

UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF KENTUCKY  
AT BOWLING GREEN

FILED  
DISTRICT COURT CLERK  
WESTERN DISTRICT OF KY  
2012 FEB 15 PM 1:23

UNITED STATES OF AMERICA

SUPERSEDING INDICTMENT

vs.

MOHANAD SHAREEF HAMMADI.

NO. 1:11 CR-13-R

18 U.S.C. 2332g

18 U.S.C. 2339A

18 U.S.C. 2339B

18 U.S.C. 1546(a)

The Grand Jury charges:

COUNT 1

On or about the 27th day of January 2011, in the Western District of Kentucky, Warren County, Kentucky, the defendant, **MOHANAD SHAREEF HAMMADI**, and others known and unknown to the Grand Jury, did attempt to provide material support and resources, to wit, money, knowing and intending that it was to be used in preparation for and in carrying out a violation of Title 18, United States Code, Sections 1114, 2332, and 2332a(a).

In violation of Title 18, United States Code, Section 2339A.

The Grand Jury further charges:

COUNT 2

On or about the 16th day of February 2011, in the Western District of Kentucky, Warren County, Kentucky, the defendant, **MOHANAD SHAREEF HAMMADI**, and others known and unknown to the Grand Jury, did attempt to provide material support and resources, to wit, two

Rocket-Propelled Grenade launchers, two machine guns, two cases of C4 plastic explosives, two sniper rifles, and money, knowing and intending that they were to be used in preparation for and in carrying out a violation of Title 18, United States Code, Sections 1114, 2332, and 2332a(a).

In violation of Title 18, United States Code, Section 2339A.

The Grand Jury further charges:

COUNT 3

On or about the 16th day of February 2011, in the Western District of Kentucky, Warren County, Kentucky, the defendant, **MOHANAD SHAREEF HAMMADI**, and others known and unknown to the Grand Jury, did knowingly attempt to provide material support and resources, to wit, two Rocket-Propelled Grenade launchers, two machine guns, two cases of C4 plastic explosives, two sniper rifles, and money, to al-Qaida in Iraq, a designated foreign terrorist organization, knowing that the organization has engaged in and engages in terrorist activity and terrorism.

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

The Grand Jury further charges:

COUNT 4

On or about the 16th day of March 2011, in the Western District of Kentucky, Warren County, Kentucky, the defendant, **MOHANAD SHAREEF HAMMADI**, and others known and unknown to the Grand Jury, did attempt to provide material support and resources, to wit, two Stinger surface-to-air missile launcher systems, and money, knowing and intending that they

were to be used in preparation for and in carrying out a violation of Title 18, United States Code, Sections 1114, 2332, and 2332a(a).

In violation of Title 18, United States Code, Section 2339A.

The Grand Jury further charges:

COUNT 5

On or about the 16th day of March 2011, in the Western District of Kentucky, Warren County, Kentucky, the defendant, **MOHANAD SHAREEF HAMMADI**, and others known and unknown to the Grand Jury, did knowingly attempt to provide material support and resources, to wit, two Stinger surface-to-air missile launcher systems, and money, to al-Qaida in Iraq, a designated foreign terrorist organization, knowing that the organization has engaged in and engages in terrorist activity and terrorism.

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

The Grand Jury further charges:

COUNT 6

On or about the 21st day of April 2011, in the Western District of Kentucky, Warren County, Kentucky, the defendant, **MOHANAD SHAREEF HAMMADI**, and others known and unknown to the Grand Jury, did attempt to provide material support and resources, to wit, one case of C4 plastic explosives, a box containing twelve hand grenades, and money, knowing and

intending that they were to be used in preparation for and in carrying out a violation of Title 18, United States Code, Sections 1114, 2332, and 2332a(a).

In violation of Title 18, United States Code, Section 2339A.

The Grand Jury further charges:

COUNT 7

On or about the 21st day of April 2011, in the Western District of Kentucky, Warren County, Kentucky, the defendant, **MOHANAD SHAREEF HAMMADI**, and others known and unknown to the Grand Jury, did knowingly attempt to provide material support and resources, to wit, one case of C4 plastic explosives, a box containing twelve hand grenades, and money, to al-Qaida in Iraq, a designated foreign terrorist organization, knowing that the organization has engaged in and engages in terrorist activity and terrorism.

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

The Grand Jury further charges:

COUNT 8

On or about the 25th day of May 2011, in the Western District of Kentucky, Warren County, Kentucky, the defendant, **MOHANAD SHAREEF HAMMADI**, and others known and unknown to the Grand Jury, did attempt to provide material support and resources, to wit, three machine guns, three Rocket-Propelled Grenade launchers, and two cases of C4 plastic

explosives, knowing and intending that they were to be used in preparation for and in carrying out a violation of Title 18, United States Code, Sections 1114, 2332, and 2332a(a).

In violation of Title 18, United States Code, Section 2339A.

The Grand Jury further charges:

COUNT 9

On or about the 25th day of May 2011, in the Western District of Kentucky, Warren County, Kentucky, the defendant, **MOHANAD SHAREEF HAMMADI**, and others known and unknown to the Grand Jury, did knowingly attempt to provide material support and resources, to wit, three machine guns, three Rocket-Propelled Grenade launchers, and two cases of C4 plastic explosives, to al-Qaida in Iraq, a designated foreign terrorist organization, knowing that the organization has engaged in and engages in terrorist activity and terrorism.

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

The Grand Jury further charges:

COUNT 10

On or about 16th day of March 2011, in the Western District of Kentucky, Warren County, Kentucky, the defendant, **MOHANAD SHAREEF HAMMADI**, did knowingly and intentionally combine, conspire, confederate and agree with other co-conspirators, both known and unknown to the Grand Jury, in an offense occurring in and affecting interstate and foreign commerce, to knowingly transfer directly or indirectly, receive, possess, and export a device designed and intended to launch and guide an explosive and incendiary rocket and missile to seek

and proceed toward energy radiated and deflected from an aircraft and toward an image locating an aircraft, and otherwise direct and guide the rocket and missile to an aircraft, to wit, two Stinger surface-to-air missile launcher systems.

In violation of Title 18, United States Code, Section 2332g.

The Grand Jury further charges:

COUNT 11

On or about the 1st day of March 2009, in Syria and elsewhere, the defendant, **MOHANAD SHAREEF HAMMADI**, did knowingly subscribe as true under penalty of perjury under 28 U.S.C. Section 1746 a false statement with respect to a material fact in an application required by the immigration laws and regulations prescribed thereunder, to wit, Sworn Statement of Refugee Applying for Admission into the United States, that is, that he denied having previously engaged in terrorist activity and having previously been a member of a terrorist organization, which statement the defendant then and there knew was false, in that he had, in fact, previously engaged in terrorist activity and had been a member of a terrorist organization.

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

The Grand Jury further charges:

COUNT 12

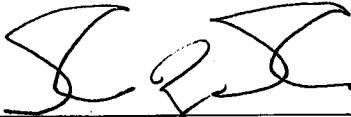
On or about the 14th day of December 2010, in the Western District of Kentucky, Warren County, Kentucky, and elsewhere, the defendant, **MOHANAD SHAREEF HAMMADI**, did knowingly subscribe as true under penalty of perjury under 28 U.S.C. Section 1746 a false

statement with respect to a material fact in an application required by the immigration laws and regulations prescribed thereunder, to wit, Form I-485, Application to Register Permanent Residence or Adjust Status, that is, that he denied having previously been a member of a paramilitary unit, vigilante unit, rebel group, guerilla group, militia and insurgent organization, which statement the defendant then and there knew was false, in that he had, in fact, previously been a member of a paramilitary unit, vigilante unit, rebel group, guerilla group, militia and insurgent organization.

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

A TRUE BILL.

FOREPERSON

  
AUSA  
DAVID J. HALE  
UNITED STATES ATTORNEY

DJH:MAB: 02//14/2012

United States of America v. MOHANAD SHAREEF HAMMADI

**PENALTIES**

Counts 1-9: NM 15 yrs./\$250,000/both/NM than Life Supervised Release  
Count 10: NL 25 yrs./ NM than life/\$2,000,000/both/NM than Life Supervised Release  
Counts 11 & 12: NM 10 yrs./\$250,000/NM than 3 yrs. Supervised Release

**NOTICE**

**ANY PERSON CONVICTED OF AN OFFENSE AGAINST THE UNITED STATES SHALL BE SUBJECT TO SPECIAL ASSESSMENTS, FINES, RESTITUTION & COSTS.**

**SPECIAL ASSESSMENTS**

18 U.S.C. § 3013 requires that a special assessment shall be imposed for each count of a conviction of offenses committed after November 11, 1984, as follows:

Misdemeanor:	\$ 25 per count/individual	Felony: \$100 per count/individual
	\$125 per count/other	\$400 per count/other

**FINES**

In addition to any of the above assessments, you may also be sentenced to pay a fine. Such fine is due immediately unless the court issues an order requiring payment by a date certain or sets out an installment schedule. You shall provide the United States Attorney's Office with a current mailing address for the entire period that any part of the fine remains unpaid, or you may be held in contempt of court. 18 U.S.C. § 3571, 3572, 3611, 3612

**Failure to pay fine as ordered may subject you to the following:**

1. **INTEREST** and **PENALTIES** as applicable by law according to last date of offense.

For offenses occurring after December 12, 1987:

No **INTEREST** will accrue on fines under \$2,500.00.

**INTEREST** will accrue according to the Federal Civil Post-Judgment Interest Rate in effect at the time of sentencing. This rate changes monthly. Interest accrues from the first business day following the two week period after the date a fine is imposed.

**PENALTIES** of:

10% of fine balance if payment more than 30 days late.

15% of fine balance if payment more than 90 days late.

2. Recordation of a **LIEN** shall have the same force and effect as a tax lien.
3. Continuous **GARNISHMENT** may apply until your fine is paid.

18 U.S.C. §§ 3612, 3613

If you **WILLFULLY** refuse to pay your fine, you shall be subject to an



**ADDITIONAL FINE** of not more than the greater of \$10,000 or twice the unpaid balance of the fine; or **IMPRISONMENT** for not more than 1 year or both. 18 U.S.C. § 3615

RESTITUTION

If you are convicted of an offense under Title 18, U.S.C., or under certain air piracy offenses, you may also be ordered to make restitution to any victim of the offense, in addition to, or in lieu of any other penalty authorized by law. 18 U.S.C. § 3663

APPEAL

If you appeal your conviction and the sentence to pay your fine is stayed pending appeal, the court shall require:

1. That you deposit the entire fine amount (or the amount due under an installment schedule during the time of your appeal) in an escrow account with the U.S. District Court Clerk, or
2. Give bond for payment thereof.

18 U.S.C. § 3572(g)

PAYMENTS

If you are ordered to make payments to the U.S. District Court Clerk's Office, certified checks or money orders should be made payable to the Clerk, U.S. District Court and delivered to the appropriate division office listed below:

LOUISVILLE: Clerk, U.S. District Court  
106 Gene Snyder U.S. Courthouse  
601 West Broadway  
Louisville, KY 40202  
502/625-3500

BOWLING GREEN: Clerk, U.S. District Court  
120 Federal Building  
241 East Main Street  
Bowling Green, KY 42101  
270/393-2500

OWENSBORO: Clerk, U.S. District Court  
126 Federal Building  
423 Frederica  
Owensboro, KY 42301  
270/689-4400

PADUCAH: Clerk, U.S. District Court  
127 Federal Building  
501 Broadway  
Paducah, KY 42001  
270/415-6400

If the court finds that you have the present ability to pay, an order may direct imprisonment until payment is made.

FORM DBD-34  
JUN.85

No. 1:11CR-13-R

**UNITED STATES DISTRICT COURT**

Western District of Kentucky  
Bowling Green Division

**THE UNITED STATES OF AMERICA**

vs.

MOHANAD SHAREEF HAMMADI

**SUPERSEDING INDICTMENT**

Title 18 U.S.C. §§ 2339A; 2339B; 2332g;  
1546(a):

**Attempt to Provide Material Support and Resources, Knowing and Intending That They Be Used in Preparation for and in Carrying Out the Murder of U.S. Nationals; Attempt to Provide Material Support and Resources to a Designated Foreign Terrorist Organization; Combine, Conspire, Confederate and Agree to Transfer, Receive, Possess, and Export Surface-to-Air Missile Launcher Systems; False Statements with Respect to a Material Fact in an Application Required by Immigration Laws and Regulation.**

*A true bill*

Foreman

Present in open court this 15th day, of February, A.D. 2012.

Clerk

Bail, \$

FILED  
DISTRICT COURT CLERK  
WESTERN DISTRICT OF KY  
2012 FEB 15 PM 1:23