

Count	Summary	Biane	Burum	Erwin	Kirk
Count One	conspiracy to commit a crime, in that:	x	x	x	x
OA1	on trip to China in September 2005, Burum hired a karaoke hostess for Bill Postmus and offered him spending cash, meals, and entertainment	x	x		
OA2	Burum promised to care for Bill Postmus' political career in perpetuity contingent upon Postmus support for favorable solution to Colonies Crossroads litigation.		x		
OA3	After return from China trip, Postmus tells CAO Mark Uffer "We've got to settle this Colonies thing."				
OA4	Between January 1, 2005 and November 28, 2006, Burum offered to give Mark Kirk a monetary benefit for securing Ovitt's vote on terms favorable to Colonies.		x		x
OA5	Between January 1, 2005 and November 28, 2006, Burum offered to give Jim Erwin a monetary benefit for securing a favorable settlement from the County.		x	x	
OA6	Burum conducted a campaign against a supervisorial pay raise measure as a means to influence Paul Biane to settle on terms favorable to Colonies.		x		
OA7	Between January 1, 2006 and November 28, 2006, Jim Erwin told Adam Aleman that Burum hired private investigators to find incriminating evidence that could pressure Bill Postmus to settle lawsuit on favorable terms to Colonies Partners.		x		
OA8	Between January 1, 2006 and November 28, 2006, Jim Erwin told Adam Aleman that Erwin had created political mailers highlighting Postmus' drug addiction to be used to convince Postmus to pressure Paul Biane on favorable terms on ending Colonies litigation.			x	
OA9	Between January 1, 2006 and November 28, 2006, Jim Erwin told Adam Aleman that if there was a favorable settlement, the Postmus-drug mailers would not be sent.			x	
OA10	Between January 1, 2006 and November 7, 2006, Jim Erwin created political mailers opposing Measure P that asserted that Paul Biane had excessive indebtedness and couldn't meet his expenses.			x	
OA11	Between January 1, 2006 and November 28, 2006, Jeff Burum communicated to Paul Biane that Biane would receive a monetary benefit if Biane voted for a settlement favorable to Colonies Partners.	x	x		
OA12	Between January 1, 2006 and November 28, 2006, Burum communicated to Bill Postmus that Postmus would receive financial, political, and business support if Postmus voted for a settlement favorable to Colonies Partners.		x		
OA13	Between October 1, 2006 and November 28, 2006, Bill Postmus and Paul Biane engaged in negotiations concerning the settlement amount of the Colonies lawsuit with Jim Erwin and Patrick Reilly acting as intermediaries.	x	x	x	
OA14	Between October 1, 2006 and November 28, 2006, Bill Postmus and Paul Biane engaged in negotiations concerning the settlement amount of the Colonies lawsuit with Jim Erwin and Patrick Reilly acting as intermediaries.	x	x	x	
OA15	Between October 1, 2006 and November 28, 2006 Postmus agreed to vote to approve a settlement of the Colonies litigation in a manner favorable to Burum in exchange for financial, political and/or business support to be given to Postmus.		x		

Count	Summary	Biane	Burum	Erwin	Kirk
OA16	Between October 1, 2006 and November 28, 2006, Paul Biane agreed to approve a settlement of the Colonies lawsuit favorable to Burum in exchange for a monetary benefit to be given to Biane.	x	x		
OA17	Between December 7, 2004 and November 28, 2006, Mark Kirk agreed to support a settlement amount favorable to Burum in exchange for a monetary benefit to be given to Mark Kirk.		x		x
OA18	On November 28, 2006, six telephone calls were exchanged between Jeff Burum and Mark Kirk.		x		x
OA19	On or about November 28, 2006, Bill Postmus voted to approve a \$102 million settlement of the Colonies lawsuit without the concurrence and against the recommendations of County Counsel and private attorneys retained by the County.				
OA 20	On or about November 28, 2006, Paul Biane voted to approve a \$102 million settlement of the Colonies lawsuit without the concurrence and against the recommendations of County Counsel and private attorneys retained by the County.	x			
OA 21	On or about November 28, 2006, pursuant to the settlement agreement, Postmus directed that the Auditor-Controller-Recorder transfer \$22 million by November 29, 2006 from the San Bernardino County Flood Control District to Colonies as the initial payment toward the settlement.				
OA 22	Between January 29, 2007 and January 31, 2007 Burum hosted Jim Erwin on a private jet trip to New York and Washington, DC. Lodging, meals, refreshments, entertainment, spending money, and prostitutes were presented as gifts for Erwin's assistance in obtaining the Colonies settlement from the County.		x	x	
OA 23	Between October 1, 2006 and February 14, 2007, Bill Postmus told Adam Aleman that Bill Postmus was going to receive \$100,000 from Burum for voting to approve the Colonies settlement, and Postmus requested Aleman's assistance in creating a political action committee that Postmus would secretly control to conceal the \$100K he received from Burum.		x		
OA 24	Between October 1, 2006 and February 14, 2007, Postmus advised Mike Richman that Postmus was going to be receiving a sum of money and asked for Richman's assistance in creating a political action committee				
OA 25	On or about February 14, 2007, Postmus, Aleman, and Richman agreed to the creation of the Inland Empire Political Action Committee secretly controlled by Postmus but publicly listing Dino DeFazio as chair, Mike Gallagher as vice-chair, Jeff Bentow as community outreach director, and Mike Richman as executive director.				
OA 26	On or about February 20, 2007, Postmus directed that Aleman create an e_mail account using DeFazio's name and asked Aleman to direct the creation of the Inland Empire PAC with DeFazio as the named chairman and to direct expenditures through account as if Aleman were deFazio.				

Count	Summary	Biane	Burum	Erwin	Kirk
OA27	Between June 1, 2007 and July 12, 2007, Postmus, Aleman, and Richman agreed to the creation of the Conservatives for a Republican Majority PAC secretly controlled by Postmus but naming Mike Richman as executive director.				
OA 28	On or about June 29, 2007, Burum signed a \$50,000 check from Colonies to "Republicans for a Conservative Majority" PAC secretly controlled by Postmus.		x		
OA 29	On or about June 29, 2007, Burum signed a \$50,000 check from Colonies to the Inland Empire PAC.		x		
OA 30	On or about July 5, 2007, Postmus arranged for check of \$50,000 to be deposited into the Inland Empire PAC secretly controlled by Postmus.				
OA 31	On or about July 12, 2007, Postmus arranged for deposit of \$50,000 check from Colonies into the Conservatives for a Republican Majority PAC secretly controlled by Postmus.				
OA 32	On or about June 15, 2007, Burum and Dan Richards signed a \$100,000 check from Colonies to the San Bernardino County Young Republicans PAC secretly controlled by Paul Biane with Tim Johnson and Matt Brown as directors.	x	x		
OA 33	In spring 2006, Mark Kirk spoke to Anthony Riley about establishing the Alliance for Ethical Government PAC.				x
OA 34	On or about March 18, 2007, Kirk contacted a campaign accountant about establishing a PAC named the Alliance for Ethical Government.				x
OA 35	Between March 13, 2007 and March 23, 2007, Kirk and Burum spoke via phone for more than 62 minutes.		x		x
OA 36	On or about May 16, 2007, Burum wrote a \$1000,000 check from Colonies to the Alliance for Ethical Government PAC secretly controlled by Kirk.		x		x
OA 37	On May 23, 2007, a 38-minute telephone call was exchanged between Kirk and Burum.		x		x
OA 38	On May 25, 2007, Kirk directed his campaign accountant to complete the establishment of the Alliance for Ethical Government PAC.				x
OA 39	On or about May 29, 2007, Kirk arranged for a \$100,000 check be deposited into the Alliance for Ethical Government PAC that he secretly controlled.				x
OA 40	On or about January 26, 2007, the Committee for Effective Government PAC was created by Erwin.			x	
OA 41	On or about March 20, 2007, Burum wrote a \$100,000 check from Colonies to the Committee for Effective Government PAC to be controlled by Erwin.		x	x	
OA 42	On or about March 28, 2007, Erwin removed his name from the Committee for Effective Government PAC and hired Betty Presley as treasurer.			x	
OA 43	On or about March 28, 2007, Erwin arranged the deposit of Burum's \$100,000 check into the Committee for Effective Government PAC controlled by Erwin.		x	x	
Count Two	Bribery of a public official. Between September 1, 2006, and November 29, 2006, Biane agreed to receive a bribe	x			
Count Three	Bribery of an executive official. Between September 1, 2006 and November 29, 2006, Kirk agreed to receive a bribe.				x
Count Four	Bribery. Between September 1, 2006 and November 29, 2006, Erwin and Burum aided and abetted Bill Postmus in accepting a bribe.		x	x	

Count	Summary	Biane	Burum	Erwin	Kirk
Count Five	Bribery. Between September 1, 2006 and November 29, 2006, Erwin and Burum aided and abetted Paul Biane in accepting a bribe.		x	x	
Count Six	Asking For/Receiving a Bribe. Between September 1, 2006 and November 29, 2006, Biane sought a bribe to influence his vote.	x			
Count Seven	Asking For/Receiving a Bribe. Between September 1, 2006 and November 29, 2006, Burum and Erwin aided and abetted Bill Postmus in receiving a bribe.		x	x	
Count Eight	Asking For/Receiving a Bribe. Between September 1, 2006 and November 29, 2006, BURUM and ERWIN aided and abetted Paul Biane in receiving a bribe.		x	x	
Count Nine	Between 9/1/2006 and 11/29/2006, improperly Influencing a Legislative Action. KIRK obtained a thing of value for influencing a vote on a legislative matter.				x
Count Ten	Conflict of Interest. BIANE and KIRK knowingly and willfully became financially interested in a contract made by him in an official capacity. (11/28/2006)	x			x
Count Eleven	Conflict of Interest. BURUM and ERWIN aided and abetted Postmus, Biane, and Kirk to become financially interested in outcome of legislative action. (11/28/2006)		x	x	
Count Twelve	PUBLIC OFFICER CRIME. BIANE misappropriated public money. (11/28/2006)	x			
Count Thirteen	PUBLIC OFFICER CRIME. KIRK, BURUM, and ERWIN aided and abetted Postmus and Biane to misappropriate money. (11/28/2006)		x	x	x
Count Fourteen	Forgery. Falsified a signature on an authorization for payment. (9/25/2008)			x	
Count Fifteen	False or fraudulent tax return. BIANE submitted a false or fraudulent tax return. (9/7/2008)	x			
Count Sixteen	False or fraudulent tax return. Kirk submitted false or fraudulent tax return. (2/2/2008)				x
Count Seventeen	Willful failure to file a return. (4/15/2009)			x	
Count Eighteen	False or fraudulent return. (4/8/2008)			x	
Count Nineteen	Perjury by delcaration. (3/25/2008)	x			
Count Twenty	Offering a False or Forged Instrument for Filing (4/1/2008)	x			
Count Twenty-one	Perury by Declaration (3/28/2008)				x
Count Twenty-two	Filing of a False or forged Instrument for Filing (3/31/2008)				x
Count Twenty-Three	Perjury By Declaration (4/1/08)			x	
Count Twenty-four	Offering a False or Forged Instrument for Filing (4/1/2008)			x	
Count Twenty-five	Perjury By Declaration (4/1/08)			x	
Count Twenty-six	Perjury by declaration (2/4/09)			x	
Count Twenty-seven	Offering a False or Forged Instrument for Filing (2/13/09)			x	
Count Twenty-eight	Perjury by Declaration (2/13/09)			x	
Count twenty-nine	Offering a False or Forged Instrument for Filing (2/17/09)			x	