

AO 91 (Rev. 08/09) Criminal Complaint

UNITED STATES DISTRICT COURT

for the
Southern District of Florida

Sealed

United States of America)
v.)
Sri Kajamukan Chelliah)
a/k/a "Mohan")
a/k/a "Richie")

Case No. 11-3251-white

Defendant(s)

CRIMINAL COMPLAINT

I, the complainant in this case, state that the following is true to the best of my knowledge and belief.

On or about the date(s) of March 2009 through August 2011 in the county of Miami-Dade in the Southern District of Florida, the defendant(s) violated:


Code Section
8 U.S.C. §1324(a)(1)(A)(v)(I)
8 U.S.C. §1324(a)(1)(A)(iv)

Offense Description
Conspiracy to encourage and induce aliens to enter into the United States and encouraging and inducing aliens to enter the United States.

This criminal complaint is based on these facts:

See Attached Affidavit

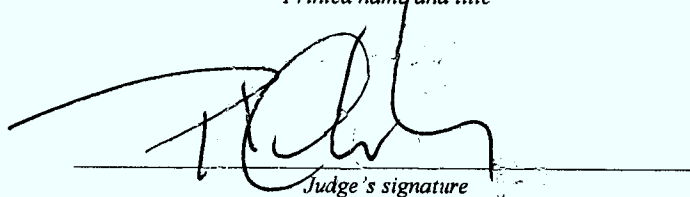
Continued on the attached sheet.


Complainant's signature

Anthony Montgomery, Special Agent FBI
Printed name and title

Sworn to before me and signed in my presence.

Date: 09/15/2011


Judge's signature

City and state: Miami, FL

Patrick A. White, U.S. Magistrate Judge
Printed name and title

AFFIDAVIT

I, Anthony Montgomery, being duly sworn, depose and say:

1. I am a Special Agent of the Federal Bureau of Investigation (FBI) and have been so employed for approximately 12 years. In this capacity I have conducted numerous criminal and national security investigations involving the use of electronic and physical surveillance, consent authorized recordings, execution of search and arrest warrants, the operation of confidential human sources and I have reviewed myriad financial, immigration and other documents. I am currently a member of the FBI South Florida Joint Terrorism Task Force, with duties and responsibilities that include the investigation of terrorism, terrorist organizations and the material support thereof. These investigations also include the smuggling of Special Interest Aliens (SIA) into the United States of America. I make this affidavit on the basis of my personal knowledge of this investigation as well as information related to me by other agents, witnesses and published sources and are offered only to establish probable cause. They are not intended to be a complete summary of all facts known to law enforcement officers about this case.

SUMMARY OF INVESTIGATION

2. Beginning in March 2009, Sri Kajamukan CHELLIAH started an organization which illegally transported primarily Sri Lankan aliens into the United States. In total, CHELLIAH is suspected of assisting hundreds of aliens to illegally enter the United States through South Florida. CHELLIAH would charge the aliens between \$20,000 and \$55,000 in exchange for their transportation from Sri Lanka (and other places) to the United States.

3. In May 2010, agents with the Federal Bureau of Investigation (FBI) met with a confidential source (CS) who was previously smuggled into the United States from the Bahamas

by CHELLIAH. The CS identified CHELLIAH by photograph as the individual his family paid to have him smuggled into the United States.

4. The CS, who was in telephone contact with CHELLIAH, continued working with the FBI informing them when new loads of aliens would be transported into the United States by CHELLIAH'S organization. In July 2010, the CS received a call from CHELLIAH inquiring about a recent load of aliens that were captured attempting to enter the United States in April 2010. CHELLIAH told the CS that once the captured aliens were released, CHELLIAH would receive final payment from their families for arranging their smuggling into the United States.

5. In July 2010, the CS informed the FBI that CHELLIAH was sending in another boat load of illegal aliens into the United States. Shortly thereafter, six (6) Sri Lankan aliens were detained in West Palm Beach illegally attempting to enter the country. In interviews with the FBI, one of the aliens identified CHELLIAH in a six person photographic lineup as the individual he paid to be smuggled into the United States.

6. In December 2010, the CS reported to the FBI that CHELLIAH contacted him again and informed him of another load of aliens coming into the United States the weekend of December 4, 2010. CHELLIAH asked the CS to obtain the full names of the aliens once they arrived in the United States, so that he could get the final payment from their families for his smuggling services.

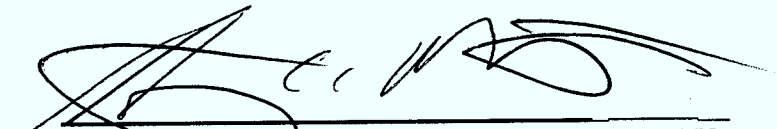
7. On December 5, 2010, seven (7) Sri Lankan aliens were arrested in Miami after being illegally smuggled into the United States. In interviews with the FBI, five (5) of the aliens identified CHELLIAH in a six person photographic lineup as the individual they paid to be smuggled into the United States.

8. Between January 2011 and August 2011, the CS continued working with the FBI and made a series of recorded phone calls to CHELLIAH. During these calls, CHELLIAH discussed his alien smuggling organization and admitted to illegally smuggling approximately 1,750 aliens into the United States.

9. In August 2011, a controlled delivery was set up to intercept one of CHELLIAH'S alien smuggling loads. After CHELLIAH discussed the plans with the CS in a recorded phone call, undercover agents went to the Bahamas and picked up the load of illegal aliens from a smuggler in CHELLIAH'S organization. Those aliens were brought to the United States and interviewed by the FBI. Three (3) of the aliens identified CHELLIAH in a six person photographic lineup as the individual who they paid their money to in order to be illegally smuggled into the United States.

10. Wherefore, based on the aforementioned information and investigation, I believe that there is probable cause to believe that Sri Kajamukan CHELLIAH did knowingly conspire with other persons to encourage and induce an alien to enter the United States, knowing and in reckless disregard of the fact that such coming to is in violation of law, in violation of Title 8, United States Code, Section 1324(a)(1)(A)(v)(I); and did knowingly encourage and induce aliens to come to and enter the United States, knowing and in reckless disregard of the fact that such coming to and entry into the United States is in violation of law, in violation of Title 8, United States Code, Section 1324(a)(1)(A)(iv).

FURTHER YOUR AFFIANT SAYETH NAUGHT.


SPECIAL AGENT ANTHONY MONTGOMERY
FEDERAL BUREAU OF INVESTIGATION

Subscribed and sworn to before
me this 15th day of September 2011.


PATRICK A. WHITE
UNITED STATES MAGISTRATE JUDGE

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF FLORIDA

Case No. 11-3251-white

UNITED STATES OF AMERICA

vs.

SRI KAJAMUKAN CHELLIAH,
a/k/a "Mohan"
a/k/a "Richie"

Defendant.

_____ /


CRIMINAL COVER SHEET

1. Did this matter originate from a matter pending in the Northern Region of the United States Attorney's Office prior to October 14, 2003? ___ Yes x No
2. Did this matter originate from a matter pending in the Central Region of the United States Attorney's Office prior to September 1, 2007? ___ Yes x No

Respectfully submitted,

WIFREDO A. FERRER
UNITED STATES ATTORNEY

BY:


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