

United States v. Peter DuBois (N.D. Ok. 2011)
United States v. Jald Jensen (N.D. Ok. 2012)
United States v. Bernd Kowalewski (N.D. Ok. 2012)
United States v. Neal Uhl (N.D. Ok. 2011)

Nature of the Business.

BizJet International Sales and Support, Inc. is a provider of aircraft maintenance, repair and overhaul services based in Tulsa, Oklahoma. It is a subsidiary of Lufthansa Technik AG, a German provider of aircraft-related services.

Influence to be Obtained.

According to court documents, four BizJet executives, Peter Dubois (former vice president), Jald Jensen (former sales manager), Bernd Kowalewski (former CEO), and Neal Uhl (former vice president), engaged in a scheme to bribe various officials from Mexico, Panama, and Brazil from 2004 to March 2010. The DOJ alleged that the four executives arranged for illicit check and wire transfers, often referred to as “commissions,” to be made to a group of foreign officials in exchange for lucrative aircraft services contracts. According to the DOJ’s charges, while it was often the case that the bribes were paid directly to the foreign officials, occasionally, the payments were funneled through a shell company that was owned and operated by Jensen.

Enforcement.

On April 5, 2013, the DOJ unsealed four indictments filed in 2011 and 2012 against DuBois, Kowalewski, Jensen, and Uhl. At the time of the announcement, both DuBois and Uhl pleaded guilty to multiple charges and were sentenced to probation plus eight months home detention. The sentences were reduced on account of DuBois’ and Uhl’s cooperation with authorities.

In March 2014, Kowalewski was arrested in Amsterdam and subsequently pleaded guilty to one count of conspiracy to violate the FCPA and one substantive count of violating the FCPA. On November 18, 2014, Kowalewski was sentenced to time served and ordered to pay a \$15,000 criminal fine. The fourth BizJet executive, Jensen, remains a fugitive.

Key Facts

Citation. *United States v. DuBois*, No. 11-cr-183 (N.D. Ok. 2011); *United States v. Jensen*, No. 12-cr-06 (N.D. Ok. 2012); *United States v. Kowalewski*, No. 12-cr-07 (N.D. Ok. 2012); *United States v. Uhl*, No. 11-cr-184 (N.D. Ok. 2011).

Date Filed. December 27, 2011 (DuBois); December 28, 2011 (Uhl); January 5, 2012 (Jensen; Kowalewski).

Date Unsealed. April 5, 2013.

Country. Mexico; Panama; Brazil.

Date of Conduct. 2005 – 2010.

Amount of the Value. Approximately \$565,000.

Amount of Business Related to the Payment. Not Stated.

Intermediary. Shell Company.

Foreign Official. Officials and employees of the Mexican Policia Federal Preventiva, Mexican Coordinacion General de Transportes Aereos Presidenciales, Gobierno del Estado de Sinaloa, and the Republica de Panama Autoridad Aeronautica Civil.

FCPA Statutory Provision.

- **Peter DuBois.** Conspiracy; Anti-Bribery.
- **Jald Jensen.** Conspiracy; Anti-Bribery.
- **Bernd Kowalewski.** Conspiracy; Anti-Bribery.
- **Neal Uhl.** Conspiracy.

Other Statutory Provision.

- **Peter DuBois.** None.
- **Jald Jensen.** Conspiracy (Money Laundering); Money Laundering.
- **Bernd Kowalewski.** Conspiracy (Money Laundering); Money Laundering.
- **Neal Uhl.** None.

Disposition.

- **Peter DuBois.** Plea Agreement.
- **Jald Jensen.** Fugitive.

- **Bernd Kowalewski.** Plea Agreement.

- **Neal Uhl.** Plea Agreement.

Defendant Jurisdictional Basis. Domestic Concern (DuBois; Jensen; Uhl); Agent of Domestic Concern (Kowalewski).

Defendant's Citizenship. United States (DuBois; Jensen; Uhl); Not Stated (Kowalewski).

Total Sanction.

- **Peter DuBois.** Probation plus 8-months Home Detention.
- **Jald Jensen.** Pending.
- **Bernd Kowalewski.** Time Served; \$15,000 Criminal Fine.
- **Neal Uhl.** Probation plus 8-months Home Detention

Related Enforcement Actions. *United States v. BizJet International Sales; In re Lufthansa Technik AG.*