

Key Takeaways from the FCPA Enforcement Actions Involving Keppel Offshore & Marine Ltd.

Enforcement Actions: DOJ Deferred Prosecution Agreement (Keppel Offshore & Marine Ltd.) – Dec. 22, 2017
DOJ Plea Agreement (Keppel Offshore & Marine U.S.A. Inc.) – Dec. 22, 2017

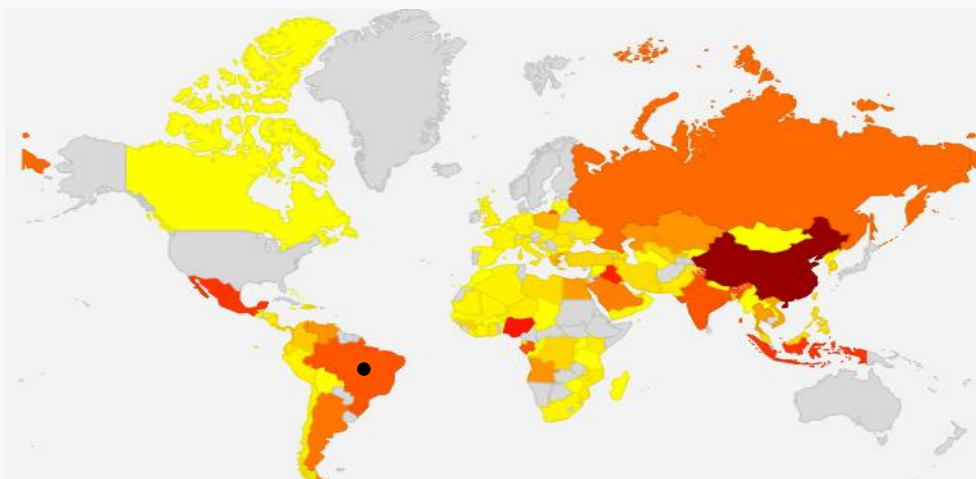
Total Sanctions: \$422,216,980

\$0 | **\$422 million** | **\$1.7 billion**

6th highest monetary sanction (of 195 total monetary sanctions against corporations in FCPA Groups to date)

Type of Bribery: Money

Geography: Brazil



Industry: Oil & Gas - the 44th FCPA Group involving the Oil & Gas industry

Implicated Companies: Keppel Offshore & Marine Ltd. (Private Company)
Keppel Offshore & Marine U.S.A. Inc. (Subsidiary Keppel Offshore & Marine Ltd.)

Individuals Prosecuted: Yes, name not released at time of announcement

Description & Notes on the Resolutions:

According to court filings, from 2001 through 2014, Keppel Offshore & Marine Ltd. (KOM) and its subsidiary, Keppel Offshore & Marine U.S.A. Inc. (KOM USA), violated the FCPA by paying approximately \$55 million in bribes to officials at Petroleo Brasileiro S.A., Brazil's state-owned oil company and commonly known as Petrobras, and a Brazilian political party. The bribes were made in order to secure at least 13 contracts with Petrobras and another Brazilian entity. KOM concealed these bribes by paying them through an intermediary as large commissions under purportedly legitimate business consulting agreements. As part of its global resolution of this matter, KOM has agreed to pay over \$422 million in penalties, with \$105 million due to the United States. Of the remaining amount, KOM will pay more than \$211 million to Brazilian authorities and more than \$105 million to Singaporean authorities. The DOJ recognized KOM's extensive cooperation and remediation and agreed to a 25% departure below the bottom of the U.S. Sentencing Guidelines range. The DOJ also announced that charges against a senior member of KOM's legal department were unsealed on December 22, 2017, and that he pleaded guilty to conspiracy to violate the FCPA on August 29, 2017.

Mitigating / Aggravating Factors:

Self-Reported	Cooperation	Voluntary Remediation
No	Yes	Yes

Compliance / Reporting:

Compliance Obligation	Monitor Ordered	Length of Reporting
Unknown	Unknown	Unknown