

GESELL, J.

UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF COLUMBIA

JAN -5 1983

UNITED STATES OF AMERICA)	
)	Criminal No. 83-00004
v.)	
)	<u>INFORMATION</u>
APPLIED PROCESS PRODUCTS)	
OVERSEAS, INC.)	15 U.S.C. §78dd-2(a) (1)
<hr/>		(Bribery of a foreign official)

INFORMATION

The United States Attorney charges:

COUNT I

(1) At all times relevant herein:

(a) defendant, APPLIED PROCESS PRODUCTS OVERSEAS, INC., a corporation organized and existing under the laws of the State of Texas, was a domestic concern as that term is defined in Section 104(d) (1) of the Foreign Corrupt Practices Act of 1977 (the "Act") (15 U.S.C. §78dd-2(d) (1)). Defendant APPLIED PROCESS PRODUCTS OVERSEAS, INC., was engaged, among other things, in the business of representing various United States companies in sales efforts to Petroleos Mexicanos.

(b) Gary D. Bateman was Chairman of the Board, President and sole shareholder of defendant APPLIED PROCESS PRODUCTS OVERSEAS, INC.

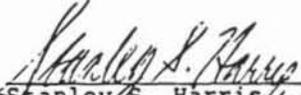
(c) Petroleos Mexicanos (PEMEX) the state owned oil company of the Republic of Mexico, was an instrumentality of the Mexican government as that term is used in Section 104(a) (1) of the Act (15 U.S.C. §78dd-2(a) (1)).

(d) Guillermo Cervera, administrative secretary to the chief of purchasing for PEMEX, was a foreign official as that term is used in Section 104(a) (1) of the Act (15 U.S.C. §78dd-2(a) (1)).

(2) On or about March 11, 1981, defendant APPLIED PROCESS PRODUCTS OVERSEAS, INC., in the Southern District of Texas, and elsewhere, corruptly used an instrumentality of

interstate commerce in furtherance of an offer, payment and promise to pay money to a foreign official for the purpose of influencing such foreign official in his official capacity in order to obtain and retain business, to wit, on March 11, 1981, Gary D. Bateman, acting as an officer and director of, and on behalf of, defendant APPLIED PROCESS PRODUCTS OVERSEAS, INC., traveled via commercial airline from Houston, Texas, to Mexico City, Mexico, for the purpose of delivering a payment of \$61,464.80 to Guillermo Cervera in furtherance of the offer, promise, and payment of approximately \$340,000 to Guillermo Cervera to obtain and retain various contracts for compression related equipment and spare parts, totalling approximately \$5 million, for defendant APPLIED PROCESS PRODUCTS OVERSEAS, INC., from PEMEX.

All in violation of Section 104(a)(1) of the Foreign Corrupt Practices Act of 1977 (15 U.S.C. §78dd-2(a)(1)).


Stanley S. Harris
United States Attorney


William F. Pendergast
Attorney
U.S. Department of Justice