

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF FLORIDA

CASE NO. 16-CR-60294-JIC

UNITED STATES OF AMERICA

v.

EMBRAER S.A.,

Defendant.

ORDER GRANTING MOTION TO DISMISS INFORMATION

THIS CAUSE is before the Court upon the Government's Motion to Dismiss Information [DE 4] ("Motion"). The Court has reviewed the Motion and the record in this case and is otherwise fully advised in the premises.

In October 2016, the Government filed an Information charging Defendant with conspiring to violate the Foreign Corrupt Practices Act of 1977. DE 1. The parties entered into a deferred prosecution agreement ("DPA") which required Defendant to implement an enhanced compliance program and consent to independent monitoring. DE 2. The Defendant was also required to pay a monetary penalty of \$107,285,090.00. Id. at 8. The Government is satisfied that Defendant has fully complied with all its obligations and, in accordance with the DPA, now asks the Court to dismiss the Information with prejudice. Defendant agrees to the dismissal.

Accordingly, it is **ORDERED AND ADJUDGED** as follows:

1. The Motion to Dismiss Information [DE 4] is **GRANTED**.
2. The October 24, 2016, Information filed in this case against Defendant Embraer S.A. is **DISMISSED with prejudice**.

3. The Clerk of Court is directed to **CLOSE** this case and **DENY** any pending motions as **MOOT**.
4. The Government is instructed to cause a copy of this Order to be delivered to Defendant's counsel.

DONE AND ORDERED in Chambers at Fort Lauderdale, Broward County,
Florida, this 25th day of November, 2020.


JAMES I. COHN
United States District Judge

Copies provided to counsel of record via CM/ECF