

IN THE UNITED STATES DISTRICT COURT FOR THE  
EASTERN DISTRICT OF NEW YORK

UNITED STATES OF AMERICA, )  
 )  
 Plaintiff, )  
 ) CIVIL ACTION NO.  
 ) 73 C 1529 (EN)  
 v. )  
 )  
 FRED C. TRUMP, DONALD TRUMP )  
 and TRUMP MANAGEMENT, INC., )  
 )  
 Defendants. )  
 \_\_\_\_\_ )

AFFIDAVIT

WASHINGTON )  
 ) ss  
 DISTRICT OF COLUMBIA )

DONNA F. GOLDSTEIN, being duly sworn, deposes and  
says:

1. I am an attorney in the Civil Rights Division of  
the Department of Justice and one of the counsel for the  
United States in the above-styled action. I am a member of  
the bar of the State of Pennsylvania. I make this affidavit  
in response to defendants' motion and supporting papers which  
accuse me of threatening prospective witnesses and of other  
improper conduct in the discharge of my responsibilities in  
this case.

2. I have read the affidavits of Carol R. Falcone and  
Thomas Miranda and the signed statements of Paul and Paula  
Ziselman. While I interviewed each of these individuals to  
determine if they had information pertinent to this case, I  
did not do any of the unlawful or improper things alleged

in their statements, and, on the contrary, interviewed each in a fair and objective way to ascertain the facts. While a complete response to the statements of these individuals must await the hearing on the pending motion I think it important to immediately respond at least briefly, to the principal allegations, and I do so as follows:

(a) I never harassed Ms. Falcone, nor did I threaten her with perjury, jail, or with anything else. I did not accuse her of any misconduct with regard to her business or money, or of dating Donald Trump, and have no information about these matters. In fact, I made no accusations at all. I did not tell Ms. Falcone that any phones were tapped, or that she was guilty, and in fact, I have no knowledge of any tapped phones and I am sure that the Civil Rights Division does not tap phones or cause them to be tapped. I did not act in a hostile manner towards her. In fact, the interview appeared to me friendly on both sides at all times.

(b) I never harassed Mr. Miranda, and I never called upon him "to go against Trump Management" by lying. On the contrary, I asked him to tell the truth. I did not tell him that unless he cooperated he would be thrown in jail, nor did I discuss my "ambitions" or winning my case. I did not persecute him, nor did I make "unyielding" threats or any other kind. While Mr. Miranda was reluctant to relate the facts because he expressed fear that Mr. Fred Trump would destroy him, or words to that effect, he described to me some racially discriminatory housing

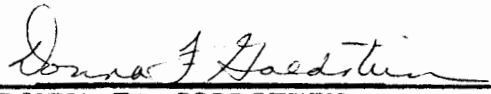
practices in which defendants have engaged. Plaintiff's answers to interrogatories filed in the case of United States v. Fred C. Trump, et al., and sworn to by Elyse Goldweber, previous counsel for plaintiff in this suit, discloses that Mr. Miranda had also provided information about discriminatory practices before I was assigned to the case. My interview with Mr. Miranda seemed to me to be friendly on both sides.

(c) I did not threaten or intimidate Mr. Ziselman, and the contents of his affidavit suggest that there must have been a misunderstanding. Prior to my interview with Mr. Ziselman, the Department of Justice had, in accordance with our normal practice, requested the FBI to interview a number of former Trump employees. Mr. Ziselman was one of them. When I was interviewing Mr. Ziselman, I mentioned that a request had been made for the FBI to contact him, but I told him that I would try and contact the FBI in time to have the agents cancel their interview with him, since it was now unnecessary. After I had completed my interview with Mr. Ziselman, I interviewed a prospective witness for plaintiff who provided details as to a rental transaction with Mr. Ziselman which differed from Mr. Ziselman's account. Accordingly, I telephoned Mr. Ziselman and asked him if he would permit me to see him again for a short time since there were now a few more matters I wished to discuss with him. He refused my request and stated that he considered it to be harassment. I responded that


I was sorry he felt that way, since it was not intended to be harassment.

(d) Mr. Manley's letter of June 13, 1974, and Mr. Cohn's affidavit completely distort the facts leading up to the records inspection in June 1974. Mr. Cohn was not present at the Trump office and has no direct information as to these events, a fact omitted from his affidavit. The facts with respect to this incident are described in detail in Appendix C to plaintiff's Report on Discovery, a copy of which is attached hereto and made a part hereof.

3. In conclusion, I wish to state that the attacks in defendants' papers on my conduct and integrity as an attorney are entirely without foundation. I hope that the matter can be disposed of at the earliest practicable date.

  
DONNA F. GOLDSTEIN  
Attorney, Housing Section  
Civil Rights Division  
Department of Justice  
Washington, D. C. 20530

Sworn to before me this  
2nd day of August, 1974.

  
NOTARY PUBLIC

My commission expires: *January 31, 1977*