

AO 91 (Rev. 02/09) Criminal Complaint

UNITED STATES DISTRICT COURT  
for the  
WESTERN DISTRICT OF KENTUCKY

UNITED STATES OF AMERICA )  
v. )  
 )  
 )  
**MOHANAD SHAREEF HAMMADI** )  
*Defendant*

Case No. 1:11mj-23

FILED  
DISTRICT COURT CLERK  
WESTERN DISTRICT OF KY  
2011 MAY 24 PM 1:19

CRIMINAL COMPLAINT


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

**In or about and between January 2011, through May 2011**, in the county of **Warren** in the Western District of Kentucky, and elsewhere, the defendant violated **Title 18, U.S.C. §§ 2339A and 2332g**, offenses described as follows:

**(1) Attempting to Provide Material to Support Terrorists, and (2) Knowingly Transferring, Possessing or Exporting a Device Designed or Intended to Launch or Guide a Rocket or Missile.**

This criminal complaint is based on these facts:

Continued on the attached sheet

  
Complainant's signature

**RICHARD E. GLENN, SPECIAL AGENT  
FEDERAL BUREAU OF INVESTIGATION**  
Printed name and title

Sworn to before me and signed in my presence.

Date: **May 24, 2011**

  
Judge's Signature

City and State: **Bowling Green**, Kentucky

**E. ROBERT GOEBEL, MAGISTRATE JUDGE  
UNITED STATES DISTRICT COURT**  
Printed Name and Title

MAB/BRC

**AFFIDAVIT**

**INTRODUCTION**

I, Special Agent Richard Glenn, being duly sworn, depose and state as follows:

1. I am a Special Agent (SA) with the Federal Bureau of Investigation (FBI), where I have been employed since April 1990. I am currently assigned to FBI's Bowling Green, Kentucky office. My duties with the FBI include investigating federal criminal violations, including international and domestic terrorism, as well as other criminal offenses. As a federal agent, I am authorized to investigate violations of United States laws and to execute warrants issued under the authority of the United States.

2. The information in this affidavit is based upon my training and experience, my personal knowledge of this investigation, and information provided to me by other agents and law enforcement officials who have assisted in this investigation and have experience investigating international terrorism matters. As the co-case agent, I have been involved in all aspects of the investigation of this case from its inception. This affidavit is intended to provide probable cause to support the issuance of the complaint and arrest warrant and does not set forth all of the information that I have acquired during the course of this investigation. Statements of individuals are set forth as summaries unless otherwise indicated.

3. This affidavit is being made in support of a criminal complaint and arrest warrant for MOHANAD SHAREEF HAMMADI (herinafter, "HAMMADI"), for violations of Title 18, United States Code, Section 2339A, Attempting to Provide Material Support to Terrorists; and Title 18, United States Code, Section 2332g, knowingly transferring, possessing or exporting a device designed or intended to launch or guide a rocket or missile. HAMMADI is an Iraqi

citizen, formerly residing in Iraq. HAMMADI entered the United States on or about July 20, 2009 after applying for and receiving refugee status. He first resided in Las Vegas, Nevada and later moved to Bowling Green, Kentucky where he has resided during his activity in relation to this investigation.

#### SUMMARY OF INVESTIGATION

4. The Bowling Green office of the FBI's Louisville Division initiated an investigation of Waad Ramadan Alwan, a fellow Iraqi refugee living in Bowling Green, in September 2009. During the course of the investigation, FBI agents utilized, among other things, a confidential human source ("CHS") who met with and engaged in consensually recorded conversations with Alwan beginning in August of 2010. FBI agents corroborated the CHS's reporting and the consensually recorded conversations through other FBI investigative techniques and methods. The FBI also conducted physical surveillance of Alwan. During the course of the investigation of Alwan, HAMMADI was recruited into a purported material support operation by Alwan, an admitted former insurgent in Iraq, who claims he participated in attacks on U.S. troops. Working with Alwan, HAMMADI has delivered money and weapons, rendered inert by the FBI, that he believed were destined for the mujahidin in Iraq via hidden compartments in cargo shipped to Iraq. The mujahidin are Muslim fighters engaged in a holy war against those they consider infidels. HAMMADI has also discussed his prior experience as an insurgent in Iraq and has told the CHS about prior Improvised Explosive Device ("IED") attacks in Iraq in which he participated.

#### MATERIAL SUPPORT TO TERRORISTS

5. During the investigation, as Alwan became more active in purported material

support operations with the CHS, the CHS told Alwan that his superiors anticipated that Alwan would be the leader of a cell for them in the Bowling Green area. To that end, the CHS requested that Alwan recruit other like-minded individuals to participate in their activities. As set forth in further detail below, in late January 2011, Alwan recruited HAMMADI to assist in the material support activities.

6. On January 10, 2011, in a recorded meeting, Alwan advised the CHS, of his possible recruitment of MOHANAD HAMMADI and another person for the material support operations. Alwan advised the CHS, "I have all the information about Mohanad. . . . Mohanad is my relative. I know him from Al-Siniyah and his quality is well known there." Alwan advised that if the CHS's superior, the Hajji, asked about HAMMADI in Al-Siniyah they would say that he is "worth his weight in gold," an apparent reference to HAMMADI being an experienced insurgent.

7. On January 11, 2011, in a recorded meeting, Alwan told the CHS that HAMMADI "went through a lot," and has "experience, I mean, they have acquired experience from what happened in Iraq." Alwan mentioned that HAMMADI was initially reticent to meet the CHS but later stated that HAMMADI "would come 100%, has no objections and he is convinced [UI]...." Alwan told the CHS that he wanted to be in charge of HAMMADI and the other cell members in Bowling Green.

8. On January 25, 2011, in a recorded meeting with the CHS and Alwan, HAMMADI spoke about 4 men he knew in Las Vegas who had been arrested, he believes, because they wanted to move money to Pakistan. HAMMADI also discussed how he had been arrested in Iraq, explaining that he had a flat tire, and "the ones in the front did their thing and

left (emplaced IEDs). The three of us were driving on the same street, those two in front finished their job and we were left behind because we had a flat tire.” The CHS asked, “you had the IEDs with you?” HAMMADI replied, “Yes, but not just these. The tire was cut into pieces.”

HAMMADI explained that they got a spare tire and “we started driving away, they jumped us.”

The CHS asked, “you haven’t placed anything yet, they were in the car?” HAMMADI replied,

“No, they were ready.” The CHS asked, “You had already placed them?” HAMMADI

answered, “Yes, it happened,” indicating that he had emplaced the IED just before his capture.

9. Later, the CHS advised that he does not care if he gets caught and goes to prison, he is just thinking of the people in Iraq who are waiting for the money he is sending. The CHS then asked HAMMADI if Alwan had told him about the operation they were going to do. Alwan replied, “Not in details.” The CHS explained to HAMMADI “This is about a large amount of money. You know that when money is sent to mujahidin, I mean if you send more than \$5,000 from here, then you’re done for because people start watching you. . . . So, we found a way, not safe. I mean not safe, I mean if the police jump on you and search and search they won’t find anything.” The CHS advised that HAMMADI would see it himself on Thursday and HAMMADI replied, “God willing.” The CHS further explained that sometimes they send “\$200,000 or \$300,000. One time it was \$500,000 and \$600,000 another time.” HAMMADI stated that “instead of doing it for just one year, we need to think of a longer term,” explaining further that sending \$1,000,000 now is riskier than sending \$200,000 each time. The CHS told HAMMADI that the operation would take only 10 minutes to complete, to which HAMMADI said, “It’s not about how long it takes. The important thing is the goal.”

10. On January 26, 2011, the CHS advised Alwan that the operation planned for the

next day might contain both money and weapons. Alwan advised he would take HAMMADI with him. The CHS later asked why HAMMADI was never fingerprinted if he had been arrested twice in Iraq. Alwan replied that HAMMADI was “not captured by the Americans, he was captured by the police.”

11. On January 27, 2011, the CHS brought HAMMADI and Alwan to a tractor-trailer, owned by the FBI, containing cargo with hidden compartments located in Franklin, Kentucky. The CHS and Alwan showed HAMMADI how to access the compartments, and then HAMMADI placed a stack of cash, purported to be \$100,000, in one of the compartments. Alwan and HAMMADI then went to the cab of the tractor-trailer to leave \$5,000 for the driver. When the CHS asked HAMMADI if everything was clear to him, HAMMADI replied, “It’s easy.”

12. On February 15, 2011, the CHS told Alwan that there would be a weapons delivery the next day. Later that day, Alwan and HAMMADI went to an FBI-rented storage facility located in Bowling Green, Kentucky, to prepare the weapons for delivery the following day. The weapons included 2 Rocket-Propelled Grenade launchers (RPGs), 2 Pulemyot Kalashnikova machine guns (PKMs), 2 sniper rifles, and 2 cases of C4 plastic explosives, all rendered inert by the FBI. Video cameras placed inside the storage facility by the FBI captured HAMMADI and Alwan handling the weapons and placing them in duffle bags.

13. On February 16, 2011, in a recorded meeting, the CHS discussed with Alwan and HAMMADI the weapons they would be delivering. The CHS stated, “there is nothing like these RPGs in Iraq.” HAMMADI replied, “No, there were some.” The CHS then told HAMMADI, in Alwan’s presence, that the Hajji “wants to tell you that these weapons are not being sent only to

al Qaida, they are going to all the Mujahidin. So you're not only serving one part, you're serving, I mean, Islam in all." The CHS advised HAMMADI that the Hajji now knew about him and that HAMMADI should let them know "if you ever get into trouble, if you need anything." HAMMADI replied, "No, no, thank God all is normal." The CHS advised, "These people will be there for you. Keep this in mind." HAMMADI replied, "Thank God, I mean, all is going well and as long as there are men like him (Hajji) who plan these things, then thank God." The CHS then advised that "the weapons are here. They brought the Strelas." (A "Strela" is a Russian-made surface-to-air-missile launcher system.) HAMMADI replied, "I wanted to tell you why don't they bring Strela?" The CHS explained that they had them now and asked, "You've seen how big they are?" HAMMADI replied, "They're long." Alwan replied, "They're long, very long." HAMMADI then explained how his group in Iraq "had 11 of them."

14. Alwan and HAMMADI then picked up the weapons from the storage facility and drove to the tractor-trailer to deliver the 2 RPGs, 2 PKMs, 2 sniper rifles, and 2 cases of C4 plastic explosives, which unbeknownst to them had been rendered inert by the FBI. Video cameras inside the storage unit and the tractor-trailer captured HAMMADI and Alwan retrieving and hiding the weapons. When the CHS arrived, Alwan and HAMMADI advised the CHS where they had secreted the weapons.

15. Alwan later told the CHS how happy he was to assist the CHS in the operations and advised that he now has a goal in life and that he feels "at ease, psychologically comfortable and rested." Alwan stated, "When I did it and returned back, I was so comfortable I want to fly from joy." The CHS replied, "Even though the people back there aren't aware of what you have accomplished." Alwan replied yes and that he had told HAMMADI that people will envy them

because they are “doing something.”

16. On March 15, 2011, the CHS and Alwan met with HAMMADI and the CHS told them that they would do a test run and ship two Stinger surface-to-air missile launchers. If successful, they could send 20 or 30 the next time. Later that day, HAMMADI and Alwan went to the FBI-rented storage facility and prepared the Stinger missile launcher systems, again, which had been rendered inert by the FBI, for delivery to the tractor-trailer the next day, by placing them in ski bags. This was captured on audio and video.

17. On March 16, 2011, Alwan and HAMMADI picked up the two Stinger missile launchers from the storage facility, and delivered them to the FBI-owned tractor-trailer. They were again captured on video as they loaded the items into hidden compartments in the tractor-trailer’s cargo. They also loaded cash into a separate hidden compartment, and left a \$5,000 payment for the driver of the tractor-trailer.

#### STATUTORY PROVISIONS

18. Title 18, United States Code, Section 2339A makes it unlawful to knowingly provide, conspire, or attempt to provide material support or resources knowing or intending that they would be used in preparation for, or in carrying out, a violation of the listed predicates which include, among others, Title 18, United States Code, Sections 1114, 2332, and/or 2332a(a). Section 1114 relates to the killing or attempted killing of any officer or employee of the United States Government while such officer or employee is engaged in or on the account of the performance of official duties. Section 2332 relates to the killing of a national of the United States while such national is outside the United States. Section 2332a(a)(1) relates to the use, threat, or attempt or conspiracy to use, a weapon of mass destruction against a national of the



United States while such national is outside of the United States.

19. Under Title 18, United States Code, Section 2339A(b)(1), “material support or resources” means any property, tangible or intangible, or service, including currency or monetary instruments or financial securities, financial services, lodging, training, expert advice or assistance, safehouses, false documentation or identification, communications equipment, facilities, weapons, lethal substances, explosives, personnel (1 or more individuals who may be or include oneself), and transportation, except medicine or religious materials.

20. Title 18, United States Code, Section 2332g, makes it unlawful to knowingly transfer directly or indirectly, receive, possess, or export, (A) an explosive or incendiary rocket or missile that is guided by any system designed to enable to enable the rocket or missile – (i) seek or proceed toward energy radiated or reflected from an aircraft or toward an image locating an aircraft; or (ii) otherwise direct or guide the rocket or missile to an aircraft; (B) any device designed or intended to launch or guide a rocket or missile described in subparagraph (A). Conduct prohibited by subsection (a) is within the jurisdiction of the United States if the offense occurs in or affects interstate or foreign commerce. An “aircraft” is defined as an contrivance invented, used, or designed to navigate, or fly in the air.

CONCLUSION

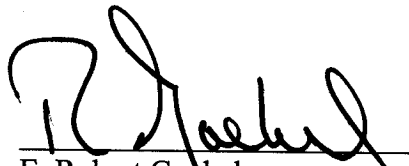
Based on the information set forth above, it is respectfully submitted that there is probable cause to believe that MOHANAD SHAREEF HAMMADI has committed the following offenses: Attempting to Provide Material Support to Terrorists, in violation of 18 U.S.C. §2339A; and Knowingly Transferring, Possessing or Exporting a Device Designed or Intended to Launch or Guide a Rocket or Missile, in violation of 18 U.S.C. §2332g.

I declare under penalty of perjury under the laws of the United States that the foregoing is true and correct.



Special Agent Richard Glenn  
Federal Bureau of Investigation

Dated 5/24, 2011.



E. Robert Goebel  
United States Magistrate Judge  
Western District of Kentucky