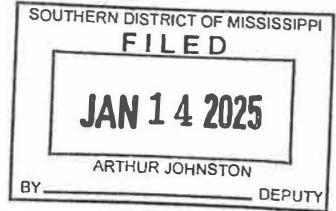


IN THE UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF MISSISSIPPI
NORTHERN DIVISION



UNITED STATES OF AMERICA

v.

CRIMINAL NO. 3:25-CR-2-HTW-ASH

ROBERT TUCKER CRAIG

15 U.S.C. § 1
18 U.S.C. § 1512(c)(1)

CRIMINAL INFORMATION

The United States Attorney charges:

1. **ROBERT TUCKER CRAIG** as a defendant on the charges stated below.

At the times relevant to this Information:

BACKGROUND

2. **ROBERT TUCKER CRAIG** was employed as a sales professional by COMPANY-5, and then later gained a 50% ownership in COMPANY-5, engaged in the sale of sports equipment to schools throughout the Southern District of Mississippi and elsewhere.

3. **ROBERT TUCKER CRAIG** knew that public schools in Mississippi require bids from two separate companies for procurements over \$5,000.00.

4. Schools generally procured sports equipment through the process of requesting and obtaining bids from multiple companies and would typically award a contract for sports equipment to the company that submitted the lowest bid.

5. The conspiracies charged below in Counts 1–3 affected at least \$1,636,465.01 of sales to COMPANY-5 from at least 183 procurements, to at least 38 schools.

CO-CONSPIRATORS

6. COMPANY-1, a company organized under the laws of Louisiana, with its principal place of business in Louisiana, was a distributor of sports equipment engaged in selling sports equipment in Mississippi.

7. COMPANY-2, a company organized under the laws of Tennessee, with its principal place of business in Tennessee, was a retailer and distributor of sports equipment engaged in selling sports equipment in Mississippi.

8. COMPANY-3, a company organized under the laws of Mississippi, with its principal place of business in Mississippi, was a retailer and distributor of sports equipment engaged in selling sports equipment in Mississippi.

9. COMPANY-4, a company organized under the laws of Mississippi, with its principal place of business in Mississippi, was a retailer and distributor of sports equipment engaged in selling sports equipment in Mississippi.

10. COMPANY-5, a company organized under the laws of Mississippi, with its principal place of business in Mississippi, was a retailer and distributor of sports equipment engaged in selling sports equipment in Mississippi.

11. Bradley David Willcutt was employed as a sales professional by COMPANY-5.

12. CO-CONSPIRATOR-1 was the owner of COMPANY-1.

13. CO-CONSPIRATOR-2 was employed as a part of the administrative support staff by COMPANY-5.

14. CO-CONSPIRATOR-3 was employed as a sales professional by COMPANY-5.

15. CO-CONSPIRATOR-4 was employed as a sales professional by COMPANY-5.

16. CO-CONSPIRATOR-5 was employed as a part of the administrative support staff by COMPANY-5.

17. CO-CONSPIRATOR-6 was employed as a part of the administrative support staff by COMPANY-5.

18. CO-CONSPIRATOR-7 was employed as a sales professional by COMPANY-5.

19. CO-CONSPIRATOR-8 was a part-owner of COMPANY-2.

20. CO-CONSPIRATOR-9 was employed as a purchasing manager by COMPANY-2.

21. CO-CONSPIRATOR-10 was employed as a financial manager by COMPANY-2.

22. CO-CONSPIRATOR-11 was a part-owner of COMPANY-2.

23. CO-CONSPIRATOR-12 was employed as a sales professional by COMPANY-3.

DESCRIPTION OF THE OFFENSES

COUNT 1 (15 U.S.C. § 1)

24. Paragraphs 1 through 23 are realleged and incorporated by reference as though fully set forth herein.

25. The relevant period for Count 1 is that period from at least as early as July 2019 through at least as late as July 2023 (“Count 1 relevant period”).

26. During the Count 1 relevant period, in the Southern District of Mississippi and elsewhere, **ROBERT TUCKER CRAIG** knowingly entered into and engaged in a conspiracy with COMPANY-1, Bradley David Willcutt, CO-CONSPIRATOR-1, CO-CONSPIRATOR-2, CO-CONSPIRATOR-3, CO-CONSPIRATOR-4, CO-CONSPIRATOR-5, and other co-conspirators to suppress and eliminate competition by rigging bids to obtain procurements for sports equipment and related services for schools in Mississippi, in violation of the Sherman Antitrust Act, 15 U.S.C. § 1. The conspiracy engaged in by the defendant and co-conspirators was a *per se* unlawful, and thus unreasonable, restraint of interstate trade and commerce in violation of 15 U.S.C. § 1.

27. In furtherance of the conspiracy, **ROBERT TUCKER CRAIG** and co-conspirators did, among other things, the following:

- a. agreed in advance of the bids which co-conspirator would win the bid;
- b. agreed to provide and submit complementary bids (that is, intentionally higher-priced bids) to schools;
- c. submitted complementary bids to schools on behalf of COMPANY-5;
- d. received procurements on behalf of COMPANY-5 for school sports equipment and related services where complementary bids were submitted.

28. During the Count 1 relevant period, the business activities of **ROBERT TUCKER CRAIG** and his co-conspirators that are the subject of the conspiracy charged in Count 1 were within the flow of, and substantially affected, interstate trade and commerce.

All in violation of Title 15, United States Code, Section 1.

COUNT 2 (15 U.S.C. § 1)

29. Paragraphs 1 through 23 are realleged and incorporated by reference as though fully set forth herein.

30. The relevant period for Count 2 is August 2020 (“Count 2 relevant period”).

31. During the Count 2 relevant period, in the Southern District of Mississippi and elsewhere, **ROBERT TUCKER CRAIG** knowingly entered into and engaged in a conspiracy with COMPANY-2, Bradley David Willcutt, CO-CONSPIRATOR-2, CO-CONSPIRATOR-3, CO-CONSPIRATOR-4, CO-CONSPIRATOR-6, CO-CONSPIRATOR-8, CO-CONSPIRATOR-9, CO-CONSPIRATOR-10, CO-CONSPIRATOR-11, and other co-conspirators to suppress and eliminate competition by rigging bids to obtain procurements for sports equipment and related services for schools in Mississippi, in violation of the Sherman

Antitrust Act, 15 U.S.C. § 1. The conspiracy engaged in by the defendant and co-conspirators was a *per se* unlawful, and thus unreasonable, restraint of interstate trade and commerce in violation of 15 U.S.C. § 1.

32. In furtherance of the conspiracy, **ROBERT TUCKER CRAIG** and co-conspirators did, among other things, the following:

- a. agreed in advance of the bids which co-conspirator would win the bid;
- b. agreed to provide and submit complementary bids to schools;
- c. submitted complementary bids to schools on behalf of COMPANY-5;
- d. received procurements on behalf of COMPANY-5 for school sports equipment and related services where complementary bids were submitted.

33. During the Count 2 relevant period, the business activities of **ROBERT TUCKER CRAIG** and his co-conspirators that are the subject of the conspiracy charged in Count 2 were within the flow of, and substantially affected, interstate trade and commerce.

All in violation of Title 15, United States Code, Section 1.

COUNT 3 (15 U.S.C. § 1)

34. Paragraphs 1 through 23 are realleged and incorporated by reference as though fully set forth herein.

35. The relevant period for Count 3 is that period from at least as early as April 2023 through at least as late as July 2023 (“Count 3 relevant period”).

36. During the Count 3 relevant period, in the Southern District of Mississippi and elsewhere, **ROBERT TUCKER CRAIG** knowingly entered into and engaged in a conspiracy with COMPANY-3, Bradley David Willcutt, CO-CONSPIRATOR-2, CO-CONSPIRATOR-3, CO-CONSPIRATOR-4, CO-CONSPIRATOR-7, CO-CONSPIRATOR-12, and other co-

conspirators to suppress and eliminate competition by rigging bids to obtain procurements for sports equipment and related services for schools in Mississippi, in violation of the Sherman Antitrust Act, 15 U.S.C. § 1. The conspiracy engaged in by the defendant and co-conspirators was a *per se* unlawful, and thus unreasonable, restraint of interstate trade and commerce in violation of 15 U.S.C. § 1.

37. In furtherance of the conspiracy, **ROBERT TUCKER CRAIG** and co-conspirators did, among other things, the following:

- a. agreed in advance of the bids which co-conspirator would win the bid;
- b. agreed to provide and submit complementary bids to schools;
- c. submitted complementary bids to schools on behalf of COMPANY-5;
- d. received procurements on behalf of COMPANY-5 for school sports equipment and related services where complementary bids were submitted.

38. During the Count 3 relevant period, the business activities of **ROBERT TUCKER CRAIG** and his co-conspirators that are the subject of the conspiracy charged in Count 3 were within the flow of, and substantially affected, interstate trade and commerce.

All in violation of Title 15, United States Code, Section 1.

COUNT 4 (18 U.S.C. § 1512(c)(1))

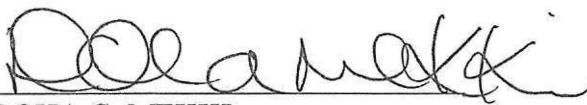
39. Paragraphs 1 through 23 are realleged and incorporated by reference as though fully set forth herein.

40. The relevant period for Count 4 is that period from at least as early as July 2023, when a federal grand jury subpoena was validly served on COMPANY-5 (“Grand Jury Subpoena”), through at least as late as November 2023 (“Count 4 relevant period”).

41. The Grand Jury Subpoena required the production of certain documents pertaining to the sale of sports equipment and related services to schools in Mississippi, including emails to and from **ROBERT TUCKER CRAIG**.

42. During the Count 4 relevant period, **ROBERT TUCKER CRAIG** did corruptly alter, destroy, mutilate, and conceal records, documents, and other objects, and attempted to do so, with the intent to impair the records' or documents' availability for use in an official proceeding; namely, a federal grand jury investigation underlying the Grand Jury Subpoena. Specifically, **ROBERT TUCKER CRAIG** deleted all emails he sent from his COMPANY-5 email account, including emails pertaining to the sale of sports equipment and related services to schools in Mississippi, following service of the Grand Jury Subpoena on COMPANY-5.

All in violation of Title 18, United States Code, Section 1512(c)(1).



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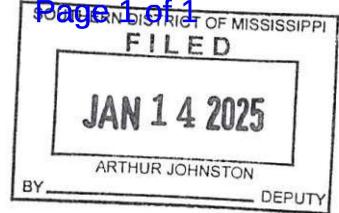
NOTICE OF MAXIMUM PENALTY

Counts 1 – 3: **Bid Rigging in Violation of the Sherman Act**
15 U.S.C. § 1

- Not more than ten (10) years of imprisonment
- Not more than a \$1,000,000 fine
- Not more than three (3) years supervised release
- \$100 special assessment

Count 4: **Alteration, Destruction, Mutilation, or Concealment of
Records in an Official Proceeding**
18 U.S.C. § 1512(c)(1)

- Not more than twenty (20) years of imprisonment
- Not more than a \$250,000 fine
- Not more than three (3) years supervised release
- \$100 special assessment



CRIMINAL CASE COVER SHEET

U.S. District Court

PLACE OF OFFENSE:

CITY: _____

RELATED CASE INFORMATION:

SUPERSEDING INDICTMENT _____ DOCKET # 3:25-CR-2-HTW-ASHCOUNTY: Hinds _____

SAME DEFENDANT _____ NEW DEFENDANT _____

MAGISTRATE JUDGE CASE NUMBER _____

R 20/ R 40 FROM DISTRICT OF _____

DEFENDANT INFORMATION:JUVENILE: YES NO _____MATTER TO BE SEALED: YES NO _____NAME/ALIAS: Robert Tucker Craig _____U.S. ATTORNEY INFORMATION:AUSA Charles W. Kirkham BAR # 102022INTERPRETER: NO YES LIST LANGUAGE AND/OR DIALECT: _____LOCATION STATUS: ARREST DATE _____ALREADY IN FEDERAL CUSTODY AS OF _____ALREADY IN STATE CUSTODY _____ON PRETRIAL RELEASE _____U.S.C. CITATIONSTOTAL # OF COUNTS: 4 PETTY MISDEMEANOR 4 FELONY

<u>(CLERK'S OFFICE USE ONLY)</u>	<u>INDEX KEY/CODE</u>	<u>DESCRIPTION OF OFFENSE CHARGED</u>	<u>COUNT(S)</u>
Set 1	<u>15:1.F</u>	<u>15 U.S.C § 1</u>	<u>Bid Rigging in Violation of the Sherman Act</u> <u>1-3</u>
Set 2	<u>18:1512C.F</u>	<u>18 U.S.C § 1512(c)(1)</u>	<u>Alteration, Destruction, Mutilation, or Concealment of Records in an Official Proceeding</u> <u>4</u>
Set 3			
Set 4			
Set 5			

SIGNATURE OF AUSA: Charles W. Kirkham