

# NEWS

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United States Department of Justice  
U.S. Attorney, District of New Jersey  
401 Market Street, Fourth Floor  
Camden, New Jersey 08101

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***Ralph J. Marra, Jr., Acting U.S. Attorney***

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***More Information?*** Call the Assistant U.S. Attorney or other contact listed below to see if more information is available.

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Contact: xu0701.rel  
Michael Drewniak, Public Information Officer FOR IMMEDIATE RELEASE  
973-645-2888 July 1, 2009

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Chinese National Sentenced to 22 Months in Prison for Trying to  
Buy Night Vision Technology for Export to China

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(More)

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CAMDEN – A Chinese national was sentenced to 22 months in prison today for conspiring to export military-grade night-vision technology from the United States to the People’s Republic of China, Acting U.S. Attorney Ralph J. Marra, Jr., announced.

U.S. District Judge Renée Marie Bumb also ordered Bing Xu, 38, of Nanjing, China, to serve two years of supervised release upon the completion of his prison term and to cooperate with Immigration and Customs Enforcement authorities regarding his immigration status. Xu has been in custody since his arrest in October 2007.

On Feb. 24, 2009, Xu pleaded guilty before Judge Bumb to Count One of a Superseding Indictment, which charged him with conspiracy to violate United States export laws. At his plea hearing, Xu admitted that he served as a manager at Everbright Science and Technology, Ltd, a company located in Nanjing. He further admitted that he conspired with others at Everbright to purchase certain night-vision technology from a company in the United States, which required a license from the United States Department of State for export.

Xu admitted that he and others at Everbright first attempted to obtain the necessary export license for the night-vision equipment. When the license application was denied by the Department of State, Xu agreed with others at Everbright to take steps to export the night vision optical equipment illegally. Xu stated that he knew his conduct was illegal and that he was aware that a license was required to export the technology. The United States maintains an arms embargo with China, and State Department policy is to deny permission for the export of defense articles such as the night-vision technology that Xu sought to order.

Marra credited Special Agents of the Department of Homeland Security, Immigration and Customs Enforcement, under the direction of Special Agent in Charge Peter T. Edge, and Special Agents from the Department of Defense, Defense Criminal Investigative Services, under the direction of Resident Agent in Charge Christopher Fair, as well as the New Jersey State Police, under the direction of Superintendent Colonel Rick Fuentes, and the Piscataway Township Police Department, under the direction of Chief of Police Kevin Harris, with the investigation of the case.

The government is represented by Assistant U.S. Attorneys Philip James Degnan and Harvey Bartle, IV, of the U.S. Attorney’s Office Criminal Division in Newark and Trenton respectively.

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Defense Counsel: Paul Goldberger, Esq., New York.