

SUPREME COURT OF THE STATE OF NEW YORK
COUNTY OF QUEENS

THE PEOPLE OF THE STATE OF NEW YORK

IND. No.1709/2010

-against-

AFFIDAVIT
IN SUPPORT

HARRY DORVILIER and HARRY'S NURSES
REGISTRY, INC.

Defendants.

State of New York)

SS:

County of Queens)

I, FRITZNEL J. MILFORT, being duly sworn depose and say:

1. I am a Certified Public Accountant with over 25 years experience, and have an office in Brooklyn, New York.
2. On or about February 2011, I was asked by Harry Dorvilier to review his payment practices with respect to Harry's Nurses Registry, Inc. and reviewed several documents that Mr. Dorvilier received from New York State Insurance Funds as well as other documents. See Exhibit A.
3. These documents indicated that Mr. Dorvilier had in place an insurance policy for workers classified as independent contractors by the New York State insurance Fund and was duly making premium payments.
4. I was also shown several Court decisions by Mr. Dorvilier which held that those working for him were independent contractors.
5. I informed Mr. Dorvilier of my opinion and told him that his practice of insuring independent contractors' was valid according to generally accepted accounting principles and according to the state documents provided him by the New York State Insurance Funds. See Exhibit B.
6. I also informed him that according to my review of the relevant facts, records, decisions and files, his workers were receiving 1099s as subcontractors.

7. On or about September 2011, after Mr. Dorvilier was charged with not paying "employees" I immediately informed Mr. Dorvilier's trial lawyer, Mitchel Alter of my review of Mr. Dorviliers practices and documentation, and of my opinion that he did nothing wrong and relied on state issued correspondence. I offered to testify on Mr. Dorivilier's behalf, and was readily, willing and able to do so.
8. Indeed, I was paid to come to court and testify.
9. If I testified, I would have explained to the Court and jury that Mr. Dorvilier was in no way guilty of stealing anyone's money. Mr. Alter never subpoenaed me or called me to testify on Mr. Dorvilier's behalf, despite my telling him that I was ready, willing and able to come to Court and testify.
10. I believe that it was a grave injustice for the jury to convict Mr. Dorvilier without hearing from me.
11. I respectfully submit this affidavit of my own accord. I am not being paid anything for this statement.
12. Mr. Alter simply never sat down with me and prepared me for testimony, he never went over with me all the details concerning the circumstances of Harry Dorvilier's payment practices or my communications to him. He never conducted any investigation, nor did visit my office, or call me to prepare for my testimony or to testify in Court.
13. Mr. Alter was always disinterested, dismissive of my work and dismissive of Harry's genuine defense.
14. I remain, ready willing and able to testify for Mr. Harry Dorvilier.

I, FRITZNEL J. MILFORT,

Sworn to before me this ____ day of Sept. 2016

Notary Public

Fritznel J. Milfort

Certified Public Accountant

cpa

(718) 434-1799

E-MAIL: FJMILFORT@AOL.COM
FAX: (718) 434-0805

1468 Flatbush Avenue, 2nd Fl.
Brooklyn, New York 11210

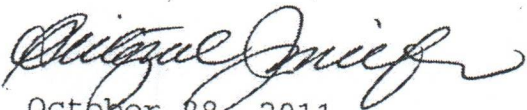
Accountant's Review Report

Mr. Harry Dorvilier
Harry's Nurses Registry Inc.
88-25 163rd Street
Jamaica, NY 11432

I have reviewed the accompanying Statement of Workers' Compensation Actual Cost Analysis of the Individuals listed under the claim filed by the Supreme Court of the State of New York of Harry's Nurses Registry Inc. for the various periods beginning August 8, 2006 to December 26, 2007 in accordance with standards established by the American Institute of Certified Public Accountants. All information included in the Statement of Workers' Compensation Actual Cost Analysis is the representation of management of Harry's Nurses Registry Inc.

A review consists principally of inquiries of company personnel and analytical procedures applied to financial data. It is substantially less in scope than an audit in accordance with generally accepted auditing standards, the objective of which is the expression of an opinion regarding the financial statements taken as a whole. Accordingly, I do not express such an opinion.

Based on my review, I am not aware of any material modifications that should be made to the accompanying Statement of Workers' Compensation Actual Cost Analysis in order for them to be in conformity with generally accepted accounting principles.



October 28, 2011

Harry's Nurses Registry Inc.

Statement of Workers' Compensation Actual Cost Analysis
 (Individuals Listed Under the Claim Filed by the Supreme Court of the State of New York)
 For the Various Periods Listed Below

<u>Individual's Name</u>	<u>Period Beginning</u>	<u>Period Ending</u>	<u>Actual Workers' Compensation Cost</u>	<u>Premiums Deducted From Contractors</u>	<u>Net Cost (Surplus)</u>
YELVA CADET	8/9/2006	11/28/2007	\$5,158.92	\$3,771.00	\$1,387.92
SULAIMAN ALI-EL	8/9/2006	11/28/2007	5,078.25	4,176.00	902.25
GINA OSSE-PROPHETE	8/9/2006	11/27/2007	6,385.13	3,868.00	2,517.13
MURIEL PHILLIP	1/24/2007	11/28/2007	2,856.78	2,506.00	350.78
PEARLINE DRYER	3/21/2007	12/26/2006	2,166.86	1,567.00	599.86
NORMA FOMOSO	9/6/2006	5/2/2007	2,496.06	2,005.00	491.06
SANDRA DEVAREL	9/6/2006	11/27/2007	5,592.69	4,952.00	640.69
JANET DAVIS	9/8/2006	11/14/2007	1,863.21	1,495.00	368.21
BENDY PIERRE-JOSEPH	1/10/2007	12/26/2007	2,670.26	2,043.50	626.76
NATASHA DUNCAN	10/4/2006	7/11/2007	2,584.51	1,944.00	640.51
VANESSA REYNOLDS	9/8/2006	11/28/2007	2,836.27	2,626.75	209.52
RITA BYAS	11/28/2007	11/24/2007	1,846.43	1,536.00	310.43
STEPHANIE EDWARDS	8/9/2006	11/27/2007	1,766.80	1,376.00	390.80
KIM RAMPERSAD	10/4/2006	11/14/2007	759.28	624.00	135.28
MERYL DANNEELS	8/22/2007	11/14/2007	398.38	407.00	(8.62)
LUCILLE HAMILTON	9/6/2006	11/27/2007	1,957.25	1,640.00	317.25
LINDA DEI-BANING	1/24/2007	7/11/2007	844.58	557.00	287.58
ELAINE DIAZ	2/21/2007	11/27/2007	576.11	514.00	62.11
ALYSON HANSON	8/22/2007	11/28/2007	835.33	896.00	(60.67)
IMMACULA AUGUSTIN	9/6/2006	11/28/2007	1,112.42	930.75	181.67
SHEENA WALLERSON	9/6/2006	12/26/2007	765.19	582.00	183.19
TOTAL			<u>\$50,550.71</u>	<u>\$40,017.00</u>	<u>\$10,533.71</u>

See Accountant's Review Report.

CPA

Form 886-A (Rev. January 1994)886-A	EXPLANATION OF ITEMS	Schedule number or exhibit
Name of Taxpayer HARRY DORVILIER	Taxpayer Identification Number	Year/Period Ended 2007

Other Income

Tax Period	Per Return	Per Exam	Adjustment
2007	\$0.00	\$24,531.00	\$24,531.00

Based on the Court papers you were accused of Grand Larceny in the third degree were you withheld insurance premium from the payroll checks of the following home health personnel (Stephanie Edwards, Bendy Pierre Joseph, Muriel Phillip, Vanessa Reynolds, Pearline Dryer, Gina Osse-Prophete, Sandra Devarel, Rita Byas, Aii-EI Sulaiman, Natasha Duncan and Norma Formoso) in order to pay for the workers' compensation for the office personnel

Statutory-Itemized Deductions

Tax Period	Per Return	Per Exam	Adjustment
2007	\$15,249.00	\$14,758.00	\$491.00

Certain expenses deducted as miscellaneous itemized deductions are only deductible to the extent that they exceed a percentage of your adjusted gross income. Since we have made other changes in this report which affect your adjusted gross income, we have also adjusted these expenses.



DISTRICT ATTORNEY
QUEENS COUNTY
125-01 QUEENS BOULEVARD
KEW GARDENS, NEW YORK 11415-1568
(718) 286-6000

Richard A. Brown
District Attorney

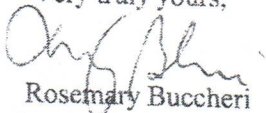
January 27, 2014

Re: People v. Harry Dorvilier
Harry's Nurses Registry, Inc.
Ind. # 1709/2010

To whom it may concern:

I was the assigned Assistant District Attorney with the Queens County District Attorney's Office who prosecuted and convicted the above-named defendants on May 10, 2012 before the Honorable Joel Blumenfeld. As part of the defendant's sentence, the defendant was ordered to pay restitution in the amount of \$25,451.25 to the felony victims only. Mrs. Lucille Hamilton was not one of these victims and thus, she did not receive any restitution from the defendant.

Thank you for your cooperation. If you need to reach me, please contact me at (718) 286-5915.

Very truly yours,

Rosemary Buccheri
Assistant District Attorney
Economic Crimes Bureau

SUPREME COURT OF THE STATE OF NEW YORK
COUNTY OF QUEENS: CRIMINAL TERM K-23

-----X
THE PEOPLE OF THE STATE OF NEW YORK,

- against -

Indictment No: 1709/2010

HARRY DORVILIER,

Defendant.

-----X
HON. JOEL L. BLUMENFELD, JSC

VERDICT SHEET

COUNT	CHARGE	NOT GUILTY	GUILTY
1	Grand Larceny in the Third Degree (Yelva Cadet)		
2	Grand Larceny in the Third Degree (Sulaiman Ali-El)		
3	Grand Larceny in the Fourth Degree (Gina Osse-Prophete)		
4	Grand Larceny in the Fourth Degree (Muriel Phillip)		
5	Grand Larceny in the Fourth Degree (Pearline Dryer)		
6	Grand Larceny in the Fourth Degree (Norma Formoso)		
7	Grand Larceny in the Fourth Degree (Sandra Devarel)		
8	Grand Larceny in the Fourth Degree (Janet Davis)		
9	Grand Larceny in the Fourth Degree (Bendy Pierre-Joseph)		
10	Grand Larceny in the Fourth Degree (Natasha Duncan)		
11	Grand Larceny in the Fourth Degree (Vanessa Reynolds)		
12	Grand Larceny in the Fourth Degree (Rita Byas)		
13	Grand Larceny in the Fourth Degree (Stephanie Edwards)		
14	Scheme to Defraud in the First Degree		

DATE: _____

FOREPERSON

SUPREME COURT OF THE STATE OF NEW YORK
COUNTY OF QUEENS: CRIMINAL TERM K-23

-----x
THE PEOPLE OF THE STATE OF NEW YORK,

- against -

Indictment No: 1709/2010

HARRY'S NURSES REGISTRY, INC.,

Defendant.

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HON. JOEL L. BLUMENFELD, JSC

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14	Scheme to Defraud in the First Degree		

DATE: _____

FOREPERSON

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Harry's Nurses Registry Inc.

Statement of Workers' Compensation Actual Cost Analysis

For the Period Beginning August 8, 2006 to December 26, 2007

Fritznel J. Milfort
Certified Public Accountant

cpa

CRIMINAL COURT OF THE CITY OF NEW YORK
PART APAR, COUNTY OF QUEENS

pvt

THE PEOPLE OF THE STATE OF NEW YORK
V.
HARRY DORVILIER
HARRY NURSES REGISTRY INC.
DEFENDANTS

STATE OF NEW YORK
COUNTY OF QUEENS

2010QND007809



SCOTT E. JAFFER, SHIELD # 025, ASSISTANT INSPECTOR GENERAL OF THE STATE OF NEW YORK, WORKERS' COMPENSATION BOARD, OFFICE OF THE FRAUD INSPECTOR, BEING DULY SWORN, DEPOSES AND SAYS THAT ON OR ABOUT AND BETWEEN JULY 1, 2006 AND NOVEMBER 30, 2007 AT 88-25 163RD STREET, COUNTY OF QUEENS, STATE OF NEW YORK

THE DEFENDANTS COMMITTED THE OFFENSES OF:
PL 155.35 GRAND LARCENY IN THE THIRD DEGREE (3 COUNTS)
PL 155.30-1 GRAND LARCENY IN THE FOURTH DEGREE (17 COUNTS)
WORKERS' COMPENSATION LAW SECTION 31 AGREEMENT FOR CONTRIBUTION BY EMPLOYEE VOID

*Class D
3 Count Felony
Class Felony*

IN THAT THE DEFENDANTS, ACTING IN CONCERT, DID: KNOWINGLY AND UNLAWFULLY STEAL PROPERTY VALUED IN EXCESS OF THREE THOUSAND DOLLARS KNOWINGLY AND UNLAWFULLY STEAL PROPERTY THE VALUE OF WHICH EXCEEDS ONE THOUSAND DOLLARS ; NO AGREEMENT BY AN EMPLOYEE TO PAY ANY PORTION OF THE PREMIUM PAID BY THE EMPLOYER TO THE STATE INSURANCE FUND OR TO CONTRIBUTE TO A BENEFIT FUND OR DEPARTMENT MAINTAINED BY SYCH EMPLOYER OR TO THE COST OF MUTUAL INSURANCE OR OTHER INSURANCE, MAINTAINED FR OR CARRIED FOR THE PURPOSE OF PROVIDING COMPENSATION AS HEREIN REQUIRED, SHALL BE VALID, AND ANY SUCH EMPLOYER WHO MAKES A DEDUCTION FOR SUCH PURPOSE FROM THE WAGES OR SALARY OF ANY EMPLOYEE ENTITLED TO THE BENEFITS OF THIS CHAPTER.

THE SOURCE OF DEPONENT'S INFORMATION AND THE GROUNDS FOR DEPONENT'S BELIEF ARE AS FOLLOWS:

DEPONENT STATES THAT HE IS AN ASSISTANT INSPECTOR GENERAL FOR THE STATE OF NEW YORK, WORKERS' COMPENSATION BOARD, OFFICE OF THE INSPECTOR GENERAL, AND AS SUCH HE IS FAMILIAR WITH, IS THE CUSTODIAN OF, AND HAS EXAMINED THE REGULARLY KEPT BUSINESS RECORDS AS THEY PERTAIN TO THE DEFENDANTS HARRY DORVILIER AND THE CORPORATION HARRY'S NURSES REGISTRY, INC. DEPONENT FURTHER STATES THAT THE OFFICE OF THE FRAUD INSPECTOR GENERAL INVESTIGATES ALLEGATIONS OF INDIVIDUALS AND/OR CORPORATIONS WHO COMMIT FRAUD AGAINST THE WORKERS' COMPENSATION BOARD.

DEPONENT STATES THAT HE HAS EXAMINED RECORDS THAT ARE MADE AND KEPT IN

DORVILIER, HARRY Q10607504, REGISTRY INC., HARRY NURSES Q10800044

THE REGULAR COURSE OF BUSINESS OF THE OFFICE OF THE FRAUD INSPECTOR GENERAL HEREINAFTER REFERRED TO AS THE OIG AND THAT SAID RECORDS REVEALED THAT THE DEFENDANT HARRY DORVILIER IS THE PRESIDENT OF HARRY'S NURSES REGISTRY, INC AND THAT THE DEFENDANT CONTROLS THE DAILY OPERATIONS OF HARRY'S NURSES REGISTRY, INC. WHICH INCLUDES THE DIRECTING AND SUPERVISING OF THE PLACEMENT OF HEALTH CARE PERSONNEL IN VARIOUS JOB ASSIGNMENTS AS WELL AS OVER SEEING THE NUMBER OF HOURS THAT THE HEALTH CARE PERSONNEL WORKED. DEPONENT FURTHER STATES THAT BASED UPON INTERVIEWS OF THE HEALTH CARE PERSONNEL, THE DEFENDANT PROVIDED EACH OF THE HEALTH CARE PERSONNEL WITH THE SUPPLIES NECESSARY TO PERFORM THEIR JOBS AS WELL AS THE DEFENDANT REQUIRED EACH OF THE HEALTH CARE PERSONNEL IN HIS EMPLOY TO SUBMIT REPORTS ON THEIR WORK ACTIVITY DIRECTLY TO THE DEFENDANT.

DEPONENT STATES THAT HE HAS OBTAINED AND REVIEWED RECORDS FROM THE NEW YORK STATE DEPARTMENT OF STATE FOR CORPORATIONS AND THAT BASED UPON A REVIEW OF SAID CORPORATE RECORDS, THE CORPORATION HARRY'S NURSES REGISTRY, INC. WAS INCORPORATED IN THE STATE OF NEW YORK AND AS SUCH IT WAS INCORPORATED TO PROVIDE NURSES AND OTHER HEALTH CARE PERSONNEL FOR PLACEMENT IN THE HOME HEALTH SERVICE.

DEPONENT STATES THAT DURING THE COURSE OF AN INVESTIGATION OF THE DEFENDANTS, IT WAS DETERMINED THAT THE DEFENDANT APPLIED FOR AND RECEIVED VALID WORKERS' COMPENSATION INSURANCE WITH THE NEW YORK STATE INSURANCE FUND ON OR ABOUT FEBRUARY 7, 2006 WITH WORKERS' COMPENSATION COVERAGE FOR OFFICE PERSONNEL AND NOT WORKERS' COMPENSATION COVERAGE FOR THE HOME HEALTH PERSONNEL THAT HE EMPLOYED.

DEPONENT STATES THAT BASED UPON A REVIEW OF PAY CHECKS OBTAINED FROM THE HEALTH CARE PERSONNEL EMPLOYED BY THE DEFENDANT, THE DEFENDANT WITHHELD FROM THEIR PAY CHECKS \$1.00 PER HOUR AND CLAIMED THAT THE DEFENDANT HAD VALID WORKERS' COMPENSATION INSURANCE FOR THESE HOME HEALTH CARE PERSONNEL.

DEPONENT FURTHER STATES THAT THE DEFENDANT DID NOT HAVE WORKERS' COMPENSATION INSURANCE FOR THE HOME HEALTH PERSONNEL, THE DEFENDANT REDUCED HIS INSURANCE PREMIUM BY DEDUCTING \$1.00 PER HOUR FROM THE PAYROLL CHECKS OF EACH OF THE HOME HEALTH PERSONNEL IN ORDER TO PAY FOR THE WORKERS' COMPENSATION INSURANCE FOR THE OFFICE PERSONNEL.

DEPONENT STATES THAT HE IS INFORMED BY LEMONIA SMITH THAT SHE WAS EMPLOYED BY THE DEFENDANT AND AS SUCH SHE WENT TO VARIOUS LOCATIONS ASSIGNED BY THE DEFENDANT TO PROVIDE HOME HEALTH CARE. DEPONENT IS FURTHER INFORMED BY LEMONIA SMITH THAT THE DEFENDANT'S PLACE OF BUSINESS WAS 88-25 163RD STREET, JAMAICA, COUNTY OF QUEENS, STATE OF NEW YORK AND THAT THE DEFENDANT PAID HER IN THE FORM OF CHECKS. DEPONENT IS FURTHER INFORMED BY LEMONIA SMITH THAT ON EACH OF HER PAYCHECK FROM SEPTEMBER 2006 THROUGH DECEMBER 2007, THE DEFENDANT WITHHELD \$1.00 PER HOUR FROM HER CHECK CLAIMING THAT IT WAS FOR WORKERS' COMPENSATION INSURANCE. DEPONENT STATES THAT HE IS FURTHER INFORMED BY LEMONIA SMITH THAT SHE DID NOT GIVE THE DEFENDANT PERMISSION OR AUTHORITY TO TAKE, POSSESS OR EXERCISE CONTROL OVER THESE FUNDS AND THAT AS A RESULT OF THE DEFENDANT'S ACTIONS, SHE SUFFERED A LOSS OF APPROXIMATELY \$827.00.

DEPONENT STATES THAT HE IS INFORMED BY STEPHANIE EDWARDS THAT SHE WAS EMPLOYED BY THE DEFENDANT AND AS SUCH SHE WENT TO VARIOUS LOCATIONS ASSIGNED BY THE DEFENDANT TO PROVIDE HOME HEALTH CARE. DEPONENT IS FURTHER INFORMED BY STEPHANIE EDWARDS THAT THE DEFENDANT'S PLACE OF

BUSINESS WAS 88-25 163RD STREET, JAMAICA, COUNTY OF QUEENS, STATE OF NEW YORK AND THAT THE DEFENDANT PAID HER IN THE FORM OF CHECKS. DEPONENT IS FURTHER INFORMED BY STEPHANIE EDWARDS THAT ON EACH OF HER PAYCHECKS FOR THE YEAR 2007, THE DEFENDANT WITHHELD \$1.00 PER HOUR FROM HER CHECK CLAIMING THAT IT WAS FOR WORKERS' COMPENSATION INSURANCE. DEPONENT STATES THAT HE IS FURTHER INFORMED BY STEPHANIE EDWARDS THAT SHE DID NOT GIVE THE DEFENDANT PERMISSION OR AUTHORITY TO TAKE, POSSESS OR EXERCISE CONTROL OVER THESE FUNDS AND THAT AS A RESULT OF THE DEFENDANT'S ACTIONS, SHE SUFFERED A LOSS OF APPROXIMATELY \$1,063.00 WHICH IS IN EXCESS OF \$1,000.00.

DEPONENT STATES THAT HE IS INFORMED BY SAINTE PIERRE HILDEGARDE THAT SHE WAS EMPLOYED BY THE DEFENDANT AND AS SUCH SHE WENT TO VARIOUS LOCATIONS ASSIGNED BY THE DEFENDANT TO PROVIDE HOME HEALTH CARE. DEPONENT IS FURTHER INFORMED BY SAINTE PIERRE HILDEGARDE THAT THE DEFENDANT'S PLACE OF BUSINESS WAS 88-25 163RD STREET, JAMAICA, COUNTY OF QUEENS, STATE OF NEW YORK AND THAT THE DEFENDANT PAID HER IN THE FORM OF CHECKS.

DEPONENT IS FURTHER INFORMED BY STEPHANIE EDWARDS THAT ON EACH OF HER PAYCHECKS SEPTEMBER 2006 THROUGH DECEMBER 2007, THE DEFENDANT WITHHELD \$1.00 PER HOUR FROM HER CHECK CLAIMING THAT IT WAS FOR WORKERS' COMPENSATION INSURANCE. DEPONENT STATES THAT HE IS FURTHER INFORMED BY SAINTE PIERRE HILDEGARDE THAT SHE DID NOT GIVE THE DEFENDANT PERMISSION OR AUTHORITY TO TAKE, POSSESS OR EXERCISE CONTROL OVER THESE FUNDS AND THAT AS A RESULT OF THE DEFENDANT'S ACTIONS, SHE SUFFERED A LOSS OF APPROXIMATELY \$1,989.50 WHICH IS IN EXCESS OF \$1,000.00.

DEPONENT STATES THAT HE IS INFORMED BY BENDY PIERRE JOSEPH THAT SHE WAS EMPLOYED BY THE DEFENDANT AS A NURSE AND AS SUCH SHE WENT TO VARIOUS LOCATIONS ASSIGNED BY THE DEFENDANT TO PROVIDE HOME HEALTH CARE. DEPONENT IS FURTHER INFORMED BY BENDY PIERRE JOSEPH THAT THE DEFENDANT'S PLACE OF BUSINESS WAS 88-25 163RD STREET, JAMAICA, COUNTY OF QUEENS, STATE OF NEW YORK AND THAT THE DEFENDANT PAID HER IN THE FORM OF CHECKS. DEPONENT IS FURTHER INFORMED BY BENDY PIERRE JOSEPH THAT ON EACH OF HER PAYCHECKS FOR THE YEAR 2007, THE DEFENDANT WITHHELD \$1.00 PER HOUR FROM HER CHECK CLAIMING THAT IT WAS FOR WORKERS' COMPENSATION INSURANCE. DEPONENT STATES THAT HE IS FURTHER INFORMED BY BENDY PIERRE JOSEPH THAT SHE DID NOT GIVE THE DEFENDANT PERMISSION OR AUTHORITY TO TAKE, POSSESS OR EXERCISE CONTROL OVER THESE FUNDS AND THAT AS A RESULT OF THE DEFENDANT'S ACTIONS, SHE SUFFERED A LOSS OF APPROXIMATELY \$1,636.00 WHICH IS IN EXCESS OF \$1,000.00.

DEPONENT STATES THAT HE IS INFORMED BY IRONE PRATT THAT SHE WAS EMPLOYED BY THE DEFENDANT AS A NURSE AND AS SUCH SHE WENT TO VARIOUS LOCATIONS ASSIGNED BY THE DEFENDANT TO PROVIDE HOME HEALTH CARE. DEPONENT IS FURTHER INFORMED BY IRONE PRATT THAT THE DEFENDANT'S PLACE OF BUSINESS WAS 88-25 163RD STREET, JAMAICA, COUNTY OF QUEENS, STATE OF NEW YORK AND THAT THE DEFENDANT PAID HER IN THE FORM OF CHECKS. DEPONENT IS FURTHER INFORMED BY IRONE PRATT THAT ON EACH OF HER PAYCHECKS FROM SEPTEMBER 2006 THROUGH THE YEAR 2007, THE DEFENDANT WITHHELD \$1.00 PER HOUR FROM HER CHECK CLAIMING THAT IT WAS FOR WORKERS' COMPENSATION INSURANCE. DEPONENT STATES THAT HE IS FURTHER INFORMED BY IRONE PRATT THAT SHE DID NOT GIVE THE DEFENDANT PERMISSION OR AUTHORITY TO TAKE, POSSESS OR EXERCISE CONTROL OVER THESE FUNDS AND THAT AS A RESULT OF THE DEFENDANT'S ACTIONS, SHE SUFFERED A LOSS OF APPROXIMATELY \$1,326.00 WHICH IS IN EXCESS OF \$1,000.00.

DEPONENT STATES THAT HE IS INFORMED BY MURIEL PHILLIP THAT SHE WAS EMPLOYED BY THE DEFENDANT AS A NURSE AND AS SUCH SHE WENT TO VARIOUS LOCATIONS ASSIGNED BY THE DEFENDANT TO PROVIDE HOME HEALTH CARE. DEPONENT IS FURTHER INFORMED BY MURIEL PHILLIP THAT THE DEFENDANT'S PLACE OF BUSINESS WAS 88-25 163RD STREET, JAMAICA, COUNTY OF QUEENS, STATE OF NEW YORK AND THAT THE DEFENDANT PAID HER IN THE FORM OF CHECKS. DEPONENT IS FURTHER INFORMED BY MURIEL PHILLIP THAT ON EACH OF HER PAYCHECKS FOR THE YEAR 2007, THE DEFENDANT WITHHELD \$1.00 PER HOUR FROM HER CHECK CLAIMING THAT IT WAS FOR WORKERS' COMPENSATION INSURANCE. DEPONENT STATES THAT HE IS FURTHER INFORMED BY MURIEL PHILLIP THAT SHE DID NOT GIVE THE DEFENDANT PERMISSION OR AUTHORITY TO TAKE, POSSESS OR EXERCISE CONTROL OVER THESE FUNDS AND THAT AS A RESULT OF THE DEFENDANT'S ACTIONS, SHE SUFFERED A LOSS OF APPROXIMATELY \$2,776.00 WHICH IS IN EXCESS OF \$1,000.00.

DEPONENT STATES THAT HE IS INFORMED BY ELAINE DIAZ THAT SHE WAS EMPLOYED BY THE DEFENDANT AS A NURSE AND AS SUCH SHE WENT TO VARIOUS LOCATIONS ASSIGNED BY THE DEFENDANT TO PROVIDE HOME HEALTH CARE. DEPONENT IS FURTHER INFORMED BY ELAINE DIAZ THAT THE DEFENDANT'S PLACE OF BUSINESS WAS 88-25 163RD STREET, JAMAICA, COUNTY OF QUEENS, STATE OF NEW YORK AND THAT THE DEFENDANT PAID HER IN THE FORM OF CHECKS. DEPONENT IS FURTHER INFORMED BY ELAINE DIAZ THAT ON EACH OF HER PAYCHECKS FOR THE YEAR 2007, THE DEFENDANT WITHHELD \$1.00 PER HOUR FROM HER CHECK CLAIMING THAT IT WAS FOR WORKERS' COMPENSATION INSURANCE. DEPONENT STATES THAT HE IS FURTHER INFORMED BY ELAINE DIAZ THAT SHE DID NOT GIVE THE DEFENDANT PERMISSION OR AUTHORITY TO TAKE, POSSESS OR EXERCISE CONTROL OVER THESE FUNDS AND THAT AS A RESULT OF THE DEFENDANT'S ACTIONS, SHE SUFFERED A LOSS OF APPROXIMATELY \$412.00.

DEPONENT STATES THAT HE IS INFORMED BY LENA THOMPSON THAT SHE WAS EMPLOYED BY THE DEFENDANT AS A NURSE AND AS SUCH SHE WENT TO VARIOUS LOCATIONS ASSIGNED BY THE DEFENDANT TO PROVIDE HOME HEALTH CARE. DEPONENT IS FURTHER INFORMED BY LENA THOMPSON THAT THE DEFENDANT'S PLACE OF BUSINESS WAS 88-25 163RD STREET, JAMAICA, COUNTY OF QUEENS, STATE OF NEW YORK AND THAT THE DEFENDANT PAID HER IN THE FORM OF CHECKS. DEPONENT IS FURTHER INFORMED BY LENA THOMPSON THAT ON EACH OF HER PAYCHECKS FOR THE YEAR 2007, THE DEFENDANT WITHHELD \$1.00 PER HOUR FROM HER CHECK CLAIMING THAT IT WAS FOR WORKERS' COMPENSATION INSURANCE. DEPONENT STATES THAT HE IS FURTHER INFORMED BY LENA THOMPSON THAT SHE DID NOT GIVE THE DEFENDANT PERMISSION OR AUTHORITY TO TAKE, POSSESS OR EXERCISE CONTROL OVER THESE FUNDS AND THAT AS A RESULT OF THE DEFENDANT'S ACTIONS, SHE SUFFERED A LOSS OF APPROXIMATELY \$2,594.50 WHICH IS IN EXCESS OF \$1,000.00.

DEPONENT STATES THAT HE IS INFORMED BY VANESSA REYNOLDS THAT SHE WAS EMPLOYED BY THE DEFENDANT AS A NURSE AND AS SUCH SHE WENT TO VARIOUS LOCATIONS ASSIGNED BY THE DEFENDANT TO PROVIDE HOME HEALTH CARE. DEPONENT IS FURTHER INFORMED BY VANESSA REYNOLDS THAT THE DEFENDANT'S PLACE OF BUSINESS WAS 88-25 163RD STREET, JAMAICA, COUNTY OF QUEENS, STATE OF NEW YORK AND THAT THE DEFENDANT PAID HER IN THE FORM OF CHECKS. DEPONENT IS FURTHER INFORMED BY VANESSA REYNOLDS THAT ON EACH OF HER PAYCHECKS FOR THE YEAR 2007, THE DEFENDANT WITHHELD \$1.00 PER HOUR FROM HER CHECK CLAIMING THAT IT WAS FOR WORKERS' COMPENSATION INSURANCE. DEPONENT STATES THAT HE IS FURTHER INFORMED BY VANESSA REYNOLDS THAT SHE DID NOT GIVE THE DEFENDANT PERMISSION OR AUTHORITY TO TAKE, POSSESS OR EXERCISE CONTROL OVER THESE FUNDS AND THAT AS A RESULT OF THE DEFENDANT'S ACTIONS, SHE SUFFERED A LOSS OF APPROXIMATELY \$1,815.75

DORVILLE, HARRY Q10607504, REGISTRY INC., HARRY NURSES Q10800044
WHICH IS IN EXCESS OF \$1,000.00.

DEPONENT STATES THAT HE IS INFORMED BY PEARLINE DRYER THAT SHE WAS EMPLOYED BY THE DEFENDANT AS A NURSE AND AS SUCH SHE WENT TO VARIOUS LOCATIONS ASSIGNED BY THE DEFENDANT TO PROVIDE HOME HEALTH CARE. DEPONENT IS FURTHER INFORMED BY PEARLINE DRYER THAT THE DEFENDANT'S PLACE OF BUSINESS WAS 88-25 163RD STREET, JAMAICA, COUNTY OF QUEENS, STATE OF NEW YORK AND THAT THE DEFENDANT PAID HER IN THE FORM OF CHECKS. DEPONENT IS FURTHER INFORMED BY PEARLINE DRYER THAT ON EACH OF HER PAYCHECKS FOR THE YEAR 2007, THE DEFENDANT WITHHELD \$1.00 PER HOUR FROM HER CHECK CLAIMING THAT IT WAS FOR WORKERS' COMPENSATION INSURANCE. DEPONENT STATES THAT HE IS FURTHER INFORMED BY PEARLINE DRYER THAT SHE DID NOT GIVE THE DEFENDANT PERMISSION OR AUTHORITY TO TAKE, POSSESS OR EXERCISE CONTROL OVER THESE FUNDS AND THAT AS A RESULT OF THE DEFENDANT'S ACTIONS, SHE SUFFERED A LOSS OF APPROXIMATELY \$1,307.50 WHICH IS IN EXCESS OF \$1,000.00.

DEPONENT STATES THAT HE IS INFORMED BY MERL DANIELS THAT SHE WAS EMPLOYED BY THE DEFENDANT AS A NURSE AND AS SUCH SHE WENT TO VARIOUS LOCATIONS ASSIGNED BY THE DEFENDANT TO PROVIDE HOME HEALTH CARE. DEPONENT IS FURTHER INFORMED BY MERL DANIELS THAT THE DEFENDANT'S PLACE OF BUSINESS WAS 88-25 163RD STREET, JAMAICA, COUNTY OF QUEENS, STATE OF NEW YORK AND THAT THE DEFENDANT PAID HER IN THE FORM OF CHECKS. DEPONENT IS FURTHER INFORMED BY MERL DANIELS THAT ON EACH OF HER PAYCHECKS FOR THE YEAR 2007, THE DEFENDANT WITHHELD \$1.00 PER HOUR FROM HER CHECK CLAIMING THAT IT WAS FOR WORKERS' COMPENSATION INSURANCE. DEPONENT STATES THAT HE IS FURTHER INFORMED BY MERL DANIELS THAT SHE DID NOT GIVE THE DEFENDANT PERMISSION OR AUTHORITY TO TAKE, POSSESS OR EXERCISE CONTROL OVER THESE FUNDS AND THAT AS A RESULT OF THE DEFENDANT'S ACTIONS, SHE SUFFERED A LOSS OF APPROXIMATELY \$407.00.

DEPONENT STATES THAT HE IS INFORMED BY MYRTHA MIRVILLE THAT SHE WAS EMPLOYED BY THE DEFENDANT AS A NURSE AND AS SUCH SHE WENT TO VARIOUS LOCATIONS ASSIGNED BY THE DEFENDANT TO PROVIDE HOME HEALTH CARE. DEPONENT IS FURTHER INFORMED BY MYRTHA MIRVILLE THAT THE DEFENDANT'S PLACE OF BUSINESS WAS 88-25 163RD STREET, JAMAICA, COUNTY OF QUEENS, STATE OF NEW YORK AND THAT THE DEFENDANT PAID HER IN THE FORM OF CHECKS. DEPONENT IS FURTHER INFORMED BY MYRTHA MIRVILLE THAT ON EACH OF HER PAYCHECKS FOR THE YEAR 2007, THE DEFENDANT WITHHELD \$1.00 PER HOUR FROM HER CHECK CLAIMING THAT IT WAS FOR WORKERS' COMPENSATION INSURANCE. DEPONENT STATES THAT HE IS FURTHER INFORMED BY MYRTHA MIRVILLE THAT SHE DID NOT GIVE THE DEFENDANT PERMISSION OR AUTHORITY TO TAKE, POSSESS OR EXERCISE CONTROL OVER THESE FUNDS AND THAT AS A RESULT OF THE DEFENDANT'S ACTIONS, SHE SUFFERED A LOSS OF APPROXIMATELY \$3,058.00 WHICH IS IN EXCESS OF \$3,000.00.

DEPONENT STATES THAT HE IS INFORMED BY GINA OSSE-PROPHETE THAT SHE WAS EMPLOYED BY THE DEFENDANT AS A NURSE AND AS SUCH SHE WENT TO VARIOUS LOCATIONS ASSIGNED BY THE DEFENDANT TO PROVIDE HOME HEALTH CARE. DEPONENT IS FURTHER INFORMED BY GINA OSSE-PROPHETE THAT THE DEFENDANT'S PLACE OF BUSINESS WAS 88-25 163RD STREET, JAMAICA, COUNTY OF QUEENS, STATE OF NEW YORK AND THAT THE DEFENDANT PAID HER IN THE FORM OF CHECKS. DEPONENT IS FURTHER INFORMED BY GINA OSSE-PROPHETE THAT ON EACH OF HER PAYCHECKS FROM SEPTEMBER 2006 THROUGH THE YEAR 2007, THE DEFENDANT WITHHELD \$1.00 PER HOUR FROM HER CHECK CLAIMING THAT IT WAS FOR WORKERS' COMPENSATION INSURANCE. DEPONENT STATES THAT HE IS FURTHER INFORMED BY GINA OSSE-PROPHETE THAT SHE DID NOT GIVE THE DEFENDANT PERMISSION OR AUTHORITY TO TAKE, POSSESS OR EXERCISE CONTROL OVER THESE FUNDS AND

THAT AS A RESULT OF THE DEFENDANT'S ACTIONS, SHE SUFFERED A LOSS OF APPROXIMATELY \$2,672.00 WHICH IS IN EXCESS OF \$1,000.00.

DEPONENT STATES THAT HE IS INFORMED BY SANDRA DEVAREL THAT SHE WAS EMPLOYED BY THE DEFENDANT AS A NURSE AND AS SUCH SHE WENT TO VARIOUS LOCATIONS ASSIGNED BY THE DEFENDANT TO PROVIDE HOME HEALTH CARE. DEPONENT IS FURTHER INFORMED BY SANDRA DEVAREL THAT THE DEFENDANT'S PLACE OF BUSINESS WAS 88-25 163RD STREET, JAMAICA, COUNTY OF QUEENS, STATE OF NEW YORK AND THAT THE DEFENDANT PAID HER IN THE FORM OF CHECKS. DEPONENT IS FURTHER INFORMED BY SANDRA DEVAREL THAT ON EACH OF HER PAYCHECKS FOR THE YEAR 2007, THE DEFENDANT WITHHELD \$1.00 PER HOUR FROM HER CHECK CLAIMING THAT IT WAS FOR WORKERS' COMPENSATION INSURANCE. DEPONENT STATES THAT HE IS FURTHER INFORMED BY SANDRA DEVAREL THAT SHE DID NOT GIVE THE DEFENDANT PERMISSION OR AUTHORITY TO TAKE, POSSESS OR EXERCISE CONTROL OVER THESE FUNDS AND THAT AS A RESULT OF THE DEFENDANT'S ACTIONS, SHE SUFFERED A LOSS OF APPROXIMATELY \$3,628.00 WHICH IS IN EXCESS OF \$3,000.00.

DEPONENT STATES THAT HE IS INFORMED BY MARIE ARCHER THAT SHE WAS EMPLOYED BY THE DEFENDANT AS A NURSE AND AS SUCH SHE WENT TO VARIOUS LOCATIONS ASSIGNED BY THE DEFENDANT TO PROVIDE HOME HEALTH CARE. DEPONENT IS FURTHER INFORMED BY MARIE ARCHER THAT THE DEFENDANT'S PLACE OF BUSINESS WAS 88-25 163RD STREET, JAMAICA, COUNTY OF QUEENS, STATE OF NEW YORK AND THAT THE DEFENDANT PAID HER IN THE FORM OF CHECKS. DEPONENT IS FURTHER INFORMED BY MARIE ARCHER THAT ON EACH OF HER PAYCHECKS FOR THE YEAR 2007, THE DEFENDANT WITHHELD \$1.00 PER HOUR FROM HER CHECK CLAIMING THAT IT WAS FOR WORKERS' COMPENSATION INSURANCE. DEPONENT STATES THAT HE IS FURTHER INFORMED BY MARIE ARCHER THAT SHE DID NOT GIVE THE DEFENDANT PERMISSION OR AUTHORITY TO TAKE, POSSESS OR EXERCISE CONTROL OVER THESE FUNDS AND THAT AS A RESULT OF THE DEFENDANT'S ACTIONS, SHE SUFFERED A LOSS OF APPROXIMATELY \$2,523.00 WHICH IS IN EXCESS OF \$1,000.00.

DEPONENT STATES THAT HE IS INFORMED BY RITA BYAS THAT SHE WAS EMPLOYED BY THE DEFENDANT AS A NURSE AND AS SUCH SHE WENT TO VARIOUS LOCATIONS ASSIGNED BY THE DEFENDANT TO PROVIDE HOME HEALTH CARE. DEPONENT IS FURTHER INFORMED BY RITA BYAS THAT THE DEFENDANT'S PLACE OF BUSINESS WAS 88-25 163RD STREET, JAMAICA, COUNTY OF QUEENS, STATE OF NEW YORK AND THAT THE DEFENDANT PAID HER IN THE FORM OF CHECKS. DEPONENT IS FURTHER INFORMED BY RITA BYAS THAT ON EACH OF HER PAYCHECKS FOR THE YEAR 2007, THE DEFENDANT WITHHELD \$1.00 PER HOUR FROM HER CHECK CLAIMING THAT IT WAS FOR WORKERS' COMPENSATION INSURANCE. DEPONENT STATES THAT HE IS FURTHER INFORMED BY RITA BYAS THAT SHE DID NOT GIVE THE DEFENDANT PERMISSION OR AUTHORITY TO TAKE, POSSESS OR EXERCISE CONTROL OVER THESE FUNDS AND THAT AS A RESULT OF THE DEFENDANT'S ACTIONS, SHE SUFFERED A LOSS OF APPROXIMATELY \$1,168.00 WHICH IS IN EXCESS OF \$1,000.00.

DEPONENT STATES THAT HE IS INFORMED BY IRLANDE CADET THAT SHE WAS EMPLOYED BY THE DEFENDANT AS A NURSE AND AS SUCH SHE WENT TO VARIOUS LOCATIONS ASSIGNED BY THE DEFENDANT TO PROVIDE HOME HEALTH CARE. DEPONENT IS FURTHER INFORMED BY IRLANDE CADET THAT THE DEFENDANT'S PLACE OF BUSINESS WAS 88-25 163RD STREET, JAMAICA, COUNTY OF QUEENS, STATE OF NEW YORK AND THAT THE DEFENDANT PAID HER IN THE FORM OF CHECKS. DEPONENT IS FURTHER INFORMED BY IRLANDE CADET THAT ON EACH OF HER PAYCHECKS FROM SEPTEMBER 2006 THROUGH THE YEAR 2007, THE DEFENDANT WITHHELD \$1.00 PER HOUR FROM HER CHECK CLAIMING THAT IT WAS FOR WORKERS' COMPENSATION INSURANCE. DEPONENT STATES THAT HE IS FURTHER INFORMED

BY IRLANDE CADET THAT SHE DID NOT GIVE THE DEFENDANT PERMISSION OR AUTHORITY TO TAKE, POSSESS OR EXERCISE CONTROL OVER THESE FUNDS AND THAT AS A RESULT OF THE DEFENDANT'S ACTIONS, SHE SUFFERED A LOSS OF APPROXIMATELY \$1,486.00 WHICH IS IN EXCESS OF \$1,000.00.)
DEPONENT STATES THAT HE IS INFORMED BY ALI-EL SULAIMAN THAT HE WAS EMPLOYED BY THE DEFENDANT AS A NURSE AND AS SUCH HE WENT TO VARIOUS LOCATIONS ASSIGNED BY THE DEFENDANT TO PROVIDE HOME HEALTH CARE. DEPONENT IS FURTHER INFORMED BY ALI-EL SULAIMAN THAT THE DEFENDANT'S PLACE OF BUSINESS WAS 88-25 163RD STREET, JAMAICA, COUNTY OF QUEENS, STATE OF NEW YORK AND THAT THE DEFENDANT PAID HIM IN THE FORM OF CHECKS. DEPONENT IS FURTHER INFORMED BY ALI-EL SULAIMAN THAT ON EACH OF HIS PAYCHECKS FROM SEPTEMBER 2006 THROUGH THE YEAR 2007, THE DEFENDANT WITHHELD \$1.00 PER HOUR FROM HIS CHECK CLAIMING THAT IT WAS FOR WORKERS' COMPENSATION INSURANCE. DEPONENT STATES THAT HE IS FURTHER INFORMED BY ALI-EL SULAIMAN THAT HE DID NOT GIVE THE DEFENDANT PERMISSION OR AUTHORITY TO TAKE, POSSESS OR EXERCISE CONTROL OVER THESE FUNDS AND THAT AS A RESULT OF THE DEFENDANT'S ACTIONS, HE SUFFERED A LOSS OF APPROXIMATELY \$2,856.00 WHICH IS IN EXCESS OF \$1,000.00.

DEPONENT STATES THAT HE IS INFORMED BY ELSA LEGUILLON THAT SHE WAS EMPLOYED BY THE DEFENDANT AS A NURSE AND AS SUCH SHE WENT TO VARIOUS LOCATIONS ASSIGNED BY THE DEFENDANT TO PROVIDE HOME HEALTH CARE. DEPONENT IS FURTHER INFORMED BY ELSA LEGUILLON THAT THE DEFENDANT'S PLACE OF BUSINESS WAS 88-25 163RD STREET, JAMAICA, COUNTY OF QUEENS, STATE OF NEW YORK AND THAT THE DEFENDANT PAID HER IN THE FORM OF CHECKS. DEPONENT IS FURTHER INFORMED BY ELSA LEGUILLON THAT ON EACH OF HER PAYCHECKS FROM SEPTEMBER 2006 THROUGH THE YEAR 2007, THE DEFENDANT WITHHELD \$1.00 PER HOUR FROM HER CHECK CLAIMING THAT IT WAS FOR WORKERS' COMPENSATION INSURANCE. DEPONENT STATES THAT HE IS FURTHER INFORMED BY ELSA LEGUILLON THAT SHE DID NOT GIVE THE DEFENDANT PERMISSION OR AUTHORITY TO TAKE, POSSESS OR EXERCISE CONTROL OVER THESE FUNDS AND THAT AS A RESULT OF THE DEFENDANT'S ACTIONS, SHE SUFFERED A LOSS OF APPROXIMATELY \$3,024.00.00 WHICH IS IN EXCESS OF \$3,000.00.

DEPONENT STATES THAT HE IS INFORMED BY NATASHA DUNCAN THAT SHE WAS EMPLOYED BY THE DEFENDANT AS A NURSE AND AS SUCH SHE WENT TO VARIOUS LOCATIONS ASSIGNED BY THE DEFENDANT TO PROVIDE HOME HEALTH CARE. DEPONENT IS FURTHER INFORMED BY NATASHA DUNCAN THAT THE DEFENDANT'S PLACE OF BUSINESS WAS 88-25 163RD STREET, JAMAICA, COUNTY OF QUEENS, STATE OF NEW YORK AND THAT THE DEFENDANT PAID HER IN THE FORM OF CHECKS. DEPONENT IS FURTHER INFORMED BY NATASHA DUNCAN THAT ON EACH OF HER PAYCHECKS FROM ON OR ABOUT AND BETWEEN SEPTEMBER 2006 THROUGH THE YEAR 2007, THE DEFENDANT WITHHELD \$1.00 PER HOUR FROM HER CHECK CLAIMING THAT IT WAS FOR WORKERS' COMPENSATION INSURANCE. DEPONENT STATES THAT HE IS FURTHER INFORMED BY NATASHA DUNCAN THAT SHE DID NOT GIVE THE DEFENDANT PERMISSION OR AUTHORITY TO TAKE, POSSESS OR EXERCISE CONTROL OVER THESE FUNDS AND THAT AS A RESULT OF THE DEFENDANT'S ACTIONS, SHE SUFFERED A LOSS OF APPROXIMATELY \$1,080.00 WHICH IS IN EXCESS OF \$1,000.00.

DEPONENT STATES THAT HE IS INFORMED BY NORMA FORMOSO THAT SHE WAS EMPLOYED BY THE DEFENDANT AS A NURSE AND AS SUCH SHE WENT TO VARIOUS LOCATIONS ASSIGNED BY THE DEFENDANT TO PROVIDE HOME HEALTH CARE. DEPONENT IS FURTHER INFORMED BY NORMA FORMOSO THAT THE DEFENDANT'S PLACE OF BUSINESS WAS 88-25 163RD STREET, JAMAICA, COUNTY OF QUEENS, STATE OF NEW YORK AND THAT THE DEFENDANT PAID HER IN THE FORM OF CHECKS. DEPONENT IS FURTHER INFORMED BY NORMA FORMOSO THAT ON EACH OF HER PAYCHECKS FROM SEPTEMBER 2006 THROUGH THE YEAR 2007, THE DEFENDANT

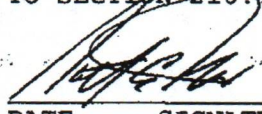
WITHHELD \$1.00 PER HOUR FROM HER CHECK CLAIMING THAT IT WAS FOR WORKERS' COMPENSATION INSURANCE. DEPONENT STATES THAT HE IS FURTHER INFORMED BY NORMA FORMOSO THAT SHE DID NOT GIVE THE DEFENDANT PERMISSION OR AUTHORITY TO TAKE, POSSESS OR EXERCISE CONTROL OVER THESE FUNDS AND THAT AS A RESULT OF THE DEFENDANT'S ACTIONS, SHE SUFFERED A LOSS OF APPROXIMATELY \$2,539.00 WHICH IS IN EXCESS OF \$1,000.00.

DEPONENT STATES THAT HE IS INFORMED BY ANDRENE KNIGHT THAT SHE WAS EMPLOYED BY THE DEFENDANT AS A NURSE AND AS SUCH SHE WENT TO VARIOUS LOCATIONS ASSIGNED BY THE DEFENDANT TO PROVIDE HOME HEALTH CARE. DEPONENT IS FURTHER INFORMED BY ANDRENE KNIGHT THAT THE DEFENDANT'S PLACE OF BUSINESS WAS 88-25 163 RD STREET, JAMAICA, COUNTY OF QUEENS, STATE OF NEW YORK AND THAT THE DEFENDANT PAID HER IN THE FORM OF CHECKS. DEPONENT IS FURTHER INFORMED BY ANDRENE KNIGHT THAT ON EACH OF HER PAYCHECKS FROM SEPTEMBER 2006 THROUGH THE YEAR 2007, THE DEFENDANT WITHHELD \$1.00 PER HOUR FROM HER CHECK CLAIMING THAT IT WAS FOR WORKERS' COMPENSATION INSURANCE. DEPONENT STATES THAT HE IS FURTHER INFORMED BY ANDRENE KNIGHT THAT SHE DID NOT GIVE THE DEFENDANT PERMISSION OR AUTHORITY TO TAKE, POSSESS OR EXERCISE CONTROL OVER THESE FUNDS AND THAT AS A RESULT OF THE DEFENDANT'S ACTIONS, SHE SUFFERED A LOSS OF APPROXIMATELY \$1,943.00 WHICH IS IN EXCESS OF \$1,000.00.

DEPONENT STATES THAT DURING THE COURSE OF THE INVESTIGATION OF THE DEFENDANT, IT WAS DETERMINED THAT THE DEFENDANT AND THE CORPORATION WITHHELD A \$1.00 PER HOUR IN EXCESS OF TWO HUNDRED EMPLOYEES AND THAT THE FINANCIAL GAIN TO THE DEFENDANT AS A RESULT OF THESE ACTIONS WAS IN EXCESS OF \$300,000.00. DEPONENT FURTHER STATES THAT EACH OF THE ABOVE-MENTIONED EMPLOYEES, WHICH REPRESENTS ONLY A SAMPLE OF THE EMPLOYEES WHO HAD THE \$1.00N PER HOUR WITHHELD STATED THAT THEY ASKED THE DEFENDANT AS TO WHAT AUTHORITY DID THE DEFENDANT AVE TO WITHHELD THESE MONIES AND THE DEFENDANT REPLIED THE WORKERS' COMPENSATION BOARD AND THE LAW.

DEPONENT STATES THAT THE DEFENDANT FRAUDULENTLY MISREPRESENTED THAT HE WAS AUTHORIZED BY THE WORKERS' COMPENSATION BOARD TO WITHHELD \$1.00 PER HOUR FOR WORKERS' COMPENSATION INSURANCE SINCE THE WORKERS' COMPENSATION BOARD DOES NOT AUTHORIZE SUCH WITHHOLDING AND FURTHERMORE, THE DEFENDANT IS REQUIRED BY LAW TO MAINTAIN WORKERS' COMPENSATION INSURANCE FOR HIS EMPLOYEES AND AS SUCH, IT IS THE DEFENDANT'S RESPONSIBILITY TO PAY THE PREMIUM FOR THE WORKERS' COMPENSATION INSURANCE AND NOT THAT OF THE EMPLOYEE. DEPONENT FURTHER STATES THAT THE DEFENDANT BY WITHHOLDING SAID MONIES WAS NOT AUTHORIZED AND DID NOT HAVE THE PERMISSION AND AUTHORITY TO WITHHOLD SAID MONIES FROM EACH OF THE EMPLOYEES.

FALSE STATEMENTS MADE IN THIS DOCUMENT ARE
PUNISHABLE AS A CLASS A MISDEMEANOR PURSUANT
TO SECTION 210.45 OF THE PENAL LAW



DATE SIGNATURE

SWORN TO BEFORE ME ON THE
DAY OF

DATE SIGNATURE