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# EXHIBIT E

PROCEEDINGS October 21, 2010 ORIGINAL

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3 FEDERAL GRAND JURY  
4 CENTRAL DISTRICT OF CALIFORNIA  
5  
6 Proceedings had before the Grand Jury  
7 of the United States of America, in and  
8 for the Central District of California,  
9 at the United States District Courthouse,  
10 312 North Spring Street, 13th Floor,  
11 Los Angeles, California, commencing  
12 at 12:00 P.M., on Thursday, October 21, 2010.  
13  
14 P R O C E E D I N G S  
15  
16  
17 PRESENT:  
18 [REDACTED]  
19 ASSISTANT U.S. ATTORNEY  
20 [REDACTED]  
21 DEPARTMENT OF JUSTICE SENIOR TRIAL ATTORNEY  
22  
23  
24 REPORTED BY: SHERYL WILLIAMS, CSR NO. 7453  
25

PROCEEDINGS October 21, 2010

1 complaint being made by General Electric.

2 Lindsey admitted that he had assumed that part of  
3 the commission paid to Enrique Aguilar was to pay someone  
4 at CFE, but he did not want to know.

5 Despite these emails and after Cortez encouraged  
6 Lee to hire Aguilar for his influence over Nestor Moreno,  
7 in or around 2001 Lindsey Manufacturing hired Enrique  
8 Aguilar and agreed to pay him a 30-percent commission. The  
9 30-percent commission was higher than any other sales  
10 representative working at Lindsey Manufacturing and  
11 approximately three times higher than the commission  
12 Lindsey's former sales representative in Mexico had  
13 received.

14 According to Sergio Cortez, before Enrique  
15 Aguilar was hired Lindsey Manufacturing had not been  
16 awarded a bid they had submitted to CFE in approximately  
17 six years, and about one year after Enrique Aguilar was  
18 hired, Lindsey Manufacturing began being awarded contracts  
19 from CFE. In fact, Lindsey received so many contracts from  
20 CFE that at one point Lindsey Manufacturing implemented a  
21 24 hour production schedule, and CFE became Lindsey  
22 Manufacturing's largest client.

23 All of this happened despite the fact that hiring  
24 Enrique Aguilar caused Lindsey Manufacturing to raise its  
25 prices by 30 percent to make sure that Enrique Aguilar's

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PROCEEDINGS October 21, 2010

1 commission was being paid by CFE and not Lindsey  
2 Manufacturing.

3           Although Keith Lindsey and Steve Lee, Sergio  
4 Cortez, and Mang Hue Kwok all acknowledged that Enrique  
5 Aguilar was being paid a 30-percent commission, Enrique  
6 Aguilar and others would cause fraudulent invoices to be  
7 submitted to Lindsey Manufacturing claiming in several  
8 instances that only a 15-percent commission was being paid  
9 by Lindsey Manufacturing on its CFE contracts and that the  
10 remainder were for services like translation and travel  
11 expenses.

12           In several instances the fraudulent invoices  
13 claimed the same exact price for both the commission and  
14 the services purportedly rendered. For example, in one  
15 month Lindsey received fraudulent invoices claiming that  
16 Lindsey Manufacturing had rendered \$174,326.06 in services,  
17 and a separate invoice claiming the same exact amount was  
18 owed for a commission. This happened on several occasions.

19           The fraudulent invoices Enrique Aguilar and  
20 others caused to be submitted to Lindsey Manufacturing were  
21 submitted by Grupo Internacional De Asesores S.A., a  
22 company incorporated in Panama and headquartered in Mexico  
23 which had Enrique Aguilar's wife Angela Aguilar as its  
24 officer and director. Almost all of the money went into a  
25 brokerage account in Houston, Texas called Global

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1 Financial.  
2 CFE paid Lindsey Manufacturing approximately \$19  
3 million and approximately 30 percent of that money or  
4 approximately \$5 million was wired back into Grupo's Global  
5 Financial brokerage account. Enrique Aguilar and Angela  
6 Aguilar used a significant portion of the money to buy  
7 goods and services for Nestor Moreno and Arturo Hernandez,  
8 two foreign officials at CFE, and did so in a way that we  
9 submit was designed to conceal the fact that they were the  
10 ones receiving a significant portion of the money going  
11 into Grupo's Global Financial account.

12 For example, Angela Aguilar signed a check that  
13 was issued to buy a \$297,000 Ferrari from Ferrari of  
14 Beverly Hills. Although the handwriting on the check  
15 appeared to be different from her signature, we have  
16 introduced evidence showing that Angela Aguilar presented a  
17 passport at the car dealership and signed a notarized  
18 document authorizing Nestor Moreno to pick up the Ferrari.  
19 Moreover, Enrique Aguilar's name was used to put on the  
20 title of the Ferrari, but he listed Nestor Moreno as a  
21 driver of the policy and provided Nestor Moreno's  
22 identification in support of that policy.

23 Angela Aguilar signed a check for \$540,000 that  
24 was used as a down payment on a 82-foot yacht. Enrique  
25 Aguilar also signed two wire transfers to help pay for the