, we'll get you a scooter,
we'll get you whatever. And I thought about it, and I was, like, no, I can't risk getting
reinjured. I mean, I still got staples and all types of stuff. It's barely healed, still
bleeding.

So, no, I decided I wasn't going.

Q   Okay. All right. We'll get into a little bit more detail about the timing of
that decision.

Do we have any questions from anybody else, _ __

, any questions about the 12th before I move on?

No, thanks.

Great.

Okay. Anything else you want to talk about, Mr. Bertino, about December 12th
or anything that I might have missed or that you think is important that we didn't cover?

The Witness. No, I don't.

Mr. Wellborn. Let's hang on a sec.
[Discussion off the record.]

The Witness. All right. So after I had a discussion with my attorney earlier, some of the vetting practices that we used to do in the club -- I don't know if I mentioned that earlier -- it used to be you'd go in for a certain amount of time.

After the "stand back, stand by," and after December 12th, which was huge, those practices were pretty much -- didn't exist. It's pretty much they were just letting everyone and anyone in.

Yeah, that's just an important kind of thing, between all these three events, how just about anybody was running around claiming to be Proud Boys at that point too.

BY: 

Q Okay. And then, before we move on from the 12th, specifically, I want to track a little bit more Mr. Tarrio's activities on the 12th, and then kind of your conversations with him about the 12th afterwards, recognizing you were obviously preoccupied there.

Are you aware -- I think you've said you didn't meet any Oath Keepers on December 12th, is that correct, or that you're aware of you didn't?

A Yeah, not that I was particularly aware of.

Q Do you remember seeing Oath Keepers at the December 12th rally?

A Again, I think it was same type of guys that had, like, the Kevlar on and the vests. Most of the time I looked at them to see if they had the laurels on, the Proud Boys laurels on or whatever. They may have been Oath Keepers.

But, specifically, me knowing this person is an Oath Keeper, me knowing that person's an Oath Keeper, no, I wouldn't, I wouldn't have known anybody specific that was there that was an Oath Keeper.

Q Okay. And I think you said that at this point you did not know -- I know you
said you hadn't met Stewart Rhodes. But did you know who he was at that time?

A No, I didn’t know who Stewart Rhodes was until he was arrested on sedition charges.

Q Okay.

A I had never even heard of Stewart Rhodes until then.

Q So do I take it then that, as of December 12th, you didn't know any Oath Keeper by name and had never heard of a name of an Oath Keeper?

A By December 12th? I mean, I had heard Oath Keepers before, the name Oath Keepers before. But to be able to say this person is a president of an Oath Keepers chapter, no, I wouldn't, wouldn't specifically know.

Q One individual Oath Keeper that I want to ask you about and give you a name of is Kelly Meggs. Do you know that name now?

A No.

Q No? Okay. He was an Oath Keeper. We've heard from other witnesses that he and Mr. Tarrio met on December 12th.

A Oh, I thought -- I've heard the name, but I thought that was a female.

Q Yeah. No, Kelly Meggs is a male.

A Okay. Yeah. No, I don't know.

Q Okay. All right. Then let's talk about the kind of interim period between December 12th and January 6th.

First thing I want to ask is when was the first that you heard of January 6th being an event of some importance or a date of importance?

A I honestly don't recall. I mean, I don't remember when I first heard about it. I'm not even going to try to answer that and say that I -- I didn't know exactly when.

Q Did you follow President Trump on Twitter at the time?
A No, I was banned from Twitter.

Q Did you see -- you know, I don’t really use Twitter and don’t have a Twitter account that I’ve logged into, but I still see those tweets online. And, certainly, at the time I wasn’t following him on Twitter, but I was seeing his tweets all the time, just kind of online and in the news. Is that same case for you, you would see them kind of posted?

A Yeah, it depends on when the timeline came out, obviously. I mean, I was in recovery for a while. I may have been sitting home watching stuff. But my memory is very, very shot from that point.

Q Maybe that will probably help our conversation a little bit. Can you tell me, kind of go through a little bit your stages of recovery and kind of where you were in your sort of awareness at different points between December 12th and January 6th?

A I’d say honest -- and this is no BS -- my girlfriend still brings up stuff to me that I did, like, in -- that I don’t remember doing. I was, like, she said something today, and I was like, I didn’t do that then. She’s like, yeah, you did.

Between December 12th and I’d say almost March, a lot of my stuff was hazy. I was dealing with -- she said I was a different person after I was stabbed, dealing with PTSD. For the first, I’d say, I think it was 30 or so days, I was on Oxycodone for the pain, recovering from the stabbing.

Q How many days was that?

A I think 30 days, if I can remember correctly. I think that’s what the prescription I had was. Again, my memory is pretty hazy, so I don’t remember.

Q And you were, you said, I think, in the ICU for 4 days?

A Yeah, 3 or 4 days at least. Yeah.

Q December 12th to the 15th or 16th.
Do you remember when you returned to North Carolina?

A Yeah, I was released the following Sunday, I believe. So this happened on Saturday, and I was released the following Sunday. So I spent the whole week there, and then another day, I believe, that's when I came home. It may have been Saturday night, too, but I don't think so. I think it was Sunday I came home.

Q Okay. So December 12th, Saturday, and then sometime either the 19th or the 20th of December, that's the Saturday and the Sunday is when you got back to North Carolina?

A Uh-huh. Uh-huh.

Q And how did you get back?

A My brother flew in from Florida and picked my car up from the parking lot and then drove me back to Charlotte and then flew out to Florida from there.

Q Okay. And I think you had mentioned you drove -- obviously, you drove up since you were returning your car. Did you drive with anybody up for December 12th?

A I don't believe so, no. I think that trip I was by myself too.

Q So for November and December, were there just not other members of your chapter going to those events or why --

A They were. I just choose -- like, I like quiet when I drive. I don't want a bunch of people in my car. I just like to be by myself and drive in the quiet. So that's probably why.

I think the second time when Bill rode with me it was just he couldn't get a ride or didn't want to drive his truck up there, so I said I would take him.

But, yeah. So, again, my memory is quite hazy through a lot of that. So I will do my best to explain whatever I can. If I don't remember, I'm just going to tell you I don't remember.
Sure. That’s fine. Okay, then, let’s start, I was asking kind of when the first time you heard about January 6th being an important date. And I just wanted to show you one of these -- one of the tweets from President Trump.

If we, can pull up exhibit 4. And you can zoom into the text at the top so Mr. Bertino can read that.

I can read it.

You can read it? Okay.

I can see it pretty good from there, yeah.

Then that’s fine. We can leave it here. I’ll just give you a second to read that.

Yeah, got it.

In particular, that last line that I’m going to draw your attention to, "Biggest protest in D.C. on" -- or, "Big protest in D.C. on January 6th. Be there, be wild!"

Uh-huh.

Do you remember that tweet at all or that phrase sort of became part of the organizational or rallying cry around the event, a wild event. One of the websites, main organizing websites of the event was called Wild Protest.

Do you remember that tweet or that terminology?

I remember hearing it. I can’t, specifically, say when I heard it. But I do remember unequivocally hearing it, yes.

Okay. And what did you understand was going to happen on the 6th, or what was the 6th supposed to be, or why was the rally going to be held on the 6th, to your understanding at that time?

At that? When I first heard about it, I had no -- I didn’t know.

Okay.
A I thought that everything had already been -- because I think -- I think the States had already sent in their stuff. I thought everything was pretty much over at that point, over and done.

And then I think -- I think I learned of it, like, a day or two before, that it was actually still had to be certified. I don't know. I was quite confused on what was happening. There was so much misinformation out there and so much QAnon crap out there that nobody knew what to believe.

Q Right, okay. But at some point, either a couple of days or a day before the 6th, you came to understand that there was going to be the certification of electoral votes on that day?

A Yeah, I guess they had to vote. That's when Congress or the House -- I couldn't remember which one -- would go up and certify, yeah. So I learned about that a couple days beforehand, yes.

Q And then I asked previously, but do you remember specifically this word "wild" being used in connection with January 6th?

A Just at that tweet, yeah.

Q And what did that mean to you? Or as you were discussing with other Proud Boys, what did you think Mr. Trump meant?

A I don't know. A lot of times when he would say things you just didn't know. I mean, it was -- he always used these "humongous" and "tremendous" and all these words, adjectives.

And so at that point I never really noticed it or thought it was anything of importance, the "be wild" thing. I didn't associate at that time with anything that did happen that day. I didn't put the two together.

Q Okay. We can take down this tweet.
Okay. Let's talk a little bit just kind of about the MOSD chats and MOSD in general and how that started.

Do you remember when you first heard about MOSD?

A I don't remember the exact date. However, I remember either Enrique called me or added me to a chat and said, hey, this is the plan that I -- this is what I think we should do. It was in the works for a couple of weeks.

Everyone that joined had to agree to what it was supposed to be, and it was supposed, like I said earlier, it was supposed to be kind of like a trial run to see if guys would be willing to follow the rules and not run off and get arrested and not run off and get hurt or not run off and hurt anybody else.

It's kind of like a trial thing to try to get -- see could we keep guys together and keep them from doing stupid things while they're out on the street; keep people from getting hurt, keep them from hurting anyone else, and keep them from getting arrested or breaking the law.

Q We'll talk a little bit about the kind of the intention or the purpose of MOSD, but I want to focus on the timeline at least to start with or kind of when it started.

So you said that Tarrio created a group chat, and I think you said he gave you a call about it and then added you to the chat?

A I can't remember specifically how it was brought to me. But it was probably one of those two ways because we didn't talk about it in person. So it was probably either a phone call, a text, or in a chat similar.

Q And then do you remember eventually, I guess, being added to an initial group chat of just the leaders of the MOSD group?

A I think so, yeah.

Q And I want to try to approximate around when that happened. Do you
remember if it was before Christmas or after Christmas?

A  I couldn't tell you. I'll be honest with you. If I remembered, I'd tell you, but I just -- I can't remember.

Q  Sure. This kind of -- from here on out, I'm going to be referencing the indictment of Mr. Tarrio and some other individuals, Proud Boys individuals.

And so if we can pull that up, that's going to be exhibit 7. And, if you can pull that up real quick. Okay.

Okay. And then let's go to -- and, again, just for the record, this is the indictment of Mr. Tarrio, and then other individuals, Mr. Nordean, Biggs, Rehl, Donohoe, and Pezzola.

And let's go to page 10. And can you read this, or you need us to zoom in a little bit?

A  Probably have to zoom in a little bit on this one.

Q  Okay. Let's zoom in a little.

All right. So a couple questions.

So paragraph 30 there notes that it was on the 20th that Mr. Tarrio created the MOSD Leaders Group, which included Nordean, Biggs, Rehl, Donohoe, person 2 and 3. And then person 1 was subsequently added to the message group for MOSD leaders.

I take it now, do you understand, are you person 1 in this indictment?

A  I don't know which person I am in that. I have no idea.

Q  I can point you to the section of the indictment. And we can do that in a second. But person 1 is described as somebody who was stabbed, suffered a stabbing incident on December 12th.

A  Then I would assume it was either me or the other four guys -- one of the other four guys that was stabbed. But I would probably assume that it would be me,
Q There's also mention that person 1 received a visit from Mr. Pezzola around December 29th and December 30th to deliver a shield, a decorative shield?

A Uh-huh.

Q And so I take it that's you?

A Yes, sir. So I would assume that I'm person 1 then.

Q Okay. So I wanted to ask you quickly, if you look at paragraph 31, it says, "On December 20th, 2020, person 3 posted a message to the MOSD Leaders Group that stated, 'I am assuming most of the protest will be at the Capitol Building given what's going on inside.' In response, Tarrio proposed a video chat, which would take place on December 21st, to discuss the MOSD and January 6th."

Do you know if you participated in the video chat on the 21st?

A The 21st? I don't recall, to be honest with you. Again, my dates are screwy, my times are screwy. It may have been. I don't know.

Q Do you remember an earlier -- so I know there are some subsequent video chats with larger groups of Proud Boys that were either being considered for MOSD or were in MOSD. Do you remember any of those video chats?

A Yeah, I do remember doing one of them.

Q Okay. And what's the one that you remember? Can you describe it?

A It was just -- it was me and a couple of the other guys and some of the guys that were wanting to -- that were checking it out and seeing what it was about. And basically Enrique explained what it was supposed to be.

Q And about how many people do you think were on that video chat?

A I couldn't tell you, to be honest with you, I don't know.

Q Are you talking about, like, 6 to 8 or, like, over 20?
It could have been more than 20. But, again, I don't know.

It sounds like -- I'm just -- I'm trying to place it.

So this one that's discussed in paragraph 31 that takes place on December 20th -- or, sorry, the one proposed for December 21st that was discussed on December 20th -- sounds like it's just a few individuals, basically, Tarrio, Biggs, Nordean, and then Rehl, you, and then two other individuals.

It sound like this one you're talking about was a larger group than that?

Yeah, the one that I remember, yes. I don't remember this. I don't remember that one. I don't know if it -- does it say it actually took place or --

I'm not aware if it actually took place.

Yeah. I don't know that. Because the only video chat I remember being in was that large one with everybody else. I don't remember actually doing another video chat.

Okay. Do you remember sort of the structure of the MOSD leadership?

The indictment describes it as Marketing Council, an Operations Council. Each of those were three people. Marketing was Tarrio, Biggs, and Nordean, and the Operations Council was Rehl, person 3, and another individual.

And then it says you were designated as a regional leader. Do you recall that?

Vaguely. It wasn't anything that lasted very long. So, yeah, vaguely.

Do you know -- do you recall what your region was?

No, I don't.

Do you remember any of the other regional leaders?

Well, I mean, I don't know, because there's only like six or seven people in there, right? And you just named off, like, six of them. So I don't -- I don't know who -- who else was in what position, to be honest with you at this point, I don't
remember.

Q So it says at least that Donohoe and you and person 2 were designated as regional leaders. I was just a little curious about that because Donohoe is from North Carolina also, right?

A Yeah, yeah, so it did not make a whole lot of -- it didn't make a whole lot of sense.

Q Do you mean now, looking at it, it didn't make a whole lot of sense or at the time you remember --

A I don't think it made a whole lot of sense at the time either.

Q Okay. And this is Tarrio kind of dictating how this MOSD group is going to run?

A Yeah, I think so, yeah.

Q Was anybody else that you can recall kind of particularly involved in helping Tarrio develop the MOSD group?

A Not that I'm aware of. I don't know who else had a hand in it or who else he was talking to. I have no idea.

Q All right. Let's take down exhibit 7 for a second.

So around that same time, where Trump tweets on December 19th and then MOSD is created in the following days, there's also some messages I want to draw your attention to.

Let's pull up exhibit 5.

So we previously discussed Mr. Meggs, Kelly Meggs, who is an Oath Keeper. And I'll represent to you he was around the time of January 6th the president of the Florida Oath Keepers.

And if we can just keep this message up.
So this is a Facebook message sent by Mr. Meggs on December 19th. And he says, "We're all ready for the rioters. This week I organized an alliance between Oath Keepers, Florida Three Percenters, and Proud Boys. We have decided to work together and shut this shit down."

Did you ever hear about any communications between Proud Boys and Oath Keepers or any sort of alliance at this time?

A Not at that time, no, no.

Q Okay. And how about --

A Nothing that I would have heard of directly, no.

Q Sorry. Repeat that one more time?

A Nothing that I would have heard of. Nothing that would have been brought to me, no.

Q Okay. And then how about later? At any point did you hear about that?

A Well, obviously, through the news after the indictments and stuff were released, yeah, I heard about it then.

Q Okay. And then so I know you said you talked to Mr. Tarrio, I think, after he was released from jail in January timeframe.

A Uh-huh.

Q And then before he was arrested again.

A Yes.

Q Having heard about some of this that was going on around January 6th and this alliance between Oath Keepers and Proud Boys and Three Percenters, have you ever since had a conversation with Mr. Tarrio about kind of what was going on at this time?

A I think the only thing that he -- I don't remember that we specifically got into it. I think the only thing that he said was that somebody had recorded him being in the
parking lot or the underground parking garage, and Stewart was there after he got out of jail in January before the 6th, the previous January.

So I think his kind of take on the whole thing was, like, no, man, that's a bunch of BS. They just, you know, happened to -- they happened to -- he happened to be in the parking garage at the same time I was and somebody videoed it and whatever. And he was like, man, it's pretty serious. They're charging him with sedition and whatever. I think that's pretty much all that he told me about it anyway. He didn't indicate to me that they had talked or had a lot of communication or anything like that. So I wouldn't know anything more than that.

Q Have you ever discussed Meggs with Tarrio since the 6th?
A No. I honestly, when I heard the name, my honest take is I thought it was another one of his girlfriends. So I didn't make assumptions either way. I just, you know, I thought it was another one of his girlfriends.

Q Okay. I guess looking back on this now -- and actually let's scroll to the next page, there is another message. So, yeah. So those first two messages.

Again, Kelly Meggs, this was on December 22nd. "Plus, we made contact with PB, and they always have a big group, force multiplier." And then, again on the 22nd, another message from Kelly Meggs. "I figured we could splinter off the main group of PB and come up behind them, fucking crush them for good."

So I guess, looking back at this and the indication of contact with Proud Boys and Oath Keepers, are you surprised by that? What's your reaction to the idea that Mr. Tarrio was potentially communicating with Oath Keepers?

A If that's the case, yeah, I mean I -- he had his plans, and nobody else knew about it. So I don't know. I don't really have a reaction at this point other than I'm still stunned about everyone -- all this information that's coming out after. Still a lot to take
One way I could look at it is, if you have direct communication between Kelly and Enrique, then that would show that Kelly was obviously telling the truth, or sometimes guys get in these chats and throw out just random stupid thoughts and ideas. It happens a lot.

So, I mean, I don't really know at this point which way to classify this one. You know what I mean?

Q Yeah. I'm happy to show you two other bits of information, and then maybe we can revisit that thought.

If we can pull up exhibit 36.

So, one, as we're pulling that up, and I can show up the records of this, too, we do have -- we have call records -- not evidence of the substantive things that were discussed or calls -- calls and text messages.

And we've identified one call between Mr. Tarrio and Mr. Meggs on December 19th. So the same day that he posts that Facebook message we just read they were in contact by phone for a few minutes.

And then this is a Signal group chat of Oath Keepers related to planning for the January 6th event. And if you look at that top message, that's from Mr. Meggs on January 4th, the day that Tarrio's arrested, and he sends to his group a tweet about Mr. Tarrio's arrest.

And then at the bottom you'll see there Mr. Meggs says, "Not confirmed. I just called him. No answer." Then there's a typo that he corrects, but he means to say, "but he will call if he's out."

So I guess that's all to say. We do have evidence of a phone call, at least one phone call. Obviously, we have not the same for the records for Telegram or Signal
messages, and a statement from Mr. Meggs that he attempted to call Tarrio on January 4th but couldn't reach him, which would make sense because his phone had been confiscated.

I guess now is there -- given the other events that you've talked about Mr. Tarrio kind of holding close to his chest like Mr. Jones, and we haven't talked yet about the "1776 Returns" document, but --

Absolutely possible that they had some planning going on. I don't know. I can't be specific on who he's referencing crushing or whatever in that messaging. I hope you understand that.

Right.

But obviously there was a -- there was some communication, and there was this guy going and saying, hey, I've talked to the leader of the Proud Boys.

But, again, Enrique plays everything close to the chest. So he won't tell you -- he wouldn't tell you there's an alliance or there's anything going on until pretty much after it happened. It was just kind of the way he did things.

Okay. And then let's -- so let's go back a little bit to kind of your timeline of when -- you can pull this exhibit down. Thank you.

Your timeline. I guess you said there was a period of time where you thought you might try to go up for the 6th and then determined that that was just not going to be possible given your condition.

Briefly, yeah.

Yeah. When was the period of time that you thought you might go up?

And then when did you decide that's not going to happen?

I can't remember the date, but it was obviously right before then. I can't remember the specific date off the top of my head.
Okay.

It was literally for a brief moment I thought about going.

Okay. Would you say you made that decision a couple days before the 6th or well in advance of the 6th you realized you weren't going to recover enough?

I think once -- the only reason that I would have ever even thought to go up was if I was going to speak or be able to stand up there and show what I had just went through and whatnot. That would have been the only reason I was going to go.

So I think once Trump decided he was going to be speaking, that's when all the other stuff got cancelled. And so that's when any small thought I had about going up -- again, it was a small thought because I was like, I don't know how logistically it's going to work. I can't drive for that long. I can't sit for very long. I won't have the energy. I can't walk through a crowd in case I get bumped.

So, yeah, briefly. But as soon as that happened that Trump said he was going to speak, like, that was off the table. I was like, yeah, any thoughts of me going is done, I'm not doing that.

And so you said, I think, that you were planning on going to the 6th or the interest in going to the 6th was that you might speak at one of the events. Is that right?

Yes.

What did you hear about that, or how were you going to end up as a speaker?

Well, I asked Enrique. Enrique said he was speaking, and I said, hey, let me come up on the stage with you or something or see if they need an extra speaker, I'd love to go up and talk. And I never heard anything back.

But just that thought of possibly going up to do that was the only, like I said, the only reason I planned on going there and that was just for a brief moment.
But I never heard back from him because I think before a decision was ever even made about that or even got a chance to talk to anybody about it, Trump decided he was going to be speaking. So all the other stages got canceled.

Q Okay. What did you plan to go up and speak about? What did you want to talk about?

A Well, just about my stabbing, about how I'm still here, I'm alive. God's grace saved me. Just that sort of thing.

Q Okay. I guess how would that relate to the events going on on January 6th, or what was the tie-in?

A I don't think there was a direct tie-in. Just using my story as an example of how -- maybe how the prosecution seemed a little bit tipped the opposite way, considering the person that stabbed me never even got charged and I was definitely a little angry about that at that point. So I probably would have just sounded off about that. Yeah.

Q And then just to try to get some of the timeline down, I wanted to show you another document.

If we could pull up exhibit 34.

So these are some emails among the organizers of the January 5th and January 6th events.

And we can zoom into the -- just that email at the top so that you can read it. The relevant -- yeah, tell me if you're able to see that.

A Yes, we can now.

Q Okay. Great.

So the relevant part to note is that these are emails on January 3rd. And you'll see the name of the attachment is "Guestlist.0106."
A Uh-huh.

Q And then if we scroll down. Basically, it's an email from this individual Kristin Davis saying here's the guest list and our VIP list. We're going to scroll down to -- if you look at item -- individuals 36 and 35. Mr. Tarrio is listed as a speaker for the 5th, and then you're listed as his plus 1. So --

A Yeah, he did reach out.

Q Do you think that up until, like, about January 3rd, 2nd or 3rd, you were still planning on going up for the 6th?

A Like I said, whatever date Trump came out and announced that he was going is when I had decided I wasn't. So whether this happened -- whether this was still sitting there or whether Enrique changed it or changed his guest list or whatever, I don't know when this was made.

But, yeah, pretty much the minute that Trump said he was speaking I had decided I was not going. So whether that correlates with this document, I don't know, but that was definitely the day I decided I wasn't going.

Q Okay. All right. Let's pull this exhibit down then.

And then I wanted to ask you a little bit about Mr. Pezzola and this shield that he brought down to you.

A Right.

Q And I don't think we've talked about Mr. Pezzola yet. So can you just tell me how you know him?

A We lost his audio, I think.

Q Sorry. I don't know how that happened.

A I know him and what?

Q How do you know him and what your relationship is with him.
Okay. So I met him for the first time that I remember when he drove the
shield down to my house. The night I was stabbed, apparently, he was there. We took
a picture together. I couldn't remember it. But that's how I actually know Dominic
Pezzola.

While he was down there we made a crazy discovery that we had actually grown
up and had some of the same friends in the same neighborhood that we grew up. And
one of our close mutual friends had died in a snow mobile accident a few years prior.
And we happened to end up talking about a party where he had to stop a guy from
getting jumped and how -- and Dominic said, man, I was at that party. And I was like,
wow, I was at that party too.

So we grew up in the same town. I never knew Dominic directly. Been to the
same house party with him, but didn't know him. And then eventually it's just kind of
weird how that ended up working out while he was down there.

But, yeah, so that's all the story on how I know Pezzola. I didn't know much of
him. We spent about 30 minutes at my house when he dropped off the shield, asked
how I was doing, wanted to see the scars, and all that stuff, and then took off because
they had a party to get to.

Q So a couple questions on the 12th. You said Mr. Pezzola was there, but you
don't recall him --

A I don't.

Q -- being there?

A I don't. I don't. I mean, you're talking -- there's thousands of people
there. I couldn't recall. I took about 500 pictures of people that night. So I don't
remember actually meeting with him that night.

Q Was he, like, nearby when the stabbing occurred, or did he have some
special connection to that event?

A   No. Apparently he was definitely nearby because he told me that he was
one of the guys that took the guy down when he had the knife, and they finally got him
down. He was one of the guys that took the guy down. And there was -- I think you
can see him in some of the video when they were undoing the dog pile, I think you could
see Dominic in there.

Q   Okay. And then quick question. I think you told me at the beginning, but
where -- what's the town that you and Mr. Pezzola --

A   Rochester.

Q   -- are from? In Rochester.

A   Rochester, New York, yes.

Q   Okay. And then why -- can you just describe the shield for me or the
purpose of the shield, what was it?

A   Just decorative. It was a decorative shield that -- a guy made these, like,
they were, like, recreation Viking shields made of wood and whatever stuff they used to
make them with. Bronze with little buttons on them. And just made a

Q   commemorative shield or decorative shield.

A   Was that common among the Proud Boys? Is a shield like a normal thing to
give each other?

A   No, that was -- it was -- like, I think December 12th one guy from New York
was carrying it. And it was something -- nobody had seen a Viking shield out there
before. And so pictures came up, and it got pretty popular. "Oh, man, those are really
cool."

And then they just happened to say, hey, we're coming down to North Carolina.

Q   We know you're probably going to see Enrique soon. We'll bring you the shield down
and see if you can get it to Enrique. I said, sure, just leave it with me and I'll get it down there to him.

Q Okay. So the shield, the decorative shield wasn't created for you because of the stabbing, it was there on December 12th and somebody gave it to you kind of to commemorate the event?

A Well, they gave it to me to give it to Enrique, yes.

Q Okay. Sorry, I didn't hear that part.

A Yeah.

Q Why give it to you to give it to Enrique? Did you have plans to see him after that?

A Yeah. They just assumed that I would. They were coming down to North Carolina to party and come down to hang out with some of the North Carolina guys. And they were actually making me my own shield, which never got finished, never got done. And so they were like, oh, well, we'll bring you the shields down, and we'll give you the one for Enrique and we'll give you yours.

Well, mine never got done, but they brought the one down because they were coming down to party anyway. So they brought it to me and was like, hey, this is for Enrique, see if you can get it to him.

So that was the extent of that, the reasoning. And they wanted to come check on me to see how I was doing after the stabbing.

Q Did you wonder what happened to your shield? I mean, I feel like you deserved the shield as well.

A Yeah, I would love to have my shield. I don't know what happened to it. But I think the guy that was making them is not part of the organization anymore. And they even hand painted one for my daughter. I never got that one either. So, yeah.
Q Mr. Pezzola still is in the New York area, was associated with a New York chapter of the Proud Boys, right?

A I would assume so, yeah.

Q The shield -- and we can pull a picture, but I'm assuming you remember it had, like, a New York -- it was associated with the New York Proud Boys, in particular?

A Yeah, PBNY it said, I think, on it. Yellow and black, yeah.

Q Yeah. So any reason that would be given to Tarrio? I guess I'm just trying to understand what the shield was, what the purpose behind it was, and why did Tarrio get a shield from the New York Proud Boys?

A Probably -- I mean, he had a podcast, he could have hung it in the back of the podcast. I did on a couple of mine. I'd hang it back there just because it's a cool decoration. I guess it comes with perks of being a leader, I guess.

Q Okay. So then just chronologically, I guess, now is a good time to talk about the "1776 Returns" document because it's around the same time that Mr. Tarrio is shown or given this document.

So I think you told me at the time you had not heard of "1776 Returns", and to your knowledge Mr. Tarrio didn't share that -- well, let me ask that actually.

Did Mr. Tarrio share that document with anybody else that you know of?

A I do not know. I have no idea whether -- who he shared it with. I know I didn't see it. I never saw anything of it, never heard of it. And I thought everything I heard on the news about it was a lie until I was actually shown it.

Q Okay. And what have you learned about that document since or what's your -- have you -- you've seen the document then I take it?

A Yes.

Q Okay. And you're read it?
A. Briefly, briefly. I didn’t get a chance to really study it. But, yes, I’ve briefly seen it.

Q. Okay. And you’ve read the document?

A. Yes, I have not read the whole thing, no. I did read small excerpts while I was meeting with the FBI. But that’s -- I have not read the entire thing, no.

Q. Okay. Let’s look at -- if we can pull up exhibit 7 and just see what the indictment says about the document and then we can talk about it a little bit more. It’ll be, when exhibit 7 comes up, it’ll be paragraph 41 on page 12. And let’s zoom in a little bit to 41 so Mr. Bertino can read that. Okay.

And I’ll give you a second to read it, and just tell me when you’re done.

Q. Okay. Great. So as you just read, the indictment asserts that on December 30th and 31st Tarrio communicated with an individual about this document.

Do you know who that individual is?

A. I do not.

Q. So that was not disclosed to you at any point?

A. No.

Q. And then it describes that the plan that’s laid out in the document is to occupy some, quote, "crucial buildings in Washington, D.C., on January 6th, including House and Senate office buildings around the Capitol with as many people as possible, to show our politicians we, the people, are in charge."

Is, from what you read of the document, is that -- that’s an accurate reflection of what’s in the document?

Mr. Wellborn. Well, I think we’re going to interject there, because do you
actually recall verbatim what you recall reading at this office when the FBI showed you a
small portion of that document?

The Witness. I do not.

Mr. Wellborn. Okay. I think that answers his question.

Why don't you just tell me what you do recall of the document?

The Witness. The only thing -- can you give me one second?

Sure.

[Discussion off the record.]

The Witness. Okay. So the only thing that sticks out in my mind was the code
name for the Capitol Building, and I can explain why.

Sure.

The Witness. On -- "1776" is not just the name of that document. Obviously, it
means a lot of things. It was kind of a cry of freedom that people have used for a long
time. 1776 was obviously an important year in our Nation.

So whenever something great would happen, we'd call it 1776. Or Alex Jones
saying if the government comes to take our guns, 1776 will commence again, that sort of
thing.

So during the -- when everything --

I just want to pause there, I guess, for one second, because there is
definitely a big difference between those two things that you just laid out.

One is saying -- using 1776 as kind of a superlative or just a comment that
something is good, I guess. But if you're using 1776 in reference to an event where the
guns -- the government comes to take your guns, I would think that invoking 1776 would
be invoking a revolution, right?

Mr. Wellborn. Well, you might be, but I think he's just trying to explain.
Sure. Okay. Yeah. Let's go ahead, and then we can ask some questions.

The Witness. So Enrique and I had, like, when everything was happening, like, after the breach and everything was happening, he had messaged me -- or I messaged him. I was like, holy shit, or something like that I said to him. And I was like, I can't believe this is happening, or something like that, and 1776. And then he replied with the Winter Haven. And I think I sent him back, like, probably an offensive emoji or something like that.

Mr. Wellborn. I think you're referring to Winter Palace.

The Witness. Winter Palace, whatever it was, Winter Palace, the Winter Palace. And I didn't know what the Winter Palace meant. In that moment, I had no idea. But, again, he plays so much stuff close to his chest. He always says weird things. Like, whenever we'd hang up the phone, he'd say QSL. I'm like, who says that?

So he said that to me in that message. And I was, like, I didn't -- at this time I didn't really pay attention. And then when the FBI showed me the -- that message and the document, they pointed out that it was the Winter Palace, it was called on there. That's the only thing really that stuck out because I could see where they were trying to make a connection here. I had no idea what the Winter Palace meant.

Q And Winter Palace was code for what?

A I believe the Capitol.

Q The Capitol. Okay. The Capitol Building?

A From what I remember in the document, reading it for 20 seconds while I was here, yeah.

Q And so you had messaged Tarrio on the 6th just kind of expressing disbelief at what happened, and Tarrio's response was just Winter Palace?
The Winter Palace, yes.

Q The Winter Palace. Why would that mean anything to you if --

A Again, he does stuff like that. And after thinking about it, I think that it possibly could have been a way to later on, if it was successful, say, see, I knew about it, or you know what I mean -- or without saying he knew about something happening.

If it was successful, then he could claim credit. If it wasn't, it meant nothing.

You know what I mean? That never came out.

So that's kind of the way I think. I'm thinking -- that's my own -- probably my own opinion about how. I am not inside his head to know.

Q Mr. Bertino?

A Yes.

Q Did you ever hear Winter Palace being referenced in -- well, the Winter Palace was where the Russian emperor used to live. So I'm curious whether there was a connection there, and if you heard anyone talking about that?

A I did not. The first time time I ever -- like I don't even remember from the actual conversation on the 6th with him. But the first time that I remember seeing it again was when the FBI showed me that. But, no, I had no idea what the Winter Palace meant.

Q Got it. Did anyone ever use the term "Bloody Sunday"? Does that ring a bell?

A Not off the top of my head, no. Other than from that song, the U2 song, that's the only thing I can think of that I would have ever heard "Bloody Sunday" from.

Q Sure. I'm asking because the Winter Palace is associated with an event called Bloody Sunday that happened in 1905.
Okay. No, I have not heard that, those two used together.

Got it. No worries. Thank you.

Uh-huh.

Okay. There's been some reporting on the "1776 Returns" document, and some of that reporting has indicated that the document might have come from a girlfriend of Tarrio's at the time.

Uh-huh.

I know you said that he was involved with a couple different women or multiple women at the time.

I couldn't even begin to tell you.

Do you remember any individuals that were -- well, first of all, do you remember the names of any of those girlfriends?

Tara was one.

No -- don't recall a last name?

It was a Polish last name, Cherminsky (ph) or something. She had a YouTube channel. She was a reporter.

I can't remember the other one's name. He had little nicknames and stuff for them so we could talk -- he could explain them when they'd come around. But, no, that's -- I don't remember any other names of any, no.

Tara is the only one. Okay.

Do you remember were any of them particularly interested or involved in sort of the similar ideological issues or interested in January 6th and the idea of being present and making a statement on the 6th?

Probably all of them. I mean, I don't think he would have dated anybody
that wasn't, like, didn't feel the way he felt about stuff.

Q Whether or not you remember any of their names, did any of them stand out to you as -- I mean, I guess what I'm saying is, knowing that the "1776 Returns" document may or may not have been shared with Mr. Tarrio by a girlfriend, is there one that stands out in your mind or a couple that would be potential kind of authors or people who were disseminating this document?

A I guess the only -- I mean, that would be speculative for me to say. I mean, I don't know how -- I knew two of them. There's probably 40 that he dealt with. So I don't want to -- he probably had 40 women he talked to on a regular basis.

Q Okay.

A Yeah. I mean, it could have came from anywhere. I mean, if you have a name where it might have come from and you can obviously say, I'll let you know if I know that person. But, I mean, yeah, as far as guessing which one it would have came from, I wouldn't feel comfortable doing that anyway.

Q Okay. You said that you knew two of them. I think you've named one. Do you who was the other one that you're thinking of?

A I can't remember. She was Canadian, though. So I don't think that would have -- I don't think that that would have -- I don't think that that type of document would have come from her.
[4:00 p.m.]

BY [REDACTED]:

Q Okay.

A Yeah. I don’t remember her actual name though, to be honest with you. It’s been a while since I talked to any of them.

Q And then, since you were shown the document, have you talked to anybody else or learned any new information about the document? I take -- or I’ve kind of heard from you, I think, that you were surprised by the document. It kind of stood out in your mind, and --

A Oh, yeah.

Q -- it was something that led you to believe that Tarrio had not disclosed some things to you. So I’m curious, did you then sort of engage in sort of your own investigation or talk to anybody about the document afterwards?

A No, I haven’t been in contact with anybody from that -- from the Proud Boys or anything else since, and so anything that I’m -- I’ve read on it I’ve read on the news sources or whatever.

Q Okay.

Mr. Wellborn. And to interject, he was specifically instructed at the close of the debrief to not have any conversations with anyone about what went on in the room during the debrief.

[REDACTED] Okay. Sorry, can you repeat that --

The Witness. That’s why I had to keep stopping and asking him if it was okay to tell -- explain it to you guys or not.

[REDACTED] Yeah, no, I understand that. And sorry, could you repeat that one
more time, Mr. Wellborn? I lost you for a second.

Mr. Wellborn. Yes. Yeah. Mr. Bertino was specifically admonished both by U.S. attorney and also by Federal agents to not discuss anything that had taken place during the debrief. And it was, of course, during the debrief that he was shown for the first time that discrete page from the 1776 Returns and was getting acquainted with the term "winter palace," although obviously his sort of understanding and, shall we say, familiarity with late -- or early 19th century, excuse me, 20th century Russian history is somewhat diminished.

Understood.

BY:

Q Okay. Let's kind of zoom out then a little bit. I'm going to ask you a couple kind of high-level questions, and then we can take a break. And I think -- well, let me ask, what -- if we've got, I'm going to guess like about another hour or so, do you guys have any scheduling issues with that, or is -- an hour will be okay?

Mr. Wellborn. I think we're good for another hour. A break would be good, because I think we've been going for, what, just over two?

Yeah. So let's take a break now. Let's come back at 4:15, and then we'll try to be done by about 5:15.

Mr. Wellborn. Sounds good.

The Witness. Okay.

[Recess.]

BY:

Q We're back on the record at 4:15.

Okay. I wanted to step back a little bit, and just, in general, leading into January 6th, what was your understanding of what the Proud Boys planned to do on the
Okay. So this goes back to the creation of the MOSD, and the MOSD was supposed to be a small group of guys who were supposed to go in, just a few chosen guys. They were supposed to go in, and originally they were supposed to escort whoever was speaking from stage to stage. That was the last plan that was laid out for everyone to know: Hey, this is what's going on.

Supposed to escort whoever, whether it would be me or Enrique or anybody else, supposed to escort them from stage to stage just to make sure, you know, that nobody got hurt, you know, especially if I was there. So that was the plan leading up to the 6th.

And that was only for -- and that was only for speakers that were Proud Boys, you mean, so like Tarrio and potentially you?

Yes. Yes.

Okay.

Yeah. The idea was a small group of guys, we could be, you know, indiscriminate, and they could get -- like it wouldn't bring any attention to what I was or who Enrique was so that they could get them from point A to point B to do their speaking or whatever, because apparently Enrique was supposed to speak on stage at a few different places. I guess there was like three or four stages that were set up.

So the original plan that he told us was that he was going to be speaking at a few stages and that he -- that group would just go as like a small security thing just to make sure that, you know, they weren't attacked or anything like that. And then --

Okay.

-- that's where "don't wear colors" came in.

Okay. Just another quick question, and maybe this is an obvious question, but who were you worried was going to or were going to be attacking you on the 6th or
was the threat on the 6th?

A  Probably antifa. That was always -- you know, that was always -- black bloc specifically was always kind of the ones who we always knew that they were the threat whenever we went anywhere.

Q  So, Mr. Bertino, not to put too fine of a point on it, but it's fair to say that you were expecting antifa to be there on January 6th. Is that right?

A  I would say, yeah, anytime that we went anywhere, especially in D.C., that we knew that there would be an antifa presence there, yes.

Q  Got it. Black Lives Matter as well?

A  Yeah, I think they were all -- they all kind of ran in the same circle, so it was always them together, you know. I mean, I don't know that they were one -- I think they were one in the same pretty much, the groups.

Q  Got it. And I understand that antifa tends to wear black when they go out. Is there -- are there other ways that you identify antifa or their associates at events?

A  Unless we know them specifically by name and by face, you could just -- usually they would let you know who they were by -- they would start yelling things at you, and if they got -- decided to get violent, they would throw things at you, try to assault you, something like that, spit on you, throw human feces on us. I've had that happen. I've had human -- I've had urine and human feces thrown on me, so --

Q  Got it. That's very helpful.

A  So if I found that -- if I saw a guy in the crowd throwing a poop bomb at me, I could assume that he was antifa.

Q  Fair enough. Thank you.

A  You're welcome.
Q And then, so you mentioned that the -- that the dressing in all black was to
   go kind of incognito. Was it also at some point or was it discussed that the goal in
   wearing all black was to look like antifa?

A Yes, that was -- that was another thing. I think that's -- I don't know if
   that's the reason why, to look like antifa. I think it was more to -- we -- like we came up
   with that -- came up the way that like: Hey, we can go -- if we're not dressed in our
   colors, antifa won't attack -- won't zero in and target us like they always do.

   Then I don't -- I don't remember if it was Biggs or if Enrique decided, they were
   like: Hey, let's put out a post telling antifa we're going to dress in all black and dress like
   them and just troll them and mess with them, and then maybe they'll -- you know, they
   won't have a physical target, and they'll be more worried about us being in the crowd or
   the guys there -- when I say "us," I mean the guys that are there -- being in the crowd and
   they not knowing -- without knowing who they are so they won't have a target and
   maybe they'll just stay away. So that's originally why that idea came up, because if you
   dressed in the black and yellow, you were a target every time. They knew right where
   to go for you.

Q Okay. So I think you were explaining the plan was to escort speakers --

A Yes.

Q -- particularly Mr. Tarrio and potentially you.

A Uh-huh.

Q And how did that change, or did that change?

A Yeah. Well, I mean, obviously, with my presence not being there, I believe
   it was -- they were just supposed to go to -- if Enrique was still speaking, then they were
   supposed to just escort with him to the stage. And anybody else that went that was a
Proud Boy wasn't supposed to go as a Proud Boy, you know. Basically, if you weren't there with that group, then you weren't there as a Proud Boy, because you weren't going to be able to be reined in to keep from doing anything stupid or illegal.

And that was the idea -- the sole idea of MOSD was to keep us -- keep guys safe from getting stabbed, shot, attacked, and keep -- you know, if we could keep control over guys and learn how to keep control of them in a smaller group, maybe we could do it in a larger group someday where we could keep guys from running off and going to get in a fight and getting arrested and making the club look bad.

So that's the -- that's the idea and that's what I was sold on the MOSD as. We even signed documents, everyone that joined the group. So I don't know if you guys are aware of it, if you've seen it, but we've all signed -- we all signed documents stating that they wouldn't break the law, they wouldn't -- they wouldn't commit violent acts, they wouldn't attack anybody, they wouldn't assault anybody, and they would listen to leadership when they told them, hey, you've got to come back here, don't go do something stupid.

Q And --
A And literally that's --
Q -- when did you sign those documents?
A It was in between when the -- I think it was before you could even get into the MOSD chat, we had to sign those documents, and they were all signed and sent back to Enrique. He should have every single one of them.

Q That's what I was going to -- that's what I was going to ask. So Enrique collected the signed documents?
A Yes, sir.
Q Okay.
He should have all those documents in his emails, probably his FundTheWest@Gmail, I believe, is where we send them all.

Can you -- fun or fund?

Fund, F-u-n-d, thewest@gmail.com was the email address.

Okay. I want to ask, let's -- well, so, you've discussed some of the purposes and safety kind of issue in keeping control of the members. In a second I want to direct your attention to some of the excerpts from the MOSD chats in the indictment, but we can kind of talk about them generally first.

Sure.

And there are certainly excerpts that talk about storming the Capitol Building and the Capitol being a focus and entering the Capitol. Do you recall those chats, and what's your kind of response to those having been discussed in the chat? Was there also a discussion of either approaching the Capitol Building or entering the Capitol Building or any buildings around it?

Pre -- pre-breach, no, I don't believe there was that I can -- that I can recall. I had never for a second thought or read anything that led me to believe that any of those guys were planning to do anything like that.

Let's -- and I just want to -- I just want to look at these just, again, to kind of get your reaction and see if it jogs your memory.

Yes.

Have you read the indictment before? Have you read whole thing?

I've read pieces of it, but I have not gone through the whole thing, no.

Okay. Well, let's pull up exhibit 6 -- or, sorry, 7 again. And then we'll look at paragraph 48. And, actually, we'll zoom in on 48. I'll let you read that, and then we'll have -- we'll scroll to the next page, page 14, and have you read paragraph 49 and
Okay. Also do -- while we're on 48, we've already identified you as person 1. Are you aware of who person 2 and person 3 are?

I don't. I don't know who was who on that.

Do you know -- do you know John Stewart? He also goes by Black Beard.

Yes, I know who Black Beard is.

Okay. How do you know him or how -- where have you met him?

I met him in D.C. I believe the night I was stabbed is probably the first time I met him. It might have been the 14th, but I can't remember if he was there for that or not.

Okay. And do you know his role in the Proud Boys, where -- what's -- is he chapter president, or --

I don't know specifically what his -- what his role is. I may have been aware at some point, but it's -- it eludes me at this point. I don't remember.

Okay. So then, just for purposes of reading through this, I'll represent to you that we understand person 3 to be John Stewart, and then there's also a person 2.

Do you know Aaron Whallon Wolkind?

I know Aaron, yeah. I didn't know that was his last name, but yes.

Okay. And so that is who we understand to be person 2. Where -- where did you meet Aaron, or have you met Aaron?

I believe the first time I met Aaron was in Las Vegas back in 2019 or 2020. I can't remember which one it was.

Okay. And then was he at the November or December rallies?

I think he was at one of them. Again, this is, you know, almost 2 years ago,
so I don't specifically recall, but I think he was at one or -- either -- he might have been at one of those.

Q Okay. All right. Well, then, just focusing back on the indictment in this exhibit 7 that we have up, so person 3, Mr. John Stewart, says: What would they do if 1 million patriots stormed and took the Capitol Building? Shoot into the crowd? I think not. They would do nothing because they can do nothing.

And then let's scroll down to the next page, paragraphs 49 and 50, and I'll give you a second to read those as well.

A Okay.

Q And so I'll just point out, and I think you're aware, and correct me if any of this sounds wrong based on what you know, but in this paragraph 49, Mr. Stewart says again -- or, again, references the Capitol, and he says that the main operating theater should be out in front of the House of Representatives. It should be out in front of the Capitol Building. That's where the vote is taking place and all the objections. Ignore the stage, et cetera, et cetera, et cetera. He focuses on the Mall.

And so I'll note that the Proud Boys on that day started at the Washington Monument at about 10 o'clock, marched down the Mall, took a route around the Capitol Building from the side that faces the Washington Monument to the east side of the Capitol and then back to the west side on the same side as the Mall, and essentially exactly what's described here in paragraphs 48, 49, and 50 is what ended up occurring.

A Okay.

Q So I guess, one question is, do -- do you just not recall these messages or mentions of the Capitol?

A Yeah, I don't. I mean, you're talking -- there's -- I don't know how many messages were in that chat, but there are thousands at all times. So when you get in -- I
1 don't know if you've been on Telegram or if you're on or you understand how it works
2 when you're in a group chat. You can go in, and it will say there's 300 new messages.
3 You open up that chat, and you can tap a button and it just scrolls you right to the
4 bottom.
5 Q Right.
6 A So, even though it's in there, I may not have read it. I don't remember it.
7 I may have read it. I don't -- but, again, I don't recall reading it. There's, you know,
8 100 -- 100,000 messages on my Telegram at all times, so if I took the time to read or listen
9 to everything, especially voice -- voice notes take too long. I read faster than they can
10 talk, so a lot of time voice notes I don't listen to.
11 Q Right. Okay. So then you -- then by your recollection of all the MOSD
12 chats that you were a part of, do you remember any of them mentioning the Capitol
13 Building or approaching it or using that as a focal point for your activities that day?
14 A I do not, honestly, remember, no. I don't -- it depends on how -- you know,
15 if it was mentioned once or twice, it would probably be easy to miss it. If it was a
16 constant topic of discussion, like all the time I kept hearing about Capitol, Capitol, Capitol,
17 then, yeah, I would've seen it. But, I mean, if it's just a, you know, quick note, you know,
18 to do something then, you know, I could've very easily missed it, and I believe I did. I
19 don't remember hearing or reading any of that.
20 Q Okay. And then I want to ask just about a post that you made on the night
21 of the 6th. It's a video message. And if we can pull up exhibit 35. And let's just make
22 sure the audio is turned up before we start this. , pause it real quick.
23 First, I just want to ask, do you recognize this video, and do you remember this
24 post?
25 A I recognize the video. I don't recall everything I said in the -- in the rant, so
I don't -- I can't be 100 percent, but I do recognize the video.

Q  Okay. And we'll listen to it and so you can remember what you said.

A  Okay.

Q  But this was posted on the night of the 6th, I believe. Is that right?

A  I -- I think so. Again --

Q  Yeah.

A  -- I don't remember what day I did it. It might have been that day or the day after. I don't remember.

Q  Yeah, and I think you'll tell from the content of what you say that it was on the same day. So let's just start at 35 seconds if you can, [Video shown.]

[Video shown.]

The Witness. I can't hear it.

I think you're going -- let's pause it and can you turn the volume up, [Video shown.]

?  See if you can hear it now.

You may need to stop sharing and reshare and make sure that computer audio is selected.

The Witness. No audio. Check the volume, I guess, maybe.

The other thing that we could do, Mr. Wellborn, do you have the -- I had sent you the link with the exhibits.

Mr. Wellborn. Yeah. Yeah, let me see if I can draw that up.

BY [Video shown.]

Q  And then, just while you're pulling that up, Mr. Bertino, just on the topic of Mr. Tarrio's girlfriends around that time, did -- were you familiar with a girlfriend named Suraya Foss (ph)?

A  I did not know about her until he was going to jail. I guess she escort -- she
took him up to D.C. I didn't know who she was. I don't -- I don't remember meeting her. I didn't know if it was his girlfriend. I didn't know he was seeing her or any of that until then. She -- he gave her my phone number when he went to jail, and she called me a bunch of times and texted me, and, yeah, so that's the first I learned of her.

Q Okay.

Mr. Wellborn. So, [inaudible], I've got the video up. Do you want me to start at 35 minutes?

[Video shown.]

Yes. Let's see, we might --

Why don't we -- do you want to try this?

Yeah, we might have just figured out how to share it from ours.

Mr. Wellborn. All right.

[Video shown.]

Does that audio work?

Yes.

Mr. Wellborn. Yep.

Yeah, let's go to 35.

I can't see where the tracker is, but --

We can start from the beginning if we need to.

Okay.

[Video shown.]

BY [inaudible]:

Q Okay. You can pause it there. I just want to -- can you still -- can you hear the reverberation that I can hear?

A No, it's gone now.

Q Okay. I just want to focus on the portion of your statement about talking
about the rioters, and you say they were coming in to storm the floor. And I just want to understand what you meant there and that -- just explain that statement to me first if you can.

A I guess the -- I guess, from the information I had at the time -- obviously that was right after. Not a lot of stuff -- I hadn't seen the video clip. I hadn't seen any of that stuff. What I had mostly seen at that point led me to believe that, you know, obviously -- and obviously, at that point, I knew that -- I didn't know about a plan that, you know, anybody may have had.

But it just wasn't like those people and the Trump supporters, like I didn't see or think that those type of people -- that they were in there to hurt anybody or do any violence. Like my thought process on that comment was I think they were trying to go in there and go sit down on the floor, lock arms or something like that, I don't know, but just nothing violent.

I didn't think that -- you know, I've been to plenty of rallies around these people plenty of times. I had never really seen them initiate violence or go after police. The first inkling I ever had that they wanted to breakthrough a police line and they were disrespecting police was December 12th when I stopped everybody and turned them around. I just didn't see them, you know, from at that point, from my view, as looking to go in and do anything violent.

I thought at that point they were going in, maybe some yelling on the floor at the representatives to stop and whatever, but I -- you know, I think at that point I just was full of emotions when I did that. I was angry that they made -- you know, like if there was a chance that they could've objected, they ruined it by going in and doing what they did. It was stupid. And so that was my thought process on the whole thing.

Q Do -- having obviously seen more reporting and coverage of what happened
on the 6th, do you have different feelings at this point about what transpired as far as
violence towards police officers and just violence in general on that day?

A Yeah, I believe that there were bad actors that hyped up the crowd. And
I've been in those crowds before, and they're easily whipped into a frenzy. I don't know
who the bad actors all were. I don't believe it was just, you know, a certain group of
people. I think there was a lot of people. You get a hundred people standing around
and one guy just starts, you know, trying to whip everybody into a frenzy, he can do it.

So, yeah, I don't -- I don't -- I think the entire thing was stupid. I think it was the
dumbest thing that they could've done. It made them all look like the people that, you
know, the media had -- that they'd been arguing with the media that they weren't for
years, so I think it was dumb. I think it was -- you know, in retrospect, it's probably the
stupidest thing that I've ever witnessed in this country.

Q When you say that there was a couple bad actors that whipped up the
crowd, do you put some of the Proud Boys in that group of folks that whipped up the
crowd and were bad actors on that day?

A It could possibly, but I didn't see -- you know, I don't see -- I haven't seen all
of the videos. Like if -- so you know what I mean, like I can't be a -- I want to be
objective when I say that. Is it possible? Absolutely.

Did Pezzano -- Pezzano -- Pezzola?

Q Pezzola?

A Pezzola. Did he go smash the window? Absolutely, there's no denying
that. Was that incredibly stupid? Absolutely. And I think he even knows that it was
incredibly stupid at this point. Yeah, but I don't -- there was other people there that
weren't Proud Boys that were probably whipping up the crowd too, so.

You know, and when it's all -- when it all comes out in the wash and we
decide -- we figure out, you know, you guys finish your investigation and figure out what happened, you know, hopefully -- hopefully everyone can learn from it. But, you know, there's always -- there's always bad eggs in the -- you know, in a dozen, bad apples in a bunch, so --

Q  Understood. Well, then, I guess, recognizing that you didn't see some of these messages that we just looked at in the indictment, recognizing that those three paragraphs that we just looked at do, in fact, sort of track what the Proud Boys did on that day and also knowing what ended up occurring and what the results of that day were, do you now feel like you weren't aware of this plan that did exist among some people that were in the chats, or what's your opinion on that?

A  Yeah. I feel like -- you know, one of the messages I did read in the indictment was where it said plans would be laid out on the grounds that day when everyone met at the Washington Monument. I don't know if you're aware. I'm sure you read the indictment. That part where it said plans would be laid out on the grounds, yeah, I believe that either they made the plan right then and there on the grounds and decided this is what they were going to do, or if Tarrio had somebody in there that said: Hey, this is -- this is what we're going to do. Wait until everybody gets there and pass the message so I won't -- since I can't be there.

I can't tell you which one. I'm speculating on both, but judging by the fact they said "plans will be laid out on the ground" and watching, you know, what little video clips I can actually see and make out who was who, then, yeah, I think they probably may have made a plan right there to go in there and do it. And, you know, I definitely was not aware of it, and I'm definitely pissed off about it, you know. Excuse my French, but I'm pissed off.

Q  I want to then ask, so I know, leading into the 6th, you were a little bit out of
it, I guess, and you have some fuzzy memory. But according -- we have some of the
MOSD chats and we can look at some of them and then also piecing together with the
indictment, and I'll -- and I can pull it up again or it might just be easier for me to read this
portion to you.

But paragraph 55 of the indictment says that on January 5th, person 1 created a
new encrypted messaging group entitled Boots on the Ground to be used by Proud Boys
members in Washington, D.C. So then I take it that, you know, even though you weren't
there on the day or the day before and you were a little bit out of it, you were actively
creating group chats of Proud Boys that were there, right, so you were -- you were kind of
involved in those days remotely?

A Yes.

Q Okay. And what -- what was your -- what was your intention there?
What did you plan to have happen, and what were the messages that were supposed to
be sent to the group, the Boots on the Ground group on that day?

A So my intention of doing that, somebody asked me: Hey, can you start a
chat where you can get everyone that's there, whether they're MOSD or not, get
everybody there into one? Because this all happened after Enrique was arrested. The
guys went and nuked all the chats and deleted them all, and everyone was running
around with their heads chopped off.

And the last thing I wanted to have happen was chaos, chaos, because chaos
in -- without having leadership, that's exactly what got me stabbed, what got guys
arrested, you know what I mean, and did -- and it leads to bad things without having
some sort of organization and leadership.

So I created the group for everyone to -- you know, that was there so that they
could communicate to what was going on on the ground, like where Enrique was. If you
go and read some of the chats in there, a lot of it was focused on finding which facility Enrique was in, when is he getting out, you know. Now the plan, you know, whatever plan Enrique might have had, we don't know, so we've got to make a new plan, decide what, you know, who's going where, what are we doing.

It was basically to organize the guys on the ground so that we didn't have -- you know, trying to herd the cats, so we didn't have just guys running all over the place doing whatever they wanted because that always leads to trouble. And so my reasoning for creating that group was to get everyone back together so there was no mayhem, there was no chaos, everyone could calm down and, you know, be safe. I wanted to make sure everyone stayed safe, stayed alive, and stayed out of jail. I didn't want anybody to do anything stupid to get arrested.

Q Okay. Did -- let's go through a little bit -- or let's not go through the whole day, but I want to understand your evolution of your perception of what was going on and what was being planned on the day of. So, obviously, at some point during the day as you're watching from home, you realize that people are entering the Capitol and some of those initial people are Proud Boys. Did you see Pezzola smashing in the window on the news, or when did you first learn that he had done that?

A I don't -- honestly, I don't recall when I first saw it. I didn't see it live. I didn't see him smashing it live, like I think it was on BG On The Scene's feed, if I remember correctly. I'd seen the video 1,000 times, and I wish I didn't have to see it. But, yeah, I don't remember -- I don't recall specific -- I'm going to tell you right now like my memory of that day and the events as they transpired and timelines is very shot. I was in a lot of pain that day. That's part of my aggravation in the video and the anger that you saw in my video is I was in a lot of pain. I don't know if you've ever had major surgery like that or had to deal with anything like that. I was in a lot of pain, and even
my girlfriend had said: You were very, very -- in a lot of pain. You were angry, you
know. You were dealing with PTSD plus the opioids.

I don't recall every bit of what I saw when I saw it, so I -- you know, I can't answer
that directly and say I saw it at 10 -- at 2:27. I don't remember.

Q Okay. Let's focus on a slightly different kind of issue on that day. And we
talked about earlier the marching and how Mr. Tarrio was pretty focused on the need for
Proud Boys to march in a line, and I take it that that's related to this idea of organization
on the day and keeping everybody kind of together. Is that --

A I -- I'd have to -- I guess I'd have to see what you're talking about with him
trying to push for everyone to be organized. Do you have something that you can show
me on that? Because --

Q Yeah, sure.

A -- Enrique's never been the guy that's like: Hey, everybody get in line and
do -- you know, he's never been that guy. He's kind of a fly-by-the-seat-of-his-pants
type of leader, you know what I mean. Like --

Q Yeah.

A So, when you say that, it actually kind of surprises me that he would say
something like that.

Q Yeah. Let's look at exhibit 13. This is another video, and this is from the
night of the 6th. Mr. Tarrio's in Baltimore at a hotel room. And if you could just give
us a second to pull it up.

[Video] are you there? Oh, there you go. Cool.

Do you want to start right at the beginning?

Yeah, let's start at the beginning.

And just a word of caution, I think the audio is just low on this
video in particular.

[Video shown.]

BY:

Q Okay. We can -- yeah, we can end it.

A I specifically don't remember him grilling anybody about marching in line. I think what he was referring to was keeping -- because this was one of the big things that always came up was people getting in the ranks, especially females getting in the ranks, and then we -- they would -- we would then have to focus on keeping them, you know, or anybody out of -- out of the ranks. In case we were attacked, we didn't want women there as targets.

So people getting into the ranks was always a security issue, you know. Anybody could just walk in with a knife and just start stabbing people that were, you know, walking in that formation, so -- but, yeah, I -- I don't remember him drilling hard about that.

Q Okay. Do you know -- he mentions a 2-hour video chat. It sounds like it happened shortly before the 6th.

A Uh-huh.

Q Do you recall a long video chat --

A Oh, yeah. Yeah.

Q -- before the 6th?

A He has that. He has that video somewhere. He has it saved.

Q Okay. And what -- what do you recall from that meeting, or what was being discussed there?

A I don't remember the specifics, but I do remember the -- being in a meeting, being there. It was basically about what is expected of you if you were going to stay -- if you were going to be part of that MOSD, you were expected to, you know, not break the
law, keep it -- keep each other safe, you know, look out for your brother and make sure
he's not doing anything stupid, if you see somebody doing something stupid, bringing
them back in. You know, that was -- that was -- obviously that was the whole idea and
the whole premise behind the MOSD. So I think that's what he mainly tried to hit home
in that -- in that video chat.

Q Okay. And then there's -- Amy Harris mentions an experiment in that video
clip. She says: I didn't tell him about the experiment.

Do you know anything about that or what that means?

A I don't. I have no idea. That might have been a little inside thing with

him.

Q All right. And then let's -- so let's talk about Mr. Tarrio's reaction to you. I
know you mentioned that, in your meeting with the FBI and DOJ, that they showed you
some messages from Mr. Tarrio where he makes reference to the winter palace.

A Uh-huh.

Q What were your conversations like with Mr. Tarrio at -- well, one, as the
events are going on and then, two, that evening?

A I think that was really -- that was really all we talked about. He was
obviously -- I think I called him on the phone short -- for about -- the phone call probably
lasted about a minute or two, if that much, because he had a million things going on. I
called him, and I said: Holy shit. I can't believe this is happening.

And him responding with: I know, man, this is crazy -- or something -- you know,
something along those lines. But it was a very brief phone conversation, if I remember
correctly. But that was about it that I can remember that day. I didn't talk to him
much that day that I could -- I can recall.

Q Okay. So we -- we have -- so we do have some of the MOSD chats, and I
want to show you a couple of them and ask about some different messages and some
folks that are in those messages.

A Okay.

Q So the first thing I actually want to do is go through and see if you can
identify some individuals for me. I know some folks you just know by username. But if
we can pull up exhibit 17 and let's go to page 11. And if you can zoom in and scroll
down little bit, yep. Right there is good.

Okay. I first want to ask you about this -- there's one message from an individual
named Dr. Leo Oberfuhrer, and he says: Haha, us Philly guys, pray for it.

So it sounds like he's from Philly. Do you know who that is?

A Not of that name, no.

Q Okay. I noticed you laughed when I said the name. I just wonder what
the --

A Just -- it's just the names they come up with are just completely dumb.

Yeah, I have never seen that name before. That's why I was kind of like, what?

What does Oberfuhrer mean?

The Witness. I have no idea. I have no idea.

Mr. Wellborn. How is your German?

The Witness. Terrible.

Mr. Wellborn. That would explain it.

The Witness. I just hear -- yeah, just the names are just dumb.

Got it. Well, Oberfuhrer was a high rank in the Nazi party.

The Witness. Oh, okay.

They were people who ran paramilitaries.

Mr. Wellborn. Actually, it's just a term in German that means above or higher leader. Fuhrer simply means leader in German. Ober means above as opposed to unter.

Well, Mr. Wellborn --

Yeah, it's a rank.

-- Oberfuhrer, it's a specific rank.

Mr. Wellborn. I understand it was a rank in the SA, but I'm just giving him the direct translation.

Sure. I mean, if you want to --

Mr. Wellborn. Apparently, whoever this guy is has enough --

Mr. Wellborn, I'm sorry to interrupt, if you want to dispute why the user chose the word "Oberfuhrer" to identify themselves, you're free to do that. But I just want for the record --

Mr. Wellborn. I have no idea why this person chose the name. I'm simply giving my client a direct translation of the word.

Well, maybe in the context of another username within MOSD Turbokike, that might add some context to the fact that one user was named Oberfuhrer and another user was named Turbokike. Does that ring a bell?

The Witness. No.

BY: I'm going to -- so you don't know who either Oberfuhrer or Turbokike are?

A I do not -- I don't recognize those screen names, no.

Q Okay. I've got some other screen names --

BY: I'm sorry, what does Turbokike mean?
A: I -- well, I know what kike means.

Q: And what does that mean?

A: A kike is a, I guess, a derogatory term for a Jewish person.

Q: Got it.

A: But I think -- from judging from Proud Boy lore and from being around the club long enough, this guy is probably Jewish, and that's why he uses that name.

Q: Why do you think that?

A: Because generally all the Jewish guys that were in there would use stuff like that, like Tiny Hat or whatever they decided they wanted to use as their joke name, they would use that. So I'm judging, based on what I know, that that's -- that guy is probably Jewish.

Q: Got it. So they would use --

A: Self-deprecation jokes. I mean, I -- everybody made fun of themselves and everyone else in there, so that's probably how that name came up.

Q: Got it.

I have a couple other usernames. Did you have any other questions?

Go for it.

BY:

Q: A couple other individuals. Do you know who Twisted Zack is?

A: Twisted Zack.

Q: And you can take this -- you can take the exhibit down.

A: Twisted Zack, I've heard the name but I don't know specifically who he is.

Q: Okay. The -- and tell me, you know, I know some of these different usernames use different fonts or anything, so let me know if you think it would be helpful
to actually see the message, but there's another --

A It might, yeah.

Q I can pull up Twisted Zack for you in a second then. There's another username Dick Sweats?

A Dick Sweets.

Q Dick Sweets?

A Yes. Dick Sweets, yeah.

Q Okay. Do you know who that is?

A Yeah, Dick -- I think his last name was Sweets.

Q Oh, his name is Sweets, okay.

A Sweets, yeah. That was his actual name.

Q All right. And do you know where --

A Philly.

Q -- Dick is from?

A Philly.

Q Philly?

A Uh-huh.

Q Okay. How about Spanks?

A I've seen it, but I don't know who he is.

Q Okay. There's a user from Florida, or at least indicated he's in Florida in the chats, named JBone?

A Uh-huh.

Q Do you know who that is?

A I do know JBone.

Q And do you know his actual name?
A No, I don't.
Q How do you know JBone?
A I roomed with him in Portland, shared a hotel room with him in Portland.
Q What chapter in Florida is he part of?
A I couldn't tell you.
Q Is it -- do you know if it was Mr. Tarrio's chapter?
A I don't think so, but I -- again, I don't know. There's like 30 of them down there, so --
Q There were -- there's a Proud Boy who says that he's from Michigan, Saint Xhristopher?
A No idea.
Q Doesn't ring a bell, okay.
And then there's an individual -- seems like he has sort of two usernames, it's CapCityRob and then in parentheses RONAN in all capitals?
A Uh-huh, I know who CapCityRob is.
Q Okay. And who is that?
A His name is Rob.
Q Okay. And CapCity being D.C.?
A No, I think he's from Michigan too.
Q Okay. How about Brother Jake Phillips?
A Brother Hunter Jake Phillips?
Q His username is just Brother Jake Phillips.
A Yeah, Jake Phillips, yep.
Q Okay. And where is he from?
A Ohio, I think. Yes, Ohio.
1. Q  That's right. And his actual name is Jake Phillips?
   A  Yes.

2. Q  Hunter Jake Phillips, did you say?
   A  Brother Hunter. They -- he changed his name to Brother Hunter.

3. Q  Okay. So Brother Hunter is just his nickname. Jake Phillips is his actual name?
   A  Yes.

4. Q  Okay. And then Redbeard The Original Fourth Degree, have you ever heard --
   A  There's 17 Red Beards that I've seen, so I don't know which one is which.

5. Q  I can -- there's actually a photo of him. If we can pull up exhibit 21 and go to page 4. And it's that, the one who's pictured there at the bottom.
   A  Hmmm.

6. Q  Do you recognize him?
   A  Not particularly, no.

7. Q  Okay.
   A  I may have seen him. He may have been in a rally with me before, and I wouldn't know, but I -- I couldn't tell you right now, 2 years later, who that guy is.

8. Q  Okay. Let's see.

9. BY

10. Q  Mr. Bertino, what does the acronym RWDS stand for?
    A  Right Wing Death Squad, I believe it was supposed to be originally, yep.

11. Q  Got it. And are you familiar with Augusto Pinochet?
    A  Yep.

12. Q  What can you tell me about him?
A He was a general, I believe, in Chile who overthrew a Communist
government and brought capitalism back to Chile back in the late '70s, early '80s.
Q Got it. So, when you wear a shirt that says "Pinochet did nothing wrong,"
what does that signify?
A It's a troll.
Q Can you explain that?
A It's a troll to get a rise out of all left-wing counterprotesters, as we would
say, I guess. It's why --
Q I'm not sure I understand. Can you explain? Can you explain what you
mean by that?
A What a troll -- like what a troll is?
Q Sure.
A A troll is something that, I guess, if you say it's going to trigger somebody to
get mad, even though -- even if you don't believe it, you're just kind of, you know,
messing around with them, and it's just something outlandish to say to get somebody
to -- like get a reaction out of somebody and get them to go screech and scream at you or
whatever. So it's originally why, you know, why that shirt was made. It was to troll
people.
Q Got it. So is that the reason that you wore that shirt?
A Yes.
Q And what does Right Wing Death Squad mean?
A I mean, it's another troll. We changed it over the years from Right Wing
Death Squad to Right Wing Dance Squad. It's been -- it's been -- there's like seven
different -- then there's Right Wing Fun Squad we changed it to. So there's a whole
bunch of different meanings for it, but, yeah, it's just -- it was -- I don't even know where
it originally came from in the club. It was there before I got there, and it was just part of
a shirt that I got sent for free, and then somebody took forever to send me another shirt.

Q Got it. So it was intended as humor?
A Yes.

Q Got it. Do you mind explaining the joke?
A Well, I just said, I don't -- I don't -- it was here before I got there. It was
there before I got there.

Q Right. But you wore the shirt --
A Yes.

Q -- so what did you think you were doing?
A Well, again, it was a troll. I wore it to a -- I think I wore it to a protest, and
I -- you know, it was basically just to get a rise out of somebody. Was it immature?
Yeah, absolutely. It was basically to get a rise out of somebody, and, you know, that's
all.

Q Got it.
A That's pretty much it.

Q So you were wearing a shirt that said "Pinochet did nothing wrong" and
"Right Wing Death Squad" just for the laughs?
A Yeah. At that point, yeah, that's what it was for.

Q Got it. Let's see if has further questions.

BY

Q Yeah. So, in the kind of leadup and preparation for January 6th in the
MOSD chats, I wondered what -- like, there's obviously more kind of organization, kind of
command and control being put upon members of the Proud Boys through this leadership
structure in MOSD. And I wondered if there were any conversations about the -- that
kind of structural change happening and the Proud Boys and how that would relate to
other organizations that were there on January 6th. So like the Oath Keepers and Three
Percenters identify as militias. There are a lot of messages in the MOSD chats -- or there
are messages in the MOSD chats discussing kind of becoming a militia. And then, on
January 6th, at one point, after Proud Boys had entered the Capitol, there are messages
exchanged where one individual asks, "Are we a militia yet," and Mr. Tarrio responds
"yep" in a voice message.

So I just wanted to ask, were there discussions in Proud Boys about militias and
the idea of becoming more like a militia, and what do you recall of those?

A I'm sure there were guys that wanted to push for that type of structure.
That wasn't -- I don't believe that was the intent, at least that was -- I was told from the
MOSD. I don't believe that was the intent of the MOSD. It was, again, you know, just
to keep -- keep guys in line and from doing, you know, anything that could get people
hurt or, you know, break the laws.

But, as far as like, you know, the comment of Enrique saying, yeah, that they were
a militia, I see that more as a -- I'm not making excuses, but, again, there was a lot of
jokes, you know. I'm sure you've heard some of the voice notes, one about the fleshy
monolist -- or was it mono -- whatever it was. I don't believe at that point Enrique was
like saying: Yes, yes, yes, we're a militia now.

I think it was more of a -- like a quick quip in response like, "yep," as a joke.

Obviously, looking back at it now, it's not a joke. A lot of things that we did take
as jokes back then are not jokes. But, no, discussions of becoming a militia per se, no,
you know, we were going to remain a fraternity and remain what we were. We
just -- you know, there were some guys that liked to be rally boys, and then there was
party boys, and then there was the guys that liked to do both, rally and party.
So, you know, it never would've gone to a full-out militia because nobody would've allowed it. Like they would've removed Enrique if that's -- you know, if that's what he said, "Hey, we're going to -- we're just going to be a full-time militia," he would've been removed.
[5:11 p.m.]

Q: We're going to pull up some of Mr. Tarrio's Parler posts in a second. That's exhibit 14. So actually we can just work on pulling that up now. But there's a lot of language in his Parler posts about 1776 and revolutions and identifying people as patriots and revolutionaries.

Is that language to you something specific to the day of January 6th or did you notice Tarrio using that sort of language more and more as he approached January 6th?

A: I just kind of want to get an understanding of the evolution of the sort of way he was describing what was going to be happening on the 6th.

Q: I mean, I guess I would have to go back and look at his messages in succession, but, I mean, for at least 3 years, the guy had historical 1776.shop.

A: Right.

Q: He mentioned patriots, he mentioned 1776 a lot. So, I mean, it would be really hard for me to decipher whether or not, unless I could actually go back and read it and then make my own call on whether I felt he got more involved or more apt to talk about 1776 or a revolution than he did before and he always had.


So one thing I want to point out, this, if you scroll down second to last message on the page, it says, "Revolutionaries are now at the Rayburn Building."

Do you know what the Rayburn Building is?

A: I have no idea.

Q: Okay. So it's one of the House office buildings. There are
three House -- well, there are more than three -- but three House office buildings right next to the Capitol where Members' offices and most staff actually work. And so I'm kind of interested in Tarrio knowing the name of that building and being able to identify it.

Do you recall from reviewing the portion of the "1776 Returns" document specific names of buildings other than the Capitol Building being called out?

A No, I cannot remember.

Q Does it surprise you that Tarrio knows the name of the -- the specific names of the office buildings around the Capitol?

A Is that the actual name or is that like a code name in the document?

Q No, that's the actual name. Yeah.

A No, it doesn't surprise me. And the reason I say that is, he always seemed to know where he was going in D.C. I don't know how many times he spent there -- how much time he spent there, but he always seemed to know where he was going in D.C. So that doesn't surprise me.

Q Okay. Did you talk to him about -- in this post, in particular -- do you know when he was talking about revolutionaries being in the Rayburn Building?

A No. I don't even remember seeing that.

Q Okay.

A That post.

Q Okay. Were you following his Parler posts at all on that day?

A I don't -- I can't recall. I mean, I may have been. I'm sure I saw some of them and I may have -- I may have -- what do they call it back then, echoed, I don't know. But, again, I can't remember specifically that from that day.

Q Okay. Well, I think we can kind of sum up and I'll show a few of these.
1776. Revolutionaries are now in the building. There's a photo of the QAnon Shaman and Tarrio says, "Hero. Proud of your boy." Plus a photo of some Members of Congress hiding in the gallery. Generally, celebratory posts about what's going on.

And I also wanted to draw your attention to a portion of the indictment where it's in -- I'll just read it to you, and we can pull it up if you'd like to see it. Just let me know.

But paragraph 85 of the indictment says, "Shortly after 1:00 p.m., messages were posted by person 1 and person 2," so that's you and Mr. Aaron Whallon-Wolkind, it says, "in the New MOSD Leaders Group chat that said, 'Push inside! Find some eggs and rotten tomatoes!'"

And then there's also a post that said, "They deploy the mace yet." And Donohoe posted, "We are trying."

Do you either remember -- apparently one of these, the indictment isn't specific, but attributes one of those messages to you. Do you remember if you said, "Push inside! Find some eggs and rotten tomatoes!" Or if you said, "They deploy the mace yet."

A I wouldn't have said rotten tomatoes. I was probably asking did they start macing people. I don't think I would've said get some rotten tomatoes.

Q And by "they," you mean Proud Boys?

A No, I meant the police. If I had said that I would have meant, like, "Have they started macing you guys yet or is it peaceful?" you know, at that point. I don't know.

I mean, again, I'm just -- I'm assuming that that's what I said, but I don't remember it, and I don't think I would've said anything about rotten tomatoes.

Q Okay. And so your celebration -- I think you've explained basically that your celebration of what was going on or approval that day was because you felt like you
hadn't seen the evidence of violence against police or employees or Members of the
House or Senate?

A Yeah. I was pretty much -- I was fed certain things where, like, when I first
tuned in it looked like the cops were just coming off of the stairs beating people. I
mean, I saw what they wanted me to see. I was shown what I needed to be shown to be
angry about it.

I didn't know until later that if a patriot or a protester or a cop or whoever threw
the first blow or -- you know what I mean? Like, I don't know.

So I don't know when and where it started. All I know is I saw certain parts that
made me think it was one thing versus now seeing the whole thing for what it is.

Q And then when you say you were shown, what do you mean you were
shown? By whom?

A Well, just by the algorithms, the videos that were being shown on Telegram
channels and that sort of thing, yeah.

Q Okay. It sounds like maybe now looking back at that time and your review
of that sort of media and being fed information from the algorithm that you have some
feelings about that or you've changed your opinion about the effect it had on you. Can
you explain that?

A Yeah. I mean, after being able to see everything for what it is and now
seeing this planned stuff, the "1776" document, it's definitely changed my thoughts as far
as what actually happened that day.

I pretty much thought it was stupid from the beginning. And at this point now I
think it's -- it was a horrible incident. It was absolutely terrible.

People lost their lives, whether on the protester side or on the other side, and
that's -- it's terrible to see people -- something become so real like that when you never
thought anything would ever go there when it comes to inside your country. It's scary to think that our country could have been subject to something like that because you never know where it could've gone from there.

I've always believed in law and order, and for a while, for a little while after I was stabbed and felt like I wasn't getting justice for my stabbing, I might have been -- I might've changed my tune a little bit, but at the same time I still believe in law and order.

Q And I recognize that we're now going a little bit over the time that I predicted. I think we'll be done pretty quickly. I've got some general questions. And then if we could take a 5-minute break, I'm just going to look and make sure that I haven't forgotten anything and then I think we'll be done relatively soon.

So I wanted just in reflecting back on the 6th and tying it to what you just said, I wonder what your feelings are about President Trump and his actions on that day and how you view the role he played in the events of January 6th. We can kind of start generally and I can ask you some more specific questions if that's --

A I don't know, you know. At this point, I've actually tried to separate myself from reading news and reading all this stuff. I've tried my best to stay out of the political football field. It's become a spectator sport. I'm trying to stay out of it. I don't want to comment. I don't want to read stuff. I've been trying to stay out of it.

It makes my blood pressure boil when I start to read things that I don't want to read and I don't want to hear about our country.

So, I mean, I don't know specifically what his role was. I believe he started a fire and left -- I think I said this the day after -- he started a fire and left us with the ashes, is what I said the day -- maybe the day after.

Q Yeah, I saw that comment. I was going to ask you about that.

In the lead-up to January 6th and the discussion of election integrity and the fraud
issues that President Trump repeatedly brought up, do you have -- what are your feelings now, having more information, having assessed in a different -- from a different perspective, what are your feelings now about the 2020 election?

A. I mean, like I said earlier, I accept the election results as they are. I think if people want a change, they can't force it. They have to vote it in. And that's what they're going to have to do if they want a change. We can't -- you can't force it and you can't sit here and complain about it for 4 years. Just deal with it. We go on. And if you want a change, you got to vote for it. That's the way I feel about it.

Q: Can I follow up on that last point?

A: I think in the interview that you gave to The New York Times a couple months ago you mentioned that the Proud Boys were looking at running for local office, trying to make change on a local level.

Q: Could you talk a little bit more about that strategy?

A: I guess that's what a lot of guys were doing across the board, is they were running for school boards or local offices. They decided that protesting, marching, doing all that stuff doesn't do anything and the only real way to effect change is through policy.

And the only way you can effect change through policy is go out and run for something or make sure that the candidate that you want and that has your beliefs wins. Vote for them and go work on their campaign, that sort of thing.

Q: So it's more than just supporting candidates that you like, it's Proud Boys actually running for office?

A: I would assume so, yeah. I mean, I don't know specifically at this point of anybody that is or has or still is or planning on it, just because I'm disconnected from
most of them. So I wouldn't know at this point. But, yeah, I think that's what they were talking about doing.

Q Got it. Are there particular policy issues or platforms that unite Proud Boy candidates?

A I mean, I would think typically most of the topics that are either independent, center-viewed politics. I don't know exactly economic stuff.

Q You mentioned school boards, for example. Why would Proud Boys want to run for school boards?

A Maybe they feel like the children are getting a little too much information about certain topics where they shouldn't be. Just let them be kids and not try to force certain stuff on them at this age. So maybe that's why they were running for school board. Or COVID mandates or you name it, there's a lot of stuff that they could probably worry about the kids about.

Q What topics?

A I'm sorry?

Q You said topics generally, but what topics?

A Well, like I just said, either COVID or it could be anything. It could be transsexuals in school. It could be a million things that they want to keep away from, sex talk to kindergartners, stuff like that, that they would probably agree on that is not a good thing for kindergartners to hear about.

Q Got it.

A That's kind of the topics.

Q So were you involved in this strategy to have the Proud Boys run at the local level?

A Directly involved, no.
Q I'm just trying to understand because -- and The New York Times will frame things how it wants to, but they interviewed you and you spoke about this topic. So I'm wondering why --

A I guess it was kind of the same way that you're kind of approaching me. They heard through the grapevine that this was happening, this was happening, and I could basically confirm that I heard through the grapevine that people are going to start running.

So it's kind of like a similar thing, that they came to me like you are and asked questions about, hey, have you heard anything?

Yeah, I've heard of some people that are talking about running and that sort of thing. But specifics on what platforms they're going to use to run or whatever, I don't know. And, again, I haven't been involved in it in a while.

Q I wanted to kind of zoom out and ask, in the Proud Boys' membership oath you make a pledge that you're a Western Chauvinist. Did you take that oath when you joined?

A Yes.

Q Can you explain what that term means to you?

A What term, the Western Chauvinist?

Q Yeah.

A Okay. So it means that I believe that Western culture is the best culture to be raised in. And I believe that it fed and built this country up of industry and that sort of thing.

And I think it's -- I mean it's the greatest -- I think -- I believe we live in the greatest country on Earth. I really do. Even today, I still believe that we live in the greatest country on Earth, and I don't think it would have been that way without Western men
accomplishing what they accomplished years ago, hardworking people who were willing
to sacrifice and almost die to build things.

So I think that's what Western culture is to me.

Q   Got it. And so what is Western culture in your mind?

A   I mean, Western culture could be described to me as freedom of speech,
having freedoms away from tyrannical governments. It could be just culture -- the
culture of building, inventing, factories. Letting people live above having to live in the
sand or in, I don't know, houses built in the woods out of nothing.

It affords people to live like we do and be in suits and have jobs and feed their
family comfortably. I think that's what Western culture embodies for me.

Q   Got it. Are there particular politicians you think are fellow Western
Chauvinists?

A   Right now I don't know. Again, I don't know who's running, who's not. I
don't know who else would be at this point.

Q   Do you think Donald Trump is a Western Chauvinist?

A   I don't know what Donald Trump is, to be honest with you. Is he a -- is he
the biggest shyster I've ever seen? I don't know. Is he true to what he's saying? I
don't know. There's no way to know what that man feels in his heart.

But I believe some of the policies that he was trying to put in place may have been
geared towards, obviously, what we were -- what we feel is the right values for this
country to be ran on. So that's why most Proud Boys supported it and supported his
candidacy.

Q   Got it. I think Enrique Tarrio thinks that Trump is a Western Chauvinist and
you said that Trump agrees with kind of the value system that you outlined.

A   He says he does.
I'm sorry?

He says he does.

Got it. Okay. So you think that's the basis on which most Proud Boys support him?

I think most Proud Boys -- I mean, I don't know. I can't speak for other people. But I know that I guess it would be because, if you looked at the state of the country and the business deals that were being made and the rise in jobs and people were making lots of money and this and that, I guess that's probably why they were supporting it, because times were pretty good at that point. Low gas prices, stuff like that, that really affected us on a daily basis.

Got it.

At this point, I could care what anybody does, what their policies are as far as anything social. I just want our infrastructure and our economy fixed. That's all I care. I want to feed my family comfortably.

Got it.

Yeah, I have some follow-up questions. I want to jump around a little bit, so forgive me, but we're almost done.

All right. I wanted to check with you on one other name of a potential girlfriend or interest of Mr. Tarrio's.

Do you know Kristen Chicarello or Chicharello?

Huh-uh. You have, like, a Telegram screen name or anything?

No, I don’t. Just the actual name.

No. I've never heard of that person.
Q. It sounds like at the time you had mentioned earlier that you were communicating with a lot of women through Telegram. Was that the same case for Mr. Tarrio, it was used kind of like a social media or way to meet new people, including some of Tarrio's girlfriends?

A. I'm sure that's where he was meeting a lot of his girlfriends, yeah.

Q. We talked a little bit about fundraisers earlier. I wanted to pull up quickly exhibit 11. And this is -- as we're pulling it up, I'll just tell you, it's a post by Mr. Stone around December 30th. He writes about a fundraiser that he's starting particularly for security and protective equipment for January 6th. And he particularly references violence by BLM and antifa on November 14th as sort of one of the motivating factors behind him doing this fundraiser.

And I think it's being pulled up. But, frankly, after that discussion, we probably don't need to look at the document. But that is to say, Mr. Stone did a fundraiser on December 30th.

Do you remember ever hearing about this fundraiser or do you know if it was connected to the Proud Boys at all?

A. I had no idea, to be honest with you. I don't know. I don't know if it was for him or for maybe his people that might have been there with him. I don't know.

Q. Okay. And then I'll ask you, in March of 2021 The New York Times reported that a Proud Boy was in contact with the White House leading up to January 6th and about the events of January 5th and 6th.

Do you recall that reporting or do you know who might have been in contact with the White House?

A. No. I would think that maybe they're running with the fact that Enrique went to the White House. I mean, that's the only --
Q: This was actually a phone call identified between a Proud Boy and a member of the White House -- or staff from the White House.

A: Like a White House staff? Yeah. No. I have no idea.

Q: Okay. And I wanted to quickly ask you about Mr. Tarrio's arrest on the 4th. We've kind of talked about some peripheral issues. But knowing what you know now and the things we've discussed and the things you've discussed with DOJ and FBI, there's speculation that Mr. Tarrio might have intended to be unavailable to be in D.C. on January 6th.

Do you have any thoughts about that or whether or not he --

A: I think that's a lot of speculation and conspiracy stuff, because I don't think he was -- I don't think he's the type of guy that would go in there and especially carrying those two magazines that he was carrying that he wasn't supposed to be carrying in D.C. That was like a stupid mistake on his part.

But I don't think that he would've planned that elaborately to get arrested unless the FBI had something to do with it or the police, the Capitol Police had something to do with it and just wanted to take him off the street to get out of it.

That's the only thing I could think of. I don't think he would've done that intentionally. I think he would've -- if Enrique could have been there, he would have been there.

Q: Okay. And then if we could quickly address after the 6th. Do you know, did you kind of follow Mr. Tarrio's journey back to Florida, or do you know how he got back to Florida?

A: I don't remember -- I don't remember specifically.

Q: So he drove -- or I'll represent to you that he drove with Ms. Harris back to Florida.
Okay.

And we've seen indications that at some point during that trip or in advance of that trip you had invited him to come to North Carolina or to stop in North Carolina --

Yes.

-- on the way down. Do you recall that?

Yeah, he didn't.

Okay.

He drove right through.

And I think you might've even suggested that after he was arrested and released and told that he couldn't come back into D.C., that you had recommended he just come to North Carolina. Do you recall that?

Yeah. I told him, I said, you can come down here if you need to. I didn't know what his situation was up there. So I told him, yeah, you can come down here if you need to. I was going to offer him a place to stay if need be.

Yeah. And do you have a sense of or do you have an opinion about why he didn't come to North Carolina and instead stayed in the area?

No, other than he wanted to be probably close to what was going on, wanted to be close to the area. And that would be speculation for me, I mean.

Okay. And then just kind of as a final question, and we ask this to all folks that we talk to that have talked to DOJ or FBI.

Is there anything that you covered with DOJ and FBI that we haven't covered here today?

We covered a lot, so I think we went over more with you. But specifics I can't remember unless -- yeah. I mean, unintentionally, if I'm not being honest, I just don't remember.
Yeah. It's a lot of information. My brain's fried right now.

Mr. Wellborn can help you if he's inclined to do so.

But just general, big topics, major topics, is there anything -- I mean, the real question just being, is there something that we've missed that you think that we should discuss today?

Mr. Wellborn. Well, you say missed that we should discuss. I guess that would invite me to speculate what you're interested in.

There was probably more background on Proud Boy -- what Jeremy refers to as Proud Boy lore or how each chapter worked and how kind of dysfunctional and anarchistic it was and a couple of talks about, years before all this whole thing kicked off, about their quote, "conventions," for lack of a better term, in Las Vegas and how sort of silly and dysfunctional those were.

There was a lot of talk about how they came up with these stupid names, he presented some of them, and about some of the even stupider names that people used that sort of, I would say, segued into the area of being farcical.

But beyond that, I can't think of anything specific.

Okay.

Yeah. That's pretty much all the stuff, that I would agree.

All right. Well, anything as we finish today? I know you've spent all day with us and I appreciate your time. Anything that you personally want to say or anything you want us to hear?

We've covered a lot today, I know, some kind of significant moments in your life, obviously. And I just want to give you an opportunity to state anything that you didn't
feel like you got the opportunity to state today.

A No. As far as me, I'm just -- I'm not interested in any of that stuff anymore. I just -- I'm not. I'm trying to steer clear of it. I have no interest in -- like I said, it's turned into a spectator sport that I want no part of. I just, at this point, I just hope for the best, pray for the best outcome for everyone, and -- yeah.

And just an apology to you, [REDACTED], if I was -- sounded like an asshole to you on the phone when we spoke. I kind of was. So just an apology to you for that. And, yeah, that's about it.

Q I wouldn't be excited about somebody calling me to tell me that they are being served with a subpoena either.

A Yeah. So I think you can understand where I was coming from.

[REDACTED] Okay. Great. Then I think with that, we can go off the record, and we'll put the deposition in recess at 5:41.

[Whereupon, at 5:41 p.m., the deposition was adjourned, subject to the call of the chair.]
Certificate of Deponent/Interviewee

I have read the foregoing ____ pages, which contain the correct transcript of the answers made by me to the questions therein recorded.

_________________________________________
Witness Name

_________________________________________
Date