

MAURI B. KELLY
LACKAWANNA COUNTY

PHILIP GODLEWSKI,
Plaintiff

2023 FEB -1 P 2:34

IN THE COURT OF COMMON PLEAS
OF LACKAWANNA COUNTY

v.

CLERK OF JUDICIAL
RECORDS CIVIL DIVISION

CIVIL DIVISION

CHRIS KELLY, et al.
Defendants.

JURY TRIAL DEMANDED
No.: 2021-CV-2195

.....
**SUPPLEMENT TO DEFENDANTS' SECOND MOTION FOR SANCTIONS AND
THIRD MOTION FOR SANCTIONS**

Defendants, Chris Kelly, The Scranton Times, L.P., and Larry Holeva (“Defendants”), by and through their attorneys, Haggerty Hinton & Cosgrove LLP, files the following Supplement to Defendants’ Second Motion for Sanctions and Third Motion for Sanctions against Plaintiff.

(a) **Defendants’ Second Motion for Sanctions**

The central issue in this defamation lawsuit is whether Plaintiff had a sexual relationship with a 15-year-old minor which led to the filing of criminal charges against him in 2010. Plaintiff was 25 years old when it is alleged he had a sexual relationship with the 15-year old victim. That 15-year-old victim is now identified as B.D. This lawsuit has been pending since May 24, 2021. Since that time, Defendants have served Plaintiff with numerous written discovery requests regarding his relationship with B.D. and requests to disclose any and all communications he has had with B.D. Plaintiff has admitted to only having an in-person communication with B.D. to warn her that he was going to file a lawsuit against The Scranton Times. The lawsuit was filed May 24, 2021.

In Plaintiff’s Verified Supplemental Response to Defendants’ Request for Production of Documents (Set I) dated December 9, 2021, he states: “As for the “sexual relations” or “intercourse” or “sexual and illegal intimacy” [with B.D.] there are no documents because it never happened.” (See Exhibit D attached to Defendants’ Second Motion for Sanctions.) Even as late as

November 18, 2022, Plaintiff served an Answer to Defendants' Interrogatory denying *ever* having a sexual relationship with B.D. (Exhibit Z, No. 7, attached to Defendants' Second Motion for Sanctions.) Plaintiff obviously didn't know at that time that the prime witness in this case, B.D., met with defense counsel on October 31, 2022 and supplied him with an Affidavit stating she had a sexual relationship with Phil Godlewski when she was 15 years old and she supplied defense counsel with over 1,000 text messages she had with Phil Godlewski in 2021-2022 in which they explicitly discussed their past sexual relationship.

The focus of this Motion for Sanctions is not to address the core issue in the case, i.e. whether Phil Godlewski had a sexual relationship with B.D. when she was 15 years old. Rather, it is to determine whether Plaintiff submitted false discovery responses and whether he intentionally withheld or destroyed his text messages with B.D. to subvert discovery. A timeline of Defendants' relevant discovery requests and Plaintiff's responses is attached hereto as **Exhibit AA**. Defendants submit that Plaintiff's conduct in submitting false discovery responses and failing to produce his text messages with B.D. is intentional and warrant a dismissal of the case and financial sanctions to reimburse Defendants for its legal fees and costs as well as to punish Plaintiff.

B.D. consented to having her cell phones downloaded by twobytwo Solutions LLC on November 3, 2022. This company provided her text messages to defense counsel on November 7, 2022. There were 1,386 text messages between Phil Godlewski and B.D. in just the years 2021 and 2022. Many of these text messages occurred in close proximity of Defendants submitting discovery requests to Plaintiff asking for his communications with B.D. or within days of Plaintiff responding to Defendants' counsel about his communications with B.D. All along Plaintiff claimed he did not possess any text messages with B.D. The sheer volume of the text messages he had with B.D. certainly provides strong evidence he knew of them and that his verified discovery responses were

intentionally false. The real clincher proving Plaintiff had his texts with B.D. all along is his Telegram post of November 27, 2022. (See **Exhibit BB** attached hereto.) Defense counsel supplied Plaintiff's lawyer with the 1,386 text messages obtained from B.D.'s cell phones on November 22, 2022. Those text messages are in a very unique format. The total batch of text messages in the format produced by twobytwo Solutions, LLC will be supplied to the Court at the hearing. On November 27, 2022, Phil Godlewski posted a screen shot of text messages he had with B.D. which obviously came from his phone, iPad or his personal computer. (See **Exhibit BB** attached hereto.) The text message screen shot that Phil Godlewski used on his Telegram channel, viewed by many of his 635,000 followers, is different than the format of the same messages supplied by Defendants as produced by twobytwo Solutions, LLC. (See the format of the same message as supplied by twobytwo Solutions, LLC marked as **Exhibit CC** and attached hereto.) In other words, the text messages Plaintiff used on his Telegram channel had to come from Phil Godlewski's electronic device. Defendants have obtained an expert report from Dennis Cheng of twobytwo Solutions, LLC who analyzed Phil Godlewski's Telegram channel and the text messages in question. Mr. Cheng has concluded that the text message posted by Phil Godlewski to his Telegram channel on November 27, 2022 came from Phil Godlewski and not from the discovery production provided to Plaintiff's counsel. (See Dennis Cheng's report and exhibits attached hereto as **Exhibit DD**.) Phil Godlewski lied about possessing any text messages he had with B.D. and he intentionally withheld them from Defendants. Plaintiff has refused to produce his cell phone for forensic examination. (**Exhibit JJ** attached hereto.)

Phil refused to produce his text messages with B.D. for the simple reason that they are fatal to his case. They prove he had a sexual relationship with B.D. even though he responded to discovery under oath stating he never had a sexual relationship (Exhibit Z attached to

Defendants' Second Motion for Sanctions) with B.D. (See **Exhibit EE** (ST 1135 and ST 1209) attached hereto.) These texts are admissions by Plaintiff about his sexual relationship with B.D. They are clear and explicit. Further, Phil Godlewski did not want to admit to having text messages with B.D. since a number of those text messages discuss his proposal to her to match up their testimony in this case to help him obtain a verdict against The Scranton Times. (See **Exhibit W** attached to Defendants' Second Motion for Sanctions.) He presented it to her as a "financial opportunity" and a "windfall." (**Exhibit W** attached to Defendants' Second Motion for Sanctions.) Looking at the entirety of the text message conversation about his proposal it is clear that he is trying to set her up to give false testimony in this lawsuit. The series of text messages he had with B.D. about matching their stories are **Exhibit W** attached to Defendants' Second Motion for Sanctions. Phil Godlewski has now admitted in a Response to Request for Admissions (**Exhibit FF** attached hereto) that these 1,386 text messages with B.D. were his true and correct communications with B.D. He is not denying they happened.

(b) Defendants' Third Motion for Sanctions

On November 14, 2022, this Court ordered Plaintiff to produce his (1) tax returns, (2) his video shows, (3) his Harvard certificate, (4) his firearm documents and a (5) verification for his answers to interrogatories (Set II) within ten (10) days. Plaintiff failed to abide by this Order. He provided the signed verification (#5) for Set II on January 5, 2023. (See **Exhibit GG** attached hereto.) Plaintiff satisfied the tax return item (#1) on January 5, 2023. Items #3 and #4 were satisfied on January 9, 2023. (**Exhibit GG** attached hereto.) The last item, #2 (video shows) is unsatisfied to date but Plaintiff's counsel advised is working on an affidavit to address it.

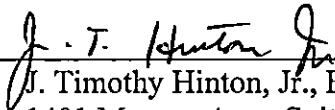
Plaintiff failed to comply with the Court's deadline (10 days) for the items ordered in the November 14, 2022 Order. Plaintiff has answered #3 claiming he possesses no certificates from

Harvard University despite showing a purported Harvard certificate on his wall in numerous online video shows. (See **Exhibit HH** attached hereto.) Defendant believes the Harvard certificate in his videos is a fake and thus the reason he will not produce it in discovery. Plaintiff has also represented that he attended Regent University to obtain his Masters in the Arts of Law degree. (See Exhibit D, #21 attached to Defendants' Second Motion for Sanctions.) This is just another lie under oath by Plaintiff. Regent University has no records regarding Philip Godlewski attending any program there. (See **Exhibit II** attached hereto.) Plaintiff has delayed responding to simple discovery requests, even defying Court Orders, and he has wasted the Defendants time and money. Defendants are not seeking a dismissal of the case based on Plaintiff's tardy compliance with most of the Court's November 14, 2022 Order but this whole chapter shows his bad faith. Plaintiff's real egregious conduct which warrants a dismissal is set forth in Section (a) above.

RESPECTFULLY SUBMITTED,

HAGGERTY HINTON & COSGROVE LLP

Date: 2/1/2023

By: 
J. Timothy Hinton, Jr., Esq.
1401 Monroe Ave., Suite 2
Dunmore, PA 18509
(570) 344-9845
timhinton@haggertylaw.net
Attorneys for Defendants,
*Chris Kelly, The Scranton Times, L.P. and
Larry Holeva*

CERTIFICATE OF COMPLIANCE

I hereby certify that this filing complies with the provisions of the Public Access Policy of the Unified Judicial System of Pennsylvania: Case Records of the Appellate and Trial Courts that require filing confidential information and documents differently than non-confidential information and documents.

/s/ J. Timothy Hinton, Jr., Esq.
J. TIMOTHY HINTON, JR., ESQUIRE
PA I.D. 61981

PHILIP GODLEWSKI,
Plaintiff

v.

CHRIS KELLY, TIMES SHAMROCK
COMMUNICATIONS, THE SCRANTON :
TIMES-TRIBUNE, LARRY HOLEVA :
Defendants. :

MAURI B. KELLY
LACKAWANNA COUNTY COURT OF COMMON PLEAS
OF LACKAWANNA COUNTY
2023 FEB -1 P 2:34
CIVIL DIVISION
CLERK OF JUDICIAL RECORDS CIVIL DIVISION
JURY TRIAL DEMANDED
No.: 2021-CV-2195

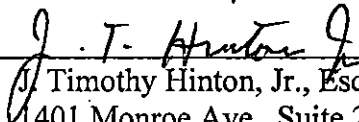
.....
CERTIFICATE OF SERVICE

I hereby certify that on this 1st day of February 2023, I caused to be served by electronic mail, a true and correct copy of the foregoing Supplement to Defendants' Second Motion for Sanctions and Third Motion for Sanctions upon the following:

Timothy M. Kolman, Esq.
414 Hulmeville Ave.
Pennel, PA 19047
TKolman@kolmanlaw.com
Attorney for Plaintiff

RESPECTFULLY SUBMITTED,

HAGGERTY HINTON & COSGROVE LLP

By: 
Timothy Hinton, Jr., Esq.
1401 Monroe Ave., Suite 2
Dunmore, PA 18509
(570) 344-9845
timhinton@haggertylaw.net
Attorneys for Defendants,
*Chris Kelly, The Scranton Times, L.P. and
Larry Holeva*

Timeline – Plaintiff’s Discovery Responses

2/14/2021	Article in the Times-Tribune newspaper states Plaintiff pled guilty to corruption of a minor charge in 2011 and admitted to having a sexual relationship with a 15-year old girl.
5/24/2021	Phil Godlewski files defamation lawsuit against Defendants claiming he never had sex with a 15-year old girl.
6/8/2021	Defense counsel serves preservation of evidence letter to Attorney Kolman to preserve any evidence “about the lawsuit, the Defendants, the article. . . any criminal charges ever filed against Philip Godlewski and all electronically stored information, including any relevant information on a smartphone or mobile phone. <i>(Exhibit E)</i>
7/9/2021 & 7/12/2021	<p>Defendants served Plaintiff with Interrogatories (Set I) <i>(Exhibit G)</i> and Requests for Production of Documents (Set I) <i>(Exhibit I)</i>.</p> <p>The first page of the Interrogatories states “[T]hese Interrogatories are continuing in nature and require you [Plaintiff] to file supplementary answers pursuant to Rule 4007.4.”</p> <p>In the event that any document requested to be identified by any Interrogatory has been destroyed or discarded, such document shall be identified by stating... its date of destruction or discard, the manner of destruction or discard and the reason for destruction or discard...</p>
9/20/2021	<p>Plaintiff’s response to Interrogatories (Set I) <i>(Exhibit H)</i>:</p> <p>33. Do you have any letters, e-mails or text messages to or from the 15-year-old girl?</p> <p>ANSWER: None.</p> <p>Plaintiff’s response to RFP (Set I) <i>(Exhibit J)</i>:</p> <p>19. Any documents [defined to include telecommunicative] sent to or from the 15-year-old girl referred to in the article attached to your Complaint.</p> <p>ANSWER: None.</p>
6/24/2022	Defendants served Plaintiff with Request for Production of Documents (Set IV) <i>(Exhibit K)</i>
8/22/2022	<p>Plaintiff’s response to RFP (Set IV) <i>(Exhibit L)</i></p> <p>7. Produce any text message between Phil Godlewski and [B.D.] between 1/1/2008 through the present date.</p> <p>Answer: Plaintiff does not have any.</p>
11/4/2022	Defendants served Plaintiff with Interrogatories (Set III) <i>(Exhibit M)</i>
11/7/2022	twobytwo Solutions, LLC provided defense counsel with 1533 text messages between Phil Godlewski and B.D. that were downloaded from B.D.’s phone on 11/3/22.

11/9/2022	<p>Plaintiff's response to Defendants' Interrogatories (Set III) (<i>Exhibit N</i>):</p> <p>6. Has Plaintiff communicated with [B.D] about his Lawsuit or his damages from the Article?</p> <p>ANSWER: Yes.</p> <p>If Plaintiff answers "yes", please state the dates of such communications, the form of such communications (live in person, phone, text or email) and the substance of each communication (such participant stated) on each specific date of the communication.</p> <p>ANSWER: Plaintiff does not recall the specific date of communication. Plaintiff spoke with [B.D.] in person regarding the filing and warned that it was eminent. Plaintiff asked if [B.D.] would rather Plaintiff forego filing, so as to avoid any stress into her life. [B.D.] said to file so that they could both set the record straight.</p>
11/18/2022	<p>Plaintiff's response to Defendants' Interrogatories (Set IV) (<i>Exhibit Z</i>):</p> <p>7. Did you have sex or a sexual relationship with B.D. at any time?</p> <p>ANSWER: No.</p> <p>ff "yes" when did you have sex or a sexual relationship with her and how long did the sexual relationship last?</p> <p>ANSWER: N/A.</p>
11/22/2022	<p>Defense counsel provided Plaintiff's counsel with all text messages provided by twobytwo Solutions, LLC.</p>
11/23/22	<p>Defense counsel serves Request for Admissions (Set I) upon Plaintiff and a request to produce Plaintiff's cell phone for forensic examination to obtain his communications with B.D.</p>
12/8/22	<p>Plaintiff admits the text messages obtained by twobytwo Solutions, LLC from B.D.'s phone were his communications with B.D. (<i>Exhibit FF</i>):</p> <p>1. Do you admit that the documents attached hereto as Exhibit "A" (ST 1021 to ST 1508) are copies of electronic message communications you had with B.D.?</p> <p>ANSWER: Yes.</p> <p>Plaintiff's counsel refused to produce Plaintiff's cell phone for forensic examination and states they will file a motion for a protective order regarding a cell phone examination. No such motion has been filed. (<i>Exhibit JJ</i>)</p>

Phil's Telegram page – November 27, 2022



79% 8:35 PM



Phil Godlewski 2.0 FAKE
635K subscribers

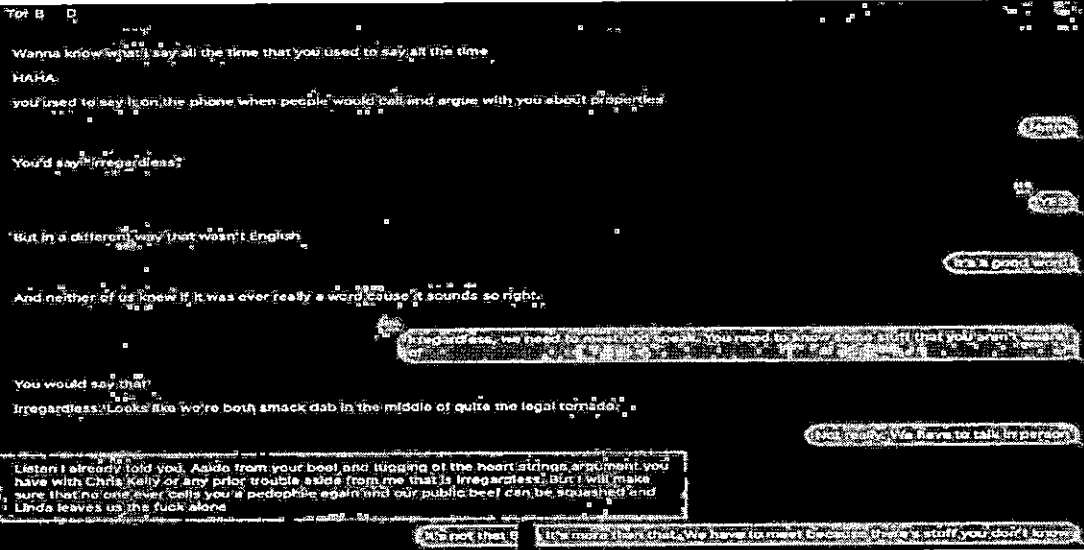


Supreme Court Lawsuit Docket #22-380 Brunson
fires Biden, Harris, and Members of Congress

69.8K 08:18



Phil Godlewski 2.0



They think they have the receipts.

I'm 10 steps ahead.

When does a bird sing?

Game Theory.

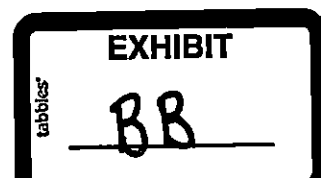
Reserve your judgement, my friends. This is farrrrrr
from over 🤔

64.9K 09:52



Phil Godlewski 2.0

ST 1832



Produced by Defendants

From: [redacted] (owner)
To: +15707804567 Phil

Listen I already told you. Aside from your beef and tugging of the heart strings argument you have with Chris Kelly or any prior trouble aside from me that is irrelevant. But I will make sure that no one ever calls you a pedophile again and our public beef can be squashed and Linda leaves us the fuck alone.

Participant	Delivered	Read	Played
+15707804567 Phil	8/18/2022 2:57:12 PM(UTC-4)		

Status: Sent

8/18/2022 2:57:03 PM(UTC-4)

Source Extraction:
Logical (1), Advanced Logical (1)

[redacted]/mobile/Library/SMS/sms.db : 0x5E1570 (Table: message, chat, handle; Size: 29642752 bytes)

From: +15707804567 Phil
To: [redacted] (owner)

It's not that Brie. It's more than that. We have to meet because there's stuff you don't know

Participant	Delivered	Read	Played
[redacted]		8/18/2022 3:16:48 PM(UTC-4)	

Status: Read

8/18/2022 3:08:12 PM(UTC-4)

Source Extraction:
Logical (1), Advanced Logical (1)

[redacted]/mobile/Library/SMS/sms.db : 0x5E580C (Table: message, handle, chat; Size: 29842752 bytes)

From: [redacted] (owner)
To: +15707804567 Phil

Hang on

Participant	Delivered	Read	Played
+15707804567 Phil	8/18/2022 3:16:57 PM(UTC-4)		

Status: Sent

8/18/2022 3:16:56 PM(UTC-4)

Source Extraction:
Logical (1), Advanced Logical (1)

Source Info: [redacted]/mobile/Library/SMS/sms.db : 0x5EAB84 (Table: message, chat, handle; Size: 29842752 bytes)



Godlewski Telegram Channel and Mobile Communication Preservation and Analysis

January 23, 2023

by

Dennis G. Cheng

dcheng@twobytwo.io



646 Park St, Suite 2020
Honesdale, PA 18431



Executive Summary

Mobile communications from a witness were forensically preserved. Communications with a telephone number associated with Mr. Godlewski were extracted and produced to counsel. A Telegram Channel associated with Mr. Godlewski was preserved. Some messages containing evidence relating to this litigation were examined in depth. A post, dated November 27, 2022 09:52, contained an edited screenshot of a conversation between Mr. Godlewski and the witness. The content of the messages matched that of the forensic preservation of mobile communications and can be deemed authentic. However, the screenshot did not originate from the forensic collection. Rather, it is most likely a screenshot of a macOS personal computer with the device perspective of Mr. Godlewski. A later post, dated November 27, 2022 10:22, contains an edited screenshot of a message from the witness to Mr. Godlewski. The screenshot was taken from a PDF document produced by 2x2 from the witness message preservation.

Introduction

twobytwo Solutions, LLC (2x2) is a boutique digital forensics and consulting expert firm based in Northeastern Pennsylvania. Founded in 2011, it has handled a wide range of matters spanning civil and criminal litigation, corporate investigations, incident response, and expert consulting. Founder and principal investigator, Dennis Cheng, has over 20 years of experience in the field and has personally led hundreds of cases. He has been recognized as an expert in Digital Forensics, Information Technology, Digital Communications, and Data Analysis in Federal and Commonwealth courts. He has represented leadership in all three branches of Commonwealth government and both political caucuses. He has been retained by law enforcement agencies to conduct internal investigations and assist in complex matters, including handling grand jury materials. He was invited to serve as an outside advisor to then General Josh Shapiro to modernize and improve the digital operations of the Office of Attorney General. A CV is included as Exhibit A.

At the request of Attorney J. Timothy Hinton, Jr., 2x2 performed forensic services pertaining to Godlewski v. Kelly et al. in the Court of Common Pleas of Lackawanna County, Civil Division [2021-CV-2195] (The Matter).

Initially, the engagement was to create a forensically sound preservation of a witness's communications with Mr. Godlewski and produce them for use in the litigation.

Later, 2x2 was directed to create a preservation of a Telegram channel used by Mr. Godlewski to publicly post about this litigation. Of specific interest was an analysis of posts from November 27, 2022 containing evidence relating to The Matter.

For background, Telegram is an internet-based instant messaging service consisting of a software application tied to a proprietary server back-end. Telegram claims to offer secure, encrypted communications.



Of note is Telegram's end-to-end encrypted communications, which many believe are resistant to third-party and government eavesdropping. This feature attracted groups such as the Islamic Revolutionary Guard, Islamic State of Iraq and the Levant (ISIS), neo-Nazi groups such as The Base, and alt-right insurrectionist organizations such as Proud Boys. These protections are also embraced by journalists, dissidents, activists, and privacy-minded citizens. The de-platforming of certain problematic sites, such as Parler, and calls to moderate hate speech and misinformation/disinformation on other platforms is believed to have fueled a large migration of users to the largely unmoderated Telegram. Today, roughly 700 million active users worldwide use the service.

Telegram also offers a one-way, one-to-many communication feature called Channels. By default, Channel owners can post content, but other users may not. Channels can be made public and accessible outside the Telegram application via web page. Channels are not end-to-end encrypted. In addition to terrorist organizations, hate groups, and insurrectionists, some mainstream organizations and official entities, such as the New York Times and the Ukrainian Government, maintain Telegram Channels to distribute news and information.

The November 27 posts of interest were made to the t.me/phil_godlewskii Telegram Channel titled Phil Godlewski 2.0 (The Channel). A January 16, 2023 post on describes The Channel as '(announcements channel)' associated with Mr. Godlewski (Exhibit B). Additionally, counsel requested individual preservation of three posts relating to The Matter on December 5, 2022. At the time of examination, The Channel was available to the general public.

Material and Methods

Mobile Device Acquisition and Production

On November 3, 2022, 2x2 captured the witness's communications using Cellebrite's Physical Analyzer (v 7.57.1.9) application. The Cellebrite forensics platform is considered the gold standard in mobile device forensics and is widely used by both private, public, and law enforcement practitioners. Cellebrite images are considered the *lingua franca* of mobile device forensic data.

Multiple acquisitions were performed using different techniques in order to ensure a robust collection. These acquisitions were processed and deduplicated in the Cellebrite system for analysis.

2x2 was tasked with identifying data associated with the telephone number +1.570.780.4567. This number was purported to belong to Philip Godlewski. A review of contact records in the acquisition data confirmed a matching contact named 'Phil' with the same number.

2x2 conducted searches of the acquisition data for records relating to the Phil contact. This search identified two call log entries and three chat threads. These threads are



largely duplicative but subtly different, one coming from an iTunes backup extraction and the other two from the message stores of two iPhones (with different numbers) presented by the witness.

2x2 prepared data exports containing the call logs and chat threads and produced them to counsel in appropriate formats. Counsel has subsequently produced Bates stamped versions of these productions. For simplicity, this report will attempt to reference the stamped versions of these documents when considering the Telegram content.

Telegram Channel Acquisition

A preservation of The Channel was made using the Telegram Desktop for Windows application (v4.5.3 x64) using the "Export chat history" feature. An HTML (human-readable) preservation was made on January 10, 2023. A JSON (structured, computer-readable data) preservation followed on January 11, 2023. These exports were then preserved and represent the complete, public version of The Channel at the time of export. Additionally, application screenshots were taken of selected posts in The Channel that were subject to further consideration. Application screenshots are a more familiar way for laypeople to relate to chat data. When used, the underlying HTML and JSON preservations serve to authenticate the content of the screenshots.

Telegram Post Analysis

Receipts Post

The November 27, 2022 09:52 post contains an attached image of an edited screenshot showing a message exchange between two parties. An image of the post is included in Figure 1. The text of the post in context with the attached image seems to reference The Matter. Exhibit C contains a production of the HTML and JSON preservations of this post and attachment. The text and timestamps are consistent with those in Figure 1. For future discussion, this post may be referenced as the Receipts Post. At the time of writing, this post was publicly available at https://t.me/phil_godlewskii/8581.



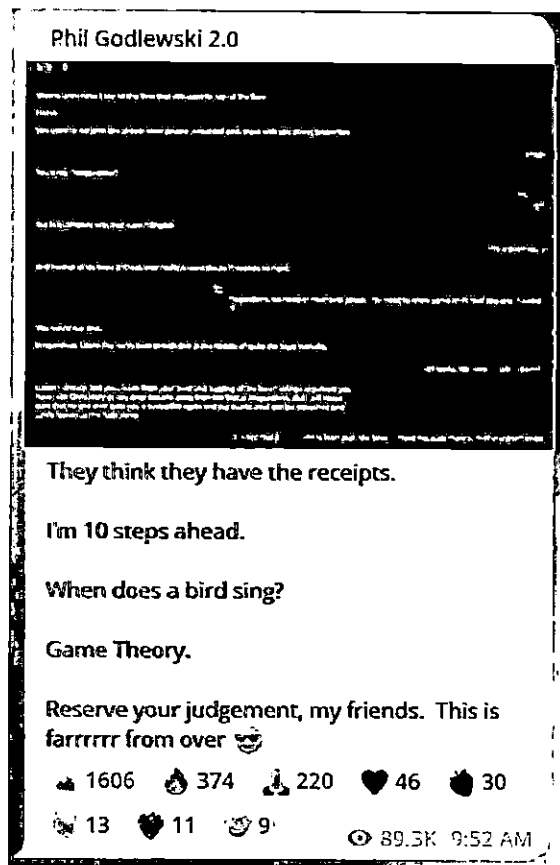


Figure 1 Screenshot of 11/27/22 9:52 Telegram "Receipts Post"

The attachment to the Receipts Post is a JPG image file titled photo_3199@27-11-2022_09-52-29.JPG. The native file is attached to Exhibit C. A scaled version is presented in Figure 2. Portions of the image have been redacted to conceal the identity of the chat participant in three places. Additionally, a red box was added to one message for emphasis. This image appears to be an edited screenshot of the native Messages application shown from the device perspective of Mr. Godlewski (meaning Godlewski messages are colored blue and presented right justified).

No meaningful metadata was available in the image file to assist analysis. This is expected, as Telegram automatically strips all image EXIF metadata as part of the upload process.

Because the image appears to be edited, an Error Level Analysis (ELA) was performed on the image file. ELA is a widely used image analysis technique that examines mathematical artifacts in the way an image file is compressed. The common use case of ELA is in the detection of 'photoshopped' images. ELA tends to highlight areas that have compression error levels different from adjacent areas. ELA is most effective at revealing edits in surfaces and edges of images. The ELA output of the Receipts Post attachment is shown in Figure 3. The ELA analysis indicates that the message bubbles



are likely original to the screenshot because the error levels appear consistent. It also confirms the redactions and red box highlight were edits made to the original screenshot.



Figure 2 "Receipts Post" Attachment photo_3199@27-11-2022_09-52-29.JPG



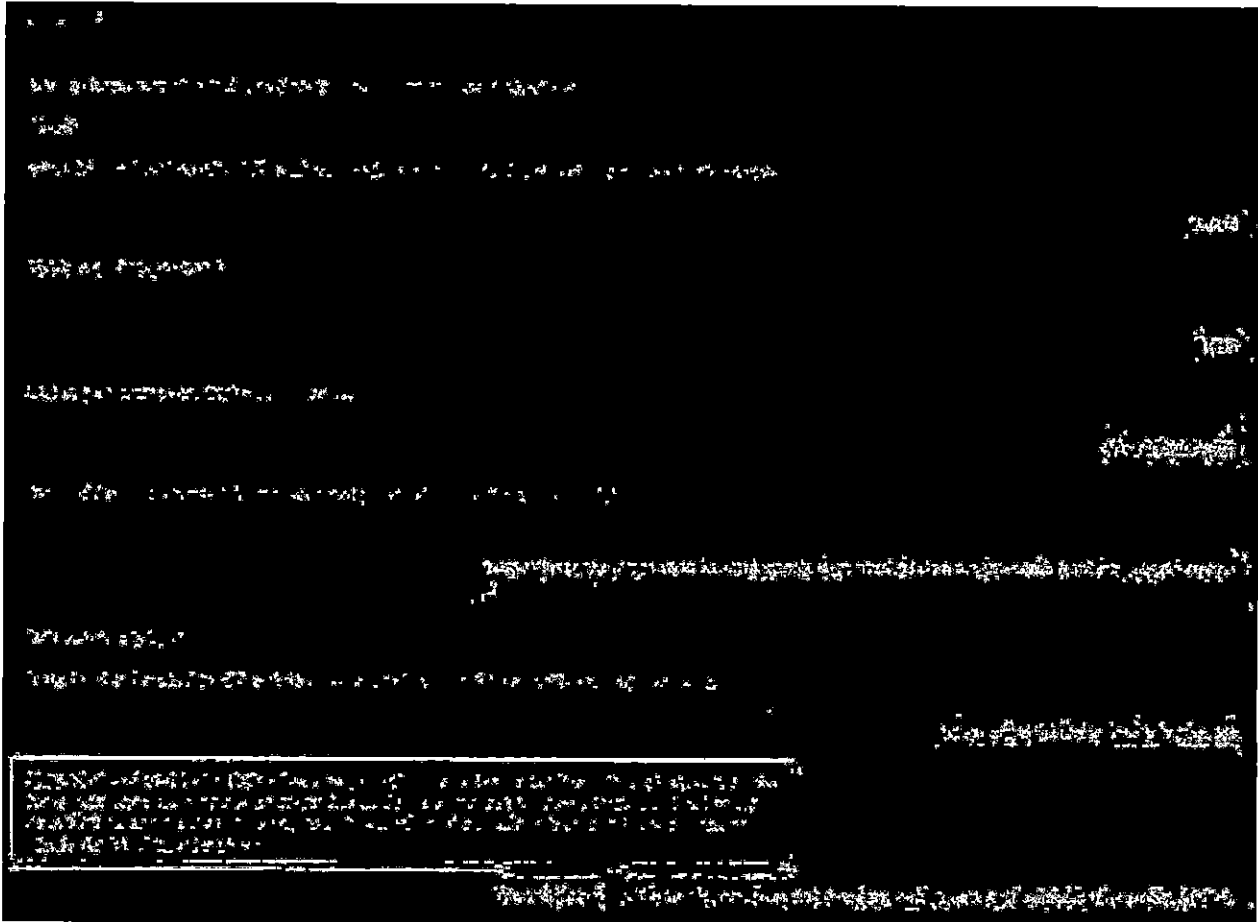


Figure 3 ELA output of Receipts Post attachment photo_3199@27-11-2022_09-52-29.JPG

Discovery Post

Roughly half an hour after the Receipts Post, another post appears in The Channel. Dated November 27, 2022 10:22, this post also contains an attached image that appears to be a capture of another message. A screenshot of the post is included in Figure 4. Exhibit D contains a production of the HTML and JSON preservations of this post. The text and timestamps are consistent with those in Figure 4. The text of the post refers to *Scranton Times* "discovery". For future discussion, this post may be referenced as the Discovery Post. At the time of writing, this post was publicly available at https://t.me/phil_godlewskii/8583.



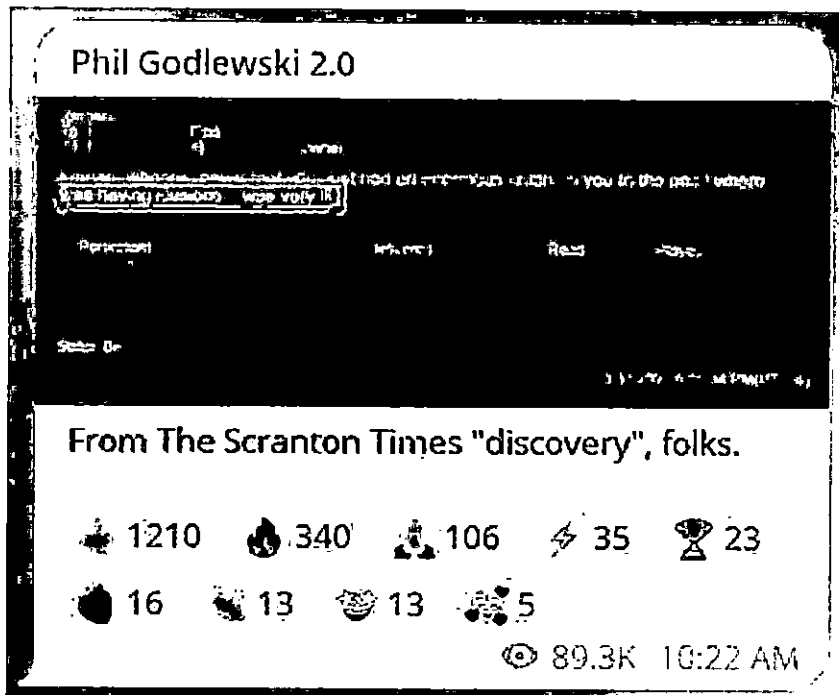


Figure 4 Screenshot of 11/27/22 10:22 Telegram "Discovery Post"

The attachment to the Discovery Post is JPG image file titled photo_3201@27-11-2022_10-22-27.JPG. The native file is attached to Exhibit D. A scaled version is presented in Figure 5. Portions of the image have been redacted to conceal the identity of the chat participants in three places. Additionally, a red box was added to add emphasis. Compared to the messages shown in Figure 5, this message is presented in different format than an Apple Messages screenshot. Additionally, this message is presented from the device perspective of the witness, rather than Mr. Godlewski.

Because the image appears to have been altered, an ELA analysis was performed. The ELA output of the Discovery Post attachment is shown in Figure 6. The ELA analysis indicates that the message content is likely original to the screenshot. It also confirms the redactions and red box highlight were edits made to the original screenshot.



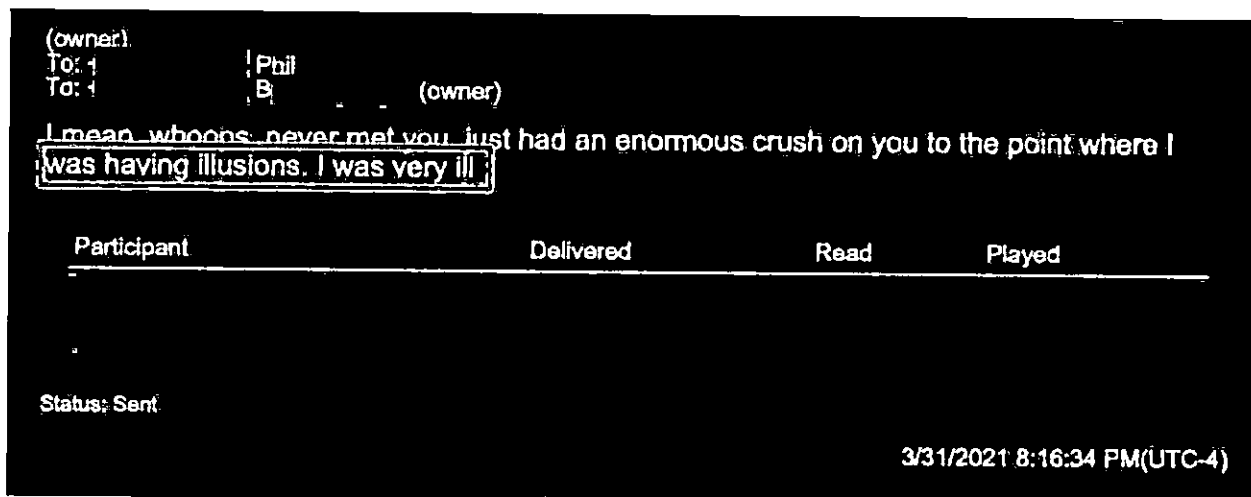


Figure 5 "Discovery Post" Attachment photo_3201@27-11-2022_10-22-27.JPG

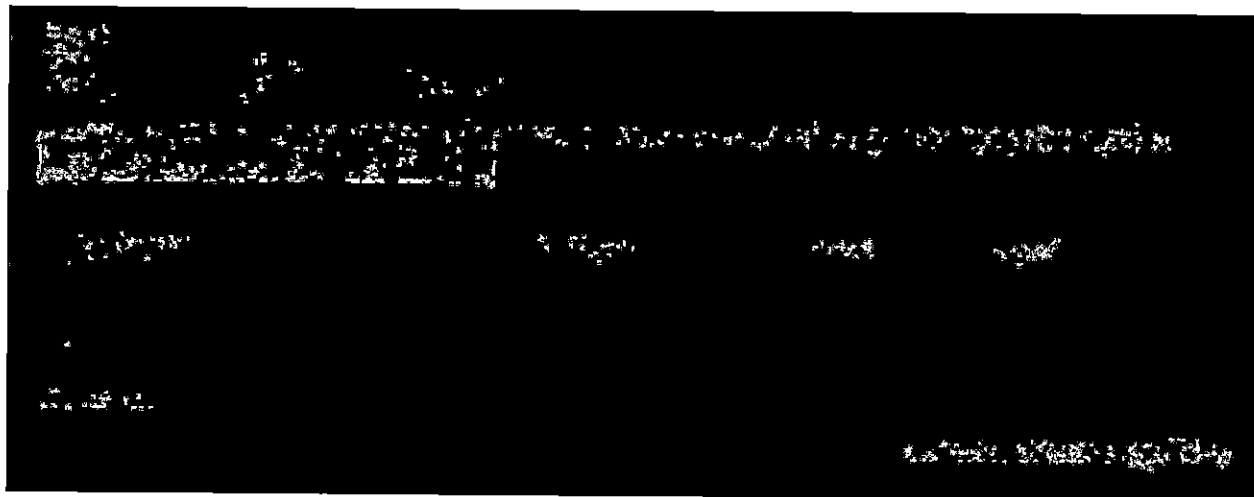


Figure 6 ELA output of Discovery Post attachment photo_3199@27-11-2022_10-22-27.JPG

Oblivian[sic] Post

A post made December 5, 2022 14:46 poses a question relating to defamation, financial status, and litigation, seemingly relating to The Matter. A screenshot of the post is included in Figure 7. Exhibit E contains a production of the HTML and JSON preservations of this post. The text and timestamps are consistent with those in Figure 7. For future discussion, this post may be referenced as the Oblivian[sic] Post. At the time of writing, this post was publicly available at https://t.me/phil_godlewskii/8680.



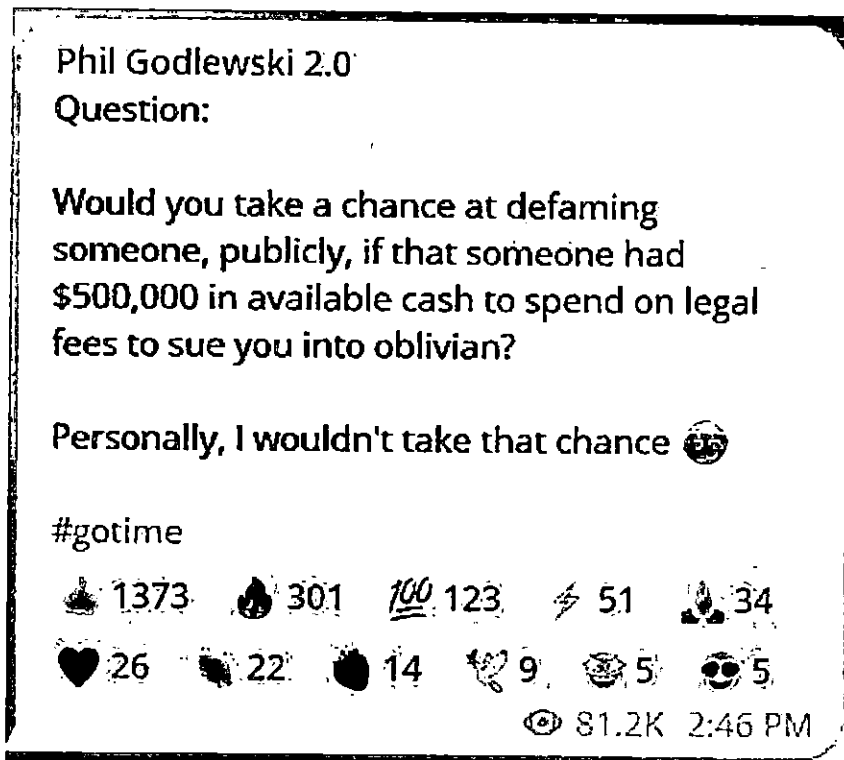


Figure 7 Screenshot of 12/5/22 14:46 Telegram "Oblivian[sic] Post"

Mousetrap Post

Roughly 14 minutes after the Oblivian[sic] Post, another post appears in The Channel. Dated December 5, 2022 15:00, this post is simply an slow-motion animation of a human finger tripping, but not getting trapped in, an un-baited mousetrap. There is no text accompanying the post. A screenshot of the post is included in Figure 8. Exhibit F contains a production of the HTML and JSON preservatons of this post. For future discussion, this post may be referenced as the Mousetrap Post. At the time of writing, this post was publicly available at https://t.me/phil_godlewskii/8681.

The post attachment is a video file titled DANGER-ZONE.MP4. A still frame of the video appears in the post screenshot. The native video is digitally attached to Exhibit F.





Figure 8 Screenshot of 12/5/22 15:00 Telegram "Mousetrap Post"

Big News Post

Several hours after the Mousetrap Post on December 5, 2022 21:06, another post was made to The Channel with the text 'Big news'. Attached is a nearly 18-minute video of a person talking to a camera while operating a vehicle on a highway. A screenshot of the post is included in Figure 9. Exhibit G contains a production of the JSON preservation of this post. For future discussion, this post may be referenced as the Big News Post. At the time of writing, this post was publicly available at https://t.me/phil_godlewskii/8696.

The post attachment is a video file titled IMG_0720.MOV. A still frame of the video appears in the post screenshot. The native video is attached to Exhibit G.





Figure 9 Screenshot of 12/5/22 21:07 Telegram "Big News Post"



Results

Receipts Post

The message content shown in the Receipts Post attachment was compared to the forensic preservation of the witness's mobile communications. The content of these messages matched the content preserved by 2x2, ultimately labeled ST1488-ST1494 in The Matter. However, the device perspective does not match. The 2x2 preservation data is in device perspective of the witness. The post attachment shows the same conversation from the device perspective of Mr. Godlewski.

The image appears to be a screenshot of the Apple Messages application. More specifically, the application is running on macOS personal computer in dark mode. The position of the chat participant's name in the upper left of the chat frame and the location of the camera and information icons at the upper right are unique to the macOS version of the application. If the screenshot was made on an iOS device, such as an iPhone or iPad, the participant name would be centered at top of the frame and the information icon (circle i) absent.

The image is not a complete screenshot of the application window and has been cropped at the top, bottom, and left sides

ELA might be considered overkill in this circumstance, but the analysis helps detect if the message content was fabricated or manipulated. There is no indication of this. The content of the messages is authentic. The screenshot appears to be an authentic rendering of the conversation identified in ST1488 - ST1494, just from the opposing device perspective and with added emphasis and redaction.

The conclusion is that the content in the screenshot did not originate from 2x2's preservation of the witness's communications or directly from the witness.

Discovery Post

The format and presentation of content in Figure 5 is identical to the message extraction by the Cellebrite application. The content of the message matches the message found at the bottom of document page ST1064, including the idiosyncratic display of '(owner)' in two places of the message header. Figure 10 is a more fulsome representation of the message shown in the Discovery Post screenshot taken directly from the Cellebrite output.

This analysis has determined the source of the message content in the Discovery Post attachment originated from a PDF export of the forensic message preservation performed by 2x2. Source extraction information and participant identities have been redacted after capture. Figure 10 shows the information removed from the Discovery Post.



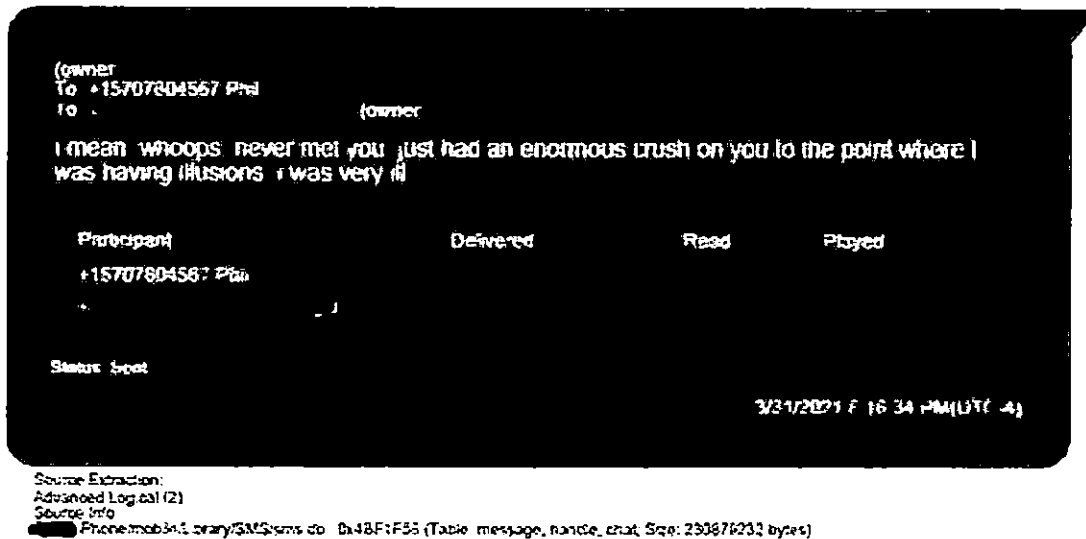


Figure 10 Authentic message from forensic preservation dated 3/31/2021 08:16

Discussion

The primary question driving this examination was determining the origins of the Receipts Post attachment. All analyses consistently support the following conclusions.

The Channel on Telegram, described as Mr. Godlewski's general announcements channel, appears to be authentic. It has distributed content not otherwise available in public relating to The Matter. There is no evidence that The Channel is managed by anyone other than Mr. Godlewski or his agents.

The Discovery Post shows that Mr. Godlewski had access to the forensic message production made by 2x2.

The Receipts Post screenshot, on the other hand, shows a source of message content other than the forensic preservation performed by 2x2.

Image analysis and comparison to preservation documents show that the screenshot of the conversation in the Receipts Post is an accurate rendering of the conversation preserved by 2x2.

ELA analysis shows that it is unlikely that the screenshot message content was fabricated or cut-and-pasted. The ELA analysis did confirm the highlight and redactions.

Analysis of the User Interface indicates the messages resided in an accessible state on a personal computer. Forensic examination of that personal computer may yield additional insights germane to this analysis.




Therefore, the evidence supports the conclusion that the screenshot attached to the Receipts Post is authentic but not sourced from the witness mobile communication preservation. Rather, the evidence suggests that the communications originated from a device perspective reflecting Mr. Godlewski.

Conclusions

The screenshot attached to the Receipts Post did not originate from the witness, rather it originated from a device associated with Mr. Godlewski's messaging account.

The collection and analysis of these data were performed using industry standard software and best practices. These conclusions represent an opinion to a reasonable degree of professional certainty given the evidence available. The author reserves the right to perform additional analysis and supplement the findings here.

Signed,



Dennis G. Cheng

January 23, 2023



Exhibits

Exhibit A	Dennis Cheng Curriculum Vitae
Exhibit B	Telegram Channel Post 1/16/23
Exhibit C	Telegram Channel Post 11/27/22 09:52 "Receipts Post"
Exhibit D	Telegram Channel Post 11/27/22 10:22 "Discovery Post"
Exhibit E	Telegram Channel Post 12/5/22 14:46 "Oblivian[sic] Post"
Exhibit F	Telegram Channel Post 12/5/22 15:00 "Mousetrap Post"
Exhibit G	Telegram Channel Post 12/5/22 21:07 "Big News Post"

Supplemental Attachments

Figure 3 - Receipts Post Attachment ELA.png

Figure 6 - Discovery Post Attachment ELA.png

ST1064.pdf

ST1483-ST1494.pdf



Exhibit A

CURRICULUM VITAE

NAME: Dennis G. Cheng
twobytwo Solutions, LLC
646 Park St, Suite 2020
Honesdale, PA 18431
dcheng@twobytwo.io

PRESENT EMPLOYMENT:

2011-Present Founder
twobytwo Solutions, LLC, Honesdale, PA

Provide consulting, discovery, analytical, and expert services for criminal and civil litigation. Conduct forensic examinations of computer and network systems for internal, criminal, and civil litigation investigations. Conduct specialized analysis and integration of large and unconventional datasets.

PRIOR EMPLOYMENT:

1999-2014 President
Cerebros Medical Systems, LLC, Olyphant PA

Oversee operations of a company that specializes in the gathering, storage, analysis, and dissemination of medical information in the context of general medical operations. Activities include development of secure Internet applications, health data exchanges, and secure health databases. Provide comprehensive services and oversight for institutional IT operations. Perform risk assessment, investigation, and mitigation on sensitive health and commercial data networks.

2005-2011, conducted forensic examinations of computer and network systems for internal, criminal, and civil litigation investigations. Provided consulting, discovery, analytical, and expert services for criminal and civil litigation.

1996-1999 Director, Corporate Development
Clinical Laboratories, Inc. / Pathology Associates of NE Pennsylvania, Scranton PA

Responsibilities included the identification of problems in and developable areas of corporate operations. Areas of development primarily focus on medical informatics, managed care, and acquisitions. Designed the first Internet-based system for querying patient laboratory results (COPAS). Served as Security Officer.

1994-1996 Systems Analyst / Programmer
Wayne Memorial Hospital, Honesdale, PA

Primary work was dedicated to managing a \$4 million Health Information System (HIS) project. Work was nominated for the 3M Healthcare and InterHealth System's "Spirit of Innovation Award". Served as Network Security officer.

1986-1994 Independent Technology Consultant

Primary responsibilities involved the design, implementation, and ongoing operations of computing infrastructure in medical operations throughout Northeastern Pennsylvania.

OTHER DUTIES:

- 2021-Present Board Director
WVIA Public Media, Pittston, PA
- 2020-Present Technology Advisor
Homestead School, Glen Spey, NY
- 2017-Present Board Director
Channel Ape, Inc., Scranton PA (Multichannel eCommerce SaaS Platform)
- 2016-Present Member/Subject Area Expert, Central Pennsylvania
InfraGard, FBI – Private Sector Partnership
- 2017-2019 Board Director
Scranton Lackawanna Industrial Building Company (SLIBCO)
- 2004-2018 Special Advisor: IT infrastructure and e-commerce security
Michael Cutler Company, Blakley, PA
- 2005-2006 Technology Expert, Pathology Advisory Board
IMPAC Health Systems, Mountain View, CA
- 2002-2004 Technology Expert, Product Advisory Board
IMPATH Inc., San Jose, CA
- 2000-2002 Internet Communications and Security Expert, Product Advisory Board
Tamtron Corporation, San Jose, CA
- 1997-1999 Expert, Product Advisory Board
Siemens/Shared Medical Systems, Malvern, PA

EDUCATION:

School of Hygiene and Public Health, Johns Hopkins University
Baltimore, MD
MPH, Health Policy & Management/Biostatistics

College of Literature, Sciences, and Arts, University of Michigan
Ann Arbor, MI
B.S., Evolutionary Biology

PUBLICATIONS:

- Krug H and Cheng D. Radiology Uses of the Internet. *Radiology Management: The Journal of the American Healthcare Radiology Administrators*. AHRA, **17:3** p. 34-40 (1995).
- Cheng D and Cheng K. Web-based Applications for the Lab. *ADVANCE for Administrators of the Laboratory*. **10:2** p. 54- (2001).
- Cheng D. Predictive and Psychic Customer Service. *ADVANCE for Administrators of the Laboratory*. (Aug 2005)

Exhibit B



Phil Godlewski 2.0 FAKE

Forwarded from Phil Godlewski 2.0 FAKE

Here is an updated list of my current social media networks (as of 01/04/23). ANY other channel other than those listed below is not me, nor is it publically associated with me:

t.me/phil_godlewskii (announcements channel)

Truth Social: [@realphilgodlewski](https://truthsocial.com/@realphilgodlewski)

PG.LIVE Private Telegram (available only through philgodlewski.live Digital Soldier or NinjaJet subscription)

philgodlewski.live (1-stop shop for everything - membership levels available!)

DLive.tv/philgodlewski (Livestreams only)

Locals: philgodlewski.locals.com (Subscription Livestream platform for troll/drama-free experience w/ better quality streaming)

rumble.com/c/philgodlewski (past uploads AND Livestreaming)

gab.com/PhilGodlewski (alternate social media site, super secure for backup purposes)

instagram.com/philgodlewski (alternate social media site)

Twitter: [@philgodlewski_](https://twitter.com/philgodlewski_)

facebook.com/philgodlewski17

philssilver.com (Phil's Silver Inc. platform for discounted silver & gold)

7kmetals.com/philgodlewski (public link for purchasing silver & gold bullion)

philazon.com (platform for Patriot-owned business to advertise to Patriot buyers)

givesendgo.com/PatriotPartyLegalFund (GSG fundraiser site for legal fees against the Scranton Times - currently CLOSED for donations)

t.me/phil_godlewskii/9360

59.8K

Jan 16, 2023 at 19:13

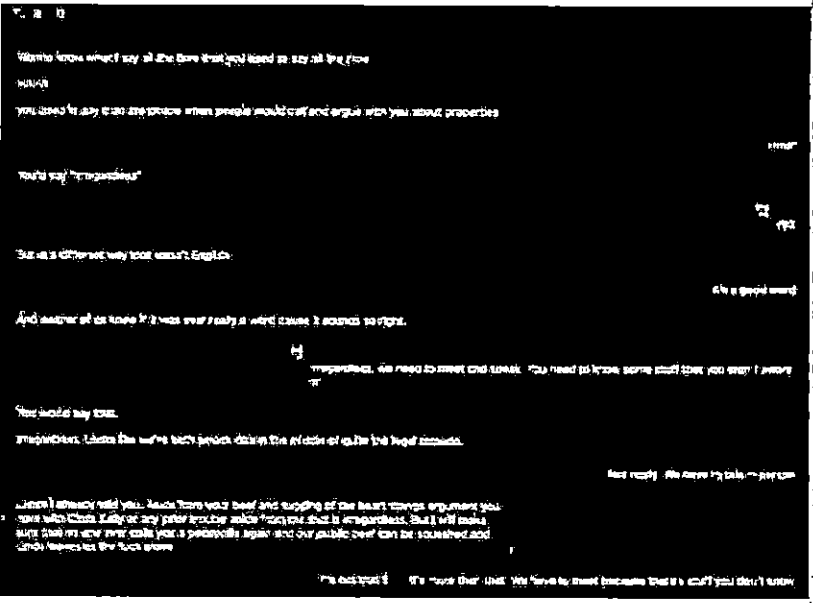
EMBED

VIEW IN CHANNEL

CONTEXT

Exhibit C

Phil Godlewski 2.0



They think they have the receipts.

I'm 10 steps ahead.

When does a bird sing?

Game Theory.

Reserve your judgement, my friends. This is farrrrrr from over 🤪

👍 1606 🔥 374 🗨️ 220 ❤️ 46 🍷 30
 🤪 13 🍷 11 🗨️ 9

👁️ 89.3K 9:52 AM

JSON Metadata Export of Nov 27, 2022 @ 9:52 Post

```
{
  "ID": 8581,
  "TYPE": "MESSAGE",
  "DATE": "2022-11-27T09:52:29",
  "DATE_UNIXTIME": "1669560749",
  "EDITED": "2022-11-27T09:52:42",
  "EDITED_UNIXTIME": "1669560762",
  "FROM": "PHIL GODLEWSKI 2.0",
  "FROM_ID": "CHANNEL1577810626",
  "PHOTO": "PHOTOS/PHOTO_3199@27-11-2022_09-52-29.JPG",
  "WIDTH": 1280,
  "HEIGHT": 935,
  "TEXT": "THEY THINK THEY HAVE THE RECEIPTS.\N\N'I'M 10 STEPS AHEAD.\N\NWHEN DOES A BIRD SING?\N\NGAME THEORY.\N\NRESERVE YOUR JUDGEMENT, MY FRIENDS. THIS IS FARRRRRR FROM OVER 😎",
  "TEXT_ENTITIES": [
    {
      "TYPE": "PLAIN",
      "TEXT": "THEY THINK THEY HAVE THE RECEIPTS.\N\N'I'M 10 STEPS AHEAD.\N\NWHEN DOES A BIRD SING?\N\NGAME THEORY.\N\NRESERVE YOUR JUDGEMENT, MY FRIENDS. THIS IS FARRRRRR FROM OVER 😎"
    }
  ]
}
```



Phil Godlewski 2.0 FAKE

To: B

Wanna know what I say all the time that you used to say all the time

HAAA

you used to say it on the phone when people would call and argue with you about prop

You'd say "irregardless"

But in a different way that wasn't English

And neither of us knew if it was ever really a word cause it sounds so right.

HA

Irregardless, we need to meet
of

You would say that.

Irregardless, Looks like we're both smack dab in the middle of quite the legal tornado.

Listen I already told you. Aside from your beef and tugging of the heart strings argument
have with Chris Kelly or any prior trouble aside from me that is irregardless. But I will ma
sure that no one ever calls you a pedophile again and our public beef can be squashed
Linda leaves us the fuck alone

It's not that B . It's more th

They think they have the receipts.

I'm 10 steps ahead.

When does a bird sing?

Game Theory.

Reserve your judgement, my friends. This is farrrrrr from over



t.me/phil_godlewskii/8581

89.5K

Nov 27, 2022 at 09:52

Wanna know what I say all the time that you used to say all the time

HAHA

you used to say it on the phone when people would call and argue with you about properties

You'd say "irregardless"

But in a different way that wasn't English

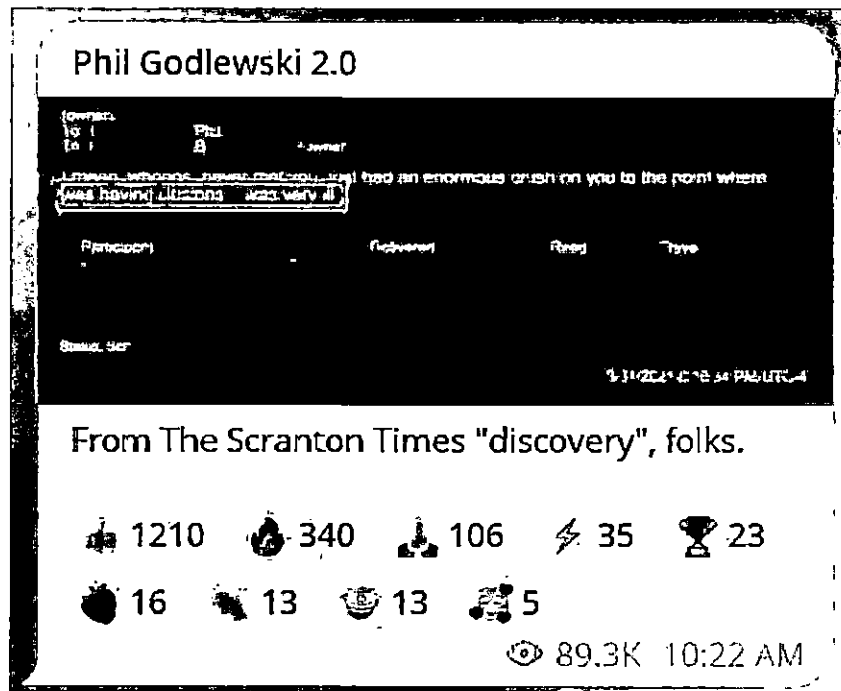
And neither of us knew if it was ever really a word cause it sounds so right.

HA
HA

Irregardless, we need to meet and s

of

Exhibit D

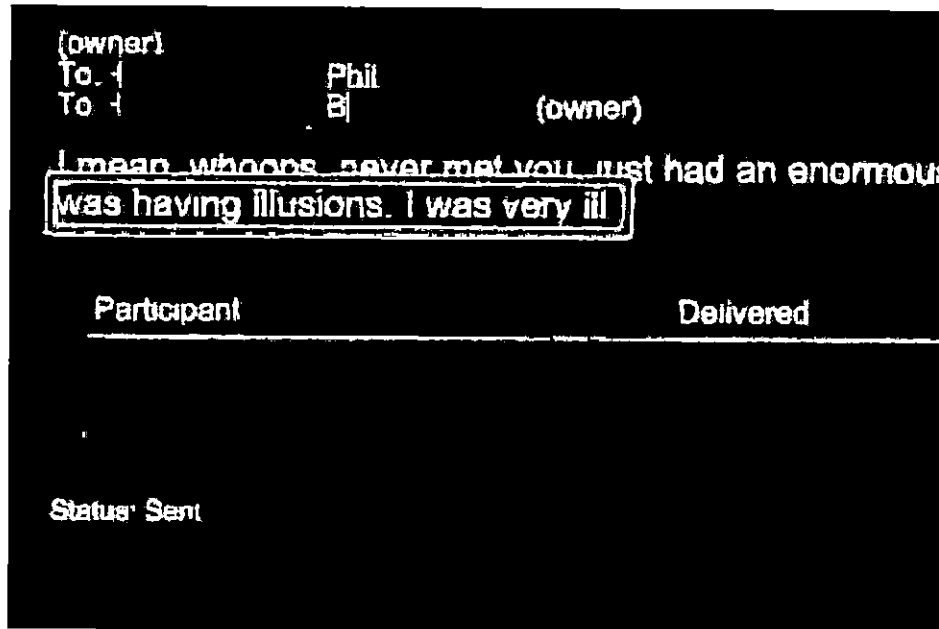


JSON Metadata Export of Nov 27, 2022 @ 10:22 Post

```
{
  "ID": 8583,
  "TYPE": "MESSAGE",
  "DATE": "2022-11-27T10:22:27",
  "DATE_UNIXTIME": "1669562547",
  "EDITED": "2022-11-27T10:22:56",
  "EDITED_UNIXTIME": "1669562576",
  "FROM": "PHIL GODLEWSKI 2.0",
  "FROM_ID": "CHANNEL1577810626",
  "PHOTO": "PHOTOS/PHOTO_3201@27-11-2022_10-22-27.JPG",
  "WIDTH": 1280,
  "HEIGHT": 494,
  "TEXT": "FROM THE SCRANTON TIMES \"DISCOVERY\", FOLKS.",
  "TEXT_ENTITIES": [
    {
      "TYPE": "PLAIN",
      "TEXT": "FROM THE SCRANTON TIMES \"DISCOVERY\", FOLKS."
    }
  ]
}
```



Phil Godlewski 2.0 FAKE



From The Scranton Times "discovery", folks.

t.me/phil_godlewskii/8583

89.4K

Nov 27, 2022 at 10:22

EMBED

VIEW IN CHANNEL

CONTEXT

(owner)

To: +

Phil

To: +

Bl

(owner)

I mean whoops never met you just had an enormous c
was having illusions. I was very ill

Participant

Delivered

Status: Sent

Exhibit E

Phil Godlewski 2.0

Question:

Would you take a chance at defaming someone, publicly, if that someone had \$500,000 in available cash to spend on legal fees to sue you into oblivian?

Personally, I wouldn't take that chance 🤔

#gotime

👍 1373 🔥 301 🏆 123 ⚡ 51 🙏 34

❤️ 26 🍷 22 🍎 14 🍷 9 🏆 5 🤔 5

👁️ 81.2K 2:46 PM

JSON Metadata Export of Dec 5, 2022 @ 14:46 Post

```
{
  "ID": 8680,
  "TYPE": "MESSAGE",
  "DATE": "2022-12-05T14:46:32",
  "DATE_UNIXTIME": "1670269592",
  "EDITED": "2022-12-05T14:46:41",
  "EDITED_UNIXTIME": "1670269601",
  "FROM": "PHIL GODLEWSKI 2.0",
  "FROM_ID": "CHANNEL1577810626",
  "TEXT": [
    "QUESTION:\n\nWOULD YOU TAKE A CHANCE AT DEFAMING SOMEONE, PUBLICLY, IF THAT SOMEONE HAD $500,000 IN AVAILABLE CASH TO SPEND ON LEGAL FEES TO SUE YOU INTO OBLIVIAN?\n\nPERSONALLY, I WOULDN'T TAKE THAT CHANCE 😏\n\n",
    {
      "TYPE": "HASHTAG",
      "TEXT": "#GOTIME"
    },
    ""
  ],
  "TEXT_ENTITIES": [
    {
      "TYPE": "PLAIN",
      "TEXT": "QUESTION:\n\nWOULD YOU TAKE A CHANCE AT DEFAMING SOMEONE, PUBLICLY, IF THAT SOMEONE HAD $500,000 IN AVAILABLE CASH TO SPEND ON LEGAL FEES TO SUE YOU INTO OBLIVIAN?\n\nPERSONALLY, I WOULDN'T TAKE THAT CHANCE 😏\n\n"
    },
    {
      "TYPE": "HASHTAG",
      "TEXT": "#GOTIME"
    },
    {
      "TYPE": "PLAIN",
      "TEXT": ""
    }
  ]
}
```



Phil Godlewski 2.0 FAKE

Question:

Would you take a chance at defaming someone, publicly, if that someone had \$500,000 in available cash to spend on legal fees to sue you into oblivian?

Personally, I wouldn't take that chance 🤔

#gotime

t.me/phil_godlewskii/8680

81.2K

Dec 5, 2022 at 14:46

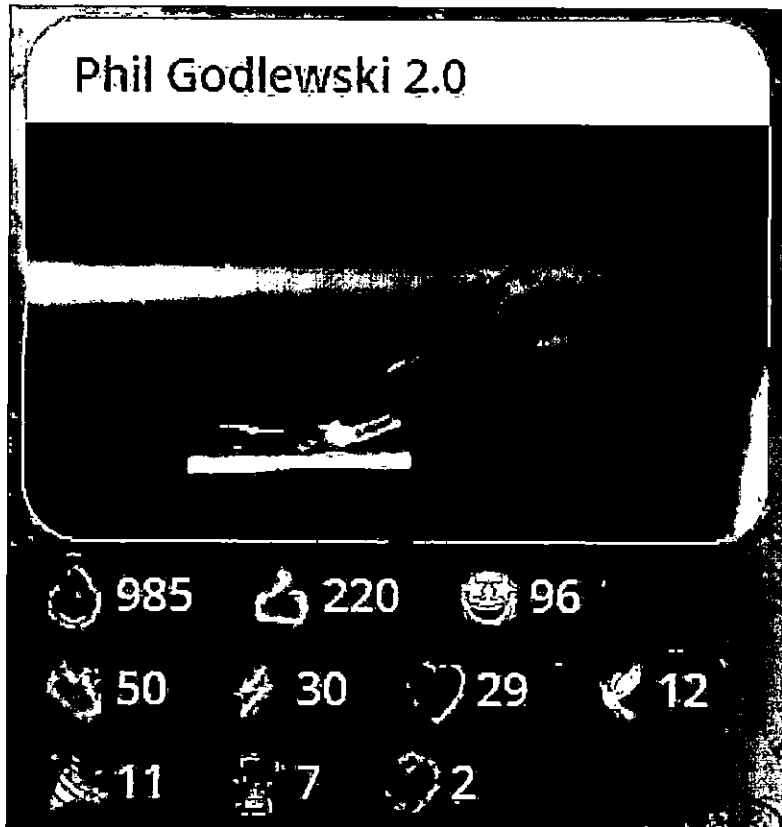
EMBED

VIEW IN CHANNEL

CONTEXT

Exhibit F

Telegram Client Screen Capture of Dec 5, 2022 @ 15:00 Post



JSON Metadata Export of Dec 5, 2022 @ 15:00 Post

```
{  
  "ID": 8681,  
  "TYPE": "MESSAGE",  
  "DATE": "2022-12-05T15:00:44",  
  "DATE_UNIXTIME": "1670270444",  
  "EDITED": "2022-12-05T15:01:02",  
  "EDITED_UNIXTIME": "1670270462",  
  "FROM": "PHIL GODLEWSKI 2.0",  
  "FROM_ID": "CHANNEL1577810626",  
  "FILE": "VIDEO_FILES/DANGER-ZONE.MP4",  
  "MEDIA_TYPE": "ANIMATION",  
  "MIME_TYPE": "VIDEO/MP4",  
  "DURATION_SECONDS": 8,  
  "WIDTH": 208,  
  "HEIGHT": 116,  
  "TEXT": "",  
  "TEXT_ENTITIES": []  
}
```



Phil Godlewski 2.0 FAKF

t.me/phil_godlewskii/8681

81.1K

Dec 5, 2022 at 15:00

EMBED

VIEW IN CHANNEL

CONTEXT

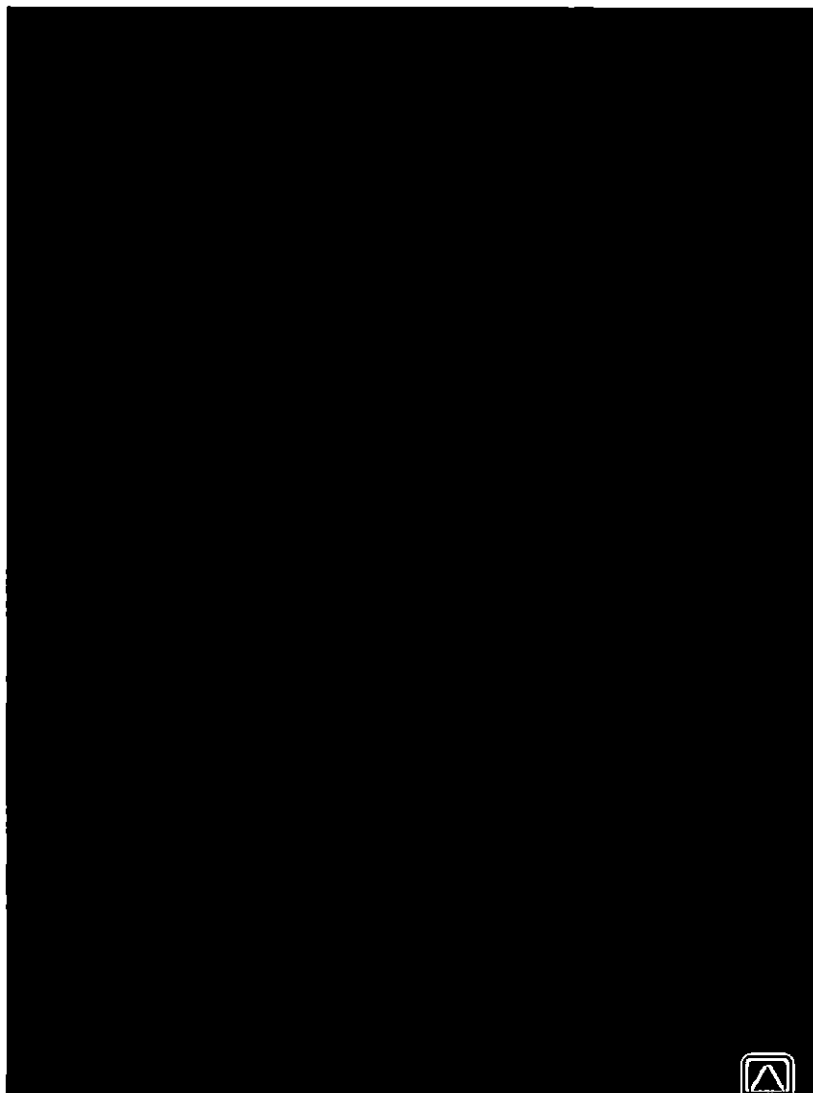


Exhibit G



JSON Metadata Export of Dec 5, 2022 @ 21:07 Post

```
{
  "id": 8696,
  "type": "message",
  "date": "2022-12-05T21:07:51",
  "date_unixtime": "1670292471",
  "edited": "2022-12-05T21:08:28",
  "edited_unixtime": "1670292508",
  "from": "Phil Godlewski 2.0",
  "from_id": "channel1577810626",
  "file": "video_files/IMG_0720.MOV",
  "thumbnail": "video_files/IMG_0720.MOV_thumb.jpg",
  "media_type": "video_file",
  "mime_type": "video/mp4",
  "duration_seconds": 1074,
  "width": 464,
  "height": 848,
  "text": "Big news",
  "text_entities": [
    {
      "type": "plain",
      "text": "Big news"
    }
  ]
}
```



Supplemental Attachments

1. The first part of the report deals with the general situation of the country and the progress of the work during the year.

2. The second part of the report deals with the work done during the year.

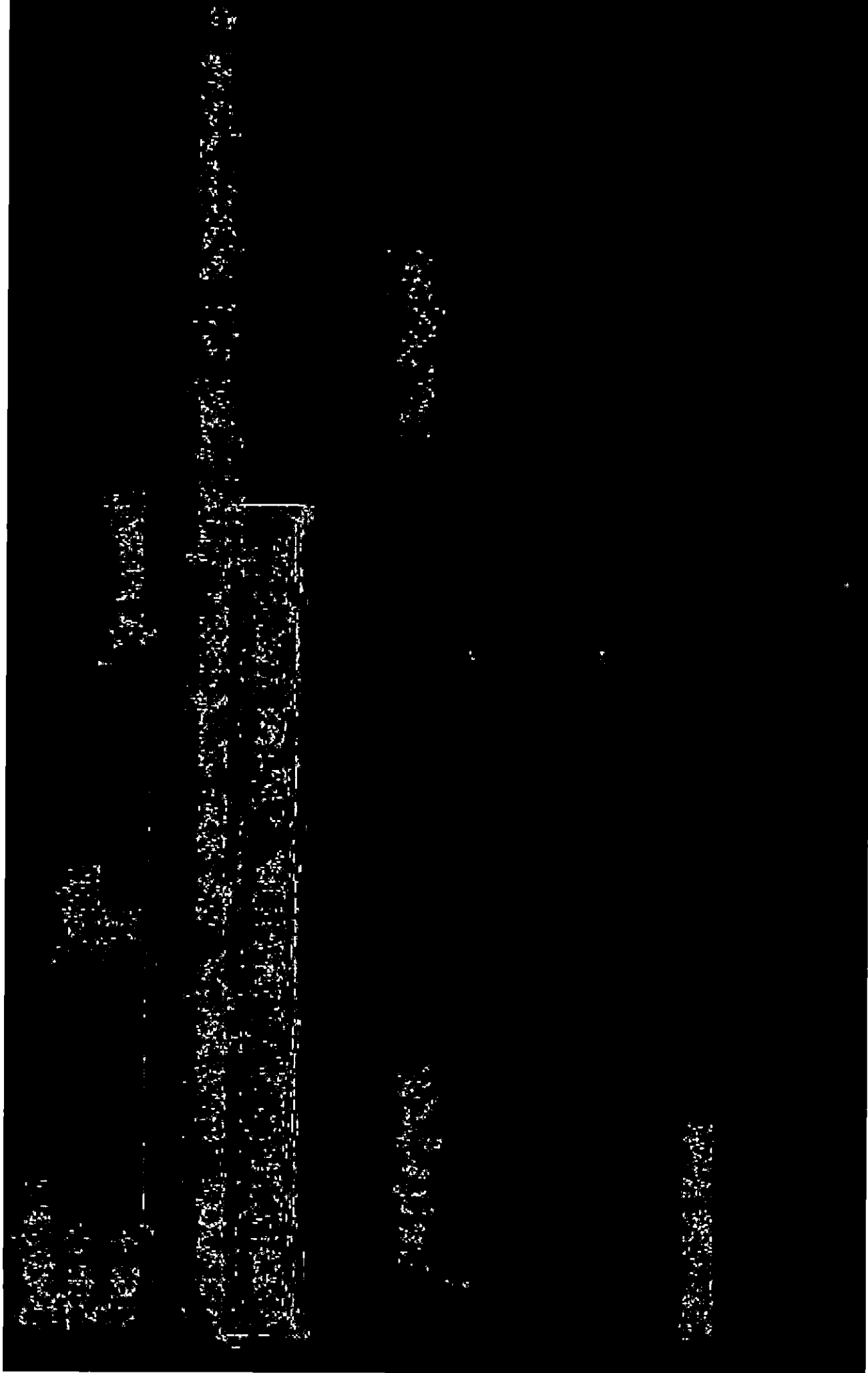
3. The third part of the report deals with the work done during the year.

4. The fourth part of the report deals with the work done during the year.

5. The fifth part of the report deals with the work done during the year.

6. The sixth part of the report deals with the work done during the year.

7. The seventh part of the report deals with the work done during the year.



From: +15707804567 Phil
(owner)
To: [redacted] (owner)

Participant	Delivered	Read	Played
Unknown		3/31/2021 1 8:15:00 PM(UTC -4)	

Status: Read

3/31/2021 8:15:00 PM(UTC-4)

Source Extraction:
Advanced Logical (2)

[redacted]/mobile/Library/SMS/sms.db : 0x4C0FF51 (Table: message, handle, chat; Size: 230879232 bytes)

(owner)
To: +15707804567 Phil
To: [redacted] (owner)
LOL

Participant	Delivered	Read	Played
+15707804567 Phil			

Status: Sent

3/31/2021 8:15:04 PM(UTC-4)

Source Extraction:
Advanced Logical (2)
Source Info:

[redacted]/mobile/Library/SMS/sms.db : 0x4BE6BC2 (Table: message, handle, chat; Size: [redacted] bytes)

(owner)
To: +15707804567 Phil
To: [redacted] (owner)

I mean, whoops, never met you, just had an enormous crush on you to the point where I was having illusions. I was very ill

Participant	Delivered	Read	Played
+15707804567 Phil			

Status: Sent

3/31/2021 8:16:34 PM(UTC-4)

Source Extraction:
Advanced Logical (2)

[redacted]/mobile/Library/SMS/sms.db : 0x4BF1F58 (Table: message, handle, chat; Size: 230879232 bytes)

ST1064

Source Extraction:
Logical (1), Advanced Logical (1)
Source Info:
iPhone/mobile/Library/SMS/sms.db : 0x3E8F8D (Table: message, chat, handle; Size: 29642752 bytes)

From: +15707804567 Phil
To: +1 (owner)

Let's meet and talk. I think we're mostly on the same page.

Participant	Delivered	Read	Played
+1		8/6/2022 5:56:09 PM(UTC-4)	

Status: Read

8/6/2022 5:55:25 PM(UTC-4)

Source Extraction:
Logical (1), Advanced Logical (1)
Source Info:
iPhone/mobile/Library/SMS/sms.db : 0x3EAF83 (Table: message, handle, chat; Size: 29642752 bytes)

From: +15707804567 Phil
To: +1 (owner)

Participant	Delivered	Read	Played
+1		8/18/2022 1:44:25 PM(UTC-4)	

Status: Read

8/18/2022 12:01:21 PM(UTC-4)

Source Extraction:
Logical (1), Advanced Logical (1)
Source Info:
iPhone/mobile/Library/SMS/sms.db : 0x5B788E (Table: message, handle, chat; Size: 29642752 bytes)

From: +15707804567 Phil
To: +1 (owner)

We have to meet and talk, mi amigo.

Participant	Delivered	Read	Played
+1		8/18/2022 1:44:25 PM(UTC-4)	

Status: Read

8/18/2022 12:03:27 PM(UTC-4)

Source Extraction:
Logical (1), Advanced Logical (1)
Source Info:
iPhone/mobile/Library/SMS/sms.db : 0x5B76A8 (Table: message, handle, chat; Size: 29642752 bytes)

From: [redacted] (owner)
To: +15707804567 Phil

Laughed at ""

Participant	Delivered	Read	Played
+15707804567 Phil	8/18/2022 1:44:33 PM(UTC-4)		

Status: Sent

8/18/2022 1:44:30 PM(UTC-4)

Source Extraction:
Logical (1), Advanced Logical (1)
Source Info:
[redacted]/mobile/Library/SMS/sms.db : 0x5B87F9 (Table: message, chat, handle; Size: 29642752 bytes)

From: [redacted] (owner)
To: +15707804567 Phil

Ew don't send me that face

Participant	Delivered	Read	Played
+15707804567 Phil	8/18/2022 1:44:37 PM(UTC-4)		

Status: Sent

8/18/2022 1:44:36 PM(UTC-4)

Source Extraction:
Logical (1), Advanced Logical (1)
Source Info:
[redacted]/mobile/Library/SMS/sms.db : 0x5B85CB (Table: message, chat, handle; Size: [redacted] bytes)

From: [redacted] (owner)
To: +15707804567 Phil

Buenos Días mi amigo.

Participant	Delivered	Read	Played
+15707804567 Phil	8/18/2022 1:45:00 PM(UTC-4)		

Status: Sent

8/18/2022 1:45:00 PM(UTC-4)

Source Extraction:
Logical (1), Advanced Logical (1)
Source Info:
[redacted]/mobile/Library/SMS/sms.db : 0x5B838E (Table: message, chat, handle; Size: 29642752 bytes)

571484

From: +15707804567 Phil
To: 1 (owner)

Hola!

Participant	Delivered	Read	Played
		8/18/2022 2:35:44 PM(UTC-4)	

Status: Read

8/18/2022 2:35:37 PM(UTC-4)

Source Extraction:
Logical (1), Advanced Logical (1)
Source Info:
/mobile/Library/SMS/sms.db : 0x5D585A (Table: message, handle, chat; Size: 29042752 bytes)

From: (owner)
To: +15707804567 Phil

Mi amore????

Participant	Delivered	Read	Played
+15707804567 Phil	8/18/2022 2:35:54 PM(UTC-4)		

Status: Sent

8/18/2022 2:35:54 PM(UTC-4)

Source Extraction:
Logical (1), Advanced Logical (1)
Source Info:
/mobile/Library/SMS/sms.db : 0x5D567C (Table: message, chat, handle; Size: 29042752 bytes)

From: +15707804567 Phil
To: (owner)

Let's not get carried away!

Participant	Delivered	Read	Played
		8/18/2022 2:38:21 PM(UTC-4)	

Status: Read

8/18/2022 2:38:13 PM(UTC-4)

Source Extraction:
Logical (1), Advanced Logical (1)
Source Info:
/mobile/Library/SMS/sms.db : 0x5D6A29 (Table: message, handle, chat; Size: 29042752 bytes)

SF 1485

From: [redacted] (owner)
To: +15707804567 Phil

We'll see you text me and my heart pounds and I'm just instantly flippant.

Participant	Delivered	Read	Played
+15707804567 Phil	8/18/2022 2:38:34 PM(UTC-4)		

Status: Sent

8/18/2022 2:38:34 PM(UTC-4)

Source Extraction:
Logical (1), Advanced Logical (1)

[redacted]/mobile/Library/SMS/sms.db : 0x5D681B (Table: message, chat, handle; Size: 29642752 bytes)

From: +15707804567 Phil
To: [redacted] (owner)

Flippant?

Participant	Delivered	Read	Played
[redacted]		8/18/2022 2:39:46 PM(UTC-4)	

Status: Read

8/18/2022 2:39:22 PM(UTC-4)

Source Extraction:
Logical (1), Advanced Logical (1)

Source Info:
[redacted]/mobile/Library/SMS/sms.db : 0x5D656F (Table: message, handle, chat; Size: 29642752 bytes)

From: [redacted] (owner)
To: +15707804567 Phil

Adjective. So damn excited.

Participant	Delivered	Read	Played
+15707804567 Phil	8/18/2022 2:39:59 PM(UTC-4)		

Status: Sent

8/18/2022 2:39:59 PM(UTC-4)

Source Extraction:
Logical (1), Advanced Logical (1)

Source Info:
[redacted]/mobile/Library/SMS/sms.db : 0x5D7F8D (Table: message, chat, handle; Size: 29642752 bytes)

From: [redacted] (owner)
To: +15707804567 Phil

Participant	Delivered	Read	Played
+15707804567 Phil	8/18/2022 2:40:01 PM(UTC-4)		

Status: Sent

8/18/2022 2:40:01 PM(UTC-4)

Source Extraction:
Logical (1), Advanced Logical (1)
Source Info:
[redacted]/mobile/Library/SMS/sms.db : 0x5D7D52 (Table: message, chat, handle; Size: 29042752 bytes)

From: +15707804567 Phil
To: [redacted] (owner)

Adjective aka "made up word"

Participant	Delivered	Read	Played
[redacted]		8/18/2022 2:40:10 PM(UTC-4)	

Status: Read

8/18/2022 2:40:10 PM(UTC-4)

Source Extraction:
Logical (1), Advanced Logical (1)
Source Info:
[redacted]/mobile/Library/SMS/sms.db : 0x5D7B3D (Table: message, handle, chat; Size: 29042752 bytes)

From: [redacted] (owner)
To: +15707804567 Phil

Laughed at "Adjective aka "made up word"

Participant	Delivered	Read	Played
+15707804567 Phil	8/18/2022 2:40:16 PM(UTC-4)		

Status: Sent

8/18/2022 2:40:16 PM(UTC-4)

Source Extraction:
Logical (1), Advanced Logical (1)
Source Info:
[redacted]/mobile/Library/SMS/sms.db : 0x5D78B1 (Table: message, chat, handle; Size: 29042752 bytes)

ST 1487

From: [redacted] [redacted] (owner)
To: +15707804567 Phil

Like. Back flip excited.

Participant	Delivered	Read	Played
+15707804567 Phil	8/18/2022 2:40:18 PM(UTC-4)		

Status: Sent

8/18/2022 2:40:18 PM(UTC-4)

Source Extraction:
Logical (1), Advanced Logical (1)
Source Info:

From: +15707804567 Phil
To: +1 [redacted] [redacted] (owner)

Philippant?

Participant	Delivered	Read	Played
+1 [redacted]		8/18/2022 2:40:44 PM(UTC-4)	

Status: Read

8/18/2022 2:40:44 PM(UTC-4)

Source Extraction:
Logical (1), Advanced Logical (1)
Source Info:

From: [redacted] [redacted] (owner)
To: +15707804567 Phil

Wanna know what I say all the time that you used to say all the time

Participant	Delivered	Read	Played
+15707804567 Phil	8/18/2022 2:40:46 PM(UTC-4)		

Status: Sent

8/18/2022 2:40:45 PM(UTC-4)

Source Extraction:
Logical (1), Advanced Logical (1)
Source Info:

571488

From: [REDACTED] (owner)
To: +15707804567 Phil

Laughed at "Philippant?"

Participant	Delivered	Read	Played
+15707804567 Phil	8/18/2022 2:40:51 PM(UTC-4)		

Status: Sent

8/18/2022 2:40:50 PM(UTC-4)

Source Extraction:
Logical (1), Advanced Logical (1)
Source Info:

From: + [REDACTED] (owner)
To: +15707804567 Phil

HAHA

Participant	Delivered	Read	Played
+15707804567 Phil	8/18/2022 2:40:51 PM(UTC-4)		

Status: Sent

8/18/2022 2:40:51 PM(UTC-4)

Source Extraction:
Logical (1), Advanced Logical (1)
Source Info:

From: [REDACTED] (owner)
To: +15707804567 Phil

you used to say it on the phone when people would call and argue with you about properties

Participant	Delivered	Read	Played
+15707804567 Phil	8/18/2022 2:41:21 PM(UTC-4)		

Status: Sent

8/18/2022 2:41:19 PM(UTC-4)

Source Extraction:
Logical (1), Advanced Logical (1)

551489

From: +15707804567 Phil
To: +1 [redacted] E [redacted] C [redacted] (owner)

Hmm

Participant	Delivered	Read	Played
+15708816532 Brie Duborgel		8/18/2022 2:41:29 PM(UTC-4)	

Status: Read

8/18/2022 2:41:28 PM(UTC-4)

Source Extraction:
Logical (1), Advanced Logical (1)
Source Info:

[redacted]
29642752 bytes)

From: +1 [redacted] E [redacted] C [redacted] (owner)
To: +15707804567 Phil

You'd say "irregardless"

Participant	Delivered	Read	Played
+15707804567 Phil	8/18/2022 2:42:01 PM(UTC-4)		

Status: Sent

8/18/2022 2:42:00 PM(UTC-4)

Source Extraction:
Logical (1), Advanced Logical (1)
Source Info:

[redacted]

From: +15707804567 Phil
To: +1 [redacted] E [redacted] C [redacted] (owner)

YES

Participant	Delivered	Read	Played
[redacted]		8/18/2022 2:42:07 PM(UTC-4)	

Status: Read

8/18/2022 2:42:06 PM(UTC-4)

Source Extraction:
Logical (1), Advanced Logical (1)

[redacted]
bytes)

ST1490

From: [redacted] E [redacted] (owner)
To: +15707804567 Phil

But in a different way that wasn't English

Participant	Delivered	Read	Played
+15707804567 Phil	8/18/2022 2:42:10 PM(UTC-4)		

Status: Sent

8/18/2022 2:42:10 PM(UTC-4)

Source Extraction:
Logical (1), Advanced Logical (1)
Source Info:
[redacted]

From: +15707804567 Phil
To: [redacted] E [redacted] (owner)

it's a good word

Participant	Delivered	Read	Played
[redacted]		8/18/2022 2 2:42:18 PM(UTC -4)	

Status: Read

8/18/2022 2:42:17 PM(UTC-4)

Source Extraction:
Logical (1), Advanced Logical (1)
[redacted]

From: [redacted] E [redacted] (owner)
To: +15707804567 Phil

And neither of us knew if it was ever really a word cause it sounds so right.

Participant	Delivered	Read	Played
+15707804567 Phil	8/18/2022 2:42:24 PM(UTC-4)		

Status: Sent

8/18/2022 2:42:23 PM(UTC-4)

Source Extraction:
Logical (1), Advanced Logical (1)
Source Info:
[redacted]

ST 1491

From: +[redacted] E [redacted] (owner)
To: +15707804567 Phil

Laughed at "YES"

Participant	Delivered	Read	Played
+15707804567 Phil	8/18/2022 2:42:31 PM(UTC-4)		

Status: Sent

8/18/2022 2:42:31 PM(UTC-4)

Source Extraction:
Logical (1), Advanced Logical (1)
Source Info:

From: +15707804567 Phil
To: +[redacted] E [redacted] (owner)

Irregardless, we need to meet and speak. You need to know some stuff that you aren't aware of

Participant	Delivered	Read	Played
[redacted]		8/18/2022 2:52:51 PM(UTC-4)	

Status: Read

8/18/2022 2:43:44 PM(UTC-4)

Source Extraction:
Logical (1), Advanced Logical (1)
Source Info:

From: +[redacted] E [redacted] (owner)
To: +15707804567 Phil

Laughed at "Irregardless, we need to meet and speak. You need to know some stuff that you aren't aware of"

Participant	Delivered	Read	Played
+15707804567 Phil	8/18/2022 2:53:12 PM(UTC-4)		

Status: Sent

8/18/2022 2:53:11 PM(UTC-4)

Source Extraction:
Logical (1), Advanced Logical (1)

ST 1492

From: +15708816532 Brie Duborgel (owner)
To: +15707804567 Phil

You would say that.

Participant	Delivered	Read	Played
+15707804567 Phil	8/18/2022 2:53:18 PM(UTC-4)		

Status: Sent

8/18/2022 2:53:18 PM(UTC-4)

Source Extraction:
Logical (1), Advanced Logical (1)
Source Info:

From: +15707804567 Phil (owner)
To: +15707804567 Phil

Irregardless. Looks like we're both smack dab in the middle of quite the legal tornado.

Participant	Delivered	Read	Played
+15707804567 Phil	8/18/2022 2:53:37 PM(UTC-4)		

Status: Sent

8/18/2022 2:53:37 PM(UTC-4)

Source Extraction:
Logical (1), Advanced Logical (1)
Source Info:

From: +15707804567 Phil
To: +15707804567 Phil (owner)

Not really. We have to talk in person

Participant	Delivered	Read	Played
+15707804567 Phil	8/18/2022 2:54:52 PM(UTC-4)		

Status: Read

8/18/2022 2:54:51 PM(UTC-4)

Source Extraction:
Logical (1), Advanced Logical (1)
Source Info: e/Library/SMS/sms.db : 0x5E1CCB (Table: message, handle, chat; Size: 29042752 bytes)

ST 1493

From: +1 [redacted] [redacted] (owner)
To: +15707804567 Phil [redacted]

Listen I already told you. Aside from your beef and tugging of the heart strings argument you have with Chris Kelly or any prior trouble aside from me that is irregardless. But I will make sure that no one ever calls you a pedophile again and our public beef can be squashed and Linda leaves us the fuck alone

Participant	Delivered	Read	Played
+15707804567 Phil	8/18/2022 2:57:12 PM(UTC-4)		

Status: Sent

8/18/2022 2:57:03 PM(UTC-4)

Source Extraction:
Advanced Logical (1)

From: +15707804567 Phil
To: +1 [redacted] [redacted] (owner)

It's not that Brie. It's more than that. We have to meet because there's stuff you don't know

Participant	Delivered	Read	Played
[redacted]		8/18/2022 3:16:48 PM(UTC-4)	

Status: Read

8/18/2022 3:08:12 PM(UTC-4)

Source Extraction:
Logical (1), Advanced Logical (1)
Source Info:

From: +1 [redacted] [redacted] (owner)
To: +15707804567 Phil [redacted]

Hang on

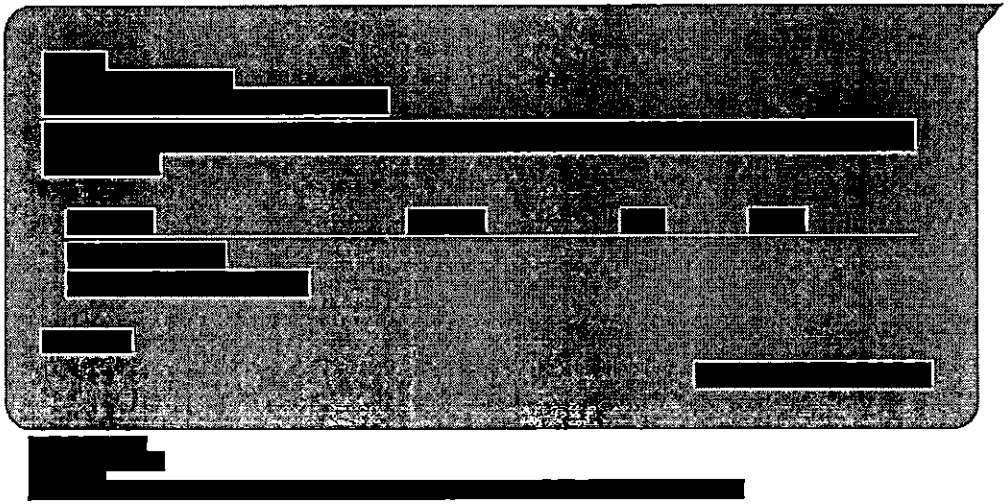
Participant	Delivered	Read	Played
+15707804567 Phil	8/18/2022 3:16:57 PM(UTC-4)		

Status: Sent

8/18/2022 3:16:56 PM(UTC-4)

Source Extraction:
Logical (1), Advanced Logical (1)
Source Info:

ST 1494



From: +15707804567 Phil
 (owner)
 To: [redacted] (owner)
 Im gunna make you cum and remind you very quickly what it used to be like

Participant	Delivered	Read	Played
Unknown		4/9/2021 9:54:18 PM(UTC-4)	
[redacted]			

Status: Read

4/9/2021 9:39:13 PM(UTC-4)

Source Extraction:
 Advanced Logical (2)
 [redacted] /mobile/Library/SMS/sms.db : 0x49B0412 (Table: message, handle, chat; Size: 230879232 bytes)



EXHIBIT
 EE

From: +15707804567 Phil
(owner)
To: [redacted] (owner)

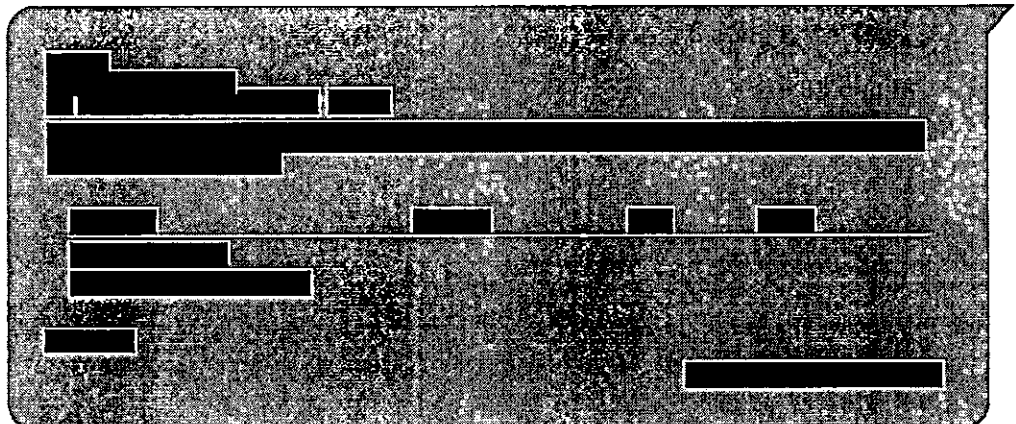
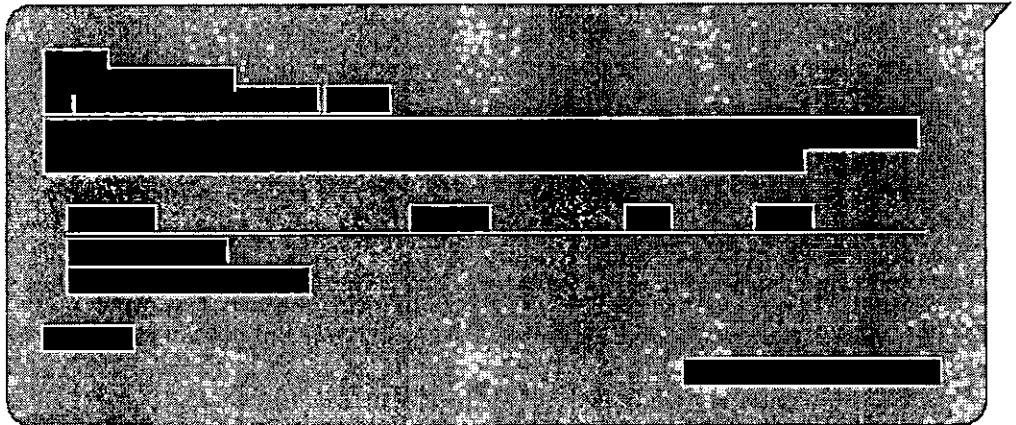
Let's just have fun this weekend. Hangout without any sexual stuff and re-introduce ourselves to each other

Participant	Delivered:	Read	Played
Unknown		4/15/2021 11:35:36 AM(UTC-4)	

Status: Read

4/15/2021 11:35:36 AM(UTC-4)

Source Extraction:
Advanced Logical (2)
Source Info:
/mobile/Library/SMS/sms.db : 0x48ACB3F (Table: message, handle, chat; Size: 230879232 bytes)



revised
12/20/22

PHILIP GODLEWSKI,
Plaintiff

v.

CHRIS KELLY, TIMES SHAMROCK
COMMUNICATIONS, THE SCRANTON
TIMES-TRIBUNE, LARRY HOLEVA
Defendants.

IN THE COURT OF COMMON PLEAS
OF LACKAWANNA COUNTY

CIVIL DIVISION

JURY TRIAL DEMANDED

No.: 2021-CV-2195

PLAINTIFF'S RESPONSE TO DEFENDANT'S REQUEST FOR ADMISSIONS (SET I)

Plaintiff, by and through his attorney, Timothy M. Kolman, Esquire, and Kolman Law P.C., hereby responds to Defendants' Request for Admissions (Set I) as follows:

1. Do you admit that the documents attached hereto as Exhibit "A" (ST 1021 to ST 1508) are copies of electronic message communications you had with B.D. ?

ANSWER: Yes.

2. Do you admit that you communicated to B.D. on May 28, 2022 about a "financial opportunity" and "financial windfall" that exists for her relating to your lawsuit against Defendants?

ANSWER: No.

3. Do you admit that you did not purchase and obtain possession of any guns, rifles or firearms during the years 2020 or 2021?

ANSWER: No.

Respectfully submitted:

Date: 12/8/2022

/s/ Timothy M. Kolman
Timothy M. Kolman, Esquire
Kolman Law, P.C.
414 Hulmeville Avenue
Pennel, Pennsylvania 19047
Attorney for Plaintiff



VERIFICATION

I, Philip Godlewski, verify that the statements made in *Plaintiff's Response to Defendants Requests for Admissions (Set I)* are true and correct to the best of my knowledge and belief. I understand that false statements made herein are subject to the penalties of 18 P.A. C.S., Subsection 4904, relating to unsworn falsification to authorities.

Date: 12/7/22

Phil Godlewski

PHILIP GODLEWSKI,
Plaintiff

v.

CHRIS KELLY, TIMES SHAMROCK
COMMUNICATIONS, THE SCRANTON
TIMES-TRIBUNE, LARRY HOLEVA
Defendants.

IN THE COURT OF COMMON PLEAS
OF LACKAWANNA COUNTY

CIVIL DIVISION

JURY TRIAL DEMANDED

No.: 2021-CV-2195

CERTIFICATE OF SERVICE

I, Timothy M. Kolman, Esquire, certify that on this 8th day of December 2022, I caused a true and correct copy of the *Plaintiff's Response to Defendant's Requests for Admissions Set (I)* to be served upon the following parties via email:

J. Timothy Hinton, Jr., Esquire
Haggerty Hinton & Cosgrove LLP
1401 Monroe Avenue, Suite 2
Dunmore, Pennsylvania 18509
Attorney for Defendants

Respectfully submitted:

Date: 12/8/2022

/s/ Timothy M. Kolman
Timothy M. Kolman, Esquire
Kolman Law, P.C.
414 Hulmeville Avenue
Pennel, Pennsylvania 19047
Attorney for Plaintiff

Tim Hinton

From: Sarra Small <SSmall@KolmanLaw.com>
Sent: Thursday, January 5, 2023 12:16 PM
To: hhc@haggertylaw.net; J. Timothy Hinton, Jr.
Cc: Timothy M. Kolman, Esq.; Kathleen A. Carrozza
Subject: FW: Godlewski v. Kelly, et al. Case No. 2021-CV-2195
Attachments: GODLEWSKI - 11.14.2022 ORDER RESPONSE.pdf; GODLEWSKI - SIGNED VERIFICATION (ROGs SET II).pdf

Importance: High

Good afternoon, Mr. Hinton.

Please see the below email which was sent on 12/2/2022. What other verification are you seeking?

Sarra Small | Paralegal
p: +1 215-750-3134 | f: +1 215-750-3138
e: SSmall@KolmanLaw.com
414 Hulmeville Avenue
Pennel, PA 19047



This e-mail communication is intended only for the use of the recipient(s) named above. This communication (or its attachments, if any) may contain information that is confidential, sensitive, protected by the attorney-client privilege, or subject to other protections. If you have received this communication in error and are not an intended recipient, you are advised that any review, use, forwarding, distribution or disclosure of its contents is strictly prohibited and that any inadvertent receipt is not to be deemed a waiver of the attorney-client privilege, the work product doctrine, or any other protection to which this communication may be subject. If you are not the intended recipient (or an agent or employee authorized to receive this communication for the intended recipient), please contact the sender immediately by reply e-mail or by telephone at (215) 750-3134 and delete all copies of this communication from your computer.

Please be advised that sending an e-mail to this law firm, or receipt of an e-mail from this law firm, does not establish an attorney-client relationship with any attorney, or with the firm, in the absence of an executed written fee agreement personally signed by you and a representative of the firm, and that no e-mail communications or other correspondence sent to or received from this law firm shall be deemed to modify the terms of any currently-existing written fee agreement in the absence of a written modification agreement personally signed by you and a representative of the firm. IRS CIRCULAR 230 DISCLOSURE:

To ensure compliance with Treasury Department regulations, we inform you that the information contained in this communication or its attachments is not written or intended to be used, and cannot be used, for the purpose of avoiding penalties that may be imposed under the United States Internal Revenue Code or promoting, marketing or recommending to another party any transaction or matter addressed herein. Nothing in this communication is intended to meet the "covered opinion" test or to constitute tax advice.

From: Sarra Small
Sent: Friday, December 2, 2022 4:41 PM
To: Tim Hinton <timhinton@haggertylaw.net>; hcc@haggertylaw.com
Cc: Timothy M. Kolman, Esq. <TKolman@KolmanLaw.com>; Kathleen A. Carrozza <KCarrozza@KolmanLaw.com>
Subject: RE: Godlewski v. Kelly, et al. Case No. 2021-CV-2195
Importance: High

Good afternoon, Mr. Hinton.



VERIFICATION

I, Philip Godlewski, verify that the statements made in *Plaintiff's Response to Defendants' Interrogatories (Set II)*, are true and correct to the best of my knowledge and belief. I understand that false statements made herein are subject to the penalties of 18 PA. C.S., Subsection 4904, relating to unsworn falsification to authorities.

Date: 11/23/2022



Philip Godlewski – Plaintiff

Tim Hinton

From: Tim Hinton <timhinton@haggertylaw.net>
Sent: Monday, December 5, 2022 10:00 AM
To: hhc@haggertylaw.net
Subject: FW: Godlewski v. Kelly, et al. Case No. 2021-CV-2195
Attachments: GODLEWSKI - 11.14.2022 ORDER RESPONSE.pdf; GODLEWSKI - SIGNED VERIFICATION (ROGs SET II).pdf

Importance: High

J. Timothy Hinton, Jr.
Haggerty Hinton & Cosgrove LLP
1401 Monroe Ave. Suite 2
Dunmore, PA 18509

Phone (272) 228-1297
Fax (570) 343-9731
email: timhinton@haggertylaw.net

This E-mail, along with any attachments, is considered confidential and may well be legally privileged. If you have received it in error, you are on notice of its status. Please notify us immediately by reply e-mail and then delete this message from your system. Please do not copy it or use it for any purposes, or disclose its contents to any other person. Thank you for your cooperation.

To ensure compliance with Treasury Department regulations, we inform you that, unless otherwise indicated in writing, any U.S. Federal tax advice contained in this communication (including any attachments) is not intended or written to be used, and cannot be used, for the purpose of (1) avoiding penalties under the Internal Revenue Code or applicable state and local provisions or (2) promoting, marketing or recommending to another party any tax-related matters addressed herein.

From: Sarra Small [mailto:SSmall@KolmanLaw.com]
Sent: Friday, December 2, 2022 4:41 PM
To: Tim Hinton <timhinton@haggertylaw.net>; hcc@haggertylaw.com
Cc: Timothy M. Kolman, Esq. <TKolman@KolmanLaw.com>; Kathleen A. Carrozza <KCarrozza@KolmanLaw.com>
Subject: RE: Godlewski v. Kelly, et al. Case No. 2021-CV-2195
Importance: High

Good afternoon, Mr. Hinton.

Please see attached.

Thank you again for your patience and understanding earlier today with respect to our firm's network issues

Have a great weekend!

Sarra Small | Paralegal

VERIFICATION

I, Philip Godlewski, verify that the statements made in *Plaintiff's Response to Defendants' Interrogatories (Set III)*, are true and correct to the best of my knowledge and belief. I understand that false statements made herein are subject to the penalties of 18 PA. C.S., Subsection 4904, relating to unsworn falsification to authorities.

Date: 11/23/2022



Philip Godlewski – Plaintiff

PHILIP GODLEWSKI,	:	IN THE COURT OF COMMON PLEAS
Plaintiff,	:	OF LACKAWANNA COUNTY, PA
	:	
v.	:	No: 2022-cv-2195
	:	
CHRIS KELLY et al.,	:	
Defendants.	:	JURY TRIAL DEMANDED

PLAINTIFF'S SUPPLEMENTED RESPONSE TO DEFENDANTS FIRST SET OF REQUESTS FOR PRODUCTION OF DOCUMENTS, NO.'S 2, AND 3

Plaintiff, by and through its undersigned counsel, hereby provides this supplemental response to Defendant's First Set of Request for Production of Documents, Numbers 2 and 3 as follows:

REQUEST FOR PRODUCTION NO. 2

If you are making a claim for lost wages or diminished wage-earning capacity, please produce your federal income tax returns for the five years prior to the article published on February 14, 2021, and all subsequent years up through the time of trial.

ANSWER: Plaintiff has not filed any individual tax returns for the years 2016 through the present and therefore he does not possess any such documents.

REQUEST FOR PRODUCTION NO. 3

If you are making a claim for lost wages or diminished wage-earning capacity, please produce copies of any and all income tax returns filed by or on behalf of any business or company in which you had an ownership interest for the five years prior to the article published on February 14, 2021, and all subsequent years up through the time of trial.

ANSWER: Plaintiff does not possess any such documents other than Godlewski 1-64 which were provided to Defendants.

Respectfully Submitted,

KOLMAN LAW, P.C.

/s/ Timothy M. Kolman

Timothy M. Kolman, Esquire
 414 Hulmeville Ave
 Pennel, PA 19047
 (215) 750-3134
 Attorney for Plaintiff

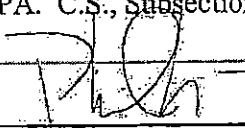
Dated: 01/05/2023

VERIFICATION

I, Philip Godlewski, verify that the statements made in *Plaintiff's Supplemented Response to Defendants First Set of Request for Production of Documents, Nos. 2 and 3* are true and correct to the best of my knowledge and belief. I understand that false statements made herein are subject to the penalties of 18 PA. C.S., Subsection 4904, relating to unsworn falsification to authorities.

Date:

1/5/23



Philip Godlewski – Plaintiff

PHILIP GODLEWSKI,	:	IN THE COURT OF COMMON PLEAS
Plaintiff,	:	OF LACKAWANNA COUNTY, PA
	:	
v.	:	No: 2022-cv-2195
	:	
CHRIS KELLY et al.,	:	
Defendants.	:	JURY TRIAL DEMANDED

PLAINTIFF'S SUPPLEMENTED RESPONSE TO DEFENDANTS FIRST REQUESTS FOR PRODUCTION OF DOCUMENTS (SET III) NUMBERS 2 AND 4

Plaintiff, by and through its undersigned counsel, hereby provides this supplemental response to Defendant's Request for Production of Documents, Numbers 2 and 4 as follows:

REQUEST FOR PRODUCTION NO. 2

Produce any Diplomas, Certificates, and/or transcripts from Harvard Business School concerning any programs or classes Phil Godlewski attended there.

ANSWER: Plaintiff does not possess any diplomas, certifications and or transcripts from Harvard University or Harvard Business School.

REQUEST FOR PRODUCTION NO.4

Produce any documents evidencing your purchase of any guns, rifles, or any firearms in 2020 or 2021.

ANSWER: Plaintiff does not possess any such documents.

Respectfully Submitted,

KOLMAN LAW, P.C.

/s/ Timothy M. Kolman
 Timothy M. Kolman, Esquire
 414 Hulmeville Ave
 Pennel, PA 19047
 (215) 750-3134
 Attorney for Plaintiff

Dated: 01/09/2023

VERIFICATION

The undersigned verifies and certifies that the facts set forth in the attached *Supplemented Response to Defendants' Request for Production (Set III), Numbers 2 and 4*, are true and correct to the best of my knowledge, information and belief. The undersigned understands that this Verification is made subject to the penalties of 18 Pa. C.S.A. 1404, relating to unsworn falsification to authorities.

Dated: January 9, 2023

Phil Godlewski

Phil Godlewski



HARVARD UNIVERSITY

AT CAMBRIDGE IN THE COMMONWEALTH OF MASSACHUSETTS

THE PRESIDENT AND FELLOWS OF HARVARD BUSINESS SCHOOL, acting on the recommendation of the Faculty of Negotiation Masters and with the consent of the Honorable and Reverend the Board of Overseers, have conferred on

PHIL CODIFWSKI

the Certificate of Master in Negotiation Masters

In witness whereof, by authority duly committed to us we have hereunder placed our names and the University seal on this year of Our Lord two thousand and twenty-one and of Harvard Business School the three hundred and eighty-five.

Michael J. ...
2021

John J. ...
2021

EXHIBIT
HH

ST 1829

August 17, 2022 Rumble show



ST 1830

Louis A. Isakoff
Senior Vice President and General Counsel

December 20, 2022

VIA E-MAIL: Timhinton@haggertylaw.net

J. Timothy Hinton, Jr., Esquire
1401 Monroe Avenue, Suite 2
Dunmore, PA 18509

Re: *Phillip Godlewski v. Chris Kelly, et al*
Case No.: 2021-CV-2195

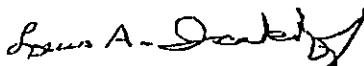
Dear Mr. Hinton:

I am General Counsel for Regent University, and this letter is to acknowledge that we are in receipt of your Subpoena to Produce Documents or Things for Discovery that you had Issued through the Virginia Beach Circuit Court.

After a search of our records, we do not find any student that attended Regent University by that name. If Mr. Godlewski went by any other name or if you have any other Identifying information for Mr. Godlewski, we will be glad to recheck our records.

Please feel free to contact me directly if you have any questions or would like to discuss this matter further. Unless we hear from your office, we will assume that we have no further obligation in this matter.

Very truly yours,
REGENT UNIVERSITY



By: Louis A. Isakoff, Esquire
Sr. Vice President & General Counsel

LAI/vlw



Tim Hinton

From: Elizabeth Bayless <ebayless@regent.edu>
Sent: Tuesday, January 31, 2023 12:19 PM
To: Tim Hinton; 'Warren, Vickie'
Cc: Regent University Registrar
Subject: Re: [External] RE: On Behalf of Regent University

Good afternoon Mr. Hinton,

Thank you for the additional information. We were able to double-check our records and unfortunately, we do not have a record of a student with those names attending Regent University.

Please let me know if I can provide any additional information.

Blessings,

Elizabeth Bayless, Ed.D.
University Registrar
Registrar's Office
1000 Regent University Drive, DIV 262, Virginia Beach, VA 23464
757.352.5152
ebayless@regent.edu



From: Tim Hinton <timhinton@haggertylaw.net>
Sent: Tuesday, January 31, 2023 12:09 PM
To: 'Warren, Vickie' <Vickie.Warren@cbn.org>
Cc: Elizabeth Bayless <ebayless@regent.edu>; Regent University Registrar <registrar@regent.edu>
Subject: [External] RE: On Behalf of Regent University

Thanks.

J. Timothy Hinton, Jr.
Haggerty Hinton & Cosgrove LLP
1401 Monroe Ave. Suite 2
Dunmore, PA 18509

Direct Phone (272) 228-1297
Office Phone (570) 3449845
Fax (570) 343-9731
email: timhinton@haggertylaw.net

This E-mail, along with any attachments, is considered confidential and may well be legally privileged. If you have received it in error, you are on notice of its status. Please notify us immediately by reply e-mail and then delete this message from your system. Please do not copy it or use it for any purposes, or disclose its contents to any other person. Thank you for your cooperation.

To ensure compliance with Treasury Department regulations, we inform you that, unless otherwise indicated in writing, any U.S. Federal tax advice contained in this communication (including any attachments) is not intended or written to be

used, and cannot be used, for the purpose of (1) avoiding penalties under the Internal Revenue Code or applicable state and local provisions or (2) promoting, marketing or recommending to another party any tax-related matters addressed herein.

From: Warren, Vickie [mailto:Vickie.Warren@cbn.org]
Sent: Tuesday, January 31, 2023 12:02 PM
To: Tim Hinton <timhinton@haggertylaw.net>
Cc: Elizabeth Bayless <ebayless@regent.edu>; Regent University Registrar <registrar@regent.edu>
Subject: RE: On Behalf of Regent University

Mr. Hinton – I am including our Registrar office on this e-mail so they can double check our records.

Thanks – Vickie

Vickie L. Warren
Assistant to Lou Isakoff
Senior Vice-President and General Counsel
Regent University
1000 Regent University Drive, SHB202
Virginia Beach, VA 23464
757.226.2797 (telephone)
757.226.2793 (facsimile)
www.regent.edu



**REGENT
UNIVERSITY**

**Christian Leadership
to Change the World**

WARNING: This communication, along with any attachments, is covered by federal and state law governing electronic communications information and may contain confidential and legally privileged information. This transmission is intended for use of the individual or entity to which it is addressed, and may not be forwarded to any other parties. If the reader of this message is not the intended recipient, or the employee or agent responsible for delivery to the intended recipient, you are hereby notified that any use, printing, reproduction, disclosure or dissemination of this communication is strictly prohibited. If you receive this in error, please contact the sender and destroy it.

From: Tim Hinton <timhinton@haggertylaw.net>
Sent: Tuesday, January 31, 2023 8:55 AM
To: Warren, Vickie <Vickie.Warren@cbn.org>
Subject: RE: On Behalf of Regent University

Hi Ms. Warren- Mr. Godlewski's first name is Philip, rather than Phillip. Can you confirm that Regent University has no records of a Philip Godlewski or a Phil Godlewski attending any program at Regent University. Thanks.

J. Timothy Hinton, Jr.
Haggerty Hinton & Cosgrove LLP
1401 Monroe Ave. Suite 2
Dunmore, PA 18509

Direct Phone (272) 228-1297
Office Phone (570) 3449845
Fax (570) 343-9731
email: timhinton@haggertylaw.net

Tim Hinton

From: Tim Hinton <timhinton@haggertylaw.net>
Sent: Thursday, December 8, 2022 11:18 AM
To: hhc@haggertylaw.net; TKolman@kolmanlaw.com; SSmall@KolmanLaw.com
Cc: 'Kathleen A. Carrozza'
Subject: RE: Godlewski v. Kelly, et al. No. 2021-CV-2195

Dear Kat- We discussed the examination of Plaintiff's phone which was scheduled to occur on Dec 12th. You advised that Plaintiff will not submit to the phone examination and you will be filing a Motion for a Protective Order. Please use the Amended Request for Tangible Things served today for your Motion for a Protective Order. I have added additional conversations (people) we want to capture electronic information on. Thanks.

J. Timothy Hinton, Jr.
Haggerty Hinton & Cosgrove LLP
1401 Monroe Ave. Suite 2
Dunmore, PA 18509

Phone (272) 228-1297
Fax (570) 343-9731
email: timhinton@haggertylaw.net

This E-mail, along with any attachments, is considered confidential and may well be legally privileged. If you have received it in error, you are on notice of its status. Please notify us immediately by reply e-mail and then delete this message from your system. Please do not copy it or use it for any purposes, or disclose its contents to any other person. Thank you for your cooperation.

To ensure compliance with Treasury Department regulations, we inform you that, unless otherwise indicated in writing, any U.S. Federal tax advice contained in this communication (including any attachments) is not intended or written to be used, and cannot be used, for the purpose of (1) avoiding penalties under the Internal Revenue Code or applicable state and local provisions or (2) promoting, marketing or recommending to another party any tax-related matters addressed herein.

From: hhc@haggertylaw.net [mailto:hhc@haggertylaw.net]
Sent: Thursday, December 8, 2022 10:44 AM
To: TKolman@kolmanlaw.com; SSmall@KolmanLaw.com
Cc: J. Timothy Hinton, Jr. <timhinton@haggertylaw.net>
Subject: Godlewski v. Kelly, et al. No. 2021-CV-2195

Dear Attorney Kolman:

Please see the attached letter from Attorney Hinton with an Amended Request for Tangible Things in the above-referenced matter.

Thank you.

Jennifer Smolley
Assistant to J. Timothy Hinton, Jr.

Haggerty Hinton & Cosgrove LLP
1401 Monroe Ave., Suite 2
Dunmore, PA 18509
hhc@haggertylaw.net

