

UNITED STATES DISTRICT COURT  
for the  
Eastern District of Michigan

United States of America  
v.  
Zaccheo Giovanni Pamio

Case: 2:17-mj-30330  
Assigned To : Unassigned  
Assign. Date : 7/6/2017  
Description: CMP USA v. PAMIO (SO)

CRIMINAL COMPLAINT

I, the complainant in this case, state that the following is true to the best of my knowledge and belief.

On or about the date(s) of 2006 to November 2015 in the county of Oakland in the Eastern District of Michigan, the defendant(s) violated:

<i>Code Section</i>	<i>Offense Description</i>
18 U.S.C. § 371	Conspiracy
18 U.S.C. § 1343	Wire Fraud
42 U.S.C. § 7413(c)(2)(A)	Clean Air Act False Statement

I hereby certify that the foregoing is a true copy of the original on file in this Office.  
CLERK, U.S. DISTRICT COURT  
EASTERN DISTRICT OF MICHIGAN

This criminal complaint is based on these facts:  
SEE ATTACHED AFFIDAVIT.

BY: *[Signature]*  
Deputy

Continued on the attached sheet.

\_\_\_\_\_  
*Complainant's signature*

Special Agent Lynn Rademacher-Gault  
*Printed name and title*

Sworn to before me and signed in my presence.

Date: July 6, 2017

**DAVID R. GRAND**

\_\_\_\_\_  
*Judge's signature*

City and state: Detroit, MI

David R. Grand, U.S. Magistrate Judge  
*Printed name and title*



## AFFIDAVIT

I, Lynn Rademacher-Gault, being first duly sworn, hereby declare and state as follows:

### INTRODUCTION

1. I am a federal law enforcement officer of the United States authorized to conduct investigations and make arrests.

2. I am a Special Agent (SA) with the United States Environmental Protection Agency (EPA), Criminal Investigation Division, assigned to the Detroit, Michigan, Resident Office. I have been employed as a Special Agent with the EPA since February 2002. Upon becoming a Special Agent with the EPA, I completed sixteen weeks of intensive training at the Federal Law Enforcement Training Center, Glynco, Georgia. This training included instruction in search and seizure law and execution of search warrants, as well as extensive training in environmental law, including the Clean Air Act, codified at Title 42, United States Code, Sections 7412 and 7413, and its related regulations.

3. As a Special Agent, I have participated in various investigations and prosecutions pertaining to conspiracy to defraud the United States, wire fraud, and Clean Air Act violations, including violations of Title 18, United States Code, Section 371 (Conspiracy to Defraud the United States and Conspiracy to Commit an Offense Against the United States); Title 18, United States Code, Section 1343

(Wire Fraud); and Title 42, United States Code, Section 7413 (Clean Air Act violation). I have participated in investigations relating to violations of the environmental criminal statutes and have participated in the execution of numerous search warrants.

4. I am investigating a scheme perpetrated by current and former employees of Volkswagen AG (“VW AG”) and its subsidiaries, including Volkswagen Group of America (“VWGoA”), Audi AG (“Audi”) and affiliates (collectively “VW”) and others to impair and impede the lawful functions of the EPA, defraud U.S. customers of VW’s diesel vehicles, and violate the Clean Air Act. Specifically, from in or about 2006 until at least in or about 2015, VW falsely represented to the EPA and the California Air Resource Board (“CARB”) (together with the EPA, “U.S. regulators”) and its U.S. customers that its diesel-engine vehicles met applicable U.S. emissions standards and were otherwise “clean diesel,” when in fact they were not. Deceiving U.S. regulators allowed VW to sell vehicles in the United States even though they emitted harmful toxins into the environment in violation of the Clean Air Act.

#### **PURPOSE OF AFFIDAVIT**

5. This affidavit is made in support of a criminal complaint, establishing probable cause for the arrest of ZACCHEO GIOVANNI PAMIO for knowingly