

1 JOSEPH P. RUSSONIELLO (CABN 44332)  
United States Attorney

2 BRIAN J. STRETCH (CABN 163973)  
3 Chief, Criminal Division

4 MATTHEW A. PARRELLA (NYSBN #2040855)  
JEFFREY D. NEDROW (CSBN #161299)  
5 JEFFREY R. FINIGAN (CSBN #168285)  
J. DOUGLAS WILSON (DCBN #412811)  
6 Assistant United States Attorneys

7 150 Almaden Boulevard, Suite 900  
San Jose, CA 95113  
8 Telephone: (408) 535-5045  
Facsimile: (408) 535-5066  
9 Email: [matthew.parrella@usdoj.gov](mailto:matthew.parrella@usdoj.gov)

10 Attorneys for Plaintiff

11 UNITED STATES DISTRICT COURT  
12 NORTHERN DISTRICT OF CALIFORNIA  
13 SAN FRANCISCO DIVISION

14 UNITED STATES OF AMERICA,

15 Plaintiff,

16 v.

17 BARRY LAMAR BONDS,

18 Defendant.

No. CR 07-0732-SI

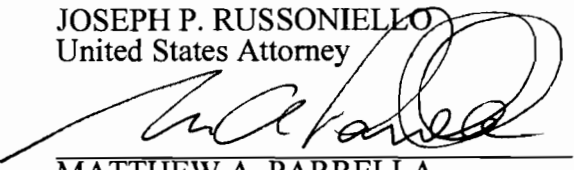
UNITED STATES' NOTICE OF APPEAL

19  
20 Pursuant to 18 U.S.C. § 3731 and 28 U.S.C. § 1291, the United States, plaintiff in the  
21 above-named case, hereby appeals to the United States Court of Appeals for the Ninth Circuit  
22 the district court's order excluding evidence contained in Order Re: Defendant's Motions *In*  
23 *Limine* entered on February 19, 2009.

24 DATED: February 27, 2009

Respectfully submitted,

25 JOSEPH P. RUSSONIELLO  
United States Attorney

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28 MATTHEW A. PARRELLA  
Assistant United States Attorney  
Chief, San Jose Branch

FILED

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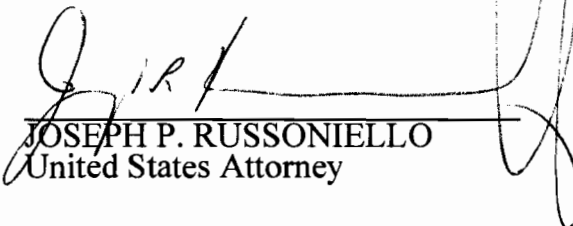
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NORTHERN DISTRICT OF CALIFORNIA

*See 114*

1                   **CERTIFICATE OF THE UNITED STATES ATTORNEY**

2           Pursuant to 18 U.S.C. § 3731, I hereby certify that this appeal is not taken for  
3 purposes of delay and that the evidence excluded by the order of the district court is a  
4 substantial proof of a fact material to this proceeding.

5  
6 DATED: February 27, 2009

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9 **JOSEPH P. RUSSONIELLO**  
United States Attorney  
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1 CERTIFICATE OF SERVICE

2 The undersigned hereby certifies that he is an employee of the office of the United States  
3 Attorney, Northern District of California and is a person of such age and discretion to be  
4 competent to serve papers. The undersigned certifies that he caused copies of:

5  
6 **UNITED STATES' NOTICE OF APPEAL**

7 in the case of **UNITED STATES v. BARRY LAMAR BONDS, CR 07-0732 SI** to be served  
8 on the parties in this action, by placing a true copy thereof in a sealed envelope, addressed as  
9 follows which is the last known address:

10 Allen Ruby, Esq.  
11 Law Offices of Allen Ruby  
12 125 South Market St., Ste. 1001  
San Jose, CA 95113-2379

Dennis P. Riordan, Esq.  
Donald M. Horgan, Esq.  
Riordan & Horgan  
523 Octavia St.  
San Francisco, CA 94102

13 Cristina C. Arguedas, Esq.  
14 Ted W. Cassman, Esq.  
15 Arguedas, Cassman & Headley, LLP  
803 Hearst Ave.  
Berkeley, CA 94710

16  
17 \_\_\_\_\_ (By Personal Service), I caused such envelope to be delivered by hand to the person or  
offices of each addressee(s) above.

18 X (By Facsimile), I caused each such document to be sent by Facsimile to the person or  
19 offices of each addressee(s) above.

20 \_\_\_\_\_ (By Mail), I caused each such envelope, with postage thereon fully prepaid, to be placed  
in the United States mail at San Francisco, California.

21 \_\_\_\_\_ (By Fed Ex), I caused each such envelope to be delivered by FED EX to the address  
22 listed above.

23 I declare under penalty of perjury that the foregoing is true and correct.

24 Dated: February 27, 2009

25   
26 TYLE L. DOERR  
27 Appellate Paralegal Specialist  
28