

West gave his closing arguments in the CTA trial on the 37th day of the proceeding in Williamsport, after hearing testimony from 105 witnesses, comprising more than 7,000 pages of transcript, and a judicial charge of at least 50 points.

I noted the following points during his closing statement:

Crime of bribery occurs when the official is offered the bribe, whether he takes the bribe or not.

Kincaid was the whistle blower in this case. She had no motive to lie.

Smith and Smith, the partners to Torquato, were going to become multi-millionaires, along with John Torquato. This was a massive bribery scheme directed at public officials in Pennsylvania.

Pat Boyle -- there is no dispute that there was a meeting either on May 30 or June 8, and that Smith made the offer of \$100,000. Boyle, we know what he did. He told the first deputy that Smith had offered \$100,000 to influence a legal opinion.

Why didn't the attorney general investigate? This is up to pure speculation. I don't think the AG did anything wrong. When its your friend of 20 years; there was no investigation. He said it himself. Bribery is hard to prove.

Regarding the March 2 breakfast meeting with Smith, Torquato and Dwyer, Bill Smith says Torquato made the bribe offer. Torquato says Bill Smith did it. Dwyer says that it never happened. Ladies and gentlemen, someone is lying to you.

Asher says that everyone is going to jail. Then he gets in the middle of it by saying that it has to go through the state committee.

If Torquato lies, he may get 10 more years. That's reason enough for him to tell the truth.

Manderino was better witness than Torquato in this case. He said Torquato came to him, and "had the treasurer wired." Do you do business with Cirilli? Yes, I do business with Cerilli, West quoting Manderino.

Judy Smith says there was no talk of costs with Ed Allen. Allen says different.

Ellis says Herbert was going to be set for life. She saw Bill and Judy Smith setting down and looking at printouts from

Torquato's computer.

Ellis quotes Smith as saying in the Treasurer's office, "This is where the crime was done."

Ellis said Judy Smith said round up the documents, they must be destroyed. Coorborating evidence from Smith's secretary that Judy ordered her to round up the documents and bring them to her office.

Smith wanted to do business with the treasurer, not the governor's office, because he could control the treasurer.

The chances of them getting a contract from the governor's office was nothing. Charnock had just done state employees recovery for \$250,000 that Torquato wanted \$10 million to perform.

The Treasury Task Force contribution to the Dwyer effort was to call Herbert. That's all they did. These memos are slanted toward CTA, but the task force never did make the final recommendation. Phenicie wrote memo about the \$300,000 fat in the contract. This contract was personally handled by the treasurer between May 4 and May 10. No one told Arthur Young why they were not chosen. No one told them about the 6 months to 2 years that Herbert said it would take to certify their work.

Conners attended the dinner party at Torquato's. He said the Smiths were identified by Torquato as partners from Pennsylvania. He said that Torquato said he had the treasurer in our pocket. Paying \$300,000. This was discussion during evening of entire bribery plan and it was held in front of Bill and Judy Smith.

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