

July 31, 2025

The Honorable Robert R. Reed
Supreme Court of the State of New York, Commercial Division
60 Center Street, Courtroom 222
New York, NY 10007
SFC-part43@nycourts.gov

Re: ***Donald Trump v. Mary Trump***, Index No. 453299/2021

Dear Justice Reed:

We write as counsel for Plaintiff President Donald J. Trump (“President Trump”) and Defendant Mary L. Trump (the “Parties”), pursuant to Rule 6 of Your Honor’s Part 54 Rules, to submit this joint letter in advance of the compliance conference set for August 7, 2025 in the above-captioned matter.

Discovery Status

Following a preliminary conference on September 26, 2024, the parties began discovery. With the exception of third-party discovery, which remains ongoing, written discovery is now largely complete, and the parties are focused on completing a number of depositions prior to the close of the discovery period on October 10, 2025.

To date, the parties have exchanged a number of discovery requests and have served their respective responses and objections,¹ and made a series of document productions. In addition, Defendant served a *Jackson* affidavit confirming those requests for which she has no responsive documents in her possession, custody, or control on July 18, 2025.

With respect to party depositions, Defendant served President Trump with a Rule 14 letter-motion today. As outlined therein, the parties are at an impasse with respect to scheduling President Trump’s deposition prior to the discovery deadline. While President Trump is obligated to sit for a deposition, as the Court has already recognized, Defendant has been unable to secure President Trump’s agreement—despite at least five requests in the past 10 weeks—to appear for a deposition on any specific date or dates before the close of discovery.² Accordingly, Defendant’s Rule 14 motion respectfully requests that the Court order President Trump to appear for a deposition on one or more of the following dates: August 11-22; September 7-19. In addition, Defendant has formally noticed President Trump’s deposition. Finally, Defendant’s counsel stated

¹ Defendant maintains that any objections to her December 5, 2025 Second Set of Requests for Production have been waived by Plaintiff’s failure to respond by the date provided by the New York Civil Practice Law and Rules § 3120, and instead responded to these requests until July 18, 2025. *See e.g.*, Stay Hr’g Tr. at 13: 1-8 (“[T]he statutes suggest that a party is entitled to have the person appear for a deposition in person in New York county. And so we’ll deal with it if it’s presented.”)

² *See e.g.*, Stay Hr’g Tr. at 13: 1-8 (“[T]he statutes suggest that a party is entitled to have the person appear for a deposition in person in New York county. And so we’ll deal with it if it’s presented.”)

during the parties' June 2, 2025 meet and confer that she anticipated Ms. Trump would sit for a deposition in close proximity to President Trump's deposition.

President Trump disagrees with Defendant's characterization of the parties' deposition discussions. President Trump has not refused to appear for a deposition, and counsel is working to identify mutually agreeable dates with President Trump. As the current President of the United States, President Trump has unique and pressing obligations that necessarily require careful coordination of his schedule. While President Trump has not yet provided specific dates of availability, discussions remain ongoing. Defendant, for her part, has not provided her availability to date despite request, but President Trump will continue to work with Defendant to identify an agreeable date. President Trump also intends to serve a deposition notice for Defendant shortly. President Trump will set forth his full position and opposition to Defendant's characterizations in the forthcoming response to her Rule 14 letter.

Both parties have served third-party subpoenas for documents and depositions. On October 18, 2024, President Trump served third-party document and deposition subpoenas on *The New York Times* defendants, which have subsequently been withdrawn. On January 10, 2025, Defendant served a subpoena duces tecum to Cammeby's International Group, a real estate firm, for documents related to the value of the consideration in exchanged in connection with Settlement Agreement, which are necessary to Defendant's fraudulent inducement affirmative defense. In mid-July, Defendant served third-party subpoenas duces tecum and ad testificandum on individuals involved in the negotiation of the Settlement Agreement, with the first such third-party deposition scheduled to take place on August 6, 2025. Two additional third-party depositions are yet to be scheduled but are expected to be taken before the end of August.

While Defendant has highlighted her third-party discovery efforts, President Trump likewise intends to notice additional third-party deponents in short order. These include Fred Trump III, Jay Mandel, Eamon Dolan, and representatives of Simon & Schuster. President Trump is also evaluating whether additional third-party subpoenas may be necessary based on ongoing discovery. President Trump will confer with Defendant as appropriate regarding timing and logistics.

Outstanding Motions

On June 20, 2025, Defendant filed a Motion for Leave to Reargue its Rule 14 submission seeking to compel President Trump to produce documents relevant to Defendant's fraudulent inducement affirmative defense. That motion was fully briefed as of July 25, 2025, and is awaiting the Court's decision.

Alternative Dispute Resolution and Settlement Efforts

On September 26, 2024, the Court referred this Action to the Alternative Dispute Resolution Program for the Commercial Division. The parties engaged in two mediation sessions in December 2024 and January 2025, but those efforts did not result in a settlement.

Respectfully submitted,

By: /s/ Michael T. Madaio _____

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