

IN THE CIRCUIT COURT, 19TH
JUDICIAL CIRCUIT, IN AND FOR
MARTIN COUNTY, FLORIDA

CASE NO.:
DIVISION:

JAMES TODD WAGNER
Plaintiffs,

vs.

Warren B. Mosler, AVM, L.P., III Capital Management,
Defendants.

_____ /

AFFIDAVIT OF JAMES TODD WAGNER ON THE TOPIC OF PERJURY

I, James Todd Wagner, ('JAMES') am submitting this affidavit to clarify the perjury delivered to a Circuit Court by Warren B. Mosler ('MOSLER'), founder of III Capital Management, LP ('III-CM') and AVM, LP ('AVM'); and perjury that MOSLER induced his Vice President of Global Operations, Jill Wagner ('MACC-VP'), of MOSLER's wholly-owned hobby-supercar company, Mosler Auto Care Center ('MACC') to deliver to Judge Hafele for MOSLER's benefit.

This Affidavit includes sworn testimony of MOSLER, MACC-VP, and myself. This Affidavit also includes both snips and full exhibits of Production from MOSLER that was delivered over 5 years after it was initially requested; most of what is shown was admitted into evidence at the May 2023 trial ('2023-TRIAL') of the lawsuit that was initiated in 2012.

Everything contained in this Compound Exhibit "F" is sworn testimony from me. For ease of tracking, new testimony from me has a number next to each paragraph. Exhibits and Testimony associated with the 2023-TRIAL will have page and line numbers as appropriate, but not the Paragraph-Numbers of my new testimony and explanations within this Affidavit.

1. I attended MOSLER's first deposition in 2016; at this time it had been nearly two years and MOSLER had responded to the Court for approximately 96% of Requests for Production that there were "none".
2. The below testimony is regarding MOSLER's statements to journalist, Matt Farah. These statements were deemed to be both defamatory to me personally and trade-libel to my company, Supercar Engineering, Inc. ('SEI').

2016 Deposition, Warren Mosler testifying pg 217 ln 24 – pg 218 ln 25

- 24 Now, if we go back into Exhibit No. 35, we know that
- 25 the ***RaptorGTR is not something Mr. Wagner made up***, it is
- 1 something that Mosler Automotive posted on its ***Certificate***
- 2 ***of Origin as the name of the vehicle***; correct?
- 3 A. Well, you know -- what's your question?
- 4 Q. Well, we know that what Mr. Farrah says, and I
- 5 just read, is not correct; right?
- 6 A. You can come to that conclusion, but that's --
- 7 Q. Can you reach any other conclusion?
- 8 A. It's not for me to speculate on what this guy
- 9 said. If you have a problem with him, go talk to him.
- 10 Q. Well, the problem is ***he reached that conclusion***
- 11 ***after speaking with you; correct?***
- 12 MR. REINBLATT: Objection.
- 13 BY MR. ZAPPOLO:
- 14 A. That's what he, you know -- you can -- I guess,
- 15 it doesn't mean, you know, **what you just said is a true**
- 16 **statement. He reached that conclusion after speaking to**
- 17 **me.**

18 **Q. And after speaking to you, Mr. Farrah concluded,**
19 **and we go down to the next paragraph, "*So, we've been had,***
20 ***comma, by a con man trying to pass off his own homebrew***
21 ***tuner kit as a genuine Mosler product.*"**

22 Now, the car that Mr. Farrah saw demonstrated in the
23 California desert was in fact a true Mosler product, wasn't
24 it?

25 **A. What is a true Mosler product?**

3. Seven years after the above deposition, the 2023-TRIAL began. **To the Jury, MOSLER reversed his admittance** of convincing Matt Farah that I was a "con man".

2023 Trial Transcript, Warren Mosler testifying pg 2317 ln 12 – pg 2318 ln 25

12· · · · · Now we have Exhibit 40, "The Truth About Cars"

13· · article that was discussed during your Direct

14· · Examination, correct?

15· · · · A· · Correct.

16· · · · Q· · All right· Now the statement that is at issue

17· · references here, "I spoke with Warren Mosler today, who

18· · confirmed the twin-turbo conversion to the,

19· · ***quote/unquote, RaptorGTR Mosler MT900S will not pass***

20· · ***emissions and is not certifiable for public sale.*"**

21· · · · · Now you see there -- you agree RaptorGTR is in

22· · quotations marks, right?

23· · · · A· · Yes.

24· · · · Q· · Okay· But it then says Mosler MT900S· That's

25· what you and the people at MACC were referring to the

·1· car as, right?

·2· . . . A· Todd's car?

·3· . . . Q· Yes.

·4· . . . A· I don't recall.

·5· . . . Q· By the way --

·6· . . . A· I called it Todd's car.

·7· . . . Q· You said Todd's car, Todd's car.

·8· The documents that's in evidence, the EPA

·9· certification documents, that doesn't say Todd's car on

10· it, does it?

11· . . . A· No. No.

12· . . . Q· It says 2012 Mosler -- I'm sorry, **2012 Mosler**

13· **RaptorGTR, correct?**

14· . . . A· In the interest of time, I'll take your word

15· for it.

16· . . . Q· Okay. And by the way, you can't confirm or

17· deny whether or not you said those -- whether **you**

18· **confirmed that to Mr. Farah, correct?**

19· . . . **A· I will deny I said that.** I can't confirm -- I

20· don't recall the conversation, but I did not say that.

21· . . . Q· You don't recall the conversation, but **you**

22· **deny that you said that?**

23· . . . A· Yes.

24· . . . Q· And **even though Mr. Farah says that you did?**

25· . . . **A· That's correct.**

4. Matt Farah's Trial Testimony from earlier in the 11-Day Trial follows.
MOSLER heard this before his denial of speaking to the journalist.

2023 Trial Transcript, Matt Farah testifying pg 1103 ln 19 – pg 1104 ln 10

19. . . . Q. . Page 52. . All right. . Would you agree with me
20. . that on or about ***November 15, 2011 at 6:10 p.m., you had***
21. . ***reached the conclusion that Mr. Wagner was a con man?***
22. . . . A. . ***Yes.***
23. . . . Q. . Okay. . And then when we flip forward, you
24. . actually had conversations with Mr. Mosler, correct?
25. . . . A. . Yes, ***I did have a conversation with***
.1. . ***Mr. Mosler -- one.***
.2. . . . Q. . Okay. . And he said -- and ***he confirmed*** that
.3. . the twin-turbo conversion to the RaptorGTR Mosler 900S
.4. . ***will not pass emissions and is not certifiable for***
.5. . ***public sale, correct?***
.6. . . . A. . That -- yeah. . I mean, again, I don't recall
.7. . some of the more specific details of that conversation,
.8. . but if I wrote that, ***that's what he told me at the time.***
.9. . ***My memory would have been very fresh then, so I would***
10. . ***say that if I said that, then I would stand by it now.***

2023 Trial Transcript, Matt Farah testifying pg 1096 ln 17 – pg 1097 ln 4

17. . . . Q. . Okay. . ***What was your purpose in contacting***
18. . ***Warren Mosler?***

19. . . . **A. He was the only person at the time who I**
20. **thought could confirm whether or not the RaptorGTR was a**
21. **genuine Mosler product...**
22. . . . Q. Was a genuine Mosler product -- can you please
23. continue?
24. . . . A. ... or not.
25. . . . Q. Okay. So with respect to the November 17th
1. posting, did you contact Mr. Mosler, or did he contact
2. you?
3. . . . A. There -- **I got Mr. Mosler's phone number and I**
4. **called him.**

5. **Key Snips of Plaintiffs Exhibit #40 are below.** Full Exhibit #40 follows:



mattfarah

November 15th, 2011 at 6:10 pm

So we'd been had, by a con-man trying to pass off his own homebrew tuner kit as a genuine Mosler product.



mattfarah

November 17th, 2011 at 5:09 am

I spoke with Warren Mosler today, who confirmed the Twin-Turbo conversion to the "Raptor GTR" Mosler MT900S will not pass emissions and is not certifiable for public sale.

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We Interrupt Your Global Business News To Bring You... EDITED WITH ADDITIONAL FUN INFO!

By Jack Baruth on November 15, 2011

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The new 2012 Mosler RaptorGTR features 838hp accelerating only 2580lbs. The ultralight street missile is built with carbon-fiber LeMans Prototype construction concepts to keep the weight radically lower than any car in the hyper exotic category, while remaining extremely safe.

Edited to include some very interesting information from "The Car Show"s Matt Farah — JB

Warren Mosler is a man after my own heart; he builds cars which are simply designed to haul ass. From the original Consulier to a recent run of mid-engine bespoke GT cars which can be ordered in both street and ALMS configurations, his cars pretty much always outperform expectations... even if they aren't always perfectly gorgeous. The new "Raptor GTR" hopes to be both fast *and* attractive. The specs indicate that it will be race-car quick, and if that's not enough, you can upgrade the car for an additional \$70,000 and put 1,212 horsepower to the rear wheels. (Completion of a Mosler driving school is, apparently, *required* to qualify for the upgrade.) Vipers, Vettes, and GT-Rs will all have to kneel to the Raptor, assuming the track is dry and the driver understands how to drive a car with a true aero package.

For more details, including the most bizarre music video you will watch before the end of 2011, click the jump.

I'm not sure who this girl is, but the folks at Mosler know I can't afford the Raptor GTR. If they thought I could, they'd have put Harriet Wheeler in front of the thing. My guess: this woman has a devoted following among the global super-rich who *do* purchase and race Mosler products. More photos below. What can I say? If they'll let me test-drive it, I will faithfully report whether it can outpace the fastest car I've tested on-track, the *Switzer GT2*. No prizes for guessing that it wouldn't be close; in fact, I suspect even the people driving Riley Track Rat Mark 69s or whatever those pumpkin seed customer cars are called will find it tough to compete.



The Honda Odyssey is the best-selling minivan in America.



Shop Now



looks like the "Cubey GTR" is not an authorized Mosler
We'll be getting the scoop directly from Mosler — JB

Home Profile Contacts Groups Jobs Inbox Companies News More

Are you an Owner? - Let us show you how to get more customers to find your business



J. Todd Wagner

Director of Engineering & Sales at Mosler Automotive
West Palm Beach, Florida Area Automotive

Current **Director of Engineering & Sales at Mosler Supercars**

Education Yale University - Yale School of Management
Virginia Polytechnic Institute and State University

Connections 500+ connections

Public Profile <http://www.linkedin.com/pub/j-todd-wagner/27/479/b16>

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Experience

Director of Engineering & Sales
Mosler Supercars
Privately Held 11-50 employees Automotive Industry
January 2004 - Present (7 years 11 months)
Recommend J. Todd's work at Mosler Supercars

J. Todd
J. Todd



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Alex French

November 15th, 2011 at 5:05 pm

Rod ends in bending!

[LOGIN TO REPLY](#)



ott

November 15th, 2011 at 5:26 pm

Would love to see this go up against a Veyron Super Sport for top speed bragging rights. Any word as to what the 1212 hp version tops out at?

[LOGIN TO REPLY](#)



tuffjuff

November 15th, 2011 at 9:04 pm

Given the weight, something tells me this would win in an all-out race. 4,000 pounds and 1,000 BHP versus 2,500 pounds and 800 BHP. ;-)

[LOGIN TO REPLY](#)



dswilly

November 15th, 2011 at 5:46 pm

With all the dirt hooning maybe they should enter the Baja 1000 with it

[LOGIN TO REPLY](#)



mattfarah

November 15th, 2011 at 6:10 pm

So here's a good story for you, Jack,

I tested this very car on the season finale of "The Car Show." The car's owner and his "singer" girlfriend, pictured above, were in attendance. You may notice some of our footage from the show appears in the music video. Whether or not they actually got permission for this footage, I don't know, since it looks like it was taken from YouTube. Well, on the 100 degree day at the Mojave runway where I was supposed to top the car out, the "Raptor GTR" took a crap and wouldn't make boost. The car's owner, who also claimed to be Mosler's top engineer, blamed the heat. I was annoyed, since they build these cars in Florida, where it's hot pretty much all the time. 20 minutes after the car crapped out, I was able to nearly top out a bone-stock Ford GT on the same runway, proving why factory-designed cars work better than small-volume exotics, even if the stock car makes 300 less horsepower than the Raptor GTR.

But that's not the good part. This guy contacted us as a representative of Mosler saying he wanted to get the car on the show. We had no reason to doubt him, but we found it strange that we couldn't find anything about the car on Mosler's website. We figured that since it was so new, it wasn't made public yet. A phone call to Warren Mosler revealed that this guy didn't actually work for Mosler at all, he was just a guy who bought a standard MT900S and strapped the twin turbos on himself, hence the cooling issues: It's an amateur hack job. At one point he did try to buy a controlling stake in Mosler using his father's money, but it didn't go through. The "Raptor GTR" thing is just a name he made up for this one car, which isn't surprising, considering the lack of creativity. (Speaking as someone who owns a vehicle also called Raptor). The badges looked like they were hand-cut from double sided vinyl. If you watch the video, it's not even referred to as an actual Mosler but the "Cubey GTR." That's the asian girl's last name. And, every single time you start the car, the radio turns on and her awful "theme song" starts playing. Even if you shut the car down with the radio off, I heard the first 6 seconds of that song about 50 times that day.

So we'd been had, by a con-man trying to pass off his own homebrew tuner kit as a genuine Mosler product. Unfortunately we didn't learn about the con until long after the segment had aired. I suppose it doesn't matter, since the car will only go fast under the exact perfect conditions anyway.

Note to guy who built this thing: There's a reason Veyron's have ten heat exchangers. It's so they work, even when it's hot. This thing, with only two heat exchangers, will only work under perfectly optimal conditions, or on a dyno. And now we know you don't work for Mosler.

And as an added bit of comedy, the owner requested that the girlfriend act as flag-dropper for the standing mile run. No kidding, it took her 7 takes to drop the flag properly on the "3-2-1-go" count. 7 takes. To drop a flag on "go." That's star quality right there.

[LOGIN TO REPLY](#)



MrFixit1599

November 15th, 2011 at 6:27 pm

I of course had to google Abby Cubey, and when the only reply comes back as her own website, I wasn't terribly shocked. No Wiki page, nothing. Sounds to me like her boyfriend or whatever is throwing ALOT of money her way to try and make her famous. Good luck with that one.

[LOGIN TO REPLY](#)



racer-esq.

November 15th, 2011 at 8:27 pm

That's funny, the footage did look familiar.

On one hand Mosler should be pissed, because this music video is humiliating, and because this car, described as coming from Mosler, ran so poorly on your show. On the other hand at least the Mosler name is getting out, and any "Cubey GTR" sales will start with them having to buy a car from Mosler.

That was nice of Dan Neill to volunteer to break dance for them.

[LOGIN TO REPLY](#)



Jack Baruth

November 15th, 2011 at 9:41 pm

This is completely awesome. I was contacted by the fellow through Facebook and LinkedIn, where I'm also a contact of Mr. Mosler himself. How interesting...

I'm leaving it up!

Presumably, then, this is just an MT900 plus pimp appeal. I will contact Mosler tomorrow.

[LOGIN TO REPLY](#)



Ronnie Schreiber

November 15th, 2011 at 10:23 pm

Jack, Matt,

In the Sept. issue of Classic Motorsports there was a full page ad from Mosler Automotive:

"Mosler Automotive is releasing the twenty Consuliers that have been in the Mosler museum for the past fifteen years. The Consuliers vary in mileage from 3 miles to 150,003 miles.

Consuliers are some of the best handling cars ever built. They feature mid-engine configuration wrapped in a high downforce / low drag composite body & tub. The majority of the cars are powered by a 2.2 L Dodge Turbo II engines which produce 200hp in stock form with Mosler's low-restriction exhaust. Tuners can modify these cars to produce over 360hp. This is significant power in a 2100lb car!

The prices range as widely as the mileage of the cars. A collector can own a piece of composite automotive history in a near zero mileage Series 2 Consulier for \$95,000. A budget enthusiast who wants to embarrass his friends on the track, can own a high-mileage Series 1 car that needs some care for as little as \$12,000. There are a couple Consulier race cars as well.

Contact Jill Wagner at 561-842-2492 for more information."

[LOGIN TO REPLY](#)



MrFixit1599

November 15th, 2011 at 10:45 pm

It should be left up as yet another reminder of what happens when not every fact is checked. When someone comes to you and says here, test my supercar, even though there is no real record anywhere of said car existing, then it still makes it on TV? It makes one wonder how much other stuff is reported or portrayed that is completely false and fictional that is presumed to be factual. I fear it happens much more than most of us know.

[LOGIN TO REPLY](#)



mattfarah

November 15th, 2011 at 10:48 pm

yeah I wasn't trying to "call you out" or anything like that, but i just learned of the whole con yesterday and thought TTAC would be the perfect place to unleash the truth about the "Mosler Raptor GTR"

[LOGIN TO REPLY](#)



MrFixit1599

November 16th, 2011 at 1:37 am

My intent was not to call either Jack or Matt out. I was just saying in this instance evidently both of you were duped by someone with a plan, and the people that were a tad too ambitious to report a new supercar were caught up in it. Such things happen, and you are correct Matt. This is, or should be, TTAC fodder. Many thanks to Jack for posting this particular article, and many thanks as well Matt for throwing a different light on the matter. Truly brilliant calling out of the situation when it comes down to "The Truth About Cars".

[LOGIN TO REPLY](#)



Jack Baruth

November 16th, 2011 at 10:16 am

I've updated the post with some additional information... The supercar business is so murky in general that it's hard to know who is a real player and who isn't. Even the biggest names out there are frequently plagued by allegations and unsatisfied customers with an axe to grind.

The fact that this fellow had an actual running Mosler virtually certified him by default; that's a half-million-dollar investment and very few people have that kind of money to burn for the purpose of scamming car magazines.

[LOGIN TO REPLY](#)



MrFixit1599

November 17th, 2011 at 1:44 am

As I alluded to in a previous post, this is "The Truth About Cars" in action, I have no vested interest in this car other than it being a "Supercar", but the dialogue is absolutely fascinating, I don't recall ever seeing an exchange of opinions with some facts thrown in between 3 people, specifically Jack who first posted this, then Matt, who chimed in, then the "Owner" of said car in question go toe to toe in a remote post on a car junkie website/blog. I knew I loved TTAC for a reason, and now I know why. This has been a truly EPIC article, and by far my favorite over the past couple years.

[LOGIN TO REPLY](#)



jimbowski

November 17th, 2011 at 3:53 pm

I agree with you MrFixit. Story and comments of the year award. I saw the post by the 'real guy' yesterday, before anybody responded to it, and I just stared in amazement...

[LOGIN TO REPLY](#)



MrFixit1599

November 17th, 2011 at 8:21 pm

Unfortunately, since most of Matt's posts have been removed, the whole ordeal loses some of the raw truth and honesty it had originally. Makes one wonder if attorneys have gotten involved.



rodface

November 21st, 2011 at 2:36 pm

<http://webcache.googleusercontent.com/search?q=cache:1ym4C3xmbFcJ:www.thetruthaboutcars.com/2011/11/we-interrupt-your-global-business-news-to-bring-you/+&cd=1&hl=en&ct=clnk&gl=us>



Robert.Walter

November 15th, 2011 at 6:22 pm

I think they need the following tag-lines:

"Fast? Take it to the bank!"

"Safe? With a name like Mosler, it's gotta be safe!"

[LOGIN TO REPLY](#)



Dynasty

November 15th, 2011 at 8:30 pm

I didn't even read the article but wanted to comment anyways. Why do vehicles like this bore so many people? Seriously, how can one get excited about something like this?

Even If I had the money to buy one, I'd feel like a jerkoff just having one parked in my garage, let alone driving down the street.

[LOGIN TO REPLY](#)



J. Todd Wagner

November 16th, 2011 at 2:38 am

Hi, This is Todd Wagner, owner of Supercar Engineering, Inc. SEI owns the Mosler RaptorGTR #001, and has been an engineering consultant to Mosler for over seven years. Further, SEI is a distributor for Mosler products.

Matt has been mis-informed regarding the "hack job" of the RaptorGTR. Matt has now been provided with the government certification documents for this new Mosler vehicle, and I am expecting a quick apology for his comments.

I am also expecting an apology for his disrespectful comments about a lady, who has been nothing but kind to him.

[LOGIN TO REPLY](#)



mcs

November 16th, 2011 at 11:26 am

Hi Todd, thanks for responding. Just for clarification, you own Mosler Supercars of Riviera Beach FL and Warren Mosler is owner of a separate company, Mosler Cars of Lake Park FL – correct?

[LOGIN TO REPLY](#)



racer-esq.

November 16th, 2011 at 2:31 pm

- 1) Do you currently work for Warren Mosler?
- 2) Are the "Cubey GTR" modifications that you made to the Mosler MT900 authorized by Warren Mosler?
- 3) Has Warren Mosler authorized you to use his Mosler brand to market your tuner version of the MT900?
- 4) Did SpeedTV authorize you to use its "The Car Show" video segments in the above music video?

[LOGIN TO REPLY](#)



theGuru

November 16th, 2011 at 3:21 pm

LoL, Todd you are so full of horseshit, it's coming out your ears! You couldn't engineer your way out of a wet paper bag! Remember your shitty, LSX TT setup that had the catalytic converters BEFORE the turbos and then just open down-pipes? Yea, that's a fucking brilliant way to pass emissions you fucking crotch nacho.

I used to work for Mosler Supercars/SEI/whatever they are jokingly calling themselves these days. NOT ONE of the cars we finished/ran right or was worth the money they were asking for it. Matt's experience with the car on TheCarShow was a perfect example of this. If that is the kind of half-assed crap they give to shows with a budget and some fan-base, imagine how shoddy the final product to a customer is going to be. Todd Wagner is a fucking clown and this is his piece of shit down-car.

Happy Motoring!

[LOGIN TO REPLY](#)



godflesh

November 16th, 2011 at 10:27 am

Wait a minute, is this a script to an upcoming soap opera?

LOGIN TO REPLY



gtjunkie

November 16th, 2011 at 3:35 pm

LMAO

LOGIN TO REPLY



Andy D

November 16th, 2011 at 11:27 am



Really need the popcorn chomping emoticon for this one.

LOGIN TO REPLY



jdhall

November 16th, 2011 at 11:47 am

Mosler's Store (coming soon!) on their website seems to feature a asian-looking woman on the thumbnail click icon. The looks are similar, but the icon is too small to tell.

LOGIN TO REPLY



mattfarah

November 16th, 2011 at 12:59 pm

Readers of TTAC:

I have gotten an email forwarded from Todd Wagner, the owner of the car in question, and the subject of my above comment, and he's not very happy with me. His email reads as following:

Please forward this email and the attached two documents to Matt Farrah, I believe he has been mis-informed about the RaptorGTR, and has made some public comments about Mosler and myself which are severely damaging. I am requesting that he publicly fix the situation this evening before this bit of press poisons our press launch. Other journalists may see this piece, and thus decide to not write an article, or worse propagate the damaging information.

Sincerely,
Todd

He included the following documents, to prove that the "Raptor GTR" is a genuine Mosler product designed for sale.

Certificate of Emissions

http://www.thesmokingtire.com/wp-content/uploads/2011/11/RaptorGTR-Certification-Certificate_CC3XV07.0086-001.pdf

Certificate of Origin

<http://www.thesmokingtire.com/wp-content/uploads/2011/11/MSO-RaptorGTR-001.pdf>

Now, it's possible that the Raptor GTR is a genuine Mosler product that, so far, has been limited to 1 copy, but that's not the whole story.

It seems that, at least as of June 3, 2011, Todd Wagner actually was the head of engineering at Mosler. But this morning, I called Mosler's office, and a representative steadfastly claimed Wagner does not work there now, and should not be considered a representative of the company. According to my trustworthy source, Warren Mosler himself said that Wagner wanted to sell the Raptor under the Mosler name if his attempted buyout of the company was successful. It was not, and now he's just trying to sell his own personal car, which is a modified MT900S.

In my comment I referred to Wagner as a "con man," which may have been a bit inaccurate, since at one time he did work for Mosler and is an actual engineer. However, at the time he presented the car to us at the taping of "The Car Show," he was no longer associated with the company, as I was led to believe he was.

I'm not sure what those documents prove, because I'm not a specialist in small-volume cars, but I figured I would post the facts here and let the B&B help shed some light on the whole thing. And if it turns out that I'm proven wrong, I'll be the first person to admit I made a mistake. But based on my conversation with the Mosler representative this morning, the lack of official Mosler badging on the "Cubey GTR," and the fact that it still appears nowhere on Mosler's official website on the day of the big launch and 5 months after the initial press release, I'm going to stand by my story with the exception of Mr. Wagner's employment history with the company and referring to him as a con-man.

These are other items about my story which are unequivocally true:

The Raptor GTR didn't run properly, and Wagner blamed it on heat.

The Ford GT ran just fine, and was not affected at all by the same heat.

Abbey Cubey's song is horrible, and anyone driving the car is forced to listen to at least the first few seconds of it.

The flag-dropping story absolutely happened, and we have it on video.

Todd Wagner is not a current employee of Mosler Automotive.

If anyone wants to shed a little more light than this on the situation, I'm open.

[LOGIN TO REPLY](#)



racer-esq.

November 16th, 2011 at 2:26 pm

The certificates appear to refer to the original Mosler MT900, BEFORE Todd Wagner pimped it into a "Raptor GTR"/"Cubey GTR".

Here is some more information about the real Mosler and MT900.

http://en.wikipedia.org/wiki/Mosler_MT900

http://en.wikipedia.org/wiki/Mosler_Automotive

[LOGIN TO REPLY](#)



theGuru

November 16th, 2011 at 3:25 pm

Matt, don't let him fool you, his "turbo" Moslers have not once passed emissions. He is such a good engineer, he thought installing catalytic converters in the up-pipe, pre-turbo would keep them clean enough to pass emissions. Not to mention that on 7psi(TT remember) it was only making 500whp. Out of an LSX, that's a joke. I am running 14psi(same boost level in a single turbo as his TT setup was running) out of an engine with half the cylinders and am making 508whp. Todd is a moron and has never left his crappy little window-less office at the West Palm Beach location. You should see the hack-job of a rear-suspension he developed for his Ford Expedition. When engineers fail is what that car should be called!

[LOGIN TO REPLY](#)



theGuru

November 16th, 2011 at 3:26 pm

Matt, don't let him fool you, his "turbo" Moslers have not once passed emissions. He is such a good engineer, he thought installing catalytic converters in the up-pipe, pre-turbo would keep them clean enough to pass emissions. Not to mention that on 7psi(TT remember) it was only making 500whp. Out of an LSX, that's a joke. I am running 14psi(same boost level in a single turbo as his TT setup was running) out of an engine with half the cylinders and am making 508whp. Todd is a moron and has never left his crappy little window-less office at the West Palm Beach location. You should see the hack-job of a rear-suspension he developed for his Ford Expedition. When engineers fail is what that car should be called!

[LOGIN TO REPLY](#)



mattfarah

November 17th, 2011 at 5:09 am

I spoke with Warren Mosler today, who confirmed the Twin-Turbo conversion to the "Raptor GTR" Mosler MT900S will not pass emissions and is not certifiable for public sale.

[LOGIN TO REPLY](#)



Jason Porter

November 21st, 2011 at 4:12 pm

@theGuru: Your posts reek of personal vendetta. Classy move, I have to say. Are you sleeping with the guy's bitchy, backstabbing ex-wife? Or do you just have an angry red hard-on for the guy personally?

I'm just catching up on this story, and don't know any of the people involved, but I felt compelled to post because I rarely see such personal venom in online article comments. I guess it should be expected... most of the people involved in these "supercar" businesses should have "Giant Douche" tattooed on their foreheads so normal humans can avoid them more easily. That goes all the way up the food chain.

[LOGIN TO REPLY](#)



slow kills

November 16th, 2011 at 8:29 pm

"These are other items about my story which are unequivocally true:

...

Abbey Cubey's song is horrible..."

FACT!

[LOGIN TO REPLY](#)



GS650G

November 21st, 2011 at 1:52 pm

Yeah but Abbey and her friends look great in tight outfits. That's what counts in the music business today

LOGIN TO REPLY

CARS IN DEPTH

Ronnie Schreiber

November 16th, 2011 at 2:04 pm

Warren Mosler's a credible guy with substantial business assets, but still I'm guessing that Mosler Automotive is a bit of a hobby for him. After all, one of the subplots to this saga is that Mr. Mosler considered selling the company to J. Todd Wagner.

The business record of so many exotic car companies is such that I'm surprised that they can find customers in the first place. Perhaps part of the allure is the opportunity to buy something very rare that may turn out to be exceptionally rare because the company fails.

Where do you go to get service on your Vector M12 or your Saleen S7? Panoz seems to be an exception, but then I've never liked their styling.

Another question that I have is how can you have enough brains to make enough money to buy a Mosler Raptor yet create such an execrable "music" video? I kept flashing to the scene in Boogie Nights where the porn stars decide they're going to make a rock album.

That's the second crappy music video TTAC has put up recently. I'd like to have the time back that I spent watching part of Test Drive the other day.

LOGIN TO REPLY



gtjunkie

November 16th, 2011 at 3:41 pm

the video is private, what the phuck!?!

LOGIN TO REPLY



theGuru

November 16th, 2011 at 4:02 pm

Here is the happy couple in the Raptor:

<http://www.exposay.com/celebrity-photos/abby-cubey-and-todd-wagner-jr-tommi-rae-brown-1h6ZIH.jpg>

Here is another working link to the vid:

<http://www.youtube.com/watch?v=YDLM8k5GHqc>

"Abby Cubey - starring in "Feel My Fire" a monumental video based on the "CAR SONG of the CENTURY" written by Cubey-Drago-Rojaz-AmberIrish. Produced by Paul Drago/Omar Rojaz, a Cubey Entertainment Production and JOJOKID Music recording. The CubeyGTR (shown in the video) and car Sounds designed by J. Todd Wagner.

Shot on location in the Mojave Desert, LA, Hollywood, Beverly Hills. Music - Recorded in LA."

Lol "a monumental" piece of crap just like Todd's Raptor! lol

LOGIN TO REPLY



J. Todd Wagner

November 16th, 2011 at 4:13 pm

Matt Farrah was instructed not to post the private Mosler documents.

LOGIN TO REPLY



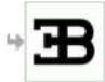
theGuru

November 16th, 2011 at 4:20 pm

Hey, Todd! Does this piece of crap still have the catalytic converters before the turbos?

Who left who? I'd imagine Jill would not be very pleased to know you are running around with a cute little Asian named Abby Cubey making quite possibly the worst music video AND product plug ever created in the history of product advertising and music videos. I desperately hope that this video shows up on Beavis and Butthead.

[LOGIN TO REPLY](#)



H Man

November 17th, 2011 at 12:10 am

This is the most epic thread on TTAC since Farago crashed an Enzo.

[LOGIN TO REPLY](#)



mcs

November 16th, 2011 at 6:08 pm

I found this post on autoguide.com

[LOGIN TO REPLY](#)



MrFixit1599

November 17th, 2011 at 1:56 am

I have to say this. The fact that Matt was sent the documents about the required emissions tests etc, then when he posted them and Todd came back with the response that he wasn't SUPPOSED to share them with us tells the lie. My thought is Todd thought that once Matt saw those official reports he would assume they were real, just like he and Jack assumed the car was real and approved. Well, you know what they say when you ass-u-me something. This also brings about the fool me once parable...

[LOGIN TO REPLY](#)



BIG ED

November 17th, 2011 at 8:34 am

Why did Matt Farah pull his post's?

[LOGIN TO REPLY](#)



Jack Baruth

November 17th, 2011 at 10:34 am

I have been contacted multiple times by Mr. Wagner and Ms. Cubey regarding comments on this article. Be aware that, until otherwise notified, we don't edit comments at the request of third parties. Commenters may moderate and delete their own comments.

The real story behind the "Raptor GTR" appears to have very little to do with its front fascia or power-to-weight ratio. If it's worth sharing with TTAC's readers... well, you all know what I will do, don't you?

[LOGIN TO REPLY](#)



MrFixit1599

November 18th, 2011 at 12:39 am

As much as I hate to do this, I find it rather humorous that yet another car enthusiast website has "pronounced" the car in this post, along with the video.

This link was the 3rd post offered by Google after searching for Mosler Supercars. The first link was Mosler Auto, then images for Mosler Supercars. It just keeps getting better, have to wonder if it will end up in an actual car, or just a whole bunch of bunk that 1 person was responsible for.

http://www.motoraauthority.com/news/1068722_mosler-raptorgtr-unveiled-in-weird-video

LOGIN TO REPLY



CAD_Jockey

November 18th, 2011 at 9:41 am

Working on the Mosler MT900, was a project I was very proud of, as were all of the employees involved. Now, in the last couple years or so, Todd's actions, and narcissism have seriously tarnished that, which is sad for all involved.

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Flipper35

November 21st, 2011 at 4:27 pm

After reading Matt's posts I have a little more respect for him than I used to.

LOGIN TO REPLY



sportyaccordy

November 21st, 2011 at 9:02 pm

This is truly fascinating

You guys ever post on a message board where someone got caught in a lie?

This is like that, but 100000000 times more epic, I'm at a loss for words.

LOGIN TO REPLY



pauldrago

November 24th, 2011 at 7:24 am

It was a cloudy day in LA when Abby Cubey called me and asked me to drop over to her place to drive this exotic she had stashed in her garage to a friend's house. I said sure. I've been producing her for over a year and released her first CD which was debuted at the House of Blues in LA.

Well the car turned out to be this fast supercharged black space car, which turned out to be the RaptorGTR. When I was pulling out of the garage I nearly drove it through the wall just by gently touching the pedal.

Long story short, Abby suggested a Title "Pump it Up" in honor of the car. I started working a bit on that idea when it came to me that we use an idea that appear in her dream and spoke more passion and desire. The song title was "Feel My Fire". Well what started out as a love song ended up a hot sexy number, after partnering up with Omar Rojáz, who co-produced with me (an established international DJ), and his wife to be, the talented co-writer.

It wasn't too long after the finish, when we ended up in the desert (over 120 degrees - Mojavi) and video shooting begun as a campaign to introduce the Mosler GTR.

When we were recording the song, I thought it would be cool to have a car sound in it. I searched the internet for that. Then it was suggested that we use the real Raptor car sound. So at 2:00 AM, in the street, waking up the neighbors, Amber and I recorded the actual sounds of the car and we mixed them right in to the recording. So the turbo you hear is the real thing.

The composition was written by Abby Cubey, Paul Drago, Omar Rojáz and Amber Nicole Irish and is a Paul Drago/Omar Rojáz Production or JOJOKID Music. The song and video were released on CDBaby, iTunes and other download sites.

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 Pontiac	 Lexus				

6. MOSLER induced MACC-VP to commit expertly-engineered, pre-mediated perjury before Judge Hafele for the purpose of helping MOSLER achieve 3 specific goals.
7. Goal 1: Convince the Court that MOSLER was not hiding 18,500+ pages of evidence, via testifying an alternate-reality that MACC and it's stakeholders all over the globe operated via telephone rather than e-mail.
8. Goal 2: Convince the Court that MOSLER wasn't liable for the harms done to JAMES, because it was MOSLER's attorney who was operating and giving command decisions for MACC.
9. Goal 3: Convince the Court that the 2012 Mosler RaptorGTR was not an 'Official Mosler Product', but rather something JAMES produced elsewhere. The objective of this goal was to get MOSLER off the hook for Defamation and Trade Libel via spinning this truly absurd notion that MOSLER was telling the truth via telling the world the RaptorGTR, which had an EPA Certification assigned to MACC wasn't actually built by MACC.
10. I am aware of the MACC-VP receiving monetary contributions from MOSLER not only while the bulk of MACC employees had been surprise-terminated, but for significant time thereafter including a Supercar gifted to her at MOSLER's behest. The Engineered Perjury delivered by the MACC-VP to Judge Hafele and MOSLER's admission of the truth after Plaintiffs' extensive efforts for the proceeding 9 months to obtain external proof of the existence of the hidden evidence follows.
13. The format of the perjury-proof will be 1) MACC-VP testimony to Judge Hafele
2) MOSLER second deposition testimony from after Plaintiffs obtained the hidden evidence
3) non-exhaustive set of documents from the Spoliated Evidence that further proves the MACC-VP was committing perjury [at MOSLER's behest]. MACC-VP and MOSLER were the only two corporate officers of MACC .

14. The MACC-VP testimony was in August 2018 when the evidence that MOSLER solely controlled was being withheld, and the “Gameplan” of permanently-hiding the evidence was clearly communicated to MACC-VP by MOSLER; else there is no way she would have ***lied so outrageously to a Circuit Court Judge.***
15. **MACC-VP Perjury Goal #1:** Convince the Court that the Spoliated evidence never existed in the first place.

Spoliation Hearing August 24, **2018**, MACC-VP testifying pg 19 ln 17 – 22

17 Q All right. And there were no problems with
18 changes of parts or parts unavailability, or anything
19 like that?
20 A Oh, I would call suppliers. I’m very
21 **proactive on the phone. I do better on the phone than**
22 **e-mail**, even to this day, to me.

Spoliation Hearing August 24, **2018**, MACC-VP testifying pg 20 ln 3 – 12

3 Q Right. And did you exchange e-mails with
4 Mr. Simon about his car catching on fire? Insurance
5 claims, et cetera, things like that?
6 A No, I didn’t handle any of that. That I can
7 recall. I mean, I knew of it. I was told of it. I’m
8 sure **we spoke about it.** I don’t know if there were
9 e-mails about it. **We did a lot on the phone, Alan and**
10 **I, because I’ve always been a phone person.** I don’t
11 know. I don’t know if there were e-mails about it. I
12 just don’t recall.

Spoliation Hearing August 24, **2018**, MACC-VP testifying pg 20 ln 3 – 12

16 BY MR. REINBLATT

17 Q Is it possible Mr. Mosler and Mr. Savopoulos

18 spoke mostly via telephone to negotiate any potential

19 purchase?

20 A Absolutely. **Warren is very big on the phone.**

16. Contrast 2018 MACC-VP sworn testimony (while 18,500 pages of evidence were being withheld) with the below 2020 sworn testimony of MOSLER. At the time of the 2020 testimony, Plaintiffs had the 7'-tall stack of documents and had reviewed many of them, thus MOSLER likely knew he would be impeached if he lied.

Second Deposition of Warren Mosler August 19, **2020** pg 192 ln 13 – pg 193 ln 1

13· · · ·Q· ·Okay· With respect to the day-to-day in and

14· ·out management of Mosler Auto Care Center, did you –

15· · · ·A· ·Yeah.

16· · · ·Q· ·-- ***do a lot of talking on the phone?*** Is that

17· ·why you withheld the – your email -- your phone

18· ·records?

19· · · · · MR. WEBER:· Objection· Argumentative.

20· · · ·Q· ·I apologize· Let me take that back· Is there

21· ·any reason that you can think of as you sit here today

22· ·that ***you did not produce your phone records*** when they

23· ·were requested of you years ago?

24· · · · · MR. WEBER:· Objection to form.

25· · · ·A· ·Yeah· No, I cannot think of – I cannot think

·1· ·of any reasons· **I'm a full disclosure person.**

12· · · ·Q· ·Okay· Well, would there be – did you – when

13· ·you were running Mosler Auto Care Center, did you a lot

14· ·***by phone or was it by e-mails?***

15· · · ·A· ·I think it was just **largely by e-mail. I**

16· ·**don't remember doing a lot of talking.**

17. Below are snips of evidence that MOSLER had withheld for over 5 years;
this withheld-evidence illustrates the MACC-VP was lying to Judge Hafele
to achieve what I described as 'Goal #1' (no emails exist) for MOSLER.

18. I have separated each snip with “*****” for clarity.

From: jwagner@moslerauto.com
To: warren.mosler@gmail.com
"J. Todd Wagner" <j.todd.wagner@gmail.com>
"Lew Lee" <hdtv_1@mac.com>
CC:
Date: 8/12/2011 4:16:43 PM
Subject: Re: 2012 RaptorGTR certification

What name should we use for the press release?

Sent from my HTC on the Now Network from Sprint!

----- Reply message -----

From: warren.mosler@gmail.com
Date: Fri, Aug 12, 2011 3:31 pm
Subject: 2012 RaptorGTR certification
To: "J. Todd Wagner" <j.todd.wagner@gmail.com>, "Lew Lee" <hdtv_1@mac.com>, "Jill Wagner" <jillwagner302@gmail.com>

Good job!!!

Jill will prepare a press release

Sent via BlackBerry by AT&T

From: jwagner@moslerauto.com
To: "Savvas Savopoulos" <savvas@savopoulos.com>
"Jill Wagner" <jillwagner302@gmail.com>
CC: warren.mosler@gmail.com
Date: 9/5/2011 1:08:15 PM
Subject: Re: MT900

Savvas,
I am not at the office today (holiday), so I'm going from memory. I believe five MT900s' have been removed. and black prototype were on the list as well as possibly a 2009 MT. The other is the car you are buying the list at that time.

From: jwagner@moslerauto.com
To: ["Warren Mosler" <warren.mosler@gmail.com>](mailto:warren.mosler@gmail.com)
CC:
Date: 11/20/2008 11:30:13 AM
Subject: Re: Gocha

We were already paid for demo. Just wanted to let you know he sold it.

Sent from my BlackBerry® smartphone with SprintSpeed

From: "Warren Mosler" <warren.mosler@gmail.com>
Date: Thu, 20 Nov 2008 11:12:50 -0400
To: <jwagner@moslerauto.com>
Subject: Re: Gocha

On Thu, Nov 20, 2008 at 11:10 AM, <jwagner@moslerauto.com> wrote:

Hi Warren,

I wanted to clarify the Gocha situation. As far as a prospective buyer I doubt he will come through.

me too.

From: jwagner@moslerauto.com
To: ["Martin Short" <rollcentre@aol.com>](mailto:rollcentre@aol.com)
["Christof Flugel" <sales@mt900.de>](mailto:sales@mt900.de)
[Todd <twagner@moslerauto.com>](mailto:twagner@moslerauto.com)
["Warren Mosler" <warren.mosler@gmail.com>](mailto:warren.mosler@gmail.com)
CC:
Date: 9/1/2008 3:43:47 PM
Subject: Plan

Since all we need is EEC to be legal throughout Europe through 2010/11 and since we only have 4 months to certify LS7 to act fast. Suggest we send white car now to IDIADA and fit red car with latest US emissions equipment and send to IDIADA send OEM airbox solution once complete.

By continuing pursuit of TUV we give up the option of EEC. With TUV we have to go to Euro5 which we can't pass. The abc Andreas and TUV are out-too much deception as Martin has pointed out. Thoughts?

From: ["Warren Mosler" <warren.mosler@gmail.com>](mailto:warren.mosler@gmail.com)
To: jwagner@moslerauto.com
CC: ["Martin Short" <rollcentre@aol.com>](mailto:rollcentre@aol.com)
["Todd Wagner" <twagner@moslerauto.com>](mailto:twagner@moslerauto.com)
stephane@mosler.co.uk
luke@mosler.co.uk
["Dan Carvalho" <dcarvalho@moslerauto.com>](mailto:dcarvalho@moslerauto.com)
cushty@rollcentre.com
gregor@mosler.co.uk
steve@mosler.co.uk
tinkerbelle@mosler.co.uk
frances@mosler.co.uk
Date: 5/12/2009 8:38:10 AM
Subject: Re: Race Cars

approved

On Tue, May 12, 2009 at 8:26 AM, [<jwagner@moslerauto.com>](mailto:jwagner@moslerauto.com) wrote:

[With Warren's approval](#) we'll get on it. Glad to hear it!

Sent from my BlackBerry® smartphone with SprintSpeed

From: jwagner@moslerauto.com
To: ["Warren Mosler" <warren.mosler@gmail.com>](mailto:warren.mosler@gmail.com)
david.cole@lky7.co.uk
CC:
Date: 9/20/2011 12:11:33 PM
Subject: Re: Investment/Dubai

Hi David,
I wasn't aware Todd delayed your efforts. There are no contractual obligations to him at this point how I can help.

Warm regards,
Jill

From: "Jill Wagner" <jwagner@moslerauto.com>
To: "Savvas Savopoulos" <savvas@savopoulos.com>
"Warren Mosler" <warren.mosler@gmail.com>
CC:
Date: 10/20/2011 11:32:59 AM
Subject: RE: A Couple things

I want to remove him from the website as contact because he doesn't represent the company anymore and he most recently was called by [the insurance adjuster on Alan's car fire](#) claim. He has been out of the picture since April and doesn't need to be involved.

Thank you,
Jill Wagner
GM and VP of Global Operations
Mosler Automotive
Phone: 561-842-2492
Fax: 561-844-7701

From: corvettemike@corvettemike.com
To: "Alan Simon" <ars@simonandsimonlaw.com>
CC: "Carl Pugh" <service@corvettemike.com>
"Warren Mosler" <warren.mosler@gmail.com>
Accounting@corvettemike.com <accounting@corvettemike.com>
jwagner@moslerauto.com
Date: 1/21/2009 6:13:33 PM
Subject: RE: Gocha

Alan,

You need to speak to George. The injector was originally the problem because it dislodged from the fuel rail and was [spraying gas](#) like a garden hose at 50 PSI. It would seem that it should have been caught at

From: jwagner@moslerauto.com
To: "Martin Short" <rollcentre@aol.com>
"Warren Mosler" <mosler@rocketmail.com>
CC: "Todd Wagner" <twagner@moslerauto.com>
Date: 8/20/2009 10:36:49 AM
Subject: Re: Problems with US build cars - CONFIDENTIAL

Not to gloss over Christof's concerns, but the issues he put forth came on the heels of my request for payment.

From: "Warren Mosler" <warren.mosler@gmail.com>
To: "Mike V." <corvettemike@corvettemike.com>
CC:
Date: 12/22/2010 3:28:49 PM
Subject: Re: Warehouse Storage in Riviera Beach

jill says we can deal with the lucas issue and is on it. let me know how it goes

On Tue, Dec 21, 2010 at 6:48 PM, Mike V. <corvettemike@corvettemike.com> wrote:

Hi Warren:

With the possible sale of MACC looming next month, I am updating you on some issues. A few years have passed since we last discussed the use of the cars. Over that time, nagging ECU related problems have arisen in all west coast cars. My current sense is that, as of now, there are no permanent solutions to keeping these cars registered for the road. Moreover, there is significant potential liability for the owners regarding smog and safety issues, for example airbag lights.

The first car sold to the public, film-maker George Lucas' black car, is now at our shop with smog compliance issues.

From: [Jill <jwagner@moslerauto.com>](mailto:jwagner@moslerauto.com)
To: ["Dave McLellan" <drmclellan@att.net>](mailto:drmclellan@att.net)
["Jim Minniker" <sminneker@aol.com>](mailto:sminneker@aol.com)
["Joe Ziomek" <jfziomek@terranova.net>](mailto:jfziomek@terranova.net)
["John Heinricy" <heinrocket@wowway.com>](mailto:heinrocket@wowway.com)
["Ralph Kramer" <rjkinindy@aol.com>](mailto:rjkinindy@aol.com)
["Tommy Morrison" <tmorris9@bellsouth.net>](mailto:tmorris9@bellsouth.net)
["Warren Mosler" <mosler@rocketmail.com>](mailto:mosler@rocketmail.com)
CC: ["Todd Wagner" <twagner@moslerauto.com>](mailto:twagner@moslerauto.com)
Date: 6/4/2007 3:38:34 PM
Subject: May Production Report

Hello [Board Members](#),

I wanted to send a quick note to update everyone on recent events.

Invoices in May totaled \$368,380. Value created was \$363,622. We completed a record 13 cells for the month and delivered an MT900s to Michael Ball. Aerosmith's Steve Tyler was on hand for the festivities (photo attached).

The 2008 car will cost about \$180,000 to produce. We are working on bringing this number down by making full use of the CNC to make many parts in house (on one bobbin alone we saved \$16/car). Additionally, several lay-up changes at the Glass Shop will further our savings (figures being collected). We have been transitioning parts from UK suppliers to US suppliers which will further savings.

From: jwagner@moslerauto.com
To: ["Sylvia Klaker" <sklaker@moslerauto.com>](mailto:sklaker@moslerauto.com)
["Warren Mosler" <warren.mosler@gmail.com>](mailto:warren.mosler@gmail.com)
["Elizabeth O'Tool" <elizabethotool@gmail.com>](mailto:elizabethotool@gmail.com)
["Evelyn Richards" <erichards007@gmail.com>](mailto:erichards007@gmail.com)
CC: arodgerson@moslerauto.com
[jirby <jirby@moslerauto.com>](mailto:jirby@moslerauto.com)
Date: 10/7/2010 3:07:34 PM
Subject: Re: Invoice List 10/8/2010

Chassis 64 is more like 6 weeks out. It still needs turbo and testing and interior.

From: jwagner@moslerauto.com
To: ["Warren Mosler" <warren.mosler@gmail.com>](mailto:warren.mosler@gmail.com)
["J. Todd Wagner" <mt900supercar@gmail.com>](mailto:mt900supercar@gmail.com)
CC:
Date: 10/26/2010 1:57:51 PM
Subject: Re: Thai factory cars

We eliminated that portion of the operation in November of 2008 and never revived it because of the Thailand plan. I cut 6 folks on Friday, push to get the last 3 cars completed.

From: jwagner@moslerauto.com
To: ["Martin Short" <rollcentre@aol.com>](mailto:rollcentre@aol.com)
CC: ["Warren Mosler" <warren.mosler@gmail.com>](mailto:warren.mosler@gmail.com)
["Savvas Savopoulos" <savvas@savopoulos.com>](mailto:savvas@savopoulos.com)
["Todd Wagner" <twagner@moslerauto.com>](mailto:twagner@moslerauto.com)
Date: 10/8/2010 11:37:41 AM
Subject: Re: Mosler Germany.

They have not shared the facts correctly. Warren agreed to pay half of the costs of which he has paid sold. In exchange they agreed to provide the drawings so we would have a schematic for the first time sourcing the loom in the USA and supplying to them due to the high manufacturing cost in Germany. and unfortunately started development without approval from him. We have not quoted in the US yet

From: jwagner@moslerauto.com
To: ["Warren Mosler" <warren.mosler@gmail.com>](mailto:warren.mosler@gmail.com)
["Todd Wagner" <twagner@moslerauto.com>](mailto:twagner@moslerauto.com)
CC:
Date: 11/16/2010 4:14:25 PM
Subject: Re: Thai manufacturing

It's a smart path, especially in keeping potential investors interested. We are meeting with an interested investor tomorrow.

From: [Jill <jwagner@moslerauto.com>](mailto:jwagner@moslerauto.com)
To: ["Mike Vietro" <mv@corvettemike.com>](mailto:mv@corvettemike.com)
["Warren Mosler" <warren.mosler@gmail.com>](mailto:warren.mosler@gmail.com)
CC: twagner@moslerauto.com
jch@corvettemike.com
accounting@corvettemike.com
Date: 7/10/2007 4:58:38 PM
Subject: RE: Rob Printz's car and others

Warren,

The items Mike is referring to are the custom painting, which is a \$6000 upgrade at the paint shop. This is our cost and Mike is alright with this item. Similarly, the backup camera and undertray and diffuser were items offered to the customer at our cost. If Mike needs 19% of these items, we need to adjust the price to the customers upwards by 19%.

From: ["Mike Vietro" <mv@corvettemike.com>](mailto:mv@corvettemike.com)
To: ["Warren Mosler" <warren.mosler@gmail.com>](mailto:warren.mosler@gmail.com)
CC: twagner@moslerauto.com
jwagner@moslerauto.com
jch@corvettemike.com
accounting@corvettemike.com
Date: 7/10/2007 4:09:10 PM
Subject: Re: Rob Printz's car and others

Hi Warren,

This is great news and speaking with Jill today she mentioned you really liked the Siu car. I am excited to be finally delivering his car this Friday. I am flying to Las Vegas to handle it.

As far as the other two cars going to Reger and Printz, is it my understanding that they will be factory sales that are being sold directly through you to them? I will not be participating in the sale?

From: ["Jill Wagner" <jwagner@moslerauto.com>](mailto:jwagner@moslerauto.com)
To: ["warren Mosler" <warren.mosler@gmail.com>](mailto:warren.mosler@gmail.com)
["Mike V" <corvettemike@corvettemike.com>](mailto:corvettemike@corvettemike.com)
["Todd Wagner" <twagner@moslerauto.com>](mailto:twagner@moslerauto.com)

CC:

Date: 11/5/2008 4:26:31 PM

Subject:

Hi guys,

We just finished the delivery to Mike George. He couldn't stop smiling. He has bought used planes, used tanks (that have frequented McDonald's drive-thrus), used cars, but never a new car until today. His daughter requested that he pick her up from school in the MT on her 11th birthday next week. Todd was on hand per Mike George's request to go over the bells and whistles.

This delivery was on the heels of the white German press car. The Gocha and Reger twin turbo are up next. Both should be out before the end of December.

Thank you,
Jill Wagner
GM and VP of Global Operations
Mosler Automotive
Phone: 561-842-7829
Fax: 561-845-3237

From: jwagner@moslerauto.com
To: ["Warren Mosler" <warren.mosler@gmail.com>](mailto:warren.mosler@gmail.com)
CC:
Date: 4/22/2010 1:13:44 PM
Subject: Re: Car Sales

The car will be paid in full before shipment. Sorry I should have been more clear. Only Christof pays half prior to shipping. factory, make payment and then send to Saudi.

-----Original Message-----

From: Warren Mosler
To: Jill
ReplyTo: Warren Mosler
Subject: Re: Car Sales
Sent: Apr 22, 2010 12:58 PM

I'm ok with the sale but less ok shipping out of the country without payment in full.

From: jwagner@moslerauto.com
To: ["Warren Mosler" <warren.mosler@gmail.com>](mailto:warren.mosler@gmail.com)
["Martin Short" <rollcentre@aol.com>](mailto:rollcentre@aol.com)
CC: ["Todd Wagner" <twagner@moslerauto.com>](mailto:twagner@moslerauto.com)
Date: 5/11/2010 10:02:49 AM
Subject: Re: FW: Saudi/China Dealership plan to buy old Breck cars torebuild to RHD for China

That would be the Nurburg Ring car nearing completion in Germany.

From: jwagner@moslerauto.com
To: ["Warren Mosler" <warren.mosler@gmail.com>](mailto:warren.mosler@gmail.com)
CC:
Date: 9/30/2010 11:37:02 PM
Subject: Re: Photon press release pics

The headers were changed out this evening and we'll run it again tomorrow.

From: jwagner@moslerauto.com
To: ["Warren Mosler" <warren.mosler@gmail.com>](mailto:warren.mosler@gmail.com)
CC:
Date: 1/3/2011 10:04:37 AM
Subject: Re: Some information from the CEO of Rossion

Gerald (Jay) called again last night. It seems Angel and Mark are at odds and each have now called him to ask about his investors, both asking Jay not to tell that they want one another out of the deal. Jay wants to move forward with neither Mark or Angel because he does not want to bring in a forensic accountant at his expense to review inventory. I told him that was okay. However he also wants to bring in a forensic accountant this week and does not want Mark in the building. So, can I ask Mark to leave until he closes the deal at this point? Todd's group also wants to have Mark on site seems pointless. Any further due diligence can be done remotely.

I would also like to draft a corporate resolution to remove Mark as CFO so alternate investors aren't scratching their heads.

I can suspend Todd's salary Friday and tell him he'll be paid again once the company sells. I believe he is willing to come in to help with this arrangement but if the company completely shuts down we would give severance, correct? I can lay off a few employees on Friday.

19. **MACC-VP Perjury Goal #2:** Convince the Court that Warren Mosler
wasn't running Mosler Automotive; and testifying to Judge Hafele the
false-alternate-reality that MOSLER's attorney running MACC.

Spoliation Hearing August 24, **2018**, MACC-VP testifying pg 16 ln 22 – pg 17 ln 7

22 With respect to your activities as general
23 manager and ***vice president of global operations***, even
24 though that aspect of your work was phased out, ***how did***
25 ***you conduct business with Mr. Mosler?***

1 A Mostly, since he is – has a lot of other
2 entities that he was involved with – **most of what I**
3 **did was through the direction of Alan Simon**, because he
4 talked mostly with Warren.

5 Q Okay. And just because his name is going to
6 come up in this hearing. Who is Alan Simon?

7 A He's an attorney for Warren.

Spoliation Hearing August 24, **2018**, MACC-VP testifying pg 17 ln 23 – pg 18 ln 4

23 Q So most of the time Mr. Mosler was down in St.
24 Croix in the U.S. Virgin Islands and you were reporting
25 to work here in Riviera Beach, right?

1 A Yes.

2 Q ***You said you had to deal with Alan Simon,***
3 ***Mr. Mosler's attorney, correct?***

4 A **Yes.**

Spoliation Hearing August 24, **2018**, MACC-VP testifying pg 18 ln 5 – 17

5 Q Okay. What about the day-to-day minutia of the
6 business, like, could you order certain things or, you
7 know, as far as business decisions, how did you get those
8 business decisions made by Mr. Mosler?

9 A Really, it had already been established
10 before I got there with Dan, who was the general
11 manager before me, who I mentioned earlier. So he and
12 I would just know what we had to order. Because it was
13 a pretty established line of parts. And we just
14 someone ordered a car, we took care of it.

15 Q Okay. ***When anything odd, out of ordinary came
16 up, how did you deal with Mr. Mosler.?***

17 A **I usually would talk to Alan.**

20. Two years later, after the lengthy process of getting MOSLER's attorney to 'crack'
about the existence of the withheld-evidence; MOSLER's second deposition
decisively shows that MACC-VP delivered expertly-engineered perjury to Judge
Hafele 2 years prior that Alan Simon was running MACC. Snips of the MOSLER's
2020 deposition follow.

Second Deposition of Warren Mosler August 19, **2020** pg 196 ln 2 – 13

·2· · · · Q. · Okay. ***Did Alan Simon have any operational***

·3· ***control over Mosler Auto Care Center at any time?***

·4· · · · **A. · No.**

·5· · · ·Q· ·What is the Mosler Photon?· Have you ever
·6· ·heard of that?
·7· · · ·A· ·Yes.
·8· · · ·Q· ·Okay· ***Did you approve purchasing the parts***
·9· ***for Mosler vehicles***, such as flywheels and things like
10· ·that?
11· · · ·A· ·Ultimately, **yes**.
12· · · ·Q· ·Okay· When did that start?
13· · · ·**A· ·Day one.**

21. Snip of previously-withheld evidence illustrating that Alan Simon was NOT running MACC, nor was ever the MACC-VP's boss. **The truth is the reverse.**

From: Alan Richard Simon, Esq. [mailto:ars@simonandsimonlaw.com]
Sent: Thursday, December 10, 2009 10:16 AM
To: 'Sylvia Klaker'
Cc: 'Jill Wagner'
Subject: MACC email address

Hi:

Jill has approved me having MT900sales @ mosler auto.com as an email address.

THanks

Alan Richard Simon, Esquire
Simon & Simon Chartered Attorneys
8295 North Military Trail, Suite C
Palm Beach Gardens, FL 33410
For mailing:
P.O. Box 31041
Palm Beach Gardens, FL 33420-1041

22. **MACC-VP's Perjury Goal #3**: Convince the Court to believe the
exact same thing that MOSLER fraudulently wanted Journalists to believe:
the 2012 Mosler RaptorGTR was not an Official Mosler Product.

Spoliation Hearing August 24, **2018**, MACC-VP testifying pg 15 ln 9 – 21

9 Q Have you ever heard the term Raptor GTR?

10 A I have.

11 Q Okay. Do you know what kind of – what was the
12 name of the car that the corporation was producing in
13 2012?

14 A I left right at the beginning. **I don't know**

15 **what they named it.** But I was under – I don't know
16 what they ended up calling it because I had left the
17 company the end of 2011. So what they called it in
18 2012, I don't know what they landed on. I know I've
19 heard Raptor GTR. So that's, perhaps, what it's going
20 to be, but **we didn't go into production** – at least not
21 while I was there.

Spoliation Hearing August 24, **2018**, MACC-VP testifying pg 15 ln 9 – 21

22 Q Are you aware of whether or not Mr. Wagner
23 purchased any vehicles from the defendant corporation,
24 Mosler Auto Care Centers?

25 A Yes.

1 Q Does that refresh your recollection as to what
2 Exhibits Number 1 and 2 are?

3 A I've never seen a picture of Number 2. **I**

4 don't recognize the taillights.

23. Following are segments of MOSLER's second deposition, which illustrate that the
MACC-VP was committing perjury during her 2018 Spoliation Hearing testimony.

Second Deposition of Warren Mosler August 19, **2020** pg 160 ln 4 – pg 161 ln

4 · · · Q · Okay · And this – this document has on it

5 · · “Mosler Automat- -- Amo- -- Automotive ***proudly announces***

6 · ***it has achieved EPA certification.***” · So, you remember

7 · our whole conversation in the beginning of this

8 · deposition about how EPA certification was achieved, and

9 · you said it's not –

10 · · · A · No.

11 · · · Q · --- achie- -- just branded back and forth and

12 · all that kind of stuff?

13 · · · A · Um-hmm (affirmative).

14 · · · Q · The phrase EPA certification or ***achieving EPA***

15 · ***certification, that's something that you approved,***

16 · ***that – that phraseology, isn't it?***

17 · · · **A · Yes.**

18 · · · Q · Okay · “For it's 2012 Twin Turbo model rated

19 · at 830 horsepower.”

20 · · · A · Um-hmm (affirmative).

21 · · · Q · “To date, one vehicle designated as Raptor GTR

22 · was completed and sold to Todd Wagner –

23 · · · A · Um-hmm (affirmative).

24. . . . Q. . . . formerly the chief engineer of Mosler
25. . . . Automotive and independent consultant.” . . . Now, that’s
- 1· ***telling the world that Mosler Auto Care Center completed***
- 2· ***and built the Raptor GTR car that was sold to SEI***, isn’t
- 3· it?
- 4· . . . **A. . . . Yeah.**

24. Snips of previously-withheld evidence that MACC-VP knew the RaptorGTR was an Official Mosler Product with **single-tail-lights** that were unique to the 2012 model. Please reference MACC-VP’s sworn testimony: “I don’t recognize the tail lights”. The below, DEF0738, was drafted by the MACC-VP.

From: "Jill Wagner" <jwagner@moslerauto.com>
To: "Warren Mosler" <warren.mosler@gmail.com>
"Sylvia Klaker" <sklaker@moslerauto.com>
CC:
Date: 11/18/2011 11:40:38 AM
Subject: RE: press release

We were holding off until the new owner picked the name because the certification name was done as Raptor GTR and that name was going to be changed. Regardless we can issue a release without an official name. Changing the name on the certification documents won’t be hard for a new owner. It was the twin turbo setup at 838hp that Todd certified. However, he has performed other aftermarket mods to his “Cubey GTR”. His car has no warranty due to his aftermarket mods. He signed a document to that affect earlier this year.

How is this.

Mosler Automotive has achieved certification for its 2012 twin turbo model. The car features a newly styled rear bumper with **single tail lights** and boasts 838 hp.

Mosler has been producing and distributing the world’s top performance cars manufactured US road legal for over twenty years. The owner, Warren Mosler, continues to actively seek a managing partner. Contact Jill Wagner, Mosler CFO, for details at 561-842-2492 or Martin Short, CEO of Mosler Europe, at 44-1480-464-052.

Thank you,
Jill Wagner
GM and VP of Global Operations
Mosler Automotive
Phone: 561-842-2492
Fax: 561-844-7701

28. Closeup of the above **DEF07738** Press Release that MACC-VP drafted is below:

a newly styled rear bumper with **single tail lights** and boasts



29. Image of Exhibit #2 from the Spoliation Hearing that **MACC-VP testified under oath that she didn't recognize** is below:



30. I attest that MACC-VP's office was centrally located in the MACC-factory, and that she had to walk past the RaptorGTR in-progress with **SINGLE TAIL LIGHTS** multiple times a day for over 6 months every time she went to the restroom.

From: "Jill Wagner" <jwagner@moslerauto.com>
To: "Warren Mosler" <warren.mosler@gmail.com>
CC: "Sylvia Klaker" <sklaker@moslerauto.com>
Date: 11/18/2011 6:09:12 PM
Subject: Re: press release

Okay to send to journalists ? I will put in Raptor as his designation per the certificate of origin.

Sent from my iPhone

On Nov 18, 2011, at 3:53 PM, Warren Mosler <warren.mosler@gmail.com> wrote:

important to mention his name as i did to clear all that up

On Fri, Nov 18, 2011 at 4:38 PM, Sylvia Klaker <sklaker@moslerauto.com> wrote:

Not sure it's a good idea to mention Todd's name.

He's getting a lot of negative press at the moment.

More calls from journalists today. I'm giving them to Jill.

From: "Jill Wagner" <jwagner@moslerauto.com>
To: "Berry van Elk" <berry@blueberry.nl>
"Todd Wagner" <twagner@moslerauto.com>
"Martin Short" <rollcentre@gmail.com>
"Davin Patton" <dpatton@valance.us>
CC: "Warren Mosler" <warren.mosler@gmail.com>
"dick van elk" <dick@supercarchallenge.nl>
Date: 3/11/2011 9:09:50 AM
Subject: RE: Using Raptor and RaptorGTR in advertising for the Mosler Challenge

This is perfect. I will forward it to the trademark attorney.

Thank you,
Jill Wagner
GM and VP of Global Operations
Mosler Automotive
Phone: 561-842-7829
Fax: 561-845-3237

From: Berry van Elk [mailto:berry@blueberry.nl]
Sent: Friday, March 11, 2011 5:53 AM
To: 'Todd Wagner'; 'Jill Wagner'; 'Martin Short'; 'Davin Patton'
Cc: 'Warren Mosler'; 'dick van elk'
Subject: RE: Using Raptor and RaptorGTR in advertising for the Mosler Challenge

Hi Todd,

The Raptor logo is added to the header op the Mosler website.

<http://www.moslerchallenge.nl/>

From: "Todd Wagner" <twagner@moslerauto.com>
To: "Davin Patton" <dpatton@valance.us>
CC: "Warren Mosler" <warren.mosler@gmail.com>
"Jill Wagner" <jwagner@moslerauto.com>
Date: 3/7/2011 11:30:54 AM
Subject: Using Raptor and RaptorGTR in advertising for the Mosler Challenge

Hi Davin,

To help us preserve the Raptor trademark, we need to have Raptor and RaptorGTR used in conjunction with racing advertising. If Warren approves, please put the below text on the Mosler Challenge website and capture a screen image that we can submit for our renewal.

Underneath the script Mosler Challenge:

Brought to you by the 2012 Raptor and RaptorGTR

For the Raptor and RaptorGTR words in the sentence, please use the attached logos.

Cheers,
Todd


Todd Wagner Director of Engineering
2391 Old Dixie Highway
Riviera Beach, FL 33404
Tel: (561) 842-2492
Fax: (561) 845-3237
Cell: (203) 668-3904
twagner@moslerauto.com



31. Examples of Warren B. Mosler testifying under oath that something is **“out of context”**. MOSLER is using this phrase when he struggles to find an alternative lie – it is his go-to lie. The “out of context” lies are delivered in the face of Published Articles, Journalists’ Sworn Depositions, etc, wherein they state that they received certain information from MOSLER.
32. **IMPORTANT:** At the time of the ‘First Deposition of Warren Mosler’ in 2016, the 18,500+ pages of evidence including the secret deals between MOSLER and Savvas Savopoulos were being hidden; **thus MOSLER could lie freely without risk of impeachment.**

9 Q. Once again I am going to ask, who was making the
10 decisions at Mosler?

11 A. Me.

12 Q. Okay. As you sit here today, do you know whether
13 or not the ***SEI car should have received a fix for its fuel***
14 *line?*

15 A. I used to know and I forgot. I'd have to go back
16 with Alan and review the facts. **But this is out of**
17 **context.**

18 Q. Out of context?

19 **A. In that there is a lot more to this story. I**
20 **just don't remember all the detail.**

8 ***Q. Did you tell Mr. Hardigree that Mr. Wagner was a***
9 ***pest?***

10 A. You know, I can't say that I didn't. I don't
11 recall specifically that question.

12 Q. Further down on that page, it reads, quote, In
13 fact, comma, part of the documentation, and then bracketed
14 language, for the sale of Mosler, close bracket, is that
15 Todd is not involved, close quote, says Mosler.

16 ***Did you tell Mr. Hardigree, quote, In fact, part of***
17 ***the documentation is that Todd is not involved when***
18 ***referring to the sale of Mosler?***

19 A. You know, at best that's **out of context.** So I'm

20 sure I spoke to the guy because he said he did. I don't
21 have any specific recollection of this, but that particular
22 statement has to be, at best, **out of context.**

First Deposition of Warren Mosler Feb. 10, 2016 pg 210 ln 1 – 9

1 Q. Well, ***do you have documentation that was in***
2 ***effect on November 21, 2011, for the sale of Mosler?***

3 **A. No.**

4 Q. Who, if anyone, in the whole wide world required
5 that James Todd Wagner not be involved if Mosler's assets
6 were sold?

7 **A. That's what I said, this is way out of context.**

8 I don't know what he picked out of the conversation to put
9 this in there, but I don't understand it.

33. What MOSLER testifies to under oath on line 3 above is a lie. Within the
previously-withheld-evidence is a “Terminate Todd” written progression with
paperwork for the purchase of MACC that required that “Todd” (me) and my
company’s exclusive distribution contracts be eliminated.

First Deposition of Warren Mosler Feb. 10, 2016 pg 211 ln 14 – 19

14 Q. Okay, well, you're the one that's attributed to
15 quoting the ***part of the documentation for the sale was that***
16 ***Todd is not involved.*** So what were you talking about at
17 that point?
18 A. I'm telling you that question -- **that quote is**
19 **way out of context.** I don't know what that means.

34. To date, MOSLER has not attempted to have any of the derogatory articles against JAMES adjusted or retracted in any way.

Second Deposition of Warren Mosler Aug. 19, 2020 pg 168 ln 14 – 19

·4· · · · Q. · Le- -- well, the phrase that I was talking

·5· · about was ***“He’s nothing. He’s got some serious mental***

·6· ***problems. He’s out there billing himself as everything***

·7· ***and he doesn’t have anything...”*** --

·8· · · · A. · Yeah.

·9· · · · Q. · --- ***that you stated to some reporters.***

10· · · · · MR. WEBER: · Objection to form.

11· · · · Q. · My question was --

12· · · · A. · Okay. · So, in that --

13· · · · Q. · When did --

14· · · · A. · --- reporter’s --

15· · · · Q. · When did you --

16· · · · A. · Go ahead.

17· · · · Q. · --- come to that conclusion?

18· · · · · MR. WEBER: · Objection to form.

19· · · · A. · I never came up with that conclusion.

20· · · · Q. · Specifically, “he’s go- -- he, meaning Mr.

21· ***Wagner’s, “got some serious mental problems.”***

22· · · · A. · I -- it’s not a conclusion I’ve ever made.

23· · · · Q. · But it’s a statement you made, correct?

24· · · · A. · Okay.

25· · · · · MR. WEBER: · Objection --

·1· · · · A. · So --

·2· · · · · MR. WEBER: · -- to form.

·3· · · ·A· ·--- it -- it's not a statement that I made.
·4· ·It's a statement that a third party attributed to me.
·5· · · ·Q· ·Okay· And your position is you didn't make
·6· ·that statement, correct?
·7· · · ·A· ·I don't recall if I made that statement or
·8· ·not, but -- and also that **A, it's a true statement,**
·9· ·**whether I made it or not**, and B, that -- and the other
10· ·part is that it's also it -- it was a statement -- if it
11· ·was a statement -- those were words that I used, they
12· ·were taken **out of context** and out of circumstances.

35. The Journalist, Clifford Atiyeh, was deposed and testified under oath that Warren B. Mosler made the statements exactly as Mr. Atiyeh put them into the article.

36. Furthermore, in the withheld-evidence; there are several email examples whereby MOSLER writes ostensibly the same words (even worse) to JAMES's prospective business partners: see snips below.

37. MOSLER uses the phrase ***"out of context"*** when he is lying and can't conjure up anything more convincing.

38. Judge Hafele had declared this defamation to be worthy of Punitive Damages; which generally is awarded (within a wide range) 10% of the wrongdoer's net worth. The Defamation was profit motivated.

39. Date of PL#19 is **5 days** after the Car & Driver article that included the Punitive-Damages-Level defamation.

40. Bear in mind that Judge Luis Delgado claimed all of the below are ***"no evidence nor inference in a light most favorable to Plaintiffs..."***

41. **Plaintiffs' Exhibit 764** in evidence as PL#19 is MOSLER continuing to persuade Mr. Margolis to stay away from me. Snip of PL#19 is below; full exhibit (DEF012518-012520) will be included at the end of Compound Exhibit "H".

A brief interview with him will assure you he's truly mentally disturbed as will a brief conversation with anyone who knows him. Unfortunately he 'snapped' a few years ago and is fundamentally irrational now.

42. **Plaintiffs' Exhibit 762** in evidence as PL#20 is MOSLER writing to Mark Margolis, CEO of Scorpion Motorsports, whom I had cultivated as a potential co-investor in MACC. Snip of PL#14 is below; full exhibit (DEF017931-017934) will be included at the end of this Exhibit "H".

I'm not saying SEI doesn't exist, just that I owe it nothing.

Todd snapped around the time he lent a guy named Lew something \$100,000 to make a non refundable deposit close. We all told Todd not to do it, that Lew was bogus, but he wouldn't listen to anyone. Lew never did close, h Todd, and now Todd claims it's his \$100,000 deposit and he's on a mission to get it back.

Warren

43. **Plaintiffs' Exhibit 1359** in evidence as PL#55 is MOSLER writing to a government official about me in the context of complaining about the 'Phabulous Photon' article. Snip of PL#55 is below; full exhibit (DEF011929-011930) will be included at the end of this Exhibit "H".

Todd, now a consultant, needs his mouth wrapped in duct tape.

44. **Plaintiffs' Exhibit 802** in evidence as PL#60 is MOSLER writing to another of my potential business partners whom I had cultivated to co-invest in MACC and use common facilities to build future supercars. Snip of PL#60 is below; full exhibit (DEF009761-009763) will be included at the end of this Exhibit "H".

he has nothing, just like Trenne, but worse.
Wagner has serious mental issues and is arguably legally insane

45. **Plaintiffs' Exhibit 611** in evidence as PL#101 is MOSLER writing to another of my potential business partners whom I had cultivated to co-invest in MACC and use common facilities to build future supercars. Snip of PL#101 is below; full exhibit (DEF008058-008059) will be included at the end of this Exhibit "H".

And now that he's retained you to represent him, the end of my patience has been reached. Please advise him that **If** he doesn't back off as of Monday, I'll be directing both of my in house attorneys to go after him to the maximum degree

46. Full **Plaintiffs' Exhibit 764** in evidence as **PL#19** follows:

From: "Warren Mosler" <warren.mosler@gmail.com>
To: mark@scorpionmotorsports.com
CC: "Sylvia Klaker" <sklaker@moslerauto.com>
Date: 11/20/2012 1:52:19 PM
Subject: Re: Factory Follow-up

On Mon, Nov 19, 2012 at 6:14 PM, <mark@scorpionmotorsports.com> wrote:
Warren,

Before I begin, thank you for the opportunity to view the factory.

That being said, I have many follow-up questions and I will try to get them out in short order so you do not get too tired of hearing from me.

1) Please tell me who Supercar Engineering, Inc. is, and the full nature of their interaction with your company as well as any inconnection involving intellectual property, claims to intellectual property, ect...

No actual interconnection at this point in time and I'll sign a 'hold harmless' to protect you against any actions he might take.

A brief interview with him will assure you he's truly mentally disturbed as will a brief conversation with anyone who knows him. Unfortunately he 'snapped' a few years ago and is fundamentally irrational now.

Sylvia and I spoke about this a bit, and obviously there is much bad press between you and Todd Wagner -- especially surrounding the RaptorGTR, which, honestly I have great interest in producing. I apologize for starting here, but this is the big issue on hand, as I do not want to purchase, invest millions, and get sued. I would rather know now if there is any relevant claims and just buy them off. Please be specific.

As above. No legal lies that I know of.

2) Did Mosler purchase big ticket items such as engines, transmissions, and steering columns (the later from Subaru if I remember correctly) through direct agreements with vendors? Sylvia would know that. We most often got 'dealer prices' by buying through Chevy dealers, and our buyer shopped and negotiated continuously for better prices.

If not how were they purchased, if so is there a written purchase agreement. Sylvia will have that for you if there's anything there to know.

DEF012518

Additionally, the Corvette motor is about to have a generation change -- is there any existing relationship that would allow access to that motor and its EPA certification?
Not with GM, but using a certified motor makes the process doable.

3) Am I correct that the only vehicles in assembly states are the bare chassis (#101), the 50% done chassis in the middle room, and the two 70% completed vehicles in the front room, plus the race car?
I think so. Sylvia can confirm. Whatever is there goes with the sale.
I don't want any of it.

Additionally, you requested a Photon be kept, are you referring to the 2002 certification Photon, the orange and black photon in the back, or the green photon in the front room?
The orange and black one in the shop, and the yellow one in the UK if that's still registered to the company. It's been away for a long time.

I don't know anything about the green one. Might be Mike Reger's car?

I feel I will need at least one completed vehicle to disassemble/reassemble since there does not appear to be much by way of documentation.

Ok, again, see what's there and let me know.

4) On that note, there seems to be many many changes over the years of MT900's.
yes.

I saw crates of windshields that are "no longer accurate".
not sure why. don't recall a change, but there could have been a minor one.

chassis bucks and body panels that never made production, interior changes, I have seen vehicles on-line with full roll-down side windows... I need to make sure that there is a master CAD file on the vehicle, and a build log of some sort.
Check with Sylvia and Dan. I have no idea, sorry, but it all should be there.

Additionally, does the company have any workstations, design software, or other items I should know about for continued engineering?
Sylvia and Dan should know what we have.

5) Are there any outstanding liabilities to which you are aware? Obviously once purchased, I would want to have a clean slate with the operations.
Yes. There's some kind of claim that's been floating around from Alan Simon's car that caught fire and burned. I'll hold you harmless against that, too, should it surface.

6) All road going vehicles in the USA certified after a certain date need to have stability control on board. I understand that you do not run the body control module. My assumption was that if the 2012 RaptorGTR was legal, that the recertification may have pre-dated this legislation.

That's a Todd thing. The one car was a 2009.

I need to ask since the factory seems to claim its a fraudulent certification, meaning that if I recertify now that I will need to develop ESP, ABS and other systems before being able to sell.
Don't know, sorry.

Best,
Warren

I am sure that I have other questions, but these are the major ones. Please help me to understand the issues above as soon as possible, specifically #1. I understand that you have had major issues with Todd, but I need blunt, objective honesty here.

I appreciate your time and that you opened the doors to the factory for me. Under the drama there is a fantastic vehicle that is very sell-able. I hope that I can pick up where you left off and progress the company to where I am sure you wish it wound up under your watch.

Best,
-Mark
[305-613-3161](tel:305-613-3161)

-

Warren B. Mosler
Senior Economic Advisor to
the President of the USVI Senate
www.moslerforcongress2012.com

www.moslereconomics.com
<http://twitter.com/wbmosler>

facebook: Warren Mosler

Because we fear becoming the next Greece, we continue to turn ourselves into the next Japan

47. Full **Plaintiffs' Exhibit 762** in evidence as **PL#20** follows:

From: "Warren Mosler" <warren.mosler@gmail.com>
To: mark@scorpionmotorsports.com
CC: "Sylvia Klaker" <sklaker@moslerauto.com>
Date: 11/20/2012 3:26:30 PM
Subject: Re: request for additional information

On Tue, Nov 20, 2012 at 3:21 PM, <mark@scorpionmotorsports.com> wrote:

Todd claims that in 2004 SEI was contracted and that regular pay checks were given to SEI. This seems to be the basis for this IP claim. Was any check written to SEI prior to 2011?

Maybe, Sylvia can check. Todd may have wanted to get paid that way. I moved to St. Croix in 2003 and don't recall those details.

I'm not saying SEI doesn't exist, just that I owe it nothing.

Todd snapped around the time he lent a guy named Lew something \$100,000 to make a non refundable deposit to buy Mosler with 60 days to close. We all told Todd not to do it, that Lew was bogus, but he wouldn't listen to anyone. Lew never did close, he was a total fraud as we warned Todd, and now Todd claims it's his \$100,000 deposit and he's on a mission to get it back.

Warren

Thank you
-Mark

On 2012-11-20 12:59, Sylvia Klaker wrote:
Mark,

The regular payroll checks were to Todd Wagner.

Sylvia Klaker
HR Director/Office Mgr

DEF012538

Mosler Auto Care Center
[561-842-2492](tel:561-842-2492)

-----Original Message-----

From: mark@scorpionmotorsports.com [mailto:mark@scorpionmotorsports.com]

Sent: Tuesday, November 20, 2012 2:11 PM

To: Sylvia Klaker

Subject: RE: request for additional information

thank you.

Were the regular paychecks to Todd Wagner or SEI?

-Mark

On 2012-11-20 12:47, Sylvia Klaker wrote:
Mark,

Following are the answers you requested.

Q: What was the date of the last paycheck that Todd Wagner received from Mosler?

A: Todd's last date of employment with MACC was 01/07/2011.

Q: To clarify: what is the date of the last regular, weekly/bi-weekly (whatever) pay check?

A: MACC pays its employees bi-weekly in arrears and Todd's last paycheck was dated 01/21/2011.

Q: Were there any payments from Mosler Auto to Supercar Engineering, Inc.?

A: Yes

DEF012539

Q: If so what were they for?

A: In approximately January 2011, Supercar Engineering Inc requested that they be allowed to pursue 2012 certification. In lieu of receiving several sales commissions and their attempt to obtain 2012 certification, Supercar Engineering Inc received a reduction in the price of the MT900 which had been used re: 2009 certification. Supercar Engineering Inc represented they were purchasing the "2009 MT

Certification" car for export to Thailand and China. We believe that the car was never exported.

Supercar Engineering Inc was paid a \$478.00 "leasing commission" on 05/13/11.

Best,
Sylvia Klaker
HR Director/Office Manager
Mosler Auto Care Center
(561) 842-2492

Warren B. Mosler
Senior Economic Advisor to
the President of the USVI Senate
29th Legislature

www.moslereconomics.com
<http://twitter.com/wbmosler>

DEF012540

48. Full Plaintiffs' Exhibit 1359 in evidence as PL#55 follows:

From: "Tom Marsh" <tmars911@comcast.net>
To: "Warren Mosler" <warren.mosler@gmail.com>
CC:
Date: 5/6/2011 4:01:00 PM
Subject: RE: automobile magazine write up

Much better than the Car and Driver article!
Are you seriously looking to sell the company? Sonny Whelen is a local boy that is big into Corvette's and racing (coincidentally he races for MARSH RACING)
<http://www.world-challenge.com/drivers/bio.php?ID=Sonny%20Whelen> . His family's company, Whelen Engineering, is Chester's largest employer and has a big interest in racing <http://www.whelen.com/home.php> . Their interest goes beyond motor cars. Whelen was instrumental in working with Geoff Bodine on the development of "Night Train" the bobsled that won gold in the 2010 Olympics. (light, fast and aerodynamic....sounds like you may have something in common).
<http://www.bodynobobsled.com>

I would love to have Mosler Auto producing car's in fashionable Chester, and Sonny may be just the guy who could do it. He is a great local guy, loves cars and racing and certainly has the cash. Although I am interviewing for positions in Vermont and Maine over the next 10 days so maybe bobsleds will be more the order of the day.

On another topic, I spoke with a member of Blumenthal's D.C. staff today, we have a mutual friend. His scheduler was at lunch but apparently has been working on a Tuesday meeting, the schedule is tight though, so who knows. Bennet apparently is just back from a "trade mission" to China with Harry Reid, 9 other senators and their wives, so his schedule does not allow a meeting. If a Blumenthal meeting transpires I might want to come down and sit in, on that and Courtney, if that would be ok. If not, no big deal.

The Courtney meeting is definite, 4pm at 215 Cannon House Office Building. I think the last email I sent indicated that he has a meeting in the Senate building at around 4:30 so the two of you could continue your conversation on the walk over, since I guess that is where Kerry's office is.

Have a good weekend.

Tom

From: Warren Mosler [mailto:warren.mosler@gmail.com]
Sent: Friday, May 06, 2011 6:55 AM
To: undisclosed-recipients:
Subject: automobile magazine write up

http://www.automobilemag.com/reviews/drivers/1106_mosler_photon_driven/index.html

a good write up but the claimed quotes from me were fabricated and Todd, now a consultant, needs his mouth wrapped in duct tape.

and somehow they ignored the vastly superior fuel economy, which Todd failed to feature.

DEF011929

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Because we believe we can be the next Greece, we continue to work to turn ourselves into the next Japan:

'The 7 Deadly Innocent Frauds'

<http://www.moslereconomics.com/2009/12/10/7-deadly-innocent-frauds/>

"The most important book ever written" - Elizabeth O'Tool, Jan 8, 2011

The 1997-2001 budget surplus was the longest surplus since the 1927-1930 surplus. Coincidence?

The financial sector is a lot more trouble than it's worth.

www.moslereconomics.com

<http://twitter.com/vbmosler>

Valance Company, Inc.
5013 Chandlers Wharf, Suite 2
Christianssted, USVI 00820

Office phone: 340 692 7710 (fax 7715)

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DEF011930

49. Full **Plaintiffs' Exhibit 802** in evidence as **PL#60** follows:

From: "[Warren Mosler](mailto:Warren.Mosler@gmail.com)" <[warren.mosler@gmail.com](mailto:Warren.Mosler@gmail.com)>
To: "[Grunes, Ian](mailto:Ian@rossioncars.com)" <[ian@rossioncars.com](mailto:Ian@rossioncars.com)>
CC: "[Alan Richard Simon](mailto:Alan.Richard.Simon@gmail.com)" <[alanrsimon@gmail.com](mailto:Alan.Richard.Simon@gmail.com)>
Date: 7/5/2013 5:30:59 PM
Subject: Re: Todd wagner

as suspected, just blowing smoke,

he has nothing, just like Trenne, but worse.

Wagner has serious mental issues and is arguably legally insane, and his lawyer should know it

On Fri, Jul 5, 2013 at 5:13 PM, Grunes, Ian <ian@rossioncars.com> wrote:
FYI

Ian Grunes

President

RP High Performance, Inc

2391 Old Dixie Hwy

Riviera Beach, Fl

USA 33404

Tel #: 1 (561) 863-2800

Fax #: 1 (561) 863-2809

 Follow Rossion on Facebook

DEF009761

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<http://twitter.com/wbmosler>

facebook: Warren Mosler

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<http://www.moslereconomics.com/2009/12/10/7-deadly-innocent-frauds/>

"The most important book ever written"- Elizabeth O'Toole, Jan 8, 2011

DEF009762

50. Full **Plaintiffs' Exhibit 611** in evidence as **PL#101** follows:

From: ["Warren Mosler" <warren.mosler@gmail.com>](mailto:Warren.Mosler@gmail.com)
To: ["Kelly Reagan" <kkr@reaganlawoffices.com>](mailto:kkr@reaganlawoffices.com)
CC: ["J. Todd Wagner" <j.todd.wagner@gmail.com>](mailto:j.todd.wagner@gmail.com)
Date: 12/16/2011 5:28:25 PM
Subject: Re: Correspondence on Behalf of Todd Wagner

Hi Kelly,

The reality is Todd has done quite a bit of damage to my name and my company and couldn't have been further 'out of bounds' with his actions. And now he's putting up conditions that are likely to block the sale of my company.

As for the agreements, Todd violated numerous aspects of the contract that long ago negated it.

Bottom line, Todd is exposed to a multi million dollar lawsuit, and these demands at the point of sale only add to his liability.

As I advised him, I believed his best move is to agree that he owes us nothing and we owe him nothing and move on.

And now that he's retained you to represent him, the end of my patience has been reached.

Please advise him that if he doesn't back off as of Monday, I'll be directing both of my in house attorneys to go after him to the maximum degree allowed by law, and for as long as it takes to bring him to justice.

Please advise him accordingly.

Warren Mosler

On Fri, Dec 16, 2011 at 3:48 PM, Kelly Reagan <kkr@reaganlawoffices.com> wrote:
Please see the attached Confidential Settlement Proposal

Best,

Kelly Reagan

DEF008058

Florida Contact Information
The Law Offices of Kelly Reagan, P.A.
2255 Glades Road

Suite 324A
Boca Raton, Florida 334331
Phone: [\(561\) 988-2629](tel:5619882629)

Michigan Contact Information
The Law Offices of Kelly Reagan
100 West Big Beaver Road
Suite 200
Troy, Michigan 48084
Phone: [\(248\) 740-0352](tel:2487400352)

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"The 7 Deadly Innocent Frauds"
<http://www.moslereconomics.com/2009/12/10/7-deadly-innocent-frauds/>
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Office phone: 340 692 7710 (fax 7715)

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DEF008059

FURTHER AFFIANT SAYETH NAUGHT.

James Todd Wagner, individually and
As Authorized Agent for Supercar Engineering, Inc.

STATE OF FLORIDA
COUNTY OF MARTIN

Before me, the undersigned authority, by means of ☐ physical presence or ☐ online notarization, on this day personally appeared JAMES TODD WAGNER, in his individual capacity as well as authorized agent of SUPERCAR ENGINEERING, INC. who is ☐ personally known to me or ☐ produced a Florida Drivers License who executed the foregoing instrument, attesting that the facts herein are true and who did take an oath.

SWORN TO and SUBSCRIBED before me this _____ day of January, 2025.

NOTARY PUBLIC, State of Florida

(SEAL)

(Print Name)

My Commission No: _____