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Underseal

Made Public January 31, 2001

9 IN THE UNITED STATES DISTRICT COURT  
10 FOR THE TERRITORY OF GUAM  
11

12 UNITED STATES OF AMERICA	)	CRIMINAL CASE NO. 00-00092
13 v.	)	<b>INFORMATION</b>
14 YOUNG SOO YOON,	)	<b>CONSPIRACY TO RESTRAIN TRADE</b>
15 Defendant.	)	[15 U.S.C. § 3][18 U.S.C. § 2]
16	)	

17 INFORMATION

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

20 DESCRIPTION OF THE OFFENSE

- 21
- 22 1. **YOUNG SOO YOON** is made a defendant on the charge stated below.
  - 23 2. Beginning as early as December 17, 1997 and continuing at least until  
24 May 26, 1998, the exact dates being unknown to the United States, the defendant and others  
25 entered into and engaged in a combination and conspiracy, and the defendant knowingly and  
26 intentionally aided, abetted, counseled, commanded, induced, procured, and caused  
27 conspirators to enter into and engage in such combination and conspiracy, to suppress and  
28 restrain competition for contracts with the Territorial Government of Guam's Department of  
Parks and Recreation ("DPR") to repair facilities located on Guam damaged by Typhoon Paka

1 (“Typhoon Damage Repair Contracts”), in unreasonable restraint of territorial trade and  
2 commerce, in violation of the Sherman Act, Title 15, United States Code, Section 3 and Title  
3 18, United States Code, Section 2.

4 DEFENDANT, CO-CONSPIRATORS, AND THOSE THE  
5 DEFENDANT AIDED AND ABETTED

6 3. During the period covered by this Information, **YOUNG SOO YOON** was a  
7 resident of the Territory of Guam and a citizen of the United States of America.

8 4. In committing the offense charged in this Information, the defendant also acted  
9 through various individuals and corporations, not made defendants in this Information, with  
10 whom the defendant conspired and whom the defendant knowingly and intentionally aided,  
11 abetted, counseled, commanded, induced, procured, and caused to perform acts and make  
12 statements in furtherance of the conspiracy charged in this Information.

13 5. Various individuals and corporations, not made defendants in this Information,  
14 participated as co-conspirators in the conspiracy charged and performed acts and made  
15 statements in furtherance of it.

16 THE CONSPIRACY

17 6. The charged combination and conspiracy consisted of an agreement,  
18 understanding, and concert of action among the conspirators, knowingly and intentionally  
19 aided, abetted, counseled, commanded, induced, procured, and caused by the defendant, the  
20 substantial terms of which were to rig price quotations offered for, and to allocate, Typhoon  
21 Damage Repair Contracts.

22 7. For the common purpose of forming and carrying out the charged  
23 combination and conspiracy, the defendant conspired to, and knowingly and intentionally  
24 aided, abetted, counseled, commanded, induced, procured, and caused his co-conspirators to,  
25 among other things:

- 26 a. discuss price quotations on upcoming Typhoon Damage Repair Contracts;
- 27 b. agree on the price quotations they would submit on Typhoon Damage Repair  
28 Contracts;

- 1 c. submit artificially high, non-competitive amounts in their price quotations  
2 offered for Typhoon Damage Repair Contracts; and  
3 d. perform work required by the Typhoon Damage Repair Contracts at artificially  
4 high, non-competitive prices and receive compensation therefor.

5 COMMERCE

6 8. During the period covered by this Information, the activity that was the  
7 object of the conspiracy was within the flow of, and substantially affected, commerce in  
8 the Territory of Guam, between the Territory of Guam and the State of California, and  
9 between the Territory of Guam and the Country of Australia.

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JURISDICTION AND VENUE

8. The combination and conspiracy charged in this Information was formed and carried out, in part, within the District of Guam, within five years preceding the filing of this Information.

ALL IN VIOLATION OF TITLE 15, UNITED STATES CODE, SECTION 3, AND TITLE 18, UNITED STATES CODE, SECTION 2.

Dated:

\_\_\_\_\_/s/\_\_\_\_\_  
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Assistant Attorney General

\_\_\_\_\_/s/\_\_\_\_\_  
Christopher S Crook  
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\_\_\_\_\_/s/\_\_\_\_\_  
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