

**IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF PENNSYLVANIA**

UNITED STATES OF AMERICA :

v. :

: **CRIMINAL NO. 2:20-cr-00064-RBS**

ARA APRAHAMIAN, :

Defendant. :

UNITED STATES' UNOPPOSED MOTION TO DISMISS

The United States files this Unopposed Motion to Dismiss the indictment returned in this case against Ara Aprahamian, pursuant to Federal Rules of Criminal Procedure, Rule 48(a).

On February 20, 2020, a grand jury in the Eastern District of Pennsylvania returned an indictment charging Ara Aprahamian with two counts of conspiracy to restrain trade in violation of 15 U.S.C. § 1 and one count of making a false statement in violation of 18 U.S.C. § 1001. ECF No. 1.

The United States requests that this court dismiss the pending criminal charges in the above-captioned case. Dismissal of this case is not contrary to manifest public interest, and it will allow the conservation of this Court's time and resources. *See United States v. Salinas*, 693 F.2d 348, 352 (5th Cir. 1982) (“[T]he motion to dismiss the indictment should be granted unless the trial court has an affirmative reason to believe that the dismissal motion was motivated by considerations contrary to the public interest.”) (internal quotation marks and citation omitted). Counsel for the United States has conferred with counsel for Defendant, who do not oppose this motion, and confirmed that Defendant and Defendant's counsel will comply with the

requirements of the Protective Order, including Paragraph 11, upon entry of this Court's order of dismissal. ECF No. 35.

Therefore, the United States respectfully requests that this Court dismiss the indictment, with prejudice, in the above-referenced case.

Respectfully submitted,

/s/ Kristina Srica

Kristina Srica

Julia Maloney

Gary Bell

Jonathan Pomeranz

Allison Gorsuch

Attorneys

U.S. Department of Justice

Antitrust Division

450 5th Street NW, Suite 11300

Washington, DC 20530

(312) 754-3922

**IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF PENNSYLVANIA**

UNITED STATES OF AMERICA :

v. :

:

: **CRIMINAL NO. 2:20-cr-00064-RBS**

ARA APRAHAMIAN, :

Defendant. :

ORDER

Upon review and consideration of the United States' Unopposed Motion to Dismiss the Indictment (ECF No. _____), the Court finds that the indictment in the above-referenced case should be dismissed with prejudice.

IT IS HEREBY ORDERED that the indictment in the above-referenced case is dismissed with prejudice.

IT IS ALSO HEREBY ORDERED that the parties fully and promptly comply with the provisions of the Protective Order, including Paragraph 11. ECF. No. 35.

DATED this _____ day of _____, 2023.

BY THE COURT:

HONORABLE R. BARCLAY SURRICK
United States District Court Judge

CERTIFICATE OF SERVICE

I, Julia M. Maloney, hereby certify that I caused a copy of the foregoing to be filed electronically via the Court's electronic filing system. Those attorneys who are registered with the Court's electronic filing system may access these filings through the Court's system and notice of these filings will be sent to these parties by operation of the Court's electronic filing system.

Dated: 11/16/2023

Respectfully submitted,

/s/ Julia M. Maloney
Julia M. Maloney