



# United States District Court

**EASTERN DISTRICT OF VIRGINIA**

FILED  
JUL 19 2005  
CLERK, U.S. DISTRICT COURT  
ALEXANDRIA, VIRGINIA

UNITED STATES OF AMERICA

v.

## CRIMINAL COMPLAINT

**Abdullah ALNOSHAN a/k/a ALNOASHAN;  
a/k/a ALNUSHAN**

CASE NUMBER: 1:05mj521

I, the undersigned complainant being duly sworn state the following is true and correct to the best of my knowledge and belief. From in or around April 2001 through October 2004 in Fairfax county, in the Eastern District of Virginia defendant(s) did,

**inlawfully, willfully and knowingly combine, conspire, confederate, and agree together and with other persons known and unknown to the United States, to commit an offense against the United States, namely immigration fraud in violation of 18 U.S.C. Section 1546(a).**

a violation of Title 18 United States Code, Section(s) 371.

further state that I am a(n) Special Agent and that this complaint is based on the following facts:  
Official Title

See Attached Affidavit

continued on the attached sheet and made a part hereof.

Yes  No  
Ramon Oyegbola  
Signature of Complainant  
**Ramon Oyegbola**  
Immigration & Customs Enforcement

USA- Jeanine Linehan

worn to before me and subscribed in my presence,

July 19, 2005 at Alexandria, Virginia

ate  
Signature of Judicial Officer  
Liam O'Grady  
U.S. Magistrate Judge Liam O'Grady



IN THE UNITED STATES DISTRICT COURT FOR THE  
EASTERN DISTRICT OF VIRGINIA

Alexandria Division

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UNITED STATES OF AMERICA )  
 )  
v. )  
 )  
ABDULLAH ALNOSHAN )  
a/k/a ALNOASHAN )  
a/k/a ALNUSHAN; )  
and )  
KHALID FADLALLA )  
 )  
Defendants. )

UNDER SEAL  
CRIMINAL NO. 1:05mj 521

AFFIDAVIT IN SUPPORT OF CRIMINAL COMPLAINTS, ARREST WARRANTS  
AND SEARCH WARRANTS

I, Ramon Oyegbola, being duly sworn, state as follows:

1. I am currently a special agent (SA) with the Immigration and Customs Enforcement within the Department of Homeland Security and have been so employed for 3 years. I am formerly employed by legacy Immigration and Naturalization Service for 12 years. I am presently assigned to Joint Terrorist Task Force Unit with the Federal Bureau of Investigation.

2. This information is provided in support of an application for a criminal complaint against Abdullah ALNOSHAN and Khalid FADLALLA, a warrant for the arrest of ALNOSHAN and FADLALLA, a warrant to search the business operating as Muslim World League, located at 360 South Washington Street, Suite 300, Falls Church, Virginia, located in the Eastern District of Virginia, and the home of Abdullah ALNOSHAN, 4708 Autumn Cove Court, Alexandria, Virginia, located in the Eastern District of Virginia, and to seize evidence, fruits, and instrumentalities of violations of Title 18 U.S.C. Section 371 (conspiracy) and Title 18 U.S.C. Section 1546(a) (immigration fraud). This affidavit is based on my personal

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observations, investigation, and experience, and on information that has been provided to me by other law enforcement authorities. This affidavit is not intended to include each and every fact and matter known by me or known by the government.

3. ALNOSHAN is a native and citizen of Saudi Arabia born on December 19, 1960. According to Department of Homeland Security (DHS), ALNOSHAN has obtained various visas and has entered and exited the United States on numerous occasions. A review of DHS/TECS records revealed the following: ALNOSHAN entered the United States on September 5, 1993, as and A-2 under ALNOSHAN and departed December 25, 1994; he then entered August 20, 1997, under the name Abdullah Alnushan with an F1 student visa and departed on July 27, 1998; ALNOSHAN entered the United States on September 4, 1998 with an F-1 visa under the name Alnushan and departed on January 10, 1999. TECS information revealed another departure on August 10, 2002, by Abdullah Alnushan using an F-1 student visa. ALNOSHAN re-entered the United States with an F-1 visa on September 7, 2002, using the name Abdullah Alnushan.

4. Khalid Fadlalla (FADLALLA) is a native and citizen of Sudan. He entered the United States at New York, New York on or about May 9, 1994, as a visitor for pleasure. FADLALLA currently has an application for adjustment of status pending with the Citizenship and Immigration Services (CIS).

5. I have obtained information through my investigation that ALNOSHAN has been employed by the Muslim World League (MWL) since in and around November 1998. MWL is one of the largest of Saudi Arabia's non-governmental organizations.

6. In and around April 2001, MWL filed a Form ETA 750 with the Virginia Employment Commission (VEC) located in Richmond, Virginia, in the Eastern District of Virginia, for alien Abdullah ALNOSHAN to be employed as a "Public Relations



Representative." On April 27, 2001, Khalid Fadlalla signed Part A, Offer of Employment, of the EFA 750, under penalty of perjury, for MWL as the Assistant Director. On April 28, 2001, Abdullah ALNOSHAN signed Part B, Statement of Qualifications of Alien, under penalty of perjury.

7. On October 24, 2001, MWL filed a Form I-129 Petition for Non-Immigrant Worker with the Immigration and Naturalization Service (INS) on behalf of ALNOSHAN to be employed as a "Religious Affairs Director." The I-129 was mailed to the INS Vermont Service Center from MWL's attorney's office in Springfield, Virginia, in the Eastern District of Virginia. The petition listed ALNOSHAN'S current non-immigrant status as an F1. The I-129 is signed under penalty of perjury by Khalid FADLALLA, for MWL, as the "Executive Director."

8. On December 7, 2001, the Petition I-129 was approved by the INS for ALNOSHAN as an H1-B1 foreign worker. An H1-B1 visa is a non-immigrant visa used to obtain temporary status for foreign workers for certain positions that the prospective employer is unable fill with workers from within the United States.

9. Although MWL initially applied for ALNOSHAN to be a "Public Relations Representative" and then ultimately obtained a H1-B1 visa for him as a "Religious Affairs Director," my investigation revealed that since in and around 1999, ALNOSHAN was, in fact, and continues to be the Director of the MWL office located at 360 South Washington Street, Suite 300, Falls Church, Virginia. Furthermore, my investigation determined that FADLALLA worked closely with ALNOSHAN, while ALNOSHAN served as Director, and as a result knew that ALNOSHAN was not being hired as a Public Relations Representative or Religious Affairs Director.



10. On a signature card for an MWL account held with First Union (now Wachovia) for account #2000009232453 (Muslim World League - Zakah, 344 West Maple Avenue, #321, Vienna, Va.) signed and dated by ALNOSHAN on November 20, 2000, the accountant is listed as Montasir A. Gamblin and the Director as Abdullah Alnoshan.

11. On a signature card for MWL account held with First Union (now Wachovia) for account #2000009232479 (Muslim World League - Research, 344 West Maple Avenue, #321, Vienna, Virginia) signed and dated by ALNOSHAN on November 20, 2000, the accountant is listed as Montasir Gamblan and the Director as Abdullah Alnoshan.

12. On a signature card for MWL account held with First Union (now Wachovia) for account #2000003768677 (Muslim World League, 344 West Maple Avenue, #321, Vienna, Virginia), signed and dated by ALNOSHAN on July 15, 1999, Ahmed M. Malik is listed as the accountant and Abdullah Alnoshan is listed as the director.

13. On a signature card for MWL account held with First Union (now Wachovia) for account #2000009232486 (Muslim World League - Sadakah, 344 West Maple Avenue, #321, Vienna, Virginia), signed and dated by ALNOSHAN on November 20, 2000, the accountant is listed as Montasir Gamblan and the director is listed as Abdullah Alnoshan.

14. On a signature card for MWL account held with First Union (now Wachovia) for accounts 2000005727577, 2000005727632 and 2000005727629 (Muslim World League - Expenses, 134 West 26th Street, 11 th Floor, New York, NY), signed and dated by ALNOSHAN on April 27, 2001, the Assistant Director is listed as Khalid Fadlalla and the Director is listed as Abdullah Alnoashan. This date is one day prior to the date noted above for the H1-B1 Visa application in which Alnoshan was applying for a position as "Public Relations Representative."



15. Investigation of the financial accounts of Muslim World League and Abdullah

ALNOSHAN has determined that ALNOSHAN was hired by MWL on or about November 12, 1998. On this date MWL issued check #1613 for \$13,055.55 to pay for the furnishing expenses of the MWL office in Washington, D.C. This check was paid from MWL account #52150002423 and was deposited in ALNOSHAN'S checking account 1030000159412. Since that time, ALNOSHAN has been paid a monthly salary which has been significantly more than that of other MWL employees.

16. On or about the date of the filing of the ETA 750 Application for ALNOSHAN in and around April 2001, ALNOSHAN received the following payments from MWL:

On May 30, 2001, ALNOSHAN was issued check #1658 from MWL account 2000005727577 to ALNOSHAN'S account 1030000159412 for \$5,700. On June 30, 2001, ALNOSHAN was issued check #1666 from MWL account 2000005727577 to ALNOSHAN'S account 1030000159412 for \$5,700. On July 31, 2001, ALNOSHAN was issued check #1685 from MWL account 2000005727577 to ALNOSHAN'S account 1030000159412 for \$5,700.

17. My investigation has also determined that ALNOSHAN has signed all of the MWL payroll checks for MWL employees since 1999. Moreover, since in and around 1999, ALNOSHAN has signed at least nineteen MWL checks made out to Abdullah A. Alnoshan for his own salary.

18. Based on my review of DHS, CIS records, ALNOSHAN currently does not have legal status in the United States. In and around October 2004, ALNOSHAN'S H1-B1 expired and he has a pending application for an extension.



19. Based on my training and experience, I know that businesses maintain employment records and other related records at their place of business. I know that employers involved in the petitioning process for aliens retain all records related to such positions for long periods of time to use for additional applications. Further, I know that individuals who create false employment records to obtain fraudulent INS documents maintain these documents at their residence in order to have custody and control of these documents to provide to immigration officials. The documents are maintained in either hard copy or electronic form, such as in computer hard drives or on computer disks. I believe that ALNOSHAN uses fraudulent employment documents and related fraudulent immigration documents to enter, exit and live in the United States, while deterring law enforcement from discovering information regarding his true status. Given that ALNOSHAN is the Director of Muslim World League, at 360 South Washington Street, Suite 300, Falls Church, Virginia, I believe it is reasonable to conclude that documents and other evidence of immigration fraud involving the Muslim World League and related to ALNOSHAN will be located at the Muslim World League office at 360 South Washington Street, Suite 300, Falls Church, Virginia. Likewise, I believe it is reasonable to conclude that ALNOSHAN'S own documents related to his filings with INS will be located at his residence at 4708 Autumn Cove Court, Alexandria, Virginia.

20. Based on my knowledge and experience, I also know that persons ordinarily retain financial and identification records at their personal residence. I know that persons involved in immigration fraud continue to retain these documents for long periods of time. As such, I believe it is reasonable to conclude that documents relating to immigration fraud will be found in ALNOSHAN'S residence in Alexandria, Virginia.




21. Based upon my knowledge, training and consultation with other law enforcement officers, I know that to retrieve completely and accurately data maintained in or on computer hardware or software, to ensure accuracy and completeness of such data, and to prevent the loss of the data either from accidental or programmed destruction, it is often necessary that some computer equipment, peripherals, related instructions in the form of manuals and notes as well as the software utilized to operate such a computer be seized and subsequently processed by a qualified computer specialist in a laboratory setting. This is true because of the following:

a. The Volume of Evidence: Computer storage devices (such as floppy diskettes, hard disks, CD-ROM's, optical discs, printer buffers, memory calculators, electronic dialers, or electronic notebooks) can store the equivalent of thousands of pages of information.

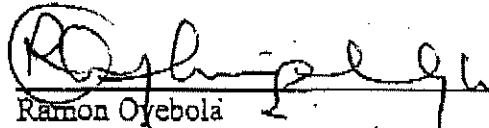
Additionally, a user may seek to conceal criminal evidence by storing it in random order with deceptive file names. Searching authorities are thus required to examine all the stored data to determine which particular files are evidence or instrumentalities of criminal activity. This sorting process can take weeks or months, depending on the volume of data stored and it would be impractical to attempt this kind of data analysis "on-site."

b. Technical Requirements: Analyzing computer systems for criminal evidence is a highly technical process requiring expert skill and properly controlled environment. The vast array of computer hardware and software requires even computer experts to specialize in some systems and applications. Thus, it is difficult to know prior to the search which expert possess sufficient specialized skills to best analyze the system and its data. No matter which system is used, however, the data analysis protocols are exacting scientific procedures that are designed to protect the integrity of the evidence and recover even hidden, erased, compressed, password-protected or encrypted files. Since computer evidence is extremely vulnerable to tampering or



 destruction (both from external sources and from destructive codes imbedded in the systems as a "booby trap"), a controlled environment is essential to its complete and accurate analysis

22. Based on my training and experience and the knowledge of the facts presented above, I believe that probable cause exists which indicates that Abdullah ALNOSHAN and Khalid FADLALLA and others known and unknown within the Eastern District of Virginia and elsewhere entered into a conspiracy to falsely obtain a valid United States visa for ALNOSHAN in violation of Title 18 U.S.C. Sections 371 and 1546(a). In addition, I submit there is probable cause that fruits, evidence, and instrumentalities of this violation are present in the premises described in Attachment A, and I respectfully request a warrant to search, in the daylight hours, those premises for the items described in Attachment B.

  
Ramon Oyebola  
Senior Special Agent  
Immigration & Customs  
Enforcement

Sworn to and subscribed before me this the 19<sup>th</sup> day of July, 2005.

  
Liam O'Grady  
UNITED STATES MAGISTRATE JUDGE



## Attachment A

### Location to be Searched

(1) Muslim World League, 360 South Washington Street, Suite 300, Falls Church, Virginia is an office building that is one of three office buildings located on South Washington in between South Washington and Maple Avenue. It has the number 360 on the front of the three story building. Muslim World League is located on the third floor of the building which can be reached by an elevator. Once off of the elevator there is a glass door with a sign that reads Muslim World League, marked with the number 300.

(2) 4708 Autumn Cove Court, Alexandria, Virginia is a medium sized single family dwelling in a cul-de-sac with driveway and garage. The residence has a yellow siding with brown trim. "4708 Autumn Cove Court" appears on the mailbox in small black letters.



## Attachment B

### Items to be Seized

Evidence, fruits, and instrumentalities of the crime described in the attached affidavit, namely:

A. Books, records, receipts, notes, ledgers, tax records, money, and other papers relating to financial accounts and identification documents.

B. Address and/or telephone books and papers, reflecting names, addresses, and/or telephone numbers.

C. All computer and electronic equipment including all information and/or data stored in the form of magnetic or electronic coding on computer media or on media capable of being read by a computer or with the aid of computer related equipment which contains immigration and/or employment information related to ALNOSHAN and FADLALLA. This media includes but is not limited to floppy diskettes, fixed hard disk cartridges, tapes, laser disk, video cassettes, any other media which is capable of storing magnetic coding. Electronic devices include those which are capable of analyzing, creating, displaying, converting, or transmitting electronic or magnetic computer components computer peripherals, word processing equipment, modems, monitors, printers, plotters, encryption circuit boards, optical scanners, external hard drives, and other computer-related devices.

Personal computers, data assistants (PDA), cellular telephones, and pagers.

D. Indicia of occupancy, residence, and/or ownership of the premises described herein, including utility and telephone bills, mail addressed to aforementioned address, cancelled envelopes and keys.

E. Identifying documents to include social security information and cards, birth certificates, driver's information, diplomas, and other related documentation.

F. All immigration documentation.

G. Photographs.

H. Travel information to include airline tickets, travel itineraries, and receipts.

I. Employment applications and records.