

Internal Revenue Service
Criminal Investigation



Memorandum of Conversation

In Re: GERARD C. MARCHELLETTA, JR. **Location:** Telephone
(404)262-2500

Investigation #: 580230198
Date: October 5, 2005
Time: 10:00 a.m.
Participant(s): Bruce Morris, Counsel for George Gorman
Patricia Bergstrom, Special Agent

On the above date and time, Bruce Morris, attorney for George Gorman, telephoned me and advised me that he was speaking on behalf of George Gorman. Mr. Morris made the following statements:

1. Morris advised me that Gorman had told him that JERRY MARCHELLETTA JR. had never repaid the loan to him by C&G Enterprises Inc.
2. Morris wanted assurance from me that I would not consider action or inaction by Gorman as an overt act in a conspiracy with MARCHELLETTA.
3. I responded that any demand for a repayment of funds to C&G Enterprises would be considered an overt act, as the theory of the investigation was that the funds were not a loan to MARCHELLETTA.
4. Morris was going to advise Gorman not to take any action to demand payment of any funds from MARCHELLETTA. I told Morris I would document our conversation and that I would not consider any inaction by Gorman to be an overt act.
5. Morris advised that he appreciated my documentation of this conversation.

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