

**UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF TEXAS
HOUSTON DIVISION**

UNITED STATES OF AMERICA

v.

**UOP, LLC, d/b/a
HONEYWELL UOP**

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CRIMINAL NO. 22-cr-624

UNOPPOSED MOTION TO DISMISS INFORMATION

Pursuant to Rule 48(a) of the Federal Rules of Criminal Procedure and Paragraph 3 of the Deferred Prosecution Agreement between the United States of America and defendant UOP, LLC, doing business as Honeywell UOP (“Honeywell UOP” or the “Company”) dated December 19, 2022 (*see* Docket No. 10 (the “DPA”)), the United States of America, by and through undersigned counsel, hereby moves to dismiss with prejudice the Information filed in the above-captioned case against Honeywell UOP. In support of this motion the Government states as follows:

1. On December 14, 2022, the Government filed a single-count criminal Information charging Honeywell UOP with conspiracy to commit offenses against the United States in violation of 18 U.S.C. § 371. *See* Docket No. 1 (the “Information”). Specifically, Honeywell UOP was charged with conspiracy to violate the antibribery provisions of the Foreign Corrupt Practices Act of 1977 (“FCPA”), as amended, 15 U.S.C. § 78dd-2.

2. On December 16, 2022, the United States entered into the DPA with Honeywell UOP. In the DPA, the Government deferred prosecution of the Company for a period of three years, beginning on the date the Information was filed. *See* DPA ¶¶ 3, 14. Among other obligations, the DPA required the Company to cooperate with the Government’s investigation, to pay a total criminal penalty of \$79,242,750, and to forfeit \$105,657,000. *See* DPA ¶ 4.

3. The DPA provided that the United States would not continue the criminal prosecution against Honeywell UOP and would move to dismiss the Information within six months of the expiration of the DPA if the Company fully complied with all of its obligations under the DPA. *See* DPA ¶ 15.

4. The term of the DPA is scheduled to expire on or about December 19, 2025.

5. On or about July 1, 2025, the Chief Executive Officer (“CEO”) and Chief Financial Officer of Honeywell UOP each certified to the United States that Honeywell UOP had met its disclosure obligations pursuant to paragraph 6 of the DPA.

6. On or about July 1, 2025, the CEO and Chief Compliance Officer of Honeywell International Inc. each certified to the United States that Honeywell UOP and Honeywell International Inc. had met their compliance obligations pursuant to paragraph 12 of the DPA.

7. Paragraph 3 of the DPA provides that, “in the event the Fraud Section and the Office find, in their sole discretion, that there exists a change in circumstances sufficient to eliminate the need for the reporting requirement in Attachment D, and that the other provisions of this Agreement have been satisfied, the Agreement may be terminated early.”

8. Based on the information known to the United States, Honeywell UOP has fully met its disclosure obligations under the DPA, including full cooperation with the Government and satisfaction of the terms of the provisions regarding self-reporting, and Honeywell UOP and Honeywell International Inc. have met their obligations to implement an enhanced compliance program and procedures. In addition, on or about January 5, 2023, and January 20, 2023, Honeywell UOP made timely payments totaling a \$79,242,750 criminal monetary penalty; on or about January 25, 2023, Honeywell UOP made a timely payment satisfying its obligation to forfeit \$105,657,000.

9. As required by the DPA, Honeywell UOP has represented that it will continue to cooperate with any investigations by the Fraud Section or the Office arising during Term until all investigations and prosecutions arising out of such conduct are concluded. *See* DPA ¶ 5.

10. Because Honeywell UOP has fully complied with all of its obligations under the DPA, the Government has determined that early dismissal with prejudice of the Information is appropriate.

For the foregoing reasons, the Government requests that this Motion to Dismiss the Information be granted.

Respectfully submitted,

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