

UNITED STATES DISTRICT COURT
DISTRICT OF NEW JERSEY

UNITED STATES OF AMERICA	:	Criminal No. 09-405
	:	
v.	:	18 U.S.C. §§ 287, 371,
	:	982(a)(2)(B), 1341 & § 2
	:	
UGOCHUKWU H. MADUBUIKE	:	

S U P E R S E D I N G I N F O R M A T I O N

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

COUNT ONE
MAIL FRAUD

1. At all times relevant to Count One of this Superseding Information:

(a) Defendant UGOCHUKWU H. MADUBUIKE was a former Family Services Specialist with the State of New Jersey, Department of Children and Families, Division of Youth and Family Services ("DYFS"), having worked there from on or about June 1, 2004 to on or about November 16, 2007. While working for DYFS, defendant MADUBUIKE had access to the personal information of those individuals served by DYFS and certain other state agencies.

(b) An individual ("Individual 1") was an associate of defendant MADUBUIKE who controlled a bank account in Individual 1's name at a bank in New Jersey.

2. From in or about March 2006 to in or about November 2008, defendant UGOCHUKWU H. MADUBUIKE devised and executed a scheme and artifice to obtain money and property from the United States Treasury Department ("Treasury"), which involved his preparation and submission to Treasury of false and fraudulent tax returns in the names of individuals whose personal identifiers he had stolen - including those of individuals served by DYFS and other state agencies - and the receipt through the United States mail of numerous tax refund checks in the names of those individuals.

3. It was part of the scheme and artifice that defendant UGOCHUKWU H. MADUBUIKE deposited the tax refund checks, upon which he forged the payees' signatures, into various bank accounts that he controlled and to which Individual 1 gave him control, in order to obtain over \$800,000 in proceeds.

4. From in or about March 2006 to in or about November 2008, in Essex County, in the District of New Jersey and elsewhere, defendant

UGOCHUKWU H. MADUBUIKE

having devised the above-described scheme and artifice to obtain money and property by means of false pretenses, for the purpose of executing and in order to effect the scheme and artifice to obtain money and property, did knowingly cause to be placed and deposited at a post office and depository for mail and sent,

delivered, and moved by the United States Postal Service, numerous United States Treasury tax refund checks, including the following checks on or about the dates of issue:

U.S. Treasury Check Number	Amount	Issue Date	Payee's Initials
65316185	\$2,662	08/25/2006	LW
65330087	\$2,439	08/25/2006	LW
70033884	\$460	12/15/2006	JC

In violation of Title 18, United States Code, Sections 1341 and Section 2.

COUNT TWO
CONSPIRACY TO PASS FORGED UNITED STATES TREASURY CHECKS

1. Paragraphs 1 to 3 of Count One of this Superseding Information are hereby realleged and incorporated as if set forth in full herein.

2. From in or about March 2006 to in or about November 2008, in Essex County, in the District of New Jersey and elsewhere, defendant

UGOCHUKWU H. MADUBUIKE

knowingly and willfully conspired and agreed with Individual 1 and others to pass, utter and publish as true United States Treasury checks bearing falsely made and forged endorsements, namely the false and forged signatures of those in whose names the Treasury checks were issued, contrary to Title 18, United States Code, Section 510(a)(2).

3. The object of the conspiracy was to receive numerous United States Treasury tax refund checks in the names of individuals whose personal identifiers had been stolen, including individuals served by DYFS and other state agencies, and to deposit those tax refund checks, containing the forged signatures of the payees, into bank accounts that defendant MADUBUIKE controlled and to which Individual 1 gave him control, in order to obtain over \$800,000 in proceeds.

4. In furtherance of the conspiracy and to effect its unlawful object, defendant UGOCHUKWU H. MADUBUIKE committed and

caused to be committed the following overt acts, among others, in the District of New Jersey and elsewhere:

(a) On or about September 29, 2006, defendant MADUBUIKE deposited into his account at a bank in New Jersey a United States Treasury check dated 08/25/2006, in the amount of \$2,439 and bearing the forged signature of an individual with initials LW.

(b) On or about October 12, 2006, defendant MADUBUIKE deposited into his account at a bank in New Jersey a United States Treasury check dated 08/25/2006, in the amount of \$2,662 and bearing the forged signature of an individual with initials LW.

(c) On or about February 27, 2007, defendant MADUBUIKE deposited into his account at a bank in New Jersey a United States Treasury check dated 12/15/2006, in the amount of \$460 and bearing the forged signature of an individual with initials JC.

(d) On or about September 26, 2007, defendant MADUBUIKE deposited into Individual 1's account at a bank in New Jersey a United States Treasury check dated 05/25/2007, in the amount of \$2,135.71 and bearing the forged signature of an individual with initials LB.

(e) On or about September 26, 2007, defendant MADUBUIKE deposited into Individual 1's account at a bank in New

Jersey a United States Treasury check dated 08/17/2007, in the amount of \$3,707.39 and bearing the forged signature of an individual with initials LB.

In violation of Title 18, United States Code, Section 371.

COUNT THREE
FALSE, FICTITIOUS, AND FRAUDULENT CLAIMS

1. Paragraphs 1 to 3 of Count One of this Superseding Information are hereby realleged and incorporated as if set forth in full herein.

2. From in or about March 2006 to in or about November 2008, in Essex County, in the District of New Jersey and elsewhere, defendant

UGOCHUKWU H. MADUBUIKE

knowingly and willfully made and presented to the United States and a department thereof - namely the United States Department of Treasury - false claims upon and against the United States and such department, that is, numerous federal income tax returns to include those resulting in the issuance of the United States Treasury checks described in paragraph 4 of Count Two of this Superseding Information, knowing those claims were false, fictitious, and fraudulent, in that those tax returns were prepared and submitted in the names of various individuals without their authorization.

In violation of Title 18, United States Code, Section 287.

FORFEITURE ALLEGATION

1. The allegations contained in Count Two of this Superseding Information are hereby realleged and incorporated by reference for the purpose of alleging forfeitures pursuant to Title 18, United States Code, Section 982(a)(2)(B).

2. Upon conviction of the offense of conspiring to pass forged United States Treasury checks contrary to Title 18, United States Code, Section 510(a)(2), in violation of Title 18, United States Code, Section 371, as set forth in Count Two of this Superseding Information, defendant

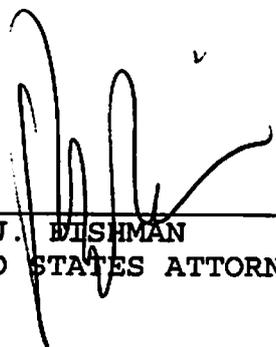
UGOCHUKWU H. MADUBUIKE

shall forfeit to the United States of America, pursuant to Title 18, United States Code, Section 982(a)(2)(B), any property constituting, or derived from, proceeds obtained, directly and indirectly, as a result of such violation. The property to be forfeited includes, but is not limited to, the following:

Bank Name	Account No.	Account Holder	Monetary Amount
JP Morgan Chase	744925645	UGOCHUKWU H. MADUBUIKE	\$4,028.86
Washington Mutual	357-094889-1	UGOCHUKWU H. MADUBUIKE	\$37,389.15
TDBank	3452579239	UGOCHUKWU H. MADUBUIKE	\$8,541.86
Bank of America	381003192469	INDIVIDUAL 1	\$4,218.20

3. If any of the property described above, as a result of any act or omission of the defendant: (a) cannot be located upon the exercise of due diligence; (b) has been transferred or sold to, or deposited with, a third party; (c) has been placed beyond the jurisdiction of the court; (d) has been substantially diminished in value; or (e) has been commingled with other property which cannot be divided without difficulty, the United States of America shall be entitled to forfeiture of substitute property pursuant to Title 21, United States Code, Section 853(p), as incorporated by Title 18, United States Code, Section 982(b)(1).

Pursuant to Title 18, United States Code, Section 982(a)(2)(B).



PAUL J. WISHMAN
UNITED STATES ATTORNEY

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UNITED STATES OF AMERICA

v.

UGOCHUKWU H. MADUBUIKE

**SUPERSEDING INFORMATION
FOR**

18 U.S.C. §§ 287, 371, 982(a)(2)(B), 1341 & § 2

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