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CLERK U.S. DISTRICT COURT
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UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF CALIFORNIA

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8	UNITED STATES OF AMERICA,)	Criminal Case No. _____
9)	
10	Plaintiff,)	<u>I N F O R M A T I O N</u>
11	v.)	
12	KURT W. DONSBACH,	)	Title 21, U.S.C. §§ 331(d),
13		)	333(a)(2), and 355 -
14	Defendant.	)	Introducing Unapproved Drugs
15		)	in Interstate Commerce;
16		)	Title 18, U.S.C. § 545 -
		)	Smuggling Merchandise Subject
		)	To Seizure and Contrary To
		)	Law; Title 26, U.S.C. § 7201 -
		)	Income Tax Evasion; and
		)	Title 18 U.S.C. § 2 - Aiding
		)	and Abetting

The United States Attorney charges:

Count 1

From 1991 through 1993, within the Southern District of California, defendant KURT W. DONSBACH, did introduce into interstate commerce from the Republic of Mexico at least \$250,000 worth of drugs and pharmaceuticals that were either new and unapproved by the Food and Drug Administration or were adulterated or misbranded; in violation of Title 21, United States Code, Sections 331, 333, and 355, and Title 18, United States Code, Section 2.

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(PKO:kb:Inform\Donsbach)

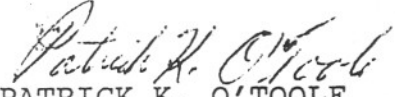
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the United States of America his true and correct income; in violation of Title 26, United States Code, Section 7201.

DATE: February 14, 1996

ALAN D. BERSIN
United States Attorney


PATRICK K. O'TOOLE
Assistant U.S. Attorney

FILED

MAR 18 1996

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF CALIFORNIA

CLERK U.S. DISTRICT COURT
SOUTHERN DISTRICT OF CALIFORNIA
BY *[Signature]*

UNITED STATES OF AMERICA

WAIVER OF INDICTMENT

v.

KURT W. DONSBACH

CASE NUMBER: 96-0347-B

I, K. W. DONSBACH the above named defendant, who is accused of violating Title 21, U.S.C. §§ 331(d), 333(a)(2), and 355 - Introducing Unapproved Drugs in Interstate Commerce; Title 18, U.S.C. § 545 - Smuggling Merchandise Subject To Seizure and Contrary To Law; Title 26, U.S.C. § 7201 - Income Tax Evasion; and Title 18 U.S.C. § 2 - Aiding and Abetting, being advised of the nature of the charge(s), the proposed information, and of my rights, hereby waive in open court on March 18, 1996 prosecution by indictment and consent that the proceeding may be by information rather than by indictment.

[Signature]
KURT W. DONSBACH
Defendant

[Signature]
THOMAS J. WARWICK
Counsel for Defendant

Before *[Signature]*
JUDICIAL OFFICER

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