



U.S. Department of Justice

*United States Attorney
Eastern District of New York*

WMP:WK/JPL
F. #2012R02049

*271 Cadman Plaza East
Brooklyn, New York 11201*

December 7, 2015

By Hand and ECF

The Honorable Chief Judge Carol B. Amon
United States District Judge
Eastern District of New York
225 Cadman Plaza East
Brooklyn, New York 11201

Re: United States v. Tishman Construction Corp.
Criminal Docket No. 15-617 (CBA)

Dear Chief Judge Amon:

The government submits this letter to request that the Court file the above-captioned criminal Information, attached hereto as Exhibit A, with the Clerk of the Court. The government respectfully requests that the matter be placed into abeyance for a period of 24 months, pursuant to 18 U.S.C. § 3161(h)(2).

The government and the defendant Tishman Construction Corp. ("Tishman Construction") have entered into a deferred prosecution agreement ("the Agreement"), attached hereto as Exhibit B. As set forth in paragraph one of the Agreement, Tishman Construction has waived any and all rights it has to have the crimes charged in the Information presented to a Grand Jury and prosecuted by indictment. Pursuant to paragraphs 12 and 13 of the enclosed Agreement, should Tishman Construction comply with the terms

and provisions of the Agreement for 24 months, the government will move the Court, pursuant to Rule 48(a) of the Federal Rules of Criminal Procedure, to dismiss the Information with prejudice.

Respectfully submitted,

ROBERT L. CAPERS
United States Attorney

By: _____ /s/
Whitman G.S. Knapp
Assistant U.S. Attorney
Jonathan P. Lax
Special Assistant U.S. Attorney
(718) 254-6107/6139

Enclosures

c.c.: Boyd M. Johnson III, Esq. (Counsel to Defendant, by Email and ECF, w/out Encls.)

So ordered: _____

EXHIBIT A

WMP:WK/JPL
F. #2011R02049

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF NEW YORK

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UNITED STATES OF AMERICA

- against -

TISHMAN CONSTRUCTION
CORPORATION,

Defendant.

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INFORMATION

Cr. No. 15-CR-617 (CBA)
(T. 18, U.S.C., §§ 1349 and
3551 et seq.)

THE UNITED STATES ATTORNEY CHARGES:

INTRODUCTION

At all times relevant to this Information, unless otherwise indicated:

I. The Defendant

1. TISHMAN CONSTRUCTION CORPORATION (“TISHMAN CONSTRUCTION”) was a construction service corporation that provided construction, project management and consulting services on large-scale public and private construction projects.

TISHMAN CONSTRUCTION, founded in 1898, was a privately owned company until July 2010, when it was purchased by a publicly traded company on the New York Stock Exchange.

2. TISHMAN CONSTRUCTION was one of the largest construction firms in New York City. In 2009, TISHMAN CONSTRUCTION had more than 500 employees, the majority of which worked in its New York, New York office. TISHMAN CONSTRUCTION provided construction services on numerous projects, including: (i) World Trade Center Towers One, Three, Four and Seven; (ii) the World Trade Center PATH Transportation Hub; (iii) the