

Ferdinand and Imelda Marcos / Accounts in names of associates

Case ID:

ARW-62

Jurisdiction of Origin of Public Official or Entity Allegedly Involved:

Philippines

Position of Public Official(s) (yrs in office):

President (F. Marcos, 1965-1986); First Lady, Governor of Metro Manila and Minister of Human Settlements (I. Marcos. Governor and Minister from 1978-1986) / Associates (Names Unknown)

Jurisdiction of Asset Recovery:

Switzerland

Jurisdiction of Asset Recovery ? Description:

Undertaking Recovery Effort, Location of Recovery Effort, Asset Location / Alleged Asset Location

Asset Recovery Start:

2003

Asset Recovery End:

Unknown

UNCAC Offenses Implicated:

Art.15

Art.16

Art.17

Art.18

Art.19

Art.20

Art.23

Money laundering Implicated:

Yes

Legal Basis for Asset Recovery:

Unspecified

Intl.Cooperation: MLAT/Letter of Request?:

MLAT

Basis for Intl Cooperation:

International Mutual Assistance in Criminal Matters

Contributing Factors in Asset Recovery:

[Unknown Status]

Status of Asset Recovery :

Ongoing

Stage in Asset Recovery Chain:

Investigation/Asset Tracing/Asset Restraint

Assets Frozen or Seized (USD):

\$15,000,000 (as of 2003)

Agreement for Returned Assets:

Ongoing

Agreement for Returned Assets - Description:

NA

Case Summary:

The Swiss Federal Office of Justice press release of August 5, 2003 included this mention: "The Office of the District Attorney IV for Canton of Zurich subsequently released assets worth approximately USD 30 million because the Phillipine authorities were unable to provide evidence that they were still pursuing criminal proceedings against the individuals concerned. Around USD 10 million remain frozen in Switzerland. The Phillipine judicial authorities will therefore have to issue a ruling on the confiscation of USD 15.5 million in the names of persons associated with the Marcos case." (Source: Swiss Federal Office of Justice Press Release, "Philippines given access to over USD 683 million, Confiscation ruling closes Marcos case," August 5, 2003.)

Disposition of Criminal Case(s):

A trial in the U.S. District Court for the Southern District of New York on criminal racketeering and fraud charges concluded in an acquittal for Mrs. Marcos. Mr. Marcos had also been indicted in the case, but the court had deemed him too ill to stand trial. (Sources: US v. Tantoco, et al, Case No. 1-87-cr-598-JFK (S.D.N.Y.), Docket Report accessed on January 2, 2011 and Indictment of October 22, 1988, obtained from US National Archives; Craig Wolff, "The Marcos Verdict; Marcos Is Cleared of All Charges In Racketeering and Fraud Case," New York Times, July 3, 1990.) On April 21, 2010, the GMA News reported that "According to records of the Philippine anti-graft court Sandiganbayan as of 2005, Mrs. Marcos continues to face 11 criminal charges and 25 civil cases." (Source: Sohpia Regina M. Dedace, "Imelda Marcos and her road to vindication," GMA News, April 21, 2010, accessed at [http://www.gmanews.tv/story/188960/imelda-marcos-and-her-road-to-vindica....](http://www.gmanews.tv/story/188960/imelda-marcos-and-her-road-to-vindica...))

Jurisdiction of Origin: Investigative Agency:

Presidential Commission on Good Government

Jurisdiction of Origin: Prosecuting Authority/Civil Attorney(s):

Presidential Commission on Good Government

Jurisdiction of Origin: Courts Involved:

Sandiganbayan, Supreme Court of the Republic of the Philippines

Jurisdiction of Asset Recovery: Investigative Agency:

Unspecified

Jurisdiction of Asset Recovery: Prosecuting Authority/Civil Attorney(s):

District Attorney IV for Canton of Zurich

Jurisdiction of Asset Recovery: Courts Involved:

Unknown

Documents:

Marcos_Imelda_Road_Vindication_GMANEWS_Apr_20_2010.pdf

Marcos_Switzerland_US683M_EJPD_PR_Aug_5_2003.pdf

Documents Links:http://www1.worldbank.org/finance/star_site/documents/arw/Marcos_Imelda_...http://www1.worldbank.org/finance/star_site/documents/arw/Marcos_Switzer...**Other Sources:**

Swiss Federal Office of Justice Press Release, "Philippines given access to over USD 683 million, Confiscation ruling closes Marcos case," August 5, 2003; Sophia Regina M. Dedace, "Imelda Marcos and her road to vindication," GMA News, April 21, 2010, accessed at [http://www.gmanews.tv/story/188960/imelda-marcos-and-her-road-to-vindica....](http://www.gmanews.tv/story/188960/imelda-marcos-and-her-road-to-vindica...)