

Hearing

August 13, 2026

Page 1

UNITED STATES OF AMERICA
FEDERAL TRADE COMMISSION
OFFICE OF ADMINISTRATIVE LAW JUDGES

In The Matter of:

DR. LARRY RICKMAN OVERLY, DVM,
Appellant.

Docket No.
9443

HEARING

DATE: Thursday, August 13, 2026
TIME: 12:58 p.m.
BEFORE: Jay Himes, Administrative Law Judge
LOCATION: Remote Proceeding
600 Pennsylvania Avenue, Northwest
Washington, DC 20580
REPORTED BY: Helen Tadesse

Job No. CS8385695

Hearing

August 13, 2026

Page 2

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22

A P P E A R A N C E S

ON BEHALF OF APPELLANT DR. LARRY RICKMAN OVERLY:

HOWARD JACOBS, ESQUIRE (by videoconference)

Law Offices of Howard L. Jacobs

31111 Agoura Road, Suite 225

Westlake Village, CA 91361

howard.jacobs@athleteslawyer.com

(805) 790-8790

ON BEHALF OF APPELLANT DR. LARRY RICKMAN OVERLY:

KATY FREEMAN, ESQUIRE (by videoconference)

Law Offices of Howard L. Jacobs

31111 Agoura Road, Suite 225

Westlake Village, CA 91361

katy.freeman@athleteslawyer.com

(805) 790-8790

Hearing

August 13, 2026

Page 3

1 A P P E A R A N C E S (Cont'd)
2 ON BEHALF OF HORSERACING INTEGRITY AND SAFETY
3 AUTHORITY:

4 ALLISON FARRELL, ESQUIRE (by videoconference)
5 Horseracing Integrity & Welfare Unit
6 4801 Main Street, Suite 350
7 Kansas City, MO 64112
8 afarrell@hiwu.org
9 (816) 285-1425

10

11 ALSO PRESENT:

12 Dana Gross, Legal Assistant For The Office of
13 Administrative Law Judges (by videoconference)
14 LaShaon Asberry-Beach, Legal Assistant For The
15 Office of Administrative Law Judges (by
16 videoconference)
17 Sarah Botha, From The Office of General Counsel
18 (by videoconference)

19

20

21

22

Hearing

August 13, 2026

Page 4

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22

E X H I B I T S

NO.

DESCRIPTION

ID/EVD

(None marked.)

Hearing

August 13, 2026

Page 5

1 P R O C E E D I N G S

2 THE REPORTER: The time is 12:58 p.m.

3 And we are on the record, sir.

4 THE COURT: Thank you.

5 I'm Judge Himes. As most of you know,
6 I'm the administrative law judge of the Federal Trade
7 Commission assigned to this case: matter of Overly,
8 Docket 9443.

9 Now, the Commission has remanded this
10 case to me in its July 21 order, directing me to
11 consider the case consistent with the Commission's
12 Serpe decision. And this conference is intended to
13 help inform my response to the Commission's order.

14 Let me begin by taking the appearances
15 of the parties. I'll start with the appellant,
16 Dr. Overly.

17 MR. JACOBS: Good afternoon, Your
18 Honor. Howard Jacobs and Katy Freeman for the
19 appellant, Dr. Overly.

20 THE COURT: Okay. And for the
21 Authority?

22 MS. FARRELL: Yes. Good afternoon,

Hearing

August 13, 2026

Page 6

1 Judge. Allison Farrell on behalf of the Authority.

2 THE COURT: Okay. And you're HIWU
3 again, doing double duty; right?

4 MS. FARRELL: That is correct.

5 THE COURT: Okay. So this conference
6 is, of course, a video conference. Although we have
7 not identified publicly a feed for members of the
8 public, the proceeding is not confidential. If any
9 member of the public in one way or another has gotten
10 the link and logged in, that's fine, but they must
11 disable their video and mute their audio.

12 I don't think there is anybody that I
13 see identified from the public, but if someone comes
14 in, as I said, this is not a confidential proceeding.

15 We have a court reporter, and so the
16 proceeding will be transcribed, and the final version
17 will be part of the public docket in this case.

18 Can I ask the court reporter to please
19 identify themselves?

20 THE REPORTER: Yes, sir. My name is
21 Helen Tadesse, and I'm the court reporter.

22 THE COURT: Thank you. We have staff

Hearing

August 13, 2026

Page 7

1 from the Office of the Administrative Law Judges also
2 on.

3 Well, Sarah Botha, who is that?

4 MS. BOTHA: Hello, Your Honor. Yes.
5 I'm from the Office of General Counsel.

6 THE COURT: Oh, good. Nice to have
7 you. I know we had invited you, and I'm glad to see
8 you're here. Thank you.

9 I will quickly just go through some
10 logistics, and then we'll deal with the substance of
11 the conference. We sent video instructions a couple
12 of days ago. I'm confident you have them in mind.
13 Only the attorneys who are authorized to speak during
14 the conference should do so on the link.

15 If you are counsel speaking today, you
16 should keep your video on at all times and your audio
17 on while you are speaking. Before speaking please
18 identify yourself for the court reporter's benefit.

19 All right, we'll move to the substance.
20 I take the Commission's remand order to call on me to
21 determine whether a further remand to the arbitrator
22 is appropriate in view of the rulings I made in my

Hearing

August 13, 2026

Page 8

1 merits decision, which increased the ineligibility
2 period for Dr. Overly and also the fine beyond that
3 which the arbitrator had awarded.

4 Now, following the Commission's order,
5 I granted the parties leave to submit briefs on the
6 possible effect of Serpe and a subsequent order I
7 issued in a case called "Matter of Scott."

8 After receiving those briefs, I called
9 for this conference to permit further discussion. And
10 in doing so, I identified two topics that I wanted the
11 parties to be prepared to discuss.

12 The first was to explain more
13 specifically what they contend an arbitrator should be
14 asked to consider if a remand is ordered, and to
15 discuss whether it would be acceptable if I simply
16 affirm the 23-month ineligibility period and the
17 \$25,000 fine that the arbitrator had arrived at,
18 directed that the 23 months apply individually to each
19 ADRV and apply consecutively.

20 The idea was that perhaps that would
21 obviate the need for any remand, and enable Dr. Serpe,
22 or, indeed, the Authority, to seek review with the

Hearing

August 13, 2026

Page 9

1 Commission without additional proceedings before the
2 arbitrator.

3 Now, by offering these two suggestions,
4 I don't mean to preclude either side from raising any
5 other matter that they think is worthy of discussion
6 here, but let's focus on my topics first.

7 I'll start with the second question,
8 which I do hope the parties have thought about and
9 maybe even conferred.

10 So let me ask for Ms. Farrell on behalf
11 of the Authority to comment first. Obviously what I'm
12 suggesting is whether there is an ability to really
13 facilitate a more prompt conclusion of what I should
14 think matters most here, and that is the length of
15 ineligibility that Dr. Overly will have to serve. And
16 it's going to be something one way or the other. Now,
17 maybe I'm just plain wrong on that, however.

18 So, Ms. Farrell, what's your reaction?

19 MS. FARRELL: Yeah. Thank you, Your
20 Honor.

21 Allison Farrell on behalf of the
22 Authority.

Hearing

August 13, 2026

Page 10

1 So to be clear, what the Authority
2 understood the second option to be was you would
3 affirm the sanction of the arbitral body. And then,
4 in a sense, by saying that the 23 months would apply
5 individually and consecutively, the Authority
6 understood that to be an increase of the sanction that
7 the arbitrator awarded, if we understand correctly.
8 And given --

9 THE COURT: Well, it has that effect,
10 but it's based on a rule construction that I undertook
11 in light of the party's arguments over, which --
12 you'll forgive me if sometimes these rules blend -- I
13 think it was 3228 D, but I could be missing that.

14 MS. FARRELL: 3228 D.

15 THE COURT: Yeah. Okay. So that's how
16 you get from 23 months or whatever to 46 months or 48
17 months; however, you multiply by two. Your view is
18 that, if I'm understanding you, an ALJ is disabled
19 from construing rules in a way that increased the
20 sanctions?

21 MS. FARRELL: The Authority's to be
22 clear, not certain. And so in order to be consistent

Hearing

August 13, 2026

Page 11

1 with a conservative interpretation of what the
2 Commission ordered in Serpe, the Authority --

3 I mean, I'll just cut to the chase and
4 say the Authority's position is that they would choose
5 Option 1 and ask Your Honor to do a partial remand to
6 the arbitral body, rather than agree to what I'll call
7 "the compromise" offered in Option Two.

8 THE COURT: Okay. Let me just say
9 something about that. If you accepted Option 2, you
10 could go to the Commission and find out once and for
11 all whether I'm right or wrong on the subject of
12 construing a rule in the way that I did and producing,
13 as a result, an increased sanction over that, which
14 the arbitrator awarded.

15 The arbitrator here didn't, in fact,
16 really reach that issue. What the arbitrator did was
17 agree with my Shell 2 ruling that separate violations
18 could be charged.

19 And if I'm remembering right, what the
20 arbitrator then did was jump to proportionality and
21 say, "I'm going to find the proportionality applies,
22 and so I'll only issue a single award of sanctions,"

Hearing

August 13, 2026

Page 12

1 without getting to whether the rule itself authorized
2 consecutive sanctions. It was basically academic to
3 the arbitrator's way of thinking.

4 I think I've summarized what happened
5 there correctly, but if not, just let me know how you
6 see it differently.

7 MS. FARRELL: I don't see it
8 differently. I understand what you're saying in terms
9 of the efficiency of the proposed Option 2, but the
10 Authority would prefer to have a partial remand on the
11 issue of sanction consistent with your finding.

12 THE COURT: Well, okay. I mean, we can
13 go to Option 2 then directly. Well, before I do that,
14 maybe I should hear from Mr. Jacobs.

15 Mr. Jacobs, what do you think about
16 this? I mean, if I were in your position, and I often
17 was, I would worry about, you know, how much time, so
18 to speak, my guy is going to do, and you haven't been
19 able to get the Commission to rule on that.

20 You know, you applied for Commission
21 review, and the Commission technically took the case,
22 but then sent it back to me without ever reaching any

Hearing

August 13, 2026

Page 13

1 of the merits of the ruling. So how do you feel about
2 the opportunity to get back to the Commission, which
3 is where you wanted to be, quicker?

4 MR. JACOBS: So I'm coming at it from a
5 slight -- sorry, Howard Jacobs for appellant,
6 Dr. Overly.

7 I've discussed the matter with
8 Dr. Overly. We come to the same places Ms. Farrell
9 does, but for a different reason. And the reason is
10 Dr. Overly simply won't agree to the increase, what
11 is, in effect, doubling of his sanction. I hear what
12 you're saying, that it ultimately is going to have to
13 be decided, but he doesn't want to be in a position
14 where he's agreed to that, even if it's just to --

15 THE COURT: Oh, I would never ask him
16 to agree to that. I mean, I think we could fashion a
17 procedure that says, you know, "Himes has talked to
18 the parties. He took briefs. He held a conference.
19 And the parties agree that without prejudice to any
20 side's position on any issue in the case, Himes will
21 amend his order."

22 Yeah. I'm speaking off the cuff. I

Hearing

August 13, 2026

Page 14

1 mean, the technical language doesn't matter, but,
2 "Himes will say, 'Okay, 23 months, but he believes
3 consecutive sanctions are appropriate under Rule 3228
4 D, and therefore that works out to be 46 months.

5 "'Himes won't bother with the
6 penalty,'" because I don't think HIWU cares terribly
7 much about the money. And everybody's rights to do
8 whatever they want to do in front of the Commission
9 are preserved. He didn't have to agree that he's
10 accepting consecutive sanctions.

11 MR. JACOBS: Well, so I would have to
12 go back to Dr. Overly with that, because I had read
13 the email as essentially requiring acceptance.

14 THE COURT: Oh, no. No.

15 MR. JACOBS: Yeah.

16 THE COURT: Okay.

17 MR. JACOBS: And even with the
18 understanding that it would quicken the ultimate, you
19 know, decision on the issue, Dr. Overly is concerned
20 with any appearance that he's agreed to this increased
21 sanction and the effect that may have on other
22 proceedings that he's dealing with.

Hearing

August 13, 2026

Page 15

1 THE COURT: Okay. Look, if you two
2 could agree, and maybe even if you can't, but if you
3 two could agree, you can certainly propose language to
4 me, Mr. Jacobs, that you think gives Dr. Overly the
5 assurance that, A, he's not agreeing to two times
6 twenty-three, and, B, whatever he's agreeing to
7 doesn't impact him somewhere else. I mean, I'm
8 certainly open to considering language that would
9 accomplish that. All right? So --

10 MR. JACOBS: I would be open to
11 explore -- I'm sorry, Your Honor. I would be open to
12 exploring that. It's going to take some work, I
13 think.

14 THE COURT: Well, okay. You want to
15 get down to it: It won't take as much work as going
16 back to the arbitrator, which is what we're going to
17 talk about next.

18 As long as I have you, Mr. Jacobs, I
19 I'm going to ask you about that subject, because what
20 you wrote in your brief was that if the ALJ finds that
21 both anti-doping rules have been established, it's
22 submitted that the most the ALJ can do is to remand

Hearing

August 13, 2026

Page 16

1 this case for sanctioning consistent with the ALJ's
2 findings. Okay?

3 My first question is what in that
4 suggestion does "if" mean? Are you suggesting that I
5 need to revisit the liability rulings?

6 MR. JACOBS: No, no. No, Your Honor.
7 I was just saying that the options available to you
8 are to, in essence, from the outset, was to either
9 affirm what the arbitrator did or remand it. And
10 "remand it" would be, you know, with guidance from
11 your order as well as presumably the order that
12 followed that.

13 Our view is that you can't increase the
14 sanction or the fine. You can either keep it the
15 same, or you could reduce it. That was the third
16 option. I forgot. It's clear you're not going to do
17 that. So the three options were keep it the same,
18 reduce it, or remand it. That's all we were saying.

19 THE COURT: Okay. I mean, I don't read
20 anything in Serpe to suggest that I have to revisit
21 the liability findings that I made. You agree with
22 that?

Hearing

August 13, 2026

Page 17

1 MR. JACOBS: I do. Yes.

2 THE COURT: Okay. Okay. So that
3 helps. Now, you say the most that I could do. What's
4 the least?

5 MR. JACOBS: The least would be to just
6 affirm what the arbitrator did.

7 THE COURT: Which was kind of what I
8 was offering in Option 2 that we discussed.

9 MR. JACOBS: But not in reality because
10 it's doubling the sanction. It's not --

11 THE COURT: Well, okay. You're right
12 about that. You're right about that. I could accept
13 the ineligibility, but double it. Okay. And again,
14 the fines somehow or another just seems to me almost
15 incidental and not worth worrying about here. Okay.
16 Okay. So I think I understand what you're saying.

17 Let's assume that I think a remand is
18 necessary. And by the way, I wrote something in
19 Scott, you know. And I may not agree with you on what
20 I can or can't do in this case on the facts of this
21 case, but let's just pass that and not argue it here.

22 Assume I remand it to the arbitrator.

Hearing

August 13, 2026

Page 18

1 Is there something that you think is missing from the
2 record that the arbitrator had that needs to be
3 filled? Added? A deficiency?

4 MR. JACOBS: I don't believe so.

5 THE COURT: Okay. By the way,
6 Ms. Farrell, I mean, do you agree with that? If there
7 were remand here -- in your approach, it's on
8 proportionality, but let me just ask the same
9 question. If there were a remand to the arbitrator
10 for whatever reason, is there something, some
11 deficiency, some defect, something that you think
12 needs to be added other than --

13 MS. FARRELL: To the record?

14 THE COURT: Yeah, to the record.

15 MS. FARRELL: No.

16 THE COURT: No, okay. Okay. Good.
17 I've got agreement on something today.

18 So, Mr. Jacobs, if I were to remand and
19 say, "Okay, take a look at sanctions again," what is
20 it the arbitrator's supposed to do? He'll have my
21 decision presumably. And he'll see what I said. And
22 he may agree with me when he reads it all and say,

Hearing

August 13, 2026

Page 19

1 "Okay. That makes a bit of sense to me. I'll give
2 him 23, 24 months."

3 I don't think that difference matters
4 much. And they're consecutive. Or he's going to say,
5 "No. I've read it. It's interesting. I'll stick
6 with what I did." You're still going to come back
7 because you think your client showed compelling
8 justification; right?

9 MR. JACOBS: Well, yes, but whether we
10 would come back or not, I mean, that decision hasn't
11 been made. I mean, at 23 months, I think, is served
12 by January, I think, is when it's up. I could be
13 wrong on that. So it may be moot by the time we would
14 come back.

15 THE COURT: Well, that counsel against
16 trying to find a better resolution. You know, the
17 scenario that I've just gone through sounds like the
18 arbitrator is then reviewing me; right? He's got my
19 decision in front of him, and he says, "Okay. Yay or
20 nay?"

21 MR. JACOBS: Well, I think a third
22 option is the arbitrator, she could ask the parties

Hearing

August 13, 2026

Page 20

1 for, you know, oral argument on the issue. I mean,
2 it's remanded. She could ask the parties for that.

3 THE COURT: Sure. Sure.

4 MR. JACOBS: But ultimately, the
5 arbitrator would be remanded so that the arbitrator is
6 reconsidering her earlier decision with input from
7 your decision as well as any additional argument from
8 the parties.

9 THE COURT: Yeah. Right. I agree.
10 The arbitrator could hear argument; the arbitrator
11 could take more briefs. But in the end, what you're
12 saying is, "We've given the arbitrator a new data
13 point, and the arbitrator is supposed to decide, 'Gee,
14 is that persuasive or not?'" And that to me sounds
15 like what the Commission should be doing.

16 MR. JACOBS: Well, I mean, ultimately,
17 it may come back to the commissioner. It may not.

18 THE COURT: But why would you want this
19 step? Again, only because January may come, and it'll
20 all be moot? I guess that's the only reason, huh?

21 MR. JACOBS: Well, that and what I had
22 said earlier, which is a problem that may be solvable,

Hearing

August 13, 2026

Page 21

1 which is Dr. Overly doesn't want to be viewed as
2 accepting the doubling of the sanction.

3 THE COURT: Yeah. I'm an optimist. I
4 think a good attorney could solve that; okay? So I
5 got to say I'm having a bit of difficulty getting what
6 the purpose of the remand is on your formulation of
7 it.

8 But let me go to Ms. Farrell because
9 she's got a different idea. She says there should be
10 a partial remand for further consideration of the
11 proportionality principle; right?

12 MS. FARRELL: Yes. From the
13 Authority's perspective, any remand would be narrow
14 just on the issue of -- I mean, your decision
15 presumably would be, you know, if it's still in line
16 with the decision that you've already issued,
17 proportionality doesn't apply.

18 You've said what you think the law is.
19 And based on these facts -- and the authorities would
20 ask for the remand back to the arbitrator so that she
21 could issue an amended sanction based upon your
22 determinations and your findings sitting, as the FTC

Hearing

August 13, 2026

Page 22

1 recognized, in the seat of an appellate body.

2 THE COURT: Well, see, you've agreed
3 that that's really just an analysis that the
4 arbitrator would make on a remand, presumably either
5 based on briefing or argument or frankly nothing if
6 the arbitrator didn't want to do anything more.

7 Now, you know, you have a
8 proportionality discussion by the arbitrator. It's in
9 the decision. That's how the arbitrator got to single
10 sanctions. I gave my own view of that. I interpreted
11 my Shell 2 decision, which, of course, the arbitrator
12 didn't have. So now there's a new data point.

13 But we're back, it seems to me, to the
14 same place. The arbitrator says, "Oh, I see now what
15 Himes says about Shell 2. That wasn't before me when
16 I first ruled on this. Maybe I agree; maybe I don't.
17 If I agree, then Dr. Overly's getting 46 months
18 consecutive sanctions. If I don't, well, too bad."

19 And again, it sounds like he's
20 reviewing me. That's what the Commission ought to be
21 doing. I'm not getting what the parties think is the
22 benefit of going back to an arbitrator.

Hearing

August 13, 2026

Page 23

1 MS. FARRELL: The Authority wants to be
2 conservative in their interpretation of what the FTC's
3 decision was in Serpe.

4 THE COURT: But if the result of that
5 is to add time and expense, what's the point?
6 Shouldn't we run the proceeding as efficiently as we
7 can? Dr. Overly tried to get an appeal. He hasn't
8 been able to. If the Commission thinks there's
9 something appealable in this case besides the --

10 The Commission can decide that the
11 consecutive sanctions construction of the rule is no
12 good. And then you'll get a decision on that, which,
13 if you don't like it, you can go to a federal court.
14 If Dr. Overly doesn't like it, so can he.

15 And I just have difficulty
16 understanding what real function a remand serves here,
17 other than, again, takes more time, costs more money.

18 I don't know what sanction's, frankly,
19 in effect right now, given the circumstances, the
20 procedural posture of the case. But I mean, the
21 Authority ought to be thinking a bit about what
22 sanction's in effect because Mr. Jacobs thinks that by

Hearing

August 13, 2026

Page 24

1 January, it's gone. Doesn't sound exactly like that's
2 what the Authority would like. The Authority's argued
3 for consecutive sanctions.

4 MS. FARRELL: I do hear your point,
5 Judge. I'm not authorized to agree with you at this
6 point. And so I guess I would say if Attorney Jacobs
7 is going to go back and talk to his client, I could
8 attempt the same.

9 THE COURT: I mean, I'm just wondering
10 whether we shouldn't just do that when you've heard,
11 you know, each other. And the scenario that I'm
12 seeing -- which is, you know, just kind of this redo
13 of issues that have already been decided, not only by
14 the arbitrator, but by me. And what you really want
15 to know ultimately is what does the Commission think
16 on this stuff?

17 So, I mean, unless someone has another
18 idea, I mean, I think, you know, both sides should
19 just go back and, you know, confer with the people
20 they have to confer with, and maybe we can set up a
21 placeholder for a second conference, or both of you
22 can say, "No. We can't think of any other ideas

Hearing

August 13, 2026

Page 25

1 beyond what we've already put forward.

2 "So we'll write you a little email
3 jointly that says that, and you, Himes, decide what
4 you're going to do now." I mean, does that make sense
5 to people?

6 MR. JACOBS: So as I said, I'm happy to
7 go back to Dr. Overly and discuss with him and see if
8 we could come up with some sort of proposal that he
9 would be comfortable with, discuss it with
10 Ms. Farrell. And we'll either come to some agreement,
11 or we won't. And we can report back to you once we
12 know where we've landed.

13 THE COURT: Okay. I mean, does it make
14 sense to set up a placeholder conference as opposed to
15 just an email back? Because you may come back and
16 say, "We have some things that we need to talk more
17 about that don't lend themselves to an email."

18 MR. JACOBS: I'm fine with that.

19 MS. FARRELL: That's fine with me.

20 THE COURT: Pardon me?

21 MS. FARRELL: That's fine with me as
22 well.

Hearing

August 13, 2026

Page 26

1 THE COURT: I mean, does a week from
2 today at one o'clock still work? There's no magic to
3 that. I mean, I'll make myself available.

4 MR. JACOBS: I'm in an arbitration a
5 week from today.

6 THE COURT: How long do you think it'll
7 last?

8 MR. JACOBS: I mean, it's scheduled to
9 start at -- I'm in Los Angeles at six a.m. here and
10 finish at, I think, eleven a.m. Pacific time, so.

11 THE COURT: So you'd probably rather
12 not do right before the arbitration, like, the day
13 before or anything like that. We can do this, you
14 know, a week from Monday. I don't care. I mean, you
15 know, I want to give you people a reasonable chance to
16 think about it and to see whether there's anything
17 that you can jointly agree on to propose to me. And
18 maybe something works.

19 I mean, does a week from Monday work
20 better? No?

21 MR. JACOBS: I'm in another arbitration
22 then. Would Friday, the 21st work by chance?

Hearing

August 13, 2026

Page 27

1 THE COURT: It works for me.

2 MS. FARRELL: Yeah. That should work
3 for me as well.

4 THE COURT: What time would you like?

5 MS. FARRELL: I could do the eleven
6 o'clock on that day.

7 THE COURT: That okay, Mr. Jacobs?

8 MR. JACOBS: Sure.

9 THE COURT: Okay.

10 MR. JACOBS: So that's eleven Eastern?

11 THE COURT: Yeah.

12 MR. JACOBS: Okay.

13 THE COURT: Okay. So we'll do that
14 eleven o'clock. And maybe you will either have an
15 agreement and say, "Here's what we propose," or maybe
16 you'll say, "We can't agree on the time of day, so
17 just go do what you're going to do, Himes."

18 You know, the conference is set up as a
19 placeholder. If we don't have to have it, we don't
20 have to have it. If there's something you think we
21 can maybe hammer out, then we'll hammer it out, or
22 try. All right. I mean, all that's fine with me.

Hearing

August 13, 2026

Page 28

1 Is there anything else that anyone
2 wants to raise? As long as I've got you, I said I
3 didn't mean to, you know, sort of truncate what we
4 would talk about, so here's your chance.

5 MR. JACOBS: For the appellant, nothing
6 else for us.

7 MS. FARRELL: And nothing additional
8 from the Authority. But thank you, Your Honor.

9 THE COURT: Okay. Well thank you both
10 for making yourself available. By the way, next time
11 I send an email that asks you to talk jointly about
12 alternative dates or times, please talk to each other
13 beforehand. Okay? It didn't quite happen that way
14 here, even though it was able to be resolved quickly.
15 But, you know, that helps. All right?

16 MR. JACOBS: Okay. Thank you, Your
17 Honor.

18 MS. FARRELL: Yes, Your Honor.

19 THE COURT: Thank you both, and we'll
20 stand adjourned.

21 THE REPORTER: It is 1:33 p.m., and
22 we're off the record.

Hearing

August 13, 2026

Page 29

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22

(Whereupon, at 1:33 p.m., the
proceeding was concluded.)

Hearing

August 13, 2026

Page 30

CERTIFICATE

I, HELEN TADESSE, the officer before whom the foregoing proceedings were taken, do hereby certify that any witness(es) in the foregoing proceedings, prior to testifying, were duly sworn; that the proceedings were recorded by me and thereafter reduced to typewriting by a qualified transcriptionist; that said digital audio recording of said proceedings are a true and accurate record to the best of my knowledge, skills, and ability; that I am neither counsel for, related to, nor employed by any of the parties to the action in which this was taken; and, further, that I am not a relative or employee of any counsel or attorney employed by the parties hereto, nor financially or otherwise interested in the outcome of this action.



HELEN TADESSE

Notary Public in and for the
Commonwealth of Virginia

Hearing

August 13, 2026

Page 31

CERTIFICATE OF TRANSCRIBER

I, OLIVIA LEREBOURG, do hereby certify that this transcript was prepared from the digital audio recording of the foregoing proceeding, that said transcript is a true and accurate record of the proceedings to the best of my knowledge, skills, and ability; that I am neither counsel for, related to, nor employed by any of the parties to the action in which this was taken; and, further, that I am not a relative or employee of any counsel or attorney employed by the parties hereto, nor financially or otherwise interested in the outcome of this action.



OLIVIA LEREBOURG

Hearing

August 13, 2026

[& - apply]

Page 1

&	4	accepting 14:10 21:2	agreeing 15:5,6
& 3:5	46 10:16 14:4	accomplish 15:9	agreement 18:17 25:10
1	22:17	accurate 30:9	27:15
1 11:5	48 10:16	action 30:12,16	alj 10:18 15:20
12:58 1:13 5:2	4801 3:6	31:8,12	15:22
13 1:12	9443 5:8	add 23:5	alj's 16:1
1:33 28:21 29:1	6	added 18:3,12	allison 3:4 6:1
2	600 1:16	additional 9:1	9:21
2 11:9,17 12:9	64112 3:7	20:7 28:7	alternative 28:12
12:13 17:8	7	adjourned 28:20	amend 13:21
22:11,15	790-8790 2:8	administrative 1:3,14 3:13,15	amended 21:21
2026 1:12	2:16	5:6 7:1	america 1:1
20580 1:17	8	adrv 8:19	analysis 22:3
21 5:10	805 2:8,16	afarrell 3:8	angeles 26:9
21st 26:22	816 3:9	affirm 8:16	anti 15:21
225 2:5,13	9	10:3 16:9 17:6	anybody 6:12
23 8:16,18 10:4	91361 2:6,14	afternoon 5:17	appeal 23:7
10:16 14:2	9443 1:9	5:22	appealable 23:9
19:2,11	a	ago 7:12	appearance 14:20
24 19:2	a.m. 26:9,10	agoura 2:5,13	appearances 5:14
25,000 8:17	ability 9:12	agree 11:6,17	appellant 1:7
285-1425 3:9	30:10 31:7	13:10,16,19	2:2,10 5:15,19
3	able 12:19 23:8	14:9 15:2,3	13:5 28:5
31111 2:5,13	28:14	16:21 17:19	appellate 22:1
3228 10:13,14	academic 12:2	18:6,22 20:9	applied 12:20
14:3	accept 17:12	22:16,17 24:5	applies 11:21
34163 30:17	acceptable 8:15	26:17 27:16	apply 8:18,19
350 3:6	acceptance 14:13	agreed 13:14	10:4 21:17
35752 31:14	accepted 11:9	14:20 22:2	

Hearing

August 13, 2026

[approach - clear]

Page 2

approach 18:7 appropriate 7:22 14:3 arbitral 10:3 11:6 arbitration 26:4,12,21 arbitrator 7:21 8:3,13,17 9:2 10:7 11:14,15 11:16,20 15:16 16:9 17:6,22 18:2,9 19:18 19:22 20:5,5 20:10,10,12,13 21:20 22:4,6,8 22:9,11,14,22 24:14 arbitrator's 12:3 18:20 argue 17:21 argued 24:2 argument 20:1 20:7,10 22:5 arguments 10:11 arrived 8:17 asberry 3:14 asked 8:14 asks 28:11 assigned 5:7 assistant 3:12 3:14	assume 17:17 17:22 assurance 15:5 athleteslawye... 2:7,15 attempt 24:8 attorney 21:4 24:6 30:14 31:10 attorneys 7:13 audio 6:11 7:16 30:8 31:3 august 1:12 authorities 21:19 authority 3:3 5:21 6:1 8:22 9:11,22 10:1,5 11:2 12:10 23:1,21 24:2 28:8 authority's 10:21 11:4 21:13 24:2 authorized 7:13 12:1 24:5 available 16:7 26:3 28:10 avenue 1:16 award 11:22 awarded 8:3 10:7 11:14	b	bother 14:5 brief 15:20 briefing 22:5 briefs 8:5,8 13:18 20:11
		b 4:1 15:6 back 12:22 13:2 14:12 15:16 19:6,10 19:14 20:17 21:20 22:13,22 24:7,19 25:7 25:11,15,15 bad 22:18 based 10:10 21:19,21 22:5 basically 12:2 beach 3:14 behalf 2:2,10 3:2 6:1 9:10,21 believe 18:4 believes 14:2 benefit 7:18 22:22 best 30:10 31:6 better 19:16 26:20 beyond 8:2 25:1 bit 19:1 21:5 23:21 blend 10:12 body 10:3 11:6 22:1 botha 3:17 7:3 7:4	
		c	c 2:1 3:1 5:1 ca 2:6,14 call 7:20 11:6 called 8:7,8 care 26:14 cares 14:6 case 5:7,10,11 6:17 8:7 12:21 13:20 16:1 17:20,21 23:9 23:20 certain 10:22 certainly 15:3,8 certificate 30:1 31:1 certify 30:4 31:2 chance 26:15 26:22 28:4 charged 11:18 chase 11:3 choose 11:4 circumstances 23:19 city 3:7 clear 10:1,22 16:16

Hearing

August 13, 2026

[client - difficulty]

Page 3

client 19:7 24:7 come 13:8 19:6 19:10,14 20:17 20:19 25:8,10 25:15 comes 6:13 comfortable 25:9 coming 13:4 comment 9:11 commission 1:2 5:7,9 9:1 11:2 11:10 12:19,20 12:21 13:2 14:8 20:15 22:20 23:8,10 24:15 commission's 5:11,13 7:20 8:4 commissioner 20:17 commonwealth 30:20 compelling 19:7 compromise 11:7 concerned 14:19 concluded 29:2 conclusion 9:13 confer 24:19,20	conference 5:12 6:5,6 7:11 7:14 8:9 13:18 24:21 25:14 27:18 conferred 9:9 confident 7:12 confidential 6:8,14 consecutive 12:2 14:3,10 19:4 22:18 23:11 24:3 consecutively 8:19 10:5 conservative 11:1 23:2 consider 5:11 8:14 consideration 21:10 considering 15:8 consistent 5:11 10:22 12:11 16:1 construction 10:10 23:11 construing 10:19 11:12 cont'd 3:1 contend 8:13 correct 6:4	correctly 10:7 12:5 costs 23:17 counsel 3:17 7:5,15 19:15 30:11,14 31:7 31:10 couple 7:11 course 6:6 22:11 court 5:4,20 6:2,5,15,18,21 6:22 7:6,18 10:9,15 11:8 12:12 13:15 14:14,16 15:1 15:14 16:19 17:2,7,11 18:5 18:14,16 19:15 20:3,9,18 21:3 22:2 23:4,13 24:9 25:13,20 26:1,6,11 27:1 27:4,7,9,11,13 28:9,19 cs8385695 1:21 cuff 13:22 cut 11:3 d d 5:1 10:13,14 14:4 dana 3:12	data 20:12 22:12 date 1:12 dates 28:12 day 26:12 27:6 27:16 days 7:12 dc 1:17 deal 7:10 dealing 14:22 decide 20:13 23:10 25:3 decided 13:13 24:13 decision 5:12 8:1 14:19 18:21 19:10,19 20:6,7 21:14 21:16 22:9,11 23:3,12 defect 18:11 deficiency 18:3 18:11 description 4:2 determinations 21:22 determine 7:21 difference 19:3 different 13:9 21:9 differently 12:6 12:8 difficulty 21:5 23:15
---	---	---	---

Hearing

August 13, 2026

[digital - ftc's]

Page 4

digital 30:8 31:3 directed 8:18 directing 5:10 directly 12:13 disable 6:11 disabled 10:18 discuss 8:11,15 25:7,9 discussed 13:7 17:8 discussion 8:9 9:5 22:8 docket 1:8 5:8 6:17 doing 6:3 8:10 20:15 22:21 doping 15:21 double 6:3 17:13 doubling 13:11 17:10 21:2 dr 1:6 2:2,10 5:16,19 8:2,21 9:15 13:6,8,10 14:12,19 15:4 21:1 22:17 23:7,14 25:7 duly 30:5 duty 6:3 dvm 1:6	e e 2:1,1 3:1,1 4:1 5:1,1 earlier 20:6,22 eastern 27:10 effect 8:6 10:9 13:11 14:21 23:19,22 efficiency 12:9 efficiently 23:6 either 9:4 16:8 16:14 22:4 25:10 27:14 eleven 26:10 27:5,10,14 email 14:13 25:2,15,17 28:11 employed 30:11,14 31:8 31:11 employee 30:13 31:10 enable 8:21 es 30:4 esquire 2:3,11 3:4 essence 16:8 essentially 14:13 established 15:21	evd 4:2 everybody's 14:7 exactly 24:1 expense 23:5 explain 8:12 explore 15:11 exploring 15:12 f facilitate 9:13 fact 11:15 facts 17:20 21:19 farrell 3:4 5:22 6:1,4 9:10,18 9:19,21 10:14 10:21 12:7 13:8 18:6,13 18:15 21:8,12 23:1 24:4 25:10,19,21 27:2,5 28:7,18 fashion 13:16 federal 1:2 5:6 23:13 feed 6:7 feel 13:1 filled 18:3 final 6:16 financially 30:15 31:11	find 11:10,21 19:16 finding 12:11 findings 16:2 16:21 21:22 finds 15:20 fine 6:10 8:2,17 16:14 25:18,19 25:21 27:22 finer 17:14 finish 26:10 first 8:12 9:6 9:11 16:3 22:16 focus 9:6 followed 16:12 following 8:4 foregoing 30:3 30:4 31:4 forgive 10:12 forgot 16:16 formulation 21:6 forward 25:1 frankly 22:5 23:18 freeman 2:11 5:18 friday 26:22 front 14:8 19:19 ftc 21:22 ftc's 23:2
--	--	--	--

Hearing

August 13, 2026

[function - jacobs]

Page 5

function 23:16	granted 8:5	hiwu 6:2 14:6	ineligibility 8:1
further 7:21	gross 3:12	hiwu.org 3:8	8:16 9:15
8:9 21:10	guess 20:20	honor 5:18 7:4	17:13
30:13 31:9	24:6	9:20 11:5	inform 5:13
g	guidance 16:10	15:11 16:6	input 20:6
g 5:1	guy 12:18	28:8,17,18	instructions
gee 20:13	h	hope 9:8	7:11
general 3:17	h 4:1	horseracing	integrity 3:2,5
7:5	hammer 27:21	3:2,5	intended 5:12
getting 12:1	27:21	howard 2:3,4	interested
21:5 22:17,21	happen 28:13	2:12 5:18 13:5	30:15 31:12
give 19:1 26:15	happened 12:4	howard.jacobs	interesting
given 10:8	happy 25:6	2:7	19:5
20:12 23:19	he'll 18:20,21	huh 20:20	interpretation
gives 15:4	hear 12:14	i	11:1 23:2
glad 7:7	13:11 20:10	idea 8:20 21:9	interpreted
go 7:9 11:10	24:4	24:18	22:10
12:13 14:12	heard 24:10	ideas 24:22	invited 7:7
21:8 23:13	hearing 1:11	identified 6:7	issue 11:16,22
24:7,19 25:7	held 13:18	6:13 8:10	12:11 13:20
27:17	helen 1:18 6:21	identify 6:19	14:19 20:1
going 9:16	30:2,18	7:18	21:14,21
11:21 12:18	hello 7:4	impact 15:7	issued 8:7
13:12 15:12,15	help 5:13	incidental	21:16
15:16,19 16:16	helps 17:3	17:15	issues 24:13
19:4,6 22:22	28:15	increase 10:6	it'll 20:19 26:6
24:7 25:4	hereto 30:15	13:10 16:13	j
27:17	31:11	increased 8:1	jacobs 2:3,4,12
good 5:17,22	himes 1:14 5:5	10:19 11:13	5:17,18 12:14
7:6 18:16 21:4	13:17,20 14:2	14:20	12:15 13:4,5
23:12	14:5 22:15	individually	14:11,15,17
gotten 6:9	25:3 27:17	8:18 10:5	15:4,10,18
			16:6 17:1,5,9

Hearing

August 13, 2026

[jacobs - never]

Page 6

18:4,18 19:9 19:21 20:4,16 20:21 23:22 24:6 25:6,18 26:4,8,21 27:7 27:8,10,12 28:5,16 january 19:12 20:19 24:1 jay 1:14 job 1:21 jointly 25:3 26:17 28:11 judge 1:14 5:5 5:6 6:1 24:5 judges 1:3 3:13 3:15 7:1 july 5:10 jump 11:20 justification 19:8	19:16 20:1 21:15 22:7 23:18 24:11,12 24:15,18,19 25:12 26:14,15 27:18 28:3,15 knowledge 30:10 31:6 l l 2:4,12 landed 25:12 language 14:1 15:3,8 larry 1:6 2:2,10 lashaon 3:14 law 1:3,14 2:4 2:12 3:13,15 5:6 7:1 21:18 leave 8:5 legal 3:12,14 lend 25:17 length 9:14 lerebourg 31:2 31:15 liability 16:5 16:21 light 10:11 line 21:15 link 6:10 7:14 little 25:2 location 1:15 logged 6:10	logistics 7:10 long 15:18 26:6 28:2 look 15:1 18:19 los 26:9 m made 7:22 16:21 19:11 magic 26:2 main 3:6 make 22:4 25:4 25:13 26:3 makes 19:1 making 28:10 marked 4:3 matter 1:5 5:7 8:7 9:5 13:7 14:1 matters 9:14 19:3 mean 9:4 11:3 12:12,16 13:16 14:1 15:7 16:4 16:19 18:6 19:10,11 20:1 20:16 21:14 23:20 24:9,17 24:18 25:4,13 26:1,3,8,14,19 27:22 28:3 member 6:9 members 6:7	merits 8:1 13:1 mind 7:12 missing 10:13 18:1 mo 3:7 monday 26:14 26:19 money 14:7 23:17 month 8:16 months 8:18 10:4,16,16,17 14:2,4 19:2,11 22:17 moot 19:13 20:20 move 7:19 multiply 10:17 mute 6:11 n n 2:1 3:1 5:1 name 6:20 narrow 21:13 nay 19:20 necessary 17:18 need 8:21 16:5 25:16 needs 18:2,12 neither 30:11 31:7 never 13:15
---	---	--	---

Hearing

August 13, 2026

[new - proceeding]

Page 7

new 20:12 22:12 nice 7:6 northwest 1:16 notary 30:19	once 11:10 25:11 open 15:8,10 15:11 opportunity 13:2 opposed 25:14 optimist 21:3 option 10:2 11:5,7,9 12:9 12:13 16:16 17:8 19:22 options 16:7,17 oral 20:1 order 5:10,13 7:20 8:4,6 10:22 13:21 16:11,11 ordered 8:14 11:2 ought 22:20 23:21 outcome 30:16 31:12 outset 16:8 overly 1:6 2:2 2:10 5:7,16,19 8:2 9:15 13:6,8 13:10 14:12,19 15:4 21:1 23:7 23:14 25:7 overly's 22:17 own 22:10	p p 2:1,1 3:1,1 5:1 p.m. 1:13 5:2 28:21 29:1 pacific 26:10 pardon 25:20 part 6:17 partial 11:5 12:10 21:10 parties 5:15 8:5 8:11 9:8 13:18 13:19 19:22 20:2,8 22:21 30:12,14 31:8 31:11 party's 10:11 pass 17:21 penalty 14:6 pennsylvania 1:16 people 24:19 25:5 26:15 period 8:2,16 permit 8:9 perspective 21:13 persuasive 20:14 place 22:14 placeholder 24:21 25:14 27:19	places 13:8 plain 9:17 please 6:18 7:17 28:12 point 20:13 22:12 23:5 24:4,6 position 11:4 12:16 13:13,20 possible 8:6 posture 23:20 preclude 9:4 prefer 12:10 prejudice 13:19 prepared 8:11 31:3 present 3:11 preserved 14:9 presumably 16:11 18:21 21:15 22:4 principle 21:11 prior 30:5 probably 26:11 problem 20:22 procedural 23:20 procedure 13:17 proceeding 1:15 6:8,14,16 23:6 29:2 31:4
o			
o 5:1 o'clock 26:2 27:6,14 obviate 8:21 obviously 9:11 offered 11:7 offering 9:3 17:8 office 1:3 3:12 3:15,17 7:1,5 officer 30:2 offices 2:4,12 oh 7:6 13:15 14:14 22:14 okay 5:20 6:2,5 10:15 11:8 12:12 14:2,16 15:1,14 16:2 16:19 17:2,2 17:11,13,15,16 18:5,16,16,19 19:1,19 21:4 25:13 27:7,9 27:12,13 28:9 28:13,16 olivia 31:2,15			

Hearing

August 13, 2026

[proceedings - sanctioning]

Page 8

proceedings 9:1 14:22 30:3 30:5,6,9 31:6 producing 11:12 prompt 9:13 proportionality 11:20,21 18:8 21:11,17 22:8 proposal 25:8 propose 15:3 26:17 27:15 proposed 12:9 public 6:8,9,13 6:17 30:19 publicly 6:7 purpose 21:6 put 25:1	reach 11:16 reaching 12:22 reaction 9:18 read 14:12 16:19 19:5 reads 18:22 real 23:16 reality 17:9 really 9:12 11:16 22:3 24:14 reason 13:9,9 18:10 20:20 reasonable 26:15 receiving 8:8 recognized 22:1 reconsidering 20:6 record 5:3 18:2 18:13,14 28:22 30:9 31:5 recorded 30:6 recording 30:8 31:4 redo 24:12 reduce 16:15 16:18 reduced 30:7 related 30:11 31:7 relative 30:13 31:10	remand 7:20 7:21 8:14,21 11:5 12:10 15:22 16:9,10 16:18 17:17,22 18:7,9,18 21:6 21:10,13,20 22:4 23:16 remanded 5:9 20:2,5 remembering 11:19 remote 1:15 report 25:11 reported 1:18 reporter 5:2 6:15,18,20,21 28:21 reporter's 7:18 requiring 14:13 resolution 19:16 resolved 28:14 response 5:13 result 11:13 23:4 review 8:22 12:21 reviewing 19:18 22:20 revisit 16:5,20 rickman 1:6 2:2,10	right 6:3 7:19 11:11,19 15:9 17:11,12 19:8 19:18 20:9 21:11 23:19 26:12 27:22 28:15 rights 14:7 road 2:5,13 rule 10:10 11:12 12:1,19 14:3 23:11 ruled 22:16 rules 10:12,19 15:21 ruling 11:17 13:1 rulings 7:22 16:5 run 23:6
q			s
qualified 30:7 question 9:7 16:3 18:9 quicken 14:18 quicker 13:3 quickly 7:9 28:14 quite 28:13			s 2:1 3:1 4:1 5:1 safety 3:2 sanction 10:3,6 11:13 12:11 13:11 14:21 16:14 17:10 21:2,21 sanction's 23:18,22 sanctioning 16:1
r			
r 2:1 3:1 5:1 raise 28:2 raising 9:4 rather 11:6 26:11			

Hearing

August 13, 2026

[sanctions - think]

Page 9

sanctions 10:20 11:22 12:2 14:3,10 18:19 22:10,18 23:11 24:3 sarah 3:17 7:3 saying 10:4 12:8 13:12 16:7,18 17:16 20:12 says 13:17 19:19 21:9 22:14,15 25:3 scenario 19:17 24:11 scheduled 26:8 scott 8:7 17:19 seat 22:1 second 9:7 10:2 24:21 see 6:13 7:7 12:6,7 18:21 22:2,14 25:7 26:16 seeing 24:12 seek 8:22 seems 17:14 22:13 send 28:11 sense 10:4 19:1 25:4,14 sent 7:11 12:22 separate 11:17	serpe 5:12 8:6 8:21 11:2 16:20 23:3 serve 9:15 served 19:11 serves 23:16 set 24:20 25:14 27:18 shell 11:17 22:11,15 showed 19:7 side 9:4 side's 13:20 sides 24:18 signature 30:17 31:14 simply 8:15 13:10 single 11:22 22:9 sir 5:3 6:20 sitting 21:22 six 26:9 skills 30:10 31:6 slight 13:5 solvable 20:22 solve 21:4 sorry 13:5 15:11 sort 25:8 28:3 sound 24:1 sounds 19:17 20:14 22:19	speak 7:13 12:18 speaking 7:15 7:17,17 13:22 specifically 8:13 staff 6:22 stand 28:20 start 5:15 9:7 26:9 states 1:1 step 20:19 stick 19:5 street 3:6 stuff 24:16 subject 11:11 15:19 submit 8:5 submitted 15:22 subsequent 8:6 substance 7:10 7:19 suggest 16:20 suggesting 9:12 16:4 suggestion 16:4 suggestions 9:3 suite 2:5,13 3:6 summarized 12:4 supposed 18:20 20:13	sure 20:3,3 27:8 sworn 30:5 t t 4:1 tadesse 1:18 6:21 30:2,18 take 7:20 15:12 15:15 18:19 20:11 taken 30:3,12 31:9 takes 23:17 talk 15:17 24:7 25:16 28:4,11 28:12 talked 13:17 technical 14:1 technically 12:21 terms 12:8 terribly 14:6 testifying 30:5 thank 5:4 6:22 7:8 9:19 28:8,9 28:16,19 themselves 6:19 things 25:16 think 6:12 9:5 9:14 10:13 12:4,15 13:16 14:6 15:4,13 17:16,17 18:1
---	--	---	--

Hearing

August 13, 2026

[think - yeah]

Page 10

18:11 19:3,7 19:11,12,21 21:4,18 22:21 24:15,18,22 26:6,10,16 27:20 thinking 12:3 23:21 thinks 23:8,22 third 16:15 19:21 thought 9:8 three 15:6 16:17 thursday 1:12 time 1:13 5:2 12:17 19:13 23:5,17 26:10 27:4,16 28:10 times 7:16 15:5 28:12 today 7:15 18:17 26:2,5 took 12:21 13:18 topics 8:10 9:6 trade 1:2 5:6 transcribed 6:16 transcriber 31:1 transcript 31:3 31:5	transcriptionist 30:8 tried 23:7 true 30:9 31:5 truncate 28:3 try 27:22 trying 19:16 twenty 15:6 two 8:10 9:3 10:17 11:7 15:1,3,5 typewriting 30:7	v version 6:16 video 6:6,11 7:11,16 videoconfere... 2:3,11 3:4,13 3:16,18 view 7:22 10:17 16:13 22:10 viewed 21:1 village 2:6,14 violations 11:17 virginia 30:20	week 26:1,5,14 26:19 welfare 3:5 westlake 2:6,14 witness 30:4 wondering 24:9 work 15:12,15 26:2,19,22 27:2 works 14:4 26:18 27:1 worry 12:17 worrying 17:15 worth 17:15 worthy 9:5 write 25:2 wrong 9:17 11:11 19:13 wrote 15:20 17:18
	u ultimate 14:18 ultimately 13:12 20:4,16 24:15 under 14:3 understand 10:7 12:8 17:16 understanding 10:18 14:18 23:16 understood 10:2,6 undertook 10:10 unit 3:5 united 1:1	w want 13:13 14:8 15:14 20:18 21:1 22:6 24:14 26:15 wanted 8:10 13:3 wants 23:1 28:2 washington 1:17 way 6:9 9:16 10:19 11:12 12:3 17:18 18:5 28:10,13 we've 20:12 25:1,12	x x 4:1 y yay 19:19 yeah 9:19 10:15 13:22 14:15 18:14 20:9 21:3 27:2 27:11

Federal Rules of Civil Procedure

Rule 30

(e) Review By the Witness; Changes.

(1) Review; Statement of Changes. On request by the deponent or a party before the deposition is completed, the deponent must be allowed 30 days after being notified by the officer that the transcript or recording is available in which:

(A) to review the transcript or recording; and

(B) if there are changes in form or substance, to sign a statement listing the changes and the reasons for making them.

(2) Changes Indicated in the Officer's Certificate. The officer must note in the certificate prescribed by Rule 30(f)(1) whether a review was requested and, if so, must attach any changes the deponent makes during the 30-day period.

DISCLAIMER: THE FOREGOING FEDERAL PROCEDURE RULES ARE PROVIDED FOR INFORMATIONAL PURPOSES ONLY.

THE ABOVE RULES ARE CURRENT AS OF APRIL 1, 2019. PLEASE REFER TO THE APPLICABLE FEDERAL RULES OF CIVIL PROCEDURE FOR UP-TO-DATE INFORMATION.

VERITEXT LEGAL SOLUTIONS

COMPANY CERTIFICATE AND DISCLOSURE STATEMENT

Veritext Legal Solutions represents that the foregoing transcript is a true, correct and complete transcript of the colloquies, questions and answers as submitted by the court reporter. Veritext Legal Solutions further represents that the attached exhibits, if any, are true, correct and complete documents as submitted by the court reporter and/or attorneys in relation to this deposition and that the documents were processed in accordance with our litigation support and production standards.

Veritext Legal Solutions is committed to maintaining the confidentiality of client and witness information, in accordance with the regulations promulgated under the Health Insurance Portability and Accountability Act (HIPAA), as amended with respect to protected health information and the Gramm-Leach-Bliley Act, as amended, with respect to Personally Identifiable Information (PII). Physical transcripts and exhibits are managed under strict facility and personnel access controls. Electronic files of documents are stored in encrypted form and are transmitted in an encrypted

fashion to authenticated parties who are permitted to access the material. Our data is hosted in a Tier 4 SSAE 16 certified facility.

Veritext Legal Solutions complies with all federal and State regulations with respect to the provision of court reporting services, and maintains its neutrality and independence regardless of relationship or the financial outcome of any litigation. Veritext requires adherence to the foregoing professional and ethical standards from all of its subcontractors in their independent contractor agreements.

Inquiries about Veritext Legal Solutions' confidentiality and security policies and practices should be directed to Veritext's Client Services Associates indicated on the cover of this document or at www.veritext.com.