

Metcalf & Eddy International, Inc.

Case ID:

ST-270

Case Cluster :

Metcalf & Eddy International, Inc.

Jurisdiction of Settlement:

United States

Jurisdiction of Settlement / Enforcement Agency:

Department of Justice

Jurisdiction of Foreign Public Official(s) :

Egypt

Year of Settlement:

1999

Month/Day of Settlement (or Notes):

12/14

Other Jurisdictions of Settlement:

Unknown

Settlement with Individual or Legal Person?:

Legal Person

Type of Settlement:

Civil

Legal Form of Settlement:

Consent to Permanent Injunction

Monetary Sanctions (Types):

Civil Penalty, Legal Costs

Total Monetary Sanctions (US\$):

\$450,000.00

Civil Disgorgement of Profits (US\$) :

\$0

Civil Prejudgment Interest (US\$) :

\$0

Civil Fine / Penalty (US\$):

\$400,000

Other Civil Monetary Sanctions (US\$):

\$50

000

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

\$0

UNCAC Articles(s) Implicated:

Art.16

Art.26

OECD Anti-Bribery Convention Articles Implicated:

Art. 1, Art. 2

Offenses - Alleged:

Bribery of foreign officials

Offenses - Settled:

No admission or denial of allegations

Public Procurement Contract / SOE Involved?:

Yes

Summary:

According to the US Department of Justice Report to Congress, Appendix C "Summaries of Foreign Corrupt Practices Act Enforcement Actions by the United States, January 1, 1998 - September 30, 2010," Metcalf & Eddy International, Inc. at 123: On December 14, 1999, the Department of Justice initiated a settled civil enforcement action against Metcalf & Eddy International, Inc. in connection with a 1994 trip the company paid for the Chairman (of the Alexandria General Organization for Sanitary Drainage (AGOSD), an Egyptian government agency responsible for wastewater and sewage treatment in Alexandria, Egypt) and his family to Boston, Paris, and San Diego and "per diem" payments given to him in advance in Alexandria. "In exchange, the Chairman exerted influence over the board in charge of awarding these contracts and recommended that M&E be given \$36 million contracts, which were funded by the U.S. Agency for International Development." On December 14, 1999, without admitting or denying the Department's allegations, M&E consented to an injunction to pay a fine of \$400,000 and costs of investigation of \$50,000, and to be permanently enjoined from FCPA violations. According to the Court Docket Report in US v. Metcalf & Eddy International, Inc. Case No. 1;99-cv-12566-NG, the judgment was entered for USA against Metcalf & Eddy on December 17, 1999; a copy of the judgment (and the other case documents) are not available online via Pacer. (Court Docket Report retrieved on October 19, 2011.)

Sources :

US Department of Justice Report to Congress, Appendix C "Summaries of Foreign Corrupt Practices Act Enforcement Actions by the United States, January 1, 1998 - September 30, 2010," Metcalf & Eddy International, Inc. at 123, accessed at www.justice.gov/criminal/fraud/fcpa/docs/response3-appx-c.pdf; Court Docket Report in US v. Metcalf & Eddy International, Inc. Case No. 1;99-cv-12566-NG, the judgment was entered for USA against Metcalf & Eddy on December 17, 1999; a copy of the judgment (and the other case documents) are not available online via Pacer. (Court Docket Report retrieved on October 19, 2011.)