



Department of Justice

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District of Delaware

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DELAWARE COMPANY AGREES TO DEFERRED PROSECUTION IN MILITARY BODY ARMOR CASE

United States Attorney David C. Weiss, and Defense Criminal Investigative Service (DCIS) Special Agent in Charge Edward T. Bradley, announced today that **Ceramic Protection Corporation of America (CPC America)** had entered into a deferred prosecution agreement with the United States Attorney's Office.

CPC America is a Delaware corporation with its principal place of business located at 101 Lake Drive, Newark, Delaware 19702. According to criminal information filed in conjunction with the deferred prosecution agreement, on March 10, 2005, **CPC America** entered into a supply agreement with ArmorWorks, Incorporated ("ArmorWorks") to supply ArmorWorks with ballistic ceramic plates for Enhanced Small Arms Protective Inserts ("ESAPIs") to be utilized in the manufacture of protective ballistic body armor procured by the United States military.

According to the information, the ArmorWorks Contract stated, in part, ". . . Further, each plate shall be made of the same material, according to the same formula, and by the same process as the plates that passed the Government's first article testing." On August 3, 2005,

ArmorWorks received first article testing approval for production using **CPC America** ballistic ceramic plates for ESAPIs.

The Information further alleges that on August 29, 2006, in response to a letter from ArmorWorks concerning changes in materials and the method of manufacture of ceramic tiles, **CPC America** sent a letter to ArmorWorks denying that changes had occurred, stating in pertinent part: “Specifically, in response to your speculation that Alanx [predecessor of **CPC America**] has had a process change or materials process change, the answer is that there has been no process change or materials process change since the qualification of our ESAPI product.”, when, as **CPC America** knew, process changes had occurred.

The criminal Information alleges that from March 10, 2005, to October 2006, **CPC America** falsified a material fact by certifying that the ESAPIs **CPC America** provided to ArmorWorks pursuant to the ArmorWorks Contract were manufactured in accordance with all required specifications, when in fact individuals acting on behalf of **CPC America** knew they were not. Pursuant to the deferred prosecution agreement, the government agrees to dismiss the criminal Information if **CPC America** satisfies certain requirements, including payment of a fine, over a one year period.

“I applaud DCIS for its diligence and exceptional dedication in this investigation,” said U.S. Attorney David C. Weiss. “This case demonstrates our commitment to national security and, specifically, to protecting our troops who are in harm’s way in defense of our nation.”

This case is being prosecuted by David L. Hall, Assistant United States Attorney. For further information, contact AUSA Hall at (302) 573-6277, extension 104.¹

¹An Information is a merely an allegation, and a defendant is presumed innocent until and unless proven guilty.
