

1 MR. STAMOS: Give me just one second.

2 THE WITNESS: Sure.

3 Q This is my final question, or just about:  
4 when you learned that Mr. Spallina had filed a claim  
5 identifying himself as trustee of the '95 trust, did you  
6 ever report to anyone in the insurance company or any  
7 authority that he, in fact, was never the trustee of the  
8 '95 trust?

9 A I did not.

10 Q Did you ever instruct him to take steps to  
11 correct any misimpression he might have caused others to  
12 form as a result of him having made that claim?

13 A I'm not sure he caused misimpressions in  
14 anybody, so I don't know, and I didn't have any  
15 conversations with insurance companies.

16 MR. STAMOS: All right. That's all I have.

17 Thank you.

18 THE WITNESS: You're welcome.

19 MR. ELIOT BERNSTEIN: Okay. I have a few  
20 questions.

21 CROSS-EXAMINATION

22 BY MR. ELIOT BERNSTEIN:

23 Q Ted, are you aware of a holographic will  
24 leaving some of the insurance proceeds to Maritza  
25 Puccio?



1 A I don't know what a holographic will is.

2 Q It's a document that was written to leave  
3 Maritza a portion of the death benefit that Rachel  
4 walker --

5 Did she give you documents at the hospital the  
6 night he died?

7 MR. SIMON: Objection; form. What's the  
8 question? Did she give you documents?

9 Q Did Rachel -- do you know Rachel walker?

10 A I do.

11 Q On the night your father died, did she bring  
12 documents to you at the hospital?

13 A I believe she did.

14 Q Was one of those documents a document with a  
15 check and a letter regarding Maritza Puccio?

16 A No.

17 Q What documents did she bring you?

18 A My recollection is she brought me something --  
19 things pertaining to living wills. I'm not using  
20 correct legal terms I'm sure, but DNRs and things like  
21 that.

22 Q On the day your dad died, did you contact the  
23 sheriff?

24 A No.

25 Q On the day after he died, did you contact the



1 sheriff?

2 A I don't recall.

3 Q Did you file a sheriff's report at all after  
4 your father died?

5 A I don't recall.

6 Q Did you make any claims that Maritza Puccio,  
7 his girlfriend, might have poisoned him?

8 A No.

9 Q You gave no statement to the sheriff?

10 MR. SIMON: Objection; asked and answered.  
11 Don't answer.

12 Q Did you file a coroner's -- did you order a  
13 coroner inquiry on the day your father died?

14 A I did not.

15 Q At any time?

16 A I did not.

17 Q Do you know anybody who did?

18 A I believe the Palm Beach County did.

19 Q Palm Beach County who?

20 A The County.

21 Q The County ordered a coroner's --

22 MR. SIMON: Asked and answered.

23 Q -- investigation?

24 MR. SIMON: Asked and answered.

25 Q Okay. why did they order it?



1 MR. SIMON: Objection; speculation.

2 Q Have you seen the report?

3 A I believe so.

4 Q On the day after your -- on the morning after

5 your father died -- or actually that morning, did you go

6 to your father's house?

7 A What date are you asking me about?

8 Q September 13th.

9 A You know, it's a blurry time. I -- shortly

10 after dad died, I -- I went to his house.

11 Q Were there sheriffs there?

12 A I believe some -- somebody from a law

13 enforcement agency showed up one of those days shortly

14 after dad died.

15 Q Did you speak with those sheriffs?

16 A I did.

17 Q What did you talk to them about?

18 A Not a lot of recollection, but they were

19 asking me questions about things.

20 Q Like?

21 A Medication, what -- what amounts of

22 medication, if I knew what kind of medication he took or

23 was taking or things like that.

24 Q Why were they there?

25 MR. SIMON: Objection; speculation.



1 Q Well, you met with the sheriff. Didn't you  
2 wonder why he was at your father's house on the day he  
3 died and you were giving statements to him?

4 MR. SIMON: Same objection.

5 A You -- did you ask me why were they there?

6 Q Yeah.

7 A I don't know. I can't remember why they were  
8 there.

9 Q And you had no involvement in the call. Did  
10 your attorney have any involvement in the call to the  
11 sheriff that you're aware of?

12 A I don't -- I can't -- I don't think so. I  
13 don't think so.

14 Q So you, to the best of your recollection, you  
15 don't know who called the sheriff or contacted them?

16 MR. SIMON: Objection; form.

17 Q Are you aware the night your father died that  
18 a call had been made to the hospital claiming that he  
19 had been poisoned?

20 A I'm not -- I'm not aware of a call that was  
21 made where -- where it was claimed that he was poisoned.

22 Q You weren't aware of that?

23 A (Nonverbal response.)

24 Q Okay.

25 MR. ROSE: Can you hear this okay in Chicago?



1 I can't tell if you're acting like you're not able  
2 to hear.

3 MR. STAMOS: No, we can hear. We got it.

4 MR. ROSE: Okay.

5 MR. STAMOS: Thank you.

6 MR. ROSE: You're welcome. I just saw your  
7 face, so...

8 MR. STAMOS: Thanks.

9 Q (By Mr. Eliot Bernstein) So you became aware  
10 at some point that there was a coroner's inquiry and you  
11 were aware that there was claims about his medication,  
12 correct?

13 MR. SIMON: Objection; form.

14 Q That if he had been --

15 MR. ELIOT BERNSTEIN: Oh, okay. I'll skip  
16 that for a second.

17 Q If this 1995 trust is lost and is not valid by  
18 the court, you get no benefits whatsoever, correct?

19 MR. SIMON: Objection; speculation, and calls  
20 for a legal conclusion.

21 Q Can you look at the trust document, either one  
22 of those trust documents that were exhibited, and tell  
23 me who the law firm is on that trust document.

24 A Tescher & Spallina's law firm?

25 Q No, the two 1995 trusts that you're claiming

