

1 one thing all the time.

2 Q. Do you have any experience in the bank trust area in your
3 years with the Trust Department, in which you dealt with a
4 trust where a settlor was essentially transferring all of his
5 assets in a trust inter vivos to get them out of the reach of
6 creditors?

7 A. Not in my bank experience.

8 Q. At any of the banks that you worked, would it be fair to
9 say that those institutions, with the knowledge you have of
10 this Trust and the situation that was involved at the time that
11 it was created, would it be fair to say that none of the
12 institutions you ever worked for would probably want to get
13 involved with this Trust?

14 A. One of the things that a corporate trustee looks at is
15 whether the situation is suggestive of litigation, and we'd
16 definitely avoid something that is suggestive of litigation.

17 Q. So, you all probably would not have taken it.

18 A. Probably would not have taken it.

19 Q. So, what we're dealing with in this case is an asset
20 hiding Trust involving management of real estate and litigation
21 that your Trust Department probably wouldn't have taken.

22 But, your applying essentially, the corporate fee schedule
23 of your Trust Department is one of the yardsticks you use in
24 determining the reasonableness of the fee in this case, is that
25 correct?

EXHIBIT
C 135