

UNITED STATES DISTRICT COURT  
DISTRICT OF NEW JERSEY

UNITED STATES OF AMERICA : Criminal No. 10-  
v. : 18 U.S.C. § 1952 and § 2  
MICHAEL A. MONGELLI : INFORMATION

The defendant, having waived in open court prosecution by indictment, the United States Attorney for the District of New Jersey charges:

Interstate Travel to Promote and Facilitate Commercial Bribery

1. At all times relevant to this Information:

a. Defendant MICHAEL A. MONGELLI (hereinafter, "defendant MONGELLI") was the operations manager of a transfer and recycling station located in Plainfield, New Jersey (hereinafter, "the Transfer Station"). In this capacity, defendant MONGELLI had authority to contract with hauling companies that would dispose of waste and other materials for recycling and transfer.

b. There was an individual who operated a waste hauling company who, on nearly a daily basis, was contracted by defendant MONGELLI to transport recyclable material and waste from the Transfer Station to an incineration facility located in Chester, Pennsylvania (hereinafter, "the Driver").

2. Beginning in or about October 2007, defendant MONGELLI began accepting cash payments from the Driver in exchange for defendant MONGELLI ensuring that the Driver and the Driver's company would continue to obtain regular hauling business from the Transfer Station. Daily payments accepted by defendant MONGELLI started at approximately \$20 per load daily and, towards the conclusion of the corrupt arrangement in or about February 2009, increased to approximately \$100 per load daily. In total, defendant MONGELLI accepted in excess of \$30,000 in cash payments from the Driver - payments that were knowingly accepted in exchange for defendant MONGELLI ensuring that the Driver's company continued to receive hauling business from the Transfer Station. To conceal this corrupt arrangement, defendant MONGELLI never disclosed to Transfer Station ownership that he had regularly accepted cash payments from the Driver.

3. From in or about October 2007 to in or about February 2009, in Union County, in the District of New Jersey and elsewhere, defendant

MICHAEL A. MONGELLI

did knowingly and willfully travel and cause the travel in interstate commerce, with intent to promote, manage, establish, carry on, and facilitate the promotion, management, establishment, and carrying on of an unlawful activity, that is, commercial bribery, contrary to N.J.S.A. § 2C:21-10, and,

thereafter, did perform and attempt to perform acts to promote, manage, establish, carry on, and facilitate the promotion, management, establishment, and carrying on of such unlawful activity, as follows:

a. On numerous occasions in or about the fall of 2006, defendant MONGELLI solicited and accepted daily cash payments of approximately \$20 - \$30 from the Driver.

Thereafter, defendant MONGELLI caused the Driver to travel from the State of New Jersey to the Commonwealth of Pennsylvania to dispose of quantities of waste and recyclable material at an incineration facility located in Chester, Pennsylvania.

Generally on the following business day, the Driver returned to the Transfer Station where, in exchange for the referenced cash payments, defendant MONGELLI ensured that the Driver continued to receive daily hauling business from the Transfer Station.

b. On numerous occasions from in or about January 2007 through in or about February 2008, defendant MONGELLI solicited and accepted graduated cash payments of approximately \$50 - \$100 from the Driver. Thereafter, defendant MONGELLI continued to cause the Driver to travel from the State of New Jersey to the Commonwealth of Pennsylvania to dispose of quantities of waste and recyclable material at the incineration facility located in Chester. On most occasions, the Driver continued to return to the Transfer Station the following

business day where, in exchange for the referenced cash payments, defendant MONGELLI ensured that the Driver and the Driver's employees continued to receive daily hauling business from the Transfer Station.

In violation of Title 18, United States Code, Section 1952(a)(3) and Section 2.

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PAUL J. FISHMAN  
United States Attorney

CASE NUMBER: \_\_\_\_\_

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District of New Jersey**

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**MICHAEL A. MONGELLI**

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**INFORMATION**

18 U.S.C. § 1952 and § 2

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**PAUL J. FISHMAN**  
*U.S. ATTORNEY NEWARK, NEW JERSEY*

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