

UNITED STATES DISTRICT COURT
District of New Jersey

UNITED STATES OF AMERICA

v.

CASE NUMBER 2:18-CR-00727-SRC-1

OLYMPUS MEDICAL SYSTEMS CORPORATION

Defendant.

**JUDGMENT IN A CRIMINAL CASE
(For Offenses Committed On or After November 1, 1987)**

The defendant, OLYMPUS MEDICAL SYSTEMS CORPORATION, was represented by LAWRENCE S. LUSTBERG, Esq., Matt O'Connor, Esq., Geof Hobart, Esq., and Miko Akeda, Esq., Retained.

The defendant pleaded guilty to count(s) 1, 2 and 3 of the MISDEMEANOR INFORMATION on 12/10/2018. Accordingly, the court has adjudicated that the defendant is guilty of the following offense(s):


| <u>Title & Section</u> | <u>Nature of Offense</u> | <u>Date of Offense</u> | <u>Count Number(s)</u> |
|----------------------------|-----------------------------------------------------------------------------------------|------------------------|------------------------|
| 21:331(a) AND 333(a)(1) | ADULTERATION OR MISBRANDING OF ANY FOOD, DRUG-SHIPMENT OF MISBRANDED MEDICAL DEVICES | 4/10/2014 | 1 |
| 21:331(a) AND 333(a)(1) | ADULTERATION OR MISBRANDING OF ANY FOOD, DRUG-SHIPMENT OF MISBRANDED MEDICAL DEVICES | 6/19/2014 | 2 |
| 21:331(a) AND 333(a)(1) | ADULTERATION OR MISBRANDING OF ANY FOOD, DRUG-SHIPMENT OF MISBRANDED MEDICAL DEVICES | 7/22/2014 | 3 |

As pronounced on December 10, 2018, the defendant is sentenced as provided in pages 2 through 4 of this judgment. The sentence is imposed pursuant to the Sentencing Reform Act of 1984.

It is ordered that the defendant must pay to the United States a special assessment of \$375.00 for count(s) 1, 2 and 3, which shall be due immediately. Said special assessment shall be made payable to the Clerk, U.S. District Court.

It is further ordered that the defendant must notify the United States Attorney for this district within 30 days of any change of name, residence, 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 must notify the court and United States attorney of any material change in economic circumstances.

Signed this 10 day of December, 2018.


Stanley R. Chesler
Senior U.S. District Judge

Defendant: OLYMPUS MEDICAL SYSTEMS CORPORATION
Case Number: 2:18-CR-00727-SRC-1

FINE

The defendant shall pay a fine of \$80,000,000.00.

This fine, plus any interest pursuant to 18 U.S.C. § 3612(f)(1), is due immediately within 7 days

If the fine is not paid, the court may sentence the defendant to any sentence which might have been originally imposed. See 18 U.S.C. § 3614.

Unless the court has expressly ordered otherwise, if this judgment imposes imprisonment, payment of criminal monetary penalties is due during imprisonment. All criminal monetary penalties, except those payments made through the Federal Bureau of Prisons' Inmate Financial Responsibility Program, are made to the clerk of the court.

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) JVTA assessment, (8) penalties, and (9) costs, including cost of prosecution and court costs.

Defendant: OLYMPUS MEDICAL SYSTEMS CORPORATION
Case Number: 2:18-CR-00727-SRC-1

RESTITUTION AND FORFEITURE

FORFEITURE

The defendant is ordered to forfeit the following property to the United States:

OLYMPUS MEDICAL SYSTEMS CORPORATION,
2951 Ishikawa-machi, Hachioji-shi,
Tokyo 192-85077, Japan

MUST FORFEIT ITS INTEREST IN THE FOLLOWING PROPERTY TO THE UNITED STATES \$5,000,000.00

Unless the court has expressly ordered otherwise, if this judgment imposes imprisonment, payment of criminal monetary penalties is due during imprisonment. All criminal monetary penalties, except those payments made through the Federal Bureau of Prisons' Inmate Financial Responsibility Program, are made to the clerk of the court.

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) JVTAs assessment, (8) penalties, and (9) costs, including cost of prosecution and court costs.