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

JACKLIN CHOU LEM (Cal. Bar No. 255293)
MAY LEE HEYE (Cal. Bar No. 209366)
HOWARD J. PARKER (Wash. Bar No. 07233)
KELSEY C. LINNETT (Cal. Bar No. 274547)
Antitrust Division
U.S. Department of Justice
450 Golden Gate Avenue
Box 36046, Room 10-0101
San Francisco, CA 94102-3478
Tel: (415) 436-6660; Fax: (415) 436-6687
jacklin.lem@usdoj.gov

Attorneys for the United States

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION

WHA

UNITED STATES OF AMERICA

v.

SABRY LEE (U.S.A.), INC.,

Defendant.

CR 11 0599
No. CR

INFORMATION

VIOLATION:

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

San Francisco Venue

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

I.

DESCRIPTION OF THE OFFENSE

1. SABRY LEE (U.S.A.), INC. ("defendant") is made a defendant on the charge stated below:

2. From about September 2003 until about September 2005, the defendant and its coconspirators entered into and engaged in a combination and conspiracy in the United States and elsewhere to suppress and eliminate competition by fixing the prices of aftermarket auto lights. The combination and conspiracy engaged in by the defendant and its coconspirators was an unreasonable restraint of interstate and foreign trade and commerce in violation of

1 Section 1 of the Sherman Act (15 U.S.C. § 1). The defendant knowingly joined and
2 participated in the charged conspiracy from about September 2003 until about September
3 2005.

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

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

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

24 II.

25 DEFENDANTS AND COCONSPIRATORS

26 5. SABRY LEE (U.S.A), INC. is a corporation organized and existing under the
27 laws of California. During the time period covered by this Information, the defendant
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1 engaged in the business of selling aftermarket auto lights in the United States as a distributor
2 for Company A, an entity organized and existing under the laws of Taiwan.

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

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

11 III.

12 TRADE AND COMMERCE

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

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

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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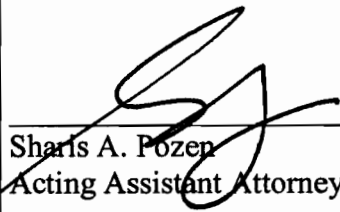
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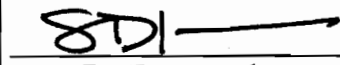
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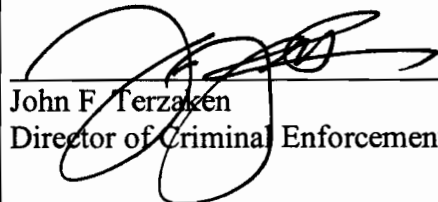
JURISDICTION AND VENUE

11. The combination and conspiracy charged in this Information was carried out, in part, in the Northern District of California.

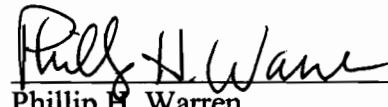
ALL IN VIOLATION OF TITLE 15, UNITED STATES CODE, SECTION 1.

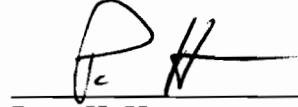

Sharis A. Pozen
Acting Assistant Attorney General


Scott D. Hammond
Deputy Assistant Attorney General


John F. Terzaken
Director of Criminal Enforcement

United States Department of Justice
Antitrust Division


Phillip H. Warren
Chief, San Francisco Office


Peter K. Huston
Assistant Chief, San Francisco Office


Jacklin Chou Lem
May Lee Heye
Howard J. Parker
Kelsey C. Linnett
Trial Attorneys
U.S. Department of Justice
Antitrust Division
450 Golden Gate Avenue
Box 36046, Room 10-0101
San Francisco, CA 94102
(415) 436-6660