

**KEVIN D. MARLOWE, U.S. Department of Defense**

Kevin D. Marlowe is the former chief of plans, Requirements and Acquisitions for the Defense Information Systems Agency (“DISA”),<sup>1</sup> an agency within the Department of Defense responsible for communications and computer systems in the military.<sup>2</sup> It maintains a regional data processing center at the naval base in Mechanicsburg, Pennsylvania.<sup>3</sup> As the chief procurement manager for the agency, Mr. Marlowe was responsible for ensuring that the military received the “best value.” According to prosecutors, however, Mr. Marlowe was actually “concerned with lining his own pockets.”<sup>4</sup>

Over the course of four years, Mr. Marlowe and his family received \$500,000<sup>5</sup> in secret payments and other benefits from Vector Systems, a small defense company “whose only source of revenue came from government contracts” that Mr. Marlowe obtained for it.<sup>6</sup> Mr. Marlowe owned a “secret financial interest” in Vector Systems<sup>7</sup> and was able to steer \$18.1 million to the company.<sup>8</sup> In return, Mr. Marlowe had use of a Vector credit card with which he financed vacations and created a secret trust fund solely for himself and his wife.<sup>9</sup>

According to court records, Mr. Marlowe’s criminal scheme started when he attempted to convince his supervisor to purchase software that he and Benjamin D. Share, the owner of Vector, were selling for \$1 million.<sup>10</sup> Months later, a DISA audit found “several questionable” transactions by Mr. Marlowe that benefitted Vector.<sup>11</sup> As a result, DISA’s inspector general

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<sup>1</sup> U.S. Department of Justice, Press Release, Senior Government Official and Local Attorney Sentenced in Connection With \$18.1 Million Contract Procurement Fraud at Navy Base in Mechanicsburg, PA, March 28, 2006 [hereinafter “DOJ Press Release”]. (Exhibit 1)

<sup>2</sup> Elizabeth Evans, Dillsburg Man Sentenced in Navy Scam, *The York Dispatch*, March 29, 2006. (Exhibit 2)

<sup>3</sup> DOJ Press Release.

<sup>4</sup> U.S. v. Marlowe, Crim No. 04-285-SHR, Government Sentencing Memorandum, p. 10 (M.D. Pa. Mar. 24, 2006) [hereinafter “Gov’t Sentencing Memo”]. (Exhibit 3)

<sup>5</sup> Id., p. 4.

<sup>6</sup> Id., p. 2.

<sup>7</sup> Id.

<sup>8</sup> DOJ Press Release.

<sup>9</sup> Id.

<sup>10</sup> Gov’t Sentencing Memo, p. 10.

<sup>11</sup> Id.

suspended Mr. Marlowe's contract authority.<sup>12</sup> Mr. Marlowe's response was to file a gender discrimination suit that targeted some of his former colleagues. He alleged that female staff were spreading misleading information "concerning allegations of criminal conduct."<sup>13</sup> After the case was settled, Mr. Marlowe continued to steer contracts to Vector; a data-mining investigation revealed that 31% of the data processing center's contracts were directed to Vector.<sup>14</sup>

Mr. Marlowe pleaded guilty to conspiracy to defraud the United States, wire fraud, conflict of interest and perjury<sup>15</sup> and was sentenced to more than 12 years in prison.<sup>16</sup> Vector's owner, Benjamin Share, was sentenced to 10 years in prison for his role in the fraudulent scheme.<sup>17</sup> Mr. Marlowe was also found guilty for participating in two other schemes: making false statements to the Social Security Administration and defrauding a New Jersey environmental remediation firm.<sup>18</sup>

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<sup>12</sup> Id., pp. 10-11.

<sup>13</sup> Id., p. 11.

<sup>14</sup> Gov't Sentencing Memo, p. 11.

<sup>15</sup> U.S. v. Marlowe, Crim No. 04-285-SHR, Plea Agreement, pp. 2-3 (M.D. Pa. Sept. 13, 2005). (Exhibit 4)

<sup>16</sup> U.S. v. Marlowe, Crim No. 04-285-SHR, Judgment, p. 3 (M.D. Pa. Apr. 2, 2006). (Exhibit 5)

<sup>17</sup> Id.

<sup>18</sup> DOJ Press Release.