

Vladimiro Montesinos (Panama)

Case ID:

ARW-194

Jurisdiction of Origin of Public Official or Entity Allegedly Involved:

Peru

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

De facto chief of intelligence and main advisor of former Peruvian President Alberto Fujimori (1990-2000)

Jurisdiction of Asset Recovery:

Panama

Jurisdiction of Asset Recovery ? Description:

Location of Recovery Effort, Asset Location / Alleged Asset Location

Asset Recovery End:

Ongoing

UNCAC Offenses Implicated:

Art.15

Art.16

Art.17

Art.18

Art.23

Money laundering Implicated:

Yes

Legal Basis for Asset Recovery:

Unspecified

Intl.Cooperation: MLAT/Letter of Request?:

Unknown

Basis for Intl Cooperation:

Unspecified

Contributing Factors in Asset Recovery:

Ongoing Case

Status of Asset Recovery :

Ongoing

Stage in Asset Recovery Chain:

Investigation/Asset Tracing/Asset Restraint

Agreement for Returned Assets:

Ongoing

Agreement for Returned Assets - Description:

N/A

Case Summary:

According to a Case Study by Professor Guillermo Jorge, citing official figures of the Office of the Special State Attorney for the Montesinos/Fujimori Case, as of 2007, accounts valued at \$47 million remain frozen in Switzerland, Mexico, Luxembourg and Panama. Professor Jorge wrote that bankers in Panama reported transactions related to Mr. Montesinos while he was a fugitive, and that the Financial Intelligence Unit of Panama initiated a case for suspected money laundering upon receiving several reports from its financial institutions. Most of the

accounts in Panama, however, had been closed by the time the reports were made. Professor Jorge's source for this information was his August 5, 2007 interview with Ms. Maribel Cornejo Batista, then-anticorruption prosecutor in Panama City. (Source: Professor Guillermo Jorge, "The Peruvian efforts to recover the proceeds from Montesinos' criminal network of corruption," presented at Asian Development Bank Regional Seminar, Bali/Indonesia, September 5-7, 2007).

Disposition of Criminal Case(s):

According to a case study by Professor Guillermo Jorge, as of September 2007, Mr. Montesinos had been convicted in 13 different trials and more than 70 trials were ongoing. (Source: Guillermo Jorge, "The Peruvian Efforts to Recover Proceeds from Montesinos's Criminal Network of Corruption," in ADB/OECD Anti-Corruption Initiative for Asia and the Pacific, Asset Recovery and Mutual Legal Assistance in Asia and the Pacific, Proceedings of the 6th Regional Seminar on Making International Anti-Corruption Standards Operational Held in Bali, Indonesia, on 5-7 September 2007 and hosted by the Corruption Eradication Commission, Indonesia, accessed at <http://www.adb.org/Documents/Books/Asset-Recovery/Asset-Recovery.pdf>.)

Jurisdiction of Origin: Investigative Agency:

Office of the Special State Attorney for the Montesinos /Fujimori Case, Peru

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

Office of the Special State Attorney for the Montesinos/Fujimori Case, Peru

Jurisdiction of Asset Recovery: Investigative Agency:

Unida de Analisis Financiero (Financial Intelligence Unit of Panama)

Documents:

Montesinos_Jorge_Case_Study_ADB_2007.pdf

Montesinos_Peru_Congressional_Investigation_Report_Final_Jun_2002.pdf

Documents Links:

http://www1.worldbank.org/finance/star_site/documents/arw/Montesinos_Jor...

http://www1.worldbank.org/finance/star_site/documents/arw/Montesinos_Per...

Other Sources:

Professor Guillermo Jorge, "The Peruvian efforts to recover proceeds from Montesinos' criminal network of corruption," Background paper presented at the Asian Development Bank's Regional Seminar for Asia-Pacific, "Making international anti-corruption standards operational: Asset Recovery and mutual legal assistance," September 5-7, 2007 (Bali, Indonesia), at 1 and 23 and fn 56, accessed at <http://www.adb.org/Documents/Books/Asset-Recovery/Asset-Recovery.pdf>. Peru, Congreso de la Republica, Comision Investigadora sobre Los Delitos Economicos y Financieros Cometidos entre 1990-2001, Informe Final de Investigacion (June 2002), accessed at [http://www.congreso.gob.pe/comisiones/2002/CIDEF/oscuga/informecideffina....](http://www.congreso.gob.pe/comisiones/2002/CIDEF/oscuga/informecideffina...)