

1 that I've even been affiliated with.

2 MR. KNIZLEY: Okay. Thank you.

3 Judge, by stipulation, we would offer
4 Defendant's Exhibit 6.

5 THE COURT: All right. Any objection?

6 MS. RICH: No, sir.

7 THE COURT: It's admitted.

8 (Defendant's Exhibit Number 6 was Admitted
9 into Evidence.)

10 BY MR. KNIZLEY:

11 Q. Are you familiar with 877 Riverton Court, Daphne,
12 Alabama?

13 A. Yes, sir. I am.

14 Q. Could you tell the court how are you familiar with
15 that address?

16 A. That is my -- she's my first cousin. It's her
17 residence.

18 Q. Okay. Have you lived there?

19 A. Yes, sir. I have.

20 Q. Could you tell the court when you lived there,
21 please?

22 A. I don't know when I began living there. I know
23 that I stopped living there July 5th of 2018.

24 Q. On July 5th of 2018, is that when you separated
25 from Ms. Herzog?

1 A. That is when I left my ex-wife, yes, sir.

2 Q. And you and Ms. Herzog lived at Riverton Court?

3 A. Yes, sir. I would say, for, it was probably for
4 roughly a year, maybe a little more than a year.

5 Q. And so from July 5, I believe you told me, until
6 2018, for the year previous, you lived at Riverton
7 Court?

8 A. Yes, sir, roughly. I don't know the exact time.

9 Q. All right. When you left there, did you go to live
10 with someone else in Gulf Shores?

11 A. No, sir.

12 Q. Did you live -- where did you live when you left
13 there?

14 A. So I stayed at my dad and my stepmom's house for a
15 little while. I would stay with friends in Gulf
16 Shores here and there, but I actually moved to
17 Nashville.

18 Q. Okay. So let's go slowly about that. You lived in
19 Loxley for a year. Excuse me. You lived in Daphne
20 for a year; right?

21 A. Roughly.

22 Q. Until July 2018?

23 A. Uh-huh.

24 Q. And then you lived in Gulf Shores with some people?

25 A. I never lived there. I would stay with a friend

1 here and there. But, no, sir, I, very quickly,
2 from July 5th of 2018, I would say roughly a month
3 later, I moved to Nashville.

4 Q. Okay. And are you familiar with 4 Yacht Drive in
5 Daphne?

6 A. Yes, sir.

7 Q. What is that?

8 A. That was one of my best friend's homes.

9 Q. And who is that?

10 A. Ashley Donnelly.

11 Q. And did you live there for some period of time?

12 A. I did.

13 Q. Could you tell the judge the timeframe you lived
14 there?

15 A. I would say it was definitely less than a year.

16 Q. Could you give us a timeframe, please, ma'am? What
17 year, if you recall?

18 A. It was --

19 Q. Was it after you got back from Nashville?

20 A. It was.

21 Q. How long were you in Nashville?

22 A. Seven -- maybe seven to eight months.

23 Q. All right. And so --

24 A. Between six and eight months. Sorry. I would say
25 between six and eight. I'm not exactly sure how

1 long it was.

2 Q. All right. So, July of 2018, for a month you lived
3 between your parents' home and spent the night with
4 some friends in Gulf Shores and, in a month's time,
5 you moved to Nashville and spent there six or eight
6 months?

7 A. Correct.

8 Q. So then that would be about 2019; right?

9 A. It was -- I'm sorry. I'm trying to lay it out
10 because I don't want to get anything confused.

11 When I came home from Nashville, I want to
12 say it was around February of 2019.

13 Q. Okay.

14 A. I moved into my father and my stepmom's home. I
15 was there, I would say, probably seven or eight
16 months before I started staying with my friend in
17 Daphne.

18 Q. And who's your friend in Daphne?

19 A. Ashley Donnelly.

20 Q. And that's the 4 Yacht Club?

21 A. Yes, sir.

22 Q. Did you have a relationship with Ms. Donnelly?

23 A. No, sir. I -- we were strictly friends. I was
24 actually doing a favor. She needed someone to take
25 care of her dog while she was out of town and at

1 work. So I moved in to help her out.

2 Q. All right. Let's establish the date. You moved
3 back to the Mobile/Baldwin in February of 2019.
4 You stayed at your parents' home for seven or eight
5 months, which would place it around September or
6 October. Is that correct?

7 A. Somewhere around there.

8 Q. And from there you moved to Baldwin County, to 4
9 Yacht Club?

10 A. Yes, sir.

11 Q. All right. And how long did you live at 4 Yacht
12 Club?

13 A. I would say it was -- it was probably around -- it
14 was during COVID. So I would say maybe like June
15 of 2020, May -- yeah, it was like June of July of
16 2020. She actually was -- she had put her condo up
17 for sale because she just was never there. And so
18 I stayed there until right before she sold her
19 condo.

20 Q. Okay. And at or about that time in 2020, February
21 of 2020, did you receive a notice of a tax lien at
22 8777 Riverton Court?

23 A. No, sir.

24 (Defendant's Exhibit Number 5 was Marked for
25 Identification.)

1 BY MR. KNIZLEY:

2 Q. Did you ever -- if I could show you what's been
3 marked as Defendant's Exhibit 5, and tell me if you
4 recognize that?

5 A. No, sir.

6 Q. Is that your name there?

7 A. Yes, sir.

8 Q. Okay. And were you aware that you had a tax
9 lien --

10 A. No, sir.

11 Q. -- at this address?

12 A. No, sir.

13 Q. Okay. Where were you working at that time?

14 A. I was at the Hangout. When I moved back from
15 Nashville, I've been at the Hangout. I was at the
16 Hangout before I moved to Nashville and after.
17 It's the only place I've ever worked.

18 Q. Okay. Did you file an income tax return for the
19 tax year ending 2012?

20 A. I'm assuming.

21 Q. And did you use that address on your income tax
22 return if you know?

23 A. In 2012? No, absolutely not. I did not.

24 Q. Okay. Well, at some later time, did you file an
25 income tax return using that Riverton Court address