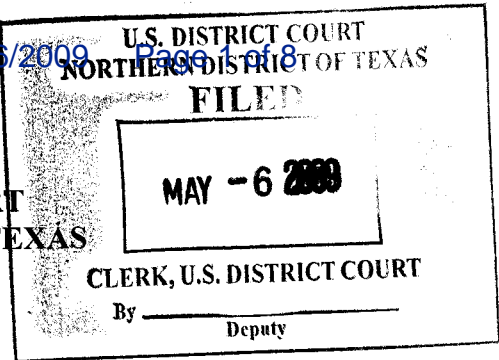


**ORIGINAL**

**UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF TEXAS  
DALLAS DIVISION**



**UNITED STATES OF AMERICA §**

**§ Criminal No. 3-08-CR-353-K**

**v.**

**§ VIOLATIONS: 18 U.S.C. § 2 (Aiding & Abetting)**  
**§ 18 U.S.C. § 201(b)(1)(A) (Bribery)**  
**§ 18 U.S.C. § 371 (Conspiracy)**  
**§ 18 U.S.C. §§ 1343 & 1346 (Honest**  
**Services Wire Fraud)**

**GI-HWAN JEONG,**

**Defendant.**

**SUPERSEDING INDICTMENT**

THE GRAND JURY CHARGES THAT:

**COUNT ONE**

[18 U.S.C. § 371 - Conspiracy]

1. At all times relevant to this Indictment:

a. The United States Department of Defense (DOD) was a department and agency within the executive branch of the United States responsible for, among other things, administering to the personal needs of military personnel.

b. The Army and Air Force Exchange Service (AAFES) was a Non-Appropriated Funds Instrumentality of the United States headquartered in Dallas, Texas, through which the DOD annually provided billions of dollars of merchandise and services to military personnel by operating base and post exchanges (Military Exchanges) worldwide.

c. Defendant **GI-HWAN JEONG** was a citizen and resident of the Republic of Korea, and controlled a business known as Samsung Rental Co., Ltd, also and variously known as Samsung Rental, SamsungR, Samsung Rental Co., Samsung Rental & Telecommunications, SSRT, SSRT Co. Ltd ("SSRT").

d. Person A was the AAFES Services Program Manager, Pacific Region, with regional responsibility for AAFES operations in the Republic of Korea and other countries, including participation in the management of ongoing AAFES telecommunication service contracts in the Republic of Korea as a Subject Matter Expert.

e. Henry Lee Holloway was the AAFES General Manager, Pacific Central Exchange, Republic of Korea, with local responsibility to manage all AAFES operations at Osan Air Base, Kunsan Air Base, Camp Humphreys, Suwon Air Base, Camp Long/Eagle, and the Kwang-Ju joint military facility.

f. From in or about October 2001 through in or about January 2007, SSRT contracted with AAFES to provide over \$200 million in telecommunications services, including telephone and internet service, through AAFES Military Exchanges to soldiers and airmen of the United States stationed in the Republic of Korea.

2. From in or about Fall 2001, and continuing through in or about Summer 2006, in the Dallas Division of the Northern District of Texas and elsewhere, defendant

**GI-HWAN JEONG,**

did knowingly and willfully conspire with others known and unknown to the Grand Jury to commit offenses against the United States, and thereafter one or more of such persons did an act to effect the object of the conspiracy, to wit the defendant did agree with Henry Lee Holloway, Person A, Person A's wife, and others known and unknown to the Grand Jury to defraud the United States and an agency thereof, to commit bribery in violation of 18 U.S.C. § 201, and honest services wire fraud in violation of 18 U.S.C. §§ 1343 and 1346, in connection with business dealings between SSRT and AAFES, including as a manner and means the use of

foreign and interstate wire transmissions and the concealment of the conspiracy and of its proceeds, and thereafter the defendant and others known and unknown to the Grand Jury did commit at least one act in furtherance of the conspiracy, including, but not limited to, the following: (a) from in or about Fall 2001, and continuing through in or about Summer 2006, defendant **GI-HWAN JEONG** did give money and other things of value, directly and through others, as bribery to Henry Lee Holloway and Person A, (b) on or about February 12, 2004, Henry Lee Holloway did communicate by wire transmission through Dallas, Texas, with SSRT, and (c) on or about April 27, 2005, Henry Lee Holloway did communicate by wire transmission through Dallas, Texas, with another employee of AAFES, forwarding electronic mail from SSRT to Person A.

All in violation of Title 18, United States Code, Section 371.

**COUNTS TWO & THREE**

[18 U.S.C. §§ 2, 1343, 1346 - Honest Services Wire Fraud]

3. The allegations contained in Paragraph 1 of Count One of this Indictment are realleged as though fully set forth herein.

4. From in or about Fall 2001, and continuing through in or about Summer 2006, in the Dallas Division of the Northern District of Texas and elsewhere, defendant

**GI-HWAN JEONG,**

aided and abetted by Henry Lee Holloway, Person A, Person A's wife, and others known and unknown to the Grand Jury knowingly and willfully devised and intended to devise a scheme and artifice to defraud the United States and AAFES, an agency thereof, of their right to the honest services of Henry Lee Holloway and Person A, as employees of AAFES, performed free from

bribery, deceit, favoritism, bias, self-enrichment, self-dealing, and concealment, by the payment of things of value from defendant **GI-HWAN JEONG** to Henry Lee Holloway and Person A to influence their official actions at AAFES in favor of SSRT, and on or about the date of each count listed below, in the Dallas Division of the Northern District of Texas and elsewhere, for the purpose of executing the above scheme and artifice to defraud and deprive, transmitted and caused to be transmitted by means of wire communication in interstate and foreign commerce, the following writings, signs, and signals:

<u>COUNT</u>	<u>Date</u>	<u>Wire Transmission</u>
<b><u>TWO</u></b>	February 12, 2004	Electronic mail between Henry Lee Holloway and SSRT
<b><u>THREE</u></b>	April 27, 2005	Electronic mail between Henry Lee Holloway and another employee of AAFES forwarding electronic mail from SSRT to Person A.

All in violation of Title 18, United States Code, Sections 2, 1343, and 1346.

**COUNT FOUR**

[18 U.S.C. §§ 2, 201(b)(1)(A) - Bribery]

5. The allegations contained in Paragraph 1 of Count One of this Indictment are realleged as though fully set forth herein.

6. From in or about October 2001, and continuing through in or about August 2005, in the Republic of Korea and elsewhere outside of any particular judicial district, defendant

**GI-HWAN JEONG,**

did directly and indirectly, corruptly give, offer, and promise a thing of value, to a public official, Person A, with intent to influence official acts, that is defendant **GI-HWAN JEONG** engaged in a course of conduct whereby he, directly and through others, provided approximately \$80,000.00

in money to Person A with the intent to influence Person A in the performance of official acts concerning AAFES contracting with SSRT.

All in violation of Title 18, United States Code, Sections 2, 201(b)(1)(A), and 3238.

**COUNT FIVE**

[18 U.S.C. §§ 2, 201(b)(1)(A) - Bribery]

7. The allegations contained in Paragraph 1 of Count One of this Indictment are realleged as though fully set forth herein.

8. From in or about May 2003, and continuing through in or about April 2005, in the Republic of Korea and elsewhere outside of any particular judicial district, defendant

**GI-HWAN JEONG,**

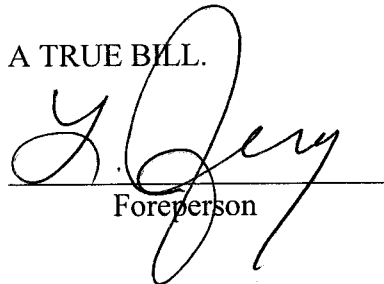
did directly and indirectly, corruptly give, offer, and promise a thing of value, to a public official, Henry Lee Holloway, with intent to influence official acts, that is defendant **GI-HWAN JEONG** engaged in a course of conduct whereby he provided approximately \$70,000.00 in money, entertainment expenses, and travel expenses, to Holloway with the intent to influence Holloway

in the performance of official acts concerning AAFES contracting with SSRT.

All in violation of Title 18, United States Code, Sections 2, 201(b)(1)(A), and 3238.


A TRUE BILL.

Dated: May \_\_, 2009

  
Foreperson

WILLIAM M. WELCH II  
Chief, Public Integrity Section  
Criminal Division, United States Department of Justice

By:

  
Richard C. Pilger  
Senior Trial Attorney  
Eric G. Olshan  
Trial Attorney

U.S. DISTRICT COURT  
NORTHERN DISTRICT OF TEXAS  
**FILED**  
MAY - 6 2009  
CLERK, U.S. DISTRICT COURT  
By \_\_\_\_\_ Deputy

IN THE UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF TEXAS  
DALLAS DIVISION

THE UNITED STATES OF AMERICA

v.

GI-HWAN JEONG

3:08-cr-353-K

SUPERSEDING INDICTMENT

18 U.S.C. § 371  
Conspiracy


18 U.S.C. §§ 2, 1343, 1346  
Honest Services Wire Fraud

18 U.S.C. §§ 2, 201(b)(1)(A)  
Bribery

5 Counts

A true bill rendered

DALLAS



FOREPERSON

Filed in open court this 6 day of May, 2009

Clerk

Defendant in Federal Custody



UNITED STATES DISTRICT/MAGISTRATE JUDGE

Criminal Case Pending: 3:08-CR-353-K

**UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF TEXAS**

**Related Case Information**

Superseding Indictment:  Yes  No    New Defendant:  Yes  No

Pending CR Case in NDTX:  Yes  No    If Yes, number: 3:08-CR-353-K

Search Warrant Case Number \_\_\_\_\_

R 20 from District of \_\_\_\_\_

Magistrate Case Number: \_\_\_\_\_

1. **Defendant Information**

Juvenile:  Yes  No

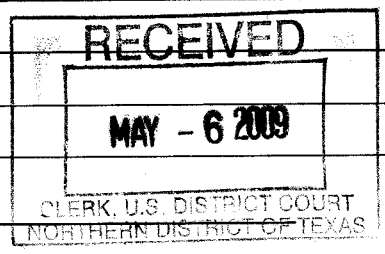
If Yes, Matter to be sealed:  
 Yes  No

Defendant Name GI-HWAN JEONG (1)

Alias Name \_\_\_\_\_

Address \_\_\_\_\_

County in which offense was committed: Dallas



2. **U.S. Attorney Information**

Eric Olshan Bar # 6290382 - Illinois

3. **Interpreter**

Yes  No    If Yes, list language and/or dialect: Korean

4. **Location Status**

Already in Federal Custody

Already in State Custody

On Pretrial Release

5. **U.S.C. Citations**

Total # of Counts as to This Defendant: 5     Petty     Misdemeanor     Felony

Citation	Description of Offense Charged	Count(s)
18 U.S.C. § 371	Conspiracy	1
18 U.S.C. §§ 2, 1343, 1346	Honest Services Wire Fraud	2-3
18 U.S.C. §§ 2, 201(b)(1)(A)	Bribery	4-5

Date 5/6/09

Signature of AUSA/Trial Attorney [Signature]