

1 w
2 Michael J. Gearin, WSBA # 20982
3 David C. Neu, WSBA #33143
4 Brian T. Peterson, WSBA #42088
5 K&L GATES LLP
6 925 Fourth Avenue, Suite 2900
7 Seattle, WA 98104-1158
8 (206) 623-7580

Honorable Christopher M. Alston
Chapter 11
Hearing Location: Rm. 7206
Hearing Date: Friday, October 18, 2019
Hearing Time: 9:30 a.m.
Response Date: October 11, 2019

9 UNITED STATES BANKRUPTCY COURT
10 WESTERN DISTRICT OF WASHINGTON
11 AT SEATTLE

12 In re:
13 NORTHWEST TERRITORIAL MINT, LLC,
14 Debtor.

Case No. 16-11767-CMA

DECLARATION OF DAVID C. NEU IN
SUPPORT OF MOTION TO APPROVE
SETTLEMENT WITH BRADLEY STEPHEN
COHEN AND COHEN ASSET
MANAGEMENT AND KATHRYN A. ELLIS
AND TO AUTHORIZE SALE OF SEIZED
PROPERTY

16
17 David C. Neu declares as follows:

- 18 1. I am a partner with K&L Gates LLP, counsel for the Chapter 11 Trustee.
19 2. Attached hereto as Exhibit A are excerpts of a deposition transcript in which Diane
20 Erdmann admits to selling approximately \$700,000 worth of precious metal.

21 //
22 //
23 //
24 //
25 //

1 I declare under the penalty of perjury under the laws of the United States that the foregoing is
2 true and correct to the best of my knowledge.
3

4 EXECUTED this 2nd day of October, 2019, at Seattle, Washington.
5

6
7 /s/ David C. Neu

8 David C. Neu
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1 **CERTIFICATE OF SERVICE**

2 The undersigned declares as follows:

3 That she is a paralegal in the law firm of K&L Gates LLP, and on October 2, 2019, she
4 caused the foregoing document to be filed electronically through the CM/ECF system which caused
5 Registered Participants to be served by electronic means, as fully reflected on the Notice of
6 Electronic Filing.

7 Also on October 2, 2019, she caused the foregoing document to be placed in the mail to the
8 Parties at the addresses listed below:

9 Northwest Territorial Mint LLC
10 PO Box 2148
11 Auburn, WA 98071-2148

12 I declare under penalty of perjury under the laws of the State of Washington and the United
13 States that the foregoing is true and correct.

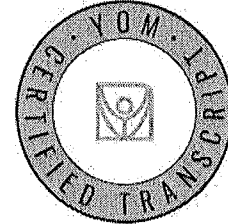
14 Executed on the 2nd day of October, 2019 at Seattle, Washington.

15 /s/ Denise A. Lentz
16 Denise A. Lentz

EXHIBIT A

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UNITED STATES BANKRUPTCY COURT
WESTERN DISTRICT OF WASHINGTON AT SEATTLE



IN RE:)
NORTHWEST TERRITORIAL MINT, LLC,)
Debtor.) 16-11767-CMA
)

EXAMINATION OF DIANE ERDMANN
PURSUANT TO
BANKRUPTCY RULE 2004

10:58 A.M.

AUGUST 3, 2017

925 FOURTH AVENUE, SUITE 2900

SEATTLE, WASHINGTON

REPORTED BY: SHARI L. WHEELER, CCR NO. 2396



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A P P E A R A N C E S

FOR THE CHAPTER 11 TRUSTEE:

DAVID C. NEU

K&L Gates, LLP

925 Fourth Avenue, Suite 2900

Seattle, Washington 98104

206.623.7580

david.neu@klgates.com

FOR DIANE ERDMANN:

THOMAS P. QUINLAN, II

Smith Alling, PS

1501 Dock Street

Tacoma, Washington 98402

253.627.1091

tom@smithalling.com

ALSO PRESENT:

MARK CALVERT



1 Q. So that's 2 feet deep by 8 inches wide by
2 8 inches tall?

3 A. Yes.

4 Q. Yes?

5 A. Yes.

6 Q. In late April 2016, the King County Sheriff
7 executed on assets at your house, correct?

8 A. Correct.

9 Q. The \$700,000 in coins and bullion that you've
10 sold over the last year or so, where was that all
11 located at the time the sheriff raided your house?

12 A. Various places.

13 Q. What places?

14 A. Safe-deposit boxes, Don Schwenk, the storage
15 unit.

16 Q. You said you only had one safe-deposit box,
17 correct?

18 A. I think I still had them all at the time of the
19 raid.

20 Q. I'm trying to avoid going and getting the
21 safe-deposit box records. In May of 2016, we can agree
22 that all but one of the safe-deposit boxes was closed,
23 correct? You closed them all right before you paid the
24 retainer to Todd Tracy, correct?

25 A. No.

