

UNITED STATES DISTRICT COURT  
DISTRICT OF NEW JERSEY

UNITED STATES OF AMERICA : Hon.  
v. : Crim. No.  
EMMANUEL AWA : 18 U.S.C. §§ 1343, 1957, & 2

**INFORMATION**

The defendant having waived, in open Court, prosecution by Indictment, the United States Attorney for the District of New Jersey charges:

**COUNT 1**  
**(Wire Fraud)**

1. At all times relevant to this Information, defendant **EMMANUEL AWA** resided in South Orange, New Jersey.

**The Scheme to Defraud**

2. Between in or about February 2009 and in or about August 2010, in Essex County, in the District of New Jersey, and elsewhere, defendant

**EMMANUEL AWA**

did knowingly and intentionally devise and intend to devise a scheme and artifice to defraud various institutions and individuals and to obtain money and property from those institutions and individuals by means of materially false and fraudulent pretenses, representations, and promises, which scheme and artifice was, in substance and in part, as set forth below and, for the purpose of executing such scheme and artifice to defraud, did transmit and cause to be transmitted by means of wire communications in interstate and foreign commerce, certain writings, signs, signals, and sounds, as set forth below.

### **The Object of the Scheme**

3. It was the primary object of the scheme for defendant **EMMANUEL AWA** and others to enrich themselves by opening business checking accounts at financial institutions within the United States, and using these accounts to receive funds (“Recipient Accounts”) that were, without authorization, wired and otherwise transferred from accounts that were located both within and outside the United States and that had been compromised (“Compromised Accounts”).

### **Means and Methods of the Scheme**

4. It was a part of the scheme that in opening the Recipient Accounts described in the preceding paragraph, defendant **EMMANUEL AWA** used the alias “Emanuel Albert Smith” and presented a fictitious passport purportedly issued by the United Kingdom in that name but that had a photograph of defendant **EMMANUEL AWA**.

5. It was a further part of the scheme that, to allay the bank’s suspicions, defendant **EMMANUEL AWA** frequently used the name of the Compromised Account as the name of the Recipient Account but added such terms as “LLC” or “Corporation” so the two accounts would appear to be related.

6. As part of the scheme, defendant **EMMANUEL AWA**, acting with others, opened more than 14 Recipient Accounts and received more than \$1,000,000 in proceeds derived from the Compromised Accounts and then used those proceeds for his and the others’ personal benefit.

7. On or about the dates shown below, for the purpose of executing and attempting to execute the above described scheme and artifice to defraud, defendant

**EMMANUEL AWA**

knowingly and intentionally did cause to be transmitted by means of wire communications in

interstate and foreign commerce, certain writings, signs, signals, and sounds, namely the wire transfer of funds, as designated with an \* in the chart below, from Compromised Accounts to Recipient Accounts, which had been opened and were controlled by defendant EMMANUEL AWA and other participants in the scheme, as follows:

Date Opened	Recipient Account Name	Compromised Account Name	Date of Deposit	Amount Deposited	Transfer From/To
2/28/2009	Y-F Inc.	Mrs. Y M K-F	5/1/2009	*\$139,990.00	ABM Amro Bank NV/Bank of America
5/21/2009	T A Corporation	B-S & C-H C B-S & C-H C	7/21/2009 8/3/2009	\$89,900.00 \$148,900.00	Bank of America/TD Bank NA Bank of America/TD Bank NA
7/6/2009	M H Corporation	M H	7/7/2009	*\$44,976.00	Deutsche Bank Int'l/JP Morgan Chase
9/8/2009	J E T LLC	A B A B	11/27/2009 12/8/2009	*\$131,090.65 *\$36,327.50	Dresdner Bank/Bank of America Dresdner Bank/Bank of America
9/21/2009	C L LLC	C L H T C C L H T C H T C	9/22/2009 10/9/2009 10/20/2009 10/30/2009 11/3/2009	*\$85,000.00 \$9,000.00 *\$15,084.68 \$6,500.00 \$6,500.00	MetLife/Wachovia Bank Citibank/Wachovia Bank MetLife/Wachovia Bank Citibank/Wachovia Bank Citibank/Wachovia Bank
11/16/2009	B K Corporation	E M & E M M	2/23/2010	\$35,000.00	Wells Fargo Bank/Bank of America
11/17/2009	N J M LLC	N J M & F H N J M & F H N J M & F H	11/18/2009 12/3/2009 12/31/2009	*\$40,000.00 *\$40,000.00 *\$8,000.00	Merrill Lynch/Wachovia Bank Merrill Lynch/Wachovia Bank Merrill Lynch/Wachovia Bank
11/24/2009	H W H LLC	W H W H	12/4/2009 12/16/2009	*\$40,000.00 *\$18,000.00	Man Financial Global UK Ltd /PNC Bank Man Financial Global UK Ltd/ PNC Bank
12/23/2009	H B LLC	S & M M J M A	2/1/2010 2/9/2010	*\$89,000.00 *\$17,336.35	HSBC Bank USA/Bank of America Bank of Scotland/Bank of America
1/8/2010	A F H LLC	A O D A O D	2/8/2010 2/17/2010	*\$39,430.78 *\$13,852.55	HSBC Bank Middle East Ltd/PNC Bank HSBC Bank Middle East Ltd/PNC Bank
2/11/2010	S A R C LLC	K E	3/15/2010	*\$120,808.35	UBS Deutschland AG/Bank of America
2/16/2010	B R B Corporation	B R & R C B	3/31/2010	*\$166,536.70	HSBC Bank International/PNC Bank
8/3/2010	E J N	E E I	8/17/2010	*\$48,890.00	Toronto Dominion Bank/Sovereign Bank
8/20/2010	E I-A LLC	E E I	8/23/2010	*\$61,090.00	Toronto Dominion Bank/Sovereign Bank

In violation of Title 18, United States Code, Section 1343 & 2.

**COUNT 2**

**(Engaging in Monetary Transactions in Property Derived from Specified Unlawful Activity)**

1. The allegations set forth in paragraphs 1 and 3 through 7 of Count One are alleged as if fully set forth herein.

2. Between in or about February 2009 and in or about August 2010, in Essex County, in the District of New Jersey and elsewhere, defendant

**EMMANUEL AWA**

did knowingly and willfully engage in monetary transactions, specifically transfers in and affecting interstate and foreign commerce of funds to a financial institution within the United States, in criminally derived property of a value greater than \$10,000, which was derived from specified unlawful activity, namely, wire fraud, contrary to Title 18, United States Code, Section 1343 & 2, as set forth in Count One.

In violation of Title 18, United States Code, Sections 1957(a) and 2.

  
\_\_\_\_\_  
PAUL J. FISHMAN  
United States Attorney

CASE NUMBER:

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**UNITED STATES OF AMERICA**

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**EMMANUEL AWA**

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**INFORMATION**

**18 U.S.C. §§ 1957, 1343 & 2**

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**PAUL J. FISHMAN**

*U.S. ATTORNEY*

*NEWARK, NEW JERSEY*

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**LORRAINE S. GERSON**

*ASSISTANT U.S. ATTORNEY*

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