

Judy said she met Torquato in the spring of 1983 at a GOP fundraiser. She practices matrimonial and family law.

(Did you participate in CTA matters prior to 1983?) She inquired about fee arrangement with Torquato. Usually her husband works on hourly basis, this was on contingent basis. She was in charge of financial aspects of their law office. "I found Torquato to be a repulsive person and I did not like him. But he was my husband's client. I was polite."

"In 1984, I knew what FICA recovery was, and I knew that they wanted to pass legislation." Bill asked her to arrange meeting with Sen. Hager for Feb. 22. She, Steve MacNett and Bill went to meeting with Hager. Bill asked Hager to sponsor the bill. Hager did not want to because he was leaving office.

Judy knew Dwyer only casually. "I never made any calls to the treasurer's office." She did not call treasury on March 1, as Torquato testified. She was busy with a client in the morning, and was in court in the afternoon.

In April, 1984, she had lunch with Torquato at the Maverick. Torquato then went to Sen. Scanlon's office, and she followed him to Manderino's office, but Manderino was not there.

When the papers were filed for Application Software Systems, Inc., she got the bill, but did not do the work. She asked Bill about it and he said that Torquato had asked him to file the corporation papers.

Judy said, "Torquato perceived that I did not like him and he did not discuss his business with me."

When the contract was negotiated, Bill was upset at Torquato because the \$7.75 per person per year was cost and the only profit was to come from the one percent bonus.

Smith asked her to call David DeVries in AG's office to ask if contract was approved. This was May 11. She left message for Trant to call her. Torquato wanted to go back to Calif. that day with signed contract. Trant, she said, was annoyed. That night she had dinner with Mr. and Mrs. Herbert at Casa Rillo's. She talked with Mrs. Herbert during dinner, and heard no business discussions.

On May 24, 1984, she went with husband to Calif. to see Torquato. That was Thursday. Three reasons for going: 1. contract had been signed, but nothing started in way of the work; 2. concern that they may not get paid; and 3. because Bill asked her to go.

Met Judy Ellis on Friday for lunch with Bill and Torquato, and Ed Allen at Data Ten. Torquato did all the talking with Allen. Ellis said little. "I did not know enough about the project to ask questions about the costs," Judy testified.

After lunch, Allen took them through computer tour of Data Ten. Went to shopping mall and Bill got a sport coat. Ellis came home, and the four went to Magic Island for dinner. There was no business discussion that night.

On Saturday, Ellis went to beauty shop. Torquato took the Smith's to Woody's Warf for a social afternoon, with no business discussion.

On Saturday night, Ellis hosted a dinner party. Mr. and Mrs. Conners came; he is an old friend of Smith's from Dickinson. Stoneman arrived late. He left right after dinner. There was no discussions of business.

Sunday, they went to the Balboa Bay Club for lunch. That afternoon, Ellis stayed in her room, watching TV. Judy Smith sunned in her bathing suit on deck.

(Did you work computer with Torquato?) "I don't recall seeing him using computer that weekend," Judy answered.

(Did you see any computer printouts with Smith & Smith name on it?) "Absolutely not. There was no reason for him to give me any computer printouts. I had never seen any printouts until this case."

"I was not present during any discussion with Torquato about any fee arrangement."

Ellis said she slept all Sunday afternoon.

Monday, Judy said, they packed for return trip, got a van to airport in late morning. She was only introduced to Tori Reese -- they did not talk. They flew to Pittsburgh, where Torquato got off. Smiths returned to Harrisburg.

She said Bill told her Torquato had evaded questions about fee arrangements the entire weekend. The Smiths and Torquato did not sit together on the plane because Torquato sit in smoking section.

On June 8, Bill was to attend the 25th anniversary of his class reunion in Carlisle. He spent the entire afternoon and evening at Dickinson. This was Friday. He went back to Dickinson the next day.

On Friday, July 6, she was in office until 1 p.m., when she saw Ellis in reception room on phone. Receptionist told Judy two FBI agents were with Bill in his office.

Ellis told her two FBI agents got her at GanCom. "She was very upset." Said FBI showed her statement from Janice Kincaid.

Judy said Stoneman told Ellis on phone that FBI had searched her home in Newport Beach. Ellis said she left briefcase at GanCom. "I was not alarmed or upset," Judy Smith said. Ellis was upset about what was happening in Calif.

(Did you know about printouts Ellis had?) "As I said before, I never saw them until the case started. Bill went to lunch and returned, and said agents asked about fraud in the contract. He told Judy he told them what they wanted to know and they left.

Judy said Ellis told her and Bill what she had learned at FBI office. Ellis wanted Torquato to come to Harrisburg quickly. Judy Smith did not see Ellis the rest of the day, she said.

On Saturday, Judy said her husband went to see Bart Gephart in the morning. She knew that Torquato came in from California but she did not see or talk to him.

(Did you tell Ellis to get rid of printouts or other documents?) "I had no discussion with her about the work she was doing. John Torquato knew I didn't like him, and he never discussed any business with me."

After July 6, "I hardly saw Ellis except to see her leaving.

On July 28, she and Bill took their kids to the N.J. beach.

Judy was married to Bill in 1978.

(How much was your husband to get paid?) "We never discussed any amounts of money." (Was this a point of friction?) "I was interested in him getting paid."

Torquato "was obnoxious. He was a braggert." "My husband was concerned on May 10 that he was not going to get paid."

Judy said that to her knowledge there was no CTA talks during the May weekend in Calif.

(Did anyone in your presence discuss costs with Mr. Allen?) "No, they did not."

"I've never heard Mr. Dwyer referred to as Big Budd, and did not hear that at Magic Island."

"There was never any discussions in my presence about David Herbert, or how he fit into the contract."

"There was never any talk about Dave Herbert breaking down. There was never any discussion about destroying documents."