

1 after CW informs Proctor of a recently published magazine article  
2 about the threat to Busch:

3 AP: And does it say what was happened to her?

4 CW: Oh, yeah, and it also says -

5 AP: About the fish?

6 CW: Yeah.

7 AP: No.

8 CW: Yeah.

9 AP: Tell the truth. Do you have it?

10 CW: Yeah, I think, no, I don't have it. I was in the  
11 goddamn bookstore, right down here.

12 AP: It says about her window getting shot up?

13 CW: Yeah, and [UI] I think it says it was hit with a hammer  
14 or something.

15 AP: All right. And it says the fish?

16 CW: Yeah. It talks about, you know, everything, you know  
17 -

18 AP: No.

19 CW: -- and "Stop," and all that shit -

20 AP: No, no.

21 CW: [UI]

22 AP: Tell the truth. No.

23 CW: Yeah.

24 AP: I'm famous.

25 CW: You're famous.

26 AP: No. You know what, I shouldn't, you know what, but it  
27 just, it just makes me laugh.

28 CW: I'm sorry.

1 AP: Because, because, no, no, no, no, because Pellicano,  
2 listen, that fucking guy, [UI] that guy made me, makes,  
3 you know, he tried to make me think, at first he said  
4 it was such a good job, and then he comes back and says  
5 it really didn't do anything. And then he calls me up,  
6 that day that I called you, and says that he got a  
7 telephone call that says that somebody called him up  
8 and says to him on the phone, he doesn't wanna hurt  
9 him, but he knows through a phone conversation that he  
10 hired somebody to do this thing.

11 CW: [UI] You told me. You've already told me.

12 Later in the same conversation, discussing the same article,  
13 Proctor states:

14 AP: I think Pellicano's fucking with me and I think he  
15 wasn't straight with me and I think he uh, he's  
16 uh, trying to get out, I don't know why, he's  
17 nervous, and so he didn't want me to do any other  
18 jobs, so he pulls this prank as an excuse not to  
19 do any more work. Because when I got out of the  
20 car with him, I said "Listen, I'm ready to attack,  
21 you know, whatever else you need done." He goes,  
22 "Oh, not with all this heat." I said, "Listen,  
23 that's got nothing to do with anything. They  
24 don't have you and I together, nobody fucking  
25 knows, and even if they knew," I said, "they can't  
26 prove it because nobody saw, I don't give a fuck,  
27 it's not an issue, so -

28 CW: Yeah.

1 AP: -- you're safe. So let's attack."

2 CW: Yeah.

3 AP: He hasn't called me back since. Nothing. And I called  
4 him up and helped him on another issue, I gave him some  
5 advice on something, I [UI] some information, he has  
6 [UI] problem. And I went and I talked to some people  
7 who happen to know about it, and I don't think he has a  
8 problem. So, I don't know what's with [UI]. I think,  
9 you know what I think? I think, I think Anthony is  
10 losing it. I think he's losing it. I think he's  
11 getting to an age, quite frankly, that I think he just,  
12 there's deterioration. I see it.

13 CW: How old is that fucker?

14 AP: He's my age, 58.

15 I know Anthony Pellicano's date of birth to be March 22, 1944,  
16 making him 58 years old at the time of this conversation.  
17 Moreover, after listening to all the recorded conversations,  
18 including those summarized in the affidavit, I have no doubt that  
19 Proctor used "Anthony" and "Pellicano" interchangeably to refer  
20 to the same individual.

21 7. I was present at 9200 Sunset Boulevard, Suite 322, when  
22 the search warrants were served on November 21, 2002, and January  
23 15, 2003 (although I did not participate in the execution of the  
24 searches). The entrance to Suite 322 consists of double doors,  
25 with gold letters spelling out "Forensic Audio Lab/Syllogistic  
26 Research Group" on the left door and gold numbers and letters  
27 setting forth "322/Pellicano Investigative Agency, Ltd." on the  
28 right door. My understanding, based on my own personal