

COUNT FOURTHE GRAND JURY CHARGES:

1. Paragraphs 1 through 37 of Count One are re-alleged and incorporated by reference herein.

2. On or about October 14, 1986, in the District of Columbia, the defendant, CLAIR E. GEORGE, unlawfully, knowingly and willfully made a material false, fictitious and fraudulent statement to a department or agency of the United States, to wit, the United States House of Representatives Permanent Select Committee on Intelligence, in a manner within its jurisdiction, to wit, the Committee's investigation of the circumstances surrounding the shoot-down of a C-123K aircraft on October 5, 1986, in Nicaragua.

3. It was material to the investigation of the United States House of Representatives Permanent Select Committee on Intelligence to determine what role, if any, Felix Rodriguez, also known as Max Gomez, had in providing supplies to the Contras.

4. On October 14, 1986, the defendant, CLAIR E. GEORGE, appearing as a witness before the United States House of Representatives Permanent Select Committee on Intelligence, made the following statements, knowing the underscored material statement to be false:

[MR. MCHUGH]: . . . Do any of you gentlemen know Ramone Medina? His name has been mentioned.

[MR. GEORGE]: That was the other name mentioned by Mr. Hasenfus. He mentioned two.

We have identified the first as Felix Rodriguez, and correct me, Alan or Elliott, we don't know what that second name means.

[MR. FIERS]: We still are trying to find out who Ramone Medina is.

[MR. MCHUGH]: I'd like to be clear in my own mind as to whether you or anybody in the Government knows as a matter of fact whether Mr. Gomez or Rodriguez was involved in providing supplies to the Contras.

[MR. GEORGE]: I do not know that per se. I do not. Or any record I have ever read.

5. The above underscored material statement made before the United States House of Representatives Permanent Select Committee on Intelligence by the defendant, CLAIR E. GEORGE,--was false, fictitious and fraudulent because in truth and in fact, as the defendant, CLAIR E. GEORGE, then and there well knew, Felix Rodriguez had been coordinating and assisting in the aerial resupply of the Contras from the Ilopango air base in El Salvador.

(In violation of Title 18, U.S.C. § 1001).