

1 a lawsuit. It's not proper to inquire into everything that
2 wasn't said.

3 Now, I've told you that many times, and I expect you
4 to adhere to that.

5 MR. SUTCLIFFE: Yes, Your Honor.

6 Q Mrs. Greenwood --

7 THE COURT: You can't argue your case in the form of
8 asking questions.

9 BY MR. SUTCLIFFE:

10 Q Mrs. Greenwood, the next line is, "Tell you what. You can
11 define it as an interest-free loan if that makes you feel
12 better."

13 Do you see that line?

14 A Yes.

15 Q Did you read that line?

16 A Yes.

17 Q Did that line make you feel threatened?

18 A No.

19 Q Did you follow that link?

20 A I don't recall.

21 Q Let's follow that link. Maybe you'll recall.

22 Do you recall this page?

23 (Playing audio.)

24 BY MR. SUTCLIFFE:

25 Q I'm going to refresh that for you.

1 (Playing audio.)

2 BY MR. SUTCLIFFE:

3 Q Do you recognize this document titled "Unsecured
4 promissory loan"?

5 A Yes.

6 Q How do you recognize this document?

7 A I believe it was on my computer.

8 Q Did you follow this link at the bottom? There is only one
9 link on this page.

10 A I don't recall.

11 Q Let's click it and see.

12 (Playing audio.)

13 BY MR. SUTCLIFFE:

14 Q This appears to be another unsecured promissory note in
15 the amount of 1,300,000.

16 Do you recognize this document?

17 A Yes.

18 Q During the investigation of Global Crossing, was there not
19 an investigation into unsecured loans made to members of the
20 board and executives within the company?

21 MS. DUARTE: Objection. Relevance.

22 THE COURT: Sustained.

23 Disregard the question. It's totally irrelevant.

24 BY MR. SUTCLIFFE:

25 Q Are you familiar with the Sarbanes-Oxley Act?

1 MS. DUARTE: Objection, Your Honor.

2 THE COURT: Okay. We're going to excuse the jurors
3 for today. Please return tomorrow at 8:30.

4 That question is overruled.

5 (Jury excused at 1:29 p.m. and the following proceedings had.)

6 THE COURT: You may step down, Ms. Greenwood.

7 MS. DUARTE: Your Honor, is Ms. Greenwood required to
8 be back tomorrow morning?

9 THE COURT: Yes.

10 MS. DUARTE: 8:30?

11 THE COURT: Yes.

12 MS. DUARTE: Your Honor, before we break, could we
13 just discuss scheduling, briefly?

14 THE COURT: Yes. There are a few things we need to
15 discuss, but I'll permit Ms. Greenwood to go about her
16 business.

17 Everyone may be seated.

18 THE COURT: Mr. Sutcliffe, I've tried, in simple
19 terms, to give you a usable, clear, fair, balanced, and legally
20 correct road map as to what's relevant and what isn't.

21 In the last hour or so, it's become regretfully and
22 regrettably clear to me that you don't intend to comply with
23 that. I hope I'm wrong. I really do. You are not helping
24 yourself by disregarding limitations on questioning that are
25 designed, in good faith, to pursue relevant topics.

1 If you continue to follow through on a line of
2 inquiry where I've sustained objections and ruled that they are
3 irrelevant, it will leave me no choice but to hold you in
4 contempt. I really don't want to do that. I don't think you
5 want me to do that. I don't think you want to have that be
6 done before the jury.

7 Now, I understand that you're probably mad and
8 frustrated, but you should not succumb to the desire to just
9 ask whatever you think is on your mind when it isn't relevant
10 to the issues in this lawsuit.

11 I ask you, I ask you respectfully, to reconsider that
12 course of conduct because you are going to doom yourself if you
13 continue it, and I'm not going to tolerate it.

14 Now, you've been cross-examining this witness for
15 several hours. I'm not entirely sure when. You began
16 yesterday, and you took most of today -- all of today.

17 It's now 1:30. We began at 8:30. We had a glitch
18 with the equipment that may have lasted approximately a half
19 hour. I'm not sure how long. No other breaks that I recall.
20 In other words, hours and hours and hours, probably altogether
21 by now six hours. That's unconscionable.

22 People who are not involved in this lawsuit -- I'm
23 not saying for sure how they will think, will think it's a form
24 of torture you are inflicting all over again on her. Consider
25 that when you decide what you want to follow up on.