

EXHIBIT 4

Pages 15, 16, 17, 18, 40, and 41 from Trial Transcript Volume 5

1 Q. Mrs. Hendrickson, that's not what these cases are about at all, is it?

2 A. Andrew explained that to me this morning. He said I'd made a mistake.

3 THE COURT: Excuse me. Answer her question. Yes or no?

4 MRS. HENDRICKSON: What is it?

5 Q. Isn't it true that these three cases you included in Exhibit 562 and talked about  
6 yesterday have nothing to do with the IRS trying to stop your husband from publishing  
7 his book?

8 A. I just found that out this morning.

9 Q. So is there anything you want to change about your testimony from yesterday?

10 A. I'd have to review the whole thing. This was just this morning that I was made  
11 aware of that, so I don't really have time right here and now to process it.

12 Q. I want to show you what is marked for identification as Government Exhibits  
13 47, 48 and 49. Do you want to take a moment to look through those?

14 A. It would take me more than just a moment to look through something like this.  
15 These were filed against my husband and I really did not deal with them and I would  
16 not be able to process them in this short a period of time.

17 Q. So you're saying you're not familiar with these cases?

18 A. Probably when it first happened I'm sure that Peter mentioned something to me  
19 about it, but these were filed in 2004, so I'm really sorry. I really can't process this in  
20 this short a time. That's asking a bit much to go through these three legal filings in a  
21 matter of moments.

22 Q. But you had no problem testifying yesterday as to those same three cases that  
23 you knew what they were.

24 A. Yes. If I'm familiar with something, that's different, but I'm not familiar with this  
25 right now. This is 10 years ago.

1 Q. Let's take a look at the first page of your Exhibit that you put in yesterday, 562.  
2 You see this relates to a civil case 04-72323, here in this Court.

3 A. Is that one of these?

4 Q. I'm asking you does this first page of Exhibit 562 relate to a civil case here in  
5 the Eastern District of Michigan, 04-72323?

6 A. It does.

7 Q. Isn't it true, Mrs. Hendrickson, that that case was an effort to get your husband  
8 to produce documents to the IRS as part of an audit that was being conducted?

9 A. Again, you're asking me about something that happened 10 years ago.

10 Q. Yesterday to get this document into evidence, to get this document into  
11 evidence yesterday you testified that you knew what this case was and today your  
12 testimony is that you're not familiar with it?

13 A. There were cases to have the book not be published and I got them mixed up.  
14 Those were the ones I'm more familiar with, but these others I'm not as familiar with.  
15 I'm sorry.

16 Q. Mrs. Hendrickson, isn't it true that the Government has never filed a case  
17 against your husband to stop him from publishing a book, not once?

18 A. That's not my recollection.

19 Q. So what case is it that you're referring to in which they sued to do that?

20 A. I don't have the paperwork here obviously.

21 Q. I want you to take a look at what's been marked for identification as  
22 Government 47, the one I just handed to you.

23 A. Yes.

24 Q. This is a document for the same case number that's on the first page of your  
25 Exhibit 562.

1 A. Okay.

2 Q. Is that right?

3 A. Yes.

4 Q. And do you see that this case in Government Exhibit 47 relates to efforts to  
5 enforce a summons that was served on your husband as part of an audit?

6 A. I see. So then -- okay. That's paragraph one.

7 Q. The Government moves for admission of Exhibit 47.

8 THE COURT: Is there objection?

9 MR. WISE: Yes, Your Honor. I don't think that the document itself is  
10 relevant. I think the fact that the summons action is what this is is before the Jury and  
11 the contents of the document aren't really relevant to this matter particularly as I don't  
12 think Mrs. Hendrickson has reviewed them prior to her testimony.

13 THE COURT: Miss Siskind, are you using these documents to impeach  
14 her credibility?

15 MS. SISKIND: Yes, Your Honor.

16 THE COURT: I think you can do that without admitting the documents  
17 into evidence.

18 Q. (By Ms. Siskind continuing) So this case that we have here on the screen  
19 which you testified yesterday was a lawsuit brought by the Government to stop your  
20 husband from publishing a book actually isn't that at all, is it?

21 A. I've already acknowledged that I made a mistake.

22 Q. And did you also make a mistake when you told the Jury yesterday that this  
23 case in San Francisco was also an effort by the Government to stop your husband  
24 from publishing his book?

25 A. I believe you're just piling on here. All four are the same thing.

1 Q. Please answer my question. Were you mistaken yesterday?

2 A. Yes. I admit when I make a mistake.

3 Q. So now you understand that this case in San Francisco also related to a  
4 summons.

5 A. I guess if I look at case numbers. Is that one of these you handed me?

6 Q. You could look at what's been marked for identification as Government's  
7 Exhibit 48.

8 A. I'm looking for where the case numbers match up if that's what you want me to  
9 determine. I don't know where they are. Oh, okay. No, that's not it.

10 Q. I'm sorry. My apologies. I directed you to the wrong exhibit. You understand  
11 now that this is not -- this action here on the screen was not a suit to prevent your  
12 husband from publishing his book?

13 MR. WISE: Objection, Your Honor. Can I approach?

14 THE COURT: Okay. What exhibit is this on the screen now?

15 MS. SISKIND: This is still 562.

16 THE COURT: Thank you.

17 **(Sidebar conference out of the hearing of the jury as follows)**

18 MR. WISE: I don't know if Mrs. Hendrickson should be here or not.

19 MS. SISKIND: I think she should be here.

20 MR. WISE: I'm handling the Direct though and making objections, so --  
21 it's up to you, Judge.

22 THE COURT: She's been coming to side bar all along.

23 MR. WISE: Let's bring her up then.

24 THE COURT: She is not here? You can do it.

25 MR. WISE: Your Honor, I think that Miss Siskind is mischaracterizing

1 Certificate of Service on this, so I'm not sure if I did receive it. Maybe I did.

2 Q. First let's look at that then.

3 A. I'm guessing I did, but --

4 THE COURT: What's your question? It wasn't about the Certificate of  
5 Service. Excuse me. That was before the document was admitted into evidence, so  
6 what is your question now?

7 MS. SISKIND: I think the question I asked was whether the 6th Circuit  
8 rejected her First Amendment challenges to Judge Edmunds' Order.

9 THE COURT: That's the question, Mrs. Hendrickson.

10 THE WITNESS: Is it in here somewhere?

11 Q. (By Ms Siskind continuing) First let me ask you this because you weren't sure if  
12 you received it. Do you see on the screen a copy of the letter dated November 22nd,  
13 2011?

14 A. Yes.

15 Q. And it's addressed to you?

16 A. Yes.

17 Q. And it says that you received a copy of the Order.

18 A. Okay. That's different from the kind we usually use. Okay.

19 Q. Now I want you to look at page five. I would like you to please read the  
20 paragraph that starts the Hendricksons.

21 A. The Hendricksons also contend that their constitutional rights would be violated  
22 by compliance with the Order because they would be forced to swear to a fact they  
23 did not believe was true and that it would infringe upon their First Amendment right to  
24 petition the Government for redress of their grievance regarding their tax obligation.  
25 However, we have rejected similar tax protestor arguments find no merit to them in

1 this case and then --

2 MS. SISKIND: (Interjecting) I have no further questions, Your Honor.

3 THE WITNESS: -- I wasn't quite done. The case referenced is **Conces**  
4 which is in apposite to our case. **Conces** was --

5 THE COURT: Mrs. Hendrickson, you've read the paragraph as you were  
6 asked to do.

7 MS. SISKIND: I have no further questions, Your Honor.

8 THE COURT: Thank you.

9 MR. WISE: You can leave that up.

10 THE WITNESS: Can I just speak with Andrew for a moment?

11 THE COURT: No.

12 **REDIRECT-EXAMINATION**

13 **BY MR. WISE:**

14 Q. Mrs. Hendrickson, you were starting to say something about the **Conces** case  
15 that the 6th Circuit referenced in this Order?

16 A. Yes.

17 Q. Why don't you go head and tell us your opinion as to how **Conces** relates to  
18 your case?

19 A. Because Conces was trying to say that his First Amendment rights were being  
20 violated because he was being told to answer interrogatories. That's not the same  
21 thing, and so yes, they ruled against Conces, but that's not signing your name to a tax  
22 form. An interrogatory is simply demanding -- if you're being sued, demanding like  
23 financial information and such like that and he said by providing that, that was  
24 violating his First Amendment rights, so that's not even a case relevant to this.

25 Q. Miss Siskind started her Cross-examination, one of the earlier points was going