

**EXHIBIT 1**

**U.S. Department of Justice**

*United States Attorney  
Southern District of Florida  
99 NE 4 Street  
Miami, FL 33132  
(305) 961-9000*

**November 17, 2006**

**NEWS RELEASE:**

**FORMER DIRECTOR OF PROGRAMS OF TV MARTI INDICTED ON CONFLICT OF INTEREST CHARGES**

R. Alexander Acosta, United States Attorney for the Southern District of Florida, Howard Krongard, Inspector General, U. S. Department of State, and Jonathan I. Solomon, Special Agent in Charge, Federal Bureau of Investigation, Miami Field Office, announced today that defendant, Jose M. Miranda, a/k/a "Chema," was indicted by a federal grand jury in Miami, for unlawfully participating in government matters in which he had a financial interest, in violation of Title 18, United States Code, Section 208. Miranda was also charged with making false representations to the U.S. government, in that he falsely reported no outside income in financial disclosure reports filed with the government, in violation of Title 18, United States Code, Section 1001. The defendant made his initial appearance in federal court today, and was released on a \$250,000 personal surety bond.

Defendant Miranda was Programs Director at TV Marti. As such, Miranda was responsible for the selection and acquisition of programs for broadcast at TV Marti. As part of his duties, the defendant was involved in the approval of payment for programs, features, supporting materials, supplies, and in the selection of vendors, contractors, and suppliers at TV Marti.

TV Marti is operated by the Office of Cuba Broadcasting (OCB), a component of the International Broadcasting Bureau (IBB). The IBB provides administrative and engineering support for United States government-funded non-military international broadcast services. The Broadcasting Board of Governors (BBG), an independent federal agency responsible for all United States government and government sponsored, non-military, international broadcasting, supervises the IBB.

According to Count 1 of the Indictment, defendant Miranda participated personally and substantially as a Government officer and employee through decision, approval, and otherwise, in particular matters in which he had a financial interest. Specifically, the Indictment alleges that the defendant personally received more than \$100,000 from Perfect Image Film and Video Productions, a vendor that was doing business with TV Marti. Miranda was accepting these monies during the same time that he approved requisitions and invoices for services rendered by Perfect Image to TV Marti.

Counts 2 through 4 of the Indictment allege that in a matter within the jurisdiction of the executive branch of the Government of the United States, that is, the Broadcasting Board of Governors, defendant Miranda made a materially false representation in Confidential Financial Disclosure Report Forms filed in the years 2002, 2003 and 2004. In each of these financial disclosure reports, the defendant represented that he had no sources of income other than his United States Government salary, when in fact he had received income from Perfect Image during those years.

If convicted, the defendant faces maximum term of imprisonment of up to five years on each count in the indictment. Mr. Acosta commended the investigative efforts of the Department of State and the FBI. The United States is represented in this case by Assistant United States Attorney Eloisa D. Fernandez.

A copy of this press release may be found on the website of the United States Attorney's Office for the Southern District of Florida at [www.usdoj.gov/usao/fls](http://www.usdoj.gov/usao/fls) . Related court documents and information may be found on the website of the District Court for the Southern District of Florida at <http://www.flsd.uscourts.gov/> or on <http://pacer.flsd.uscourts.gov/> .

## **EXHIBIT 2**

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF FLORIDA

**06 - 20707** CR-MORENO  
CASE NO.

MAGISTRATE JUDGE  
SIMONTON

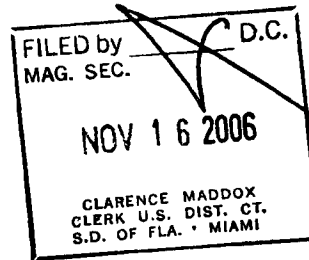
18 U.S.C. § 208  
18 U.S.C. § 216(a)(2)  
18 U.S.C. § 1001(a)(2)

UNITED STATES OF AMERICA

v.

JOSE M. MIRANDA,  
a/k/a "Chema,"

Defendant.



**INDICTMENT**

The Grand Jury charges that:

**GENERAL ALLEGATIONS**

At all times relevant to this Indictment:

1. The Broadcasting Board of Governors (BBG) was an independent federal agency responsible for all United States government and government sponsored, non-military, international broadcasting.

2. Under the supervision of the BBG, the International Broadcasting Bureau (IBB) provides the administrative and engineering support of United States government-funded non-military international broadcast services.

3. The IBB is composed of various entities, including the Office of Cuba Broadcasting (OCB), which directs the operations of Radio and Television Marti (TV Marti), two broadcast services that provide Spanish language news, features, and entertainment programs to Cuba.

4. Defendant **JOSE M. MIRANDA** was employed as the Programs Director for TV Marti. The defendant's major duties as referenced in the position description for Supervisory TV Production Specialist, the official title of his position, included the selection and acquisition of programs for broadcast. As part of his duties, the defendant was involved in the decision making process for the approval for payment of programs, features, supporting materials, supplies, as well as the selection of vendors, contractors, and suppliers.

5. Perfect Image Film and Video Productions (PIFVP), was a company incorporated in the State of Florida, that provided services to TV Marti.

**COUNT 1**  
**Financial Conflict of Interest**  
**(18 U.S.C. § 208)**

1. Paragraphs 1 through 5 of the General Allegations section of this Indictment are realleged and incorporated as if fully set forth herein.

2. From at least as early as November 2001, through in or around December 2004, in Miami-Dade County, in the Southern District of Florida, and elsewhere, the defendant,

**JOSE M. MIRANDA,**  
**a/k/a "Chema,"**

being an officer and employee of an independent agency of the United States, the Broadcasting Board of Governors, did knowingly and willfully participate personally and substantially as a Government officer and employee through decision, approval, and otherwise, in particular matters which, to his knowledge, he had a financial interest; that is, the defendant personally received in excess of \$100,000 from PIFVP during the same period of time that he approved requisitions and invoices for services rendered by PIFVP.

All in violation of Title 18, United States Code, Sections 208 and 216(a)(2).

**COUNTS 2 - 4**  
**False Statement**  
**(18 U.S.C. § 1001)**

3. Paragraphs 1 through 5 of the General Allegations section of this Indictment are realleged and incorporated as if fully set forth herein.

4. On or about the dates specified as to each count below, at Miami-Dade County, in the Southern District of Florida, and elsewhere, the defendant,

**JOSE M. MIRANDA,**  
**a/k/a "Chema,"**

in a matter within the jurisdiction of the executive branch of the Government of the United States, that is, the Broadcasting Board of Governors, an independent agency of the United States, did knowingly and willfully make and cause to be made, a materially false, fictitious, and fraudulent statement and representation in financial disclosure report forms of the United States Office of Government Ethics (OGE), as further specified in each count below, in that the defendant represented and caused to be represented, that he had no income other than his United States Government salary, when in truth and in fact, and as the defendant then and there well knew, he had income other than his United States Government salary:

<b>COUNT</b>	<b>DATE</b>	<b>FINANCIAL DISCLOSURE REPORT FORM</b>
2	10/30/02	Confidential Certificate of No New Interests OGE Optional Form 450-A
3	10/29/03	Confidential Certificate of No New Interests OGE Optional Form 450-A

4	10/28/04	Confidential Financial Disclosure Report OGE Form 450
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All in violation of Title 18, United States Code, Section 1001(a)(2).

A TRUE BILL

\_\_\_\_\_  
FOREPERSON

  
\_\_\_\_\_  
R. ALEXANDER ACOSTA  
UNITED STATES ATTORNEY

  
\_\_\_\_\_  
ELOISA DELGADO FERNANDEZ  
ASSISTANT UNITED STATES ATTORNEY

06-20707 CR-MORENO

UNITED STATES OF AMERICA

vs.

JOSE M. MIRANDA, a/k/a "Chema",

Defendant.

CERTIFICATE OF TRIAL ATTORNEY  
MAGISTRATE JUDGE  
SIMONTON

Superseding Case Information:

Court Division: (Select One)

Miami  Key West  
 FTL  WPB  FTP

New Defendant(s) \_\_\_\_\_  
Number of New Defendants \_\_\_\_\_  
Total number of counts \_\_\_\_\_

Yes \_\_\_\_\_ No \_\_\_\_\_

I do hereby certify that:

- I have carefully considered the allegations of the indictment, the number of defendants, the number of probable witnesses and the legal complexities of the indictment/Information attached hereto.
- I am aware that the information supplied on this statement will be relied upon by the Judges of this Court in setting their calendars and scheduling criminal trials under the mandate of the Speedy Trial Act, Title 28 U.S.C. Section 3161.

3. Interpreter: (Yes or No) No  
List language and/or dialect \_\_\_\_\_

4. This case will take 5 days for the parties to try.

5. Please check appropriate category and type of offense listed below:  
(Check only one) (Check only one)

I	0 to 5 days	<input checked="" type="checkbox"/>	Petty	_____
II	6 to 10 days	_____	Minor	_____
III	11 to 20 days	_____	Misdem.	_____
IV	21 to 60 days	_____	Felony	<input checked="" type="checkbox"/>
V	61 days and over	_____		

6. Has this case been previously filed in this District Court? (Yes or No) No

If yes:  
Judge: \_\_\_\_\_ Case No. \_\_\_\_\_

(Attach copy of dispositive order)  
Has a complaint been filed in this matter? (Yes or No) No

If yes:  
Magistrate Case No. \_\_\_\_\_  
Related Miscellaneous numbers: \_\_\_\_\_  
Defendant(s) in federal custody as of \_\_\_\_\_  
Defendant(s) in state custody as of \_\_\_\_\_  
Rule 20 from the \_\_\_\_\_ District of \_\_\_\_\_

Is this a potential death penalty case? (Yes or No) No

- Does this case originate from a matter pending in the U.S. Attorney's Office prior to April 1, 2003?  Yes  No
- Does this case originate from a matter pending in the U. S. Attorney's Office prior to April 1, 1999?  Yes  No  
If yes, was it pending in the Central Region?  Yes  No
- Does this case originate from a matter pending in the Northern Region of the U.S. Attorney's Office prior to October 14, 2003?  Yes  No
- Does this case originate from a matter pending in the Narcotics Section (Miami) prior to May 18, 2003?  Yes  No

*Eloisa D. Fernandez*  
ELOISA DELGADO FERNANEZ  
ASSISTANT UNITED STATES ATTORNEY  
Florida Bar No. 0999768

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF FLORIDA

PENALTY SHEET

Defendant's Name: Jose M. Miranda, a/k/a "Chema"

Case No: **06 - 20707** **CR-MORENO** **MAGISTRATE JUDGE**  
**SIMONTON**

Count #: 1

18 U.S.C. § 208

FILED by \_\_\_\_\_ D.C.  
MAG. SEC.  
**NOV 16 2006**  
CLARENCE MADDOX  
CLERK U.S. DIST. CT.  
S.D. OF FLA. - MIAMI

**\* Max. Penalty:** Imprisonment: 5 years

Counts #: 2 - 4

18 U.S.C. § 1001

**\*Max. Penalty:** Imprisonment: 5 years

Count #:

**\*Max. Penalty:**

Count #:

**\*Max. Penalty:**

**\*Refers only to possible term of incarceration, does not include possible fines, restitution, special assessments, parole terms, or forfeitures that may be applicable.**

## **EXHIBIT 3**

The Miami Herald (Florida)

Distributed by McClatchy-Tribune Business News

November 18, 2006 Saturday

## TV Marti executive indicted: A senior TV Marti executive was accused of receiving \$100,000 from a company that does business with the federally financed broadcaster

**BYLINE:** Oscar Corral, The Miami Herald

**SECTION:** STATE AND REGIONAL NEWS

**LENGTH:** 614 words

Nov. 18--A federal grand jury indicted a senior TV Marti executive, accusing him of taking more than \$100,000 in kickbacks from a company that was doing business with the Office of Cuba Broadcasting, which oversees the Marti operation, prosecutors said Friday.

Jose M. Miranda, nicknamed "Chema," received the money from Perfect Image Film and Video Productions, a vendor that was doing business with TV Marti, according to a federal statement.

"Miranda was accepting these monies during the same time that he approved requisitions and invoices for services rendered by Perfect Image to TV Marti," U.S. Attorney R. Alexander Acosta said.

Miranda said in Spanish Friday night "I haven't even talked to my lawyer. I can't say anything."

Miranda is also charged with "making false representations to the U.S. government, in that he falsely reported no outside income in financial disclosure reports."

OCB Director Pedro Roig, who has run the radio and television operation since, could not comment.

Jorge de Cardenas, a marketing consultant for OCB, said Friday night Roig "discovered [the scheme] and an investigation began. There are other people involved."

The four-count indictment alleges Miranda falsified financial disclosure forms in 2002, 2003, and 2004. If convicted, he faces up to five years in prison per count.

"In each of these financial disclosure reports, the defendant represented that he had no sources of income other than his United States government salary, when in fact he had received income from Perfect Image during those years," prosecutors said.

Joe O'Connell, a spokesman for the Broadcasting Board of Governors, which oversees OCB, said Miranda had been placed on administrative leave and faced suspension without pay until the case is resolved.

TV Marti executive indicted: A senior TV Marti executive was accused of receiving \$100,000 from a company that does business with the federally financed broadcaster The Miami Herald (Florida) November 18, 2006 Saturday

Miranda earns \$103,000 yearly at OCB, federal records show.

O'Connell described Miranda as a "high ranking" official at OCB who had worked there since 1992, and said OCB "developed information about Miranda's activities" in 2005 and referred the matter to the board that oversees the Marti operation. The board alerted the Inspector General, who turned the matter over to the Justice Department, O'Connell said.

According to federal records obtained earlier this year by The Miami Herald through a Freedom of Information Act request, the OCB paid at least \$239,000 to Perfect Image from 2001 to 2006.

Perfect Image is among dozens of companies that have been contracted by the OCB over the past few years to provide services ranging from production to journalism content, federal records obtained show.

Since 2001, OCB has paid at least \$3.3 million to outside vendors.

Corporate records show Perfect Image Video Production is located in the Doral area and names Antonio Perez as its president. Perez could not be reached Friday night.

Herminio San Roman, who ran OCB from 1997 to 2001, said he did not know of the alleged scheme.

"If there's much more corruption inside Radio and TV Marti, they should go after everyone," San Roman said. "The mission [at TV Marti] is a pure mission, providing information to an enslaved country. But within that mission you have people. And once you have people, you have good people, and people who turn out not to be so good."

Herald staff writers Alfonso Chardy and Dani McClain contributed to this report.

--Read Oscar Corral's blog Miami's Cuban Connection in the blogs section of MiamiHerald.com.

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