

Exhibit C

REMCO AALBERS

Page 1

IN THE UNITED STATES DISTRICT COURT
DISTRICT OF NEW JERSEY
Civ. No. 04-3749 (JAP)
Hon. Joel A. Pisano

ORIGINAL

)
IN RE ROYAL DUTCH/SHELL)
TRANSPORT SECURITIES)
LITIGATION)
_____)

VIDEOTAPED DEPOSITION UPON
ORAL EXAMINATION
OF

REMCO AALBERS

Taken on:

Monday, 19 February, 2007

Commencing at 9:37 a.m.

Taken at:

The Hague Zurich Tower

Muzenstraat 89

2511 WB The Hague

The Netherlands

REPORTED BY: FREDERICK WEISS, CSR, CM

MERRILL LEGAL SOLUTIONS

(800) 325-3376

www.MerrillCorp.com

REMCO AALBERS

Page 2

1 A P P E A R A N C E S

2 On behalf of Peter M. Wood, lead Plaintiff, and
3 the Class:

4 JEFFREY HABER, ESQUIRE
5 REBECCA R. COHEN, ESQUIRE
6 BERNSTEIN, LIEBHARD & LIFSHITZ, LLP
7 10 East 40th Street
New York, New York 10016
Telephone: (212) 779-1414

8 On behalf of the Witness and the Shell Defendants:

9 JONATHAN R. TUTTLE, ESQUIRE
10 DAVID C. WARE, ESQUIRE
Debevoise & Plimpton, LLP
11 555 13th Street N.W.
Washington, D.C. 20004
12 Telephone: (202) 383-8124
13 EARL WEED, ESQUIRE
ROYAL DUTCH/SHELL
In-House Counsel

14 On Behalf of PricewaterhouseCoopers:
15 DEREK J.T. ADLER, ESQUIRE
Hughes & Hubbard
16 One Battery Park Plaza,
New York, New York 10004 - 1482
17 Telephone: (212) 422-4726

18 On behalf of KPMG Accountants N.V.:
19 NICHOLAS W.C. CORSON, ESQUIRE
Hogan & Hartson, LLP
20 875 Third Avenue,
New York, NY 10022
21 Telephone: (212) 918-3606
22

REMCO AALBERS

Page 3

1 A P P E A R E N C E S (continued)

2 On Behalf of Judith Boynton:

3 REBECCA E. WICKHEM, ESQUIRE

FOLEY & LARDNER, LLP

4 777 East Wisconsin Avenue,

Milwaukee, WI 53202-5306

5 Telephone: (414) 297-5681

6 On Behalf of Sir Philip Watts:

7 JOSEPH I. GOLDSTEIN, ESQUIRE

ADRIAEN M. MORSE, ESQUIRE

8 MAYER, BROWN, ROWE & MAW LLP

1909 K Street, N.W.

9 Washington, D.C. 20006-1101

Telephone: (202) 263-3344

10

Also present:

11

LEEN GROEN, KPMG ACCOUNTANTS, N.V.

12

ALASTAIR HUNTER, KPMG ACCOUNTANTS, N.V.

13

STEVEN J. PEITLER, INVESTIGATOR

14 BERNSTEIN, LIEBHARD & LIFSHITZ, LLP

15 Deponent: Remco Aalbers

16 The Videographer: Richard Bly

17 Court Reporter: Frederick Weiss

18

19

20

21

22

REMCO AALBERS

Page 4

I N D E X

DEPONENT

REMCO AALBERS

Examination

Page No:

Examination by Mr. Goldstein

8

Examination by Mr. Haber

17

EXHIBIT INDEX

EXHIBIT

Page No:

Aalbers Exhibit A -

14

Three-page Copy of E-mail string from Remco

Aalbers to John Bell, Pauline Eward to

John Bell and Lorin Brass in January 2001

Aalbers Exhibit B -

17

Two-page copy of E-mail string from Remco

Aalbers to Johannes Van Poppel, Bea Jespers,

Aidan McKay regarding Proved Reserves

Aalbers Exhibit C -

24

Five-page copy of E-mails from Remco Aalbers

To Andrew Dueck and Anton Barendregt

Regarding Proved Reserves, and E-mail from

Thomas Meijssen dated October 24, 2000

Aalbers Exhibit D -

33

Three-page copy of E-mail string from Thomas

Meijssen to Anton Barendregt regarding Proved

Reserves bearing Bates Nos. RJW00151703 -

RJW001151705

REMCO AALBERS

Page 5

1 I N D E X - continued

2 EXHIBIT INDEX - continued

3 EXHIBIT Page No:

4

Aalbers Exhibit E - 34

5 Four-page copy of E-mail string from Anton

Barendregt to Thomas Meijssen and Remco Aalbers

6 Bearing Bates Nos. OM00205 - OM00208

7 Aalbers Exhibit F - 39

Two-page copy of E-mail string from Remco

8 Aalbers to Thomas Meijssen and Said Abri

Regarding Reserves issued dates January 2,

9 2001

10

11

12

13

14

15

16

17

18

19

20

21

22

REMCO AALBERS

Page 6

09:37:43 1 PROCEEDINGS --

09:37:43 2 THE VIDEOGRAPHER: This is the video
09:37:46 3 operator speaking, Richard Bley, for LegalLink
09:37:50 4 Action Video, which is located at 420 Lexington
09:37:54 5 Avenue, New York, New York.

09:37:55 6 Today's date is February 19th,
09:37:58 7 2007. The time on the record is 9:37 a.m.

09:38:00 8 We are in a conference room in The
09:38:03 9 Hague, the Netherlands, to take the videotape
09:38:07 10 deposition of Remco Aalbers.

08:09 11 In the matter of In re: Royal
09:38:14 12 Dutch/Shell Transport Securities Litigation in the
09:38:16 13 United States District Court for the District of
09:38:18 14 New Jersey, Civil Action Number 04-3749 (JAP)
09:38:24 15 consolidated cases before Honorable Joel A.
09:38:29 16 Pisano.

09:38:29 17 Would counsel please introduce
09:38:32 18 themselves?

09:38:34 19 MR. HABER: Jeffrey Haber,
09:38:38 20 Bernstein, Liebhard & Lifshitz on behalf of the
09:38:40 21 lead plaintiff, Peter M. Wood and the class.

08:40 22 MS. COHEN: Rebecca Cohen,

REMCO AALBERS

Page 7

09:38:40 1 Bernstein, Liebhard & Lifshitz on behalf of the
09:38:48 2 lead Plaintiff, Peter M. Wood and the class.

09:38:48 3 MR. ADLER: Derek Adler, Hughes,
09:38:52 4 Hubbard & Reed, on behalf of
09:38:55 5 PricewaterhouseCoopers, the U.K. firm.

09:38:55 6 MR. CORSON: Nicholas Corson with
09:38:56 7 Hogan & Hartson, on behalf of KPMG accountants,
09:39:02 8 N.V. And I am accompanied today by Leen Groen and
09:39:08 9 Alastair Hunter, both with KPMG.

09:39:08 10 MS. WICKHEM: Rebecca Wickhem with
09:39:10 11 Foley & Lardner, LLP on behalf of Judith Boynton.

09:39:12 12 MR. GOLDSTEIN: Joseph Goldstein
09:39:15 13 with Mayer, Brown, Rowe & Maw, on behalf of Sir
09:39:17 14 Philip Watts.

09:39:18 15 MR. MORSE: Adriaen Morse with Mayer
09:39:21 16 Brown for Sir Philip Watts.

09:39:21 17 MR. WARE: David Ware, Debevoise &
09:39:23 18 Plimpton, LLP, on behalf of Royal Dutch/Shell
09:39:25 19 Transport, and witness Remco Aalbers.

09:39:27 20 MR. WEED: Earl Weed, in-house for
09:39:31 21 Shell.

09:39:32 22 MR. TUTTLE: Jonathan Tuttle,

REMCO AALBERS

Page 8

09:39:34 1 Debevoise & Plimpton, on behalf of the Shell

09:39:36 2 Defendants and the witness here today.

09:39:41 3 THE VIDEOGRAPHER: Mr. Aalbers?

09:39:44 4 THE WITNESS: He said the lawyers
09:39:45 5 only, so I am waiting for him.

09:39:48 6 THE VIDEOGRAPHER: I am sorry. Do
09:39:49 7 you want him to identify himself? Or are we going
09:39:52 8 to have him swear the witness? I am sure that --

09:39:54 9 MR. TUTTLE: Yes.

09:39:54 10 MR. HABER: Swear the witness.

09:39:55 11 MR. TUTTLE: Swear the witness,
09:39:56 12 because we closed the record at the last one.

09:39:58 13 MR. HABER: Yes.

09:40:07 14 REMCO AALBERS,
09:40:07 15 Called as a Witness, after being duly sworn,
09:40:07 16 testified as follows:

09:40:07 17 EXAMINATION BY MR. GOLDSTEIN

09:40:12 18 Q. Mr. Aalbers, again, my name is Joe
09:40:15 19 Goldstein. I represent Phil Watts. And I want to
09:40:18 20 thank you for coming and being deposed today.

09:40:25 21 I am going to ask you a few
10:27 22 questions. If you don't understand my questions,

REMCO AALBERS

Page 9

09:40:29 1 then please tell me so I will rephrase. And I
09:40:32 2 want to make sure that you do understand the
09:40:34 3 questions that you are being asked.

09:40:36 4 I have only a few questions. And
09:40:38 5 they concern the testimony that Walter van de
09:40:43 6 Vijver gave on February the 2nd, 2007 about a
09:40:46 7 conversation that he said that he had with Lorin
09:40:49 8 Brass sometime in the second half of 2004 after
09:40:54 9 Mr. Van de Vijver left Shell during the visit by
09:40:59 10 all The Hague EP ExCom members.

11:03 11 I am going to read the transcript
09:41:05 12 section to you. It's page 517, line 18 to page
09:41:10 13 518 line 5.

09:41:11 14 (Reading)

09:41:11 15 Question, and what did Mr. Brass
09:41:15 16 and you talk about? Answer, Brass -- through the
09:41:19 17 chatter -- through the sort of chatter we were
09:41:21 18 having at that time, which you can imagine was
09:41:24 19 quite an emotional get-together with lots of beer,
09:41:27 20 and Brass mentioned to me a reference to a
09:41:29 21 handshake.

11:31 22 Question, what did he say about a

REMCO AALBERS

Page 10

09:41:34 1 handshake? Answer, it was a handshake from Phil
09:41:38 2 Watts to Remco Aalbers.

09:41:42 3 Question, what was the significance
09:41:43 4 of the handshake? Answer, that related to the
09:41:46 5 booking on Oman in early 2000.

09:41:50 6 Mr. Aalbers, did you have any
09:41:57 7 agreement, whether a handshake agreement,
09:41:59 8 handshake deal, or other form of agreement, with
09:42:03 9 Mr. Watts regarding the booking of reserves in
09:42:06 10 Oman in early 2000 or any other time?

09:42:09 11 A. No, I didn't.

09:42:11 12 Q. Did you ever enter into an
09:42:13 13 agreement with Mr. Watts regarding the booking of
09:42:16 14 reserves by any Shell operating unit?

09:42:18 15 A. No, I didn't.

09:42:19 16 Q. Did you ever tell anyone that you
09:42:22 17 had an agreement, whether a handshake agreement,
09:42:25 18 handshake deal, or other form of agreement with
09:42:28 19 Mr. Watts, regarding the booking of reserves in
09:42:30 20 Oman in early 2000 or any other time?

09:42:33 21 A. No.

09:42:34 22 Q. Thank you.

REMCO AALBERS

Page 11

09:42:34 1

EXAMINATION BY MR. HABER

09:42:39 2

Q. I'd like to ask you some questions,

09:42:41 3

Mr. Aalbers. My name is Jeffery Haber, again.

09:42:45 4

If you may recall, I asked you a

09:42:47 5

series of questions over a two-day period

09:42:51 6

previously?

09:42:51 7

A. I do recall.

09:42:52 8

Q. I hope it wasn't as painful as

09:42:54 9

other people may have thought.

09:42:55 10

MR. TUTTLE: It's in the eye of the

13:00 11

beholder.

09:43:01 12

THE WITNESS: I am afraid to

09:43:03 13

comment.

09:43:03 14

(Laughter in the room)

09:43:04 15

Is that the legal term?

09:43:04 16

BY MR. HABER:

09:43:06 17

Q. Enough said. But anyway, we

09:43:07 18

appreciate you coming back here today.

09:43:09 19

Have you discussed your testimony

09:43:11 20

with anyone today, other than Mr. Tuttle?

09:43:16 21

A. No.

13:16 22

Q. Did you discuss your testimony with

REMCO AALBERS

Page 12

09:43:18 1 any lawyer from Mayer Brown?

09:43:22 2 A. From who?

09:43:23 3 Q. Mayer, Brown, Rowe & Maw, anyone
09:43:29 4 from Mr. Goldstein's firm?

09:43:31 5 A. No.

09:43:31 6 Q. Were you provided a copy of the
09:43:33 7 questions that Mr. Goldstein just asked you today?

09:43:37 8 A. No.

09:43:37 9 Q. I want to ask you a question with
09:43:39 10 regard to your communication with Mr. Watts.

09:43:41 11 During the ARPR for 2000, which gets reported in
09:43:48 12 2001, did you have any communications with Mr.
09:43:52 13 Watts?

09:43:55 14 A. No, not that I recall.

09:43:59 15 Q. Did you have any E-mail
09:44:02 16 correspondence with Mr. Watts concerning the ARPR?

09:44:09 17 A. Not directly. But it's possible
09:44:12 18 that he was copied on an E-mail, but I can't
09:44:14 19 remember off the top of my head. But certainly
09:44:16 20 the reserves were reported to the ExCom. So he
09:44:20 21 would have received that.

09:44:21 22 Q. And when you say the reserves

REMCO AALBERS

Page 13

09:44:23 1 reported to the ExCom, was that through a note for
09:44:26 2 information or a discussion?

09:44:26 3 A. Yes. So that's when the reserves
09:44:29 4 actually headed up, basically in January of 2001.

09:44:33 5 And during the year, we reported
09:44:35 6 latest estimates, which were reported to the ExCom
09:44:39 7 as well.

09:44:39 8 Q. And how were the latest estimates
09:44:42 9 reported to the ExCom? Through a note?

09:44:44 10 A. If I recall, they were part of
09:44:48 11 the -- I think it was the monthly latest
09:44:51 12 estimates. And it got added in in that total
09:44:54 13 package where all the other numbers were in there
09:44:57 14 as well, all the other financial numbers.

09:44:59 15 Q. Now, did you ever have any
09:45:01 16 face-to-face meetings with Mr. Watts during the
09:45:03 17 ARPR process?

09:45:04 18 A. Of which specific year?

09:45:06 19 Q. Again, I am talking about the 2000,
09:45:08 20 which gets reported in January of 2001?

09:45:11 21 A. No. I mean -- no.

09:45:13 22 Q. Do you recall participating in a

REMCO AALBERS

Page 14

09:45:17 1 video conference or a picture teleconference with
09:45:21 2 Mr. Watts?

09:45:22 3 A. Yes. I think that was the year
09:45:23 4 before, but I am not 100% sure.

09:46:13 5 (Whereupon, Aalbers Exhibit A was
09:46:15 6 marked for identification.)

09:46:18 7 (Handing to the Witness)

09:46:18 8 Q. For the record, while the witness
09:46:20 9 is looking at the document, we have just marked as
09:46:22 10 Aalbers Exhibit A, it's a series of E-mails, the
16:28 11 last of which is from Mr. Aalbers to a John Bell.
09:46:34 12 It's dated January 26, 2001.

09:46:36 13 This document was produced from a
09:46:40 14 native hard drive that was produced to us from
09:46:45 15 Shell, and therefore there is no Bates number.

09:46:47 16 And unfortunately there is no
09:46:48 17 summation document number either.

09:47:11 18 (Pause)

09:47:32 19 Mr. Aalbers, does Exhibit A refresh
09:47:35 20 your recollection of participating in a picture
09:47:38 21 teleconference?

17:39 22 A. No. I mean, I remember the picture

REMCO AALBERS

Page 15

09:47:41 1 telephone. Like I said, I wasn't sure it was 2000
09:47:45 2 or 2001. This seems to suggest it was 2001.

09:47:49 3 Q. Who else participated in this
09:47:54 4 picture teleconference?

09:47:55 5 A. To my recollection, Dominique
09:47:57 6 Gardy.

09:47:58 7 Q. If I am correct then, it would be
09:48:01 8 you, Mr. Gardy and Mr. Watts?

09:48:04 9 A. Yes. Dominique Gardy and myself
09:48:06 10 were in the Hague, and I think Mr. Watts was in
09:48:08 11 London or somewhere near. It was on the other
09:48:13 12 side of the PC.

09:48:14 13 Q. Prior to this picture
09:48:16 14 teleconference, did you have any meetings or
09:48:18 15 communications with Mr. Watts concerning the ARPR?

09:48:21 16 A. The reserves note was submitted. I
09:48:32 17 don't recall that there were any other
09:48:33 18 communications other than that the data was
09:48:36 19 submitted as such.

09:48:37 20 Q. So were the reserves submitted
09:48:42 21 after this teleconference or before?

09:48:44 22 A. I think the numbers were submitted

REMCO AALBERS

Page 16

09:48:48 1 before, because otherwise there weren't any
09:48:50 2 numbers to talk about.

09:48:59 3 (Videographer adjusts microphones)

09:49:54 4 Q. Do you recall if the reserves, the
09:50:00 5 Proved Reserves were finalized in February of
09:50:03 6 2001?

09:50:05 7 A. Yes. They would have been.

09:50:07 8 Q. So when you just testified that the
09:50:10 9 numbers were submitted, were those numbers the
09:50:13 10 final numbers?

09:50:17 11 I am just trying to understand what
09:50:18 12 numbers you are referring to now.

09:50:23 13 A. Let me think about this one.
09:50:25 14 Normally the preliminary numbers were normally
09:50:30 15 reported to the ExCom, and they were finalized
09:50:33 16 just prior to the actual press release. And they
09:50:36 17 were normally finalized just before that in the
09:50:39 18 reserves meeting.

09:50:40 19 I would have to -- 26, I can't
09:50:48 20 remember what the exact date was. It was normally
09:50:50 21 like the third Tuesday or something.

09:50:53 22 I think it probably would have been

REMCO AALBERS

Page 17

09:50:54 1 the preliminary numbers, and then they would have
09:50:58 2 had to have been signed off to be finalized.

09:51:00 3 MR. HABER: Just mark as Exhibit B.

09:51:30 4 (Whereupon, Aalbers Exhibit No. B
09:51:33 5 was marked for identification)

09:51:34 6 Q. For the record, Mr. Aalbers, this
09:51:36 7 document which is marked as Aalbers Exhibit B,
09:51:39 8 it's two E-mails, the last of which is from Mr.
09:51:44 9 Aalbers to a Johannes van Poppel with a CC to Bea
09:51:48 10 Jespers and Aidan McKay. It's dated February 5,
09:51:55 11 2001.

09:51:55 12 The subject line reads: "ARPR
09:52:01 13 1/1/2001 - Proved Reserves finalised."

09:53:12 14 (Pause)

09:53:12 15 Now, Mr. Aalbers, does Exhibit B
09:53:17 16 refresh your recollection as to when the numbers
09:53:19 17 were finalized.

09:53:21 18 MR. TUTTLE: Objection to form.

09:53:21 19 BY MR. HABER:

09:53:23 20 Q. You can answer.

09:53:23 21 A. Like I said, these were finalized
09:53:25 22 early February prior to the submission of the

REMCO AALBERS

Page 18

09:53:29 1 proved reserves and the quarterly -- well, the
09:53:32 2 fourth quarter results in the full year 2000, and
09:53:35 3 in February.

09:53:36 4 Q. And in this document here, it's
09:53:39 5 reflected as February 2, if you look at the bottom
09:53:43 6 E-mail from you to a number of people?

09:53:47 7 A. Yes. Like I said, that was when we
09:53:51 8 had the review with the auditors, so that's when
09:53:53 9 it got closed out.

09:53:54 10 Q. Now, if you turn the page --

09:53:58 11 A. Yes.

09:53:58 12 Q. -- to page two, the paragraph that
09:54:00 13 begins "Prior to the external audit clearance"?

09:54:03 14 A. Yes.

09:54:03 15 Q. "The Proved Reserves were reviewed
09:54:05 16 directly with Phil Watts as EP CEO?

09:54:09 17 A. Yes. So that was the
09:54:11 18 teleconference.

09:54:12 19 Q. Now, do you recall what was
09:54:14 20 discussed during that teleconference?

09:54:19 21 A. No, I don't. It was a fairly brief
09:54:22 22 session. Like it's suggested here, I mean, the

REMCO AALBERS

Page 19

09:54:25 1 reserves that year were pretty good and Phil was
09:54:28 2 happy with the end results.

09:54:29 3 I don't recall what specifics we
09:54:31 4 discussed. Basically Phil agreed that he was
09:54:33 5 happy with the numbers and was going to sign them.

09:54:35 6 But other than that, I don't recall
09:54:37 7 much.

09:54:37 8 Q. Do you recall Oman being discussed
09:54:40 9 during that picture teleconference?

09:54:43 10 A. No, I don't -- don't recall it was
09:54:46 11 specifically discussed. It probably would have
09:54:47 12 come up, because it was a significant booking.
09:54:50 13 But I don't recall what was discussed on it.

09:54:52 14 Q. Why was it a significant booking?

09:54:56 15 A. Well, it was one of the areas where
09:55:00 16 we had an increased booking, which helped
09:55:05 17 basically get the result we had in that year.

09:55:08 18 Q. What was your involvement in that
09:55:20 19 booking?

09:55:22 20 A. Well, I think we covered that in
09:55:26 21 the prior testimony. As part of the review the
09:55:30 22 year before, where there was some issues with

REMCO AALBERS

Page 20

09:55:33 1 Oman, I went to Oman.

09:55:34 2 And we looked at ways for Oman to
09:55:38 3 report their reserves better, because Proved
09:55:40 4 Reserves had typically been not been a focus in
09:55:43 5 Oman, because they were very much focused on
09:55:49 6 expectation reserves with the government.

09:55:52 7 So we got them involved in having
09:55:56 8 them look at their Proved Reserves, and bring
09:56:00 9 those in line with sort of actual field production
09:56:03 10 data. And basically those got reported.

09:56:05 11 And also find out a way to come up
09:56:08 12 with proved forecasts, which they typically didn't
09:56:10 13 have because they just focused on expectation, and
09:56:13 14 come up with a proper cut-off between with in and
09:56:17 15 with outside licenses.

09:56:18 16 Q. Now, in connection with your role
09:56:20 17 in the booking of these reserves, did you have an
09:56:23 18 understanding that Mr. Watts was looking for
09:56:25 19 reserves additions in Oman?

09:56:29 20 MR. TUTTLE: Object to form.
09:56:30 21 Foundation.

09:56:30 22 BY MR. HABER:

REMCO AALBERS

Page 21

09:56:31 1 Q. You can answer.

09:56:32 2 A. No, he wasn't. Basically, I mean,
09:56:34 3 we had a target of getting to 100% reserves
09:56:37 4 replacement ratio. That was a sort of what an oil
09:56:40 5 company is looking for.

09:56:42 6 And as part of the review and
09:56:43 7 discussion with Aidan McKay, we looked at Oman and
09:56:47 8 we knew that there were some issues there; and we
09:56:50 9 tried to resolve them for that year.

09:56:52 10 Q. Who set the 100% target for the
09:56:55 11 RRR, the reserves replacement ratio?

09:56:57 12 A. Who set the target. I guess it was
09:57:11 13 set by the collective ExCom, because that was sort
09:57:15 14 of the target that we as an EP company had. I
09:57:18 15 mean, you want to replace your reserves, because
09:57:21 16 that way you don't shrink your company.

09:57:24 17 Q. Did you have an understanding that
09:57:25 18 Mr. Watts was pushing for reserves additions to
09:57:29 19 meet the 100% target?

09:57:31 20 MR. TUTTLE: Objection to form.
09:57:32 21 Foundation.

09:57:33 22 THE WITNESS:

REMCO AALBERS

Page 22

09:57:33 1 A. Well, reserves like I said were in
09:57:35 2 the scorecard. And it was clear that, as an oil
09:57:39 3 company, we were trying to look for reserves.

09:57:39 4 BY MR. HABER:

09:57:42 5 Q. Did you feel under pressure to meet
09:57:44 6 that target?

09:57:48 7 MR. TUTTLE: Objection. Asked and
09:57:49 8 answered during his prior deposition testimony.

09:57:49 9 BY MR. HABER:

09:57:53 10 Q. You can answer.

09:57:55 11 A. No more than I think on any other
09:57:57 12 target, except specifically of course the reserves
09:58:01 13 were what I looked after.

09:58:02 14 And but I think, like I said
09:58:04 15 before, I mean, reserves, they are either going to
09:58:07 16 be bookable or they were not, and we would see
09:58:09 17 what the outcome is.

09:58:10 18 Q. Did you feel under pressure to find
09:58:16 19 reserves to book in Oman?

09:58:17 20 A. No.

09:58:17 21 Q. Would it surprise you if other
09:58:19 22 people had told regulators that you had told them

REMCO AALBERS

Page 23

09:58:22 1 that you were under pressure to book reserves in
09:58:24 2 Oman?

09:58:25 3 MR. TUTTLE: Objection to form.
09:58:26 4 Foundation.

09:58:28 5 THE WITNESS: Can you repeat that
09:58:29 6 question?

09:58:30 7 BY MR. HABER:

09:58:30 8 Q. Sure. Would it surprise you if
09:58:32 9 other people had told regulators that, at the
09:58:37 10 time, you were under pressure to book reserves in
09:58:42 11 Oman?

09:58:43 12 A. I think you said something else.
09:58:46 13 Would I be surprised if others had said?

09:58:47 14 Q. Right.

09:58:50 15 A. I don't know.

09:58:52 16 MR. TUTTLE: I renew my objection,
09:58:54 17 even though he has re-asked the question again.

09:58:58 18 THE WITNESS:

09:58:58 19 A. It doesn't ring a bell.

09:59:01 20 BY MR. HABER:

09:59:02 21 Q. By booking the reserves in Oman,
09:59:03 22 did that change whether PDO would meet its

REMCO AALBERS

Page 24

09:59:10 1 scorecard target?

09:59:13 2 A. I don't believe PDO had Proved
09:59:17 3 Reserves on their scorecard.

09:59:18 4 Q. Well then what scorecard were you
09:59:20 5 referring to?

09:59:21 6 A. There is a group scorecard. So
09:59:23 7 that was the group, so that was the Hague
09:59:25 8 centrally. And then each region owned their part
09:59:28 9 of their scorecards -- of that scorecard, sorry.
09:59:32 10 So I mean the EPM region, so the Middle East would
09:59:36 11 have a scorecard in terms of meeting their
09:59:39 12 targets.

10:00:27 13 (Whereupon, Aalbers Exhibit C was
10:00:30 14 marked for identification.)

10:00:32 15 Q. I just handed the witness another
10:00:34 16 series of E-mails. Like the other two Exhibits,
10:00:37 17 this one was produced off a native drive and
10:00:41 18 therefore there are no Bates numbers.

10:00:43 19 The last E-mail is from Mr. Aalbers
10:00:46 20 to an Andrew Dueck -- I think that's the way it's
10:00:50 21 pronounced -- with a CC to Anton Barendregt. It's
10:56 22 dated January 25, 2001.

REMCO AALBERS

Page 25

10:00:58 1 The subject line reads, "Proved
10:01:00 2 Reserves increase - OUTSTANDING!"

10:01:49 3 Q. Mr. Aalbers, have you seen this
10:01:50 4 E-mail before today?

10:01:51 5 A. Yes, I have.

10:01:51 6 Q. Who is Andrew Dueck?

10:01:54 7 A. Andrew Dueck was the finance
10:01:58 8 advisor for EPM at the time.

10:02:00 9 Q. If you turn to the second page?

10:02:01 10 A. Yes.

10:02:01 11 Q. There is the E-mail from Mr. Dueck
10:02:05 12 to Steven Kursey? (Sic)

10:02:08 13 A. Steve Kersley.

10:02:10 14 Q. Kersley. Thank you. I am sorry.
10:02:12 15 Which is dated January 23, 2001.

10:02:14 16 The last paragraph of that E-mail
10:02:17 17 says, "This" -- and in context it appears to be
10:02:22 18 referring to the increase of reserves in Oman --
10:02:28 19 "is also having an effect on EPM scorecard
10:02:32 20 overall, possibly moving us from 'below' to 'on
10:02:38 21 target', subject to confirmation of remaining core
10:02:42 22 measures."

REMCO AALBERS

Page 26

10:02:43 1 Do you recall having any
10:02:45 2 discussions with Mr. Dueck concerning the effect
10:02:49 3 of an increase of reserves on the EPM scorecard?

10:02:53 4 A. Well, I mean, there is this E-mail
10:02:55 5 which states what the result is, and this was what
10:02:59 6 I meant with the region scorecard. So the EPM
10:03:02 7 scorecard obviously got changed.

10:03:04 8 Well, the result of the scorecard
10:03:06 9 is all the individual measures, so the reserves
10:03:09 10 have an impact on that. So --

10:03:11 11 MR. TUTTLE: I -- go ahead. I want
10:03:11 12 you to finish.

10:03:12 13 THE WITNESS: So indeed, I mean
10:03:14 14 having an additional booking of the Oman reserves
10:03:16 15 changes their score on Proved Reserves addition,
10:03:24 16 which is one of the measures of the scorecard.
10:03:24 17 So it has an effect on the overall scorecard.

10:03:28 18 MR. TUTTLE: Mr. Haber, just a note
10:03:29 19 for the record, we consented to an additional
10:03:35 20 deposition. And I know that you disagree with
10:03:37 21 this, but I want to make sure that it's on the
10:03:39 22 record.

REMCO AALBERS

Page 27

10:03:40 1 But in order to follow up on the
10:03:41 2 specific questions regarding the existence of a
10:03:44 3 potential agreement between Mr. Aalbers and Mr.
10:03:45 4 Watts, I am happy to let you explore that and
10:03:50 5 explore any possibility of any such agreement.

10:03:53 6 You have had two days with Mr.
10:03:55 7 Aalbers already.

10:03:56 8 This E-mail by itself has no
10:03:58 9 reference to Mr. Watts. The questions, in terms
10:04:03 10 of scorecards and other issues, are points that
10:04:07 11 have been covered in prior testimony.

10:04:09 12 I just want to give you I guess
10:04:11 13 notice on this that I would very much like to not
10:04:15 14 have to object and instruct the witness not to
10:04:18 15 answer.

10:04:19 16 But I do feel like the scope of
10:04:21 17 your questions are going far beyond what the
10:04:23 18 magistrate permitted in terms of this deposition
10:04:26 19 and what we consented to.

10:04:29 20 I will note that, you know, I have
10:04:33 21 tried to give you as wide a latitude as possible
10:04:36 22 to explore any aspect of this, and I am happy to

REMCO AALBERS

Page 28

10:04:40 1 do that consistent with the underlying scope of
10:04:43 2 what I believe this deposition is for.

10:04:45 3 MR. HABER: Well, you are correct.
10:04:47 4 We do disagree. We were not privy to any
10:04:53 5 agreement or any consent, as you know, with regard
10:04:57 6 to this re-deposition.

10:04:58 7 It was our understanding, based
10:05:00 8 upon what the position we advised the magistrate
10:05:03 9 of during our teleconference with the court was
10:05:09 10 that we wanted to get into the underlying
10:05:12 11 rationale for the booking, which also would
10:05:15 12 include whether or not there was pressure or any
10:05:20 13 other influences that drove the booking.

10:05:26 14 And it is our understanding that
10:05:28 15 the magistrate did not so limit us. You certainly
10:05:32 16 have the right if you want to cut this off.

10:05:35 17 The magistrate also gave all the
10:05:38 18 parties the reservation of right to recall Mr.
10:05:44 19 Aalbers, which we would certainly exercise if we
10:05:48 20 are cut off now on this very limited area of
10:05:52 21 inquiry.

10:05:54 22 So for the record, we do object.

REMCO AALBERS

Page 29

10:05:58 1 We believe we have the right to inquire into this
10:06:01 2 limited area. And you know, I am going to proceed
10:06:07 3 and reserve my rights accordingly.

10:06:11 4 MR. TUTTLE: I appreciate that.

10:06:13 5 MR. MORSE: Can I make one point?
10:06:14 6 What the Magistrate Judge said that every party
10:06:16 7 has the right to seek to redepose Mr. Aalbers, not
10:06:19 8 the right to do so.

10:06:20 9 MR. HABER: It's understood. But
10:06:22 10 that's exactly what we would do.

10:06:23 11 MR. MORSE: Okay.

10:06:29 12 MR. TUTTLE: Can we go off the
10:06:31 13 record for five minutes?

10:06:32 14 MR. HABER: Yes.

10:06:33 15 THE VIDEOGRAPHER: Going off the
10:06:34 16 record at 10:06.

10:06:37 17 (Short recess taken)

10:12:11 18 THE VIDEOGRAPHER: Returning to the
10:12:20 19 record at 12:12 from 10:06.

10:12:23 20 BY MR. HABER:

10:12:24 21 Q. Now, Mr. Aalbers, a moment ago we
10:12:26 22 talked about the scorecard and the effect of the

REMCO AALBERS

Page 30

10:12:30 1 scorecard on EPM.

10:12:31 2 Do you recall if in fact the
10:12:34 3 reserves addition increased EPM's scorecard
10:12:38 4 target?

10:12:38 5 A. It certainly did.

10:12:40 6 Q. And do you recall if that target
10:12:46 7 rating was on target or above on-target?

10:12:50 8 A. I don't recall. This E-mail said
10:12:52 9 it was going to go from below to on target. But I
10:12:56 10 can't remember what the ultimate outcome was,
10:13:00 11 depending on all the other parameters they
10:13:02 12 changed.

10:13:03 13 Q. During the picture teleconference
10:13:04 14 with Mr. Watts, do you recall discussing the EPM
10:13:07 15 scorecard?

10:13:07 16 A. No, I don't.

10:13:08 17 Q. And I just want, for the record, if
10:13:13 18 you can just take a look at Exhibits A and B for a
10:13:16 19 moment.

10:13:17 20 And just confirm that you in fact
10:13:23 21 have seen these E-mails before today, that you
10:13:26 22 wrote these E-mails, at least the last one, which

REMCO AALBERS

Page 31

10:13:29 1 is on the first page of each Exhibit?

10:13:37 2 A. Well, yes. That one says that it's
10:13:39 3 from me to John Bell. (Indicating) And this one
10:13:42 4 I have passed on to Hans van Poppel, and also the
10:13:49 5 one before to all the reserve copy points.

10:13:50 6 Q. And when you received a document as
10:13:52 7 a direct recipient or as a copied recipient, do
10:13:55 8 you have a recollection of receiving these E-mails
10:13:58 9 as well.

10:14:02 10 MR. TUTTLE: On B he sent them.

14:04 11 MR. HABER: I am sorry?

10:14:05 12 MR. TUTTLE: On B he sent them.

10:14:06 13 MR. HABER: Well, on B, he did. I
10:14:07 14 am sorry. I was actually looking at A.

10:14:09 15 THE WITNESS: So which one are you
10:14:11 16 pointing out?

10:14:12 17 BY MR. HABER:

10:14:12 18 Q. Let's look at A.

10:14:13 19 A. A, yes.

10:14:15 20 Q. When you were copied, for instance,
10:14:17 21 from John Bell, if you look at the January 23rd
14:20 22 E-mail?

REMCO AALBERS

Page 32

10:14:21 1 A. Well, I mean, I have obviously had
10:14:23 2 the E-mail. I mean, I don't recall as such having
10:14:27 3 received, but obviously had. And I know that we
10:14:28 4 set up the meeting which happened.

10:14:29 5 So the answer would be yes.

10:14:30 6 Q. Do you recall having any
10:14:34 7 discussions with Anton Barendregt concerning the
10:14:38 8 booking of reserves in Oman?

10:14:40 9 A. Yes. I did have discussions with
10:14:42 10 Anton on that. He was involved in the booking.
10:14:46 11 One of the discussions with Oman was that they
10:14:48 12 wanted Anton to be involved in whatever changes
10:14:51 13 were made, so that he was happy with them as well.

10:14:53 14 As he also had made remarks in his
10:14:55 15 prior audit that there were some issues with Oman
10:14:58 16 that he would like to see resolved.

10:15:01 17 Q. Do you recall what issues those
10:15:02 18 were?

10:15:02 19 A. They actually had to do with
10:15:07 20 end-of-license, that wasn't properly reflected.
10:15:09 21 And I recall something about some of their proved
10:15:13 22 being somewhat conservative.

REMCO AALBERS

Page 33

10:15:16 1 Q. Do you recall if anyone at PDO was
10:15:22 2 pushing back on the amount of reserves that were
10:15:27 3 being advocated by you and Mr. Barendregt?

10:15:30 4 MR. TUTTLE: Objection to form,
10:15:31 5 foundation. Mischaracterization of prior
10:15:37 6 testimony.

10:15:37 7 THE WITNESS:

10:15:38 8 A. Well, first of all, the reserves
10:15:39 9 were actually being calculated by Oman. And we
10:15:46 10 weren't actually advocating the reserves as such,
15:48 11 laid down the work. But for the forecast, we
10:15:48 12 worked out jointly a method of coming up with the
10:15:54 13 proved forecasts, which Oman by itself didn't
10:15:56 14 have.

10:15:56 15 (Whereupon, Aalbers Exhibit D was
10:15:56 16 marked for identification)

10:15:56 17 BY MR. HABER:

10:16:53 18 Q. Just marked as Aalbers Exhibit D a
10:16:57 19 series of E-mails, the last of which is from
10:17:03 20 Thomas Meijssen. It's dated January 3, 2001, to
10:17:06 21 Anton Barendregt with a CC to Mr. Aalbers, Said
17:12 22 Abri, and Marcus Antonini. The subject reads:

REMCO AALBERS

Page 34

10:17:18 1 "Proved Reserves Visit - Group Resource
10:17:21 2 Co-ordinator." The Bates number is RJW00151703 to
10:17:29 3 RJW00151704.

10:18:31 4 And to save time, I am going to
10:18:34 5 mark another Exhibit so Mr. Aalbers can also look
10:18:37 6 at it, and I will ask a couple of questions.

10:18:59 7 (Whereupon, Aalbers Exhibit E was
10:19:00 8 marked for identification)

10:19:01 9 For the record, we just marked as
10:19:02 10 Aalbers Exhibit E a series of E-mails, the last of
10:19:06 11 which is from Mr. Barendregt.

10:19:09 12 It's dated January 4, 2001 to
10:19:13 13 Thomas Meijssen with a CC to Mr. Aalbers, Said
10:19:18 14 Abri, Marcus Antonini. And again, it says -- the
10:19:22 15 subject line is "Proved Reserves Visit - Group
10:19:25 16 Resource Co-ordinator."

10:19:26 17 The Bates number, and there is two
10:19:29 18 ranges: The first is V00102056 through V00102059.
10:19:42 19 And the other range is OM000205 to OM000208.

10:20:16 20 Okay. Mr. Aalbers, if you look at
10:20:21 21 Exhibit D, which is the one with the charts in the
10:20:25 22 first page, and if you see the chart, the second

REMCO AALBERS

Page 35

10:20:28 1 chart in the middle of that first page, there is a
10:20:33 2 series of I guess -- I guess you would describe
10:20:42 3 them as ways in which to externally report Proved
10:20:49 4 Reserves.

10:20:49 5 And in the E-mail from Mr. Meijssen
10:20:57 6 to Mr. Barendregt, in which you are copied, if you
10:21:01 7 look at the bottom, the second to the last
10:21:05 8 paragraph, Mr. Meijssen appears to be saying that
10:21:10 9 what he is most comfortable with is -- and it's
10:21:17 10 looking at the chart -- the proven developed
11:19 11 reserves of 40%.

10:21:27 12 Are you with me so far?

10:21:28 13 A. Yes, I am.

10:21:29 14 Q. Now, if you look at Exhibit E
10:21:33 15 number 5 at the very bottom, it says, "As for your
10:21:42 16 proposed volumes to book is externally reported
10:21:45 17 Proved Reserves (before they are cut off by
10:21:49 18 license expiry) your line 'Proven'" Developed
10:21:56 19 Reserves 40%, Undeveloped Reserves 60% (347
10:22:05 20 million cubic meters developed reserves and 254
10:22:08 21 undeveloped reserves) "seems the best one to aim
12:12 22 for."

REMCO AALBERS

Page 36

10:22:15 1 During this time period --

10:22:19 2 A. Mm-Hmm.

10:22:20 3 Q. -- do you recall Mr. Meijssen or
10:22:23 4 anyone at PDO pushing back against what is -- what
10:22:31 5 I just read into the record from Exhibit E, and
10:22:37 6 instead advocating what Mr. Meijssen says in that
10:22:40 7 paragraph on Exhibit D?

10:22:43 8 MR. TUTTLE: I am going to object to
10:22:45 9 the characterization of the document and the form
10:22:47 10 of the question.

10:22:48 11 You can answer.

10:22:51 12 THE WITNESS:

10:22:52 13 A. I can't remember. I mean, we had a
10:22:57 14 discussion at the time on what the right way of
10:22:59 15 reporting the Oman reserves were, and this is part
10:23:02 16 of that communication.

10:23:02 17 I don't recall if there was anybody
10:23:08 18 specifically pushing for something else.

10:23:10 19 Thomas suggested something here,
10:23:13 20 Anton here comes up with a different
10:23:15 21 recommendation, so we -- there is communication on
10:23:19 22 the subject at the time. And eventually, we

REMCO AALBERS

Page 37

10:23:22 1 settled on a agreed method.

10:23:25 2 BY MR. HABER:

10:23:25 3 Q. And was that agreed method the one
10:23:27 4 that Mr. Barendregt wrote in Exhibit E?

10:23:29 5 A. I believe it is. But I am not 100%
10:23:38 6 sure, but I think that is what we ultimately used.

10:23:40 7 Q. Did anyone at this time from PDO
10:23:45 8 advise you that there wasn't sufficient technical
10:23:48 9 work to support the booking or what was being
10:23:52 10 strived for as reflected in Exhibit E?

10:23:56 11 MR. TUTTLE: Objection to form.

10:23:57 12 Foundation.

10:24:02 13 THE WITNESS:

10:24:02 14 A. No, I don't recall that. I mean,
10:24:04 15 there was technical word done to look at the
10:24:08 16 different fields and to, on a field-by-field
10:24:10 17 basis, come up with an estimate on how to come up
10:24:13 18 with a Proved Reserves within the limited manpower
10:24:16 19 that Oman was allowed to spend on it.

10:24:24 20 BY MR. HABER:

10:24:24 21 Q. Now, did this technical work allow
10:24:26 22 for a field-by-field analysis?

REMCO AALBERS

Page 38

10:24:28 1 A. They viewed all the individual
10:24:34 2 fields. At the moment, I don't know in what
10:24:38 3 detail every field was individually viewed, but
10:24:42 4 they certainly looked at all the fields.

10:24:43 5 Q. Do you recall, in connection with
10:24:44 6 the analysis that is advocated in Exhibit E by Mr.
10:24:49 7 Barendregt, if only the largest fields were
10:24:55 8 analyzed?

10:24:56 9 MR. TUTTLE: Objection to form.
10:24:57 10 Characterization of the document.

10:25:00 11 THE WITNESS:

10:25:00 12 A. Can you repeat that question once
10:25:07 13 more?

10:25:08 14 BY MR. HABER:

10:25:08 15 Q. Sure. Let me ask it -- I will
10:25:12 16 rephrase. Let me ask a different question.

10:25:15 17 Do you recall if PDO was able to
10:25:20 18 analyze only the largest fields? And by
10:25:24 19 "analyze," I mean do the technical review work?

10:25:27 20 MR. TUTTLE: Objection to form.
10:25:28 21 Foundation.

10:25:30 22 THE WITNESS:

REMCO AALBERS

Page 39

10:25:30 1 A. They certainly would have looked
10:25:32 2 more closely at the larger fields, those obviously
10:25:37 3 being the most important ones. Whether or not all
10:25:40 4 the smaller ones were all looked in the same
10:25:43 5 detail, I don't recall.

10:25:43 6 BY MR. HABER:

10:25:43 7 Q. Do you recall how many fields there
10:25:45 8 were in Oman at the time?

10:25:47 9 A. No, I don't. Quite a few.

10:25:50 10 Q. Would there be more than 1,000?

10:25:52 11 A. More than 1,000 fields? No, I
10:25:59 12 don't think so.

10:25:59 13 Q. More than a hundred?

10:26:02 14 A. Well, I am not going to be
10:26:04 15 guessing. I have no idea.

10:26:05 16 Q. Okay. One last document.

10:26:26 17 (Whereupon, Aalbers Exhibit F was
10:26:28 18 marked for identification)

10:26:39 19 We have just marked and the witness
10:26:40 20 is reviewing Aalbers Exhibit F.

10:26:43 21 It's a series of E-mails, the last
10:26:45 22 of which is from Mr. Aalbers to Thomas Meijssen

REMCO AALBERS

Page 40

10:26:49 1 with CC to Said Abri. It's dated 01-02, January
10:26:54 2 2, 2001.

10:26:56 3 Again, this is a document that was
10:26:57 4 produced on a native drive. And there is a
10:27:03 5 summation identification number which is
10:27:12 6 101400005.

10:27:12 7 And I will note for the record that
10:27:16 8 on the bottom of the document, there is a footer,
10:27:19 9 which is a file path which is not part of the
10:27:23 10 document that came from our printer. It's a
10:27:28 11 default setting. And for the record, this is not
10:27:32 12 again part of the document as it was produced.

10:28:29 13 (Pause)

10:28:30 14 Mr. Aalbers, my question is only
10:28:32 15 going to be with regard to the E-mail that you
10:28:34 16 sent to Mr. Meijssen on the first page.

10:28:38 17 A. Mm-Hmm.

10:28:39 18 Q. Do you recall this document before
10:28:41 19 today?

10:28:44 20 A. I have obviously sent it, but not
10:28:47 21 specifically.

10:28:47 22 Q. What I am interested in is the last

REMCO AALBERS

Page 41

10:28:51 1 sentence of that E-mail where you say, "Hope to
10:28:54 2 see a significant increase in proved reserves for
10:28:57 3 PDO for 2000".

10:28:58 4 Why did you write that?

10:29:00 5 A. Why did I write that?

10:29:03 6 MR. TUTTLE: Objection to form.

10:29:04 7 THE WITNESS:

10:29:05 8 A. Because we had been working very
10:29:07 9 hard with Oman to correct sort of the
10:29:09 10 understatement of Proved Reserves as we saw at the
10:29:13 11 time. And you can see in the statement here they
10:29:16 12 have had fields where they had negative reserves.

10:29:18 13 And they only sort of update the
10:29:20 14 proof when they sort of run out of proof. So it
10:29:23 15 hasn't had significant attention over the last
10:29:25 16 couple of years, and we are trying to get that
10:29:27 17 resolved and get to a better booking this year
10:29:30 18 better reflecting what we at that time perceived
10:29:36 19 to be the reserves for Oman.

10:29:40 20 MR. HABER: Okay. Well, that's all
10:29:41 21 I have for this. Again, subject to the court's
10:29:44 22 ruling, nothing further.

REMCO AALBERS

Page 42

10:29:46 1 THE WITNESS: Okay. Thank you.
10:29:49 2 MR. TUTTLE: Thank you.
10:29:50 3 MR. HABER: Thank you very much,
10:29:51 4 Mr. Aalbers.
10:29:52 5 MR. GOLDSTEIN: No further
10:29:54 6 questions.
10:29:54 7 THE VIDEOGRAPHER: This ends the
10:29:55 8 videotaped deposition of Remco Aalbers at 10:29
10:29:58 9 a.m. on February 19, 2007. This is the end of
10:30:04 10 tape 1.

11 (Whereupon the deposition was
12 concluded at 10:29 a.m.)
13
14
15
16
17
18
19
20
21
22

REMCO AALBERS

Page 43

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22

ERRATA

CORRECTION

PAGE

Signature

Date

REMCO AALBERS

Page 44

1 I, Remco Aalbers, am a deponent in the
2 foregoing video deposition. I have read the
3 foregoing video deposition, and having made such
4 changes and corrections as I desired, I certify
5 that the transcript is a true and accurate record
6 of my responses to the questions put to me on
7 Monday, February 19, 2007.

8
9
10
11
12
13
14
15
16
17
18
19
20
21 Signed _____

22 REMCO AALBERS

REMCO AALBERS

Page 45

CERTIFICATE OF COURT REPORTER

I, Frederick Weiss, CSR, CM, do hereby
certify that I took the stenotype notes of the
foregoing deposition and that the transcript
thereof is a true and accurate record transcribed
to the best of my skill and ability.

I further certify that I am neither
counsel for, related to, nor employed by any of
the parties to the action in which this deposition
was taken, and that I am not a relative or
employee of any attorney or counsel employed by
the parties hereto, nor financially or otherwise
interested in the outcome of the action.

Frederick C Weiss
FREDERICK WEISS, CSR, CM

23 FEB 2007

DATE

Word Index

REMCO AALBERS

Page 1

<p>A</p> <p>Aalbers 1:9 3:15 4:3,10,11,12,13 4:15,15,18 5:4,5 5:7,8 6:10 7:19 8:3,14,18 10:2,6 11:3 14:5,10,11 14:19 17:4,6,7,9 17:15 24:13,19 25:3 27:3,7 28:19 29:7,21 33:15,18,21 34:5,7,10,13,20 39:17,20,22 40:14 42:4,8 44:1,22</p> <p>ability 45:6</p> <p>able 38:17</p> <p>Abri 5:8 33:22 34:14 40:1</p> <p>accompanied 7:8</p> <p>accountants 2:18 3:11,12 7:7</p> <p>accurate 44:5 45:5</p> <p>action 6:4,14 45:9 45:13</p> <p>actual 16:16 20:9</p> <p>added 13:12</p> <p>addition 26:15 30:3</p> <p>additional 26:14 26:19</p> <p>additions 20:19 21:18</p> <p>adjusts 16:3</p> <p>Adler 2:15 7:3,3</p> <p>Adriaen 3:7 7:15</p> <p>advise 37:8</p> <p>advised 28:8</p> <p>advisor 25:8</p> <p>advocated 33:3 38:6</p> <p>advocating 33:10 36:6</p> <p>afraid 11:12</p>	<p>ago 29:21</p> <p>agreed 19:4 37:1 37:3</p> <p>agreement 10:7,7 10:8,13,17,17 10:18 27:3,5 28:5</p> <p>ahead 26:11</p> <p>Aidan 4:14 17:10 21:7</p> <p>aim 35:21</p> <p>Alastair 3:12 7:9</p> <p>allow 37:21</p> <p>allowed 37:19</p> <p>amount 33:2</p> <p>analysis 37:22 38:6</p> <p>analyze 38:18,19</p> <p>analyzed 38:8</p> <p>Andrew 4:16 24:20 25:6,7</p> <p>answer 9:16 10:1 10:4 17:20 21:1 22:10 27:15 32:5 36:11</p> <p>answered 22:8</p> <p>Anton 4:16,19 5:5 24:21 32:7,10 32:12 33:21 36:20</p> <p>Antonini 33:22 34:14</p> <p>anybody 36:17</p> <p>anyway 11:17</p> <p>appears 25:17 35:8</p> <p>appreciate 11:18 29:4</p> <p>area 28:20 29:2</p> <p>areas 19:15</p> <p>ARPR 12:11,16 13:17 15:15 17:12</p> <p>asked 9:3 11:4 12:7 22:7</p> <p>aspect 27:22</p>	<p>attention 41:15</p> <p>attorney 45:11</p> <p>audit 18:13 32:15</p> <p>auditors 18:8</p> <p>Avenue 2:20 3:4 6:5</p> <p>a.m 1:11 6:7 42:9 42:12</p> <p>B</p> <p>B 4:12 17:3,4,7,15 30:18 31:10,12 31:13</p> <p>back 11:18 33:2 36:4</p> <p>Barendregt 4:16 4:19 5:5 24:21 32:7 33:3,21 34:11 35:6 37:4 38:7</p> <p>based 28:7</p> <p>basically 13:4 19:4,17 20:10 21:2</p> <p>basis 37:17</p> <p>Bates 4:19 5:6 14:15 24:18 34:2,17</p> <p>Battery 2:16</p> <p>Bea 4:13 17:9</p> <p>bearing 4:19 5:6</p> <p>beer 9:19</p> <p>begins 18:13</p> <p>behalf 2:2,7,14,18 3:2,6 6:20 7:1,4 7:7,11,13,18 8:1</p> <p>beholder 11:11</p> <p>believe 24:2 28:2 29:1 37:5</p> <p>bell 4:11,11 14:11 23:19 31:3,21</p> <p>Bernstein 2:4 3:14 6:20 7:1</p> <p>best 35:21 45:6</p> <p>better 20:3 41:17 41:18</p> <p>beyond 27:17</p>	<p>Bley 6:3</p> <p>Bly 3:16</p> <p>book 22:19 23:1 23:10 35:16</p> <p>bookable 22:16</p> <p>booking 10:5,9,13 10:19 19:12,14 19:16,19 20:17 23:21 26:14 28:11,13 32:8 32:10 37:9 41:17</p> <p>bottom 18:5 35:7 35:15 40:8</p> <p>Boynton 3:2 7:11</p> <p>Brass 4:11 9:8,15 9:16,20</p> <p>brief 18:21</p> <p>bring 20:8</p> <p>Brown 3:8 7:13 7:16 12:1,3</p> <p>C</p> <p>C 2:1,9 3:1 4:15 24:13</p> <p>calculated 33:9</p> <p>Called 8:15</p> <p>cases 6:15</p> <p>CC 17:9 24:21 33:21 34:13 40:1</p> <p>centrally 24:8</p> <p>CEO 18:16</p> <p>certainly 12:19 28:15,19 30:5 38:4 39:1</p> <p>CERTIFICATE 45:1</p> <p>certify 44:4 45:3 45:7</p> <p>change 23:22</p> <p>changed 26:7 30:12</p> <p>changes 26:15 32:12 44:4</p> <p>characterization 36:9 38:10</p>	<p>chart 34:22 35:1 35:10</p> <p>charts 34:21</p> <p>chatter 9:17,17</p> <p>Civ 1:2</p> <p>Civil 6:14</p> <p>class 2:2 6:21 7:2</p> <p>clear 22:2</p> <p>clearance 18:13</p> <p>closed 8:12 18:9</p> <p>closely 39:2</p> <p>CM 1:22 45:2,18</p> <p>Cohen 2:4 6:22 6:22</p> <p>collective 21:13</p> <p>come 19:12 20:11 20:14 37:17,17</p> <p>comes 36:20</p> <p>comfortable 35:9</p> <p>coming 8:20 11:18 33:12</p> <p>Commencing 1:11</p> <p>comment 11:13</p> <p>communication 12:10 36:16,21</p> <p>communications 12:12 15:15,18</p> <p>company 21:5,14 21:16 22:3</p> <p>concern 9:5</p> <p>concerning 12:16 15:15 26:2 32:7</p> <p>concluded 42:12</p> <p>conference 6:8 14:1</p> <p>confirm 30:20</p> <p>confirmation 25:21</p> <p>connection 20:16 38:5</p> <p>consent 28:5</p> <p>consented 26:19 27:19</p> <p>conservative 32:22</p>
---	---	---	---	--

REMCO AALBERS

Page 2

consistent 28:1	34:12 40:1	31:6 36:9 38:10	13:12	face-to-face 13:16
consolidated 6:15	dates 5:8	39:16 40:3,8,10	eventually 36:22	fact 30:2,20
context 25:17	David 2:9 7:17	40:12,18	Eward 4:11	fairly 18:21
continued 3:1 5:1	days 27:6	Dominique 15:5,9	exact 16:20	far 27:17 35:12
5:2	de 9:5,9	drive 14:14 24:17	exactly 29:10	February 1:11
conversation 9:7	deal 10:8,18	40:4	Examination 1:8	6:6 9:6 16:5
copied 12:18 31:7	Debevoise 2:9	drove 28:13	4:4,5,5 8:17	17:10,22 18:3,5
31:20 35:6	7:17 8:1	Dueck 4:16 24:20	11:1	42:9 44:7
copy 4:10,13,15	default 40:11	25:6,7,11 26:2	ExCom 9:10	feel 22:5,18 27:16
4:18 5:5,7 12:6	Defendants 2:7	duly 8:15	12:20 13:1,6,9	field 20:9 38:3
31:5	8:2	Dutch/Shell 1:4	16:15 21:13	fields 37:16 38:2
core 25:21	depending 30:11	2:12 6:12 7:18	exercise 28:19	38:4,7,18 39:2,7
correct 15:7 28:3	deponent 3:15 4:2	D.C 2:10 3:9	Exhibit 4:8,9,10	39:11 41:12
41:9	44:1		4:12,15,18 5:2,3	field-by-field
CORRECTION	deposed 8:20	E	5:4,7 14:5,10,19	37:16,22
43:2	deposition 1:7	E 2:1,1 3:1,1,1,3	17:3,4,7,15	file 40:9
corrections 44:4	6:10 22:8 26:20	4:1 5:1,4 34:7	24:13 31:1	final 16:10
correspondence	27:18 28:2 42:8	34:10 35:14	33:15,18 34:5,7	finalised 17:13
12:16	42:11 44:2,3	36:5 37:4,10	34:10,21 35:14	finalized 16:5,15
Corson 2:19 7:6,6	45:4,9	38:6	36:5,7 37:4,10	16:17 17:2,17
counsel 2:13 6:17	Derek 2:15 7:3	Earl 2:12 7:20	38:6 39:17,20	17:21
45:8,11	describe 35:2	early 10:5,10,20	Exhibits 24:16	finance 25:7
couple 34:6 41:16	desired 44:4	17:22	30:18	financial 13:14
course 22:12	detail 38:3 39:5	East 2:5 3:4 24:10	existence 27:2	financially 45:12
court 1:1 3:17	developed 35:10	effect 25:19 26:2	expectation 20:6	find 20:11 22:18
6:13 28:9 45:1	35:18,20	26:17 29:22	20:13	finish 26:12
court's 41:21	different 36:20	either 14:17	expiry 35:18	firm 7:5 12:4
covered 19:20	37:16 38:16	22:15	explore 27:4,5,22	first 31:1 33:8
27:11	direct 31:7	emotional 9:19	external 18:13	34:18,22 35:1
Co-ordinator	directly 12:17	employed 45:8,11	externally 35:3	40:16
34:2,16	18:16	employee 45:11	35:16	five 29:13
CSR 1:22 45:2,18	disagree 26:20	ends 42:7	eye 11:10	Five-page 4:15
cubic 35:20	28:4	end-of-license	E-mail 4:10,13,16	focus 20:4
cut 28:16,20	discuss 11:22	32:20	4:18 5:5,7 12:15	focused 20:5,13
35:17	discussed 11:19	enter 10:12	12:18 18:6	Foley 3:3 7:11
cut-off 20:14	18:20 19:4,8,11	EP 9:10 18:16	24:19 25:4,11	follow 27:1
	19:13	21:14	25:16 26:4 27:8	follows 8:16
D	discussing 30:14	EPM 24:10 25:8	30:8 31:22 32:2	footer 40:8
D 4:1,18 5:1	discussion 13:2	25:19 26:3,6	35:5 40:15 41:1	forecast 33:11
33:15,18 34:21	21:7 36:14	30:1,14	E-mails 4:15	forecasts 20:12
36:7	discussions 26:2	EPM's 30:3	14:10 17:8	33:13
data 15:18 20:10	32:7,9,11	ERRATA 43:1	24:16 30:21,22	foregoing 44:2,3
date 6:6 16:20	District 1:1,1	ESQUIRE 2:3,4	31:8 33:19	45:4
43:22 45:22	6:13,13	2:8,9,12,15,19	34:10 39:21	form 10:8,18
dated 4:17 14:12	document 14:9,13	3:3,7,7		17:18 20:20
17:10 24:22	14:17 17:7 18:4	estimate 37:17	F	21:20 23:3 33:4
25:15 33:20		estimates 13:6,8	F 5:7 39:17,20	

REMCO AALBERS

Page 3

36:9 37:11 38:9 38:20 41:6 foundation 20:21 21:21 23:4 33:5 37:12 38:21 fourth 18:2 Four-page 5:5 Frederick 1:22 3:17 45:2,18 full 18:2 further 41:22 42:5 45:7	37:2,20 38:14 39:6 41:20 42:3 Hague 1:13,14 6:9 9:10 15:10 24:7 half 9:8 handed 24:15 Handing 14:7 handshake 9:21 10:1,1,4,7,8,17 10:18 Hans 31:4 happened 32:4 happy 19:2,5 27:4 27:22 32:13 hard 14:14 41:9 Hartson 2:19 7:7 head 12:19 headed 13:4 helped 19:16 hereto 45:12 Hogan 2:19 7:7 Hon 1:2 Honorable 6:15 hope 11:8 41:1 Hubbard 2:15 7:4 Hughes 2:15 7:3 hundred 39:13 Hunter 3:12 7:9	individual 26:9 38:1 individually 38:3 influences 28:13 information 13:2 inquire 29:1 inquiry 28:21 instance 31:20 instruct 27:14 interested 40:22 45:13 introduce 6:17 INVESTIGAT... 3:13 involved 20:7 32:10,12 involvement 19:18 in-house 2:13 7:20 issued 5:8 issues 19:22 21:8 27:10 32:15,17	Judge 29:6 Judith 3:2 7:11 J.T 2:15 K K 3:8 Kersley 25:13,14 knew 21:8 know 23:15 26:20 27:20 28:5 29:2 32:3 38:2 KPMG 2:18 3:11 3:12 7:7,9 Kurse 25:12 L laid 33:11 Lardner 3:3 7:11 larger 39:2 largest 38:7,18 latest 13:6,8,11 latitude 27:21 Laughter 11:14 lawyer 12:1 lawyers 8:4 lead 2:2 6:21 7:2 Leen 3:11 7:8 left 9:9 legal 11:15 LegalLink 6:3 Let's 31:18 Lexington 6:4 license 35:18 licenses 20:15 Liebhard 2:4 3:14 6:20 7:1 Lifshitz 2:4 3:14 6:20 7:1 limit 28:15 limited 28:20 29:2 37:18 line 9:12,13 17:12 20:9 25:1 34:15 35:18 Litigation 1:5 6:12 LLP 2:4,9,19 3:3	3:8,14 7:11,18 located 6:4 London 15:11 look 18:5 20:8 22:3 30:18 31:18,21 34:5 34:20 35:7,14 37:15 looked 20:2 21:7 22:13 38:4 39:1 39:4 looking 14:9 20:18 21:5 31:14 35:10 Lorin 4:11 9:7 lots 9:19 M M 2:2 3:7 6:21 7:2 magistrate 27:18 28:8,15,17 29:6 manpower 37:18 Marcus 33:22 34:14 mark 17:3 34:5 marked 14:6,9 17:5,7 24:14 33:16,18 34:8,9 39:18,19 matter 6:11 Maw 3:8 7:13 12:3 Mayer 3:8 7:13 7:15 12:1,3 McKay 4:14 17:10 21:7 mean 13:21 14:22 18:22 21:2,15 22:15 24:10 26:4,13 32:1,2 36:13 37:14 38:19 meant 26:6 measures 25:22 26:9,16 meet 21:19 22:5
G Gardy 15:6,8,9 getting 21:3 get-together 9:19 give 27:12,21 go 26:11 29:12 30:9 going 8:7,21 9:11 19:5 22:15 27:17 29:2,15 30:9 34:4 36:8 39:14 40:15 Goldstein 3:7 4:5 7:12,12 8:17,19 12:7 42:5 Goldstein's 12:4 good 19:1 government 20:6 Groen 3:11 7:8 group 24:6,7 34:1 34:15 guess 21:12 27:12 35:2,2 guessing 39:15	I idea 39:15 identification 14:6 17:5 24:14 33:16 34:8 39:18 40:5 identify 8:7 imagine 9:18 impact 26:10 important 39:3 include 28:12 increase 25:2,18 26:3 41:2 increased 19:16 30:3 INDEX 4:8 5:2 Indicating 31:3	J J 3:13 January 4:11 5:8 13:4,20 14:12 24:22 25:15 31:21 33:20 34:12 40:1 JAP 1:2 6:14 Jeffery 11:3 Jeffrey 2:3 6:19 Jersey 1:1 6:14 Jespers 4:13 17:10 Joe 8:18 Joel 1:2 6:15 Johannes 4:13 17:9 John 4:11,11 14:11 31:3,21 jointly 33:12 Jonathan 2:8 7:22 Joseph 3:7 7:12	M M 2:2 3:7 6:21 7:2 magistrate 27:18 28:8,15,17 29:6 manpower 37:18 Marcus 33:22 34:14 mark 17:3 34:5 marked 14:6,9 17:5,7 24:14 33:16,18 34:8,9 39:18,19 matter 6:11 Maw 3:8 7:13 12:3 Mayer 3:8 7:13 7:15 12:1,3 McKay 4:14 17:10 21:7 mean 13:21 14:22 18:22 21:2,15 22:15 24:10 26:4,13 32:1,2 36:13 37:14 38:19 meant 26:6 measures 25:22 26:9,16 meet 21:19 22:5	

REMCO AALBERS

Page 4

23:22 meeting 16:18 24:11 32:4 meetings 13:16 15:14 Meijssen 4:17,19 5:5,8 33:20 34:13 35:5,8 36:3,6 39:22 40:16 members 9:10 mentioned 9:20 meters 35:20 method 33:12 37:1,3 microphones 16:3 middle 24:10 35:1 million 35:20 Milwaukee 3:4 minutes 29:13 Mischaracteriz... 33:5 Mm-Hmm 36:2 40:17 moment 29:21 30:19 38:2 Monday 1:11 44:7 monthly 13:11 Morse 3:7 7:15 7:15 29:5,11 moving 25:20 Muzenstraat 1:14	2:16,20 6:5,5,14 Nicholas 2:19 7:6 normally 16:14 16:14,17,20 Nos 4:19 5:6 note 13:1,9 15:16 26:18 27:20 40:7 notes 45:3 notice 27:13 number 6:14 14:15,17 18:6 34:2,17 35:15 40:5 numbers 13:13 13:14 15:22 16:2,9,9,10,12 16:14 17:1,16 19:5 24:18 NY 2:20 N.V 2:18 3:11,12 7:8 N.W 2:10 3:8	32:15 33:9,13 36:15 37:19 39:8 41:9,19 OM000205 34:19 OM000208 34:19 OM00205 5:6 OM00208 5:6 once 38:12 ones 39:3,4 on-target 30:7 operating 10:14 operator 6:3 ORAL 1:8 order 27:1 outcome 22:17 30:10 45:13 outside 20:15 OUTSTANDING 25:2 overall 25:20 26:17 owned 24:8	Pauline 4:11 Pause 14:18 17:14 40:13 PC 15:12 PDO 23:22 24:2 33:1 36:4 37:7 38:17 41:3 PEITLER 3:13 people 11:9 18:6 22:22 23:9 perceived 41:18 period 11:5 36:1 permitted 27:18 Peter 2:2 6:21 7:2 Phil 8:19 10:1 18:16 19:1,4 Philip 3:6 7:14,16 picture 14:1,20 14:22 15:4,13 19:9 30:13 Pisano 1:2 6:16 plaintiff 2:2 6:21 7:2 Plaza 2:16 please 6:17 9:1 Plimpton 2:9 7:18 8:1 point 29:5 pointing 31:16 points 27:10 31:5 Poppel 4:13 17:9 31:4 position 28:8 possibility 27:5 possible 12:17 27:21 possibly 25:20 potential 27:3 preliminary 16:14 17:1 present 3:10 press 16:16 pressure 22:5,18 23:1,10 28:12 pretty 19:1 previously 11:6	Pricewaterhous... 2:14 7:5 printer 40:10 prior 15:13 16:16 17:22 18:13 19:21 22:8 27:11 32:15 33:5 privy 28:4 probably 16:22 19:11 proceed 29:2 PROCEEDINGS 6:1 process 13:17 produced 14:13 14:14 24:17 40:4,12 production 20:9 pronounced 24:21 proof 41:14,14 proper 20:14 properly 32:20 proposed 35:16 proved 4:14,16 4:19 16:5 17:13 18:1,15 20:3,8 20:12 24:2 25:1 26:15 32:21 33:13 34:1,15 35:3,17 37:18 41:2,10 proven 35:10,18 provided 12:6 pushing 21:18 33:2 36:4,18 put 44:6
N N 2:1 3:1 4:1 5:1 name 8:18 11:3 native 14:14 24:17 40:4 near 15:11 negative 41:12 neither 45:7 Netherlands 1:15 6:9 New 1:1 2:5,5,16	O object 20:20 27:14 28:22 36:8 objection 17:18 21:20 22:7 23:3 23:16 33:4 37:11 38:9,20 41:6 obviously 26:7 32:1,3 39:2 40:20 October 4:17 oil 21:4 22:2 Okay 29:11 34:20 39:16 41:20 42:1 Oman 10:5,10,20 19:8 20:1,1,2,5 20:19 21:7 22:19 23:2,11 23:21 25:18 26:14 32:8,11	P P 2:1,1 3:1,1 package 13:13 page 4:4,9 5:3 9:12,12 18:10 18:12 25:9 31:1 34:22 35:1 40:16 43:2 painful 11:8 paragraph 18:12 25:16 35:8 36:7 parameters 30:11 Park 2:16 part 13:10 19:21 21:6 24:8 36:15 40:9,12 participated 15:3 participating 13:22 14:20 parties 28:18 45:9,12 party 29:6 passed 31:4 path 40:9	Q quarter 18:2 quarterly 18:1 question 9:15,22 10:3 12:9 23:6 23:17 36:10 38:12,16 40:14 questions 8:22,22	

REMCO AALBERS

Page 5

9:3,4 11:2,5 12:7 27:2,9,17 34:6 42:6 44:6 quite 9:19 39:9	Reed 7:4 reference 9:20 27:9 referring 16:12 24:5 25:18 reflected 18:5 32:20 37:10 reflecting 41:18 refresh 14:19 17:16 regard 12:10 28:5 40:15 regarding 4:14,16 4:19 5:8 10:9,13 10:19 27:2 region 24:8,10 26:6 regulators 22:22 23:9 related 10:4 45:8 relative 45:10 release 16:16 remaining 25:21 remarks 32:14 Remco 1:9 3:15 4:3,10,13,15 5:5 5:7 6:10 7:19 8:14 10:2 42:8 44:1,22 remember 12:19 14:22 16:20 30:10 36:13 renew 23:16 repeat 23:5 38:12 rephrase 9:1 38:16 replace 21:15 replacement 21:4 21:11 report 20:3 35:3 reported 1:22 12:11,20 13:1,5 13:6,9,20 16:15 20:10 35:16 Reporter 3:17 45:1	reporting 36:15 represent 8:19 reservation 28:18 reserve 29:3 31:5 reserves 4:14,16 4:19 5:8 10:9,14 10:19 12:20,22 13:3 15:16,20 16:4,5,18 17:13 18:1,15 19:1 20:3,4,6,8,17,19 21:3,11,15,18 22:1,3,12,15,19 23:1,10,21 24:3 25:2,18 26:3,9 26:14,15 30:3 32:8 33:2,8,10 34:1,15 35:4,11 35:17,19,19,20 35:21 36:15 37:18 41:2,10 41:12,19 resolve 21:9 resolved 41:17 Resource 34:1,16 responses 44:6 result 19:17 26:5 26:8 results 18:2 19:2 Returning 29:18 review 18:8 19:21 21:6 38:19 reviewed 18:15 reviewing 39:20 revolved 32:16 re-asked 23:17 re-deposition 28:6 Richard 3:16 6:3 right 23:14 28:16 28:18 29:1,7,8 36:14 rights 29:3 ring 23:19 RJW001151705 4:20	RJW00151703 4:19 34:2 RJW00151704 34:3 role 20:16 room 6:8 11:14 Rowe 3:8 7:13 12:3 Royal 1:4 2:12 6:11 7:18 RRR 21:11 ruling 41:22 run 41:14 S S 2:1 3:1 save 34:4 saw 41:10 saying 35:8 says 25:17 31:2 34:14 35:15 36:6 scope 27:16 28:1 score 26:15 scorecard 22:2 24:1,3,4,6,9,11 25:19 26:3,6,7,8 26:16,17 29:22 30:1,3,15 scorecards 24:9 27:10 second 9:8 25:9 34:22 35:7 section 9:12 Securities 1:5 6:12 see 22:16 32:16 34:22 41:2,11 seek 29:7 seen 25:3 30:21 sent 31:10,12 40:16,20 sentence 41:1 series 11:5 14:10 24:16 33:19 34:10 35:2 39:21	session 18:22 set 21:10,12,13 32:4 setting 40:11 settled 37:1 Shell 2:7 7:21 8:1 9:9 10:14 14:15 Short 29:17 shrink 21:16 Sic 25:12 side 15:12 sign 19:5 Signature 43:22 signed 17:2 44:21 significance 10:3 significant 19:12 19:14 41:2,15 Sir 3:6 7:13,16 skill 45:6 smaller 39:4 somewhat 32:22 sorry 8:6 24:9 25:14 31:11,14 sort 9:17 20:9 21:4,13 41:9,13 41:14 speaking 6:3 specific 13:18 27:2 specifically 19:11 22:12 36:18 40:21 specifics 19:3 spend 37:19 statement 41:11 states 1:1 6:13 26:5 stenotype 45:3 Steve 25:13 Steven 3:13 25:12 Street 2:5,10 3:8 string 4:10,13,18 5:5,7 strived 37:10 subject 17:12 25:1,21 33:22
--	--	--	---	--

REMCO AALBERS

Page 6

34:15 36:22 41:21 submission 17:22 submitted 15:16 15:19,20,22 16:9 sufficient 37:8 suggest 15:2 suggested 18:22 36:19 summation 14:17 40:5 support 37:9 sure 8:8 9:2 14:4 15:1 23:8 26:21 37:6 38:15 surprise 22:21 23:8 surprised 23:13 swear 8:8,10,11 sworn 8:15	27:18 testified 8:16 16:8 testimony 9:5 11:19,22 19:21 22:8 27:11 33:6 thank 8:20 10:22 25:14 42:1,2,3 thereof 45:5 think 13:11 14:3 15:10,22 16:13 16:22 19:20 22:11,14 23:12 24:20 37:6 39:12 third 2:20 16:21 Thomas 4:17,18 5:5,8 33:20 34:13 36:19 39:22 thought 11:9 Three-page 4:10 4:18 time 6:7 9:18 10:10,20 23:10 25:8 34:4 36:1 36:14,22 37:7 39:8 41:11,18 today 7:8 8:2,20 11:18,20 12:7 25:4 30:21 40:19 Today's 6:6 told 22:22,22 23:9 top 12:19 total 13:12 Tower 1:13 transcribed 45:5 transcript 9:11 44:5 45:4 Transport 1:5 6:12 7:19 tried 21:9 27:21 true 44:5 45:5 trying 16:11 22:3 41:16 Tuesday 16:21	turn 18:10 25:9 Tuttle 2:8 7:22,22 8:9,11 11:10,20 17:18 20:20 21:20 22:7 23:3 23:16 26:11,18 29:4,12 31:10 31:12 33:4 36:8 37:11 38:9,20 41:6 42:2 two 17:8 18:12 24:16 27:6 34:17 two-day 11:5 Two-page 4:13 5:7 typically 20:4,12	16:3 29:15,18 42:7 videotape 6:9 videotaped 1:7 42:8 viewed 38:1,3 Vijver 9:6,9 visit 9:9 34:1,15 volumes 35:16 V00102056 34:18 V00102059 34:18	7:10,10 wide 27:21 Wisconsin 3:4 witness 2:7 7:19 8:2,4,8,10,11,15 11:12 14:7,8 21:22 23:5,18 24:15 26:13 27:14 31:15 33:7 36:12 37:13 38:11,22 39:19 41:7 42:1 Wood 2:2 6:21 7:2 word 37:15 work 33:11 37:9 37:21 38:19 worked 33:12 working 41:8 write 41:4,5 wrote 30:22 37:4 W.C 2:19
T		U	W	X
take 6:9 30:18 taken 1:10,12 29:17 45:10 talk 9:16 16:2 talked 29:22 talking 13:19 tape 42:10 target 21:3,10,12 21:14,19 22:6 22:12 24:1 25:21 30:4,6,7,9 targets 24:12 technical 37:8,15 37:21 38:19 teleconference 14:1,21 15:4,14 15:21 18:18,20 19:9 28:9 30:13 telephone 2:6,11 2:17,21 3:5,9 15:1 tell 9:1 10:16 term 11:15 terms 24:11 27:9		ultimate 30:10 ultimately 37:6 underlying 28:1 28:10 understand 8:22 9:2 16:11 understanding 20:18 21:17 28:7,14 understatement 41:10 understood 29:9 undeveloped 35:19,21 unfortunately 14:16 unit 10:14 United 1:1 6:13 update 41:13 U.K 7:5	waiting 8:5 Walter 9:5 want 8:7,19 9:2 12:9 21:15 26:11,21 27:12 28:16 30:17 wanted 28:10 32:12 Ware 2:9 7:17,17 Washington 2:10 3:9 wasn't 11:8 15:1 21:2 32:20 37:8 Watts 3:6 7:14,16 8:19 10:2,9,13 10:19 12:10,13 12:16 13:16 14:2 15:8,10,15 18:16 20:18 21:18 27:4,9 30:14 way 20:11 21:16 24:20 36:14 ways 20:2 35:3 WB 1:14 Weed 2:12 7:20 7:20 Weiss 1:22 3:17 45:2,18 went 20:1 weren't 16:1 33:10 WI 3:4 Wickhem 3:3	X X 4:1 5:1
		V		Y
		van 4:13 9:5,9 17:9 31:4 video 6:2,4 14:1 44:2,3 Videographer 3:16 6:2 8:3,6		year 13:5,18 14:3 18:2 19:1,17,22 21:9 41:17 years 41:16 York 2:5,5,16,16 2:20 6:5,5
				Z
				Zurich 1:13
				0
				01-02 40:1 04-3749 1:2 6:14
				1
				1 42:10 1,000 39:10,11 1/1/2001 17:13 10 2:5 10:06 29:16,19

REMCO AALBERS

Page 7

10:29 42:8,12	3			
100% 14:4 21:3	3 33:20			
21:10,19 37:5	33 4:18			
10004 2:16	34 5:4			
10016 2:5	347 35:19			
10022 2:20	383-8124 2:11			
101400005 40:6	39 5:7			
12:12 29:19				
13th 2:10	4			
144:10	4 34:12			
1482 2:16	40th 2:5			
17 4:5,12	40% 35:11,19			
18 9:12	414 3:5			
19 1:11 42:9 44:7	420 6:4			
19th 6:6	422-4726 2:17			
1909 3:8				
2	5			
2 5:8 18:5 40:2	5 9:13 17:10			
2nd 9:6	35:15			
2000 4:17 10:5,10	517 9:12			
10:20 12:11	518 9:13			
13:19 15:1 18:2	53202-5306 3:4			
41:3	555 2:10			
20004 2:10	6			
20006-1101 3:9	60% 35:19			
2001 4:11 5:9	7			
12:12 13:4,20	777 3:4			
14:12 15:2,2	779-1414 2:6			
16:6 17:11				
24:22 25:15	8			
33:20 34:12	8 4:5			
40:2	875 2:20			
2004 9:8	89 1:14			
2007 1:11 6:7 9:6	9			
42:9 44:7	9:37 1:11 6:7			
202 2:11 3:9	918-3606 2:21			
212 2:6,17,21				
23 25:15				
23rd 31:21				
24 4:15,17				
25 24:22				
2511 1:14				
254 35:20				
26 14:12 16:19				
263-3344 3:9				
297-5681 3:5				