

Haiti Teleco / Jean Rene Duperval

Case ID:

ARW-70

Jurisdiction of Origin of Public Official or Entity Allegedly Involved:

Haiti

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

Director of International Affairs, Haiti Teleco (2003-2004)

Jurisdiction of Asset Recovery:

United States

Jurisdiction of Asset Recovery ? Description:

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

Asset Recovery Start:

2009

Asset Recovery End:

Ongoing

UNCAC Offenses Implicated:

Art.16

Art.23

Money laundering Implicated:

Yes

Legal Basis for Asset Recovery:

Criminal Prosecution and Forfeiture

Intl.Cooperation: MLAT/Letter of Request?:

MLAT

Basis for Intl Cooperation:

Cooperation in investigation but mechanism unknown

Contributing Factors in Asset Recovery:

Ongoing Case

Status of Asset Recovery :

Ongoing

Agreement for Returned Assets:

Ongoing

Agreement for Returned Assets - Description:

NA

Case Summary:

As part of his sentencing, Mr. Duperval was ordered to forfeit \$497,331 in proceeds of crime. (Source: U.S. v. Esquenazi, et al, Case No. 1:09-cr-21010-MGC (S.D. Fla.), Superseding Indictment filed July 12, 2011; Order of Forfeiture, May 21, 2012.) According to the US Government's Forfeiture motion, "The evidence at trial also showed that he laundered the \$497,331 in the United States through the bank accounts of two South Florida companies, Crossover Records and Telecom Consulting Services, owned by his siblings." (Source: US v. Duperval, Case No. 1:09-cr-21010 (S.D.Fla.), United States' Motion for Entry of Forfeiture Money Judgment at Sentencing and Incorporated Memorandum of Law, filed May 18, 2012.)

Disposition of Criminal Case(s):

According to a US Department of Justice Press Release, in May 2012, "Jean Rene Duperval, a former director of international relations for Telecommunications D?Haiti S.A.M. (Haiti Teleco), a Haitian state-owned telecommunications company, was sentenced today to nine years in prison for his role in a scheme to launder bribes paid to him by two Miami-based telecommunications companies." (Source: US Department of Justice press release, "Former Haitian Government Official Sentenced to Nine Years in Prison for Role in Scheme to Launder Bribes," May 21, 2012.)

Jurisdiction of Origin: Investigative Agency:

Haiti's financial intelligence unit, the Unite Centrale de Renseignements Financiers (UCREF), the Bureau des Affaires Financieres et Economiques (BAFE), which is a specialized component of the Haitian National Police, and the Ministry of Justice and Public Security

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

NA

Jurisdiction of Origin: Courts Involved:

NA

Jurisdiction of Asset Recovery: Investigative Agency:

Internal Revenue Service, Criminal Investigations - Miami Field Office

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

U.S. Attorney's Office for the Southern District of Florida

Jurisdiction of Asset Recovery: Courts Involved:

U.S. District Court for the Southern District of Florida

Documents:

Duperval_US_SDFLA_Court_Docket_Report_May_3_2011.pdf

Duperval_US_SDFLA_Indictment_Dec_8_2009.pdf

Haiti_Teleco_Duperval_Joseph_Order_Set_Trial_Date_SDFLA_Sep_1_2011

Haiti_Teleco_Joseph_Superseding_Indictment_July_12_2011

Haiti_Teleco_Superseding_Indictment_DOJ_PR_Jul_13_2011

Documents:

Attachment	Size
 Haiti_Teleco_Duperval_Govt_Mtn_Forfeiture_May_18_2012.pdf	36.58 KB
 Haiti_Teleco_Duperval_Judgment_May_22_2012.pdf	360.36 KB
 Haiti_Teleco_Duperval_Order_Forfeiture_May_21_2012.pdf	111.38 KB

Other Sources:

U.S. v. Esquenazi, et al, Case No. 1:09-cr-21010-MGC (S.D. Fla.), Superseding Indictment filed July 12, 2011; Judgment, May 21, 2012; Order of Forfeiture, May 21, 2012, all accessed at <http://www.justice.gov/criminal/fraud/fcpa/cases/esquenazij.html>;

US Department of Justice Press Release, "Former Haitian Government Official Sentenced to Nine Years in Prison for Role in Scheme to Launder Bribes," May 21, 2012, accessed at <http://www.justice.gov/opa/pr/2012/May/12-crm-656.html>;

US v. Duperval, Case No. 1:09-cr-21010 (S.D.Fla.), United States' Motion for Entry of Forfeiture Money Judgment at Sentencing and Incorporated Memorandum of Law, filed May 18, 2012, accessed at <http://www.justice.gov/criminal/fraud/fcpa/cases/esquenazij/2012-05-18-d....>