

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF CALIFORNIA

UNITED STATES OF AMERICA,

v.

BRENT ROGER WILKES and
JOHN THOMAS MICHAEL

Defendants.

Case No. 07-CR-0330 (LAB)

AFFIRMATION OF
JOHN THOMAS MICHAEL

I, John Thomas Michael, hereby affirm the following:

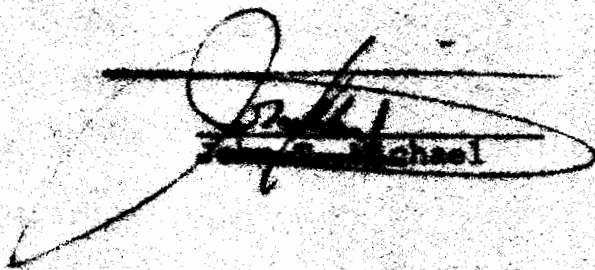
1. I am a defendant in the above-captioned case. I submit this affirmation in support of the pretrial motions submitted on my behalf by my attorneys to dismiss or, in the alternative, to disqualify, and for other relief, dated August 16, 2007.
2. In late December 2006 or early January 2007, my uncle Thomas Kontogiannis bragged to me that he had a "a common bond" with Assistant United States Attorney Phillip Halpern. Kontogiannis explained that AUSA Halpern used to live in New York and that Kontogiannis had been a neighbor and "good friend" of AUSA Halpern's uncle "for years." According to Kontogiannis, his daughter, Annette Spergis, had done a "big favor" for AUSA Halpern's uncle, and that that would help Kontogiannis "get things done," which I understood to mean he would not be prosecuted or would at the very least be

treated more leniently by the government.

3. The information set forth in paragraph 2 above is not the entire contents of the conversation that I had with Kontogiannis that day. I have only set forth those portions of the conversations relevant to the motions being filed today by my attorneys.

Pursuant to 28 U.S.C. § 1746, I declare under penalty of perjury that the foregoing is true and correct to the best of my knowledge and belief.

Dated: New York, New York
August 16, 2007


Joseph Michael