

1 lawyers and staff -- but from the organization? Was there
2 anybody else there besides Al Madrid?

3 A. There was a man I knew as the Commodore.

4 Q. Do you now know him to be Ken Cowles?

5 A. I believe that is his name. Yes.

6 Q. Was there anybody else there?

7 A. Not at the first meeting.

8 Q. And the lawyer at the office, was he participating in
9 this conversation at all?

10 A. Not at all. He just lent us a room.

11 Q. What, if anything, did Al Madrid discuss with you there
12 at the lawyer's office?

13 A. Just that there was money to be collected, and I would be
14 doing it.

15 Q. And after that?

16 A. Prior to that, I requested from Claude someone who could
17 help me with storage of the money between the time I picked it
18 up and the time that I was to give it to the couriers. And he
19 agreed, and we had another meeting at the lawyer's office where
20 I met Julie Roberts.

21 Q. Do you recall if she was using the name Julie Roberts
22 back then?

23 A. She was not.

24 Q. Do you recall the name that she was using?

25 A. Not at the moment. But I would recognize it if you told

1 me.

2 Q. In any event, it was a name other than her real name?

3 A. That's correct.

4 Q. So did you have a meeting with Julie Roberts?

5 A. Correct.

6 Q. What was discussed at that meeting?

7 A. I discussed with Julie that I would like her to rent an
8 apartment that I could use to store money in for any time
9 period between the time I picked it up and had to deliver it.

10 Q. Did Julie Roberts agree to do that?

11 A. She did.

12 Q. By the way, Mr. Way, back then, during this time period,
13 did you have a nickname that John Knock, Al Madrid, Julie
14 Roberts or Sonya Vacca called you by, or nicknames?

15 A. I have been known variously as Pinky or La Rouge.

16 Q. Once Julie Roberts got the apartment, did you start
17 picking up money for Al Madrid?

18 A. I did.

19 Q. And how would that work?

20 A. I would contact him and he'd tell me when I could pick up
21 money.

22 Q. Where was it that you picked up the money for him? How
23 did that work?

24 A. I would meet a woman in a shopping center who would give
25 me a set of car keys and direct me to a car in the parking lot

1 which I took and removed money from the tank. Went to Julie
2 Robert's apartment, returned the car to the approximate same
3 spot in the parking lot there.

4 Q. This lady that brought the money to you which you then
5 took to Julie Robert's apartment, do you know her name?

6 A. No, I do not.

7 Q. Did you and Al Madrid ever discuss the lady's name?

8 A. I asked him once what I should address her as.

9 Q. What did he say?

10 A. He said: Pick any name you want.

11 Q. How much money would be in the car for each trip when you
12 would take it from the lady over to Julie Robert's apartment?

13 A. It would vary anywhere from perhaps a half million
14 dollars to two million dollars.

15 Q. How was that money packaged?

16 A. Mostly in gym bags.

17 Q. And what would you do with the money after you got it to
18 Julie Robert's apartment?

19 A. I stuffed it in manilla envelopes in preparation for
20 couriers.

21 Q. And who was leading the couriers in Vancouver?

22 A. It was at that time still Sonya Vacca.

23 Q. Did Sonya Vacca have like a group of couriers working for
24 her?

25 A. She did, although I never met them.

1 Q. Was there any other group of couriers that you worked
2 with there?

3 A. Yes.

4 Q. Who was in charge of them?

5 A. Roger Darmon.

6 Q. How often would you pick up money and then deliver it to
7 Sonya Vacca or Roger Darmon for the group of couriers?

8 A. It was sporadic. Sometimes it was three weeks, perhaps,
9 sometimes six weeks, perhaps.

10 Q. And what time of year was this that you are in Vancouver
11 doing this collecting of money?

12 A. It was between the end of January and June.

13 Q. Of '93?

14 A. Yes, sir.

15 Q. In spring, did John Knock come up to Vancouver?

16 A. He did.

17 Q. What were the circumstances of John Knock coming up to
18 Vancouver? How did you learn about that?

19 A. Julie mentioned that he was coming up to visit Claude.

20 Q. Did you have occasion to actually see John Knock in
21 Vancouver?

22 A. I did.

23 Q. How was it that you saw John Knock?

24 A. Julie mentioned where she was going to meet him. And I
25 wasn't busy so I wandered over there to see if I could say

1 hello.

2 Q. When you say there, where was it that you wandered over
3 to?

4 A. It was a shopping center.

5 Q. You thought John Knock might be there?

6 A. Yes.

7 Q. Did you in fact run into him?

8 A. I did.

9 Q. Did you discuss any drug business at that time?

10 A. We did not.

11 Q. You said Julie said that John Knock was coming to meet
12 Claude. Did Claude come down around that same time?

13 A. I believe he did, yes.

14 Q. And did you meet Claude Duboc when he came down?

15 A. A few days later, I did.

16 Q. And what happened at that meeting?

17 A. Basically introductions. We had never -- although we had
18 spoken dozens of times on the phone, we had never met.

19 Q. So just put a name on the face?

20 A. That's correct.

21 Q. About when was your last delivery of money in Vancouver
22 to the couriers?

23 A. It was probably in May of '93.

24 Q. What were the circumstances of the last delivery? Was
25 there ever one that you were waiting for that didn't happen?

1 A. I waited until around late June for the one that was
2 supposed to be the last one, but it never occurred.

3 Q. Was that at Al Madrid's direction?

4 A. Yes.

5 Q. When you were there in Vancouver in the spring of '93
6 with Julie Roberts having the apartment, you collecting the
7 money, did there come a time that Julie Roberts mentioned
8 another load of marijuana to you?

9 A. Yes, there was.

10 Q. How did that come up? What happened?

11 A. She told me that she was working on arranging a load of
12 marijuana to be brought to the States and asked me if I'd be
13 willing to collect money for that project, similar to what I
14 had been doing.

15 Q. As far as you know, did John Knock have knowledge of this
16 load of marijuana that Julie Roberts was talking about?

17 A. No, he did not.

18 Q. When Julie Roberts asked you to get involved in it, what
19 did you say to her, if anything?

20 A. I told her that I most likely would.

21 Q. After that, did you wind up meeting some people at some
22 meetings that Julie Roberts set up?

23 A. Yes.

24 Q. Could you tell the jury about that, please?

25 A. She introduced me to a man that she said I would be

1 collecting money for. He was introduced to me as Cognac.

2 Q. Do you know if that was his real name or not?

3 A. It was not.

4 Q. Did there come a time when it was agreed that you would
5 be doing some selling of marijuana?

6 A. Yes, there did.

7 Q. And was it only you that would be selling marijuana?

8 A. No. There were two or three people. A man named Cognac
9 and another man who was described to me as Dr. Mike.

10 Another -- or the Doctor

11 Q. Did that load of marijuana come into the States?

12 A. It did.

13 Q. About when was that?

14 A. Approximately July 4th of '93.

15 Q. What were the circumstances of you learning that the load
16 had made it into the States? What happened?

17 A. Julie paged me and told me that it successfully arrived.

18 Q. And did she say where the marijuana had gone to?

19 A. She asked me to meet her in Grass Valley, California.

20 Q. Where is Grass Valley California?

21 A. It's approximately 20 miles from Sacramento.

22 Q. And did you go to Grass Valley, California?

23 A. I did.

24 Q. And what happened?

25 A. I was asked to inventory the load of marijuana.

1 Q. Where was the load of marijuana?

2 A. It was in a small ranch type property of several acres
3 inside two semi trailers.

4 Q. Do you know whose property that was?

5 A. Yes. It was a man named Dallas Nelson.

6 Q. Before I go on to that marijuana load a little bit more,
7 let me ask you. Did there come a time around then, July of
8 '93, that Julie Roberts left for Spain?

9 A. I believe so, yes.

10 Q. What, if anything, did Ms. Roberts do with her cell phone
11 when she left for Spain?

12 A. She gave me the cell phone to use in her absence.

13 Q. This marijuana that was on Dallas Nelson's property in
14 the semi trailers, did you count it up or inventory it?

15 A. I did.

16 Q. What did that entail?

17 A. Rearranging the bales in the trucks so that I -- so that
18 I could have access to count them and physically counting them.

19 Q. And how much marijuana was there at the trucks when you
20 counted it?

21 A. Approximately 17 tons.

22 Q. And what did you -- what, if anything, did you do with
23 the marijuana?

24 A. Once all of that was done, I eventually took some to the
25 warehouse that I had in preparation for sales.

1 Q. Did other distributors get some of the marijuana?

2 A. I believe they did.

3 Q. Did you ever have any discussions with Julie Roberts
4 about Dr. Mike getting some of the marijuana?

5 A. I did.

6 Q. And how much marijuana did you understand that Dr. Mike
7 got?

8 A. 5,000 pounds.

9 Q. And about how much marijuana was in your warehouse, or
10 did you take it all there at once or over a period of time?

11 A. I took it over a period of time.

12 Q. And then you sold it as you went along?

13 A. Yes.

14 Q. Who were the people that you were selling the marijuana
15 to?

16 A. A man named Joel Tillman, and a man named Houston. And a
17 man from New York I knew as Patrick.

18 Q. Did you -- was there ever a meeting about the selling of
19 that marijuana?

20 A. There was.

21 Q. And what happened how -- what happened at that meeting?

22 A. We discussed the fact that it was not selling very well.

23 Q. Who was at the meeting?

24 A. Julie was at the meeting. The Doctor was at the meeting.
25 Roger Darmon. Myself.

1 Q. Did there come a time when Roger Darmon left to speak
2 with Claude Duboc on the phone?

3 A. I understand he went and phoned Claude from that meeting,
4 yes.

5 Q. Was any resolution reached at that meeting?

6 A. Yes. The price was reduced by three or 400 dollars a
7 pound.

8 Q. By the price going down, it would be easier for you to
9 sell it and get rid of it?

10 A. That is what we had hoped.

11 Q. What did you do to the money that you collected from the
12 marijuana that you sold?

13 A. I delivered it once again to Sonia Vacca.

14 Q. Do you know where Sonia Vacca was taking the money you
15 delivered to her?

16 A. I believe it was Hong-Kong. But, I'm not absolutely
17 sure.

18 Q. Did Dr. Mike ever pay for the marijuana that he took, the
19 5,000 pounds?

20 A. He put some money towards it.

21 Q. How much did he pay?

22 A. I'm not sure. But I collected a hundred thousand dollars
23 from him.

24 Q. And how much of a payment of what he owed would that be?

25 A. Minuscule.

1 Q. Did you ever receive any money from a person named Barry?

2 A. I did.

3 Q. How much money did you receive from him?

4 A. Somewhere around 300 thousand dollars or so.

5 Q. Was Julie Roberts there when you received the money from
6 Barry?

7 A. She was.

8 Q. Other than that money from Dr. Mike and that money from
9 Barry, did you collect any other money from people, from other
10 distributors of the marijuana?

11 A. None except my own.

12 Q. So all that Dr. Mike paid you was a hundred thousand?

13 A. That is incorrect. I'm sorry. There was another man who
14 took an amount of marijuana that I believe I collected some
15 money from.

16 Q. Who was that? Do you recall his name?

17 A. Casselberry was his name.

18 Q. And how much money, approximately, did you collect from
19 Mr. Casselberry?

20 A. I'm not -- maybe a hundred and fifty or so thousand. I
21 wasn't really responsible for his business so I didn't keep
22 records or anything. It just was pressed into helping out with
23 that.

24 Really wasn't something that I was supposed to have
25 anything to do with.

1 Q. When you collected the money from the other distributors
2 and made the money yourself from selling the marijuana and gave
3 it to Sonia Vacca, did you transfer it to Sonia Vacca in the
4 United States?

5 A. Yes.

6 Q. Then she took it from there overseas somewhere?

7 A. Yes.

8 Q. Did Al Madrid make arrangements to get you paid going
9 back to Vancouver? When you were collecting up there, did
10 Mr. Madrid make arrangements to get you paid for the money you
11 collected for him up in Vancouver?

12 A. He did.

13 Q. What arrangements were made for you to get paid for that
14 job?

15 A. I was going to meet a gentleman at a motel near the
16 airport in Seattle.

17 Q. Did you meet the gentleman at the hotel in Washington
18 state?

19 A. I did.

20 Q. And what happened?

21 A. He delivered money to me.

22 Q. And how much money did he deliver to you?

23 A. Somewhere around four or five hundred thousand dollars.

24 Q. That was to pay you for the work you did for Al Madrid?

25 A. That's correct.

1 Q. And, Mr. Way, in the fall of '93 did you get arrested
2 with some of the load of marijuana that had come into
3 California?

4 A. I did.

5 MR. DAVIES: Thank you. I have no further questions.
6 I'm sorry, Your Honor. May I have a minute?

7 THE COURT: Yes.

8 MR. DAVIES: No further questions, Your Honor.

9 THE COURT: Cross-examine.

10 MR. KENNEDY: Thank you, Your Honor.

11 CROSS-EXAMINATION

12 BY MR. KENNEDY:

13 Q. Good afternoon, Mr. Way.

14 A. Good afternoon.

15 Q. Other than this time in the mid '80s when Mr. Knock gave
16 you some marijuana on credit, if I understand your testimony
17 that was the only time in the United States that you had any
18 drug dealing activities with Mr. Knock; is that correct?

19 A. That is correct.

20 Q. And thereafter you -- you came to Mr. Knock and said you
21 would like to be able to get back to work, and he refers you up
22 to Vancouver, correct?

23 A. Yes.

24 Q. And up in Vancouver you got a thousand pounds of
25 marijuana?

- 1 A. Approximately.
- 2 Q. You didn't get that from Mr. Knock?
- 3 A. I may or may not have actually seen him there at the
4 ranch.
- 5 Q. 1,000 pounds of that was hashish; was it not?
- 6 A. That's correct.
- 7 Q. You sold that hashish in Canada; did you not?
- 8 A. I did.
- 9 Q. And got Canadian currency for it?
- 10 A. That's correct.
- 11 Q. Then you engaged in some money collection in Montreal,
12 correct?
- 13 A. I went to Montreal, but I did most of it in Toronto.
- 14 Q. Sorry?
- 15 A. I did most of the collection in Toronto.
- 16 Q. I'm sorry. So in Toronto you were engaged in collecting
17 money for Mr. Duboc; is that correct?
- 18 A. That's correct.
- 19 Q. And the money that you collected in Toronto was Canadian
20 currency; was it not?
- 21 A. Yes, it was.
- 22 Q. Later on you went to Vancouver and did some -- Vancouver,
23 British Columbia, in Canada and did some money collection there
24 as well?
- 25 A. That's correct.

1 Q. And again you were collecting Canadian dollars for Claude
2 Duboc; were you not?

3 A. That's correct.

4 MR. KENNEDY: Thank you. Those are all the questions
5 I have.

6 THE COURT: Mr. Daar.

7 CROSS-EXAMINATION

8 MR. DAAR:

9 Q. Good afternoon, Mr. Way.

10 A. Good afternoon.

11 Q. You originally went to Canada to work for Mr. Duboc,
12 correct?

13 A. That's correct.

14 Q. And when you were finally paid in the Red Lion, that was
15 payment that was coming from Mr. Duboc, wasn't it?

16 A. That's correct.

17 Q. You had wanted to be paid in the United States so you
18 didn't have to transport money over the border, correct?

19 A. That's correct.

20 Q. So you had put in a request to Mr. Duboc, in essence,
21 please figure out a way to pay me in the U.S.?

22 A. Yes, I did.

23 Q. And you had an understanding with Mr. Duboc that you were
24 going to do a certain job and receive a certain pay for it,
25 correct?

1 A. Yes.

2 Q. Now, at some time in June of '93, my client, Al Madrid,
3 basically said shut it down, correct?

4 A. I believe so.

5 Q. That meant that your job, the collecting money in
6 Vancouver was over, correct?

7 A. That's correct.

8 Q. When you started talking to Julie Roberts about doing a
9 marijuana importation in the United States, that was something
10 completely different?

11 A. That is correct.

12 Q. That was, in essence, a new and different project,
13 correct?

14 A. That's correct.

15 Q. That involved different people?

16 A. That's correct.

17 Q. And eventually you, Julie Roberts and other people
18 involved in this project met and discussed if and how and when
19 and where and how much?

20 A. That's correct.

21 Q. And you all ultimately came to an agreement about it
22 happening?

23 A. Yes.

24 Q. And then it happened?

25 A. Yes.

1 Q. Now, Julie Roberts specifically told you not to tell
2 Albert Madrid about the fact that there was this marijuana
3 importation going on in the United States?

4 A. That's correct.

5 Q. Do you have any reason to believe that Mr. Madrid had any
6 interest or knowledge or awareness or anything of this
7 importation?

8 A. No, I do not.

9 Q. While this importation was being planned and going
10 through, were you aware that Mr. Duboc and Sonia Vacca were
11 trying to arrange an offload using personnel from Gainesville,
12 Florida?

13 A. No, I was not.

14 Q. When did you first become aware of that?

15 A. Probably after I was arrested.

16 Q. Were you told that you could be charged with conspiring
17 with Mr. Duboc and Sonia Vacca and the offloaders in
18 Gainesville?

19 A. No. I had no idea.

20 MR. DAAR: That is all I have. Thank you, Mr. Way.

21 THE COURT: Redirect.

22 REDIRECT EXAMINATION

23 BY MR. DAVIES:

24 Q. After you got done collecting money in Toronto, did you
25 go over to Vancouver?

1 A. Yes, I did.

2 Q. When you went over to Vancouver in early 1993, did you
3 meet with Al Madrid?

4 A. I did.

5 MR. DAAR: Objection.

6 THE COURT: Overruled.

7 Q. Did Mr. Madrid tell you who to pick the money up from?

8 A. Yes.

9 Q. And did Mr. Madrid direct you to the hotel by the Seattle
10 airport to get paid for your work in Vancouver?

11 A. I believe that he did.

12 Q. When you were involved in collecting this money in
13 Toronto and in Vancouver, that was drug money, correct?

14 A. I believe it was, sir.

15 Q. Do you know everybody that was involved in importing the
16 hash that the drug money came from?

17 A. I do not.

18 Q. Do you know every single person that was involved in
19 distributing the hash that produced the drug money?

20 A. I do not.

21 Q. Do members of drug organizations this large usually know
22 what every other member is doing?

23 A. I would say not necessarily.

24 Q. When you went over to Hawaii in 1992, you had a
25 conversation with John Knock on one island, correct?

1 A. Yes, I did.

2 Q. And then about a week or so later he -- he had another
3 meeting with you. Did he phone you or meet with you in person
4 or both?

5 MR. KENNEDY: Excuse me, Your Honor. That is beyond
6 the re-cross.

7 Q. Did Mr. Knock phone you or meet with you in person or was
8 it both?

9 THE COURT: You can ask.

10 A. Both.

11 Q. And when Mr. Knock came and met with you, did he say
12 there had been some problems and ask you to collect some money?

13 A. That's correct.

14 Q. After that time in the summer of 1992, did John Knock or
15 Al Madrid ever tell you that they had quit the business?

16 A. I believe that never came up.

17 Q. After that time, did John Knock or Al Madrid ever tell
18 you that they had gone to law enforcement and renounced their
19 drug dealing?

20 A. No.

21 Q. Do you have personal knowledge one way or the other of
22 what efforts John Knock, Al Madrid and Julie Roberts made to
23 collect money from Dr. Mike after you were arrested in the fall
24 of 1993?

25 A. No, I do not.

1 Q. After your arrest in the fall of 1993, did John Knock or
2 Al Madrid ever tell you that they had renounced drug dealing
3 and that they were going to go to law enforcement as opposed to
4 trying to collect their drug money?

5 A. No, they did not.

6 MR. DAVIES: Thank you. I have no further questions.

7 THE COURT: Thank you. You may step down.

8 Call your next witness.

9 MR. HANKINSON: May we approach, Your Honor?

10 THE COURT: Surely.

11 (Jury out.)

12 (At the bench.)

13 MR. HANKINSON: That went a lot faster than I
14 expected.

15 THE COURT: That was way quick. Hour and a half.

16 I felt like kind of slowing Mr. Davies down. I
17 couldn't keep my notes up with him.

18 MR. HANKINSON: We do have a video that we've put
19 into evidence that is about an hour and ten minutes that we
20 could play if the Court wants us, you know, to take up some
21 more time this afternoon. That was kind of our fall-back
22 position.

23 That is in evidence. So we can publish it at this
24 time. Frankly, our preference would be to call it an
25 afternoon.

1 THE COURT: That would be my preference. My wife
2 just walked in. So I think she might be packed.

3 MR. HANKINSON: But those are our witnesses.

4 MR. KENNEDY: That is my preference.

5 THE COURT: Okay. You want me to bring in the jury
6 and release them or go back to them? Do you want me to bring
7 the jury in to release them for the weekend or just go back and
8 release them?

9 MR. KENNEDY: Just go back and release them.

10 THE COURT: That is fine with you?

11 Let me ask this. I would like to start at 9:30 or so
12 Monday if that is all right. That way I can stay in Orlando an
13 extra night, and I can drive up at 9:30 or 10:00. I don't
14 care. 9:30 is fine. Are you going home?

15 MR. HANKINSON: No, sir.

16 THE COURT: You are going to stay here?

17 We'll reconvene then at 9:30 Monday morning.

18 MR. HANKINSON: Is our understanding that Monday,
19 Tuesday and Wednesday.

20 THE COURT: Work through Wednesday.

21 I got two more notes from jurors. We better go over
22 those. Plus I got two notes that you all haven't seen. But
23 they had to do with money. A couple of the ladies wanted to
24 get paid or something.

25 So what I have done is make arrangements to pay them

1 every week. They started to get paid today. So I've got those
2 two notes. Here is two more notes. First one: Are our checks
3 tax free or should we report them next year?

4 Also, is the trial open to the public? Thanks. Can
5 our family members attend? She also signs a happy face. I
6 have got a few from her. This one is a little more -- I'm not
7 sure if you can answer these questions yet, but I have been
8 wondering about the following: One: According to U.S. law is
9 it illegal to plan to import drugs if one plan is not carried
10 out?

11 Two: If someone breaks the drug laws of the United
12 States is there a limit on -- strike out when, by what date
13 they must be prosecuted, statue of limitations. Close parens.

14 Three. Is it unethical for one law enforcement
15 agency to prosecute someone whose major offense took place
16 elsewhere? Thank you for your consideration.

17 You all want to read them?

18 MR. KENNEDY: No, thank you. That is enough. I
19 don't believe there can be any response to those.

20 MR. DAAR: Perhaps you could tell the jurors that
21 they will receive instructions.

22 MR. KENNEDY: That you will tell them what the law
23 is.

24 THE COURT: What do you want me to tell the juror
25 about is it all right that it's open to the public, anyone can

1 come. I hate to see family members come because then they
2 start talking.

3 Okay. Have a good weekend.

4 (Court stood in recess.)

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C E R T I F I C A T E

STATE OF FLORIDA)
COUNTY OF ALACHUA)

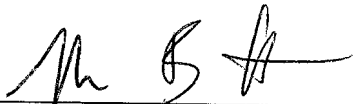
I, Mark N. Stuart, RPR, United States Court Reporter
in Gainesville, Florida, do hereby certify as follows:

THAT I correctly reported in computer-aided machine
shorthand the foregoing transcript of proceedings at the time
and place stated in the caption thereof;

THAT I later reduced my shorthand notes to
computer-aided transcription, or under my supervision, and that
the foregoing pages numbered 1 through 152, both inclusive,
contain a full, true and correct transcript of the proceedings
on said occasion;

THAT I am neither of kin nor of counsel to any party
involved in this matter, nor in any manner interested in the
results thereof.

DATED THIS 1st DAY OF June, 2001.



Mark N. Stuart, RPR
United States Court Reporter