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Report of Polygraph Examination

Examinee: BRIAN WILLIS BENDEROFF

Examination Date: 4-21-2022

Background: Brian Benderoff is a 55 year old male in good health who was referred for testing by his attorney, Michael Bullotta, in connection with an investigation and prosecution for fraud being conducted by the U.S. Department of Homeland Security (DHHS) and the United States Attorney. Benderoff and his co-defendant, Dr. William Gonte, have been indicted in connection with a scheme to sell life insurance policies of Lois Shiffman by falsely representing Lois Shiffman's health. Dr. Gonte falsely represented the health of Lois Shiffman by falsifying her blood test in order to make it appear that she was in poor health. In 2010 or 2011 Benderoff learned that in February, 2009 Gonte and Gary Shiffman, son of Lois Shiffman, executed an agreement wherein Gary Shiffman agreed to pay Gonte a large amount of money when the policies were sold. Benderoff maintains that he was not present when this agreement was executed and he was not aware of the agreement until Gonte told him in 2010 or 2011.

Pretest Interview: In 2006 or 2007 Gary Shiffman, a wealthy real estate investor, purchased over \$60 million in life insurance policies on the life of his mother, Lois Shiffman. Benderoff believes that Shiffman purchased these policies in hopes of selling them at a profit after a two year waiting period. In 2008-2009 Shiffman was actively attempting to sell the policies through broker Jonathon Polter however buyers were not interested because Lois Shiffman's life expectancy was too long. Gonte misrepresented Lois Shiffman's health by falsifying her blood tests in an effort to reduce her life expectancy thus making the life insurance policies more marketable. In return for his role Gonte received approximately \$1.6 million from Gary Shiffman after the policies were sold.

Benderoff and Gonte have been close friends since childhood. In the past Benderoff and Gonte used the same accountant for the preparation of their tax returns and in fact each year Benderoff and Gonte went together to the accountant to have their tax returns prepared. It was on one such visit that Gonte produced an agreement dated 2-1-2009 that was handwritten by Gary Shiffman in which Shiffman promised to pay Gonte up to 30% of the proceeds of the sale of the life insurance policies. Shiffman maintains that Benderoff was present when the agreement between Shiffman and Gonte was executed. Benderoff denies that he was present and maintains that he only became aware of the agreement when it was disclosed to him by Gonte in the office of their accountant.

Benderoff agreed to submit to a polygraph examination in order to demonstrate that he is being truthful when he states that he was not present when the handwritten agreement between Shiffman and Gonte was executed and that he first learned of this agreement when he and Gonte were in the office of the accountant in 2010 or 2011.

Instrument:

During the examination a Lafayette LX 4000 computerized polygraph instrument was used. The control question technique was utilized.

Relevant Questions:

Benderoff was thereafter afforded a polygraph examination consisting of the following relevant questions:

1. Were you present when the agreement between Shiffman and Gonte was signed? Answer: No
2. Did you know about the handwritten agreement before Gonte told you about it? Answer: No

Opinion:

In the opinion of the examiner the recorded responses to the above questions were **truthful and not indicative of deception.**



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