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Attorneys for Plaintiff

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF ALASKA

UNITED STATES OF AMERICA,)	No. 3:13-cr-00020-SLG-DMS
)	
Plaintiff,)	<u>COUNT 1:</u>
)	CONFLICT OF INTEREST
vs.)	Vio. of 18 U.S.C. § 207(a)(1) and
)	18 U.S.C. § 216(a)(1)
JODI ANN ANDRES,)	
)	
Defendant.)	
_____)	

INFORMATION

THE UNITED STATES ATTORNEY CHARGES THAT:

GENERAL ALLEGATIONS

At all times relevant to this Information:

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GENERAL ALLEGATIONS

1. The Defense Contract Audit Agency (“DCAA”) is an agency of the United States Department of Defense (“DoD”). DCAA is primarily responsible for performing all contract audits for the DoD and providing cost accounting and financial advisory services regarding contracts and subcontracts to all DoD components responsible for procurement and contract administration. These services are provided in connection with negotiation, administration, and settlement of contracts and subcontracts. DCAA does not provide consulting or advisory services to contractors due to independence requirements.

2. From January 2003 to September 2006, JODI ANN ANDRES was employed as an auditor for the DCAA.

3. The Missile Defense Agency (“MDA”) is an agency of the DoD. The MDA is a research, development and acquisition agency of the DoD responsible for developing, testing and fielding an integrated Ballistic Missile Defense System for the United States.

4. From 2003 to 2005 JODI ANN ANDRES was the primary DCAA Auditor to audit all cost proposals, labor rates and claims for MDA.

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5. The Alaska Aerospace Corporation (“AAC”), formerly the Alaska Aerospace Development Corporation, was established in 1991 by the State of Alaska to develop a high technology aerospace industry in the state.

6. The AAC became a contractor for the MDA in 2003 when MDA entered into a five year contract with Alaska Aerospace Corporation. Under the contract (MDA Contract No. HQ006-03-D-0043), AAC provided Kodiak Launch Complex (KLC) spaceport facilities in support of target vehicle launches from the KLC in Kodiak Alaska. The contract provided the funding of these launches through task orders for operations and sustainment, launch services, and travel. “Task order” means an order for services placed against an established contract or with Government sources. Federal Acquisition Regulation 2.101.

7. In September 2006 JODI ANN ANDRES left employment with DCAA and began employment with AAC as its Controller.

COUNT 1: CONFLICT OF INTEREST

8. Paragraphs 1 through 7 of this Information are hereby realleged in their entirety and incorporated by reference herein.

9. On or about July 15, 2008, in the District of Alaska and elsewhere, the defendant, JODI ANN ANDRES, being a former employee of the executive branch of the United States, that is an auditor for the Defense Contract Audit

Agency, knowingly made, with the intent to influence, a communication to and appearance before the Defense Contract Audit Agency on behalf of the Alaska Aerospace Corporation, in connection with a particular matter in which the United States was a party and had a direct and substantial interest, in which defendant ANDRES participated personally and substantially as an employee, and which involved a specific party or parties at the time of defendant ANDRES' participation, to wit: task orders for MDA Contract No. HQ006-03-D-0043.

All in violation of Title 18, United States Code, Section 207(a)(1) and Title 18, United States Code, Section 216(a)(1).

Dated: 07/18/2013

Respectfully submitted,

KAREN L. LOEFFLER
United States Attorney

s/ Retta-Rae Randall
RETTA-RAE RANDALL
Assistant U.S. Attorney