

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

UNITED STATES OF AMERICA,	§	CRIMINAL NO. H-10-665
	§	
Plaintiff,	§	
v.	§	
	§	
ABB LTD - JORDAN,	§	
	§	
Defendant.	§	

UNOPPOSED MOTION TO DISMISS INFORMATION WITH PREJUDICE

1. On September 29, 2010, the United States Department of Justice, Criminal Division, Fraud Section, filed with this Court a one count Information that charged ABB Ltd - Jordan with conspiracy, in violation of 18 U.S.C. § 371, to commit wire fraud, in violation of 18 U.S.C. § 1343, and to knowingly falsify and cause to be falsified books, records and accounts, in violation of 15 U.S.C. §§ 78m(b)(2)(A), 78m(b)(5), and 78ff(a).

2. ABB Ltd indirectly wholly owns ABB Ltd - Jordan. Pursuant to a Deferred Prosecution Agreement between ABB Ltd and the Fraud Section filed with this Court on September 29, 2010, the Fraud Section recommended that the prosecution of ABB Ltd - Jordan be deferred for a period of three years.

3. On September 29, 2010, the Court issued a minute order approving the Deferred Prosecution Agreement.

4. The Fraud Section has determined that ABB Ltd has fully complied with all of its obligations under the Deferred Prosecution Agreement and dismissal with prejudice of the Information is therefore appropriate pursuant to Paragraph 14 of the Deferred Prosecution Agreement.

5. The Fraud Section has conferred with counsel for ABB Ltd and ABB Ltd - Jordan, who concurs that dismissal is appropriate at this time.

It is respectfully requested that the Court grant the Fraud Section's unopposed motion to dismiss, with prejudice, the Information in this matter.

Respectfully submitted,

/s/
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