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**FILED**  
**APR 13 2023**  
Clerk of the Court  
Superior Court of the County of Santa Clara  
BY  DEPUTY  
**FARRIS BRYANT**

SUPERIOR COURT OF CALIFORNIA  
COUNTY OF SANTA CLARA

THE PEOPLE OF THE STATE OF CALIFORNIA,  
Plaintiff,

vs.

ANTHONY BECKER

Defendant(s).

NO.

INDICTMENT

**COUNT 1**

The Grand Jury of the County of Santa Clara, State of California hereby makes the following accusation: On or about and between November 28, 2022, in the County of Santa Clara, State of California, the crime of PERJURY UNDER OATH, in violation of PENAL CODE SECTION 118(a), a Felony, was committed by ANTHONY BECKER who did having taken an oath that he/she would testify, declare, depose and certify truly before a competent tribunal, officer and person, the presiding juror of the Santa Clara County Civil Grand Jury, in a case in which the oath may, by law of the State of California, be administered, Santa Clara County Civil Grand Jury proceedings, willfully and contrary to the oath state as true a material matter which he or she knew to be false, specifically, that Anthony Becker did not leak the Santa Clara County Civil Grand Jury report "Unsportsmanlike Conduct: Santa Clara City Council" and that Anthony

Becker had no communications with Rahul Chandhok or anyone else from the San Francisco Forty-Niners from October 5th through October 10th, 2022.

### **COUNT 2**

The Grand Jury of the County of Santa Clara, State of California hereby makes the following accusation: On or about and between October 5, 2022 and October 7, 2022, in the County of Santa Clara, State of California, the crime of WILLFUL FAILURE TO PERFORM DUTY, in violation of GOVERNMENT CODE SECTION 1222, a Misdemeanor, was committed by ANTHONY BECKER who did, as a Public officer willfully fail to perform a duty imposed on him by law, to wit: Penal Code section 933.05(f), by failing to maintain the confidentiality of the draft grand jury report provided to him on or about October 5, 2022, by disclosing the contents of the confidential draft civil grand jury report "Unsportsmanlike Conduct: Santa Clara City Council" to Rahul Chandhok and to reporter(s) and/or editor(s) of the Silicon Valley Voice prior to the grand jury report's scheduled public release on October 10, 2022.

Any defendant, including a juvenile, who is convicted of and pleads guilty and no contest to any felony offense, including any attempt to commit the offense, charged in this indictment is required to provide buccal swab samples, right thumbprints and a full palm print impression of each hand, and any blood specimens or other biological samples required pursuant to the DNA and Forensic Identification Database and Data Bank Act of 1998 and Penal Code section 296, et seq.

### **DISCOVERY REQUEST**

Pursuant to Penal Code sections 1054 through 1054.7, the People request that, within 15 days, the defendant and/or his/her attorney disclose: (A) The names and addresses of persons, other than the defendant, he/she intends to call as witnesses at trial, together with any relevant written

or recorded statements of those persons, or reports of the statements of those persons, including any reports or statements of experts made in connection with the case, and including the results of physical or mental examinations, scientific tests, experiments, or comparisons which the defendant intends to offer in evidence at the trial; (B) Any real evidence which the defendant intends to offer in evidence at the trial. This request is a continuing request, to cover not only all such material currently in existence, but all material which comes into existence to the conclusion of this case.

Jeffrey F. Rosen  
District Attorney

By   
JASON MALINSKY  
Deputy District Attorney

"A TRUE BILL"

**Redacted**

FOREMAN OF THE GRAND JURY

Dated: \_\_\_\_\_

4/13/23

NAMES OF WITNESSES EXAMINED BY THE GRAND JURY  
ON THE FINDING OF THE FOREGOING INDICTMENT

Alan Lee, Criminalist at Santa Clara County Crime Lab

David Andre

Elena Caple, San Francisco 49ers Communications & Public Affairs Director

Maggie Carr, Milltown Partners

Rahul Chandhok, San Francisco 49ers Chief Communications & Public Affairs Officer

Karen Enzensperger

Al Guido, President of San Francisco 49ers

Ben Holt, Santa Clara County District Attorney's Office Investigator

Britney Huelbig, Deputy Manager at Santa Clara County Superior Court

Christopher Jackson, Senior IT Services Manager for City of Santa Clara

Bruno Kirschbaum

Emily Matthews, San Francisco 49ers Communications & Public Affairs Manager

John McLemore

Larry MacNeil, San Francisco 49ers

Russell H. Miller, attorney

Anne Moriarity, Milltown Partners

Steve Ngo, former Interim City Attorney for City of Santa Clara

Nora Pimentel, Assistant City Clerk for City of Santa Clara

Ace Smith, Bearstar Strategies

Barbara Spector

Sudhansu "Suds" Jain, City of Santa Clara Councilmember

Virginia Goncalves