

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF GEORGIA
SAVANNAH DIVISION

UNITED STATES OF AMERICA

v.

BERNARD OKOJIE

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CASE NO: 4:22-CR-00084-1

MOTION FOR TURNOVER ORDER

COMES NOW, the United States of America, pursuant to 18 U.S.C. §§ 3613(a) and 3664(n), and respectfully requests this Court to enter an order directing the United States Bureau of Prisons to turnover to the Clerk of Court all funds, less \$100.00, held in the inmate trust account of Defendant, Bernard Okojie, as payment towards the criminal monetary penalties imposed in this case.

Background

On March 30, 2023, Okojie was found guilty of conspiracy to commit wire and bank fraud, wire fraud, and money laundering conspiracy. Doc. 103. A criminal judgment of \$1,946,286.50 was imposed against Okojie on October 2, 2023 at 7. Doc. 123. As of March 6, 2025, Okojie owes \$1,946,483.50. *See* Exhibit A (“Declaration of Margrita Brady”). Okojie is currently incarcerated at Talladega Federal Correctional Institution with a scheduled release date of January 4, 2028.¹

Discussion

Upon entry of judgment, a lien arose against Okojie’s property, including funds held in his inmate trust account. *See* 18 U.S.C. §§ 3613(a), 3613(c). Moreover, the Mandatory

¹ United States Bureau of Prisons Inmate Search, https://www.bop/mobile/find_inmate/byname.jsp, (last visited March 3, 2025).

Victims Restitution Act (MVRA), 18 U.S.C. §§ 3663A-3664, requires that any property a defendant receives during incarceration be applied to his outstanding restitution obligation. Specifically, “[i]f a person obligated to provide restitution, or pay a fine, receives substantial resources from any source, including inheritance, settlement, or other judgment, during a period of incarceration, such person shall be required to apply the value of such resources to any restitution or fine still owed.” *See* 18 U.S.C. § 3664(n); *United States v. Giles*, 819 Fed. Appx. 899 (11th Cir. 2020) (quoting 18 U.S.C. § 3664(n)) (“Because Giles was ‘obligated to provide restitution, ... [when he] receive[d] substantial resources from any source ... during [his] period of incarceration, [he was] required to apply the value of such resources to any restitution ... still owed.’”)

Further, the MVRA obligates Okojie to inform this Court and the Government of any change in his financial circumstances. Specifically, section 3664(k) states:

A restitution order shall provide that the defendant shall notify the court and the Attorney General of any material change in the defendant’s economic circumstances that might affect the defendant’s ability to pay restitution. The court may also accept notification of a material change in the defendant’s economic circumstances from the United States or from the victim . . . Upon receipt of the notification, the court may, on its own motion, or the motion of any party, including the victim, adjust the payment schedule, or require immediate payment in full, as the interests of justice require.

See 18 U.S.C. § 3664(k).

For these reasons, the Government requests the Court enter an order directing the United States Bureau of Prisons to deliver the balance from Okojie’s inmate trust account, less \$100.00, to the Clerk of Court to be applied to Okojie’s outstanding monetary penalties. A proposed order is attached for the Court’s consideration.

Respectfully submitted, this 6th day of March 2025.

TARA M. LYONS

ACTING UNITED STATES ATTORNEY
SOUTHERN DISTRICT OF GEORGIA

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CERTIFICATE OF SERVICE

I hereby certify that on this 6th day of March 2025 I served all the parties in this case in accordance with the notice of electronic filing (“NEF”) which was generated as a result of electronic filing in this Court and by placing a copy in the United States mail with adequate postage to:

Bernard Okojie
Register Number: 06553-810
Talladega FCI
Federal Correction Institution
P.O. Box 1000
Talladega, AL 35160

/s/ Lindsay Berman-Hansell

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