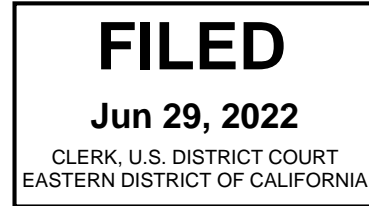


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United States of America



11
12 IN THE UNITED STATES DISTRICT COURT
13 EASTERN DISTRICT OF CALIFORNIA

14 UNITED STATES OF AMERICA,
15
16 Plaintiff,

17 v.

18 WILLIAM D. OPP,
19 Defendant.

CASE NO. 2:22-cr-0144 TLN

Violation: 15 U.S.C. § 1 – Bid-Rigging Conspiracy;
18 U.S.C. § 666(a)(2) – Bribery Concerning
Programs Receiving Federal Funds

20
21 I N F O R M A T I O N

22 COUNT ONE: [15 U.S.C. § 1 – Bid-Rigging Conspiracy]

23 The United States Attorney charges: T H A T

24 WILLIAM D. OPP,

25 defendant herein; Contractor A; Choon Foo Yong AKA Keith Yong, an agent of the California
26 Department of Transportation (Caltrans); and others, beginning at least as early as in or about 2015, and
27 continuing until at least through August 2018, in the Eastern District of California and elsewhere,
28 knowingly entered into and engaged in a combination and conspiracy to suppress and eliminate

1 competition by rigging bids to obtain state government contracts. The combination and conspiracy
2 engaged in by the defendant and co-conspirators was a *per se* unlawful, and thus unreasonable, restraint
3 of interstate trade and commerce in violation of the Sherman Act, Title 15, United States Code, Section
4 1. The charged combination and conspiracy consisted of a continuing agreement, understanding, and
5 concert of action among the defendant and co-conspirators, the substantial terms of which were to rig
6 bids for improvement and repair contracts awarded by Caltrans. During the period covered by this
7 Information, the business activities of the defendant and co-conspirators that are the subject of this
8 Information were within the flow of, and substantially affected, interstate commerce.

9 COUNT TWO: [18 U.S.C. § 666(a)(2) – Bribery Concerning Programs Receiving Federal Funds]

10 The United States Attorney charges: T H A T

11 WILLIAM D. OPP,

12 defendant herein, between on or about January 1, 2018, and continuing through at least as late as on or
13 about August 24, 2018, in the Eastern District of California and elsewhere, did knowingly and corruptly
14 give, offer, and agree to give something of value, namely United States currency, to Choon Foo Yong
15 AKA Keith Yong—while Yong was an agent of Caltrans, a California state agency that received federal
16 benefits in excess of \$10,000 in 2018—intending to influence and reward Yong in connection with a
17 business, transaction, and series of transactions at Caltrans with value of \$5,000 or more, all in violation
18 of Title 18, United States Code, Section 666(a)(2).


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United States Attorney, By



LEE S. BICKLEY
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U.S. DEPARTMENT OF JUSTICE
ANTITRUST DIVISION, By



JONATHAN S. KANTER
Assistant Attorney General



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Deputy Assistant Attorney General



CHRISTOPHER J. CARLBERG
TAI S. MILDER
Trial Attorneys

United States v. Opp
Penalties for Information

COUNT 1:

VIOLATION: 15 U.S.C. § 1 – Bid-Rigging Conspiracy

PENALTIES: A maximum of up to 10 years in prison; or
Fine of up to \$1,000,000 or twice the gross pecuniary gain to the defendant or twice the gross pecuniary loss resulting from the offense; or both fine and imprisonment
Supervised release of up to 3 years

COUNT 2:

VIOLATION: 18 U.S.C. § 666(a)(2) – Bribery Concerning Programs Receiving Federal Funds

PENALTIES: A maximum of up to 10 years in prison; or
Fine of up to \$250,000 or twice the gross pecuniary gain to the defendant or twice the gross pecuniary loss resulting from the offense; or both fine and imprisonment
Supervised release of up to 3 years

SPECIAL ASSESSMENT: \$100 (mandatory on each count)