

IN THE FEDERAL HIGH COURT OF NIGERIA
IN THE ASABA JUDICIAL DIVISION
HOLDEN AT ASABA
ON THUESDAY THE 23rd DAY OF MAY, 2019
BEFORE HIS LORDSHIP, HON. JUSTICE (DR.) NNAMDI O. DIMGBA
JUDGE
CHARGE NO: FHC/ASB/50c/2019

BETWEEN:

FEDERAL REPUBLIC OF NIGERIA - COMPLAINANT

AND

OGHOFIFE OBARO (a.k.a Mark Luwis & John Hood) - DEFENDANT

JUDGMENT

On the basis of a plea bargain agreement dated and filed 23/04/2019, between the Federal Republic of Nigeria (Complainant), (represented by the Economic and Financial Crimes Commission (EFCC) and Oghofife Obaro (Defendant), the amended information against the Defendant is dated and filed on 23/05/2019 and alleges as follows:

At the Criminal Division of the Federal High Court of Nigeria Holden at Asaba on the 23rd day of May 2019, the Court is informed by the Executive Chairman, Economic and Financial Crime Commission (EFCC) on behalf of the Federal Republic of Nigeria that Oghofife Obaro (a.k.a Mark Luis & John Hood) is charged with the following offences:



STATEMENT OF OFFENCE

Obtaining money by false pretense contrary to section 419 and punishable under the same section of the Criminal Code Laws of the Federation of Nigeria 1990.

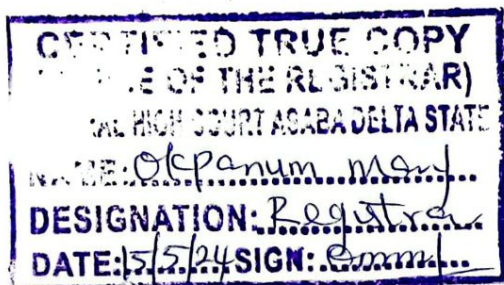
PARTICULARS OF OFFENCE

OGHOFIFE OBARO (a.k.a Mark Luwis & John Hood) on or about 30th day of September, 2016 at Asaba within the Jurisdiction of this Honourable Court with intent to defraud obtained the sum of Nine Hundred and Eight Thousand, One Hundred and Six Naira (908,106.92) from Daruta Jazdzewska under the pretense that you are an American Citizen named John Hood and the money as to facilitate your relocation to Poland in order to marry the said Daruta Jazdzewska, which pretence you knew to be false.

On the 23/05/2019 the Defendant was arraigned and a plea was taken with the Defendant pleading guilty to the Information. The matter progressed to hearing and the learned counsel to the Prosecution urged the Court to convict the Defendant based on his plea of guilt, and to impose the penalty agreed upon by the parties in the plea bargain agreement in line with Section 11 (1) of the Advance Fee Fraud and Other Related Offenses Act.

CONVICTION AND SENTENCE

On the strength of the plea bargain agreement dated and filed on 23/05/2019, as well as the plea of guilty of the Defendant, I



hereby convict the Defendant as charged and pronounce him guilty of the Information preferred against him.

The Convict is hereby sentenced to 18 months imprisonment without an option of fine. The period of 7 months which the Convict has already spent in the custody of the EFCC and in the Nigerian Prison Service shall be discounted from the 18 months prison sentence imposed by this Court. Even after serving his prison term, the convict shall not be released from prison until satisfactory proof is provided by the Prosecution to show that the convict has returned the sum of N908,106.92 (Nine Hundred and Eight Thousand, One Hundred and Six Naira, Ninety Two Kobo) to the victim of the crime he has been convicted for.


NNAMDI O. DIMGBA
JUDGE
23/05/2019

PARTIES: Defendant present.

APPEARANCE: **Sir Steve Odiase Esq** for the prosecution.
K.O Ajayi Esq, with C.B Ntosi Esq, E.V
Ugboko Esq for the Defendant

