

IN THE UNITED STATES DISTRICT COURT  
FOR THE SOUTHERN DISTRICT OF OHIO  
EASTERN DIVISION

FILED  
JAMES BONINI  
CLERK

2004 JUN 14 A 9:37

UNITED STATES OF AMERICA

No. 2:04cr:88

U.S. DISTRICT COURT  
SOUTHERN DIST. OHIO  
EAST. DIV. COLUMBUS

vs.

MAGISTRATE ABEL

JUDGE MARBLEY

NURADIN M. ABDI

ORDER TO UNSEAL INDICTMENT

The Government having moved to unseal certain documents, including the indictment in this matter and the Court being duly advised in the premises;

IT IS HEREBY ORDERED that said Indictment be unsealed.

*Mark R. Abel*

MARK R. ABEL  
UNITED STATES MAGISTRATE JUDGE

June 14, 2004  
Date

IN THE UNITED STATES DISTRICT COURT  
FOR THE SOUTHERN DISTRICT OF OHIO  
EASTERN DIVISION

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U.S. DISTRICT COURT  
SOUTHERN DISTRICT OF OHIO

2004 JUN 10 P 3:10

UNITED STATES OF AMERICA

vs.

:

No. 2:04-cr-88

U.S. DISTRICT COURT  
SOUTHERN DISTRICT OF OHIO

:

JUDGE JUDGE MARBLEY

18 U.S.C. § 371  
18 U.S.C. §2339A  
18 U.S.C. §2339B  
18 U.S.C. §1546

NURADIN M. ABDI

:

**INDICTMENT**

**Under Seal**

THE GRAND JURY CHARGES:

**COUNT 1**

**(Conspiracy to Provide Material Support to Terrorists)**

1. From in or about late 1997 to on or about November 27, 2003, the defendant, NURADIN M. ABDI, in the Southern District of Ohio and elsewhere, did knowingly and willfully combine, conspire, confederate, and agree with other persons, known and unknown to the Grand Jury, to violate Title 18, United States Code, Section 2339A.

2. It was a part and an object of the conspiracy that the defendant, NURADIN M. ABDI, and other persons, known and unknown to the Grand Jury, would and did, within the United States, provide material support and resources and conceal and disguise the nature, location, source, and ownership of material support and resources, knowing and intending that they were to

be used in preparation for, and in carrying out, a violation of Section 956 of Title 18, United States Code (conspiring to kill, kidnap, maim, and injure persons and to damage and destroy property in a foreign country), and in preparation for, and in carrying out, the concealment and an escape from the commission of such violation.

### OVERT ACT

3. In furtherance of the conspiracy and to effect the illegal objects thereof, the following Overt Act, and others, was committed by the defendant:

a. On April 27, 1999, the defendant, NURADIN M. ABDI, applied to the Immigration and Naturalization Service (currently known as the Department of Homeland Security, Bureau of Immigration and Customs Enforcement) (“INS”) for a travel document, wherein he concealed his destination by representing that he intended to visit Germany and Saudi Arabia for the purpose of “Umrah (Holly[sic] -- Mecca) and visit my relative,” when, as the defendant then well knew, he planned to travel to Ogaden, Ethiopia, for the purpose of obtaining military-style training in preparation for violent Jihad.

All in violation of Title 18, United States Code, Sections 371 and 2339A.

### COUNT 2

#### **(Conspiracy to Provide Material Support to a Designated Foreign Terrorist Organization)**

4. From in or about late 1997 or early 1998 to on or about November 27, 2003, the defendant, NURADIN M. ABDI, in the Southern District of Ohio and elsewhere, did knowingly combine, conspire, confederate, and agree with other persons, known and unknown to the Grand Jury, to violate Title 18, United States Code, Section 2339B.

5. It was a part and an object of the conspiracy that the defendant, NURADIN M. ABDI,

and other persons, known and unknown to the Grand Jury, would and did, within the United States, knowingly provide material support and resources to a foreign terrorist organization, to wit, al Qaeda, which was designated by the Secretary of State as a foreign terrorist organization on October 8, 1999, pursuant to Section 219 of the Immigration and Nationality Act, and was redesignated as such on or about October 5, 2001, and October 2, 2003.

OVERT ACT

6. In furtherance of the conspiracy and to effect the illegal objects thereof, the following Overt Act, and others, was committed by the defendant:

a. On April 27, 1999, the defendant, NURADIN M. ABDI, applied to INS for a travel document, wherein he concealed his destination by representing that he intended to visit Germany and Saudi Arabia for the purpose of "Umrah (Holly[sic] -- Mecca) and visit my relative," when, in fact, as the defendant then well knew, he planned to travel to Ogaden, Ethiopia, for the purpose of obtaining military-style training in preparation for violent Jihad.

All in violation of Title 18, United States Code, Section 2339B.

COUNT 3

**(Fraud and Misuse of Documents)**

7. On or about June 11, 1999, in the Southern District of Ohio and elsewhere, the defendant, NURADIN M. ABDI, did knowingly possess, obtain, and receive a false Refugee Travel Document, a document required by INS and prescribed by statute or regulation for entry into the United States, knowing said Refugee Travel Document was falsely made, procured by means of false claims and statements, and otherwise unlawfully obtained, in that said Refugee Travel Document was obtained based on defendant's representations that he had been granted

valid asylee status, when, in fact, as the defendant then well knew, his asylum application had been procured by means of false statements.

8. This offense was committed by the defendant to facilitate an act of international terrorism, as defined in Title 18, United States Code, Section 2331.

All in violation of Title 18, United States Code, Section 1546(a).

**COUNT 4**

**(Fraud and Misuse of Documents)**

9. On or about March 25, 2000, in the Southern District of Ohio and elsewhere, the defendant, NURADIN M. ABDI, did knowingly use a false Refugee Travel Document, a document required by INS and prescribed by statute or regulation for entry into the United States, knowing said Refugee Travel Document was falsely made, procured by means of false claims and statements and otherwise unlawfully obtained, in that said Refugee Travel Document was based on defendant's representations that he had been granted valid asylee status, when, in fact, as the defendant then well knew, his asylum application had been procured by means of false statements.

10. This offense was committed by the defendant to facilitate an act of international terrorism, as defined in Title 18, United States Code, Section 2331.

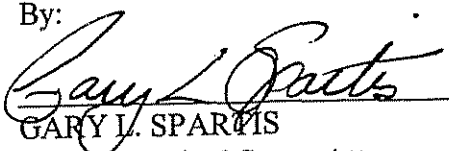
All in violation of Title 18, United States Code, Section 1546(a).

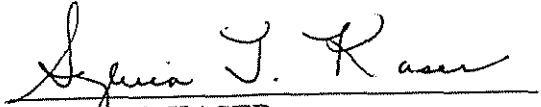
A TRUE BILL

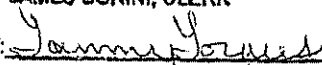
  
FOREPERSON

GREGORY G. LOCKHART  
UNITED STATES ATTORNEY  
SOUTHERN DISTRICT OF OHIO

By:

  
\_\_\_\_\_  
GARY L. SPARTZ  
Assistant United States Attorney  
Deputy Criminal Chief

  
\_\_\_\_\_  
SYLVIA T. KASER  
Trial Attorney, Criminal Division  
Counterterrorism Section  
U.S. Department of Justice

I CERTIFY THAT THIS IS A TRUE AND CORRECT COPY OF THE ORIGINAL FILED IN MY OFFICE ON <u>6-10-04</u> JAMES BONINI, CLERK BY:  Deputy Clerk DATE: <u>6-10-04</u>
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