

served as the escrow agent for Project Kudos Group. Matthew McGlaughlin served as the accountant for Rebuilding America, LLC. Mr. Fish is an accountant with the firm BrookWeiner, one of the Receiver's retained professionals. Mr. Fish can be contacted through the Receiver's counsel of record, Michael Rachlis and Nicole Mirjanich. Ms. Tushaus is an accountant with the Securities and Exchange Commission ("SEC") and may be contacted through the SEC's counsel of record, Benjamin Hanauer. Ruthann Doutlick was VP of Real Estate Services for the GSlow Team. Todd Groskreutz was VP of Construction Services for The GSlow Team. Becky Groskreutz was the Senior Interior Designer for GSlow Team.

The Receiver has motioned for the Naples Property and bank account at issue in the Receiver's motion to be transferred into the Receivership Estate.

The Defendant additionally reserves the right: (a) to examine any witness called by the SEC or the Receiver; and/or (b) to seek leave to call any additional or further witnesses for rebuttal and/or impeachment purposes.

B. Exhibit List

The Receiver may introduce the following exhibits at the evidentiary hearing:

Ex. No.	Description	Bates-Label
1	Wells Fargo Account Statements for Patricia A. Schroyer-Cohen and Jerry H. Cohen, Checking Account No. *****3641 from December 2011 through August 2018	EB_DEFENDANTJJC000001
2	Wells Fargo Account Statements for Tikkun Holdings LLC, Checking Account No. *****5298 from May 2013 through August 2018	EB_DEFENDANTJJC000002
3	Wells Fargo Account Statements for EquityBuild Inc. Operating Account, Checking Account No. *****6976 from April 2015 through August 2018	EB_DEFENDANTJJC000003
4	Wells Fargo Account Statements for EquityBuild, Inc., Checking Account No. *****7110 from January 2012 through July 2018	EB_DEFENDANTJJC000004

5	Wells Fargo Account Statements for Hard Money Company LLC, Checking Account No. *****8783 from January 2012 through July 2018	EB_DEFENDANTJJC000005
6	Wells Fargo Account Statements for Hard Money Company LLC HMC Operating Account, Checking Account No. *****5451 from January 2012 through July 2018	EB_DEFENDANTJJC000006
7	Wells Fargo Account Statements for Hard Money Company LLC Escrow Account, Checking Account No. *****3077 from January 2012 through July 2018	EB_DEFENDANTJJC000007
8	Wells Fargo Bank Record reflecting August 25, 2015 wire transfer for Naples Property down payment	EB_DEFENDANTJJC000008; Docket No. 265-1, PageID # 4926
9	Affidavit of Bernard Fish in Support of the Receiver's Motion to Amend Order Appointing Receiver to Identify and Include Specific Receivership Assets	Docket No. 265-1, PageID # 4928-4932
10	Exhibit A to the Affidavit of Bernard Fish, Summary of Payments from EquityBuild and its affiliates into the 3641 Account and Summary of Funds therein used for the Naples Property	Docket No. 265-1, PageID # 4933-4951
11	Exhibit B to the Affidavit of Bernard Fish, Summary of Payments from EquityBuild and its affiliates into the Tikkun Account (ending in 5298) and Summary of Funds from therein used for the Naples Property	Docket No. 265-1, PageID # 4952-4963
12	Exhibit C to the Affidavit of Bernard Fish, Summary of Payments from EquityBuild and its affiliates (from its operating account ending in 6976) to G2W Press	Docket No. 265-1, PageID # 4964-4965
13	Supplemental Affidavit of Bernard Fish in Support of the Receiver's Motion to Amend Order Appointing Receiver to Identify and Include Specific Receivership Assets	Docket No. 321, PageID # 5306-5311
14	Exhibit A to the Supplemental Affidavit of Bernard Fish, Summary of Payments from EquityBuild and its affiliates into Tikkun bank account (ending in 5298)	Docket No. 321, PageID # 5312-5320
15	First Bank Mortgage Statements Associated with the Naples Property at issue in the Receiver's Motion for the period from the appointment of the Receiver	EB_DEFENDANTJJC000009
16	Declaration of Ann Tushaus Regarding Disgorgement and Prejudgment Interest Against Jerome Cohen	EB_DEFENDANTJJC000010; Docket No. 297-1 PageID# 5105-5108
17	Exhibit 1 to Declaration of Ann Tushaus Regarding Disgorgement and Prejudgment Interest Against Jerome Cohen	Docket No. 297-1 PageID# 5110-5122
18	Complaint in <i>SEC v. Slowinski</i> , Case No. 19-cv-03552 (N.D. Ill. May 29, 2019)	EB_DEFENDANTJJC000011

19	Debenture PLC Agreement	EB_DEFENDANTJJC000012
20	Loan PLC Agreement	EB_DEFENDANTJJC000013
21	Share Charge Agreement	EB_DEFENDANTJJC000014
22	USA PLC Security Agreement	EB_DEFENDANTJJC000015
23	Escrow Agreement SPV Sept 14 th 2013 - April 14 th 2014	EB_DEFENDANTJJC000016
24	Transaction Summaries PLC & SPV Sept 2013 – April 2014	EB_DEFENDANTJJC000017

The Defendant reserves the right to object to the admission of any documents that are on the exhibit list of the Receiver. The Defendant also reserves the right to: (a) seek to introduce into evidence additional documents not identified above that the SEC or Receiver identify as potential exhibits in their exhibit lists; (b) refer to documents not identified above for purposes of impeachment during cross-examination and/or rebuttal; and/or (c) refer to documents and orders filed in the above-captioned action.

Dated: June 26th, 2019

Respectfully submitted,

DEFENDANT JEROME H. COHEN

By:

Jerome H. Cohen



CERTIFICATE OF SERVICE

I hereby certify that on June 26th, 2019, I provided service of the foregoing Defendant's Witness and Exhibit List for Evidentiary Hearing on the Receiver's Motion to Amend Order Appointing Receiver (Docket No. 265), via ECF filing to all counsel of record, and via electronic mail to the following entity.

First Bank
Client Contact Center
600 James S. McDonnell Blvd
St. Louis, MO 63042
pjb@gunn-gunn.com



Shaun D. Cohen



Jerome H. Cohen