

STATE OF TEXAS
COUNTY OF MONTGOMERY

AFFIDAVIT

My name is Jeffery Stephen Coffman, I am over the age of majority, and fully competent to make this sworn affidavit. The sworn statements of fact, set out below, are within my personal knowledge and are true and correct to the best of my belief.

1. I was formerly employed as a special agent for the United States Government from June 1987 until my retirement in June 2007. I worked initially for the US Customs Service and when it was merged during 2003, I worked for the Department of Homeland Security.
2. I am now a private investigator and have my office in the city of Magnolia, State of Texas. My State of Texas license number is A620963.
3. I make this affidavit at the request of Gary L. McDuff and his family.
4. I have known Gary L. McDuff and his family since 2002 and consider them to be friends. I have done paid investigative work for the McDuff family in the past, but I am not being paid or compensated in any manner for this affidavit.
5. Sometime after I retired I engaged in an informal conversation with Ronald A. Loecker (IRS/CID Agent) regarding the criminal case targeting Gary L. McDuff. The conversation took place over the telephone. I do not recall the date or even the year, but it was after I met with the Securities and Exchange Commission in Fort Worth, Texas.
6. I inquired as to the status of the investigation regarding Gary L. McDuff. Agent Loecker informed me that he was being transferred to Hawaii, but that he was retaining control of the investigation concerning Gary L. McDuff. Such action, that is, retaining control of a specific investigation and prosecution of a particular case after being transferred out of the district/state is extremely unusual.
7. Agent Loecker stated to me that he wanted the case prosecuted in the Eastern District of Texas as it was his opinion the Eastern District was a more favorable venue for the prosecution.
8. I am aware of the practice employed by some government agents to try to find an overt act in a district that is more favorable to government prosecutions. From my own professional experience, the Eastern District of Texas has a reputation for prosecuting federal allegations that other Districts will not prosecute. Tactics used by federal agents to get venue in the Eastern District of Texas included undercover meetings or to find even the smallest nexus to the Eastern District of Texas.
9. In my opinion prosecuting all civil actions in the Gary L. McDuff cases in the Northern District of Texas and then prosecuting a criminal action in the Eastern District of Texas on a small aspect of the case, gives the clear appearance of district shopping to a venue more suitable to the government's prosecution. This could lead to negatively impacting a target's (criminal defendant) constitutional rights to a fair and impartial trial. This district shopping may indicate that the U.S. Attorney in the Northern District of Texas refused to prosecute the case criminally.

Further Affiant sayeth not.

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JKF
2/27/2013

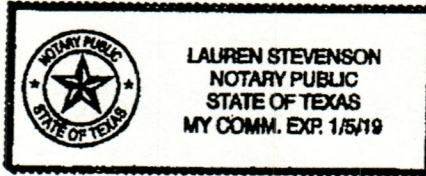
Jeffery Stephen Coffman
Jeffery Stephen Coffman, Affiant
Feb. 27, 2015

ACKNOWLEDGMENT

Before me, the undersigned notary appeared Jeffery Stephen Coffman and signed the foregoing Affidavit, and affirmed that the facts stated in said Affidavit were within his personal knowledge and are true and correct

Lauren Stevenson
Notary Public
My commission

expires 01/05/2019



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