

SUPREME COURT OF THE UNITED STATES

DELAWARE, *Plaintiff*

v.

Nos. 22O145 & 22O146 (Consolidated)

ARKANSAS, *et al.*, *Defendants*

**SUPPLEMENTAL APPENDIX IN SUPPORT OF DEFENDANTS'
MOTION FOR SUMMARY JUDGMENT ON LIABILITY
[App. 1271 to App. 1275]**

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SUPREME COURT OF THE UNITED STATES

DELAWARE,

Plaintiff,

vs.

ARKANSAS, et al.,

Defendants.

CONFIDENTIAL

Deposition of

KATE PETRICK

As a corporate designee

Pursuant to Rule 30(b)(6) for the
Deposition of MoneyGram Payment Systems, Inc.

Tuesday, June 5, 2018

10:00 a.m.

Reporter:

Barbara J. Carey

Registered Professional Reporter

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1 You would agree with me that escheating all
2 teller's checks to Delaware is a pretty easy process for
3 you; right? And by you, I mean MoneyGram.

4 MR. RATO: Object to form. You can
5 answer.

6 A. Just because it goes to one state, because we
7 would not have the name and addresses even if we were
8 doing it to all the various states.

9 BY MS. AHUMADA:

10 Q. Well, let's say you had all the names and
11 information for teller's checks and you had the
12 responsibility of escheating to all of those checks.

13 Stands to reason, it's much easier to escheat
14 just to one date, Delaware, where you're incorporated,
15 correct, than escheating to various states; right?

16 MR. RATO: Objection to form. You can
17 answer.

18 MR. TALIAFERRO: Join.

19 A. We escheat to every state, so it would not --
20 we could still do it to all the states. It's the same.
21 We report money orders, other types of products. We just
22 have to add that to the other states.

23 BY MS. AHUMADA:

24 Q. Why not just get the names and addresses for

1 the owners and the payees of the teller's checks and
2 escheat to the purchasing states?

3 A. I --

4 MR. RATO: Objection to the form; calls
5 for speculation, and outside the scope of the testimony.
6 You can answer.

7 A. I don't have that information. I don't have
8 that information.

9 BY MS. AHUMADA:

10 Q. Do you know who makes those decisions at
11 MoneyGram?

12 A. Maybe the lawyers. Probably would be
13 management.

14 Q. Did this new policy that's being referred to
15 on this document also -- and again, it's to escheat to
16 the -- to the State of Delaware, did that also apply to
17 agent checks; do you know?

18 A. No.

19 Q. Why not?

20 A. My understanding is that because the agent
21 check is MoneyGram's item. It's not shared with the
22 financial institution.

23 Q. I guess, we said that -- well, you had said
24 that this document was to pronounce a new policy that now

1 teller's checks were going to be escheated to the State of
2 Delaware as opposed to Minnesota; is that right?

3 So does that apply --

4 MR. RATO: Object.

5 MR. TALIAFERRO: Mischaracterizes the
6 document.

7 BY MS. AHUMADA:

8 Q. Where were teller's checks escheated prior to
9 August 25, this memo that was sent out?

10 A. They were escheated either to the state where
11 they were sold or to where -- if we knew the financial
12 institution state of incorporation.

13 Q. Okay. So that was the change. It wasn't a
14 change in -- related to where MoneyGram is now being
15 incorporated; is that right?

16 A. That's right.

17 Q. Okay. When MoneyGram was escheating the
18 teller's checks to the state of the purchase, was that a
19 process that you were involved in?

20 A. That's the way we escheated them; correct.

21 Q. Okay. So once the new change occurred, would
22 your agree with me that it was much easier for you to
23 perform your escheatment duties?

24 MR. RATO: Objection to form. You can

1 answer.

2 A. It didn't really make it easier. I mean, we
3 escheated it to the other states. Its just one state to
4 the other. It's not -- doesn't make it easier.

5 BY MS. AHUMADA:

6 Q. Do you know if there was a cost benefit to
7 escheating these teller's checks now to Delaware as
8 opposed to various states?

9 A. I don't know.

10 Q. Do you remember anything else that occurred at
11 this time frame to lead MoneyGram to make this change with
12 regard to its teller's checks? Anything else that you
13 haven't testified to already that, now that we've gone
14 through this, does it jar your memory in any way?

15 A. I'm going to read this one thing, here.

16 Q. Sure.

17 A. Because I don't recall. No, just we were
18 doing the reporting. It should be going to the state of
19 incorporation.

20 Q. Now, on the document, it says that this was a
21 decision by legal and key personnel from TECI -- actually,
22 or actually, I'm sorry, from payment systems.

23 Do you know what "payment systems" means
24 there?