

UNITED STATES DISTRICT COURT

SOUTHERN

District of

DISTRICT

UNITED STATES OF AMERICA  
V.

JUDGMENT IN A CRIMINAL CASE  
(For Organizational Defendants)

NORWEGIAN CRUISE LINE LIMITED

CASE NUMBER: 1:02CR20631-001

Norman Moscovitz, Esq./Thomas Watts Fitzgerald, AUSA  
Defendant Organization's Attorney

FILED BY [Signature]  
JUL 31 2002  
CLERK OF COURT  
U.S. DISTRICT COURT  
SOUTHERN DISTRICT OF FLORIDA

THE DEFENDANT ORGANIZATION:

pleaded guilty to count(s) One of the Information

pleaded nolo contendere to count(s) \_\_\_\_\_  
which was accepted by the court.

was found guilty on count(s) \_\_\_\_\_  
after a plea of not guilty.

ACCORDINGLY, the court has adjudicated that the organizational defendant is guilty of the following offense(s):

<u>Title &amp; Section</u>	<u>Nature of Offense</u>	<u>Date Concluded</u>	<u>Count Number(s)</u>
33 USC §1908(a)	Failing to report and falsely reporting overboard discharges of oil contaminated bilge waste.	04/30/2000	1

The defendant organization is sentenced as provided in pages 2 through 5 of this judgment.

The defendant organization has been found not guilty on count(s) \_\_\_\_\_

Count(s) \_\_\_\_\_  is  are dismissed on the motion of the United States.

IT IS ORDERED that the defendant organization shall notify the United States attorney for this district within 30 days of any change of name, principal business address, or mailing address until all fines, restitution, costs, and special assessments imposed by this judgment are fully paid. If ordered to pay restitution, the defendant organization shall notify the court and United States attorney of any material change in the organization's economic circumstances.

Defendant Organization's  
Federal Employer I.D. 592786897

Defendant Organization's Principal Business Address:  
7665 Corporate Center Drive  
Miami, FL 33126

Defendant Organization's Mailing Address:  
7665 Corporate Center Drive  
Miami, FL 33126

July 31, 2002  
Date of Imposition of Judgment

[Signature]  
Signature of Judicial Officer

JOAN A. LENARD - United States District Judge  
Name and Title of Judicial Officer

July 31, 2002  
Date

[Handwritten initials]

DEFENDANT ORGANIZATION: Norweigan Cruise Line Limited  
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**PROBATION**

The defendant organization is hereby sentenced to probation for a term of 3 years.

The defendant organization shall not commit another federal, state or local crime.

If this judgment imposes a fine or a restitution obligation, it shall be a condition of probation that the defendant organization pay any such fine or restitution in accordance with the Schedule of Payments set forth in the Criminal Monetary Penalties sheet of this judgment.

The defendant organization shall comply with the standard conditions that have been adopted by this court (set forth below). The defendant organization shall also comply with the additional conditions on the attached page (if indicated below).

See attached Plea agreement which details special conditions of probation.

Semi-annual reports made pursuant to the Environmental Compliance Plan (see attached) shall be made public once the reports have been provided to the Court and the Government.

**STANDARD CONDITIONS OF SUPERVISION**

- 1) within thirty days from the date of this judgment, the defendant organization shall designate an official of the organization to act as the organizations's representative and to be the primary contact with the probation officer;
- 2) the defendant organization shall answer truthfully all inquiries by the probation officer and follow the instructions of the probation officer;
- 3) the defendant organization shall notify the probation officer ten days prior to any change in principal business or mailing address;
- 4) the defendant organization shall permit a probation officer to visit the organization at any of its operating business sites;
- 5) the defendant organization shall notify the probation officer within seventy-two hours of any criminal prosecution, major civil litigation, or administrative proceeding against the organization;
- 6) the defendant organization shall not dissolve, change its name, or change the name under which it does business unless this judgment and all criminal monetary penalties imposed by this court are either fully satisfied or are equally enforceable against the defendant's successors or assignees;
- 7) the defendant organization shall not waste, nor without permission of the probation officer, sell, assign, or transfer its assets.



DEFENDANT ORGANIZATION: NORWEIGAN CRUISE LINE LIMITED

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**ADDITIONAL TERMS FOR CRIMINAL MONETARY PENALTIES**

Community Service in the amount of \$500,000.00 pursuant to §8B1.3 of the Federal Sentencing Guidelines and in furtherance of satisfying the sentencing principles provided for under 18 USC §3553(a). NCL shall pay a total of \$500,000.00 in full on the day of sentencing and that this sum will be paid in two equal amounts of \$250,000.00: one payment being made to the National Park Foundation (“NPF”) and the second payment being made to the Florida Environmental Task Force Trust Fund.

DEFENDANT ORGANIZATION: NORWEIGAN CRUISE LINE LIMITED  
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**SCHEDULE OF PAYMENTS**

Having assessed the organization's ability to pay, payment of the total criminal monetary penalties shall be due as follows:

- A  Lump sum payment of \$ 400.00 due immediately, balance due
  - not later than \_\_\_\_\_, or
  - in accordance with  C,  D, or  E below; or
- B  Payment to begin immediately (may be combined with  C,  D, or  E below); or
- C  Payment in \_\_\_\_\_ (e.g., equal, weekly, monthly, quarterly) installments of \$ \_\_\_\_\_ over a period of \_\_\_\_\_ (e.g., months or years), to commence \_\_\_\_\_ (e.g., 30 or 60 days) after the date of this judgment; or
- D  Payment in \_\_\_\_\_ (e.g., equal, weekly, monthly, quarterly) installments of \$ \_\_\_\_\_ over a period of \_\_\_\_\_ (e.g., months or years), to commence \_\_\_\_\_ (e.g., 30 or 60 days) after release from imprisonment to a term of supervision; or
- E  Special instructions regarding the payment of criminal monetary penalties:

All criminal monetary penalties are made to the clerk of the court, unless otherwise directed by the court, the probation officer, or the United States attorney.

The defendant organization shall receive credit for all payments previously made toward any criminal monetary penalties imposed.

Joint and Several

Defendant Name, Case Number, and Joint and Several Amount:

The defendant organization shall pay the cost of prosecution.

The defendant organization shall pay the following court cost(s):

The defendant organization shall forfeit the defendant organization's interest in the following property to the United States:

Payments shall be applied in the following order: (1) assessment, (2) restitution principal, (3) restitution interest, (4) fine principal, (5) community restitution, (6) fine interest (7) penalties, and (8) costs, including cost of prosecution and court costs.