

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION

CASE NO. CR 14-499 RS

UNITED STATES OF AMERICA,

Plaintiff,

v.

JEFFREY NEELY

Defendant.

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**DEFENDANT JEFFREY NEELY'S MOTION FOR DOWNWARD VARIANCE
FROM THE GUIDELINE SENTENCE AND
INCORPORATED MEMORANDUM IN SUPPORT**

Defendant JEFFREY NEELY, by and through undersigned counsel and pursuant to *United States v. Booker*, 543 U.S. 220, 160 L. Ed. 2d 621, 125 S. Ct. 738 (2005), moves this Court to grant a downward variance from the advisory guideline sentence and to impose a sentence of probation. As grounds, counsel for Mr. Neely states as follows:

Background

The genesis of this case was the October 2010 General Services Administration (GSA) Western Regions Conference (WRC) in Las Vegas, Nevada. The WRC has been held every other year since 2000 and hosted on a rotating basis by one of GSA's four Western Regions. The 2010 WRC was hosted by Region 9 of which Mr. Neely was

Regional Commissioner and Acting Administrator. On the heels of the Conference, GSA received complaints about wasteful spending, and an OIG investigation ensued. Amidst extensive national press coverage, the Region 9 WRC developed into an agency-wide scandal that rocked the GSA. Congress held oversight hearings, a history of excessive spending and misconduct by various regions and across a variety of GSA programs was alleged, and the Administrator of the GSA resigned.

Mr. Neely, Regional sponsor that year of the infamous WRC that launched the wider inquiry, was – literally – the public face of the scandal. A photograph of him sitting in a hotel bathtub with a glass of wine appeared on the front page of newspapers and on television broadcasts nationwide.¹ To this day, when a story runs about government waste, the background photo shown is often that of Mr. Neely in the bathtub. Exhibit “A” is a small, but representative, sample of the publicity Mr. Neely received as a result of the GSA scandal.

In 2012, the GSA instituted removal proceedings against Mr. Neely based on the events surrounding the WRC, notwithstanding his distinguished and unblemished 34 year record of service to the Agency. Rather than fight the proposed removal, Mr. Neely retired. The OIG continued its investigation of Mr. Neely. After a detailed and comprehensive examination of approximately 200 travel vouchers Mr. Neely submitted

¹ The bathtub photo was taken by Mr. Neely’s wife and was not meant for public consumption. The press obtained and published it, without authorization, from a Google Plus account Mrs. Neely had recently created without understanding the account’s vulnerability to access by others.

over a two-year period, the OIG identified the discrepancies that formed the basis of the Indictment.²

On March 31, 2015, Mr. Neely pled guilty to Count 1 of the Indictment which count charged him with filing a false claim against the government by stating that the primary purpose of his March 11, 2010 overnight stay at the M Hotel in Las Vegas was business when he knew that the primary purpose of the overnight stay was personal. Sentencing is set for June 30, 2015.

The Presentence Investigation Report and Recommended Downward Variance

On May 18, 2015, the U.S. Probation Office disclosed the Presentence Investigation Report (“PSR”). Relevant portions of the PSR state in pertinent part:

- **Custody – Guideline Provisions:** Based upon a total offense level of 10 and a criminal history category of I, the guideline imprisonment range is six months to 12 months. Because the guideline range falls into Zone B of the Sentencing Table, the minimum term of imprisonment may be satisfied by (1) a sentence of imprisonment; or (2) a sentence of imprisonment that includes a term of supervised release with a condition that substitutes community confinement or home detention, provided that at least one month is satisfied by imprisonment; or (3) a sentence of probation that includes a condition or combination of conditions that substitute intermittent confinement, community confinement, or home detention for imprisonment according to the schedule at USSG §5C1.1(e). USSG §5C1.1(c). □PSR ¶ 73.
- **Probation:** “Since the applicable guideline range is in Zone B of the Sentencing Table, the court may impose probation with the condition or combination of conditions requiring intermittent confinement, community confinement, or home detention, as provided in USSG § 5C1.1(e)(Imposition of Term of Imprisonment). USSG § 5B1.1(a)(2).” PSR ¶ 78.

² The conduct surrounding the 2010 WRC itself resulted in no criminal charges against Mr. Neely or any of the other GSA employees involved in its planning or execution. In fact, while two other GSA Regional Administrators embroiled in the post-WRC GSA investigation were removed by the Agency in the wake of the OIG’s negative report, both were ordered reinstated by the Merit Systems Protection Board which affirmed the decisions of the two Administrative Law Judges who had considered the cases.

- **Factors that May Warrant a Sentence Outside of the Advisory Guideline System:** “Upon a review of the facts in this case, the defendant’s lack of criminal history, his family support, and his long and steady work history with the GSA (albeit the source of the defendant’s criminal conduct in the instant offense) are factors pursuant to 18 U.S.C § 3553 (a)(1) [The personal history and characteristics of the defendant], are factors that reduce the likelihood for recidivism and may warrant a sentence outside of the advisory guideline system.” PSR ¶ 92.

The Probation Department has recommended a downward variance from the advisory guidelines to a sentence of 3 months in custody based on “the defendant’s age, lack of criminal history, his family support, and his long and steady work history with the GSA.” We agree that these factors warrant a downward variance, but believe that a custodial sentence is unnecessary. As discussed below, probation, or probation with a home confinement component, is sufficient, but not greater than necessary to satisfy the factors listed at 18 U.S.C. § 3553(a) and is the appropriate sentence for Mr. Neely.

Federal Sentencing Framework Post-Booker

As the Court is aware, in *Booker*, the Supreme Court severed the mandatory provisions from the Federal Sentencing Act, making the Guidelines advisory. The Supreme Court left the remainder of the Act intact, including 18 U.S.C. § 3553(a): “*Section 3553(a)* remains in effect, and sets forth numerous factors that guide sentencing. Those factors in turn will guide appellate courts, as they have in the past, in determining whether a sentence is unreasonable.” *Booker*, 543 U.S. at 261. Title 18 U.S.C. § 3553(a) provides in pertinent part:

Factors to be considered in imposing a sentence. The court shall impose a sentence **sufficient, but not greater than necessary**, to comply with the purposes set forth in paragraph (2) of this subsection. The court, in determining

the particular sentence to be imposed, shall consider --

(1) the nature and circumstances of the offense and the history and characteristics of the defendant;

(2) the need for the sentence imposed--

(A) to reflect the seriousness of the offense, to promote respect for the law, and to provide just punishment for the offense;

(B) to afford adequate deterrence to criminal conduct;

(C) to protect the public from further crimes of the defendant; and

(D) to provide the defendant with needed educational or vocational training, medical care, or other correctional treatment in the most effective manner;

(3) the kinds of sentences available;

(4) the kinds of sentence and the sentencing range established

(5) any pertinent policy statement...

(6) the need to avoid unwarranted sentence disparities among defendants with similar records who have been found guilty of similar conduct; and

(7) the need to provide restitution to any victims of the offense.

(Emphasis added.)

In *Gall v. United States*, 552 U.S. 38, 128 S. Ct. 586, 169 L.Ed.2d 445 (2007), the Supreme Court outlined a step-by-step approach to sentencing post-*Booker*, starting with the Guidelines: “As a matter of administration and to secure nationwide consistency, the Guidelines should be the starting point and the initial benchmark.” *Gall*, 552 U.S. at 49. However, the Supreme Court pointed out that, “The Guidelines are not the only

consideration[.]” *Id.* The next step for the District Court should be to allow both parties “an opportunity to argue for whatever sentence they deem appropriate,” and “then consider all of the § 3553(a) factors to determine whether they support the sentence requested by a party.” *Gall*, 552 U.S. at 49-50. In doing so, the District Court “may not presume that the Guidelines range is reasonable.” *Gall*, 552 U.S. at 50. The Supreme Court pointed out that the District Court “must make an individualized assessment based on the facts presented.” *Id.* The Supreme Court reminded the District Court that:

If he decides that an outside-Guidelines sentence is warranted, he must consider the extent of the deviation and ensure that the justification is sufficiently compelling to support the degree of the variance. We find it uncontroversial that a major departure should be supported by a more significant justification than a minor one.

Id. The last step in the process would be the explanation: “After settling on the appropriate sentence, he must adequately explain the chosen sentence to allow for meaningful appellate review and to promote the perception of fair sentencing.” *Id.*

A Downward Variance from the Guidelines Is Warranted

In Mr. Neely’s case, the § 3553(a) factors militate in favor of a downward variance and a probationary sentence. Of greatest significance to the analysis are the nature and circumstances of the offense and the history and characteristics of the defendant. *See* § 3553(a)(1). Mr. Neely’s background, as set forth in the PSR and in greater detail in his own statement of background submitted herewith (Exhibit “B”), is exemplary and, until the instant offense, unblemished. The son of a military father, Mr. Neely moved frequently while growing up. Despite his numerous relocations, Mr. Neely was an excellent student and accomplished athlete. After high school, he served

honorably in the U.S. Army and later attended college on the GI Bill. Mr. Neely went on to a distinguished career with the federal government, having worked his way up from stock room clerk with the U.S. Department of Agriculture to Regional Commissioner/Acting Administrator of GSA Region 9. Over the course of his entire military and civilian career, Mr. Neely never suffered an infraction, disciplinary action or unsatisfactory review. He has never before been charged with a crime and, in fact, cannot recall ever even having received a parking ticket. He is now retired and enjoys the company and support of his family and grandchildren.

Attached as Exhibits "C" through "T" are letters from people who have known Mr. Neely throughout his life. These letters provide substantial insight into Mr. Neely's character and attest to his integrity and moral soundness. Together, they paint a portrait of an honest, generous, hard-working, and widely admired man. A few examples follow in summary form.

Prior to his retirement from government service, **Thomas H. Walker** served a distinguished federal career. He was Regional Commissioner of GSA Region 4 in Atlanta; Regional Commissioner of GSA Region 6 in Kansas City; Assistant Commissioner of GSA's Office of Real Property Management; and Deputy Director of Facilities Management for the U.S. Marine Corps worldwide. He started his federal career in 1973.

Mr. Neely worked for Mr. Walker as a direct report from 1990-1993 and from 1998 to 1999. According to Mr. Walker, Mr. Neely was specifically recruited for these positions due to his knowledge of Facilities Management, his work ethic, and his

trustworthiness. “Jeff was the most knowledgeable person I knew in GSA in Facilities Management . . . and . . . I’ve always known him as someone who worked very hard, often for long hours and tried to make the organization better.”

Mr. Walker followed Mr. Neely’s career as he assumed the position of Regional Commissioner in San Francisco. From personal experience, Mr. Walker describes a Regional Commissioner’s job as “difficult and stressful . . . a job that literally consumes you 24/7.” He attests to Mr. Neely’s hard-work, talent and the value he brought to his federal service, including by saving the government tens of millions of dollars using innovative methods eventually adopted by the GSA nationwide. As an observer of the consequences to Mr. Neely of the current charges, Mr. Walker states:

It hurts me to see him go through this. . . . Jeff is a proud person. He’s now gone from someone who professionally would be remembered as turning one of the worst GSA Regions around to “that guy in the bathtub with the glass of wine.” He’s virtually un-hirable in the Facilities Management profession. . . . It’s hard to punish anyone in a worse way than to destroy how you know you will always be remembered.

Mr. Walker asks the court to “consider the totality of Jeff’s long time service to the Government in deciding on his sentencing in addition to him accepting responsibility for any ethical errors he may have made.”

See letter from Thomas H. Walker, attached hereto as Exhibit “C.”

Carly Mitchell is Mr. Neely’s eldest child. An admittedly biased daughter of the father she loves, Ms. Mitchell describes her father’s dedication to his job at the GSA: “He sacrificed family time and personal endeavors because he loved his work and felt a great commitment to his profession.” Ms. Mitchell has observed Mr. Neely’s reaction to the loss of his job and his indictment: “I know that in the months after he retired and even

now, he has suffered. His life's work was lost in serious misjudgments. I know he will continue to suffer regret for his actions." Ms. Mitchell is witness to her father's important role in the life of his children and grandchildren:

. . . [S]ince leaving government work, my father has rededicated himself to his family. He has become a grandfather and has found a new purpose in helping my sister and me raise our daughters. My husband and I are expecting another child this October and we would be hugely grateful if my father could be able to help and enjoy his new grandchild. He has found a role in his community and family, fostering relationships and trying to help where help is needed.

See letter from Carly Mitchell, attached hereto as Exhibit "D."

James Knepler is a commercial real estate broker with the Deering Management Group in Eugene, Oregon and a retired executive with the GSA. He has known Mr. Neely since 1980 when Mr. Neely began working for him at the Honolulu field office of GSA's Public Buildings Service. Mr. Knepler considers Mr. Neely to be "the most solid and dependable manager I've ever known - tireless and thorough, intelligent, and at all times, above reproach in matters of ethics and professional behavior." According to Mr. Knepler, while serving in Hawaii, Mr. Neely received accolades both from GSA clients (such as Chief Judge Sam King) and from his peers. Mr. Knepler describes the benefits to the public and the tens of millions of dollars in savings Mr. Neely achieved while at GSA and offers the following observation:

We all pay for our mistakes at some point, in one way or another. I know that Jeff Neely has paid a steep personal price for his errors in this case over the last three years. If there is a further debt to be paid for his misjudgment, I urge you to weigh it against the restitution to which he has agreed, and the selfless and outstanding service he has provided to his agency and to the taxpayers over his full professional life. From someone who knows GSA from the inside, I see a man who gave his full worth to the agency and whose contributions to the taxpayers were unmatched.

See letter from James Knepler, attached hereto as Exhibit "E."

Deborah Neely is Mr. Neely's wife. The Neelys have been married for nearly 17 years. Deb Neely knows her husband to be "a principled person with integrity" who "continues to be an excellent husband and partner." In her letter to the court, Deb Neely describes the support she received from her husband when her mother was afflicted with Alzheimer's disease and her brother died unexpectedly. "His support was truly bottomless. I will never forget this as long as I live." Deb Neely goes on to describe the impact of the current charges on her husband:

Jeff has many interior thoughts about these circumstances and feels terrible about it. The contemplative process is good and I know Jeff feels genuine sorrow for his mistakes. After months and months of reflection and discussion, sorrow is the hallmark of the day. Jeff loved his job and his career and did not want to leave or retire. He had significant achievements over the years resulting in multi-million dollar savings for his employer. He was dedicated, to be sure.

Deb Neely knows the "the anguish and suffering that Jeff has faced for the past two years." She is also well aware of the damage to Mr. Neely's previously unblemished reputation:

The subsequent damage to Jeff's reputation on the Internet and media can never be undone. An innocent photograph I took of him in a large soaking tub was taken from my photographs and published widely. Our family photographs were as well. The violation stings. I strongly feel what we have been through has been very punitive. It has taken a toll, to be sure. That being said, Jeff and I remain strong together and he is hopeful that a thoughtful justice will prevail.

. . .

As the years have unfurled, Jeff's character has remained. One of good judgment, intelligence and thoughtfulness, I never once saw him try to intentionally hurt anyone in his life. His devotion to me and people in every sphere of his life is demonstrated time and time again. I respectfully, with knowledge of the weight of your decision, ask for some measure of leniency for this decent man. Every

human I have ever known has made mistakes. Only the good ones feel remorse, and in this case Jeff certainly does. I know this because we have talked about this every day for two years.

See letter from Deborah Neely, attached hereto as Exhibit “F.”

Joe E. Neely is Mr. Neely’s father. Joe Neely describes his son’s upbringing in a military family, moving frequently, yet still excelling academically and athletically. He recalls how hard Mr. Neely worked and the “long and arduous hours” he put in on GSA’s behalf. “He wanted to represent what was best in GSA and demonstrated pride in his job.” Joe Neely recognizes his son’s failing in this case and knows that his son is now paying a heavy price.

As an 81-year-old disabled veteran, I cringe every time I see his picture on the TV. I’m reminded of the public stocks that were used in our early history, where people were locked in and ridiculed by the public and later shunned. Now, we lock the image into every TV in the land; hold the individual and his family up to public review and ridicule. That in itself is a harsh punishment. Jeff became the public face of what was wrong with Washington and is suffering for it.

Joe Neely requests the court to “look at [Mr. Neely’s] entire record and not focus on this one lapse of judgment where he acted stupidly.” He asks the court not to incarcerate his son. “To incarcerate him would cause additional and needless suffering on him and his family and cannot contribute to the betterment of society.” See letter from Joe E. Neely, attached hereto as Exhibit “G.”

Numerous others wrote on Mr. Neely’s behalf to give the court a deeper understanding of Mr. Neely’s background, history, and character:

- See letter from **Janis Bosenko**, a retired California public servant, who has been a friend and neighbor of the Neelys since 2003, attached hereto as Exhibit “H.”
- See letter from **Paul Prouty**, who was Mr. Neely’s supervisor and peer at the GSA, attached hereto as Exhibit “I.”

- See letter from **Robert Shepard**, who was Chief of Staff of GSA's Region 9 prior to his retirement, attached hereto as Exhibit "J."
- See letter from **Paul Jorgensen**, an architect with the Jorgensen Group, who has been a friend and neighbor of the Neelys for 16 years, attached hereto as Exhibit "K."
- See letter from **Matt Elawady**, a career GSA employee who worked as Real Estate Director for the Pacific Rim Region of GSA, reporting directly to Mr. Neely, attached hereto as Exhibit "L."
- See letter from **Mary Ruwwe**, a Senior GSA Executive who is a friend and former colleague of Mr. Neely for 17 years, attached hereto as Exhibit "M."
- See letter from **William Jenkins**, a former GSA Regional Commissioner and 20 year colleague of Mr. Neely, attached hereto as Exhibit "N."
- See letter from **Beth La Vigne Swanberg**, retired District Manager for AAA of Southern California and the Neelys' next-door neighbor, attached hereto as Exhibit "O."
- See letter from **Joe Neely, Jr.**, Mr. Neely's brother, attached hereto as Exhibit "P."
- See letter from **Carolynne Andreae**, Mr. Neely's youngest daughter, attached hereto as Exhibit "Q."
- See letter from **Edward Mitchell**, a Senior Data Quality Analyst at Apple, Inc. and Mr. Neely's son-in-law, attached hereto as Exhibit "R."
- See letter from **Sally Dimsdale**, Mr. Neely's ex-wife (1981-1997), attached hereto as Exhibit "S."
- See letter from **Joseph Andreae**, Mr. Neely's other son-in-law, attached hereto as Exhibit "T."

Taken as a whole, the PSR's description of Mr. Neely's history and characteristics, Mr. Neely's own statement, and the letters from his friends, professional colleagues and family present a compelling argument for a downward variance and non-incarcerative

sentence.

The circumstances of the offense also weigh in favor of the requested downward variance. While the conduct to which Mr. Neely pled guilty was serious, it is fairly viewed in the context of his many years of dedicated, productive, and ethical service to the GSA. The Court can and should also consider the collateral consequences Mr. Neely already has suffered through the loss of his job and as a result of the widespread and highly sensationalized media coverage of the scandal-plagued WRC and the greater GSA investigation that ensued in its wake. *See United States v. Anderson*, 533 F.3d 623, 633 (8th Cir. 2008), affirming a downward variance based in part on “other ways in which the defendant had suffered atypical punishment such as the loss of his reputation and his company”

There is no need for specific deterrence in this case. Given Mr. Neely’s exceptional background, the harrowing experience of the past several years, and the fact that he is now retired, it is impossible to imagine that he will ever again be before a criminal court. Mr. Neely plainly appreciates the consequences of his actions and has learned a hard lesson. Nor does the sentence requested violate principles of general deterrence. The fact that Mr. Neely underwent a multi-year criminal investigation, indictment and prosecution, lost the job he loved, and suffered the harsh and unrelenting publicity surrounding the GSA investigation which exposed him to public ridicule would serve to deter any senior federal executive from engaging in similar misconduct.

Conclusion

The ends of justice do not warrant incarceration in this case. Mr. Neely is not in need of the federal prison system, and the federal prison system is not in need of Mr. Neely. A probationary sentence, or probation coupled with a brief period of home confinement, is “sufficient, but not greater than necessary” to comply with the purposes of the law.

Respectfully submitted,

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CERTIFICATE OF SERVICE

I hereby certify that on June 23, 2015, I electronically filed the foregoing document with the Clerk of Court using CM/ECF.

/s/ Martin R. Raskin
MARTIN R. RASKIN

EXHIBIT A



EXHIBIT B

History and Background of Jeffrey Edward Neely

Prepared by Jeffrey E. Neely 4-26-15

Early Years

I was born on January 15, 1955 in Fort Ord, California at the hospital on base there. My biological father, William Cairns Daley was an enlisted man stationed at Ft. Ord at the time. My mother is June Francis Kress who was an only child, like my father. June's father, Una Kress, was a Colonel in the Army who later retired to work for Union Pacific Railroad. They lived in Pacific Grove, California with his longtime wife, Hazel. Mr. Daley's parents were famous restaurant owners in Grand Rapids, Michigan. As Mr. Daley's wife, June gave birth to a son 18 months prior to me named Bill.

When I was a toddler, my parents divorced and married other people. My mother married Joe Edd Neely. I stayed with June, my mother. My older brother Bill went to live with William C. Daley, our biological father. Soon after, I was adopted by my mother's new husband. My name was legally changed from Jeffrey Edward Daley to Jeffrey Edward Neely.

In July of 1958, my younger brother, Joe Jr., was born to Joe and June Neely. Our family of four was a happy one. Joe and June were excellent parents. I remain close to my brother Joe Jr. and his family who live in Lafayette, California now, as well as with my parents Joe Sr. and June, who recently celebrated their 58th wedding anniversary. They are retired and living in Harlingen, Texas.

Joe Neely Sr. entered the military after graduating from "Ole Miss" in Oxford, Mississippi. He was an infantry officer but also flew fixed-wing and rotor-wing aircraft for the Army. We were stationed in Texas, Italy, Alabama, Georgia, Kansas, and California; however, my grandmother Kress lived in Sacramento. This is why we often found ourselves in Sacramento while Dad was deployed to Korea, Viet Nam twice and a final unaccompanied assignment in a downtown Chicago Military Enlistment Processing Center for a year. He retired as a Lieutenant Colonel after a

very distinguished military career. After retirement, he worked in the health care industry supporting the State of California as well as in the insurance business and for a software company.

Teen Years/ High School

I enjoyed school and excelled academically despite our frequent relocations due to my father's military career. I attended many schools, and while I was a good student, making a lot of friends was a challenge during the years of elementary and middle school due to the moves.

High school years were characterized by my competitive swimming. I lived mostly in one place: Sacramento, California (Grades 9, 11 and 12; Grade 10 was in Kansas). I trained with three swim teams: Foothill High School, American River Swim Team and McClellan Air Force Base Swim Team. I was very good at breast stroke and sprint freestyle. Swimming was paramount: training before and after school was required, as well as Saturday morning practice. "Lifeguard" at a local swimming pool was a job title I held most summers. I completed the required first aid and water safety courses for lifeguards and instructors. Swimming loomed large, although I did join the wrestling team one year (Grade 10, Kansas). I also took college level trigonometry classes at the American River Junior College during high school. I graduated from high school in 1973 with honors; a very high GPA and strong SAT scores.

In my early teens, I dimly remembered having another older brother ("Bill", mentioned earlier) and, after many, many years of searching, I found him living with his stepmother Sharon Fairchild Barovsky in Malibu, California. Unfortunately, he contracted the AIDS virus and died shortly after I met him. In the process I also was reunited with my biological father William C. Daley who had divorced Sharon and abandoned his children. I also met these children (now adults) from his marriage to Sharon: my half-sister, Devon, and my half-brother Bret. All are living with the exception of William C. Daley, who passed away approximately April 15, 2015. Both Devon and Bret were estranged from William C. throughout their lives after he left their mother (Sharon Fairchild Barovsky). I continue to maintain close ties to this part of my family and am glad I found them.

Post-High School and Military

I was honored and grateful for academic scholarship offers from a number of distinguished institutions. I accepted a scholarship from the United States Air Force Academy in Colorado Springs, Colorado. Unfortunately, I quickly discovered that I was not a good fit for the academy experience. After concluding a short stint there, I enlisted in the United States Army. The Army trained me as a "Mortar Fire Direction Controller". This soldier performs mathematical calculations to map plots then tells platoon members what the proper charge of a mortar shell needs to be to fire on enemy territory. I was part of an infantry unit that was assigned a variety of missions. I completed basic and advanced training at Fort Ord, California and Fort Lewis, Washington. I recall vividly waiting by an airstrip in 1974 for possible deployment to Israel - which never happened. In Fort Lewis, my Platoon Sergeant recommended I consider Officer Candidate School. He also said I should consider the U.S. Military Academy Preparatory School in Fort Belvoir, Virginia. I applied for the latter and was accepted. At that time, it was the first time this institution had ever accepted a candidate mid-term.

I graduated from the Ft. Belvoir prep school and was accepted to the United States Military Academy at West Point, New York. I discovered, unfortunately for the second time the academy experience was not for me. Naturally, the Army was unhappy about this. My punishment was an assignment to the Berlin Brigade in Berlin, Germany (which was occupied at the time). I did well in the infantry and made the most of it while there, including an especially grueling training assignment with the German Army. I passed their athletic, agility, and weapons-handling tests to earn a coveted German light blue shoulder braid. I also once won the "Soldier of the Month" contest.

My competitive swimming experience proved fortuitous in Berlin. I volunteered after-hours and on weekends as a swim coach. The team was mostly dependents of U.S. Army personnel. Added to the mix were children of U.S. State Department staff, diplomats and some local reporters. A Colonel (the Army's Chief of Staff in Berlin) made a full time job for me as a Recreation Specialist at the swimming pool. I taught swimming, coached the youth team and even did some competing myself.

I traveled all over Europe in this capacity. I was honorably discharged from the Army as an "E4 Specialist" in July of 1976.

Post-Military

After serving in the military, I returned home to Sacramento, California and enrolled in Sacramento State University with the helpful assistance of the GI Bill. I briefly went to school full time, but quickly decided I was better served by working full time and going to school at night. I also spent some weekend time with the California National Guard Military Police. I held subsequent jobs as an airport security guard, a loan officer for Household Finance Corporation, and a tax return processor for the California State Franchise Tax Board. I married Colleen McKenna, who I met at the Tax Board.

U.S. Federal Service

In 1978, I applied for a federal GS-3/4 job with US Department of Agriculture in Davis, CA. I was a stock room clerk and performed this job while continuing college courses at night. In 1979, I applied for and was accepted into the GSA Buildings Management Intern Program as a GS-5 Intern (target grade was a GS-12). I was, in fact, the first intern ever hired without a completed college degree. I relocated to the Bay Area from Sacramento for this position. Within the first year, I was offered and accepted an assignment to a newly opened United States federal courthouse in Honolulu, Hawaii. I worked there as an Assistant Building Manager (I was a GS-5 in a GS-11 position while there) for a little over a year. My first direct boss and still best friend was James Knepler. He lives in Eugene, Oregon now and we talk regularly.

As I got promoted within GSA, I had jobs with more and more responsibility and complexity. The first GSA Field Office I ran as a Building Manager was Reno, Nevada. This required relocation from Honolulu to Reno. Colleen, my wife at that time decided she could not bring herself to leave the Hawaiian islands. We ended up getting divorced in Reno after being married two years. A side note is, she later worked for GSA in Honolulu. She was a Procurement Clerk and the health insurance of the federal job literally saved her life (cancer) and that of her son (brain tumor).

While in Reno, I reconnected with my girlfriend from Berlin, Sally Dimsdale, and married her a few months later at her parents' home in Maryland.

As a Buildings Management Intern in Reno, I had lots of interesting jobs in GSA. After almost two years there, I was transferred back to the SF Bay Area for jobs in a variety of disciplines from contract development, to inspection of facilities, supervision, training and even managing a large office in downtown Oakland for a year. I continued to complete college courses in night school.

At the end of my tenure in the Bay Area, I transferred to GSA National Capital Region (NCR) in Washington DC as a Building Management Specialist. I moved there with Sally forthwith.

I spent some career-building years in NCR and was promoted from a GS-12 to a GS-14 while continuing my college studies at night. I participated in a team that revamped an old, universally hated inspection system and created a new tool for reviewing field office performance. That tool, goes by the acronym of MARS, is still being used today some 20+ years later.

I then accepted a job offer in the GSA Central Office in Washington DC (akin to a corporate headquarters for all GSA regions) working for the Assistant Commissioner for Real Property Management and Safety, Tom Walker, as a Program Analyst. In this role, I developed a new program which I built from the ground up. The "Delegations Program" provided oversight for millions of square feet in buildings that were given to the occupant agencies to manage at their request (the Pentagon was chief among them). Running this program required a lot of travel and working hours to assure compliance of delegated buildings' staff.

As organizational changes occurred at GSA, I was placed into more senior leadership roles. During this time, I completed my undergraduate degree in Business Management with honors from the University of Maryland. After that I was recognized as a "Key Executive", and earned a Masters Degree in Public Administration from American University in Washington DC. I completed that with honors as well.

Another notable accomplishment was spearheading a daunting task called the Federal Operations Review Model (FORM). Federal property management operations were compared to their private sector equivalents. In the end, and after six months of 10-12 hour days, my team demonstrated GSA should continue performing these functions in-house. I was congratulated by the Assistant Commissioner, Jim Steele, for "saving the business".

Perhaps the most significant accomplishments during these years were the births of my daughters Carly Louise Neely and Carolyne K. Neely in 1987 and 1989. However, the marriage to their mother became untenable. After a separation, followed by a brief reconciliation, we finally divorced in 1997. I maintained partial custody of my daughters. Our divorce was a negotiated settlement. I continue a very close relationship with my daughters (both with families of their own now).

The following year, after the divorce was finalized, I began a relationship with someone who was a database project contractor at GSA. Her name was Deborah Mohr and we built a friendship by running together at lunch around the monuments of DC. We maintained a good friendship while dating other people at first, then grew closer. On our second date, I visited her home in Arlington, Virginia. Her cats knocked over some candles which lit the drapes on fire. Her house was consumed by smoke, fire and water damage and both of her pet cats perished. We barely made it out in time.

Since she owned the home, I managed a one year protracted and sometimes contentious effort to settle with her property insurer, Travelers Insurance, and the builder rebuilding the property. She lived at my apartment in Vienna, VA while rebuilding her house. We fell in love. We both realized we were tired of living in the congested Washington DC area (Deb ten years, me 15). Almost magically, a job opportunity as Director of Property Management at GSA in Kansas City presented itself from Tom Walker, the Assistant Regional Administrator there. I reached out to my friend and former boss and got the job.

After marrying Deb Mohr at the Justice of the Peace in the county courthouse in Arlington, Virginia November 9, 1998, we literally hopped in the car and relocated to Kansas City.

Kansas City was fascinating and fun. We worked through the custody issues and saw the kids during breaks, over the summers and whenever I went to DC on business (which was often). My youngest daughter came to live with us for a time as well. Her grades skyrocketed as she graduated from middle school there.

At work, I shocked the nation by demonstrating that GSA-managed building operations of an entire state (Iowa) could actually be contracted out. We did lots of interesting stuff in the Property Management arena during these years.

Other events stand out from our time in Kansas City. The first is my Catholic cathedral wedding with Deborah during Sunday mass. Monsignor "Bud", the Pastor, knew we had already had a civil ceremony, and he offered to marry us at mass. This was a huge honor.

The second standout is leading the region through the possibly disasterous Y2K milestone in 1999. Then, 9/11 occurred. The evening before, Deb and I were preparing a dinner for a visiting Vatican Cardinal from Rome at the cathedral in Kansas City. We also agreed to cook and serve breakfast the next morning (well, Deb did, as I went to work). Upon arrival at my office, I turned on the TV only to watch the second plane hit the tower. I immediately called Deb who notified the Cardinal. The Cardinal's first words, after blanching, were "May God help us, this means war". I dealt with various security issues all day long while Deb drove the Cardinal to Saint Louis (he was supposed to be on a parishoner's private jet) as all flights were grounded. The Cardinal had an extended stay in America until the international flight system was re-established.

After a few years in Kansas City, I decided to reach out and apply for SES (Senior Executive Service) positions in GSA in California and Texas. These are coveted positions, and the competition was fierce. I applied for and was offered the Assistant Regional Administrator (ARA) position in San Francisco, California by Peter Stamison, President Bush's appointee as the Regional Administrator for GSA. I accepted and reported immediately in my then-current GS-15 grade, and transitioned to the SES two months later.

Region 9, San Francisco, SES

Region 9 is a huge region, second only to the National Capital Region in Washington DC. My scope of responsibility included:

- 600 employees across the states of California, Arizona, Nevada, Hawaii and Guam;
- 200 federal-owned buildings; 600 leased locations;
- 4 GSA Service Centers (I reduced it to 3);
- 14 GSA field offices;
- Annual Operating budget approximately \$400 million;
- Annual Construction budget approximately \$600 million;
- Annual Leasing budget \$600 million;
- 35 million Square Feet of federal government space in CA, AZ, HI, NV as well as Guam, Saipan and American Samoa;
- Additional federal presence on bases in Japan and Korea was part of the mix, but there was never a reason for me to go there.

Coming back to the Regional office after almost 20 years at headquarters was a thrill. I was enthusiastic about the geographic scope and sheer beauty of the region. As was common with GSA peers and subordinates, I traveled with my wife, to many amazing regional locations throughout the years. This was well understood by Peter Stamison when he hired me.

When I arrived, Region 9's reputation and performance were quite low: morale was atrocious, and in some locations the low performers were dragging everybody down. To address this, I took a number of bold steps to confront personnel and organizational problems. A few employees utilized the American Federation of Government Employees (AFGE) for union grievances, IG and EEO complaints and even the Office of Special Counsel. These are forums disgruntled employees use when things do not go their way. Not a single action I took, after review by these groups, was ever reversed or labeled as "wrong doing".

From 2003 until 2006, I launched many organizational and personnel changes in the region. In 2007, these efforts resulted in the highest performance statistics (tenant satisfaction, operating costs per square foot, vacancy rates, lease costs,

etc.) of any of GSA's 11 regions nationwide. Additionally, Region 9 had the highest employee engagement scores (based on surveys compiled by Gallup for GSA) in the nation.

Other notable accomplishments during my tenure in San Francisco:

- In my first few years we completed construction, opened and occupied the Fresno Courthouse and the new San Francisco Federal Building. We completely renovated the Courthouse Annex in Phoenix. Over my 10 years, we completely renovated and seismically retro-fitted, the Federal Building in downtown Los Angeles while keeping the building fully occupied. These together were about \$500 million of work.
- In 2009, we designed and began construction on \$600 million in American Recovery and Reinvestment Act (ARRA) projects ranging from: renovation of the Honolulu Courthouse and the federal building in Hilo, HI, to new Courthouses in Bakersfield, CA and Yuma, AZ and finally the complete renovation of the port of entry (border station) at Nogales. Renovating a border station is likened to changing the tires on a car while it is driving 55 MPH down the freeway because the port must remain open all the time during the renovation. Actually, these accomplishments were the underlying reason for the celebrations at the Las Vegas WRC but are not talked about by anyone. The exceptional nature of rolling out ARRA (as mandated by The White House) was all done IN ADDITION TO the regular day to day work assignments every employee had.
- In 2008 I created a new Real Estate organization from a widespread, fragmented and poorly performing real estate operation to one that received national recognition as one of the best performing in the nation. This is not my brag, but GSA Administrator Martha Johnson's actual comments at the congressional hearing in April 2012. Her response to questions as to why I received a bonus had to do with this. Key to the program's success was the decision to make this occur by hiring "interns" and training them into high performing realty specialists. At one point, we had over 100 interns in an organization of 600 people. The big picture here was creating a pipeline of

skilled real estate professionals from scratch that could fan out, both in our region, and as borrowed talent for the other regions.

- In 2009 – 2011, I took on an additional job. I was asked by Martha Johnson to act as the Regional Administrator for Region 9. I performed these two positions for 30 months on one salary. This saved GSA about \$375,000. I did get a \$2000 cash award for this.
- Another not fun, but important task that occurred in 2009. I received information that my deputy, Dan Voll, was involved in financial misconduct. While I was pressured by my second Deputy to just keep it quiet, I insisted on informing and involving the GSA IG. I was shocked to later learn Dan had embezzled almost \$60,000 while traveling, but I also spoke up for him with a letter of support at his sentencing noting his exemplary work for GSA over a long career.
- Effective Real Estate decision making: (1) in 2011 I influenced the Los Angeles federal judges to agree on the construction of a new courthouse within congressionally allowed funds rather than continue to annually seek \$500-\$700 million more dollars; (2) in 2010 I convinced the FBI to expand at 450 Golden Gate avoiding a costly multi-year build to suit lease and allowing GSA to relocate to the unused and empty 50 United Nations Plaza. These together saved the taxpayers approximately \$1 billion.

Prior Offenses

While in the Army, and at subsequent jobs, there were no infractions; I enjoyed good performance ratings and not a single disciplinary action.

During my 34 years of federal service, I was NEVER disciplined, never received an unsatisfactory rating, and in fact, only once did I receive a “3” level rating (satisfactory). The single “3” level rating was because I had accepted a job in the National Office and was leaving the National Capital Region- it had little to do with performance and a lot to do with anger that I was leaving. All of my other ratings were either level “4” (highly satisfactory) or level “5” (outstanding).

As you know, I did receive the proposed removal because of the Western Regions Conference.

And in my 60 years of being on Earth - I've never had any problems with the law in any fashion. My driving record only has three minor items (no seatbelt once in San Francisco, rolling through a stop sign one time in the early morning in Mill Valley, and a 10 MPH over the highway speed limit outside of Saint Louis while racing to pick up my daughter in Maryland related to a family crisis there). I don't even recall a single parking ticket.

Vehicle accidents - only one to report. This one accident occurred while I was on official business in Honolulu with the newly appointed Regional Administrator (and unaware I was being surveilled by the GSA IG at the time- October of 2011). I clipped bumpers with an undercover FBI vehicle while backing out of a parking space at the Honolulu Federal Building. The Regional Administrator and my wife were in the car with me. The incident was properly reported and the damage was covered by my rental insurance. I even stopped into the FBI SAIC the next day and apologized.

Post Retirement

My accomplishments are less notable but more important personally. Of course they are always overshadowed by my trying to stay sane when insane press related to the Western Regions Conference and my "bathtub" picture continues to happen. I cope by reading, hiking, swimming, snorkeling, biking, and gardening- all with my wife Deb.

I enjoy the love and support of my wife, my daughters and their extended family. My mom and dad and many friends, locally and elsewhere are hugely supportive.

I most enjoy the time I get to spend with my new granddaughters who are both walking and starting to say words!

We lost a couple of friends over my "notoriety" but I have also gained several new and close friends after relocating to Nevada from the Bay Area. I am excited at the prospect of ending this chapter of unfortunate events linked to the 2010 Western

Regions Conference in Las Vegas and moving on to truly enjoy retirement without GSA in my rear view mirror. For Deb and I, this has been going on since March of 2012 accompanied by significant stress and uncertainty. In fact, a large part of our life effort now is to stay healthy and positive and enjoy local friends and natural beauty here in Nevada.

In conclusion, I deeply regret my conduct in this case. My misrepresentation of personal travel as business related was wrong, inexcusable and contrary to the values I taught my children and tried to live by. These few instances of bad judgement have caused a lot of work for others - particularly the GSA IG, the Office of the US Attorney, and the Court system. For this I am truly sorry. Thank you for taking the time to read this.

EXHIBIT C



Thomas H Walker Consultants
PO Box 589
Starkville, MS 39760
Phone: Office: 662-338-9449 Cell: 404-456-7089
tom@thomashwalkerconsultants.com
www.thomashwalkerconsultants.com
June 1, 2015

The Honorable Richard Seeborg
United States District Judge
450 Golden Gate Avenue
San Francisco, CA 94102

Dear Judge Seeborg,

My name is Tom Walker. Prior to retirement from the Federal Government I was the Regional Commissioner of GSA Region 4 in Atlanta from 1999-2006; the Regional Commissioner of GSA Region 6 in Kansas City from 1993-1999; the Assistant Commissioner of GSA's Office of Real Property Management from 1989-1993; and Deputy Director of Facilities Management for the US Marine Corps worldwide from 1985-1989. I started my Federal Career in 1973. My entire work history and other information on me personally are available in the website listed above and you are welcome to contact me directly if more information is desired.

Jeff Neely worked for me as a direct report from 1990-1993 and from 1998 to 1999. He was specifically recruited by my Deputy when I worked in DC and by me personally when I was in Kansas City. He transferred both times as a lateral reassignment. In both cases he was specifically recruited due to his knowledge of Facilities Management, his work ethic, and his trustworthiness. I didn't hire people as Direct Reports that needed close supervision. Jeff was the most knowledgeable person I knew in GSA in Facilities Management and in my personal experience, worked hard and did his job well. I never had or expected any ethical issues with him, nor knew of any after I left Kansas City and Jeff went on to become the Regional Commissioner in San Francisco. I've always known him as someone who worked very hard, often for long hours and tried to make the organization better. That's why this entire situation puzzles me.

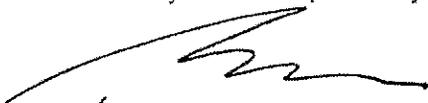
The Regional Commissioner job is a large and very difficult and stressful position that literally consumes you 24/7. For me a vivid memory was replayed recently with the anniversary of the young Cuban child in Miami that INS was ordered to take custody of and return to Cuba. In that situation I authorized the Federal Protective Service in Miami to provide perimeter security while the actual seizure happened. As you may guess, I didn't sleep well that night, praying that someone didn't get hurt. While that sort of pressure and responsibility in all the GSA Regional Commissioner positions doesn't excuse anything that may have happened, it may have contributed to lapses in judgement that from what I've read Jeff has accepted responsibility for. In a job where you are making significant decisions, both from a financial and personal perspective on an amazing pace, it's not hard to get off track.

In addition to the work relationship I had with Jeff as both a Supervisor and Peer, Jeff was and still is my friend. It hurts me to see him go through this, no matter whose fault it was. Jeff was considered one of the better Regional Commissioner's and did many things that saved the Federal Government millions of dollars. FBI leases nationwide, in addition to the high rental cost caused by special security requirements, had large lump sum funding requirements, frequently \$10 million or more per project. GSA Region 9 developed a process and strategy to eliminate these lump sum requirements, which was soon adopted by other GSA Regions.

Therefore, I would ask that you consider the totality of Jeff's long time service to the Government in deciding on his sentencing in addition to him accepting responsibility for any ethical errors he may have made. Jeff is a proud person. He's now gone from someone who professionally would be remembered as turning one of the worst GSA Regions around to "that guy in the bathtub with the glass of wine". He's virtually unhirable in the Facilities Management profession. I guess this is similar to the case of a fairly recent President who I personally considered one of the best, who instead of having that Legacy is most remembered for an indiscretion in the Oval Office. It's hard to punish anyone in a worse way than to destroy how you know you will always be remembered.

If you do determine you must take further action, I'd respectfully request you find a way to utilize Jeff's tremendous Facilities Management and Energy Management experience and expertise with a non-profit or municipality rather than waste away more of his life at tremendous financial expense to the taxpayer by incarcerating him in a Federal facility.

Sincerely and Respectfully,



Thomas H Walker, PE

EXHIBIT D

The Honorable Richard Seeborg
United States District Judge
450 Golden Gate Avenue
San Francisco, CA 94102

Dear Judge Seeborg,

My name is Carly Mitchell and I am Jeffrey Neely's eldest daughter. I cannot provide an unbiased account of my father's character but, I hope I can show my understanding of his values.

From my perspective, my father has constantly put his work first and foremost, taking great pride in doing the best job possible. He sacrificed family time and personal endeavors because he loved his work and felt a great commitment to his profession. It was always a great point of pride to go to 'bring your daughter to work' days because Dad was so invested and loved to talk about their projects. My father missed my high school graduation because he wanted to honor his obligation to work. I am as shocked as any that he made such lapses in judgement, jeopardizing something so dear to him. To those who say he made such mistakes with corrupt intent, I stand by my life's experience that he revered and cherished his work.

It may be fair to say that I cannot have known how he truly felt about work because I was never there as an employee, but I know that in the months after he retired and even now, he has suffered. His life's work was lost in serious misjudgments. I know he will continue to suffer regret for his actions. I know he will accept any punishment with the full knowledge that he is responsible for what transpired, but I humbly ask you to be lenient. I believe this misstep has changed him and is a great punishment for him in itself.

I also ask for leniency because since leaving government work, my father has rededicated himself to his family. He has become a grandfather and has found a new purpose in helping my sister and me raise our daughters. My husband and I are expecting another child this October and we would be hugely grateful if my father could be able to help and enjoy his new grandchild. He has found a role in his community and family, fostering relationships and trying to help where help is needed.

Your Honor, with your leniency, my father will be able to help guide my family and my sister's family with his experience as a dedicated employee who followed his passion and his experience as an imperfect man who is still learning from his mistakes.

Very Sincerely,
Carly L. Mitchell

EXHIBIT E

James E. Knepler

Eugene, OR 97404

April 6, 2015

The Honorable Richard Seeborg
United States District Judge
450 Golden Gate Avenue
San Francisco, CA 94102

Dear Judge Seeborg:

I have known Jeffrey Neely for 35 years, from the time he came to work for me at the Honolulu field office of GSA-PBS in February, 1980. I had begged our Regional Office for more help in managing a large portfolio of buildings that spanned the Pacific. Our boss told me he was sending the best they had, Jeff Neely. That proved to be an accurate description. Jeff has been the most solid and dependable manager I've ever known - tireless and thorough, intelligent, and at all times, above reproach in matters of ethics and professional behavior.

Jeff was highly regarded by our employees and tenants. On several occasions, agency heads and District Judges in the Prince Kuhio Federal Building/Courthouse, went out of their way to let me know that they were impressed with the way Jeff managed projects and dealt with people. This included some very nice complements from Chief Judge Sam King. Judge King was an affable man, very well liked and respected by the community. But he did not deliver complements to his landlord on a regular basis, so this was a special honor for Jeff and for our agency.

When the time came for Jeff to leave Hawaii, the employees in the GSA offices of Honolulu held a beach barbecue in his honor. At the end of the night, everyone - program managers, blue collar mechanics and janitors, and the entire administrative staff - surrounded him in a large circle, held hands and sang "Aloha Oe". Although I lived in Hawaii for over 10 years, I never saw such a spontaneous expression of love and respect from coworkers.

As we all expected, Jeff moved on to bigger things, culminating his career at GSA-PBS as Regional Commissioner, until his recent retirement. Throughout this time, we have stayed in touch, as good friends, but also as professional colleagues. We never again shared the same chain of command. Indeed, I left GSA for 16 years, although I stayed in the business of Federal property management for most of that time, and retired from GSA in 2004. Throughout those years, I found that no one could lend a more understanding ear, nor give me more solid insight than Jeff Neely. Over 35 years, I never doubted his honesty. There was never any question about his professional ethics.

Honorable Richard Seeborg

April 6, 2015

Page 2

I have now been employed in commercial property management for the last ten years. But I continue to value Jeff's counsel and insight on business processes. My admiration for the example he sets in dealing with people in a forthright manner has never diminished.

Judge Seeborg, in deciding sentence for this man, I beg you to consider the huge benefits he has provided to the government during his years at PBS. Obviously, a courtroom is not the best place to explicate a detailed balance sheet of the defendant's contribution to society. But if you will ask Jeff, he can easily tell you of tens of millions of dollars that he saved the taxpayers during his sojourn as Regional Commissioner.

We all pay for our mistakes at some point, in one way or another. I know that Jeff Neely has paid a steep personal price for his errors in this case over the last three years. If there is a further debt to be paid for his misjudgment, I urge you to weigh it against the restitution to which he has agreed, and the selfless and outstanding service he has provided to his agency and to the taxpayers over his full professional life. From someone who knows GSA from the inside, I see a man who gave his full worth to the agency and whose contributions to the taxpayers were unmatched.

Very Respectfully,



James E. Knepler, RPA, FMA

Broker

Deering Management Group, Inc.
321C Goodpasture Island Road
Eugene, Oregon, 97401-2278

EXHIBIT F

May 10, 2015

The Honorable Richard Seeborg
United States District Judge
450 Golden Gate Avenue
San Francisco, California 94102

Re: Letter of Support for Jeffrey E. Neely

Dear Judge Seeborg:

This is a followup to a telephone conversation with Probation Officer Kyle Pollak on May 8, 2015 regarding my husband, Jeffrey E. Neely. Mr. Pollak asked "is there anything else you want to add for consideration by the Judge?" My answer was "yes", and hence this letter. Thank you for taking the time to read and consider this document.

I have known Jeffrey Neely for 21 years. We have been married for 17 this November.

We worked at the same government real estate organization in Washington DC. where I created and maintained a database network and software applications. We were colleagues. After two years or so, we started jogging together during lunch. I found Jeff to be the type of person I aspired to be. He possessed many traits that impressed me. What really stood out (then and now) is his dedication and devotion. He was devoted to his young daughters, to his career, to health and fitness, and then to me. He worked hard to get where he was. I could relate to this as a self-financed college graduate and the 4th out of 5 children to a single mother.

At 35 years old, I wasn't really interested in getting married per se, yet Jeff has turned out to be the right person, and that has made all the difference in my life. He is a principled person with integrity. Jeff has been and continues to be an excellent husband and partner.

Jeff literally saved my life on our second date. My house in Arlington, Virginia caught on fire after my cat knocked a candle over and drapes shot up in flames. Jeff rushed to get me out of harm's way as the house filled with flames and smoke. Were it not for him, the smoke inhalation would have killed me while trying to save the lives of my pets. A very intense way to start a relationship, but Jeff proved to be a kind, supportive and steadfast companion during that time. His assistance and knowledge during rebuilding the house and dealing with the insurance company was invaluable. It created an even stronger bond between us.

Jeff helped my family while my mother was afflicted with Alzheimer's disease. Mom always said Jeff was her favorite son-in-law (she had three). Not long after she died, my brother passed away unexpectedly and Jeff was there for me as well. His support was truly bottomless. I will never forget this as long as I live.

Jeff has wonderful daughters who I adore, Carly (age 29, San Jose CA) and Carolynne (age 27, Woodland Hills, CA). Their husbands are good men. Jeff and I see "the kids" regularly to help

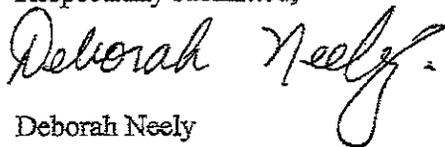
with our grandchildren Elise and Emilia. "Granddad" loves the opportunity to be there for his daughters and their families. Plus, he is good with babies, which is a bonus.

Over the years Jeff has walked with me through the valley of my medical issues and surgeries. As I recover from a surgery right now, he is there. He has been a beacon of strength and fortitude for me.

At home, Jeff has become an ardent lover of our yard and gardens. He loves plants and shares the harvest with neighbors and friends. While toiling outside, Jeff has many interior thoughts about these circumstances and feels terrible about it. The contemplative process is good and I know Jeff feels genuine sorrow for his mistakes. After months and months of reflection and discussion, sorrow is the hallmark of the day. Jeff loved his job and his career and did not want to leave or retire. He had significant achievements over the years resulting in multi-million dollar savings for his employer. He was dedicated, to be sure. But he is looking forward now, and has been for two years. He has made a good life in retirement and is close to finding some sort of peace. Sentencing will go far to underscore the anguish and suffering that Jeff has faced for the past two years. Leniency would be gratefully and humbly received by Jeff. I sincerely believe that the level of charges and the aftermath are not congruent with what actually occurred. The subsequent damage to Jeff's reputation on the Internet and media can never be undone. An innocent photograph I took of him in a large soaking tub was taken from my photographs and published widely. Our family photographs were as well. The violation stings. I strongly feel what we have been through has been very punitive. It has taken a toll, to be sure. That being said, Jeff and I remain strong together and he is hopeful that a thoughtful justice will prevail.

As the years have unfurled, Jeff's character has remained. One of good judgement, intelligence and thoughtfulness. I never once saw him try to intentionally hurt anyone in his life. His devotion to me and people in every sphere of his life is demonstrated time and time again. I respectfully, with knowledge of the weight of your decision, ask for some measure of leniency for this decent man. Every human I have ever known has made mistakes. Only the good ones feel remorse, and in this case Jeff certainly does. I know this because we have talked about this every day for two years.

Respectfully submitted,

A handwritten signature in cursive script that reads "Deborah Neely". The signature is written in black ink and is positioned to the right of the typed name.

Deborah Neely

EXHIBIT G

Joe E. Neely

Harlingen, Texas 78552

*The Honorable Richard Seeborg
United States District Judge
450 Golden Gate Avenue
San Francisco, CA 9410*

Dear Judge Seeborg:

Jeff is our oldest son and I am writing this letter in his behalf. I have written letters of acceptance for him to the Air Force Academy, letters of recommendation for employment with the Forester Service which started him in his government service, but I never thought I would someday be writing a letter requesting clemency for him to a Federal Judge. Jeff grew up in a military family that moved around quite a bit. He was always an A student even though he seldom went to the same school two years in a row. He was a scholar athlete excelling in studies and swimming. He was always successful in all his endeavors and earned promotions fast and gladly accepted the challenges and responsibility for the new positions.

I recall visiting him in San Francisco when he was assigned as the GSA Director for the Western Region. He was happy in the assignment, looked forward to excelling in his position and worked long and arduous hours. He proudly gave us a tour of his new office building and pointed out the energy saving features, efficient work space planning and was very pleased that it came in under budget. He wanted to represent what was best in GSA and demonstrated pride in his job. However he made a mistake and is now paying for it in the court system and in the press.

As a eighty one year old disabled veteran, I cringe every time I see his picture on the TV. I am reminded of the public stocks that were used in our early history, where people were locked in and ridiculed by the public and later shunned. Now, we lock the image into every TV in the land; hold the individual and his family up to public review and ridicule. That in itself is a harsh punishment. Jeff became the public face on what was wrong with Washington and is suffering for it

In determining his punishment, I request that you look at his entire record and not focus on this one lapse of judgment where he acted stupidly. I understand the punishment guidelines are from six months to a year in prison. I request that you do not sentence Jeff to a prison term. To send him to prison, even for a short time, seems unusually cruel. Jeff made a mistake and has suffered for it. To incarcerate him would cause additional and needless suffering on him and his family and cannot contribute to the betterment of society. A fine and community service would appear to be more appropriate. If incarceration is mandatory then I suggest house arrest.

I am hopeful that the information provided will be considered when you reach a decision regarding the sentence to be imposed. Thank you for taking the time to consider the feelings and comments from a parent.

Sincerely,

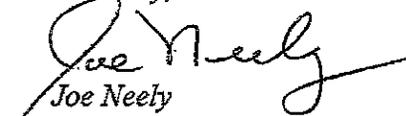

Joe Neely
Father

EXHIBIT H

Janis M. Bosenko

Mill Valley CA 94941-1551

April 17, 2015

The Honorable Richard Seeborg
United States District Judge
450 Golden Gate Avenue
San Francisco, CA 94102

Judge Seeborg:

I have known Jeffrey Neely since November 2003 when he and his wife, Deborah, moved into my Mill Valley neighborhood. He was open and outgoing and friendly to all his new neighbors.

Jeffrey and Deborah were always very helpful and considerate to their neighbors. An elderly couple, who lived a couple houses down from the Neely home, often called on Jeffrey for assistance on projects or repair problems at their home and large garden. He and his wife often provided rides to medical to these folks when they could no longer drive.

Jeffrey and Deborah were good friends and wonderful neighbors. I was deeply saddened when the troubles hit the news. Due to the controversy and his early retirement required them to move out of Mill Valley and sell their home on Shell Road. It was a personal loss for me and for the neighborhood. Mr. Neely was a positive influence and good neighbor in every sense.

I worked as a Civil Servant (State of California) and I believe if any employee in the public service had their expenses accounts and travel reports examined as closely as Mr. Neely's were, the federal and state courts would be jammed with similar cases of "Fraud".

Mr. Neely travelled on over 140 business trips related to his position as Regional Director at the GSA. I do not believe that Mr. Neely's oversights merited such an extended and costly investigation. It has all appearances of a politically motivated "witch hunt."

I think highly of Mr. Neely. I would like to see a fair and equitable sentencing for Jeffrey Neely. His years of service in the Federal Government, his military service and his compassion and service to his friends, family and neighbors should be considered.

Janis M. Bosenko

EXHIBIT I

April 28, 2015

The Honorable Richard Seeborg
United States District Judge
450 Golden Gate Avenue
San Francisco, CA 94102

Dear Judge Seeborg –

My name is Paul Prouty and I am writing this note in support of Jeff Neely. In the past I was Jeff's supervisor and peer. I remain his friend. I have known Jeff for over thirty years, during the period we were both employed by the General Services Administration (GSA). I knew Jeff as he worked his way up the ranks of GSA. He was viewed as a tireless worker and an exceptional employee. He had a passion for our work and the intellect to help us position the agency to benefit the employees, the customers, the service providers and the American public.

Jeff's extraordinary talents and exceptional work ethic led him to the position of Regional Commissioner for the Public Buildings Service in GSA's Region 9. During that time I was in the same position in GSA's Region 8 (Denver). I worked closely with Jeff and witnessed his commitment to our organization and dedication to those we served. Jeff dedicated his life to public service and I was able to see the benefits first hand.

During 2009, I served as the Acting Administrator for GSA. Jeff served as the Acting Regional Administrator in Region 9 and also continued the duties of the Regional Commissioner position. It was during this period that GSA was given a huge workload under the American Recovery and Reinvestment Act (ARRA). Since Jeff was in the two most significant positions in one of GSA's largest regions, he was under a great deal of pressure and worked extremely long hours. There also was significant travel required because of the many challenges of the time. Jeff's situation didn't get better over the short run, since the Administration didn't fill the Regional Administrator position for over two years. Jeff served in an acting capacity longer than anyone else who was tapped to temporarily fill one of the eleven Regional Administrator positions.

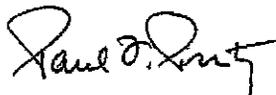
Over the years, I spent a great deal of time with Jeff. I also had the privilege of meeting his wife, Deb. They were dedicated to each other. Jeff also was committed to his children. Jeff is a good and decent man who has accomplished a great deal in his life and has made a significant contribution to this nation through public service. While I don't know the specifics that have led him to this point, I can attest that it is certainly not consistent with either my knowledge of, or dealings with, Jeff. He, like all of us, is human. I can only imagine what this has done to his life, family and friends. I ask that you consider all the good that Jeff has done over his life. I also ask that you consider all the benefit the government has derived from his work. He has dedicated his life, and far more hours than were required, to ensuring the taxpayers were well

served. There are endless examples of where his actions have led to millions of dollars in savings. Please consider the whole picture.

Finally, as an aside, I share a significant experience with Jeff. Both he and I were accused of wrong doing as part of a GSA "scandal" surrounding a Western Region's Conference. This certainly received a great deal of press and was the subject of ample political theater. I appealed the actions taken against me by the agency and won the initial MSPB decision. I also won when the Board ruled on the GSA appeal. I was exonerated and reinstated. I retired within the last month. The agency spared no expense to attempt to write their narrative about all that surrounded this event. As my lawyers and I proved, in my case, they were wrong. The only other Regional Commissioner who appealed to MSPB also won. I only bring this up to show the agency was determined to "get" the career leadership. For two of us they failed. I'm not sure, but I fear that some of that might also be evident in this case.

I thank you for your consideration of this information.

Sincerely,

A handwritten signature in black ink, appearing to read "Paul F. Prouty". The signature is fluid and cursive, with the first name "Paul" being the most prominent.

Paul F. Prouty

Lakewood, CO 80228

EXHIBIT J

Robert Shepard

Petaluma, CA 94952

April 3, 2015

The Honorable Richard Seeborg
United States District Judge
450 Golden Gate Avenue
San Francisco, CA 94102

Dear Judge Seeborg:

I am writing this letter in strong support of Jeffrey Neely.

My name is Robert Shepard and I worked with and for Jeffrey Neely for more than 10 years, most recently as the Chief of Staff for GSA's Region 9, Public Buildings Service, before retiring in 2012..

During the period I worked for Jeff, he always treated me (and all his employees) fairly and honestly. He upheld a high standard of integrity and instilled that standard in those who worked for him, emphasizing the importance of adhering to rules and regulations as outlined by GSA and the Federal Government. He reinforced these values throughout the organization when he visited employees at their workplace and during public speaking forums such as Town Hall meetings in the region. I do not believe that Jeff would ever intentionally break the law or violate any regulation. Although he suffered a lapse in judgement as it pertains to the charges at issue, I would ask that you take into consideration his prior record of unblemished Federal Service when determining an appropriate sentence.

Jeff was always there for me and others, providing caring and sound guidance as we all worked to navigate the myriad of professional choices each of us make hundreds of times a day. He consistently displayed honesty, thoughtfulness and the utmost respect for his employees, the Agency, its customers, and the American taxpayer.

As humans we all make mistakes. This does not condone the serious lapse in judgement which Jeff made, but I do believe he deserves a second chance and ask that you to keep this in mind as you make your decision in sentencing.

Thanks you for the opportunity to provide this information and I thank you for taking time to read this and your consideration of the facts within.

Respectfully,

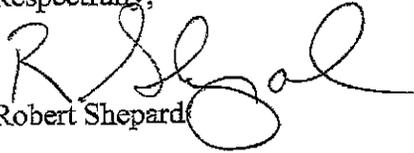

Robert Shepard

EXHIBIT K

Paul Jorgensen AIA NCARB
The Jorgensen Group, LLC

The Honorable Richard Seeborg
United States District Judge
450 Golden Gate Avenue
San Francisco, CA 94102

Dear Judge Seeborg:

I have known Jeff Neely for sixteen years as a neighbor and friend. I am an architect and he was in the construction and property management business so we enjoyed talking shop. Our wives became good friends and are friends to this day. Jeff loves his wife and his daughters and dotes on his grandchildren.

I am sorry for the mistakes Jeff made. This is a guy who served in the army, got his college degree while working, got a job at the GSA and worked his way up from the bottom. In the end he held a job that is normally a political appointee, but Jeff was never political. He was a working guy.

I know Jeff cared deeply for his people who were overworked and breaking under the design workload in the early 2000's. I worked briefly on a staffing database as a subconsultant to another group to give Jeff's staff the tools to better understand their problems and level the workload for key people. I accepted this assignment because Jeff wanted help for his people. His people were dedicated and respected their boss.

I have been lucky in my career. I worked my way up from the bottom too. I became a leader and board director in one of the largest architectural and engineering firms in the US. I had a big advantage though - I always had good coaches. I was never without a guiding hand or someone I could sit down with and ask questions. Not everyone has this advantage.

Jeff's life has been irrevocably changed by what he has done. I ask you to please take all of this under consideration and offer leniency during sentencing.

Sincerely,



Paul L. Jorgensen AIA NCARB
The Jorgensen Group

EXHIBIT L

Monday, April 06, 2015

The Honorable Richard Seeborg
United States District Judge
450 Golden Gate Avenue
San Francisco, CA 94102

Dear Judge Seeborg:

My name is Matt Elawady and I had known Mr. Jeffery Neely for the last ten year. In five of these years, I worked as the Real Estate Director for the Pacific Rim Region of the General Services Administration (GSA), reporting directly to him. In the fifteen year prior to working with Mr. Neely, I had held various leadership positions within the GSA as well as worked in other GSA regions.

When I accepted the Real Estate Director position that reported to Mr. Neely, I was not only an accomplished real estate professional, but I was also a seasoned senior manager within the GSA with keen knowledge and experience in the different facets of the agency's operations. I was also intimately familiar with many of the agency's senior leadership preoccupation with looking out for themselves and protecting their careers even if it was at the expense of the agency or its employees. This was not the case with Mr. Neely.

Mr. Neely was one of the few leaders within the agency, with whom I directly worked, who was fully committed to doing the right thing for the agency, employees, and taxpayers even if it was to the detriment of his own career. He demonstrated this unselfish commitment with humility and dogged determination. I witnessed him, first hand, take on challenges I knew others of his rank had shied away from, and tackle problems a few of his counterparts across the country wanted to solve. He has accomplished great things for the agency, and I know for a fact that he was personally responsible for saving taxpayers millions of dollars.

It is tragic how Mr. Neely and some of his colleagues were treated for a lapse in judgment. I have actually quit government service in large part because of what I saw happen to Mr. Neely. I saw a man who dedicated over 30 years of hard work and dedication have his career trashed; I watched a person who always strived to do right by his agency, employees, and the public, get his character publicly shredded – all because of making a few human mistakes. Please allow me to share with you a couple of firsthand accounts to demonstrate the level of commitment Mr. Neely had for his job as well as his tireless efforts to save taxpayers money.

In late 2009, as the Real Estate Director, I went to Mr. Neely asking for his help with a difficult client issue. The client was the IRS. A couple of their divisions occupied approximately 100,000 square feet of office space in a high-rise building in downtown San Francisco with an effective rental rate of \$54 per foot. The fifteen years lease was signed and subsequently enlarged at a time when the office space rates in San Francisco were relatively high. By 2009, the lease was in the cancellable part of the term and had over four years remaining before its expiration. Meanwhile the office space market in San Francisco was in steep decline, and we wished to take advantage of lower rates by negotiating a reduction in the existing lease's rental rate in exchange for longer lease term in order to save a significant some of money for the agency, government, and

taxpayer. When we approached the landlord with the idea, he refused to negotiate because he did not believe we would leave his building prior to lease expiration. We approached the IRS about relocating to a different building in the same area to save money, but they vehemently refused. My office had numerous and extensive communication with the agency to show them the potential benefit of relocation given the market condition; however, the agency persistently refused to relocate. They justified their refusal by the disruption that may be created by unnecessary office relocation. The real reason for their refusal, however, was their employees desire to remain in their current offices which had unobstructed views of the bay. When I presented the problem to Mr. Neely, he did not delegate the problem to someone else or pass it on to national office and wait for it to go away like I have seen others do - Instead, he committed himself to do whatever it took to get the agency to help save taxpayers money. I watched him work tirelessly for over 4 months at the very high levels of the agency's senior management until he got them on board of what he believed to be the right thing to do. As a result of his efforts and personal commitment to getting agency onboard, we were able to move the agency to a better building, with better space, for significantly lower rent. Thus, reducing the agency annual rent by \$2.4 million, and saving taxpayers in excess of \$10 million over the four years that remained on the old lease. In other words, had Mr. Neely done nothing, like I have seen many of his counterparts do, the \$10 million would not have been saved. This is the type of leadership and commitment I have watched Mr. Neely repeatedly demonstrate during my tenure with him.

Another example, between 2003 and 2007, I held the position of Director of Portfolio Management in the GSA's Southeastern Region in Atlanta. During this time, the FBI had embarked on implementing a new build-to-suit lease construction program to replace or expand its field offices across the country. The acquisition, financing, and the sophisticated construction methods of these field offices through lease contracts was one of the most complicated and risky tools for delivering real estate. The Southeast Region was one of the first regions to implement this new FBI program with 6 build-to-suit acquisitions. During the procurement process of the initial two projects, it became apparent that the way the FBI documented its needs was driving the cost of the projects much higher. As the construction started, an avalanche of change orders delayed projects delivery for over a year and added over \$15 million to each project's cost. In 2005, as the first two projects were finally delivered, I was tasked with studying the projects to identify lessons learned - after all, each one of these projects cost \$100 to \$200 million.

My study of the projects revealed that the FBI documentation of its requirements was not practical or conducive to accurate bidding estimates, the procurement process was cumbersome and documented, and the construction management of the projects allowed developers to create changes orders. I identified over 32 areas for improvements and presented them to my boss, the Southeast Region's Regional Commissioner, Mr. Neely's counterpart, who blatantly acknowledged that implementing these changes would require a huge political fight with the FBI and GSA national office - a fight he was not willing to take on or risk his career for. The result was that the remaining FBI projects in the Southeast Region and the following 7 regions were executed in the same manner with similar delays and cost overruns.

In 2008, I became the Real Estate Director, for the GSA's Pacific Rim Region, reporting to Mr. Neely, and the region was starting its preliminary preparation for executing and delivering the FBI new field offices. I shared with Mr. Neely my misgivings about executing a flawed process

and the need for significant changes in the FBI requirements, the specifications, the procurement process mandated by GSA national office, and the staffing of construction oversight. Once he was convinced that making these changes would save FBI, government, and taxpayers' money and deliver better quality buildings, he never hesitated to take on the responsibility of bringing the FBI and GSA national to do the right things - a responsibility abandoned by his counterpart in Atlanta three years earlier.

Mr. Neely worked tirelessly for over six months educating, persuade, cajoling, and ultimately winning over the FBI and GSA national office to make the desired modifications. Thanks to his efforts, the changes were implemented, and the results were stunning. Seven of the nine FBI projects were delivered at rental rates far below anything the FBI had ever experienced anywhere in the country. The projects were successfully financed and constructed during one of the most difficult financial markets our country has experienced. Just for perspective, there were three other FBI projects awarded three years earlier in the Midwest but never constructed because of financing difficulties. In addition, every single project was delivered on time, and two of the projects were delivered ahead of time. The lump sum costs for each project, which averaged \$7-\$15 million for each new field office across the country was reduced to zero. Thus, saving the FBI and taxpayers over \$49 million in reduced construction costs- costs that the FBI paid developers on all of its previous projects. These results and the millions in savings would not have happened had it not been for Mr. Neely's sincere and unwavering commitment to do right thing for his agency, his clients, and ultimately taxpayers.

In my area of responsibility, I know firsthand, of many other actions and decisions taken by Mr. Neely that saved the government millions. From implementing office space consolidations in Guam and Saipan that resulted in better quality space, safer buildings, and saved millions of dollars, to withstanding the political pressure in Fresno where he refused to locate agencies downtown because he knew it would hinder their ability to meet their mission and cost taxpayers more money unnecessarily. Sadly, the hundreds of great decisions, courageous actions, or astute business judgments made by Mr. Neely during my tenure seem to be ignored in favor of assassinating his character.

I shared these examples to show that Mr. Neely's contributions to federal government service were far greater than the few lapses of judgments he is being prosecuted for. I am proud, honored, and feel privileged to have had the opportunity to work with Mr. Neely. As human beings, we are far from being perfect, and we make mistakes. I hope that in making your judgment you take in consideration the many great and amazing accomplishments he achieved while in public service. I truly believe Mr. Neely has suffered the ultimate punishment by losing his government career - something he loved and valued for the entire duration of his 30-plus year career at GSA

Sincerely,

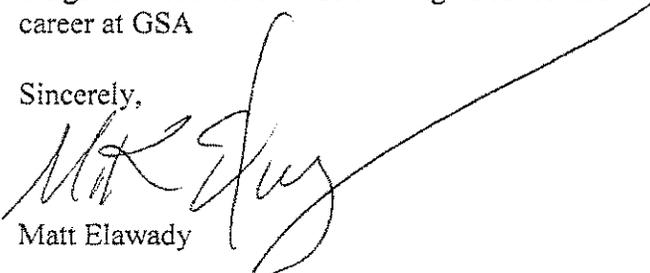

Matt Elawady

EXHIBIT M

April 10, 2015

The Honorable Judge Richard Seeborg
United States District Judge
450 Golden Gate Ave
San Francisco, CA

Your Honor,

I am a Senior Executive with the General Services Administration and am writing this letter on behalf of Jeff Neely.

I have known Jeff for 17 years and consider him to be a very good friend as well as former colleague. When Jeff became the Director of the Property Management Division in 1998, he was my second level supervisor for two years.

Jeff's leadership was inspirational as he recognized talent and encouraged people to take on new opportunities. In fact, it was Jeff's encouragement to me to apply for a job outside of his division, that resulted in a two-step promotion and me becoming his peer. We were peers for 12 years.

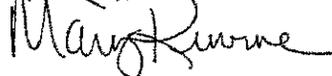
People like working for Jeff because he took the time to understand what they did and built relationships with them. Jeff was very collaborative and focused on building positive team environments.

Jeff had a very strong work ethic as he continuously sought new ways to improve what was being done to attain better results and develop solutions. He was also very pragmatic in the way he looked at the current state and the vision he had for the future state. Jeff had the ability to translate his vision in operational terms and rallied support to achieve future goals. He was a stickler for details and following the rules. He instituted several processes that are still in use today such as the Managerial Analysis Review System which was used to evaluate field operations for areas of strengths and weaknesses.

I could write many more examples to demonstrate Jeff's positive impact on me personally and many co-workers in GSA throughout my career. I hope you can see in my words above that he is a very fair and honest person whom I believe would not intentionally mislead or cause undue harm. People make mistakes, I have made many too, and in cases such as this ; I believe people deserve a second chance.

In my opinion, Jeff's paid more than his share of dues over that past couple of years and has been through enough. I ask that you please be as lenient as possible in your consideration.

Respectfully,



Mary Ruwwe

EXHIBIT N

The Honorable Richard Seeborg
United States District Judge
450 Golden Gate Avenue
San Francisco, CA 94102

April 12, 2015

Dear Judge Seeborg:

Mr. Jeffrey E. Neely is scheduled for sentencing in your court on June 30, 2015. I would like to submit this letter on behalf of Mr. Neely, whom I have known for approximately 20 years.

My relationship with Jeff has always been on the professional level. From 1970 to 2005, I worked for the Public Buildings Service [PBS] of the U.S. General Services Administration [GSA], the agency that employed Jeff until his recent retirement. I continued to have professional contact with Jeff in my private sector career following my retirement from GSA. I was a Senior Executive at GSA from 1989 until 2005. I had the same job as Jeff did, but in a different part of the country. From 1989 to 2000, I was the PBS Regional Commissioner of the Northeast and Caribbean Region, head-quartered in New York City. [As I recall, I first met Jeff about 1995 when he worked in GSA's Central Office.] Subsequent to my NYC job, I moved to Washington, DC where I was a PBS Assistant Commissioner in charge of GSA's national leasing program. During that time, Jeff became the PBS Regional Commissioner of the Pacific Rim Region, based in San Francisco. We had many dealings from 2000-2005 and afterwards when I was in the private sector. I would definitely call Jeff a peer of mine based on his GSA career.

During the time I have known Jeff, I have always considered him to be an extremely dedicated, conscientious, and honorable person and employee of the Federal government. I have never known him to do anything dishonest or illegal. He had an excellent reputation as a very bright and hard-working person. I never knew him to be unfair to anyone. He sought my advice, on occasion, during my time at GSA. We had frequent contact at many GSA events over the years and enjoyed an excellent relationship. We had more limited contact after I went to work in the private sector, but he always exhibited totally ethical standards.

The role of a PBS Regional Commissioner is an extremely difficult one. I know from eleven years of doing the same job. The amount of travel you have to do is excessive, especially in a Region as big as Jeff's. If Jeff made mistakes on his travel expenses, knowingly or unknowingly, that wouldn't change my opinion of him. The paperwork involved in documenting travel expenses is burdensome. Speaking from experience, the average senior Federal official loses money on travel. I know I did and I would be willing to bet that Jeff did, too, if you were able to look at his entire Federal career. If he did exercise bad judgment on some of his travel expenses, he should apologize and reimburse the government for them but, in my humble opinion, that doesn't warrant jail time. The negative publicity he has gotten also has served as further punishment for his mistakes.

One final thought here is worth mentioning. When you serve as a PBS Regional Commissioner for GSA, as I have done, you are involved in many high-level transactions and you are responsible and accountable for many millions of dollars that are either spent or contracted for on your watch. Many of your actions directly affect the public, such as selecting sites for new Federal facilities or leasing major new buildings from the private sector. I would be willing to state that I believe the Federal government could never repay Jeff Neely for what he saved his employer, the U.S. taxpayer, over the years. Punishing him any further seems unjust and unfair to me. Therefore, I would respectfully urge you, Judge Seeborg, to be lenient in your sentencing with Mr. Neely. Thank you.

Sincerely,

A handwritten signature in cursive script, appearing to read "W. B. Jenkins".

William B. Jenkins

Lewes, DE 19958

EXHIBIT O

Gardnerville, NV 89410

May 6, 2015

The Honorable Richard Seeborg
United States District Judge
450 Golden Gate Avenue
San Francisco, CA 94102

Dear Judge Seeborg,

Jeff and Deb Neely became our friends 2 years ago, when they moved into the house next door to us. Immediately upon settling in, they came over to our home to introduce themselves, and their cats to us. In a very short time, we became great friends, sharing many interests including hiking, gardening, cooking, traveling and enjoying a relaxing, well-deserved retirement.

I retired in 2003, as a District Manager for the Automobile Club of Southern California - AAA, after 25 years of employment. My job included hiring, coaching and managing hundreds of employees and several facilities. Participating in many service organizations has been a priority for me, throughout my life.

Rarely, have I come to know two such friendly, generous, kind-hearted, intelligent people as Jeff and Deb Neely. They ALWAYS volunteer to help out in our small community! They look for ways to help our elderly neighbors. Jeff and Deb happily share their garden produce with many friends. Jeff has come to my rescue several times with his I.T. expertise. I have never heard Jeff turn down a request from anyone, for his assistance or expertise. Jeff is also a devoted and caring family man!

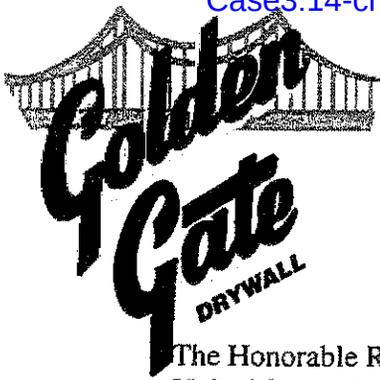
Jeff has been very honest with me from the very beginning, as to the difficult turns his career took in the last year of his work with the GSA. In fact, I remember seeing the way the media (mis-)handled the events leading to his retirement. And, now, knowing Jeff Neely, personally, I am even more saddened by the sensationalized treatment from the House of Representatives and the media.

I find it impossible to believe that Jeff knowingly and willingly "took" from our government to benefit himself. I have found Jeff to be extremely honest, kind and thoughtful. His integrity and conscience would not allow him to choose to do the things that he has "had to" admit to.

Sincerely,


Beth La Vigne Swanberg

EXHIBIT P



The Honorable Richard Seeborg
United States District Judge
450 Golden Gate Avenue
San Francisco, CA

May 18, 2015

Your Honor,

I do know from personal experience that Jeff Neely is at heart a well-meaning and generous individual..
He is a family man, grandfather, served in the military, been the son of a decorated war veteran and been my brother. We grew up in a military family with good values and morals. As brother we have had our differences and conflicts, but we had a good bond as brothers. I could always count on him to help me out as we grew up. I have seen him go to college while working and supporting his family. Even though his career path of working for the government took him to other parts of the country we stayed close and kept in touch
If the guilty charge stems from a two night overstay and a failure to charge leave during the course of business this I am sure was not an intentional criminal event. I know that this event is something he would like to get behind him and move forward. You should be aware that he does feel remorse and regret for what has happened. The loss of a job and career that he loved and work so tirelessly for is over and I know that this weighs on him. He has the unwanted spotlight of attention upon him and in a manner that no one would consciously want.
We await your decision.

Sincerely,

Joe Neely,
Project Manager
Golden Gate Drywall

EXECUTIVE OFFICE

EXHIBIT Q

The Honorable Richard Seeborg
United States District Judge
450 Golden Gate Avenue
San Francisco, CA 94102

Dear Judge Seeborg,

My name isCarolyn Andreae, I am Jeff Neely's youngest daughter. I am hopeful that in this letter you will find reasons to choose leniency for my father's sentencing. I never imagined having to write a letter like this. I find it difficult to begin without saying the obvious. My father has always been loving and protective toward my sister and me. Although my parents are divorced, he always provided for us. His career took huge precedent in life. He dedicated so much time to work that he missed a lot of family time.

He has become a grandfather in the most recent years. Watching him with my daughter makes me feel an overwhelming sense of joy and sadness. Joy because he gets to spend more time with her than he did with my sister and me. I do not believe we suffered but I do believe my father's career took top priority over most. He prided himself on his value at work. I feel sadness because I cannot imagine time without him in our lives. Whatever Your Honor chooses please consider our statements. We truly love him and believe he is immensely regretful of any wrongdoing.

I was still in High school while my dad was working in San Francisco. My sister and I would travel west to stay with my parents a few times a year. I remember one visit I brought my best friend with me. She's been a family friend since I was three years old. He had been working on a building in downtown San Francisco that he was so proud of. We were able to take a tour of the San Francisco Federal Building. We walked through an open-air lounge, he told us about the outside panels that drew in cool air and the solar panels on the opposite side. He told us about the polished concert floors. Everything seemed like a triumph. He wasn't taking personal credit and always credited the team. I was so proud of him. I still am proud of my father. Although he has made mistakes, I believe there are still highlights of his career. I choose to read the articles about my father in a positive light. The media has chosen harsh words for our family.

Your Honor, I truly believe any wrong doing in this situation does not equate to prison time. Any child would find it hard to see their parent in a situation as this. I believe the path ahead will be long and my father is willing to be held accountable for any wrongs. I hope for leniency and respect the judicial system.

Carolyn Andreae

Woodland Hills CA

EXHIBIT R

Edward Mitchell

Date: 15 Jun 2015

The Honorable Judge Richard Seeborg
United States District Judge
450 Golden Gate Avenue
San Francisco, CA 94102

Dear Judge Seeborg:

I am writing this letter as the son in law of Jeffery Neely, married to his eldest daughter Carly since 2012. The first time I met Jeff was the summer of 2010 while visiting his daughter in Alexandria, VA. From our very first interaction Jeff exuded professionalism, pride in his teams performance and integrity. The details of this first interaction and every interface thereafter shaped my opinions of Jeff and painted him in a way that is the antithesis of the individual acts that are under review.

When Jeff and I first met I was a Senior Associate at PricewaterhouseCoopers (PwC), where I had been employed since 2006 working in various fraud analytic and auditing positions for both publicly traded companies and the government, such as the United States Army Corps of Engineers. I was sharing an apartment with Carly and she told me that her father wanted to meet her roommates for dinner. Upon arrival Jeff and I exchanged pleasantries, asked me my profession and immediately upon hearing that I worked for PwC said, "if you have been on any contract with GSA we can not have dinner together". Whenever the topic of his recent challenges comes up in conversation, the aforementioned scenario plays in my head because of the precedent he set. Throughout my relationship with Jeff he has been very willing and excited to hear about my career and act as sounding board and mentor. Jeff made many personal sacrifices for his profession, some I know that he regrets, but highlights to me that he genuinely had the best interests of the public he served and his team first and foremost in his mind.

Since Jeff's retirement from public service he has been very much dedicated to his family and his community. In the summer of 2014 I developed and was diagnosed with Guillain-Barre Syndrome, which left me paralyzed and hospitalized for 2 months with another 3 months of rehab and therapy until I could stand and walk on my own. Weeks prior to being diagnosed with the disorder Carly and I found out that she was pregnant with our first child. Save for Jeff and his wife, all our family is located on the east coast so we had no support system in this trying time. Jeff and Debbie made multiple trips to visit and help my wife relocate our apartment to a more disability friendly location. These multiple trips were exactly during the time that he was in the throws of his litigation yet he made every effort possible to provide assistance.

In closing I request that you show leniency to Jeff as the actions that led him down this path were the exception and not the rule in terms of his moral compass and personal intent. Thank you very much for your time and consideration.

Sincerely,

Edward Mitchell
Senior Data Quality Analyst, Apple Inc.

EXHIBIT S

The Honorable Judge Richard Seeborg
United States District Judge
450 Golden Gate Avenue
San Francisco, CA 94102

To the honorable Judge Seeborg,

I am writing this letter in support of Jeffrey E. Neely. I was married to Jeff from 1981-1997. As long as I have known him, he has worked as a public servant. I met Jeff in 1974 when he was an infantryman in special forces stationed overseas in the city of Berlin, where my father was also stationed. My father was the station chief in Berlin. I am the product of a proud family of public service. My parents were very proud of Jeff who was known as a "strac troop", a term for the straight and narrow, for the soldier who followed the letter of command, uniform perfect, back to the base on time, non drinker, etc. During the course of our marriage, Jeff worked as a buildings manager for GSA beginning in Reno, NV, continuing in San Francisco, and finally moving to Washington D.C. In Washington we had two children and we worked hard developing a safe neighborhood for the kids to grow up in (started a neighborhood watch, revived a block party, weekly kickball games, etc).

Jeff was a dedicated public servant. He received bonuses and promotions throughout his career for his hard work. He completed his undergraduate degree on the GI bill at night and weekends, while working full-time for GSA. He continued on to get his masters from American University in the Key program for business management. He was always interested in the "greening" of government, trying to streamline costs, and to reduce waste and energy usage. He often put work before family which was a factor in our marriage dissolving. However, I remember I told an interviewer who had come to the house after the divorce for a security clearance issue, that I believed Jeff to be a true patriot and genuine public servant.

I have never and would never question his loyalty and dedication to work. I truly believe that Jeff was trying to make things better for government workers. He should have known better than to make the mistakes he is guilty of, but I believe his long record of good works and dedication call for leniency.

I thank you for your time and consideration,
Sally Dimsdale

EXHIBIT T

Joseph Andreae

Date: 20 June 2015

The Honorable Judge Richard Seeborg
United States District Judge
450 Golden Gate Ave
San Francisco, CA 94102

Dear Judge Seeborg:

I am writing this letter as the son in law of Jeffrey Neely, married to his youngest daughter Carolyne since 2013. Carolyne and I have been together since 2008, which is when I met Jeff for the first time. I was in the LED lighting business at the time and Jeff was always excited to talk about new technology coming that would help to conserve energy and make the buildings he cared for more "green". That was about the only topic we had in common for the first five years Carolyne and I were together, in those years I probably met Jeff five times. In those meetings Jeff seemed totally and completely immersed in his career, something he was incredibly proud of. When we would get together as a family Jeff would always be passionately describing his next project, or what he was doing to better a project he had already completed.

In 2013 my daughter, Jeff's granddaughter Emilia Mae was born. Since then my relationship with Jeff and his wife Deb has changed completely. Jeff has transferred that dedication to work directly to his two grand daughters and helping his daughters raise them in any way he can. He has stayed at our home more in the last two years than in the five before them combined. He has offered to drive the five hours to our home at any time day or night if we need him. I cannot tell you what that means my wife and I who have no other family for 3,000 miles.

In short I know your honor has an already very difficult decision to make in handling these matters but selfishly I beg you to consider the family that this will affect in the immediate. I ask you to show leniency as I truly do not believe that any of his actions were malicious nor was his intent to do harm. I thank your for your time and consideration.

Sincerely,

Joseph Andreae