

IN THE UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF IOWA

UNITED STATES OF AMERICA,

Plaintiff,

v.

CREG WILLIAMS DANCE, and
LIBERATO ALESSANDRO IANNONE,

Defendants.

CRIMINAL NO. 02-200

VERDICT FORMS RE: DANCE

FILED
RES. FORMS, IOWA
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SOUTHERN DISTRICT OF IOWA

COUNT 1

We, the jury, find the defendant, CREG WILLIAM DANCE, NOT GUILTY,
[guilty/not guilty]

of conspiracy as charged in Count 1 of the indictment.

Note: If you find defendant guilty under this count, you must answer the following question:

We find unanimously that the object of the conspiracy proved under this count is:

- ___ conspiracy to engage in illegal insider trading;
- ___ conspiracy to commit wire fraud; or
- ___ **both** conspiracy to engage in illegal insider trading **and** conspiracy to commit wire fraud.

COUNT 2

We, the jury, find the defendant, CREG WILLIAMS DANCE, NOT GUILTY,
[guilty/not guilty]

of the crime of illegal insider trading with respect to the purchase on the Chicago Board Options Exchange (via E*TRADE) of 20 January/35 call options on the account of Liberato Iannone on or about November 19, 1998, at approximately 1:23 p.m. (Central Time) as charged in Count 2 of the indictment.

COUNT 3

We, the jury, find the defendant, CREG WILLIAMS DANCE, NOT GUILTY,
[guilty/not guilty]

of the crime of illegal insider trading with respect to the purchase on the Chicago Board Options Exchange (via Ameritrade) of 50 January/35 call options on the account of Liberato Iannone on or about November 19, 1998, at approximately 1:42 p.m. (Central Time) as charged in Count 3 of the indictment.

COUNT 4

We, the jury, find the defendant, CREG WILLIAMS DANCE, NOT GUILTY,
[guilty/not guilty]

of the crime of illegal insider trading with respect to the purchase on the Chicago Board Options Exchange (via E*TRADE) of 20 January/35 call options on the account of Liberato Iannone on or about November 19, 1998, at approximately 3:00 p.m. (Central Time) as charged in Count 4 of the indictment.

COUNT 5

We, the jury, find the defendant, CREG WILLIAMS DANCE, NOT GUILTY,
[guilty/not guilty]

of the crime of illegal insider trading with respect to the purchase on the Chicago Board Options Exchange (via Ameritrade) of 10 December/35 call options on the account of Liberato Iannone on or about November 19, 1998, at approximately 3:53 p.m. (Central Time) as charged in Count 5 of the indictment.

COUNT 6

We, the jury, find the defendant, CREG WILLIAMS DANCE, NOT GUILTY,
[guilty/not guilty]

of the crime of illegal insider trading with respect to the purchase on the Chicago Board Options Exchange (via Ameritrade) of 50 January/40 call options on the account of Liberato Iannone on or about November 20, 1998, at approximately 8:10 a.m. (Central Time) as charged in Count 6 of the indictment.

COUNT 7

We, the jury, find the defendant, CREG WILLIAMS DANCE, NOT GUILTY,
[guilty/not guilty]

of the crime of illegal insider trading with respect to the purchase on the Chicago Board Options Exchange (via Ameritrade) of 40 December/35 call options on the account of Liberato Iannone on or about November 20, 1998, at approximately 9:39 a.m. (Central Time) as charged in Count 7 of the indictment.

COUNT 8

We, the jury, find the defendant, CREG WILLIAMS DANCE, NOT GUILTY,
[guilty/not guilty]

of the crime of illegal insider trading with respect to the purchase on the Chicago Board Options Exchange (via E*TRADE) of 30 January/40 call options on the account of Liberato Iannone on or about November 21, 1998, at approximately 4:23 p.m. (Central Time) as charged in Count 8 of the indictment.

COUNT 9

We, the jury, find the defendant, CREG WILLIAMS DANCE, NOT GUILTY,
[guilty/not guilty]

of the crime of illegal insider trading with respect to the purchase on the Chicago Board Options Exchange (via Ameritrade) of 30 January/40 call options on the account of Liberato Iannone on or about November 24, 1998, at approximately 12:01 p.m. (Central Time) as charged in Count 9 of the indictment.

COUNT 10

We, the jury, find the defendant, CREG WILLIAMS DANCE, NOT GUILTY,
[guilty/not guilty]

of the crime of illegal insider trading with respect to the purchase on the Chicago Board Options Exchange (via Ameritrade) of 100 January/40 call options on the account of Liberato Iannone on or about November 25, 1998, at approximately 12:52 p.m. (Central Time) as charged in Count 10 of the indictment.

COUNT 11

We, the jury, find the defendant, CREG WILLIAMS DANCE, NOT GUILTY,
[guilty/not guilty]

of the crime of illegal insider trading with respect to the purchase on the Chicago Board Options Exchange (via Ameritrade) of 100 January/40 call options on the account of Liberato Iannone on or about November 25, 1998, at approximately 12:59 p.m. (Central Time) as charged in Count 11 of the indictment.

COUNT 12

We, the jury, find the defendant, CREG WILLIAMS DANCE, NOT GUILTY,
[guilty/not guilty]

of the crime of illegal insider trading with respect to the purchase on the Chicago Board Options Exchange (via E*TRADE) of 30 January/40 call options on the account of Liberato Iannone on or about November 25, 1998, at approximately 1:03 p.m. (Central Time) as charged in Count 12 of the indictment.

COUNT 13

We, the jury, find the defendant, CREG WILLIAMS DANCE, NOT GUILTY,
[guilty/not guilty]

of the crime of illegal insider trading with respect to the purchase on the Chicago Board Options Exchange (via Fidelity) of 30 January/40 call options on the account of Liberato Iannone on or about November 25, 1998, at approximately 3:55 p.m. (Central Time) as charged in Count 13 of the indictment.

COUNT 14

We, the jury, find the defendant, CREG WILLIAMS DANCE, NOT GUILTY,
[guilty/not guilty]

of the crime of illegal insider trading with respect to the purchase on the Chicago Board Options Exchange (via Charles Schwab) of 200 December/40 call options on the account of Liberato Iannone on or about November 26, 1998, at approximately 8:42 p.m. (Central Time) as charged in Count 14 of the indictment.

COUNT 15

We, the jury, find the defendant, CREG WILLIAMS DANCE, NOT GUILTY,
[guilty/not guilty]

of the crime of illegal insider trading with respect to the purchase on the Chicago Board Options Exchange (via E*TRADE) of 50 December/40 call options on the account of Liberato Iannone on or about November 26, 1998, at approximately 10:40 p.m. (Central Time) as charged in Count 15 of the indictment.

COUNT 16

We, the jury, find the defendant, CREG WILLIAMS DANCE, NOT GUILTY,
[guilty/not guilty]

of the crime of illegal insider trading with respect to the purchase on the Chicago Board Options Exchange (via Fidelity) of 200 December/40 call options on the account of Liberato Iannone on or about November 27, 1998, at approximately 11:13 p.m. (Central Time) as charged in Count 16 of the indictment.

COUNT 17

We, the jury, find the defendant, CREG WILLIAMS DANCE, NOT GUILTY,
[guilty/not guilty]

of the crime of illegal insider trading with respect to the purchase on the Chicago Board Options Exchange (via Ameritrade) of 90 December/40 call options on the account of Liberato Iannone on or about November 27, 1998, at approximately 9:31 p.m. (Central Time) as charged in Count 17 of the indictment.

COUNT 18

We, the jury, find the defendant, CREG WILLIAMS DANCE, NOT GUILTY,
[guilty/not guilty]

of the crime of wire fraud with respect to a telephone call routed through AVEI, Santa Rosa, California to Mercy Hospital, Des Moines, Iowa on or about November 19, 1998, at approximately 10:26 a.m. (Central Time) as charged in Count 18 of the indictment.

Note: If you find defendant guilty under this count, you must answer the following question:

We find unanimously that the object of the wire fraud proved under this count was:

- to obtain property (including confidential business information);
- deprivation of the intangible right of honest services: or
- both** of the above.

COUNT 19

We, the jury, find the defendant, CREG WILLIAMS DANCE, NOT GUILTY,
[guilty/not guilty]

of the crime of wire fraud with respect to a telephone call routed through AVEI, Santa Rosa, California to Mercy Hospital, Des Moines, Iowa on or about November 19, 1998, at approximately 1:35 p.m. (Central Time) as charged in Count 19 of the indictment.

Note: If you find defendant guilty under this count, you must answer the following question:

We find unanimously that the object of the wire fraud proved under this count was:

- to obtain property (including confidential business information);
- deprivation of the intangible right of honest services: or
- both** of the above.

COUNT 20

We, the jury, find the defendant, CREG WILLIAMS DANCE, NOT GUILTY,
[guilty/not guilty]

of the crime of wire fraud with respect to a telephone call from the Iowa Heart Center, Des Moines, Iowa to AVEI, Vancouver, British Columbia on or about November 24, 1998, at approximately 10:43 a.m. (Central Time) as charged in Count 20 of the indictment.

Note: If you find defendant guilty under this count, you must answer the following question:

We find unanimously that the object of the wire fraud proved under this count was:

- to obtain property (including confidential business information);
- deprivation of the intangible right of honest services: or
- both** of the above.

COUNT 21

We, the jury, find the defendant, CREG WILLIAMS DANCE, NOT GUILTY,
[guilty/not guilty]

of the crime of wire fraud with respect to a telephone call from the Iowa Heart Center, Des Moines, Iowa to defendant DANCE's mobile telephone, in or near Lynden, Washington on or about November 24, 1998, at approximately 10:44 a.m. (Central Time) as charged in Count 21 of the indictment.

Note: If you find defendant guilty under this count, you must answer the following question:

We find unanimously that the object of the wire fraud proved under this count was:

- to obtain property (including confidential business information);
- deprivation of the intangible right of honest services: or
- both** of the above.

COUNT 22

We, the jury, find the defendant, CREG WILLIAMS DANCE, NOT GUILTY,
[guilty/not guilty]

of the crime of wire fraud with respect to a telephone call from the Iowa Heart Center, Des Moines, Iowa to AVEI, Vancouver, British Columbia on or about November 24, 1998, at approximately 5:21 p.m. (Central Time) as charged in Count 22 of the indictment.

Note: If you find defendant guilty under this count, you must answer the following question:

We find unanimously that the object of the wire fraud proved under this count was:

___ to obtain property (including confidential business information);

___ deprivation of the intangible right of honest services: or

___ **both** of the above.

COUNT 23

We, the jury, find the defendant, CREG WILLIAMS DANCE, NOT GUILTY,
[guilty/not guilty]

of the crime of wire fraud with respect to a telephone call from the Iowa Heart Center, Des Moines, Iowa to AVEI, Vancouver, British Columbia on or about November 24, 1998, at approximately 5:23 p.m. (Central Time) as charged in Count 23 of the indictment.

Note: If you find defendant guilty under this count, you must answer the following question:

We find unanimously that the object of the wire fraud proved under this count was:

___ to obtain property (including confidential business information);

___ deprivation of the intangible right of honest services: or

___ **both** of the above.

COUNT 24

We, the jury, find the defendant, CREG WILLIAMS DANCE, NOT GUILTY,
[guilty/not guilty]

of the crime of wire fraud with respect to a telephone call from defendant DANCE's residence in Lynden, Washington to defendant IANNONE's mobile phone in or near Des Moines, Iowa on or about November 25, 1998, at approximately 12:39 p.m. (Central Time) as charged in Count 24 of the indictment.

Note: If you find defendant guilty under this count, you must answer the following question:

We find unanimously that the object of the wire fraud proved under this count was:

- to obtain property (including confidential business information);
- deprivation of the intangible right of honest services: or
- both** of the above.

COUNT 25

We, the jury, find the defendant, CREG WILLIAMS DANCE, NOT GUILTY,
[guilty/not guilty]

of the crime of wire fraud with respect to a telephone call from defendant DANCE's residence in Lynden, Washington to the Iowa Heart Center, Des Moines, Iowa on or about November 25, 1998, at approximately 12:39 p.m. (Central Time) as charged in Count 25 of the indictment.

Note: If you find defendant guilty under this count, you must answer the following question:

We find unanimously that the object of the wire fraud proved under this count was:

- to obtain property (including confidential business information);
- deprivation of the intangible right of honest services: or
- both** of the above.

COUNT 26

We, the jury, find the defendant, CREG WILLIAMS DANCE, NOT GUILTY,
[guilty/not guilty]

of the crime of wire fraud with respect to a telephone call from defendant DANCE's residence in Lynden, Washington to the Iowa Heart Center, Des Moines, Iowa on or about November 25, 1998, at approximately 12:54 p.m. (Central Time) as charged in Count 26 of the indictment.

Note: If you find defendant guilty under this count, you must answer the following question:

We find unanimously that the object of the wire fraud proved under this count was:

- to obtain property (including confidential business information);
- deprivation of the intangible right of honest services: or
- both** of the above.

COUNT 27

We, the jury, find the defendant, CREG WILLIAMS DANCE, NOT GUILTY,
[guilty/not guilty]

of the crime of wire fraud with respect to a telephone call from defendant DANCE's residence in Lynden, Washington to the Iowa Heart Center, Des Moines, Iowa on or about November 25, 1998, at approximately 3:40 p.m. (Central Time) as charged in Count 27 of the indictment.

Note: If you find defendant guilty under this count, you must answer the following question:

We find unanimously that the object of the wire fraud proved under this count was:

- to obtain property (including confidential business information);
- deprivation of the intangible right of honest services: or
- both** of the above.

COUNT 28

We, the jury, find the defendant, CREG WILLIAMS DANCE, NOT GUILTY,
[guilty/not guilty]

of the crime of wire fraud with respect to a telephone call from defendant DANCE's mobile telephone in or near Lynden, Washington to defendant IANNONE's residence, West Des Moines, Iowa on or about November 28, 1998, at approximately 11:21 a.m. (Central Time) as charged in Count 28 of the indictment.

Note: If you find defendant guilty under this count, you must answer the following question:

We find unanimously that the object of the wire fraud proved under this count was:

- to obtain property (including confidential business information);
- deprivation of the intangible right of honest services; or
- both** of the above.

3/7/03

(Date)

Roger A. Amundson
Foreperson