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CLERK, U.S. DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA

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8 UNITED STATES DISTRICT COURT  
9 NORTHERN DISTRICT OF CALIFORNIA  
10 SAN FRANCISCO DIVISION

WHA

11 CR 07 0732

12 UNITED STATES OF AMERICA,

13 Plaintiff,

14 v.

15 BARRY LAMAR BONDS,

16 Defendant.

No.

VIOLATIONS: 18 U.S.C. § 1623(a) –  
Perjury; 18 U.S.C. § 1503 – Obstruction of  
Justice

SAN FRANCISCO VENUE

17  
18  
19 INDICTMENT

20 The Grand Jury charges:

21 Background

22 At all times relevant to this Indictment:

- 23 1. The defendant, BARRY LAMAR BONDS (“Bonds”), was a Major League
- 24 Baseball player for the San Francisco Giants.
- 25 2. Balco Laboratories, Inc. (“Balco”), was a California corporation performing
- 26 blood-testing, among other functions. Balco was located in Burlingame, California.
- 27 3. Greg Anderson (“Anderson”) was a personal athletic trainer whose clients
- 28 included numerous professional athletes, including Bonds. Anderson was affiliated with Balco

INDICTMENT

1 in that, among other things, he: obtained illegal drugs for later distribution to his clients  
2 (including professional athletes); submitted biological specimens from his clients to Balco for  
3 testing (including sending the specimens off to outside laboratories for analysis); and obtained  
4 the laboratory analysis results of those specimens from Balco.

5 4. A federal criminal investigation ("the criminal investigation"), led by the Internal  
6 Revenue Service-Criminal Investigation Division ("IRS-CID"), commenced in the Northern  
7 District of California concerning Balco's distribution of anabolic steroids and other illegal  
8 performance-enhancing drugs and the related money laundering of proceeds from the drug  
9 distributions. The criminal investigation initially resulted in an indictment and the convictions of  
10 four defendants on federal charges, including illegal drug distribution and money laundering  
11 offenses.

12 5. One focus of the criminal investigation, among others, concerned whether Balco,  
13 Anderson, and others were engaged in illegal drug distribution and money laundering arising  
14 from distributions of illegal drugs to professional athletes and others.

15 6. As part of the criminal investigation, on or about September 3, 2003, federal  
16 search warrants, issued in the Northern District of California, were executed. Among other  
17 things, investigators obtained evidence concerning Bonds and his relationship with Anderson and  
18 Balco.

19 7. As part of the criminal investigation, several professional athletes, including but  
20 not limited to Bonds, along with other witnesses, were subpoenaed before the Federal Grand Jury  
21 to provide, among other things, testimony about their knowledge and involvement with Balco  
22 and its employees, including but not limited to Victor Conte and James Valente, as well as any  
23 relationship with Anderson.

24 8. On or about December 4, 2003, Bonds testified before the Grand Jury. Bonds  
25 received an Order of Immunity for his Grand Jury testimony, pursuant to 18 U.S.C. § 6003 and  
26 28 C.F.R. § 0.175, and was informed that pursuant to that order neither his testimony nor any  
27 information directly or indirectly derived from his testimony could be used against him in any  
28 criminal case except a prosecution for perjury, false declaration, or otherwise failing to comply

1 with the Court's order.

2 9. During the criminal investigation, evidence was obtained including positive tests  
3 for the presence of anabolic steroids and other performance-enhancing substances for Bonds and  
4 other professional athletes.

5 COUNT ONE: (18 U.S.C. § 1623(a) – Perjury)

6 10. The factual allegations contained in paragraphs one through nine above are  
7 incorporated herein as if set forth in full.

8 11. On or about December 4, 2003, in the Northern District of California, the  
9 defendant,

10 BARRY LAMAR BONDS,

11 having taken an oath to testify truthfully in a proceeding before a Grand Jury sitting in the  
12 Northern District of California, unlawfully, willfully, knowingly, and contrary to such oath, did  
13 make false material declarations, that is, he gave the following underlined false testimony:

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

17 A: I don't think Greg would do anything like that to me and jeopardize our  
18 friendship. I just don't think he would do that.

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

21 (a) A: Not that I know of.

22 \*\*\*\*\*

23 Q: Okay. So, I got to ask, Mr. Bonds. There's this number associated on a document  
24 with your name, and corresponding to Barry B. on the other document, and it does have  
25 these two listed anabolic steroids as testing positive in connection with it. Do you follow  
26 my question?

27 A: I follow where you're going, yeah.

28 Q: So, I guess I got to ask the question again, I mean, did you take steroids? And

1 specifically this test the is in November of 2000. So, I'm going to ask you in the weeks  
2 and months leading up to November 2000, were you taking steroids --

3 (b) A: No.

4 Q: -- or anything like that?

5 (c) A: No, I wasn't at all. I've never seen these documents. I've never seen these  
6 papers.

7 \*\*\*\*\*

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

10 A: He could know other BBs.

11 Q: Correct.

12 But BB would also be your initials; is that correct.

13 A: That's correct.

14 \*\*\*\*\*

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

17 (d) A: Not at all.

18 \*\*\*\*\*

19 Q: In January 2001 were you taking either the flax seed oil or the cream?

20 A: No.

21 Q: And were you taking any other steroids?

22 (e) A: No.

23 All in violation of Title 18, United States Code, Section 1623(a).

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28 ///

1 COUNT TWO: (18 U.S.C. § 1623(a) – Perjury)

2 12. The factual allegations contained in paragraphs one through nine above are  
3 incorporated herein as if set forth in full.

4 13. On or about December 4, 2003, in the Northern District of California, the  
5 defendant,

6 BARRY LAMAR BONDS,

7 having taken an oath to testify truthfully in a proceeding before a Grand Jury sitting in the  
8 Northern District of California, unlawfully, willfully, knowingly, and contrary to such oath, did  
9 make false material declarations, that is, he gave the following underlined false testimony:

10 Q: Did Greg ever give you anything that required a syringe to inject yourself with?

11 A: I've only had one doctor touch me. And that's my only personal doctor.

12 Greg, like I said, we don't get into each others' personal lives. We're friends, but I don't  
13 -- we don't sit around and talk baseball, because he knows I don't want -- don't come to  
14 my house talking baseball. If you want to come to my house and talk about fishing, some  
15 other stuff, we'll be good friends. You come around talking about baseball, you go on. I  
16 don't talk about his business. You know what I mean?

17 \*\*\*\*\*

18 Q: So no one else other than perhaps the team doctor and your personal physician has  
19 ever injected anything in to you or taken anything out?

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

23 Q: So --

24 A: So sorry.

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

27 (a) A: No, no.

28 \*\*\*\*\*

1 Q: And, again, I guess we've covered this, but -- and did he [Anderson] ever give  
2 you anything that he told you had to be taken with a needle or syringe?

3 A: Greg wouldn't do that. He knows I'm against that stuff. So, he would never  
4 come up to me -- he would never jeopardize our friendship like that.

5 Q: Okay. So, just so I'm clear, the answer is no to that, he never gave you anything  
6 like that?

7 (b) A: Right.

8 All in violation of Title 18, United States Code, Section 1623(a).

9 COUNT THREE: (18 U.S.C. § 1623(a) – Perjury)

10 14. The factual allegations contained in paragraphs one through nine above are  
11 incorporated herein as if set forth in full.

12 15. On or about December 4, 2003, in the Northern District of California, the  
13 defendant,

14 **BARRY LAMAR BONDS,**

15 having taken an oath to testify truthfully in a proceeding before a Grand Jury sitting in the  
16 Northern District of California, unlawfully, willfully, knowingly, and contrary to such oath, did  
17 make false material declarations, that is, he gave the following underlined false testimony:

18 Q: All right. Did Greg ever talk to you or give you anything called human growth  
19 hormone?

20 (a) A: No.

21 \*\*\*\*\*

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

25 (b) A: No.

26 \*\*\*\*\*

27 Q: And were you obtaining growth hormone from Mr. Anderson?

28 (c) A: Not at all.

\*\*\*\*\*

1  
2 Q: In January of 2002, then, again, just to be clear, you weren't getting any  
3 testosterone or growth hormone from Mr. Anderson during that period of time?

4 (d) A: No.

5 All in violation of Title 18, United States Code, Section 1623(a).

6 COUNT FOUR: (18 U.S.C. § 1623(a) – Perjury)

7 16. The factual allegations contained in paragraphs one through nine above are  
8 incorporated herein as if set forth in full.

9 17. On or about December 4, 2003, in the Northern District of California, the  
10 defendant,

11 BARRY LAMAR BONDS,

12 having taken an oath to testify truthfully in a proceeding before a Grand Jury sitting in the  
13 Northern District of California, unlawfully, willfully, knowingly, and contrary to such oath, did  
14 make false material declarations, that is, he gave the following underlined false testimony:

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

18 A: This year, in 2003 -- at the end of 2002, 2003 season, when I was going through -  
19 - my dad died of cancer, you know, and everyone knows that.

20 Q: Yes. I'm sorry about that.

21 A: And everyone tries to give me everything. You got companies that provide us  
22 with more junk to try than anything. And you know that as well.

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

28 And I was at the ballpark, whatever, I don't care. What's lotion going to do to

1 me? How many times have I heard that: "This is going to rub into you and work." Let  
2 him be happy. We're friends. You know?

3 Q: When did that happen for the first time?

4 (a) A: Not until 2003, this season.

5 \*\*\*\*\*

6 Q: And -- all right. So, how many times approximately do you think you got these  
7 tubes with what Mr. Anderson told you was flax seed oil?

8 A: Maybe once a home stand or something, if that. Greg didn't travel with me on the  
9 road. So, I was at home, when I came home.

10 Q: And the first time was the beginning of this year's season, in 2003?

11 (b) A: Yes, 2003, because I was battling with the problems with my father and the -- just  
12 the lack of sleep, lack of everything.

13 \*\*\*\*\*

14 Q: Mr. Anderson had never given you anything or asked you to take anything before  
15 the 2003 season; is that right?

16 A: We never had those discussions. We don't discuss about his -- you know, part of  
17 his world of business is his business. My business is my business. So, we don't --

18 Q: I'm asking --

19 A: No.

20 Q: That's not my question. My question is --

21 A: No.

22 Q: -- prior to the last season, you never took anything that he asked you to take, other  
23 than vitamins?

24 (c) A: Right. We didn't have any other discussions.

25 Q: No oils like this or anything like this before?

26 (d) A: No, no, no, not at all. Not at all.

27 \*\*\*\*\*

28 Q: Okay. So, first of all, Mr. Bonds, I guess I want to recheck with you or ask you

1 again exactly when you started getting the -- what I'll call the recovery items, what you  
2 understood to be flax seed oil and the cream, when you started getting that from Greg  
3 Anderson. I think that you said -- but please correct me if I'm wrong -- that you thought  
4 it was prior to this current baseball season.

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

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

10 (e) A: No. Like I said, I don't recall having anything like this at all during that time of  
11 year. It was toward the end of 2000, after the World Series, you know, when my father  
12 was going through cancer.

13 \*\*\*\*\*

14 Q: In December 2001.

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

17 (f) A: No. Like I said, I recall it being toward the end of 2002 -- 2002, after 2002  
18 season.

19 Q: Okay.

20 (g) A: And that's what I recall.

21 \*\*\*\*\*

22 Q: And you weren't getting this flax seed oil stuff during that period of time [January  
23 2002]?

24 (h) A: Not that I can recall. Like I say, I could be wrong. But I'm -- I'm -- going from  
25 my recollection it was, like, in the 2002 time and 2003 season.

26 All in violation of Title 18, United States Code, Section 1623(a).

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28 ///

1 COUNT FIVE: (18 U.S.C. § 1503 – Obstruction of Justice)

2 18. The factual allegations contained in paragraphs one through nine above are  
3 incorporated herein as if set forth in full.

4 19. On or about December 4, 2003, in the Northern District of California, and  
5 elsewhere, the defendant,

6 **BARRY LAMAR BONDS,**

7 unlawfully, willfully, and knowingly, did corruptly endeavor to influence, obstruct, and impede  
8 the due administration of justice, by knowingly giving Grand Jury testimony that was  
9 intentionally evasive, false, and misleading, that is:

- 10 (a) The false statements made by the defendant as charged in Counts 1-4 of this  
11 indictment; and  
12 (b) Evasive and misleading testimony.


13 All in violation of Title 18, United States Code, Section 1503.

14  
15 DATED: *Nov 15, 2007*

A TRUE BILL

  
FOREPERSON

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17  
18 SCOTT N. SCHOOLS  
United States Attorney

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21 BRIAN J. STRETCH  
Chief, Criminal Division

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23 (Approved as to form:   
AUSA PARRELLA

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