

1 MELINDA HAAG (CABN 132612)
2 United States Attorney

FILED

2012 AUG 17 P 1:01

RICHARD W. WIEKING
CLERK, U.S. DISTRICT COURT
N.D. CA. SAN JOSE

8 UNITED STATES DISTRICT COURT
9 NORTHERN DISTRICT OF CALIFORNIA
10 SAN JOSE DIVISION

RMW
PSG

11 **CR 12 00 620**

12 UNITED STATES OF AMERICA,

No.

13 Plaintiff,

VIOLATION: 21 U.S.C. §§ 331(d) and
333(a)(2) – Introduction and Delivery of
Unapproved New Drugs Into Interstate
Commerce With The Intent To Defraud And
Mislead

14 v.

15 MATTHEW CAHILL

16 Defendant.

SAN JOSE VENUE

17
18 INFORMATION

19 The United States Attorney charges:

20 COUNT ONE: (21 U.S.C. §§ 331(d) and 333(a)(2) – Introduction/Delivery for Introduction Of
21 Unapproved Drugs With Intent to Defraud and Mislead)

22 On or about March 4, 2008, in the Northern District of California, and elsewhere, the
23 defendant

24 MATTHEW CAHILL

25 did, with the intent to defraud and mislead, cause to be introduced, and delivered for introduction
26 into interstate commerce, new drugs, as defined at Title 21, United States Code, Section 321(p) ,
27 which had not been approved by the Food and Drug Administration required by Title 21, United
28 States Code,

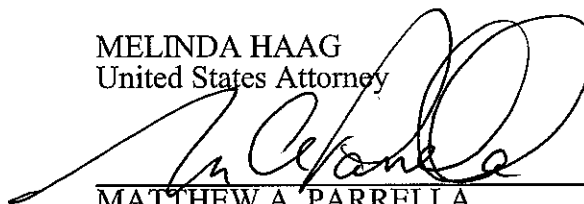
[INFORMATION]

1 Section 355, that is, "Rebound XT," a product that contained the unapproved drug ATD
2 (androsta-1,4,6-triene-3,17-dione).

3 All in violation of Title 21, United States Code, Sections 331(d) and 333(a)(2).

4
5 DATED: 8/16/12

MELINDA HAAG
United States Attorney



MATTHEW A. PARRELLA
Chief, CHIP Unit

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10 (Approved as to form: MAP)
11 MATTHEW A. PARRELLA
Assistant United States Attorney

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DEFENDANT INFORMATION RELATIVE TO A CRIMINAL ACTION - IN U.S. DISTRICT COURT

BY: COMPLAINT INFORMATION INDICTMENT
 SUPERSEDING

OFFENSE CHARGED

COUNT ONE: 21 U.S.C. § 331(d) and 333(a)(2) --
Introduction and Delivery of Unapproved New Drugs into
Interstate Commerce with the Intent to Defraud and
Mislead.

- Petty
- Minor
- Misdemeanor
- Felony

PENALTY:

COUNT ONE- Up to 3 years imprisonment and \$10,000 fine. 3 year
period of supervised release and \$100 mandatory assessment

Name of District Court, and/or Judge/Magistrate Location

NORTHERN DISTRICT OF CALIFORNIA

SAN JOSE DIVISION

2012 AUG 17 P 1:01

DEFENDANT - U.S.

MATTHEW CAHILL

DISTRICT COURT NUMBER

CR 12 00620 RMW

RICHARD W. WIEKING
CLERK, U.S. DISTRICT COURT
N.D. CALIF. SAN JOSE

PROCEEDING

Name of Complainant Agency, or Person (& Title, if any)

US Food & Drug Administration, OCI

person is awaiting trial in another Federal or State Court,
give name of court

this person/proceeding is transferred from another district
per (circle one) FRCrp 20, 21, or 40. Show District

this is a reprosecution of
charges previously dismissed
which were dismissed on motion
of:

U.S. ATTORNEY DEFENSE

SHOW
DOCKET NO.

this prosecution relates to a
pending case involving this same
defendant

MAGISTRATE
CASE NO.

prior proceedings or appearance(s)
before U.S. Magistrate regarding this
defendant were recorded under

Name and Office of Person

Furnishing Information on this form Melinda Haag

U.S. Attorney Other U.S. Agency

Name of Assistant U.S.

Attorney (if assigned) Matthew A. Parrella

IS NOT IN CUSTODY

Has not been arrested, pending outcome this proceeding.

1) If not detained give date any prior
summons was served on above charges

2) Is a Fugitive

3) Is on Bail or Release from (show District)

IS IN CUSTODY

4) On this charge

5) On another conviction } Federal State

6) Awaiting trial on other charges
If answer to (6) is "Yes", show name of institution

Has detainer Yes
been filed? No

} If "Yes"
give date
filed

DATE OF
ARREST

Month/Day/Year

Or... if Arresting Agency & Warrant were not

DATE TRANSFERRED
TO U.S. CUSTODY

Month/Day/Year

This report amends AO 257 previously submitted

ADDITIONAL INFORMATION OR COMMENTS

PROCESS:

SUMMONS NO PROCESS* WARRANT

Bail Amount: _____

If Summons, complete following:

Arraignment Initial Appearance

* Where defendant previously apprehended on complaint, no new summons or
warrant needed, since Magistrate has scheduled arraignment

Defendant Address:

Date/Time: SEPT. 13, 2012; 1:30 PM Before Judge: PAUL S. GREWAL

Comments:

United States District Court
Northern District of California

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CRIMINAL COVER SHEET

RICHARD W. WIEKING
CLERK, U.S. DISTRICT COURT
N.D. CALIFORNIA

Instructions: Effective January 3, 2012, this Criminal Cover Sheet must be completed and submitted, along with the Defendant Information Form, for each new criminal case. Please place this form on top of the Defendant Information Form.

RMW

Case Name:

USA v. Matthew Cahill

CR12 00620 Case Number

PSG

Total Number of Defendants:

1 2-7 _____ 8 or more _____

Is This Case Under Seal?

Yes _____ No

Does this case involve ONLY charges under 8 U.S.C. § 1325 and/or 1326?

Yes _____ No

Venue (Per Crim. L.R. 18-1):

SF _____ OAK _____ SJ

Is this a death-penalty-eligible RICO Act gang case?

Yes _____ No

Assigned AUSA (Lead Attorney):

Matthew A. Parrella

Comments:

[Empty rectangular box for comments]

Date Submitted:

August 16, 2012

PRINT