

United States District Court

FOR THE
NORTHERN DISTRICT OF CALIFORNIA

VENUE: SAN FRANCISCO

FILED

MAY 07 2013

UNITED STATES OF AMERICA,

V.

RICHARD W. WIEKING
CLERK, U.S. DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

CR 13 293

JST

BLESSED MARVELOUS HERVE,
a/k/a RODRIGUE HERVE NGANDOU,
a/k/a HERVE RODRIGUE NGANDOU,
a/k/a BLESSED ROLL HERVE,

DEFENDANT(S).

INDICTMENT

VIOLATION:

Title 18, United States Code, Section 1343 - Wire Fraud

A true bill.

J. Scheer

Foreman

Filed in open court this 7 day of

May 2013

K. L. F. J.

KAREN L. F. J.

JOSEPH C. SPERO

Clerk

UNITED STATES MAGISTRATE JUDGE

Bail, \$ *no proem*

DEFENDANT INFORMATION RELATIVE TO A CRIMINAL ACTION - IN U.S. DISTRICT COURT

BY: ☐ INFORMATION ☒ INDICTMENT

Matter Sealed: ☐ Juvenile ☐ Other than Juvenile

☐ Pre-Indictment Plea ☐ Superseding ☐ Defendant Added

☐ Indictment ☐ Charges/Counts Added

☐ Information

Name of District Court, and/or Judge/Magistrate Location (City)

UNITED STATES DISTRICT COURT San Francisco

DISTRICT OF Northern California Divisional Office

Name and Office of Person
Furnishing Information on
THIS FORM MELINDA HAAG

☒ U.S. Atty ☐ Other U.S. Agency

Phone No. _____

Name of Asst.
U.S. Attorney Hallie Hoffman

(if assigned)

PROCEEDING

Name of Complainant Agency, or Person (& Title, if any)
Federal Bureau of Investigation

☐ person is awaiting trial in another Federal or State Court
(give name of court)

☐ this person/proceeding transferred from another district
per (circle one) FRCrP 20, 21 or 40. Show District

☐ this is a reprosecution of charges
previously dismissed which were
dismissed on motion of:

☐ U.S. Atty ☐ Defense

☐ this prosecution relates to a
pending case involving this same
defendant. (Notice of Related
Case must still be filed with the
Clerk.)

☒ prior proceedings or appearance(s)
before U.S. Magistrate Judge
regarding this defendant were
recorded under

SHOW
DOCKET NO.

MAG. JUDGE
CASE NO.

13-70456 NJV

Place of
offense

County

CASE NO. FILEDUSA vs. BLESSED MARVELOUS HERVE,

a/k/a RODRIGUE HERVE NGANDOU,
a/k/a HERVE RODRIGUE NGANDOU,
a/k/a BLESSED ROLL HERVE

Defendant:

Address:

☐ Interpreter Required Dialect: _____

Birth
Date _____

☐ Male ☐ Alien
☐ Female (if applicable)

Social Security Number _____

DEFENDANT

Issue: ☐ Warrant ☐ Summons

Location Status:

Arrest Date 4/24/2013 or Date Transferred to Federal Custody _____

☒ Currently in Federal Custody

☐ Currently in State Custody

☐ Writ Required

☐ Currently on bond

☐ Fugitive

Defense Counsel (if any): Edward Hu

☒ FPD ☐ CJA ☐ RET'D

☐ Appointed on Target Letter

☐ This report amends AO 257 previously submitted

OFFENSE CHARGED - U.S.C. CITATION - STATUTORY MAXIMUM PENALTIES - ADDITIONAL INFORMATION OR COMMENTS

Total # of Counts 9

Set	Title & Section/Offense Level (Petty = 1 / Misdemeanor = 3 / Felony = 4)	Description of Offense Charged	Count(s)
	18 U.S.C § 1343, 4, see back	Wire Fraud	1

***United States v. Blessed Marvelous HERVE, a/k/a Rodrigue Herve Ngandou,
a/k/a Herve Rodrigue Ngandou, a/k/a Blessed Roll Herve***

Attachment to Penalty Sheet

MAXIMUM PENALTIES (Each Count)

Count One: (Title 18, United States Code, Section 1343 – Wire Fraud)

Imprisonment: 20 years

Fine: \$250,000 (or twice the value of the property involved in the offense,
whichever is greater)

Supervised Release: 3 years

Special Assessment: \$100

Restitution: To be determined by the Court

MELINDA HAAG (CSBN 132612)
United States Attorney

FILED

MAY 07 2013

RICHARD W. WIEKING
CLERK, U.S. DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION

JST

UNITED STATES OF AMERICA,)
)
Plaintiff,)
)
v.)
)
BLESSED MARVELOUS HERVE,)
a/k/a RODRIGUE HERVE NGANDOU,)
a/k/a HERVE RODRIGUE NGANDOU,)
a/k/a BLESSED ROLL HERVE,)
)
Defendant.)

No. CR

CR 13 293

VIOLATION: Title 18, United States Code,
Section 1343—Wire Fraud

SAN FRANCISCO VENUE

INDICTMENT

The Grand Jury charges:

At all times relevant to this Indictment, unless otherwise indicated:

Introductory Allegations

1. Blessed Marvelous HERVE (a/k/a RODRIGUE HERVE NGANDOU,
a/k/a HERVE RODRIGUE NGANDOU, a/k/a BLESSED ROLL HERVE) (hereinafter
“HERVE”), was born in the Republic of the Congo, granted asylum in the United States on
March 5, 1999, and received United States citizenship on March 26, 2013.

//

INDICTMENT

1 2. Victim 1 was a licensed real estate broker doing business in the luxury home sales
2 market in Marin County, California.

3 3. Victim 2 was the girlfriend of Victim 1.

4 The Scheme to Defraud

5 4. From approximately 2006 through approximately November 2012, HERVE
6 devised and executed a scheme to defraud Victim 1 and Victim 2 out of approximately \$1.6
7 million through a series of false and fraudulent statements, representations, and promises. In
8 furtherance of his scheme, and to induce the victims to give him money, HERVE made material
9 misrepresentations, false statements, misrepresentations, and false promises, and he omitted and
10 concealed various material facts. These false statements included, but were not limited to, the
11 following:

12 a. HERVE falsely and fraudulently represented to Victim 1 that HERVE's
13 father was the President of the Congo, a multi-billionaire, and was interested in buying millions
14 of dollars in real estate in the Bay Area with the assistance of Victim 1;

15 b. HERVE falsely and fraudulently represented to Victim 1 that the United
16 States government had recently seized HERVE's assets, in excess of \$43,000,000, and that
17 HERVE needed Victim 1's financial assistance to prevail in the federal court case to gain access
18 to the \$43,000,000;

19 c. HERVE signed four promissory notes promising to pay Victim 1 bonus
20 sums of \$500,000 and \$1,000,000 in exchange for Victim 1's financial support of HERVE's
21 quest to obtain the \$43,000,000 that the government had supposedly seized;

22 d. HERVE falsely and fraudulently claimed to live at the Four Seasons Hotel in
23 San Francisco, and HERVE had Victim 1 drive him from the Four Seasons to his alleged court
24 hearings at the federal building in San Francisco;

25 e. HERVE falsely and fraudulently told Victim 1 that Victim 1 could not
26 observe HERVE's court proceedings because they were secret and were being conducted
27 pursuant to the authority of the United States Foreign Surveillance Act;

28 //

1 f. HERVE falsely and fraudulently represented to Victim 1 and Victim 2 that
2 because of HERVE's federal court case HERVE was in federal prison from 2009 through 2012;

3 g. HERVE falsely and fraudulently solicited funds from Victim 2 to assist
4 with HERVE's alleged ongoing court proceedings and his incarceration, and to release his seized
5 millions. HERVE promised Victim 2 full repayment of her money plus a bonus of \$1,000,000
6 and a luxury car upon the completion of his federal case and release of his funds;

7 h. in October 2012, HERVE solicited and received \$47,000 from Victim
8 2 after HERVE falsely and fraudulently claimed he needed these funds to pay the Internal
9 Revenue Service to satisfy the final judgment entered against him, and that this final payment
10 would result in the release of his funds.

11 COUNT ONE: (18 U.S.C. § 1343 – Wire Fraud)

12 5. Paragraphs 1 through 4 are realleged and incorporated as if fully set forth here.

13 6. On or about October 4, 2012, in the Northern District of California and
14 elsewhere, the defendant,

15 BLESSED MARVELOUS HERVE,
16 a/k/a RODRIGUE HERVE NGANDOU,
17 a/k/a HERVE RODRIGUE NGANDOU,
18 a/k/a BLESSED ROLL HERVE,

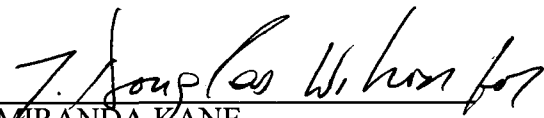
19 for the purpose of executing his material scheme and artifice to defraud, and to obtain money and
20 property from his victims by means of materially false and fraudulent pretenses, representations,
21 and promises, and by omitting and concealing material facts, did knowingly transmit and cause to
22 be transmitted a wire communications in interstate commerce, namely, \$47,000 wired from
23 Victim 2's bank account, ending in 5664, at Chase Bank in Florida, to HERVE's bank account,
24 ending in 2556, at Citibank in San Francisco, California, in violation of Title 18, United States
25 Code, Section 1343.

26 DATED: May 7, 2013

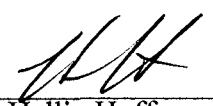
A TRUE BILL.

27
28 
FOREPERSON

1 MELINDA HAAG
2 United States Attorney

3 
4 MIRANDA KANE

Chief, Criminal Division

5
6 (Approved as to form: )

AUSA Hallie Hoffman

United States District Court
Northern District of California

FILED

MAY 07 2013

CRIMINAL COVER SHEET

RICHARD W. WIEKING
CLERK, U.S. DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

Instructions: Effective January 3, 2012, this Criminal Cover Sheet must be completed and submitted, along with the Defendant Information Form, for each new criminal case. Please place this form on top of the Defendant Information Form.

Case Name:

Case Number:

USA v. Blessed Marvelous Herve, a/k/a Rodrigue Herve Ngandou,
a/k/a Herve Rodrigue Ngandou, a/k/a Blessed Rodrigue Ngandou

CR 13 293**JST**

Total Number of Defendants:

Is This Case Under Seal?

1 ☒ 2-7 _____ 8 or more _____

Yes _____ No ☒

Does this case involve ONLY charges under 8 U.S.C. § 1325 and/or 1326?

Venue (Per Crim. L.R. 18-1):

Yes _____ No ☒

SF ☒ OAK _____ SJ _____

Is this a death-penalty-eligible RICO Act gang case?

Assigned AUSA (Lead Attorney):

Yes _____ No ☒

Hallie Hoffman

Comments:

Date Submitted:

May 7, 2013