IN THE UNITED STATES DISTRICT COURT

FOR THE EASTERN DISTRICT OF VIRGINIA

Alexandria Division

		Judge:	Hil	ton		
Defendant.)	Filed:	[11	/15/	96]	
G. FRANK STINNETT,)	VIOLATI	ON:		u.s.c. d Rigg	
V.)	17T OT 3 TH	017.	1 -		g 1
UNITED STATES OF AMERICA)	CRIMINA	L NO).:	96-004	35-A
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<u>INFORMATION</u>

THE UNITED STATES CHARGES THAT:

 From at least approximately February 1987 through at least April 1993, in the Eastern District of Virginia and elsewhere,

G. FRANK STINNETT,

defendant herein, and others entered into and engaged in a combination and conspiracy to rig bids at certain public real estate auctions in the Eastern District of Virginia.

- 2. The charged combination and conspiracy consisted of a continuing agreement, understanding and concert of action among the defendant and co-conspirators, the substantial terms of which were:
 - (a) to suppress competition by agreeing to refrain from full competitive bidding against each other at certain public real estate auctions; and
 - (b) to conduct second, secret auctions at which the conspirators rebid the properties they won at the

public auctions, and divided among themselves the difference between the public and secret auction prices.

The proceeds of the secret auctions were distributed as payoffs to the conspirators in return for suppressing competition at certain public real estate auctions.

- 3. For the purpose of forming and carrying out the charged combination and conspiracy, the defendant and co-conspirators did the following, among other things:
 - (a) designated, in various ways, a bidder to bid at the public auction for the group of conspirators;
 - (b) held secret auctions, open only to members of the conspiracy, to rebid the property won by the designated bidder at the public auction;
 - (c) awarded the property to the conspirator who submitted the highest bid at the secret auction; and
 - (d) distributed the proceeds of the secret auction as payoffs based on a predetermined formula agreed upon by the members of the conspiracy.
- 4. The business activities of the defendant and his co-conspirators that are the subject of this Information were within the flow of, and substantially affected, interstate trade and commerce.

(A violation of Title 15, United States Code, Section 1.) HELEN F. FAHEY _____"/s/"____ UNITED STATES ATTORNEY Joel I. Klein Acting Assistant Attorney General By: _____"/s/"____ Justin W. Williams Chief, Criminal Division _____"/s/"_____ Gary R. Spratling Deputy Assistant Attorney General _____"/s/"____ Anthony V. Nanni Chief, Litigation I Section _____"/s/"____ Peter H. Goldberg _____"/s/"____ James T. Clancy Trial Attorneys Antitrust Division U.S. Department of Justice 1401 H Street, N.W., Ste. 3700 Washington, DC 20530

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