

DBPACHI2ps

Hoffmann - cross

1 A. Yes.

2 Q. Did you speak to the defendant while he was in the United
3 States post 26 April 2005?

4 A. Not that I recall.

5 Q. You didn't say hi to him?

6 A. On the 26th, we briefly exchanged comments.

7 Q. Did you speak to him when he was abroad?

8 A. Yes.

9 Q. Did you speak with his lawyer, Mr. Scott?

10 MR. EVERDELL: Objection, your Honor.

11 THE COURT: Overruled.

12 A. I may have in 2008.

13 Q. Nothing before that.

14 A. Not that I recall.

15 Q. Are you aware of a gentleman named Mr. Stocks?

16 A. Stocks?

17 Q. Yes, sir.

18 A. No.

19 Q. Did you interview the defendant's ex-wife in 2006?

20 A. I spoke to her when returning some property.

21 Q. You did not interview her, interrogate her.

22 A. No.

23 Q. No. Were you contacted by Clay Scott Jr. or by the

24 defendant's wife in 2006 in connection with his arrest by the

25 Syrian intelligence?

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Hoffmann - cross

1 A. I contacted Gloria Chichakli regarding that.

2 Q. Did you take any action in that regard? Did you put that
3 to your superior? Did you send it to the Department of State?

4 What did you do with this information when she reported to you
5 that her husband was picked up by the Syrian intelligence?

6 A. She did not report that to me. I contacted her.

7 Q. You contacted her.

8 A. Yes.

9 Q. And the reason for that?

10 A. I had received information that Richard Chichakli was
11 allegedly in custody in Syria. I was trying to confirm that.

12 Q. Was Richard Chichakli in contact with his ex-wife since he
13 left the United States?

14 A. Yes.

15 Q. Do you remember when? Do you remember date?

16 A. She received an e-mail purportedly from Richard Chichakli.

17 Q. An e-mail.

18 A. Yes.

19 Q. An e-mail, you are confident, or is it an SMS?

20 A. It, it may have been SMS.

21 Q. And when you received this information, what did you do
22 with it, sir?

23 A. Tried to confirm it.

24 THE COURT: Just for the benefit of the jury, would
25 you tell the jury what an SMS is.

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Hoffmann - cross

1 THE WITNESS: Yes. The acronym is escaping me, but
2 it's a text message.

3 THE COURT: Thank you.

4 Q. And after you worked on it, what was the outcome?

5 A. Inconclusive, but determined that you were not, no longer
6 in custody.

7 Q. How you arrived, or the FBI arrived to such conclusion?

8 A. About three queries in the State Department and also the
9 over -- one of the overseas legal attaché officers of the FBI.

10 Q. Were you in contact with Patricia Fitzgerald?

11 A. That name doesn't sound familiar.

12 Q. That would be the acting ambassador in Syria at that time.

13 There was no ambassador. There is no title "acting." It's the
14 title, it's chargé d'affaires. Were you in contact with her?

15 A. No.

16 Q. Are you aware why the defendants was picked up by the
17 Syrian intelligence?

18 A. No.

19 Q. And you did not inquire about it?

20 A. Yes, I did inquire.

21 Q. Did you get any input, any information?

22 A. No.

23 Q. That raid on 26 --

24 (Pause)

25 Q. After April 2005, when was the last time you communicated

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Hoffman - redirect

1 search warrant?

2 A. No.

3 Q. Why not?

4 A. We did not feel it was necessary at that point in the
5 investigation.

6 Q. What are the other reasons why you wouldn't issue a
7 subpoena to someone you are investigating?

8 A. During an investigation, we would want to have as much
9 information available as possible before having somebody appear
10 for subpoena.

11 Q. And why would you not want the talk to someone who is being
12 investigated before you executed a search warrant?

13 A. It could jeopardize the search and the investigation.

14 Q. You were asked on cross-examination about some information
15 that the defendant was detained by Syrian intelligence. Did
16 that information come from the defendant?

17 A. No. HERE, the witness said "NO"

18 Q. Did he -- did he provide information about that?

19 A. Yes. THEN, it changed to "YES"????

20 Q. And in what form did he provide that information?

21 A. He had contacted his ex-wife.

22 Q. And how did you come to learn of that communication?

23 A. I -- I contacted Gloria Chichakli, and she told me that she
24 had been contacted by him.

25 Q. And were you ever able to verify whether that was true?