

UNITED STATES DISTRICT COURT

District of Delaware

UNITED STATES OF AMERICA
V.

JUDGMENT IN A CRIMINAL CASE
(For Organizational Defendants)

NAVIMAX CORPORATION

CASE NUMBER: 18-CR-86-MN-1

Michael Chalos, Esq.
Defendant Organization's Attorney

THE DEFENDANT ORGANIZATION:

- pleaded guilty to count(s) I and II 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.

The organizational defendant is adjudicated guilty of these offenses:

Title & Section	Nature of Offense	Offense Ended	Count
33 U.S.C. § 1908(a)	Act to Prevent Pollution from Ships	12/7/2018	One
18 U.S.C. § 1505	Obstruction of Justice	12/7/2018	Two

The defendant organization is sentenced as provided in pages 2 through 7 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 must 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 must notify the court and United States attorney of material changes in economic circumstances.

Defendant Organization's
Federal Employer I.D. No.: _____

12/12/2018
Date of Imposition of Judgment

Defendant Organization's Principal Business Address:

Piraeus, Greece


Signature of Judge

The Honorable Maryellen Noreika, United States District Judge
Name of Judge Title of Judge

12/14/18
Date

Defendant Organization's Mailing Address:

Piraeus, Greece

DEFENDANT ORGANIZATION: NAVIMAX CORPORATION
CASE NUMBER: 18-CR-86-MN-1

PROBATION

The defendant organization is hereby sentenced to probation for a term of :

Four years

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

If this judgment imposes a fine or a restitution obligation, it is a condition of probation that the defendant organization pay in accordance with the Schedule of Payments sheet of this judgment.

The defendant organization must comply with the standard conditions that have been adopted by this court as well as with any additional conditions on the attached page (if indicated below).

Special conditions imposed. See next page for further details.

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; and
- 7) the defendant organization shall not waste, nor without permission of the probation officer, sell, assign, or transfer its assets.

DEFENDANT ORGANIZATION: NAVIMAX CORPORATION
CASE NUMBER: 18-CR-86-MN-1

SPECIAL CONDITIONS OF SUPERVISION

1. Navimax Corporation shall submit an Environmental Management Augmentation Plan ("EMAP") to the Court within 45 days, and implement the plan.
2. The defendant shall commit no further violations of MARPOL 73/78, federal, state or local law, and shall conduct all of its operations in accordance with the environmental laws of the United States.
3. The defendant shall make payment in full of the monetary amounts as set forth in the plea agreement, including all special assessments and fines.
4. The defendant may petition the Court for a modification or termination of probation, after three years of probation, provided that all of the following conditions are met: 1) the defendant has made all required payments under subsection (2) of the plea agreement; 2) the defendant has complied with all terms and provisions of the EMAP; 3) the defendant has not committed any additional violations of law; and 4) the court-appointed monitor ("CAM") advises the government that the defendant has fully complied with all the requirements of the EMAP under subsection (3) of the plea agreement and otherwise recommends the requested modification or termination.

DEFENDANT ORGANIZATION: NAVIMAX CORPORATION
CASE NUMBER: 18-CR-86-MN-1

SCHEDULE OF PAYMENTS

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

- A Lump sum payment of \$ 2,000,800.00 due immediately, balance due
 - not later than _____, or
 - in accordance with C or D below; or
- B Payment to begin immediately (may be combined with C or D 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 Special instructions regarding the payment of criminal monetary penalties:

All criminal monetary penalties are made to the clerk of the court.

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

Joint and Several

Defendant and Co-Defendant Names and Case Numbers (including defendant number), Total Amount, Joint and Several Amount, and corresponding payee, if appropriate.

- 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) fine interest, (6) community restitution, (7) penalties, and (8) costs, including cost of prosecution and court costs.

DEFENDANT ORGANIZATION: NAVIMAX CORPORATION
CASE NUMBER: 18-CR-86-MN-1

STATEMENT OF REASONS

The court adopts the presentence report and guideline applications **WITHOUT CHANGE**.

OR

The court adopts the presentence report guideline applications **BUT WITH THESE CHANGES**:

Guideline Range Determined by the Court:

The defendant organization is a criminal purpose organization pursuant to U.S.S.G. §8C1.1.

OR

The calculation of the guideline fine range is unnecessary because the defendant organization cannot pay restitution pursuant to U.S.S.G. §8C2.2(a).

OR

Total Offense Level: _____

Base Fine: _____

Total Culpability Score: _____

Fine Range: \$ _____ to \$ _____

Disgorgement amount of \$ _____ is added to fine pursuant to U.S.S.G. §8C2.9.

Fine offset amount of \$ _____ is subtracted from fine pursuant to U.S.S.G. §8C3.4.

Fine waived or below the guideline range because of inability to pay pursuant to U.S.S.G. §8C.3.3.

RESTITUTION DETERMINATIONS

Total Amount of Restitution: \$ _____

For offenses for which restitution is otherwise mandatory under 18 U.S.C. § 3663A, restitution is not ordered because the number of identifiable victims is so large as to make restitution impracticable under 18 U.S.C. § 3663A(c)(3)(A).

For offenses for which restitution is otherwise mandatory under 18 U.S.C. § 3663A, restitution is not ordered because determining complex issues of fact and relating them to the cause or amount of the victim's losses would complicate or prolong the sentencing process to a degree that the need to provide restitution to any victim would be outweighed by the burden on the sentencing process under 18 U.S.C. § 3663A(c)(3)(B).

For offenses for which restitution is authorized under 18 U.S.C. § 3663 and/or required by the sentencing guidelines, restitution is not ordered because the complication and prolongation of the sentencing process resulting from the fashioning of a restitution order outweighs the need to provide restitution to any victims under 18 U.S.C. § 3663(a)(1)(B)(ii).

Restitution is not ordered for other reasons:

Partial restitution is ordered, pursuant to 18 U.S.C. § 3553(c) for the following reason(s):

DEFENDANT ORGANIZATION: NAVIMAX CORPORATION
CASE NUMBER: 18-CR-86-MN-1

Judgment — Page 7 of 7

STATEMENT OF REASONS

- The sentence is within the guideline range and the court finds no reason to depart from the sentence called for by the application of the guidelines.

OR

- The sentence departs from the guideline range:
- upon motion of the government, as a result of a defendant's substantial assistance, or
 - for the following specific reason(s):

Pursuant to U.S.S.G. §8C2.1 and §8C2.10, the guidelines do not apply to this offense and the fine is determined using the provisions of 18 U.S.C. §§ 3553 and 3572.