



NEWS RELEASE

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SOUTHERN DISTRICT OF CALIFORNIA
San Diego, California**

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For Immediate Release

NEWS RELEASE SUMMARY

United States Attorney Carol C. Lam announced today that defendant John Bryon Krueger was sentenced to 12 years in prison and five years supervised release and ordered to pay a \$25,000 fine for the kidnapping and murder of Richard C. Post, III. Defendant Krueger pled guilty to one count of conspiring to kidnap a person in a foreign country, in violation of 18 U.S.C. §956(a)(1), and testified at the trial of his co-defendant Kimberly Bailey.

The evidence presented at the trial of United States v. Kimberly Bailey, aka Janet Fleming, 00cr1242JM, established that in August 1998, defendant John Krueger conspired with Kimberly Bailey and Humberto Iribe to kidnap Richard C. Post, III. On August 20, 1998, in accordance with the plan, Kimberly Bailey lured Richard Post to Mexico where he was kidnapped by Humberto Iribe and men working for him. Humberto Iribe and his men held Richard Post hostage in Mexico for approximately five days, brutally beat him and finally killed him. The evidence presented at trial and sentencing established that defendant Krueger repeatedly met and spoke with co-conspirators Kimberly Bailey and Humberto Iribe while Richard Post was being held hostage. The evidence further established that Kimberly Bailey paid approximately \$40,000 to Iribe to have Post kidnapped and another approximately \$10,000 to have him killed. In July 2002, a jury convicted Kimberly Bailey of conspiring to kidnap a person in a foreign country, in violation of 18 U.S.C. § 956(a)(1), kidnapping, in violation of 18 U.S.C. § 1201(a), and using an interstate commerce facility in the commission of a murder for hire, in violation of 18 U.S.C. § 1958(a). Her sentencing is set for January 31, 2003.

At the sentencing hearing today, the Honorable Jeffrey T. Miller, United States District Court for the Southern District of California, concluded that the evidence proved beyond a reasonable doubt that Richard Post was killed with malice aforethought in a premeditated manner and that the murder was a foreseeable consequence of the kidnapping conspiracy. Judge Miller stated that the murder was first degree murder committed in furtherance of the kidnapping conspiracy. Judge Miller then used the sentencing guidelines for first degree murder to sentence defendant Krueger. Judge Miller followed the sentencing recommendations of the United States and sentenced defendant Krueger to twelve years in custody, five years of supervised release, and a \$25,000 fine.

In a related case, Krueger was sentenced to 30 months in custody for his plea of guilty to conspiring

to introduce unapproved medical devices in interstate commerce. John Krueger, in pleading guilty, had admitted that he agreed to act as the Administrator of the Royal Rife Research Society. The purpose of the Royal Rife Research Society was to promote the use of biofrequency devices for the treatment and cure of diseases and physical conditions. The Royal Rife Research Society sent literature through the U.S. mail to individuals throughout the United States, extolling the supposed virtues of biofrequency devices.

The Royal Rife Research Society purported to be an independent research organization unaffiliated with any manufacturer of biofrequency devices. In fact, Krueger admitted that he was aware that the Royal Rife Research Society only provided customers with the names and addresses of businesses operated by defendant Krueger or Kimberly Bailey if the customer wished to buy a biofrequency device.

Krueger acknowledged that during the period from December 19, 1997 through July 31, 2000, defendant Krueger and Kimberly Bailey marketed biofrequency devices under the names NatureTronics and AstroPulse. These devices were sold to individuals throughout the United States. Krueger admitted that he knew that the devices had not received approval for use from the Food and Drug Administration, nor had any exemption been granted for the devices by that agency for any purpose. Krueger's sentence for the device case was ordered to be served concurrently with his sentence for conspiring to kidnap Richard Post.

DEFENDANT

John Bryan Krueger
San Diego, California

SUMMARY OF COUNTS OF CONVICTION

Conspiracy to Kidnap a Person in a Foreign Country, in violation of Title 18, United States Code, Section 956(a)(1)

Sentence: 12 years custody, 5 years supervised release, \$25,000 fine.

Conspiracy to Introduce Unapproved Medical Devices in Interstate Commerce, in violation of Title 18, United States Code, Section 371

Sentence: 30 months custody and 1 year supervised release to be served concurrently with the custodial sentence and supervised release term ordered in the conspiracy to kidnap case

INVESTIGATIVE AGENCIES

Federal Bureau of Investigation (conspiracy to kidnap case)

Food and Drug Administration, Office of Criminal Investigations; U.S. Postal Inspection Service (medical device case)