

Trial Testimony, James Todd Wagner testifying pg 1787 ln 23 – pg 1788 ln 3

23 · · · · Q · With respect to MACC -- MACC's production of

24 · vehicles, ***what, if anything, had Mr. Mosler told the***

25 · ***journalists*** during that same -- in that same 18-week

·1 · period?

·2 · · · · A · He told the journalists they're not producing

·3 · a car.

Trial Testimony, James Todd Wagner testifying pg 1788 ln 6 – 15

6 · · · · Q · So --

·7 · · · · A · And the 18 weeks didn't expire until

·8 · approximately Christmastime. · So well before the

·9 · expiration of the 18 weeks, Mr. Mosler, you know, bombed

10 · the whole thing.

11 · · · · Q · He told you he wasn't -- they weren't

12 · producing cars, right?

13 · · · · A · And that the RaptorGTR is a fake, I don't have

14 · a distributorship, I mean, everything. He just

15 · essentially, like, just nuked it.

Trial Testimony, James Todd Wagner testifying pg 1787 ln 7 - 15

7. . . . Q. . With respect to 18 weeks after the chassis was
8. . completed --
9. . . . A. . Yes.
10. . . . Q. . -- what happened in the interim?
11. . . . A. . In the interim, **Mr. Mosler told the whole**
12. **world that their car was fake**, that it didn't have a
13. distributorship, my company didn't have a
14. distributorship. **And all these journalists concluded**
15. **the fact, because they heard it from the big man**

Trial Testimony, Warren Mosler testifying pg 880 ln 6 - 13

6. . . . Q. . Now that document was published, as you see on
7. the first page, on or about -- excuse me, November 15,
8. 2011, correct?
9. . . . A. . Yeah.
10. . . . Q. . Okay. Now did you speak to Jack Baruth?
11. . . . A. . You know, I don't recall. If he says -- I'd
12. have to look and see what he says, **but I don't have any**
13. **recollection of speaking with him.**

Trial Testimony, James Todd Wagner testifying pg 1204 ln 9 - 21

·9· . . . Q· · So is it fair to say that this -- the
10· ·defamatory statements are picked up again and again and
11· ·again?
12· . . . A· · Again and again and again.· And obviously
13· ·these journalists, who are in this industry, are
14· ·believing them to be true.
15· . . . Q· · Okay.· And what, if anything, does that do
16· ·to -- oh, by the way, when they're talking about you and
17· ·saying that your -- ***that people that might deal with you***
18· ·***are marks or that you're a con man*** or something like
19· ·that --
20· . . . **A· · Yeah.· A mark is actually when a con man tries**
21· ·**to steal from them.**

Trial Testimony, James Todd Wagner in cross-examination pg 1676ln 22 – pg 1677 ln 6

22· . . . Q· · So you understand that Mr. Farah is saying
23· ·that he referred to you as a con man because he
24· ·understood that he was led to believe that you were
25· ·still associated with the company, correct?
·1· . . . **A· · So Mr. Farah thought I was a con man because**
·2· ·**someone at MACC said I wasn't associated with MACC. I**
·3· ·absolutely was associated with MACC as an exclusive
·4· ·distributor.· That's the key word. It's not that I was
·5· ·an employee, **I was a distributor, an exclusive**
·6· ·**distributor.**

Trial Testimony, MACC Office Manager Sylvia Klaker testifying pg 261 ln 6 - 18

·6· . . . A· She was general manager and vice president of

·7· global operations.

·8· . . . Q· And that's right in her signature block, isn't

·9· it, on that document?

10· . . . A· Yes, it is.

11· . . . Q· And *now you're aware that there was a car*

12· *called a RaptorGTR that the company was talking about*

13· *doing a press release, weren't you?*

14· . . . A· Yes.

15· . . . Q· Okay. So you remember a few minutes ago when

16· I was asking you about whether the company made a

17· RaptorGTR and you said you didn't remember?

18· . . . A· Yes.

Trial Testimony, James Todd Wagner testifying pg 1513 ln 22 – pg 1514 ln 5

22· . . . Q· Let's start on the bottom. Your email on

23· August 12, 2011, where you were announcing the

24· certification, was to Lew Lee, Jill Wagner, and Warren

25· Mosler, right?

·1· . . . A· This is for the **certification of the 2012**

·2· **RaptorGTR**, yes.

·3· . . . Q· And Mr. Mosler replied "Good job," right?

·4· . . . A· Yes, he was happy. **That's why I was so**

·5· **surprised all this stuff went down later on.**

Trial Testimony, Warren Mosler testifying pg 880 ln 6 - 13

·7· . . . Q· · ***What about conversations with Matt Farah?***

·8· . . . A· · So that last thing wasn't the question then?

·9· . . . Q· · Did you -- did you tell Mr. Farah that

10· ·Mr. Wagner was not a distributor of Mosler products?

11· . . . A· · I don't know. **If you've got that document,**

12· ·**let me read it and see what I actually told him**, what he

13· ·says I told him.

Trial Testimony, Warren Mosler testifying pg 2274 ln 3 - 25

3· . . . Q· · That's the December 1, 2011 email?

·4· . . . A· · Yeah.

·5· . . . Q· · You might recall because **you were laughing in**
·6· **front of the jury when you discussed it with your**
·7· **attorney.**

·8· . . . A· · Okay.

·9· . . . Q· · Okay.· And in this email Mr. Wagner was still
10· concerned about being **maligned**, wasn't he?

11· . . . A· · Where are you pointing to?

12· . . . Q· · Well, in that email --

13· . . . A· · Yeah.· Where in that email?

14· . . . Q· · The general gist of this email --

15· . . . A· · **Oh, the general gist? Okay.**

16· . . . Q· · Right.

17· --- is that he was trying to turn the situation

18· into something good, right?· **He wanted to clear up**

19· ***misunderstandings*** --

20· . . . A· · Yeah.

21· . . . Q· · -- ***without pointing fingers?***

22· . . . **A· · Yeah. Yes.**

23· . . . Q· · And help convey how amazing the Mosler chassis

24· is, right?

25· . . . A· · I agree, that's what he was trying to do.

20 · · · Q · All right · When you stopped using the name

21 · "Todd," what name did you begin to use?

22 · · · A · My first name, "James."

23 · · · Q · Why did you change your name or ***why did you***

24 · ***start using the name James in 2012?***

25 · · · A · Well, I was unemployed and had been for a

·1· better part of a year · Much of that time was working on

·2· the distributorship for Mosler products · And then after

·3· all this stuff exploded, I needed to get a job and there

·4· was so much defamation about me online under the name

·5· "Todd Wagner," that I -- even with my credentials, that

·6· I thought were fairly good, I couldn't get a job

Trial Testimony, James Todd Wagner testifying pg 1114 ln 20 - 25

20 · · · Q · Okay · And after you changed -- you went back

21 · to using the name "James" and/or when you started using

22 · the name "James" and you took Mosler Auto Care Center

23 · off your resume, what happened with respect to your job

24 · search?

25 · · · A · I got a job within two weeks --