

SEP 22 1982

UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF TEXAS

JESSE E. CLARK, CLERK
BY DEPUTY:



UNITED STATES OF AMERICA,)

v.)

RUSTON GAS TURBINES, INC.)

Defendant)

Criminal No. H-82-207

I N F O R M A T I O N

[15 U.S.C. 78dd 2(a)(3):
Foreign Corrupt Practices Act]

INFORMATION

COUNT I

The United States Attorney charges:

1. At all times material hereto defendant RUSTON GAS TURBINES, Inc. was a Texas corporation with principal offices in Houston, Texas, and was engaged in, among other things, the manufacture and sale of turbine compression equipment for use in the petroleum industry. Defendant RUSTON GAS TURBINES, INC. was a domestic concern as that term is defined in 15 U.S.C. 78dd-2 (d) (1) (B).

2. At all times material hereto, Petroleos Mexicanos (hereinafter "Pemex") was a national oil company wholly owned by the government of the Republic of Mexico, and was an instrumentality of the Mexican government as that term is used in 15 U.S.C. 78dd-2 (d) (2).

3. At various times material hereto, Ignacio DeLeon (hereinafter "DeLeon") was the sub-director of Pemex in charge of purchasing, and was a foreign official as that term is defined in 15 U.S.C. 78dd-2(d)(2).

4. At various times material hereto, Jesus Chavarria (hereinafter "Chavarria") was the sub-director of Pemex in charge of exploration, and was a foreign official as that term is defined in 15 U.S.C. 78dd-2(d)(2).

5. At all times material hereto, Crawford Enterprises, Inc. was a Texas corporation with its principal offices located in Houston, Texas, and was engaged in, among other things, the business of selling turbine compression systems to Pemex. Crawford Enterprises, Inc. was a domestic concern as that term is defined in 15 U.S.C. 78dd-2(d)(1)(B).

6. At various times material hereto Grupo Industrial Delta S.A. (hereinafter "Grupo Delta") was a corporation organized and existing under the laws of the State of Mexico in the Republic of Mexico after September 26, 1977, with principal offices located in Mexico City, Mexico and held itself out to be engaged in, among other things, the business of representing Crawford Enterprises, Inc. and other companies, in sales efforts to Pemex.

7. On or about January 8, 1978, defendant RUSTON GAS TURBINE, INC. through its vice president James R. Smith, in the Southern District of Texas, and elsewhere, corruptly used an instrumentality of interstate commerce, to wit, a commercial aircraft to travel from Houston, Texas to Mexico City, Mexico in furtherance of an offer, payment and promise to pay money, that is, the equivalent of five percent of the price of the contract,

plus \$200,000.00 to a person, to wit, Grupo Delta, while knowing that all or a portion of such money would be offered, given or promised to DeLeon and Chavarria, both foreign officials, for the purpose of influencing the acts and decisions of DeLeon and Chavarria in their official capacity in order to obtain and retain business for defendant RUSTON GAS TURBINES, INC. and for Crawford Enterprises, Inc., that is, contracts for the sale to Pemex of turbine compression systems.

All in violation of 15 U.S.C. 78dd-2(a)(3).



DANIEL HEDGES
United States Attorney



BARBARA E. NICASTRO
Trial Attorney
Department of Justice

Dated: September 27, 1982