

## **Bonny Island Liquefied Natural Gas Bribe Scheme (TSKJ Consortium) / Jeffrey Tesler**

**Case ID:**

ST-71

**Case Cluster :**

Bonny Island Liquefied Natural Gas Bribe Scheme

**Jurisdiction of Settlement:**

United States

**Jurisdiction of Settlement / Enforcement Agency:**

Department of Justice

**Jurisdiction of Foreign Public Official(s) :**

Nigeria

**Year of Settlement:**

2011

**Month/Day of Settlement (or Notes):**

03/11

**Other Jurisdictions of Settlement:**

None

**Settlement with Individual or Legal Person?:**

Individual

**Type of Settlement:**

Criminal

**Legal Form of Settlement:**

Guilty Plea

**Monetary Sanctions (Types):**

Criminal Fine, Criminal Forfeiture

**Total Monetary Sanctions (US\$):**

\$148,989,568.67

**Criminal Fine/Penalty (US\$) :**

\$25,000

**Criminal Forfeiture / Confiscation (US\$):**

\$148

964

568.67

**Monetary Sanctions Returned / Ordered Returned (US\$):**

\$0

**UNCAC Articles(s) Implicated:**

Art.16

Art.23

**OECD Anti-Bribery Convention Articles Implicated:**

Art. 1, Art. 7

**Offenses - Alleged:**

Conspiracy to Bribe Foreign Officials, Bribery of Foreign Officials

**Offenses - Settled:**

Conspiracy to Bribe Foreign Officials, Bribery of Foreign Officials

## Public Procurement Contract / SOE Involved?:

Yes




### Summary:

According to the June 2011 Report by the United States to the OECD, "From 1995-2004, Kellogg Brown & Root Inc. (KBR), Technip S.A. (Technip), Snamprogetti Netherlands B.V. (Snamprogetti), and JGC were each part of the TSKJ joint venture that was awarded four EPC contracts by Nigeria LNG Ltd. (NLNG), which is 49 percent owned by the government-owned Nigerian National Petroleum Corporation (NNPC). These contracts, which were valued at more than \$6 billion, were part of a four-company joint venture that was awarded four EPC contracts by Nigeria LNG Ltd. (NLNG), which is 49 percent owned by the government-owned Nigerian National Petroleum Corporation (NNPC). These contracts, which were valued at more than \$6 billion, were for the construction of LNG facilities on Bonny Island. In exchange for being awarded these EPC contracts, the joint-venture partners used two agents to pay bribes totaled in excess of \$182 million to a range of Nigerian government officials, including officials of the executive branch of the Nigerian government and officials at NNPC and NLNG." (Source: Report by the United States to the OECD, "Steps taken to implement and enforce the OECD Convention on Combating Bribery of Foreign Public Officials in International Business Transactions" (June 2011), Bonny Island Liquefied Gas Bribe Scheme Case Summary at 17-19.) According to the US Department of Justice Press Release, "Significant assistance was provided by [ ] the authorities in France, Italy, Switzerland and the United Kingdom, including in particular the Crown Prosecution Service, the Serious Fraud Office's International Assistance and Anti-Corruption Units, the London Metropolitan Police and the City of London Police in the United Kingdom." (Source: US Department of Justice Press Release, "UK Solicitor Pleads Guilty for Role in Bribing Nigerian Government Officials as Part of KBR Joint Venture Scheme," March 11, 2011.)

### Sources :

Report by the United States to the OECD, "Steps taken to implement and enforce the OECD Convention on Combating Bribery of Foreign Public Officials in International Business Transactions" (June 2011), Bonny Island Liquefied Gas Bribe Scheme Case Summary at 17-19, accessed at <http://www.oecd.org/dataoecd/18/8/42103833.pdf>. U.S. v. Jeffrey Tesler and Wojciech J. Chodan, Case No. 09-cr-098 (S.D. Tex.), Indictment filed February 17, 2009, accessed at [www.justice.gov/criminal/fraud/fcpa/cases/tesler/tesler-indict.pdf](http://www.justice.gov/criminal/fraud/fcpa/cases/tesler/tesler-indict.pdf); Plea Agreement filed March 11, 2011, accessed at [http://www.justice.gov/criminal/fraud/fcpa/cases/tesler/tesler\\_plea\\_agmt.pdf](http://www.justice.gov/criminal/fraud/fcpa/cases/tesler/tesler_plea_agmt.pdf) and Court Docket Report retrieved on February 27, 2012 (via PACER). US Department of Justice Press Release, "UK Solicitor Pleads Guilty for Role in Bribing Nigerian Government Officials as Part of KBR Joint Venture Scheme," March 11, 2011, accessed at <http://www.justice.gov/opa/pr/2011/March/11-crm-313.html>.

### Documents:

Attachment	Size
 Tesler_Chodan_DOJ_Indictment_Feb_17_2009.pdf	791.39 KB
 Tesler_DOJ_Plea_Agreement_Mar_11_2011.pdf	1.44 MB
 Tesler_Plea_Agreement_DOJ_Press_Release_Mar_11_2011.pdf	347.82 KB