

EXHIBIT E

Kevin Hendrick – April 2, 2015 Deposition (Hearing Exhibit 71)

Designated Pages	Referenced Deposition Exhibit Number	Corresponding Hearing Exhibit Number	Topic
1-2			
5:11 – 6:4			Hendrick is a Michigan attorney
10:19 – 16:21			Hendrick describes interactions with Brad Haskins and limited work performed by Hendrick
26:25 – 33:18			Hendrick testifies that he is falsely named in the Krishnan affidavit as an attorney servicing World Law clients

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In The Matter Of:
State of Colorado, et al. vs.
Orion Processing, L.L.C., et al.

Kevin S. Hendrick
April 2, 2015



Bingham Farms/Southfield • Grand Rapids
Ann Arbor • Detroit • Flint • Jackson • Lansing • Mt. Clemens • Saginaw

Original File HENDRICK_KEVIN S..txt
Min-U-Script® with Word Index

1 DISTRICT COURT, CITY AND COUNTY OF
2 DENVER, COLORADO
3 1437 Bannock Street
4 Denver, Colorado 80202

5 _____
6 STATE OF COLORADO ex rel. CYNTHIA H.
7 COFFMAN, ATTORNEY GENERAL FOR THE
8 STATE OF COLORADO, and
9 JULIE ANN MEADE, ADMINISTRATOR,
10 UNIFORM CONSUMER CREDIT CODE,
11
12 Plaintiffs,

13
14 v.

Case No.: 2014CV31779

15

Courtroom: 409

16 ORION PROCESSING LLC,
17 SWIFT ROCK FINANCIAL INC.,
18 FAMILY CAPITAL INVESTMENT &
19 MANAGEMENT, LLC,
20 DERIN SCOTT, DAVID S. KLEIN, and
21 BRADLEY J. HASKINS d/b/a WORLD LAW
22 GROUP.

23
24 Defendants.
25 _____

1 The Deposition of KEVIN S. HENDRICK,
2 Taken at 500 Woodward Avenue, Suite 3500,
3 Detroit, Michigan,
4 Commencing at 9:05 a.m.,
5 Thursday, April 2, 2015,
6 Before Melinda S. Moore, CSR-2258.

7
8 APPEARANCES:

9
10 NIKOLAI FRANT
11 Assistant Attorney General
12 1300 Broadway
13 6th Floor
14 Denver, Colorado 80203
15 720.508.6111
16 nikolai.frant@state.co.us

17 Appearing on behalf of the Plaintiff.
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25

1 Detroit, Michigan
2 Thursday, April 2, 2015
3 9:05 a.m.

4 KEVIN S. HENDRICK,
5 was thereupon called as a witness herein, and
6 after having first been duly sworn to testify to
7 the truth, the whole truth and nothing but the
8 truth, was examined and testified as follows:

9 EXAMINATION

10 BY MR. FRANT:

11 Q. Sir, could you state your full name, please.

12 A. Kevin S. Hendrick.

13 Q. How is Hendrick spelled?

14 A. H-e-n-d-r-i-c-k.

15 Q. We met a minute ago, but I'm Nikolai Frant. I'm
16 an assistant attorney general in Colorado.

17 A. Okay.

18 Q. And, Mr. Hendrick, you're an attorney; is that
19 right?

20 A. Correct.

21 Q. Where did you go to law school?

22 A. University of Michigan.

23 Q. And what year did you graduate?

24 A. 1979.

25 Q. And are you admitted to practice law here in

1 Michigan?

2 A. Yes.

3 Q. Anywhere else?

4 A. No.

5 Q. Okay. When were you admitted in Michigan?

6 A. 1979.

7 Q. And, sir, you're a partner at the Clark Hill law
8 firm here in Detroit?

9 A. Yes.

10 Q. And how long have you been with Clark Hill?

11 A. I have been with Clark Hill since the inception of
12 Clark Hill. I was formerly with the Hill Lewis
13 firm that merged -- was one of the firms merging
14 into Clark Hill.

15 Q. Approximately when did that merger happen?

16 A. 1996.

17 Q. I imagine you've taken a few depositions in your
18 day, then?

19 A. Sure.

20 Q. I won't go through all the kind of standard
21 instructions that we typically give. Is that
22 okay with you?

23 A. That's fine. No, I understand.

24 Q. And, Mr. Hendrick, are you represented by counsel
25 here today?

1 you have that in front of you?

2 A. Yes, I do.

3 Q. And is Exhibit 33 your written response and
4 objections to the subpoena that we've marked as
5 Exhibit 32?

6 A. Yes.

7 Q. Mr. Hendrick, did you do anything in particular
8 to prepare for this deposition here today?

9 A. Not really other than just trying to recall what I
10 could.

11 Q. Did you speak with anyone other than Mr. Hood --

12 A. No.

13 Q. -- in preparation for the deposition?

14 A. I'm sorry, I should have waited until you were
15 done. No, I really haven't spoken to anyone other
16 than Mr. Hood.

17 Q. You didn't speak to someone named Brad Haskins?

18 A. No.

19 Q. Have you ever spoken with somebody named Brad
20 Haskins before?

21 A. Yes.

22 Q. When was the last time you would say you spoke
23 with Mr. Haskins?

24 A. I believe it was in the fall of 2013.

25 Q. What is your understanding of who Mr. Haskins is?

1 A. I understand that Mr. Haskins is a lawyer and that
2 he is associated with a firm identified as World
3 Law Group.

4 Q. Have you in your practice ever represented a
5 woman named Marjorie Fronckel?

6 A. Yes.

7 Q. I'll spell that for the court reporter. It's
8 F-r-o-n-c-k-e-l.

9 I'm sorry, your answer was yes?

10 A. Yes.

11 Q. And what was the nature of the matter in which
12 you represented Ms. Fronckel?

13 A. Ms. Fronckel had been represented by another
14 Michigan lawyer. There was a claim concerning a
15 credit card debt. A default judgment had been
16 entered against Ms. Fronckel, and the nature of
17 the engagement was to pursue an arbitration of
18 that matter.

19 Q. Do you know the name of the Michigan lawyer who
20 represented Ms. Fronckel before you did?

21 A. I can't remember.

22 Q. Was it -- do you know whether it was a World Law
23 attorney?

24 A. I don't know. I believe it was a local attorney.
25 I can't remember the district court.

1 Q. And I apologize if you said it, but do you
2 recall, who was the plaintiff -- who was the
3 plaintiff that obtained this default judgment
4 against Ms. Fronckel?

5 A. I am not certain. I believe it was Citibank.

6 Q. And, Mr. Hendrick, at the time that you
7 represented Ms. Fronckel, was she a Michigan
8 resident?

9 A. I am not sure.

10 Q. Had Ms. Fronckel been a client of yours previous
11 to this matter that you just described?

12 A. No.

13 Q. Okay. And have you provided any legal services
14 to Ms. Fronckel subsequent to this arbitration
15 that you described?

16 A. No.

17 Q. Mr. Hendrick, how was it that Ms. Fronckel came
18 to be your client?

19 A. We were asked -- when I say "we", I mean the firm.
20 We were asked to assist Ms. Fronckel. My
21 recollection is that the request came from
22 Mr. Haskins, and so we were asked to provide
23 services to Ms. Fronckel concerning this Michigan
24 judgment.

25 Q. And did you personally speak with Mr. Haskins

1 regarding this referral of Ms. Fronckel to your
2 firm?

3 A. Yes.

4 Q. Did Mr. Haskins tell you whether Ms. Fronckel was
5 a World Law Group client?

6 MR. Hood: At this time I would
7 interject an objection on the basis of
8 attorney-client privilege and caution the witness
9 not to compromise that privilege, which, as I
10 understand, has not been waived by either
11 Ms. Fronckel or World Law Group.

12 MR. FRANT: Okay.

13 BY MR. FRANT:

14 Q. I take it you're going to follow your attorney's
15 instruction?

16 A. Yes.

17 Q. Did the Clark Hill law firm also represent World
18 Law Group with respect to Ms. Fronckel's matter?

19 A. No.

20 Q. What was your understanding of the relationship
21 between Mr. Haskins and Ms. Fronckel?

22 A. I don't know if I can answer that question. I
23 guess I'll have to say I really don't know.

24 Q. Did you have an understanding of who would be --
25 let me back up.

1 Was your representation of Ms. Fronckel
2 a pro bono matter?

3 A. No.

4 Q. So you were billing for your time?

5 A. Correct.

6 Q. Did you have an understanding of who would be
7 paying your bill for the work you performed for
8 Ms. Fronckel?

9 A. Yes. I have to hesitate a little bit because I
10 didn't send the bills, but I had an understanding.

11 Q. And who was that?

12 A. It was my understanding that Mr. Haskins or World
13 Law Group was paying the bills.

14 Q. Did you know Mr. Haskins prior to your
15 communications with him regarding Ms. Fronckel's
16 matter?

17 A. No.

18 Q. Had you heard of the World Law Group prior to
19 Ms. Fronckel's matter?

20 A. No.

21 Q. In your practice have you provided any legal
22 representation to the World Law Group?

23 MR. Hood: I would only object to the
24 extent it calls for a legal conclusion, but you
25 can answer.

1 THE WITNESS: I will have to say "No."
2 I have never been engaged to represent World Law
3 Group in some kind of a matter.

4 BY MR. FRANT:

5 Q. Well, have you performed any work for World Law
6 Group other than Ms. Fronckel's matter?

7 A. Yes.

8 Q. Could you describe the nature of that work.

9 A. I was asked to render -- to do some research and
10 render an opinion on an issue.

11 Q. What was the nature of the issue?

12 A. I want to make sure I don't violate any
13 attorney-client privilege. The nature of the
14 issue had to do with --

15 MR. Hood: I believe, to try and be
16 helpful, with respect to privilege, I think we can
17 define the assignment but we will not disclose any
18 communications relative to the assignment or the
19 advice that we rendered.

20 MR. FRANT: Okay.

21 THE WITNESS: I was asked to research
22 an issue concerning the application of Michigan
23 law and arbitration.

24 BY MR. FRANT:

25 Q. Okay. So we have discussed Ms. Fronckel's matter

1 and we've discussed this research regarding
2 Michigan law and arbitration. Other than those
3 two matters, have you performed any additional
4 work for World Law Group?

5 A. I have not had any other work with World Law
6 Group.

7 Q. Do you know where World Law Group has company
8 offices?

9 A. No.

10 Q. So you've never been to World Law Group's
11 offices?

12 A. No.

13 Q. Do you know where World Law Group is registered
14 to do business?

15 A. No.

16 Q. Have you ever met in person with any World Law
17 Group attorneys?

18 A. No.

19 Q. Have you ever spoken on the phone with any World
20 Law Group representatives other than Mr. Haskins?

21 A. I don't believe so.

22 Q. In connection with your representation of
23 Ms. Fronckel in the arbitration matter, did you
24 meet with her in person?

25 A. No.

1 I don't recall -- I'm guesstimating the hours.
2 And I do not know what rate we agreed to in the
3 engagement.

4 Q. Do you have general knowledge regarding Clark
5 Hill's practices with respect to maintaining
6 bills?

7 A. I really have no idea.

8 Q. I mean, do you know whether that -- the bills
9 that you sent in connection with Ms. Fronckel's
10 matter are accessible by Clark Hill?

11 A. I would presume so, but I don't know.

12 Q. Do you know whether any other attorneys at Clark
13 Hill have provided legal services to World Law
14 clients?

15 A. I don't know the answer to that question.

16 Q. Okay. What about -- slightly different question.
17 Do you know whether any other attorneys at Clark
18 Hill have provided legal services to World Law
19 itself other than you?

20 A. I have a recollection that on the matter that I
21 told you about where I was asked to do some
22 research that I had some assistance from one of
23 the associates here, but I don't -- other than
24 that, I don't know.

25 Q. Other than this matter we've discussed regarding

1 Ms. Fronckel, have you, to your knowledge,
2 represented any other World Law clients?

3 A. No.

4 Q. And have you done any work for World Law that was
5 in any way connected with specific World Law
6 clients in Colorado?

7 A. No.

8 Q. Have you prepared any legal pleadings to be used
9 by World Law clients to file in cases in
10 Colorado?

11 A. No.

12 MARKED FOR IDENTIFICATION:

13 DEPOSITION EXHIBIT 36

14 9:44 a.m.

15 BY MR. FRANT:

16 Q. Okay. I've handed you a document that we
17 previously marked in another deposition as
18 Exhibit 7. Do you have that in front of you?

19 A. Yes, I have in front of me what you previously
20 marked as Exhibit 7.

21 Q. And this Exhibit 7 here, it's titled -- well,
22 it's on -- it's got a case caption; right?

23 A. Yes.

24 Q. From a case involving the State of Colorado, and
25 the first named defendant is Orion Processing;

1 right?

2 A. Yes.

3 Q. Denver District Court, Case No. 14CV31779. Do
4 you see that?

5 A. Yes.

6 Q. And the document says that it's an affidavit from
7 somebody named Gopi Krishnan. Do you see that?

8 A. Yes, I do.

9 Q. Do you know Gopi Krishnan?

10 A. No.

11 Q. And if you turn to the last page, you see that
12 it's got a date of November 24, 2014?

13 A. Yes.

14 Q. Did anybody at all consult with you regarding
15 this affidavit prior to or on November 24, 2014?

16 A. No.

17 Q. Other than Mr. Hood, have you spoken with anyone
18 about this affidavit after November 24, 2014?

19 A. No.

20 Q. And if you look at paragraph 2 of Exhibit 7,
21 Mr. Krishnan says "I am an account manager for
22 the World Law Group." Do you see that?

23 A. Yes, I do.

24 Q. And then in paragraph 8 Mr. Krishnan states
25 "Accordingly, when World Law's clients were sued

1 in a state court in Colorado, World Law's
2 procedures included counseling its clients to
3 demand arbitration." Did I read that right?

4 A. You read that correctly.

5 Q. And in paragraph 9, Mr. Krishnan states "Under
6 World Law's business model, and pursuant to the
7 CSAs entered into with Colorado residents,
8 multiple licensed attorneys were providing legal
9 services to World Law's Colorado residents. This
10 network of attorneys has been a critical
11 component of World Law's business model." Did I
12 read that right?

13 A. Yes, you did.

14 Q. Moving forward to paragraph 10, Mr. Krishnan
15 states "World Law's network of attorneys has
16 always included individuals who were licensed and
17 in good standing in at least one state." And
18 then it says, "The World Law attorneys that have
19 serviced Colorado include, but are not limited
20 to. The following." Did I read that right?

21 A. Yes, you did.

22 Q. And then Mr. Krishnan lists attorneys lettered A
23 through M, correct?

24 A. Yes.

25 Q. Mr. Richner --

1 A. Hendrick.

2 Q. I'm sorry. Mr. Hendrick, you're identified in
3 paragraph 10(e) as one of the attorneys; correct?

4 A. I am identified in paragraph 10(e).

5 Q. Let me ask you, have you, sir, done anything to
6 service World Law's Colorado clients?

7 A. No.

8 Q. So with respect to you, is the statement in
9 paragraph 10 false?

10 A. That's correct.

11 Q. We have discussed Mr. Richner and Mr. Haskins.
12 Other than those two attorneys, do you know any
13 of the other attorneys who are listed here in
14 paragraph 10?

15 A. No.

16 Q. Did anyone at World Law ask you if they could
17 include your name in this affidavit from
18 Mr. Krishnan?

19 A. No.

20 Q. Mr. Hendrick, do you have an understanding of why
21 you were one of the attorneys named in
22 Mr. Krishnan's affidavit?

23 A. No.

24 Q. I'm handing you another exhibit that was
25 previously marked as Exhibit 31 to Sciolaro's

1 deposition.

2 A. Yes.

3 Q. Do you have that in front of you?

4 A. Yes, I do.

5 Q. And at the top it's titled Defendant Orion
6 Processing, LLC's Responses to Administrator's
7 First Set of Written Discovery. Do you see that?

8 A. Yes, I do.

9 Q. Do you have any knowledge of Orion Processing,
10 LLC?

11 A. No.

12 Q. Had you ever heard of that company prior to
13 receiving the State of Colorado's subpoena in
14 this matter?

15 A. No.

16 Q. If you turn to the last page of Exhibit 31,
17 there's a verification from somebody named David
18 S. Klein. Do you see that?

19 A. Yes, I do.

20 Q. Do you know Mr. Klein?

21 A. No.

22 Q. And if you turn to page 5 of Exhibit 31 --
23 actually, I'm sorry. Let's back up.

24 If you turn to page 4 of Exhibit 31,
25 there is an interrogatory No. 3. Do you see that?

1 A. Yes, I do.

2 Q. And it says "With respect to every Colorado
3 resident identified in Interrogatory 1 and/or
4 Interrogatory 2, identify the name, state of
5 licensure, and bar numbers of any attorneys who
6 provided legal services to each resident in
7 connection with Orion's services." Do you see
8 that?

9 A. Yes, I do.

10 Q. And then there's an answer set forth here;
11 correct?

12 A. Yes.

13 Q. And then I'll let you take a look at it.

14 A. Yeah. Let me read this; okay?

15 Q. Okay.

16 A. Okay. I've looked at it.

17 Q. And in its response Orion Processing states that
18 its understanding at least is that you were one
19 of the World Law attorneys that serviced
20 Colorado; is that correct?

21 A. Right. Orion seems to say that its knowledge is
22 limited to the information that was provided in
23 the lawsuit, and then repeats the information that
24 was set forth in the affidavit we spoke about that
25 identifies me.

1 Q. We've covered this before, but your testimony is
2 that you did not service any World Law Colorado
3 clients; right?

4 A. I have never serviced any Colorado World Law
5 clients.

6 Q. Is Orion Processing's understanding as set forth
7 in response to interrogatory No. 3 incorrect?

8 A. It is incorrect.

9 Q. Other than Mr. Haskins, do you know anyone who is
10 associated with the World Law Group?

11 A. No.

12 Q. And I think we've covered this, but are you
13 currently providing any legal services to the
14 World Law Group?

15 A. No.

16 Q. Are you currently providing any legal services to
17 any World Law Group clients?

18 A. No.

19 Q. Are you familiar with a company called WLD Price
20 Global?

21 A. No.

22 Q. Do you know somebody named Milan Rabiska?

23 A. Not that I'm aware of.

24 Q. Do you know somebody named Jerri Terringer?

25 A. Not that I'm aware of.

KEVIN S. HENDRICK
April 2, 2015

1 STATE OF COLORADO, et al.,
 2 Plaintiffs,
 3 vs. Case No.: 2014CV31779
 4 ORION PROCESSING LLC, et al.,
 5 Defendants.

6 _____/

8 VERIFICATION OF DEPONENT

9
 10 I, having read the foregoing
 11 deposition consisting of my testimony at the
 12 aforementioned time and place, do hereby attest
 13 to the correctness and truthfulness of the
 14 transcript.

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 24 KEVIN S. HENDRICK

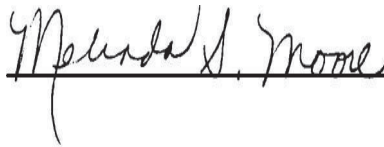
25 Dated:

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CERTIFICATE OF NOTARY

STATE OF MICHIGAN)
) SS
COUNTY OF MACOMB)

I, MELINDA S. MOORE, certify that this deposition was taken before me on the date hereinbefore set forth; that the foregoing questions and answers were recorded by me stenographically and reduced to computer transcription; that this is a true, full and correct transcript of my stenographic notes so taken; and that I am not related to, nor of counsel to, either party nor interested in the event of this cause.



MELINDA S. MOORE, CSR-2258
Notary Public,
Macomb County, Michigan

My Commission expires: September 6, 2016