

**IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF IOWA
EASTERN DIVISION**

UNITED STATES OF AMERICA,

Plaintiff,

vs.

SHOLOM RUBASHKIN,

Defendant.

No. 08-CR-1324-LRR

FINAL JURY INSTRUCTIONS

Ladies and Gentlemen of the Jury:

The instructions I gave you at the beginning of the trial and during the trial remain in effect. I will now give you some additional instructions.

You must, of course, continue to follow the instructions I gave you earlier, as well as those I give you now. You must not single out some instructions and ignore others, because all are important. This is true even though some of those I gave you at the beginning of and during trial are not repeated here.

The instructions I am about to give you now are in writing and will be available to you in the jury room. I emphasize, however, that this does not mean they are more important than my earlier instructions. Again, all instructions, whenever given and whether in writing or not, must be followed.

INSTRUCTION NO. 1

In considering these instructions, attach no importance or significance whatsoever to the order in which they are given.

INSTRUCTION NO. 2

Neither in these instructions nor in any ruling, action or remark that I have made during this trial have I intended to give any opinion or suggestion as to what the facts are or what your verdicts should be.

INSTRUCTION NO. 3

It is your duty to find from the evidence what the facts are. You will then apply the law, as I give it to you, to those facts. You must follow my instructions on the law, even if you thought the law was different or should be different.

Do not allow sympathy or prejudice to influence you. The law demands of you just verdicts, unaffected by anything except the evidence, your common sense and the law as I give it to you.

INSTRUCTION NO. 4

I have mentioned the word “evidence.” The “evidence” in this case consists of the following: the testimony of the witnesses, including the defendant, the documents and other things received as exhibits and the facts that have been stipulated—that is, formally agreed to by the parties.

You may use reason and common sense to draw deductions or conclusions from facts which have been established by the evidence in the case.

Certain things are not evidence. I shall list those things again for you now:

1. Statements, arguments, questions and comments by the lawyers are not evidence.
2. Anything that might have been said by jurors, the attorneys or the judge during the jury selection process is not evidence.
3. Objections are not evidence. The parties have a right to object when they believe something is improper. You should not be influenced by the objection. If I sustained an objection to a question, you must ignore the question and must not try to guess what the answer might have been.
4. Testimony that I struck from the record, or told you to disregard, is not evidence and must not be considered.
5. Anything you saw or heard about this case outside the courtroom is not evidence.

During the trial, documents were referred to but they were not admitted into evidence and, therefore, they will not be available to you in the jury room during deliberations.

INSTRUCTION NO. 5

There are two types of evidence from which a jury may properly find the truth as to the facts of a case: direct evidence and circumstantial evidence. Direct evidence is the evidence of the witness to a fact or facts of which they have knowledge by means of their senses. The other is circumstantial evidence—the proof of a chain of circumstances pointing to the existence or nonexistence of certain facts. The law makes no distinction between direct and circumstantial evidence. You should give all evidence the weight and value you believe it is entitled to receive.

INSTRUCTION NO. 6

The jurors are the sole judges of the weight and credibility of the testimony and the value to be given to each witness, including the defendant, who has testified in this case. In deciding what the facts are, you may have to decide what testimony you believe and what testimony you do not believe. You may believe all of what a witness said, or only part of it or none of it.

In deciding what testimony to believe, consider the witness's intelligence, the opportunity the witness had to have seen or heard the things testified about, the witness's memory, any motives that witness may have for testifying a certain way, the manner of the witness while testifying, whether that witness said something different at an earlier time, the general reasonableness of the testimony and the extent to which the testimony is consistent with any evidence that you believe.

In deciding whether or not to believe a witness, keep in mind that people sometimes hear or see things differently and sometimes forget things. You need to consider, therefore, whether a contradiction is an innocent misrecollection or lapse of memory or an intentional falsehood, and that may depend on whether it has to do with an important fact or only a small detail.

You should judge the testimony of the defendant in the same manner as you judge the testimony of other witnesses.

INSTRUCTION NO. 7

In a previous instruction, I instructed you generally on the credibility of witnesses. I now give you this further instruction on how the credibility of a witness can be “impeached” and how you are to consider the testimony of certain witnesses.

A witness may be discredited or impeached by contradictory evidence; by showing that the witness testified falsely concerning a material matter; by showing the witness has a motive to be untruthful; or by evidence that at some other time the witness has said or done something, or has failed to say or do something, that is inconsistent with the witness’s present testimony.

INSTRUCTION NO. 8

The government and the defendant have stipulated—that is, they have agreed—that certain facts are as counsel have stated. You must, therefore, treat those facts as having been proved.

INSTRUCTION NO. 9

You have heard testimony from a person described as an expert. A person who, by knowledge, skill, training, education or experience, has become an expert in some field may state his or her opinions on matters in that field and may also state the reasons for his or her opinion.

Expert testimony should be considered just like any other testimony. You may accept or reject it, and give it as much weight as you think it deserves, considering the witness's education and experience, the soundness of the reasons given for the opinion, the acceptability of the methods used and all the other evidence in the case.

INSTRUCTION NO. 10

Exhibits have been admitted into evidence and are to be considered along with all of the other evidence to assist you in reaching your verdicts. You are not to tamper with the exhibits or their contents, and each exhibit should be returned into open court, along with your verdict, in the same condition as it was received by you.

INSTRUCTION NO. 11

The Indictment in this case charges the defendant with six different types of crimes.

Under each of Counts 1 through 14, the Indictment charges that the defendant committed the crime of Bank Fraud.

Under each of Counts 15 through 38, the Indictment charges that the defendant committed the crime of Making False Statements and Reports to a Bank.

Under each of Counts 39 through 52, the Indictment charges that the defendant committed the crime of Wire Fraud.

Under each of Counts 53 through 61, the Indictment charges that the defendant committed the crime of Mail Fraud.

Under each of Counts 62 through 71, the Indictment charges that the defendant committed the crime of Money Laundering.

Under each of Counts 72 through 91, the Indictment charges that the defendant committed the crime of Violating an Order of the Secretary of Agriculture.

The defendant has pleaded not guilty to each of these charges.

As I told you at the beginning of the trial, an indictment is simply an accusation. It is not evidence of anything. To the contrary, the defendant is presumed to be innocent. Thus the defendant, even though charged, begins the trial with no evidence against him. The presumption of innocence alone is sufficient to find the defendant not guilty and can be overcome only if the government proves, beyond a reasonable doubt, each element of the crimes charged.

Keep in mind that each count charges a separate crime. You must consider each count separately, and return a separate verdict for each count.

There is no burden upon a defendant to prove that he is innocent.

INSTRUCTION NO. 12

Counts 1-14 of the Indictment charge the defendant with Bank Fraud. The defendant may be found guilty of bank fraud under one of the following three alternatives: (1) participating in a scheme to defraud a financial institution; (2) executing a scheme to defraud; or (3) aiding or abetting another in executing a scheme to defraud.

First Alternative: Participating in a Scheme to Defraud

The offense of Bank Fraud by participating in a scheme to defraud has three essential elements, which are:

One, the defendant knowingly participated in a scheme to defraud a financial institution or to obtain funds owned by or under the custody and control of a financial institution by means of material false or fraudulent representations, pretenses, or promises, in that the defendant knowingly participated in a scheme to fraudulently obtain advances of money from a financial institution under a revolving loan to Agriprocessors, Inc. as follows:

- Count 1: advance of \$2,900,000 on September 4, 2007;
- Count 2: advance of \$525,000 on October 1, 2007;
- Count 3: advance of \$825,000 on November 1, 2007;
- Count 4: advance of \$1,210,000 on December 3, 2007;
- Count 5: advance of \$1,550,000 on January 2, 2008;
- Count 6: advance of \$640,000 on February 1, 2008;
- Count 7: advance of \$1,064,000 on March 3, 2008;
- Count 8: advance of \$1,579,000 on April 1, 2008;
- Count 9: advance of \$1,343,000 on May 1, 2008;
- Count 10: advance of \$1,035,000 on June 2, 2008;
- Count 11: advance of \$1,125,000 on July 1, 2008;
- Count 12: advance of \$475,000 on August 1, 2008;
- Count 13: advance of \$615,000 on September 2, 2008;
- Count 14: advance of \$1,100,000 on October 7, 2008;

Two, the defendant did so with intent to defraud; and

Three, the financial institution was insured by the FDIC.

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INSTRUCTION NO. 12 (Cont'd)

If all of these essential elements have been proved beyond a reasonable doubt as to the defendant under the count under consideration by you, then you must find the defendant guilty of that count. Otherwise, you must find the defendant not guilty of the count under consideration by you under this alternative.

Second Alternative: Executing a Scheme to Defraud

The offense of Bank Fraud by executing a scheme to defraud has three essential elements, which are:

One, the defendant knowingly executed a scheme to defraud a financial institution or to obtain funds owned by or under the custody and control of a financial institution by means of material false or fraudulent representations, pretenses, or promises, in that the defendant fraudulently obtained or voluntarily and intentionally caused others to obtain advances of money from a financial institution under a revolving loan to Agriprocessors, Inc. as follows:

- Count 1: advance of \$2,900,000 on September 4, 2007;
- Count 2: advance of \$525,000 on October 1, 2007;
- Count 3: advance of \$825,000 on November 1, 2007;
- Count 4: advance of \$1,210,000 on December 3, 2007;
- Count 5: advance of \$1,550,000 on January 2, 2008;
- Count 6: advance of \$640,000 on February 1, 2008;
- Count 7: advance of \$1,064,000 on March 3, 2008;
- Count 8: advance of \$1,579,000 on April 1, 2008;
- Count 9: advance of \$1,343,000 on May 1, 2008;
- Count 10: advance of \$1,035,000 on June 2, 2008;
- Count 11: advance of \$1,125,000 on July 1, 2008;
- Count 12: advance of \$475,000 on August 1, 2008;
- Count 13: advance of \$615,000 on September 2, 2008;
- Count 14: advance of \$1,100,000 on October 7, 2008;

Two, the defendant did so with intent to defraud; and

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INSTRUCTION NO. 12 (Cont'd)

Three, the financial institution was insured by the FDIC.

If all of these essential elements have been proved beyond a reasonable doubt as to the defendant under the count under consideration by you, then you must find the defendant guilty of that count. Otherwise, you must find the defendant not guilty of the count under consideration by you under this alternative.

Third Alternative: Aiding or Abetting Another in Executing a Scheme to Defraud

A person may also be found guilty of Bank Fraud even if he personally did not do every act constituting the offense charged, if he aided and abetted the commission of bank fraud.

In order to have aided and abetted the commission of bank fraud, a person must:

One, have known bank fraud was being committed or going to be committed in that some person or persons were fraudulently obtaining or going to obtain advances of money from a financial institution under a revolving loan to Agriprocessors, Inc. as follows:

- Count 1: advance of \$2,900,000 on September 4, 2007;
- Count 2: advance of \$525,000 on October 1, 2007;
- Count 3: advance of \$825,000 on November 1, 2007;
- Count 4: advance of \$1,210,000 on December 3, 2007;
- Count 5: advance of \$1,550,000 on January 2, 2008;
- Count 6: advance of \$640,000 on February 1, 2008;
- Count 7: advance of \$1,064,000 on March 3, 2008;
- Count 8: advance of \$1,579,000 on April 1, 2008;
- Count 9: advance of \$1,343,000 on May 1, 2008;
- Count 10: advance of \$1,035,000 on June 2, 2008;
- Count 11: advance of \$1,125,000 on July 1, 2008;
- Count 12: advance of \$475,000 on August 1, 2008;
- Count 13: advance of \$615,000 on September 2, 2008;
- Count 14: advance of \$1,100,000 on October 7, 2008;

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INSTRUCTION NO. 12 (Cont'd)

Two, have knowingly acted in some way for the purpose of causing, encouraging or aiding the commission of bank fraud;

Three, have acted with intent to defraud; and

Four, the financial institution was insured by the FDIC.

For you to find the defendant guilty of Bank Fraud by reason of aiding and abetting, the government must prove beyond a reasonable doubt that all of the elements of Bank Fraud were committed by some person or persons and that the defendant aided and abetted the commission of that crime.

You should understand that merely being present at the scene of an event, or merely acting in the same way as others or merely associating with others, does not prove that a person has become an aider and abettor. A person who has no knowledge that a crime is being committed or about to be committed, but who happens to act in a way which advances some offense, does not thereby become an aider and abettor.

If all of these essential elements have been proved beyond a reasonable doubt as to the defendant under the count under consideration by you, then you must find the defendant guilty of that count. Otherwise, you must find the defendant not guilty of the count under consideration by you under this alternative.

The phrase “scheme to defraud” includes any plan or course of action intended to deceive or cheat another out of money or property by employing material falsehoods, concealing material facts or omitting material facts. It also means the obtaining of money or property from a financial institution by means of material false representations or promises.

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INSTRUCTION NO. 12 (Cont'd)

A representation, pretense or promise is “false” when it is untrue when made or effectively conceals or omits a material fact. A representation, pretense or promise is “material” if it has a natural tendency to influence, or is capable of influencing, the decision of the institution in deciding whether to engage or not to engage in a particular transaction. However, whether a representation, pretense or promise is “material” does not depend on whether the institution was actually deceived.

You may consider acts knowingly done and statements knowingly made by a defendant’s co-schemers during the existence of the scheme and in furtherance of it as evidence pertaining to the defendant even though they were done or made in the absence of and without the knowledge of the defendant. This includes acts done or statements made before the defendant had joined the scheme, for a person who knowingly, voluntarily and intentionally joins an existing scheme is responsible for all of the conduct of the co-schemers from the beginning of the scheme.

INSTRUCTION NO. 13

The crime of Making a False Statement or Report to a Financial Institution, as charged in Counts 15 through 28 of the Indictment, has three elements, which are:

One, the defendant knowingly made a false statement or report, or voluntarily and intentionally caused another to make a false statement or report, in the following certifications that Agriprocessors, Inc. submitted to FBBC which stated that there was no Event of Default as of the date of the certification and that Agriprocessors' loan agreement representations and warranties were true as of the date of the certifications:

- Count 15: a certification submitted on September 4, 2007;
- Count 16: a certification submitted on October 1, 2007;
- Count 17: a certification submitted on November 1, 2007;
- Count 18: a certification submitted on December 3, 2007;
- Count 19: a certification submitted on January 2, 2008;
- Count 20: a certification submitted on February 1, 2008;
- Count 21: a certification submitted on March 3, 2008;
- Count 22: a certification submitted on April 1, 2008;
- Count 23: a certification submitted on May 1, 2008;
- Count 24: a certification submitted on June 2, 2008
- Count 25: a certification submitted on July 1, 2008;
- Count 26: a certification submitted on August 1, 2008;
- Count 27: a certification submitted on September 2, 2008;
- Count 28: a certification submitted on October 7, 2008;

Two, the defendant made the false statement or caused another to make the false statement for the purpose of influencing the action of a financial institution upon requests for advances on a loan; and

Three, that the financial institution was insured by the FDIC at the time the statement was made.

A statement is "false" if untrue when made.

If all of these essential elements have been proved beyond a reasonable doubt as to the defendant under the count under consideration by you, then you must find the defendant guilty of that count. Otherwise, you must find the defendant not guilty of the count under consideration by you.

INSTRUCTION NO. 14

The crime of Making a False Statement or Report to a Financial Institution, as charged in Count 29 of the Indictment, has three elements, which are:

One, the defendant knowingly made a false statement, that is, that during the time period leading up to the arrests of approximately 389 undocumented alien workers at Agriprocessors, Inc. on May 12, 2008, the defendant had been unaware that such alien workers were undocumented;

Two, the defendant made the false statement for the purpose of influencing the action of a financial institution upon requests for advances on a loan; and

Three, that the financial institution was insured by the FDIC at the time the statement was made.

A statement is “false” if untrue when made.

If all of these essential elements have been proved beyond a reasonable doubt as to the defendant under the count under consideration by you, then you must find the defendant guilty of that count. Otherwise, you must find the defendant not guilty of the count under consideration by you.

INSTRUCTION NO. 15

The crime of Making a False Statement or Report to a Financial Institution, as charged in Counts 30 through 38 of the Indictment, has three elements, which are:

One, the defendant knowingly made or voluntarily and intentionally caused another to make a false statement or report, or willfully overvalued property and security or caused another to overvalue property or security, by submitting or causing to be submitted false monthly financial reports that overstated the accounts receivable collateral that supported a revolving loan to Agriprocessors, Inc. as follows:

- Count 30: submission of a false report on or about February 29, 2008, regarding accounts receivable as of January 25, 2008;
- Count 31: submission of a false report on or about March 27, 2008, regarding accounts receivable as of February 29, 2008;
- Count 32: submission of a false report on or about April 18, 2008, regarding accounts receivable as of March 28, 2008;
- Count 33: submission of a false report on or about May 20, 2008, regarding accounts receivable as of April 25, 2008;
- Count 34: submission of a false report on or about July 2, 2008, regarding accounts receivable as of May 30, 2008;
- Count 35: submission of a false report in or about July or August of 2008, regarding accounts receivable as of June 27, 2008;
- Count 36: submission of a false report on or about September 3, 2008, regarding accounts receivable as of July 25, 2008;
- Count 37: submission of a false report in or about September or October of 2008, regarding accounts receivable as of August 29, 2008;
- Count 38: submission of a false report in or about October of 2008, regarding accounts receivable as of September 26, 2008;

Two, the defendant made the false statement or caused another to make a false statement, or overvalued the property or security or caused another to overvalue the property or security, for the purpose of influencing the action of a financial institution upon requests for advances on a loan; and

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INSTRUCTION NO. 15 (Cont'd)

Three, that the financial institution was insured by the FDIC at the time the statement was made.

A statement is “false” if untrue when made.

Count 30 charges that the defendant: (1) made a false statement or report, or caused another to make a false statement or report, or (2) overvalued property owed to Agriprocessors, Inc., or caused another to overvalue property owed to Agriprocessors, Inc., by the following businesses: City Glatt, Twin City Hide, Van Hoven, Colorado Meat Packers, Twin City Poultry, Doheny Wholesale, Western Kosher and Right Place.

Counts 31-38 charge that the defendant: (1) made a false statement or report, or caused another to make a false statement or report, or (2) overvalued property owed to Agriprocessors, Inc., or caused another to overvalue property owed to Agriprocessors, Inc., by the following businesses: City Glatt, Twin City Hide, Van Hoven, Colorado Meat Packers, Twin City Poultry, Doheny Wholesale, Western Kosher, Right Place and House of Glatt.

You may only find the defendant guilty on each of Counts 30-38 if you find unanimously and beyond a reasonable doubt that the defendant made or caused to be made a false statement concerning at least one of the businesses at issue in the count under consideration by you. You must be unanimous in your finding about which, if any, of the businesses at issue the overstatement was made.

If all of these essential elements have been proved beyond a reasonable doubt as to the defendant under the count under consideration by you, then you must find the defendant guilty of that count. Otherwise, you must find the defendant not guilty of the count under consideration by you.

INSTRUCTION NO. 16

For the purposes of Counts 1-38 of the Indictment, the government does not have to show that the scheme to defraud or false statements or reports were directed solely toward a federally insured bank. It may be sufficient to show that the fraudulent scheme or false statements or reports were directed toward a wholly-owned subsidiary of a federally insured bank if they exposed a federally insured bank to a risk of loss. Thus, the phrase “financial institution” includes both parent companies and their wholly-owned subsidiaries which function as alter-egos of their parent companies. In determining whether a wholly-owned subsidiary is part of the same “financial institution” as its parent, you may consider, among other things, whether the subsidiary (a) has officers and directors in common with the parent, (b) is subject to the same regulatory examination procedures as the parent, (c) has its financial results reported with the parent’s on a consolidated basis, (d) receives funding to do business from the parent, and (e) is subject to control and oversight by the parent in routine matters. All of the above factors need not be present for a subsidiary to be considered part of the same “financial institution” as its parent. Rather, your determination should be based upon the overall relationship between the subsidiary and the parent.

INSTRUCTION NO. 17

The crime of Wire Fraud, as charged in Counts 39-52 of the Indictment, has three elements, which are:

One, the defendant voluntarily and intentionally participated in a scheme to defraud with knowledge of its fraudulent nature or devised or participated in a scheme to obtain money or property by means of material false representations or promises which scheme is described as follows: fraudulently obtaining advances of money from FBBC under a revolving loan to Agriprocessors, Inc. by lying about Agriprocessors' compliance with the law, diverting collections from accounts receivable collateral supporting the loan and/or creating false accounts receivable collateral supporting the loan.

Two, the defendant did so with the intent to defraud; and

Three, the defendant used, or caused to be used, interstate wire facilities in furtherance of, or in an attempt to carry out, some essential step in the scheme, specifically, the interstate submission by facsimile machine of the following advance requests:

- Count 39: advance of \$2,900,000 on September 4, 2007;
- Count 40: advance of \$525,000 on October 1, 2007;
- Count 41: advance of \$825,000 on November 1, 2007;
- Count 42: advance of \$1,210,000 on December 3, 2007;
- Count 43: advance of \$1,550,000 on January 2, 2008;
- Count 44: advance of \$640,000 on February 1, 2008;
- Count 45: advance of \$1,064,000 on March 3, 2008;
- Count 46: advance of \$1,579,000 on April 1, 2008;
- Count 47: advance of \$1,343,000 on May 1, 2008;
- Count 48: advance of \$1,035,000 on June 2, 2008;
- Count 49: advance of \$1,125,000 on July 1, 2008;
- Count 50: advance of \$475,000 on August 1, 2008;
- Count 51: advance of \$615,000 on September 2, 2008;
- Count 52: advance of \$1,100,000 on October 7, 2008.

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INSTRUCTION NO. 17 (Cont'd)

If all of these essential elements have been proved beyond a reasonable doubt as to the defendant under the count under consideration by you, then you must find the defendant guilty of that count. Otherwise, you must find the defendant not guilty of the count under consideration by you.

The phrase “scheme to defraud” includes any plan or course of action intended to deceive or cheat another out of money or property by employing material falsehoods, concealing material facts or omitting material facts. It also means the obtaining of money or property from another by means of material false representations or promises. A scheme to defraud need not be fraudulent on its face but must include some sort of fraudulent misrepresentation or promise reasonably calculated to deceive a reasonable person.

A statement or representation is “false” when it is untrue when made or effectively conceals or omits a material fact.

A representation or promise is “material” if it has a natural tendency to influence, or is capable of influencing, the decision of a reasonable person in deciding whether to engage or not to engage in a particular transaction. However, whether a representation or promise is “material” does not depend on whether the person was actually deceived.

To act with “intent to defraud” means to act knowingly and with the intent to deceive someone for the purpose of causing some financial loss or loss of property to another or bringing about some financial gain to oneself or another to the detriment of a third party. With respect to false statements, the defendant must have known the statement was untrue when made or have made the statement with reckless indifference to its truth or falsity.

(CONTINUED)

INSTRUCTION NO. 17 (Cont'd)

It is not necessary that the use of interstate wire facilities by the participants themselves be contemplated or that the defendant do any actual sending of material by interstate wire facility or specifically intend that an interstate wire facility be used. It is sufficient if an interstate wire facility was in fact used to carry out the scheme and the use of an interstate wire facility by someone was reasonably foreseeable.

Each separate use of an interstate wire facility in furtherance of the scheme to defraud constitutes a separate offense.

The wire fraud counts of the Indictment charge that the defendant devised or participated in a scheme. The government need not prove, however, that the participants in the scheme met together to formulate the scheme charged, or that there was a formal agreement among them, in order for them to be held jointly responsible for the operation of the scheme and the use of an interstate wire facility for the purpose of accomplishing the scheme. It is sufficient if only one person conceives the scheme and the others knowingly, voluntarily and intentionally join in and participate in some way in the operation of the scheme in order for such others to be held jointly responsible.

It is not necessary that the government prove all of the details concerning the precise nature and purpose of the scheme, that the material sent by interstate wire facility was itself false or fraudulent, that the alleged scheme actually succeeded in defrauding anyone, or that the use of interstate wire facility was intended as the specific or exclusive means of accomplishing the alleged fraud.

If you find proof beyond a reasonable doubt of a business custom to send certain items interstate by facsimile, that is evidence from which you may, but are not required to, find or infer that an interstate wire facility was used to deliver those items.

INSTRUCTION NO. 18

The crime of Mail Fraud, as charged in Counts 53-61 of the Indictment, has three elements, which are:

One, the defendant voluntarily and intentionally participated in a scheme to defraud with knowledge of its fraudulent nature or devised or participated in a scheme to obtain money or property by means of material false representations or promises which scheme is described as follows: fraudulently obtaining advances of money from FBBC under a revolving loan to Agriprocessors, Inc. by lying about Agriprocessors' compliance with the law, diverting collections from accounts receivable collateral for the loan, and/or creating false accounts receivable collateral supporting the loan.

Two, the defendant did so with the intent to defraud; and

Three, the defendant used, or caused to be used, a commercial interstate carrier in furtherance of, or in an attempt to carry out, some essential step in the scheme, specifically, the use of a commercial interstate carrier to send the following false financial reports to FBBC which overstated the accounts receivable collateral supporting the loan:

- Count 53: submission of a false report on or about February 29, 2008, regarding accounts receivable as of January 25, 2008;
- Count 54: submission of a false report on or about March 27, 2008, regarding accounts receivable as of February 29, 2008;
- Count 55: submission of a false report on or about April 18, 2008, regarding accounts receivable as of March 28, 2008;
- Count 56: submission of a false report on or about May 20, 2008, regarding accounts receivable as of April 25, 2008;
- Count 57: submission of a false report on or about July 2, 2008, regarding accounts receivable as of May 30, 2008;

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INSTRUCTION NO. 18 (Cont'd)

- Count 58: submission of a false report in or about July or August of 2008, regarding accounts receivable as of June 27, 2008;
- Count 59: submission of a false report on or about September 3, 2008, regarding accounts receivable as of July 25, 2008;
- Count 60: submission of a false report in or about September or October of 2008, regarding accounts receivable as of August 29, 2008;
- Count 61: submission of a false report in or about October of 2008, regarding accounts receivable as of September 26, 2008

If all of these essential elements have been proved beyond a reasonable doubt as to the defendant under the count under consideration by you, then you must find the defendant guilty of that count. Otherwise, you must find the defendant not guilty of the count under consideration by you.

The phrase “scheme to defraud” includes any plan or course of action intended to deceive or cheat another out of money or property by employing material falsehoods, concealing material facts, or omitting material facts. It also means the obtaining of money or property from another by means of material false representations or promises. A scheme to defraud need not be fraudulent on its face but must include some sort of fraudulent misrepresentation or promise reasonably calculated to deceive a reasonable person.

A statement or representation is “false” when it is untrue when made or effectively conceals or omits a material fact.

(CONTINUED)

INSTRUCTION NO. 18 (Cont'd)

A representation or promise is “material” if it has a natural tendency to influence, or is capable of influencing, the decision of a reasonable person in deciding whether to engage or not to engage in a particular transaction. However, whether a representation or promise is “material” does not depend on whether the person was actually deceived.

To act with “intent to defraud” means to act knowingly and with the intent to deceive someone for the purpose of causing some financial loss or loss of property to another or bringing about some financial gain to oneself or another to the detriment of a third party. With respect to false statements, the defendant must have known the statement was untrue when made or have made the statement with reckless indifference to its truth or falsity.

It is not necessary that the use of an interstate carrier by the participants themselves be contemplated or that the defendant do any actual sending of material by an interstate carrier or specifically intend that an interstate carrier be used. It is sufficient if an interstate carrier was in fact used to carry out the scheme and the use of an interstate carrier by someone was reasonably foreseeable.

Deliveries by an interstate carrier which are designed to lull victims into a false sense of security, postpone inquiries or complaints, or make the transaction less suspect are deliveries in furtherance of the scheme.

Each separate use of an interstate carrier in furtherance of the scheme to defraud constitutes a separate offense.

(CONTINUED)

INSTRUCTION NO. 18 (Cont'd)

The mail fraud counts of the Indictment charge that the defendant devised or participated in a scheme. The government need not prove, however, that the participants in the scheme met together to formulate the scheme charged, or that there was a formal agreement among them, in order for them to be held jointly responsible for the operation of the scheme and the use of an interstate carrier for the purpose of accomplishing the scheme. It is sufficient if only one person conceives the scheme and the others knowingly, voluntarily and intentionally join in and participate in some way in the operation of the scheme in order for such others to be held jointly responsible.

It is not necessary that the government prove all of the details alleged in the Indictment concerning the precise nature and purpose of the scheme, that the material sent by an interstate carrier was itself false or fraudulent, that the alleged scheme actually succeeded in defrauding anyone, or that the use of an interstate carrier was intended as the specific or exclusive means of accomplishing the alleged fraud.

If you find proof beyond a reasonable doubt of a business custom of sending certain items by interstate carrier, that is evidence from which you may, but are not required to, find or infer that an interstate carrier was used to deliver those items.

INSTRUCTION NO. 19

The Indictment alleges that the defendant committed the crimes alleged in Counts 1-61, in part, by making false representations regarding the defendant's and Agriprocessors' compliance with certain laws.

To assist you in determining whether Agriprocessors violated the Packers & Stockyards Act by failing to pay, when due, the full purchase price of livestock as required by law as alleged in the Indictment, you are advised as follows: the phrase, "pay, when due, the full purchase price of livestock as required by law," means delivering full payment to the seller before the close of the next business day following the purchase of livestock or placing a check in the United States mail, properly addressed to the seller, for the full amount of the purchase price, before the close of the next business day following the purchase of livestock.

To assist you in determining whether someone violated the law by harboring undocumented aliens, you are advised that the offense of harboring an illegal alien has four essential elements, which are:

One, one or more individuals was an alien;

Two, one or more of the aliens entered or remained in the United States unlawfully;

Three, the defendant knew, or recklessly disregarded the fact, that one or more aliens was not lawfully in the United States; and

Four, the defendant concealed, harbored or shielded one or more aliens from detection.

(CONTINUED)

INSTRUCTION NO. 19 (Cont'd)

An “alien” is a person who is not a citizen or national of the United States. The term “harboring” means any conduct tending to substantially facilitate an alien’s remaining in the United States illegally, including, but not limited to giving shelter, providing housing, providing employment and/or providing rides to a place of employment.

To assist you in determining whether someone violated the law by conspiring to harbor undocumented aliens, you are advised that the crime of conspiracy to harbor undocumented aliens requires that two or more persons reached an agreement or came to an understanding to harbor undocumented aliens and did so knowing the purpose of the agreement or understanding was to harbor undocumented aliens.

To assist you in determining whether Agriprocessors, as a corporation, violated the law, you are advised that a corporation can act only through its agents—that is, its directors, officers, employees, and other persons authorized to act for it. A corporation may be found guilty of a criminal offense if:

One, each element of the crime at issue was committed by one or more of the corporation’s agents;

Two, in committing those acts the agent intended, at least in part, to benefit the corporation; and

Three, each act was within the scope of employment of the agent who committed it.

For an act to be within the scope of an agent’s employment, it must relate directly to the performance of the agent’s general duties for the corporation. It is not necessary that the act itself have been authorized by the corporation.

If an agent was acting within the scope of his or her employment, the fact that the agent’s act was illegal, contrary to his employer’s instructions or against the corporation’s policies will not relieve the corporation of responsibility for it.

INSTRUCTION NO. 20

Counts 62-71 of the Indictment charge the defendant with conducting an illegal financial transaction. The defendant may be found guilty of these offenses under one of the following two alternatives: (1) personally conducting an illegal financial transaction; or (2) aiding or abetting another in conducting an illegal financial transaction.

First Alternative: Conducting an Illegal Financial Transaction

The crime of conducting an illegal financial transaction, as charged in Counts 62 through 71 of the Indictment, has four elements, which are:

One, on or about the dates alleged with regard to each specific count stated below, the defendant conducted a financial transaction which in any way or degree affected interstate or foreign commerce, that is, the deposit of the following checks from third-party entities into a depository account at Decorah Bank and Trust Company:

- Count 62: the deposit on August 9, 2007 of check numbers 2371 (\$42,240.86) and 2372 (\$48,685.03) from Kosher Community Grocery;

- Count 63: the deposit on September 19, 2007 of check numbers 3274 (\$38,464.92) and 3299 (\$18,768.46) from Torah Education of Northeast Iowa;

- Count 64: the deposit on October 17, 2007 of check numbers 2506 (\$41,066.57) and 2507 (\$42,525.56) from Kosher Community Grocery;

- Count 65: the deposit on November 14, 2007 of check numbers 3344 (\$32,300.86) and 3349 (\$35,362.44) from Torah Education of Northeast Iowa

- Count 66: the deposit on December 11, 2007 of check numbers 2744 (\$42,899.56), 2745 (\$43,888.99) and 2746 (\$38,848.92) from Kosher Community Grocery;

- Count 67: the deposit on January 15, 2008 of check numbers 3378 (\$34,897.55) and 3379 (\$32,586.58) from Torah Education of Northeast Iowa;

(CONTINUED)

INSTRUCTION NO. 20 (Cont'd)

- Count 68: the deposit on February 26, 2008 of check numbers 3069 (\$78,890.14), 3070 (\$88,593.45), 3071 (\$79,222.48) and 3072 (\$88,259.26) from Kosher Community Grocery;
- Count 69: the deposit on March 18, 2008 of check number 3365 (\$48,660.88) and 3366 (\$38,982.46) from Torah Education of Northeast Iowa;
- Count 70: the deposit on April 15, 2008 of check numbers 3632 (\$78,888.56), 3668 (\$78,458.55) and 3692 (\$98,458.48) from Torah Education of Northeast Iowa;
- Count 71: the deposit on May 13, 2008 of check numbers 3435 (\$88,958.26), 3436 (\$59,158.25), 3437 (\$97,859.28) and 3438 (\$60,259.36) from Torah Education of Northeast Iowa;

Two, the defendant conducted the financial transaction with money that involved the proceeds of specified unlawful activity, that is, bank fraud, making false statements and reports to a bank, wire fraud or mail fraud;

Three, at the time the defendant conducted the financial transaction, the defendant knew the money represented the proceeds of some form of unlawful activity; and

Four, the defendant conducted the financial transaction knowing that the transaction was designed in whole or in part to conceal or disguise the nature, location, source, ownership or control of the proceeds of the specified unlawful activity.

If all of these essential elements have been proved beyond a reasonable doubt as to the defendant under the count under consideration by you, then you must find the defendant guilty of that count. Otherwise, you must find the defendant not guilty of the count under consideration by you under this alternative.

(CONTINUED)

INSTRUCTION NO. 20 (Cont'd)

**Second Alternative: Aiding or Abetting Another in
Conducting an Illegal Financial Transaction**

A person may also be found guilty of conducting an illegal financial transaction even if he personally did not do every act constituting the offense charged, if he aided and abetted the commission of the crime of conducting an illegal financial transaction.

In order to have aided and abetted the commission of a crime, a person must:

One, have known that the crime of conducting an illegal financial transaction was being committed or was going to be committed by depositing the following checks from third party entities into a depository account at Decorah Bank and Trust Company:

Count 62: the deposit on August 9, 2007 of check numbers 2371 (\$42,240.86) and 2372 (\$48,685.03) from Kosher Community Grocery;

Count 63: the deposit on September 19, 2007 of check numbers 3274 (\$38,464.92) and 3299 (\$18,768.46) from Torah Education of Northeast Iowa;

Count 64: the deposit on October 17, 2007 of check numbers 2506 (\$41,066.57) and 2507 (\$42,525.56) from Kosher Community Grocery;

Count 65: the deposit on November 14, 2007 of check numbers 3344 (\$32,300.86) and 3349 (\$35,362.44) from Torah Education of Northeast Iowa

Count 66: the deposit on December 11, 2007 of check numbers 2744 (\$42,899.56), 2745 (\$43,888.99) and 2746 (\$38,848.92) from Kosher Community Grocery;

Count 67: the deposit on January 15, 2008 of check numbers 3378 (\$34,897.55) and 3379 (\$32,586.58) from Torah Education of Northeast Iowa;

(CONTINUED)

INSTRUCTION NO. 20 (Cont'd)

- Count 68: the deposit on February 26, 2008 of check numbers 3069 (\$78,890.14), 3070 (\$88,593.45), 3071 (\$79,222.48) and 3072 (\$88,259.26) from Kosher Community Grocery;
- Count 69: the deposit on March 18, 2008 of check number 3365 (\$48,660.88) and 3366 (\$38,982.46) from Torah Education of Northeast Iowa;
- Count 70: the deposit on April 15, 2008 of check numbers 3632 (\$78,888.56), 3668 (\$78,458.55) and 3692 (\$98,458.48) from Torah Education of Northeast Iowa;
- Count 71: the deposit on May 13, 2008 of check numbers 3435 (\$88,958.26), 3436 (\$59,158.25), 3437 (\$97,859.28) and 3438 (\$60,259.36) from Torah Education of Northeast Iowa;

Two, have knowingly acted in some way for the purpose of causing, encouraging or aiding the commission of the crime of conducting an illegal financial transaction; and

Three, have acted knowing that the transaction was designed in whole or in part to conceal or disguise the nature, location, source, ownership or control of the proceeds of specified unlawful activity.

For you to find the defendant guilty of conducting an illegal financial transaction by reason of aiding and abetting, the government must prove beyond a reasonable doubt that all of the elements of conducting an illegal financial transaction were committed by some person or persons and that the defendant aided and abetted the commission of that crime.

(CONTINUED)

INSTRUCTION NO. 20 (Cont'd)

You should understand that merely being present at the scene of an event, or merely acting in the same way as others or merely associating with others, does not prove that a person has become an aider and abettor. A person who has no knowledge that a crime is being committed or about to be committed, but who happens to act in a way which advances some offense, does not thereby become an aider and abettor.

If all of these essential elements have been proved beyond a reasonable doubt as to the defendant under the count under consideration by you, then you must find the defendant guilty of that count. Otherwise, you must find the defendant not guilty of the count under consideration by you under this alternative.

INSTRUCTION NO. 21

You are further instructed that, regarding the crimes charged in Counts 62 through 71 of the Indictment, the following definitions apply:

(1) CONDUCTED

The term “conducted” includes initiating, concluding or participating in initiating or concluding a transaction.

(2) FINANCIAL TRANSACTION

The phrase “financial transaction” means a transaction involving the use of a financial institution which is engaged in, or the activities of which affect, interstate or foreign commerce in any way or degree.

The term “transaction” means, with respect to a financial institution, a deposit, withdrawal, transfer between accounts, exchange of currency, loan, extension of credit, purchase or sale of any stock, bond, certificate of deposit, or other monetary instrument, or any other payment, transfer, or delivery by, through, or to a financial institution, by whatever means.

(3) INTERSTATE AND FOREIGN COMMERCE

The phrase “interstate commerce” means commerce between any combination of states, territories and possessions of the United States, including the District of Columbia.

The phrase “foreign commerce” means commerce between any state, territory or possession of the United States and a foreign country.

The term “commerce” includes, among other things, travel, trade, transportation and communication.

(CONTINUED)

INSTRUCTION NO. 21 (Cont'd)

It is not necessary for the government to show that the defendant actually intended or anticipated an effect on interstate or foreign commerce. All that is necessary is that interstate or foreign commerce was affected as a natural and probable consequence of the defendant's actions.

It is not necessary for the government to show that the defendant's transaction with a financial institution, that is, Decorah Bank and Trust Company, itself affected interstate or foreign commerce. All that is necessary is that at the time of the alleged offense, Decorah Bank and Trust Company was engaged in or had other activities which affected interstate or foreign commerce in any way or degree.

You may find that the transaction involved the use of a financial institution which engaged in or the activities of which affected interstate or foreign commerce in any way or degree if you find from the evidence beyond a reasonable doubt that funds deposited into the depository account at Decorah Bank and Trust Company were periodically transferred to FBBC or First Bank in Missouri.

(4) FINANCIAL INSTITUTION

The phrase "financial institution," means, among other things: a bank insured by the Federal Deposit Insurance Corporation ("FDIC"); a commercial bank or trust company; a private banker; a credit union; or an issuer, redeemer, or cashier of travelers' checks, checks, money orders or similar instruments.

(CONTINUED)

INSTRUCTION NO. 21 (Cont'd)

(5) PROCEEDS

The term “proceeds” means any property, or any interest in a property, that someone acquires or retains as a result of the commission of a specified unlawful activity. For example, if someone robs a bank, the money taken from the teller is the proceeds of bank robbery. If someone steals a car, the car is the proceeds of a theft. If someone commits a fraud scheme and thereby acquires money from the victim of the fraud, that money is the proceeds of the crime. The term “proceeds” includes, but is not limited to, profits. “Profits” consist of what remains after expenses are paid.

It does not matter whether or not the person who committed the underlying crime, and thereby acquired or retained the proceeds, was the defendant. It is a crime to conduct a financial transaction involving property that is the proceeds of a crime, even if that crime was committed by another person, as long as all of the elements of the offense are satisfied.

The government is not required to trace the property it alleges to be proceeds of specified unlawful activity to a particular underlying offense. It is sufficient if the government proves that the property was the proceeds of specified unlawful activity generally. For example, in a case involving alleged drug proceeds, the government would not have to trace the money to a particular drug offense, but could satisfy the requirement by proving that the money was the proceeds of drug trafficking generally.

The government need not prove that all of the property involved in the transaction was the proceeds of the specified unlawful activity. It is sufficient if the government proves that at least part of the property represents such proceeds.

(CONTINUED)

INSTRUCTION NO. 21 (Cont'd)

(6) SPECIFIED UNLAWFUL ACTIVITY

The phrase “specified unlawful activity” means any one of a large variety of offenses defined by statute. I instruct you as a matter of law that bank fraud, making false statements and reports to a bank, wire fraud and mail fraud fall within the definition. To assist you in determining whether someone committed bank fraud, making false statements and reports to a bank, wire fraud or mail fraud, you may consider the elements of bank fraud, making false statements and reports to a bank, wire fraud and mail fraud as previously described in these instructions.

(7) KNOWLEDGE

The phrase “knew the money represented the proceeds of some form of unlawful activity,” means that the defendant knew the property involved in the transaction represented proceeds from some form, though not necessarily which form, of activity that constitutes a felony offense under State or Federal law. Thus, the government need not prove the defendant specifically knew that the money involved in the financial transaction represented the proceeds of bank fraud, making false statements and reports to a bank, wire fraud, mail fraud or any other specific offense; it need only prove that he knew it represented the proceeds of some form, though not necessarily which form, of felony under state or federal law.

It is not necessary to show that the defendant intended to commit bank fraud, making false statements and reports to a bank, wire fraud or mail fraud himself; it is sufficient that in conducting the financial transaction, the defendant himself intended to make the unlawful activity easier or less difficult.

INSTRUCTION NO. 22

The crime of violating an order of the Secretary of Agriculture, as charged in Counts 72 through 91 of the Indictment, has four elements, which are:

One, the defendant was an officer, director, agent or employee of a packer;

Two, the Secretary of Agriculture issued an order to the packer to cease the forbidden practice of failing to pay livestock suppliers in a timely manner as required by law;

Three, the defendant knew of the Secretary of Agriculture's order; and

Four, on or about the dates alleged with regard to each specific count, the defendant knowingly failed to obey the Secretary of Agriculture's order by failing to pay, or by voluntarily and intentionally causing another to fail to pay, the following livestock suppliers in a timely manner as required by law:

Count 72: failing to timely provide a payment for livestock due on February 5, 2008 to a cattle supplier in Waukon, Iowa;

Count 73: failing to timely provide a payment for livestock due on February 12, 2008 to a cattle supplier in Chicago, Illinois;

Count 74: failing to timely provide a payment for livestock due on February 14, 2008 to a cattle supplier in Marshalltown, Iowa;

Count 75: failing to timely provide a payment for livestock due on February 15, 2008 to a cattle supplier in Minnesota;

Count 76: failing to timely provide a payment for livestock due on February 15, 2008 to a cattle supplier in Waukon, Iowa;

Count 77: failing to timely provide a payment for livestock due on February 15, 2008 to a cattle supplier in Walnut, Illinois;

Count 78: failing to timely provide a payment for livestock due on February 22, 2008 to a cattle supplier in Waukon, Iowa;

(CONTINUED)

INSTRUCTION NO. 22 (Cont'd)

- Count 79: failing to timely provide a payment for livestock due on February 28, 2008 to a cattle supplier in Waukon, Iowa;
- Count 80: failing to timely provide a payment for livestock due on February 29, 2008 to a cattle supplier in Waukon, Iowa;
- Count 81: failing to timely provide a payment for livestock due on March 5, 2008 to a cattle supplier in Aplington, Iowa;
- Count 82: failing to timely provide a payment for livestock due on March 5, 2008 to a cattle supplier in Ledyard, Iowa;
- Count 83: failing to timely provide a payment for livestock due on March 5, 2008 to a cattle supplier in Ames, Iowa;
- Count 84: failing to timely provide a payment for livestock due on March 5, 2008 to a cattle supplier in Waverly, Iowa;
- Count 85: failing to timely provide a payment for livestock due on March 21, 2008 to a cattle supplier in Waukon, Iowa;
- Count 86: failing to timely provide a payment for livestock due on March 28, 2008 to a cattle supplier in Waukon, Iowa;
- Count 87: failing to timely provide a payment for livestock due on March 29, 2008 to a cattle supplier in Aplington, Iowa;
- Count 88: failing to timely provide a payment for livestock due on April 1, 2008 to a cattle supplier in Waukon, Iowa;
- Count 89: failing to timely provide a payment for livestock due on April 4, 2008 to a cattle supplier in Waukon, Iowa;
- Count 90: failing to timely provide a payment for livestock due on April 9, 2008 to a cattle supplier in Waverly, Iowa;

(CONTINUED)

INSTRUCTION NO. 22 (Cont'd)

Count 91: failing to timely provide a payment for livestock due on April 16, 2008 to a cattle supplier in Waverly, Iowa.

If all of these essential elements have been proved beyond a reasonable doubt as to the defendant under the count under consideration by you, then you must find the defendant guilty of that count. Otherwise, you must find the defendant not guilty of the count under consideration by you.

For the purposes of this instruction, the term “packer” means any person or business engaged in the business of buying livestock in commerce for purposes of slaughter, manufacturing or preparing meats or meat food products for sale or shipment in commerce.

For purposes of this instruction, the phrase “pay livestock suppliers in a timely manner as required by law” means delivering full payment to the seller before the close of the next business day following the purchase of livestock, or placing a check in the United States mail, properly addressed to the seller, for the full amount of the purchase price, before the close of the next business day following the purchase of livestock.

INSTRUCTION NO. 23

One of the issues in this case is whether the defendant acted in good faith. Good faith is a complete defense to the charge of bank fraud, mail fraud and wire fraud if it is inconsistent with intent to defraud, which is an element of the charge.

One who expresses an opinion honestly held by him, or a belief honestly entertained by him, is not chargeable with fraudulent intent even though his opinion is erroneous or his belief is mistaken; and, similarly, evidence which establishes only that a person made a mistake in judgment or an error in management, or was careless, does not establish fraudulent intent. On the other hand, an honest belief on the part of the defendant that a particular business venture was sound and would ultimately succeed would not, in and of itself, constitute "good faith" as used in these instructions if, in carrying out that venture, the defendant knowingly made false or fraudulent representations to others with the specific intent to deceive them.

Fraudulent intent is not presumed or assumed; it is personal and not imputed. One is chargeable with his own personal intent, not the intent of some other person. Bad faith is an essential element of fraudulent intent. Good faith constitutes a complete defense to one charged with an offense of which fraudulent intent is an essential element. One who acts with honest intention is not chargeable with fraudulent intent. Evidence which establishes only that a person made a mistake in judgment or an error in management, or was careless, does not establish fraudulent intent. In order to establish fraudulent intent on the part of a person, it must be established that such person knowingly and intentionally attempted to deceive another. One who knowingly and intentionally deceives another is chargeable with fraudulent intent notwithstanding the manner and form in which the deception was attempted.

Evidence that the defendant acted in good faith may be considered by you together with all the other evidence, in determining whether or not he acted with intent to defraud.

INSTRUCTION NO. 24

You have heard evidence that the witnesses Yomtov (Toby) Bensasson, Mitchell Meltzer, Elizabeth Billmeyer, Laura Althouse, Reynaldo Lopez-Nunez and Juan Carlos Guerrero-Espinoza have pled guilty to crimes which arose out of the same events for which the defendant is on trial here. You must not consider those guilty pleas as any evidence of this defendant's guilt. You may consider those witness's guilty pleas only for the purpose of determining how much, if at all, to rely upon those witness's testimony. If a witness pled guilty, that plea may also be used to show the witness's acknowledgment of participation in the offense.

INSTRUCTION NO. 25

You have heard testimony from witnesses who have received or hope to receive reduced sentences on criminal charges in return for cooperation with the prosecution in this case. These witnesses entered into agreements with the government providing that if they provide substantial assistance to the government in its investigation of crimes, the prosecutor could file a motion for a reduction of their sentences. If the prosecutor handling the witness's case believes that witness provided substantial assistance, the prosecutor can file in the court in which the charges are pending against the witness a motion to reduce that witness's sentence. The judge has no power to reduce a sentence for substantial assistance unless the government, acting through the United States Attorney, files such a motion. If such a motion for reduction of sentence for substantial assistance is filed by the government, then it is up to the judge to decide whether to reduce the sentence at all, and if so, how much to reduce it. The witness's testimony was received in evidence and may be considered by you. You may give the testimony of each witness such weight as you think it deserves. Whether or not certain testimony by a witness was influenced by the witness's receipt of a reduced sentence or hope of receiving a reduced sentence is for you to decide.

You have heard evidence that some witnesses have received promises from the government that their testimony in this case will not be used against them in a criminal case. In other words, they received "use immunity." Their testimony was received in evidence and may be considered by you. You may give their testimony such weight as you think it deserves. Whether or not their testimony may have been influenced by the government's promise is for you to determine.

INSTRUCTION NO. 26

You will note that the Indictment charges that the offenses were committed “on or about” a certain date. The government need not prove with certainty the exact date or the exact time period of an offense charged. It is sufficient if the evidence established that an offense occurred within a reasonable time of the date or period of time alleged in the Indictment.

INSTRUCTION NO. 27

A reasonable doubt is a doubt based upon reason and common sense, and not the mere possibility of innocence. A reasonable doubt is the kind of doubt that would make a reasonable person hesitate to act. Proof beyond a reasonable doubt, therefore, must be proof of such a convincing character that a reasonable person would not hesitate to rely and act upon it. However, proof beyond a reasonable doubt does not mean proof beyond all possible doubt.

INSTRUCTION NO. 28

Throughout the trial, you have been permitted to take notes. Your notes should be used only as memory aids, and you should not give your notes precedence over your independent recollection of the evidence.

In any conflict between your notes, a fellow juror's notes and your memory, your memory must prevail. Remember that notes sometimes contain the mental impressions of the note taker and can be used only to help you recollect what the testimony was. At the conclusion of your deliberations, your notes should be left in the jury room for destruction.

INSTRUCTION NO. 29

In conducting your deliberations and returning your verdicts, there are certain rules you must follow. I shall list those rules for you now.

First, when you go to the jury room, you must select one of your members as your foreperson. That person will preside over your discussions and speak for you here in court.

Second, it is your duty, as jurors, to discuss this case with one another in the jury room. You should try to reach an agreement if you can do so without violence to individual judgment, because the verdicts—whether guilty or not guilty—must be unanimous.

Each of you must make your own conscientious decision, but only after you have considered all the evidence, discussed it fully with your fellow jurors and listened to the views of your fellow jurors.

Do not be afraid to change your opinions if the discussion persuades you that you should. But do not come to a decision simply because other jurors think it is right or simply to reach a verdict.

Third, if a defendant is found guilty, the sentence to be imposed is my responsibility. You may not consider punishment in any way in deciding whether the government has proved its case beyond a reasonable doubt.

Fourth, if you need to communicate with me during your deliberations, you may send a note to me through the Court Security Officer, signed by one or more jurors. I will respond as soon as possible either in writing or orally in open court. Remember that you should not tell anyone—including me—how your votes stand numerically.

(CONTINUED)

INSTRUCTION NO. 29 (Cont'd)

Fifth, your verdicts must be based solely on the evidence and on the law which I have given to you in my instructions. The verdicts, whether guilty or not guilty, must be unanimous. Nothing I have said or done is intended to suggest what your verdicts might be—that is entirely for you to decide.

INSTRUCTION NO. 30

Attached to these instructions you will find the Verdict Forms and Interrogatory Forms. The Verdict Forms and Interrogatory Forms are simply the written notices of the decisions that you reach in this case. The answers to the Verdict Forms and Interrogatory Forms must be the unanimous decisions of the jury.

You will take the Verdict Forms and Interrogatory Forms to the jury room, and when you have completed your deliberations and each of you has agreed to the answers to the Verdict Forms and Interrogatory Forms, your foreperson will fill out the Verdict Forms and Interrogatory Forms, sign and date them and advise the Court Security Officer that you are ready to return to the courtroom.

Finally, members of the jury, take this case and give it your most careful consideration, and then without fear or favor, prejudice or bias of any kind, return the Verdict Forms and Interrogatory Forms in accord with the evidence and these instructions.

DATE

**LINDA R. READE
CHIEF JUDGE, U.S. DISTRICT COURT
NORTHERN DISTRICT OF IOWA**

**IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF IOWA
EASTERN DIVISION**

UNITED STATES OF AMERICA,

Plaintiff,

vs.

SHOLOM RUBASHKIN,

Defendant.

No. 08-CR-1324-LRR

VERDICT FORM—COUNT 1

Count 1

We, the Jury, unanimously find the defendant, Sholom Rubashkin,
_____ of the crime charged in Count 1 of the Indictment.

Not Guilty/Guilty

NOTE: If you unanimously found the defendant not guilty of
Count 1, proceed to the next Verdict Form.

If you unanimously and beyond a reasonable doubt found the
defendant guilty of Count 1, proceed to Interrogatory Form
Count 1.

FOREPERSON

DATE

**IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF IOWA
EASTERN DIVISION**

UNITED STATES OF AMERICA,

Plaintiff,

vs.

SHOLOM RUBASHKIN,

Defendant.

No. 08-CR-1324-LRR

**INTERROGATORY FORM
COUNT 1**

If you found the defendant, Sholom Rubashkin, guilty of Count 1, place a check mark (✓) below next to the way or ways in which you unanimously and beyond a reasonable doubt agree that the bank fraud was committed:

- by falsely stating Agriprocessors was in compliance with all laws when Agriprocessors and its employees were harboring or conspiring to harbor undocumented aliens
- by creating false accounts receivable collateral supporting the loan
- by diverting collections from accounts receivable collateral for the loan

FOREPERSON

DATE

**IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF IOWA
EASTERN DIVISION**

UNITED STATES OF AMERICA,

Plaintiff,

vs.

SHOLOM RUBASHKIN,

Defendant.

No. 08-CR-1324-LRR

VERDICT FORM—COUNT 2

Count 2

We, the Jury, unanimously find the defendant, Sholom Rubashkin,
_____ of the crime charged in Count 2 of the Indictment.

Not Guilty/Guilty

NOTE: If you unanimously found the defendant not guilty of
Count 2, proceed to the next Verdict Form.

If you unanimously and beyond a reasonable doubt found the
defendant guilty of Count 2, proceed to Interrogatory Form
Count 2.

FOREPERSON

DATE

**IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF IOWA
EASTERN DIVISION**

UNITED STATES OF AMERICA,

Plaintiff,

vs.

SHOLOM RUBASHKIN,

Defendant.

No. 08-CR-1324-LRR

**INTERROGATORY FORM
COUNT 2**

If you found the defendant, Sholom Rubashkin, guilty of Count 2, place a check mark (✓) below next to the way or ways in which you unanimously and beyond a reasonable doubt agree that the bank fraud was committed:

- by falsely stating Agriprocessors was in compliance with all laws when Agriprocessors and its employees were harboring or conspiring to harbor undocumented aliens
- by creating false accounts receivable collateral supporting the loan
- by diverting collections from accounts receivable collateral for the loan

FOREPERSON

DATE

**IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF IOWA
EASTERN DIVISION**

UNITED STATES OF AMERICA,

Plaintiff,

vs.

SHOLOM RUBASHKIN,

Defendant.

No. 08-CR-1324-LRR

VERDICT FORM—COUNT 3

Count 3

We, the Jury, unanimously find the defendant, Sholom Rubashkin,
_____ of the crime charged in Count 3 of the Indictment.

Not Guilty/Guilty

NOTE: If you unanimously found the defendant not guilty of
Count 3, proceed to the next Verdict Form.

If you unanimously and beyond a reasonable doubt found the
defendant guilty of Count 3, proceed to Interrogatory Form
Count 3.

FOREPERSON

DATE

**IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF IOWA
EASTERN DIVISION**

UNITED STATES OF AMERICA,

Plaintiff,

vs.

SHOLOM RUBASHKIN,

Defendant.

No. 08-CR-1324-LRR

**INTERROGATORY FORM
COUNT 3**

If you found the defendant, Sholom Rubashkin, guilty of Count 3, place a check mark (✓) below next to the way or ways in which you unanimously and beyond a reasonable doubt agree that the bank fraud was committed:

- by falsely stating Agriprocessors was in compliance with all laws when Agriprocessors and its employees were harboring or conspiring to harbor undocumented aliens
- by creating false accounts receivable collateral supporting the loan
- by diverting collections from accounts receivable collateral for the loan

FOREPERSON

DATE

**IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF IOWA
EASTERN DIVISION**

UNITED STATES OF AMERICA,

Plaintiff,

vs.

SHOLOM RUBASHKIN,

Defendant.

No. 08-CR-1324-LRR

VERDICT FORM—COUNT 4

Count 4

We, the Jury, unanimously find the defendant, Sholom Rubashkin,
_____ of the crime charged in Count 4 of the Indictment.

Not Guilty/Guilty

NOTE: If you unanimously found the defendant not guilty of
Count 4, proceed to the next Verdict Form.

If you unanimously and beyond a reasonable doubt found the
defendant guilty of Count 4, proceed to Interrogatory Form
Count 4.

FOREPERSON

DATE

**IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF IOWA
EASTERN DIVISION**

UNITED STATES OF AMERICA,

Plaintiff,

vs.

SHOLOM RUBASHKIN,

Defendant.

No. 08-CR-1324-LRR

**INTERROGATORY FORM
COUNT 4**

If you found the defendant, Sholom Rubashkin, guilty of Count 4, place a check mark (✓) below next to the way or ways in which you unanimously and beyond a reasonable doubt agree that the bank fraud was committed:

- by falsely stating Agriprocessors was in compliance with all laws when Agriprocessors and its employees were harboring or conspiring to harbor undocumented aliens
- by creating false accounts receivable collateral supporting the loan
- by diverting collections from accounts receivable collateral for the loan

FOREPERSON

DATE

**IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF IOWA
EASTERN DIVISION**

UNITED STATES OF AMERICA,

Plaintiff,

vs.

SHOLOM RUBASHKIN,

Defendant.

No. 08-CR-1324-LRR

VERDICT FORM—COUNT 5

Count 5

We, the Jury, unanimously find the defendant, Sholom Rubashkin,
_____ of the crime charged in Count 5 of the Indictment.

Not Guilty/Guilty

NOTE: If you unanimously found the defendant not guilty of
Count 5, proceed to the next Verdict Form.

If you unanimously and beyond a reasonable doubt found the
defendant guilty of Count 5, proceed to Interrogatory Form
Count 5.

FOREPERSON

DATE

**IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF IOWA
EASTERN DIVISION**

UNITED STATES OF AMERICA,

Plaintiff,

vs.

SHOLOM RUBASHKIN,

Defendant.

No. 08-CR-1324-LRR

**INTERROGATORY FORM
COUNT 5**

If you found the defendant, Sholom Rubashkin, guilty of Count 5, place a check mark (✓) below next to the way or ways in which you unanimously and beyond a reasonable doubt agree that the bank fraud was committed:

- by falsely stating Agriprocessors was in compliance with all laws when Agriprocessors and its employees were harboring or conspiring to harbor undocumented aliens
- by creating false accounts receivable collateral supporting the loan
- by diverting collections from accounts receivable collateral for the loan

FOREPERSON

DATE

**IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF IOWA
EASTERN DIVISION**

UNITED STATES OF AMERICA,

Plaintiff,

vs.

SHOLOM RUBASHKIN,

Defendant.

No. 08-CR-1324-LRR

VERDICT FORM—COUNT 6

Count 6

We, the Jury, unanimously find the defendant, Sholom Rubashkin,
_____ of the crime charged in Count 6 of the Indictment.

Not Guilty/Guilty

NOTE: If you unanimously found the defendant not guilty of
Count 6, proceed to the next Verdict Form.

If you unanimously and beyond a reasonable doubt found the
defendant guilty of Count 6, proceed to Interrogatory Form
Count 6.

FOREPERSON

DATE

**IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF IOWA
EASTERN DIVISION**

UNITED STATES OF AMERICA,

Plaintiff,

vs.

SHOLOM RUBASHKIN,

Defendant.

No. 08-CR-1324-LRR

**INTERROGATORY FORM
COUNT 6**

If you found the defendant, Sholom Rubashkin, guilty of Count 6, place a check mark (✓) below next to the way or ways in which you unanimously and beyond a reasonable doubt agree that the bank fraud was committed:

- by falsely stating Agriprocessors was in compliance with all laws when Agriprocessors and its employees were harboring or conspiring to harbor undocumented aliens
- by creating false accounts receivable collateral supporting the loan
- by diverting collections from accounts receivable collateral for the loan

FOREPERSON

DATE

**IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF IOWA
EASTERN DIVISION**

UNITED STATES OF AMERICA,

Plaintiff,

vs.

SHOLOM RUBASHKIN,

Defendant.

No. 08-CR-1324-LRR

VERDICT FORM—COUNT 7

Count 7

We, the Jury, unanimously find the defendant, Sholom Rubashkin,
_____ of the crime charged in Count 7 of the Indictment.

Not Guilty/Guilty

NOTE: If you unanimously found the defendant not guilty of
Count 7, proceed to the next Verdict Form.

If you unanimously and beyond a reasonable doubt found the
defendant guilty of Count 7, proceed to Interrogatory Form
Count 7.

FOREPERSON

DATE

**IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF IOWA
EASTERN DIVISION**

UNITED STATES OF AMERICA,

Plaintiff,

vs.

SHOLOM RUBASHKIN,

Defendant.

No. 08-CR-1324-LRR

**INTERROGATORY FORM
COUNT 7**

If you found the defendant, Sholom Rubashkin, guilty of Count 7, place a check mark (✓) below next to the way or ways in which you unanimously and beyond a reasonable doubt agree that the bank fraud was committed:

- by falsely stating Agriprocessors was in compliance with all laws when Agriprocessors and its employees were harboring or conspiring to harbor undocumented aliens
- by falsely stating Agriprocessors was in compliance with all laws when Agriprocessors and its employees were failing to comply with the Packers and Stockyards Act
- by creating false accounts receivable collateral supporting the loan
- by diverting collections from accounts receivable collateral for the loan

FOREPERSON

DATE

**IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF IOWA
EASTERN DIVISION**

UNITED STATES OF AMERICA,

Plaintiff,

vs.

SHOLOM RUBASHKIN,

Defendant.

No. 08-CR-1324-LRR

VERDICT FORM—COUNT 8

Count 8

We, the Jury, unanimously find the defendant, Sholom Rubashkin,
_____ of the crime charged in Count 8 of the Indictment.

Not Guilty/Guilty

NOTE: If you unanimously found the defendant not guilty of
Count 8, proceed to the next Verdict Form.

If you unanimously and beyond a reasonable doubt found the
defendant guilty of Count 8, proceed to Interrogatory Form
Count 8.

FOREPERSON

DATE

**IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF IOWA
EASTERN DIVISION**

UNITED STATES OF AMERICA,

Plaintiff,

vs.

SHOLOM RUBASHKIN,

Defendant.

No. 08-CR-1324-LRR

**INTERROGATORY FORM
COUNT 8**

If you found the defendant, Sholom Rubashkin, guilty of Count 8, place a check mark (✓) below next to the way or ways in which you unanimously and beyond a reasonable doubt agree that the bank fraud was committed:

- by falsely stating Agriprocessors was in compliance with all laws when Agriprocessors and its employees were harboring or conspiring to harbor undocumented aliens
- by falsely stating Agriprocessors was in compliance with all laws when Agriprocessors and its employees were failing to comply with the Packers and Stockyards Act
- by creating false accounts receivable collateral supporting the loan
- by diverting collections from accounts receivable collateral for the loan

FOREPERSON

DATE

**IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF IOWA
EASTERN DIVISION**

UNITED STATES OF AMERICA,

Plaintiff,

vs.

SHOLOM RUBASHKIN,

Defendant.

No. 08-CR-1324-LRR

VERDICT FORM—COUNT 9

Count 9

We, the Jury, unanimously find the defendant, Sholom Rubashkin,
_____ of the crime charged in Count 9 of the Indictment.

Not Guilty/Guilty

NOTE: If you unanimously found the defendant not guilty of
Count 9, proceed to the next Verdict Form.

If you unanimously and beyond a reasonable doubt found the
defendant guilty of Count 9, proceed to Interrogatory Form
Count 9.

FOREPERSON

DATE

**IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF IOWA
EASTERN DIVISION**

UNITED STATES OF AMERICA,

Plaintiff,

vs.

SHOLOM RUBASHKIN,

Defendant.

No. 08-CR-1324-LRR

**INTERROGATORY FORM
COUNT 9**

If you found the defendant, Sholom Rubashkin, guilty of Count 9, place a check mark (✓) below next to the way or ways in which you unanimously and beyond a reasonable doubt agree that the bank fraud was committed:

- _____ by falsely stating Agriprocessors was in compliance with all laws when Agriprocessors and its employees were harboring or conspiring to harbor undocumented aliens
- _____ by creating false accounts receivable collateral supporting the loan
- _____ by diverting collections from accounts receivable collateral for the loan

FOREPERSON

DATE

**IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF IOWA
EASTERN DIVISION**

UNITED STATES OF AMERICA,

Plaintiff,

vs.

SHOLOM RUBASHKIN,

Defendant.

No. 08-CR-1324-LRR

VERDICT FORM—COUNT 10

Count 10

We, the Jury, unanimously find the defendant, Sholom Rubashkin,
_____ of the crime charged in Count 10 of the Indictment.

Not Guilty/Guilty

NOTE: If you unanimously found the defendant not guilty of
Count 10, proceed to the next Verdict Form.

If you unanimously and beyond a reasonable doubt found the
defendant guilty of Count 10, proceed to Interrogatory Form
Count 10.

FOREPERSON

DATE

**IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF IOWA
EASTERN DIVISION**

UNITED STATES OF AMERICA,

Plaintiff,

vs.

SHOLOM RUBASHKIN,

Defendant.

No. 08-CR-1324-LRR

**INTERROGATORY FORM
COUNT 10**

If you found the defendant, Sholom Rubashkin, guilty of Count 10, place a check mark (✓) below next to the way or ways in which you unanimously and beyond a reasonable doubt agree that the bank fraud was committed:

- by falsely stating Agriprocessors was in compliance with all laws when Agriprocessors and its employees were harboring or conspiring to harbor undocumented aliens
- by creating false accounts receivable collateral supporting the loan
- by diverting collections from accounts receivable collateral for the loan

FOREPERSON

DATE

**IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF IOWA
EASTERN DIVISION**

UNITED STATES OF AMERICA,

Plaintiff,

vs.

SHOLOM RUBASHKIN,

Defendant.

No. 08-CR-1324-LRR

VERDICT FORM—COUNT 11

Count 11

We, the Jury, unanimously find the defendant, Sholom Rubashkin,
_____ of the crime charged in Count 11 of the Indictment.

Not Guilty/Guilty

NOTE: If you unanimously found the defendant not guilty of
Count 11, proceed to the next Verdict Form.

If you unanimously and beyond a reasonable doubt found the
defendant guilty of Count 11, proceed to Interrogatory Form
Count 11.

FOREPERSON

DATE

**IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF IOWA
EASTERN DIVISION**

UNITED STATES OF AMERICA,

Plaintiff,

vs.

SHOLOM RUBASHKIN,

Defendant.

No. 08-CR-1324-LRR

**INTERROGATORY FORM
COUNT 11**

If you found the defendant, Sholom Rubashkin, guilty of Count 11, place a check mark (✓) below next to the way or ways in which you unanimously and beyond a reasonable doubt agree that the bank fraud was committed:

- by falsely stating Agriprocessors was in compliance with all laws when Agriprocessors and its employees were harboring or conspiring to harbor undocumented aliens
- by creating false accounts receivable collateral supporting the loan
- by diverting collections from accounts receivable collateral for the loan

FOREPERSON

DATE

**IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF IOWA
EASTERN DIVISION**

UNITED STATES OF AMERICA,

Plaintiff,

vs.

SHOLOM RUBASHKIN,

Defendant.

No. 08-CR-1324-LRR

VERDICT FORM—COUNT 12

Count 12

We, the Jury, unanimously find the defendant, Sholom Rubashkin,
_____ of the crime charged in Count 12 of the Indictment.

Not Guilty/Guilty

NOTE: If you unanimously found the defendant not guilty of
Count 12, proceed to the next Verdict Form.

If you unanimously and beyond a reasonable doubt found the
defendant guilty of Count 12, proceed to Interrogatory Form
Count 12.

FOREPERSON

DATE

**IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF IOWA
EASTERN DIVISION**

UNITED STATES OF AMERICA,

Plaintiff,

vs.

SHOLOM RUBASHKIN,

Defendant.

No. 08-CR-1324-LRR

**INTERROGATORY FORM
COUNT 12**

If you found the defendant, Sholom Rubashkin, guilty of Count 12, place a check mark (✓) below next to the way or ways in which you unanimously and beyond a reasonable doubt agree that the bank fraud was committed:

- by falsely stating Agriprocessors was in compliance with all laws when Agriprocessors and its employees were harboring or conspiring to harbor undocumented aliens
- by creating false accounts receivable collateral supporting the loan
- by diverting collections from accounts receivable collateral for the loan

FOREPERSON

DATE

**IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF IOWA
EASTERN DIVISION**

UNITED STATES OF AMERICA,

Plaintiff,

vs.

SHOLOM RUBASHKIN,

Defendant.

No. 08-CR-1324-LRR

VERDICT FORM—COUNT 13

Count 13

We, the Jury, unanimously find the defendant, Sholom Rubashkin,
_____ of the crime charged in Count 13 of the Indictment.

Not Guilty/Guilty

NOTE: If you unanimously found the defendant not guilty of
Count 13, proceed to the next Verdict Form.

If you unanimously and beyond a reasonable doubt found the
defendant guilty of Count 13, proceed to Interrogatory Form
Count 13.

FOREPERSON

DATE

**IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF IOWA
EASTERN DIVISION**

UNITED STATES OF AMERICA,

Plaintiff,

vs.

SHOLOM RUBASHKIN,

Defendant.

No. 08-CR-1324-LRR

**INTERROGATORY FORM
COUNT 13**

If you found the defendant, Sholom Rubashkin, guilty of Count 13, place a check mark (✓) below next to the way or ways in which you unanimously and beyond a reasonable doubt agree that the bank fraud was committed:

- by falsely stating Agriprocessors was in compliance with all laws when Agriprocessors and its employees were harboring or conspiring to harbor undocumented aliens
- by creating false accounts receivable collateral supporting the loan
- by diverting collections from accounts receivable collateral for the loan

FOREPERSON

DATE

**IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF IOWA
EASTERN DIVISION**

UNITED STATES OF AMERICA,

Plaintiff,

vs.

SHOLOM RUBASHKIN,

Defendant.

No. 08-CR-1324-LRR

VERDICT FORM—COUNT 14

Count 14

We, the Jury, unanimously find the defendant, Sholom Rubashkin,
_____ of the crime charged in Count 14 of the Indictment.

Not Guilty/Guilty

NOTE: If you unanimously found the defendant not guilty of
Count 14, proceed to the next Verdict Form.

If you unanimously and beyond a reasonable doubt found the
defendant guilty of Count 14, proceed to Interrogatory Form
Count 14.

FOREPERSON

DATE

**IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF IOWA
EASTERN DIVISION**

UNITED STATES OF AMERICA,

Plaintiff,

vs.

SHOLOM RUBASHKIN,

Defendant.

No. 08-CR-1324-LRR

**INTERROGATORY FORM
COUNT 14**

If you found the defendant, Sholom Rubashkin, guilty of Count 14, place a check mark (✓) below next to the way or ways in which you unanimously and beyond a reasonable doubt agree that the bank fraud was committed:

- by falsely stating Agriprocessors was in compliance with all laws when Agriprocessors and its employees were harboring or conspiring to harbor undocumented aliens
- by creating false accounts receivable collateral supporting the loan
- by diverting collections from accounts receivable collateral for the loan

FOREPERSON

DATE

**IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF IOWA
EASTERN DIVISION**

UNITED STATES OF AMERICA,

Plaintiff,

vs.

SHOLOM RUBASHKIN,

Defendant.

No. 08-CR-1324-LRR

VERDICT FORM—COUNT 15

Count 15

We, the Jury, unanimously find the defendant, Sholom Rubashkin,
_____ of the crime charged in Count 15 of the Indictment.

Not Guilty/Guilty

NOTE: If you unanimously found the defendant not guilty of
Count 15, proceed to the next Verdict Form.

If you unanimously and beyond a reasonable doubt found the
defendant guilty of Count 15, proceed to Interrogatory Form
Count 15.

FOREPERSON

DATE

**IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF IOWA
EASTERN DIVISION**

UNITED STATES OF AMERICA,

Plaintiff,

vs.

SHOLOM RUBASHKIN,

Defendant.

No. 08-CR-1324-LRR

**INTERROGATORY FORM
COUNT 15**

If you found the defendant, Sholom Rubashkin, guilty of Count 15, place a check mark (✓) below next to the false statement or statements that you find were made in the commission of the offense:

- false statement or statements about Agriprocessors, Inc. knowingly harboring and conspiring to harbor illegal aliens
- false statement or statements about whether accounts receivable reported in collateral certificates submitted by Agriprocessors, Inc. were genuine

FOREPERSON

DATE

**IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF IOWA
EASTERN DIVISION**

UNITED STATES OF AMERICA,

Plaintiff,

vs.

SHOLOM RUBASHKIN,

Defendant.

No. 08-CR-1324-LRR

VERDICT FORM—COUNT 16

Count 16

We, the Jury, unanimously find the defendant, Sholom Rubashkin,
_____ of the crime charged in Count 16 of the Indictment.

Not Guilty/Guilty

NOTE: If you unanimously found the defendant not guilty of
Count 16, proceed to the next Verdict Form.

If you unanimously and beyond a reasonable doubt found the
defendant guilty of Count 16, proceed to Interrogatory Form
Count 16.

FOREPERSON

DATE

**IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF IOWA
EASTERN DIVISION**

UNITED STATES OF AMERICA,

Plaintiff,

vs.

SHOLOM RUBASHKIN,

Defendant.

No. 08-CR-1324-LRR

**INTERROGATORY FORM
COUNT 16**

If you found the defendant, Sholom Rubashkin, guilty of Count 16, place a check mark (✓) below next to the false statement or statements that you find were made in the commission of the offense:

- false statement or statements about Agriprocessors, Inc. knowingly harboring and conspiring to harbor illegal aliens
- false statement or statements about whether accounts receivable reported in collateral certificates submitted by Agriprocessors, Inc. were genuine

FOREPERSON

DATE

**IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF IOWA
EASTERN DIVISION**

UNITED STATES OF AMERICA,

Plaintiff,

vs.

SHOLOM RUBASHKIN,

Defendant.

No. 08-CR-1324-LRR

VERDICT FORM—COUNT 17

Count 17

We, the Jury, unanimously find the defendant, Sholom Rubashkin,
_____ of the crime charged in Count 17 of the Indictment.

Not Guilty/Guilty

NOTE: If you unanimously found the defendant not guilty of
Count 17, proceed to the next Verdict Form.

If you unanimously and beyond a reasonable doubt found the
defendant guilty of Count 17, proceed to Interrogatory Form
Count 17.

FOREPERSON

DATE

**IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF IOWA
EASTERN DIVISION**

UNITED STATES OF AMERICA,

Plaintiff,

vs.

SHOLOM RUBASHKIN,

Defendant.

No. 08-CR-1324-LRR

**INTERROGATORY FORM
COUNT 17**

If you found the defendant, Sholom Rubashkin, guilty of Count 17, place a check mark (✓) below next to the false statement or statements that you find were made in the commission of the offense:

- false statement or statements about Agriprocessors, Inc. knowingly harboring and conspiring to harbor illegal aliens
- false statement or statements about whether accounts receivable reported in collateral certificates submitted by Agriprocessors, Inc. were genuine

FOREPERSON

DATE

**IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF IOWA
EASTERN DIVISION**

UNITED STATES OF AMERICA,

Plaintiff,

vs.

SHOLOM RUBASHKIN,

Defendant.

No. 08-CR-1324-LRR

VERDICT FORM—COUNT 18

Count 18

We, the Jury, unanimously find the defendant, Sholom Rubashkin,
_____ of the crime charged in Count 18 of the Indictment.

Not Guilty/Guilty

NOTE: If you unanimously found the defendant not guilty of
Count 18, proceed to the next Verdict Form.

If you unanimously and beyond a reasonable doubt found the
defendant guilty of Count 18, proceed to Interrogatory Form
Count 18.

FOREPERSON

DATE

**IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF IOWA
EASTERN DIVISION**

UNITED STATES OF AMERICA,

Plaintiff,

vs.

SHOLOM RUBASHKIN,

Defendant.

No. 08-CR-1324-LRR

**INTERROGATORY FORM
COUNT 18**

If you found the defendant, Sholom Rubashkin, guilty of Count 18, place a check mark (✓) below next to the false statement or statements that you find were made in the commission of the offense:

- false statement or statements about Agriprocessors, Inc. knowingly harboring and conspiring to harbor illegal aliens
- false statement or statements about whether accounts receivable reported in collateral certificates submitted by Agriprocessors, Inc. were genuine

FOREPERSON

DATE

**IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF IOWA
EASTERN DIVISION**

UNITED STATES OF AMERICA,

Plaintiff,

vs.

SHOLOM RUBASHKIN,

Defendant.

No. 08-CR-1324-LRR

VERDICT FORM—COUNT 19

Count 19

We, the Jury, unanimously find the defendant, Sholom Rubashkin,
_____ of the crime charged in Count 19 of the Indictment.

Not Guilty/Guilty

NOTE: If you unanimously found the defendant not guilty of
Count 19, proceed to the next Verdict Form.

If you unanimously and beyond a reasonable doubt found the
defendant guilty of Count 19, proceed to Interrogatory Form
Count 19.

FOREPERSON

DATE

**IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF IOWA
EASTERN DIVISION**

UNITED STATES OF AMERICA,

Plaintiff,

vs.

SHOLOM RUBASHKIN,

Defendant.

No. 08-CR-1324-LRR

**INTERROGATORY FORM
COUNT 19**

If you found the defendant, Sholom Rubashkin, guilty of Count 19, place a check mark (✓) below next to the false statement or statements that you find were made in the commission of the offense:

- false statement or statements about Agriprocessors, Inc. knowingly harboring and conspiring to harbor illegal aliens
- false statement or statements about whether accounts receivable reported in collateral certificates submitted by Agriprocessors, Inc. were genuine

FOREPERSON

DATE

**IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF IOWA
EASTERN DIVISION**

UNITED STATES OF AMERICA,

Plaintiff,

vs.

SHOLOM RUBASHKIN,

Defendant.

No. 08-CR-1324-LRR

VERDICT FORM—COUNT 20

Count 20

We, the Jury, unanimously find the defendant, Sholom Rubashkin,
_____ of the crime charged in Count 20 of the Indictment.

Not Guilty/Guilty

NOTE: If you unanimously found the defendant not guilty of
Count 20, proceed to the next Verdict Form.

If you unanimously and beyond a reasonable doubt found the
defendant guilty of Count 20, proceed to Interrogatory Form
Count 20.

FOREPERSON

DATE

**IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF IOWA
EASTERN DIVISION**

UNITED STATES OF AMERICA,

Plaintiff,

vs.

SHOLOM RUBASHKIN,

Defendant.

No. 08-CR-1324-LRR

**INTERROGATORY FORM
COUNT 20**

If you found the defendant, Sholom Rubashkin, guilty of Count 20, place a check mark (✓) below next to the false statement or statements that you find were made in the commission of the offense:

- false statement or statements about Agriprocessors, Inc. knowingly harboring and conspiring to harbor illegal aliens
- false statement or statements about whether accounts receivable reported in collateral certificates submitted by Agriprocessors, Inc. were genuine

FOREPERSON

DATE

**IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF IOWA
EASTERN DIVISION**

UNITED STATES OF AMERICA,

Plaintiff,

vs.

SHOLOM RUBASHKIN,

Defendant.

No. 08-CR-1324-LRR

VERDICT FORM—COUNT 21

Count 21

We, the Jury, unanimously find the defendant, Sholom Rubashkin,
_____ of the crime charged in Count 21 of the Indictment.

Not Guilty/Guilty

NOTE: If you unanimously found the defendant not guilty of
Count 21, proceed to the next Verdict Form.

If you unanimously and beyond a reasonable doubt found the
defendant guilty of Count 21, proceed to Interrogatory Form
Count 21.

FOREPERSON

DATE

**IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF IOWA
EASTERN DIVISION**

UNITED STATES OF AMERICA,

Plaintiff,

vs.

SHOLOM RUBASHKIN,

Defendant.

No. 08-CR-1324-LRR

**INTERROGATORY FORM
COUNT 21**

If you found the defendant, Sholom Rubashkin, guilty of Count 21, place a check mark (✓) below next to the false statement or statements that you find were made in the commission of the offense:

- false statement or statements about Agriprocessors, Inc.'s compliance with the Packers and Stockyards Act
- false statement or statements about Agriprocessors, Inc. knowingly harboring and conspiring to harbor illegal aliens
- false statement or statements about whether accounts receivable reported in collateral certificates submitted by Agriprocessors, Inc. were genuine

FOREPERSON

DATE

**IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF IOWA
EASTERN DIVISION**

UNITED STATES OF AMERICA,

Plaintiff,

vs.

SHOLOM RUBASHKIN,

Defendant.

No. 08-CR-1324-LRR

VERDICT FORM—COUNT 22

Count 22

We, the Jury, unanimously find the defendant, Sholom Rubashkin,
_____ of the crime charged in Count 22 of the Indictment.

Not Guilty/Guilty

NOTE: If you unanimously found the defendant not guilty of
Count 22, proceed to the next Verdict Form.

If you unanimously and beyond a reasonable doubt found the
defendant guilty of Count 22, proceed to Interrogatory Form
Count 22.

FOREPERSON

DATE

**IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF IOWA
EASTERN DIVISION**

UNITED STATES OF AMERICA,

Plaintiff,

vs.

SHOLOM RUBASHKIN,

Defendant.

No. 08-CR-1324-LRR

**INTERROGATORY FORM
COUNT 22**

If you found the defendant, Sholom Rubashkin, guilty of Count 22, place a check mark (✓) below next to the false statement or statements that you find were made in the commission of the offense:

- false statement or statements about Agriprocessors, Inc.'s compliance with the Packers and Stockyards Act
- false statement or statements about Agriprocessors, Inc. knowingly harboring and conspiring to harbor illegal aliens
- false statement or statements about whether accounts receivable reported in collateral certificates submitted by Agriprocessors, Inc. were genuine

FOREPERSON

DATE

**IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF IOWA
EASTERN DIVISION**

UNITED STATES OF AMERICA,

Plaintiff,

vs.

SHOLOM RUBASHKIN,

Defendant.

No. 08-CR-1324-LRR

VERDICT FORM—COUNT 23

Count 23

We, the Jury, unanimously find the defendant, Sholom Rubashkin,
_____ of the crime charged in Count 23 of the Indictment.

Not Guilty/Guilty

NOTE: If you unanimously found the defendant not guilty of
Count 23, proceed to the next Verdict Form.

If you unanimously and beyond a reasonable doubt found the
defendant guilty Count 23, proceed to Interrogatory Form
Count 23.

FOREPERSON

DATE

**IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF IOWA
EASTERN DIVISION**

UNITED STATES OF AMERICA,

Plaintiff,

vs.

SHOLOM RUBASHKIN,

Defendant.

No. 08-CR-1324-LRR

**INTERROGATORY FORM
COUNT 23**

If you found the defendant, Sholom Rubashkin, guilty of Count 23, place a check mark (✓) below next to the false statement or statements that you find were made in the commission of the offense:

- false statement or statements about Agriprocessors, Inc. knowingly harboring and conspiring to harbor illegal aliens
- false statement or statements about whether accounts receivable reported in collateral certificates submitted by Agriprocessors, Inc. were genuine

FOREPERSON

DATE

**IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF IOWA
EASTERN DIVISION**

UNITED STATES OF AMERICA,

Plaintiff,

vs.

SHOLOM RUBASHKIN,

Defendant.

No. 08-CR-1324-LRR

VERDICT FORM—COUNT 24

Count 24

We, the Jury, unanimously find the defendant, Sholom Rubashkin,
_____ of the crime charged in Count 24 of the Indictment.

Not Guilty/Guilty

NOTE: If you unanimously found the defendant not guilty of
Count 24, proceed to the next Verdict Form.

If you unanimously and beyond a reasonable doubt found the
defendant guilty of Count 24, proceed to Interrogatory Form
Count 24.

FOREPERSON

DATE

**IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF IOWA
EASTERN DIVISION**

UNITED STATES OF AMERICA,

Plaintiff,

vs.

SHOLOM RUBASHKIN,

Defendant.

No. 08-CR-1324-LRR

**INTERROGATORY FORM
COUNT 24**

If you found the defendant, Sholom Rubashkin, guilty of Count 24, place a check mark (✓) below next to the false statement or statements that you find were made in the commission of the offense:

- false statement or statements about Agriprocessors, Inc. knowingly harboring and conspiring to harbor illegal aliens
- false statement or statements about whether accounts receivable reported in collateral certificates submitted by Agriprocessors, Inc. were genuine

FOREPERSON

DATE

**IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF IOWA
EASTERN DIVISION**

UNITED STATES OF AMERICA,

Plaintiff,

vs.

SHOLOM RUBASHKIN,

Defendant.

No. 08-CR-1324-LRR

VERDICT FORM—COUNT 25

Count 25

We, the Jury, unanimously find the defendant, Sholom Rubashkin,
_____ of the crime charged in Count 25 of the Indictment.

Not Guilty/Guilty

NOTE: If you unanimously found the defendant not guilty of
Count 25, proceed to the next Verdict Form.

If you unanimously and beyond a reasonable doubt found the
defendant guilty of Count 25, proceed to Interrogatory Form
Count 25.

FOREPERSON

DATE

**IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF IOWA
EASTERN DIVISION**

UNITED STATES OF AMERICA,

Plaintiff,

vs.

SHOLOM RUBASHKIN,

Defendant.

No. 08-CR-1324-LRR

**INTERROGATORY FORM
COUNT 25**

If you found the defendant, Sholom Rubashkin, guilty of Count 25, place a check mark (✓) below next to the false statement or statements that you find were made in the commission of the offense:

- false statement or statements about Agriprocessors, Inc. knowingly harboring and conspiring to harbor illegal aliens
- false statement or statements about whether accounts receivable reported in collateral certificates submitted by Agriprocessors, Inc. were genuine

FOREPERSON

DATE

**IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF IOWA
EASTERN DIVISION**

UNITED STATES OF AMERICA,

Plaintiff,

vs.

SHOLOM RUBASHKIN,

Defendant.

No. 08-CR-1324-LRR

VERDICT FORM—COUNT 26

Count 26

We, the Jury, unanimously find the defendant, Sholom Rubashkin,
_____ of the crime charged in Count 26 of the Indictment.

Not Guilty/Guilty

NOTE: If you unanimously found the defendant not guilty of
Count 26, proceed to the next Verdict Form.

If you unanimously and beyond a reasonable doubt found the
defendant guilty of Count 26, proceed to Interrogatory Form
Count 26.

FOREPERSON

DATE

**IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF IOWA
EASTERN DIVISION**

UNITED STATES OF AMERICA,

Plaintiff,

vs.

SHOLOM RUBASHKIN,

Defendant.

No. 08-CR-1324-LRR

**INTERROGATORY FORM
COUNT 26**

If you found the defendant, Sholom Rubashkin, guilty of Count 26, place a check mark (✓) below next to the false statement or statements that you find were made in the commission of the offense:

- false statement or statements about Agriprocessors, Inc. knowingly harboring and conspiring to harbor illegal aliens
- false statement or statements about whether accounts receivable reported in collateral certificates submitted by Agriprocessors, Inc. were genuine

FOREPERSON

DATE

**IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF IOWA
EASTERN DIVISION**

UNITED STATES OF AMERICA,

Plaintiff,

vs.

SHOLOM RUBASHKIN,

Defendant.

No. 08-CR-1324-LRR

VERDICT FORM—COUNT 27

Count 27

We, the Jury, unanimously find the defendant, Sholom Rubashkin,
_____ of the crime charged in Count 27 of the Indictment.

Not Guilty/Guilty

NOTE: If you unanimously found the defendant not guilty of
Count 27, proceed to the next Verdict Form.

If you unanimously and beyond a reasonable doubt found the
defendant guilty of Count 27, proceed to Interrogatory Form
Count 27.

FOREPERSON

DATE

**IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF IOWA
EASTERN DIVISION**

UNITED STATES OF AMERICA,

Plaintiff,

vs.

SHOLOM RUBASHKIN,

Defendant.

No. 08-CR-1324-LRR

**INTERROGATORY FORM
COUNT 27**

If you found the defendant, Sholom Rubashkin, guilty of Count 27, place a check mark (✓) below next to the false statement or statements that you find were made in the commission of the offense:

- false statement or statements about Agriprocessors, Inc. knowingly harboring and conspiring to harbor illegal aliens
- false statement or statements about whether accounts receivable reported in collateral certificates submitted by Agriprocessors, Inc. were genuine

FOREPERSON

DATE

**IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF IOWA
EASTERN DIVISION**

UNITED STATES OF AMERICA,

Plaintiff,

vs.

SHOLOM RUBASHKIN,

Defendant.

No. 08-CR-1324-LRR

VERDICT FORM—COUNT 28

Count 28

We, the Jury, unanimously find the defendant, Sholom Rubashkin,
_____ of the crime charged in Count 28 of the Indictment.

Not Guilty/Guilty

NOTE: If you unanimously found the defendant not guilty of
Count 28, proceed to the next Verdict Form.

If you unanimously and beyond a reasonable doubt found the
defendant guilty of Count 28, proceed to Interrogatory Form
Count 28.

FOREPERSON

DATE

**IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF IOWA
EASTERN DIVISION**

UNITED STATES OF AMERICA,

Plaintiff,

vs.

SHOLOM RUBASHKIN,

Defendant.

No. 08-CR-1324-LRR

**INTERROGATORY FORM
COUNT 28**

If you found the defendant, Sholom Rubashkin, guilty of Count 28, place a check mark (✓) below next to the false statement or statements that you find were made in the commission of the offense:

- false statement or statements about Agriprocessors, Inc. knowingly harboring and conspiring to harbor illegal aliens
- false statement or statements about whether accounts receivable reported in collateral certificates submitted by Agriprocessors, Inc. were genuine

FOREPERSON

DATE

**IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF IOWA
EASTERN DIVISION**

UNITED STATES OF AMERICA,

Plaintiff,

vs.

SHOLOM RUBASHKIN,

Defendant.

No. 08-CR-1324-LRR

VERDICT FORM—COUNT 29

Count 29

We, the Jury, unanimously find the defendant, Sholom Rubashkin,
_____ of the crime charged in Count 29 of the Indictment.

Not Guilty/Guilty

FOREPERSON

DATE

**IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF IOWA
EASTERN DIVISION**

UNITED STATES OF AMERICA,

Plaintiff,

vs.

SHOLOM RUBASHKIN,

Defendant.

No. 08-CR-1324-LRR

VERDICT FORM—COUNT 30

Count 30

We, the Jury, unanimously find the defendant, Sholom Rubashkin,
_____ of the crime charged in Count 30 of the Indictment.

Not Guilty/Guilty

FOREPERSON

DATE

**IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF IOWA
EASTERN DIVISION**

UNITED STATES OF AMERICA,

Plaintiff,

vs.

SHOLOM RUBASHKIN,

Defendant.

No. 08-CR-1324-LRR

VERDICT FORM—COUNT 31

Count 31

We, the Jury, unanimously find the defendant, Sholom Rubashkin,
_____ of the crime charged in Count 31 of the Indictment.

Not Guilty/Guilty

FOREPERSON

DATE

**IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF IOWA
EASTERN DIVISION**

UNITED STATES OF AMERICA,

Plaintiff,

vs.

SHOLOM RUBASHKIN,

Defendant.

No. 08-CR-1324-LRR

VERDICT FORM—COUNT 32

Count 32

We, the Jury, unanimously find the defendant, Sholom Rubashkin,
_____ of the crime charged in Count 32 of the Indictment.

Not Guilty/Guilty

FOREPERSON

DATE

**IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF IOWA
EASTERN DIVISION**

UNITED STATES OF AMERICA,

Plaintiff,

vs.

SHOLOM RUBASHKIN,

Defendant.

No. 08-CR-1324-LRR

VERDICT FORM—COUNT 33

Count 33

We, the Jury, unanimously find the defendant, Sholom Rubashkin,
_____ of the crime charged in Count 33 of the Indictment.

Not Guilty/Guilty

FOREPERSON

DATE

**IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF IOWA
EASTERN DIVISION**

UNITED STATES OF AMERICA,

Plaintiff,

vs.

SHOLOM RUBASHKIN,

Defendant.

No. 08-CR-1324-LRR

VERDICT FORM—COUNT 34

Count 34

We, the Jury, unanimously find the defendant, Sholom Rubashkin,
_____ of the crime charged in Count 34 of the Indictment.

Not Guilty/Guilty

FOREPERSON

DATE

**IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF IOWA
EASTERN DIVISION**

UNITED STATES OF AMERICA,

Plaintiff,

vs.

SHOLOM RUBASHKIN,

Defendant.

No. 08-CR-1324-LRR

VERDICT FORM—COUNT 35

Count 35

We, the Jury, unanimously find the defendant, Sholom Rubashkin,
_____ of the crime charged in Count 35 of the Indictment.

Not Guilty/Guilty

FOREPERSON

DATE

**IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF IOWA
EASTERN DIVISION**

UNITED STATES OF AMERICA,

Plaintiff,

vs.

SHOLOM RUBASHKIN,

Defendant.

No. 08-CR-1324-LRR

VERDICT FORM—COUNT 36

Count 36

We, the Jury, unanimously find the defendant, Sholom Rubashkin,
_____ of the crime charged in Count 36 of the Indictment.

Not Guilty/Guilty

FOREPERSON

DATE

**IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF IOWA
EASTERN DIVISION**

UNITED STATES OF AMERICA,

Plaintiff,

vs.

SHOLOM RUBASHKIN,

Defendant.

No. 08-CR-1324-LRR

VERDICT FORM—COUNT 37

Count 37

We, the Jury, unanimously find the defendant, Sholom Rubashkin,
_____ of the crime charged in Count 37 of the Indictment.

Not Guilty/Guilty

FOREPERSON

DATE

**IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF IOWA
EASTERN DIVISION**

UNITED STATES OF AMERICA,

Plaintiff,

vs.

SHOLOM RUBASHKIN,

Defendant.

No. 08-CR-1324-LRR

VERDICT FORM—COUNT 38

Count 38

We, the Jury, unanimously find the defendant, Sholom Rubashkin,
_____ of the crime charged in Count 38 of the Indictment.

Not Guilty/Guilty

FOREPERSON

DATE

**IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF IOWA
EASTERN DIVISION**

UNITED STATES OF AMERICA,

Plaintiff,

vs.

SHOLOM RUBASHKIN,

Defendant.

No. 08-CR-1324-LRR

VERDICT FORM—COUNT 39

Count 39

We, the Jury, unanimously find the defendant, Sholom Rubashkin,
_____ of the crime charged in Count 39 of the Indictment.

Not Guilty/Guilty

NOTE: If you unanimously found the defendant not guilty of
Count 39, proceed to the next Verdict Form.

If you unanimously and beyond a reasonable doubt found the
defendant guilty of Count 39, proceed to Interrogatory Form
Count 39.

FOREPERSON

DATE

**IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF IOWA
EASTERN DIVISION**

UNITED STATES OF AMERICA,

Plaintiff,

vs.

SHOLOM RUBASHKIN,

Defendant.

No. 08-CR-1324-LRR

**INTERROGATORY FORM
COUNT 39**

If you found the defendant, Sholom Rubashkin, guilty of Count 39, place a check mark (✓) below next to the way or ways in which you unanimously and beyond a reasonable doubt agree that the wire fraud was committed:

- by falsely stating Agriprocessors was in compliance with all laws when Agriprocessors and its employees were harboring or conspiring to harbor undocumented aliens
- by creating false accounts receivable collateral supporting the loan
- by diverting collections from accounts receivable collateral for the loan

FOREPERSON

DATE

**IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF IOWA
EASTERN DIVISION**

UNITED STATES OF AMERICA,

Plaintiff,

vs.

SHOLOM RUBASHKIN,

Defendant.

No. 08-CR-1324-LRR

VERDICT FORM—COUNT 40

Count 40

We, the Jury, unanimously find the defendant, Sholom Rubashkin,
_____ of the crime charged in Count 40 of the Indictment.

Not Guilty/Guilty

NOTE: If you unanimously found the defendant not guilty of
Count 40, proceed to the next Verdict Form.

If you unanimously and beyond a reasonable doubt found the
defendant guilty of Count 40, proceed to Interrogatory Form
Count 40.

FOREPERSON

DATE

**IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF IOWA
EASTERN DIVISION**

UNITED STATES OF AMERICA,

Plaintiff,

vs.

SHOLOM RUBASHKIN,

Defendant.

No. 08-CR-1324-LRR

**INTERROGATORY FORM
COUNT 40**

If you found the defendant, Sholom Rubashkin, guilty of Count 40, place a check mark (✓) below next to the way or ways in which you unanimously and beyond a reasonable doubt agree that the wire fraud was committed:

- by falsely stating Agriprocessors was in compliance with all laws when Agriprocessors and its employees were harboring or conspiring to harbor undocumented aliens
- by creating false accounts receivable collateral supporting the loan
- by diverting collections from accounts receivable collateral for the loan

FOREPERSON

DATE

**IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF IOWA
EASTERN DIVISION**

UNITED STATES OF AMERICA,

Plaintiff,

vs.

SHOLOM RUBASHKIN,

Defendant.

No. 08-CR-1324-LRR

VERDICT FORM—COUNT 41

Count 41

We, the Jury, unanimously find the defendant, Sholom Rubashkin,
_____ of the crime charged in Count 41 of the Indictment.

Not Guilty/Guilty

NOTE: If you unanimously found the defendant not guilty of
Count 41, proceed to the next Verdict Form.

If you unanimously and beyond a reasonable doubt found the
defendant guilty of Count 41, proceed to Interrogatory Form
Count 41.

FOREPERSON

DATE

**IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF IOWA
EASTERN DIVISION**

UNITED STATES OF AMERICA,

Plaintiff,

vs.

SHOLOM RUBASHKIN,

Defendant.

No. 08-CR-1324-LRR

**INTERROGATORY FORM
COUNT 41**

If you found the defendant, Sholom Rubashkin, guilty of Count 41, place a check mark (✓) below next to the way or ways in which you unanimously and beyond a reasonable doubt agree that the wire fraud was committed:

- by falsely stating Agriprocessors was in compliance with all laws when Agriprocessors and its employees were harboring or conspiring to harbor undocumented aliens
- by creating false accounts receivable collateral supporting the loan
- by diverting collections from accounts receivable collateral for the loan

FOREPERSON

DATE

**IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF IOWA
EASTERN DIVISION**

UNITED STATES OF AMERICA,

Plaintiff,

vs.

SHOLOM RUBASHKIN,

Defendant.

No. 08-CR-1324-LRR

VERDICT FORM—COUNT 42

Count 42

We, the Jury, unanimously find the defendant, Sholom Rubashkin,
_____ of the crime charged in Count 42 of the Indictment.

Not Guilty/Guilty

NOTE: If you unanimously found the defendant not guilty of
Count 42, proceed to the next Verdict Form.

If you unanimously and beyond a reasonable doubt found the
defendant guilty of Count 42, proceed to Interrogatory Form
Count 42.

FOREPERSON

DATE

**IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF IOWA
EASTERN DIVISION**

UNITED STATES OF AMERICA,

Plaintiff,

vs.

SHOLOM RUBASHKIN,

Defendant.

No. 08-CR-1324-LRR

**INTERROGATORY FORM
COUNT 42**

If you found the defendant, Sholom Rubashkin, guilty of Count 42, place a check mark (✓) below next to the way or ways in which you unanimously and beyond a reasonable doubt agree that the wire fraud was committed:

- by falsely stating Agriprocessors was in compliance with all laws when Agriprocessors and its employees were harboring or conspiring to harbor undocumented aliens
- by creating false accounts receivable collateral supporting the loan
- by diverting collections from accounts receivable collateral for the loan

FOREPERSON

DATE

**IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF IOWA
EASTERN DIVISION**

UNITED STATES OF AMERICA,

Plaintiff,

vs.

SHOLOM RUBASHKIN,

Defendant.

No. 08-CR-1324-LRR

VERDICT FORM—COUNT 43

Count 43

We, the Jury, unanimously find the defendant, Sholom Rubashkin,
_____ of the crime charged in Count 43 of the Indictment.

Not Guilty/Guilty

NOTE: If you unanimously found the defendant not guilty of
Count 43, proceed to the next Verdict Form.

If you unanimously and beyond a reasonable doubt found the
defendant guilty of Count 43, proceed to Interrogatory Form
Count 43.

FOREPERSON

DATE

**IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF IOWA
EASTERN DIVISION**

UNITED STATES OF AMERICA,

Plaintiff,

vs.

SHOLOM RUBASHKIN,

Defendant.

No. 08-CR-1324-LRR

**INTERROGATORY FORM
COUNT 43**

If you found the defendant, Sholom Rubashkin, guilty of Count 43, place a check mark (✓) below next to the way or ways in which you unanimously and beyond a reasonable doubt agree that the wire fraud was committed:

- by falsely stating Agriprocessors was in compliance with all laws when Agriprocessors and its employees were harboring or conspiring to harbor undocumented aliens
- by creating false accounts receivable collateral supporting the loan
- by diverting collections from accounts receivable collateral for the loan

FOREPERSON

DATE

**IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF IOWA
EASTERN DIVISION**

UNITED STATES OF AMERICA,

Plaintiff,

vs.

SHOLOM RUBASHKIN,

Defendant.

No. 08-CR-1324-LRR

VERDICT FORM—COUNT 44

Count 44

We, the Jury, unanimously find the defendant, Sholom Rubashkin,
_____ of the crime charged in Count 44 of the Indictment.

Not Guilty/Guilty

NOTE: If you unanimously found the defendant not guilty of
Count 44, proceed to the next Verdict Form.

If you unanimously and beyond a reasonable doubt found the
defendant guilty of Count 44, proceed to Interrogatory Form
Count 44.

FOREPERSON

DATE

**IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF IOWA
EASTERN DIVISION**

UNITED STATES OF AMERICA,

Plaintiff,

vs.

SHOLOM RUBASHKIN,

Defendant.

No. 08-CR-1324-LRR

**INTERROGATORY FORM
COUNT 44**

If you found the defendant, Sholom Rubashkin, guilty of Count 44, place a check mark (✓) below next to the way or ways in which you unanimously and beyond a reasonable doubt agree that the wire fraud was committed:

- by falsely stating Agriprocessors was in compliance with all laws when Agriprocessors and its employees were harboring or conspiring to harbor undocumented aliens
- by creating false accounts receivable collateral supporting the loan
- by diverting collections from accounts receivable collateral for the loan

FOREPERSON

DATE

**IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF IOWA
EASTERN DIVISION**

UNITED STATES OF AMERICA,

Plaintiff,

vs.

SHOLOM RUBASHKIN,

Defendant.

No. 08-CR-1324-LRR

VERDICT FORM—COUNT 45

Count 45

We, the Jury, unanimously find the defendant, Sholom Rubashkin,
_____ of the crime charged in Count 45 of the Indictment.

Not Guilty/Guilty

NOTE: If you unanimously found the defendant not guilty of
Count 45, proceed to the next Verdict Form.

If you unanimously and beyond a reasonable doubt found the
defendant guilty of Count 45, proceed to Interrogatory Form
Count 45.

FOREPERSON

DATE

**IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF IOWA
EASTERN DIVISION**

UNITED STATES OF AMERICA,

Plaintiff,

vs.

SHOLOM RUBASHKIN,

Defendant.

No. 08-CR-1324-LRR

**INTERROGATORY FORM
COUNT 45**

If you found the defendant, Sholom Rubashkin, guilty of Count 45, place a check mark (✓) below next to the way or ways in which you unanimously and beyond a reasonable doubt agree that the wire fraud was committed:

- by falsely stating Agriprocessors was in compliance with all laws when Agriprocessors and its employees were harboring or conspiring to harbor undocumented aliens
- by falsely stating Agriprocessors was in compliance with all laws when Agriprocessors and its employees were failing to comply with the Packers and Stockyards Act
- by creating false accounts receivable collateral supporting the loan
- by diverting collections from accounts receivable collateral for the loan

FOREPERSON

DATE

**IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF IOWA
EASTERN DIVISION**

UNITED STATES OF AMERICA,

Plaintiff,

vs.

SHOLOM RUBASHKIN,

Defendant.

No. 08-CR-1324-LRR

VERDICT FORM—COUNT 46

Count 46

We, the Jury, unanimously find the defendant, Sholom Rubashkin,
_____ of the crime charged in Count 46 of the Indictment.

Not Guilty/Guilty

NOTE: If you unanimously found the defendant not guilty of
Count 46, proceed to the next Verdict Form.

If you unanimously and beyond a reasonable doubt found the
defendant guilty of Count 46, proceed to Interrogatory Form
Count 46.

FOREPERSON

DATE

**IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF IOWA
EASTERN DIVISION**

UNITED STATES OF AMERICA,

Plaintiff,

vs.

SHOLOM RUBASHKIN,

Defendant.

No. 08-CR-1324-LRR

**INTERROGATORY FORM
COUNT 46**

If you found the defendant, Sholom Rubashkin, guilty of Count 46, place a check mark (✓) below next to the way or ways in which you unanimously and beyond a reasonable doubt agree that the wire fraud was committed:

- by falsely stating Agriprocessors was in compliance with all laws when Agriprocessors and its employees were harboring or conspiring to harbor undocumented aliens
- by falsely stating Agriprocessors was in compliance with all laws when Agriprocessors and its employees were failing to comply with the Packers and Stockyards Act
- by creating false accounts receivable collateral supporting the loan
- by diverting collections from accounts receivable collateral for the loan

FOREPERSON

DATE

**IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF IOWA
EASTERN DIVISION**

UNITED STATES OF AMERICA,

Plaintiff,

vs.

SHOLOM RUBASHKIN,

Defendant.

No. 08-CR-1324-LRR

VERDICT FORM—COUNT 47

Count 47

We, the Jury, unanimously find the defendant, Sholom Rubashkin,
_____ of the crime charged in Count 47 of the Indictment.

Not Guilty/Guilty

NOTE: If you unanimously found the defendant not guilty of
Count 47, proceed to the next Verdict Form.

If you unanimously and beyond a reasonable doubt found the
defendant guilty of Count 47, proceed to Interrogatory Form
Count 47.

FOREPERSON

DATE

**IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF IOWA
EASTERN DIVISION**

UNITED STATES OF AMERICA,

Plaintiff,

vs.

SHOLOM RUBASHKIN,

Defendant.

No. 08-CR-1324-LRR

**INTERROGATORY FORM
COUNT 47**

If you found the defendant, Sholom Rubashkin, guilty of Count 47, place a check mark (✓) below next to the way or ways in which you unanimously and beyond a reasonable doubt agree that the wire fraud was committed:

- by falsely stating Agriprocessors was in compliance with all laws when Agriprocessors and its employees were harboring or conspiring to harbor undocumented aliens
- by creating false accounts receivable collateral supporting the loan
- by diverting collections from accounts receivable collateral for the loan

FOREPERSON

DATE

**IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF IOWA
EASTERN DIVISION**

UNITED STATES OF AMERICA,

Plaintiff,

vs.

SHOLOM RUBASHKIN,

Defendant.

No. 08-CR-1324-LRR

VERDICT FORM—COUNT 48

Count 48

We, the Jury, unanimously find the defendant, Sholom Rubashkin,
_____ of the crime charged in Count 48 of the Indictment.

Not Guilty/Guilty

NOTE: If you unanimously found the defendant not guilty of
Count 48, proceed to the next Verdict Form.

If you unanimously and beyond a reasonable doubt found the
defendant guilty of Count 48, proceed to Interrogatory Form
Count 48.

FOREPERSON

DATE

**IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF IOWA
EASTERN DIVISION**

UNITED STATES OF AMERICA,

Plaintiff,

vs.

SHOLOM RUBASHKIN,

Defendant.

No. 08-CR-1324-LRR

**INTERROGATORY FORM
COUNT 48**

If you found the defendant, Sholom Rubashkin, guilty of Count 48, place a check mark (✓) below next to the way or ways in which you unanimously and beyond a reasonable doubt agree that the wire fraud was committed:

- by falsely stating Agriprocessors was in compliance with all laws when Agriprocessors and its employees were harboring or conspiring to harbor undocumented aliens
- by creating false accounts receivable collateral supporting the loan
- by diverting collections from accounts receivable collateral for the loan

FOREPERSON

DATE

**IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF IOWA
EASTERN DIVISION**

UNITED STATES OF AMERICA,

Plaintiff,

vs.

SHOLOM RUBASHKIN,

Defendant.

No. 08-CR-1324-LRR

VERDICT FORM—COUNT 49

Count 49

We, the Jury, unanimously find the defendant, Sholom Rubashkin,
_____ of the crime charged in Count 49 of the Indictment.

Not Guilty/Guilty

NOTE: If you unanimously found the defendant not guilty of
Count 49, proceed to the next Verdict Form.

If you unanimously and beyond a reasonable doubt found the
defendant guilty of Count 49, proceed to Interrogatory Form
Count 49.

FOREPERSON

DATE

**IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF IOWA
EASTERN DIVISION**

UNITED STATES OF AMERICA,

Plaintiff,

vs.

SHOLOM RUBASHKIN,

Defendant.

No. 08-CR-1324-LRR

**INTERROGATORY FORM
COUNT 49**

If you found the defendant, Sholom Rubashkin, guilty of Count 49, place a check mark (✓) below next to the way or ways in which you unanimously and beyond a reasonable doubt agree that the wire fraud was committed:

- by falsely stating Agriprocessors was in compliance with all laws when Agriprocessors and its employees were harboring or conspiring to harbor undocumented aliens
- by creating false accounts receivable collateral supporting the loan
- by diverting collections from accounts receivable collateral for the loan

FOREPERSON

DATE

**IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF IOWA
EASTERN DIVISION**

UNITED STATES OF AMERICA,

Plaintiff,

vs.

SHOLOM RUBASHKIN,

Defendant.

No. 08-CR-1324-LRR

VERDICT FORM—COUNT 50

Count 50

We, the Jury, unanimously find the defendant, Sholom Rubashkin,
_____ of the crime charged in Count 50 of the Indictment.

Not Guilty/Guilty

NOTE: If you unanimously found the defendant not guilty of
Count 50, proceed to the next Verdict Form.

If you unanimously and beyond a reasonable doubt found the
defendant guilty of Count 50, proceed to Interrogatory Form
Count 50.

FOREPERSON

DATE

**IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF IOWA
EASTERN DIVISION**

UNITED STATES OF AMERICA,

Plaintiff,

vs.

SHOLOM RUBASHKIN,

Defendant.

No. 08-CR-1324-LRR

**INTERROGATORY FORM
COUNT 50**

If you found the defendant, Sholom Rubashkin, guilty of Count 50, place a check mark (✓) below next to the way or ways in which you unanimously and beyond a reasonable doubt agree that the wire fraud was committed:

- by falsely stating Agriprocessors was in compliance with all laws when Agriprocessors and its employees were harboring or conspiring to harbor undocumented aliens
- by creating false accounts receivable collateral supporting the loan
- by diverting collections from accounts receivable collateral for the loan

FOREPERSON

DATE

**IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF IOWA
EASTERN DIVISION**

UNITED STATES OF AMERICA,

Plaintiff,

vs.

SHOLOM RUBASHKIN,

Defendant.

No. 08-CR-1324-LRR

VERDICT FORM—COUNT 51

Count 51

We, the Jury, unanimously find the defendant, Sholom Rubashkin,
_____ of the crime charged in Count 51 of the Indictment.

Not Guilty/Guilty

NOTE: If you unanimously found the defendant not guilty of
Count 51, proceed to the next Verdict Form.

If you unanimously and beyond a reasonable doubt found the
defendant guilty of Count 51, proceed to Interrogatory Form
Count 51.

FOREPERSON

DATE

**IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF IOWA
EASTERN DIVISION**

UNITED STATES OF AMERICA,

Plaintiff,

vs.

SHOLOM RUBASHKIN,

Defendant.

No. 08-CR-1324-LRR

**INTERROGATORY FORM
COUNT 51**

If you found the defendant, Sholom Rubashkin, guilty of Count 51, place a check mark (✓) below next to the way or ways in which you unanimously and beyond a reasonable doubt agree that the wire fraud was committed:

- by falsely stating Agriprocessors was in compliance with all laws when Agriprocessors and its employees were harboring or conspiring to harbor undocumented aliens
- by creating false accounts receivable collateral supporting the loan
- by diverting collections from accounts receivable collateral for the loan

FOREPERSON

DATE

**IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF IOWA
EASTERN DIVISION**

UNITED STATES OF AMERICA,

Plaintiff,

vs.

SHOLOM RUBASHKIN,

Defendant.

No. 08-CR-1324-LRR

VERDICT FORM—COUNT 52

Count 52

We, the Jury, unanimously find the defendant, Sholom Rubashkin,
_____ of the crime charged in Count 52 of the Indictment.

Not Guilty/Guilty

NOTE: If you unanimously found the defendant not guilty of
Count 52, proceed to the next Verdict Form.

If you unanimously and beyond a reasonable doubt found the
defendant guilty of Count 52, proceed to Interrogatory Form
Count 52.

FOREPERSON

DATE

**IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF IOWA
EASTERN DIVISION**

UNITED STATES OF AMERICA,

Plaintiff,

vs.

SHOLOM RUBASHKIN,

Defendant.

No. 08-CR-1324-LRR

**INTERROGATORY FORM
COUNT 52**

If you found the defendant, Sholom Rubashkin, guilty of Count 52, place a check mark (✓) below next to the way or ways in which you unanimously and beyond a reasonable doubt agree that the wire fraud was committed:

- by falsely stating Agriprocessors was in compliance with all laws when Agriprocessors and its employees were harboring or conspiring to harbor undocumented aliens
- by creating false accounts receivable collateral supporting the loan
- by diverting collections from accounts receivable collateral for the loan

FOREPERSON

DATE

**IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF IOWA
EASTERN DIVISION**

UNITED STATES OF AMERICA,

Plaintiff,

vs.

SHOLOM RUBASHKIN,

Defendant.

No. 08-CR-1324-LRR

VERDICT FORM—COUNT 53

Count 53

We, the Jury, unanimously find the defendant, Sholom Rubashkin,
_____ of the crime charged in Count 53 of the Indictment.

Not Guilty/Guilty

NOTE: If you unanimously found the defendant not guilty of
Count 53, proceed to the next Verdict Form.

If you unanimously and beyond a reasonable doubt found the
defendant guilty of Count 53, proceed to Interrogatory Form
Count 53.

FOREPERSON

DATE

**IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF IOWA
EASTERN DIVISION**

UNITED STATES OF AMERICA,

Plaintiff,

vs.

SHOLOM RUBASHKIN,

Defendant.

No. 08-CR-1324-LRR

**INTERROGATORY FORM
COUNT 53**

If you found the defendant, Sholom Rubashkin, guilty of Count 53, place a check mark (✓) below next to the way or ways in which you unanimously and beyond a reasonable doubt agree that the mail fraud was committed:

- by falsely stating Agriprocessors was in compliance with all laws when Agriprocessors and its employees were harboring or conspiring to harbor undocumented aliens
- by falsely stating Agriprocessors was in compliance with all laws when Agriprocessors and its employees were failing to comply with the Packers and Stockyards Act
- by creating false accounts receivable collateral supporting the loan
- by diverting collections from accounts receivable collateral for the loan

FOREPERSON

DATE

**IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF IOWA
EASTERN DIVISION**

UNITED STATES OF AMERICA,

Plaintiff,

vs.

SHOLOM RUBASHKIN,

Defendant.

No. 08-CR-1324-LRR

VERDICT FORM—COUNT 54

Count 54

We, the Jury, unanimously find the defendant, Sholom Rubashkin,
_____ of the crime charged in Count 54 of the Indictment.

Not Guilty/Guilty

NOTE: If you unanimously found the defendant not guilty of
Count 54, proceed to the next Verdict Form.

If you unanimously and beyond a reasonable doubt found the
defendant guilty of Count 54, proceed to Interrogatory Form
Count 54.

FOREPERSON

DATE

**IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF IOWA
EASTERN DIVISION**

UNITED STATES OF AMERICA,

Plaintiff,

vs.

SHOLOM RUBASHKIN,

Defendant.

No. 08-CR-1324-LRR

**INTERROGATORY FORM
COUNT 54**

If you found the defendant, Sholom Rubashkin, guilty of Count 54, place a check mark (✓) below next to the way or ways in which you unanimously and beyond a reasonable doubt agree that the mail fraud was committed:

- by falsely stating Agriprocessors was in compliance with all laws when Agriprocessors and its employees were harboring or conspiring to harbor undocumented aliens
- by falsely stating Agriprocessors was in compliance with all laws when Agriprocessors and its employees were failing to comply with the Packers and Stockyards Act
- by creating false accounts receivable collateral supporting the loan
- by diverting collections from accounts receivable collateral for the loan

FOREPERSON

DATE

**IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF IOWA
EASTERN DIVISION**

UNITED STATES OF AMERICA,

Plaintiff,

vs.

SHOLOM RUBASHKIN,

Defendant.

No. 08-CR-1324-LRR

VERDICT FORM—COUNT 55

Count 55

We, the Jury, unanimously find the defendant, Sholom Rubashkin,
_____ of the crime charged in Count 55 of the Indictment.

Not Guilty/Guilty

NOTE: If you unanimously found the defendant not guilty of
Count 55, proceed to the next Verdict Form.

If you unanimously and beyond a reasonable doubt found the
defendant guilty of Count 55, proceed to Interrogatory Form
Count 55.

FOREPERSON

DATE

**IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF IOWA
EASTERN DIVISION**

UNITED STATES OF AMERICA,

Plaintiff,

vs.

SHOLOM RUBASHKIN,

Defendant.

No. 08-CR-1324-LRR

**INTERROGATORY FORM
COUNT 55**

If you found the defendant, Sholom Rubashkin, guilty of Count 55, place a check mark (✓) below next to the way or ways in which you unanimously and beyond a reasonable doubt agree that the mail fraud was committed:

- by falsely stating Agriprocessors was in compliance with all laws when Agriprocessors and its employees were harboring or conspiring to harbor undocumented aliens
- by falsely stating Agriprocessors was in compliance with all laws when Agriprocessors and its employees were failing to comply with the Packers and Stockyards Act
- by creating false accounts receivable collateral supporting the loan
- by diverting collections from accounts receivable collateral for the loan

FOREPERSON

DATE

**IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF IOWA
EASTERN DIVISION**

UNITED STATES OF AMERICA,

Plaintiff,

vs.

SHOLOM RUBASHKIN,

Defendant.

No. 08-CR-1324-LRR

VERDICT FORM—COUNT 56

Count 56

We, the Jury, unanimously find the defendant, Sholom Rubashkin,
_____ of the crime charged in Count 56 of the Indictment.

Not Guilty/Guilty

NOTE: If you unanimously found the defendant not guilty of
Count 56, proceed to the next Verdict Form.

If you unanimously and beyond a reasonable doubt found the
defendant guilty of Count 56, proceed to Interrogatory Form
Count 56.

FOREPERSON

DATE

**IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF IOWA
EASTERN DIVISION**

UNITED STATES OF AMERICA,

Plaintiff,

vs.

SHOLOM RUBASHKIN,

Defendant.

No. 08-CR-1324-LRR

**INTERROGATORY FORM
COUNT 56**

If you found the defendant, Sholom Rubashkin, guilty of Count 56, place a check mark (✓) below next to the way or ways in which you unanimously and beyond a reasonable doubt agree that the mail fraud was committed:

- by falsely stating Agriprocessors was in compliance with all laws when Agriprocessors and its employees were harboring or conspiring to harbor undocumented aliens
- by creating false accounts receivable collateral supporting the loan
- by diverting collections from accounts receivable collateral for the loan

FOREPERSON

DATE

**IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF IOWA
EASTERN DIVISION**

UNITED STATES OF AMERICA,

Plaintiff,

vs.

SHOLOM RUBASHKIN,

Defendant.

No. 08-CR-1324-LRR

VERDICT FORM—COUNT 57

Count 57

We, the Jury, unanimously find the defendant, Sholom Rubashkin,
_____ of the crime charged in Count 57 of the Indictment.

Not Guilty/Guilty

NOTE: If you unanimously found the defendant not guilty of
Count 57, proceed to the next Verdict Form.

If you unanimously and beyond a reasonable doubt found the
defendant guilty of Count 57, proceed to Interrogatory Form
Count 57.

FOREPERSON

DATE

**IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF IOWA
EASTERN DIVISION**

UNITED STATES OF AMERICA,

Plaintiff,

vs.

SHOLOM RUBASHKIN,

Defendant.

No. 08-CR-1324-LRR

**INTERROGATORY FORM
COUNT 57**

If you found the defendant, Sholom Rubashkin, guilty of Count 57, place a check mark (✓) below next to the way or ways in which you unanimously and beyond a reasonable doubt agree that the mail fraud was committed:

- by falsely stating Agriprocessors was in compliance with all laws when Agriprocessors and its employees were harboring or conspiring to harbor undocumented aliens
- by creating false accounts receivable collateral supporting the loan
- by diverting collections from accounts receivable collateral for the loan

FOREPERSON

DATE

**IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF IOWA
EASTERN DIVISION**

UNITED STATES OF AMERICA,

Plaintiff,

vs.

SHOLOM RUBASHKIN,

Defendant.

No. 08-CR-1324-LRR

VERDICT FORM—COUNT 58

Count 58

We, the Jury, unanimously find the defendant, Sholom Rubashkin,
_____ of the crime charged in Count 58 of the Indictment.

Not Guilty/Guilty

NOTE: If you unanimously found the defendant not guilty of
Count 58, proceed to the next Verdict Form.

If you unanimously and beyond a reasonable doubt found the
defendant guilty of Count 58, proceed to Interrogatory Form
Count 58.

FOREPERSON

DATE

**IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF IOWA
EASTERN DIVISION**

UNITED STATES OF AMERICA,

Plaintiff,

vs.

SHOLOM RUBASHKIN,

Defendant.

No. 08-CR-1324-LRR

**INTERROGATORY FORM
COUNT 58**

If you found the defendant, Sholom Rubashkin, guilty of Count 58, place a check mark (✓) below next to the way or ways in which you unanimously and beyond a reasonable doubt agree that the mail fraud was committed:

- by falsely stating Agriprocessors was in compliance with all laws when Agriprocessors and its employees were harboring or conspiring to harbor undocumented aliens
- by creating false accounts receivable collateral supporting the loan
- by diverting collections from accounts receivable collateral for the loan

FOREPERSON

DATE

**IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF IOWA
EASTERN DIVISION**

UNITED STATES OF AMERICA,

Plaintiff,

vs.

SHOLOM RUBASHKIN,

Defendant.

No. 08-CR-1324-LRR

VERDICT FORM—COUNT 59

Count 59

We, the Jury, unanimously find the defendant, Sholom Rubashkin,
_____ of the crime charged in Count 59 of the Indictment.

Not Guilty/Guilty

NOTE: If you unanimously found the defendant not guilty of
Count 59, proceed to the next Verdict Form.

If you unanimously and beyond a reasonable doubt found the
defendant guilty of Count 59, proceed to Interrogatory Form
Count 59.

FOREPERSON

DATE

**IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF IOWA
EASTERN DIVISION**

UNITED STATES OF AMERICA,

Plaintiff,

vs.

SHOLOM RUBASHKIN,

Defendant.

No. 08-CR-1324-LRR

**INTERROGATORY FORM
COUNT 59**

If you found the defendant, Sholom Rubashkin, guilty of Count 59, place a check mark (✓) below next to the way or ways in which you unanimously and beyond a reasonable doubt agree that the mail fraud was committed:

- by falsely stating Agriprocessors was in compliance with all laws when Agriprocessors and its employees were harboring or conspiring to harbor undocumented aliens
- by creating false accounts receivable collateral supporting the loan
- by diverting collections from accounts receivable collateral for the loan

FOREPERSON

DATE

**IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF IOWA
EASTERN DIVISION**

UNITED STATES OF AMERICA,

Plaintiff,

vs.

SHOLOM RUBASHKIN,

Defendant.

No. 08-CR-1324-LRR

VERDICT FORM—COUNT 60

Count 60

We, the Jury, unanimously find the defendant, Sholom Rubashkin,
_____ of the crime charged in Count 60 of the Indictment.

Not Guilty/Guilty

NOTE: If you unanimously found the defendant not guilty of
Count 60, proceed to the next Verdict Form.

If you unanimously and beyond a reasonable doubt found the
defendant guilty of Count 60, proceed to Interrogatory Form
Count 60.

FOREPERSON

DATE

**IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF IOWA
EASTERN DIVISION**

UNITED STATES OF AMERICA,

Plaintiff,

vs.

SHOLOM RUBASHKIN,

Defendant.

No. 08-CR-1324-LRR

**INTERROGATORY FORM
COUNT 60**

If you found the defendant, Sholom Rubashkin, guilty of Count 60, place a check mark (✓) below next to the way or ways in which you unanimously and beyond a reasonable doubt agree that the mail fraud was committed:

- by falsely stating Agriprocessors was in compliance with all laws when Agriprocessors and its employees were harboring or conspiring to harbor undocumented aliens
- by creating false accounts receivable collateral supporting the loan
- by diverting collections from accounts receivable collateral for the loan

FOREPERSON

DATE

**IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF IOWA
EASTERN DIVISION**

UNITED STATES OF AMERICA,

Plaintiff,

vs.

SHOLOM RUBASHKIN,

Defendant.

No. 08-CR-1324-LRR

VERDICT FORM—COUNT 61

Count 61

We, the Jury, unanimously find the defendant, Sholom Rubashkin,
_____ of the crime charged in Count 61 of the Indictment.

Not Guilty/Guilty

NOTE: If you unanimously found the defendant not guilty of
Count 61, proceed to the next Verdict Form.

If you unanimously and beyond a reasonable doubt found the
defendant guilty of Count 61, proceed to Interrogatory Form
Count 61.

FOREPERSON

DATE

**IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF IOWA
EASTERN DIVISION**

UNITED STATES OF AMERICA,

Plaintiff,

vs.

SHOLOM RUBASHKIN,

Defendant.

No. 08-CR-1324-LRR

**INTERROGATORY FORM
COUNT 61**

If you found the defendant, Sholom Rubashkin, guilty of Count 61, place a check mark (✓) below next to the way or ways in which you unanimously and beyond a reasonable doubt agree that the mail fraud was committed:

- by falsely stating Agriprocessors was in compliance with all laws when Agriprocessors and its employees were harboring or conspiring to harbor undocumented aliens
- by creating false accounts receivable collateral supporting the loan
- by diverting collections from accounts receivable collateral for the loan

FOREPERSON

DATE

**IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF IOWA
EASTERN DIVISION**

UNITED STATES OF AMERICA,

Plaintiff,

vs.

SHOLOM RUBASHKIN,

Defendant.

No. 08-CR-1324-LRR

VERDICT FORM—COUNT 62

Count 62

We, the Jury, unanimously find the defendant, Sholom Rubashkin,
_____ of the crime charged in Count 62 of the Indictment.

Not Guilty/Guilty

NOTE: If you unanimously found the defendant not guilty of
Count 62, proceed to the next Verdict Form.

If you unanimously and beyond a reasonable doubt found the
defendant guilty of Count 62, proceed to Interrogatory Forms
A and B for Count 62.

FOREPERSON

DATE

**IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF IOWA
EASTERN DIVISION**

UNITED STATES OF AMERICA,

Plaintiff,

vs.

SHOLOM RUBASHKIN,

Defendant.

No. 08-CR-1324-LRR

**INTERROGATORY FORM (A)
COUNT 62**

If you found the defendant, Sholom Rubashkin, guilty of Count 62, place a check mark (✓) below next to the specified unlawful activity or activities involved in the commission of that offense:

_____	bank fraud
_____	making false statements and reports to a bank
_____	wire fraud
_____	mail fraud

FOREPERSON

DATE

**IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF IOWA
EASTERN DIVISION**

UNITED STATES OF AMERICA,

Plaintiff,

vs.

SHOLOM RUBASHKIN,

Defendant.

No. 08-CR-1324-LRR

**INTERROGATORY FORM (B)
COUNT 62**

If you found the defendant, Sholom Rubashkin, guilty of Count 62, place a check mark (✓) below next to the one space that reflects whether the offense involved profits from a specified unlawful activity:

We, the jury unanimously find

_____ beyond a reasonable doubt that the defendant's conduct with respect to Count 62 involved profits obtained from the commission of a specified unlawful activity.

_____ the defendant's conduct with respect to Count 62 did not involve profits obtained from the commission of a specified unlawful activity.

FOREPERSON

DATE

**IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF IOWA
EASTERN DIVISION**

UNITED STATES OF AMERICA,

Plaintiff,

vs.

SHOLOM RUBASHKIN,

Defendant.

No. 08-CR-1324-LRR

VERDICT FORM—COUNT 63

Count 63

We, the Jury, unanimously find the defendant, Sholom Rubashkin,
_____ of the crime charged in Count 63 of the Indictment.

Not Guilty/Guilty

NOTE: If you unanimously found the defendant not guilty of
Count 63, proceed to the next Verdict Form.

If you unanimously and beyond a reasonable doubt found the
defendant guilty of Count 63, proceed to Interrogatory Forms
A and B for Count 63.

FOREPERSON

DATE

**IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF IOWA
EASTERN DIVISION**

UNITED STATES OF AMERICA,

Plaintiff,

vs.

SHOLOM RUBASHKIN,

Defendant.

No. 08-CR-1324-LRR

**INTERROGATORY FORM (A)
COUNT 63**

If you found the defendant, Sholom Rubashkin, guilty of Count 63, place a check mark (✓) below next to the specified unlawful activity or activities involved in the commission of that offense:

_____	bank fraud
_____	making false statements and reports to a bank
_____	wire fraud
_____	mail fraud

FOREPERSON

DATE

**IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF IOWA
EASTERN DIVISION**

UNITED STATES OF AMERICA,

Plaintiff,

vs.

SHOLOM RUBASHKIN,

Defendant.

No. 08-CR-1324-LRR

**INTERROGATORY FORM (B)
COUNT 63**

If you found the defendant, Sholom Rubashkin, guilty of Count 63, place a check mark (✓) below next to the one space that reflects whether the offense involved profits from a specified unlawful activity:

We, the jury unanimously find

_____ beyond a reasonable doubt that the defendant's conduct with respect to Count 63 involved profits obtained from the commission of a specified unlawful activity.

_____ the defendant's conduct with respect to Count 63 did not involve profits obtained from the commission of a specified unlawful activity.

FOREPERSON

DATE

**IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF IOWA
EASTERN DIVISION**

UNITED STATES OF AMERICA,

Plaintiff,

vs.

SHOLOM RUBASHKIN,

Defendant.

No. 08-CR-1324-LRR

VERDICT FORM—COUNT 64

Count 64

We, the Jury, unanimously find the defendant, Sholom Rubashkin,
_____ of the crime charged in Count 64 of the Indictment.

Not Guilty/Guilty

NOTE: If you unanimously found the defendant not guilty of
Count 64, proceed to the next Verdict Form.

If you unanimously and beyond a reasonable doubt found the
defendant guilty of Count 64, proceed to Interrogatory Forms
A and B for Count 64.

FOREPERSON

DATE

**IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF IOWA
EASTERN DIVISION**

UNITED STATES OF AMERICA,

Plaintiff,

vs.

SHOLOM RUBASHKIN,

Defendant.

No. 08-CR-1324-LRR

**INTERROGATORY FORM (A)
COUNT 64**

If you found the defendant, Sholom Rubashkin, guilty of Count 64, place a check mark (✓) below next to the specified unlawful activity or activities involved in the commission of that offense:

_____	bank fraud
_____	making false statements and reports to a bank
_____	wire fraud
_____	mail fraud

FOREPERSON

DATE

**IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF IOWA
EASTERN DIVISION**

UNITED STATES OF AMERICA,

Plaintiff,

vs.

SHOLOM RUBASHKIN,

Defendant.

No. 08-CR-1324-LRR

**INTERROGATORY FORM (B)
COUNT 64**

If you found the defendant, Sholom Rubashkin, guilty of Count 64, place a check mark (✓) below next to the one space that reflects whether the offense involved profits from a specified unlawful activity:

We, the jury unanimously find

_____ beyond a reasonable doubt that the defendant's conduct with respect to Count 64 involved profits obtained from the commission of a specified unlawful activity.

_____ the defendant's conduct with respect to Count 64 did not involve profits obtained from the commission of a specified unlawful activity.

FOREPERSON

DATE

**IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF IOWA
EASTERN DIVISION**

UNITED STATES OF AMERICA,

Plaintiff,

vs.

SHOLOM RUBASHKIN,

Defendant.

No. 08-CR-1324-LRR

VERDICT FORM—COUNT 65

Count 65

We, the Jury, unanimously find the defendant, Sholom Rubashkin,
_____ of the crime charged in Count 65 of the Indictment.

Not Guilty/Guilty

NOTE: If you unanimously found the defendant not guilty of
Count 65, proceed to the next Verdict Form.

If you unanimously and beyond a reasonable doubt found the
defendant guilty of Count 65, proceed to Interrogatory Forms
A and B for Count 65.

FOREPERSON

DATE

**IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF IOWA
EASTERN DIVISION**

UNITED STATES OF AMERICA,

Plaintiff,

vs.

SHOLOM RUBASHKIN,

Defendant.

No. 08-CR-1324-LRR

**INTERROGATORY FORM (A)
COUNT 65**

If you found the defendant, Sholom Rubashkin, guilty of Count 65, place a check mark (✓) below next to the specified unlawful activity or activities involved in the commission of that offense:

_____	bank fraud
_____	making false statements and reports to a bank
_____	wire fraud
_____	mail fraud

FOREPERSON

DATE

**IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF IOWA
EASTERN DIVISION**

UNITED STATES OF AMERICA,

Plaintiff,

vs.

SHOLOM RUBASHKIN,

Defendant.

No. 08-CR-1324-LRR

**INTERROGATORY FORM (B)
COUNT 65**

If you found the defendant, Sholom Rubashkin, guilty of Count 65, place a check mark (✓) below next to the one space that reflects whether the offense involved profits from a specified unlawful activity:

We, the jury unanimously find

_____ beyond a reasonable doubt that the defendant's conduct with respect to Count 65 involved profits obtained from the commission of a specified unlawful activity.

_____ the defendant's conduct with respect to Count 65 did not involve profits obtained from the commission of a specified unlawful activity.

FOREPERSON

DATE

**IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF IOWA
EASTERN DIVISION**

UNITED STATES OF AMERICA,

Plaintiff,

vs.

SHOLOM RUBASHKIN,

Defendant.

No. 08-CR-1324-LRR

VERDICT FORM—COUNT 66

Count 66

We, the Jury, unanimously find the defendant, Sholom Rubashkin,
_____ of the crime charged in Count 66 of the Indictment.

Not Guilty/Guilty

NOTE: If you unanimously found the defendant not guilty of
Count 66, proceed to the next Verdict Form.

If you unanimously and beyond a reasonable doubt found the
defendant guilty of Count 66, proceed to Interrogatory Forms
A and B for Count 66.

FOREPERSON

DATE

**IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF IOWA
EASTERN DIVISION**

UNITED STATES OF AMERICA,

Plaintiff,

vs.

SHOLOM RUBASHKIN,

Defendant.

No. 08-CR-1324-LRR

**INTERROGATORY FORM (A)
COUNT 66**

If you found the defendant, Sholom Rubashkin, guilty of Count 66, place a check mark (✓) below next to the specified unlawful activity or activities involved in the commission of that offense:

_____	bank fraud
_____	making false statements and reports to a bank
_____	wire fraud
_____	mail fraud

FOREPERSON

DATE

**IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF IOWA
EASTERN DIVISION**

UNITED STATES OF AMERICA,

Plaintiff,

vs.

SHOLOM RUBASHKIN,

Defendant.

No. 08-CR-1324-LRR

**INTERROGATORY FORM (B)
COUNT 66**

If you found the defendant, Sholom Rubashkin, guilty of Count 66, place a check mark (✓) below next to the one space that reflects whether the offense involved profits from a specified unlawful activity:

We, the jury unanimously find

_____ beyond a reasonable doubt that the defendant's conduct with respect to Count 66 involved profits obtained from the commission of a specified unlawful activity.

_____ the defendant's conduct with respect to Count 66 did not involve profits obtained from the commission of a specified unlawful activity.

FOREPERSON

DATE

**IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF IOWA
EASTERN DIVISION**

UNITED STATES OF AMERICA,

Plaintiff,

vs.

SHOLOM RUBASHKIN,

Defendant.

No. 08-CR-1324-LRR

VERDICT FORM—COUNT 67

Count 67

We, the Jury, unanimously find the defendant, Sholom Rubashkin,
_____ of the crime charged in Count 67 of the Indictment.

Not Guilty/Guilty

NOTE: If you unanimously found the defendant not guilty of
Count 67, proceed to the next Verdict Form.

If you unanimously and beyond a reasonable doubt found the
defendant guilty of Count 67, proceed to Interrogatory Forms
A and B for Count 67.

FOREPERSON

DATE

**IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF IOWA
EASTERN DIVISION**

UNITED STATES OF AMERICA,

Plaintiff,

vs.

SHOLOM RUBASHKIN,

Defendant.

No. 08-CR-1324-LRR

**INTERROGATORY FORM (A)
COUNT 67**

If you found the defendant, Sholom Rubashkin, guilty of Count 67, place a check mark (✓) below next to the specified unlawful activity or activities involved in the commission of that offense:

_____	bank fraud
_____	making false statements and reports to a bank
_____	wire fraud
_____	mail fraud

FOREPERSON

DATE

**IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF IOWA
EASTERN DIVISION**

UNITED STATES OF AMERICA,

Plaintiff,

vs.

SHOLOM RUBASHKIN,

Defendant.

No. 08-CR-1324-LRR

**INTERROGATORY FORM (B)
COUNT 67**

If you found the defendant, Sholom Rubashkin, guilty of Count 67, place a check mark (✓) below next to the one space that reflects whether the offense involved profits from a specified unlawful activity:

We, the jury unanimously find

_____ beyond a reasonable doubt that the defendant's conduct with respect to Count 67 involved profits obtained from the commission of a specified unlawful activity.

_____ the defendant's conduct with respect to Count 67 did not involve profits obtained from the commission of a specified unlawful activity.

FOREPERSON

DATE

**IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF IOWA
EASTERN DIVISION**

UNITED STATES OF AMERICA,

Plaintiff,

vs.

SHOLOM RUBASHKIN,

Defendant.

No. 08-CR-1324-LRR

VERDICT FORM—COUNT 68

Count 68

We, the Jury, unanimously find the defendant, Sholom Rubashkin,
_____ of the crime charged in Count 68 of the Indictment.

Not Guilty/Guilty

NOTE: If you unanimously found the defendant not guilty of
Count 68, proceed to the next Verdict Form.

If you unanimously and beyond a reasonable doubt found the
defendant guilty of Count 68, proceed to Interrogatory Forms
A and B for Count 68.

FOREPERSON

DATE

**IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF IOWA
EASTERN DIVISION**

UNITED STATES OF AMERICA,

Plaintiff,

vs.

SHOLOM RUBASHKIN,

Defendant.

No. 08-CR-1324-LRR

**INTERROGATORY FORM (A)
COUNT 68**

If you found the defendant, Sholom Rubashkin, guilty of Count 68, place a check mark (✓) below next to the specified unlawful activity or activities involved in the commission of that offense:

_____	bank fraud
_____	making false statements and reports to a bank
_____	wire fraud
_____	mail fraud

FOREPERSON

DATE

**IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF IOWA
EASTERN DIVISION**

UNITED STATES OF AMERICA,

Plaintiff,

vs.

SHOLOM RUBASHKIN,

Defendant.

No. 08-CR-1324-LRR

**INTERROGATORY FORM (B)
COUNT 68**

If you found the defendant, Sholom Rubashkin, guilty of Count 68, place a check mark (✓) below next to the one space that reflects whether the offense involved profits from a specified unlawful activity:

We, the jury unanimously find

_____ beyond a reasonable doubt that the defendant's conduct with respect to Count 68 involved profits obtained from the commission of a specified unlawful activity.

_____ the defendant's conduct with respect to Count 68 did not involve profits obtained from the commission of a specified unlawful activity.

FOREPERSON

DATE

**IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF IOWA
EASTERN DIVISION**

UNITED STATES OF AMERICA,

Plaintiff,

vs.

SHOLOM RUBASHKIN,

Defendant.

No. 08-CR-1324-LRR

VERDICT FORM—COUNT 69

Count 69

We, the Jury, unanimously find the defendant, Sholom Rubashkin,
_____ of the crime charged in Count 69 of the Indictment.

Not Guilty/Guilty

NOTE: If you unanimously found the defendant not guilty of
Count 69, proceed to the next Verdict Form.

If you unanimously and beyond a reasonable doubt found the
defendant guilty of Count 69, proceed to Interrogatory Forms
A and B for Count 69.

FOREPERSON

DATE

**IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF IOWA
EASTERN DIVISION**

UNITED STATES OF AMERICA,

Plaintiff,

vs.

SHOLOM RUBASHKIN,

Defendant.

No. 08-CR-1324-LRR

**INTERROGATORY FORM (A)
COUNT 69**

If you found the defendant, Sholom Rubashkin, guilty of Count 69, place a check mark (✓) below next to the specified unlawful activity or activities involved in the commission of that offense:

_____	bank fraud
_____	making false statements and reports to a bank
_____	wire fraud
_____	mail fraud

FOREPERSON

DATE

**IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF IOWA
EASTERN DIVISION**

UNITED STATES OF AMERICA,

Plaintiff,

vs.

SHOLOM RUBASHKIN,

Defendant.

No. 08-CR-1324-LRR

**INTERROGATORY FORM (B)
COUNT 69**

If you found the defendant, Sholom Rubashkin, guilty of Count 69, place a check mark (✓) below next to the one space that reflects whether the offense involved profits from a specified unlawful activity:

We, the jury unanimously find

_____ beyond a reasonable doubt that the defendant's conduct with respect to Count 69 involved profits obtained from the commission of a specified unlawful activity.

_____ the defendant's conduct with respect to Count 69 did not involve profits obtained from the commission of a specified unlawful activity.

FOREPERSON

DATE

**IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF IOWA
EASTERN DIVISION**

UNITED STATES OF AMERICA,

Plaintiff,

vs.

SHOLOM RUBASHKIN,

Defendant.

No. 08-CR-1324-LRR

VERDICT FORM—COUNT 70

Count 70

We, the Jury, unanimously find the defendant, Sholom Rubashkin,
_____ of the crime charged in Count 70 of the Indictment.

Not Guilty/Guilty

NOTE: If you unanimously found the defendant not guilty of
Count 70, proceed to the next Verdict Form.

If you unanimously and beyond a reasonable doubt found the
defendant guilty of Count 70, proceed to Interrogatory Forms
A and B for Count 70.

FOREPERSON

DATE

**IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF IOWA
EASTERN DIVISION**

UNITED STATES OF AMERICA,

Plaintiff,

vs.

SHOLOM RUBASHKIN,

Defendant.

No. 08-CR-1324-LRR

**INTERROGATORY FORM (A)
COUNT 70**

If you found the defendant, Sholom Rubashkin, guilty of Count 70, place a check mark (✓) below next to the specified unlawful activity or activities involved in the commission of that offense:

_____	bank fraud
_____	making false statements and reports to a bank
_____	wire fraud
_____	mail fraud

FOREPERSON

DATE

**IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF IOWA
EASTERN DIVISION**

UNITED STATES OF AMERICA,

Plaintiff,

vs.

SHOLOM RUBASHKIN,

Defendant.

No. 08-CR-1324-LRR

**INTERROGATORY FORM (B)
COUNT 70**

If you found the defendant, Sholom Rubashkin, guilty of Count 70, place a check mark (✓) below next to the one space that reflects whether the offense involved profits from a specified unlawful activity:

We, the jury unanimously find

_____ beyond a reasonable doubt that the defendant's conduct with respect to Count 70 involved profits obtained from the commission of a specified unlawful activity.

_____ the defendant's conduct with respect to Count 70 did not involve profits obtained from the commission of a specified unlawful activity.

FOREPERSON

DATE

**IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF IOWA
EASTERN DIVISION**

UNITED STATES OF AMERICA,

Plaintiff,

vs.

SHOLOM RUBASHKIN,

Defendant.

No. 08-CR-1324-LRR

VERDICT FORM—COUNT 71

Count 71

We, the Jury, unanimously find the defendant, Sholom Rubashkin,
_____ of the crime charged in Count 71 of the Indictment.

Not Guilty/Guilty

NOTE: If you unanimously found the defendant not guilty of
Count 71, proceed to the next Verdict Form.

If you unanimously and beyond a reasonable doubt found the
defendant guilty of Count 71, proceed to Interrogatory Forms
A and B for Count 71.

FOREPERSON

DATE

**IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF IOWA
EASTERN DIVISION**

UNITED STATES OF AMERICA,

Plaintiff,

vs.

SHOLOM RUBASHKIN,

Defendant.

No. 08-CR-1324-LRR

**INTERROGATORY FORM (A)
COUNT 71**

If you found the defendant, Sholom Rubashkin, guilty of Count 70, place a check mark (✓) below next to the specified unlawful activity or activities involved in the commission of that offense:

_____	bank fraud
_____	making false statements and reports to a bank
_____	wire fraud
_____	mail fraud

FOREPERSON

DATE

**IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF IOWA
EASTERN DIVISION**

UNITED STATES OF AMERICA,

Plaintiff,

vs.

SHOLOM RUBASHKIN,

Defendant.

No. 08-CR-1324-LRR

**INTERROGATORY FORM (B)
COUNT 71**

If you found the defendant, Sholom Rubashkin, guilty of Count 71, place a check mark (✓) below next to the one space that reflects whether the offense involved profits from a specified unlawful activity:

We, the jury unanimously find

_____ beyond a reasonable doubt that the defendant's conduct with respect to Count 71 involved profits obtained from the commission of a specified unlawful activity.

_____ the defendant's conduct with respect to Count 71 did not involve profits obtained from the commission of a specified unlawful activity.

FOREPERSON

DATE

**IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF IOWA
EASTERN DIVISION**

UNITED STATES OF AMERICA,

Plaintiff,

vs.

SHOLOM RUBASHKIN,

Defendant.

No. 08-CR-1324-LRR

VERDICT FORM—COUNT 72

Count 72

We, the Jury, unanimously find the defendant, Sholom Rubashkin,
_____ of the crime charged in Count 72 of the Indictment.

Not Guilty/Guilty

FOREPERSON

DATE

**IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF IOWA
EASTERN DIVISION**

UNITED STATES OF AMERICA,

Plaintiff,

vs.

SHOLOM RUBASHKIN,

Defendant.

No. 08-CR-1324-LRR

VERDICT FORM—COUNT 73

Count 73

We, the Jury, unanimously find the defendant, Sholom Rubashkin,
_____ of the crime charged in Count 73 of the Indictment.

Not Guilty/Guilty

FOREPERSON

DATE

**IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF IOWA
EASTERN DIVISION**

UNITED STATES OF AMERICA,

Plaintiff,

vs.

SHOLOM RUBASHKIN,

Defendant.

No. 08-CR-1324-LRR

VERDICT FORM—COUNT 74

Count 74

We, the Jury, unanimously find the defendant, Sholom Rubashkin,
_____ of the crime charged in Count 74 of the Indictment.

Not Guilty/Guilty

FOREPERSON

DATE

**IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF IOWA
EASTERN DIVISION**

UNITED STATES OF AMERICA,

Plaintiff,

vs.

SHOLOM RUBASHKIN,

Defendant.

No. 08-CR-1324-LRR

VERDICT FORM—COUNT 75

Count 75

We, the Jury, unanimously find the defendant, Sholom Rubashkin,
_____ of the crime charged in Count 75 of the Indictment.

Not Guilty/Guilty

FOREPERSON

DATE

**IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF IOWA
EASTERN DIVISION**

UNITED STATES OF AMERICA,

Plaintiff,

vs.

SHOLOM RUBASHKIN,

Defendant.

No. 08-CR-1324-LRR

VERDICT FORM—COUNT 76

Count 76

We, the Jury, unanimously find the defendant, Sholom Rubashkin,
_____ of the crime charged in Count 76 of the Indictment.

Not Guilty/Guilty

FOREPERSON

DATE

**IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF IOWA
EASTERN DIVISION**

UNITED STATES OF AMERICA,

Plaintiff,

vs.

SHOLOM RUBASHKIN,

Defendant.

No. 08-CR-1324-LRR

VERDICT FORM—COUNT 77

Count 77

We, the Jury, unanimously find the defendant, Sholom Rubashkin,
_____ of the crime charged in Count 77 of the Indictment.

Not Guilty/Guilty

FOREPERSON

DATE

**IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF IOWA
EASTERN DIVISION**

UNITED STATES OF AMERICA,

Plaintiff,

vs.

SHOLOM RUBASHKIN,

Defendant.

No. 08-CR-1324-LRR

VERDICT FORM—COUNT 78

Count 78

We, the Jury, unanimously find the defendant, Sholom Rubashkin,
_____ of the crime charged in Count 78 of the Indictment.

Not Guilty/Guilty

FOREPERSON

DATE

**IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF IOWA
EASTERN DIVISION**

UNITED STATES OF AMERICA,

Plaintiff,

vs.

SHOLOM RUBASHKIN,

Defendant.

No. 08-CR-1324-LRR

VERDICT FORM—COUNT 79

Count 79

We, the Jury, unanimously find the defendant, Sholom Rubashkin,
_____ of the crime charged in Count 79 of the Indictment.

Not Guilty/Guilty

FOREPERSON

DATE

**IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF IOWA
EASTERN DIVISION**

UNITED STATES OF AMERICA,

Plaintiff,

vs.

SHOLOM RUBASHKIN,

Defendant.

No. 08-CR-1324-LRR

VERDICT FORM—COUNT 80

Count 80

We, the Jury, unanimously find the defendant, Sholom Rubashkin,
_____ of the crime charged in Count 80 of the Indictment.

Not Guilty/Guilty

FOREPERSON

DATE

**IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF IOWA
EASTERN DIVISION**

UNITED STATES OF AMERICA,

Plaintiff,

vs.

SHOLOM RUBASHKIN,

Defendant.

No. 08-CR-1324-LRR

VERDICT FORM—COUNT 81

Count 81

We, the Jury, unanimously find the defendant, Sholom Rubashkin,
_____ of the crime charged in Count 81 of the Indictment.

Not Guilty/Guilty

FOREPERSON

DATE

**IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF IOWA
EASTERN DIVISION**

UNITED STATES OF AMERICA,

Plaintiff,

vs.

SHOLOM RUBASHKIN,

Defendant.

No. 08-CR-1324-LRR

VERDICT FORM—COUNT 82

Count 82

We, the Jury, unanimously find the defendant, Sholom Rubashkin,
_____ of the crime charged in Count 82 of the Indictment.

Not Guilty/Guilty

FOREPERSON

DATE

**IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF IOWA
EASTERN DIVISION**

UNITED STATES OF AMERICA,

Plaintiff,

vs.

SHOLOM RUBASHKIN,

Defendant.

No. 08-CR-1324-LRR

VERDICT FORM—COUNT 83

Count 83

We, the Jury, unanimously find the defendant, Sholom Rubashkin,
_____ of the crime charged in Count 83 of the Indictment.

Not Guilty/Guilty

FOREPERSON

DATE

**IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF IOWA
EASTERN DIVISION**

UNITED STATES OF AMERICA,

Plaintiff,

vs.

SHOLOM RUBASHKIN,

Defendant.

No. 08-CR-1324-LRR

VERDICT FORM—COUNT 84

Count 84

We, the Jury, unanimously find the defendant, Sholom Rubashkin,
_____ of the crime charged in Count 84 of the Indictment.

Not Guilty/Guilty

FOREPERSON

DATE

**IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF IOWA
EASTERN DIVISION**

UNITED STATES OF AMERICA,

Plaintiff,

vs.

SHOLOM RUBASHKIN,

Defendant.

No. 08-CR-1324-LRR

VERDICT FORM—COUNT 85

Count 85

We, the Jury, unanimously find the defendant, Sholom Rubashkin,
_____ of the crime charged in Count 85 of the Indictment.

Not Guilty/Guilty

FOREPERSON

DATE

**IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF IOWA
EASTERN DIVISION**

UNITED STATES OF AMERICA,

Plaintiff,

vs.

SHOLOM RUBASHKIN,

Defendant.

No. 08-CR-1324-LRR

VERDICT FORM—COUNT 86

Count 86

We, the Jury, unanimously find the defendant, Sholom Rubashkin,
_____ of the crime charged in Count 86 of the Indictment.

Not Guilty/Guilty

FOREPERSON

DATE

**IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF IOWA
EASTERN DIVISION**

UNITED STATES OF AMERICA,

Plaintiff,

vs.

SHOLOM RUBASHKIN,

Defendant.

No. 08-CR-1324-LRR

VERDICT FORM—COUNT 87

Count 87

We, the Jury, unanimously find the defendant, Sholom Rubashkin,
_____ of the crime charged in Count 87 of the Indictment.

Not Guilty/Guilty

FOREPERSON

DATE

**IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF IOWA
EASTERN DIVISION**

UNITED STATES OF AMERICA,

Plaintiff,

vs.

SHOLOM RUBASHKIN,

Defendant.

No. 08-CR-1324-LRR

VERDICT FORM—COUNT 88

Count 88

We, the Jury, unanimously find the defendant, Sholom Rubashkin,
_____ of the crime charged in Count 88 of the Indictment.

Not Guilty/Guilty

FOREPERSON

DATE

**IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF IOWA
EASTERN DIVISION**

UNITED STATES OF AMERICA,

Plaintiff,

vs.

SHOLOM RUBASHKIN,

Defendant.

No. 08-CR-1324-LRR

VERDICT FORM—COUNT 89

Count 89

We, the Jury, unanimously find the defendant, Sholom Rubashkin,
_____ of the crime charged in Count 89 of the Indictment.

Not Guilty/Guilty

FOREPERSON

DATE

**IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF IOWA
EASTERN DIVISION**

UNITED STATES OF AMERICA,

Plaintiff,

vs.

SHOLOM RUBASHKIN,

Defendant.

No. 08-CR-1324-LRR

VERDICT FORM—COUNT 90

Count 90

We, the Jury, unanimously find the defendant, Sholom Rubashkin,
_____ of the crime charged in Count 90 of the Indictment.

Not Guilty/Guilty

FOREPERSON

DATE

**IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF IOWA
EASTERN DIVISION**

UNITED STATES OF AMERICA,

Plaintiff,

vs.

SHOLOM RUBASHKIN,

Defendant.

No. 08-CR-1324-LRR

VERDICT FORM—COUNT 91

Count 91

We, the Jury, unanimously find the defendant, Sholom Rubashkin,
_____ of the crime charged in Count 91 of the Indictment.

Not Guilty/Guilty

FOREPERSON

DATE