



## Roger Clemens trial: Federal prosecutors rest their perjury case

McNabb Associates, P.C. (Federal Criminal Defense Lawyers)

Submitted at 12:25 PM May 30, 2012

The Washington Post on May 29, 2012 released the following:

“By Del Quentin Wilber and Ann E. Marimow

Federal prosecutors on Tuesday rested their perjury case against retired baseball star Roger Clemens, having elicited testimony from 24 witnesses — on topics ranging from performance-enhancing drugs and vitamin injections to a “booty shot” and a crumpled beer can.

The trial already has gone far longer than the four to six weeks prosecutors estimated when they began picking jurors on April 16. Since then, a parade of witnesses — ranging from New York Yankees pitcher and former teammate Andy Pettitte and athletic trainers to a colorful steroid dealer and forensic experts — have testified about Clemens, his career and whether he took steroids or human growth hormone. Prosecutors allege Clemens lied when he denied to Congress in 2008 that he had never taken performance-enhancing drugs.

Clemens has challenged those allegations and his lawyers began presenting their case to jurors Tuesday that the pitcher became a superstar by working hard, not taking drugs. Their first witness, a high school teammate of the future “Rocket,” testified that Clemens trained so intensely that he blazed a trail in the outfield grass while doing running drills.

Another defense witness, a college teammate, described Clemens’s “diligent, disciplined” routine. “Roger had made up his mind he was going to be successful,” said Mike Capel. “He worked extremely, extremely hard to earn everything he had.”

Defense lawyers have indicated they

## Justice Department Settles Lawsuit Against New Jersey Information Technology Company for Retaliation

(USDOJ: Justice News)

Submitted at 11:05 AM May 30, 2012

The Justice Department settled a lawsuit today against Whiz International LLC, an information technology staffing company

expect to present seven or eight days of evidence to jurors. One of those witnesses might be Clemens’s wife, Debbie, who is expected to testify that she took human growth hormone, not her husband.

Before resting their case, federal prosecutors called a financial consultant to testify in the hopes of buttressing the credibility of Brian McNamee, Clemens’s former strength coach. McNamee, a key but troubled witness, has alleged he injected Clemens with steroids or human growth hormone in 1998, 2000 and 2001. The financial consultant, Anthony Corso, was also one of McNamee’s clients and testified that the strength coach told him in 2002 or 2003 that Clemens had used human growth hormone to help him recover from workouts.

Corso also testified that McNamee told him in 2005 that he had kept syringes from injections he gave ballplayers so the strength coach would not “get thrown under the bus.” McNamee added that he kept the syringes in a beer can that he put in a box, the financial consultant testified.

Corso testified that he worked out with McNamee from 2002 through 2007 and took growth hormone on McNamee’s recommendation.

McNamee turned over the beer can and box of medical waste to authorities in 2008. Forensic scientists have testified that Clemens’s DNA and steroids were discovered on a needle found in the box — but outside the beer can. The pitcher’s DNA also was discovered on bloody cotton swabs in the can, an expert said. Clemens’s lawyers have assailed the evidence as “garbage” and argued that it could have been contaminated.

The pitcher’s lawyers scored a minor legal victory when U.S. District Judge Reggie Walton agreed to dismiss two of 15 acts that constitute a charge of

obstruction of Congress. Even so, jurors only must find that he committed one of those remaining 13 acts to convict him of that charge. Walton declined to dismiss any of the other five charges of perjury or making false statements.

In other developments, a third juror was dismissed from the panel because her mother died last week. That leaves 12 jurors and one alternate to finish out a trial that has already reached extra innings.”

---

Douglas McNabb – McNabb Associates, P.C.’s

Federal Criminal Defense Attorneys  
Videos:

[Federal Crimes – Be Careful](#)

[Federal Crimes – Be Proactive](#)

[Federal Crimes – Federal Indictment](#)

---

To find additional federal criminal news, please read [Federal Criminal Defense Daily](#).

Douglas McNabb and other members of the U.S. law firm practice and write and/or report extensively on matters involving Federal Criminal Defense, INTERPOL Red Notice Removal, International Extradition Defense, OFAC SDN Sanctions Removal, International Criminal Court Defense, and US Seizure of Non-Resident, Foreign-Owned Assets. Because we have experience dealing with INTERPOL, our firm understands the inter-relationship that INTERPOL’s “Red Notice” brings to this equation.

The author of this blog is Douglas C. McNabb. Please feel free to contact him directly at [mcnabb@mcnabbassociates.com](mailto:mcnabb@mcnabbassociates.com) or at one of the offices listed above.

in Jersey City, N.J., regarding allegations that the company violated the anti-discrimination provision of the Immigration and Nationality Act (INA) when it terminated an employee in

retaliation for expressing opposition to Whiz’s alleged preference for foreign nationals with temporary work visas.

## Thomas R. Metz Named Special Agent in Charge of Omaha Division

fbi (Current)

— Washington, D.C.



# Bruno trial ready for February

McNabb Associates, P.C. (Federal Criminal Defense Lawyers)

Submitted at 1:49 PM May 30, 2012

TimesUnion.com on May 30, 2012 released the following:

“Jury selection for second trial of ex-Senate majority leader set to begin Feb. 4 in Albany

By Brendan J. Lyons

ALBANY — The second criminal trial of former state Senate Majority Leader Joseph L. Bruno is scheduled to begin in February.

A federal judge on Tuesday met with federal prosecutors and Bruno’s defense attorneys for the first time since Bruno was indicted May 3 on two felony mail fraud charges. The attorneys discussed the scheduling of pre-trial motions, and the judge set a Feb. 4 trial date.

Bruno is charged with depriving the state of his honest services by allegedly using his political leverage to benefit a business associate and friend, Jared E. Abbruzzese of Loudonville.

Bruno’s dealings with Abbruzzese led to a conviction on two counts of honest services fraud at Bruno’s first trial, which ended in December 2009. The law used to convict Bruno was later retooled by a U.S. Supreme Court ruling that declared honest services convictions must include allegations of a bribe or kickback, and Bruno’s conviction was vacated last fall.

## New York Businessman Pleads Guilty to Filing False Corporate Tax Return

(USDOJ: Justice News)

Submitted at 3:10 PM May 30, 2012

Sung Soo Shin, of Staten Island, N.Y., president of Mission Design and Management Inc. (MDMI), pleaded guilty in the Eastern District of New York to filing a false corporate income tax return, for the fiscal year 2009, before U.S. District Court Judge Nicholas G. Garaufis, the Justice Department and the Internal Revenue Service (IRS) announced today.

## Justice Department Settles Religious Discrimination Lawsuit Against New York City Transit Authority

(USDOJ: Justice News)

Submitted at 3:12 PM May 30, 2012

The Justice Department announced today that it has reached a settlement with the New York City Transit Authority (NYCTA) to resolve allegations that the NYCTA is engaged in a pattern or practice of religious discrimination.

A mid-level appeals court in Manhattan rejected Bruno’s arguments that he not face a second trial. The panel ruled there was enough evidence to support a new indictment, and the court ruled federal prosecutors could seek new charges on a theory that Bruno had received kickbacks. Bruno, 83, did not attend Tuesday’s meeting in the chambers of U.S. District Senior Judge Gary L. Sharpe, according to court minutes.

In May 2010, Sharpe sentenced Bruno to two years in prison for his conviction on two of the eight counts of honest services fraud contained in the earlier indictment. The sentence was vacated after Bruno’s 2009 conviction was overturned.

The new indictment alleges Bruno received \$440,000 in payments from Abbruzzese that were “disguised as ‘consulting’ payments and \$80,000 in payments for a virtually worthless horse.”

The investigation of Bruno, called Operation Green Pastures, began in late 2005 when FBI agents started examining his use of private jet aircraft supplied by Abbruzzese, his horse-breeding partner. Abbruzzese flew Bruno to Kentucky horse country, New York City and exclusive Florida golf resorts — including trips that were largely bankrolled by Abbruzzese.”

## Douglas McNabb – McNabb Associates, Attorney General Eric Holder Speaks at the Conference of National Black Churches Annual Consultation

(USDOJ: Justice News)

Submitted at 10:24 AM May 30, 2012

“In so many different ways – in classrooms and courtrooms, in houses of worship and halls of justice, and in your own homes and neighborhoods – you are working to protect the progress that has marked our nation’s past, and to strengthen its future,” said Attorney General Holder.

## National Science Foundation Program Director Pleads Guilty in Connection with Scheme to Conceal Received Benefits

(USDOJ: Justice News)

Submitted at 4:17 PM May 30, 2012

Dr. Shih Chi Liu, 73, of Silver Spring, Md., pleaded guilty before U.S. District Judge James C. Cacheris.

P.C.’s

Federal Criminal Defense Attorneys Videos:

[Federal Crimes – Be Careful](#)

[Federal Crimes – Be Proactive](#)

[Federal Crimes – Federal Indictment](#)

[Federal Crimes – Detention Hearing](#)

[Federal Mail Fraud Crimes](#)

[Federal Crimes – Appeal](#)

To find additional federal criminal news, please read [Federal Criminal Defense Daily](#).

Douglas McNabb and other members of the U.S. law firm practice and write and/or report extensively on matters involving Federal Criminal Defense, INTERPOL Red Notice Removal, International Extradition Defense, OFAC SDN Sanctions Removal, International Criminal Court Defense, and US Seizure of Non-Resident, Foreign-Owned Assets. Because we have experience dealing with INTERPOL, our firm understands the inter-relationship that INTERPOL’s “Red Notice” brings to this equation.

The author of this blog is Douglas C. McNabb. Please feel free to contact him directly at [mcnabb@mcnabbassociates.com](mailto:mcnabb@mcnabbassociates.com) or at one of the offices listed above.