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UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF GEORGIA  
ROME DIVISION

MAR 01 2007

JAMES N. HATTEN, Clerk  
By: *[Signature]* Deputy Clerk

UNITED STATES OF AMERICA

-vs-

Case No. 4:06-CR-62-01-HLM

MOHAMED A. SHORBAGI

Defendant's Attorney:  
MICHAEL J. TROST, ESQ.

**JUDGMENT IN A CRIMINAL CASE  
(For Offenses Committed On or After November 1, 1987)**

The defendant plead guilty to **Count(s) One (1) of the Information.**

Accordingly, the defendant is adjudged guilty of such count(s) which involves the following offense:

<u>Title &amp; Section</u>	<u>Nature of Offense</u>	<u>Count No.</u>
18 U.S.C. 2339B	Conspiracy to Provide Material Support to a Foreign Terrorist	1

The defendant is sentenced as provided in pages 2 through 10 of this judgment. The sentence is imposed pursuant to the Sentencing Reform Act of 1984.

It is ordered that the defendant shall pay the special assessment of **\$ 100.00** which shall be due immediately.

4:06-CR-62-01-HLM : MOHAMED A. SHORBAGI


**IT IS FURTHER ORDERED** that the defendant shall notify the United States attorney for this district within thirty days of any change of name, residence, or mailing address until all fines, restitution, costs and special assessments imposed by this judgment are fully paid.

The Court finds that the defendant does not have the ability to pay a fine and cost of incarceration. The Court will waive the fine and cost of incarceration in this case.

Defendant's Soc. Sec. No. 1542  
Defendant's Date of Birth: 1964  
Defendant's Mailing Address:  
Silver Creek, Georgia 30173-2342

Date of Imposition of Sentence:  
February 27, 2007

Signed this the 28<sup>th</sup> day of February 2007.

  
\_\_\_\_\_  
HAROLD L. MURPHY  
UNITED STATES DISTRICT JUDGE

4:06-CR-62-01-HLM : MOHAMED A. SHORBAGI

**IMPRISONMENT**

The defendant is hereby committed to the custody of the United States Bureau of Prisons to be imprisoned for a term of **Nine-two (92) months**.

The defendant is remanded to the custody of the United States Marshal.

**RETURN**

I have executed this judgment as follows:

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

Defendant delivered on \_\_\_\_\_ to  
\_\_\_\_\_

at \_\_\_\_\_,  
with a certified copy of this judgment.

\_\_\_\_\_  
**UNITED STATES MARSHAL**

By: \_\_\_\_\_  
Deputy U.S. Marshal

**SUPERVISED RELEASE**

Upon release from imprisonment, the defendant shall be on supervised release for a term of **Three (3) years**.

While on supervised release, the defendant shall not commit another federal, state or local crime and shall not illegally possess a controlled substance. The defendant shall comply with the standard and special conditions that have been adopted by this court (set forth below). If this judgment imposes a restitution obligation, it shall be a condition of supervised release that the defendant pay any such restitution that remains unpaid at the commencement of the term of supervised release. The defendant shall comply with the following additional conditions:

1. The defendant shall report in person to the probation office in the district to which the defendant is released within 72 hours of release from the custody of the Bureau of Prisons.
2. The defendant shall make restitution to the victim listed in the presentence report in the amount of **Six Hundred Ten Thousand Four Hundred Fifty-four and 82/100 Dollars (\$610,454.82)**. The restitution shall be paid in full immediately. The defendant shall notify the United States Attorney for this District within thirty (30) days of any change of mailing or residence address that occurs while any portion of the restitution remains unpaid.

4:06-CR-62-01-HLM : MOHAMED A. SHORBAGI

3. The defendant shall submit to one (1) drug urinalysis within fifteen (15) days after being placed on supervision and at least two (2) periodic tests thereafter.
4. The defendant shall make a full and a complete disclosure of finances and submit to an audit of financial documents, at the request of the United States Probation Officer.
5. The defendant shall pay any financial penalty that is imposed by this judgment, and that remains unpaid at the commencement of the term of supervised release.
6. The defendant shall not incur new credit charges or open additional lines of credit without the approval of the United States Probation Officer and unless the defendant is in compliance with the installment payment schedule.
7. The defendant shall not own, possess or have under his control any firearm, dangerous weapon or other destructive device.

4:06-CR-62-01-HLM : MOHAMED A. SHORBAGI

8. The defendant shall submit to a search of his person, property, (real, personal, or rental), residence, office and vehicle, at a reasonable time and in a reasonable manner, based upon reasonable suspicion of contraband or evidence of a violation of a condition of release; failure to submit to a search may be grounds for revocation; the defendant shall warn any other residents that the premises may be subject to searches pursuant to this condition.
  
9. Pursuant to 42 U.S.C. §14135a(d)(1) and 10 U.S.C. §1565(d), which requires mandatory DNA testing for federal offenders convicted of felony offenses, the defendant shall cooperate in the collection of DNA as directed by the United States Probation Officer.

**STANDARD CONDITIONS OF SUPERVISION**

While the defendant is on supervised release pursuant to this judgment, the defendant shall not commit another federal, state or local crime. In addition:

1. The defendant shall not leave the judicial district without the permission of the court or probation officer;
2. The defendant shall report to the probation officer as directed by the court or probation officer and shall submit a truthful and complete written report within the first five days of each month;
3. The defendant shall answer truthfully all inquiries by the probation officer and follow the instructions of the probation officer;
4. The defendant shall support his or her dependents and meet other family responsibilities;
5. The defendant shall work regularly at a lawful occupation unless excused by the probation officer for schooling, training, or other acceptable reasons;
6. The defendant shall notify the probation officer within **72** hours of any change in residence or employment;

4:06-CR-62-01-HLM : MOHAMED A. SHORBAGI

7. The defendant shall refrain from the excessive use of alcohol and shall not purchase, possess, use, distribute, or administer any narcotic or other controlled substance, or any paraphernalia related to such substances, except as prescribed by a physician, and shall submit to periodic urinalysis tests as directed by the probation officer to determine the use of any controlled substance;
8. The defendant shall not frequent places where controlled substances are illegally sold, used, distributed, or administered;
9. The defendant shall not associate with any persons engaged in criminal activity, and shall not associate with any person convicted of a felony unless granted permission to do so by the probation officer;
10. The defendant shall permit a probation officer to visit him or her at any time at home or elsewhere and shall permit confiscation of any contraband observed in plain view by the probation officer;
11. The defendant shall notify the probation officer within **72** hours of being arrested or questioned by a law enforcement officer;
12. The defendant shall not enter into any agreement to act as an informer or a special agent of a law enforcement agency without the permission of the court;



4:06-CR-62-01-HLM : MOHAMED A. SHORBAGI

13. As directed by the probation officer, the defendant shall notify third parties of risks that may be occasioned by the defendant's criminal record or personal history or characteristics, and shall permit the probation officer to make such notifications and to confirm the defendant's compliance with such notification requirement.

4:06-CR-62-01-HLM : MOHAMED A. SHORBAGI

## RESTITUTION

The defendant shall make restitution to the following victim in the following amounts:

<u>Name of Payee</u>	<u>Amount of Restitution</u>
AI	\$610,454.82

The defendant shall make restitution to the victim listed in the presentence report in the amount of **Six Hundred Ten Thousand Four Hundred Fifty-four and 82/100 Dollars (\$610,454.82)**. The restitution shall be paid in full immediately. The defendant shall notify the United States Attorney for this District within thirty (30) days of any change of mailing or residence address that occurs while any portion of the restitution remains unpaid.