

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

- - - - - X
UNITED STATES OF AMERICA :
 :
 - v. - :
 :
MICHAEL COHEN, :
 :
 Defendant. :
 :
- - - - - X

WAIVER
18 Cr. 602 (WHP)

I, Michael D. Cohen, hereby declare:

1. I am the defendant in the above-captioned case.
2. I was previously represented by the law firm of McDermott, Will & Emery ("MW&E") in connection with the investigation that preceded this case (the "SDNY Investigation"), as well as in connection with investigations into alleged Russian influence in the 2016 presidential election.
3. During the period in which I was represented by MW&E, I was approached by Robert Costello, Esq., of the law firm of Davidoff, Hutcher & Citron, LLP ("DHC"). Costello sought to represent me in connection with the SDNY Investigation and presented me with a retainer agreement. I declined to sign the retainer agreement and informed him that I was already represented. Although I subsequently had several other conversations and communications with Costello, at no time did I

sign a retainer or otherwise agree to retain Costello, nor did I ever consider Costello (or any lawyer at DHC) to be my attorney.


4. Although I do not believe that any of my communications with Costello or other lawyers at DHC are subject to attorney-client privilege, I hereby waive whatever attorney-client or other privilege that might be argued have attached to such communications.

5. I have discussed the foregoing with my current counsel, and make this waiver knowingly and voluntarily.

Dated: February 7, 2019
New York, New York



MICHAEL COHEN



Michael Monico, Esq.
Attorney for MICHAEL COHEN