

# EXHIBIT C

SUPREME COURT OF THE STATE OF NEW YORK  
COUNTY OF NEW YORK: CIVIL TERM : PART 45

-----X  
WELLS FARGO BANK, N.A., AS TRUSTEE,

Plaintiff,

-against-

Index No.  
652140/13

CHUKCHANSI ECONOMIC DEVELOPMENT AUTHORITY,  
THE BOARD OF THE CHUKCHANSI ECONOMIC  
DEVELOPMENT AUTHORITY, THE TRIBE OF  
PICAYUNE RANCHERIA OF THE CHUKCHANSI  
INDIANS, THE TRIBAL COUNCIL OF THE TRIBE  
OF PICAYUNE RANCHERIA OF THE CHUKCHANSI  
INDIANS, THE PICAYUNE RANCHERIA TRIBAL  
GAMING COMMISSION, RABOBANK, N.A., GLOBAL  
CASH ACCESS, INC., NANCY AYALA, TRACEY  
BRECHBUEHL, KAREN WYNN, CHARLES SARGOSA,  
REGGIE LEWIS, CHANCE ALBERTA, CARL  
BUSHMAN, and BANK OF AMERICA, N.A.,

Defendants.

-----X  
Telephone conference

New York Supreme Court  
26 Broadway  
New York, New York 10007  
July 29, 2013

B E F O R E:

HON. MELVIN L. SCHWEITZER, JSC

A P P E A R A N C E S:

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and DAVID S. HELLER, ESQ.

(Appearances continued on next page.)

## Proceedings

1  
2 THE COURT: Well, my understanding or my  
3 recollection was that, that was one of the reasons to have  
4 weekly reports of where the money was going, so that in the  
5 event one of the parties disagreed with what was happening,  
6 that there would be some mechanism where they could express  
7 their objections and reach some kind of an understanding as  
8 to what was proper and what was not proper.

9 MR. HOCHMAN: This is John Hochman. Sorry.

10 Thank you, your Honor. That's exactly what we  
11 are here asking for today, is we need to know what money  
12 they are proposing to take out. We need to know where it's  
13 going. And we need a special master, so there is somebody  
14 besides your Honor, because I don't think you are going to  
15 want to be doing this on a weekly or monthly basis, to  
16 refer to if something goes awry; if, in fact, money is  
17 being used to purchase food cards for one faction's  
18 supporters.

19 THE COURT: Yes. Well, first we've got to have a  
20 hearing with a brief on the order to show cause.

21 Today is actually a preliminary hearing to  
22 accommodate you folks to see whether we can't reach an  
23 interim understanding until this is decided on a return  
24 date for the order to show cause. It seems to me that the  
25 best way to do that is the way we had intended it to work,  
26 which is that both sides should be sitting down on a weekly

## Proceedings

1  
2 basis to review the expenditures and rule in those that  
3 both sides agree have to be paid, whether they are to  
4 vendors, whether it's to the CEDA board, whether it's to  
5 the tribal gaming commission, or whether it's to the tribal  
6 government, for certain expenditures that would go to all  
7 tribal members, not just one faction of the tribal members;  
8 and that since we are talking about a month, I'm on  
9 vacation for a month, we have to reschedule this at the  
10 earliest possible time for September, when you will have  
11 the opportunity to brief it and we will have the actual  
12 data.

13 I don't see why we can't have that kind of an  
14 internal agreement on this conference call, which is being  
15 transcribed, that there be a weekly meeting to make that  
16 determination.

17 Can I hear both sides on that?

18 MR. HOCHMAN: That would be completely acceptable  
19 to us. I would simply ask that those meetings be  
20 forward-looking. In other words, you know, say on Monday  
21 of each week we have a meeting about what expenses they  
22 intend to pay that week. And then do the same thing, you  
23 know, going forward for the next week or whatever the dates  
24 would be, on a Thursday for the following week something  
25 like that.

26 MR. MARSTON: Just so I'm clear, what you are

## Proceedings

1  
2 in the first instance, has jurisdiction to decide the  
3 issue.

4 THE COURT: I need an interim process because I'm  
5 on vacation right now until the month of September. And I  
6 think what we should do is, if there is a disagreement  
7 about a payment, it should not be paid and it should be put  
8 in escrow as a pending payment and I will decide that in  
9 September, A, whether I have the power to do it; and B, if  
10 I do, where it should go.

11 MR. HOCHMAN: Thank you, your Honor.

12 MR. MARSTON: Your Honor, this is Les Marston.  
13 Are you saying that the casino then shouldn't make a  
14 payment to the gaming commission or to the CEDA board even  
15 if that means that then the gaming commission or the CEDA  
16 board cannot provide the service to the casino necessary  
17 for the casino to continue to operate?

18 THE COURT: No, I don't think -- I don't think  
19 that that's what he is saying.

20 MR. MARSTON: That's exactly what he is saying.

21 THE COURT: He is saying that there may be CEDA  
22 board payments that don't fall into the category of  
23 necessary payments in order for the casino to operate. If  
24 that's what it is, that's a different story. But  
25 obviously, if there are CEDA board payments that are  
26 required, they need to be made.