

EXHIBIT A

SUPREME COURT OF THE STATE OF NEW YORK
COUNTY OF DUTCHESS

GLD3, LLC,

Plaintiff,

v.

**AFFIDAVIT OF
IAN BONDY**

MARTY BYSTER, *et al.*,

Defendants.

STATE OF NEW YORK)

) SS:

COUNTY OF DUTCHESS)

I, Ian Bondy, being duly sworn, respectfully state:

1. I am a 36-year-old resident of New York State.
2. From approximately December 2014 until December 2016, I was hired by Dominic Brocoli the owner of GLD3, LLC, Plaintiff in the above-captioned action.
3. My work with Mr. Brocoli during that time period consisted of observing, recording, and reporting on various events and meetings, including events and meetings held or attended by the Friends of the Fishkill Supply Depot ("FoFSD") under the alias "Alec Crosby."
4. I became a member and later board member of the FoFSD.
5. Using an IOS recording application, I audio recorded the meetings and events I attended at full length, meaning I would start recording before I walked into the meetings and stop recording once I had walked out and returned to my car. I later provided copies of these audio recordings to Mr. Brocoli.

6. In total, from December 2014 until December 2016, I recorded approximately 75 hours of audio tape for Mr. Brocoli.

7. On August 13, 2015, I attended a Fishkill planning board meeting.

8. As per my usual practice, I started my recording of the meeting from the time I parked my car and ended the recording when I returned to my car.

9. At this meeting, I sat with Defendant Marty Byster ("Marty") and Penny Steyer ("Penny").

10. During the first half of this meeting, an archeologist hired by GLD3, LLC gave a presentation about the Continental Commons development.

11. After the presentation by GDL3, LLC's archeologist, a recess was taken.

12. During the recess, Marty started talking in a hushed tone to me and Penny about the archeological reports concerning GLD3, LLC's property.

13. During our conversation, Marty asked Penny if she was there when "we buried" a bone or bones near the "foundation" on the property owned by GLD3, LLC. (It was unclear who Marty was referring to by "we" in his "we buried" the bone or bones comment).

14. I subsequently reviewed the August 13, 2015 audio recording and it accurately reflects the conversation described above.

15. As per usual practice, I provided a copy of the August 13, 2015 audio recording to Mr. Brocoli.

16. On August 31, 2015, I attended a filmmaking class at Dutchess Community College at the request of President of the FoFSD Lance Ashworth.

17. During the class, I recorded and observed Mr. Ashworth tell the students that "[w]e have to get the owner into a position where, nobody is going to allow him to develop this

site. So, that requires us to influence the Town of Fishkill. To convince them that this is really, truly a unique Revolutionary War site. And then once all the planning is blocked and the owner realizes, oh sh*t I can't do anything with this thing anyway, [he] might as well sell it to these crazies [FoFSD] who are trying to save it. And have him bring his price down. It seems like a simple formula, we've been working at it since 2006.”

18. Mr. Ashworth also explained to the students that “[w]e’re going to keep on telling people about it the land values going to be down. He’s gonna be like sh*t, the only one’s I can sell it to is these guys [FoFSD]. We’re going to strangle him basically, bleed him out.”

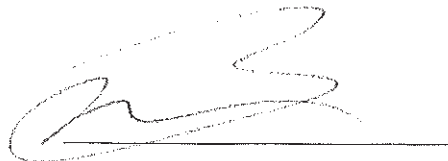
19. In my dealings with Marty, he shared the same view as Mr. Ashworth.

20. I later reviewed the August 31, 2015 audio recording and it accurately reflects what Mr. Ashworth said at the community college class.

21. As per usual practice, I provided a copy of the August 31, 2015 audio recording to Mr. Brocoli.

22. The above is a fair and accurate recitation of events.

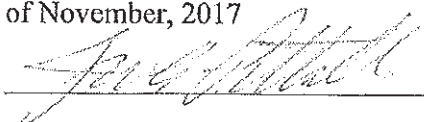
Signed:



Ian Bondy

Sworn to me before this 15th day

of November, 2017



Notary Public

JOSEPH A. PETTINELLA
Notary Public, State of New York
Resident in and for Dutchess County
Commission Expires January 31, 2019
Reg. #4802769