

and me to let us know that he had suddenly lost both his home internet connection and home telephone. He suspected the FBI was behind both of these events because of his intention to testify in this case.¹

4. During the week of July 28, 2014, I was in Salt Lake City, Utah, to attend the trial of the above-captioned case. It was then that Jesse C. Trentadue told me that he had been unable to reach John Matthews to go over his trial testimony.

5 Jesse C. Trentadue asked me to call John Matthews and set up a telephone call with Matthews in order to review his trial testimony.

6. On Tuesday, July 29, 2014, I called John Matthews' home telephone number, but he did not answer. I left a message on his voicemail asking about his status with respect to testifying on Wednesday, July 30, 2014.

7. I then called John Matthews' cell phone number, again he did not answer. I also left a message on his voicemail asking about his status with respect to testifying on Wednesday, July 30, 2014.

8. Shortly thereafter, John Matthews called me. He told me that he

¹ See Doc. 191-3.

was not going to testify. John Matthews said that had been told to by the FBI to “stand down.” John Matthews also said that he had been told by the FBI to take a vacation so that he could not be subpoenaed. He likewise said that the “Bureau” had made it very clear to him that if he did testify it could result in the loss of his Veteran’s health coverage, and Veteran’s disability pension. Finally, John Matthews told me that the FBI agent had told him that both the Court and defense counsel already knew that he was not going to testify, and that they were supposed to have told Jesse C. Trentadue as well.

9. I immediately told Jesse C. Trentadue about my conversation with John Mathews. I was also present in Court that day, July 29, 2014, when Jesse C. Trentadue brought up the issue of possible witness tampering based upon my conversation with John Matthews.

10. On Thursday, July 31, 2014, Jesse C. Trentadue’s asked me to again call John Matthews to let him know that Jesse would be calling him, and I did.

11. I called John Matthews’ home telephone number, and he answered the telephone. John Matthews told me that he had been contacted several times by an FBI Agent about not testifying in this case. John Matthews said that the FBI

Agent had even had him “go out of town” for a week so that he could not be subpoenaed. Finally, John Matthews told me that he had to take care of himself because he could not depend upon anyone else to do that for him. I told Jesse Trentadue about my conversation with John Matthews, and Jesse said that he would call John Matthews.

12. The matters set forth herein above are based upon my personal knowledge.

Executed under penalty of perjury on this day 7th of August, 2014 in Los Angeles, California.

/s/ Roger G. Charles
Roger G. Charles

CERTIFICATE OF SERVICE

I hereby certify that on this 7th day of August 2014, the foregoing **DECLARATION** was served by electronic process upon:

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