

In filling out the verdict form with respect to Count 1, if you find the government has proven the defendant guilty beyond a reasonable doubt of racketeering, you must also complete the portion of the form indicating which Racketeering Acts you have unanimously agreed upon, including each sub-paragraph for those Racketeering Acts with subparagraphs.

Similarly, in filling out the verdict form with respect to Count 24, if you find that the government has proven the defendant guilty beyond a reasonable doubt of making false statements, you must also complete the portion of the form indicating which false statements you have unanimously agreed upon.

GOVERNMENT INSTRUCTION NO. 89A (new instruction)

*United States v. Fawell*, 02 CR 310 (Pallmeyer, J.) (modified)