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U.S. DISTRICT COURT
SAN JUAN, P.R.
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IN THE UNITED STATES DISTRICT COURT FOR THE DISTRICT OF PUERTO RICO

UNITED STATES OF AMERICA,
Plaintiff,

v.

FELIX DELGADO-MONTALVO,
a.k.a., "Cano"
Defendant.

INFORMATION

Crim No. 21 - 463 (RAM)

Violation:

18 U.S.C. § 371

THE UNITED STATES CHARGES:

COUNT ONE
Conspiracy; Federal Funds Bribery and Kickbacks
18 U.S.C. § 371

From in or about June 2017 to on or about September 25, 2017, in the District of Puerto Rico and within the jurisdiction of this Court,

FELIX DELGADO-MONTALVO,
a.k.a., "Cano"

the defendant herein, the mayor and an agent of the Municipality of Cataño which received federal benefits in excess of $10,000.00 in calendar year 2017, did knowingly and willfully conspire and agree with Person A to corruptly solicit, demand, accept, and agree to accept for his own benefit, things of value from Person A, intending to be influenced and rewarded in connection with a transaction and series of transactions valued at $5,000.00 or more, including Cataño municipal contract 2018-000108 for the rental of two vehicles from Company A owned by Person A, in violation of 18 U.S.C. § 666.

Purpose of the Conspiracy

It was the purpose of the conspiracy for defendant DELGADO-MONTALVO to unjustly enrich himself by corruptly soliciting, accepting, and agreeing to accept things of value, including cash payments, from Person A whose company would then benefit from the

contracts of the Municipality of Cataño it was awarded by DELGADO-MONTALVO.

Act in Furtherance of the Conspiracy

Beginning approximately soon after June 30, 2017, Person A made weekly cash payments to defendant DELGADO-MONTALVO to influence the awarding of municipal contracts to Company A. For example, on or about September 25, 2017, defendant DELGADO-MONTALVO awarded contract 2018-000108 valued at $47,970.00 to Company A owned by Person A in exchange for receiving said weekly cash payments. All in violation of 18 U.S.C. § 371.

FRAUD FORFEITURE ALLEGATION
(28 U.S.C. § 2461(c); 18 U.S.C. § 981(a)(1)(C))

Pursuant to 28 U.S.C. § 2461(c) and 18 U.S.C. § 981(a)(1)(C), the United States gives notice to the defendant DELGADO-MONTALVO that in the event of his conviction for the offense charged in Count One of this Information, all property, real or personal, which represents or is traceable to the gross receipts obtained, directly or indirectly, from such offense, is subject to forfeiture.

Money Judgment

Defendant is notified that upon conviction, the government will seek a money judgment of $105,820.00 U.S. Currency, and will seek forfeiture of the following watches:

1. Rolex Datejust, Model# 126300, Serial# 5N8209Z4;
2. Rolex Datejust, Model# 116234, Serial# 5E1T3127;
3. Rolex Submariner, Model# 114060, Serial# V89H9750;
4. Rolex "Pepsi," Model# 116719, Serial# V0813336; and
5. Vacheron Constantin, Model# 4500S/1, Serial# 1383714.

Substitute Assets

Defendant is notified that in the event that property subject to forfeiture, as a result of any act or omission of that defendant,

(A) cannot be located upon the exercise of due diligence;

(B) has been transferred or sold to, or deposited with, a third party;

(C) has been placed beyond the jurisdiction of the court;

(D) has been substantially diminished in value; or

(E) has been commingled with other property that cannot be divided without difficulty,

the United States will seek to forfeit any other property of that defendant up to the total value of the property subject to forfeiture pursuant to 21 U.S.C. § 853(p), as incorporated by reference in 28 U.S.C. § 2461(c) and 18 U.S.C. § 982(b)(1).

W. STEPHEN MULDROW
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