

1 Transcript #1 - Attorney Arthur Robinson

2
3 [Phone call of 2/1/05]

4 MR. ROBINSON: Yeah you can explore whatever options you
5 want to but if one of your options is to sue me for IAOC.

6 MR. HAEG: Well I didn't think that was suing you I thought
7 that was a remedy to get me out of my trouble. I never said
8 anything about suing you.

9 MR. ROBINSON: Well you'd have to bring a claim of IAOC.

10 MR. HAEG: Yeah which that does not mean suing, Chuck, it
11 just means that it helps me get out of the problem that I'm in.

12 MR. ROBINSON: Maybe my choice of words are bad but if you
13 bring an Ineffective Assistance Claim of Counsel against me in a
14 PCR proceeding that's a claim against me and it's a conflict of
15 interest.

16 MR. ROBINSON: Well you -- you have a right to get counsel
17 to represent you in an appeal but if you have a -- I mean I don't
18 understand your basis of your claim but if you have an
19 Ineffective Assistance claim against me then we have a conflict
20 of interest.

21 MR. HAEG: Well I don't know if I have a claim against you,
22 Chuck, I thought I would go see if I did have one. Do I have
23 that right?

24 MR. ROBINSON: Absolutely you could go find that out anytime
25 that you would like. I'm just telling you pursuing that against
26 me is a conflict of interest.

27 MR. HAEG: So what do I do now that I don't -- so
28 essentially you're telling me now is that you are firing me, is
29 that correct?

30 MR. ROBINSON: I'm telling you that I have to withdraw from
31 your case if there's a conflict of interest.

32 MR. HAEG: Well is there?

1 MR. ROBINSON: I -- I believe there is, David, if you're
2 seeking to file an Ineffective Assistance (*laughs*) claim against
3 me.

4 MR. HAEG: (*slowly*) I'm not seeking it -- I was wondering if
5 there was a case.

6 MR. ROBINSON: On what basis?

7 MR. HAEG: Um I think we already talked about that when I
8 was in your.....

9 MR. ROBINSON: No you didn't talk to me about anything
10 except Brent Cole.

11 MR. HAEG: Well if you did not take up what Brent Cole did
12 and that was one of my options and [you] never told me about it I
13 think that what -- whatever Brent Cole did that you did not try
14 to fix, according to my rights to explore every option to get me
15 out trouble, then whatever Brent Cole did that should have been
16 fixed I think can possibly travel to you but I don't know.
17 That's why I was talking to someone else is as you said to me you
18 have no duty to fix what Brent Cole did and I believe you do but
19 if -- if the law says that you don't have the duty to fix what
20 Brent Cole did wrong then I guess I'm screwed. But I'm going to
21 go try find out if that is the case if Brent Cole can stab me in
22 the back I feel, sell me out to the prosecution, and then lie
23 about it, and then I tell you about -- I fire him, and I go look
24 for new counsel, and then my new counsel says well shit we start
25 from scratch now your boat's sunk it'll never float again but it
26 aint my job to fix the holes that the other attorney did. Now
27 and that's -- in my mind that's exactly what you told me and I'm
28 just going to other counsel to make sure that's the truth.
29 Because I am not a lawyer, Chuck, I'm a layman. I have never
30 been to college, Chuck, but I see my boat sinking.

31 MR. ROBINSON: Ok so let me understand what was -- what is
32 it you want me to fix?

33 MR. HAEG: (*exhales*) I want my life back, Chuck.

1 MR. ROBINSON: I understand you want your life back. I'm
2 trying to figure out.....

3 MR. HAEG: That's what I want you to fix, my life, ok -- in
4 simplest terms my life and my ability to provide for my family
5 that's what I want you to fix, Chuck.

6 MR. ROBINSON: Well I don't know if I can ever fix that but
7 the question is what did you want me to fix that Brent Cole did?

8 MR. HAEG: Well I thought there was a possibility of an IAOC
9 against Brent Cole and you told me you had no obligation to fix
10 what he did. And I think that in an IAOC is how one attorney
11 fixes the problems created by another attorney. Is that correct?

12 MR. ROBINSON: That's what I'm asking you David. What
13 specific problem, with Brent, was I suppose to fix?

14 MR. HAEG: Him essentially selling me out to the -- the
15 State and then lying about it like I've showed you and told you
16 over and over again. I guess.....

17 MR. ROBINSON: Selling you out meaning? That you -- I don't
18 understand what selling out means -- you've to be a little bit
19 more specific, David. What do you mean, selling out?

20 MR. HAEG: I mean having me give the State a whole pile of
21 information,

22 MR. ROBINSON: All right.

23 MR. HAEG: telling me that we had this deal,

24 MR. ROBINSON: Uh huh.

25 MR. HAEG: totally -- total done deal. I rely upon that to a
26 great extent that deal, he never raises his hand to say that
27 there was a deal and maybe -- maybe there wasn't a deal Chuck, I
28 agree, but when I have papers that my attorney tells me for 2 --
29 3 weeks that there was a deal and I spend a lot of money and then
30 there isn't a deal that attorney is shit, Chuck. That attorneys
31 not -- he just committed fraud -- he's billing me for stuff that
32 he didn't do.

33 MR. ROBINSON: Now uh -- --uh-.....

1 MR. HAEG: That's fraud -- now and I don't know if fraud
2 helps me out of my position but it establishes that my first
3 attorney was negligent -- intentionally negligent when he's lying
4 to me and if I can use that -- if I can use that to my advantage
5 to help me out of my problems because what Brent did in getting
6 me to give the State everything, and then getting me -- then I
7 give them a deal and the State says that they agree to it, and I
8 spend a lot of money to go along, and then that gets pulled out
9 from under my feet, and then I get really suspicious of Brent
10 Cole, and in all the cases I see they say that's one of the main
11 problems of letting a deal go through is the client almost self
12 deprives himself of his right to effective assistance of counsel
13 because he's now so suspicious of his own attorney and the State
14 he's unwilling to do anything with them. And does that describe
15 me to a T, Chuck?

16 MR. ROBINSON: Well you were unwilling to work with Brent.
17 But.....

18 MR. HAEG: You understand why?

19 MR. ROBINSON: Well you lost confidence in him, I
20 understand.

21 MR. HAEG: Do you understand why I lost confidence in him?

22 MR. ROBINSON: Cause you didn't think he was doing you a
23 good job.

24 MR. HAEG: Do you understand that I can prove that he was
25 lying to me on a number of occasions and that I've told you that?

26 MR. ROBINSON: Well I -- I -- you've told me that he's lied
27 to.....

28 MR. HAEG: You've never asked for proof. I mean I could
29 have showed you proof but if I tell you and alls you'd have to
30 say Chuck is show me the proof and I would've laid it right out
31 in front of you but you never even asked about that.

32 MR. ROBINSON: But as I.....

1 MR. HAEG: So now it feels to me like this good ole boys
2 club that you talked to me about the -- the cops, and the
3 prosecutors, and the judges I feel like there's a good ole boys
4 club with the lawyers -- that's what I feel. I feel like a
5 hunted animal Chuck and you know what I'm the youngest master
6 guide in the State of Alaska and I know what it is to be hunted.

7 MR. ROBINSON: Ok but David.

8 MR. HAEG: I know the feeling when the hackles go up on the
9 back of my neck, Chuck. I am being hunted. I have been hunted by
10 brown bear in the brush and I know what it feels like.

11 MR. HAEG: What I'm saying -- I guess what I'm saying is I
12 think that you know and I'm not a lawyer -- you know -- I just
13 read like a maniac -- you know -- I'm catching up to you lawyers
14 fast is that I think that there was the possibility of going back
15 and showing ineffectiveness of Brent. I mean I don't see how you
16 can dance around -- like you say I'm dancing around whatever --
17 well I'm learning from you guys -- dance around the fact that if
18 your attorney's lying to you he could be anything but ineffective
19 and if Brent was ineffective it would've rolled back the clock to
20 before I ever hired him. That's -- that's what I feel and that's
21 just me reading the books. That's not me having -- you know --
22 experience in it that's me just reading the bare law and what
23 happens to my brain when I read the US Supreme Courts definition
24 of IAOC -- Jackie did find one case where an attorney was proven
25 to lie to his client his case was overturned. I can prove that
26 my first attorney was lying to me, I feel my case should be
27 overturned because he put me in such a bad position that there's
28 no matter how good of an attorney you were Chuck I was still
29 goanna sink and I think that you -- you know I think that you
30 should've used that avenue to help me get out but I have my own
31 personal feelings that you know the old boys club you talked
32 about with the Troopers, and the Judges, and the DA -- I think

1 there's a old boys club in the lawyers club. Is there an old
2 boys club in the lawyers, Chuck?

3 MR. ROBINSON: No not that I'm a part of. But.....

4 MR. HAEG: So you would not help -- you would not pull a few
5 strings to help Brent Cole from being.....

6 MR. ROBINSON: No I wouldn't -- as a matter of fact I'm the
7 one that told you the things that I thought he did wrong.

8 MR. HAEG: Well why Chuck then did I pay you for a subpoena
9 for Brent Cole and Brent Cole never showed up? Now that's one
10 that I can't get over.

11 MR. ROBINSON: Because Brent Cole's testimony was not
12 relevant to the question.....

13 MR. HAEG: I demanded him testify, Chuck, and everybody
14 heard it and Brent Cole never showed up and we got on your
15 billing records that he called you right after he got Jackie's
16 ticket that she bought for him so I could look him in the eye.
17 He called you and then he never showed up Chuck!

18 MR. ROBINSON: Well you knew he wasn't goanna show up David
19 that was no surprise when we went to McGrath.

20 MR. HAEG: I bought him a ticket, Chuck.

21 MR. ROBINSON: You bought him a ticket I know.

22 MR. HAEG: And I never talked to him after that and I said I
23 wanted to look him in the eye.

24 MR. ROBINSON: (indiscernible) a witness fee to but before
25 stepped our foot in that courtroom in McGrath you knew he wasn't
26 coming to testify.

27 MR. HAEG: I don't remember that Chuck. Tell me why I knew
28 that?

29 MR. ROBINSON: Because -- because we talked about it and I
30 told you there was no need to call him because what he had to say
31 is not relevant to your guilt!

32 MR. HAEG: It would have been relevant to my sentence and
33 you know it.

1 MR. ROBINSON: Why would it have been relevant to your
2 sentence David?

3 MR. HAEG: Because we had a deal that I'd given up a year of
4 my freaking guide license for a bunch of other shit and I wanted
5 that Judge to know that I in good faith just like she told Tony
6 Zellers you going in and given statements and everything is
7 rehabilitation and none of that ever came out that I went in and
8 gave them a five hour interview and I wanted that man to be asked
9 that and I wanted him to be asked why he never stood up for my
10 deal and I wanted that judge to know that I'd been sold down the
11 river. And it never happened and I paid for it.

12 MR. ROBINSON: Well David I think that you obviously think
13 that I was ineffective so we have a conflict of interest so I am
14 goanna have to withdraw from your case and your appeal date has
15 now been moved -- the brief on your appeal date has now been set
16 back to February the 17th. It's over 2 weeks from now.

17 MR. HAEG: Is that enough time for someone to learn my whole
18 case and give a brief?

19 MR. ROBINSON: Probably not and what I said within my
20 experience I don't have any question in my mind that the Court of
21 Appeals will give you additional time.

22 MR. HAEG: Ok now I have seen the brief you were writing
23 Chuck because I had you add in stuff. My ideas and I want that
24 brief.

25 MR. ROBINSON: You never seen any brief that I've been
26 writing because I haven't written a brief!

27 MR. HAEG: I came in there and I told you that I found

28 MR. ROBINSON: I know what you told me and I told you.....

29 MR. HAEG: and I watched you type the stuff into your
30 computer

31 MR. ROBINSON: I didn't type anything into my computer on a
32 brief of yours David and I told you as I told Jackie right there
33 I said I dedicated this week to writing your brief and I want to
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1 know whether you want me to go ahead or not and let me know.
2 Well the question is this if you didn't think that Brent
3 was doing the right thing at that time of that arraignment did
4 you say Brent stand up and tell them about the deal?

5 MR. HAEG: I was scared shitless but you know what I have
6 eight witnesses, five minutes after the phone was hung up, and I
7 said Brent Cole I wanted to stand up and say something so bad.
8 You know what he told me?

9 MR. ROBINSON: Well not that you wanted to stand up and say
10 something that you told Brent Cole.....

11 MR. HAEG: What the -- what the hell difference is it Chuck?

12 MR. ROBINSON: I'm just.....

13 MR. HAEG: If I feel like have to do my own lawyering what
14 the **** am I paying him for? And when I asked him if I could've
15 stand up and he told me he says, well that judge would have told
16 you anything you say can and will be used against you, in other
17 words Brent's threatening me not to do it, and then he says that
18 judge would have not done anything she would have not done a
19 single thing and I have witnesses upon witnesses to testify to
20 that. In other words Brent Cole said Dave when you got ****
21 over.....

22 MR. ROBINSON: Wait a minute.

23 MR. HAEG: by me and Leaders the judge didn't care, the
24 judge is in on it to, were just out to screw you it doesn't
25 matter that the rules say that different.

26 MR. ROBINSON: I'm just asking you whether or not you in
27 fact, before Brent told you about what the judge wouldn't do or
28 would do, you asked him to tell the judge about the deal?

29 MR. HAEG: I told him over and over and over and over again
30 and he told me the only possible thing he could do was to call
31 Leaders boss, some woman. I called Brent probably 25 times after
32 that asking if he had contacted her. I actually asked Brent for
33 her phone number so I could contact her. And you now what Brent

1 told me? Oh it wouldn't be appropriate for you to contact her.
2 I mean goddamn Chuck I was doing everything I could to

3 MR. ROBINSON: So you did tell Brent, at court when -- when
4 Scot came in with the new charges that you thought were against
5 the deal, that you said Tell Magistrate Murphy about our deal?

6 MR. HAEG: I don't remember if it was in court Chuck because
7 my brain was numb with fear but immediately after and Kevin
8 Fitzgerald was there, Tony was there, everybody was there I says
9 Brent, why didn't you say that we had a deal? and he's like well
10 -- they -- you know I don't know -- I just -- blah uh -- the only
11 -- she wouldn't have done anything and I'm like well I wanted to
12 jump up and say we had a deal and he's just blah -- blah -- blah
13 you know god he's a spineless freaking worm. You know gee-whiz
14 I'd like to see Brent Cole when a 10' brown bear charges out of
15 the brush at 5' away, teeth and claws snapping at him. He'd be a
16 good person there because that's what that was. I didn't real --
17 I understood it Chuck because at that moment I had more fear in
18 me then when a 10' bear comes after me.

19 MR. ROBINSON: Ok.

20 MR. HAEG: I was incapable of movement but that's why when
21 you hire me Chuck to take you brown bear hunting you will be
22 incapable of thought or movement when that bear jumps out of the
23 brush. But you know what I'm trained in that situation and I
24 take the bear out, I do the job. That's what you hire me for
25 isn't it? When you -- when you hire me for a brown bear hunt you
26 hire me to protect you right?

27 MR. ROBINSON: I imagine I would want you to protect me, if
28 you could.

29 MR. HAEG: Why do I hire an attorney?

30 MR. ROBINSON: You hire an attorney to.....

31 MR. HAEG: To protect my interest -- to protect me when he
32 can.

33 MR. ROBINSON: That's right -- when he can, exactly.

1 MR. HAEG: Well Brent Cole could have right there and he ran
2 and I don't care what you say. You can have your head in the
3 sand but

4 MR. ROBINSON: I'm not saying anything. I'm just saying
5 that when you extrapolate from Brent Cole and make a claim in
6 your mind against me then we've got a problem.

7 MR. HAEG: Yep but you know I just -- I don't know -- you
8 know I've looked at what your appeal is I think they're goanna
9 say that it's harmless error because I've looked at it so long.
10 You know you're relying on law that's Salter's what 1909 1906?
11 You know some of the other cases that you have to back it up I
12 don't even think really backs up our position --um- what is it
13 Gerstein and Pugh and those other ones. I look at it -- I think
14 that's so thin a defense, Chuck and then when I look at IAOC
15 that's guaranteed by the US Constitution and the State
16 Constitution -- I look at that and that's a big freaking brick
17 wall if we can get behind it. That aint just a you know a -- you
18 know when the magistrate overturned or you know overruled your
19 motion to dismiss you know I was like well I don't know how she
20 can do this so I'll try to find out if there's anything on her
21 side and there is. I showed up in court -- I showed up in Court
22 there with Brent of my own free will and most of the time they
23 say that -- that suffices for establishing the courts
24 jurisdiction over you. I mean right there we lost our argument.

25 MR. ROBINSON: As far as personal jurisdiction is concerned
26 but it still doesn't -- the question is subject matter
27 jurisdiction, which I keep telling you about.

28 MR. HAEG: I know and I've look all through that and I don't
29 know -- you know there's what is there three types of
30 jurisdiction there's personal, there's area jurisdiction, and
31 subject matter. Well area jurisdiction I am in -- I'm in the
32 State of Alaska and the State of Alaska is around me so.....

1 MR. ROBINSON: The question is subject matter jurisdiction.
2 Are there facts that give the court subject matter jurisdiction
3 and without them being sworn to -- our position is no.

4 Mr. Haeg: You know I don't like doing what I'm doing to you,
5 or to my family, or to anybody but my family comes first and I
6 hope you understand that Chuck and I hope you understand why I'm
7 doing what I'm doing is I will die for my family. (*Upset/crying*)
8 I will lay down my life for my family.

9 MR. ROBINSON: I don't doubt that David all I'm saying is
10 that we've got a conflict.

11 MR. HAEG: Ok well I'm sorry about it but my family comes
12 before you and if I don't think you are doing a good job I will
13 check up on it and that's just the way I will be. I will be that
14 way till the end of my days. And you know it.

15 MR. ROBINSON: I'll try to get those things from the Court
16 of Appeals if they have your files in terms of the tapes, copies
17 of those tapes, you will have to pay for it but we'll try to get
18 them and uh I'll do a motion to withdraw today and so I can get
19 it in early enough so that you -- the Court of Appeals can give
20 you an extension to do your briefing.

21 MR. HAEG: Yep -- well just to be clear so Phil called you
22 about my case?

23 MR. ROBINSON: Yes.

24 MR. HAEG: Now why would he do that? I mean I just don't
25 understand why I can't check up on things and not have you
26 essentially fire me while I go.....

27 MR. ROBINSON: You'll have to ask Phil.

28 MR. HAEG: So is that -- is that something Phil did wrong by
29 calling you?

30 MR. ROBINSON: I don't think so but you know he can explain
31 to you why he called me.

32 MR. HAEG: Well because it puts me in shitty position I
33 would have rather went around while you were still representing

1 me and seen if there was other avenues. And I understand that
2 you think confl or a PCR because of your ineffectiveness puts you
3 on trial somehow I don't believe so because I've seen attorney
4 after attorney filed the thing against themselves I mean how can
5 that be threatening when alls I'm doing is using a legal
6 framework to better my situation? It's a legal defense.

7 MR. ROBINSON: But -- but the problem here is I don't think
8 that I gave you IAOC so therefore I'm not filing anything that
9 said that I did.

10 MR. HAEG: Ok and if you think that -- and you think that if
11 I'm going around checking to make sure that there isn't that --
12 them I'm -- there's a conflict.

13 MR. ROBINSON: Plus our discussion today (*chuckles*) that's
14 why I wanted to talk to you.

15 MR. HAEG: Ok well (*sighs*) ok -- and you know -- I just --
16 you know -- some of this shit just makes me really nervous like
17 when I go talk to Phil and he was -- the reason why I went to
18 him, Chuck, is because Eberhard Brunner the guy I bought my lodge
19 from way out there said that he had the most integrity that I
20 know and then boof he calls you and boof you're no longer my
21 attorney and boof now he's extorting money out of me. I mean
22 before we even -- he even looks at the case to see what ever and
23 to say yeah your barking up the wrong tree, Chucks doing you a
24 great job, he calls you, you fire me, now I got to spend God
25 knows how many thousands of dollars to bring somebody else up to
26 speed if I can find anybody because nobody is willing to look at
27 me anymore because my case is so screwed up you know I'm in a
28 **** position. Alls because of that -- I call him a snake --
29 that Phil Weidner why the hell did he do that?

30 MR. ROBINSON: You will have to ask Phil why he called me to
31 talk about your case.

1 MR. HAEG: Well I don't think that's goddamn right. Is
2 there -- I mean isn't there a thing called attorney client
3 privilege that starts as soon as you open your mouth?

4 MR. ROBINSON: Well some things are privileged and some
5 things are not but in the world of IAOC he would -- if he chose
6 to represent you he'd have to contact me to get an affidavit from
7 me about what I did to represent you.

8 MR. HAEG: He hasn't chose me yet, Chuck.

9 MR. ROBINSON: Well I'm just saying that I'm not sure.....

10 MR. HAEG: You said if he chose to -- he hasn't. Holly shit
11 alls he did is call you and said hey Chuck Dave's looking around
12 and blah -- blah - blah and you better fire his ass and I'm not
13 taking him either and we'll just leave poor Dave out there to
14 die.

15 MR. ROBINSON: Whoa -- whoa he didn't.....

16 MR. HAEG: Everybody'll abandon him.

17 MR. ROBINSON: Whoa -- whoa -- whoa

18 MR. HAEG: Poor Dave won't have anybody to defend him except
19 Dave. Well I'll tell you what Chuck, Dave's learning quick and
20 Dave's goanna do a damn fine job you're goanna **** see it.

21 MR. ROBINSON: Hey listen David he never told me to abandon
22 you.

23 MR. HAEG: That was your own decision?

24 MR. ROBINSON: Well when he told me that you were
25 considering filing a claim of ineffective.....

26 MR. HAEG: I wasn't considering it -- I was looking at it to
27 see whether that was an option.

28 MR. ROBINSON: Well were you considering filing one against
29 Brent?

30 MR. HAEG: If it was an option yeah -- a viable option that
31 might help me I would consider making a deal with the devil. Yep
32 if it was a legal deal with the devil that he could run around
33 with his pitchfork and get me out of trouble -- yep if it was a

1 legal option -- yep I'm exploring my options Chuck that's all I'm
2 doing -- exploring my options. As a defendant do I get to
3 explore my options, Chuck?

4 MR. ROBINSON: You can explore your options from here to
5 Kingdom Come David.

6 MR. HAEG: Well that's what I'm doing Chuck and then all my
7 attorneys say, Well goddamn this defendants exploring his options
8 let's abandon him. Lets -- if we all run we know he will get
9 screwed and go bankrupt and dry up and blow away and poof we
10 dodged a bullet didn't we Chuck?

11 MR. ROBINSON: I wanted to have a one on one discussion with
12 you to determine whether or not you thought I was ineffective and
13 from our conversation today you think so -- so we have a
14 conflict.

15 MR. HAEG: Well I don't know. You know I don't know if
16 there's and IAOC against Brent because first I'd have to prove
17 that and if there was and you didn't find it and do anything yeah
18 then there is but if there isn't against Brent then there
19 probably aint against you. But I don't know how you can have a
20 goddamn attorney lying to you and expect that you're getting
21 effective assistance of counsel. Maybe -- maybe Chuck my problem
22 is that I grew up out in the Bush and I read the goddamn words
23 and what the words say I believe. I don't believe what your
24 interpretation or Brent's interpretation or Magistrate Murphy's
25 or whatever. When I read what the US Supreme Court put down on
26 paper and have you -- did you ever read Thurgood Marshall's
27 dissenting opinion on that? Now you read that it is so blazing
28 clear to me that if your attorneys lying to you you're getting
29 ***** hosed against your Constitutional Rights that it's not even
30 funny. But everybody dances around it blah -- blah -- blah --
31 well -- like you well just because he's lying to you doesn't mean
32 he wasn't doing you a good job. Well goddamn that's like me
33 saying, Well just because the bear was charging and I ran the
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1 other way doesn't mean I was a bad guide. Well what the hell
2 does it mean Chuck? I'm a good guide? Yeah I'm a good guide for
3 me. I think it's a bad guide for the poor son of bitch that's
4 left there by himself shaking with fear when the bear mauls his
5 ass and eats him. Do you know what Chuck Robinson I've been
6 mauled by a bear. It's not a fun thing.

7 MR. ROBINSON: I've been in an airplane crash it's not a
8 pretty thing to happen either. I understand those things David.

9 MR. HAEG: Well if you're in a plane and your pilot jumps
10 out with a parachute when the engine quits how highly are you
11 goanna think of that pilot when you don't have a parachute?

12 MR. ROBINSON: Well not very highly at all.

13 MR. HAEG: Well can you see that's what Brent Cole did to
14 me?

15 MR. ROBINSON: I can see where you know you and Brent got
16 off on some bad deals and he could've lied to you and all of that
17 stuff and all that's interesting. My point is me.....

18 MR. HAEG: Ok you said it's interesting but you don't think
19 it meets the threshold of IAOC, is that correct?

20 MR. ROBINSON: David I'm not goanna give you an opinion
21 about that. I'm just.....

22 MR. HAEG: No you're still my attorney and you are goanna
23 give me an opinion.

24 MR. ROBINSON: I don't have an opinion about it.

25 MR. HAEG: So you're telling me right now.....

26 MR. ROBINSON: I don't have a.....

27 MR. HAEG: that you're still my attorney because until the
28 Court of Appeals releases you -- you are my attorney, correct?

29 MR. ROBINSON: Correct, but I don't have an opinion.

30 MR. HAEG: And you don't have an opinion that when I can
31 prove my first lawyer was lying to me and never stood up for
32 deals he said I had that he's ineffective? You're saying that
33 you're just remaining mum on that subject, is that correct?

1 MR. ROBINSON: No I'm not saying I'm remaining mum on that
2 subject I'm saying I don't have an opinion as to whether or not
3 he's the pilot that jumped out of the plane and left you without
4 a parachute.

5 MR. HAEG: Do you think he did wrong?

6 MR. ROBINSON: In what regard, David?

7 MR. HAEG: By lying to me.

8 MR. ROBINSON: No lawyer should lie to another -- to their
9 client.

10 MR. HAEG: So you said Brent Cole did wrong, by me?

11 MR. ROBINSON: No lawyer should lie to their client.

12 MR. HAEG: Chuck

13 MR. ROBINSON: Bottom line.

14 MR. HAEG: Chuck don't do the lawyer shit to me Chuck.

15 MR. ROBINSON: "Oh he may have lied to you about certain
16 things that aren't important but he should never lie to you about
17 something that's important."

18 MR. HAEG: "What about lying to me about whether I had a
19 deal or not? Is that important to me and my family, Chuck?"

20 MR. ROBINSON: "If he said you had a deal and you never had
21 a deal that would be wrong."

22 MR. HAEG: "So Brent Cole did me wrong?"

23 MR. ROBINSON: "If you had a deal and he said you had a deal
24 -- if you didn't have a deal and he said you had a deal that
25 would be wrong."

26 MR. HAEG: "Ok very good I like that and if -- if that was
27 wrong is there a basis then for an IAOC against Brent Cole?"

28 MR. ROBINSON: "If there was no deal -- and he said there
29 was a deal -- I guess so but he....."

30 MR. HAEG: " Ok you guess so. I like that word."

31 MR. ROBINSON: "Well but remember....."

32 MR. HAEG: "I guess so."

1 MR. ROBINSON: "I know but remember now what he said so far
2 is that there wasn't a deal."

3 MR. HAEG: "I've got I don't know how many emails and
4 letters from him signed in his own handwriting that there was a
5 deal -- Goddamn!"

6 MR. ROBINSON: "All right David."

7 MR. HAEG: "Well Jesus Christ it's driving me crazy!"

8 MR. ROBINSON: "All right."

9 MR. HAEG: "You sons of bitches -- you --"

10 MR. ROBINSON: "David!"

11 MR. HAEG: "And the only reason we were goanna talk about it
12 is so that he wouldn't charge us with the moose stuff and then he
13 said they could bring it in because I was the one was that broke
14 the deal. Ok do you remember any of that?" -- "Well then Leaders
15 said yes there was a deal and I broke it. Do you remember that?"

16 MR. ROBINSON: "I understand that he said you broke it,
17 yeah."

18 MR. HAEG: "Then he said -- then when you said, Well there
19 was why bring it in because now we're going to trail? He said,
20 Well the only reason we didn't charge Mr. Haeg is he agreed to
21 talk about it so we now have to be able to talk about it or we'll
22 -- and you -- I don't know if you said but I remember thinking
23 well why don't they charge me with it? But what he was using is
24 the leverage that the only reason they didn't charge us, with the
25 moose thing, was we'd -- we'd pleaded and begged supposedly so
26 that we'd talk about at my wolf sentencing so they wouldn't
27 charge me with it. He's lying through his goddamn teeth."

28 MR. ROBINSON: "I do remember him saying that."