

**UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF FLORIDA**

CASE NO. 22-CR-20156-MOORE

UNITED STATES OF AMERICA

v.

STERICYCLE, INC.,

Defendant.

GOVERNMENT’S UNOPPOSED MOTION TO DISMISS INFORMATION

Pursuant to Rule 48(a) of the Federal Rules of Criminal Procedure and Paragraph 3 of the Deferred Prosecution Agreement between the United States of America and defendant Stericycle, Inc. (“Stericycle” or the “Company”) dated April 18, 2022 (See DE 14 (the “DPA”)), the United States of America, by and through undersigned counsel, hereby moves to dismiss the Information filed in the above-captioned case against defendant Stericycle, Inc. with prejudice. In support of this motion the Government states as follows:

1. On April 14, 2022, the Government filed a criminal two-count Information charging Stericycle with conspiracy to commit offenses against the United States in violation of 18 U.S.C. §§ 371 and 3551 et seq. & 15 U.S.C. 78m(b)(2)(A), 78m(b)95), and 78ff(a). See DE 1 (the “Information”). In Count One, Stericycle was charged with conspiracy to violate the antibribery provisions of the Foreign Corrupt Practices Act of 1977 (“FCPA”), as amended, 15 U.S.C. §§ 78dd-1(a). In Count Two, Stericycle was charged with conspiracy to violate the Accounting Provisions of the FCPA, 15 U.S.C. §§ 78m(b)(2)(A), (b)(5), and 78ff(a).

2. On April 18, 2022, the Government entered into the DPA with Stericycle, in which the Government deferred prosecution of Stericycle for a period beginning on the date the

Information was filed and ending three years from the later of the date on which the Information was filed or the date on which the independent compliance monitor was retained. See DPA ¶ 3. Among other obligations, the DPA required Stericycle to cooperate with the Government's investigation and to agree to the imposition of an independent compliance monitor. Stericycle was also required to pay a total criminal monetary penalty of \$52,500,000.

3. The DPA provided that the Government would not continue the criminal prosecution against Stericycle and would move to dismiss the Information within six months of the expiration of the DPA if Stericycle fully complied with all of its obligations under the DPA. See DPA ¶ 17.

4. The independent compliance monitor was retained on November 11, 2022.

5. On or about May 20, 2024, the independent compliance monitor certified, pursuant to paragraph 20 of Attachment D to the DPA, that Stericycle's compliance program, including its policies and procedures, is reasonably designed and implemented to prevent and detect violations of the anti-corruption laws.

6. The term of the DPA is scheduled to expire on November 11, 2025.

7. On or about April 11, 2025, the President of Stericycle certified to the Government that Stericycle had met its disclosure obligations pursuant to paragraph 6 of the DPA.

8. Paragraph 3 of the DPA provides that, "in the event the Fraud Section finds, in its sole discretion, that there exists a change in circumstances sufficient to eliminate the need for the monitorship in Attachment D, and that the other provisions of this Agreement have been satisfied, the Agreement may be terminated early."

9. Based on the information known to the Government, Stericycle has fully met its disclosure obligations under the DPA, including full cooperation with the Government, implementation of an enhanced compliance program and procedures, and satisfaction of the terms

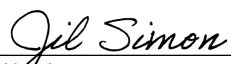
of the provisions regarding self-reporting. Stericycle has also made significant changes to its business model to reduce its anticorruption risk profile, which greatly reduced the likelihood of recurrence of the misconduct charged in the Information. In addition, on or about April 29, 2022, and April 20, 2023, Stericycle made timely payments totaling a \$40,834,995 criminal monetary penalty, the full amount due after application of credit for certain payments to Brazilian law enforcement, as provided in the DPA.

10. Because Stericycle has fully complied with all of its obligations under the DPA, the Government has determined that early dismissal of the Information with prejudice is appropriate. See DPA ¶¶ 3, 17.

For the foregoing reasons, the Government requests that this Motion to Dismiss the Information be granted.

Respectfully submitted,

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CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a true and correct copy of the foregoing was file with the Clerk of the Court using CM/ECF on April 21, 2025.

/s/ Jil Simon

Jil Simon
DOJ Trial Attorney