



**COURT OF MAGISTRATES (MALTA)
AS A COURT OF CRIMINAL JUDICATURE**

**MAGISTRATE DR.
EDWINA GRIMA**

Sitting of the 11 th August, 2010

Number. 823/2010

**The Police
(Inspector Bernard Charles Spiteri)**

vs

**Claudia Alexandru, 19 years old, daughter of
Alesandru Gheorghe u Alexandru Vasilicia nee`
Miclescu, born at Valcea, Romania, on the 17th
August, 1990, residing at an uknownd address, holder
of Romanian ID Card VX212730**

And

**Miclescu Lacramioara, 30 years old, daughter of
Miclescu Ioan and Ghiocel nee` Lenuta, born in
Valcea, Romania on the 4th December, 1979, residing
at an unknown address, and holder of passport
number 14363341**

The Court,

Having seen the charges brought against accused in that they in these Islands on the 5th August, 2010, at around 1930hrs whilst they were at Naxxar Road, Birkirkara, and in the vicinity:-

1. By means of any unlawful practice, or by the use of any fictitious name, or the assumption of any false designation, or by means of any other deceit, device or pretence calculated to lead to the belief in the existence of any fictitious enterprise or of any imaginary power, influence or credit, or to create the expectation or apprehension of any chimerical event, they made gains of more than €232.94 but less than €2,329.37 to the detriment of Carolina Debono, and this in breach of articles 308, 309 and 3010 of Chapter 9 of the laws of Malta.

2. And also for having on the 5th August, 2010 at around 1100hrs whilst they were at Marsa Road, Marsa, by means of any unlawful practice, or by the use of any fictitious name, or the assumption of any false designation, or by means of any other deceit, device or pretence calculated to lead to the belief in the existence of any fictitious enterprise or of any imaginary power, influence or credit, or to create the expectation or apprehension of any chimerical event, they made gains that do not exceed €11.65, and this in breach of articles 308, 309 and 310 of Chapter 9 of the laws of Malta.

Having seen documents exhibited;

Having seen the Attorney General's consent dated 11th August 2010 for this case to be dealt with summarily.

Having heard accused admit to the charges brought against them which guilty plea was reaffirmed after the Court gave them adequate time during which to reconsiders same.

Having heard submissions regarding the punishment to be inflicted;

Considers;

That in view of the guilty plea filed by the accused the Court cannot but find them guilty as charged.

That in considering the punishment to be inflicted, the Court is taking into consideration the guilty plea filed by the accused and their clean conviction sheet.

Consequently the Court after having seen Section 308, 309, 310(1)(b) of Chapter 9 of the Laws of Malta finds accused guilty as charged and in view of the above made considerations and after having seen Section 28A of Chapter 9 of the Laws of Malta condemns them to a period of seven (7) months imprisonment which period of imprisonment is being suspended for a period of two (2) years.

The Court warns the accused of the consequences according to law should they commit another crime during the period of this sentence.

The Court orders the forfeiture of the sum of €21 in favour of the Government of Malta and orders that all items less the money exhibited as Dok F be destroyed under the supervision of the Registrar of Criminal Courts and Tribunals

< Final Judgement >

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