

1 ALLEN RUBY, SB #47109
 2 LAW OFFICES OF ALLEN RUBY
 3 125 South Market Street, Suite 1001
 4 San Jose, CA 95113-2379
 5 Telephone: 408 998-8500
 6 Facsimile: 408-998-8503

7 CRISTINA C. ARGUEDAS, SB #87787
 8 TED W. CASSMAN, SB #98932
 9 ARGUEDAS, CASSMAN & HEADLEY, LLP
 10 803 Hearst Avenue
 11 Berkeley, CA 94710
 12 Telephone: 510-845-3000
 13 Facsimile: 510-845-3003

14 DENNIS P. RIORDAN, SB # 69320
 15 DONALD M. HORGAN, SB #121547
 16 RIORDAN & HORGAN
 17 523 Octavia Street
 18 San Francisco, CA 94102
 19 Telephone: 415-431-3472
 20 Facsimile: 415-552-2703

21 Attorneys for Defendant
 22 BARRY BONDS

23 UNITED STATES DISTRICT COURT
 24 NORTHERN DISTRICT OF CALIFORNIA
 25 SAN FRANCISCO DIVISION

26 UNITED STATES OF AMERICA,
 27 Plaintiffs,
 28 vs.
 29 BARRY LAMAR BONDS,
 30 Defendants

) Case No.: CR 07-0732 SI
) [PROPOSED] VERDICT FORM
) Trial Date: March 2, 2009
) Hon: Susan Illston

31 We, the jury, unanimously find the defendant, BARRY L. BONDS, as follows:
 32
 33
 34

1 **AS TO COUNT ONE OF THE INDICTMENT**, which charges that the defendant
2 made the following material false declaration:

3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

“Question: I know the answer - - let me ask you this again. I know we kind of got into this. Let me be real clear about this. Did he [Anderson] ever give you anything that you knew to be a steroid? Did he ever give a steroid?”

Answer by defendant: I don't think Greg would do anything like that to me and jeopardize our friendship. I just don't think he would do that.

Question: Well, when you say you don't think he would do that, to your knowledge, I mean, did you ever take any steroids that he gave you?

Answer by defendant: Not that I know of.”

(GUILTY/NOT GUILTY) of a violation of Title 18 U.S.C. § 1623(a), False Declaration before the Grand Jury

1 **AS TO COUNT TWO OF THE INDICTMENT**, which charges that the defendant
2 made the following material false declaration:

3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

“Question: So, starting in December 2001, on this page, again, there's BB here, which obviously are consistent with your initials; correct?”

Answer by defendant: He could know other BBs.

Question: Correct.

But BB would also be your initials; is that correct?

Answer by defendant: That's correct.

Question: Okay. Were you obtaining testosterone from Mr. Anderson during this period of time?

Answer by defendant: Not at all.”

(GUILTY/NOT GUILTY) of a violation of Title 18 U.S.C. § 1623(a), False Declaration before the Grand Jury

1 **AS TO COUNT THREE OF THE INDICTMENT**, which charges that the
2 defendant made the following material false declaration:

3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

“Question: In January 2001 were you taking either the flax seed oil or the cream?”

Answer by defendant: No.

Question: And were you taking any other steroids?

Answer by defendant: No.”

(GUILTY/NOT GUILTY) of a violation of Title 18 U.S.C. § 1623(a), False Declaration before the Grand Jury

1 AS TO COUNT FOUR OF THE INDICTMENT, which charges that the defendant
2 made the following material false declaration:

3
4 “Question: Did Greg ever give you anything that required a syringe to inject
5 yourself with?”

6 Answer by
defendant: I've only had one doctor touch me. And that's my only personal
7 doctor. Greg, like I said, we don't get into each others' personal
8 lives. We're friends, but I don't -- we don't sit around and talk
9 baseball, because he knows I don't want -- don't come to my house
10 talking baseball. If you want to come to my house and talk about
11 fishing, some other stuff, we'll be good friends. You come around
12 talking about baseball, you go on. I don't talk about his business.
13 You know what I mean?

14 *****

15 Question: So no one else other than perhaps the team doctor and your
16 personal physician has ever injected anything in to you or taken
17 anything out?

18 Answer by
defendant: Well, there's other doctors from surgeries. I can answer that
19 question, if you're getting technical like that. Sure, there are other
20 people that have stuck needles in me and have drawn out -- I've
21 had a bunch of surgeries, yes.

22 Question: So --

23 Answer by
defendant: So sorry.

24 Question: -- the team physician, when you've had surgery, and your own
25 personal physician. But no other individuals like Mr. Anderson or
26 any associates of his?

27 Answer by
defendant: No, no.”

28
(GUILTY/NOT GUILTY) of a violation of Title 18 U.S.C. § 1623(a), False
Declaration before the Grand Jury

1 **AS TO COUNT FIVE OF THE INDICTMENT**, which charges that the defendant
2 made the following material false declaration:

3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

“Question: And, again, just to be clear and then I'll leave it, but he [Anderson]
never gave you anything that you understood to be human growth
hormone? Did he ever give you anything like that?”

Answer by
defendant: No.”

(~~GUILTY/NOT GUILTY~~) of a violation of Title 18 U.S.C. § 1623(a), False
Declaration before the Grand Jury

1 **AS TO COUNT SIX OF THE INDICTMENT**, which charges that the defendant
2 made the following material false declaration:

3 "Question: Let me ask the same question about Greg at this point, we'll go
4 into this in a little bit more detail, but did you ever get anything
5 else from Greg besides advice or tips on your weight lifting and
6 also the vitamins and the proteins that you already referenced?

7 Answer by
8 defendant: This year, in 2003 -- at the end of 2002, 2003 season, when I was
9 going through -- my dad died of cancer, you know, and everyone
10 knows that.

11 Question: Yes. I'm sorry about that.

12 Answer by
13 defendant: And everyone tries to give me everything. You got companies that
14 provide us with more junk to try than anything. And you know
15 that as well.

16 I was fatigued, tired, just needed recovery, you know. And this
17 guy says: "Try this cream, try this cream." And Greg came to the
18 ballpark and he said, you know: "This will help you recover," and
19 he rubbed some cream on my arm, like, some lotion-type stuff,
20 and, like, gave me some flax seed oil, that's what he called it,
21 called it some flax seed oil, man. It's, like: "Whatever, dude."

22 And I was at the ballpark, whatever, I don't care. What's lotion
23 going to do to me? How many times have I heard that: "This is
24 going to rub into you and work." Let him be happy. We're friends.
25 You know?

26 Question: When did that happen for the first time?

27 Answer by
28 defendant: Not until 2003, this season."

29
30
31
32
33
34
35
36
37
38
39
40
41
42
43
44
45
46
47
48
49
50
51
52
53
54
55
56
57
58
59
60
61
62
63
64
65
66
67
68
69
70
71
72
73
74
75
76
77
78
79
80
81
82
83
84
85
86
87
88
89
90
91
92
93
94
95
96
97
98
99
100
101
102
103
104
105
106
107
108
109
110
111
112
113
114
115
116
117
118
119
120
121
122
123
124
125
126
127
128
129
130
131
132
133
134
135
136
137
138
139
140
141
142
143
144
145
146
147
148
149
150
151
152
153
154
155
156
157
158
159
160
161
162
163
164
165
166
167
168
169
170
171
172
173
174
175
176
177
178
179
180
181
182
183
184
185
186
187
188
189
190
191
192
193
194
195
196
197
198
199
200
201
202
203
204
205
206
207
208
209
210
211
212
213
214
215
216
217
218
219
220
221
222
223
224
225
226
227
228
229
230
231
232
233
234
235
236
237
238
239
240
241
242
243
244
245
246
247
248
249
250
251
252
253
254
255
256
257
258
259
260
261
262
263
264
265
266
267
268
269
270
271
272
273
274
275
276
277
278
279
280
281
282
283
284
285
286
287
288
289
290
291
292
293
294
295
296
297
298
299
300
301
302
303
304
305
306
307
308
309
310
311
312
313
314
315
316
317
318
319
320
321
322
323
324
325
326
327
328
329
330
331
332
333
334
335
336
337
338
339
340
341
342
343
344
345
346
347
348
349
350
351
352
353
354
355
356
357
358
359
360
361
362
363
364
365
366
367
368
369
370
371
372
373
374
375
376
377
378
379
380
381
382
383
384
385
386
387
388
389
390
391
392
393
394
395
396
397
398
399
400
401
402
403
404
405
406
407
408
409
410
411
412
413
414
415
416
417
418
419
420
421
422
423
424
425
426
427
428
429
430
431
432
433
434
435
436
437
438
439
440
441
442
443
444
445
446
447
448
449
450
451
452
453
454
455
456
457
458
459
460
461
462
463
464
465
466
467
468
469
470
471
472
473
474
475
476
477
478
479
480
481
482
483
484
485
486
487
488
489
490
491
492
493
494
495
496
497
498
499
500
501
502
503
504
505
506
507
508
509
510
511
512
513
514
515
516
517
518
519
520
521
522
523
524
525
526
527
528
529
530
531
532
533
534
535
536
537
538
539
540
541
542
543
544
545
546
547
548
549
550
551
552
553
554
555
556
557
558
559
560
561
562
563
564
565
566
567
568
569
570
571
572
573
574
575
576
577
578
579
580
581
582
583
584
585
586
587
588
589
590
591
592
593
594
595
596
597
598
599
600
601
602
603
604
605
606
607
608
609
610
611
612
613
614
615
616
617
618
619
620
621
622
623
624
625
626
627
628
629
630
631
632
633
634
635
636
637
638
639
640
641
642
643
644
645
646
647
648
649
650
651
652
653
654
655
656
657
658
659
660
661
662
663
664
665
666
667
668
669
670
671
672
673
674
675
676
677
678
679
680
681
682
683
684
685
686
687
688
689
690
691
692
693
694
695
696
697
698
699
700
701
702
703
704
705
706
707
708
709
710
711
712
713
714
715
716
717
718
719
720
721
722
723
724
725
726
727
728
729
730
731
732
733
734
735
736
737
738
739
740
741
742
743
744
745
746
747
748
749
750
751
752
753
754
755
756
757
758
759
760
761
762
763
764
765
766
767
768
769
770
771
772
773
774
775
776
777
778
779
780
781
782
783
784
785
786
787
788
789
790
791
792
793
794
795
796
797
798
799
800
801
802
803
804
805
806
807
808
809
810
811
812
813
814
815
816
817
818
819
820
821
822
823
824
825
826
827
828
829
830
831
832
833
834
835
836
837
838
839
840
841
842
843
844
845
846
847
848
849
850
851
852
853
854
855
856
857
858
859
860
861
862
863
864
865
866
867
868
869
870
871
872
873
874
875
876
877
878
879
880
881
882
883
884
885
886
887
888
889
890
891
892
893
894
895
896
897
898
899
900
901
902
903
904
905
906
907
908
909
910
911
912
913
914
915
916
917
918
919
920
921
922
923
924
925
926
927
928
929
930
931
932
933
934
935
936
937
938
939
940
941
942
943
944
945
946
947
948
949
950
951
952
953
954
955
956
957
958
959
960
961
962
963
964
965
966
967
968
969
970
971
972
973
974
975
976
977
978
979
980
981
982
983
984
985
986
987
988
989
990
991
992
993
994
995
996
997
998
999
1000

1 **AS TO COUNT EIGHT OF THE INDICTMENT**, which charges that the
2 defendant made the following material false declaration:

3 "Question: Mr. Anderson had never given you anything or asked you to take
4 anything before the 2003 season; is that right?"

5 Answer by
6 defendant: We never had those discussions. We don't discuss about his - -
7 you know, part of his world of business is his business. My
8 business is my business. So, we don't - -

9 Question: I'm asking - -

10 Answer by
11 defendant: No.

12 Question: That's not my question. My question is - -

13 Answer by
14 defendant: No.

15 Question: - - prior to the last season, you never took anything that he asked
16 you to take, other than vitamins?

17 Answer by
18 defendant: Right. We didn't have any other discussions.

19 Question: No oils like this or anything like this before?

20 Answer by
21 defendant: No, no, no, not at all. Not at all."

22

23

24

(GUILTY/NOT GUILTY)

of a violation of Title 18 U.S.C. § 1623(a), False
Declaration before the Grand Jury

25

26

27

28

1 **AS TO COUNT NINE OF THE INDICTMENT**, which charges that the defendant
2 made the following material false declaration:

3 “Question: Okay. So, first of all, Mr. Bonds, I guess I want to recheck with
4 you or ask you again exactly when you started getting the - - what
5 I'll call the recovery items, what you understood to be flax seed oil
6 and the cream, when you started getting that from Greg Anderson.
7 I think that you said - - but please correct me if I'm wrong - - that
8 you thought it was prior to this current baseball season.

9 But let me ask, I mean, is it possible it's actually a year before,
10 after the 2000 - - well, actually two years before, after the 2001
11 season? Because this first calendar is dated December 2001 with
12 "BB" on it and its got a number of entries that I'd like to ask you
13 about.

14 Were you getting items during that period of time from Greg?

15 Answer by
16 defendant: No. Like I said, I don't recall having anything like this at all
17 during that time of year. It was toward the end of 2000, after the
18 World Series, you know, when my father was going through
19 cancer.”

20 _____ of a violation of Title 18 U.S.C. § 1623(a), False
21 (GUILTY/NOT GUILTY) Declaration before the Grand Jury
22
23
24
25
26
27
28

1 AS TO COUNT TEN OF THE INDICTMENT, which charges that the defendant
2 made the following material false declaration:

3 "Question: In December 2001.

4 And what about the - - the clear - - either the clear or the cream,
5 were you getting either of those substances in December of 2001
6 from Mr. Anderson?

7 Answer by
8 defendant: No. Like I said, I recall it being toward the end of 2002 - - 2002,
9 after 2002 season.

10

11

12

(GUILTY/NOT GUILTY)

of a violation of Title 18 U.S.C. § 1623(a), False
Declaration before the Grand Jury

13

14

15

16

17

18

19

20

21

22

23

24

25

26

27

28

1 **AS TO COUNT ELEVEN OF THE INDICTMENT**, which charges that the
2 defendant obstructed, influenced or impeded the due administration of justice, or
3 endeavored to obstruct, influence or impede the due administration of justice,
4

5
6 _____ of a violation of Title 18 U.S.C. § 1503, Obstruction
7 (GUILTY/NOT GUILTY) of Justice

8 If you find the defendant "guilty" of this charge, please respond to the following:
9 The jury unanimously agrees that the following statement or statements obstructed,
10 influenced or impeded the due administration of justice, or were made for the purpose
11 of obstructing, influencing or impeding the due administration of justice (mark only
12 those statements as to which the jury unanimously agrees):

- 13 _____ Statement contained in Count One.
- 14 _____ Statement contained in Count Two.
- 15 _____ Statement contained in Count Three.
- 16 _____ Statement contained in Count Four.
- 17 _____ Statement contained in Count Five.
- 18 _____ Statement contained in Count Six.
- 19 _____ Statement contained in Count Seven.
- 20 _____ Statement contained in Count Eight.
- 21 _____ Statement contained in Count Nine.
- 22 _____ Statement contained in Count Ten.
- 23
- 24
- 25
- 26
- 27
- 28