

**IN THE UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF TEXAS  
DALLAS DIVISION**

<b>UNITED STATES OF AMERICA,</b>	)	
	)	
<b>Plaintiff,</b>	)	<b>CIVIL ACTION NO. 3:17-cv-3182</b>
	)	
<b>v.</b>	)	
	)	<b>COMPLAINT TO REVOKE</b>
<b>EMMANUEL OLUGBENGA</b>	)	<b>NATURALIZATION</b>
<b>OMOPARIOLA,</b>	)	
	)	
<b>Defendant.</b>	)	

Plaintiff, the United States of America, by its attorneys Amber Woodward, Office of the United States Attorney for the Northern District of Texas, and Troy D. Liggett, Office of Immigration Litigation of the U.S. Department of Justice, alleges as follows:

**PRELIMINARY STATEMENT OF THE CASE**

Before he became a citizen of the United States, Defendant Emmanuel Olugbenga Omopariola engaged in criminal activity that he concealed throughout the naturalization process and that disqualified him from U.S. citizenship. On October 4, 2002, before he filed his naturalization application, Omopariola made unlawful sexual contact with a seven-year-old child, in violation of Tex. Penal Code § 21.11. Yet when Omopariola filed his naturalization application nine months later, he indicated that he had never committed a crime for which he had not been arrested. In 2014, after Omopariola naturalized, he was arrested for the foregoing crime. On October 18, 2015, Omopariola pleaded guilty with adjudication deferred to Indecency with a Child – Sexual Contact, a felony in the second degree, in violation of Tex. Penal Code § 21.11, and was sentenced to five years’ community supervision and placed on the Sex Offender Registry. Because Omopariola admittedly committed and was convicted of an

unlawful act during the period he was required to demonstrate good moral character, he illegally procured his U.S. citizenship.

With the attached affidavit showing good cause, the United States of America brings this civil action on the grounds that Omopariola illegally procured his naturalization and willfully misrepresented and concealed material facts about his unlawful acts during the naturalization process. Under 8 U.S.C. § 1451(a), the United States seeks to revoke and set aside the order admitting Omopariola to citizenship and to cancel his certificate of naturalization.

### **PARTIES, JURISDICTION, AND VENUE**

1. This is an action filed under 8 U.S.C. § 1451(a) to revoke and set aside the order admitting Emmanuel Olugbenga Omopariola to United States citizenship and to cancel his Certificate of Naturalization No. 28335856.

2. This Court has subject-matter jurisdiction under 28 U.S.C. § 1345 for this cause of action under 8 U.S.C. § 1451(a).

3. Plaintiff is the United States of America.

4. Defendant is a naturalized United States citizen whose last known residential address is in Grand Prairie, Texas, which is within the jurisdiction and venue of this Court.

5. Venue is proper in the Northern District of Texas under 8 U.S.C. § 1451(a) and 28 U.S.C. § 1391 because Omopariola's last known residence is in this District.

6. The affidavit of Adrian Salgado, Deportation Officer with Enforcement and Removal Operations, U.S. Immigration and Customs Enforcement ("ICE"), which is within the U.S. Department of Homeland Security ("DHS"), showing good cause for this action, as required by 8 U.S.C. § 1451(a), is attached as Ex. A.

## FACTUAL BACKGROUND

### A. Omopariola's Criminal Activity

7. On September 5, 2014, Omopariola was arrested by officers of the Dallas County, Texas, Sheriff's Department and arraigned on a charge of Indecency with a Child – Sexual Contact, in violation of Tex. Penal Code § 21.11(a)(1). Arrest and Charging Documents, *State of Texas v. Emmanuel Omopariola*, No. F-03-01204-R (“*Omopariola*”) (265th Judicial Dist. Ct., Dallas Co., Tex.), attached as Ex. B.

8. On August 18, 2015, Omopariola entered a plea agreement with the state's attorney whereby he would plead guilty to Indecency with a Child – Sexual Contact, a second degree felony in violation of Texas Penal Code Ann. § 21.11, register as a sex offender, and be sentenced to five years of community supervision for the indecent contact he had with the seven-year-old victim. Plea Agreement, *Omopariola* (Aug. 18, 2015), attached as Ex. C.

9. With the plea agreement, Omopariola signed a judicial confession admitting that on October 4, 2002, in Dallas County, Texas, he did unlawfully, intentionally, and knowingly engage in sexual contact with a child younger than 17 years and not then his spouse, by contact between the buttocks of the victim and Omopariola's genitals with the intent to arouse and gratify his sexual desire. Judicial Confession, *Omopariola* (Aug. 18, 2015), attached as Ex. D.

10. On August 18, 2015, Omopariola pleaded guilty in the District Court of Dallas County, Texas, to Indecency with a Child – Sexual Contact in violation of Tex. Penal Code § 21.11(a)(1), and the court entered an Order of Deferred Adjudication requiring Omopariola to serve five years' deferred probation, pay a fine of \$2,000, and register as a sex offender. Order of Deferred Adjudication and Conditions of Community Supervision, *Omopariola* (Aug. 18, 2015), attached as Ex. E.

**B. Omopariola's Unlawful Naturalization**

11. Omopariola is a native of Nigeria and became a permanent resident of the United States on February 28, 1996.

12. On or about May 12, 2003, Omopariola filed a Form N-400, Application for Naturalization, with U.S. Citizenship and Immigration Services ("USCIS"). *See* Form N-400, attached as Ex. F.

13. Question 15 of Part D, Section 10 of the naturalization application asked if the applicant had "EVER committed a crime or offense for which you were NOT arrested?" (emphasis in original).

14. Omopariola checked the box "No" to answer Question 15 of Part D, Section 10 of the naturalization application.

15. On or about May 7, 2003, Omopariola signed the naturalization application under penalty of perjury, thereby certifying that his answers to the questions therein were true and correct.

16. On May 7, 2004, an immigration officer interviewed Omopariola on his naturalization application, and at the end of the interview Omopariola again signed the application attesting under penalty of perjury that the contents of the application were true and correct.

17. On May 7, 2004, USCIS approved Omopariola's naturalization application.

18. On July 1, 2004, Omopariola took the Oath of Allegiance to the United States, was admitted as a citizen of the United States, and USCIS issued Certificate of Naturalization No. 28335856 in the name of Emmanuel Olugbenga Omopariola. Certificate of Naturalization, attached as Ex. G.

## GOVERNING LAW

### A. Congressionally Imposed Prerequisites to the Acquisition of Citizenship

19. No alien has a right to naturalization “unless all statutory requirements are complied with.” *United States v. Ginsberg*, 243 U.S. 472, 474-75 (1917).

20. The Supreme Court has underscored that “[t]here must be strict compliance with all the congressionally imposed prerequisites to the acquisition of citizenship.” *Fedorenko v. United States*, 449 U.S. 490, 506 (1981).

21. Congress mandated that an individual may not naturalize unless that person “during all periods referred to in this subsection has been and still is a person of good moral character . . . .” *See* 8 U.S.C. § 1427(a)(3); 8 C.F.R. § 316.10(a)(1)

22. The required statutory period for good moral character begins five years before the date the applicant files the application for naturalization, and continues until the applicant takes the Oath of Allegiance and becomes a United States citizen (commonly called the “statutory period”). 8 U.S.C. § 1427(a)(3); 8 C.F.R. § 316.10(a)(1).

23. Although Congress has not specifically defined what constitutes good moral character for naturalization purposes, the Immigration and Nationality Act list certain classes of applicants who cannot be found to have the requisite good moral character. 8 U.S.C. § 1101(f).

24. Further, Congress created a “catch-all” good moral character provision, which states, “[t]he fact that any person is not within any of the foregoing classes shall not preclude a finding that for other reasons such person is or was not of good moral character.” 8 U.S.C. § 1101(f).

25. Under the catch-all provision, an individual who commits an unlawful act during the statutory period that adversely reflects upon his or her moral character cannot meet the good

moral character requirement, unless he or she proves the existence of extenuating circumstances. 8 C.F.R. § 316.10(b)(3)(iii).

26. “[A] conviction during the statutory period is not necessary for a finding that an applicant lacks good moral character. It is enough that the offense was ‘committed’ during that time.” *United States v. Suarez*, 664 F.3d 655, 661 (7th Cir. 2011) (discussing 8 C.F.R. § 316.10(b)(3)(iii)).

27. Nevertheless, an individual who is convicted is collaterally estopped from contesting all facts that were essential to proving the elements of the crime. *See Johnson v. Sawyer*, 47 F.3d 716, 722 n.13 (5th Cir. 1995) (en banc).

#### **B. The Denaturalization Statute**

28. Recognizing that there are situations where an individual has naturalized despite failing to comply with all congressionally imposed prerequisites to the acquisition of citizenship or by concealing or misrepresenting facts that are material to the decision on whether to grant his or her naturalization application, Congress enacted 8 U.S.C. § 1451.

29. Under 8 U.S.C. § 1451(a), this Court must revoke an order of naturalization and cancel the individual’s Certificate of Naturalization if his or his naturalization was *either*:

- a. illegally procured, *or*
- b. procured by concealment of a material fact or by willful misrepresentation.

30. Failure to comply with any of the congressionally imposed prerequisites to the acquisition of citizenship renders the citizenship “illegally procured.” *Fedorenko*, 449 U.S. at 506.

31. Naturalization was procured by concealment of a material fact or by willful misrepresentation, where: (1) the naturalized citizen misrepresented or concealed some fact during the naturalization process; (2) the misrepresentation or concealment was willful; (3) the fact was material; and (4) the naturalized citizen procured citizenship as a result of the misrepresentation or concealment. *Kungys v. United States*, 485 U.S. 759, 767 (1988).

32. Where the government establishes that the defendant's citizenship was procured illegally or by willful misrepresentation of material facts, "district courts lack equitable discretion to refrain from entering a judgment of denaturalization." *Fedorenko*, 449 U.S. at 517.

## **CAUSES OF ACTION**

### **COUNT I**

#### **ILLEGAL PROCUREMENT OF NATURALIZATION LACK OF GOOD MORAL CHARACTER (Unlawful Acts Adversely Reflecting on Moral Character)**

33. The United States re-alleges and incorporates by reference paragraphs 1 through 32 of this Complaint.

34. To be eligible for naturalization, Omopariola must have shown that he was a person of good moral character from May 12, 1998 (five years before he filed his naturalization application) until he naturalized on July 1, 2004. 8 U.S.C. § 1427(a)(3).

35. Omopariola could not establish the requisite good moral character for naturalization if he committed unlawful acts during the statutory period that reflected adversely on his moral character and there were no extenuating circumstances. 8 U.S.C. § 1101(f) (catch-all provision); 8 C.F.R. § 316.10(b)(3)(iii).

36. Omopariola could not establish the requisite good moral character for naturalization because he knowingly and intentionally made unlawful sexual contact with a

seven-year-old child in violation of Texas Penal Code Ann. § 21.11, which adversely reflected on his moral character and for which there are no extenuating circumstances. *See* 8 U.S.C. § 1101(f); 8 C.F.R. § 316.10(b)(3)(iii).

37. The regulatory catch-all provision for unlawful acts at 8 C.F.R. § 316.10(b)(3)(iii) applies to Omopariola because he committed the unlawful acts on October 4, 2002, during the statutory period before he was naturalized, even though he pleaded guilty/nolo-contendere to those crimes and was convicted after he was granted citizenship.

38. An individual illegally procured naturalization if he committed unlawful acts during the statutory period before he was naturalized, even if he was convicted of those crimes after he was granted citizenship. *See, e.g., United States v. Mwalumba*, 688 F. Supp. 2d 565, 570 (N.D. Tex. 2010).

39. Because Omopariola committed unlawful acts that adversely reflected on his moral character during the statutory period and he cannot demonstrate extenuating circumstances, he was barred under 8 U.S.C. § 1101(f) and 8 C.F.R. § 316.10(b)(3)(iii) from showing that he had the good moral character necessary to become a naturalized United States citizen.

40. Because Omopariola could not establish that he was a person of good moral character during the statutory period, he was ineligible for naturalization under 8 U.S.C. § 1427(a)(3).

41. Because Omopariola was ineligible to naturalize, he illegally procured his naturalization and this Court must revoke his citizenship under 8 U.S.C. § 1451(a).

**COUNT II**

**PROCUREMENT OF UNITED STATES CITIZENSHIP BY  
CONCEALMENT OF A MATERIAL FACT OR  
WILLFUL MISREPRESENTATION**

42. The United States re-alleges and incorporates by reference paragraphs 1 through 39 of this Complaint.

43. Under 8 U.S.C. § 1451(a), this Court must revoke Omopariola's citizenship and cancel his Certificate of Naturalization if he procured his naturalization by concealment of a material fact or by willful misrepresentation.

44. As set forth above, Omopariola willfully misrepresented and concealed throughout the naturalization process, the unlawful and intentional sexual contact he made with a seven-year-old child on October 4, 2002.

45. At no point during the naturalization process did Omopariola disclose that he engaged in unlawful sexual contact with a seven-year-old child on October 4, 2002, for which he had not been arrested.

46. Omopariola's misrepresentation and concealment of his unlawful activity were material to his naturalization application because they would have had a natural tendency to influence USCIS's decision whether to approve his naturalization application. Indeed, Omopariola's conduct rendered him ineligible for citizenship.

47. Had Omopariola disclosed his criminal conduct, USCIS would have denied his application for naturalization.

48. Omopariola therefore procured his naturalization by concealment of material facts and willful misrepresentations, and this Court must revoke his citizenship under 8 U.S.C. § 1451(a).

**PRAYER FOR RELIEF**

**WHEREFORE**, the United States of America respectfully requests:

- (1) A declaration that Omopariola procured his citizenship illegally;
- (2) A declaration that Omopariola procured his citizenship by concealment of material facts and by willful misrepresentation;
- (3) Judgment revoking and setting aside the order admitting Omopariola to citizenship and canceling Certificate of Naturalization No. 28335856, effective as of the original date of the order and certificate, July 1, 2004.
- (4) Judgment forever restraining and enjoining Omopariola from claiming any rights, privileges, benefits, or advantages related to United States citizenship that he obtained as a result of his July 1, 2004 naturalization;
- (5) Judgment requiring Omopariola to surrender and deliver, within ten days of the entry of judgment against him, his Certificate of Naturalization No. 28335856 and any copies thereof in his possession—and to make good faith efforts to recover and immediately surrender any copies thereof that he knows are in the possession of others—to the Attorney General, or his designated representative, including undersigned counsel;
- (6) Judgment requiring Omopariola to surrender and deliver, within ten days of the entry of judgment against him, any other indicia of United States citizenship (including, but not limited to, U.S. passports, voter registration cards, and other relevant documents, whether current or expired), and any copies thereof in his possession—and to make good faith efforts to recover and then surrender any copies thereof that he knows are in the possession of others—to the Attorney General, or his designated representative, including undersigned counsel; and

(7) Judgment granting the United States such other relief that may be lawful and proper in this case.

DATED: November 21, 2017

ERIN NEALY COX  
United States Attorney

By: /s/ Amber Woodward  
AMBER WOODWARD  
Assistant United States Attorney  
Northern District of Texas  
Missouri Bar No. 64250  
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Respectfully Submitted,

CHAD A. READLER  
Principal Deputy Assistant Attorney General

WILLIAM A. PEACHEY  
Director, District Court Section  
Office of Immigration Litigation

TIMOTHY M. BELSAN  
Deputy Chief, National Security &  
Affirmative Litigation Unit  
District Court Section

By: /s/ Troy D. Liggett  
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Attorneys for Plaintiff  
United States of America

# **EXHIBIT A**

UNITED STATES OF AMERICA )  
 )  
DALLAS, TEXAS )  
 )  
In the Matter of the Revocation )  
of the Naturalization of )  
 )  
Emmanuel Olugbenga OMOPARIOLA )  
 )  
A [REDACTED] 274 )

AFFIDAVIT OF GOOD CAUSE

I, Adrian Salgado, declare under penalty of perjury as follows:

- I. I am a Deportation Officer with the U.S. Department of Homeland Security (“DHS”), Immigration and Customs Enforcement (“ICE”), Enforcement and Removal Operations (“ERO”). In this capacity, I have access to the official records of DHS/ICE, including the alien file of Emmanuel Olugbenga Omopariola, A [REDACTED] 274 (“Mr. Omopariola”).
- II. I have examined the records relating to Mr. Omopariola’s case. Based upon my review of these records, I state on information and belief that the information set forth in this Affidavit of Good Cause is true and correct.

**Factual Background**

- III. On or about May 12, 2003, Mr. Omopariola filed an application for naturalization, Form N-400, with the United States Citizenship and Immigration Services (“USCIS”)<sup>1</sup> in Dallas, Texas.

<sup>1</sup> On March 1, 2003, the Immigration and Naturalization Service (“INS”) ceased to exist as an agency within the Department of Justice and its functions were transferred to the Department of Homeland Security (“DHS”). See Homeland Security Act of 2002, Pub.L.No. 107-296, 116 Stat. 2135 (Nov. 25, 2002). The N-400 filed by Mr. Omopariola references INS, but based on the date of the filing it was technically filed with USCIS.

- A. On May 7, 2004, Mr. Omopariola was interviewed under oath regarding the contents of his naturalization application. At the conclusion of the interview, Mr. Omopariola signed the application again, swearing that it was true to the best of his knowledge and belief.
- B. On May 7, 2004, on the basis of the application and interview, USCIS approved Mr. Omopariola's Form N-400 application for naturalization. Following the approval of his application for naturalization, USCIS sent Mr. Omopariola a Form N-445 Notice of Naturalization Oath Ceremony.
- C. On July 1, 2004, prior to taking the oath of allegiance, Mr. Omopariola completed and signed the Form N-445, certifying that his answers to the questions on the form were true and correct. Mr. Omopariola then took the oath of citizenship on July 1, 2004, and was issued a Certificate of Naturalization, number 28335856.

#### **Illegal Procurement**

- IV. Mr. Omopariola's citizenship should be revoked because it was illegally procured. 8 U.S.C. § 1451(a). Naturalization is illegally procured if the naturalized citizen was statutorily ineligible to become a citizen. *See Fedorenko v. United States*, 449 U.S. 490, 506-07 (1981). To be eligible for citizenship, Mr. Omopariola was required to prove that he was a person of good moral character during the statutory period—five years prior to the filing of his application for naturalization until the time he took the oath of allegiance, or May 12, 1998 to July 1, 2004. 8 U.S.C. § 1427(a); 8 C.F.R. § 316.10(a)(1). Mr. Omopariola illegally procured his naturalization because he could not have established that he was a person of good moral character during that period, as required by 8 U.S.C. § 1427(a)(3).

A. Mr. Omopariola could not have established that he was a person of good moral character during the statutory period because he committed unlawful acts that adversely reflected upon his moral character.

1. An applicant for naturalization is precluded from establishing good moral character if, during the statutory period, he commits unlawful acts that adversely reflect upon his moral character, unless there are extenuating circumstances. *See* 8 U.S.C. § 1101(f); 8 C.F.R. § 316.10(b)(3)(iii).
2. During the statutory period, Mr. Omopariola committed criminal acts that adversely reflected upon his moral character.
3. According to the Judicial Confession he signed on August 18, 2015, Mr. Omopariola “unlawfully, intentionally, and knowingly engage[d] in sexual contact with ... a child younger than 17 years ... by contact between the buttocks of the complainant and the genitals of the defendant, with the intent to arouse and gratify the sexual desire of the defendant.” The Plea Agreement filed with the Judicial Confession indicates that the victim was 7 years old at the time of the offense.
4. This unlawful act undoubtedly reflects poorly on Mr. Omopariola’s moral character.
5. This unlawful act was committed on October 4, 2002, during the statutory period.

**Willful Misrepresentation or Concealment of Material Facts**

V. Additionally, Mr. Omopariola’s citizenship should be revoked because it was procured by willful misrepresentation and concealment of material facts. 8 U.S.C. § 1451(a).

A. Mr. Omopariola willfully misrepresented and concealed his criminal activities during his naturalization proceedings.

1. Question 15 on page 8 of the N-400 Application for Naturalization asks “Have you **EVER** committed a crime or offense for which you were **NOT** arrested?” Mr. Omopariola marked “no” to this question.
2. Mr. Omopariola made a willful misrepresentation and concealed material facts when he originally submitted his Form N-400 to USCIS on or about May 12, 2003.
3. Mr. Omopariola further made a willful misrepresentation and concealed material facts when he was interviewed regarding his N-400 application on May 7, 2004. Part 13 on page 10 of the N-400 is entitled “Signature at Interview.” This section states “I swear (affirm) and certify under penalty of perjury under the laws of the United States of America that I know the contents of this application for naturalization subscribed by me” and such answers “are true and correct to the best of my knowledge and belief.” Mr. Omopariola signed this section at the time of his interview on May 7, 2004, certifying all the answers on his N-400 were true and correct.
4. Mr. Omopariola’s answer to question 15 on page 8 of the N-400 Application for Naturalization (“Have you **EVER** committed a crime or offense for which you were **NOT** arrested?”) was not true and correct.
5. Mr. Omopariola later admitted that he had committed Indecency with a Child Sexual Contact on October 4, 2002. As such, Mr. Omopariola had committed a crime (Indecency with a Child Sexual Contact) for which he had

not been arrested at the time he submitted the application in 2003 and at the time he was interviewed for the application in 2004.

6. Mr. Omopariola's answer to question 15 on page 8 of the N-400 Application for Naturalization was false, and it was a willful misrepresentation and concealment of material facts.

- B. Mr. Omopariola's misrepresentations and concealment of his criminal act was material to determining his eligibility for naturalization because they would have had the natural tendency to influence the decision of USCIS whether to approve his naturalization application and allow him to take the oath. *See Kungys v. United States*, 485 U.S. 759, 772 (1988). As explained in Part IV, Mr. Omopariola's criminal act would have prevented him from establishing the requisite good moral character for naturalization. Thus, had Mr. Omopariola been truthful on his Form N-400, he would not have been allowed to naturalize.
- C. Mr. Omopariola procured his naturalization by misrepresenting and concealing his criminal acts.

### **Conclusion**

- VI. Based on the facts outlined in the foregoing paragraphs, good cause exists to: (a) institute proceedings pursuant to section 340(a) of the INA, 8 U.S.C. § 1451(a); (b) to revoke Mr. Omopariola's citizenship; and (c) to cancel his certificate of naturalization.
- VII. Mr. Omopariola is residing at [REDACTED] Grand Prairie, TX. This location is within the jurisdiction of the United States District Court for the Northern District of Texas.

DECLARATION IN LIEU OF JURAT

(28 U.S.C. §1746)

I declare under penalty of perjury that the foregoing is true and correct. Executed on

11/14/17 \_\_\_\_\_:

  
\_\_\_\_\_  
Adrian Salgado  
Deportation Officer  
U.S. Department of Homeland Security  
U.S. Immigration and Custom Enforcement  
Enforcement and Removal Operations

# **EXHIBIT B**

ARRAIGNMENT SHEET



Book-in No. 14052325

LAI No. 1212221

Black

Male

12/31/1956

The State of Texas, County of Dallas

I, Anthony Randall, of Dallas County, Texas, sitting as a Magistrate, do hereby certify that on this, the 5 day of September, 2014 at 4:42 PM, sitting at 111 Commerce, City of Dallas, Dallas County, Texas appeared EMMANUEL OMOPIRIOLA, being a person under arrest, and that I have in clear language informed the person arrested of the accusation against him and of any Affidavit filed herewith, and of his right to retain counsel, and of his right to the appointment of counsel if he is indigent and cannot afford counsel, and of his right to remain silent, and of his right to have an attorney present during any interview with peace officers or attorneys representing the State, and of his right to terminate the interview at any time, and of his right to have an examining trial.

I informed the person arrested that he does not have to make any statement at all, and that any statement made by him may be used in evidence against him on his trial for the offense concerning which the statement is made.

I informed the person arrested that reasonable time and opportunity would be allowed him to consult counsel and of his rights to bail if allowed by law.

I also informed the person arrested that if he is not a citizen of the United States that he may have the right to contact consular officials from his country and that if he is a citizen of certain countries that consular officials would be notified of this arrest without further action required on his part.

The person arrested stated that he is a citizen of the United States of America

Offense(s):	Cause No.	Agency Name	Bond Amount	
INDECENCY W/CHILD SEXUAL CONTACT	f0301204r	Dallas County Sheriff	\$25,000.00	Cash/Sur

Remanded to custody of \_\_\_\_\_ DSO \_\_\_\_\_ in witness whereof, I have subscribed my name this the 5 day of September, 2014.

*Anthony Randall*  
Magistrate Dallas County, Texas

No. f0301204r

THE STATE OF TEXAS	§	IN THE
VS.	§	<b>265th Judicial District Court (FR)</b>
<u>EMMANUEL OMOPARIOLA</u>	§	DALLAS COUNTY, TEXAS

**ORDER**

The Court finds that bond in the above styled and numbered case should be: set at  
\$25,000.00, and it is so Ordered.

The Court further Orders that, as a condition of remaining on bond pending the disposition of this case, the following restrictions shall apply. The defendant shall:

- remain in \_\_\_\_\_ County, Texas at all times;
- not directly nor indirectly communicate with the alleged victim or any member of the victim's family, shall not go near the residence, school, place of employment or other place frequented by the victim or family;
- have no contact with any minor child;
- abide by the following home curfew;
  
- be restricted to home confinement;
- be placed on the Electronic Monitoring program to be paid for by the \_\_\_\_\_;
- submit to drug testing, to-wit: random ua \_\_\_\_\_;
- not consume alcohol;
- not possess a deadly weapon;
- surrender his passport to the Court;
- Other Conditions

The defendant is hereby **ORDERED** to comply with the above-named conditions of bond or be subject to forfeiture and incarceration.

A copy of this Order was served upon defendant

Signed this \_\_\_\_\_ day of SEP 05 2014



\_\_\_\_\_  
Judge Presiding

Cause# f0301204r **ELECTION OF COUNSEL** Special Needs: \_\_\_\_\_

Name: EMMANUEL OMOPARIOLA DOB:     /1956 Sex: M Race: B

**Select and initial one:**

**NO, I DO NOT WANT AN APPOINTED LAWYER.** I have been warned by the magistrate that I have the right to request a determination of indigency to decide whether I am entitled to the appointment of a lawyer and I understood the warnings given to me by the magistrate. **I will hire my own lawyer.**

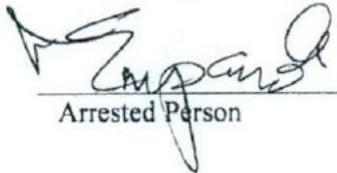
**YES, I DO WANT AN APPOINTED LAWYER.** I have been advised by the magistrate of my right to representation by counsel in the trial of the charge against me. I certify that I am without means to employ a lawyer of my own choosing and I now request the court to select and appoint a lawyer for me. I understand that I may be required to repay Dallas County for a court-appointed lawyer.

My total monthly income, including spouse's income, SSI, child support, disability or other is:  
\$ \_\_\_\_\_

The total value of my assets, including house, cars, cash, stocks, bonds or other is:  
\$ \_\_\_\_\_

I swear that the above information is true and correct.

*\*All information is subject to verification. Falsification of information is a criminal offense.* **SEP 05 2014**



Arrested Person

Date

GRAND JURY

CAPIAS/WARRANT OF ARREST

03-9978359  
TIME 08-56

CAUSE NO. F-0301204 TR THE STATE OF TEXAS VS. OMPARIOLA EMMANUEL

TO ANY PEACE OFFICER OF THE STATE OF TEXAS GREETING

YOU ARE HEREBY COMMANDED TO ARREST

10-4-02

31 A-F  
463

DEF NAME OMPARTOLA EMMANUEL 0 RACE B SEX M DOB [REDACTED] 1956  
AKA NAME [REDACTED]  
ADDRESS [REDACTED] Arlington PD  
CITY, ST IRVING TX 75062 ARX1  
TRACKING NO [REDACTED] SID NUMBER 9-2-14 SAM  
n/c LB

AND HIM SAFELY KEEP SO THAT YOU HAVE HIM BEFORE THE HONORABLE  
265TH JUDICIAL DISTRICT COURT OF DALLAS COUNTY, TEXAS AT THE DALLAS COUNTY  
COURTHOUSE IMMEDIATELY THEN AND THERE TO ANSWER THE STATE OF TEXAS UPON

A CHARGE BY INDICTMENT IN SAID COURT CHARGING HIM WITH THE OFFENSE OF  
IND CHILD CONT

HEREIN FAIL NOT, BUT MAKE DUE RETURN HEREOF TO THE COURT INSTANTER.

WITNESS MY SIGNATURE AND OFFICIAL SEAL THIS 29TH DAY OF JULY, 2003

JIM HAMLIN, DISTRICT CLERK  
DALLAS COUNTY, TEXAS

BY *[Signature]*  
DEPUTY C. HAMILI

**DNA TEST  
REQUIRED**

SHERIFF'S RETURN

CAME TO HAND THE 7 DAY OF August, 2003 AND EXECUTED  
OF Sept, 2014.

CENTRAL INTAKE

	DATE	BY
I.D.		
Assign		
WRAW		
TCIC		
NCIC		
Rgn		
2014 SEP -5 PM 12:26		
POST		

In DSO Custody

RETURNED THIS DAY OF

MILEAGE \$

SHERIFF, DALLAS COUNTY, TEXAS

FEEES \$

BY *[Signature]* DEPUTY

TOTAL \$

DALLAS COUNTY SHERIFF'S OFFICE  
1313 P.M. 8-13-14  
03 AUG 4 - 2014

**IN JAIL**

7/28

To the Clerk of the Court

In accordance with Article 102.11 of the Texas Code of Criminal Procedure, the Dallas County Sheriff requests that the court of jurisdiction collect the following fees:

_____	For execution/processing of arrest warrant.....	\$50.00
<del>_____</del>	For execution/processing of arrest warrant plus commitment and release of the prisoner.....	\$60.00
_____	For commitment and release of the prisoner.....	\$10.00

10/21/17

# EXHIBIT C

473

FILED 11/20/17

THE STATE OF TEXAS

CAUSE NO. F 0301204 -R

VS.

JUDICIAL 265th DISTRICT COURT

Emmanuel Omegaride

DALLAS COUNTY, TEXAS

FILED

**PLEA AGREEMENT**

State ID No: 50562579 Incident No / TRN: 2015 AUG 18 11:09:03

Attorney for State: Sherre Thomas Attorney for Defendant: HARRY J. CLARK  
DISTRICT CLERK DALLAS CO., TEXAS

Offense: Ind Child Contact Charging Instrument:  Indictment  Information

Statute for Offense: 21.11 Degree of Offense: 2nd

Date of Offense: 10.4.02

Affirmative finding of deadly weapon:  YES  NO Type of Weapon: \_\_\_\_\_

Affirmative finding of family violence:  YES  NO Ignition Interlock required  YES  NO

Affirmative finding of bias or prejudice:  YES  NO If yes, Group: \_\_\_\_\_

Sentence to run  CONCURRENTLY  CONSECUTIVELY WITH \_\_\_\_\_

Time Credit: From \_\_\_\_\_ To \_\_\_\_\_ From \_\_\_\_\_ To \_\_\_\_\_

Sex Offender Registration  DOES  DOES NOT apply. Age of victim at time of offense: 7

**TO THE HONORABLE JUDGE OF SAID COURT:**

The defendant herein and the attorneys for both the defendant and the State waive a jury trial and make the following agreement:

Defendant's Plea:  Guilty  Nolo contendere  
 Defendant will testify.  Defendant will not testify

Plea to enhancement paragraph(s):  True  Not true  
Type of Plea:  Plea bargain  Open plea

Open as to:  Fine  Restitution  Community Supervision  Deferred Adjudication  
 Other conditions (state not opposed)

State's recommendation:  
Agreed sentence:  
 Confinement in  penitentiary  state jail  county jail for \_\_\_\_\_  years  months  days  
 Post-conviction community supervision, confinement probated for \_\_\_\_\_  years  months  days  
 Deferred community supervision for 5  years  months  days  
 Fine of \$ 2000  to be paid  to be probated  
 Boot Camp  Shock Probation  Substance Abuse Felony Program  
 CENIKOR  Judicial Treatment Center  Dallas County Jail Chemical Dependency Program  
 Restitution in the amount of \$ \_\_\_\_\_  
 Defendant will sign waiver of extradition  Defendant knowingly and voluntarily waives appeal  
 Defendant Waives a court reporter  Other: \_\_\_\_\_  
 Back-time included: \_\_\_\_\_  Back time NOT included

**CHANGE OF NAME** (Applicable only if box is checked)

The defendant having suggested that his/her true name is other than that set forth in the charging instrument, and having moved that the charging instrument and all other documents in this cause be amended to show his/her true name to be \_\_\_\_\_, said motion is hereby granted. It is so ordered.

**COURT'S ADMONITIONS TO DEFENDANT**

You are charged with the offense of: Ind Child  
The punishment range for the offense charged is:

- 1<sup>st</sup> Degree Felony, 5-99 years or Life and an optional fine not to exceed \$10,000.00
- 2<sup>nd</sup> Degree Felony, 2-20 years confinement and an optional fine not to exceed \$10,000.00
- 3<sup>rd</sup> Degree Felony, 2-10 years confinement and an optional fine not to exceed \$10,000.00
- State Jail Felony, 180 days – 2 years State Jail and an optional fine not to exceed \$10,000.00
- \_\_\_\_\_

You have an absolute right to a jury trial, to confront and cross-examine the witnesses against you, and to call witnesses in your own behalf. You have a right to testify, but you cannot be compelled to do so. The prosecuting attorney's recommendation as to punishment is not binding on the Court. If the Court rejects any plea bargain made in this case, you may withdraw your plea of guilty or *nolo contendere*. If the punishment assessed by the Court is not greater than that which you have plea-bargained, you may not appeal on any matter in the case unless the Court grants permission for the appeal or the matters appealed were raised by written motion filed and ruled on before the plea. If you enter a plea of guilty or *nolo contendere* and there is no plea bargain, the court may assess your punishment anywhere within the range allowed by law. If you are not a citizen of the United States, a plea of guilty or *nolo contendere* may, and under current Federal Immigration rules is almost certain to, result in your deportation, removal, exclusion from admission to the United States, or denial of naturalization. If you have a court-appointed attorney, you have a right to ten days from the date of the attorney's appointment to prepare for trial. You have the right to be tried on an indictment returned by a Grand Jury, and, unless you are on bond, a right to two entire days after being served with a copy of the charging instrument before being arraigned. If you receive unadjudicated community supervision and violate its conditions, you may be arrested and subjected to a hearing limited to determining whether or not guilt should be adjudicated. If guilt is adjudicated the full range of punishment is open to the Court. All proceedings, including assessment of punishment, pronouncement of sentence, granting of community supervision, and an appeal, then continue as if the adjudication of guilt had not been deferred. [In sex offense cases, see Court's Admonition to Sex Offenders, which is incorporated by reference and attached hereto.]

**DEFENDANT'S STATEMENTS AND WAIVERS**

With the approval of counsel, defendant makes the following statements and waivers. I am the accused in the charging instrument and am mentally competent. I understand the nature of the accusation made against me, the range of punishment for such offense, and the consequences of a plea of guilty or *nolo contendere*. I understand that I have an absolute right to a jury trial, that I have the right to remain silent, that anything I say can and will be used against me, that I have the right to confront and cross-examine the witness against me, and that I have a right to be tried upon an indictment returned by a grand jury. I understand that if

I am not a United States citizen, a plea of guilty or *nolo contendere* will probably result in my deportation from the United States, exclusion from admission to the United States, or denial of naturalization under Federal law.

I hereby waive my right to be tried on an indictment returned by a grand jury; any and all defects, errors, or irregularities, whether of form or substance, in the charging instrument; my right to a jury trial; and my right to remain silent. I waive arraignment and reading of the charging instrument; the appearance, confrontation, and cross-examination of witnesses on the issues of guilt and punishment; my right to ten days to prepare for trial after the appointment of counsel (if counsel has been appointed); and the preparation of a pre-sentence report. I consent to the oral or written stipulation of evidence or testimony, to the introduction of testimony by affidavits or written statements of witnesses, and to all other documentary evidence.

I admit and judicially confess that I committed the offense of Ind Gt on 10/4/02, exactly as alleged in the charging instrument. I affirm that my plea and judicial confession are freely and voluntarily made, and not influenced by any consideration of fear, persuasion, or delusive hope of pardon or parole.

I understand the admonitions regarding unadjudicated community supervision, and that I will be required to register as a sex offender if convicted of, or placed on community supervision for, one of the offenses enumerated under Court's Admonition to Sex Offenders, attached hereto. I understand that under the Uniform Extradition Act, should I be charged with a violation of my community supervision and be arrested in another state, I have the right to require the issuance and service of a warrant of extradition, the right to hire legal counsel, or, if indigent, to have counsel appointed, and the right to apply for a writ of habeas corpus to contest my arrest and return to this State.

I voluntarily and knowingly waive my rights under the Extradition Act, waive extradition, and waive my right to contest my return to the State of Texas from any jurisdiction where I may be found. I understand and agree that such waiver is irrevocable.

I understand that I have a right to appeal to the Court of Appeals. After consulting with my attorney, I do expressly, voluntarily, knowingly, and intelligently give up and waive my right to any appeal if the Court follows the terms of the State's recommendation as to sentencing.

I waive and give up my right to have a court reporter make a record of these court proceedings as provided by Rule 13.1 of the Texas Rules of Appellate Procedure.

**DEFENDANT'S PLEA TO ENHANCEMENT PARAGRAPH(S) (Applicable only if box is checked)**

I, the defendant, plead true to the enhancement allegations included in the:

first  second  first & second  
enhancement paragraph(s) which is/are contained in the charging instrument or the State's Notice of Enhancement, and judicially confess that I am the same person who was previously duly and legally convicted of the offense(s) alleged therein.

# **EXHIBIT D**

FILED

VG

DEFENDANT Omopariola, Emmanuel B M 12131956 CHARGE IND CHILD CONT 2015 AUG 18 AM 10: 24

AKA:

ADDRESS [redacted] Irving, Tx

LOCATION UNKNOWN DALLAS CO., TEXAS  
FELICIA PITRE  
DISTRICT CLERK

FILING AGENCY TX0571500 DATE FILED June 18, 2003

COURT JDC283 DEPUTY

COMPLAINANT [redacted] F-0301204-GJR VT#:

C/C

THE STATE OF TEXAS

CAUSE NO. F-0301204-GJR

VS.

283RD JUDICIAL DISTRICT COURT  
DALLAS COUNTY, TEXAS

**Omopariola, Emmanuel**

**JUDICIAL CONFESSION**

Comes now Defendant in the above cause, in writing and in open Court, and consents to the stipulation of the evidence in this case and in so doing expressly waives the appearance, confrontation and cross-examination of witnesses. I further consent to the introduction of this Judicial Confession, and testimony orally, by affidavits, written statements of witnesses and other documentary evidence. Accordingly, having waived my Federal and State constitutional right against self-incrimination, and after having been sworn, upon oath, I judicially confess to the following facts and agree and stipulate that these facts are true and correct and constitute the evidence in this case:

On the 4th day of October A.D., 2002, in Dallas County, Texas, I did unlawfully,

unlawfully, intentionally and knowingly engage in sexual contact with [redacted], hereinafter called complainant, a child younger than 17 years and not then the spouse of the defendant, by contact between the buttocks of the complainant and the genitals of the defendant, with the intent to arouse and gratify the sexual desire of the defendant,

SE  
18

I further judicially confess that I committed the offense with which I stand charged exactly as alleged in the indictment in this cause.

APPROVED BY:

*[Signature]*  
Attorney for Defendant

*[Signature]*  
Defendant

SWORN TO AND SUBSCRIBED before me on the 18th

APPROVED BY:

*[Signature]*  
Assistant District Attorney

By *[Signature]*  
District Clerk  
DALLAS COUNTY, TEXAS  
2015

Defendant's agreement to stipulate and waiver of confrontation and cross-examination of witnesses are in all things approved by the Court. The above Judicial Confession is hereby approved by the Court.

*[Signature]*  
PRESIDING JUDGE

JUDICIAL CONFESSION

**SIGNATURES AND ACKNOWLEDGMENTS**

I, the defendant herein, acknowledge that my attorney has explained to me, and I have read and I understand, all the foregoing admonitions and warnings regarding my rights and my plea, and that my statements and waivers are knowingly, freely, and voluntarily made with full understanding of the consequences. I request that the Court accept all my waivers, statements, agreements, and my plea.

8/18/15

Date

Defendant

EMMANUEL OMOPARIWA

Printed Name

I have consulted with the defendant, whom I believe to be competent, concerning the plea in this case and have advised the defendant of his/ her rights. I approve and agree to all waivers, statements, and agreements of the defendant herein and ask the Court to accept them and the defendant's plea.

8/18/15

Date

Attorney for Defendant

Henry J Clark

Printed Name

24085838

State Bar Number

As attorney for the State, I hereby consent to and approve the requests, waivers, agreements, and stipulations in this instrument.

5/17/15

Date

SUSAN HAWK, Criminal District Attorney, Dallas County

Assistant District Attorney

Sherre Thomas

Printed Name

24039201

State Bar Number

It appearing to the Court that the defendant is mentally competent and is represented by counsel, that the defendant understands the nature and consequences of the charge, and that all the parties have consented to and approved the waiver of jury trial and stipulations of evidence, the Court finds the waivers, agreements, and plea to have been knowingly, freely, and voluntarily made, approves the waivers and agreements, accepts the defendant's plea, approves the stipulation of testimony, and approves the change of name contained herein (if applicable).

AUG 18 2015

Date

Judge

# **EXHIBIT E**



**CASE NO. F-03-01204-R**  
**INCIDENT NO./TRN: 9176710963**

THE STATE OF TEXAS	§	IN THE 265th JUDICIAL DISTRICT
	§	
v.	§	COURT
	§	
EMMANUEL OMOPARIOLA	§	DALLAS COUNTY, TEXAS
	§	
STATE ID NO.: TX50562579	§	

**ORDER OF DEFERRED ADJUDICATION**

Judge Presiding:	HON. <b>Anthony Randall, Magistrate</b>	Date Order Entered:	<b>8/18/2015</b>
Attorney for State:	<b>Sherre Thomas</b>	Attorney for Defendant:	<b>Henry J. Clark</b>

Offense:  
**INDECENCY WITH A CHILD SEXUAL CONTACT**

<u>Charging Instrument:</u> <b>INDICTMENT</b>	<u>Statute for Offense:</u> <b>21.11 Penal Code</b>
--	--

Date of Offense:  
**10/4/2002**

<u>Degree of Offense:</u> <b>2ND DEGREE FELONY</b>	<u>Plea to Offense:</u> <b>GUILTY</b>	<u>Findings on Deadly Weapon:</u> <b>N/A</b>
---	--	---

Terms of Plea Bargain:  
**5 YEARS DEFERRED PROBATION, FINE \$2,000.00**

Plea to 1 <sup>st</sup> Enhancement Paragraph:	<b>N/A</b>	Plea to 2 <sup>nd</sup> Enhancement/Habitual Paragraph:	<b>N/A</b>
Findings on 1 <sup>st</sup> Enhancement Paragraph:	<b>N/A</b>	Findings on 2 <sup>nd</sup> Enhancement/Habitual Paragraph:	<b>N/A</b>

**ADJUDICATION OF GUILT DEFERRED;  
 DEFENDANT PLACED ON COMMUNITY SUPERVISION.  
 PERIOD OF COMMUNITY SUPERVISION: 5 YEARS**

<u>Fine:</u> <b>PROBATED</b> \$ <b>2,000.00</b>	<u>Court Costs:</u> \$ <b>473.00</b>	<u>Restitution:</u> \$	<u>Restitution Payable to:</u> (see below) <input type="checkbox"/> AGENCY/AGENT <input type="checkbox"/> VICTIM
--	---	---------------------------	--

**Sex Offender Registration Requirements apply to the Defendant. TEX. CODE CRIM. PROC. chapter 62**

The age of the victim at the time of the offense was **7 years**.

Time Credited: **DAYS**  
**NOTES: N/A**

All pertinent information, names and assessments indicated above are incorporated into the language of the judgment below by reference.

This cause was called for trial in Dallas County, Texas. The State appeared by her District Attorney as named above.

**Counsel / Waiver of Counsel (select one)**

Defendant appeared in person with Counsel.



Defendant knowingly, intelligently, and voluntarily waived the right to representation by counsel in writing in open court.

Both parties announced ready for trial. Defendant waived the right of trial by jury and entered a plea as indicated above. The Court admonished the Defendant as required by law. It appeared to the Court that Defendant was mentally competent to stand trial, made the plea freely and voluntarily, and was aware of the consequences of this plea. The Court received the plea and entered it of record. Having heard the evidence submitted, the Court FINDS such evidence substantiates Defendant's guilt. The Court FINDS that, in this cause, it is in the best interest of society and Defendant to defer proceedings without entering an adjudication of guilt and to place Defendant on community supervision.

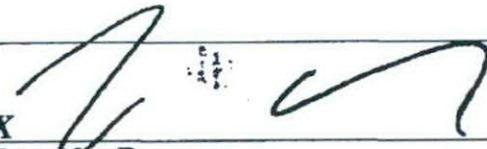
The Court FINDS the Presentence Investigation, if so ordered, was done according to the applicable provisions of TEX. CODE CRIM. PROC. art. 42.12 § 9.

The Court ORDERS that Defendant is given credit noted above for the time spent incarcerated. The Court ORDERS Defendant to pay all fines, court costs, and restitution as indicated above.

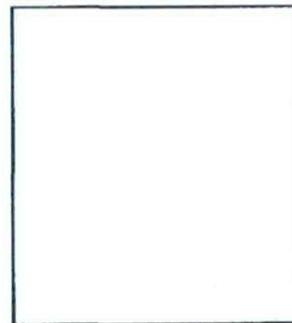
The Court ORDERS that no judgment shall be entered at this time. The Court further ORDERS that Defendant be placed on community supervision for the adjudged period so long as Defendant abides by and does not violate the terms and conditions of community supervision. See TEX. CODE CRIM. PROC. art. 42.12 § 5(a).

**Furthermore, the following special findings or orders apply:**

**THE COURT ORDERS DEFENDANT TO APPLY FOR AN ORIGINAL OR RENEWED TEXAS DRIVER'S LICENSE OR PERSONAL IDENTIFICATION CERTIFICATE NOT LATER THAN 30 DAYS AFTER RELEASE FROM CONFINEMENT OR UPON RECEIPT OF WRITTEN NOTICE FROM THE TEXAS DEPARTMENT OF PUBLIC SAFETY (DPS). THE COURT FURTHER ORDERS DEFENDANT TO ANNUALLY RENEW THE LICENSE OR CERTIFICATE. THE DPS SHALL PLACE AN INDICATION ON THE DEFENDANT'S DRIVER'S LICENSE OR PERSONAL IDENTIFICATION CERTIFICATE THAT THE DEFENDANT IS SUBJECT TO THE SEX OFFENDER REGISTRATION REQUIREMENTS. THE COURT ORDERS THE CLERK OF THE COURT TO SEND A COPY OF THIS ORDER TO THE DPS AND TO DEFENDANT. TEX. CODE CRIM. PROC. ART. 42.016**

X   
Jennifer Bennett  
JUDGE PRESIDING

Clerk: EWILSON



Right Thumbprint\*

**CONDITIONS OF COMMUNITY SUPERVISION**

THE STATE OF TEXAS

IN THE 265TH JDC  
DALLAS COUNTY, TEXAS

vs.

July TERM, 2015

EMMANUEL OMOPARIOLA  
Probation Type: DEFERRED  
Cause No.:  
F0301204R

ML. No.: C-555222  
Offense:  
INDECENCY W/CHILD SEX CONTACT

In accordance with the authority conferred by the Community Supervision and Parole Law of the State of Texas you have been placed on Community Supervision on this date 8-18-15 for a period of 5 years . It is the order of this Court that you comply with the following conditions of supervision:

**Please see attached list of conditions of Community Supervision**

You are hereby advised that under the law of this State, the Court shall determine the terms and conditions of your supervision, and may at any time during the period of Supervision, alter or modify the conditions of your Supervision. The Court also has the authority at any time during the period of Supervision to revoke your Supervision and /or proceed to adjudication for violation of any of the conditions of your Supervision set out above.

Witness our Signatures this 18<sup>th</sup> Day of August

Emmanuela Omopariola  
Defendant  
C. Baran  
Court Supervision Officer

Jennifer Bennett  
Judge JENNIFER BENNETT

**CONDITIONS OF COMMUNITY SUPERVISION**

THE STATE OF TEXAS

IN THE 285TH JDC  
DALLAS COUNTY, TEXAS

Vs.

July TERM, 2015

EMMANUEL OMOPARIOLA  
Probation Type: DEFERRED  
Cause No.:  
F0301204R

ML. No.: C-555222  
Offense:  
INDECENCY W/CHILD SEX CONTACT

- (a) Commit no offense against the laws of this or any other State or the United States, and do not possess a firearm during the term of Supervision;
- (aa) Do not purchase, view or possess printed or recorded materials that may be used for the purpose of deviant sexual arousal. Do not frequent any place where nudity is permitted or go to places where pornographic materials are available, viewed, rented or sold;
- (b) Avoid injurious and vicious habits, and do not use marijuana, narcotics, dangerous drugs, inhalants or prescription medication without first obtaining a prescription for said substances from a licensed physician;
- (bb) Admit a Supervision Officer into your residence and allow a reasonable review of any journalistic, video, electronic, compact disk, computer generated, or originated materials, electronic mail or photographs in the home as requested;
- (c) Avoid persons or places of disreputable or harmful character and do not associate with individuals who commit offenses against the laws of this State or the United States;
- (d) Obey all rules and regulations of the Supervision Department, and report to the Supervision Officer as directed by the Judge or Supervision Officer, to-wit: WEEKLY/TWICE MONTHLY/OR MONTHLY ON APPOINTED DATE/TIME.
- (e) Permit the Supervision Officer to visit you at your home or elsewhere, and notify the Supervision Officer not less than twenty-four (24) hours prior to any changes in your home or employment address;
- (f) Work faithfully at suitable employment as far as possible, and seek the assistance of the Supervision Officer in your efforts to secure employment when unemployed;
- (g) Remain within a specified place; to-wit: Dallas County, Texas, or Approved Supervising County, and do not travel outside Dallas County, or Approved Supervising County, without first having obtained written permission from the Court or Supervising Officer;
- (h) Report in person within five (5) working days of today's date or immediately upon your release to the District Clerk Felony Collections Dept. 2nd Fl., Room C2-3 Frank Crowley Bldg., to arrange payment of Court Costs (amount to be assessed by Court Clerk), Fine and, if assessed Attorney Fees. In addition, pay in full all monies as assessed by the Court pursuant to the payment agreement established by the Felony Collections Department.
- (i) Support your dependants;
- (j) Pay a Supervision fee of \$60.00 per month plus a \$2.00 transaction

**CONDITIONS OF COMMUNITY SUPERVISION**

**THE STATE OF TEXAS**

**IN THE 285TH JDC  
DALLAS COUNTY, TEXAS**

**Vs.**

**July TERM, 2015**

**EMMANUEL OMOPARIOLA  
Probation Type: DEFERRED  
Cause No.:  
F0301204R**

**ML. No.: C-555222  
Offense:  
INDECENCY W/CHILD SEX CONTACT**

fee to the Supervision Officer of this Court on or before the first day of each month hereafter during Supervision; cash, cashiers check, or credit online at [www.payfeesnow.com](http://www.payfeesnow.com)

- (k) Participate in the Community based program, Dallas Area Crime Stoppers Inc., by making a monetary contribution of \$50.00 payable through the community supervision officer of this court as directed within 90 days of being placed on Community Supervision;
- (l) First contact to the Volunteer Center must be made by the defendant within 30 days from referral and defendant is to start 240 hours of Community Service at an approved Community Service Project or projects designated by the Community Supervision and Corrections Department. Pay all applicable fees the Volunteer Center, will be required for referrals through the Volunteer Center. Hours of service to be completed by term of Supervision;
- (m) Report as directed to the Community Supervision and Corrections Department Comprehensive Assessment and Treatment Services Program (C.A.T.S.), Frank Crowley Bldg., 133 N. Riverfront Blvd., 9th Floor, Dallas, TX 75207, obey all program instructions and/or treatment for Substance Abuse and/or Psychological Health; and continue with such adherence until release is granted by the program or the Court. Pay any costs assessed by CATS in accordance with program guidelines.  
(Reporting hours are from 8:00 a.m. until 5:00 p.m.)
- (n) Submit a non-dilute random urine sample and/or medical test at the request of the Supervision Officer to determine the use of illicit drugs or alcohol, paying the total cost of such urinalysis of \$200.00 payable at \$10.00 monthly to the Community Supervision & Corrections Department;
- (o) Do not have any form of contact, be it in person, by mail, telephone or any form or communication with Morenike Olorunnisomio directly or indirectly, for the duration of the Supervision term.
- \* (p) Do not have any form of contact, be it in person, by mail, telephone or any form of communication with any child 17 years of age or younger, directly or indirectly. Def may have contact with his biological children per Probation Information Sheet
- \* (q) Do not go within 1000 feet of any premise where children 17 years of age or younger congregate or gather, and do not participate in any program where children 17 years or younger are or may also be participants;
- (r) No later than the 30th day after the date you are released/placed on Community Supervision, you shall go in person to the appropriate Texas Department of Public Safety, Drivers License Office, and obtain a yearly renewable Texas Drivers License or personal Identification certificate for the duration of the period you are required to register as a sex offender;
- (s) If directed pay a fee that equals the actual cost of providing public notice in a newspaper. Payment in entirety to be made to the Community Supervision Officer of this Court within 90 days of the date of Community Supervision;

**CONDITIONS OF COMMUNITY SUPERVISION**

THE STATE OF TEXAS

IN THE 285TH JDC  
DALLAS COUNTY, TEXAS

Vs.

July TERM, 2015

EMMANUEL OMOPARIOLA  
Probation Type: DEFERRED  
Cause No.:  
F0301204R

ML. No.: C-555222  
Offense:  
INDECENCY W/CHILD SEX CONTACT

(t) Submit as directed, a blood sample or other specimen to the Department of Public Safety under Sub-Chapter G, Chapter 411, Government Code, for the purpose of creating a DNA record of the defendant (Article 12 & 11 (a) (23)). All costs incurred are to be paid by the Defendant;

(u) Report on *8/28/15 e 10, 11* to the Duty Officer for Sex Offender Orientation provided by the Dallas County Community Supervision & Corrections Dept., 1111 S. Jupiter Rd., Garland, TX 75042 Phone: 972-494-3562, following all directives of Supervising Officer.

(v) Do not possess, acquire, obtain, retain, or review journalistic, video, photographic, electronic, compact disk, computer-generated or computer originated material, or material generated by an individual or material that is sent or received by electronic mail that is sexually-oriented and/or portrays nudity or a child or an adult;

(w) Register with the Sex Offender Registration Program, within 7 days to ~~285th JDC~~ You must report in person and have a photo ID and proof of residency. As defined in TCCP Chapter 62, Article 62.051, or any municipality or County where you reside or intend to reside for more than 7 days, providing proof of registration to your supervising officer; *GRAND PRAIRIE POLICE DEPT*

(x) Pay a Sex Offender fee of \$5.00 per month, per case, to the Sex Offender Fund, through Dallas County Community Supervision and Corrections Department;

(y) Within 45 days from referral, participate in counseling through An Approved Registered Sex Offender Treatment Provider and continue in counseling as required making observable ~~deliberate and diligent effort to comply with all directives and instructions provided by The Registered Sex Offender Treatment Provider or its staff;~~

(z) Submit and PASS a clinical polygraph with a court approved polygraph at least once every 12 months or as directed by a therapist or supervision officer. Submit to a penile plethysmograph and/or ABEL assessment as directed by a therapist or supervision officer;

(za) Per Probation Information Sheet, Def may continue to use work related computer. Do not access the internet, world wide web, or maintain an electronic mail address, and do not enter into an agreement with any individual or entity for the purpose of obtaining access to the internet, world wide web or electronic mail except what is accessible for all public view, and make accessible any computer you use so that all data in that computer may be viewed by Supervising Officer;

**JUDGMENT  
CERTIFICATE OF THUMBPRINT**

**THE STATE OF TEXAS**

**CAUSE NO. F** 0301204 **-R**

**VS.**

**JUDICIAL 265th DISTRICT COURT**

Emmanuel Omopariola

**DALLAS COUNTY, TEXAS**



**RIGHT THUMB**



**DEFENDANT'S** Right **HAND**

**THIS IS TO CERTIFY THAT THE FINGERPRINTS ABOVE ARE THE ABOVE-NAMED DEFENDANT'S FINGERPRINTS TAKEN AT THE TIME OF DISPOSITION OF THE ABOVE STYLED AND NUMBERED CAUSE.**

**DONE IN COURT THIS** 18 **DAY OF** August, 20 15. <sup>1042A</sup>

[Signature] <sup>943</sup>  
**BAILIFF/DEPUTY SHERIFF**

**\*INDICATE HERE IF PRINT OTHER THAN DEFENDANT'S RIGHT THUMBPRINT IS PLACED IN BOX:**

**LEFT THUMBPRINT**

**LEFT/RIGHT INDEX FINGER**

**OTHER,** \_\_\_\_\_

**SIGNED AND ENTERED ON THIS** \_\_\_\_\_ **DAY OF** AUG 18 2015, 20 \_\_\_\_\_.

[Signature]  
**PRESIDING JUDGE**



The sex offender registration requirements of Chapter 610 apply to the defendant. Age of victim at time of offense: \_\_\_\_\_ yrs.

FILED  
15 AUG 18 AM 11:16  
FELIX A. OTTE  
DISTRICT CLERK  
NATIONAL DEFENSE  
DEPUTY

CONCLUSIONS:

- Defendant entered his/her plea freely and voluntarily.
- Defendant was not coerced or unlawfully persuaded to enter his/her plea.
- The plea bargain agreement should be followed.
- Defendant, after being given a copy of the terms and conditions of community supervision, understood those terms and conditions.

RECOMMENDATIONS:

- Defendant be found not guilty.
- Defendant be found guilty of the offense of \_\_\_\_\_

The finding of guilt and further adjudication be deferred and Defendant be placed on community supervision for a term of 5 (Five) years.

A fine of \$ 2000 probation be assessed.

Defendant be assessed confinement in the State/County Jail for a period of \_\_\_\_\_ days/months/years.

Defendant be assessed imprisonment in the Institutional Division of the Texas Department of Criminal Justice for \_\_\_\_\_ years.

Community Supervision be granted for a period of \_\_\_\_\_ years.

Restitution; to be determined / of \$ \_\_\_\_\_ be ordered.

Court costs be assessed.

Grant Defendant's (waiver of 10 days to prepare) (waiver of indictment) (waiver of delay of arraignment).

The allegations in the enhancement paragraph(s) are true.

A deadly weapon was used or exhibited.

Name change granted.

ADDITIONAL RECOMMENDATIONS:

SIGNED THIS \_\_\_\_\_ DAY OF \_\_\_\_\_

[Signature]  
AUG 18 2015  
MAGISTRATE

ORDER ADOPTING ACTIONS OF MAGISTRATE

BE IT KNOWN that the Court has reviewed the actions taken by the Magistrate sitting for this Court in the above numbered and styled cause, which include all findings, conclusions and recommendations contained in this document, all orders contained on the docket sheet in this cause and within the papers filed in this cause, as well as any exhibits introduced into evidence in this cause.

IT IS HEREBY ORDERED AND DECREED that the Court specifically adopts and ratifies the actions taken by the Magistrate on behalf of this Court in compliance with Subchapter D of Chapter 54 of the Texas Government Code and further GRANTS DENIES community supervision to Defendant.

SIGNED THIS THE \_\_\_\_\_ DAY OF \_\_\_\_\_

[Signature]  
AUG 18 2015  
JUDGE

\_\_\_\_\_  
DISTRICT COURT  
DALLAS COUNTY, TEXAS

# **EXHIBIT F**

U.S. Department of Justice  
Immigration and Naturalization Service

OMB No. 1115-0009

**Application for Naturalization**

Print clearly or type your answers using CAPITAL letters. Failure to print clearly may delay your application. Use black or blue ink.

**Part 1. Your Name (The Person Applying for Naturalization)**

Write your INS "A"- number here:  
A [REDACTED] 2 7 4

A. Your current legal name.

Family Name (Last Name)

OMOPARIOLA

Given Name (First Name)

EMMANUEL

Full Middle Name (If applicable)

OLUGBENGA

B. Your name exactly as it appears on your Permanent Resident Card.

Family Name (Last Name)

OMOPARIOLA

Given Name (First Name)

EMMANUEL

Full Middle Name (If applicable)

OLU

C. If you have ever used other names, provide them below.

Family Name (Last Name)

PARIOLA

Given Name (First Name)

EMMANUEL

Middle Name

PARIOLA

EMMY

D. Name change (optional)

Please read the Instructions before you decide whether to change your name.

1. Would you like to legally change your name?  Yes  No

2. If "Yes," print the new name you would like to use. Do not use initials or abbreviations when writing your new name.

Family Name (Last Name)

Given Name (First Name)

Full Middle Name

**Part 2. Information About Your Eligibility (Check Only One)**

I am at least 18 years old AND

- A.  I have been a Lawful Permanent Resident of the United States for at least 5 years.
- B.  I have been a Lawful Permanent Resident of the United States for at least 3 years, AND I have been married to and living with the same U.S. citizen for the last 3 years, AND my spouse has been a U.S. citizen for the last 3 years.
- C.  I am applying on the basis of qualifying military service.
- D.  Other (Please explain) \_\_\_\_\_

FOR INS USE ONLY

05/12/2003 SSC#000597167 SSC#000572491



Date Stamp

---

Remarks

*NO ARA*  
*3300224*  
*5-12-03*

*3110*  
*ARC S/R*

*10-2-04*

Action



**Part 3. Information About You**

Write your INS "A"- number here:

2 7 4

A. Social Security Number  B. Date of Birth (Month/Day/Year)  C. Date You Became a Permanent Resident (Month/Day/Year)

D. Country of Birth  E. Country of Nationality

F. Are either of your parents U.S. citizens? (if yes, see Instructions)  Yes  No

G. What is your current marital status?  Single, Never Married  Married  Divorced  Widowed  
 Marriage Annulled or Other (Explain) \_\_\_\_\_

H. Are you requesting a waiver of the English and/or U.S. History and Government requirements based on a disability or impairment and attaching a Form N-648 with your application?  Yes  No

I. Are you requesting an accommodation to the naturalization process because of a disability or impairment? (See Instructions for some examples of accommodations.)  Yes  No

If you answered "Yes", check the box below that applies:

- I am deaf or hearing impaired and need a sign language interpreter who uses the following language: \_\_\_\_\_
- I use a wheelchair.
- I am blind or sight impaired.
- I will need another type of accommodation. Please explain: \_\_\_\_\_

**Part 4. Addresses and Telephone Numbers**

A. Home Address - Street Number and Name  Apartment Number   
 (Moving to another house in the DFW area in June '03)

City  County  State  ZIP Code  Country

B. Care of Mailing Address - Street Number and Name (If different from home address) Apartment Number   
 EMMANUEL OMOPARIOLA  (Our own Business Address)

City  State  ZIP Code  Country

C. Daytime Phone Number (If any)  Evening Phone Number (If any)  E-mail Address (If any)

**Part 5. Information for Criminal Records Search**

W...our INS "A"- number here:

A [REDACTED] 2 7 4

**Note:** The categories below are those required by the FBI. See Instructions for more information.

**A. Gender**

Male  Female

**B. Height**

6 Feet 0.0 Inches

**C. Weight**

200.0 Pounds

**D. Are you Hispanic or Latino?**

Yes  No

**E. Race (Select one or more.)**

White  Asian  Black or African American  American Indian or Alaskan Native  Native Hawaiian or Other Pacific Islander

**F. Hair color**

Black  Brown  Blonde  Gray  White  Red  Sandy  Bald (No Hair)

**G. Eye color**

Brown  Blue  Green  Hazel  Gray  Black  Pink  Maroon  Other

**Part 6. Information About Your Residence and Employment**

**A. Where have you lived during the last 5 years? Begin with where you live now and then list every place you lived for the last 5 years. If you need more space, use a separate sheet of paper.**

Street Number and Name, Apartment Number, City, State, Zip Code and Country	Dates (Month/Year)	
	From	To
Current Home Address - Same as Part 4.A	0 3 / 2 0 0 1	Present
[REDACTED], Irving Texas 75061	0 2 / 1 9 9 9	0 3 / 2 0 0 1
[REDACTED], Arlington, Texas	1 0 / 1 9 9 7	0 2 / 1 9 9 9
	___ / ___	___ / ___
	___ / ___	___ / ___

**B. Where have you worked (or, if you were a student, what schools did you attend) during the last 5 years? Include military service. Begin with your current or latest employer and then list every place you have worked or studied for the last 5 years. If you need more space, use a separate sheet of paper.**

Employer or School Name	Employer or School Address (Street, City and State)	Dates (Month/Year)		Your Occupation
		From	To	
Wyndham Anatole Hotel	2201 Stemmons Frwy, Dallas, Texas 75207	0 7 / 2 0 0 0	0 4 / 2 0 0 3	Asst. Front Office Manager
Residence Inn By Marriott Hotel	1050 Brookhollow Plaza Drive, Arlington, Texas 76006	0 1 / 2 0 0 0	0 5 / 2 0 0 0	Guest Care Manager
Towneplace Suite By Marriott	1709 E. Lamar Blvd., Arlington, Texas 76006	1 0 / 1 9 9 8	0 1 / 2 0 0 0	Operations Manager
Tarrant County College	Tarrant County College, Fort Worth, Texas 76102	0 9 / 1 9 9 7	0 5 / 1 9 9 8	Associates Degree-Mrketng.
Chuck+60	DALLAS (2)	01, 2004	Present	Manager

**Part 7. Time Outside the United States**

(Including Trips to Canada, Mexico, and the Caribbean Islands)

Write your INS "A"- number here:

A [REDACTED] 2 7 4

- A. How many total days did you spend outside of the United States during the past 5 years?  days
- B. How many trips of 24 hours or more have you taken outside of the United States during the past 5 years?  trips
- C. List below all the trips of 24 hours or more that you have taken outside of the United States since becoming a Lawful Permanent Resident. Begin with your most recent trip. If you need more space, use a separate sheet of paper.

Date You Left the United States (Month/Day/Year)	Date You Returned to the United States (Month/Day/Year)	Did Trip Last 6 Months or More?		Countries to Which You Traveled	Total Days Out of the United States
0 7 / 0 3 / 1 9 9 8	0 7 / 1 5 / 1 9 9 8	<input type="checkbox"/> Yes	<input checked="" type="checkbox"/> No	NIGERIA	12
___ / ___ / ___	___ / ___ / ___	<input type="checkbox"/> Yes	<input type="checkbox"/> No		
___ / ___ / ___	___ / ___ / ___	<input type="checkbox"/> Yes	<input type="checkbox"/> No		
___ / ___ / ___	___ / ___ / ___	<input type="checkbox"/> Yes	<input type="checkbox"/> No		
___ / ___ / ___	___ / ___ / ___	<input type="checkbox"/> Yes	<input type="checkbox"/> No		
___ / ___ / ___	___ / ___ / ___	<input type="checkbox"/> Yes	<input type="checkbox"/> No		
___ / ___ / ___	___ / ___ / ___	<input type="checkbox"/> Yes	<input type="checkbox"/> No		
___ / ___ / ___	___ / ___ / ___	<input type="checkbox"/> Yes	<input type="checkbox"/> No		
___ / ___ / ___	___ / ___ / ___	<input type="checkbox"/> Yes	<input type="checkbox"/> No		
___ / ___ / ___	___ / ___ / ___	<input type="checkbox"/> Yes	<input type="checkbox"/> No		

**Part 8. Information About Your Marital History**

A. How many times have you been married (including annulled marriages)?  If you have NEVER been married, go to Part 9.

B. If you are now married, give the following information about your spouse:

1. Spouse's Family Name (Last Name)

[REDACTED]

Given Name (First Name)

M [REDACTED]

Full Middle Name (If applicable)

A [REDACTED]

2. Date of Birth (Month/Day/Year)

[REDACTED] / 1 9 7 3

3. Date of Marriage (Month/Day/Year)

0 3 / 2 7 / 2 0 0 0

4. Spouse's Social Security Number

[REDACTED] 8 1 5 4

5. Home Address - Street Number and Name

[REDACTED]

Apartment Number

City

IRVING

State

TEXAS

ZIP Code

75062

Part 8. Information About Your Marital History (Continued)

Write your INS "A"- number here:

A [REDACTED] 2 7 4

C. Is your spouse a U.S. citizen?  Yes  No

D. If your spouse is a U.S. citizen, give the following information:

1. When did your spouse become a U.S. citizen?

At Birth  Other

If "Other," give the following information:

2. Date your spouse became a U.S. citizen

\_\_\_/\_\_\_/\_\_\_

3. Place your spouse became a U.S. citizen (Please see Instructions)

\_\_\_\_\_

City and State

E. If your spouse is NOT a U.S. citizen, give the following information :

1. Spouse's Country of Citizenship

NIGERIA

2. Spouse's INS "A"- Number (If applicable)

A [REDACTED]

3. Spouse's Immigration Status

Lawful Permanent Resident  Other \_\_\_\_\_

F. If you were married before, provide the following information about your prior spouse. If you have more than one previous marriage, use a separate sheet of paper to provide the information requested in questions 1-5 below.

1. Prior Spouse's Family Name (Last Name)

[REDACTED]

Given Name (First Name)

[REDACTED]

Full Middle Name (If applicable)

[REDACTED]

2. Prior Spouse's Immigration Status

U.S. Citizen  
 Lawful Permanent Resident  
 Other \_\_\_\_\_

3. Date of Marriage (Month/Day/Year)

0 2 / 0 4 / 1 9 9 4

4. Date Marriage Ended (Month/Day/Year)

0 9 / 2 0 / 1 9 9 9

5. How Marriage Ended

Divorce  Spouse Died  Other \_\_\_\_\_

G. How many times has your current spouse been married (including annulled marriages)?

2

If your spouse has EVER been married before, give the following information about your spouse's prior marriage.

If your spouse has more than one previous marriage, use a separate sheet of paper to provide the information requested in questions 1 - 5 below.

1. Prior Spouse's Family Name (Last Name)

[REDACTED]

Given Name (First Name)

[REDACTED]

Full Middle Name (If applicable)

[REDACTED]

2. Prior Spouse's Immigration Status

U.S. Citizen  
 Lawful Permanent Resident  
 Other \_\_\_\_\_

3. Date of Marriage (Month/Day/Year)

0 3 / 2 4 / 1 9 9 6

4. Date Marriage Ended (Month/Day/Year)

1 0 / 2 2 / 1 9 9 9

5. How Marriage Ended

Divorce  Spouse Died  Other \_\_\_\_\_

**Part 9. Information About Your Children**

Enter your INS "A"- number here:

A [REDACTED] 8 2 7 4

A. How many sons and daughters have you had? For more information on which sons and daughters you should include and how to complete this section, see the Instructions.

1

B. Provide the following information about all of your sons and daughters. If you need more space, use a separate sheet of paper.

Full Name of Son or Daughter	Date of Birth (Month/Day/Year)	INS "A"- number (if child has one)	Country of Birth	Current Address (Street, City, State & Country)
M [REDACTED] C [REDACTED]	[REDACTED] / 2 0 0 1	A _____	USA	[REDACTED] IRVING TEXAS 75062
	___ / ___ / ___	A _____		
	___ / ___ / ___	A _____		
	___ / ___ / ___	A _____		
	___ / ___ / ___	A _____		
	___ / ___ / ___	A _____		
	___ / ___ / ___	A _____		
	___ / ___ / ___	A _____		

**Part 10. Additional Questions**

Please answer questions 1 through 14. If you answer "Yes" to any of these questions, include a written explanation with this form. Your written explanation should (1) explain why your answer was "Yes," and (2) provide any additional information that helps to explain your answer.

**A. General Questions**

- Have you **EVER** claimed to be a U.S. citizen (*in writing or any other way*)?  Yes  No
- Have you **EVER** registered to vote in any Federal, state, or local election in the United States?  Yes  No
- Have you **EVER** voted in any Federal, state, or local election in the United States?  Yes  No
- Since becoming a Lawful Permanent Resident, have you **EVER** failed to file a required Federal, state, or local tax return?  Yes  No
- Do you owe any Federal, state, or local taxes that are overdue?  Yes  No
- Do you have any title of nobility in any foreign country?  Yes  No
- Have you ever been declared legally incompetent or been confined to a mental institution within the last 5 years?  Yes  No

**Part 10. Additional Questions (Continued)**

Write your INS "A"- number here:

A [REDACTED] B 2 7 4

**B. Affiliations**

8. a. Have you **EVER** been a member of or associated with any organization, association, fund, foundation, party, club, society, or similar group in the United States or in any other place?  Yes  No

b. If you answered "Yes," list the name of each group below. If you need more space, attach the names of the other group(s) on a separate sheet of paper.

Name of Group	Name of Group
1.	6.
2.	7.
3.	8.
4.	9.
5.	10.

9. Have you **EVER** been a member of or in any way associated (*either directly or indirectly*) with:

- a. The Communist Party?  Yes  No
- b. Any other totalitarian party?  Yes  No
- c. A terrorist organization?  Yes  No

10. Have you **EVER** advocated (*either directly or indirectly*) the overthrow of any government by force or violence?  Yes  No

11. Have you **EVER** persecuted (*either directly or indirectly*) any person because of race, religion, national origin, membership in a particular social group, or political opinion?  Yes  No

12. Between March 23, 1933, and May 8, 1945, did you work for or associate in any way (*either directly or indirectly*) with:

- a. The Nazi government of Germany?  Yes  No
- b. Any government in any area (1) occupied by, (2) allied with, or (3) established with the help of the Nazi government of Germany?  Yes  No
- c. Any German, Nazi, or S.S. military unit, paramilitary unit, self-defense unit, vigilante unit, citizen unit, police unit, government agency or office, extermination camp, concentration camp, prisoner of war camp, prison, labor camp, or transit camp?  Yes  No

**C. Continuous Residence**

Since becoming a Lawful Permanent Resident of the United States:

13. Have you **EVER** called yourself a "nonresident" on a Federal, state, or local tax return?  Yes  No

14. Have you **EVER** failed to file a Federal, state, or local tax return because you considered yourself to be a "nonresident"?  Yes  No

Part 10. Additional Questions (Continued)

Write your INS "A"- number here:

A [REDACTED] 2 7 4

D. Good Moral Character

For the purposes of this application, you must answer "Yes" to the following questions, if applicable, even if your records were sealed or otherwise cleared or if anyone, including a judge, law enforcement officer, or attorney, told you that you no longer have a record.

- 15. Have you **EVER** committed a crime or offense for which you were NOT arrested?  Yes  No
- 16. Have you **EVER** been arrested, cited, or detained by any law enforcement officer (including INS and military officers) for any reason?  Yes  No
- 17. Have you **EVER** been charged with committing any crime or offense?  Yes  No
- 18. Have you **EVER** been convicted of a crime or offense?  Yes  No
- 19. Have you **EVER** been placed in an alternative sentencing or a rehabilitative program (for example: diversion, deferred prosecution, withheld adjudication, deferred adjudication)?  Yes  No
- 20. Have you **EVER** received a suspended sentence, been placed on probation, or been paroled?  Yes  No
- 21. Have you **EVER** been in jail or prison?  Yes  No

If you answered "Yes" to any of questions 15 through 21, complete the following table. If you need more space, use a separate sheet of paper to give the same information.

Why were you arrested, cited, detained, or charged?	Date arrested, cited, detained, or charged (Month/Day/Year)	Where were you arrested, cited, detained or charged? (City, State, Country)	Outcome or disposition of the arrest, citation, detention or charge (No charges filed, charges dismissed, jail, probation, etc.)
Driving while Lic. Suspen	10/31/85	Arlington, Tx USA	Released, Paid Fine
Speeding/Fail to appear	08/26/98	Arlington, Tx USA	Universal Paid Fine
No Valid Class C D.L.	10/01/98	Arlington, Tx USA	App.Bond/Bondsman Surety

Answer questions 22 through 33. If you answer "Yes" to any of these questions, attach (1) your written explanation why your answer was "Yes," and (2) any additional information or documentation that helps explain your answer.

- 22. Have you **EVER**:
  - a. been a habitual drunkard?  Yes  No
  - b. been a prostitute, or procured anyone for prostitution?  Yes  No
  - c. sold or smuggled controlled substances, illegal drugs or narcotics?  Yes  No
  - d. been married to more than one person at the same time?  Yes  No
  - e. helped anyone enter or try to enter the United States illegally?  Yes  No
  - f. gambled illegally or received income from illegal gambling?  Yes  No
  - g. failed to support your dependents or to pay alimony?  Yes  No
- 23. Have you **EVER** given false or misleading information to any U.S. government official while applying for any immigration benefit or to prevent deportation, exclusion, or removal?  Yes  No
- 24. Have you **EVER** lied to any U.S. government official to gain entry or admission into the United States?  Yes  No

Part 10. Additional Questions (Continued)

Write your INS "A"- number here:

A [redacted] 2 7 4

E. Removal, Exclusion, and Deportation Proceedings

- 25. Are removal, exclusion, rescission or deportation proceedings pending against you?  Yes  No
- 26. Have you EVER been removed, excluded, or deported from the United States?  Yes  No
- 27. Have you EVER been ordered to be removed, excluded, or deported from the United States?  Yes  No
- 28. Have you EVER applied for any kind of relief from removal, exclusion, or deportation?  Yes  No

F. Military Service

- 29. Have you EVER served in the U.S. Armed Forces?  Yes  No
- 30. Have you EVER left the United States to avoid being drafted into the U.S. Armed Forces?  Yes  No
- 31. Have you EVER applied for any kind of exemption from military service in the U.S. Armed Forces?  Yes  No
- 32. Have you EVER deserted from the U.S. Armed Forces?  Yes  No

G. Selective Service Registration

- 33. Are you a male who lived in the United States at any time between your 18th and 26th birthdays in any status except as a lawful nonimmigrant?  Yes  No

If you answered "NO", go on to question 34.

If you answered "YES", provide the information below.

If you answered "YES", but you did NOT register with the Selective Service System and are still under 26 years of age, you must register before you apply for naturalization, so that you can complete the information below:

Date Registered (Month/Day/Year)  Selective Service Number

If you answered "YES", but you did NOT register with the Selective Service and you are now 26 years old or older, attach a statement explaining why you did not register.

H. Oath Requirements (See Part 14 for the text of the oath)

Answer questions 34 through 39. If you answer "No" to any of these questions, attach (1) your written explanation why the answer was "No" and (2) any additional information or documentation that helps to explain your answer.

- 34. Do you support the Constitution and form of government of the United States?  Yes  No
- 35. Do you understand the full Oath of Allegiance to the United States?  Yes  No
- 36. Are you willing to take the full Oath of Allegiance to the United States?  Yes  No
- 37. If the law requires it, are you willing to bear arms on behalf of the United States?  Yes  No
- 38. If the law requires it, are you willing to perform noncombatant services in the U.S. Armed Forces?  Yes  No
- 39. If the law requires it, are you willing to perform work of national importance under civilian direction?  Yes  No

Part 11. Your Signature

Write your INS "A"- number here:

A [ ] [ ] [ ] [ ] [ ] [ ] [ ] [ ] [ ] [ ] 2 7 4

I certify, under penalty of perjury under the laws of the United States of America, that this application, and the evidence submitted with it, are all true and correct. I authorize the release of any information which INS needs to determine my eligibility for naturalization.

Your Signature

Date (Month/Day/Year)

Emmanuel Ompariola

0 5 / 0 7 / 2 0 0 3

Part 12. Signature of Person Who Prepared This Application for You (if applicable)

I declare under penalty of perjury that I prepared this application at the request of the above person. The answers provided are based on information of which I have personal knowledge and/or were provided to me by the above named person in response to the exact questions contained on this form.

Preparer's Printed Name

Preparer's Signature

[ ]

[ ]

Date (Month/Day/Year)

Preparer's Firm or Organization Name (if applicable)

Preparer's Daytime Phone Number

/ /

[ ]

( )

Preparer's Address - Street Number and Name

City

State

ZIP Code

[ ]

[ ]

[ ]

[ ]

Do Not Complete Parts 13 and 14 Until an INS Officer Instructs You To Do So

Part 13. Signature at Interview

I swear (affirm) and certify under penalty of perjury under the laws of the United States of America that I know that the contents of this application for naturalization subscribed by me, including corrections numbered 1 through 2 and the evidence submitted by me numbered pages 1 through 01, are true and correct to the best of my knowledge and belief.

Subscribed to and sworn to (affirmed) before me

G. E. BRANCH

MAY 07 2004

DAO Officer's Printed Name or Stamp

Date (Month/Day/Year)

Complete Signature of Applicant

Officer's Signature

Emmanuel Oluigbenga Ompariola

[Signature]

Part 14. Oath of Allegiance

If your application is approved, you will be scheduled for a public oath ceremony at which time you will be required to take the following oath of allegiance immediately prior to becoming a naturalized citizen. By signing, you acknowledge your willingness and ability to take this oath:

I hereby declare, on oath, that I absolutely and entirely renounce and abjure all allegiance and fidelity to any foreign prince, potentate, state, or sovereignty, of whom or which I have heretofore been a subject or citizen;

that I will support and defend the Constitution and laws of the United States of America against all enemies, foreign and domestic;

that I will bear true faith and allegiance to the same;

that I will bear arms on behalf of the United States when required by the law;

that I will perform noncombatant service in the Armed Forces of the United States when required by the law;

that I will perform work of national importance under civilian direction when required by the law; and

that I take this obligation freely, without any mental reservation or purpose of evasion; so help me God.

Printed Name of Applicant

Complete Signature of Applicant

EMMANUEL OLUIGBENGA OMPARIOLA

Emmanuel Oluigbenga Ompariola

# EXHIBIT G

THE UNITED STATES OF AMERICA

No. 28 335 856

DEPARTMENT OF JUSTICE



IMMIGRATION AND NATURALIZATION SERVICE

Personal description of holder as of date of naturalization:

I.N.S. Registration No. [REDACTED] 8274

Date of birth: [REDACTED] 1956

I certify that the description given is true, and that the photograph affixed hereto is a likeness of me.

Sex: MALE

Height: 6 feet 0 inches

(Complete and true signature of holder)

Marital status: MARRIED

Be it known that, pursuant to an application filed with the Attorney General

Country of former nationality: NIGERIA

at: DALLAS, TEXAS

The Attorney General having found that:

EMMANUEL OLUGBENGA OMOPARIOLA



then residing in the United States, intends to reside in the United States when so required by the Naturalization Laws of the United States, and had in all other respects complied with the applicable provisions of such naturalization laws and was entitled to be admitted to citizenship, such person having taken the oath of allegiance in a ceremony conducted by the

US DIST COURT NORTHERN DISTRICT OF TEXAS

at: DALLAS, TEXAS

on: JUL 01 2004

that such person is admitted as a citizen of the United States of America.

IT IS PUNISHABLE BY U S LAW TO COPY, PRINT OR PHOTOGRAPH THIS CERTIFICATE, WITHOUT LAWFUL AUTHORITY.

[Signature] Commissioner of Immigration and Naturalization

DEPARTMENT OF JUSTICE

**CIVIL COVER SHEET**

The JS 44 civil cover sheet and the information contained herein neither replace nor supplement the filing and service of pleadings or other papers as required by law, except as provided by local rules of court. This form, approved by the Judicial Conference of the United States in September 1974, is required for the use of the Clerk of Court for the purpose of initiating the civil docket sheet. (SEE INSTRUCTIONS ON NEXT PAGE OF THIS FORM.)

<p><b>I. (a) PLAINTIFFS</b> United States of America</p> <p><b>(b)</b> County of Residence of First Listed Plaintiff _____ <i>(EXCEPT IN U.S. PLAINTIFF CASES)</i></p> <p><b>(c)</b> Attorneys <i>(Firm Name, Address, and Telephone Number)</i> Troy D. Liggett, Office of Immigration Litigation, U.S. Department of Justice, P.O. Box 868, Ben Franklin Station, Washington, DC 20044, 202-532-4765</p>	<p><b>DEFENDANTS</b> Emmanuel Olugbenga Omopariola</p> <p>County of Residence of First Listed Defendant _____ <i>(IN U.S. PLAINTIFF CASES ONLY)</i></p> <p>NOTE: IN LAND CONDEMNATION CASES, USE THE LOCATION OF THE TRACT OF LAND INVOLVED.</p> <p>Attorneys <i>(If Known)</i></p>
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<p><b>II. BASIS OF JURISDICTION</b> <i>(Place an "X" in one Box Only)</i></p> <p><input checked="" type="checkbox"/> 1 U.S. Government Plaintiff</p> <p><input type="checkbox"/> 2 U.S. Government Defendant</p> <p><input type="checkbox"/> 3 Federal Question <i>(U.S. Government Not a Party)</i></p> <p><input type="checkbox"/> 4 Diversity <i>(Indicate Citizenship of Parties in Item III)</i></p>	<p><b>III. CITIZENSHIP OF PRINCIPAL PARTIES</b> <i>(Place an "X" in One Box for Plaintiff and One Box for Defendant)</i></p> <p><i>(For Diversity Cases Only)</i></p> <table style="width:100%; border-collapse: collapse;"> <tr> <td style="width:30%;"></td> <td style="width:10%; text-align: center;"><b>PTF</b></td> <td style="width:10%; text-align: center;"><b>DEF</b></td> <td style="width:40%;"></td> <td style="width:10%; text-align: center;"><b>PTF</b></td> <td style="width:10%; text-align: center;"><b>DEF</b></td> </tr> <tr> <td>Citizen of This State</td> <td style="text-align: center;"><input type="checkbox"/> 1</td> <td style="text-align: center;"><input type="checkbox"/> 1</td> <td>Incorporated <i>or</i> Principal Place of Business In This State</td> <td style="text-align: center;"><input type="checkbox"/> 4</td> <td style="text-align: center;"><input type="checkbox"/> 4</td> </tr> <tr> <td>Citizen of Another State</td> <td style="text-align: center;"><input type="checkbox"/> 2</td> <td style="text-align: center;"><input type="checkbox"/> 2</td> <td>Incorporated <i>and</i> Principal Place of Business In Another State</td> <td style="text-align: center;"><input type="checkbox"/> 5</td> <td style="text-align: center;"><input type="checkbox"/> 5</td> </tr> <tr> <td>Citizen or Subject of a Foreign Country</td> <td style="text-align: center;"><input type="checkbox"/> 3</td> <td style="text-align: center;"><input type="checkbox"/> 3</td> <td>Foreign Nation</td> <td style="text-align: center;"><input type="checkbox"/> 6</td> <td style="text-align: center;"><input type="checkbox"/> 6</td> </tr> </table>		<b>PTF</b>	<b>DEF</b>		<b>PTF</b>	<b>DEF</b>	Citizen of This State	<input type="checkbox"/> 1	<input type="checkbox"/> 1	Incorporated <i>or</i> Principal Place of Business In This State	<input type="checkbox"/> 4	<input type="checkbox"/> 4	Citizen of Another State	<input type="checkbox"/> 2	<input type="checkbox"/> 2	Incorporated <i>and</i> Principal Place of Business In Another State	<input type="checkbox"/> 5	<input type="checkbox"/> 5	Citizen or Subject of a Foreign Country	<input type="checkbox"/> 3	<input type="checkbox"/> 3	Foreign Nation	<input type="checkbox"/> 6	<input type="checkbox"/> 6
	<b>PTF</b>	<b>DEF</b>		<b>PTF</b>	<b>DEF</b>																				
Citizen of This State	<input type="checkbox"/> 1	<input type="checkbox"/> 1	Incorporated <i>or</i> Principal Place of Business In This State	<input type="checkbox"/> 4	<input type="checkbox"/> 4																				
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Citizen or Subject of a Foreign Country	<input type="checkbox"/> 3	<input type="checkbox"/> 3	Foreign Nation	<input type="checkbox"/> 6	<input type="checkbox"/> 6																				

**IV. NATURE OF SUIT** *(Place an "X" in One Box Only)* Click here for: [Nature of Suit Code Descriptions.](#)

CONTRACT	TORTS	FORFEITURE/PENALTY	BANKRUPTCY	OTHER STATUTES		
<input type="checkbox"/> 110 Insurance <input type="checkbox"/> 120 Marine <input type="checkbox"/> 130 Miller Act <input type="checkbox"/> 140 Negotiable Instrument <input type="checkbox"/> 150 Recovery of Overpayment & Enforcement of Judgment <input type="checkbox"/> 151 Medicare Act <input type="checkbox"/> 152 Recovery of Defaulted Student Loans (Excludes Veterans) <input type="checkbox"/> 153 Recovery of Overpayment of Veteran's Benefits <input type="checkbox"/> 160 Stockholders' Suits <input type="checkbox"/> 190 Other Contract <input type="checkbox"/> 195 Contract Product Liability <input type="checkbox"/> 196 Franchise	<p><b>PERSONAL INJURY</b></p> <input type="checkbox"/> 310 Airplane <input type="checkbox"/> 315 Airplane Product Liability <input type="checkbox"/> 320 Assault, Libel & Slander <input type="checkbox"/> 330 Federal Employers' Liability <input type="checkbox"/> 340 Marine <input type="checkbox"/> 345 Marine Product Liability <input type="checkbox"/> 350 Motor Vehicle <input type="checkbox"/> 355 Motor Vehicle Product Liability <input type="checkbox"/> 360 Other Personal Injury <input type="checkbox"/> 362 Personal Injury - Medical Malpractice	<p><b>PERSONAL INJURY</b></p> <input type="checkbox"/> 365 Personal Injury - Product Liability <input type="checkbox"/> 367 Health Care/ Pharmaceutical Personal Injury Product Liability <input type="checkbox"/> 368 Asbestos Personal Injury Product Liability <p><b>PERSONAL PROPERTY</b></p> <input type="checkbox"/> 370 Other Fraud <input type="checkbox"/> 371 Truth in Lending <input type="checkbox"/> 380 Other Personal Property Damage <input type="checkbox"/> 385 Property Damage Product Liability	<input type="checkbox"/> 625 Drug Related Seizure of Property 21 USC 881 <input type="checkbox"/> 690 Other	<input type="checkbox"/> 422 Appeal 28 USC 158 <input type="checkbox"/> 423 Withdrawal 28 USC 157	<p><b>PROPERTY RIGHTS</b></p> <input type="checkbox"/> 820 Copyrights <input type="checkbox"/> 830 Patent <input type="checkbox"/> 835 Patent - Abbreviated New Drug Application <input type="checkbox"/> 840 Trademark	<input type="checkbox"/> 375 False Claims Act <input type="checkbox"/> 376 Qui Tam (31 USC 3729(a)) <input type="checkbox"/> 400 State Reapportionment <input type="checkbox"/> 410 Antitrust <input type="checkbox"/> 430 Banks and Banking <input type="checkbox"/> 450 Commerce <input type="checkbox"/> 460 Deportation <input type="checkbox"/> 470 Racketeer Influenced and Corrupt Organizations <input type="checkbox"/> 480 Consumer Credit <input type="checkbox"/> 490 Cable/Sat TV <input type="checkbox"/> 850 Securities/Commodities/ Exchange <input type="checkbox"/> 890 Other Statutory Actions <input type="checkbox"/> 891 Agricultural Acts <input type="checkbox"/> 893 Environmental Matters <input type="checkbox"/> 895 Freedom of Information Act <input type="checkbox"/> 896 Arbitration <input type="checkbox"/> 899 Administrative Procedure Act/Review or Appeal of Agency Decision <input type="checkbox"/> 950 Constitutionality of State Statutes
<p><b>REAL PROPERTY</b></p> <input type="checkbox"/> 210 Land Condemnation <input type="checkbox"/> 220 Foreclosure <input type="checkbox"/> 230 Rent Lease & Ejectment <input type="checkbox"/> 240 Torts to Land <input type="checkbox"/> 245 Tort Product Liability <input type="checkbox"/> 290 All Other Real Property	<p><b>CIVIL RIGHTS</b></p> <input type="checkbox"/> 440 Other Civil Rights <input type="checkbox"/> 441 Voting <input type="checkbox"/> 442 Employment <input type="checkbox"/> 443 Housing/ Accommodations <input type="checkbox"/> 445 Amer. w/Disabilities - Employment <input type="checkbox"/> 446 Amer. w/Disabilities - Other <input type="checkbox"/> 448 Education	<p><b>PRISONER PETITIONS</b></p> <p><b>Habeas Corpus:</b></p> <input type="checkbox"/> 463 Alien Detainee <input type="checkbox"/> 510 Motions to Vacate Sentence <input type="checkbox"/> 530 General <input type="checkbox"/> 535 Death Penalty <p><b>Other:</b></p> <input type="checkbox"/> 540 Mandamus & Other <input type="checkbox"/> 550 Civil Rights <input type="checkbox"/> 555 Prison Condition <input type="checkbox"/> 560 Civil Detainee - Conditions of Confinement	<p><b>LABOR</b></p> <input type="checkbox"/> 710 Fair Labor Standards Act <input type="checkbox"/> 720 Labor/Management Relations <input type="checkbox"/> 740 Railway Labor Act <input type="checkbox"/> 751 Family and Medical Leave Act <input type="checkbox"/> 790 Other Labor Litigation <input type="checkbox"/> 791 Employee Retirement Income Security Act	<p><b>SOCIAL SECURITY</b></p> <input type="checkbox"/> 861 HIA (1395ff) <input type="checkbox"/> 862 Black Lung (923) <input type="checkbox"/> 863 DIWC/DIWW (405(g)) <input type="checkbox"/> 864 SSID Title XVI <input type="checkbox"/> 865 RSI (405(g))	<p><b>FEDERAL TAX SUITS</b></p> <input type="checkbox"/> 870 Taxes (U.S. Plaintiff or Defendant) <input type="checkbox"/> 871 IRS—Third Party 26 USC 7609	
<p><b>IMMIGRATION</b></p> <input type="checkbox"/> 462 Naturalization Application <input checked="" type="checkbox"/> 465 Other Immigration Actions						

**V. ORIGIN** *(Place an "X" in One Box Only)*

1 Original Proceeding     2 Removed from State Court     3 Remanded from Appellate Court     4 Reinstated or Reopened     5 Transferred from Another District *(specify)*     6 Multidistrict Litigation - Transfer     8 Multidistrict Litigation - Direct File

**VI. CAUSE OF ACTION**

Cite the U.S. Civil Statute under which you are filing *(Do not cite jurisdictional statutes unless diversity)*:  
8 U.S.C. 1451(a)

Brief description of cause:  
 Civil action seeking to revoke and set aside the order admitting Defendant to United States citizenship.

**VII. REQUESTED IN COMPLAINT:**

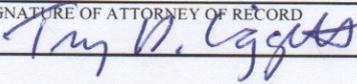
CHECK IF THIS IS A CLASS ACTION UNDER RULE 23, F.R.Cv.P.    **DEMAND \$** \_\_\_\_\_

CHECK YES only if demanded in complaint:  
**JURY DEMAND:**     Yes     No

**VIII. RELATED CASE(S) IF ANY** *(See instructions):*

JUDGE \_\_\_\_\_ DOCKET NUMBER \_\_\_\_\_

DATE: 11/21/2017

SIGNATURE OF ATTORNEY OF RECORD: 

FOR OFFICE USE ONLY

RECEIPT # \_\_\_\_\_ AMOUNT \_\_\_\_\_ APPLYING IFP \_\_\_\_\_ JUDGE \_\_\_\_\_ MAG. JUDGE \_\_\_\_\_