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RICHARD W. WIEKING  
CLERK, U.S. DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA

6 Attorneys for the United States

7 UNITED STATES DISTRICT COURT  
8 NORTHERN DISTRICT OF CALIFORNIA  
9 SAN FRANCISCO DIVISION

10 CR 11 0166

11 UNITED STATES OF AMERICA

No. CR

RS

12 v.

13 INFORMATION

14 CHIEN CHUNG CHEN,  
15 a/k/a ANDREW CHEN,

VIOLATION:  
Title 15, United States Code,  
Section 1 (Price Fixing)

16 Defendant.

San Francisco Venue

17  
18 The United States of America, acting through its attorneys, charges:

19 I.

20 DESCRIPTION OF THE OFFENSE

21 1. ANDREW CHEN ("defendant") is made a defendant on the charge stated  
22 below:

23 2. From in or about September 2003 until in or about September 2005, the  
24 defendant and coconspirators entered into and engaged in a combination and conspiracy in the  
25 United States and elsewhere to suppress and eliminate competition by fixing the prices of  
26 aftermarket auto lights. The combination and conspiracy engaged in by the defendant and his  
27 coconspirators was an unreasonable restraint of interstate and foreign trade and commerce in  
28 violation of Section 1 of the Sherman Act (15 U.S.C. § 1). The defendant knowingly joined

1 and participated in the charged conspiracy from as early as September 2003 until in or about  
2 September 2005.

3 3. The charged combination and conspiracy consisted of a continuing agreement,  
4 understanding, and concert of action among the defendant and coconspirators, the substantial  
5 terms of which were to agree to fix the prices of aftermarket auto lights.

6 4. For the purpose of forming and carrying out the charged combination and  
7 conspiracy, the defendant and coconspirators did those things that they combined and  
8 conspired to do, including, among other things:

- 9 (a) participated in meetings, conversations, and communications in  
10 Taiwan, the United States, and elsewhere to discuss the prices of  
11 aftermarket auto lights;
- 12 (b) agreed, during those meetings, conversations, and communications, to  
13 charge prices of aftermarket auto lights at certain predetermined levels;
- 14 (c) issued price announcements and price lists in accordance with the  
15 agreements reached;
- 16 (d) collected and exchanged information on prices and sales of aftermarket  
17 auto lights for the purpose of monitoring and enforcing adherence to the  
18 agreed-upon prices; and
- 19 (e) took steps to conceal the conspiracy and conspiratorial contacts,  
20 conversations, and communications through various means.

21 II.

22 DEFENDANTS AND COCONSPIRATORS

23 5. During the time period covered by this Information, Defendant ANDREW  
24 CHEN was Executive Vice President of Company A, an entity organized and existing under  
25 the laws of California. During the time period covered by this Information, Company A was a  
26 major United States distributor of auto lights produced by Company B, an entity organized  
27 and existing under the laws of Taiwan. Company A, during the time period covered by this  
28 Information, was engaged in the business of selling aftermarket auto lights produced by

1 Company B to customers in the United States and elsewhere.

2 6. Various corporations and individuals, not made defendants in this Information,  
3 participated as coconspirators in the offense charged in this Information and performed acts  
4 and made statements in furtherance of it.

5 7. Whenever in this Information reference is made to any act, deed, or transaction  
6 of any corporation, the allegation means that the corporation engaged in the act, deed, or  
7 transaction by or through its officers, directors, employees, agents, or other representatives  
8 while they were actively engaged in the management, direction, control, or transaction of its  
9 business or affairs.

10 III.

11 TRADE AND COMMERCE

12 8. Aftermarket auto lights are lights incorporated into an automobile after its  
13 original sale, usually as repairs following a collision, but also as accessories and upgrades.  
14 Lighting components include items such as headlights, taillights, fog lights, turn signals, brake  
15 signals, and reflectors.

16 9. During the period covered by this Information, Companies A and B and  
17 coconspirators sold and distributed aftermarket auto lights in a continuous and uninterrupted  
18 flow of interstate and foreign trade and commerce to customers located in states or countries  
19 other than the states or countries in which Companies A and B and coconspirators produced  
20 aftermarket auto lights.

21 10. During the period covered by this Information, the business activities of the  
22 defendant and coconspirators that are the subject of this Information were within the flow of,  
23 and substantially affected, interstate and foreign trade and commerce.

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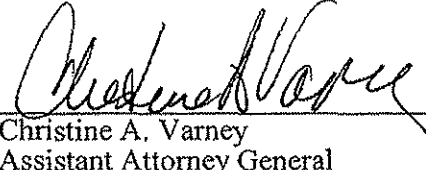
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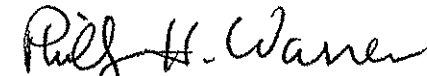
IV.


JURISDICTION AND VENUE


11. The combination and conspiracy charged in this Information was carried out, in part, in the Northern District of California, within the five years preceding the filing of this Information, excluding the period during which the statute of limitations has been suspended pursuant to two agreements with Defendant ANDREW CHEN.

ALL IN VIOLATION OF TITLE 15, UNITED STATES CODE, SECTION 1.

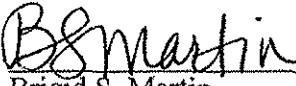
  
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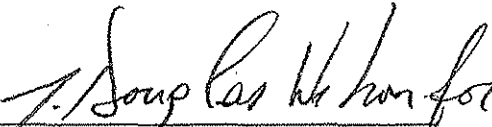
  
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