

Case Number: 2:21CR00006-001 and 2:21CR00020-001
Defendant corporation's Name: DIANA WILHELMSSEN MANAGEMENT LIMITED,

PROBATION

The defendant corporation is hereby placed on probation for a term of FOUR (4) YEARS. This term consists of FOUR (4) YEARS on Count 1 in Docket 2:21CR00006, and a term of FOUR (4) YEARS on Count 1 in Docket 2:21CR00020, all to be served concurrently.

STANDARD CONDITIONS OF SUPERVISION

The defendant corporation shall comply with the standard conditions that have been adopted by this court set forth below:

- 1) The defendant corporation shall not commit another federal, state or local crime;
- 2) Within thirty (30) days from the date of the judgment, the defendant corporation shall designate an official of the organization to act as the organization's representative and to be the primary contact with the probation officer;
- 3) the defendant corporation shall answer truthfully all inquiries by the probation officer and follow the instructions of the probation officer;
- 4) the defendant corporation shall notify the probation officer ten (10) days prior to any change in principal business or mailing address;
- 5) the defendant corporation shall permit a probation officer or Court Appointed Monitor to visit the organization at any of its operating business sites;
- 6) the defendant corporation shall notify the probation officer within seventy-two (72) hours of (A) any material adverse change in its business or financial condition or prospects, or (B) the commencement of bankruptcy proceedings, criminal prosecution, major civil litigation, or administrative proceeding against the organization, or any investigation or formal inquiry by governmental authorities regarding the organization;
- 7) the defendant corporation shall not dissolve, change its name, or change the name under which it does business unless the judgment and all criminal monetary penalties imposed by this court are either fully satisfied or equally enforceable against the defendant corporation's successors or assignees;
- 8) the defendant corporation shall not waste, nor without permission of the probation office, sell, assign, or transfer its assets.

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SPECIAL CONDITIONS OF SUPERVISION

While on probation pursuant to this Judgment, the defendant corporation shall also comply with the following additional special conditions:

- 1) The defendant corporation shall provide the probation officer access to any requested financial information.
- 2) The defendant corporation shall implement the Environmental Compliance Plan attached to the Plea Agreement ("ECP") and shall fully fund the implementation of the ECP, including the costs of the Court Appointed Monitor and Third-Party Auditor that are described within the ECP.
- 3) The defendant corporation shall designate a Compliance Manager ("CM") within sixty (60) days of the entry of this judgment who shall carry out the duties listed in the Environmental Compliance Plan ("ECP").
- 4) Within sixty (60) days of the entry of this judgment, the defendant corporation shall provide to the United States a list of three (3) qualified candidates to serve as Third Party Auditor and a list of three (3) qualified candidates to serve as Court Appointed Monitor, who shall be appointed in accordance with, and fulfill the duties described in, the ECP.

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CRIMINAL MONETARY PENALTIES

The defendant corporation must pay the total criminal monetary penalties under the Schedule of Payments on Sheet 6.

	<u>Count</u>	<u>Assessment</u>	<u>Fine</u>	<u>Restitution</u>
	1			
	(2:21CR00006)	\$400.00	See below	\$0.00
	1			
	(2:21CR00020)	\$400.00	See below	\$0.00
TOTALS:		\$800.00	\$2,000,000.00	\$0.00

FINES

As to Count 1 of Docket 2:21CR00006 and Count 1 of Docket 2:21CR00020, the defendant corporation shall pay a combined total fine of \$2,000,000.00.

The total Fine due is \$2,000,000.00, which shall be due in full immediately following the sentencing hearing on September 23, 2021.

COSTS

The Court waives the cost of prosecution and the cost of Probation, except to the extent the defendant will have to bear costs as outlined in the Special Conditions of Supervision.