

UNITED STATES DISTRICT COURT  
DISTRICT OF CONNECTICUT

DENIS MARC AUDET, *et al.*,

Plaintiffs,

vs.

STUART A. FRASER, GAW MINERS,  
LLC, and ZENMINER, LLC,

Defendants.

Civil Action No. 3:16-cv-00940

Honorable Michael P. Shea

June 19, 2018

**AFFIRMATION OF SARAH L. CAVE IN FURTHER SUPPORT OF DEFENDANT  
STUART A. FRASER'S MOTION TO COMPEL DISCOVERY**

1. I am a partner at the law firm Hughes Hubbard & Reed LLP, counsel of record for Defendant Stuart A. Fraser ("Mr. Fraser") in this action, and I am fully familiar with the facts and circumstances in this case. I submit this affirmation in support of the accompanying reply brief in support of Mr. Fraser's motion to compel discovery, which seeks an order directing Plaintiffs to produce contemporaneous notes taken by Plaintiffs' representative during the October 2016 meeting with former defendant Homero Joshua Garza ("Garza").

2. The Federal Bureau of Investigation ("FBI") has never been a party to this litigation. No federal criminal charges have been brought against Mr. Fraser.

3. On July 16, 2018, Plaintiffs completed their sixth production of documents in this action. Based on review of the documents Plaintiffs have produced in their six productions, no document is duplicative of the information likely contained in the Garza Notes.

4. On June 28, 2018, at the deposition of a third-party witness in this case, Plaintiffs' counsel, Edgar Sargent, informed me that Garza, through his counsel, represented that if he were to be deposed before his sentencing date, he would exercise his Fifth Amendment right against self-incrimination.

5. Garza's current sentencing date is September 13, 2018.

I, Sarah L. Cave, hereby declare under penalty of perjury that the foregoing is true and correct.

Dated: July 19, 2018

Respectfully submitted,

By: /s/ Sarah L. Cave

Sarah L. Cave (phv08437)  
Hughes Hubbard & Reed LLP  
One Battery Park Plaza  
New York, NY 10004-1482  
Tel.: (212) 837-6000  
Fax: (212) 422-4726  
Email: sarah.cave@hugheshubbard.com

*Attorneys for Defendant Stuart A. Fraser*