



U.S. Department of Justice

Ronald C. Machen Jr.
United States Attorney

District of Columbia

*Judiciary Center
555 Fourth St., N.W.
Washington, D.C. 20530*

February 25, 2014

VIA EMAIL

Ms. Judy Pipe
Public Defender's Service
633 Indiana Avenue N.W.
Washington, D.C. 20004
jpipe@pds.org

Re: United States v. Sosefina Amoa, 2013CF1018397

Dear Ms. Pipe:

This letter is to confirm the plea offer for your client, **Sosefina Amoa**. This plea offer will remain open until February 28, 2013. However, the Government reserves the right to revoke this plea offer at any time before your client enters a guilty plea in this case. If your client accepts the terms and conditions set forth below, please have your client execute this document in the space provided below. Upon receipt of the executed document, this letter will become the plea agreement between your client and the Office of the United States Attorney for the District of Columbia. The terms of the offer are as follows:

1. Your client, **Sosefina Amoa**, agrees to admit guilt and enter a plea of guilty of the Superior Court Rules of Criminal Procedure to the following offense: one count of **Voluntary Manslaughter** in violation of 22 D.C. Code Section 2105. Your client understands that the offense of **Voluntary Manslaughter** carries a potential maximum penalty of **(30 years) imprisonment, court costs, and payment to the Victims of Crime Fund, and a possible five years of supervised release. Your client is also subject to deportation.**
2. Your client understands that the Government agrees not to file enhancement papers (which are applicable in this case).

3. **The government reserves stepback. The defense agrees that they will not oppose the Government's request that the defendant remain held without bond pending sentencing.**
4. **The government agrees to limit its allocution at sentencing to a Sentencing Guideline range of four to ten years. The government agrees that the defendant may ask for a departure from the Applicable Guideline Range pursuant to the District of Columbia Voluntary Sentencing Guidelines Manual (2012) Mitigating Factor as described in Rule 5.2.3 (6)¹ – *The defendant's capacity to appreciate the wrongfulness of her conduct or to conform her conduct to the requirements of law was impaired significantly, though not sufficiently to constitute a complete defense.***

However, notwithstanding the above, the defendant understands that the Court may sentence the defendant in accordance with the District of Columbia Sentencing and Criminal Code Revision Commission, Voluntary Sentencing Guidelines Manual and may be sentenced anywhere within the guideline range including any departures which might be requested.

5. Your client understands that the Government agrees not to prosecute your client for First Degree Murder – Felony Murder-with Aggravating Circumstances, and First Degree Cruelty to Children in the pending case.
6. The parties further agree that on the date of the plea, your client, after taking an oath to tell the truth, the government's evidence, as reflected in the attached Proffer of Facts, would be sufficient to prove beyond a reasonable doubt that he committed the offense of **Voluntary Manslaughter**.
7. In entering this plea of guilty, your client understands and agrees to waive certain rights afforded to your client by the Constitution of the United States and/or by statute. In particular, your client knowingly and voluntarily waives or gives up his right against self-incrimination with respect to the offense to which your client is pleading guilty before the Court which accepts your client's plea. Your client also understands that by pleading guilty your client is waiving or giving up your client's right to be tried by a jury or by a judge sitting without a jury, the right to be assisted

¹ In this case, the defendant may argue, among other things, that she had just arrived from a foreign country (Samoa), and was only in the United States for six days, was residing in a Convent seeking to become a nun, had no family or long term friends with whom to confide, delivered a baby which she may or may not have known she was pregnant (parties dispute this point), that when the defendant delivered the baby, she squatted and leaned forward during the delivery which caused major tearing of her uterine, perineal and vaginal lacerations including a split through the clitoral hood toward the mons, laceration on the left and right inner labia. Consequently, the defendant suffered a great deal of blood loss and pain prior to suffocating her child.

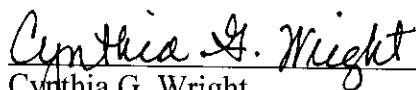
by an attorney at trial and the right to confront and cross-examine witnesses. The defendant also agrees to waive any DNA testing.

8. This letter sets forth the entire understanding between the parties and constitutes the complete plea agreement between your client and the United States Attorney's Office for the District of Columbia. This agreement supersedes all prior understandings, promises, agreements, or conditions, if any, between this Office and your client.

Respectfully submitted,

RONALD C. MACHEN, JR.
United States Attorney

Dated: February 25, 2014


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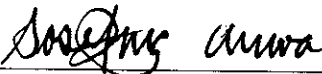
Counsel for the United States of America

DEFENDANT'S ACCEPTANCE

I have read this plea agreement and factual proffer and have discussed it with my attorney, **Judy Pipe**. I fully understand this agreement and agree to it without reservation. I do this voluntarily and of my own free will, intending to be legally bound. No threats have been made to me nor am I under the influence of anything that could impede my ability to understand this agreement fully. I am pleading guilty because I am in fact guilty of the offense set forth herein.

I reaffirm that absolutely no promises, agreements, understandings, or conditions have been made or entered into in connection with my decision to plead guilty except those set forth in this plea agreement. I am satisfied with the legal services provided by my attorneys in connection with this plea agreement and matters related to it.

Date: 02/28/14

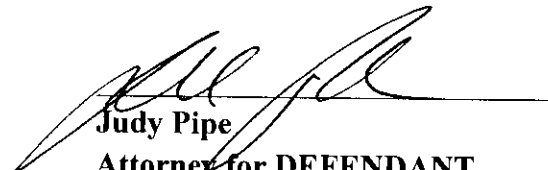


Sosefina Amoa
DEFENDANT

ATTORNEY'S ACKNOWLEDGMENT

I have read each of the pages constituting this plea agreement, reviewed them with my client, **Sosefina Amoa**, and discussed the provisions of the agreement with him fully. These pages accurately and completely set forth the entire plea agreement.

Date: 2/28/14



Judy Pipe
Attorney for DEFENDANT