

JUDGE ENGELMAYER

ORIGINAL

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

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:
UNITED STATES OF AMERICA :
:
- v. - : INDICTMENT
:
SAJMIR ALIMEHMETI, : 16 Cr.
a/k/a "Abdul Qawii," :
:
Defendant. :
----- X

COUNT ONE

16 CRIM 398

The Grand Jury charges:

1. From at least in or about September 2014, up to and including in about May 2016, in the Southern District of New York and elsewhere, SAJMIR ALIMEHMETI, a/k/a "Abdul Qawii," the defendant, did knowingly and intentionally provide "material support or resources," as that term is defined in Title 18, United States Code, Section 2339A(b), to wit, personnel (including himself) and services, to a foreign terrorist organization, and attempt to do the same, to wit, the Islamic State of Iraq and the Levant ("ISIL"), which has been designated by the Secretary of State as a foreign terrorist organization since 2004, pursuant to Section 219 of the Immigration and Nationality Act ("INA"), and is currently designated as such as of the date of the filing of this Indictment, including, among other things, personnel, knowing that ~~ISIL was a designated~~

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foreign terrorist organization (as defined in Title 18, United States Code, Section 2339B(g)(6)), that ISIL engages and has engaged in terrorist activity (as defined in section 212(a)(3)(B) of the INA), and that ISIL engages and has engaged in terrorism (as defined in section 140(d)(2) of the Foreign Relations Authorization Act, Fiscal Years 1988 and 1989).

(Title 18, United States Code, Sections 2339B and 2.)

COUNT TWO

The Grand Jury further charges:

2. In or about October 2015, in the Southern District of New York and elsewhere, SAJMIR ALIMEHMETI, a/k/a "Abdul Qawii," the defendant, willfully and knowingly did make a false statement in an application for a passport with intent to induce and secure the issuance of a passport under the authority of the United States, for his own use and the use of another, contrary to the laws regulating the issuance of passports and the rules prescribed pursuant to such laws, to wit, ALIMEHMETI submitted a passport application stating that his previous passport had been lost when, in truth and fact, ALIMEHMETI had not lost his passport.

(Title 18, United States Code, Section 1542.)

FORFEITURE ALLEGATION AS TO COUNT ONE

3. The allegations contained in Count One of this Indictment are hereby realleged and incorporated by reference for the purpose of alleging forfeiture pursuant to Title 18, United States Code, Section 981(a)(1)(G), and Title 28, United States Code, Section 2461(c).

4. The violation of Title 18, United States Code, Section 2339B alleged in Count One of this Indictment is a Federal crime of terrorism, as defined in Title 18, United States Code, Section 2332b(g)(5), against the United States, citizens and residents of the United States, and their property.

5. SAJMIR ALIMEHMETI, a/k/a "Abdul Qawii," the defendant, was an individual engaged in planning and perpetrating a Federal crime of terrorism against the United States, citizens and residents of the United States, and their property.

6. Upon conviction the offense alleged in Count One of this Indictment, SAJMIR ALIMEHMETI, a/k/a "Abdul Qawii," the defendant, shall forfeit to the United States, pursuant to Title 18, United States Code, Section 981(a)(1)(G)(I), and Title 28, United States Code, Section 2461(c):

a. all right, title, and interest in all assets, foreign and domestic;

the value of the assets subject to forfeiture under Paragraph 6 above.

(Title 18, United States Code, Section 981(a)(1)(G) and Title 28, United States Code, Section 2461(c).)

FORFEITURE ALLEGATION AS TO COUNT TWO

8. As a result of committing the offense alleged in Count Two of this Indictment, SAJMIR ALIMEHMETI, a/k/a "Abdul Qawii," the defendant, shall forfeit to the United States, pursuant to Title 18, United States Code, 982(a)(6), any conveyance used in the commission of the offense and any property real or personal that constitutes, or is derived from or is traceable to, the proceeds obtained directly or indirectly from the commission of the offense or that is used to facilitate, or was intended to be used to facilitate, the commission of the offense.

(Title 18, United States Code, Section 982(a)(6) and Title 28, United States Code, Section 2461(c).)

Substitute Asset Provision

9. If any of the property described above as being subject to forfeiture, as a result of any act or omission of the defendant:

a. cannot be located upon the exercise of due diligence;

b. has been transferred, or sold to, or deposited with, a third person;

c. has been placed beyond the jurisdiction of
the Court;

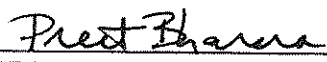
d. has been substantially diminished in value;
or

e. has been commingled with other property
which cannot be subdivided without difficulty,
it is the intent of the United States, pursuant to Title 18,
United States Code, Section 982, to seek forfeiture of any other
property of the defendant up to the value of the above
forfeitable property.

(Title 18, United States Code, Section 982(a)(1).)



FOREPERSON



PREET BHARARA
United States Attorney

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

UNITED STATES OF AMERICA

- v. -

SAJMIR ALIMEHMETI,
a/k/a "Abdul Qawii,"

Defendant.

INDICTMENT

16 Cr.

(18 U.S.C. §§ 2, 1542, 2339B.)

PREET BHARARA

United States Attorney.

A TRUE BILL



Foreperson.

6/7/16 - Filed Indictment
ae
Case assigned to J. Engelmayer.
J. Peak
resmt