

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF ILLINOIS  
EASTERN DIVISION

UNITED STATES OF AMERICA	)	
	)	
v.	)	No. 05 CR 727
	)	
CONRAD M. BLACK,	)	Hon. Amy J. St. Eve
JOHN A. BOULTBEE,	)	
PETER Y. ATKINSON, and	)	
MARK S. KIPNIS	)	

**VERDICT FORM FOR CONRAD M. BLACK**

**SUMMARY OF CHARGES**

COUNTS: 1 (mail fraud); 5 through 12 (mail and wire fraud); 13 (concealing documents from an official proceeding); 14 (racketeering); and 15 and 16 (aiding or assisting the preparation of false corporate income tax returns).

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JOHN A. BOULTBEE,	)	
PETER Y. ATKINSON, and	)	
MARK S. KIPNIS	)	

**VERDICT FORM FOR CONRAD M. BLACK**

**COUNT ONE (Mail Fraud)**

With respect to Count One of the Information (a February 8, 2001 mailing containing unexecuted Non-Competition Agreements with American Publishing Company (APC)), we, the jury, find the defendant, CONRAD M. BLACK:

GUILTY ☐

NOT GUILTY ☐

**COUNT FIVE (Mail Fraud)**

With respect to Count Five of the Information (a November 21, 2000 mailing containing a non-competition payment payable to David Radler in connection with the CNHI II transaction), we, the jury, find the defendant, CONRAD M. BLACK:

GUILTY ☐

NOT GUILTY ☐

**COUNT SIX (Mail Fraud)**

With respect to Count Six of the Information (a March 1, 2001 mailing containing executed Non-Competition Agreements with American Publishing Company (APC)), we, the jury, find the defendant, CONRAD M. BLACK:

GUILTY ☐

NOT GUILTY ☐

**COUNT SEVEN (Mail Fraud)**

With respect to Count Seven of the Information (an April 9, 2001 mailing containing supplemental non-competition payments), we, the jury, find the defendant, CONRAD M. BLACK:

GUILTY ☐

NOT GUILTY ☐

**COUNT EIGHT (Wire Fraud)**

With respect to Count Eight of the Information (a May 1, 2001 wire of a letter and the May Memorandum relating to the CanWest non-competition payments), we, the jury, find the defendant, CONRAD M. BLACK:

GUILTY ☐

NOT GUILTY ☐

**COUNT NINE (Mail Fraud)**

With respect to Count Nine of the Information (a May 4, 2001 mailing containing a memorandum relating to the CanWest non-competition payments), we, the jury, find the defendant, CONRAD M. BLACK:

GUILTY ☐

NOT GUILTY ☐

**COUNT TEN (Wire Fraud)**

With respect to Count Ten of the Information (a March 27, 2001 wire of International's proxy statement for 2001, filed with the SEC), we, the jury, find the defendant, CONRAD M. BLACK:

GUILTY ☐

NOT GUILTY ☐

**COUNT ELEVEN (Wire Fraud)**

With respect to Count Eleven of the Information (an April 4, 2002 wire of International's proxy statement for 2002, filed with the SEC), we, the jury, find the defendant, CONRAD M. BLACK:

GUILTY ☐

NOT GUILTY ☐

**COUNT TWELVE (Wire Fraud)**

With respect to Count Twelve of the Information (a December 22, 2000 wire transfer of \$2.15 million as partial payment for the Second Floor Apartment), we, the jury, find the defendant, CONRAD M. BLACK:

GUILTY ☐

NOT GUILTY ☐

**COUNT THIRTEEN (Concealing Documents from an Official Proceeding)**

With respect to Count Thirteen of the Information, we, the jury, find the defendant, CONRAD M. BLACK:

GUILTY ☐

NOT GUILTY ☐

**COUNT FOURTEEN (RICO)**

With respect to Count Fourteen of the Information, in which the defendant CONRAD M. BLACK is charged with conducting, or participating in the conduct, of the affairs of an enterprise through a pattern of racketeering activity, we, the jury, find the defendant, CONRAD M. BLACK

GUILTY ☐

NOT GUILTY ☐

If you find the defendant CONRAD M. BLACK Guilty with respect to Count Fourteen, you must answer the following question by checking the applicable lines.

With respect to Count Fourteen, we, the jury, find the following has been proven beyond a reasonable doubt [check all that apply]:

Racketeering Act One: Interstate Transportation of  
Money Taken By Fraud – CNHI I non-competition  
payment of \$12 million to Inc. \_\_\_\_\_

Racketeering Act Two: Interstate Transportation of  
Money Taken By Fraud – Horizon non-competition  
payment of \$1.2 million to Inc. \_\_\_\_\_

Racketeering Act Three: Interstate Transportation of  
Money Taken By Fraud – Forum and Paxton non-competition  
payments to Inc. and Individuals \_\_\_\_\_

Racketeering Act Four: Interstate Transportation of  
Money Taken By Fraud – CNHI II non-competition  
payments to Inc. and Individuals \_\_\_\_\_

Racketeering Act Five: Mail Fraud – American  
Publishing Company non-competition payments \_\_\_\_\_

Racketeering Act Six: Wire Fraud/Mail Fraud –  
CanWest non-competition payments \_\_\_\_\_

Racketeering Act Seven: Wire Fraud –  
Perquisites \_\_\_\_\_

**COUNT FIFTEEN (Aiding or Assisting the Preparation of a False Tax Return for 1999)**

With respect to Count Fifteen of the Information, we, the jury, find the defendant,

CONRAD M. BLACK:

GUILTY

☐

NOT GUILTY

☐

**COUNT SIXTEEN (Aiding or Assisting the Preparation of a False Tax Return for 2000)**

With respect to Count Sixteen of the Information, we, the jury, find the defendant,

CONRAD M. BLACK:

GUILTY ☐

NOT GUILTY ☐

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MARK S. KIPNIS	)	

**VERDICT FORM FOR JOHN A. BOULTBEE**

**SUMMARY OF CHARGES**

COUNTS: 1 (mail fraud); 5 through 12 (mail and wire fraud); and 15 and 16 (aiding or assisting the preparation of false corporate income tax returns).



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MARK S. KIPNIS	)	

**VERDICT FORM FOR JOHN A. BOULTBEE**

**COUNT ONE (Mail Fraud)**

With respect to Count One of the Information (a February 8, 2001 mailing containing unexecuted Non-Competition Agreements with American Publishing Company (APC)), we, the jury, find the defendant, JOHN A. BOULTBEE:

GUILTY ☐ NOT GUILTY ☐

**COUNT FIVE (Mail Fraud)**

With respect to Count Five of the Information (a November 21, 2000 mailing containing a non-competition payment payable to David Radler in connection with the CNHI II transaction), we, the jury, find the defendant, JOHN A. BOULTBEE:

GUILTY ☐ NOT GUILTY ☐

**COUNT SIX (Mail Fraud)**

With respect to Count Six of the Information (a March 1, 2001 mailing containing executed Non-Competition Agreements with American Publishing Company (APC)), we, the jury, find the defendant, JOHN A. BOULTBEE:

GUILTY ☐

NOT GUILTY ☐

**COUNT SEVEN (Mail Fraud)**

With respect to Count Seven of the Information (an April 9, 2001 mailing containing supplemental non-competition payments), we, the jury, find the defendant, JOHN A. BOULTBEE:

GUILTY ☐

NOT GUILTY ☐

**COUNT EIGHT (Wire Fraud)**

With respect to Count Eight of the Information (a May 1, 2001 wire of a letter and the May Memorandum relating to the CanWest non-competition payments), we, the jury, find the defendant, JOHN A. BOULTBEE:

GUILTY ☐

NOT GUILTY ☐

**COUNT NINE (Mail Fraud)**

With respect to Count Nine of the Information (a May 4, 2001 mailing containing a memorandum relating to the CanWest non-competition payments), we, the jury, find the defendant, JOHN A. BOULTBEE:

GUILTY ☐

NOT GUILTY ☐

**COUNT TEN (Wire Fraud)**

With respect to Count Ten of the Information (a March 27, 2001 wire of International's proxy statement for 2001, filed with the SEC), we, the jury, find the defendant, JOHN A. BOULTBEE:

GUILTY ☐

NOT GUILTY ☐

**COUNT ELEVEN (Wire Fraud)**

With respect to Count Eleven of the Information (an April 4, 2002 wire of International's proxy statement for 2002, filed with the SEC), we, the jury, find the defendant, JOHN A. BOULTBEE:

GUILTY ☐

NOT GUILTY ☐

**COUNT TWELVE (Wire Fraud)**

With respect to Count Twelve of the Information (a December 22, 2000 wire transfer of \$2.15 million as partial payment for the Second Floor Apartment), we, the jury, find the defendant, JOHN A. BOULTBEE:

GUILTY ☐

NOT GUILTY ☐

**COUNT FIFTEEN (Aiding or Assisting the Preparation of a False Tax Return for 1999)**

With respect to Count Fifteen of the Information, we, the jury, find the defendant, JOHN A. BOULTBEE:

GUILTY ☐

NOT GUILTY ☐

**COUNT SIXTEEN (Aiding or Assisting the Preparation of a False Tax Return for 2000)**

With respect to Count Sixteen of the Information, we, the jury, find the defendant, JOHN

A. BOULTBEE:

GUILTY ☐

NOT GUILTY ☐

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PETER Y. ATKINSON, and	)	
MARK S. KIPNIS	)	

**VERDICT FORM FOR PETER Y. ATKINSON**

**SUMMARY OF CHARGES**

COUNTS: 1 (mail fraud); 5 through 9 (mail and wire fraud); and 16 (aiding or assisting the preparation of false corporate income tax return).

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PETER Y. ATKINSON, and	)	
MARK S. KIPNIS	)	

**VERDICT FORM FOR PETER Y. ATKINSON**

**COUNT ONE (Mail Fraud)**

With respect to Count One of the Information (a February 8, 2001 mailing containing unexecuted Non-Competition Agreements with American Publishing Company (APC)), we, the jury, find the defendant, PETER Y. ATKINSON:

GUILTY ☐ NOT GUILTY ☐

**COUNT FIVE (Mail Fraud)**

With respect to Count Five of the Information (a November 21, 2000 mailing containing a non-competition payment payable to David Radler in connection with the CNHI II transaction), we, the jury, find the defendant, PETER Y. ATKINSON:

GUILTY ☐ NOT GUILTY ☐

**COUNT SIX (Mail Fraud)**

With respect to Count Six of the Information (a March 1, 2001 mailing containing executed Non-Competition Agreements with American Publishing Company (APC)), we, the jury, find the defendant, PETER Y. ATKINSON:

GUILTY ☐

NOT GUILTY ☐

**COUNT SEVEN (Mail Fraud)**

With respect to Count Seven of the Information (an April 9, 2001 mailing containing supplemental non-competition payments), we, the jury, find the defendant, PETER Y. ATKINSON:

GUILTY ☐

NOT GUILTY ☐

**COUNT EIGHT (Wire Fraud)**

With respect to Count Eight of the Information (a May 1, 2001 wire of a letter and the May Memorandum relating to the CanWest non-competition payments), we, the jury, find the defendant, PETER Y. ATKINSON:

GUILTY ☐

NOT GUILTY ☐



**COUNT NINE (Mail Fraud)**

With respect to Count Nine of the Information (a May 4, 2001 mailing containing a memorandum relating to the CanWest non-competition payments), we, the jury, find the defendant, PETER Y. ATKINSON:

GUILTY ☐

NOT GUILTY ☐

**COUNT SIXTEEN (Aiding or Assisting the Preparation of a False Tax Return for 2000)**

With respect to Count Sixteen of the Information, we, the jury, find the defendant, PETER Y. ATKINSON:

GUILTY ☐

NOT GUILTY ☐

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MARK S. KIPNIS	)	

**VERDICT FORM FOR MARK S. KIPNIS**

**SUMMARY OF CHARGES**

COUNTS: 1 through 9 (mail and wire fraud); and 15 and 16 (aiding or assisting the preparation of false corporate income tax returns).

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PETER Y. ATKINSON, and	)	
MARK S. KIPNIS	)	

**VERDICT FORM FOR MARK S. KIPNIS**

**COUNT ONE (Mail Fraud)**

With respect to Count One of the Information (a February 8, 2001 mailing containing unexecuted Non-Competition Agreements with American Publishing Company (APC)), we, the jury, find the defendant, MARK S. KIPNIS:

GUILTY ☐ NOT GUILTY ☐

**COUNT TWO (Mail Fraud)**

With respect to Count Two of the Information (an August 19, 2000 mailing containing documents relating to the sale of newspapers to Forum, including a Non-Competition Agreement), we, the jury, find the defendant, MARK S. KIPNIS:

GUILTY ☐ NOT GUILTY ☐

**COUNT THREE (Wire Fraud)**

With respect to Count Three of the Information (a September 5, 2000 wire transmitting a draft Asset Purchase Agreement related to the Paxton sale), we, the jury, find the defendant, MARK S. KIPNIS:

GUILTY ☐

NOT GUILTY ☐

**COUNT FOUR (Wire Fraud)**

With respect to Count Four of the Information (an October 24, 2000 wire transmitting wire transfer instructions for the CNHI II transaction), we, the jury, find the defendant, MARK S. KIPNIS:

GUILTY ☐

NOT GUILTY ☐

**COUNT FIVE (Mail Fraud)**

With respect to Count Five of the Information (a November 21, 2000 mailing containing a non-competition payment payable to David Radler in connection with the CNHI II transaction), we, the jury, find the defendant, MARK S. KIPNIS:

GUILTY ☐

NOT GUILTY ☐

**COUNT SIX (Mail Fraud)**

With respect to Count Six of the Information (a March 1, 2001 mailing containing executed Non-Competition Agreements with American Publishing Company (APC)), we, the jury, find the defendant, MARK S. KIPNIS:

GUILTY ☐

NOT GUILTY ☐

**COUNT SEVEN (Mail Fraud)**

With respect to Count Seven of the Information (an April 9, 2001 mailing containing supplemental non-competition payments), we, the jury, find the defendant, MARK S. KIPNIS:

GUILTY ☐

NOT GUILTY ☐

**COUNT EIGHT (Wire Fraud)**

With respect to Count Eight of the Information (a May 1, 2001 wire of a letter and the May Memorandum relating to the CanWest non-competition payments), we, the jury, find the defendant, MARK S. KIPNIS:

GUILTY ☐

NOT GUILTY ☐

**COUNT NINE (Mail Fraud)**

With respect to Count Nine of the Information (a May 4, 2001 mailing containing a memorandum relating to the CanWest non-competition payments), we, the jury, find the defendant, MARK S. KIPNIS:

GUILTY ☐

NOT GUILTY ☐

**COUNT FIFTEEN (Aiding or Assisting the Preparation of a False Tax Return for 1999)**

With respect to Count Fifteen of the Information, we, the jury, find the defendant, MARK S. KIPNIS:

GUILTY ☐

NOT GUILTY ☐

**COUNT SIXTEEN (Aiding or Assisting the Preparation of a False Tax Return for 2000)**

With respect to Count Sixteen of the Information, we, the jury, find the defendant,  
MARK S. KIPNIS:

GUILTY ☐

NOT GUILTY ☐

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