

SEALED

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEBRASKA

FILED
U.S. DISTRICT COURT
DISTRICT OF NEBRASKA
2016 OCT 18 PM 4:10

UNITED STATES OF AMERICA,

Plaintiff,

vs.

ADEWALE ANIYELOYE
RICHARD UZUH,

Defendants.

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INDICTMENT

18 U.S.C. § 1343
18 U.S.C § 1349
18 U.S.C. § 2

The Grand Jury charges that

COUNTS I - V
WIRE FRAUD
18 U.S.C. § 1343 & 2

INTRODUCTION

1. Beginning at a time unknown to the Grand Jury, but no later than early 2015 to on or about September 26, 2016, ADEWALE ANIYELOYE and RICHARD UZUH, the defendants, and other individuals unknown to the Grand Jury, devised and intended to devise a scheme to defraud businesses, and to obtain money and property by means of materially false and fraudulent pretenses, representations and promises.

THE SCHEME

2. It was a part of the scheme and artifice to defraud that ADEWALE ANIYELOYE and RICHARD UZUH, the defendants herein, and other individuals unknown to the Grand Jury, would pose as business executives and, using e-mail accounts spoofed to make it appear as though they were coming from a company's true business executive, would request and receive wire transfers of funds from the businesses' accounts. The wire transfers were sent to bank accounts belonging to other co-conspirators and to victims of romance schemes. The money

would then be sent, at the defendants' direction, to individuals inside and outside the United States of America to include Nigeria.

MANNER AND MEANS

It was part of the scheme that:

3. ADEWALE ANIYELOYE and RICHARD UZUH, and other individuals unknown to the Grand Jury, used compromised e-mail accounts to send spoofed e-mails to thousands of business employees who handled accounting, to include authorizing and sending wire transfers. A spoofed e-mail is one in which the e-mail appears to be originating from a sender other than who is truly the sender. ADEWALE ANIYELOYE and RICHARD UZUH and other individuals unknown to the Grand Jury spoofed e-mail addresses to pose as the Chief Executive Officer (CEO) or other business executives. The defendants would direct recipients of the e-mail to complete wire transfers. The business employees, thinking that the wire transfer requests were legitimate, would comply with the wire transfer request and wire the money to the location provided in the wiring instructions.

4. Pursuant to this scheme, a loss in excess of \$1,000,000.00 can be attributed to the defendants.

5. On or about each of the dates set forth below, in the District of Nebraska and elsewhere, ADEWALE ANIYELOYE and RICHARD UZUH, the defendants, and other individuals unknown to the Grand Jury, for the purposes of executing the scheme described above, and attempting to do so, caused to be transmitted by means of wire communication in interstate commerce the signals and sounds described below for each count, each transmission a separate count in that ADEWALE ANIYELOYE and RICHARD UZUH and other individuals, unknown to the Grand Jury, sent and caused to be sent fraudulent e-mails to the following

companies in the District of Nebraska¹, said e-mails constituting and containing material misrepresentations that caused the companies to wire transfer funds or attempt to do so as instructed in the e-mail, and said funds were transferred or intended to be transferred from the businesses' bank account to a bank account elsewhere²:

COUNT	DATE	DESCRIPTION	Funds Transferred Or To Be Transferred
I	February 23, 2015	E-mail from RICHARD UZUH, purporting to be from the CEO of Company A, to Company A's Chief Financial Officer (CFO) with wire instructions to transfer funds from Company A's bank account to Bank of America account ending in 8755.	\$73,610.00
II	March 2, 2015	E-mail from RICHARD UZUH, purporting to be from the CEO of Company A, to Company A's CFO with wire instructions to transfer funds from Company A's bank account to Bank of America account ending in 8755.	\$92,410.00
III	May 20, 2015	E-mail from ADEWALE ANIYELOYE, purporting to be from a co-owner of Company B, to Company B's accountant with wire instructions to transfer funds from Company B's bank account to Bank of America account ending in 3093	\$89,620.00
IV	May 29, 2015	E-mail from ADEWALE ANIYELOYE, purporting to be from a co-owner of Company B, to Company B's accountant with wire instructions to transfer funds from Company B's bank account to Anchor Bank account ending in 8830.	\$87,500.00

¹ Company A and B are victim companies located in the District of Nebraska and are known to the Grand Jury.

² The recipient bank account information has been redacted with the exception of the last four digits.

COUNT	DATE	DESCRIPTION	Funds Transferred Or To Be Transferred
V	June 1, 2015	E-mail from ADEWALE ANIYELOYE, purporting to be from a co-owner of Company B, to Company B's accountant with wire instructions to transfer funds from Company B's bank account to a Dubai Islamic Bank account ending in 9901.	\$187,550.00

All in violation of Title 18, United State Code, Sections 1343 and 2.

COUNT VI
CONSPIRACY TO COMMIT WIRE FRAUD
18 U.S.C. § 1349

6. Paragraphs 1 through 4 of this Indictment are hereby re-alleged and incorporated as if set forth in full herein.


7. Beginning at a time unknown to the Grand Jury, but no later than early 2015, through September 26, 2016, ADEWALE ANIYELOYE and RICHARD UZUH, the defendants herein, and others unknown to the Grand Jury, in the District of Nebraska and elsewhere, did unlawfully, willfully and knowingly conspire, combine, confederate, and agree with each and other individuals unknown to the Grand Jury, to devise a scheme and artifice to defraud, and for obtaining money and property by means of false and fraudulent pretenses, representations and promises, and for the purpose of executing the scheme and artifice to defraud, transmitted and caused to be transmitted by means of wire communication in interstate and foreign commerce, any writings, signs, signals, pictures and sounds in violation of Title 18 U.S.C. § 1343, as described in paragraphs 1 through 4 above in that the defendants and other individuals unknown to the grand jury sent and caused to be sent fraudulent e-mails to companies in the District of Nebraska and elsewhere, said e-mails containing material misrepresentations that caused the companies to wire transfer funds as instructed in the e-mails.

In violation of Title 18, United States Code, Section 1349.

A TRUE BILL.

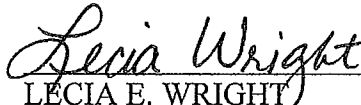


FOR PERSON



ROBERT C. STUART
Acting United States Attorney
District of Nebraska

The United States of America requests that trial of this case be held in Omaha, Nebraska, pursuant to the rules of this Court.



LECIA E. WRIGHT
Assistant U.S. Attorney