

FILED  
FEB 21 AM 10:55  
U.S. DISTRICT COURT  
EASTERN DISTRICT OF NEW YORK

DSS:ZA/HLJ  
F.#2011R01655

UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF NEW YORK

- - - - - X

UNITED STATES OF AMERICA

I N D I C T M E N T

- against -

**CR 13-109**  
**GLEESON, JR.**

LAWAL OLANIYI BABAFEMI,  
also known as "Abdullah"  
and "Ayatollah Mustapha,"

Defendant.

No. \_\_\_\_\_  
T. 18, U.S.C., §§  
924(c)(1)(A)(ii),  
924(c)(1)(A)(iii),  
924(c)(1)(B)(ii),  
924(o), 2339B(a)(1),  
2339B(d), 2  
and 3551 et seq.)

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THE GRAND JURY CHARGES:

COUNT ONE

(Conspiracy to Provide Material Support  
to a Foreign Terrorist Organization)

In or about and between January 2010 and August 2011,  
both dates being approximate and inclusive, within the  
extraterritorial jurisdiction of the United States, the defendant  
LAWAL OLANIYI BABAFEMI, also known as "Abdullah" and "Ayatollah  
Mustapha," together with others, did knowingly and intentionally  
conspire to provide material support and resources, as defined in  
Title 18, United States Code, Section 2339A(b), including  
services and personnel, including himself, to a foreign terrorist  
organization, to wit: al-Qaeda in the Arabian Peninsula.

(Title 18, United States Code, Sections 2339B(a)(1),  
2339B(d) and 3551 et seq.)

COUNT TWO

(Provision and Attempted Provision of Material Support to a Foreign Terrorist Organization)

In or about and between January 2010 and August 2011, both dates being approximate and inclusive, within the extraterritorial jurisdiction of the United States, the defendant LAWAL OLANIYI BABAFEMI, also known as "Abdullah" and "Ayatollah Mustapha," together with others, did knowingly and intentionally provide and attempt to provide material support and resources, as defined in Title 18, United States Code, Section 2339A(b), including services and personnel, including himself, to a foreign terrorist organization, to wit: al-Qaeda in the Arabian Peninsula.

(Title 18, United States Code, Sections 2339B(a)(1), 2339B(d), 2 and 3551 et seq.)

COUNT THREE

(Use of Firearms)

In or about and between January 2011 and July 2011, both dates being approximate and inclusive, within the extraterritorial jurisdiction of the United States, the defendant LAWAL OLANIYI BABAFEMI, also known as "Abdullah" and "Ayatollah Mustapha," together with others, did knowingly and intentionally use and carry one or more firearms during and in relation to one or more crimes of violence, to wit: the crimes charged in Counts One and Two, and did knowingly and intentionally possess said firearms in furtherance of such crimes of violence, one or more

of which firearms was brandished, one or more of which firearms was discharged, and one or more of which firearms was a machinegun.

(Title 18, United States Code, Sections 924(c)(1)(A)(ii), 924(c)(1)(A)(iii), 924(c)(1)(B)(ii), 2 and 3551 et seq.)

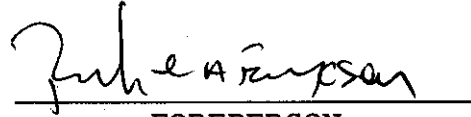
COUNT FOUR  
(Conspiracy to Use Firearms)


In or about and between January 2011 and July 2011, both dates being approximate and inclusive, within the extraterritorial jurisdiction of the United States, the defendant LAWAL OLANIYI BABAFEMI, also known as "Abdullah" and "Ayatollah Mustapha," together with others, did knowingly and intentionally conspire to use and carry one or more firearms during and in relation to one or more crimes of violence, to wit: the crimes charged in Counts One and Two, and did knowingly and intentionally conspire to possess said firearms in furtherance of such crimes of violence, one or more of which firearms was a

machinegun, contrary to Title 18, United States Code, Section 924(c).

(Title 18, United States Code, Sections 924(o) and 3551 et seq.)

A TRUE BILL

  
FOREPERSON

  
LORETTA E. LYNCH  
UNITED STATES ATTORNEY  
EASTERN DISTRICT OF NEW YORK

**UNITED STATES DISTRICT COURT**

EASTERN *District of* NEW YORK

CRIMINAL DIVISION

**THE UNITED STATES OF AMERICA**

vs.

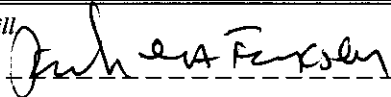
LAWAL OLANIYI BABAFEMI, also known as "Abdullah"  
and "Ayatollah Mustapha"

Defendant.

**INDICTMENT**

( T.18, U.S.C., §§ 2339B(a)(1), 2339B(d), 924(c), 924(o), 2 and 3551 et seq.)

*A true bill*



*Foreman*

*Filed in open court this* \_\_\_\_\_ *day,*

*of* \_\_\_\_\_ *A.D. 20* \_\_\_\_\_

*Clerk*

*Bail, \$* \_\_\_\_\_

**Zainab Ahmad, Assistant U.S. Attorney (718) 254-6522**