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

14 UNITED STATES OF AMERICA,)
15 Plaintiff,)
16)
17 v.)
18)
19 BARRY LAMAR BONDS,)
20 Defendant.)
21)
22)

No. CR 07-0732 SI

UNITED STATES' WITNESS LIST

Trial: March 21, 2011
Time: 8:30 a.m.
Court: Hon. Susan Illston

23 The United States hereby provides notice to the Court and to the defendant of the
24 witnesses it may call in its case-in-chief at the trial. The government may not call all of the
25 witnesses on this list. The government reserves the right to supplement this list as trial
26 preparations progress. The government will notify the defendant of any changes to its witness
27 list.
28

1 1. Anderson, Greg: Mr. Anderson has been served with a subpoena that
2 requires him to testify at trial. Based upon his prior statements to the court, it is anticipated that
3 Mr. Anderson will refuse to comply with the subpoena.

4 2. Bell, Kimberly: Ms. Bell, the defendant's former girlfriend, will testify
5 regarding her relationship with the defendant from 1994 to 2003. Bell will testify that she and
6 the defendant maintained a long-term intimate relationship, that the defendant exhibited
7 controlling behavior throughout the relationship, and the defendant gave her large amounts of
8 cash and provided her with detailed instructions on how to deposit the cash in order to avoid
9 financial institution reporting requirements. She will testify that the defendant told her that he
10 was taking steroids prior to the 2000 Major League Baseball season. Ms. Bell will further testify
11 to personal observations regarding changes in the defendant's body during the period of time
12 beginning in the year 1999, including bloating, acne on the shoulders and back, hair loss, sexual
13 dysfunction, and testicular shrinkage. She will also testify about changes in the defendant's
14 temperament, including an increase in angry, threatening, controlling, and violent behavior. Bell
15 will also identify 11 voicemail messages where the defendant exhibited such behavior, identified
16 as government exhibits 55-65. She will also testify regarding photographs of the defendant
17 contained within government exhibits 46-54. Ms. Bell will further testify to occasions in which
18 she saw the defendant and Greg Anderson together.

19 3. Benard, Marvin: Mr. Benard, a former professional baseball player, will
20 testify that he met Greg Anderson during Benard's tenure with the San Francisco Giants. He will
21 also testify that he began working with Anderson in approximately 1999 and that Anderson
22 assisted him in having his blood tested. Mr. Benard will testify about receiving performance-
23 enhancing substances from Anderson, as well as their effects. He will also testify about
24 receiving instructions from Anderson about how to administer the substances, about the schedule
25 Anderson gave to him for administering the substances, and about what Anderson told him about
26 the efficacy of those substances. Benard will also testify regarding photographs of the defendant
27 contained within government exhibits 46-54.

28 3. Bergland, Wendy: She will testify that she is a Special Agent with IRS-CID.

1 Agent Bergland will testify as to her observations of items found at the Balco premises during the
2 search at Balco. Her testimony will reflect the parameters of the Court's February 2009 order
3 excluding certain documents seized at Balco.

4 4. Bowers, Dr. Larry: Dr. Bowers will testify that he is employed as the Senior
5 Managing Director, Technical and Information Resources, for the United States Anti Doping
6 Agency (USADA). Based on his training and experience, Dr. Bowers will also testify that
7 certain items identified in the 2003 urine test of the defendant were anabolic steroids and that it is
8 illegal to distribute and obtain those without a legitimate medical condition requiring a
9 prescription from a physician. Dr. Bowers will also testify to the side effects of steroid use,
10 including effects on blood values, possible organ damage, and other side effects.

11 5. Catlin, Dr. Don: Dr. Catlin will testify that the UCLA Olympic Lab
12 performed the testing on the urine specimen collected from the defendant by Major League
13 Baseball (MLB). He will testify to the results of those tests and their meaning, including the use
14 and results of the Carbon Isotope Ratio test. Dr. Catlin will testify that the results of the test
15 were that he found exogenous testosterone, THG, and clomiphene in the 2003 sample. He will
16 also testify that THG was never available from any source (other than through Balco and its
17 associates) during the time of the defendant's THG-positive urine specimen.

18 6. Coles, Kevin: Fila shoe representative will testify regarding the size of the
19 shoes ordered by the defendant in the 1990's and 2000's.

20 7. Conte, Stan: Mr. Conte will testify that he is a licensed physical therapist
21 and certified athletic trainer. He began working for the San Francisco Giants in 1992 and
22 became its head athletic trainer in 2000. He will testify regarding his professional background
23 and qualifications and his job duties with the Giants. Mr. Conte will also testify about certain
24 interactions he had with the defendant, about statements by the defendant about Greg Anderson
25 and the search warrant conducted on Anderson's residence in September of 2003, and about
26 observations related to the defendant's physical appearance while working for the Giants. He
27 will also testify regarding photographs of the defendant contained within government exhibits
28 46-54. Mr. Conte will testify about his knowledge of the defendant's relationships with third

1 parties, such as Steve Hoskins and Greg Anderson.

2 8. Estalella, Bobby: Mr. Estalella will testify that he was a professional baseball
3 player and that he met the defendant as a result of being employed by the San Francisco Giants.
4 Mr. Estalella will further testify that the defendant admitted using performance-enhancing drugs,
5 as well as their effects, and that they had several discussions regarding that topic.

6 9. Geter, Ana: Ms. Geter, a now-retired former Special Agent with
7 Internal Revenue Service, Criminal Investigation, will testify regarding her transport of the
8 defendant's urine specimen from its seizure at Quest Laboratories pursuant to search warrant to
9 the UCLA Analytical Lab. Her testimony will relate to the defendant's 2003 MLB urine
10 specimen, seized by search warrant, tested by the UCLA Analytical Lab, and found to be positive
11 for THG, exogenous testosterone, and clomiphene.

12 10. Giambi, Jason: Mr. Giambi will testify that he is a professional baseball
13 player and that he met Greg Anderson through the defendant. He will also testify that he began
14 working with Anderson in approximately November 2002 and that Anderson assisted him in
15 having his blood and urine tested through Balco. Mr. Giambi will testify about receiving
16 performance enhancing substances from Anderson, as well as their effects. He will also testify
17 about receiving instructions from Anderson about how to administer the substances, about the
18 schedule Anderson gave to him for administering the substances, and about what Mr. Anderson
19 told him about the efficacy of those substances.

20 11. Giambi, Jeremy: Mr. Giambi will testify that he was a professional baseball
21 player and that his brother, Jason Giambi, introduced him to Greg Anderson shortly after Jason
22 began working with Anderson in approximately November 2002. He will also testify that he
23 provided blood and urine specimens to Anderson to be tested through Balco. Mr. Giambi will
24 also testify about receiving performance-enhancing substances from Anderson, as well as their
25 effects. He will also testify about receiving instructions from Anderson about how to administer
26 the substances, about the schedule Anderson gave to him for administering the substances, and
27 about what Mr. Anderson told him about the efficacy of those substances.

28 12. Hoskins, Kathy: Ms. Hoskins will testify that she was hired by the defendant

1 as a personal shopper and assistant. She will further testify that she observed interactions
2 between the defendant and Greg Anderson, including Anderson giving the defendant an
3 injection.

4 13. Hoskins, Steve: Mr. Hoskins will testify that he was childhood friends with
5 the defendant and that in approximately late 1992 or early 1993, he began working for the
6 defendant as his assistant. Mr. Hoskins will testify regarding the nature and extent of his
7 working relationship with the defendant, which included handling many of the defendant's
8 personal errands and scheduling, as well as managing the defendant's promotional activities
9 related to his baseball career. During their relationship, Mr. Hoskins became aware that the
10 defendant was using steroids with the assistance of his personal trainer, Greg Anderson. In this
11 regard, he will testify how he learned of the defendant's steroid use through, among other things,
12 both the defendant's and Anderson's admissions to Hoskins. He will also testify regarding
13 photographs of the defendant contained within government exhibits 46-54. He will also testify
14 regarding the defendant's athletic accomplishments during the relevant time period. Mr. Hoskins
15 will also testify about other aspects of his relationship with the defendant, including handling
16 financial and business transactions for the defendant, as well as the defendant's financial motive
17 to keep his steroid use secret.

18 14. Joseph, Dr. Jean: Dr. Joseph will testify regarding CDT's records related to
19 the urine specimen the defendant produced to CDT in 2003 pursuant to MLB's testing protocol.

20 15. Kennedy, Dale: Mr. Kennedy will testify to the process of collecting the
21 urine specimen from the defendant in 2003 for testing pursuant to Major League Baseball's drug
22 testing program, as well as statements made by the defendant.

23 16. Murphy, Mike: The clubhouse manager for the San Francisco Giants will
24 testify as to the increase in the defendant's hat size. Murphy will also testify regarding
25 photographs of the defendant contained within government exhibits 46-54.

26 17. Novitzky, Jeff: Agent Novitzky, currently a Special Agent with the Food
27 and Drug Administration's Office of Criminal Investigations (FDA-OCI), and formerly a Special
28 Agent with the Internal Revenue Service – Criminal Investigation Division (IRS-CID), will

1 testify regarding the IRS-CID investigation for which the defendant was subpoenaed to the grand
2 jury in 2003, *i.e.*, the criminal investigation into the conduct of Balco Laboratories, Victor Conte,
3 and Greg Anderson, among others. Agent Novitzky will testify to observations he made during
4 the execution of search warrants at Balco and Anderson's residence in September 2003 and the
5 role that those observations played in the investigative decision to subpoena the defendant to the
6 grand jury. He will also testify about the manner in which the defendant's false statements in the
7 grand jury influenced the criminal investigation of Conte and Anderson. Agent Novitzky will
8 also testify regarding the defendant's athletic accomplishments during the relevant time period.
9 His testimony regarding his observations and the seizure of items during the execution of the
10 search warrant at Balco and at Anderson's residence will reflect the parameters of the Court's
11 February 2009 exclusion order.

12 18. Qaqish, Amjad: Special Agent Qaqish, an agent with Internal Revenue
13 Service-Criminal Investigation, will testify regarding his identification, seizure, and disposition
14 of items taken from Anderson's residence and vehicle during the September 3, 2003 search. His
15 testimony regarding his observations and the seizure of items during the execution of the search
16 warrant at Anderson's residence will reflect the parameters of the Court's February 2009
17 exclusion order.

18 19. Rios, Armando: Mr. Rios will testify that he was a professional baseball
19 player and that he met Greg Anderson during Rios's tenure with the San Francisco Giants. He
20 will also testify that he began working with Anderson in 2001 and that Anderson assisted him in
21 having his urine tested after Rios left the Giants for another team in 2002. Mr. Rios will testify
22 about receiving performance-enhancing substances from Anderson, as well as their effects. He
23 will also testify about receiving instructions from Anderson about how to administer the
24 substances, about the schedule Anderson gave to him for administering the substances, and about
25 what Mr. Anderson told him about the efficacy of those substances.

26 20. Sample, Dr. Barry: Dr. Sample will testify regarding the records of Quest
27 Diagnostics as well as to the methodology utilized to test urine specimens and to certain lab test
28 results. His testimony will relate to the defendant's 2003 MLB urine specimen, seized by search

1 warrant, tested by the UCLA Analytical Lab, and found to be positive for THG, exogenous
2 testosterone, and clomiphene.

3 21. Santiago, Benito: Mr. Santiago will testify that he was formerly a
4 professional baseball player for several teams, including the San Francisco Giants in 2001, 2002,
5 and 2003. While playing for the Giants, Mr. Santiago met Greg Anderson and received
6 performance enhancing substances from Anderson. Mr. Santiago will also testify about the
7 process of providing urine samples to Greg Anderson for testing for the presence of steroids. Mr.
8 Santiago will also testify about schedules or calendars Greg Anderson made for him in
9 connection with the performance enhancing substances regimen Anderson designed for Mr.
10 Santiago. Santiago will also testify regarding photographs of the defendant contained within
11 government exhibits 46-54.

12 22. Ting, Dr. Arthur: Dr. Ting will testify that he was the defendant's orthopedic
13 surgeon and will testify as to his physical observations of the defendant as well as his
14 observations of the defendant's interactions with Greg Anderson. Dr. Ting will also testify that
15 he drew blood from the defendant for testing, and that he gave the specimens to Greg Anderson
16 to deliver. Ting will also testify regarding photographs of the defendant contained within
17 government exhibits 46-54.

18 23. Valente, Jim: Mr. Valente, the former vice-president of Balco
19 Laboratories, will testify to his personal observations as an employee at Balco. He will testify
20 that Balco served as a blood testing lab that tested individuals for steroids, and referred their
21 blood and urine samples to external labs for testing. Mr. Valente will testify that he personally
22 knew Victor Conte, Greg Anderson, and the defendant. Mr. Valente will testify that he saw the
23 defendant at Balco on three separate occasions and will describe his observations and interactions
24 with the defendant. Mr. Valente's testimony regarding his observations at Balco will reflect the
25 Court's February 2009 order excluding evidence

26 24. Velarde, Randy: Mr. Velarde will testify that he was a professional baseball
27 player and that he met Greg Anderson during his tenure with the Oakland Athletics. Mr. Velarde
28 will testify about receiving performance enhancing substances from Anderson, including

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