06-CR-05661-ORD

2		Judge Ronald B. Leighton
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6		WESTERN DISTRICT OF WASHINGTON AT TACOMA
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8	UNITED STATES DISTRICT COURT WESTERN DISTRICT OF WASHINGTON AT TACOMA	
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11	UNITED STATES OF AMERICA,)) NO. CR06-5661RBL
12	Plaintiff,	
13	v.	ORDER RE: WHISTLEBLOWER AWARD
	IRIKA MARITIME S.A.,) WHISTEEDEOWER AWARD
14	Defendant.))
15)
16	The government has requested the sum of Two Hundred and Fifty Thousand	
17	Dollars (\$250,000), or one-half of the criminal fine assessed against Defendant Irika	
18	Maritime S.A., be paid to Andres F. Bontog, Jr. pursuant to the Act to Prevent Pollution	
19	from Ships, Title 33, United States Code, Section 1908(a) (APPS).	
20	Mr. Bontog was a crew member on the M/V IRIKA, a marine cargo vessel operated	
21	by Defendant Irika Maritime S.A. Information he provided to the government was critical	
22	to initiating the investigation and successfully prosecuting this case. As a result of Mr.	
23	Bontog's actions, Defendant Irika Maritime S.A. has agreed to pay a Five Hundred	
24	Thousand Dollars (\$500,000) criminal fine for violating APPS.	
25	This Court has the authority and discretion to issue a monetary award of up to one-	
26	half of any criminal fine to those providing information leading to a conviction under	
27	APPS. 33 U.S.C. § 1908(a). Based on the entire record of this case, including the	
28	government's motion and the information provided in both court pleadings and	

proceedings, this Court finds an award in this matter would be consistent with the manifest purpose of the statute of encouraging those with information about unlawful conduct to come forward and disclose that information to authorities. 3 IT IS HEREBY ORDERED that a total payment in the amount of Two Hundred and Fifty Thousand Dollars (\$250,000) or one-half of the criminal fine assessed against Defendant Irika Maritime S.A. be awarded to Andres F. Bontog, Jr. The award shall be payable following the Clerk's receipt of the criminal fine from Defendant Irika Maritime S.A. The Clerk's Office is directed to pay Mr. Bontog's award to his counsel, Irwin H. Schwartz, in accordance with an executed "Authorization to Receive Payment" in which Mr. Bontog authorizes Mr. Schwartz to receive payment on his behalf. 10 11 Srd day of January 2007. 12 13 14 United States District Court Judge 15 16 Presented by: 17 JOHN McKAY 18 United States Attorney 19 s/James D. Oesterle 20 JAMES D. OESTERLE WSBA # 16399 Assistant United States Attorney United States Attorney's Office 700 Stewart Street, Suite 5220 Seattle, WA 98101 Phone: (206) 553-7970 (206) 553-2502 24 E-mail: jim.oesterle@usdoj.gov 25 26 27 28