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8 IN THE UNITED STATES DISTRICT COURT  
9 EASTERN DISTRICT OF CALIFORNIA  
10

11 UNITED STATES OF AMERICA,  
12  
13 Plaintiff,  
14 v.  
15 JOHN GERALD POLAND,  
16 Defendant.

CASE NO. 13-046-KJM

**PLEA AGREEMENT**

17  
18 1. This plea agreement is between the United States, by AUSA  
19 Michelle Rodriguez, and the defendant, Poland, through and with the  
20 advice and consent of his counsel, Mark Reichel. This plea  
21 agreement, reached after negotiations under Fed. Rules of Criminal  
22 Procedure (FRCP) 11 and 32, is limited to the United States  
23 Attorney's Office for the Eastern District of California (EDCA) and  
24 cannot bind any other federal, state, or local prosecuting,  
25 administrative, or regulatory authorities.

26 2. The Court is not a party to this plea agreement.  
27 Sentencing is a matter solely within the discretion of the Court and  
28 the Court may take into consideration any and all facts and

1 circumstances concerning the criminal activities of the defendant,  
2 including activities that may not have been charged in the  
3 Information. The Court is under no obligation to accept  
4 recommendations, if any, made by the United States, and the Court may  
5 in its discretion impose any sentence it deems appropriate up to and  
6 including the statutory maximum stated in this plea agreement. If  
7 the Court should impose any sentence up to the maximum established by  
8 the statute, the defendant cannot, for that reason alone, withdraw  
9 his guilty plea, and he will remain bound to fulfill all of the  
10 obligations under this plea agreement. The defendant understands  
11 that the prosecutor, defense counsel, and the Court cannot make a  
12 binding prediction or promise regarding the sentence he will receive.  
13 This plea agreement is not submitted to the Court pursuant to FRCP  
14 11(c)(1)(C).

15 3. By Indictment, the defendant is charged with the following  
16 felony offenses:

<u>Count</u>	<u>18 USC Offense</u>	<u>Description</u>
17 1	1512(b)(1) & (b)(2)(B)	Tampering with a Witness, Victim, 18 or Informant
19 2	1512(b)(1) & (b)(2)(B)	Tampering with a Witness, Victim, 20 or Informant
21 3	1512(b)(1) & (b)(2)(B)	Tampering with a Witness, Victim, or Informant
22 4	1512(c)(1) & (2)	Obstruction of Official Proceeding

23 This document contains the complete plea agreement between the EDCA  
24 United States Attorney's Office and the defendant regarding this case  
25 and the identified charged offenses.

26 4. The defendant **shall plead guilty** as charged in **Count 4** of  
27 the **Indictment** (a violation of **18 USC 1512(c)(1) & (2)** (felony  
28 Obstruction of Official Proceedings)). The defendant agrees that he

1 is in fact guilty of these charges and that the facts set forth in  
2 the Factual Basis for Plea, attached hereto as Exhibit A and fully  
3 incorporated into this document, are entirely true and accurate.

4 5. The defendant agrees that this plea agreement will be filed  
5 with the Court and will become a part of the record of the case. The  
6 defendant understands and agrees that he will not be allowed to  
7 withdraw his plea should the Court not follow sentencing  
8 recommendations, if any, of the United States.

9 6. The defendant agrees that the statements made by him in  
10 signing this plea agreement, including the factual admissions set  
11 forth in the factual basis, shall be admissible and useable against  
12 the defendant by the United States in any subsequent criminal or  
13 civil proceedings, even if the defendant fails to enter a guilty plea  
14 pursuant to this plea agreement. The defendant waives any rights  
15 under FRCP 11(f) and Fed. R. Evid. 410, to the extent that these  
16 rules are inconsistent with this paragraph or with this plea  
17 agreement generally.

18 7. The Mandatory Victim Restitution Act requires the Court to  
19 order restitution to the victims of certain offenses. The defendant  
20 agrees the conduct to which he is pleading guilty requires mandatory  
21 restitution pursuant to 18 U.S.C. § 3663A, and he agrees to pay full  
22 restitution to the United States and or all victims of his offense  
23 conduct. The defendant agrees that he will not attempt to discharge  
24 and or discharge any restitution obligation or any part of such  
25 obligation in any bankruptcy proceeding.

26 8. The defendant agrees to pay any criminal fine ordered by  
27 the Court. The defendant agrees to pay a special assessment of \$100  
28 for his felony offense of conviction at the time of sentencing by

1 delivering a check or money order payable to the United States  
2 District Court to the United States Probation Office immediately  
3 before the sentencing hearing. The defendant understands that this  
4 plea agreement is voidable at the option of the United States if he  
5 fails to pay the assessment prior to that hearing. If the defendant  
6 is unable to pay the special assessment at the time of sentencing, he  
7 agrees to earn the money to pay the assessment, if necessary by  
8 participating in the Inmate Financial Responsibility Program.

9       9. If the defendant violates this plea agreement in any way,  
10 withdraws his plea, or tries to withdraw his plea, then this plea  
11 agreement is voidable at the option of the United States. The United  
12 States will no longer be bound by its representations to the  
13 defendant, if any, concerning the limits on criminal prosecution and  
14 sentencing. The defendant shall have violated this plea agreement,  
15 for example, by committing any post-plea crime or criminal conduct or  
16 by providing any post-plea statement or testimony which proves to be  
17 knowingly false, misleading, or materially incomplete. Any post-plea  
18 conduct by the defendant constituting obstruction of justice shall  
19 also be a violation of this plea agreement. The determination  
20 whether the defendant has violated this plea agreement will be under  
21 a probable cause standard.

22       10. If the defendant violates this plea agreement, withdraws  
23 his plea, or tries to withdraw his plea, the United States shall have  
24 the right (1) to prosecute the defendant on any of the counts to  
25 which he pleaded guilty; (2) to reinstate any counts that may be  
26 dismissed pursuant to this plea agreement; and (3) to file any new  
27 charges that would otherwise be barred by this plea agreement. The  
28 defendant shall thereafter be subject to prosecution for any federal

1 criminal violation of which the United States has knowledge,  
2 including perjury, false statements, and obstruction of justice. The  
3 decision to pursue any or all of these options is solely in the  
4 discretion of the United States Attorney's Office. By signing this  
5 plea agreement, the defendant agrees to waive any objections,  
6 motions, and defenses that the defendant might have to the United  
7 States' decision. Any prosecutions that are not time-barred by the  
8 applicable statute of limitations as of the date of this plea  
9 agreement may be commenced, notwithstanding the expiration of the  
10 statute of limitations between the signing of this plea agreement and  
11 the commencement of any such prosecutions. The defendant agrees not  
12 to raise any objections based on the passage of time with respect to  
13 such counts and or charges including, but not limited to, any  
14 statutes of limitation or any objections based on the Speedy Trial  
15 Act or the Speedy Trial Clause of the Sixth Amendment to any  
16 counts/charges that were not time-barred as of the date of this plea  
17 agreement. In addition, (1) all statements made by the defendant to  
18 the United States or other designated law enforcement agents, or any  
19 testimony given by the defendant before a grand jury or other  
20 tribunal, whether before or after this plea agreement, shall be  
21 admissible in evidence in any criminal, civil, or administrative  
22 proceedings hereafter brought against the defendant; and (2) the  
23 defendant shall assert no claim under the United States Constitution,  
24 any statute, FRCP 11(f), Fed R. Evid. 410, or any other federal rule,  
25 that statements made by the defendant before or after this plea  
26 agreement, or any leads derived therefrom, should be suppressed. By  
27 signing this plea agreement, the defendant waives any and all rights  
28 in the foregoing respects.

1           11. The defendant agrees to forfeit to the United States  
2 voluntarily and immediately all right title and interest, if any, to  
3 any and all evidence, including all seized materials obtained  
4 pursuant to court (grand jury) order. Also, the defendant agrees to  
5 forfeit to the United States voluntarily and immediately all right  
6 title and interest in assets subject to forfeiture pursuant to 18  
7 U.S.C. §§ 982, 1028(b)(5), 2253, and or 21 U.S.C. 853. The defendant  
8 acknowledges and agrees that the assets may also be forfeited, under  
9 applicable law, as constituting property traceable and or  
10 substitutable pursuant to federal violations providing for such  
11 forfeiture. The defendant agrees to fully assist the United States  
12 in the forfeiture of all such assets and to take whatever steps are  
13 necessary to pass clear title to the United States. The defendant  
14 shall not sell, transfer, convey, or otherwise dispose of any assets  
15 subject to forfeiture.

16           12. The defendant voluntarily stipulates and agrees that as  
17 part of his sentence the Court may, pursuant to FRCP 32.2(b), order a  
18 forfeiture money judgment. The defendant agrees not to file a claim  
19 to any of listed property in any civil proceeding, administrative or  
20 judicial, which may be initiated. The defendant agrees to waive his  
21 right to notice of any forfeiture proceeding involving such property,  
22 and agrees to not file a claim or assist others in filing a claim in  
23 any such forfeiture proceeding.

24           13. The defendant knowingly and voluntarily waives his right to  
25 a jury trial on the forfeiture of assets. The defendant knowingly  
26 and voluntarily waives all constitutional, legal, and equitable  
27 defenses to the forfeiture of the assets in any proceeding. The  
28 defendant agrees to waive any jeopardy defense, and agrees to waive

1 any claim or defense under the Eighth Amendment to the United States  
2 Constitution, including any claim of excessive fine, to the  
3 forfeiture of the assets by the United States, the State of  
4 California or its subdivisions. The defendant waives oral  
5 pronouncement of forfeiture at the time of sentencing, and any  
6 defenses or defects that may pertain to the forfeiture.

7 14. If requested by the United States' counsel, the defendant  
8 agrees to make a full and complete formal disclosure of his assets  
9 and financial condition, and will complete the United States  
10 Attorney's Office's "Authorization to Release Information" and  
11 "Financial Affidavit" at least 5 weeks prior to sentencing. The  
12 defendant also agrees to have the Court enter an order to that  
13 effect. The defendant understands that this plea agreement is  
14 voidable at the option of the United States if the defendant fails to  
15 complete the Financial Affidavit truthfully and provide the described  
16 documentation to the United States Attorney's office within the  
17 allotted time.

18 15. Poland understands that, to be eligible for reduction in  
19 offense level for acceptance of responsibility under USSG § 3E1.1,  
20 Poland must provide truthful information to the U.S. Probation Office  
21 for purposes of preparing a presentence report, express remorse for  
22 his crimes, admit to the factual elements necessary to support his  
23 guilty plea and crimes of conviction (as charged in Count 4 of the  
24 Indictment) and commit no crimes before judgment and sentencing. The  
25 United States will recommend a two-level reduction (if the offense  
26 level is less than 16) or a three-level reduction (if the offense  
27 level reaches 16) in the computation of his offense level if Poland  
28 clearly demonstrates acceptance of responsibility for his conduct as

1 defined in U.S.S.G. § 3E1.1. The parties do not stipulate as to  
2 criminal history. Having considered the cross reference in USSG  
3 2J1.2 and incorporating USSG 2X3.1 and USSG 2G1.3(a)(4), the parties  
4 stipulate that the offense level is no higher than 18. The parties  
5 reserve all rights as to all other USSG provisions, specifically  
6 including reserving rights under USSG 2G1.3(b)-(c) and rights under  
7 all other USSG Chapters. The United States agrees to recommend the  
8 low end of the final USSG range found by the Court at sentencing.

9 16. The defendant understands and agrees that the United States  
10 is free to provide full and accurate information to the Court and  
11 Probation, including answering any inquiries made by the Court and or  
12 Probation and rebutting any inaccurate statements or arguments by the  
13 defendant, his attorney, Probation, or the Court. The defendant also  
14 understands and agrees that nothing in this Plea agreement bars the  
15 United States from defending on appeal or collateral review any  
16 sentence that the Court may impose.

17 17. By his signature hereto, the defendant admits he has read  
18 the charges against him and the charges have been fully explained to  
19 him by his attorney. By his signature hereto, the defendant affirms  
20 that he fully understands the nature and elements of all the crimes  
21 charged in the Indictment, and specifically the crime to which he is  
22 pleading guilty, together with defenses, if any.

23 18. As to the offense charged in Count 4 (Obstruction of an  
24 Official Proceeding), the defendant agrees that, if this matter  
25 proceeded to trial, then the United States would be required to prove  
26 beyond a reasonable doubt, and during the occasion charged, the  
27 following:

28 ///

- 1) The defendant knowingly did, or attempted to, intimidate, threaten, mislead, and corruptly persuade another person.
- 2) The defendant did so with the intent to cause and induce said person to evade court orders in an official proceeding (including grand jury orders (subpoenas for testimony and documents), search warrants, and legal processes summoning that person to appear as a witness or to produce a record, document, or object. And,
- 3) The defendant did so with the intent to alter, destroy, mutilate, or conceal a record, document, or other object with the intent to impair the object's integrity or availability for use in the official proceeding.

19. The defendant understands: (a) the maximum penalty for his violations as follows:

<u>Offense</u>	<u>Maximum Penalty Description</u>
18 U.S.C. § 1512(c)(1)&(2)	not more than 20 yrs jail; \$250,000 fine; 3 yr TSR; restitution to victims

(b) if the term of supervised release (TSR) for his conviction is revoked, a 2 year additional period of consecutive incarceration may be imposed; and (c) a mandatory \$100 penalty assessment for his felony conviction will be imposed in addition to any penalty imposed by the Court. The defendant understands and agrees that any combination or all penalties/components of his sentence may be run additionally and consecutively by the Court, including, for example, that the life term of supervised release shall follow the imposed period of incarceration and that the Court will be requested to make an order of restitution to identifiable victims.

20. The defendant understands that the Court must consult the Sentencing Guidelines and must take them into account when determining a final sentence. The defendant understands that the Court will determine a non-binding and advisory guideline sentencing range for this case pursuant to the Sentencing Guidelines. The defendant further understands that the Court will consider whether there is a basis for departure from the guideline sentencing range

1 (either above or below the guideline sentencing range) because there  
2 exists an aggravating or mitigating circumstance of a kind, or to a  
3 degree, not adequately taken into consideration by the Sentencing  
4 Commission in formulating the Guidelines. The defendant further  
5 understands that the Court, after consultation and consideration of  
6 the Sentencing Guidelines, must impose a sentence that is reasonable  
7 in light of the factors set forth in 18 U.S.C. § 3553(a).

8 21. The defendant agrees that the application of the Sentencing  
9 Guidelines and 18 U.S.C. § 3553 to his case results in a reasonable  
10 sentence. The defendant reserves rights to present facts supporting  
11 departure downward under section 3553.

12 22. The defendant understands that by pleading guilty he is  
13 waiving the following constitutional rights: (a) to plead not guilty  
14 and to persist in that plea if already made; (b) to be tried by a  
15 jury; (c) to be assisted at trial by an attorney, who would be  
16 appointed if necessary; (d) to subpoena witnesses to testify on her  
17 behalf; (e) to confront and cross-examine witnesses against her; and  
18 (f) not to be compelled to incriminate herself.

19 23. The defendant understands that the law gives the defendant  
20 a right to appeal his guilty plea, conviction, and sentence. The  
21 defendant agrees as part of his plea, however, fully to give up the  
22 right to appeal his guilty plea, sufficiency of evidence, conviction,  
23 USSG calculations and applications, and the sentence imposed in this  
24 case. The defendant specifically also gives up the right to appeal  
25 any order of forfeiture or restitution the Court may impose.  
26 Notwithstanding the defendant's waiver of appeal, the defendant will  
27 retain the right to appeal if one of the following circumstances  
28 occurs: (1) the sentence imposed by the District Court exceeds the

1 statutory maximum; and or (2) the United States appeals the sentence  
2 in the case. In addition, regardless of the sentence the defendant  
3 receives, the defendant also fully gives up any right to bring a  
4 collateral attack, including a motion under 28 U.S.C. § 2255 or §  
5 2241, challenging any aspect of the guilty plea, conviction, or  
6 sentence.

7 24. The defendant agrees to waive all rights under the "Hyde  
8 Amendment," Section 617, P.L. 105-119 (Nov. 26, 1997), to recover  
9 attorneys' fees or other litigation expenses in connection with the  
10 investigation and prosecution of all charges in the above-captioned  
11 matter and of any related allegations.

12 25. The defendant recognizes that pleading guilty may have  
13 consequences with respect to his immigration status if he is not a  
14 citizen of the United States. Under federal law, a broad range of  
15 crimes are removable offenses, including the offense to which the  
16 defendant is pleading guilty. Indeed, for the defendant's crimes of  
17 conviction, removal is presumptively mandatory if defendant is not a  
18 citizen of the United States. Removal and other immigration  
19 consequences are the subject of a separate proceeding, however, and  
20 defendant understands that no one, including his attorney or the  
21 district court, can predict to a certainty the effect of his  
22 conviction on his immigration status. The defendant nevertheless  
23 affirms that he wants to plead guilty regardless of any immigration  
24 consequences that his plea may entail, even if the consequence is his  
25 automatic removal from the United States.

26 26. Other than this plea agreement, no agreement,  
27 understanding, promise, or condition between the United States and  
28 the defendant exists, nor will such agreement, understanding,

1 promise, or condition exist unless it is committed to writing and  
2 signed by the defendant, counsel for the defendant, and counsel for  
3 the United States.

4 27. The defendant declares and agrees that his attorney has  
5 advised him that he may be remanded into custody after entry of his  
6 guilty plea and pending the sentencing hearing.

7 28. The defendant further agrees that he has been advised by  
8 his attorney of all his rights under the Federal Rules of Criminal  
9 Procedure, including FRCP 11 and 32, and all his rights under the  
10 U.S. Constitution. The defendant agrees that he fully understands  
11 those rights and that he is satisfied with his attorney's  
12 representation.

13 29. I, John G. Poland, have consulted with my attorney at great  
14 length, and I fully understand all my rights, including those rights  
15 contained in FRCP 11 and my constitutional rights, with respect to  
16 the offenses charged in the Indictment against me. I have read this  
17 plea agreement, including its incorporated Exhibit A, and I have  
18 carefully reviewed every part of it with my attorney. In signing  
19 this plea agreement, I was not under the influence of any disabling  
20 or mentally impairing drug, medication, liquor, intoxicant or  
21 depressant. Further, I was alert, attentive and fully capable of  
22 understanding the terms and conditions of this plea agreement. I  
23 understand the Indictment's charges, the potential charges against  
24 me, and specifically the charge (Count 4 in the Indictment) to which  
25 I am pleading guilty. I agree to pay full restitution for all of my  
26 criminal conduct. I am fully satisfied with my attorney's  
27 representation. I understand this plea agreement, and I voluntarily  
28 agree to this written plea agreement. I understand that no other

1 terms or oral agreements exist, other than what appears in this plea  
2 agreement.

3  
4 Dated:

5  
6 

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JOHN G. POLAND  
Defendant

7 30. I, Mark Reichel, am defendant Poland's attorney. I have  
8 fully explained to Poland the terms of this plea agreement and his  
9 rights with respect to the charges against him and all potential  
10 charges against him. Poland wishes to plead guilty to the charge set  
11 forth in Count 4 of the Indictment. To my knowledge, Poland's  
12 decision to enter into this plea agreement is an informed and  
13 voluntary decision. Poland understands and agrees that he is guilty  
14 as charged in Count 4 of the Indictment. In signing this plea  
15 agreement, Poland did not appear to be under the influence of any  
16 disabling or mentally impairing drug, medication, liquor, intoxicant  
17 or depressant. Further, from what I could discern based on my  
18 extensive discussion and "question and answer" experiences with  
19 Poland regarding the Indictment, the statutory charges, and the plea  
20 agreement, I have reason to believe that, considering the mental  
21 state under which he signed this plea agreement, Poland was alert,  
22 attentive and fully capable of understanding the terms and conditions  
23 of this plea agreement.

24  
25 Dated:

26  
27 

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MARK REICHEL  
Attorney for Defendant





1 2011, a grand jury subpoena was served on VC. Between October 18  
2 and November 21, 2011, in recorded conversations before VC's grand  
3 jury testimony, Poland told VC to conceal or destroy evidence  
4 compelled by the grand jury subpoena. Poland said "You can't take  
5 what you don't have" and "don't be fucking giving them my badge and  
6 my dog tags." He is also heard saying to VC "better give that shit  
7 to me before you go giving those to them." Poland pressured VC  
8 saying "I gotta worry about my life in your hands. A lot hinges on  
9 what you say" and "I'm not sure I'll beat this one."

10 3) From June 29, 2011 through December 20, 2011, the investigation  
11 further grew to include not only Poland tampering with a witness  
12 (VC) in the TGU federal drug and gun investigation but also grew to  
13 include credible allegations that Poland engaged in unlawful  
14 prohibited sexual contact and conduct with minors under color of  
15 law (while serving as the SLTPD school resource officer). VC  
16 claimed to law enforcement that Poland confessed to her that he had  
17 sexual relations with high school students while he was assigned  
18 the SLTPD school resource officer duty from 2003 to 2006. During  
19 the grand jury investigation and while witnesses were under  
20 subpoena to produce documents and testimony, law enforcement  
21 identified former South Tahoe High School (female) students that  
22 Poland had engaged in sexual relations (contact and or conduct).  
23 Poland, who had learned of the grand jury investigation's expansion  
24 to include his prior sexual relations with minor South Lake Tahoe  
25 students, then contacted the witnesses (his former student  
26 girlfriends / mistresses).

27 4) Two former South Tahoe High School students provided law  
28 enforcement statements in which each admitted engaging in voluntary  
sex acts with Poland while they were 17 and while he was the school  
resource officer. During the grand jury investigation, Poland  
attempted to have 1 of the 2 girls (victim AW) withhold evidence  
called for by her grand jury subpoena. Poland also directed and  
instructed AW to provide false testimony to the grand jury.

5) Specifically, on December 15, 2011, FBI interviewed AW in  
connection with her appearance before a federal grand jury. AW  
stated that she engaged in sexual activity with Poland in October  
2003 while she was a 17 year old senior in high school. Poland was  
at the time a 35 year old School Resource Officer. AW stated that  
on at least one occasion while she was 17 years old, Poland  
digitally penetrated her vagina. Their meetings took place in  
secluded spots Poland suggested. Their meetings occurred both while  
he was on duty and off, including occasions when he took her home  
from babysitting his children. AW stated she did not have sexual  
intercourse with Poland until after her 18th birthday and her  
graduation from high school. While a minor and 18 year old student  
in high school, Poland gave her several gifts, including music CDs  
and Dallas Cowboys shorts and halter top, which he had shipped to  
the high school so that his wife would not know about them. Poland  
acknowledged his sexual relationship with AW by signing AW's high  
school yearbook with a hand written entry including "I will always  
hope the best for you and will always be here for anything you  
might need IE ... A shoulder to cry on, a Hug, Kiss... (Take  
Forgranted [sic] Terre [Poland's wife] isn't around). I do  
appreciate your individual time that you give me and look forward

1 to the days (and nights) ahead!"... "You are a special person to  
me [Victim 1's first name]! I love you (Shhh!) [heart symbol] JP  
2 P.S. I don't think you suck in bed!"

3 6) On December 20, 2011, AW spoke with Poland in a consensually  
4 recorded telephone conversation. During the conversation, AW  
5 informed Poland that she had appeared before the grand jury and  
6 that law enforcement seemed to know everything about their  
7 relationship, including their meetings at a particular motel in  
8 South Lake Tahoe. Since VC's grand jury testimony had been  
9 continued and more was to be provided, Poland corruptly influenced  
10 her by characterizing his illicit sexual contact with her as merely  
an affair: "Oh well, so you and I had an affair, fucking lock me  
up." Poland attempted to persuade AW to tell law enforcement that  
the police were out to get him. Poland attempted to influence her  
testimony by claiming another witness (VC) was a "crazy bitch."  
When AW told Poland that her subpoena compelled her to produce  
emails and whatever gifts Poland had given her, Poland attempted to  
persuade her to destroy evidence by repeatedly telling her "You  
can't take what you don't have."

11 7) In addition to directing witnesses to destroy evidence, conceal  
12 items, and withhold testimony, Poland himself also altered and  
13 concealed records. In a recorded conversation, Poland himself  
14 declared to a witness (VC) that he had deleted evidence of his  
15 communications from his own cell phone records. Poland, in a  
recorded call, admitted to V.C. that he deleted all records, notes,  
and items indicating his involvement with VC. In the recording,  
Poland claimed that he "got rid of all of them" and he added he  
only saved 3 emails from VC.

16 33. I, John G. Poland, have read Exhibit A, the above Factual  
17 Basis for Plea, and agree that it is true and accurate.

18 Dated:

19 \_\_\_\_\_  
20 JOHN G. POLAND Defendant

21 34. I, Michael Petrik, have read Exhibit A, the above Factual  
22 Basis for Plea, and agree that it is true and accurate.

23 Dated:

24 \_\_\_\_\_  
25 MARK REICHEL  
26 Counsel for Defendant Poland  
27  
28