



UNITED STATES DISTRICT COURT
DISTRICT OF MINNESOTA
Criminal No. 04-282 (JRT/FLN)

UNITED STATES OF AMERICA,)	
)	SUPERSEDING INDICTMENT
Plaintiff,)	
)	(18 U.S.C. § 1001(a)(2))
v.)	(18 U.S.C. § 1546(a))
)	
MOHAMAD KAMAL ELZAHABI,)	
a/k/a "Abu Kamal al Lubnani,")	
)	
Defendant.)	

THE UNITED STATES GRAND JURY CHARGES THAT:

COUNT 1
(False Statement)

On or about April 18, 2004, in Hennepin County, in the State and District of Minnesota, in a matter within the jurisdiction of the Federal Bureau of Investigation ("FBI"), an agency within the executive branch of the United States, that is, an international terrorism investigation, the defendant,

MOHAMAD KAMAL ELZAHABI,
a/k/a "Abu Kamal al Lubnani,"

did knowingly and willfully make a false material statement and representation, in that the defendant stated that he, doing business as "Drive Axle Rebuilder" ("DAR"), had merely accepted delivery of shipments and packages for another individual, that he was unaware of the contents of the packages, and that he had merely held them for pickup by that individual, whereas, in truth, the defendant actually opened, repacked and reshipped the packages to overseas addresses in Pakistan and elsewhere, and knew they

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U.S. DISTRICT COURT MPLS

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RICHARD D. SLETTEN, CLERK
JUDGMENT ENTERED _____
DEPUTY CLERK'S INITIALS _____



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contained radios and other communications equipment and physical assets; all in violation of Title 18, United States Code, Section 1001(a)(2).

COUNT 2
(False Statement)

On or about April 20, 2004, in Hennepin County, in the State and District of Minnesota, in a matter within the jurisdiction of the FBI, an agency within the executive branch of the United States, that is, an international terrorism investigation, the defendant,

MOHAMAD KAMAL ELZAHABI,
a/k/a "Abu Kamal al Lubnani,"

did knowingly and willfully make a false material statement and representation, in that the defendant stated that he had not assisted an identified third person to obtain a Massachusetts driver's license and had not allowed that third person to use his address, whereas, in truth, he did so assist that person by allowing that person to falsely use the defendant's address as his own, by transporting that person to the examination facility and by facilitating that person's eventual physical receipt of the license; all in violation of Title 18, United States Code, Section 1001(a)(2).



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COUNT 3

(Possession of Fraudulent Immigration Document)

On or about September 6, 2001, in Ramsey County, in the State and District of Minnesota, the defendant,

MOHAMAD KAMAL ELZAHABI,
a/k/a "Abu Kamal al Lubnani,"

did knowingly utter, use, attempt to use, and possess an alien registration receipt card, a document prescribed by statute or regulation for entry into or as evidence of authorized stay or employment in the United States, and commonly known as a "green card," to identify himself as a lawful resident alien eligible for employment knowing such document had previously been procured by means of a false claim and statement, and had otherwise been procured by fraud and unlawfully obtained, in that the defendant had paid a United States citizen to enter into a marriage in order to evade a provision of the immigration law, with no intent to enter a life together, and obtained his alien registration receipt card on the basis of that marriage; all in violation of Title 18, United States Code, Section 1546(a).

COUNT 4

(Possession of Fraudulent Immigration Document)

On or about September 21, 2001, in Ramsey County, in the State and District of Minnesota, the defendant,

MOHAMAD KAMAL ELZAHABI,
a/k/a "Abu Kamal al Lubnani,"



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did knowingly utter, use, attempt to use, and possess an alien registration receipt card, a document prescribed by statute or regulation for entry into or as evidence of authorized stay or employment in the United States, and commonly known as a "green card," to identify himself as a lawful resident alien eligible for employment knowing such document had previously been procured by means of a false claim and statement, and had otherwise been procured by fraud and unlawfully obtained, in that the defendant had paid a United States citizen to enter into a marriage in order to evade a provision of the immigration law, with no intent to enter a life together, and obtained his alien registration receipt card on the basis of that marriage; all in violation of Title 18, United States Code, Section 1546(a).

COUNT 5

(Possession of Fraudulent Immigration Document)

On or about February 7, 2002, in Hennepin County, in the State and District of Minnesota, the defendant,

MOHAMAD KAMAL ELZAHABI,
a/k/a "Abu Kamal al Lubnani,"

did knowingly utter, use, attempt to use, and possess an alien registration receipt card, a document prescribed by statute or regulation for entry into or as evidence of authorized stay or employment in the United States, and commonly known as a "green card," to identify himself as a lawful resident alien eligible for



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employment knowing such document had previously been procured by means of a false claim and statement, and had otherwise been procured by fraud and unlawfully obtained, in that the defendant had paid a United States citizen to enter into a marriage in order to evade a provision of the immigration law, with no intent to enter a life together, and obtained his alien registration receipt card on the basis of that marriage; all in violation of Title 18, United States Code, Section 1546(a).

A TRUE BILL

UNITED STATES ATTORNEY

FOREPERSON