

**IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF COLUMBIA**

**THOMAS E. BURNETT, SR.**, in his own right as )  
the Father of **THOMAS E. BURNETT, JR.**, )  
Deceased )

**CIVIL ACTION**

**Case Number 1:02CV01616**

**BEVERLY BURNETT**, in her own right as the )  
Mother of **THOMAS E. BURNETT, JR.**, )  
Deceased )

**DEENA BURNETT**, in her own right and as )  
Representative of the **ESTATE OF THOMAS E.** )  
**BURNETT, JR.**, Deceased )

**MARY MARGARET BURNETT**, in her own )  
right as the Sister of **THOMAS E. BURNETT,** )  
**JR.**, Deceased )

**MARTHA BURNETT O'BRIEN**, in her own right )  
as the Sister of **THOMAS E. BURNETT, JR.**, )  
Deceased )

**AMENDED COMPLAINT**

**WILLIAM DOYLE, SR.**, in his own right as the )  
Father of **JOSEPH M. DOYLE**, Deceased )

**JURY TRIAL DEMANDED**

**CAMILLE DOYLE**, in her own right as the )  
Mother of **JOSEPH M. DOYLE**, Deceased )

**WILLIAM DOYLE, JR.**, in his own right as the )  
Brother of **JOSEPH M. DOYLE**, Deceased )

**DOREEN LUTTER**, in her own right as the Sister )  
of **JOSEPH M. DOYLE**, Deceased )

**DR. STEPHEN ALDERMAN**, in his own right )  
and as Co-Representative of the **ESTATE OF** )  
**PETER CRAIG ALDERMAN**, Deceased )

**ELIZABETH ALDERMAN**, in her own right and )  
as Co-Representative of the **ESTATE OF PETER** )  
**CRAIG ALDERMAN**, Deceased )

**JANE ALDERMAN**, in her own right as the Sister )  
~~**PETER CRAIG ALDERMAN**, Deceased )~~

of **PETER CRAIG ALDERMAN**, Deceased )  
)  
**YVONNE V. ABDOOL**, in her own right as an )  
Injured Party )  
**ALFRED ACQUAVIVA**, in his own right as the )  
Father of **PAUL ANDREW ACQUAVIVA**, )  
Deceased )  
)  
**JOSEPHINE ACQUAVIVA**, in her own right as )  
the Mother of **PAUL ANDREW ACQUAVIVA**, )  
Deceased )  
)  
**KARA HADFIELD**, in her own right as the Sister )  
of **PAUL ANDREW ACQUAVIVA**, Deceased )  
)  
**JESSICA MURROW-ADAMS**, in her own right )  
and as Representative of the **ESTATE OF** )  
**STEPHEN GEORGE ADAMS**, Deceased )  
)  
**STEPHEN JEZYCKI**, in his own right as the )  
Father of **MARGARET ALARIO**, Deceased )  
)  
**JAMES ALARIO**, in his own right and on behalf )  
of the Minor Children of **MARGARET ALARIO**, )  
Deceased )  
)  
**CATHERINE JEZYCKI**, in her own right as the )  
Mother of **MARGARET ALARIO**, Deceased )  
)  
**KARIUM ALI**, in his own right as an Injured Party )  
)  
**JENNIFER D'AURIA**, in her own right and as Co- )  
Representative of the **ESTATE OF JOSEPH R.** )  
**ALLEN**, Deceased )  
)  
**MICHAEL J. ALLEN**, in his own right and as Co- )  
Representative of the **ESTATE OF JOSEPH R.** )  
**ALLEN**, Deceased )  
)  
**JOCELYNE AMBROISE**, in her own right as an )  
Injured Party )  
)  
**PHILIPSON AZENABOR**, in his own right as an )  
Injured Party )  
)  
**JOHN P. BAESZLER**, in his own right and as )

Representative of the **ESTATE OF JANE ELLEN** )  
**BAESZLER**, Deceased )

**MARY BARBIERI**, in her own right as an Injured )  
Party )

**ARMANDO BARDALES**, in his own right as an )  
Injured Party )

**GILA BARZVI**, in her own right and as )  
Representative of the **ESTATE OF GUY** )  
**BARZVI**, Deceased )

**ARIE BARZVI**, in his own right as the Father of )  
**GUY BARZVI**, Deceased )

**JOHN BENEDETTO**, on behalf of the Minor )  
Children of **DENISE LENORE BENEDETTO**, )  
Deceased )

**RINA RABINOWITZ**, in her own right as the )  
Sister of **DENISE LENORE BENEDETTO**, )  
Deceased )

**MARIA GIORDANO**, in her own right as the )  
Mother of **DENISE LENORE BENEDETTO**, )  
Deceased )

**MICHAEL GIRDANO**, in his own right as the )  
Brother of **DENISE LENORE BENEDETTO**, )  
Deceased )

**ONDINA BENNETT**, in her own right and as )  
Representative of the **ESTATE OF BRYAN** )  
**CRAIG BENNETT**, Deceased )

**FRANCES BERDAN**, in her own right as an )  
Injured Party )

**PRA KASH BHATT**, in his own right as an Injured )  
Party )

**MILES BILCHER**, in his own right as the Father )  
of **BRIAN BILCHER**, Deceased )

**IRENE BILCHER**, in her own right as the Mother )  
of **BRIAN BILCHER**, Deceased )

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**BORIS BELILOVSKY**, in his own right and on behalf of the minor child of **YELENA “HELEN” BELILOVSKY**, Deceased

**EMMA TISNOVSKIY**, in her own right as the Mother of **YELENA “HELEN” BELILOVSKY**, Deceased

**LEONID TISNOVSKIY**, in his own right as the Father of **YELENA “HELEN” BELILOVSKY**, Deceased

**ROSTYSLAV TISNOVSKIY**, in his own right as the Brother of **YELENA “HELEN” BELILOVSKY**, Deceased

**BASMATTIE BISHUNDAT**, in her own right and as Co-Representative of the **ESTATE OF KRIS ROMEO BISHUNDAT**, Deceased

**BHOLA P. BISHUNDAT**, in his own right and as Co-Representative of the **ESTATE OF KRIS ROMEO BISHUNDAT**, Deceased

**KRYSTYNA BORYCZEWSKI**, in her own right and as Representative of the **ESTATE OF MARTIN BORYCZEWSKI**, Deceased

**MICHELE BORYCZEWSKI**, in her own right as the Sister of **MARTIN BORYCZEWSKI**, Deceased

**MICHAEL BORYCZEWSKI**, in his own right as the Father of **MARTIN BORYCZEWSKI**, Deceased

**JULIA BORYCZEWSKI**, in her own right as the Sister of **MARTIN BORYCZEWSKI**, Deceased

**NELLY BRAGINSKAYA**, in her own right and as Representative of the **ESTATE OF ALEXANDER BRAKINSKY**, Deceased

**EDUARDO E. BRUNO**, in his own right as an Injured Party

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**ERIC BUCK**, in his own right as the Brother of )  
**GREGORY JOSEPH BUCK**, Deceased )  
)  
**ERNST H. BUCK**, in his own right as the Father of )  
**GREGORY JOSEPH BUCK**, Deceased )  
)  
**JOSEPHINE BUCK**, in her own right as the )  
Mother of **GREGORY JOSEPH BUCK**, Deceased )  
)  
**JULIO CACERES**, in his own right and on behalf )  
of the Minor Child of **LILLIAN CACERES**, )  
Deceased )  
)  
**STEVEN T. CAMPBELL**, in his own right and as )  
Representative of the **ESTATE OF JILL MARIE** )  
**CAMPBELL**, Deceased )  
**JEANNE M. MAURER**, in her own right as the )  
Mother of **JILL MARIE CAMPBELL**, Deceased )  
)  
**LINDA MAURER**, in her own right as the Sister of )  
**JILL MARIE CAMPBELL**, Deceased )  
)  
**JOSEPH MAURER**, in his own right as the Father )  
of **JILL MARIE CAMPBELL**, Deceased )  
)  
**MARGARET CANAVAN**, in her own right and as )  
Representative of the **ESTATE OF SEAN** )  
**CANAVAN**, Deceased )  
)  
**THOMAS CANAVAN**, in his own right as the )  
Father of **SEAN CANAVAN**, Deceased )  
)  
**ROSEMARY CELINE TRAYNOR**, in her own )  
right as the Sister of **SEAN CANAVAN**, Deceased )  
)  
**TERESA MCCAFFERY**, in her own right as the )  
Sister of **SEAN CANAVAN**, Deceased )  
)  
**KATHLEEN MCKEON**, in her own right as the )  
Sister of **SEAN CANAVAN**, Deceased )  
)  
**CIARAN CANAVAN**, in his own right as the )  
Brother of **SEAN CANAVAN**, Deceased )  
)  
**TERESA DIFATO**, in her own right as the Mother )  
of **LISA CANNAVA**, Deceased )  

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**ANTONIO DIFATO**, in his own right as the Father of **LISA CANNAVA**, Deceased

**SUZAN CAYNE**, in her own right as the Mother of **JASON DAVID CAYNE**, Deceased

**JORDAN CAYNE**, in his own right as the Father of **JASON DAVID CAYNE**, Deceased

**NAGESWARARAO CHALASANI**, in his own right as the Father of **SWARNA CHALASANI**, Deceased

**NICHOLAS M. CHIARCHIARO, SR.**, in his own right and as Representative of the **ESTATE OF DOROTHY J. CHIARCHIARO**, Deceased

**NICHOLAS J. CHIARCHIARO**, in his own right as the Son of **DOROTHY J. CHIARCHIARO**, Deceased

**LISA SOKOL**, in her own right as the Daughter of **DOROTHY J. CHIARCHIARO**, Deceased

**LYNNE CILLO-CAPALDO**, in her own right and as Representative of the **ESTATE OF ELAINE CILLO**, Deceased

**NUNZI C. CILLO**, in his own right as the Father of **ELAINE CILLO**, Deceased

**GARY CILLO**, in his own right as the Brother of **ELAINE CILLO**, Deceased

**SHARRON L. CLEMONS**, in her own right as an Injured Party

**MARTIN J. COLLINS**, in his own right and as Representative of the **ESTATE OF JOHN MICHAEL COLLINS**, Deceased

**MARTIN COLLINS**, in his own right as the Brother of **JOHN MICHAEL COLLINS**,

Deceased )  
)  
**PATRICIA AMO**, in her own right as the Sister of )  
**JOHN MICHAEL COLLINS**, Deceased )  
)  
**EILEEN BYRNE**, in her own right as the Sister of )  
**JOHN MICHAEL COLLINS**, Deceased )  
)  
**ANNE M. COLLINS**, in her own right as the Sister )  
of **JOHN MICHAEL COLLINS**, Deceased )  
)  
**CORNELIUS P. CLANCY, III**, in his own right as )  
the Brother of **SUSAN CLANCY CONLON**, )  
Deceased )  
)  
**KEVIN S. CLANCY**, in his own right as the )  
Brother of **SUSAN CLANCY CONLON**, Deceased )  
)  
**VERA CLANCY**, in her own right as the Mother of )  
**SUSAN CLANCY CONLON**, Deceased )  
)  
**LAWRENCE CUBAS**, in his own right as the )  
Brother of **KENNETH J. CUBAS**, Deceased )  
)  
**DOROTHY CUBAS**, in her own right as the )  
Mother of **KENNETH J. CUBAS**, Deceased )  
)  
**ALFONSO CUBAS, JR.**, in his own right as the )  
Brother of **KENNETH J. CUBAS**, Deceased )  
)  
**GRACE D'ESPOSITO**, in her own right as the )  
Wife of **MICHAEL JUDE D'ESPOSITO**, )  
Deceased )  
)  
**RALPH D'ESPOSITO**, in his own right as the )  
Father of **MICHAEL JUDE D'ESPOSITO**, )  
Deceased )  
)  
**SELENA DACK FORSYTH**, in her own right as )  
the Mother of **CALEB ARRON DACK**, Deceased )  
)  
**FRANCIS L. DANAHY, JR.**, in his own right as )  
the Father of **PATRICK WILLIAM DANAHY**, )  
Deceased )  
)  
**MARY-ANNE DWYER DANAHY**, in her own )

right as the Mother of **PATRICK WILLIAM DANAHY**, Deceased )  
)  
)  
**MICHAEL FRANCIS DANAHY**, in his own right )  
as the Brother of **PATRICK WILLIAM DANAHY**, Deceased )  
)  
**MARYANNE DANAHY**, in her own right as the )  
Sister of **PATRICK WILLIAM DANAHY**, Deceased )  
)  
**JOHN M. DANAHY**, in his own right as the )  
Brother of **PATRICK WILLIAM DANAHY**, Deceased )  
)  
**KATHLEEN A. DANAHY SAMUELSON**, in her )  
own right as the Sister of **PATRICK WILLIAM DANAHY**, Deceased )  
)  
**DENISE DANAHY DUFFY**, in her own right as )  
the Sister of **PATRICK WILLIAM DANAHY**, Deceased )  
)  
**AMY WATERS DAVIDSON**, on behalf of the )  
Minor Children of **SCOTT DAVIDSON**, Deceased )  
)  
**STEPHEN DAVIDSON**, in his own right as the )  
Father of **SCOTT DAVIDSON**, Deceased )  
**CARLA DIMAGGIO**, in her own right as the )  
Mother of **SCOTT DAVIDSON**, Deceased )  
)  
**MICHAEL DAVIDSON**, in his own right as the )  
Brother of **SCOTT DAVIDSON**, Deceased )  
)  
**JOAQUIM "TIM" T. DEARAUJO**, in his own )  
right and as Representative of the **ESTATE OF DOROTHY A. DEARAUJO**, Deceased )  
)  
**MICHELE DEFAZIO**, in her own right and as )  
Representative of the **ESTATE OF JASON DEFAZIO**, Deceased )  
)  
**JAMES DEFAZIO**, in his own right as the Father )  
of **JASON DEFAZIO**, Deceased )  
)  
**ROSE DEFAZIO**, in her own right as the Mother )

of **JASON DEFAZIO**, Deceased )  
)  
**MICHAEL DEFAZIO**, in his own right as the )  
Brother of **JASON DEFAZIO**, Deceased )  
)  
**GRICEL MOYER**, in her own right as the Mother )  
of **MANUEL DEL VALLE, JR.**, Deceased )  
)  
**ANTONIO DIFATO**, in his own right as the Father )  
of **JOHN DIFATO**, Deceased )  
)  
**TERESA DIFATO**, in her own right as the Mother )  
of **JOHN DIFATO**, Deceased )  
)  
**FRANK DOMINGUEZ**, in his own right as the )  
Brother of **JEROME DOMINGUEZ**, Deceased )  
)  
**DIANE EGAN**, in her own right and on behalf of )  
the Minor Children of **MARTIN EGAN, JR.**, )  
Deceased )  
)  
**COLLEEN D'AMATO**, in her own right as the )  
Sister of **MARTIN EGAN, JR.**, Deceased )  
)  
**MICHAEL EGAN**, in his own right as the Brother )  
of **MARTIN EGAN, JR.**, Deceased )  
)  
**MARK EGAN**, in his own right as the Brother of )  
**MARTIN EGAN, JR.**, Deceased )  
)  
**MARTIN EGAN, SR.**, in his own right as the )  
Father of **MARTIN EGAN, JR.**, Deceased )  
**PATRICIA EGAN**, in her own right as the Mother )  
of **MARTIN EGAN, JR.**, Deceased )  
)  
**MARLYSE BOSLEY**, in her own right as the )  
Sister of **JOSE ESPINAL**, Deceased )  
)  
**SAM ESPOSITO**, in his own right as the Father of )  
**MICHAEL ESPOSITO**, Deceased )  
)  
**ROSE ESPOSITO**, in her own right as the Mother )  
of **MICHAEL ESPOSITO**, Deceased )  
)  
**DENISE PALAZZOTTO**, on behalf of the Minor )  
Children of **MICHAEL ESPOSITO**, Deceased )

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**SIMONE ESPOSITO**, in his own right as the  
Brother of **MICHAEL ESPOSITO**, Deceased

**JOSEPH ESPOSITO**, in his own right as the  
Brother of **MICHAEL ESPOSITO**, Deceased

**SAL ESPOSITO**, in his own right as the Brother of  
**MICHAEL ESPOSITO**, Deceased

**FRANK ESPOSITO**, in his own right as the  
Brother of **MICHAEL ESPOSITO**, Deceased

**DOROTHY ESPOSITO**, in her own right as the  
Mother of **FRANCIS ESPOSITO**, Deceased

**MICHAEL ESPOSITO**, in his own right as the  
Father of **FRANCIS ESPOSITO**, Deceased

**RICHARD ESPOSITO**, in his own right as the  
Brother of **FRANCIS ESPOSITO**, Deceased

**DOMINICK ESPOSITO**, in his own right as the  
Brother of **FRANCIS ESPOSITO**, Deceased

**CATHERINE ESPOSITO**, in her own right as the  
Sister of **FRANCIS ESPOSITO**, Deceased

**VINCENT ESPOSITO**, in his own right as the  
Brother of **FRANCIS ESPOSITO**, Deceased

**CATHY L. FERSINI**, in her own right as the Wife  
of **LOUIS V. FERSINI, JR.**, Deceased

**LEILETH FOSTER**, in her own right as an Injured  
Party

**HAVEN A. FYFE**, in her own right and as  
Representative of the **ESTATE OF KARLETON  
D. FYFE**, Deceased

**MONICA GABRIELLE**, in her own right as the  
Wife of **RICHARD S. GABRIELLE**, Deceased

**JOSEPH A. MICCIULLI**, in his own right as the  
Father of **DEANNA GALANTE**, Deceased

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**JOSEPH C. MICCIULLI**, in his own right as the  
Brother of **DEANNA GALANTE**, Deceased )  
)  
**MARGARET MICCIULLI**, in her own right as  
the Mother of **DEANNA GALANTE**, Deceased )  
)  
**TINA MALDONADO**, in her own right as the  
Sister of **DEANNA GALANTE**, Deceased )  
)  
**JOHN T. GATTO**, in his own right as an Injured  
Party )  
)  
**ELEANOR GILLETTE**, in her own right and as  
Representative of the **ESTATE OF EVAN  
GILLETTE**, Deceased )  
)  
**SALI GJONBALAJ**, in his own right and as  
Representative of the **ESTATE OF MON  
GJONBALAJ**, Deceased )  
)  
**HERBERT GLADSTONE**, in his own right and as  
Representative of the **ESTATE OF DIANNE  
GLADSTONE**, Deceased )  
)  
**MORRIS SONNY GOLDSTEIN**, in his own right  
as the Father of **MONICA GOLDSTEIN**,  
Deceased )  
)  
**CECILLA GOLDSTEIN**, in her own right as the  
Mother of **MONICA GOLDSTEIN**, Deceased )  
)  
**ADRIENNE TRIGGS**, in her own right as the  
Sister of **MONICA GOLDSTEIN**, Deceased )  
)  
**WILLIAM GOODCHILD**, in his own right and as  
Representative of the **ESTATE OF LYNN  
CATHERINE GOODCHILD**, Deceased )  
)  
**ELLEN R. GOODCHILD**, in her own right and as  
Representative of the **ESTATE OF LYNN  
CATHERINE GOODCHILD**, Deceased )  
)  
**NEIL K. GOODCHILD**, in his own right as the  
Brother of **LYNN CATHERINE GOODCHILD**,  
Deceased )  
)  
**EDWIN H. YUEN**, in his own right as the Husband )

of **CINDY YANZHU GUAN**, Deceased )  
)  
**ANTHONY GUZZARDO**, in his own right as the )  
Husband of **BARBARA GUZZARDO**, Deceased )  
)  
**EILEEN A. HANNAFORD**, in her own right, on )  
behalf of the Minor Children, and as Representative )  
of the **ESTATE OF KEVIN JAMES** )  
**HANNAFORD**, Deceased )  
)  
**JAMES T. HANNAFORD**, in his own right as the )  
Father of **KEVIN JAMES HANNAFORD**, )  
Deceased )  
)  
**NANCY E. HANNAFORD**, in her own right as the )  
Mother of **KEVIN JAMES HANNAFORD**, )  
Deceased )  
)  
**PATRICK G. HANNAFORD**, in his own right as )  
the Brother of **KEVIN JAMES HANNAFORD**, )  
Deceased )  
)  
**ELIZABETH HANNAFORD SARACENO**, in )  
her own right as the Sister of **KEVIN JAMES** )  
**HANNAFORD**, Deceased )  
)  
**R. JAY HARRIS**, in his own right as the Father of )  
**STEWART D. HARRIS**, Deceased )  
)  
**MILDRED HARRIS**, in her own right as the )  
Mother of **STEWART D. HARRIS**, Deceased )  
)  
**GAIL HOFFMANN**, in her own right and as )  
Representative of the **ESTATE OF FREDERICK** )  
**HOFFMANN**, Deceased )  
)  
**GAIL HOFFMANN**, in her own right and as )  
Representative of the **ESTATE OF MICHELE** )  
**HOFFMANN**, Deceased )  
)  
**JANET HOLMES-ALFRED**, in her own right as )  
an Injured Party )  
)  
)  
**ROBIN HOHLWECK**, in her own right as the )

Daughter of **THOMAS WARREN HOHLWECK, JR.**, Deceased )

**TODD W. HOHLWECK**, in his own right as the Son of **THOMAS WARREN HOHLWECK, JR.**, Deceased )

**RANDOLPH T. HOHLWECK**, in his own right as the Son of **THOMAS WARREN HOHLWECK, JR.**, Deceased )

**MARY HRABOWSKA**, in her own right as an Injured Party )

**JEAN HUNT**, in her own right as an Injured Party )

**WILLIAM F HUNT, JR.**, in his own right as the Husband of **JEAN HUNT**, an Injured Party )

**CANDEE J. (HUNT) MALTESE**, in her own right as the Daughter of **JEAN HUNT**, an Injured Party )

**MELANIE A. HUNT**, in her own right as the Daughter of **JEAN HUNT**, an Injured Party )

**BEATRIZ E. HYMEL**, in her own right and as Representative of the **ESTATE OF ROBERT JOSEPH HYMEL**, Deceased )

**GLORIA INGRASSIA**, in her own right and as Representative of the **ESTATE OF CHRISTOPHER NOBLE INGRASSIA**, Deceased )

**ANTHONY A. INGRASSIA**, in his own right as the Father of **CHRISTOPHER NOBLE INGRASSIA**, Deceased )

**ANTHONY W. INGRASSIA**, in his own right as the Brother of **CHRISTOPHER NOBLE INGRASSIA**, Deceased )

**PAUL B. INGRASSIA**, in his own right as the Brother of **CHRISTOPHER NOBLE INGRASSIA**, Deceased )

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**ELISA M. INGRASSIA**, in her own right as the )  
Sister of **CHRISTOPHER NOBLE INGRASSIA**, )  
Deceased )  
**CLIFFORD JENKINS**, in his own right as an )  
Injured Party )  
**JENNIFER E. JOSIAH**, in her own right and as )  
Representative of the **ESTATE OF JANE** )  
**EILEEN JOSIAH**, Deceased )  
**KELLY C. JOSIAH**, in her own right and as )  
Representative of the **ESTATE OF JANE** )  
**EILEEN JOSIAH**, Deceased )  
**NAZAM KHAN**, in his own right as the Husband )  
of **SARAH KHAN**, Deceased )  
**SUSANNE KIKKENBORG**, in her own right as an )  
Injured Party )  
**VIVIAN LERNER SHOEMAKER**, in her own )  
right as the Mother of **ALAN D. KLEINBERG**, )  
Deceased )  
**ETHEL CHAMBERLAIN**, in her own right as the )  
Mother of **MICHELE LANZA**, Deceased )  
**ALBERT A. CHAMBERLAIN**, in his own right )  
as the Father of **MICHELE LANZA**, Deceased )  
**SUSAN G. CHAMBERLAIN**, in her own right as )  
the Sister of **MICHELE LANZA**, Deceased )  
**CYNTHIA D. ORICCHIO**, in her own right as the )  
Sister of **MICHELE LANZA**, Deceased )  
**ALBERT G. CHAMBERLAIN**, in his own right )  
as the Brother of **MICHELE LANZA**, Deceased )  
**ARNOLD LEDERMAN**, in his own right as an )  
Injured Party )  
**EDWARD N. LEE**, in his own right as the )  
Husband of **JUANITA LEE**, Deceased )  
**JOHNNY LEE**, in his own right as the Husband of )



Deceased )  
)  
**DIANE MASSAROLI**, in her own right, on behalf )  
of the Minor Children, and as Representative of the )  
**ESTATE OF MICHAEL MASSAROLI**, )  
Deceased )  
)  
**JOSEPHINE HOLUBAR**, in her own right as the )  
Mother of **MICHAEL MASSAROLI**, Deceased )  
)  
)  
**JOANN CLEARY**, in her own right as the Sister of )  
**MICHAEL MASSAROLI**, Deceased )  
)  
)  
**KAREN MASTRANDREA**, in her own right as )  
the Wife of **PHILIP W. MASTRANDREA, JR.**, )  
Deceased )  
)  
)  
**RONALD F. MAY**, in his own right and as )  
Representative of the **ESTATE OF RENEE A.** )  
**MAY**, Deceased )  
)  
)  
**NANCY A. MAY**, in her own right as the Mother )  
of **RENEE A. MAY**, Deceased )  
)  
)  
**JEFFREY M. MAY**, in his own right as the )  
Brother of **RENEE A. MAY**, Deceased )  
)  
)  
**KENNETH MAY**, in his own right as the Brother )  
of **RENEE A. MAY**, Deceased )  
)  
)  
**DAVID SPIVOCK, JR.**, on behalf of the Unborn )  
Child of **RENEE A. MAY**, Deceased )  
)  
)  
**DEBRA MENICH**, in her own right and as )  
Representative of the **ESTATE OF KEVIN** )  
**MICHAEL MCCARTHY**, Deceased )  
)  
)  
**MARGARET MCDONNELL**, in her own right )  
and on behalf of the Minor Children of **BRIAN** )  
**MCDONNELL**, Deceased )  
)  
)  
**IVY M. MORENO**, in her own right and as )  
Representative of the **ESTATE OF YVETTE** )  
**NICOLE MILLER**, Deceased )  
)  

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**MAUREEN MITCHELL**, in her own right and as )  
Representative of the **ESTATE OF PAUL T.** )  
**MITCHELL**, Deceased )

**CHRISTINE MITCHELL**, in her own right as the )  
Daughter of **PAUL T. MITCHELL**, Deceased )

**JENNIFER MITCHELL**, in her own right as the )  
Daughter of **PAUL T. MITCHELL**, Deceased )

**JOYCE MIUCCIO**, in her own right as the Wife of )  
**RICHARD MIUCCIO**, Deceased )

**OWEN MIUCCIO**, in his own right as the Son of )  
**RICHARD MIUCCIO**, Deceased )

**LAURA MIUCCIO**, in her own right as the Sister )  
of **RICHARD MIUCCIO**, Deceased )

**THOMAS MIUCCIO**, in his own right as the Son )  
of **RICHARD MIUCCIO**, Deceased )

**JOAN MOLINARO**, in her own right as the )  
Mother of **CARL EUGENE MOLINARO**, )  
Deceased )

**EUGENE MOLINARO**, in his own right as the )  
Father of **CARL EUGENE MOLINARO**, )  
Deceased )

**LAWRENCE MOLINARO**, in his own right as )  
the Brother of **CARL EUGENE MOLINARO**, )  
Deceased )

**DEBRA ANN HUDSON**, in her own right as the )  
Sister of **CARL EUGENE MOLINARO**, )  
Deceased )

**THEODORE C. MOREHOUSE**, in his own right )  
as the Father of **LINDSAY S. MOREHOUSE**, )  
Deceased )

**KATHLEEN S. MAYCEN**, in her own right as the )  
Mother of **LINDSAY S. MOREHOUSE**, Deceased )

**SARA M. MULLIGAN**, in her own right and as )  
Representative of the **ESTATE OF PETER** )

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**JAMES MULLIGAN**, Deceased )  
)  
**JOHN G NEE**, in his own right as the Father of )  
**LUKE G NEE**, Deceased )  
)  
**MARY NEE REILLY**, in her own right as the )  
Sister of **LUKE G NEE**, Deceased )  
)  
**PATRICIA B. NEE O'KEEFE**, in her own right as )  
the Sister of **LUKE G NEE**, Deceased )  
)  
**FOOK SAM NGOOI**, in his own right as an )  
Injured Party )  
)  
**EDWARD O'HARE**, in his own right as an Injured )  
Party )  
)  
**VINCENT A. OGNIBENE**, in his own right and as )  
Co-Representative of the **ESTATE OF PHILIP**  
**PAUL OGNIBENE**, Deceased )  
**ANTOINETTE D. OGNIBENE**, in her own right )  
and as Co-Representative of the **ESTATE OF**  
**PHILIP PAUL OGNIBENE**, Deceased )  
)  
**PATRICIA OLSON**, in her own right and on )  
behalf of the Minor Children of **STEVEN J.**  
**OLSON**, Deceased )  
)  
**MARIA KOUTNY**, in her own right and as )  
Representative of the **ESTATE OF MARIE**  
**PAPPALARDO**, Deceased )  
)  
**WILSTON PARRIS**, in his own right as an )  
Injured Party )  
)  
**BARBARA A. PATRICK**, in her own right as the )  
Mother of **JAMES MATTHEW PATRICK**,  
Deceased )  
)  
**JERRY PATRICK**, in his own right as the Father )  
of **JAMES MATTHEW PATRICK**, Deceased )  
)  
**KEVIN M. PATRICK**, in his own right as the )  
Brother of **JAMES MATTHEW PATRICK**,  
Deceased )  
)  

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**ALICIA M. PATRICK**, in her own right as the  
Sister of **JAMES MATTHEW PATRICK**,  
Deceased

**KATHRYN M. PATRICK**, in her own right as the  
Sister of **JAMES MATTHEW PATRICK**,  
Deceased

**MICHAEL PATTI**, in his own right and as Co-  
Representative of the **ESTATE OF CIRA MARIE**  
**PATTI**, Deceased

**FRANCES PATTI**, in her own right and as Co-  
Representative of the **ESTATE OF CIRA MARIE**  
**PATTI**, Deceased

**JULIANN PATTI-ANDOLPHO**, in her own right  
as the Sister of **CIRA MARIE PATTI**, Deceased

**MICHAEL PATTI, JR.**, in his own right as the  
Brother of **CIRA MARIE PATTI**, Deceased

**RICHARD PATTI**, in his own right as the Brother  
of **CIRA MARIE PATTI**, Deceased

**PAUL PESCE**, in his own right and as Co-  
Representative of the **ESTATE OF DANNY**  
**PESCE**, Deceased

**CHIARA PESCE**, in her own right and as Co-  
Representative of the **ESTATE OF DANNY**  
**PESCE**, Deceased

**FRANK PESCE**, in his own right as the Brother of  
**DANNY PESCE**, Deceased

**ANGELA FRUNZI**, in her own right as the Sister  
of **DANNY PESCE**, Deceased

**NICOLE PETROCELLI**, in her own right and as  
Representative of **MARK JAMES PETROCELLI**,  
Deceased

**ALBERT P. PETROCELLI**, in his own right as  
the Father of **MARK JAMES PETROCELLI**,  
Deceased

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**ALBERT P. PETROCELLI, JR.**, in his own right )  
as the Brother of **MARK JAMES PETROCELLI**, )  
Deceased )

**VIRGINIA PETROCELLI**, in her own right as the )  
Mother of **MARK JAMES PETROCELLI**, )  
Deceased )

**SUSAN L. PICARRO**, in her own right and as )  
Representative of the **ESTATE OF LUDWIG** )  
**JOHN PICARRO**, Deceased )

**CATHERINE POWELL**, in her own right and as )  
Representative of the **ESTATE OF SCOTT** )  
**POWELL**, Deceased )

**BAMBANG PRIATNO**, in his own right as an )  
Injured Party )

**EVERETT PROCTOR, JR.**, in his own right and )  
as Representative of the **ESTATE OF EVERETT** )  
**M. (MARTY) PROCTOR, III**, Deceased )

**MARY E. GRIFFIN**, in her own right as the Sister )  
of **EVERETT M. (MARTY) PROCTOR, III**, )  
Deceased )

**CATHERINE B. PROCTOR**, in her own right as )  
the Mother of **EVERETT M. (MARTY)** )  
**PROCTOR, III**, Deceased )

**DONALD H. PROGEN**, in his own right and as )  
Representative of the **ESTATE OF CARRIE** )  
**BETH PROGEN**, Deceased )

**KATHLEEN A. PROGEN**, in her own right as the )  
Mother of **CARRIE BETH PROGEN**, Deceased )

**MATTHEW ERIC PROGEN**, in his own right as )  
the Brother of **CARRIE BETH PROGEN**, )  
Deceased )

**KEVIN PUMA**, in his own right and on behalf of )  
the Minor Children of **PATRICIA ANN PUMA**, )  
Deceased )

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**ELEANOR WILSON**, in her own right as the  
Mother of **PATRICIA ANN PUMA**, Deceased

**WILLIAM WILSON**, in his own right as the  
Father of **PATRICIA ANN PUMA**, Deceased

**ANTOINETTE NICHOLASI**, in her own right as  
the Sister of **PATRICIA ANN PUMA**, Deceased

**ROBERT WILSON**, in his own right as the  
Brother of **PATRICIA ANN PUMA**, Deceased

**PATRICK J. QUIGLEY, JR.**, in his own right as  
the Father of **PATRICK J QUIGLEY, IV**,  
Deceased

**MI JA QUIGLEY**, in her own right as the Mother  
of **PATRICK J QUIGLEY, IV**, Deceased

**JOHN QUIGLEY**, in his own right as the Brother  
of **PATRICK J QUIGLEY, IV**, Deceased

**MAUREEN A. RAUB**, in her own right, on behalf  
of the Minor Children, and as Representative of the  
**ESTATE OF WILLIAM R. RAUB**, Deceased

**LISA REINA**, in her own right and on behalf of the  
Minor Child of **JOSEPH REINA, JR.**, Deceased

**ROSEMARIE REINA**, in her own right as the  
Mother of **JOSEPH REINA, JR.**, Deceased  
**JOSEPH REINA, SR.**, in his own right as the  
Father of **JOSEPH REINA, JR.**, Deceased

**CHARLES RENDA**, in his own right and on behalf  
of the minor child of **KAREN C. RENDA**,  
Deceased

**DANIEL RENDA**, in his own right as the Son of  
**KAREN C. RENDA**, Deceased

**BERNARD RESTA**, in his own right as the Father  
of **JOHN RESTA**, Deceased

**CHRISTINA RESTA**, in her own right and as

Representative of the **ESTATE OF JOHN RESTA**, Deceased )  
)  
)  
**MICHAEL RESTA**, in his own right as the Brother of **JOHN RESTA**, Deceased )  
)  
)  
**THOMAS RESTA**, in his own right as the Brother of **JOHN RESTA**, Deceased )  
)  
)  
**DAWN ANGRISANI**, in her own right as the Sister of **JOHN RESTA**, Deceased )  
)  
)  
**CHRISTINE MAZZEO**, in her own right as the Sister of **JOHN RESTA**, Deceased )  
)  
)  
**NILSA M. RIVERA**, in her own right and as Representative of the **ESTATE OF ISAIAS RIVERA**, Deceased )  
)  
)  
**MOISES RIVERA**, in his own right as the Brother of **ISAIAS RIVERA**, Deceased )  
)  
)  
**CARMEN RIVERA**, in her own right as the Sister of **ISAIAS RIVERA**, Deceased )  
)  
)  
**GLORIA GONZALEZ**, in her own right as the Sister of **ISAIAS RIVERA**, Deceased )  
)  
)  
**ADRIAN ISAAC RIVERA**, in his own right as the Son of **ISAIAS RIVERA**, Deceased )  
)  
)  
**JOSUE RIVERA TRUJILLO**, in his own right as the Brother of **ISAIAS RIVERA**, Deceased )  
)  
)  
**NELSON ROCHA**, in his own right as an Injured Party )  
)  
**JOHN R. ROGERS**, in his own right as an Injured Party )  
)  
)  
**JULIO ROIG, JR.**, in his own right as an Injured Party )  
)  
)  
**TERESA ROIG**, in her own right as the Wife of and on behalf of the Minor Children of **JULIO ROIG, JR.**, an Injured Party )  
)  
)  

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**ARNOLD ROMA**, in his own right and as  
Representative of the **ESTATE OF KEITH  
ROMA**, Deceased )  
)  
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)  
**BEVERLY ECKERT**, in her own right and as  
Representative of the **ESTATE OF SEAN  
ROONEY**, Deceased )  
)  
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)  
**CHRISTOPHER ROSSOMANDO**, in his own  
right as the Brother of **NICHOLAS P.  
ROSSOMANDO**, Deceased )  
)  
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)  
**ALEXANDER WILLIAM ROWE**, in his own  
right as the Father of **NICHOLAS CHARLES  
ALEXANDER ROWE**, Deceased )  
)  
)  
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)  
**EDWARD RUSSIN**, in his own right as the Father  
of **STEVEN HARRIS RUSSIN**, Deceased )  
)  
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)  
**GLORIA RUSSIN**, in her own right as the Mother  
of **STEVEN HARRIS RUSSIN**, Deceased )  
)  
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)  
**BARRY RUSSIN**, in his own right as the Brother  
of **STEVEN HARRIS RUSSIN**, Deceased )  
)  
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)  
**JEAN MARC SAADA**, in his own right as the  
Father of **THIERRY SAADA**, Deceased )  
)  
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)  
)  
**MARTINE SAADA**, in her own right as the  
Mother of **THIERRY SAADA**, Deceased )  
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)  
**RUDY SAADA**, in his own right as the Brother of  
**THIERRY SAADA**, Deceased )  
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)  
**ANTHONY SAADA**, in his own right as the  
Brother of **THIERRY SAADA**, Deceased )  
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)  
**CINDY SAADA**, in her own right as the Sister of  
**THIERRY SAADA**, Deceased )  
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)  
**ROHY SAADA**, in his own right as the Brother of  
**THIERRY SAADA**, Deceased )  
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)  
**GARY SAADA**, in his own right as the Brother of  
**THIERRY SAADA**, Deceased )  
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)  

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**EUGENIA BOGADO**, in her own right as the  
Mother of **CARLOS A. SAMANIEGO**, Deceased )

**ALEXANDER SANTORA**, in his own right as the  
Father of **CHRISTOPHER A. SANTORA**,  
Deceased )

**MAUREEN SANTORA**, in her own right as the  
Mother of **CHRISTOPHER A. SANTORA**,  
Deceased )

**LOREEN SELLITTO**, in her own right and as  
Representative of the **ESTATE OF MATTHEW  
CARMEN SELLITTO**, Deceased )

**MATT SELLITTO**, in his own right as the Father  
of **MATTHEW CARMEN SELLITTO**, Deceased )

**JONATHAN SELLITTO**, in his own right as the  
Brother of **MATTHEW CARMEN SELLITTO**,  
Deceased )

**FRANCES RUTH SELWYN**, in her own right and  
as Representative of the **ESTATE OF HOWARD  
SELWYN**, Deceased )

**BARBARA SERNA**, in her own right as an Injured  
Party )

**BRUCE E. SERVA**, in his own right and as  
Representative of the **ESTATE OF MARION  
(MARY) H. SERVA**, Deceased )

**IRENE SESSA**, in her own right and as  
Representative of the **ESTATE OF ADELE  
SESSA**, Deceased )

**ALBERICO SESSA**, in his own right as the  
Brother of **ADELE SESSA**, Deceased )

**ELENA SANDBERG**, in her own right as the  
Sister of **ADELE SESSA**, Deceased )

**CHRISTINE PATTERSON**, in her own right as  
the Sister of **ADELE SESSA**, Deceased )

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**DANIEL J. SHEEHAN**, in his own right and as  
Representative of the **ESTATE OF LINDA JUNE**  
**SHEEHAN**, Deceased

**ROBERT D. SHEEHAN**, in his own right as the  
Brother of **LINDA JUNE SHEEHAN**, Deceased

**SHELLEY SIMON**, in her own right as the Wife of  
**PAUL SIMON**, Deceased

**EDITH SPARACIO**, in her own right as the  
Mother of **THOMAS SPARACIO**, Deceased

**DOREEN LANZA**, in her own right as the Sister of  
**THOMAS SPARACIO**, Deceased

**EDWARD SPARACIO**, in his own right as the  
Brother of **THOMAS SPARACIO**, Deceased

**DEBRA KLEMOWITZ**, in her own right as the  
Sister of **THOMAS SPARACIO**, Deceased

**JACK SPARACIO**, in his own right as the Brother  
of **THOMAS SPARACIO**, Deceased

**PATRICIA WELLINGTON**, in her own right as  
the Wife of **JOHN ANTHONY SPATARO**,  
Deceased

**IRENE SPINA**, in her own right as the Mother of  
**LISA L. SPINA-TREROTOLA**, Deceased

**MARIO SPINA**, in his own right as the Father of  
**LISA L. SPINA-TREROTOLA**, Deceased

**PAUL M. SPINA**, in his own right as the Brother of  
**LISA L. SPINA-TREROTOLA**, Deceased

**ROSEANNA STABILE**, in her own right as the  
Wife of **MICHAEL F. STABILE**, Deceased

**LAUREN STABILE**, in her own right as the  
Daughter of **MICHAEL F. STABILE**, Deceased

**ROBERT STABILE**, in his own right as the Son of

**MICHAEL F. STABILE**, Deceased )  
)  
**MICHELE STABILE**, in her own right as the )  
Daughter of **MICHAEL F. STABILE**, Deceased )  
)  
**SANDRA N. STRAUB**, in her own right and as )  
Representative of the **ESTATE OF EDWARD W.** )  
**STRAUB**, Deceased )  
)  
**ELEANOR NEVILLE**, in her own right as the )  
Mother of **JOANN TABEEK**, Deceased )  
)  
**JAMES SMITH**, in his own right as the Brother of )  
**JOANN TABEEK**, Deceased )  
)  
**WILLIAM SMITH**, in his own right as the Brother )  
of **JOANN TABEEK**, Deceased )  
)  
**MAUREEN PICKERING**, in her own right as the )  
Sister of **JOANN TABEEK**, Deceased )  
)  
**PATRICIA HEYNE**, in her own right as the Sister )  
of **JOANN TABEEK**, Deceased )  
)  
**MICHAEL SMITH**, in his own right as the Brother )  
of **JOANN TABEEK**, Deceased )  
)  
**BARBARA TALTY**, in her own right as the Wife )  
of **PAUL TALTY**, Deceased )  
)  
**KENNETH T. TARANTINO**, in his own right as )  
the Father of **KENNETH J. TARANTINO**, )  
Deceased )  
)  
**THERESA TARANTINO**, in her own right as the )  
Mother of **KENNETH J. TARANTINO**, Deceased )  
)  
**VICTORIA MELONE**, in her own right as the )  
Sister of **KENNETH J. TARANTINO**, Deceased )  
)  
**DOROTHY TEMPESTA**, in her own right as the )  
Mother of **ANTHONY TEMPESTA**, Deceased )  
)  
**ROSALYN TEMPLE**, in her own right as the )  
Sister of **DOROTHY TEMPLE**, Deceased )  
)  

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**BIDIAWATTIE TEWARI**, in his own right as an Injured Party )

**DENISE THOMPSON**, in her own right as an Injured Party )

**MARTIN TOYEN**, in his own right and as Representative of the **ESTATE OF AMY E. TOYEN**, Deceased )

**KATHLEEN TRANT**, in her own right and as Representative of the **ESTATE OF DANIEL PATRICK TRANT**, Deceased )

**NANCY D. TZEMIS**, in her own right as the Mother of **JENNIFER TZEMIS**, Deceased )

**SOPHIA TZEMIS**, in her own right as the Sister of **JENNIFER TZEMIS**, Deceased )

**NICOLE TZEMIS**, in her own right as the Sister of **JENNIFER TZEMIS**, Deceased )

**EMMANUEL VEGA**, in his own right as an Injured Party )

**KATHY VIGGIANO**, in her own right as the Wife of **JOSEPH VIGGIANO**, Deceased )

**MARIE VISCIANO**, in her own right and as Representative of the **ESTATE OF JOSEPH GERARD VISCIANO**, Deceased )

**JASON VISCIANO**, in his own right as the Brother of **JOSEPH GERARD VISCIANO**, Deceased )

**ROBERT VISCIANO**, in his own right as the Brother of **JOSEPH GERARD VISCIANO**, Deceased )

**MORTON WEINBERG**, in his own right and as Representative of the **ESTATE OF MICHAEL T. WEINBERG**, Deceased )

**MARY P. WEINBERG**, in her own right as the )

Mother of **MICHAEL T. WEINBERG**, Deceased )  
)  
**JOHN WEINBERG**, in his own right as the )  
Brother of **MICHAEL T. WEINBERG**, Deceased )  
)  
**PATRICIA GAMBINO**, in her own right as the )  
Sister of **MICHAEL T. WEINBERG**, Deceased )  
)  
**DONALD S. WIENER**, in his own right as the )  
Father of **JEFFREY DAVID WIENER**, Deceased )  
)  
**WILMA WIENER**, in her own right as the Mother )  
of **JEFFREY DAVID WIENER**, Deceased )  
)  
**ROBIN K. WIENER, ESQ**, in her own right as the )  
Sister of **JEFFREY DAVID WIENER**, Deceased )  
)  
**RONALD J WILLETT**, in his own right and as )  
Representative of the **ESTATE OF JOHN** )  
**CHARLES WILLETT**, Deceased )  
)  
**LUCILLE C. WILLETT**, in her own right as the )  
Mother of **JOHN CHARLES WILLETT**, )  
Deceased )  
)  
**ARNOLD WITTENSTEIN**, in his own right and )  
as Representative of the **ESTATE OF MICHAEL** )  
**ROBERT WITTENSTEIN**, Deceased )  
)  
**CARYN HINSON**, in her own right and as )  
Representative of the **ESTATE OF MICHAEL** )  
**ROBERT WITTENSTEIN**, Deceased )  
)  
**BARBARA WITTENSTEIN**, in her own right as )  
the Mother of **MICHAEL ROBERT** )  
**WITTENSTEIN**, Deceased )  
)  
**JEFFREY WITTENSTEIN**, in his own right as )  
the Brother of **MICHAEL ROBERT** )  
**WITTENSTEIN**, Deceased )  
)  
**TED YARNELL**, in his own right and as )  
Representative of the **ESTATE OF MATTHEW** )  
**DAVID YARNELL**, Deceased )  
)  
**MICHELE YARNELL**, in her own right as the )

Mother of **MATTHEW DAVID YARNELL**,  
Deceased )  
)  
)  
**KAH LENG YEOH**, in his own right as an Injured )  
Party )  
)  
**DIANNE YOUNG**, in her own right as an Injured )  
Party )  
)  
**ROSEMARIE C. MARTIE**, in his own right as the )  
Sister of **SALVATORE J. ZISA**, Deceased )  
)  
**TARA BANE**, in her own right and as )  
Representative of the **ESTATE OF MICHAEL A.** )  
**BANE**, Deceased )  
**DONALD BANE**, in his own right as the Father of )  
**MICHAEL A. BANE**, Deceased )  
)  
**CHRISTINA BANE-HAYES**, in her own right as )  
the Sister of **MICHAEL A. BANE**, Deceased )  
)  
**GRACE KNESKI**, in her own right and as )  
Representative of the **ESTATE OF STEVEN** )  
**CAFIERO**, Deceased )  
)  
**JANET CALIA**, in her own right and as )  
Representative of the **ESTATE OF DOMINICK** )  
**E. CALIA**, Deceased )  
)  
**STEPHEN L. CARTLEDGE**, in his own right as )  
the Husband of **SANDRA WRIGHT** )  
**CARTLEDGE**, Deceased )  
)  
**CLARA CHIRCHIRILLO**, in her own right and )  
as Representative of the **ESTATE OF PETER** )  
**CHIRCHIRILLO**, Deceased )  
)  
**LIVIA CHIRCHIRILLO**, in her own right as the )  
Sister of **PETER CHIRCHIRILLO**, Deceased )  
)  
**CATHERINE DEBLIECK**, in her own right as the )  
Sister of **PETER CHIRCHIRILLO**, Deceased )  
)  
**WILLIAM COALE**, in his own right and as )  
Representative of the **ESTATE OF JEFFREY** )  
**ALAN COALE**, Deceased )  

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**GRACE M. PARKINSON-GODSHALK**, in her own right and as Representative of the **ESTATE OF WILLIAM R. GODSHALK**, Deceased

**TINA GRAZIOSO**, in her own right and as Representative of the **ESTATE OF JOHN GRAZIOSO**, Deceased

**JIN LIU**, in her own right and as Representative of the **ESTATE OF LIMING GU**, Deceased

**FIONA HAVLISH**, in her own right and as Representative of the **ESTATE OF DONALD G. HAVLISH, JR.**, Deceased

**DONALD G. HAVLISH, Sr.**, in his own right as the Father of **DONALD G. HAVLISH, Jr.**, Deceased

**WILLIAM HAVLISH**, in his own right as the Brother of **DONALD G. HAVLISH, Jr.**, Deceased

**SUSAN CONKLIN**, in her own right as the Sister of **DONALD G. HAVLISH, Jr.**, Deceased

**THOMAS P. HEIDENBERGER**, in his own right and as Representative of the **ESTATE OF MICHELE M. HEIDENBERGER**, Deceased

**THERESANN LOSTRANGIO**, in her own right and as Executrix of the **ESTATE OF JOSEPH LOSTRANGIO**, Deceased

**RALPH MAERZ, Jr.**, in his own right as the Father and on behalf of the family of **NOELL MAERZ**, Deceased

**PATRICIAL MILANO**, in her own right and as Representative of the **ESTATE OF PETER T. MILANO**, Deceased

**JOANNE LOVETT**, in her own right and as Representative of the **ESTATE OF BRIAN NUNEZ**, Deceased

**MARTIN PANIK**, in his own right as the Father

and on behalf of the family of **LT. JONAS  
MARTIN PANIK**, Deceased )  
)  
)  
**LINDA PANIK**, in her own right as the Mother of )  
**LT. JONAS MARTIN PANIK**, Deceased )  
)  
**MARTINA LYNE-ANNA PANIK**, in her own )  
right as the Sister of **LT. JONAS MARTIN** )  
**PANIK**, Deceased )  
)  
**CHRISTINE PAPASSO**, in her own right and as )  
Representative of the **ESTATE OF SALVATORE** )  
**T. PAPASSO**, Deceased )  
)  
**PATRICIA J. PERRY**, in her own right and as )  
Representative of the **ESTATE OF JOHN** )  
**WILLIAM PERRY**, Deceased )  
)  
**JUDITH REISS**, in her own right and as )  
Representative of the **ESTATE OF JOSHUA** )  
**SCOTT REISS**, Deceased )  
)  
)  
**DIANE ROMERO**, in her own right and as )  
Representative of the **ESTATE OF ELVIN** )  
**ROMERO**, Deceased )  
)  
**ELLEN L. SARACINI**, in her own right and as )  
Representative of the **ESTATE OF VICTOR J.** )  
**SARACINI**, Deceased )  
)  
**ANNE C. SARACINI**, in her own right as the )  
Mother of **VICTOR J. SARACINI**, Deceased )  
)  
**JOANNE M. RENZI**, in her own right as the Sister )  
of **VICTOR J. SARACINI**, Deceased )  
)  
**RUSSA STEINER**, in her own right and as )  
Representative of the **ESTATE OF WILLIAM R.** )  
**STEINER**, Deceased )  
)  
**SPOUSE DOE # 1**, in her own right and as )  
Representative of the **ESTATE OF DECEDENT** )  
**DOE # 1**, Deceased )  
)  
**SPOUSE DOE # 2**, in her own right and as )

Representative of the **ESTATE OF DECEDENT**  
**DOE # 2**, Deceased )  
)  
)  
**SPOUSE DOE # 3**, in her own right and as the  
Representative of the **ESTATE OF DECEDENT**  
**DOE # 3**, Deceased )  
)  
)  
**SON DOE # 3**, in his own right as the Son of  
**DECEDENT DOE # 3**, Deceased )  
)  
)  
**SON DOE # 3**, in his own right as the Son of  
**DECEDENT DOE # 3**, Deceased )  
)  
)  
**SON DOE # 3**, in her own right as the Son of  
**DECEDENT DOE # 3**, Deceased )  
)  
)  
**DAUGHTER DOE # 3**, in her own right as the  
Daughter of **DECEDENT DOE # 3**, Deceased )  
)  
)  
**MOTHER DOE # 3**, in her own right as the Mother  
of **DECEDENT DOE # 3**, Deceased )  
)  
)  
**BROTHER DOE # 3**, in her own right as the  
Brother of **DECEDENT DOE # 3**, Deceased )  
)  
)  
**BROTHER DOE # 3**, in her own right as the  
Brother of **DECEDENT DOE # 3**, Deceased )  
)  
)  
**SISTER DOE # 3**, in her own right as the Sister of  
**DECEDENT DOE # 3**, Deceased )  
)  
)  
**SISTER DOE # 3**, in her own right as the Sister of  
**DECEDENT DOE # 3**, Deceased )  
)  
)  
**SISTER DOE # 3**, in her own right as the Sister of  
**DECEDENT DOE # 3**, Deceased )  
)  
)  
**SPOUSE DOE # 4**, in her own right and as  
Representative of the **ESTATE OF DECEDENT**  
**DOE # 4**, Deceased )  
)  
)  
**SISTER DOE # 5**, in her own right as the Sister of  
**DECEDENT DOE # 5**, Deceased )  
)  
)  
**FATHER DOE # 5**, in his own right as the Father  
of **DECEDENT DOE # 5**, Deceased )  
)  
)  

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**SPOUSE DOE # 5**, in her own right as the Wife of )  
**DECEDENT DOE # 5**, Deceased )

**SPOUSE DOE # 6**, in her own right and as )  
Representative of the **ESTATE OF DECEDENT** )  
**DOE # 6**, Deceased )

**SPOUSE DOE # 7**, in her own right and as )  
Representative of the **ESTATE OF DECEDENT** )  
**DOE # 7**, Deceased )

**SPOUSE DOE # 8**, in her own right and as )  
Representative of the **ESTATE OF DECEDENT** )  
**DOE # 8**, Deceased )

**SPOUSE DOE # 8**, in her own right as the Wife of )  
**DECEDENT DOE # 8**, Deceased )

**MOTHER DOE # 9**, in her own right and as the )  
Representative of the **ESTATE OF DECEDENT** )  
**DOE # 9**, Deceased )

**FATHER DOE # 9**, in his own right as the Father )  
of **DECEDENT DOE # 9**, Deceased )

**FATHER DOE # 10**, in his own right and as )  
Representative of the **ESTATE OF DECEDENT** )  
**DOE # 10**, Deceased )

**MOTHER DOE # 10**, in her own right as the )  
Mother of **DECEDENT DOE # 10**, Deceased )  
**SPOUSE DOE # 11**, in her own right and as )  
Representative of the **ESTATE OF DECEDENT** )  
**DOE # 11**, Deceased )

**FATHER DOE # 12**, in his own right and as )  
Representative of the **ESTATE OF DECEDENT** )  
**DOE # 12**, Deceased )

**FATHER DOE # 13**, in his own right and as )  
Representative of the **ESTATE OF DECEDENT** )  
**DOE # 13**, Deceased )

**MOTHER DOE # 13**, in her own right as the )  
Mother of **DECEDENT DOE # 13**, Deceased )

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**BROTHER DOE # 13**, in his own right as the  
Brother of **DECEDENT DOE # 13**, Deceased )

**SPOUSE DOE # 14**, in her own right and on behalf  
of the Minor Children of **DECEDENT DOE # 14**,  
Deceased )

**MOTHER DOE # 15**, in her own right and as the  
Representative of the **ESTATE OF DECEDENT  
DOE # 15**, Deceased )

**FATHER DOE # 15**, in his own right as the Father  
of **DECEDENT DOE # 15**, Deceased )

**BROTHER DOE # 15**, in his own right as the  
Brother of **DECEDENT DOE # 15**, Deceased )

**SISTER DOE # 16**, in her own right and as  
Representative of the **ESTATE OF DECEDENT  
DOE # 16**, Deceased )

**SISTER DOE # 16**, in her own right as the Sister of  
**DECEDENT DOE # 16**, Deceased )

**MOTHER DOE # 16**, in her own right as the  
Mother of **DECEDENT DOE # 16**, Deceased )

**BROTHER DOE # 16**, in his own right as the  
Brother of **DECEDENT DOE # 16**, Deceased )

**SPOUSE DOE # 17**, in her own right and as  
Representative of the **ESTATE OF DECEDENT  
DOE # 17**, Deceased )

**SON DOE # 17**, in his own right as the Son of  
**DECEDENT DOE # 17**, Deceased )

**JOHN DOE # 18**, in his own right as an Injured  
Party )

**JANE DOE # 19**, in her own right as an Injured  
Party )

**SPOUSE DOE # 20**, in her own right and as  
Representative of the **ESTATE OF DECEDENT** )

**DOE # 20**, Deceased )  
)  
**SPOUSE DOE # 21**, in her own right and as )  
Representative of the **ESTATE OF DECEDENT** )  
**DOE # 21**, Deceased )  
)  
**SPOUSE DOE # 22**, in her own right, on behalf of )  
the Minor Children, and as Representative of the )  
**ESTATE OF DECEDENT DOE # 22**, Deceased )  
)  
**JOHN DOE # 23**, in his own right as an Injured )  
Party )  
)  
**SPOUSE DOE # 23**, in her own right as the Wife of )  
**JOHN DOE #23**, an Injured Party. )  
)  
**SON DOE # 23**, in his own right as the Son of )  
**JOHN DOE #23**, an Injured Party. )  
)  
**SON DOE # 23**, in his own right as the Son of )  
**JOHN DOE #23**, an Injured Party. )  
)  
**SPOUSE DOE # 24**, in her own right and as )  
Representative of the **ESTATE OF DECEDENT** )  
**DOE # 24**, Deceased )  
)  
**SON DOE # 24**, in his own right as the Son of )  
**DECEDENT DOE # 24**, Deceased )  
)  
**SON DOE # 24**, in his own right as the Son of )  
**DECEDENT DOE # 24**, Deceased )  
)  
**SPOUSE DOE # 25**, on behalf of the Minor )  
Children of **DECEDENT DOE # 25**, Deceased )  
)  
**FATHER DOE # 26**, in his own right and as )  
Representative of the **ESTATE OF DECEDENT** )  
**DOE # 26**, Deceased )  
)  
**MOTHER DOE # 26**, in her own right as the )  
Mother of **DECEDENT DOE # 26**, Deceased )  
)  
**SPOUSE DOE # 27**, in her own right and as )  
Representative of the **ESTATE OF DECEDENT** )  
**DOE # 27**, Deceased )  
)  

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**SON DOE # 27**, in his own right as the Son of  
**DECEDENT DOE # 27**, Deceased )  
)  
)  
**SON DOE # 27**, in his own right as the Son of  
**DECEDENT DOE # 27**, Deceased )  
)  
)  
**FATHER DOE # 28**, in his own right and as  
Representative of the **ESTATE OF DECEDENT**  
**DOE # 28**, Deceased )  
)  
)  
**MOTHER DOE # 28**, in her own right as the  
Mother of **DECEDENT DOE # 28**, Deceased )  
)  
)  
**SISTER DOE # 28**, in her own right as the Sister of )  
**DECEDENT DOE # 28**, Deceased )  
)  
)  
**SISTER DOE # 28**, in her own right as an Injured  
Party )  
)  
)  
**MOTHER DOE # 28**, in her own right and as the  
Mother of **SISTER DOE # 28**, an Injured Party )  
)  
)  
**FATHER DOE # 28**, in his own right as the Father )  
of **SISTER DOE # 28**, an Injured Party )  
)  
)  
**SPOUSE DOE # 29**, in her own right and as  
Representative of the **ESTATE OF DECEDENT**  
**DOE # 29**, Deceased )  
)  
)  
**SON DOE # 29**, in his own right as the Son of  
**DECEDENT DOE # 29**, Deceased )  
)  
)  
**DAUGHTER DOE # 29**, in her own right as the  
Daughter of **DECEDENT DOE # 29**, Deceased )  
)  
)  
**SON DOE # 29**, in his own right as the Son of  
**DECEDENT DOE # 29**, Deceased )  
)  
)  
**SISTER DOE # 30**, in her own right as the Sister of )  
**DECEDENT DOE # 30**, Deceased )  
)  
)  
**MOTHER DOE # 30**, in her own right as the  
Mother of **DECEDENT DOE # 30**, Deceased )  
**BROTHER DOE # 30**, in his own right as the  
Brother of **DECEDENT DOE # 30**, Deceased )  
)  

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**SISTER DOE # 30**, in her own right as the Sister of )  
**DECEDENT DOE # 30**, Deceased )

**SISTER DOE # 31**, in her own right and as )  
Representative of the **ESTATE OF DECEDENT** )  
**DOE # 31**, Deceased )

**BROTHER DOE # 31**, in his own right as the )  
Brother of **DECEDENT DOE # 31**, Deceased )

**MOTHER DOE # 31**, in her own right as the )  
Mother of **DECEDENT DOE # 31**, Deceased )

**FATHER DOE # 32**, in his own right and as )  
Representative of the **ESTATE OF DECEDENT** )  
**DOE # 32**, Deceased )

**MOTHER DOE # 32**, in her own right and as )  
Representative of the **ESTATE OF DECEDENT** )  
**DOE # 32**, Deceased )

**SPOUSE DOE # 33**, in his own right and as )  
Representative of the **ESTATE OF DECEDENT** )  
**DOE # 33**, Deceased )

**SPOUSE DOE # 34**, in her own right, on behalf of )  
the Minor Children, and as the Representative of the )  
**ESTATE OF DECEDENT DOE # 34**, Deceased )

**DAUGHTER DOE # 34**, in her own right as the )  
Daughter of **DECEDENT DOE # 34**, Deceased )

**SISTER DOE # 35**, in her own right as the Sister of )  
**DECEDENT DOE # 35**, Deceased )

**SISTER DOE # 36**, in her own right as the Sister of )  
**DECEDENT DOE # 36**, Deceased )

**SISTER DOE # 37**, in her own right as the Sister of )  
**DECEDENT DOE # 37**, Deceased )

**SPOUSE DOE # 38**, in his own right and as )  
Representative of the **ESTATE OF DECEDENT** )  
**DOE # 38**, Deceased )

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**BROTHER DOE # 39**, in his own right as the  
Brother of **DECEDENT DOE # 39**, Deceased

**FATHER DOE # 39**, in his own right as the Father  
of **DECEDENT DOE # 39**, Deceased

**MOTHER DOE # 39**, in her own right as the  
Mother of **DECEDENT DOE # 39**, Deceased

**SISTER DOE # 39**, in her own right as the Sister of  
**DECEDENT DOE # 39**, Deceased

**FATHER DOE # 40**, in his own right and as the  
Representative of the **ESTATE OF DECEDENT  
DOE # 40**, Deceased

**BROTHER DOE # 40**, in his own right as the  
Brother of **DECEDENT DOE # 40**, Deceased

**SISTER DOE # 40**, in her own right as the Sister of  
**DECEDENT DOE # 40**, Deceased

**SPOUSE DOE # 41** in her own right as the Wife  
and on behalf of the Minor Children of  
**DECEDENT DOE # 41**, Deceased

**SISTER DOE # 41** in her own right as the Sister of  
**DECEDENT DOE # 41**, Deceased

**SISTER DOE # 41** in her own right as the Sister of  
**DECEDENT DOE # 41**, Deceased

**SISTER DOE # 41**, in her own right as the Sister of  
**DECEDENT DOE # 41**, Deceased

***AMENDED PLAINTIFFS***

**ROBERT ADAMS**, in his own right as the Father  
of **DONALD L. ADAMS**, Deceased

**JEAN ADAMS**, in her own right as the Mother of  
**DONALD L. ADAMS**, Deceased

**DWIGHT D. ADAMS**, in his own right as the  
Brother of **DONALD L. ADAMS**, Deceased

---

**MICHAEL JEZYCKI**, in his own right as the  
Brother of **MARGARET ALARIO**, Deceased

**STEPHEN JEZYCKI, JR.**, in his own right as the  
Brother of **MARGARET ALARIO**, Deceased

**RICHARD D. ALLEN**, in his own right as the  
Father of **RICHARD ALLEN**, Deceased

**MADELYN ALLEN**, in her own right as the  
Mother of **RICHARD ALLEN**, Deceased

**MATTHEW ALLEN**, in his own right as the  
Brother of **RICHARD ALLEN**, Deceased

**LUKE C. ALLEN**, in his own right as the Brother  
of **RICHARD ALLEN**, Deceased

**LYNN ALLEN**, in her own right as the Sister of  
**RICHARD ALLEN**, Deceased

**JUDITH M. AIKEN**, in her own right as the Sister  
of **RICHARD ALLEN**, Deceased

**LEONOR ALVAREZ**, in her own right as an  
Injured Party

**JOCELYNE AMBROISE**, in her own right as an  
Injured Party

**THOMAS ARIAS**, in his own right as the Brother  
of **ADAM ARIAS**, Deceased

**DONALD ARIAS**, in his own right as the Brother  
of **ADAM ARIAS**, Deceased

**ANDREW ARIAS**, in his own right as the Brother  
of **ADAM ARIAS**, Deceased

**LAUREN ARIAS LUCCHINI**, in her own right as  
the Sister of **ADAM ARIAS**, Deceased

**LORRAINE ARIAS BELIVEAU**, in her own right  
as the Sister of **ADAM ARIAS**, Deceased

**CYNTHIA ARNOLD**, in her own right as an Injured Party

**BENJAMIN ARROYO**, in his own right as an Injured Party

**ANNA M. GRANVILLE**, in her own right as the Sister of **WALTER BARAN**, Deceased

**KIM BARBARO**, in her own right and as the Representative of the **ESTATE OF PAUL BARBARO**, Deceased

**NICHOLAS BARBARO**, in his own right as the Father of **PAUL BARBARO**, Deceased

**CAROL BARBARO**, in her own right as the Mother of **PAUL BARBARO**, Deceased

**THOMAS J. MEEHAN, III**, in his own right as the Father of **COLLEEN ANN BARKOW**, Deceased

**JO ANN MEEHAN**, in her own right as the Mother of **COLLEEN ANN BARKOW**, Deceased

**DARYL JOSEPH MEEHAN**, in his own right as the Brother of **COLLEEN ANN BARKOW**, Deceased

**EDMUND BARRY**, in his own right as the Husband of **DIANE BARRY**, Deceased

**KEVIN BARRY**, in his own right as the Son of **DIANE BARRY**, Deceased

**BRIAN BARRY**, in his own right as the Son of **DIANE BARRY**, Deceased

**MAUREEN BARRY**, in her own right as the Daughter of **DIANE BARRY**, Deceased

**SUZANNE J. BERGER**, in her own right, on behalf of the Minor Children, and as the Representative of the **ESTATE OF JAMES P. BERGER**, Deceased

---

**ROBERT J. BERNSTEIN**, in his own right and as  
the Representative of the **ESTATE OF WILLIAM  
M. BERNSTEIN**, Deceased

**MURRAY BERNSTEIN**, in his own right as the  
Father of **WILLIAM M. BERNSTEIN**, Deceased

**NORMA BERNSTEIN**, in her own right as the  
Mother of **WILLIAM M. BERNSTEIN**, Deceased

**DR. DAVID M. BERNSTEIN**, in his own right as  
the Brother of **WILLIAM M. BERNSTEIN**,  
Deceased

**JOANNE F. BETTERLY**, in her own right, on  
behalf of the Minor Children, and as the  
Representative of the **ESTATE OF TIMOTHY  
BETTERLY**, Deceased

**LILLIAN BINI**, in her own right as the Mother of  
**CARL BINI**, Deceased

**ROSEMARIE CORVINO**, in her own right as the  
Sister of **CARL BINI**, Deceased

**JOHN BONOMO**, in his own right and as the  
Representative of the **ESTATE OF YVONNE  
BONOMO**, Deceased

**SONIA BONOMO**, in her own right as the Mother  
of **YVONNE BONOMO**, Deceased

**GEORGE BONOMO**, in his own right as the  
Brother of **YVONNE BONOMO**, Deceased

**SHARON BOOKER**, in her own right, on behalf of  
the Minor Children, and as the Representative of the  
**ESTATE OF SEAN BOOKER**, Deceased

**ROSE BOOKER**, in her own right as the Mother of  
**SEAN BOOKER**, Deceased

**DESIREE A. GERASIMOVICH**, in her own right  
as the Sister of **PAMELA J. BOYCE**, Deceased

**SUSAN BRADY**, as the Representative of the

**ESTATE OF GAVIN CUSHNY**, Deceased )  
)  
**KATHLEEN M. BUCKLEY**, in her own right, on )  
behalf of the Minor Children, and as the )  
Representative of the **ESTATE OF DENNIS** )  
**BUCKLEY**, Deceased )  
)  
**JOHN C. BUCKLEY**, in his own right as the )  
Father of **DENNIS BUCKLEY**, Deceased )  
)  
**KATHLEEN M. BUCKLEY**, in her own right as )  
the Mother of **DENNIS BUCKLEY**, Deceased )  
)  
**JANE M. SMITHWICK**, in her own right as the )  
Sister of **DENNIS BUCKLEY**, Deceased )  
)  
**JAVIER BURGOS**, in his own right as an Injured )  
Party )  
**BERNARD J. BURNS**, in his own right as the )  
Father of **KEITH JAMES BURNS**, Deceased )  
)  
**AGNES D. BURNS**, in her own right as the Mother )  
of **KEITH JAMES BURNS**, Deceased )  
)  
**MICHAEL J. BURNS**, in his own right as the )  
Brother of **KEITH JAMES BURNS**, Deceased )  
)  
**DIANE SHEPHERD**, in her own right as the Sister )  
of **KEITH JAMES BURNS**, Deceased )  
)  
**LINDA ELLICOTT**, in her own right as the Sister )  
of **KEITH JAMES BURNS**, Deceased )  
)  
**MAUREEN BURNS-DEWLAND**, in her own )  
right as the Sister of **KEITH JAMES BURNS**, )  
Deceased )  
)  
**COLLEEN COOPER**, in her own right as the )  
Sister of **KEITH JAMES BURNS**, Deceased )  
)  
**JOSE CALLETAS**, in his own right as an Injured )  
Party )  
)  
**JOSEPH CAMMARATA**, in his own right and as )  
the Co-Representative of the **ESTATE OF** )  
**MICHAEL F. CAMMARATA**, Deceased )  

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**LINDA CAMMARATA**, in her own right and as  
the Co-Representative of the **ESTATE OF**  
**MICHAEL F. CAMMARATA**, Deceased

**JOSEPH CAMMARATA, JR.**, in his own right as  
the Brother of **MICHAEL F. CAMMARATA**,  
Deceased

**KIMBERLY CAMMARATA**, in her own right as  
the Sister of **MICHAEL F. CAMMARATA**,  
Deceased

**CYNTHIA J. CAMPBELL**, in her own right, on  
behalf of the Minor Child, and as the Representative  
of the **ESTATE OF DAVID OTEY CAMPBELL**,  
Deceased

**KAREN D. CANGIALOSI**, in her own right, on  
behalf of the Minor Children, and as the  
Representative of the **ESTATE OF STEPHEN J.**  
**CANGIALOSI**, Deceased

**THOMAS J. CANGIALOSI**, in his own right as  
the Father of **STEPHEN J. CANGIALOSI**,  
Deceased

**HELEN J. CANGIALOSI**, in her own right as the  
Mother of **STEPHEN J. CANGIALOSI**, Deceased

**THOMAS J. CANGIALOSI, JR.**, in his own right  
as the Brother of **STEPHEN J. CANGIALOSI**,  
Deceased

**ELIZABETH CANGIALOSI DICKEY**, in her  
own right as the Sister of **STEPHEN J.**  
**CANGIALOSI**, Deceased

**KATHLEEN CANGIALOSI RUE**, in her own  
right as the Sister of **STEPHEN J. CANGIALOSI**,  
Deceased

**NICHOLAS CAPORICCI**, in his own right as the  
Father of **LOUIS A. CAPORICCI**, Deceased

**PATRICIA CAPORICCI**, in her own right as the  
Mother of **LOUIS A. CAPORICCI**, Deceased

**NICHOLAS CAPORICCI**, in his own right as the  
Brother of **LOUIS A. CAPORICCI**, Deceased

**JOSEPH CAPORICCI**, in his own right as the  
Brother of **LOUIS A. CAPORICCI**, Deceased

**FRANK CAPORICCI**, in his own right as the  
Brother of **LOUIS A. CAPORICCI**, Deceased

**LUIS CARBONELL**, in his own right as an Injured  
Party

**MARIA E. CASTILLO**, in her own right as an  
Injured Party

**JUAN CAYETANO**, in his own right as an Injured  
Party

**LAKSHMI CHALASANI**, in her own right as the  
Mother of **SWARNA CHALASANI**, Deceased

**VENKATESWANANGO CHALASANI**, in his  
own right as the Brother of **SWARNA  
CHALASANI**, Deceased

**SUJANA CHALASANI**, in her own right as the  
Sister of **SWARNA CHALASANI**, Deceased

**SANDHYA CHALASANI**, in her own right as the  
Sister of **SWARNA CHALASANI**, Deceased

**ALICIA LEGUILLOW**, in her own right and as  
the Representative of the **ESTATE OF NESTOR  
A. CINTRON**, Deceased

**CHRISTOPHER J. CINTRON**, in his own right  
as the Brother of **NESTOR A. CINTRON**,  
Deceased

**FRED GONZALEZ, JR.**, in his own right as the  
Brother of **NESTOR A. CINTRON**, Deceased

**RAYMOND COLBERT**, in his own right and as  
the Representative of the **ESTATE OF MICHEL  
P. COLBERT**, Deceased

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**MARIE COLBERT**, in her own right as the  
Mother of **MICHEL P. COLBERT**, Deceased

**ANNA E. COLLINS**, in her own right as the  
Mother of **JOHN MICHAEL COLLINS**,  
Deceased

**LAUREN COMER**, in her own right as the  
Daughter of **RONALD E. COMER**, Deceased

**KATHLEEN E. COMER**, in her own right as the  
Daughter of **RONALD E. COMER**, Deceased

**KEVIN CONNOLLY**, in his own right as the  
Brother of **JOHN CONNOLLY, JR.**, Deceased

**SYLVIA L. CONNORS**, in her own right and as  
the Representative of the **ESTATE OF KEVIN P.  
CONNORS**, Deceased

**JOSE M. CONTES**, in his own right as an Injured  
Party

**PUI YEE COPPOLA**, in her own right, on behalf  
of the Minor Child, and as the Representative of the  
**ESTATE OF GERARD J. COPPOLA**, Deceased

**GEORGE J. COPPOLA, SR.**, in his own right as  
the Father of **GERARD J. COPPOLA**, Deceased  
**CYNTHIA COPPOLA KAISER**, in her own right  
as the Sister of **GERARD J. COPPOLA**, Deceased

**CHARLES P. COSTA**, in his own right and as the  
Representative of the **ESTATE OF DELORES M.  
COSTA**, Deceased

**LAWRENCE COSTELLO**, in his own right as an  
Injured Party

**CATHERINE COUGHLAN**, in her own right and  
as the Representative of the **ESTATE OF  
MARTIN COUGHLIN**, Deceased

**DENISE COUGHLAN**, in her own right as the  
Daughter of **MARTIN COUGHLIN**, Deceased

**SINEAD COUGHLAN**, in her own right as the  
Daughter of **MARTIN COUGHLIN**, Deceased

**AILISH COUGHLAN**, in her own right as the  
Daughter of **MARTIN COUGHLIN**, Deceased

**ORLA BOWIE**, in her own right as the Daughter of  
**MARTIN COUGHLIN**, Deceased

**WALTER S. CRAMER**, in his own right as the  
Father of **CHRISTOPHER S. CRAMER**,  
Deceased

**LYNNE ELIZABETH CRAMER**, in her own  
right as the Mother of **CHRISTOPHER S.**  
**CRAMER**, Deceased

**WALTER H. CRAMER**, in his own right as the  
Brother of **CHRISTOPHER S. CRAMER**,  
Deceased

**MARC S. CRAMER**, in his own right as the  
Brother of **CHRISTOPHER S. CRAMER**,  
Deceased

**KEITH CRAMER**, in his own right as the Brother  
of **CHRISTOPHER S. CRAMER**, Deceased

**SUSAN LYNNE KINNEY**, in her own right as the  
Sister of **CHRISTOPHER S. CRAMER**, Deceased

**WALTER H. CRAMER**, in his own right as an  
Injured Party

**MICHELE K. CRAMER**, in her own right as the  
Wife of **WALTER H. CRAMER**, an injured Party.

**ENRIQUE CRUZ**, in his own right as an Injured  
Party

**FERNANDO CUBA**, in his own right as an Injured  
Party

**CARMEN CUBERO**, in her own right as an  
Injured Party

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**MAUREEN CUMMINS**, in her own right and as  
the Representative of the **ESTATE OF BRIAN**  
**CUMMINS**, Deceased )

**ALICE SCIUSCO**, in her own right as the Sister of  
**LAURENCE CURIA**, Deceased )

**FREDERICK E. CURRY, III**, in his own right  
and as the Representative of the **ESTATE OF**  
**BEVERLY L. CURRY**, Deceased )

**RAQUEL D'AMADEO**, in her own right and on  
behalf of the Minor Children of **VINCENT**  
**GERARD D'AMADEO**, Deceased )

**HIPOLITO D'OLEO**, in his own right as an  
Injured Party )

**BRIGITTE DAY**, in her own right and as the  
Representative of the **ESTATE OF EDWARD**  
**DAY**, Deceased )

**JUDITH DAY**, in her own right as an Injured Party )

**MARIA DE OLIO-BEATO**, in her own right as an  
Injured Party )

**GREGORY J. DEVERNA**, in his own right as an  
Injured Party )

**CARL DI FRANCO**, in his own right and as the  
Co-Representative of the **ESTATE OF CARL A.**  
**DI FRANCO**, Deceased )

**CAROLE DIFRANCO**, in her own right and as the  
Co-Representative of the **ESTATE OF CARL A.**  
**DI FRANCO**, Deceased )

**NANCY DI FRANCO LEVY**, in her own right as  
the Sister of **CARL A. DI FRANCO**, Deceased )

**NELSON DIAZ**, in his own right as an Injured  
Party )

**PETRONILO RUIZ DIAZ**, in his own right as the  
Father of **OBDULIO RUIZ DIAZ**, Deceased )

**CECILIA DIAZ**, in her own right as the Mother of  
**OBDULIO RUIZ DIAZ**, Deceased

**EDRICK DILLARD**, in his own right as the Son of  
**EDDIE DILLARD**, Deceased

**ADELAIDE M. DRISCOLL**, in her own right and  
as the Representative of the **ESTATE OF**  
**PATRICK JOSEPH DRISCOLL**, Deceased

**CHRISTOPHER J. DRISCOLL**, in his own right  
as the Son of **PATRICK JOSEPH DRISCOLL**,  
Deceased

**STEPHEN DRISCOLL**, in his own right as the  
Son of **PATRICK JOSEPH DRISCOLL**,  
Deceased

**PATRICK T. DRISCOLL**, in his own right as the  
Son of **PATRICK JOSEPH DRISCOLL**,  
Deceased

**JOHN M. DRISCOLL**, in his own right as the  
Brother of **PATRICK JOSEPH DRISCOLL**,  
Deceased

**PAMELA M. GOULD**, in her own right as the  
Sister of **PATRICK JOSEPH DRISCOLL**,  
Deceased

**JANET A. DUNSTAN**, in her own right, on behalf  
of the Minor Child, and as the Representative of the  
**ESTATE OF RICHARD A. DUNSTAN**,  
Deceased

**LAURA D. DUNSTAN**, in her own right as the  
Daughter of **RICHARD A. DUNSTAN**, Deceased

**CHARLES R. EVANS**, in his own right and as the  
Co-Representative of the **ESTATE OF ERIC**  
**BRIAN EVANS**, Deceased

**CORRINE J. EVANS**, in her own right and as the  
Co-Representative of the **ESTATE OF ERIC**  
**BRIAN EVANS**, Deceased

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**STACEY FARRELLY**, in her own right, on behalf  
of the Minor Child, and as the Representative of the  
**ESTATE OF JOSEPH FARRELLY**, Deceased

**JOSEPH FARRELLY**, in his own right as the  
Father of **JOSEPH FARRELLY**, Deceased

**THERESA FARRELLY**, in her own right as the  
Mother of **JOSEPH FARRELLY**, Deceased

**DEVIN FARRELLY**, in his own right as the Son  
of **JOSEPH FARRELLY**, Deceased

**RYAN FARRELLY**, in his own right as the Son of  
**JOSEPH FARRELLY**, Deceased

**MICHAEL FARRELLY**, in his own right as the  
Brother of **JOSEPH FARRELLY**, Deceased

**PATRICK M. FARRELLY**, in his own right as the  
Brother of **JOSEPH FARRELLY**, Deceased

**DENNIS FARRELLY**, in his own right as the  
Brother of **JOSEPH FARRELLY**, Deceased

**DENNIS NIELSEN, SR.**, in his own right as the  
Father of **SHANNON FAVA**, Deceased

**ROSE NIELSEN**, in her own right as the Mother of  
**SHANNON FAVA**, Deceased

**FRANK FAVA**, in his own right and on behalf of  
the Minor Child of **SHANNON FAVA**, Deceased

**DENNIS NIELSEN, JR.**, in his own right as the  
Brother of **SHANNON FAVA**, Deceased

**DELIO A. FELIZ**, in his own right as an Injured  
Party

**HERNANDO FERNANDEZ**, in his own right as  
an Injured Party

**VINCENT FERRANTI**, in his own right as an  
Injured Party

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**EDWARD FINNEGAN**, in his own right as an Injured Party

**SANDRA FINNEGAN**, in her own right as the Wife of **EDWARD FINNEGAN**, an injured Party.

**CHRISTINE KARAS FISHER**, in her own right and as the Representative of the **ESTATE OF GERALD PAUL FISHER**, Deceased

**JONATHAN MICHAEL FISHER**, in his own right as the Son of **GERALD PAUL FISHER**, Deceased

**SERENA FISHER DUGAN**, in her own right as the Daughter of **GERALD PAUL FISHER**, Deceased

**THERESA FOLINO-MONTUORI**, in her own right as an Injured Party

**MARIO MONTUORI**, in his own right as the Husband of **THERESA FOLINO-MONTUORI**, an injured Party.

**TESSIE MOLINA**, in her own right, on behalf of the Minor Children, and as the Representative of the **ESTATE OF CHRISTOPHER HUGH FORSYTHE**, Deceased

**JOHN A. FOSTER**, in his own right as the Father of **NOEL JOHN FOSTER**, Deceased

**MARION ROSETTE FOSTER**, in her own right as the Mother of **NOEL JOHN FOSTER**, Deceased

**KATHERINE FUMANDO**, in her own right and as the Representative of the **ESTATE OF CLEMENT FUMANDO**, Deceased

**MARGARET FUMANDO**, in her own right as the Mother of **CLEMENT FUMANDO**, Deceased

**GREGORY FUMANDO**, in his own right as the

Son of **CLEMENT FUMANDO**, Deceased )  
)  
**STEPHEN FUMANDO**, in his own right as the )  
Son of **CLEMENT FUMANDO**, Deceased )  
)  
**CARLO FUMANDO**, in his own right as the )  
Brother of **CLEMENT FUMANDO**, Deceased )  
)  
**CATHERINE MAROTTE**, in her own right as the )  
Sister of **CLEMENT FUMANDO**, Deceased )  
)  
**CYNTHIA FURMATO**, in her own right, on )  
behalf of the Minor Children, and as the )  
Representative of the **ESTATE OF PAUL )  
FURMATO**, Deceased )  
)  
**JOSEPH FURMATO**, in his own right as the )  
Father of **PAUL FURMATO**, Deceased )  
)  
**MARGARET FURMATO**, in her own right as the )  
Mother of **PAUL FURMATO**, Deceased )  
)  
**MARK FURMATO**, in his own right as the )  
Brother of **PAUL FURMATO**, Deceased )  
)  
**JOSEPH FURMATO**, in his own right as the )  
Brother of **PAUL FURMATO**, Deceased )  
)  
**JILL KEOUGH**, in her own right as the Sister of )  
**PAUL FURMATO**, Deceased )  
)  
**CAROL DEBENEDICTIS**, in her own right as the )  
Sister of **PAUL FURMATO**, Deceased )  
)  
**ANTHONY GALANTE**, in his own right and as )  
the Representative of the **ESTATE OF DEANNA )  
MICCIULLI GALANTE**, Deceased )  
)  
**APRIL D. GALLOP**, in her own right as an Injured )  
Party, and on behalf of her Minor Child, also an )  
Injured Party )  
)  
**MARIA REGINA MERWIN**, in her own right as )  
the Sister of **RONALD L. GAMBOA**, Deceased )  
)  
**PAUL E. GEIDEL**, in his own right as the Father )



Deceased )  
)  
**VERONICA SEQUEF**, in her own right as the )  
Sister of **KEITH ALEXANDER GLASCOE**, )  
Deceased )  
**GERALD GOLDBERG**, in his own right as the )  
Father of **BRIAN F. GOLDBERG**, Deceased )  
**MARILYN GOLDBERG**, in her own right as the )  
Mother of **BRIAN F. GOLDBERG**, Deceased )  
**FAUSTO A. GOMEZ**, in his own right as an )  
Injured Party )  
**RUBEN GORDILLO**, in his own right as an )  
Injured Party )  
**TERESA GRIMNER**, in her own right as the )  
Mother of **DAVID JOSEPH GRIMNER**, )  
Deceased )  
**JUDITH GRIMNER**, in her own right as the Wife )  
of **DAVID JOSEPH GRIMNER**, Deceased )  
**BRIAN GRIMNER**, in her own right as the Son of )  
**DAVID JOSEPH GRIMNER**, Deceased )  
**CHARLES G. GRIMNER**, in his own right as the )  
Brother of **DAVID JOSEPH GRIMNER**, )  
Deceased )  
**VIRGINIA KWIATKOSKI**, in her own right as )  
the Sister of **DAVID JOSEPH GRIMNER**, )  
Deceased )  
**MARY ANN PETERS**, in her own right as the )  
Sister of **DAVID JOSEPH GRIMNER**, Deceased )  
**ANGEL GUZMAN**, in his own right as an Injured )  
Party )  
**ANTHONY C. GUZZARDO**, in his own right as )  
the Son of **BARBARA GUZZARDO**, Deceased )  
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**GERALDINE HALDERMAN**, in her own right  
and as the Representative of the **ESTATE OF**  
**DAVID HALDERMAN**, Deceased )  
)  
)  
)  
)  
**MARIANNE ANGELO**, in her own right as the  
Sister of **DAVID HALDERMAN**, Deceased )  
)  
)  
)  
**ROBERT HALL**, in his own right as an Injured  
Party )  
)  
)  
)  
**MARIANNE MCCAUA**, in her own right as the  
Wife of **ROBERT HALL**, an injured Party. )  
)  
)  
)  
**JERALDINE HALLIGAN**, in her own right and as  
the Representative of the **ESTATE OF ROBERT**  
**J. HALLIGAN**, Deceased )  
)  
)  
)  
)  
**TRAVOR HALLIGAN**, in his own right as the  
Son of **ROBERT J. HALLIGAN**, Deceased )  
)  
)  
)  
**EMMA LOUISE ARRO**, in her own right as the  
Daughter of **ROBERT J. HALLIGAN**, Deceased )  
)  
)  
)  
**WALTER E. HAMILTON**, in his own right as the  
Son of **FELICIA HAMILTON**, Deceased )  
)  
)  
)  
**WILLIAM HANKINS**, in his own right as an  
Injured Party )  
)  
)  
)  
**ANTHONY K. HANSON**, in his own right as an  
Injured Party )  
)  
)  
)  
**COLLEEN HARDACRE**, in her own right as the  
Daughter of **GERALD HARDACRE**, Deceased )  
)  
)  
)  
**NORMA HAYNES**, in her own right as an Injured  
Party )  
)  
)  
)  
**GEORGE HENRIQUE**, in his own right and as the  
Representative of the **ESTATE OF MICHELLE**  
**MARIE HENRIQUE**, Deceased )  
)  
)  
)  
**PATRICIA A. HENRIQUE**, in her own right as  
the Mother of **MICHELLE MARIE HENRIQUE**, )  
Deceased )  

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**PAUL R. HENRIQUE**, in his own right as the  
Brother of **MICHELLE MARIE HENRIQUE**,  
Deceased

**MICHAEL HENRIQUE**, in his own right as the  
Brother of **MICHELLE MARIE HENRIQUE**,  
Deceased

**CHRISTINA HENRIQUE**, in her own right as the  
Sister of **MICHELLE MARIE HENRIQUE**,  
Deceased

**MARAGRET MCCRANE**, in her own right and as  
the Representative of the **ESTATE OF MARY  
HERENCIA**, Deceased

**JOSEPH HERENCIA**, in his own right as the Son  
of **MARY HERENCIA**, Deceased

**JULIO HERENCIA**, in his own right as the Son of  
**MARY HERENCIA**, Deceased

**KEVIN CARR**, in his own right as the Brother of  
**MARY HERENCIA**, Deceased

**PETER CARR**, in his own right as the Brother of  
**MARY HERENCIA**, Deceased

**ESLYN J. HERNANDEZ**, in his own right, on  
behalf of the Minor Children, and as the  
Representative of the **ESTATE OF CLARIBEL  
HERNANDEZ**, Deceased

**EULOGIA HERNANDEZ**, in her own right, on  
behalf of the Minor Child, and as the Representative  
of the **ESTATE OF NORBERTO HERNANDEZ**,  
Deceased

**JACQUELINE HERNANDEZ**, in her own right  
as the Daughter of **NORBERTO HERNANDEZ**,  
Deceased

**CATHERINE HERNANDEZ**, in her own right as  
the Daughter of **NORBERTO HERNANDEZ**,  
Deceased

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**THOMAS HICKEY**, in his own right as an Injured Party )

**JOHN DOUGLAS HIGLEY**, in his own right and on behalf of the Minor Child of **ROBERT DALE WARREN HIGLEY, II**, Deceased )

**LISA ANN PRESTON**, in her own right as the Sister of **ROBERT WAYNE HOBSON, III**, Deceased )

**VIVIAN BYAS**, in her own right and as the Representative of the **ESTATE OF ELIZABETH HOLMES**, Deceased )

**DORIS HOLMES**, in her own right as the Sister of **ELIZABETH HOLMES**, Deceased )

**RALPH L. HOWELL**, in his own right as the Father of **STEPHEN L. HOWELL**, Deceased )

**JENNIFER WOODWARD HUNT**, in her own right, on behalf of the Minor Child, and as the Representative of the **ESTATE OF WILLIAM HUNT**, Deceased )

**JOSEPH IANELLI**, in his own right and as the Representative of the **ESTATE OF JOSEPH A. IANELLI**, Deceased )

**BARBARA IANELLI**, in her own right as the Mother of **JOSEPH A. IANELLI**, Deceased )

**MONICA IKEN**, in her own right and as Representative of the **ESTATE OF MICHAEL PATRICK IKEN**, Deceased )

**GERARD IKEN**, in his own right as the Brother of **MICHAEL PATRICK IKEN**, Deceased )

**ANNE HABEEB**, in her own right as the Sister of **MICHAEL PATRICK IKEN**, Deceased )

**ARAM P. JARRET, JR.**, in his own right and as the Co-Representative of the **ESTATE OF AMY NICOLE JARRET**, Deceased )

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**MARILYN R. TRUDEAU**, in her own right and as  
the Co-Representative of the **ESTATE OF AMY  
NICOLE JARRET**, Deceased

**MARC DOUGLAS JARRET**, in his own right as  
the Brother of **AMY NICOLE JARRET**, Deceased

**MATTHEW R. JARRET**, in his own right as the  
Brother of **AMY NICOLE JARRET**, Deceased

**ARAM P. JARRET, III**, in his own right as the  
Brother of **AMY NICOLE JARRET**, Deceased

**ALICIA N. CURRAN**, in her own right as the  
Sister of **AMY NICOLE JARRET**, Deceased

**LUIS B. JIMENEZ**, in his own right as an Injured  
Party

**YSIDRO JIMENEZ**, in his own right as an Injured  
Party

**JOYCE L. JOHNSON**, in her own right, on behalf  
of the Minor Child, and as the Representative of the  
**ESTATE OF DENNIS M. JOHNSON**, Deceased

**FITZ-HARRY ALEXANDER JOHNSON**, in his  
own right as an Injured Party

**SEONG SOON KANG**, in his own right as the  
Father of **JOON KOO KANG**, Deceased

**PIL SOON KANG**, in her own right as the Mother  
of **JOON KOO KANG**, Deceased

**JANET KANG**, in her own right as the Sister of  
**JOON KOO KANG**, Deceased

**REBECCA HOANG**, in her own right as the Sister  
of **JOON KOO KANG**, Deceased

**JAMIE KANG**, in her own right as the Sister of  
**JOON KOO KANG**, Deceased

**DENISE K. KEASLER**, in her own right and as

the Representative of the **ESTATE OF KAROL ANN KEASLER**, Deceased )  
)  
)  
**ALICE B. KELLY**, in her own right as the Mother of **JOSEPH ANTHONY KELLY**, Deceased )  
)  
)  
**CAROLYN KELLY**, in her own right as the Wife of **RICHARD J. KELLY, JR.**, Deceased )  
)  
)  
**CAROL KING**, in her own right as the Sister of **DAVID KING**, an Injured Party )  
)  
)  
**NANCY KNOX**, in her own right and as the Representative of the **ESTATE OF THOMAS P. KNOX**, Deceased )  
)  
)  
**PATRICIA B. KNOX**, in her own right as the Mother of **THOMAS P. KNOX**, Deceased )  
)  
)  
**JAMES KNOX**, in her own right as the Brother of **THOMAS P. KNOX**, Deceased )  
)  
)  
**DENIS KNOX**, in her own right as the Brother of **THOMAS P. KNOX**, Deceased )  
)  
)  
**MARY ELLEN KNOX**, in her own right as the Sister of **THOMAS P. KNOX**, Deceased )  
)  
)  
**PATRICIA B. LALLEY**, in her own right as the Sister of **THOMAS P. KNOX**, Deceased )  
)  
)  
**KATHLEEN DOOLAN**, in her own right as the Sister of **THOMAS P. KNOX**, Deceased )  
)  
)  
**ROBERT KOBUS**, in his own right and as the Representative of the **ESTATE OF DEBORAH KOBUS**, Deceased )  
)  
)  
**LEOKADIA KOBUS**, in her own right as the Mother of **DEBORAH KOBUS**, Deceased )  
)  
)  
**FELIX KSIDO**, in his own right, on behalf of the Minor Child, and as the Representative of the **ESTATE OF LYUDMILA KSIDO**, Deceased )  
)  
)  
**NANCY KUMPEL**, in her own right and as the )

Representative of the **ESTATE OF KENNETH B. KUMPEL**, Deceased )  
)  
)  
**RICHARD L. LANE**, in his own right and as the )  
Representative of the **ESTATE OF ROBERT T. )  
LANE**, Deceased )  
)  
**JANET L. LANE**, in her own right as the Mother )  
of **ROBERT T. LANE**, Deceased )  
)  
**JASON M. LANE**, in his own right as the Brother )  
of **ROBERT T. LANE**, Deceased )  
)  
**SUZANNE R. STEVENSON**, in her own right as )  
the Sister of **ROBERT T. LANE**, Deceased )  
)  
**DONNA MARSH O'CONNOR**, in her own right )  
and on behalf of the Minor Children of **VANESSA )  
LANGER**, Deceased )  
)  
**DELORES LAVERDE**, in her own right, on behalf )  
of the Minor Child, and as the Representative of the )  
**ESTATE OF JEANNINE LAVERDE**, Deceased )  
)  
**SUZANNE LAWRENCE**, in her own right, on )  
behalf of the Minor Children, and as the )  
Representative of the **ESTATE OF ROBERT A. )  
LAWRENCE, JR.**, Deceased )  
)  
**ROBERT A. LAWRENCE**, in his own right as the )  
Father of **ROBERT A. LAWRENCE, JR.**, )  
Deceased )  
)  
**EILEEN LAWRENCE**, in her own right as the )  
Mother of **ROBERT A. LAWRENCE, JR.**, )  
Deceased )  
)  
**ELIZABETH ANDERSON**, in her own right as )  
the Sister of **ROBERT A. LAWRENCE, JR.**, )  
Deceased )  
)  
**ARTHUR LEAHY**, in his own right as the Brother )  
of **JAMES P. LEAHY**, Deceased )  
)  
**ANN LEAVY**, in her own right and as the )

Representative of the **ESTATE OF NEIL J. LEAVY**, Deceased )  
)  
)  
**JOHN LEAVY**, in his own right as the Father of **NEIL J. LEAVY**, Deceased )  
)  
)  
**MARK LEVY**, in his own right as the Brother of **NEIL J. LEAVY**, Deceased )  
)  
)  
**GENEVA JOHNSON**, in her own right as the Mother of **JUANITA LEE**, Deceased )  
)  
)  
**NICHOLE WILLIAMS**, in her own right as the Daughter of **JUANITA LEE**, Deceased )  
)  
)  
**ANTHONY JOHNSON**, in his own right as the Brother of **JUANITA LEE**, Deceased )  
)  
)  
**JOHN JOHNSON**, in his own right as the Brother of **JUANITA LEE**, Deceased )  
)  
)  
**JANET JOHNSON**, in her own right as the Sister of **JUANITA LEE**, Deceased )  
)  
)  
**CHERLY WITHERSPOON**, in her own right as the Sister of **JUANITA LEE**, Deceased )  
)  
)  
**SHIRLEY WALKER**, in her own right as the Sister of **JUANITA LEE**, Deceased )  
)  
)  
**JOAN GREENE**, in her own right as the Mother of **LORRAINE LEE**, Deceased )  
)  
)  
**TIMOTHY R. GREENE**, in his own right as the Brother of **LORRAINE LEE**, Deceased )  
)  
)  
**TERENCE GREENE**, in his own right as the Brother of **LORRAINE LEE**, Deceased )  
)  
)  
**THOMAS M. GREENE**, in his own right as the Brother of **LORRAINE LEE**, Deceased )  
)  
)  
**BARBARA WENTWORTH**, in her own right as the Sister of **LORRAINE LEE**, Deceased )  
)  
)  
**PATRICIA REILLY**, in her own right as the Sister )

of **LORRAINE LEE**, Deceased )  
)  
**OTIS LEWIS**, in his own right as an Injured Party )  
)  
**ANTHONY LICCIARDI**, in his own right as the )  
Brother of **RALPH LICCIARDI**, Deceased )  
)  
**EDWARD LOCHER**, in his own right as an )  
Injured Party )  
)  
**GEORGE T. LONG**, in his own right as the Father )  
of **MAJOR STEPHEN V. LONG**, Deceased )  
)  
**SANDRA S. WEAVER**, in her own right as the )  
Mother of **MAJOR STEPHEN V. LONG**, )  
Deceased )  
)  
**DAVID LONG**, in his own right as the Brother of )  
**MAJOR STEPHEN V. LONG**, Deceased )  
)  
**GEORGE W. LONG**, in his own right as the )  
Brother of **MAJOR STEPHEN V. LONG**, )  
Deceased )  
)  
**CYNTHIA LONG**, in her own right as the Sister of )  
**MAJOR STEPHEN V. LONG**, Deceased )  
)  
**NANCY BURCHAM**, in her own right as the Sister )  
of **MAJOR STEPHEN V. LONG**, Deceased )  
)  
**ARNALDO LOPEZ**, in his own right as an Injured )  
Party )  
)  
**JAMES LOVERO**, in his own right and as the )  
Representative of the **ESTATE OF JOSEPH )  
LOVERO**, Deceased )  
)  
**JOHN PETER LOZOWSKY, SR.**, in his own )  
right as the Father of **JOHN P. LOZOWSKY**, )  
Deceased )  
)  
**ROSEMARY LOZOWSKY**, in her own right as )  
the Mother of **JOHN P. LOZOWSKY**, Deceased )  
)  
**DEBRA A. RHODY**, in her own right as the Sister )  
of **JOHN P. LOZOWSKY**, Deceased )  

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**MICHELLE LUDWIG**, in her own right and as  
the Representative of the **ESTATE OF LEE**  
**CHARLES LUDWIG**, Deceased )

**CHRISTOPHER LUDWIG**, in his own right as  
the Son of **LEE CHARLES LUDWIG**, Deceased )

**ASHLEY LUDWIG**, in her own right as the  
Daughter of **LEE CHARLES LUDWIG**, Deceased )

**JESSE L. LYNCH**, in his own right as an Injured  
Party )

**JOHN B. LYNCH**, in his own right and as the  
Representative of the **ESTATE OF MICHAEL**  
**FRANCIS LYNCH**, Deceased )

**KATHLEEN V. LYNCH**, in her own right as the  
Mother of **MICHAEL FRANCIS LYNCH**,  
Deceased )

**FREDERICK LYNCH**, in his own right as the  
Brother of **MICHAEL FRANCIS LYNCH**,  
Deceased )

**KATHLEEN ANN LYNCH**, in her own right as  
the Sister of **MICHAEL FRANCIS LYNCH**,  
Deceased )

**PATRICIA CURRY**, in her own right as the Sister  
of **ROBERT H. LYNCH**, Deceased )

**LINDA MAFFEO**, in her own right and as the  
Representative of the **ESTATE OF JOSEPH**  
**MAFFEO**, Deceased )

**LOUIS MAFFEO**, in his own right as the Father  
of **JOSEPH MAFFEO**, Deceased )

**JEAN MAFFEO**, in her own right as the Mother of  
**JOSEPH MAFFEO**, Deceased )

**DEBRA MAFFEO MORRI**, in her own right as  
the Sister of **JOSEPH MAFFEO**, Deceased )

**LINDA MAFFEO MANFREDI**, in her own right )

as the Sister of **JOSEPH MAFFEO**, Deceased )  
)  
**SUSAN MAFFEO DRURY**, in her own right as )  
the Sister of **JOSEPH MAFFEO**, Deceased )  
**DONNA MAFFEO**, in her own right as the Sister )  
of **JOSEPH MAFFEO**, Deceased )  
)  
**LLEWELLYN MALCOLM**, in his own right as )  
an Injured Party )  
)  
**KENNETH R. MANNETTA**, in his own right, on )  
behalf of the Minor Children, and as the )  
Representative of the **ESTATE OF DEBRA M.** )  
**MANNETTA**, Deceased )  
)  
**CHARLES V. MARGIOTTA**, in his own right as )  
the Father of **CHARLES JOSEPH** )  
**MARGIOTTA**, Deceased )  
)  
**AMELIA J. MARGIOTTA**, in her own right as )  
the Mother of **CHARLES JOSEPH** )  
**MARGIOTTA**, Deceased )  
)  
**NORMA MARGIOTTA**, in her own right and on )  
behalf of the Minor Children of **CHARLES** )  
**JOSEPH MARGIOTTA**, Deceased )  
)  
**MICHAEL MARGIOTTA**, in his own right as the )  
Brother of **CHARLES JOSEPH MARGIOTTA**, )  
Deceased )  
)  
**CLAUDIA P. MARIN**, in her own right as an )  
Injured Party )  
)  
**JODI A. MARRERO**, in her own right, on behalf )  
of the Minor Children, and as the Representative of )  
the **ESTATE OF JOSE MARRERO**, Deceased )  
)  
**ANGELA MARTINEZ**, in her own right as an )  
Injured Party )  
)  
**MILDRED MARTINO**, in her own right and as )  
the Co-Representative of the **ESTATE OF ANNE** )  
**MARIE MARTINO-CRAMER**, Deceased )  
)  
**ANTHONY MARTINO**, in his own right and as )

the Co-Representative of the **ESTATE OF ANNE** )  
**MARIE MARTINO-CRAMER**, Deceased )

**PATRICIA NILSEN**, in her own right and as the )  
Co-Representative of the **ESTATE OF ANNE** )  
**MARIE MARTINO-CRAMER**, Deceased )

**MARGARET L. MATHERS**, in her own right and )  
as the Representative of the **ESTATE OF** )  
**CHARLES W. MATHERS**, Deceased )

**ELIZABETH MATTSON**, in his own right and as )  
the Representative of the **ESTATE OF ROBERT** )  
**D. MATTSON**, Deceased )

**JAMES F. MATTSON**, in his own right as the Son )  
of **ROBERT D. MATTSON**, Deceased )

**JEAN E. MATTSON**, in her own right as the )  
Daughter of **ROBERT D. MATTSON**, Deceased )

**VERTISTINE B. MBAYA**, in her own right and as )  
the Representative of the **ESTATE OF KAARIA** )  
**WILLIAM MBAYA**, Deceased )

**KIBABU MBAYA**, in his own right as the Brother )  
of **KAARIA WILLIAM MBAYA**, Deceased )

**NJUE W. MBAYA**, in his own right as the Brother )  
of **KAARIA WILLIAM MBAYA**, Deceased )

**MARILYN MCGOVERN ZURICA**, in her own )  
right as the Sister of **WILLIAM J. MCGOVERN**, )  
Deceased )

**SEMO P. SENNAS**, in his own right as the Father )  
of **STACEY SENNAS MCGOWAN**, Deceased )

**FRANCES N. SENNAS**, in her own right as the )  
Mother of **STACEY SENNAS MCGOWAN**, )  
Deceased )

**MARY MCWILLIAMS**, in her own right as the )  
Mother of **MARTIN E. MCWILLIAMS**, )  
Deceased )

---

**JOSEPH MCWILLIAMS**, in his own right as the  
Brother of **MARTIN E. MCWILLIAMS**,  
Deceased

**LYNN MCWILLIAMS**, in her own right as the  
Sister of **MARTIN E. MCWILLIAMS**, Deceased

**BARBARA MCWILLIAMS**, in her own right as  
the Sister of **MARTIN E. MCWILLIAMS**,  
Deceased

**NEXHAT MELA**, in his own right as an Injured  
Party

**JUDY MICHAELS**, in her own right as an Injured  
Party

**PATRICIA MILANO**, in her own right, on behalf  
of the Minor Children, and as the Representative of  
the **ESTATE OF PETER MILANO**, Deceased

**ALFRED MILANO**, in his own right as the  
Brother of **PETER MILANO**, Deceased

**FRANK MILANO**, in his own right as the Brother  
of **PETER MILANO**, Deceased

**THOMAS MILANO**, in his own right as the  
Brother of **PETER MILANO**, Deceased

**MAUREEN RACIOPPI**, in her own right as the  
Sister of **PETER MILANO**, Deceased

**STELLA LAZARRA**, in her own right as the  
Mother of **JOEL MILLER**, Deceased

**SONDRA FOWLER**, in her own right as the Sister  
of **JOEL MILLER**, Deceased

**IVY M. MORENO**, in her own right and as the  
Representative of the **ESTATE OF YVETTE  
NICOLE MILLER**, Deceased

**TOBY MILLMAN**, in her own right, on behalf of

the Minor Children, and as the Representative of the )  
**ESTATE OF BENJAMIN MILLMAN**, Deceased )

**RYAN PAUL MINARA**, in his own right as the )  
Son of **ROBERT MINARA**, Deceased )

**CHRISTIAN MINARA**, in his own right as the )  
Son of **ROBERT MINARA**, Deceased )

**NYKIA MORGAN**, in her own right and as the )  
Representative of the **ESTATE OF DOROTHY R.** )  
**MORGAN**, Deceased )

**GLENN MORGAN**, in his own right as the Son of )  
**RICHARD J. MORGAN**, Deceased )

**KEVIN J. MORGAN**, in his own right as the )  
Brother of **RICHARD J. MORGAN**, Deceased )

**LORRAINE MOSKAL**, in her own right, on )  
behalf of the Minor Child, and as the Representative )  
of the **ESTATE OF WILLIAM DAVID** )  
**MOSKAL**, Deceased )

**OMAR MOTA**, in his own right as an Injured Party )

**THOMAS MULLIGAN**, in his own right as the )  
Father of **PETER JAMES MULLIGAN**, Deceased )

**NANCY MULLIGAN**, in her own right as the )  
Mother of **PETER JAMES MULLIGAN**, )  
Deceased )

**MARITZA MUNOZ**, in her own right as the Wife )  
of **CARLOS M. MUNOZ**, Deceased )

**MARY L. MURPHY**, in her own right and on )  
behalf of the Minor Children of **JAMES THOMAS** )  
**MURPHY**, Deceased )

**BALDEN NARULA**, in his own right and as the )  
Representative of the **ESTATE OF MANIKI** )  
**NARULA**, Deceased )

**MADHU NARULA**, in her own right as the Mother )

of **MANIKI NARULA**, Deceased )  
)  
**JOSE L. NIVAR**, in his own right as an Injured )  
Party )  
**SANTOS NUNEZ**, in his own right as an Injured )  
Party )  
**RACHEL O'BRIEN**, in her own right and as the )  
Representative of the **ESTATE OF MICHAEL P. )  
O'BRIEN**, Deceased )  
)  
**ROBERT J. O'BRIEN**, in his own right as the )  
Father of **MICHAEL P. O'BRIEN**, Deceased )  
)  
**MARY LOU O'BRIEN**, in her own right as the )  
Mother of **MICHAEL P. O'BRIEN**, Deceased )  
)  
**ANDREW T. O'BRIEN**, in his own right as the )  
Brother of **MICHAEL P. O'BRIEN**, Deceased )  
)  
**BRIDGET PALUZZI**, in her own right as the )  
Sister of **MICHAEL P. O'BRIEN**, Deceased )  
)  
**MARY DISHAN**, in her own right as the Sister of )  
**MICHAEL P. O'BRIEN**, Deceased )  
)  
**KENNETH D. OLSON**, in his own right as the )  
Brother of **STEVEN J. OLSON**, Deceased )  
)  
**ANGEL R. ORTIZ**, in his own right as an Injured )  
Party )  
)  
**VERONICA N. ORTIZ**, in her own right as an )  
Injured Party )  
)  
**VICTOR D. PANZELLA, JR.**, in his own right as )  
an Injured Party )  
)  
**FLORENCE A. PANZELLA**, in her own right as )  
the Wife of **VICTOR D. PANZELLA, JR.**, an )  
injured Party. )  
)  
**YOGESH R. PATEL**, in his own right and as the )  
Representative of the **ESTATE OF AVNISH )  
RAMANBHAI PATEL**, Deceased )  

---

**RAMANBHAS M. PATEL**, in his own right as the  
Father of **AVNISH RAMANBHAI PATEL**,  
Deceased

**SUSHILABEN R. PATEL**, in her own right as the  
Mother of **AVNISH RAMANBHAI PATEL**,  
Deceased

**JAYANT R. PATEL**, in his own right as the Father  
of **DIPTI PATEL**, Deceased

**KAPILA PATEL**, in her own right as the Mother  
of **DIPTI PATEL**, Deceased

**NIRAJ PATEL**, in his own right as the Brother of  
**DIPTI PATEL**, Deceased

**RANTIK PATEL**, in his own right as the Brother  
of **DIPTI PATEL**, Deceased

**NIMISHA PATEL**, in her own right as the Sister of  
**DIPTI PATEL**, Deceased

**VIBHUTI PATEL**, in her own right as the Sister of  
**DIPTI PATEL**, Deceased

**MILCIA C. PENA**, in her own right as an Injured  
Party

**GUIDO PERALTA**, in his own right as an Injured  
Party

**THOMAS F. PESCHERINE, SR.**, in his own right  
as the Father of **MICHAEL JOHN  
PESCHERINE**, Deceased

**ANNE MARIE PESCHERINE**, in her own right  
as the Mother of **MICHAEL JOHN  
PESCHERINE**, Deceased

**WILLIAM KEVIN PESCHERINE**, in his own  
right as the Brother of **MICHAEL JOHN  
PESCHERINE**, Deceased

---

**NANCY GIONCO**, in her own right as the Sister of  
**MICHAEL JOHN PESCHERINE**, Deceased )

**MANEULA PICHARDO**, in her own right as an  
Injured Party )

**BARBARA L. POLHEMUS**, in her own right and  
as the Representative of the **ESTATE OF**  
**THOMAS H. POLHEMUS**, Deceased )

**SALVATORE PROVENZANO**, in his own right  
as an Injured Party )

**MICHAEL QUACKENBUSH**, in his own right as  
the Brother of **CHRISTOPHER**  
**QUACKENBUSH**, Deceased )

**GAIL QUACKENBUSH**, in her own right as the  
Sister of **CHRISTOPHER QUACKENBUSH**,  
Deceased )

**LEONARD RAGAGLIA**, in his own right as the  
Father of **LEONARD J. RAGAGLIA**, Deceased )

**MAUREEN RAGAGLIA**, in her own right as the  
Mother of **LEONARD J. RAGAGLIA**, Deceased )

**DONNA RAGAGLIA**, in her own right and on  
behalf of the Minor Children of **LEONARD J.**  
**RAGAGLIA**, Deceased )

**LINDA TACCETTA**, in her own right as the Sister  
of **LEONARD J. RAGAGLIA**, Deceased )

**VINCENT RAGUSA**, in his own right and as the  
Representative of the **ESTATE OF MICHAEL**  
**PAUL RAGUSA**, Deceased )

**DOMENICA RAGUSA**, in her own right as the  
Mother of **MICHAEL PAUL RAGUSA**, Deceased )

**KENNETH J. RAGUSA**, in his own right as the  
Brother of **MICHAEL PAUL RAGUSA**, Deceased )

---

**VINCENT RAGUSA**, in his own right as the )  
Brother of **MICHAEL PAUL RAGUSA**, Deceased )

**CHRISTINE SALADEEN**, in her own right as the )  
Sister of **MICHAEL PAUL RAGUSA**, Deceased )

**LENORE RAIMONDI**, in her own right, on behalf )  
of the Minor Children, and as the Representative of )  
the **ESTATE OF PETER F. RAIMONDI**, )  
Deceased )

**JUAN RAMIREZ**, in his own right as an Injured )  
Party )

**ALFRED E. RANCKE**, in his own right as the )  
Father of **ALFRED TODD RANCKE**, Deceased )

**BARBARA B. RANCKE**, in her own right as the )  
Mother of **ALFRED TODD RANCKE**, Deceased )

**CYNTHIA RANCKE BIENEMANN**, in her own )  
right as the Sister of **ALFRED TODD RANCKE**, )  
Deceased )

**MICHAEL REINA**, in his own right as the Brother )  
of **JOSEPH REINA, JR.**, Deceased )

**JOANN DEL PRETE**, in her own right as the )  
Sister of **JOSEPH REINA, JR.**, Deceased )

**JUAN L. REYES**, in his own right as an Injured )  
Party )

**WILLIAM D. RIVERSO**, in his own right as the )  
Brother of **JOSEPH R. RIVERSO**, Deceased )

**TERESA RIVERSO**, in her own right as the )  
Mother of **JOSEPH R. RIVERSO**, Deceased )

**DOMENICO RIVERSO**, in his own right as the )  
Father of **JOSEPH R. RIVERSO**, Deceased )

**MARIA RIVERSO**, in her own right as the Mother )  
of **JOSEPH R. RIVERSO**, Deceased )

**RALPH RIVERSO**, in his own right as the Brother )



Deceased )  
)  
**ROBERT GIALLOMBARDO, JR.**, in his own )  
right as the Brother of **PAUL RICHARD SALVIO**, )  
Deceased )  
)  
**DINA GIALLOMBARDO**, in her own right as the )  
Sister of **PAUL RICHARD SALVIO**, Deceased )  
)  
**REINA SALZEDO**, in her own right as an Injured )  
Party )  
)  
**LUIS S. SAMANIEGO**, in his own right and as the )  
Representative of the **ESTATE OF CARLOS A.** )  
**SAMANIEGO**, Deceased )  
)  
**LINDA J. SAMUEL**, in her own right and as the )  
Representative of the **ESTATE OF JAMES K.** )  
**SAMUEL, JR**, Deceased )  
)  
**JAMES K. SAMUEL**, in his own right as the )  
Father of **JAMES K. SAMUEL, JR**, Deceased )  
)  
**JENNIFER AGRESTO**, in her own right as the )  
Sister of **JAMES K. SAMUEL, JR**, Deceased )  
)  
**CARLOS SANCHEZ**, in his own right as an )  
Injured Party )  
)  
**CONCEPCION SANCHEZ**, in her own right as an )  
Injured Party )  
)  
**JOSE A. SANCHEZ, JR.**, in his own right as an )  
Injured Party )  
)  
**OSCAR F. SANDOVAL**, in his own right as an )  
Injured Party )  
)  
**ALBERTO SANTORO**, in his own right as the )  
Father of **MARIO L. SANTORO**, Deceased )  
)  
**VALERIY SAVINKIN**, in his own right and as the )  
Representative of the **ESTATE OF VLADIMIR** )  
**SAVINKIN**, Deceased )  
)  
**VALENTINA SAVINKINA**, in her own right as )

the Mother of **VLADIMIR SAVINKIN**, Deceased )  
)  
**GALINA SAVINKINA**, in her own right as the )  
Sister of **VLADIMIR SAVINKIN**, Deceased )  
)  
**PATRICIA SCHWARTZ**, in her own right as the )  
Wife of **MARK SCHWARTZ**, Deceased )  
)  
**ANDREW SCHWARTZ**, in his own right as the )  
Son of **MARK SCHWARTZ**, Deceased )  
)  
**JENNIFER SCHWARTZ**, in her own right as the )  
Daughter of **MARK SCHWARTZ**, Deceased )  
)  
**DAWN M. SHAY**, in her own right and as the )  
Representative of the **ESTATE OF ROBERT J.** )  
**SHAY, JR.**, Deceased )  
)  
**KEVIN M. SHEA**, in his own right as an Injured )  
Party )  
)  
**AVIGDOR SHWARTZSTEIN**, in his own right as )  
the Father of **ALAN SHWARTZSTEIN**, Deceased )  
)  
**AHUVA SHWARTZSTEIN**, in her own right as )  
the Mother of **ALAN SHWARTZSTEIN**, )  
Deceased )  
)  
**MICHAEL SHWARTZSTEIN**, in his own right as )  
the Brother of **ALAN SHWARTZSTEIN**, )  
Deceased )  
)  
**ORLY SMALL**, in her own right as the Sister of )  
**ALAN SHWARTZSTEIN**, Deceased )  
)  
**JENNIFER SIMON**, in her own right as an Injured )  
Party )  
)  
**STEPHEN SIMONE**, in his own right as the Son )  
of **MARIANNE SIMONE**, Deceased )  
)  
**TERESA HARGRAVE**, in her own right as the )  
Daughter of **MARIANNE SIMONE**, Deceased )  
)  
**LISA CARDINALI**, in her own right as the )

Daughter of **MARIANNE SIMONE**, Deceased )  
)  
**VIRGINIA M. LIQUORI**, in her own right as the )  
Sister of **MARIANNE SIMONE**, Deceased )  
)  
**LUCILLE BLEIMANN**, in her own right as the )  
Sister of **MARIANNE SIMONE**, Deceased )  
)  
**ELBA CEDENO**, as the Representative of the )  
**ESTATE OF CATHERINE T. SMITH**, Deceased )  
)  
**ANNETTE SMITH**, in her own right as the Mother )  
of **CATHERINE T. SMITH**, Deceased )  
)  
**VINCENT SMITH**, in his own right as the Brother )  
of **CATHERINE T. SMITH**, Deceased )  
)  
**WALTER SMITH**, in his own right as the Brother )  
of **CATHERINE T. SMITH**, Deceased )  
)  
**LISA ANN ETHRIDGE**, in her own right as the )  
Sister of **CATHERINE T. SMITH**, Deceased )  
)  
**BARBARA SCHIELZO**, in her own right as the )  
Sister of **CATHERINE T. SMITH**, Deceased )  
)  
**ARTHUR A. SMITH**, in his own right as the )  
Father of **JEFFREY R. SMITH**, Deceased )  
)  
**MADELINE W. SMITH**, in her own right as the )  
Mother of **JEFFREY R. SMITH**, Deceased )  
)  
**BRENDA SMITH CLARK**, in her own right as the )  
Sister of **JEFFREY R. SMITH**, Deceased )  
)  
**NETA SMITH**, in her own right as an Injured Party )  
)  
**CHERI SPARACIO**, in her own right, on behalf of )  
the Minor Children, and as the Representative of the )  
**ESTATE OF THOMAS SPARACIO**, Deceased )  
)  
**KELLY STANICICH**, in her own right as an )  
Injured Party )  
)  
**STACEY A. STAUB**, in her own right, on behalf of )  
the Minor Child, and as the Representative of the )

**ESTATE OF CRAIG WILLIAM STAUB,** )  
Deceased )  
)  
**MAXIMINO STERLING,** in his own right as an )  
Injured Party )  
)  
**JAMES J. STRAINE,** in his own right as the )  
Father of **JAMES J. STRAINE, JR.,** Deceased )  
)  
**MARY E. STRAINE,** in her own right as the )  
Mother of **JAMES J. STRAINE, JR.,** Deceased )  
)  
**KEVIN STRAINE,** in his own right as the Brother )  
of **JAMES J. STRAINE, JR.,** Deceased )  
)  
**VIRGINIA STRAUCH,** in her own right and as the )  
Representative of the **ESTATE OF GEORGE** )  
**STRAUCH,** Deceased )  
)  
**LINDA P. SULFARO,** in her own right as an )  
Injured Party )  
)  
**JERALD L. SULLIVAN, JR.,** in his own right as )  
an Injured Party )  
)  
**PATRICK SULLIVAN,** in his own right and as the )  
Representative of the **ESTATE OF PATRICK** )  
**SULLIVAN,** Deceased )  
)  
**MARY SULLIVAN,** in her own right as the )  
Mother of **PATRICK SULLIVAN,** Deceased )  
)  
**GREGORY SULLIVAN,** in his own right as the )  
Brother of **PATRICK SULLIVAN,** Deceased )  
)  
**GERALD SULLIVAN,** in his own right as the )  
Brother of **PATRICK SULLIVAN,** Deceased )  
)  
**ESTRELLA SUMAYA,** in her own right as the )  
Mother of **HILARIO SORIANO SUMAYA, JR.,** )  
Deceased )  
)  
**REYNALDO SUMAYA,** in his own right as the )  
Brother of **HILARIO SORIANO SUMAYA, JR.,** )  
Deceased )  
)  

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**LISA SUMAYA**, in her own right as the Sister of  
**HILARIO SORIANO SUMAYA, JR.**, Deceased )  
)  
**CHRISTINE TROTTA**, in her own right as the  
Sister of **HILARIO SORIANO SUMAYA, JR.**,  
Deceased )  
)  
**CHARITO LEBLANC**, in her own right as the  
Sister of **HILARIO SORIANO SUMAYA, JR.**,  
Deceased )  
)  
**MARIVEL PASSACANTANDO**, in her own right )  
as the Sister of **HILARIO SORIANO SUMAYA,**  
**JR.**, Deceased )  
)  
**GLENN SAVERY**, in his own right as an Injured  
Party )  
)  
**CLIFFORD D. TEMPESTA**, in his own right as  
the Father of **ANTHONY TEMPESTA**, Deceased )  
)  
**MAUREEN TIERI**, in her own right and on behalf )  
of the Minor Children of **SAL TIERI**, Deceased )  
)  
**JOHNNY TORRES**, in his own right as an Injured )  
Party )  
)  
**JUDY S. TROY**, in her own right, on behalf of the )  
Minor Child, and as the Representative of the )  
**ESTATE OF WILLIE A. TROY**, Deceased )  
)  
**RENEE M. TROY**, in her own right as the )  
Daughter of **WILLIE A. TROY**, Deceased )  
)  
**NOSA E. UGIAGBE**, in his own right as an Injured )  
Party )  
)  
**GISELA VALENCIA**, in her own right as an )  
Injured Party )  
)  
**DENNIS J. VALENTIN**, in his own right as an )  
Injured Party )  
)  
**M. RITA VAN LAERE**, in her own right and as )  
the Representative of the **ESTATE OF DANIEL**  
**VAN LAERE**, Deceased )  

---

**YUNI VASQUEZ**, in her own right as an Injured Party )

**FRANK VISCIANO**, in his own right as the Father of **JOSEPH GERARD VISCIANO**, Deceased )

**RAYMOND G. WALZ**, in his own right as the Father of **JEFFREY P. WALZ**, Deceased )

**JENNIE WALZ**, in her own right as the Mother of **JEFFREY P. WALZ**, Deceased )

**RAYMOND E. WALZ**, in his own right as the Brother of **JEFFREY P. WALZ**, Deceased )

**KAREN CIACCIO**, in her own right as the Sister of **JEFFREY P. WALZ**, Deceased )

**SHUN-FA WEN**, in his own right as the Father of **SSU-HUI WEN**, Deceased )

**SHU-NU CHEN**, in her own right as the Mother of **SSU-HUI WEN**, Deceased )

**YUN-JU WEN**, in her own right as the Sister of **SSU-HUI WEN**, Deceased )

**CROSSLEY WILLIAMS, SR.**, in his own right as the Father of **CROSSLEY WILLIAMS, JR.**, Deceased )

**ROGER WILLIAMS**, in his own right and as the Co-Representative of the **ESTATE OF KEVIN M. WILLIAMS**, Deceased )

**PATRICIA WILLIAMS**, in her own right and as the Co-Representative of the **ESTATE OF KEVIN M. WILLIAMS**, Deceased )

**MARY WILLIAMSON**, in her own right, on behalf of the Minor Children, and as the Representative of the **ESTATE OF JOHN P. WILLIAMSON**, Deceased )

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**PATRICK WOODS**, in his own right as the Father )  
of **PATRICK WOODS**, Deceased )  
)  
**EILEEN WOODS**, in her own right as the Mother )  
of **PATRICK WOODS**, Deceased )  
)  
**THOMAS WOODS**, in his own right as the )  
Brother of **PATRICK WOODS**, Deceased )  
)  
**CHRIS WOODS**, in his own right as the Brother of )  
**PATRICK WOODS**, Deceased )  
)  
**JAY YASKULKA**, in his own right and as the )  
Representative of the **ESTATE OF MYRNA** )  
**YASKULKA**, Deceased )  
**WILLIAM F. YOUNG**, in his own right as the )  
Husband of **DIANNE YOUNG**, an injured Party. )  
)  
**FELICIA YOUNG**, in her own right and as the )  
Representative of the **ESTATE OF DONALD** )  
**MCARTHUR YOUNG**, Deceased )  
)  
**JACK ZELMAN**, in his own right as the Father of )  
**KENNETH ALBERT ZELMAN**, Deceased )  
)  
**RUTH ZELMAN**, in her own right as the Mother )  
of **KENNETH ALBERT ZELMAN**, Deceased )  
)  
**BARRY ZELMAN**, in his own right as the Brother )  
of **KENNETH ALBERT ZELMAN**, Deceased )  
)  
**CARRIE BURLOCK**, in her own right as the )  
Sister of **KENNETH ALBERT ZELMAN**, )  
Deceased )  
)  
**LEONARD ZEPLIN**, in his own right as the Father )  
of **MARC SCOTT ZEPLIN**, Deceased )  
)  
**LEONA ZEPLIN**, in her own right as the Mother )  
of **MARC SCOTT ZEPLIN**, Deceased )  
)  
**JOSLIN ZEPLIN**, in her own right as the Sister of )  
**MARC SCOTT ZEPLIN**, Deceased )  
)  
**ALLA PLAKHT**, in her own right, on behalf of the )  
Minor Child, and as the Representative of the )

**ESTATE OF IGOR ZUKELMAN, Deceased** )  
)  
**SON DOE # 42, in his own right and as the** )  
**Representative of the ESTATE OF DECEDENT** )  
**DOE # 42, Deceased** )  
)  
**EX-SPOUSE DOE # 42 on behalf of the Minor** )  
**Child of DECEDENT DOE # 42, Deceased** )  
)  
**SPOUSE DOE # 43, in her own right as the Wife of** )  
**DECEDENT DOE # 43, Deceased** )  
)  
**BROTHER DOE # 44, in his own right and as the** )  
**Representative of the ESTATE OF DECEDENT** )  
**DOE # 44, Deceased** )  
)  
**SPOUSE DOE # 45, in her own right, on behalf of** )  
**the Minor Child, and as the Representative of the** )  
**ESTATE OF DECEDENT DOE # 45, Deceased** )  
)  
**FATHER DOE # 45, in his own right as the Father** )  
**of DECEDENT DOE # 45, Deceased** )  
)  
**BROTHER DOE # 45, in his own right as the** )  
**Brother of DECEDENT DOE # 45, Deceased** )  
)  
**SON DOE # 46, in his own right as the Son of** )  
**DECEDENT DOE # 46, Deceased** )  
)  
**DAUGHTER DOE # 46, in her own right as the** )  
**Daughter of DECEDENT DOE # 46, Deceased** )  
)  
**SPOUSE DOE # 47, in her own right, on behalf of** )  
**the Minor Child, and as the Representative of the** )  
**ESTATE OF DECEDENT DOE # 47, Deceased** )  
)  
**SISTER DOE # 48, in her own right as the Sister of** )  
**DECEDENT DOE # 48, Deceased** )  
)  
**FATHER DOE # 49, in his own right as the Father** )  
**of DECEDENT DOE # 49, Deceased** )  
)  
**SPOUSE DOE # 49, in her own right as the Wife of** )  
**DECEDENT DOE # 49, Deceased** )  
)  
**SISTER DOE # 49, in her own right as the Sister of** )

**DECEDENT DOE # 49, Deceased** )  
 )  
**SPOUSE DOE # 50, in her own right, on behalf of** )  
**the Minor Children, and as the Representative of the** )  
**ESTATE OF DECEDENT DOE # 50, Deceased** )  
 )  
**SISTER DOE # 50, in her own right as the Sister of** )  
**DECEDENT DOE # 50, Deceased** )

**SISTER DOE # 50, in her own right as the Sister of**  
**DECEDENT DOE # 50, Deceased**

**SON DOE # 51, in his own right as the Son of**  
**DECEDENT DOE # 51, Deceased**

**SON DOE # 51, in his own right as the Son of**  
**DECEDENT DOE # 51, Deceased**

**BROTHER DOE # 52, in his own right as the**  
**Brother of DECEDENT DOE # 52, Deceased**

**SISTER DOE # 52, in her own right as the Sister of**  
**DECEDENT DOE # 52, Deceased**

**SPOUSE DOE # 53, in her own right and as the**  
**Representative of the ESTATE OF DECEDENT**  
**DOE # 53, Deceased**

**FATHER DOE # 54, in his own right as the Father**  
**of DECEDENT DOE # 54, Deceased**

**MOTHER DOE # 54, in her own right as the**  
**Mother of DECEDENT DOE # 54, Deceased**

**BROTHER DOE # 54, in his own right as the**  
**Brother of DECEDENT DOE # 54, Deceased**

**BROTHER DOE # 54, in his own right as the**  
**Brother of DECEDENT DOE # 54, Deceased**

**SISTER DOE # 54, in her own right as the Sister of**  
**DECEDENT DOE # 54, Deceased**

**SISTER DOE # 54, in her own right as the Sister of**  
**DECEDENT DOE # 54, Deceased**

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**SISTER DOE # 54**, in her own right as the Sister of  
**DECEDENT DOE # 54**, Deceased

**MOTHER DOE # 55**, in her own right and as the  
Representative of the **ESTATE OF DECEDENT**  
**DOE # 55**, Deceased

**SISTER DOE # 55**, in her own right as the Sister of  
**DECEDENT DOE # 55**, Deceased

**SISTER DOE # 55**, in her own right as the Sister of  
**DECEDENT DOE # 55**, Deceased

**MOTHER DOE # 56**, in her own right and as the  
Representative of the **ESTATE OF DECEDENT**  
**DOE # 56**, Deceased

**SISTER DOE # 56**, in her own right as the Sister of  
**DECEDENT DOE # 56**, Deceased

**SISTER DOE # 56**, in her own right as the Sister of  
**DECEDENT DOE # 56**, Deceased

**DAUGHTER DOE # 57**, in her own right as the  
Daughter of **DECEDENT DOE # 57**, Deceased

**SPOUSE DOE # 58**, in her own right, on behalf of  
the Minor Children, and as the Representative of the  
**ESTATE OF DECEDENT DOE # 58**, Deceased

**SPOUSE DOE # 59**, in her own right, on behalf of  
the Minor Children, and as the Representative of the  
**ESTATE OF DECEDENT DOE # 59**, Deceased

**SPOUSE DOE # 60**, in her own right, on behalf of  
the Minor Children, and as the Representative of the  
**ESTATE OF DECEDENT DOE # 60**, Deceased

**SPOUSE DOE # 61**, in her own right, on behalf of  
the Minor Children, and as the Representative of the  
**ESTATE OF DECEDENT DOE # 61**, Deceased

**JOHN & JANE DOE #62 THRU #405**

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**Plaintiffs,**

**vs.**

**AL BARAKA INVESTMENT AND  
DEVELOPMENT CORPORATION, a/k/a AL  
BARAKA BANK, a/k/a DALLAH ALBARAKA  
GROUP, LLC**

**NATIONAL COMMERCIAL BANK**

**FAISAL ISLAMIC BANK**

**AL RAJHI BANKING AND INVESTMENT,  
a/k/a AL RAJHI BANK**

**AL BARAKAAT EXCHANGE LLC, a/k/a AL-  
BARAKAAT BANK**

**DAR AL MAAL AL ISLAMI**

**AL SHAMAL ISLAMIC BANK, a/k/a SHAMEL  
BANK, a/k/a BANK EL SHAMAR**

**TADAMON ISLAMIC BANK,**

**INTERNATIONAL ISLAMIC RELIEF  
ORGANIZATION, a/k/a ISLAMIC RELIEF  
ORGANIZATION, a/k/a INTERNATIONAL  
RELIEF ORGANIZATION, a/k/a SUCCESS  
FOUNDATION**

**SUCCESS FOUNDATION, INC.  
MOHAMED S. OMEISH**

**ABDURAHMAN ALAMOUDI**

**KHALED NOURI**

**SULAIMAN AL-ALI**

**ABDULLAH M. AL-MAHDI**

**TAREQ M. AL-SWAIDAN**

**ABDUL AL-MOSLAH**

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**SALAH BADAHDH**

**ABDULLAH BIN SALEH AL OBAID**

**HASSAN A.A. BAHFZALLAH**

**M. YAQUB MIRZA**

**SANABEL AL KHEER, INC., a/k/a THE SANA-BELL, INC., a/k/a SANABEL AL KHAIR, a/k/a SANABIL AL-KHAIR**

**MUSLIM WORLD LEAGUE, a/k/a RABITA AL-ALAM AL-ISLAMI, a/k/a ISLAMIC WORLD LEAGUE**

**MUSLIM WORLD LEAGUE OFFICES**

**ABDULLAH BIN SALEH AL-OBAID**

**HASSAN A.A. BAHAFZALLAH**

**YAQUB M. MIRZA**

**SAAR FOUNDATION, a/k/a SAAR NETWORK**

**ABU SULAYMAN**

**AHMED TONJI**

**HISHAM AL-TALIB**

**IQBAL YUNUS**

**JAMAL BARZINJI**

**M. OMAR ASHRAF**

**MOHAMMED JAGHLIT**

**MUHAMMAD ASHRAF**

**TAHA JABER AL-ALWANI**

**TARIK HAMD**

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**YAQUB MIRZA**

**SHERIF SEDKY**

**AFRICAN MUSLIM AGENCY**

**ARADI, INC.**

**GROVE CORPORATE, INC.**

**HERITAGE EDUCATION TRUST**

**INTERNATIONAL INSTITUTE OF  
ISLAMIC THOUGHT**

**MAR-JAC INVESTMENTS, INC.**

**MAR-JAC POULTRY, INC.**

**MENA CORPORATION**

**RESTON INVESTMENTS, INC.**

**SAAR INTERNATIONAL**

**SAFA TRUST**

**STERLING CHARITABLE GIFT FUND**

**STERLING MANAGEMENT GROUP, INC.**

**YORK FOUNDATION**

**RABITA TRUST**

**AL-HARAMAIN ISLAMIC FOUNDATION,  
INC., a/k/a AL-HARAMAIN ISLAMIC  
FOUNDATION, a/k/a ISLAMIC AL-HARAMAIN**

**AL HARAMAIN FOUNDATION  
AL HARAMAIN ISLAMIC FOUNDATION,  
INC.**

**AQEEL ABDUL-AZEEL AL-AQEEL**

**MANSOUR AL-KADI**

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**SOLIMAN H.S. AL-BUTHE**

**PEROUZ SEDA GHATY**

**BENEVOLENCE INTERNATIONAL  
FOUNDATION, a/k/a AL BIR AL DAWALIA,  
a/k/a AL BIR SOCIETY ORGANIZATION**

**BENEVOLENCE INTERNATIONAL  
FOUNDATION – USA**

**BENEVOLENCE INTERNATIONAL  
FOUNDATION – CANADA**

**SYED SULEMAN AHMER**

**ENAAM MAHMOUD ARNAOUT, a/k/a  
ABDEL SAMIA, a/k/a ABU MAHMOUD**

**MAZIN M.H. BAHARETH**

**SHAHIR ABDULRAOOF BATTERJEE**

**ZAHIR H. KAZMI**

**MUZAFFAR KHAN**

**SOLIMAN J. KHUDEIRA**

**JAMAL NYRABEH**

**WORLD ASSEMBLY OF MUSLIM YOUTH,  
a/k/a WAMY INTERNATIONAL, INC., a/k/a  
WORLD ASSOCIATION FOR MUSLIM YOUTH**

**THE GLOBAL RELIEF FOUNDATION, a/k/a  
GRF, a/ka FONDATION SECOURS MONDIAL,  
a/k/a AL-NAJDA**

**OSAMA BIN LADEN**

**TARIK BIN LADEN**

**SAUDI BIN LADEN GROUP, a/k/a BIN LADEN  
CORPORATION**

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**KHALID BIN SALIM BIN MAHFOUZ**

**ABDULRAHMAN BIN KHALID BIN  
MAHFOUZ**

**SALEH ABDULLAH KAMEL**

**MOHAMMED AL FAISAL AL SAUD**

**TURKI AL FAISAL AL SAUD**

**SULTAN BIN ABDUL AZIZ AL SAUD**

**SULAIMAN BIN ABDUL AZIZ AL RAJHI**

**SALEH ABDUL AZIZ AL RAJHI**

**ABDULLAH SULAIMAN AL-RAJHI**

**KHALID SULAIMAN AL-RAJHI**

**YASSIN ABDULLAH AL KADI**

**MOHAMMAD JAMAL AL KHALIFA**

**ADEL ABDUL JALIL BATTERJEE, a/k/a ABU  
SULAFI**

**AQUEEL AL-AQUEEL**

**ABDULLAH BIN SALEH AL OBAID**

**ABDUL RAHMAN AL SWAILEM**

**WA'EL HAMZA JAL Aidan**

**ABDULLAH OMAR NASEEF**

**MOUNIR EL-MOTASSADEQ**

**THE REPUBLIC OF SUDAN**

**THE REPUBLIC OF SUDAN MINISTRY  
OF INTERIOR**

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**THE REPUBLIC OF SUDAN MINISTRY  
OF DEFENSE  
TADAMON ISLAMIC BANK**

**DELTA OIL COMPANY**

**NIMIR LLC**

**DEFENDANT DOES 1-100**

**Defendants.**

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## **INTRODUCTION**

With the September 11 attacks on the United States, the once abstract and distant threat of terrorism has become a daily fact of life for every American. The ongoing threat of mass terrorism has been permanently lodged in the psyche of every citizen of this nation. This new reality calls for action. In response to this act of barbarism, Plaintiffs herein respond with the collective voice of civilization, and ask for justice under the rule of law.

It is the tradition of a civilized nation to allow redress for wrongs through an appeal to the rule of law and justice. Law is at the foundation of civilization, thus it is particularly fitting that the rule of law respond to an attack of terrorist savagery. For it is the rule of law, and the voices of freedom, that separate civilization from the barbarism and anarchy represented by terrorism. The rule of law is a powerful weapon to be drawn upon in difficult times and to be forged in our defense. The United States system of justice and the American people have faced enemies more powerful than these terrorists and their sponsors, and will do so again. In doing so, Plaintiffs invoke the rule of law to hold those who promoted, financed, sponsored, or otherwise materially supported the acts of the barbarism and terror inflicted on September 11, 2001 accountable for their deeds. By taking vigorous legal action against the financial sponsors of terror, the Plaintiffs will force these sponsors of terror into the light and subject them to the rule of law.

This civil action seeks to hold those responsible for a more subtle and insidious form of terrorism, that which attempts to hide behind the facade of legitimacy. These entities, cloaked in a thin veil of legitimacy, were and are the true enablers of terrorism. The financial resources and support network of these Defendants – charities, banks, organizations and financiers – are what allowed the attacks of September 11, 2001 to occur. Terrorists like Osama bin Laden and his al Qaeda network do not exist in a vacuum. They cannot plan, train and act on a massive scale without significant financial power, coordination and backing. Defendants herein, some of whom act in the shadows, are ultimately responsible for the damages caused by the actions of their terrorist agents and clients.

On September 20, 2001, President George W. Bush addressed a joint session of Congress and made clear the Nation will fight the war on terrorism on all available fronts. The lines drawn on that day were diplomatic, military, political, legal and financial. The war on terrorism is also very personal to the Plaintiffs herein. Congress responded to the call to war by fashioning the Patriot Act of 2001, which strengthens the prior legal rights of individual citizens to pursue justice and punishment against the perpetrators of terror. *Uniting and Strengthening America by Providing Appropriate Tools Required to Intercept and Obstruct Terrorism, (The USA Patriot Act, Title X, 2001)*. The Patriot Act itself was the culmination of decades of precedent setting judicial decisions and statutory enactments that gave individuals enlarged rights to seek redress and compensation for damages from the sponsors of terrorism. When viewed as a whole, these executive, legislative and judicial actions vastly empower the families whose loved ones are victims of terrorism to seek, win and enforce justice. As one United States court recently stated, “[t]he only way to imperil the flow of [money and discourage the financing of terrorist acts is to impose liability on those who knowingly and intentionally supply the funds to the persons who

commit the violent acts.” Boim v. Quranic Literacy Institute, et al., 291 F.3d 1000 (7<sup>th</sup> Cir. 2002).

Plaintiffs herein assert federal common law and statutory claims as available to victims’ surviving spouses, children, siblings, parents, and legal representatives. In addition to common law causes of action, claims are brought pursuant to the Foreign Sovereign Immunities Act 28 U.S.C. § 1605(a)(2); § 1605(a)(5); and § 1605 (a)(7) with Pub. L. 104-208, Div. A. Title I, § 1605 note (West Supp.)(Flatow Amendment); Torture Victim Protection Act, Pub. La. 102-256, 106 Stat. 73 (reprinted at 28 U.S.C.A. § 1350 note (West 1993); Alien Tort Claim Act, 28 U.S.C. § 1350; and the Anti Terrorism Claims Act, 18 U.S.C. § 2333, *et. seq.* This Amended Complaint includes claims brought by both United States citizens and foreign nationals. Congress’ enactment of these terrorist-related statutes set forth herein evidences legislative intent for accountability and provides these victims a forum for that accountability. In addition to compensation, these legal statutes can also punish and deter future acts of terrorism.<sup>1</sup>

The USA Patriot Act of 2001 was enacted to “deter and punish terrorist acts in the United States and around the world, to enhance law enforcement investigatory tools, and for other purposes.” USA Patriot Act of 2001, Title X, § 1001. Congress, by enacting the USA Patriot Act, reinforced this legislative intention to enable victims the ability to deter and punish terrorists acts in the United States and around the world. The Act makes this message clear:

All Americans are united in condemning, in the strongest possible terms, the terrorists who planned and carried out the attacks against the United

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<sup>1</sup> Moreover, the Victim’s Compensation Fund is not a bar to terrorist suits. Kenneth Feinberg, Special Master for the Victim’s Compensation Fund has stated publicly that Nations harboring terrorists, or promoting terrorism, can be sued by those who participate in the Fund. The Department of Justice, Office of Attorney General has also reiterated victims’ rights to pursue actions against terrorists: A claimant who files for compensation waives any right to file a civil action (or to be a party to an action) in any federal or state court for damages sustained as a result of the terrorist-related aircraft crashes of September 11, 2001, *except* for actions to recover collateral source obligations *or civil actions against any person who is a knowing participant in any conspiracy to hijack any aircraft or to commit any terrorist act.*

States on September 11, 2001, and in pursuing all those responsible for those attacks and their sponsors until they are brought to justice.

USA Patriot Act of 2001, Title X, § 1002.

Terrorism is closely related to genocide, differing only in scope. The same legal rationale for holding those responsible for facilitating genocide in role of industrialists and bankers in Nazi Germany applies to financiers and perpetrators of international terrorism responsible for September 11th, 2001. Although this is a civil action for damages that draws upon specific United States statutory enactments aimed at civil remedies for international terrorism (as opposed to criminal complaint) it nevertheless draws upon the historic precedent and legacy of the Nuremberg Industrialists cases. *See e.g.*, Trials of War Criminals before Nuremberg Military Tribunals Under Control Council Law #10, Nuremberg, October 1946 - April 1949; Washington D.C.:GPO, 1949-1953; National Archives Record Group 238, M887. Those cases make clear that responsibility for genocide, and by implication the contemporary offshoot – massive terrorism, rests not only with those who pull the trigger or plant the bomb or man the airplanes, but with those who facilitated those events through financial or other means.

In the wake of September 11<sup>th</sup>, the United Nations Security Council, by resolution 1373 (2001), unanimously held that all Nations should act to prevent and suppress the financing of terrorism, as well as criminalize the willful provision or collection of funds for such acts. The United Nations further resolved that the funds, financial assets and economic resources of those who commit or attempt to commit terrorist acts or participate in or facilitate the commission of terrorist acts and of persons and entities acting on behalf of terrorists should also be frozen without delay. U.N. Security Council Resolution 1373 (2001).

The armed forces of the United States have won a crushing initial victory, in what promises to be a long war on terror. The victims and families of the September 11<sup>th</sup> attacks

should also be able to play their part against the enemies that hide behind the cloak of legitimacy. The monetary lifeblood of the Defendants must be redirected to the ends of religious and political tolerance rather than be allowed to continue to sponsor and foster terror and butchery. The United States civil justice system is a necessary and important part of this endeavor.

Osama bin Laden and his sponsors, promoters, financiers, co-conspirators, aiders and abettors in the September 11, 2001 terrorist acts are fundamentally rooted in an illegitimate perversion of Islam. The charitable, financial, religious, and political networks that front terror – the Defendant banks, charities, financial and business institutions – are responsible for the death and injuries of September 11<sup>th</sup>, 2001. These Defendants, who aided, abetted, sponsored, conspired to sponsor, financed or otherwise provided material support to Osama bin Laden and al Qaeda must be held accountable.

The actions of certain members of the Saudi royal family are implicated in the September 11<sup>th</sup> attacks, and are directly at issue in this case. Osama bin Laden is a naturalized Saudi Arabian whose family still has close ties to the inner circles of the monarchy. Royal denials notwithstanding, Saudi money has for years been funneled to encourage radical anti-Americanism as well as to fund the al Qaeda terrorists. Saudi Arabian money has financed terror while its citizens have promoted and executed it. It is no coincidence that immediately following the September 11<sup>th</sup> attacks, members of the bin Laden family were whisked away from the United States to Saudi Arabia, at a time when commercial aviation was shut down.

Saudi Arabia's cash infusions to Muslim communities in America ensure that perverse fundamentalism takes hold in the United States. "The Saudis are active at every level of the terror chain, from planners to financiers, from cadre to foot-soldier, from ideologist to cheerleader," according to a briefing presented July 10, 2002 to the Defense Policy Board, a

group of prominent intellectuals and former senior officials that advises the Department of Defense on policy. Certain entities and individuals in Saudi Arabia block promote a culture of violence. This culture of violence is the prime enabler of terrorism. Wahhabism purports to loathe modernity, capitalism, human rights, religious freedom, and an open society – yet those in power live an extravagant lifestyle as they profess austerity and practice oppression. Ironically, the Defendants herein are the facilitators of terror who use our system while trying to destroy it.

### **A Short History of al Qaeda**

**We have not reached parity with them yet. We have the right to kill four million Americans-two million of them children-and to exile twice as many and wound and cripple hundreds of thousands. Furthermore, it is our right to fight them with chemical and biological weapons. America is kept at bay by blood alone. . .**

Al Qaeda spokesman Suleiman Abu Gheith, June 12, 2002

In or around 1989, Osama bin Laden formed al Qaeda, which means “the Base” or “the Vanguard” in Arabic, into an international terrorist group with the aim of opposing non-Islamic governments with violence. Included in Osama bin Laden’s founding vision of al Qaeda was the overthrow of Islamic states that were considered to be too secular, or too beholden to the West, in his eyes. Another goal of al Qaeda was to drive the American armed forces out of the Saudi Arabian peninsula and Somalia. The al Qaeda organization brought together a large number of Arab fighters that had fought in Afghanistan against the Soviet Union. Up to five thousand Saudis, three thousand Yemenis, two thousand Algerians, two thousand Egyptians, four hundred Tunisians, three hundred Iraqis, two hundred Libyans, and numerous Jordanians served alongside the Afghans in attempting to oust the Soviets.

Osama bin Laden went to Afghanistan just after the Soviet invasion in 1979. He became a prime financier, recruiter, and military leader of the Mujahedeen groups. He advertised all over the Arab world for young Muslims to come fight in Afghanistan against the Soviets. He set up

recruiting offices all over the world, including in the United States and Europe. These recruiting offices were often run under the auspices of Saudi charities which were taking donations from wealthy Saudi families and businessmen. These charities operated in the United States, Europe, Asia, Africa, and the Middle East. Charities became an essential part of the support system of Osama bin Laden, providing the financial resources that enabled him to wage war. The Saudi charitable institutions raised these funds in part through a system of Islamic tithing known as zakat. Zakat, as one of the pillars of Islam, calls for faithful Muslims to give a specified percentage of certain wealth to needy people. Cash funds held in possession for one year require a two and a half percent zakat payment, typically to a charity which is charged with managing the donations. However, the practice of the zakat was perverted by Osama bin Laden as his radical fundamentalist organization expanded. The financial and logistical support given to al Qaeda funded that growth.

Osama bin Laden paid for the transportation of the new recruits to Afghanistan with some of his personal fortune, and set up camps there to train them. Osama bin Laden brought in experts from all over the world on guerilla warfare, sabotage, and covert operations to train and lead the recruits. Within a little over a year, he had thousands of volunteers in training in his private military camps. After the withdrawal of the Soviets in 1989, these religiously radical and militaristic holy warriors spread out over the world to their countries of origin. Steeped in this bloody perversion of Jihad for many years, they were not inclined to let go of the militant life they had grown accustomed to during the war. Many took up the radical Islamic cause in their home countries with the aim of destabilizing and overthrowing the more secular Arab regimes, for not enforcing a “pure” form of Islam.

For example, one thousand of Osama bin Laden's faithfuls returned to Algeria where they began a nine-year civil war. Those returning to Egypt joined the al-Gama'a al-Islamiyya and the Egyptian Jihad groups determined to overthrow the government of that country. As many as two hundred of these radical fundamentalists settled in New York and New Jersey within the United States; some of these were later implicated in terrorist plots such as the 1993 World Trade Center bombing.<sup>2</sup> When Pakistan cracked down on al Qaeda members, many of them fled to Asia and joined radical Islamic groups in the Philippines such as Abu Sayyaf. Likewise, some returned to Central Asia to continue the fight against the Russians in Tajikistan, or to other areas such as Bosnia and Chechnya where Muslims were embroiled in conflicts. By this time, Osama bin Laden's funding network was in place, and served as a template for the creation and growth of the al Qaeda network. Osama bin Laden simply tapped into the same network formed through his Mujahedeen connections and incorporated those militant individuals and groups under the umbrella title al Qaeda.

In 1991, Osama bin Laden moved to Khartoum, the capital the Republic of Sudan. Here he continued to recruit former fundamentalist warriors into the ranks of al Qaeda and offer them employment. In addition to seasoned recruits, new volunteers to his radical cause were given military training and sponsorship in special camps set up there. Soon he had set up factories and farms established for the purpose of supplying jobs to those he had recruited. Osama bin Laden built roads and other infrastructure for the Sudanese government with his construction company, al-Hijrah Construction and Development Ltd., and with the support of the Saudi Binladin Group. Osama bin Laden's and the Saudi Binladin Group's money built the airport at Port Sudan, as well as a highway linking Khartoum to Port Sudan. These projects helped to establish and

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<sup>2</sup> An admitted al Qaeda operative Ramzi Yousef was convicted on murder and conspiracy charges for his role in the plot to topple the trade center's two 110-story towers to punish the United States for its support of Israel.

strengthen Osama bin Laden's relationship with the Sudanese regime. His import-export firm, Wadi Al-Aqiq, began doing brisk business. His Taba Investment Company Ltd. flourished while his agriculture company bought up huge plots of land. The Al-Shamal Islamic Bank, in which Osama bin Laden invested \$50 million, helped finance all of these thriving companies, as well as the growing al Qaeda presence within Sudan.

For five years, terrorist training activities and recruitment were fueled by these economic developments continued, while Osama bin Laden lived in Khartoum under the protection of the Sudanese regime. In 1996, the Sudanese government bowed to pressure from the United States and requested that Osama bin Laden leave the country. He moved back to Afghanistan as an honored guest of the Taliban. For the next five years, with the funding, sponsorship, aiding and abetting of the Defendants herein, Osama bin Laden continued to expand the terrorist training camps that filled the ranks of al Qaeda, and served as bases from which to plan new attacks against America.

Soon after 1989, al Qaeda members began planning international terrorist attacks. The first such attack was against the United Nations forces in Somalia on October 3 and 4 of 1993, in which eighteen American servicemen were killed and seventy-eight wounded. These terrorists used the military techniques learned in training camps of al Qaeda. Osama bin Laden and al Qaeda also plotted the first terrorist attacks against the World Trade Center in 1993, and a plan in 1995 (code named Project Bojinka) to blow up twelve American airliners simultaneously. The backup plan for Project Bojinka was to hijack planes and use them as missiles against prominent American landmarks such as the World Trade Center, the White House, and the CIA headquarters in Langley, Virginia. Al Qaeda was also behind the Khobar towers bombing in Riyadh, Saudi Arabia, in which nineteen American servicemen were killed in November 1995.

After this attack inside Osama bin Laden's native Saudi Arabia, a group of prominent Saudis met in Paris where they conspired to pay off Osama bin Laden and his al Qaeda group to ensure that al Qaeda would never again attack within the borders of the Saudi Kingdom. This protection money served to safeguard Saudi Arabia, but also to enlarge the power of Osama bin Laden and al Qaeda. Emboldened in his ambition, in 1998 Osama bin Laden and al Qaeda orchestrated an attack on the United States embassies in the East African countries of Kenya and Tanzania. These explosions resulted in two-hundred ninety-one deaths and over five-thousand injuries. The attack on the U.S.S. Cole in Yemen in October of 2000 then followed, with the brutal attacks on September 11th, 2001 thereafter. Osama bin Laden and al Qaeda have publicly and proudly proclaimed direct responsibility for these multiple atrocities.

These direct attacks on Americans intensified in 1998 after Osama bin Laden issued this "fatwah," stating:

We -- with God's help -- call on every Muslim who believes in God and wishes to be rewarded to comply with God's order to kill the Americans and plunder their money wherever and whenever they find it. We also call on Muslim ulema, leaders, youths, and soldiers to launch the raid on Satan's U.S. troops and the devil's supporters allying with them, and to displace those who are behind them so that they may learn a lesson.

These words provide an insight into how Osama bin Laden views the world. Osama bin Laden has not left the intellectual era of the crusades, in his world view the Middle East is the battle ground of the three major religions, Islam, Christianity, and Judaism. According to this Islamic fundamentalist vision, a Judeo-Christian alliance has evolved which aims to conquer the holy places of Mecca, Medina, and Jerusalem. In this distortion of reality, this alliance is responsible for the violence inflicted on Muslims throughout history. In line with this world view, Osama bin Laden attempts to use terror to show his fellow Muslims that the "enemies" of Islam can be eliminated. Toward this end, Osama bin Laden has proclaimed his intention to obtain and use

biological, chemical, and nuclear weapons to wage war. He does so under the guise of religion, specifically Wahhabism.

Wahabbism is a fundamentalist Islamic sect founded by Mohammad Ibn Abdul-Wahhab in the 18th century. Abdul-Wahhab sought to rid Islam of the corruptions that he believed had crept into the religion from both within and without. His doctrine reverted to a strictly literal interpretation of the Koran. Therefore, Wahhabism, in Abdul-Wahhab's view, became the sole source of legitimate Islamic thought and action. (However, Wahhab was not a direct descendent of the prophet Mohammad, raising questions about this legitimacy.) In direct contradiction to the civilized and moderate Islamic world – over a billion strong - al Qaeda and its radical fringe refuse to move beyond outdated ideologies. The Wahhabi rebellions of the nineteenth and twentieth centuries establishing the power of the sect in Arabia were defined by their violence and brutality. As the sect took power, the Al Saud family united with the Wahhabi movement, eventually making it the “official” form of Islam practiced in Saudi Arabia. Hence, the intimate if tenuous relationship between the House of Saud and the Wahhabists.

In recent decades, certain sects of Wahhabism have become even more virulent toward non-Islamic civilization, extolling the virtues of martyrdom for the sake of saving Islam. For example, inflammatory Khutbahs (sermons) given by the Khateeb (cleric) Salaah Al-Budair in the Mosques of Mecca and Medina in August 2001 warn of the imminent threat the West poses to Islamic civilization:

Fellow Muslims! We are nowadays confronted with a relentless war waged by the materialistic western civilization and culture that burns its producers and afflicts them with calamities, misery, immorality, disruption, suicide, and all kinds of evils...it is a civilization that races towards creating all means of trouble, disturbance, and destruction.

Al-Budair also emphasizes the greatness of offering to die as a martyr:

Today we Muslims and indeed the entire world can witness the greatness of martyrdom being illustrated in the uprising in Palestine in general and the Al-Aqsaa in particular. This kind of stance, which revives the magnitude and virtues of martyrdom in the heart of the Muslim nation, is exactly what we need at this time. It is vital that the Muslims exert every effort to spread the love for achieving martyrdom just like the pious early generations of Muslims did. We must continue on the same road that they were on, which is that of our Prophet, and indeed all the prophets before him, in order to support our religion and defeat our enemies.

Revive the importance of martyrdom and reawaken the spirit of seeking it! Instill the virtues of it in the hearts and minds by all methods possible. Our country [Saudi Arabia] has set an example in supporting this and donating generously in its cause from all different sections of the community. . .

Al-Budair finishes up these sermons by justifying the suicide bombings:

The Jews are described in the Book of Allah as those who distort words and facts and quote them out of context and this is what they and their supporters from the tyrant regimes all over the world are currently doing. They use false terminology to misguide, confuse, and deceive. What your brothers are committing in Al-Aqsaa are not acts of mindless violence, but rather it is a blessed uprising to resist and curtail the Jewish oppression and aggression: this is a legal right which all religions, ideologies and international laws recognize. Nobody could deny this fact except the ignorant, arrogant, or evildoers.

Such are the perverse Wahabbi sermons currently preached to inspire young men to join forces with Osama bin Laden in his war against the West. As the former head of counter-terrorism for the FBI and head of security for the World Trade Center at the time of the attacks, John O'Neill, succinctly stated: "All the answers, everything needed to dismantle Osama bin Laden's organization can be found in Saudi Arabia." The hate-filled ideology of Al-Budair confirms John O'Neill's judgement that the ideological and financial essence of al Qaeda, that led to the September 11th, 2001 terrorist attacks, stems from certain segments in Saudi Arabia.

This Amended Complaint is brought pursuant to Rule 42 of the Federal Rules of Civil Procedure, which allows consolidation where actions involve common questions of law or fact. The Plaintiffs herein – United States citizens and citizens of foreign nations – include mothers,

fathers, wives, husbands, children, sisters and brothers of those killed or injured on September 11, 2001. Plaintiffs include victims from each horrific attack, aboard all four of the doomed flights, at both Towers of the World Trade Center, inside the Pentagon, and in Shanksville, Pennsylvania. These Plaintiffs seek full, just, timely compensation and punitive damages as appropriate and necessary to deter future acts. Because of the enormity and sometimes complex nature of Defendants' collective and individual acts giving rise to liability, Plaintiffs herein have provided a detailed explanation of the facts currently known, which provide an abundant basis for this civil action.

While neither the government of Saudi Arabia nor the United States is a party to this action, it is recognized that sensitive issues of United States foreign policy may nevertheless be raised, including the question of whether a suit of this nature interferes with or augments United States foreign policy interests. For this reason, it is important to note that it has been widely recognized, including by the United States government, that actions against foreign perpetrators or facilitators of terrorism is consonant with United States foreign policy objectives. This action comports with vigorously pursuing the war against terrorism, and is consistent with enabling legislation and the jurisprudence of rights for terrorism's victims. As one commentator noted:

The process of discovery in this lawsuit on behalf of 9-11 families can lead to a vital contribution to our national security, and for that reason alone the United States Government should welcome the filing.

Statement by Richard Allen, former National Security Advisor to President Ronald Reagan.

A former United States Ambassador to Saudi Arabia recently admitted:

I have never said that the Government of Saudi Arabia is our ally. I have said that we have common interests . . . but that does not include the protection of individual princes.

As the United States Department of Justice itself argued before the Second Circuit Court of Appeals:

Any foreign person, entity, or state responsible for the intentional destruction of a U.S. aircraft, particularly one flying to the United States with many U.S. national aboard, 'should reasonably anticipated being haled into court' in the United States. Any foreign state must surely know that the United States has a substantial interest in the protection of its flag carriers and nationals in international air travel from the terrorist activity, and can reasonably expect that any action that harmed this interest would subject it to a response in many forms, including possible civil actions in U.S. courts. It is certainly in the interest of fairness and justice to do so.

Brief by the United States Department of Justice as intervening party in Rein vs. Libyan Arab Jamahariyah, et al., United States Court of Appeals for the Southern District of New York, 1998.

The evidence and substantive law in this case require that the sponsors of terrorism will be held accountable, and this is fully consistent with United States foreign policy.

## **FACTUAL ALLEGATIONS AGAINST DEFENDANTS**

### **BACKGROUND**

1. Plaintiffs incorporate herein all previous paragraphs, and allege herein upon information and belief.

2. Osama bin Laden and al Qaeda have admitted responsibility for the September 11<sup>th</sup> terrorist attacks. On September 11, 2001, al Qaeda co-conspirators, Mohammed Atta, Abdul Alomari, Wail al-Shehri, Waleed al-Shehri, and Satam al-Suqami hijacked American Airlines Flight 11, bound from Boston to Los Angeles, and crashed it into the North Tower, or Tower One, of the World Trade Center in New York.

3. On September 11, 2001, al Qaeda co-conspirators, Marwan al-Shehhi, Fayeze Ahmed, a/k/a "Banihammad Fayeze," Ahmed al-Ghamdi, Hamza al-Ghamdi, and Mohald al-Shehri hijacked United Airlines Flight 175, bound from Boston to Los Angeles, and crashed it into the South Tower, or Tower Two, of the World Trade Center in New York.

4. On September 11, 2001, al Qaeda co-conspirators, Khalid ad-Midhar, Nawaf al-Hazmi, Hani Hanjour, Salem al-Hamzi, and Majed Moqed hijacked American Airlines Flight 77, bound from Dulles Airport in Sterling, Virginia to Los Angeles, California, and crashed it into the Pentagon in Arlington, Virginia.

5. On September 11, 2001, al Qaeda co-conspirators, Ziad Jarrah, Ahmed al-Haznawi, Saaed al-Ghamdi, and Ahmed al-Nami hijacked United Airlines Flight 93, bound from Newark, New Jersey to San Francisco, California. In an act of defiant courage, the passengers of Flight 93 overtook the hijackers, resulting in its crash in Shanksville, Pennsylvania, prior to reaching its target in Washington, D.C.

6. All nineteen (19) hijackers were members of Osama bin Laden's al Qaeda terrorist group. Fifteen (15) of the nineteen suicide hijackers were Saudi Arabian

nationals. All received sponsorship, training, support and funding through Osama bin Laden and his al Qaeda terrorist network. All Plaintiffs herein were killed and injured as a direct and proximate cause of the acts of these criminals, the acts of their al Qaeda co-conspirators and sponsors, and the acts of Defendants herein to sponsor these reasonably foreseeable acts. As one federal court recently noted with respect to the statutes under which Plaintiffs herein proceed, the laws are clearly meant to reach beyond those persons who actually commit the violent act that directly causes the injury. Boim v. Quranic Literacy Institute, et al., 291 F.3d 1000 (7<sup>th</sup> Cir. 2002); 18 U.S.C. 2333 *et seq.*

7. On August 28, 2002 German prosecutors brought charges against Mounir el-Motassadeq, a Moroccan man accused of supporting members of the Hamburg al Qaeda cell suspected of helping to plan and carry out the September 11<sup>th</sup> attacks on the United States.

8. Defendant Mounir el-Motassadeq's indictment was the first formal criminal charge brought by German authorities in connection with the attacks. Mr. Motassadeq was arrested in November 2001 on evidence that he had managed the bank account of one of the suicide hijackers and arranged wire transfers to hijackers while they were learning to fly in the United States. He is charged with participation in the terrorist attacks of September 11, 2001, in the United States.

9. When arrested in 2001, prosecutors said Motassadeq was a close associate of Mohamed Atta, one suspected ringleader of the plot. In 1996, Motassadeq was one of the witnesses who signed Mr. Atta's will. Motassadeq managed the finances of another hijacker, Marwan al-Shehhi, and that the money was used to help al-Shehhi pay for his

flight lessons in the United States and cover living expenses there. According to the indictment, these funds were used to support members of the terrorist group al Qaeda.

10. Motassadeq admitted that he knew the September 11<sup>th</sup> hijackers, but he provided conflicting versions of the nature and intensity of those contacts. At times Motassadeq said he knew them only through the Al Quds mosque, which was attended by Atta and other hijackers. On other occasions, he said he had visited the apartment on Marienstrasse where Atta lived. Motassadeq and Atta were both students at TUHH University in Hamburg.

11. In July 2000, Motassadeq traveled to Karachi, Pakistan for a ‘vacation.’ The Pakistanis later confirmed that he had been in the country at this time and that there were indications that he had visited an al Qaeda camp in Afghanistan. In May 2001, Motassadeq visited the Stade nuclear plant near Hamburg, Germany. Numerous criminal investigations are ongoing in Germany and across the globe, which may result in additional information on al Qaeda terrorists and their sponsors.

### **Defendant Does**

12. As a result of ongoing investigations, and upon information and belief, additional defendants in this action will be identified as time proceeds. Defendant Does 1-100 are as yet unidentified, terrorists and sponsors of terrorism, to be identified as time proceeds. Defendant Does 1-100 are as yet unidentified, terrorists and sponsors of terrorism, to be pled with more specifically as evidence is uncovered.

### **The Banking Defendants**

#### **Al Baraka Investment and Development Corporatin**

13. Al Baraka Investment & Development Corporation (or “al Baraka”), a wholly owned subsidiary of Dallah Albaraka Group LLC (or “Dallah Albaraka”), is based

in Jeddah, Saudi Arabia. Its investments include 43 subsidiaries, mainly banks in Arab and Islamic countries. Most of them are known as or registered as “al Baraka Bank.” United States assets include al Baraka Bancorp Inc. in Chicago, Illinois, and al Baraka Bancorp Inc. in Houston, Texas.

14. A memo from the Russia Federation’s Security Service details the al Baraka Bank’s role in funding Defendant al-Haramain:

On existing knowledge, part of the obtained financing comes from the charitable collections (*Zakat*) and goes to the personal foreign accounts of field commanders, including Khattab and Basayef.

15. Al Baraka provided Osama bin Laden with financial infrastructures in Sudan beginning in 1983. For example, the use of al Baraka Bank by al-Haramain was confirmed by a statement from al-Haramain chairman, Aqueel al-Aqueel, who declared that the charity maintained accounts at Al Baraka bank in Saudi Arabia.

16. Al Baraka Investment & Development is mostly present in the Sudanese banking sector, through assets held in Algharb Islamic Bank, al Shamal Islamic Bank, Faisal Islamic Bank, Sudanese Islamic Bank and Tadamon Islamic Bank. Al Baraka is also affiliated with the National Development Bank in Sudan.

17. Defendant Saleh Abdullah Kamel was born in Makkah, Saudi Arabia, in 1941. After being the adviser to the Saudi Minister of Finance, in 1969 he founded Dallah Albaraka Group LLC, quickly establishing himself as one of the leading promoters of an Islamic financial and banking system capable of rivaling large Western institutions.

18. Dallah Albaraka Group LLC, a diversified conglomerate based in Jeddah, Saudi Arabia, is involved in various industries, services and financial activities. The

group includes twenty-three banks in Arab and Islamic countries, in addition to several investment and financial companies.

19. Dallah Albaraka Group LLC's portfolio includes a wholly owned subsidiary specializing in aviation-services, Dallah Avco Trans-Arabia Co Ltd. The company was formed in 1975 and is based in Jeddah, Saudi Arabia.

20. Two of the hijackers on September 11<sup>th</sup> of American Airlines Flight 77, Nawaf al Hazmi and Khalid al Mihdhar, received funding from Omar al Bayoumi (a/k/a Abu Imard) a Saudi national who paid their house rent in San Diego. Al Bayoumi is listed as a suspect wanted by the FBI in connection with the September 11<sup>th</sup> attacks.

21. Omar al Bayoumi was Assistant to the Director of Finance for an al Baraka company, Dallah Avco, a position he gave as a reference in an application for admission to Case Western Reserve University in Cleveland, Ohio in 1998.

22. On May 5, 1998, Omar Al Bayoumi registered a fictitious company name called Masjed al Madinah al Munawarah (Masjid al Madinah al Munawarah) based in San Diego, California. In March 25, 1999 a mosque was registered in the state of Pennsylvania under the name of Masjid al Madinah al Munawwarah Inc.

23. Dallah Albaraka Group LLC's financial arm is al Baraka Investment & Development (or "ABID"), a wholly owned subsidiary based in Jeddah, Saudi Arabia.

24. Saleh Abdullah Kamel, Chairman of Dallah al Baraka and al Baraka Bank, was one of the three founding members of al Shamal Islamic Bank. Saleh Abdullah Kamel founded the bank in 1983, along with a Sudanese company, al Shamal Investment and Development, and the Government of Northern State, then controlled by Governor Mutasin Abdel-Rahim, representative of Hassan al-Turabi.

25. The practice and policy of Dallah Albaraka Group LLC and al Baraka Bank is to provide financial support and assistance to terrorist organizations.

26. In 1998, al Aqsa Islamic Bank was established with \$20 million in capital. The main shareholders were Dallah al Baraka Group LLC and the Jordan Islamic Bank. Jordan Islamic Bank, a Dallah al-Baraka LLC subsidiary, owns 14 percent of al-Aqsa Islamic Bank. Saleh Abdullah Kamel acknowledged that Dallah al-Baraka Group LLC owns another twelve percent directly.

27. Since 1998, Israel had refused to approve the bank, citing its obvious ties with HAMAS. At the beginning of 2001, several antiterrorist authorities from that country even visited Citibank's headquarters in New York to warn its directors of the nature of the bank's activities.

28. Al Baraka provided support to Al Haramain operations and helped transfer funds for Osama bin Laden operations as reported by the Bosnian Intelligence Agency (Agency for Investigation and Documentation – AID) in a memorandum titled “Some illegal activities of humanitarian organizations investigated by the relevant investigative bodies of the Federation of Bosnia Herzegovina (FbiH)”:

Records available for 1998 show a flow of money into the so-called “operating” account of the HO [Humanitarian Organization] at the Deposit Bank, Sarajevo, from the “main” account, sent from Saudi Arabia via the Deutsche Bank and the Albaraka Bank in Turkey. The amount is 1,059,687 DEM [\$2.13 million].

29. Al Baraka Turkish Finance House, an al Baraka branch in Turkey, is a subsidiary of Dallah al Baraka Group LLC.

30. A Bosnian Intelligence memo regarding the activities of al-Haramain states the following:

Given all the above security factors, we believe that the clear lack of any concrete humanitarian projects indicates that the existence of this HO [Humanitarian Organization] was a fictitious cover . . .

31. The report establishes al-Haramain's role in financing and assisting Osama bin Laden's operations.

[t]he Saudi HO [Humanitarian Organization] al-Haramain, . . . has acted as a channel for financing the activities of terrorist organizations. . . . According to available intelligence, the Sarajevo office assisted the terrorist organization Gama al Islamija, while members of bin Laden's el Itihad al Islamija (AIAI) terrorist groups were employed at the Somalia offices, which also financed their operations.

32. Additional allegations regarding Defendant al-Haramain are detailed below.

#### **Al Shamal Islamic Bank**

33. Al Shamal Islamic Bank was formed in the Republic of Sudan (or "Defendant Sudan" or "Sudan") on April 1983, and started operations on January 2, 1990, with a paid capital of \$3.9 million. Shares for subscription were issued between 1997 and 2000. In or about the same year of the bank's formation, Osama bin Laden moved several of his Saudi businesses and assets, or extended the reach of these businesses and assets, into Sudan.

34. A State Department fact sheet on Osama bin Laden, dated August 14, 1996, notes his operations in Sudan since 1983: "In a 1994 interview, Bin Ladin claimed to have surveyed business and agricultural investment opportunities in Sudan as early as 1983."

35. In 1989, Hassan al Turabi, installed a fundamentalist Islamic government in Sudan through a coup.

36. In 1991, Osama bin Laden settled in Sudan, by invitation of Hassan al Turabi and the Sudanese government. A 1996 State Department fact sheet on Osama bin Laden described his operations in the country beginning in 1991:

Bin Ladin relocated to Sudan in 1991, where he was welcomed by National Islamic Front (NIF) leader Hasan al-Turabi. (...) He embarked on several business ventures in Sudan in 1990, which began to thrive following his move to Khartoum. Bin Ladin also formed symbiotic business relationships with wealthy NIF members by undertaking civil infrastructure development projects on the regime's behalf.

37. Osama bin Laden's close relationship with the new regime became symbiotic and he conducted several business projects with or on behalf of the NIF. One of these investments concerned al Shamal Islamic Bank, as reported by the State Department:

Bin Ladin and wealthy NIF members capitalized al-Shamal Islamic Bank in Khartoum. Bin Ladin invested \$50 million in the bank.

38. Osama bin Laden involvement in business transactions and al Shamal Islamic Bank was confirmed by a 2002 Congressional Research Service Report for Congress:

In 1991, bin Laden relocated to Sudan with the approval of Sudan National Islamic Front (NIF) leader Hasan al-Turabi. There, in concert with NIF leaders, he built a network of businesses, including an Islamic Bank (al Shamal), an import-export firm, and firms that exported agricultural products. An engineer by training, bin Laden also used his family connections in the construction business to help Sudan build roads and airport facilities. The business in Sudan (...) enabled him to offer safe haven and employment in Sudan to al Qaeda members, promoting their involvement in radical Islamic movements in their countries of origin (especially Egypt) as well as anti-U.S. terrorism.

39. Al Shamal Islamic Bank was founded in 1983 by three individuals and entities: al Shamal for Investment and Development, a Sudanese company; Defendant Saleh Abdullah Kamel, Chairman of the Saudi Dallah al Baraka Group LLC, and the Sudanese Government of Northern State, then controlled by Governor Mutasim Abdul-Rahim, Secretary General of the National Congress Party in Khartoum, and representative of Hassan al-Turabi.

40. In April 1984, the al Shamal Bank issued shares to its main founders. They included the Government of Northern State, Defendant Faisal Islamic Bank – Sudan, Defendant Saleh Abdullah Kamel, his brother Omar Abdullah Kamel, and Defendant al Baraka Investment and Development (ABID), a wholly owned subsidiary of Dallah al Baraka Group LLC and Defendant Saleh Abdullah Kamel.

41. Among the shareholders of the bank in April 1984, was Defendant Faisal Islamic Bank – Sudan, a subsidiary of Islamic Investment Company of the Gulf (Bahrain) EC, whose holding company is Defendant Dar-al-Maal al Islami (DMI), based in Switzerland. The three entities are chaired by Defendant Mohammed al Faisal al Saud, and controlled by Saudi investors.

42. Al Shamal Islamic Bank Chairman and shareholder, Defendant Adel Abdul Jalil Batterjee, is the Chairman of al-Bir Saudi Organization, whose U.S. branch, Benevolence International Foundation (BIF), is also a front for al Qaeda sponsorship.

43. Defendant Adel Abdul Jalil Batterjee is both Chairman of the al Shamal Islamic Bank and was also Chairman of the World Assembly of Muslim Youth, the subject of an FBI investigation for terrorist activities.

44. Al Shamal Islamic Bank General Manager, Mohammad S. Mohammad, acknowledged in a September 2001 press release that Osama bin Laden had two accounts in the bank, opened on March 30, 1992 for al-Hijrah Construction and Development Ltd, a company the United States Department of State says “work[ed] directly with Sudanese military officials to transport and provision terrorists training in [Osama bin Laden’s terrorist training camps in northern Sudan].”

45. A third al Shamal account was opened in 1993 in the name of Osama bin Laden's holding company, Wadi al Aqiq, a company registered in Saudi Arabia. The import-export firm, "in conjunction with his Taba Investment Company Ltd., secured a near monopoly over Sudan's major agricultural exports of gum, corn, sunflower, and sesame products in cooperation with prominent NIF members."

46. Al Shamal Bank has repeatedly been used to fund criminal and terrorist activities. A former associate of Osama bin Laden, Jamal Ahmed al-Fadl, testified during the U.S. trial on the 1998 embassy bombings in Africa, that Osama bin Laden and at least six al Qaeda operatives held bank accounts in al Shamal Islamic Bank under their real names.

Q. While you were in the Sudan, did you handle money for Osama bin Laden?

A. Could you repeat the question.

Q. Did you work on the finances for al Qaeda while you were in the Sudan?

A. Yes.

Q. Did you know where the bank accounts of Osama bin Laden and al Qaeda were?

A. Yes.

Q. Do you know whose names they were in?

A. The bank account under Osama bin Laden in Bank Shaml [al Shamal Islamic Bank], Khartoum.

Q. That was under Osama bin Laden's true name?

A. Yes.

Q. Were there accounts in other names?

A. Yes. Afad Makkee got account also.

Q. Afad Makkee, the account that he had under his name, do you know what name that is?

A. I remember Madani Sidi al Tayyib.

Q. Do you know of any other persons who had al Qaeda money in their accounts?

A. Abu Rida al Suri.

Q. Do you know his true name?

A. Nidal.

Q. Anyone else that you knew had al Qaeda money in bank accounts in their name?

- A. Abu Hajer al Iraqi.  
Q. Do you know his true name?  
A. Mamdouh Salim.  
Q. Did you have any accounts in your name?  
A. Shared with Abu Fadhl.  
Q. So you had accounts in your name that were shared with Abu Fadhl?  
A. Yes.  
Q. Do you recall anyone else that had bank accounts in their name for al Qaeda?  
A. Abdouh al Mukhlafi.

47. Jamal Ahmed al-Fadl also testified that al Qaeda operatives received monthly checks of several hundred dollars from al Shamal Islamic Bank accounts:

- Q. When you worked for Osama bin Laden, in the Sudan, how much were you paid?  
A. \$1,200 . . . per month.  
Q. For how long did you work for him?  
A. Almost two years.  
Q. What banks did he keep his money at?  
A. Bank el Shamar [Al Shamal Islamic Bank].  
Q. Any other banks?  
A. I think he had accounts in different banks, but I only recall Bank Shamar [al Shamal Islamic Bank].

48. Jamal Ahmed al-Fadl also testified that he transferred \$100,000.00 from al Shamal Islamic Bank to an al Qaeda representative in Jordan:

- Q. How did you carry the \$100,000?  
A. In my bag with my clothes.  
Q. Do you recall what kind of bills the \$100,000 was in?  
A. I remember they all hundred bill.  
Q. Sorry?  
A. They all hundred bill.  
Q. They were all hundred dollar bills?  
A. Yes.  
Q. Who gave you the money?  
A. Abu Fadhl, he bring it from Shamal Bank [al Shamal Islamic Bank] and he bring it to me.  
Q. Abu Fadhl brought it from the Shamal Bank [al Shamal Islamic Bank]?  
A. Yes.

49. During the course of the same trial, another associate of Defendant Osama bin Laden, Essam al Ridi, testified that the al Shamal Bank was used for al Qaeda operational purposes, stating that "\$250,000 was wired from al Shamal Islamic Bank" in 1993 via Bank of New York to a Bank of America account held in Dallas, Texas -- where he used it to "buy a plane delivered to bin Laden . . . intended to transport Stinger missiles. . . ." in 1993.

50. Following September 11, 2001, Chairman of the Senate Armed Services Committee and Chairman of the Permanent Subcommittee on Investigation of the Governmental Affairs Committee recently testified that Defendant al Shamal Islamic Bank operations continue to finance terror and that there are indications that Osama bin Laden remains the leading shareholder of that bank.

#### **Al-Rajhi Banking and Investment Corporation**

51. Officially founded in 1987, Defendant al-Rajhi Banking & Investment Corporation, a/k/a al-Rajhi Bank, has a network of nearly 400 branch offices throughout Saudi Arabia and manages seventeen subsidiaries across the world. Defendant, Sulaiman Abdulaziz al-Rajhi, is the Managing Director of al-Rajhi Banking & Investment Corporation and Defendant, Saleh Abdulaziz al-Rajhi, is the Chairman.

52. The al-Rajhi Banking & Investment Corporation is the primary bank for a number of charities that serve as al Qaeda front groups. Al-Haramain Islamic Foundation, the Muslim World League, and the International Islamic Relief Organization all funnel terrorism financing and support through the al-Rajhi Banking & Investment Corporation system. One of the hijackers in the September 11<sup>th</sup> attack, Abdulaziz al-Omari who was aboard American Airlines Flight 11, held an account with al-Rajhi Banking & Investment Corporation.

53. Defendant, Sulaiman Abdul Aziz al-Rajhi, has a history of financially supporting al Qaeda terrorists. Sulaiman Abdul Aziz al-Rajhi managed the National Commercial Bank budget of the Saudi Joint Relief Committee (SJRC). The al-Rajhi family is the primary financier of the SAAR Foundation Network and, as such, is implicated by the SAAR Network's sponsorship of terrorism and Osama bin Laden. Saleh al-Rajhi has been closely linked to Osama bin Laden's personal secretary, Wadih el-Hage. When the Kenyan house of Osama bin Laden's personal secretary, Wadih el-Hage, was raided in 1997, information regarding Saleh al-Rajhi was discovered. Wadih el-Hage was convicted for the 1998 United States Embassies bombings in Kenya and Tanzania.

54. Co-conspirators, aiders and abettors of the al-Rajhi family include defendants: Sulaiman Abdul Aziz al-Rajhi, Saleh al-Rajhi, Abdullah Sulaiman al-Rajhi, and Khalid Sulaiman al-Rajhi, all of these Defendants do business in and have a significant business presence in the United States through al-Watania Poultry, one of the World's largest poultry businesses, and through Defendants Mar-Jac Poultry, Inc., Mar-Jac Investments, Inc. and Piedmont Poultry in the United States.

#### **National Commercial Bank**

55. The Saudi National Commercial Bank (or "NCB") was founded in 1950 by Salim bin Mahfouz. After Salim's death in 1986, his son Khalid bin Mahfouz became President and CEO of the Saudi National Commercial Bank until 1999, and its principal shareholder with control over more than 50% of the bank's capital. The NCB has several wholly-owned subsidiaries, including SNCB Corporate Finance Ltd. in London, SNCB Securities Ltd. in London, and SNCB Securities Ltd. in New York City.

56. The National Commercial Bank was involved between 1986 and 1990 in the fraudulent schemes and practices of the Bank of Credit and Commerce International (or “BCCI”) after NCB Chairman Khalid bin Salim bin Mahfouz became Chief Operating Officer and major shareholder of BCCI. A 1992 United States Senate report on the BCCI affair detailed the role played by the National Commercial Bank in hiding assets and in the cover-up and obstruction of the Senate investigation. The National Commercial Bank was used by Osama bin Laden and al Qaeda as a financial arm. The NCB was operated as a financial conduit for Osama bin Laden’s operations. As a former CIA counter-terrorism expert explained:

How does the al Qaeda organization fund its worldwide network of cells and affiliated groups? Several businessmen in Saudi Arabia and in the Gulf contribute monies. Much of the money is paid as ‘protection’ to avoid having the enterprises run by these men attacked. There is little doubt that a financial conduit to Bin Laden was handled through the National Commercial Bank, until the Saudi government finally arrested a number of persons and closed down the channel. It was evident that several wealthy Saudis were funneling contributions to Bin Laden through this mechanism. Now, it appears, that these wealthy individuals are siphoning off funds from their worldwide enterprises in creative and imaginative ways.

57. Defendant Khalid bin Salim bin Mahfouz was born in Hadramaut, Yemen, on September 12, 1928, Khalid bin Salim bin Mahfouz is the son of Salim bin Mahfouz, who emigrated in Saudi Arabia in or about 1930. His father founded in 1950 the first commercial bank of Saudi Arabia, the National Commercial Bank (NCB), based in Jeddah. The National Commercial Bank is the kingdom’s largest bank today.

58. The bin Mahfouz family businesses are organized through a series of holding companies, including a conglomerate, Saudi Economic and Development Company LLC

(Sedco), founded in 1976 and based in Jeddah, and the petroleum company, Nimir Petroleum, which is chaired by Khalid bin Mahfouz's son.

59. Between 1986 and 1990, Khalid bin Salim bin Mahfouz was Chief Operating Officer of the Bank of Credit and Commerce International (BCCI). After several fraudulent practices were discovered, Khalid bin Salim bin Mahfouz was indicted on July 1, 1992, on charges of participation in a Scheme to Defraud in the First Degree in violation of New York Penal Law § 190.65, in connection with certain of defendant's acts and omissions relative to BCCI Holdings and certain related entities. The indictment alleges a series of misrepresentations, sham loans, and fraudulent conduct in failing to disclose the status of defendant's interest in BCCI.

60. Under Khalid bin Salim bin Mahfouz, the BCCI was also implicated in supporting terrorism, as reported by the United States Senate.

In the course of targeting BCCI for laundering drug money, the CIA learned of BCCI's involvement in manipulating certain financial markets, in arms trafficking, and in supporting international terrorism, including handling the finances of Sabri al-Bannah or Abu Nidal, and his terrorist organization.

61. The 1992 Senate investigative Report detailed the initial involvement of the BCCI in terrorism financial supporting terrorism:

BCCI's support of terrorism and arms trafficking developed out of several factors. First, as a principal financial institution for a number of Gulf sheikhdoms, with branches all over the world, it was a logical choice for terrorist organizations, who received payment at BCCI-London and other branches directly from Gulf-state patrons, and then transferred those funds wherever they wished without apparent scrutiny. Secondly, BCCI's flexibility regarding the falsification of documentation was helpful for such activities. Finally, to the extent that pragmatic considerations were not sufficient of themselves to recommend BCCI, the bank's pan-third world and pro-Islam ideology would have recommended it to Arab terrorist groups.

62. A bank audit of the National Commercial Bank conducted in 1998 revealed that over a 10 year period \$74 million dollars was funneled by its Zakat Committee to the International Islamic Relief Organization, headed by Osama bin Laden's brother-in-law.

63. The NCB audit report also stressed various irregularities due to "unreported expenses and loans." It states that "without knowledge of the Zakat Committee, NCB Directors established over the years credit and loans facilities for several charitable organizations, along with banking facilities that were not reviewed by the Committee." Direct donations were "received through those facilities to the Red Crescent Saudi Committee, International Islamic Relief Organization and Muwaffaq Foundation."

64. The NCB audit report points out a \$3 million dollar transfer to Blessed Relief Foundation, a supporter of Osama bin Laden founded by Khalid bin Salim bin Mahfouz. Khalid bin Salim bin Mahfouz was dismissed from the NCB in 1999 soon after the release of the bank's audit report and placed under arrest in Taif. Former CIA Director James Woolsey testified before the Senate Judiciary Committee that along with the "financial ties" to Osama bin Laden, Khalid bin Salim bin Mahfouz was Osama bin Laden's brother-in-law by his marriage to bin Mahfouz's sister Kaleda. Khalid bin Mahfouz set up various charity organizations around the world since 1991. Every one of these foundations were linked to al Qaeda and involved in the financing of Osama bin Laden's operations.

#### **Dar al Maal al Islami**

65. Dar al Maal al Islami (or "House of Islamic Money" or "DMI") is the registered name for DMI Administrative Services SA. The company is located at avenue Louis-Casai 84, in Cointrin, Switzerland. DMI Administrative Services SA replaced Dar al Maal al Islami on February 5, 2002. DMI activities started July 29, 1981. Until 1983,

DMI was under M. Ibrahim Kamel's chairmanship. On October 17, 1983, Prince Mohamed al-Faisal al-Saud became CEO. Under Mohammed al Faisal al Saud's chairmanship, DMI developed banking, investment and insurance activities in approximately 20 offices around the world. DMI operates broadly in Islamic countries, and investments are conducted under Islamic rules:

The \$3.5 billion DMI Trust, whose slogan is "Allah is the purveyor of success," was founded 20 years ago to foster the spread of Islamic banking across the Muslim world. Its 12-member board of directors includes Haydar Mohamed bin Laden, a half-brother of Osama bin Laden.

66. DMI is currently chaired by Abdulkarim Khaled Uusuf Abdulla who replaced Prince Mohamed al-Faisal al-Saud in early 2002. DMI is involved in al Qaeda financing through several subsidiaries: Islamic Investment Bank of the Gulf, Faisal Islamic Bank, Tadamon Islamic Bank, and al Shamal Islamic Bank.

67. DMI owns 100% of Islamic Investment Company of the Gulf. Mohamed al-Faisal al-Saud chairs Islamic Investment Company of the Gulf. Osama bin Laden's brother, Haydar Mohamed bin Laden, used to be a director of the company. Islamic Investment Company of the Gulf (Bahrain) EC is the main shareholder of Faisal Islamic Bank of Sudan, chaired by Mohamed al-Faisal al-Saud.

### **Faisal Islamic Bank**

68. Faisal Islamic Bank, subsidiary of Islamic Investment Company of the Gulf (Bahrain) EC, was one of the five main founders of al Shamal Islamic Bank in April 1984 and became member of the board in July 1988. Mohammed al Faisal al Saud is heavily involved in the sponsorship of terror through Faisal Islamic Bank.

69. Defendant, Faisal Islamic Bank, was implicated as an al Qaeda sponsor during the 2001 U.S. trial on the 1998 embassy bombings in Africa as holding bank

accounts for al Qaeda operatives. A former finance manager for al Qaeda in Khartoum, Jamal Ahmed al-Fadl, testified:

Q. Where were the accounts [of al Qaeda] held? In what countries?

A. . . . we got account in Bank Faisl Islami [Faisal Islamic Bank].

Q. Is that also in Khartoum?

A. Yes.”

70. Defendant Faisal Islamic Bank’s subsidiary in Turkey is currently under investigation by the Istanbul Prosecutor’s Office on charges of tax irregularities concerning seven executives. Prosecutors are demanding three years imprisonment for the executives including Defendant Mohammed al-Faisal al-Saud.

### **Al Barakaat Exchange LLC**

71. Al Barakaat Exchange LLC (or “al Barakaat”) is a bank based in Dubai, United Arab Emirates, with several branches located around the world. The United States government designated al Barakaat and its branches terrorist entities on November 7, 2001, and froze the organization’s assets. Two of the U.S. branches—in Boston, MA, and Alexandria, VA—were accused of racketeering and conspiracy to avoid reporting financial transactions, respectively. The members of the Alexandria branch have pled guilty.

72. Under Secretary for International Affairs John B. Taylor has described al Barakaat as a premier financial transfer system for al Qaeda:

Al Barakaat is a financial conglomerate headquartered in Dubai that operates in 40 countries including the United States. The founder of the organization, Shaykh Ahmed Nur Jimale, has close links with Usama bin Laden and has used al Barakaat to facilitate the financing and operations of Al Qaida and other terrorist organizations.

73. Secretary O’Neill corroborated al Barkaat’s funding of al Qaeda:

The al Barakaat companies are the money movers, the quartermasters of terror. At core, it is a hawala conglomerate operating in 40 countries

around the world with business ventures in telecommunications, construction, and currency exchange. They are a principal source of funding, intelligence and money transfers for bin Laden.

74. Al Barakaat has branches in Minnesota, Massachusetts, Ohio and Washington State. All of the al Barakaat group of companies are co-conspirators, aiders and abettors of al Qaeda.

#### **Tadamon Islamic Bank**

75. Defendant Tadamon Islamic Bank was formed in Sudan on November 28, 1981 with an address in Khartoum, and started operations on March 24, 1983. This is less than one month before Al Shamal Islamic Bank obtained banking authorization for its own activities. The bank is active across Sudanese territory, through twenty-one different establishments and has several subsidiaries in Sudan.

76. Shareholders of the Tadamon Islamic Bank include Defendants Al Baraka Investment and Development Co (ABID), a subsidiary of the Saudi Dallah al Baraka Group, Abdullah Kamel, National Company for Development and Trade, and Dubai Islamic Bank. Defendant Faisal Islamic Bank Sudan, a subsidiary of the Islamic Investment Company of the Gulf (Bahrain), whose holding is Dar Al Mal Al Islami (DMI), was the main shareholder of Tadamon Islamic Bank in 1995.

77. Tadamon Islamic Bank facilitated al Qaeda financial operations. According to a testimony of former Al Qaeda financier in Khartoum, Jamal Ahmed Mohamed al-Fadl, during the 2001 trial regarding the 1998 Embassy bombings, Tadamon Islamic Bank held accounts of Al Qaeda operatives:

Q. "Do you recall anyone else that had bank accounts in their name for al Qaeda?"

A. Abdouh al Mukhlafi.

Q. Who was this person named Abdouh al Mukhlafi?

A. He is from Yemen.

Q. What role did he play for Bin Laden?

A. He goes with Bin Laden when Bin Laden travel outside or inside Sudan.

Q. What role did he play for Bin Laden when Bin Laden traveled?

A. He is like bodyguard for him, and also if Bin Laden, he needs bank something, he use account for that.

Q. Did he handle money during the travel?

A. Yes.

Q. Where were the accounts held? In what countries?

A. In Sudan and is in Bank Tadamon Islami [Tadamon Islamic Bank].”

78. Tadamon Islamic Bank is also a shareholder of Defendant Al Shamal Islamic Bank, a bank formed in Sudan on April 1983, extensively used for Al Qaeda operations. Tadamon Islamic Bank joined the provisional Board of Directors on July 1988 and remains a main shareholder of Al Shamal Islamic Bank since March 26, 1986.

## **THE CHARITY DEFENDANTS**

### **THE CHARITY FRONTS OF TERROR**

79. Shortly after September 11, the United States Treasury Department designated a number of charities as terrorist entities and froze their assets. These included the Rabita Trust, al-Haramain, al-Rashid Trust, Wafa Humanitarian Organization, and others. Furthermore, the Treasury Department froze the assets of the Benevolence International Foundation and the Global Relief Foundation. Many of these charities are Saudi funded. Then, in a series of raids over two days in March 2002, federal and local

officials stormed the offices of several locations in Virginia and Georgia. These locations housed numerous charities suspected of funneling money to and from al Qaeda.

80. Islamic fundamentalists have usurped charities as a means to raise funds and travel the world easily and efficiently. Numerous charities around the world have been pinpointed as used for terrorist purposes. Some have been shut down, while others have continued to thrive, raising new funding for their terrorist activities.

81. Al Qaeda itself sprung from Mekhtab al Khidemat (Arabic for the “Office of Services”), which was a charitable organization with offices all over the world. In the United States indictment of al Qaeda and Osama bin Laden for the 1998 United States Embassy bombings in East Africa, the government noted that:

[Al-Qaeda] grew out of the “mekhtab al khidemat” organization which had maintained offices in various parts of the world, including Afghanistan, Pakistan (particularly in Peshawar) and the United States, particularly at the Alkifah Refugee Center in Brooklyn, New York.

82. The charity defendants in this action are used as terrorist fronts, to mask money transfers and provide cover for terrorist operatives.

**Al-Haramain Islamic Foundation, Inc.**

83. The Saudi Arabian-based al-Haramain Islamic Foundation Inc. (or “al-Haramain”) is a private charitable organization that is supposed to provide a variety of humanitarian services for Muslims worldwide. Established in Riyadh in 1992, al-Haramain has quickly developed a vast network of offices and representatives that now spans over fifty countries, including the United States. Al-Haramain raises most of its funds from Saudi Arabia where it oversees the distribution of its resources across the world.

84. Although al-Haramain incorporates in many of the countries in which it operates these branches are still controlled primarily from al-Haramain's headquarters in Riyadh, Saudi Arabia. The President and Vice-President of the United States branch, Aqeel al-Aqeel and Mansour al-Kadi, both reside in Riyadh, Saudi Arabia where they run all of al-Haramain worldwide. Defendant al-Haramain Islamic Foundation, Inc., is a Saudi charity front that has exploited its non-profit status for the benefit of Osama bin Laden and his terrorist network al Qaeda. In doing so, al-Haramain has developed an extensive worldwide network. Many of al-Haramain's foreign branches have been exposed for providing direct and material support to al Qaeda. The United States State Department has designated two of al-Haramain's branches located in Bosnia and Somalia, as terrorist entities and frozen the assets of both. The leaders of al-Haramain have direct links to al Qaeda.

85. In December of 1999, al-Haramain conducted a joint fundraising event with a known al Qaeda front, the defendant International Islamic Relief Organization (IIRO) and suspected front, the World Assembly of Muslim Youth (WAMY) in Riyadh, Saudi Arabia. Al-Haramain and its co-conspirators also solicit and operate widely in the United States.

86. Co-conspirators, aiders and abettors of the al-Haramain Islamic Foundation doing business or registered to do business in the United States include defendants: Al Haramain Foundation; Al Haramain Islamic Foundation, Inc.; Aqeel Abdul-Azeel al-Aqeel; Mansour al-Kadi, Soliman H.S. al-Buthe; and Perouz Seda Ghaty.

**Al-Haramain's Humanitarian Efforts Used to Conceal Support for al Qaeda**

87. Al-Haramain's self-titled "Most Important Aims" include relief work in areas of the world where Muslims are deprived. An unwritten, though no less important, aim of al-Haramain is providing assistance to Osama bin Laden's al Qaeda.

88. Intelligence officials throughout the world have acknowledged that al-Haramain exploited its non-profit status in secreting its aid to terrorist groups. In referring to al-Haramain in a speech given on March 11, 2002, U.S. Treasury Secretary Paul O'Neill, stated:

Few deceptions are more reprehensible than the act of collecting charity from well-intentioned donors, and then diverting those funds to support hatred and cruelty. As I said during my visit to the Gulf, misusing charity funds to support terrorism harms the people who gave the donation, harms the people who should have received it and is dangerous to us all. Organizations that pervert the name of charity are an affront to us all, and we will find them, expose them, and shut them down.

89. After the June 2, 2002, raids of al-Haramain offices in Bosnia, the Commander of the NATO-led forces in Bosnia, Lieutenant General John Sylvester stated:

We detected a pattern here . . . for terrorist cells and those who aid and harbor them to operate behind the shield of legitimate humanitarian . . . organizations.... They were preaching good, and sometimes doing good, while plotting evil.

90. On March 11, 2002, the United States froze the funds of the Bosnia-Herzegovina and Somalia branches of the al-Haramain Islamic Foundation. These branches of al-Haramain were "diverting charitable funds to terrorism." The United States Treasury Department issued a Press Release about the designations that stated:

The branch offices of al Haramain in Somalia and Bosnia are clearly linked to terrorist financing.

91. Although al-Haramain in Saudi Arabia was not included in this designation, the Bosnian and Somalian branches receive their funding and guidance from the al-Haramain headquarters in Riyadh, Saudi Arabia.

92. Al-Haramain's Bosnia and Somalian offices and the rest of al-Haramain are closely intertwined. Al-Haramain's headquarters provides the funding, management, and direction of the Somalian and Bosnian branches. The headquarters also maintains one website that covers al-Haramain worldwide and, on occasion, devotes certain pages of its website to certain individual branches.

93. A United States Treasury Department Press Release stated that al-Haramain worked with the al Qaeda linked Somali-based terrorist group al-Itihaad al-Islamiya and the al Qaeda financial vehicle al-Barakaat Bank. The press release states:

The Somalia office of al-Haramain is linked to Osama bin Laden's al Qaeda network and al-Itihaad al-Islamiya (AIAI), a Somali terrorist group. al-Haramain Somalia employed AIAI members and provided them with salaries through al-Barakaat Bank, which was designated on November 7, 2001 under E.O. 13224 because of its activities as a principal source of funding, intelligence and money transfers for Osama bin Laden.

94. The cooperation between al Qaeda and al-Itihaad al-Islamiya has not ceased. The 2002 United States Department of State's Patterns on Global Terrorism report states that al-Itihaad al-Islamiya is a terrorist group that maintains ties to al Qaeda. The Treasury Department Press Release about the designation also states that al-Haramain's support of al-Itihaad al-Islamiya has been concealed under its humanitarian cover:

Over the past few years, al-Haramain Somalia has funneled money to AIAI by disguising funds as if they were intended for orphanage projects or Islamic school and mosque construction. The organization has also employed AIAI members and provided them with salaries through Barakaat Banks and Remittances, a subsidiary of al-Barakaat Bank.

95. This concert of action, and abetting of terror is precisely the hallmark of the offensive upon the United States that culminated on September 11<sup>th</sup>.

**Al-Haramain's Ties to al Qaeda's 1998 U.S. Embassy Bombings**

96. The al-Haramain Islamic Foundation was banned from Kenya for national security concerns following the 1998 embassy bombings. Osama bin Laden and al Qaeda were convicted by the United States in 2001 for plotting and executing these dual attacks in Nairobi, Kenya, and Dar Es Salaam, Tanzania, which killed 224 people, including 12 Americans, and injured more than 4,000. These indictments and convictions demonstrate the United States government's belief that both Osama bin Laden and al Qaeda have committed acts within and outside the United States which trigger the United States District Courts' jurisdiction over such entities.

97. The United States Treasury Department Press Release following the March 11, 2002, designation of al-Haramain's Bosnian and Somalian offices, stated the following about its connection to the terrorist group al-Gama'a al-Islamiyya:

The Bosnia office of al-Haramain is linked to al-Gama'a al-Islamiyya, an Egyptian terrorist group. Al-Gama'a al-Islamiyya was designated on November 2, 2001 and it is a signatory to Osama bin Laden's Fatwah dated February 23, 1998, targeting Americans and their allies.

98. In March 2002, Bosnian officials raided al-Haramain's Sarajevo office and discovered more proof of al-Haramain using its humanitarian image as a cover for terrorism. A Bosnian intelligence report explains how investigators discovered that al-Haramain's financial records from 1994 through 1998 had been destroyed and that \$1.59 million had been inexplicably withdrawn from the charity between 1999 and 2001. The Bosnian intelligence report about the March 2002 raids also stated: "We believe that the clear lack of any concrete humanitarian projects indicates that the existence of this

organization was a fictitious cover for probable links with terrorism.” In 2001, the Saudi-based al-Haramain aided al Qaeda terrorists groups in Chechnya by providing them with recruits, weapons, and money.

99. Al-Haramain’s website used to have a direct link to the al Qaeda site about the Chechnyan operations (qoqaz.com). The website is part of the al Qaeda propaganda organization, Azzam Publications group of websites, including qoqaz.com, qoqaz.net, and azzam.com (among others). The government of the United States has been tracking the domains of azzam.com and qoqaz.com in an ongoing effort to shut-down the sites for their role as an al Qaeda sponsor, promoter and mouthpiece. FBI Special Agent Robert Walker described qoqaz.net, the English-language equivalent of qoqaz.com, in his April 29, 2002, Affidavit in Support of Complaint Against Benevolence International Foundation, Inc. and Enaam M. Arnout. In his Affidavit, Walker stated that qoqaz.net leverages its relationship with charities:

In or about early 2000, a website ([www.qoqaz.net](http://www.qoqaz.net)) dedicated to the cause of Chechen mujahideen identified the leaders of the military fight in Chechnya as including Ibn al Khattab and included pictures of mujahideen training as well as killed mujahideen. CW-1 has identified Ibn al Khattab as a well-known mujahideen leader with links to Osama bin Laden. . . .

The website condemned America . . .

100. Shortly after the merger of Egyptian Islamic Jihad with Osama bin Laden’s al Qaeda (See, Sudan allegations, *infra*), Ahmed Ibrahim al-Najjar, initially a member of the Egyptian Islamic Jihad, was sent on a new mission to Albania to work for al-Haramain. After al-Najjar was deported from Albania to Egypt in 1999, he was sentenced to death for terrorism. In his testimony, al-Najjar admits to being a full-fledged al Qaeda member who entered Albania with a false passport and who, like many other al Qaeda

operatives, was engaged in purported humanitarian activities while waiting for new orders to act. The case of al-Najjar is but one example of a senior al Qaeda operative who not only found refuge from authorities with al-Haramain, but a platform from which to wage war and promote the use of terror.

101. Al-Haramain took part in a committee of charitable organizations that formed the Saudi Joint Relief Committee (or “SJRC”). Along with al-Haramain, the SJRC is comprised of the IIRO, WAMY, the Saudi Red Crescent, and the Muslim World League, among others. The SJRC has been connected to Osama bin Laden and two of his top operatives, Wa’el Hamza Jalaidan and Adel Muhammad Sadiq bin Kazem. Al-Haramain has been able to continue its cooperation with al Qaeda for years in large part due to its ostensible appearance as a humanitarian organization.

102. In the United States, al-Haramain has three business entities in Ashland, Oregon: al-Haramain Foundation, al-Haramain Islamic Foundation, and al-Haramain Islamic Foundation, Inc. All three of these separately filed businesses are at the same address and under the same management. These three businesses are one and the same as al-Haramain’s headquarters in Riyadh, Saudi Arabia. The President and Vice-President of the United States branch, Aqeel al-Aqeel and Mansour al-Kadi, are the Secretary General and Deputy General, respectively, of the Riyadh office. The al-Haramain branch in Ashland, Oregon, is specifically linked to al Qaeda and the branch in Kenya that was banned for national security concerns following the 1998 Embassy Bombings.

103. Al-Haramain Ashland states in its year 2000 Form 990 that it operates an Islamic center in Springfield, Missouri. Corporate records reveal that al-Haramain owns property in Springfield, Missouri.

**Benevolence International Foundation Inc., a/k/a Al Bir al DaWalia**

104. The Benevolence International Foundation (or “BIF”), headquartered in Palos Hills, Illinois, purports to be an international charity organization involved in fundraising for charitable causes. BIF was incorporated in the State of Illinois as a non-profit organization on or around March 30, 1992. One of the directors listed on the incorporation documents is Defendant Adel Abdul Jalil Batterjee a/k/a Adil Abdul Galil Batargy. BIF has offices in Pakistan, Bosnia, Azerbaijan, Tajikistan, Yemen, Bangladesh, Turkey, Dagestan, Georgia, China and Ingueshetia.

105. The organization is also known as “al Bir al Dawalia,” which translated from Arabic means “Benevolence International.” It was originally founded in the 1980’s by a wealthy Saudi Arabian national named Adel Abdul Jalil Batterjee, who was an associate of Osama bin Laden. Adel Abdul Jalil Batterjee later transferred control of the organization to the current Chief Executive Officer Enaam M. Arnaout. Enaam Arnaout has been affiliated with BIF since at least 1992.

106. Adel Abdul Jalil Batterjee is a wealthy Saudi Arabian businessman. He has investments across a number of different industries including commercial, property, medical, industrial, and contracting. This business is done primarily through the family’s business, the Batterjee Group, but also through other investments. Recent attempts to locate Batterjee in Saudi Arabia have failed and it is currently believed that he may be in the Sudan.

107. Batterjee originally met Arnaout in 1987 when Arnaout was teenager studying Islam in Pakistan. Batterjee appointed Arnaout as the head of the Bosnian branch in the early 1990s. According to Benevolence International Foundation’s 1992 articles of incorporation, Adel Batterjee is one of the three founders of BIF in the US. In

1993, the Saudi Government closed Batterjee's charity al-Birr at the same time it was closing other organizations for ties to terrorism. Following the close, Batterjee moved the BIF headquarters to Chicago and brought Arnaout in from Bosnia to run the organization. Batterjee officially transferred control of the organization to Enaam Arnaout on September 15, 1997, when Arnaout assumed the Executive Director position.

108. Adel Batterjee's name does not appear in any Benevolence International Foundation corporate records after 1994, yet he continued funding the foundation. On February 12, 2002, the United States Government recorded a telephone conversation that the now jailed CEO of BIF, Enaam Arnaout, had with his brother Hisham in Saudi Arabia. During this conversation, Arnaout discusses "Abu Sulafa" with his brother. The US Government has identified the name "Abu Sulafa" as an alias for Adel Batterjee. Using Batterjee's alias, Arnaout states the Batterjee has been sending money to Benevolence International Foundation's branches:

EA: And the man [Abu Sulafa], may God reward him with goodwill, he loves goodwill, so he does not want to boycott the offices, (UI) the offices, he is sending them wire transfers. So, if, if I receive a wire transfer from him, to any office of the offices, my home is destroyed.

H: Yes, meaning, should I tell him not to send a thing.

EA: Tell him, oh brother, now, they want, now scrutinizing on what is our relation to Saudi Arabia.

...

EA: So I want you to talk to Abu Sulafa, tell him "Enaam is telling you, that oh beloved brothers, the scrutiny now is on a Saudi connection."

(EA = Enaam Arnaout, H = Hisham, Arnaout's brother)

109. One Justice Department al-Qaeda expert suggested that this telephone conversation may further elucidate Batterjee's role as the source of the "mysterious set of wire transfers" that contributed \$30,000 to \$40,000 to BIF each month. Investigators have tracked the wire transfers to a Swiss Bank account registered to a Cayman Islands corporation.

110. Evidence introduced in the criminal trial of United States v. Usama Bin Laden, et al., Case Number S98 Cr. 1023, United States District Court, Southern District of New York, and gathered in the related investigation, demonstrated that al Qaeda sought and received a substantial amount of financial support from numerous international sources for the procurement of equipment (including weapons and communication equipment), recruitment, training, transportation, and lodging, among other expenses. In addition, al Qaeda terrorists receive training in how to avoid law enforcement and intelligence scrutiny and have a proven ability to travel surreptitiously. They are also taught to avoid putting matters in writing. Al Qaeda members have held positions in BIF and this charity is one of the organizations utilized by al Qaeda in this manner.

111. Once money was withdrawn from the bank accounts of relief organizations, its use by al Qaeda was virtually untraceable. According to an affidavit of Special Agent Robert Walker of the FBI, an al Qaeda witness explained that the money would almost always be withdrawn in cash, and the relief organizations from whose account the money was taken would generate paperwork which indicated that all the money was being used for charitable purposes such as building mosques or schools, or providing clothing for the poor. According to this affidavit, only a portion of the money withdrawn was actually used for the purposes stated by the relief organizations. The remaining funds were

provided to al Qaeda for whatever use al Qaeda deemed necessary. This is consistent with evidence adduced at the 1995 trial in the Southern District of New York of persons convicted of seditious conspiracy involving the 1993 plot to attack various buildings in New York. One of the defendants admitted that he had been smuggling money into the United States.

112. On or about March 19, 2002, law enforcement authorities in Bosnia-Herzegovina searched eight locations affiliated with BIF, including BIF's offices in that country. The documents recovered included documents establishing direct communication between Enaam Arnaout and Osama bin Laden and others in the late 1980's and early 1990's. The documents included a disk found at BIF's office in Bosnia which included scanned images of these documents.

113. On December 16, 1994, Defendant Mohamad Jamal Khalifa, while traveling with the aforementioned Bayazid, was detained in San Francisco by American officials. At the time, Mohamad Jamal Khalifa had been living for a substantial period of time in Manila, the Philippines, and was affiliated with a number of entities, including a non-government organization known as Benevolence International Corporation (or "BIC") and the International Islamic Relief Organization (or "IIRO"). At the time of his travel, Mohamad Jamal Khalifa had been convicted in absentia in Jordan for his alleged involvement in 1993 and 1994 in a series of bombings of public places in Jordan. Two of the principal participants in the bombing were Jordanians who had spent time with Mohamad Jamal Khalifa in the Philippines but who had then returned to Jordan to conduct these bombings and contemplated assassinations. Mohamad Jamal Khalifa was then retried – and acquitted – after his extradition from San Francisco to Jordan following

the December 1994 stop. At his Jordanian trial, Mohamad Jamal Khalifa admitted to the Jordanian authorities that he had known the bombers and had sent them money.

114. Mohamad Jamal Khalifa, alias “Abu Baraa,” is referenced on a document recovered in the searches of BIF locations in Bosnia in March 2002. On or about November 19, 1998, telephone toll records indicate that BIF’s Illinois office was in telephonic contact with a telephone number in Saudi Arabia used by Khalifa.

115. Financial records obtained from Citibank indicate that in the four month period from January 4, 2000, to April 11, 2000, BIF sent nineteen (19) wire transfers from its checking account, number 980110435, in the amount of \$685,560.

116. A folder recovered in another BIF search in December 2001, indicated handwritten notations in Arabic which included the statements:

Contribute with your mujahideen brothers to repel the Crusader-Zionist attack on Muslim lands.

Steeds of war projects.

117. The reference to “steeds of war projects” is an apparent reference to a verse in the Koran which reads: “Against them [the enemies] make ready your strength to the utmost of your power, including steeds of war, to strike terror into the hearts of the enemies . . . .”

118. On April 21, 1999, evidence recovered by the FBI from BIF’s office in Palos Hills, Illinois, included, among other things, a copy of a February 1999 article in the Seattle Times concerning small pox as a biological terrorism weapon. The sections of the text indicating that federal, state and local authorities are poorly prepared for a biological attack involving smallpox were highlighted. In none of BIF’s advertisements of its

humanitarian causes has it ever indicated that it was dealing with the issue of small pox in any country.

119. BIF claims to be a charitable organization but in fact is engaged in the support of various persons and groups involved in military and terrorist type activity.

120. Enaam Arnaout has a relationship with Osama bin Laden and many of his key associates dating back more than a decade, as evidenced by cooperating witnesses and seized documents. BIF is an organization that al Qaeda has used for logistical support, including the movement of money to fund its operations, according to a cooperating witness familiar with al Qaeda. Various persons involved in terrorist activities, specifically including persons trying to obtain chemical and nuclear weapons on behalf of al Qaeda have had contacts with Benevolence International Foundation offices and personnel.

121. Benevolence International Foundation has had direct dealings with representatives of the Chechen insurgents as well as Hezb e Islami, a military group operating at various times in Afghanistan and Azerbaijan. Benevolence International Foundation made efforts to provide the Chechen mujahideen with money, an X-ray machine, and anti-mine boots, among other things.

122. On December 14, 2001, searches were conducted of the offices of Benevolence International Foundation in Palos Hills, Illinois, and in Newark, New Jersey, along with the home of its chief executive officer, Enaam M. Arnaout, removing materials from each place. According to a government witness, Enaam M. Arnaout was planning in March 2002, to leave for Jeddah, Saudi Arabia.

123. Also on December 14, 2001, the Treasury Department's Office of Foreign Asset Control (or "OFAC") issued an order blocking Benevolence International Foundation's assets and records, pending further investigation into BIF's ties to terrorists. Enaam M. Arnaout, Chairman of Benevolence International Foundation, has a relationship with Osama bin Laden and key associates dating back more than a decade. The Benevolence International Foundation is used by al Qaeda for logistical support: terrorists attempting to obtain chemical and nuclear weapons on behalf of al Qaeda have contacts with the Benevolence International Foundation and its office personnel; and, Benevolence International Foundation has had direct dealings with al Qaeda operatives, providing them with military and financial support.

124. Co-conspirators, aiders and abettors of the Benevolence International Foundation, a/k/a al-Birr al-Dawalia, include defendants: Benevolence International Foundation – U.S.A. (Main Office), Benevolence International Foundation – U.S.A. (East Coast Office), Benevolence International Foundation – Canada, Syed Suleman Ahmer, Enaam Mahmoud Arnaout, a/k/a Abdel del Samia, a/k/a Abu Mahmoud, Mazin M.H. Bahareth, Shahir Abdulraoof Batterjee, Zahir H. Kazmi, Muzaffar Khan, Soliman J. Khudeira, and Jamal Nyrabeh, all located, doing business or registered to do business in the United States.

### **World Assembly of Muslim Youth**

125. The World Assembly of Muslim Youth (or "WAMY") and the Benevolence International Foundation (BIF) are tightly connected organizations that share the same leadership and work together on a number of joint projects. Adel Abdul Jalil Batterjee was the Secretary General of WAMY at the time he founded the humanitarian organization BIF in the United States. Outside of Batterjee's role, the two organizations

have also cooperated in joint-publishing of literature and film that bears both of their logos.

126. Batterjee commissioned the writing of a biography specifically about Osama bin Laden and the origins of the al-Qaeda network in Arabic. This biography, *The Arab Volunteers in Afghanistan*, was jointly published in 1991 by the Benevolence International Foundation and the World Assembly of Muslim Youth. The book details Osama bin Laden's life, including the creation of bin Laden's terrorist network, al-Qaeda. On the back cover is a written statement that expresses the ideology of the book, "This is the jihad in Afghanistan. What we see now, it is a blessed river. The Arab people are the people that feed the jihad river."

127. The conspirators of the first World Trade Center bombing in February 1993 had in their possession several terrorist training manuals when they were caught. Ahmad Ajaj had in his possession an al-Qaeda manual that detailed how to be an effective terrorist, teaching proper ways to make bombs and remain covert. It was found in an envelope that had both the WAMY and Lajnat al-Birr logos on it. Ajaj has been convicted for participating in the first World Trade Center attack.

128. Khalid al-Fawwaz, a senior al-Qaeda leader currently imprisoned in Britain, had the same manual as Ajaj except for updates that included more recent al-Qaeda knowledge. Al-Fawwaz ran bin Laden's public relations outfit the Advice and Reformation Committee in London and masterminded the 1998 United States Embassy Bombings, for which he was indicted by the United States Government. That someone of al-Fawwaz' stature in al-Qaeda possessed manuals that were distributed by WAMY is indicative of the shared ideology and cooperation between WAMY and al-Qaeda.

129. Another manual found in Ahmed Ajaj's possession was hate literature against Americans, Christians, and Jews. This encyclopedia, which glorified the hijacking of busses and the killing of innocent civilians in Israel, was published by WAMY.

### **International Islamic Relief Organization**

130. The International Islamic Relief Organization (or "IIRO") has materially supported terror around the globe, including Osama Bin Laden and al Qaeda. IIRO's office in the Philippines is headed by Osama bin Laden's brother-in-law, Defendant Mohammed Jamal Khalifa and has acted as a center of terrorist financing and training activity – across the globe. IIRO then evolved into a vast independent terrorist machine – funding, recruiting and aiding and abetting al Qaeda members around the globe. IIRO was involved with the 1993 World Trade Center bombing, the plot to destroy the Lincoln Tunnel and the Brooklyn Bridge, the plot to assassinate former President William Jefferson Clinton and Pope John Paul II, the plot to blow up twelve American airplanes simultaneously, and the 1998 Embassy bombings in East Africa.

131. The IIRO sister company, International Relief Organization ( or "IRO"), sends money back and forth with IIRO. IRO sends money to other organizations that sponsor terror. Another IIRO sister company, the Success Foundation, sends money back and forth with the IIRO and IRO. The Success Foundation also sends money to other organizations who sponsor terror.

132. Several employees of the Muslim World League, IIRO's parent organization, have explicitly worked with al Qaeda. Osama bin Laden's associates from Afghanistan infiltrated and propagated Muslim World League Offices around the world. The Rabita Trust, another branch of the Muslim World League, had its assets frozen as a Specially

Designated Global Terrorist Entity (or “SDGI”) of the United States Treasury. Wa’el Jalaidan, as Secretary General of the Rabita Trust and Muslim World League Office in Peshawar, Pakistan has repeatedly aided and abetted terrorists.

133. Abdurahman Alamoudi, the Secretary of the Success Foundation, has openly stated his support for HAMAS and Hizbollah, both designated terrorist organizations. Alamoudi is the President of the American Muslim Foundation (or “AMF”), which receives thousands of dollars from the Success Foundation, as stated on the income tax Form 990s for the Success Foundation. Mohammed Omeish, President of the United States branches of IIRO and IRO, as well as their sister organization the United States-based Success Foundation, is also Vice-President of the American Muslim Foundation.

134. Adnan Basha, IIRO’s Secretary-General, wrote “The major finance is coming from the generous people of Saudi Arabia, King Fahd, and the royal family.” Arafat El-Ashi, head of IIRO’s Canada branch, testified in the trial of Mahmoud Jaballah that IIRO and MWL were intimately connected to and funded by certain Saudi Arabian interests. Arafat el-Ashi made clear in his testimony in the Jaballah trial that as a IIRO and MWL employee, he was also an employee of the Saudi government.

135. IIRO became al Qaeda’s charity of choice to funnel money and weapons as described in the book *The Arab Volunteers of Afghanistan*, published by Adil Abdul Galil Batargy and the relief organization Benevolence International Foundation.

136. According to the account of Mohammed Bayazid, al Qaeda member and associate of Osama bin Laden, the Muslim World League opened an office in Pakistan for the use of the founders of al Qaeda. The Muslim World League initially was funded by Osama bin Laden, then the government of Saudi Arabia took over the funding.

According to the Arabic periodical publication *Rose Al-Yusuf*, the IIRO is firmly entrenched with Osama bin Laden's al Qaeda organization. As one example, the IIRO supported an al Qaeda guest house in Egypt.

137. The perpetrators of the first attack on the World Trade Center in 1993 were given al Qaeda funding and support through Defendants Mohamad Khalifa and IIRO. Mohamad Khalifa, as the head of IIRO, used the organization to collect and launder money for al Qaeda operations. IIRO funded the terrorist al Qaeda groups Moro Islamic Liberation Front (or "MILF") and the Abu Sayef Group (or "ASG"). A former Abu Sayyaf member stated: "Less than 30% of the IIRO funds went to legitimate public works, the rest going toward the purchase of weapons." Mohamad Khalifa's branch of the IIRO served as a base to plan and finance al Qaeda.

138. IIRO built its office in Khartoum, Sudan in the same residential neighborhood as Osama bin Laden's personal office, according to the testimony of a former al Qaeda member, Jamal Ahmed Mohammed Al-Fadl. IIRO also built its Khartoum office near the office of Benevolence International Foundation, another al Qaeda front, and in the same residential neighborhood where Osama bin Laden had his personal office.

139. The IIRO was implicated in the bombing of the United States Embassies in Kenya-Tanzania in 1998. Kenya deregistered the IIRO after the bombing. IIRO Tanzania was reportedly working with al Qaeda immediately before the United States Embassy bombing. IIRO went on to plot to destroy United States Consulates in India in 1999.

140. According to Canadian intelligence documents, IIRO funded al-Jihad. Mohmous Jaballah, an Islamic al-Jihad member tried in Canada, was an IIRO employee. Egyptian al-Jihad, led by al Qaeda's second-in-command, Ayman al-Zawahiri, is a branch of al Qaeda. As an employee of IIRO Canada, Mohammed Khatib founded the Canadian branch of Benevolence International Foundation.

141. IIRO works with numerous other al Qaeda affiliated charities. IIRO shares the same address in England as the International Development Foundation (or "IDF"), a charity affiliated with Defendant Khalid bin Mafouz, a senior al Qaeda financier. The Success Foundation, IIRO's namesake, is also funded by Khalid bin Mafouz. IIRO aids and abets the Saudi Joint Relief Committee, an al Qaeda charity in Bosnia and elsewhere. IIRO, through Khalifa, sponsors, aids and abets Benevolence International Foundation, the al Qaeda charity front. IIRO provides funding for other alleged humanitarian organizations that have suspected ties to al Qaeda: Global Relief Foundation (or "GRF"), Taibah International, Islamic African Relief Agency, World Assembly of Muslim Youth, (or "WAMY").

142. Mohammed Omeish is Vice President of American Muslim Foundation which according to its tax Form 990, filed in 1999, gave money to Tarik Hamdi. Tarik Hamdi helped Osama bin Laden get a satellite phone and other electronic equipment which was used to coordinate terrorism, including the African Embassy bombings.

143. After September 11, 2001, IIRO's offices in Virginia were raided by the FBI as a result of al Qaeda sponsorship. One of the September 11 hijackers claimed to be going to work for IIRO's Fazez Ahed. IIRO also extensively funded the Taliban regime. As stated by Dr. Adan Basha, Secretary-General of IIRO, the IIRO donated more than

Sixty Million (\$60,000,000) dollars to the Taliban Regime. After September 11, 2001, Pakistan deported 89 Arab aid workers from the IIRO and other organizations because they were aiding, abetting, funding, otherwise conspiring with, sponsoring and/or supporting al Qaeda.

144. Sanabil al-Khair was created to manage the International Islamic Relief Organization's financial assets. IIRO's website states, "It [IIRO] has established an endowment fund (Sanabil Al-Khair) which will be used to generate a stable income to finance its various activities." The Sanabil al-Khair has incorporated in the United States under two different names. The Sana-Bell, Inc. and Sanabel al-Kheer, Inc. Their corporate records indicate the same address as IIRO in Herndon, Virginia.

145. Co-conspirators, aiders and abettors of the International Islamic Relief Organization include defendants: Success Foundation, Inc., Mohamed S. Omeish, Abdurahman Alamoudi, Khaled Nouri, Sulaiman al-Ali, Abdullah M. al-Mahdi, Tareq M. al-Swaidan, Abdul al-Moslah, Salah Badahdh, Abdullah bin Saleh al Obaid, Hassan A.A. Bahfzallah, and M. Yaqub Mirza, all located, doing business or registered to do business in the United States.

### **The Muslim World League**

146. The Muslim World League was founded in 1962 in Saudi Arabia, to "disseminate Islamic Dawah and expound the teachings of Islam." The Muslim World League (or "MWL") is the parent organization of the al Qaeda charity IIRO. MWL uses the IIRO as an operational arm to perform many of its charitable activities.

147. The Muslim World League is an organization funded, supported, financed and controlled by Saudi Arabia. According to the testimony of Arafat al-Asahi, a MWL representative in Canada:

- Q. During those eight years that you have been with the IIRO here in Canada, have you ever heard anything to the effect that the Canadian government has any concern whatsoever with respect to your office?
- A. Let me tell you one thing. The Muslim World League, which is the mother of IIRO, is a fully government funded organization. In other words, I work for the Government of Saudi Arabia. I am an employee of that government. Second, the IIRO is the relief branch of that organization which means that we are controlled in all our activities and plans by the Government of Saudi Arabia. Keep that in mind, please.
- Q. I will. Thank you. When you say you work for the Government of Saudi Arabia, are you also paid by that government?
- A. I am paid by my organization which is funded by the government. Let me tell you one little thing. Whenever the Saudi Embassy in Ottawa required anything, to ask about any Muslim project all over Canada, they come to us. They ask us about the people who are doing this project. Do you get this point?
- Q. Yes.
- A. Whatever we say is acceptable, fully acceptable, by the Saudi Embassy and by the government of Saudi Arabia.
- Q. Is the Muslim World League the type of organization that would actually have physical offices in countries throughout the world?
- A. Of course. I said in the beginning that we have over 30 offices all over the world? One is here; one is in Washington, D.C. They are spread all over, in Europe, in Asia.
- Q. When you speak of an office that is an IIRO office, that counts as a Muslim World League office as well?
- A. What happens is that sometimes the IIRO and the Muslim World League office is one, but sometimes they have two different offices, although the umbrella organization is the same, which is the Muslim World League.

148. The Muslim World League has at least two offices in the United States. The New York City office is currently active while its main office in Herndon, Virginia, was the target of federal raids in early March 2002. Its officers at the Virginia office are President Abdullah bin Saleh al-Obaid, Vice President Hassan A. A. Bahafzallah, and Secretary/Treasurer Yaqub M. Mirza.

149. Abdullah al-Obaid, President of the United States branch of MWL, and former Secretary-General of the organization, runs one of the al-Rajhi family's largest

corporations, al-Watania. The al-Rajhi family is the primary funder of the entire SAAR Foundation Network. Adullah al-Obaid also served as Secretary-General of the Rabita Trust.

150. Yaqub Mirza, the secretary and treasurer of the MWL in the United States, is the financial mastermind of the SAAR Network. Yaqub Mirza's house was raided in March, 2002 by federal authorities investigating his alleged connections to al Qaeda and September 11, 2001.

151. The Muslim World League has numerous connections with al Qaeda operatives. Mohammed Bayazid, an al Qaeda operative who fought alongside Osama bin Laden and the other mujahideen in Afghanistan (and has been implicated in a plot to get nuclear materials for al Qaeda), described how Defendant Mohammed Jamal Khalifa, Osama bin Laden's brother-in-law, opened a Muslim World League office in Pakistan for the use of the founders of al Qaeda:

Brother Jamal Khalifa (Abu-l-Bara) was the one who started the educational project, both in the interior of Afghanistan and abroad. Thanks to Dr. Abdullah Azzam's efforts he succeeded in getting the approval of the Muslim World League to open an office for the League in Peshawar as an umbrella under which the brothers could work and move in Pakistan freely.

152. Wa'el Jalaidan, whom the United States Treasury Department named as "one of the founders of al Qaeda," headed the Muslim World League in Peshawar, Pakistan and also served as the Secretary-General of the Rabita Trust. Wa'el Jalaidan spread Muslim World League offices around the world. These offices served in the early days of al Qaeda to attract and train holy warriors for the war in Afghanistan.

153. Wadih el-Hage, convicted for his role in the 1998 United States Embassy bombings in Africa, stated at his trial that he worked at the Muslim World League in

Peshawar, Pakistan in the 1980s. It was while working at the Muslim World League that el-Hage met Abdullah Azzam, the mentor of Osama bin Laden, and a co-founder of al Qaeda.

154. Ihab Ali, another al Qaeda operative in prison in the United States on perjury charges, also went to work for the Muslim World League in 1987. Ihab Ali played a large role in the Embassies bombings, facilitating communication between Osama bin Laden and other al Qaeda members and also piloting Osama bin Laden's personal jet. In 1993, Ihab Ali took flight lessons at the Airman Flight School in Norman, Oklahoma—the same school Zacarias Moussaoui attended and which Mohammed Atta scouted as a possibility for his flight training.

155. According to the grand jury, Ihab Ali did not disclose the extent to which his pilot training and international travels concerned efforts to assist in al Qaeda's terrorist activities.

156. In conjunction with the attempted assassination of Egyptian President Hasni Mubarak in 1995, one of the would-be assassins admitted: "The Muslim World League bought our travel tickets and gave us spending money before we arrived at the [Osama bin Laden's] farm in Suba region in southern Sudan."

157. Co-conspirators, aiders and abettors of the Muslim World League, a/k/a Rabita al-Alam al-Islami, a/k/a Islamic World League, include defendants: Muslim World League, Abdullah bin Saleh al-Obaid, Hassan A.A. Bahafzallah, and Yaqub M. Mirza, all located, doing business or registered to do business in the United States.

#### **The SAAR Foundation**

158. The SAAR Foundation was named after Sulaiman Abdul Aziz al-Rajhi, head of the Saudi Arabian al-Rajhi family, and was formed in the 1970s by a group of Muslim

scholars and scientists from the Middle East and Asia. SAAR was incorporated in Herndon, Virginia as a 501c(3) non-profit organization on July 29, 1983, and dissolved as of December 28, 2000. The Saudi Arabian al-Rajhi family is the foundation's biggest donor. The SAAR Network financially supports terrorism and its main contributors, the al-Rajhi Family, has a long history of same.

159. Virginia Secretary of State Corporate Records indicate that there are more than one hundred affiliated organizations registered or doing business at just one of SAAR's addresses in Herndon, Virginia. Most of these organizations do not maintain a physical presence at that address, or elsewhere. The SAAR Foundation and network is a sophisticated arrangement of non-profit and for-profit organizations that serve as front-groups for fundamentalist Islamic terrorist organizations.

160. On March 20<sup>th</sup> and 21<sup>st</sup>, 2002, the offices of many SAAR Network organizations, along with the residences of their top executives, were raided by the joint terrorism task-force, Operation Greenquest. Operation Greenquest was created after September 11, 2001, by the United States Treasury Department as a new multi-agency financial enforcement initiative bringing the full scope of the government's financial expertise to bear against sources of terrorist funding. According to the search warrants issued at nearly twenty locations, the SAAR Network was raided for "potential money laundering and tax evasion activities and their ties to terrorist groups such as . . . al Qaeda as well as individual terrorists . . . (including) Osama bin Laden."

161. The SAAR Foundation reported revenues of over \$1.7 billion for the year 1998, which represents more than any other United States charity has ever generated. The

SAAR Foundation and its affiliated charities keep a low profile in that they do not conduct fundraising events or publicly reach out to potential donors like most charities.

162. On November 7, 2001, Bank al-Taqwa was designated by President George W. Bush's Executive Order as a Specially Designated Global Terrorist Entity and the United States Department of Treasury and its assets were frozen. Two SAAR Network executives, Samir Salah and Ibrahim Hassabella, were both former executives at Bank al-Taqwa. Two other executives in the SAAR Network, Jamal Barzinji and Hisham al-Talib, worked for Youssef M. Nada, the head of al-Taqwa who had his assets frozen along with al-Taqwa's. The SAAR Network's links with Youssef Nada include that Sulaiman al-Rajhi worked for Nada at Nada's Akida Bank in the Bahamas. People associated with the SAAR Foundation and its network are also implicated in the United States Embassy bombings in Kenya and Tanzania.

163. The SAAR Network and the more than one-hundred businesses and individuals that comprise it are fronts for the sponsor of terror. These organizations are closely inter-twined with Defendants IIRO, Muslim World League and their related "charities." The connections between the al-Rajhi family, the SAAR Network, and the terrorist front-groups extends past the financial network to a repetitious pattern of overlapping officers. The United States branches of the Muslim World League and its subsidiaries are a part of the SAAR Network. The Muslim World League and SAAR share officers and addresses. They are analogous to the SAAR Network in that they play an intermediary role between wealthy Saudi financiers and terrorist groups.

164. Co-conspirators, aiders and abettors of the SAAR Network include defendants: Abu Sulayman, Ahmed Totonji, Hisham al-Talib, Iqbal Yunus, Jamal

Barzinji, M. Omar Ashraf, Mohammed Jaghlit, Muhammad Ashraf, Taha Jaber al-Alwani, Tarik Hamdi, Yaqub Mirza, Sherif Sedky, African Muslim Agency, Aradi, Inc., Grove Corporate, Inc., Heritage Education Trust, International Institute of Islamic Thought, Mar-Jac Investments, Inc., Mar-Jac Poultry, Inc., Mena Corporation, Reston Investments, Inc., SAAR International, Safa Trust, Sterling Charitable Gift Fund, Sterling Management Group, Inc., and York Foundation, all located doing business or registered to do business in the United States.

### **Rabita Trust**

165. Rabita Trust is a charitable organization which was created to organize the repatriation and rehabilitation of stranded Pakistanis (Biharis) from Bangladesh. Founded in 1988, the trust fund was started jointly by the government of Pakistan and the Saudi-based charity, the Muslim World League (Rabita al-Alam-e-Islami). Rabita Trust received the majority of its funding from the Muslim World League, a world-wide Islamic organization heavily funded by the Saudis, but which has also been involved with terrorism.

166. Rabita Trust was initially granted 250 million Riyals from the Pakistani government as well as 50 million Riyals from the Muslim World League to help relocate some 250,000 displaced Pakistani refugees in Bangladesh. In its 15 years of existence, the Rabita Trust has only managed to relocate a few hundred Biharis.

167. Rabita Trust is an al-Qaeda front, and the Head of Rabita Trust is a known al-Qaeda member. An accompanying Treasury Department press release on the day that Rabita Trust's assets were frozen indicated that:

Rabita Trust is headed by Wa'el Hamza Jalaidan, one of the founders of al-Qaida with bin Laden. He is the logistics chief of bin Laden's organization and fought on bin Laden's side in Afghanistan.

168. According to an authoritative biography of bin Laden and the original members of al Qaeda, the head of Rabita Trust, Wa'el Jalaidan, fought alongside Osama bin Laden and championed his cause. Detailing how al Qaeda's key founders fought against the Soviets in Afghanistan during the Soviet-Afghan war of the 1980s, this account is unparalleled in its accuracy and clarity. The biography, written by a fellow compatriot of bin Laden, noted:

One of the men who led the Arab Afghan Jihad forces came from one of the wealthiest Saudi families; he was influenced by the Afghan struggle, who would live together with them and sacrifice everything for the Afghani jihad. This man was Osama bin Laden, a young, tall man who followed Dr. Abdullah Azzam to fight in Afghanistan. Another Saudi joined together with them; his name was Wa'el Jalaidan, a US student who was studying agriculture and left to fight jihad in Afghanistan.

These three: Osama bin Laden (a.k.a. 'Abu Abdallah'), Dr. Abdullah Azzam (a.k.a. Abu Muhammed), and Wa'el Jalaidan (a.k.a. Abu Al-Hassen al-Madani), gathered together in December 1979 to create the new Islamic revolution in Afghanistan.

169. Rabita Trust is the sister organization of the International Islamic Relief Organization as they are both subsidiaries of the Muslim World League.

170. Rabita Trust, a subsidiary of the Muslim World League, is connected to the SAAR Network, through two officers, Dr. Abdullah Omar Naseef and Abdullah al-Obaid. The SAAR Network was the focus of March 2002 raids led by United States authorities for the network's ties to al Qaeda.

171. On October 12, 2001, President George W. Bush's Executive Order designated Defendant Rabita Trust as a Specially Designated Global Terrorist Entity and

the Treasury Department froze its assets. Defendant Abdullah Omar Naseef founded the defendant Rabita Trust in July 1988 and is currently its chairman.

172. Abdullah Omar Naseef also served as Secretary-General of the Muslim World League during the time he created Defendant Rabita Trust and has attempted to spread Muslim World League offices around the world. Part of his global efforts are found in his involvement in a SAAR Network charity. Naseef is an officer of Makkah al-Mukarramah, Inc., registered in Virginia as a non-profit organization. A second shared executive is the Vice-Chairman of the Board of Trustees of Rabita Trust, Abdullah al-Obaid, who is also an officer at two of the SAAR Network businesses that were raided, the Muslim World League and Sanabel al-Kheer. Defendant Abdullah Omar al-Obaid is unique in that, not only is he an officer at the Muslim World League and the SAAR Network, but he is also the Deputy General Manager at one of the al-Rajhi's largest businesses, al-Watania Poultry in Saudi Arabia. Al-Watania Poultry has branches in the United States.

### **Saudi Binladin Group**

173. The Saudi Binladin Group (or "SBG"), also known as the Binladin Corporation, is an expansive global conglomerate.

174. The Saudi Binladin Group's website details its history in the following manner:

The history of Binladin began in 1931 when Mohammed Binladin founded the company. From its humble beginnings as a general contractor, the company has grown and prospered in parallel with the growth and prosperity of the Kingdom of Saudi Arabia. Over the years the company has been entrusted with many major construction projects, projects that helped the Kingdom to develop its resources and expand its infrastructure.

175. The Saudi Binladin Group, aka Saudi Binladen Group, aka Binladin Corporation (or “SBG”) is based in Jeddah, Saudi Arabia. The group founded in 1931 is a privately held company wholly owned by the descendants of Mohammed Awad Bin Laden, father of Osama Bin Laden. The conglomerate is active in the areas of construction, engineering, real estate, distribution, telecommunications and publishing. Construction accounts for more than half of SBG’s gross revenue.

176. SBG was the first private contractor in Saudi Arabia. SBG’s status as an organization makes it exempt from publishing its financial records. For several years, it was the official and exclusive contractor of the country’s holy sites.

177. Saudi Binladin Group is run by Bakr M. bin Laden, son of Mohammed bin Laden. The eldest son, Salem bin Laden, ran the group until his accidental death in 1998. SBG’s board of directors include Saleh Gazaz, Mohammed Bahareth, Abdullah bin Said, Mohammed Nur Rahimi, Tarek M. bin Laden, and Omar M. bin Laden. Until recently the Saudi Binladin group had an address in Rockville, Maryland.

178. Osama Bin Laden received extensive financing from the SBG. He declared during an interview in 1997 that:

We transported heavy equipment from the country of the Two Holy Places (Arabia) estimated at hundreds of tons altogether that included bulldozers, loaders, dump trucks and equipment for digging trenches. When we saw the brutality of the Russians bombing Mujahidins positions, by the grace of God, we dug a good number of huge tunnels and built in them some storage places and in some others we built a hospital. We also dug some roads, by the grace of God, Praise and glory be to Him, one of which you came by to us tonight.

179. Osama Bin Laden used SBG support and assistance to build infrastructure in Afghanistan. In the introduction of his Declaration of War against the Americans in 1996, Osama Bin Laden admitted this collaboration:

Then in 1979, just after he graduated from King Abdul Aziz University in Jeddah with a degree in Civil Engineering, the Soviet Union invaded Afghanistan, and the Mujahideen put out an international plea for help. Usama bin Ladin responded by packing himself and several of his family's bulldozers off to Afghanistan.

180. The Saudi Binladin Group provided support and financing to Osama Bin Laden in Afghanistan, as reported by the United States State Department:

Under Al-Qaida auspices, Bin Laden imported Bulldozers and other heavy equipment to cut roads, tunnels, hospitals, and storage depots Afghanistan's mountainous terrain to move and shelter fighters and supplies.

His [Osama Bin Laden] father backed the Afghan struggle and helped fund it, so when Bin Laden decided to join up, his family responded enthusiastically.

181. After the Soviets withdrew from Afghanistan in 1989, Osama Bin Laden returned to work in the Saudi Binladin Group's Jeddah-based construction business. He continued to support militant Islamic Groups until his departure to Sudan 1991. After his relocation to Sudan the same year, Osama Bin Laden maintained close relationships with the Saudi Binladen Group and they remained his sponsor.

The relationships between Osama Bin Laden and his family continued, despite claims to the contrary. Dr. Saad Al Fagih, Saudi dissident living in London, and former Afghan combatant, who kept close relationship with Osama bin Laden for many years, stated in 1994: There's a very interesting thing in Islamic structure of the family: you are obliged to support your family members. Even if they are distant members. If it's a cousin or a niece or a nephew, especially a brother, you have to support them if you are a capable person. And the people feel sinful if they don't let this money go to its real owner, in this case, Osama bin Laden.

182. In a 1997 interview, Osama bin Laden revealed that on nine different occasions, his mother, uncle and brothers had visited him in Khartoum in Sudan. The Saudi Binladen Group provided Osama bin Ladin financial assistance and engineering support in Sudanese construction projects. Various sources confirmed that the Sudanese

construction company set up by Osama Bin Laden, Al-Hijra for Construction and Development was a subsidiary of the Saudi Binladen Group. This information is confirmed by an Intelligence Newsletter:

These are Wadi Al Aqiq, an agricultural company with an investment arm; Al Timar Al Mubarikah, a sugar concern; Al Hijra a building and public works Company that once an affiliate of the powerful Saudi group headed Bin Laden's father.

183. Two types of public works were conducted in this Sudanese area at that time. Osama Bin Laden participated in the construction of the Tahaddi road and the Port Sudan Airport.

184. The Saudi Binladin Group was provided support and contribution to each of these public works through two subsidiaries. The Public Buildings and Airports Division of the Saudi Binladin Group participated in the construction of the Port Sudan Airport, and the Mohamed BinLadin Organization (of SBG) was providing technical assistance on the road construction with Sudan and Osama bin Ladin. The Saudi Binladin Group confirmed publicly these two collaborations:

185. Concerning the Public Buildings and Airports Division of SBG:

Over the years the Division has undertaken various challenging projects, large and medium scale, including complete airports and roads. . . . The projects executed include . . . Port Sudan Airport.

186. Concerning the assistance provided by Mohamed Binladin Organization on the Sudanese road:

SBG's skills in all of these areas has been recognised and utilized in the United Arab Emirates, Jordan, Yemen and Sudan.

187. The agreement for the construction of an airport in Port Sudan was signed on February 14, 1990, between the Sudanese Government and the Saudi based Binladin

International Company. In 1993, Osama Bin Laden stated that he was involved in the construction of the Airport and the Challenge Road linking Khartoum to Port Sudan:

I am a construction engineer and an agriculturalist. If I had training camps here in Sudan, I couldn't possibly do this job (the Challenge road) [...] Yes, I helped some of my comrades to come here to Sudan after the war.

188. Relationships between the three entities: Osama Bin Laden, the Republic of Sudan, and the Saudi Binladin Group were stressed during the inauguration ceremony of the airport:

Meanwhile, Osama Bin Laden, was the first guest invited to attend the inauguration of the new Port Sudan Airport. He sat in the front row and was the guest of honor in this ceremony. It was a group of Bin Ladin's companies that carried out the project of the new and modern airport that cost huge amounts of money.

189. Moreover, while Osama Bin Laden was constructing the Tahaddi Road with Saudi Binladen Group technical assistance, his own company Al Hijra was headed by Muslim activists. Thus, the testimony of Jamal Ahmed al-Fahd during the 2001 trial of the 1998 African Embassy Bombings revealed nature of Al-Hijra executives in Sudan:

Q. Do you know who ran the Al Hijra Company while it was in the Sudan?

A. At the time, few people. The first one Dr. Sharif al Din Ali Mukhtar.

Q. Who else?

A. Abu Hassan al Sudani, and Abu Hamman Al Saudi, Abu Rida Suri and Abu Hajer.

190. Other Al-Hijra executives are directly involved in Al-Qaida and terrorist operations. Mandouh Mahmud Salim was on the Al-Hijra board of directors and is an Iraqi national considered a founding member of Al-Qaida.

191. The Saudi Binladin Group sheltered and supported directly active members of the Al-Qaida terrorist organization. Mohammad Jamal Khalifa, known to be a key figure in the network of Osama Bin Laden, was convicted by a United States district court

as a central figure in several terrorist plots. Khalifa has been taken in by a branch of Saudi Binladin Group, the Mohammed Binladin Organization and headed by various Osama Bin Laden brothers. The address listed on Khalifa's visa application was the Mohammed Binladin organization in Jeddah.

192. Mohammed Binladin Organization is a wholly-owned subsidiary of the Saudi Binladin Group. The board members include, Saleh Gazaz, Mohamed Bahareth, Abdullah Bin Said, Mohamed Nur Rahimi, Bakr M Binladin, Tarek M Binladin, Omar M Binladin, Yeslam M Binladin.

193. In the early 1990s, Tarek bin Laden served as the general supervisor of the International Islamic Relief Organization (IIRO), a charity that has aided and abetted al-Qaeda. At this time, IIRO was rapidly becoming al-Qaeda's foremost charity, used as a means to transfer funds and personnel.

194. According to an Arabic publication, Tarek bin Laden had a prominent role in 1990 at the IIRO:

Tarek bin Laden has been a member of the IIRO in MWL for ten years. He has been working quietly for the orphans and the immigrants in the Islamic world. In the past two years the operation of IIRO has grown thanks to the support of the Saudi royal family. Tarek says that the IIRO relies on donations of the Saudi people and some donations from the Islamic world.

195. When Mohammed Jamal Khalifa, Osama bin Laden's brother-in-law, applied to come into the United States in 1994, he listed on his visa application that his address was "Bin Laden Co." in Saudi Arabia. Khalifa has subsequently been implicated by the United States for aiding numerous al-Qaeda plots and operatives, including aiding the masterminds behind the first World Trade Center bombing.

196. Yassin al-Kadi has been designated by the United States government as a foreign terrorist entity. Yassin al-Kadi is a Director of Global Diamond Resources, based in Nevada. Along with al-Kadi on the board of directors are representatives of the bin Laden family who invested in Global Diamond Resources a year before al-Kadi, who was introduced to the Johann de Villiers, Global Diamond Resource's Chairman, by an executive at the Saudi bin Laden Group. In regards to the company's decision to let al-Kadi join as an investor, de Villiers said, "I relied on the representations of the bin Laden family. They vouched for him."

### **Yassin Abdullah al-Kadi & Global Diamond Resources**

197. Only one month after the September 11<sup>th</sup> attacks, on October 12, 2001, with Executive Order 13224, President George W. Bush designated Saudi businessman Yassin al-Kadi as a terrorist entity for financially supporting al Qaeda. As stated in a United States Department of Treasury Press Release on October 12, 2001:

Yasin al-Qadi, (heads) the Saudi-based Muwafaq (or "Blessed Relief") Foundation, an al Qaeda front that transfers millions of dollars from wealthy Saudi businessmen to bin Laden.

198. Defendant Muwaffaq (or "Blessed Relief") was registered in the Channel Islands in 1992 and run from Jeddah, Saudi Arabia. The charity had an international presence with offices in Europe, Ethiopia, Pakistan, Sudan, Somalia and a Post Office Box in the United States. Blessed Relief purported to conduct traditional relief work such as the distribution of food, clothing and medical equipment to victims of war or famine. The charity was also endowed by Defendant Khalid bin Mahfouz, the infamous al Qaeda banker, and run by Yassin al-Kadi. Khalid bin Mahfouz's son, Abdulrahman bin Mahfouz, is also a director of the charity.

199. Yassin Al-Kadi ran the charity from 1992 until around 1997 with \$15 million to \$20 million of his own money along with contributions from other wealthy associates. Millions of dollars have been transferred to Osama bin Laden through Blessed Relief. An audit of the Defendant National Commercial Bank of Saudi Arabia in the mid-1990s, which was then run by Khalid bin Salim bin Mahfouz, reveals the transfer of \$3 million for Osama bin Laden that traveled from the accounts of wealthy Saudi businessmen to Blessed Relief.

200. In a 1995 interview, Osama bin Laden identified Blessed Relief's place in his network, "The bin-Laden Establishment's aid covers 13 countries . . . this aid comes in particular from the Human Concern International Society." Osama bin Laden went on to list a number of the Human Concern International's branches and includes the Blessed Relief Society in Croatia.

201. Yassin al-Kadi incorporated the United States branch of the charitable organization Blessed Relief in Delaware, 1992, along with Talal M. M. Badkook and Dr. Mohaman Ali Elgari. Blessed Relief was an al Qaeda front used by wealthy Saudis to funnel money to Osama bin Laden's network.

202. Yassin al-Kadi is a Director of Global Diamond Resources, based in Nevada. He sits on the board as a representative of New Diamond Holdings, a foreign investor firm that has a controlling interest in Global Diamond. Along with al-Kadi on the board of directors are representatives of the bin Laden family who invested in Global Diamond Resources a year before al-Kadi. Global Diamond Resources is a diamond company that manages three mines in South Africa. Although al-Kadi invested \$3 million into Global

Diamond Resources through his company New Diamond Corp., his investment had diminished to about \$750,000 as of October, 2001.

203. Three of the al Qaeda members on the FBI's most wanted list have been discovered to have dealings in the diamond field. Following September 11 and the increased difficulty al Qaeda is facing moving its money through its traditional financial channels, al Qaeda has been converting more of its assets into diamonds. As one European investigator put it:

I now believe that to cut off al Qaeda funds and laundering activities you have to cut off the diamond pipeline. We are talking about millions and maybe tens of millions of dollars in profits and laundering.

204. Yassin Abdullah al-Kadi is the Vice President of the Saudi Arabian company M.M. Badkook Co. for Catering & Trading, owned by his partner in Blessed Relief, Talal Mohammed Badkook. Talal Badkook is also a member of the Al-Mustaqbal group along with Saleh Mohamed bin Laden, son of Mohammed bin Laden, and Abdullah Saleh Kamel, son of Saleh Kamel, who is the chairman of the Dallah al-Baraka.

205. Yassin al-Kadi is the Chairman of the National Management Consultancy Center (or "NMCC") in Jeddah, Saudi Arabia. The NMCC lists an address in Jeddah, Saudi Arabia which is the same address listed on Blessed Relief's Delaware corporate records.

### **The Global Relief Foundation**

206. The Global Relief Foundation (or "GRF") was incorporated in January 1992 in Illinois. According to its website, GRF "is a non-profit humanitarian organization working to provide care, support and relief to people in need throughout the world."

207. GRF is active all over the world, providing relief for several countries, including the United States, Afghanistan, Kosovo, Lebanon, Bosnia, Kashmir, Turkey,

and Chechnya, among others. GRF has branches of its organization, aside from its Bridgeview, Illinois, located in Belgium, Yugoslavia, and Serbia.

208. In 2000, GRF's name appeared on a list being circulated by the government of charities allegedly funding terrorism. On December 14, 2001, federal authorities raided the offices of the Global Relief Foundation as well as the residences of several of its directors. Simultaneously, the U.S. Treasury froze GRF's assets. A spokesman for the Treasury Department noted that GRF is aiding terrorism:

There was coordinated action to block the assets, because this group is suspected of funding terrorist activities.

209. He added that the public's safety was at risk if GRF were allowed to continue to operate:

This extraordinary action was taken because it's relevant to the health and safety of the American public.

210. On the same day as the raids in the United States, the NATO-led taskforce named the Kosovo Force (KFOR) stormed two GRF offices in Yugoslavia and Serbia. A statement from KFOR explaining the raids detailed why:

This afternoon KFOR soldiers, working in close cooperation with UNMIK-Police, carried out a coordinated search operation on the offices of the Global Relief Foundation in Pristine / Pristina and Dakovice / Dakovica, after receiving credible intelligence information that individuals working for this organization may have been directly involved in supporting worldwide international terrorist activities.

211. This action was an orchestrated element of a worldwide operation coordinated with governments and law enforcement agencies against the offices of the Global Relief Foundation and other organizations suspected of supporting international terrorists.

212. The statement also explained that GRF is allegedly suspected of planning attacks against the United States:

The Global Relief Foundation is a worldwide, US based Non-Governmental Organization (NGO), which has headquarters in Chicago, Illinois, USA and a European Headquarters in Brussels, Belgium. It is suspected of supporting worldwide terrorist activities and is allegedly involved in planning attacks against targets in the USA and Europe.

213. The head of the Global Relief Foundation branch in Belgium, received over \$200,000 from Muhammed Galeb Kalaje Zouaydi (aka Abu Talha), an al Qaeda financier.

214. Zouaydi, who was arrested by Spanish authorities on April 23, 2002, is a brother-in-law of Osama bin Laden. A top financier for al Qaeda, he also served as one of the original holy warriors who fought with bin Laden and the other original founders of al Qaeda.

215. On October 12, 2001, the U.S. Treasury froze the assets of Jam'yah Ta'awun Al-Islamia (Society of Islamic Cooperation) and branded it a Specially Designated Terrorist Entity. According to the Treasury, the Society of Islamic Cooperation is headed by Zouyadi, who is also an explosives expert. Based in Qandahar City, Treasury department officials allege that the organization was founded by Osama bin Laden in early 2001.

216. Zouyadi is believed to have been in close connection with the al Qaeda cell in Germany that funded the September 11 attacks. He also allegedly sent money to Mamoun Darkazanli, who had his assets frozen and was designated a terrorist entity by the U.S. government shortly after September 11 and is suspected of being a key al Qaeda pointman in Europe.

217. Documents provided by the government in its defense of its freezing of GRF's assets indicate that Wadih El-Hage was in direct contact with GRF officials while he was planning terrorist attacks. Specifically, the government noted in its supporting documents that the FBI reported that evidence introduced at el-Hage's trial demonstrated that, in the late 1990s, GRF maintained communications with Wadih el-Hage, a convicted defendant in that case closely linked to Usama bin Laden.

218. Furthermore, the government indicated:

At the time, el Hage was in contact with GRF, he resided in Kenya, and played an "active role" in an al Qaeda terrorist cell operating there...

219. During this same period, 1996 and 1997, el Hage was in contact with GRF offices in Belgium and Bridgeview, Illinois. In particular, documents recovered in a search in Kenya showed that el Hage was in contact with GRF in Bridgeview after returning from a visit with al Qaeda leadership in Afghanistan in February 1997.

220. Documents provided by the government in its defense of freezing GRF's assets corroborate GRF's willingness to fund the use of terror to kill the "enemies of Islam." The government assessed:

Newsletters distributed by GRF and published in 1995 by the Central Information News Agency Network (CINAN), which, like GRF, is operated via a Bridgeview post office box, encourage "martyrdom through JIHAD." The newsletters, written in Arabic and translated by the FBI, include an article soliciting funds for the Bosnian relief effort to assist those suffering from the prolonged agony due to atrocities imposed by the "enemies of Islam." The article refers to the Jihad (struggle) that should be carried out by Muslims and states: "It seems that the Prophet (Mohammad) had linked religion with JIHAD. So when do we awake? When can we take revenge for God and his religion? When can we rise to defend our rights and self respect?" The article continued, "God had equated martyrdom through JIHAD with supplying funds for the JIHAD effort," and concluded, "All contributions should be mailed to: GRF." (emphasis added)

221. Furthermore, GRF newsletters implored individuals to donate money to their organization for the purposes of buying weapons. The government explained:

Other GRF newsletters and publications encourage readers to give their Zakat, or charitable tithe, to GRF to assist in the purchase of, inter alia, weaponry. “[F]or God’s cause (the Jihad, they [the Zakat Funds] are disbursed for equipping the readers for the purchase of ammunition and food, and for their [the Mujahideen’s] transportation so that they can raise God the Almighty’s word and protect the gaps)...” (emphasis added). The article concluded by exhorting Muslims “to make the Global Relief Foundation your messenger of goodness, and we will, God willing, disburse it as specified in Bosnia, Kashmir, Afghanistan, Tajikistan, and Lebanon.”

222. Since its assets were blocked, classified information gathered about GRF, according to the government, has only reaffirmed its belief that GRF works closely with terrorist organizations:

In addition to this unclassified evidence, the classified material gathered since the date of the blocking has greatly amplified OFAC’s [Office of Foreign Asset Control] belief that GRF may have acted in concert with, and in support of, terrorists and terrorist entities.

223. Several photographs obtained at GRF’s offices in Chicago indicate that GRF used its humanitarian cover as means to send expensive communications equipment abroad. The government described what exactly was found during the raids on GRF’s offices:

224. A set of photographs and negatives discovered at GRF’s Chicago offices indicate types of “humanitarian” supplies that GRF has sent abroad. The photographs display large shipping boxes arrayed under a GRF banner. Other photographs reveal that the boxes contain sophisticated communications equipment: approximately 200 handheld radio transceivers, long range radio antennas, and portable power packs, with an

estimated total value of \$120,000. Arrayed near the communications equipment are a tool kit, a box of Bushnell binoculars, saddles, and ropes.

225. Other photographs found in the raids indicate that GRF had an specific interest in munitions:

Other photographs in this same set depict fighters armed with automatic rifles, a sand-bagged bunker with a radio mounted outside, and mutilated corpses with the name "KPI" (Kashmiri Press International) printed alongside. Finally, one photograph displays two dead men with the caption "HIZBUL MUJAHIDEEN," a known terrorist organization operating in the Kashmir region between India and Pakistan. On the reverse side of the photograph was handwritten in Arabic, "two martyrs killed by the Indian government."

226. Mohammed Chehade, Rabih Haddad, Hazem Ragab, and Mohammed Alchurbaji are aiders, abettors, agents, sponsors and co-conspirators of the Global Relief Foundation.

#### **Certain Members of the Saudi Royal Family**

227. The close relationship between Osama bin Laden and certain of the highest members of the Saudi royal family stretches back for a long period and continues to this day. On August 2, 1990, the Republic of Iraq invaded Kuwait. Osama bin Laden then met with Defendant Sultan Bin Abdul Aziz al-Saud (or "Prince Sultan"). Prince Sultan is the Second Deputy Prime Minister, Minister of Defense and Aviation, Inspector General, and Chairman of the Board of Saudi Arabian Airlines, which does business in the United States. In the meeting, Osama bin Laden offered the engineering equipment available from his family's construction company and suggested bolstering Saudi forces with Saudi "Afghans" who he was willing to recruit. This offer was also made to Defendant Turki al-Faisal al Saud (or "Prince Turki"), the then Chief of Saudi Intelligence, Istakhbarat. Prince Turki had an ongoing relationship with Osama bin Laden from the time that they

first met in Islamabad, Pakistan at the Saudi embassy, during the Soviet Union's occupation of Afghanistan. Mohammed al Faisal al Saud (or "Prince Faisal") is heavily involved in the financing of terrorism through Faisal Islamic Bank and al Shamal Islamic Bank.

228. Defendant International Islamic Relief Organization is a direct arm of the Saudi government, according to Arafat el-Asahi, the Director of the Canadian branch of the International Islamic Relief Organization. The United States Department of State has also identified IIRO as an organization which sponsors terrorism. Dr. Adnan al Basha, the Secretary General of the International Islamic Relief Organization publicly thanked Prince Sultan on December 22, 2000, for his support and aid.

229. Prince Turki bin Faisal bin Abdelaziz was head of Saudi Arabia's Department of General Intelligence from 1977 until 2001. Prince Turki abruptly left this position in August 30, 2001, when he was dismissed as chief of Saudi intelligence just prior to the World Trade Center attacks.

230. On or about 1995, the Saudi Istakhbarat headed by Prince Turki, decided to give massive financial support to the Taliban.

231. In 1996, according to various intelligence sources, a group of Saudi princes and business leaders met in Paris and agreed to continue contributing, sponsoring, aiding and abetting Osama bin Laden's terrorist network.

232. In July of 1998, a meeting occurred in Kandahar, Afghanistan that led to an agreement between Saudi Arabia and the Taliban. The participants were Prince Turki, the Taliban leaders, as well as senior Pakistani intelligence officers of the ISI and representatives of Osama bin Laden. The agreement stipulated that Osama bin Laden and

his followers would not use the infrastructure in Afghanistan to subvert the Saudi government and in return, the Saudis would make sure that no demands for the extradition of individuals, such as Osama bin Laden, and/or the closure of terrorist facilities and camps were ever met. Prince Turki also promised to provide oil and generous financial assistance to both the Taliban in Afghanistan and Pakistan. After the meeting, 400 new pick-up trucks arrived in Kandahar for the Taliban, still bearing Dubai license plates.

233. Prince Turki headed Istakhbarat until August 2001. Istakhbarat had served as Osama bin Laden's nexus to the network of charities, foundations, and other funding sources.

234. Prince Turki was instrumental in arranging a meeting in Kandahar between Iraqi senior intelligence operative and Ambassador to Turkey, Faruq al-Hijazi, and bin Laden in December of 1998.

235. Born in Riyadh, Saudi Arabia in 1928, Prince Sultan Bin Abdulaziz al Saud, (or "Prince Sultan") is the son of Abdulaziz bin Abdul Rahman al Saud, founder of the modern Kingdom of Saudi Arabia and Hussa bin Ahmad Sudairi. He is one of the seven full brothers of King Fahd bin Abdulaziz al Saud. Prince Sultan was appointed Governor of Riyadh in 1947.

236. Prince Sultan bin Abdulaziz al Saud has been the Second Deputy Prime Minister, Minister of Defense and Aviation since 1963 and Inspector-General of the Kingdom of Saudi Arabia. In addition, Prince Sultan is Chairman of the Supreme Council for Islamic Affairs.

237. Beginning with the Gulf War until the Afghanistan Operations, Prince Sultan bin Abdulaziz al Saud took radical stands against Western Countries and publicly

supported and funded several Islamic charities that were sponsoring Osama bin Laden and al Qaeda operations, including the International Islamic Relief Organization, Muslim World League, World Assembly of Muslim Youth and al-Haramain.

238. Shortly after the September 11 attacks, Prince Sultan bin Abdul Aziz publicly accused the “Zionist and Jewish lobby” of orchestrating a “media blitz” against the Kingdom. A Saudi embassy press release announced in April 2001 that “Prince Sultan affirms [the] Kingdom’s Support” for the Palestinian Intifada, to the tune of \$40 million already disbursed to “the families of those martyred” and other “worthies.”

239. Prince Sultan also denied the United States use of Saudi bases to stage military strikes on Afghanistan after the September 11 attacks, stating that his government “will not accept in [Saudi Arabia] even a single soldier who will attack Muslims or Arabs.” Saudi Minister of Defense Prince Sultan stated his country would not permit allied aircraft to launch preventive or major retaliatory strikes against Iraq from bases in Saudi Arabia. Prince Sultan expressed the hope that the Arab Nationals who have fought alongside the Taliban will be allowed to return safely to their respective countries.

240. In 1994, the Saudi Kingdom issued a royal decree banning the collection of money in the Kingdom for charitable causes without official permission. King Fahd set up a Supreme Council of Islamic Affairs, headed by his brother Prince Sultan to centralize and supervise and review aid requests from Islamic groups. This council was established to control the charity financing and look into ways of distributing donations to eligible Muslim groups.

241. Consequently, as Chairman of the Supreme Council, Prince Sultan could not have ignored the destination of the charity funding, and at least could not have ignored the implication of several of those entities in financing the al Qaeda terrorist organization.

242. Despite that knowledge, Prince Sultan directly funded several Islamic charities over the years, the International Islamic Relief Organization (and its financial fund Sanabel el-Khair), al-Haramain, Muslim World League, and the World Assembly of Muslim Youth, all of which are involved in the financing of al Qaeda. The total of Prince Sultan's donations to these entities since 1994, amounts to at least \$6,000,000 according to official and public reports.

243. Prince Sultan took a large part in the IIRO financing. Since the IIRO creation in 1978, he participated by donations and various gifts to the charity. In 1994, he donated \$266,652 to the Islamic International Relief Organization. Since 1994, the total amount granted by Prince Sultan to IIRO according to statements and public reports, is \$2,399,868.

244. Prince Sultan maintains close relations with the IIRO organization headquarters. Prince Sultan is also a main financial contributor of the Muslim World League and its Secretary General Abdullah al-Turki. Prince Sultan also donated during a television campaign for MWL :

The total collection made as a result of the television campaign was SR 45,000,000, with the Emir of Riyadh, Prince Sultan, donating a million Saudi Riyals (\$533,304).

245. Prince Sultan is also a regular donator to the World Assembly of Muslim Youth. WAMY was founded in 1972 in a Saudi effort to prevent the "corrupting" ideas of the western world influencing young Muslims. With official backing it grew to

embrace 450 youth and student organizations with 34 offices worldwide. WAMY has been identified as a “suspected terrorist organization” by the FBI since 1996 and has been the subject of an FBI investigation for terrorist activities. Adel Abdul Jalil Batterjee is the Chairman and one of the largest shareholders of al-Shamal Islamic Bank in Khartoum, Sudan. Al-Shamal is an instrumental bank in bin Laden’s financial network. Bin Laden initially used al-Shamal as a bank for his Sudanese businesses. He also used al-Shamal for the funding of his al-Qaeda network leading up to the 1998 US Embassy bombings. During the planning of the bombings, Jamal Ahmed al-Fadl, an al-Qaeda operative, received \$250,000 from the al-Shamal Bank in the Sudan to purchase a plane for al-Qaeda. The plane was used to coordinate al-Qaeda’s efforts in preparation for the Embassy bombings, which killed over 250 people and injured 1,000 more.

246. At best, Prince Sultan was grossly negligent in the oversight and administration of charitable funds, knowing they would be used to sponsor terror. Mohammed al Faisal al Saud (or “Prince Faisal”) is engaged in the international sponsorship of terrorism. (See, Dar al Maal al Islami; Faisal Islamic Bank, *supra*.) Until 1983, DMI SA was under M. Ibrahim Kamel’s chairmanship. On October 17, 1983, Prince Mohamed al-Faisal al-Saud became CEO. Under Mohammed al Faisal al Saud’s chairmanship, DMI developed banking, investment and insurance activities in approximately twenty offices in the world. The DMI Trust, whose slogan is “Allah is the purveyor of success,” was founded twenty years ago to foster the spread of Islamic banking across the Muslim world. Its 12-member board of directors includes Haydar Mohamed bin Laden, a half-brother of Osama bin Laden.

247. Faisal Islamic Bank was one of the five main founders of al Shamal Islamic Bank in April 1984. Defendant Faisal Islamic Bank was implicated during the 2001 United States trial on the 1998 embassy bombings in Africa as holding bank accounts for al Qaeda operatives.

248. Certain members of the Saudi royal family overtly aid, abet, and support the IIRO, despite its ties to terrorist financing. Certain members of the Saudi royal family, along with other wealthy Saudi supporters, contributed to the IIRO as a way to support al Qaeda without suffering from the social (and legal) ramifications that such contributions bring. The IIRO receives funds which are passed on to terrorists from the Zakat payments of individuals and companies in the kingdom of Saudi Arabia. The Saudi Royal Family members own substantial assets in the United States of America, do substantial business in the United States of America, the profits from which in part are used to fund terrorist acts, including those which led to the murderous attacks of September 11<sup>th</sup>.

#### **Delta Oil Company**

249. Delta Oil Company (or “Delta Oil”) is based in Jeddah, Saudi Arabia. The chairman of Delta Oil Company is Badr bin Mohammed al-Aiban (or “Badr al-Aiban”). Most of Delta Oil operations are conducted from London offices of Delta Oil Ltd, Delta Oil Services UK Ltd., and Delta Hess Khazar Ltd.

250. Badr al-Aiban is a former consultant in the Saudi state oil sector. His deputy, Nabil Al Khowaiter, is a former executive with Aramco. Badr Al-Aiban's father was advisor to Crown Prince Abdallah. A Delta Oil official company statement stressed that:

In gratitude for his service, the Crown Prince awarded the senior al-Aiban the post of deputy commander of the National Guard. After his death, Abdullah took al-Aiban's three sons under his wing. Badr (al-Aiban) himself was brought up as a member of the al-Saud household.

251. In 1996, Delta Oil Company formed a joint-venture with Nimir Petroleum Company, a company controlled by Osama Bin Laden's brother in law, financial backer, and sponsor of terrorism Defendant Khalid Bin Salim Bin Mahfouz. This joint venture was known as Delta Nimir Khazar Limited and its purpose was to negotiate with the Taliban regime. In December 1996, the Taliban announced that the Taliban government had agreed to allow a proposed pipeline through Afghanistan.

252. In October 1997, six energy companies signed a deal to create Centgas, a consortium for the construction of a pipeline from Turkmenistan and across western Afghanistan to Pakistan. Delta Oil Company took a 15 percent stake in the consortium.

253. The Taliban were offered various gifts, support and incentives from Delta Oil, including fax machines and generators. One of the consortium leaders acknowledged that the group spent between \$15 million and \$20 million in promotion and sponsorship related to the Taliban. Delta Oil acquired a majority share in the CentGas consortium in 1998 after the withdrawal of a United States partner in protest of the Taliban's treatment of women.

254. Between 1996 and 1998, Delta Oil constantly and consistently supported the Taliban regime, despite the widespread knowledge they harboured al Qaeda terrorists and Osama bin Laden.

255. Since at least August 1996, Osama Bin Laden has been named as a financier and promoter of Islamic extremist terrorist activities. A State Department fact sheet reported that Osama Bin Laden had various business interests in Afghanistan and that he was running several military training camps there for the al Qaeda terrorist organization.

256. The 1996 Report on Patterns of Global Terrorism publicly described the affiliation between the Taliban regime and the al Qaeda terrorist network:

The Taliban militia, which took over the capital city, Kabul, in September, has permitted Islamic extremists to continue to train in territories under its control even though they claimed to have closed the camps. (...) Saudi-born extremist Usama Bin Ladin relocated to Afghanistan from Sudan in mid-1996 in an area controlled by the Taliban and remained there through the end of the year, establishing a new base of operations. In August, and again in November, Bin Ladin announced his intention to stage terrorist and guerrilla attacks against US personnel in Saudi Arabia in order to force the United States to leave the region.

257. A 1998 memo signed by Abu Hafz (the military name for Mohammed Atef), the military chief of Al Qaeda, reveals how the oil interests were recognized by the terrorist organization and used as a leverage by the Taliban to remain in power. This memo was seized in a computer during the FBI investigations on the al Qaeda African Embassies bombings.

258. Delta Oil Company knowingly financed, supported, aided and abetted the Taliban and thus al Qaeda.

### **NIMIR LLC**

259. Nimir LLC, aka Nimir Petroleum Ltd, aka NPC (or “Nimir”), was founded by Defendant Khalid Bin Salim Bin Mahfouz, former Chief Executive Officer of Defendant National Commercial Bank, member of Saudi Aramco Supreme Council since March 1989. Defendant Abdulrahman Bin Khalid Bin Mahfouz and Khalid Bin Mahfouz are shareholders and board members of Nimir. Abdulrahman Bin Khalid Bin Mahfouz is CEO of Nimir. Khalid Bin Mahfouz is President of Nimir.

260. Nimir Petroleum LLC is located in Jeddah, Saudi Arabia. In London, the executive board of Nimir Petroleum Ltd includes Khalid Bin Mahfouz, Rashid Alkaff, Abdullah Basodan, Tek Soon Kong, and Simon Paul Binks. Nimir LLC includes a

subsidiary named Nimir Petroleum Company USA Incorporated (NPC USA) located in Dallas, Texas.

261. Abdulrahman Bin Khalid Bin Mahfouz, son of Khalid Bin Mahfouz, was trustee of the Muwaffaq Foundation (Blessed Relief). He was also member of the board and Vice Chairman of the Executive Management Committee of Defendant National Commercial Bank.

262. Muwaffaq Foundation was founded in June 1991 by the Bin Mahfouz family. The same year, Muwaffaq Foundation (Blessed Relief) was settled in Sudan with Defendant Yasin Al-Qadi acting as chairperson. Muwaffaq Foundation acted as a financial support for Osama Bin Laden operations in Sudan and elsewhere.

263. A Treasury Department statement reports that:

Muwafaq is an Al-Qaida front that receives funding from wealthy Saudi businessmen. (...) Saudi businessmen have been transferring millions of dollars to bin Laden through Blessed Relief.

264. Defendant Khalid Bin Salim Bin Mahfouz, former Chief Executive Officer of the Bank of Credit and Commerce International (BCCI) and former Chief Executive Officer of the Saudi National Commercial Bank until 1999 is, according to several testimonies and official sources, a major financial conduit for Osama Bin Laden, al Qaeda operations, and a financial sponsor of terrorism.

265. Defendant and Saudi Defense Minister Sultan Bin Abdulaziz al-Saud is believed to be a shareholder of Nimir Petroleum.

266. Nimir Petroleum engaged in a relationship with the Taliban regime in or about 1994. The company agreed to partner with the Saudi group Delta Oil Company, by forming a joint-venture known as Delta Nimir Khazar Limited. Soon after, due to Nimir

and Khalid Bin Mahfouz' influence, an agreement was reached between a consortium of companies and the Taliban. Nimir's efforts to lobby for the consortium to reach an agreement with the Taliban regime included a meeting in November 1997 with a Taliban delegation to Texas.

267. Nimir constantly and consistently supported the Taliban regime, despite the widespread knowledge they harboured al Qaeda terrorists and Osama bin Laden.

268. Since at least August 1996, Osama Bin Laden has been named as a financier and promoter of Islamic extremist terrorist activities. A State Department fact sheet reported that Osama Bin Laden had various business interests in Afghanistan and that he was running several military training camps there for the al Qaeda terrorist organization.

269. The 1996 Report on Patterns of Global Terrorism publicly described the affiliation between the Taliban regime and the al Qaeda terrorist network:

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270. A 1998 memo signed by Abu Hafz (the military name for Mohammed Atef), the military chief of Al Qaeda, reveals how the oil interests were recognized by the terrorist organization and used as a leverage by the Taliban to remain in power. This memo was seized in a computer during the FBI investigations on the al Qaeda African Embassies bombings.

271. Nimir knowingly financed, supported, aided and abetted the Taliban and thus al Qaeda.

**Defendant the Republic of Sudan**

272. Defendant, the Republic of Sudan (“Sudan”), is a foreign state within the meaning of 28 U.S.C. § 1391(f). Sudan maintains an Embassy within the United States at 2210 Massachusetts Avenue N.W., Washington, D.C. 20008-2831.

273. Sudan has for many years been designated by Department of State as a foreign state that sponsors terrorism within the meaning of the Export Administration Act of 1979, 50 U.S.C. App. § 2405(j); the Foreign Assistance Act of 1961, 22 U.S.C. § 2371(b); and 28 U.S.C. § 2333. Sudan by and through its agents and instrumentalities has supported, encouraged, sponsored, aided and abetted and conspired with a variety of groups that use terror to pursue their goals. Sudan has provided financing, training, safe-haven, and weapons for terrorist groups, including al Qaeda and Osama bin Laden.

274. In or about 1991, Sudan through Hassan al-Turabi, leader of the Sudan’s ruling National Islamic Front party (or “NIF”), allowed the terrorist Osama bin Laden and his al Qaeda party entrance into Sudan. During this time period, Sudan abandoned visa requirements for Arabs and actively encouraged Islamic militants to live within its borders. By the end of 1991, there were between 1,000 and 2,000 members of al Qaeda in Sudan. Following al Qaeda’s move to the Sudan in or about 1991, Osama bin Laden established a headquarters in the Riyadh section of Khartoum, Sudan heavily populated by Saudis.

275. Osama bin Laden was able to establish a powerful military and political presence in Sudan in the early 1990s, using a variety of business ventures to finance his activities, aided and abetted by certain Defendants named herein.

276. Osama bin Laden forged business alliances during the early 1990s with wealthy Sudanese, both intimately involved with the Sudanese government. Bin Laden invested with senior members of the NIF in the Defendant al-Shamal Islamic Bank in Khartoum. Osama bin Laden invested \$50 million dollars of his own funds into the al-Shamal Islamic Bank. Along with other senior members of the NIF, he founded Defendant Wadi-al-Aqiq, a trading company that was allowed by the Sudanese government to engage in unrestricted shipping. Osama bin Laden also founded Taba Investments Ltd., an organization that secured a near monopoly over Sudan's major agricultural exports. Other enterprises begun by Osama bin Laden include, Ladin International Company and al-Hijra Construction. Gum Arabic Company Ltd. was owned jointly by Osama bin Laden and the Sudanese government. Osama bin Laden had an interest in al Themar, a Sudanese agricultural company, which employed 4,000 employees working its one-million-acre al-Damazine farms. Osama bin Laden also had an interest in the Blessed Fruits Company and al-Ikhlās, both involved in the production of honey, fruits and vegetables.

277. During the early 1990's while Osama bin Laden was in Sudan, the al Qaeda terrorists grew into a sophisticated organization. Several key figures in the organization portrayed al Qaeda at the time as a multinational corporation complete with a finance committee, investments and well-organized, concealed accounts and operations worldwide.

278. Osama bin Laden organized al Qaeda into camps dedicated to export of terrorism throughout Sudan, the main one being a 20 acre site near Soba, 10 kilometers south of Khartoum. Osama bin Laden and al Qaeda were allowed to operate freely in

Sudan. Al Qaeda purchased communications equipment, radios, and rifles for the Sudanese NIF, while the Sudanese government in exchange provided 200 passports to al Qaeda so that terrorists could travel widely with new identities.

279. In or about the early 1990's, Jamal al-Fadl went to Hilat Koko, a suburb of Khartoum, where he met with representatives of al Qaeda and the Sudanese army to discuss the joint manufacture of chemical weapons. Al Qaeda and the Sudanese army cooperated in efforts to mount chemical agents on artillery shells. Al Qaeda at this time also began to experiment with biological warfare – injecting or gassing dogs with cyanide.

280. In Sudan, between the years 1990 and 1993, members of al Qaeda undertook the task of writing the *Encyclopedia of the Afghan Jihad*. Al Qaeda wrote another terrorist work entitled *Military Studies in the Jihad against the Tyrants*.

281. At various times between in or about 1992 and 1996, Osama bin Laden and Defendant Mamdouh Mahamud Salim worked together with a ranking official in the NIF to obtain communications equipment on behalf of the Sudanese intelligence service.

282. On at least two occasions in the period from in or about 1992 until 1995, members of al Qaeda transported weapons and explosives from Khartoum to the coastal city of Port Sudan for trans-shipment to the Saudi Arabian peninsula, using vehicles associated with Osama bin Laden's "businesses."

283. In 1993, al Qaeda paid \$210,000.00 for an airplane in Tucson, Arizona, that was then flown to Khartoum, Sudan. This plane was intended to transport American Stinger Anti-Aircraft missiles from Pakistan to Sudan, although that missile transport did not take place.

284. Osama bin Laden stated publicly that one of his proudest achievements during the period of time al Qaeda was based in Sudan was al Qaeda's role in the 1993 killing of more than a dozen American soldiers stationed in Somalia. Al Qaeda and its allies launched operations in Somalia, to foment, and participate in, attacks on British and American forces taking part in Operation Restore Hope in Somalia.

285. Because of Sudan's active support, the United States Department of State first put Sudan on the list of state sponsors of terrorism in 1993, largely because of Osama bin Laden's residency and activities.

286. In 1995, Hassan al-Turabi organized an Islamic Peoples Congress where Osama bin Laden was able to meet with militant groups from Pakistan, Algeria and Tunisia, as well as Palestinian Islamic Jihad and HAMAS. During the time that al Qaeda was based in Sudan, it forged alliances with Egyptian Islamic Groups and other Jihad Groups.

287. Hassan al-Turabi, under pressure from the United States and others, expelled Osama bin Laden from Sudan in 1996 but allowed him to move to Afghanistan.

288. Sudan continues to be one of the governments that the United States has designated as a state sponsor of international terrorism. Sudan serves as a safe-haven for members of al Qaeda, the Lebanese Hezbollah, al-Gama'a al-Islamiyya, Egyptian Islamic Jihad, the Palestine Islamic Jihad, and HAMAS. Sudan still has not complied fully with United Nations Security Council Resolutions 1044, 1054, and 1070, passed in 1996 – which require that Sudan end all material support to terrorists.

289. The Sudanese government and Sudanese officials close to Osama bin Laden co-founded the al Shamal Islamic Bank and were associated with its operations until at

least October, 2001. Among the three founders of the al Shamal Islamic Bank was the Northern State Government of Sudan, ruled at that time by Mutasin Abdel-Rahim, the personal representative of Hassan al-Turabi, Islamic leader and principal Osama bin Laden supporter in the country.

290. In 1988, the provisional Board of Directors of al Shamal Islamic Bank included Abdel Wahab Osman (Chairman of the Board and Sudanese Minister of Industry at that time, going on to be Sudanese Minister of Finance & National Economy from 1996 to 2000), the Sudanese Government of Northern State, and Izz El-Din El Sayed (Speaker of the Sudanese People's Assembly from 1983 to 1985). Until at least October 2001, al Shamal Islamic Bank's shareholders included the National Fund for Social Insurance, a Sudanese National entity listed as representative of the Workers Unions at the National Assembly Committee.

291. Between 1984 and 1991, Osama bin Laden capitalized the al Shamal Islamic Bank. One of his former associates testified at the U.S. trial on the 1998 African embassy bombings that \$250,000 was wired from al Shamal Islamic Bank directly into the Osama bin Laden cohort's Texas bank account – where he used it to buy a plane delivered to Osama bin Laden intended to transport Stinger missiles. The money was wired from the Wadi al Aqiq account at al Shamal bank via Bank of New York to a Bank of America account held in Dallas, Texas by Essam al Ridi. Al Ridi, an Egyptian flight instructor who met bin Laden in Pakistan in 1985, flew the plane to Khartoum.

292. Under Sudanese banking regulations, al Shamal Islamic Bank is considered as a joint ownership commercial bank, and therefore subject to the central Bank of Sudan

review, supervision and control according to the provisions of the banks' practice act of 1991.

293. Al-Qaeda operative Jamal al-Fadl testified that his activities were greatly aided by Sudanese intelligence and by other officials. Al-Fadl said that he helped Osama bin Laden pay the employees of his companies and al-Qaeda, whose members received monthly checks of several hundred dollars from al Shamal Islamic Bank accounts. He also testified that al-Qaeda members were granted Sudanese passports and diplomatic privileges by the government.

294. These facts fall under the scope of the 1999 International Convention for the Suppression of the Financing of Terrorism, signed by Sudan on February 29, 2000, and entered in force on April 10, 2002. The Republic of Sudan's conduct contradicts the General Assembly Resolution 51/210 of December 17, 1996 calling the states to "prevent and counteract (...) the financing of terrorists and terrorist organizations, whether such financing is direct or indirect," the United Nations Security Council Resolution 1373 of September 28, 2001 and the United Nations Security Council Resolution 1269 of October 19, 1999, calling upon all states to "prevent and suppress in their territories through all lawful means the preparation and financing of any acts of terrorism." These resolutions were adopted under Chapter VII of the United Nations Charter, and are therefore binding on all United Nations member states.

#### **The Agencies and Instrumentalities of the Republic of Sudan**

295. As described above, the Republic of Sudan acted through its officials, officers, agents, employees and instrumentalities in providing material support and resources to Osama bin Laden and al Qaeda. The support provided by the Republic of Sudan to Osama bin Laden and al Qaeda assisted in, or contributed to, the preparation and

execution of plans that culminated in the attacks on September 11, 2001 and to the damages to the Plaintiffs herein.

296. Lieutenant General Omar Hassan Ahmad al-Bashir is the President of the Republic of Sudan, and is an instrumentality of the Republic of Sudan for the purposes of liability and damages under the Foreign Sovereign Immunities Act. As head of the Republic of Sudan, Lieutenant General Omar Hassan Ahmad al-Bashir is responsible for formulating and executing the Republic of Sudan's policy of supporting terrorism and Osama bin Laden and al Qaeda.

297. The Republic of Sudan Ministry of Defense, headed by General Rahman Abdul Siral-Khatim, is an agency of the Republic of Sudan. The Ministry of Defense, as a government agency, aided and abetted Osama bin Laden and al Qaeda as outlined above.

298. The Republic of Sudan Ministry of the Interior, headed by Major General Abdul- Rahim Mohammed Hussein, is an agency of the Republic of Sudan. The Ministry of the Interior, as a government agency, aided and abetted Osama bin Laden and al Qaeda by providing instructors to the training camps run by Osama bin Laden and al Qaeda. In early 1994, Osama bin Laden was responsible for at least three major terrorist training camps in Northern Sudan and the Sudanese Intelligence Services, Al Amn al-Dakhili and Al Amn al-Khariji, provided the training. These services are answerable in part to the Ministry of the Interior.

## **CLAIMS**

### **COUNT ONE**

#### **FOREIGN SOVEREIGN IMMUNITIES ACT**

299. Plaintiffs incorporate herein by reference the allegations contained in all preceding paragraphs.

300. The actions of the foreign state defendant, Sudan, and the actions of its agencies and instrumentalities as described herein, forfeited their right to claim immunity of the Foreign Sovereign Immunities Act 28 U.S.C. §§ 1605(a)(2), 1605(a)(5) and 1605(a)(7). Pursuant to 28 U.S.C. § 1605(a)(7) and Pub. L. 104-208, Div. A, Title I, § 101(c), 110 Stat. 3009-172 (reprinted at 28 U.S.C. § 1605 note (West Supp.)), all defendants who are officials, employees or agents of the foreign state defendant are individually liable to the Plaintiffs for damages caused by their acts which resulted in the death and injury of the Plaintiffs.

301. The Foreign state Defendant and the actions of its agencies and instrumentalities as described herein, conducted commercial activity that had a direct effect on the United States and is not immune pursuant to the Foreign Sovereign Immunities Act 28 U.S.C. § 1605(a)(2).

302. The Foreign state Defendant and the actions of its agencies and instrumentalities as described herein, is subject to liability from said acts resulting in personal injury and death in the United States caused by the tortious act or omission of the foreign state, officials and employees while acting within the scope of his office and employment and thus have forfeited their right to claim immunity pursuant to 28 U.S.C. § 1605(a)(5).

303. The Foreign state Defendant and its agencies and instrumentalities designated as state a sponsors of terrorism as described herein, is subject to liability for said acts and provision of material support for said acts resulting in personal injury and

death in the United States as a result of act of torture, extra judicial killing, and aircraft sabotage and have forfeited their right to claim immunity pursuant to the 1996 Anti Terrorism Effective Death Penalty Act codified as 28 U.S.C. § 1605(a)(7).

304. As a direct result and proximate cause of the conduct of the Foreign state Defendant and its agencies, instrumentalities, officials, employees and agents that violated the federal and common laws cited herein, all Plaintiffs suffered damages as set forth herein.

**WHEREFORE**, Plaintiffs demand judgment in their favor against the Foreign state Defendant, the Sudanese agents and Instrumentalities and each of their officials, employees and agents, jointly, severally, and/or individually, in an amount in excess of One Trillion Dollars (\$1,000,000,000,000) plus interest, costs, and such other monetary and equitable relief as this Honorable Court deems appropriate to compensate the Plaintiffs and deter the Defendants from ever again committing such terrorist acts.

## **COUNT TWO**

### **TORTURE VICTIM PROTECTION ACT**

305. Plaintiffs incorporate herein by reference the allegations contained in the preceding paragraphs.

306. The actions of the Defendants as described herein subjected the Plaintiffs to torture and extrajudicial killing within the meaning of the Torture Victim Protection Act, Pub.L. 102-256, 106 Stat. 73 (reprinted at 28 U.S.C.A. § 1350 note (West 1993)).

307. In carrying out these acts of extrajudicial killings and injury against the Plaintiffs, the actions of each Defendant was conducted under actual or apparent authority, or under color of law.

308. As a direct result and proximate cause of the Defendants' violation of the Torture Victim Protection Act, Plaintiffs suffered damages as fully set forth herein.

**WHEREFORE**, Plaintiffs demand judgment in their favor against all Defendants, jointly, severally, and/or individually, in an amount in excess of One Trillion Dollars (\$1,000,000,000,000) plus interest, costs, and such other monetary and equitable relief as this Honorable Court deems appropriate to prevent the Defendants from ever again committing the terrorist acts of September 11, 2001 or similar acts.

### **COUNT THREE**

#### **ALIEN TORT CLAIMS ACT**

309. Plaintiffs incorporate herein by reference the allegations contained in the preceding paragraphs.

310. As set forth above, the Defendants, individually, jointly and severally, aided and abetted sponsored, materially supported, conspired to proximately cause the death and injury of the Plaintiffs through and by reason of acts of international terrorism. These terrorist activities constitute violations of the law of nations otherwise referred to as contemporary international law, including those international legal norms prohibiting torture, genocide, air piracy, terrorism and mass murder as repeatedly affirmed by the United Nations Security Council.

311. As a result of the Defendants' sponsorship of terrorism in violation of the law of nations and contemporary principles of international law, the Plaintiffs suffered injury and damages as set forth herein. Violations of the law of nations and of international agreements include but not limited to:

- (1) The Universal Declaration of Human Rights, Dec. 10, 1958  
G.A. Res 217A (III), U.N. Doc. A/810, at 71 (1948);

- (2) The International Covenant of Political and Civil Rights, art. 6 (right to life), U.N. Doc. A/6316, 999 U.N.T.S. (1992);
- (3) The Convention on the Prevention and Punishment of Crimes Against Internationally Protected Persons, Including Diplomatic Agents, 28 U.S.T. 1975, T.I.A.S. No. 8532 (1977), implemented in 18 U.S.C. § 112;
- (4) The General Assembly Resolutions on Measures to Prevent International Terrorism, G.A. Res. 40/61 (1985) and G.A. Res. 42/159 (1987);
- (5) The Convention on the High Seas, arts. 14-22 (piracy), 13 U.S.T. 2312, T.I.A.S. No. 5200 (1962).

312. Pursuant to 28 U.S.C. §1350, the Plaintiffs' herein who are estates, survivors and heirs of those killed or injured who were non-U.S. citizens or "aliens" at the time of their illegal death or injury are entitled to recover damages they have sustained by reason of the Defendants' actions.

**WHEREFORE**, Plaintiffs who are estates, survivors and heirs of non United States citizens or 'aliens,' demand judgment in their favor against all Defendants, jointly, severally, and/or individually, in excess of One Trillion Dollars (\$1,000,000,000,000), plus interest, costs, and such other monetary and equitable relief as this Honorable Court deems appropriate to compensate the victims, but prevent Defendants from ever again committing such terrorist acts.

#### **COUNT FOUR**

#### **WRONGFUL DEATH**

313. Plaintiffs incorporate herein by reference the allegations contained in the preceding paragraphs.

314. Plaintiffs herein – families of those killed on September 11, 2001. Bring this consolidated action for wrongful death proximately caused by the Defendants engaging

in, sponsoring, financing, aiding and abetting and/or otherwise conspiring to commit acts of terror including the terrorist and attacks acts of September 11, 2001.

315. Surviving family members are entitled to recover damages from Defendants for these wrongful deaths. These family members are entitled to all damages incurred as fair and just compensation for the injuries resulting from these wrongful deaths.

316. The injuries and damages suffered by the Plaintiffs were proximately caused by the intentional, malicious, reckless, negligent acts of the defendants as described herein.

317. As a direct and proximate result of the wrongful deaths of the decedents, their heirs and families have been deprived of future aid, income, assistance, services, comfort, companionship, affection and financial support.

318. As a direct and proximate result of the defendants' acts of terrorism resulting in wrongful death, the heirs and families of the decedents suffer and will continue to suffer permanent wrongful, illegal acts, emotional distress, severe trauma, and permanent physical and psychological injuries.

319. As a further result of intentional, malicious, reckless, negligent, wrongful, illegal acts, and tortious conduct of the Defendants, the Plaintiffs have incurred actual damages including but not limited to medical expenses, psychological trauma, physical injuries, and other expenses and losses for which they are entitled to full recovery.

**WHEREFORE**, Plaintiffs demand judgment in their favor against all Defendants, jointly, severally, and/or individually, in an amount in excess of One Trillion Dollars (\$1,000,000,000,000) plus interest, costs, and such other monetary and equitable relief as this

Honorable Court deems appropriate to compensate and deter Defendants from ever again committing such terrorist acts.

### **COUNT FIVE**

### **NEGLIGENCE**

320. Plaintiffs incorporate herein by reference the allegations contained in all preceding paragraphs.

321. The banking and charity Defendants were under heightened duties as fiduciaries of banks and charities, as public servants endowed with the public's trust. All Defendants were under a general duty not to intentionally injure, maim or kill, commit criminal or tortious acts, endanger lives, and engage in activity that would foreseeably lead to the personal injury and/or death of Plaintiffs.

322. Defendants breached these duties which was a proximate cause of the deaths and personal injuries inflicted by Plaintiffs on and since September 11, 2001.

**WHEREFORE**, Defendants are liable to Plaintiffs in an amount in excess of One Trillion Dollars (\$1,000,000,000,000) plus interest, costs, and such other monetary and equitable relief as this Honorable Court deems appropriate to prevent Defendants from ever again committing the terrorist acts of September 11, 2001, or similar acts.

### **COUNT SIX**

### **SURVIVAL**

323. Plaintiffs incorporate herein by reference the allegations contained in all preceding paragraphs.

324. As a result of the intentional, malicious, reckless, conspiratorial and negligent acts of Defendants as described herein, those killed on September 11, 2001, were placed in a severe and prolonged extreme apprehension of harmful, offensive bodily

contact, injury and assault. These Plaintiffs suffered severe, offensive, harmful, bodily contact, personal injury and battery; suffered extreme fear, terror, anxiety, emotional and psychological distress and trauma intentionally inflicted physical pain; they were mentally, physically and emotionally damaged, harmed, trapped, and falsely imprisoned prior to their deaths and injuries.

325. As a result of Defendants' tortious conduct, those killed suffered damages including extreme pain and suffering, severe trauma, fear, permanent physical and emotional distress, loss of life and life's pleasures, companionship and consortium, loss of family, career, earnings and earning capacity, loss of accretion to their estates, and other items of damages as set forth herein.

**WHEREFORE**, Plaintiffs demand judgment in their favor against all Defendants, jointly, severally, and/or individually, in an amount in excess of One Trillion Dollars (\$1,000,000,000,000) plus interest, costs, and such other monetary and equitable relief as this Honorable Court deems appropriate to prevent Defendants from ever again committing such terrorist acts.

### **COUNT SEVEN**

#### **NEGLIGENT AND/OR INTENTIONAL INFLICTION OF EMOTIONAL DISTRESS**

326. Plaintiffs incorporate herein by reference the averments contained in all preceding paragraphs.

327. Defendants knew or should have known that their actions would lead to the killing of innocent persons; the Defendants knew or should have known that the September 11, 2001, suicide hijackings and disaster would intentionally kill or injure

innocent people, leaving devastated family members to grieve for their losses with ongoing physical, psychological and emotional injuries.

328. The actions of Defendants were unconscionable with an intentional, malicious, and willful disregard for the rights and lives of the Plaintiffs.

329. As a direct and proximate cause of Defendants' intended conduct and reckless disregard for human life, Plaintiffs have suffered and those surviving will forever in the future continue to suffer severe, permanent psychiatric disorders, emotional distress and anxiety, permanent psychological distress, and permanent mental injury and impairment causing ongoing and long-term expenses for medical services, and counseling and care.

330. The conduct of Defendants was undertaken in an intentional manner to kill and injure innocent people. These acts and efforts culminated in the murder and maiming of innocent people, causing continuing, permanent emotional and physical suffering of the families and heirs of the decedents.

331. Defendants, by engaging in this intentional, unlawful conduct, negligently and/or intentionally inflicted emotional distress upon the Plaintiffs.

**WHEREFORE**, Plaintiffs demand judgment in their favor against all Defendants, jointly, severally, and/or individually, in an amount in excess of One Trillion Dollars (\$1,000,000,000,000) plus interest, costs, and such other monetary and equitable relief as this Honorable Court deems appropriate to prevent Defendants from ever again committing terrorist acts.

## **COUNT EIGHT**

### **CONSPIRACY**

332. Plaintiffs incorporate herein by reference the averments contained in all preceding paragraphs.

333. As set forth above, the defendants, unlawfully, willfully and knowingly combined, conspired, confederated, aided and abetted, tacitly and/or expressly agreed to participate in unlawful and tortious acts pursuant to a common course of conduct, resulting in the death and injury of Plaintiffs.

334. As set forth above, the defendants conspired with and agreed to provide material support, funding, sponsorship and/or resources to al Qaeda, Osama bin Laden, and the sponsors of terror.

335. As set forth above, Defendants engaged in common, concerted and conspirational acts, efforts, transactions, and activities designed and intended to cause a terrorist attack on the United States, its citizens and society, and – attack those foreign citizens found within the United States, resulting in the harm to Plaintiffs, which was done pursuant to and furtherance of this common scheme.

336. Defendants' concert of action and conspiracy to support and promote Osama bin Laden, and al Qaeda were a proximate cause of the September 11, 2001, terrorist attacks that killed and injured the Plaintiffs.

337. As a result of Defendants' concert of action and conspiracy to further terror, Plaintiffs have suffered damages as set forth herein.

**WHEREFORE**, Plaintiffs demand judgment in their favor against all Defendants, jointly, severally, and/or individually, in an amount in excess of One Trillion Dollars (\$1,000,000,000,000) plus interest, costs, and such other monetary and equitable relief as this

Honorable Court deems appropriate to prevent Defendants from ever again committing terrorist acts.

## **COUNT NINE**

### **AIDING AND ABETTING**

338. Plaintiffs incorporate herein by reference the averments contained in all preceding paragraphs.

339. As set forth above, Defendants knowingly and substantially assisted in the sponsorship of Osama bin Laden, al Qaeda and the September 11, 2001 terrorist attacks that killed and injured the Plaintiffs.

340. At the time of such aiding and abetting, Defendants knew or should have known that its role was part of an overall and ongoing illegal and/or tortious activity.

341. As set forth above, the Defendants aided and abetted in concerted efforts, transactions, acts and activities designed to cause the attacks of September 11, 2001, on the United States, its citizens, foreign citizens, property and freedoms.

342. That Defendants' aiding and abetting of terrorism through material sponsorship was a proximate cause of the September 11, 2001 terrorist attacks that killed and injured the Plaintiffs.

343. As a result of the Defendants' aiding and abetting activities, Plaintiffs have suffered damages as set forth herein.

**WHEREFORE**, Plaintiffs demand judgment in their favor against all Defendants, jointly, severally, and/or individually, in an amount in excess of One Trillion Dollars (\$1,000,000,000,000) plus interest, costs, and such other monetary and equitable relief as this Honorable Court deems appropriate to prevent Defendants from ever again committing terrorist acts.

## COUNT TEN

### **18 U.S.C. §2333-TREBLE DAMAGES FOR U.S. NATIONALS**

344. Plaintiffs incorporate herein by reference the averments contained in all preceding paragraphs.

345. As set forth above, Defendants, jointly, severally and proximately caused the deaths and injuries of Plaintiffs' person, property and business through and by reason of acts of international terrorism.

346. As set forth above, Defendants provision of material support and assistance to Osama bin Laden and al Qaeda which allowed them to carry out the terrorist attacks on the United States on September 11, 2001.

347. As a result of Defendants' acts in furtherance of international terrorism, all Plaintiffs suffered damages as set forth herein.

348. Pursuant to 18 U.S.C. §2333, et. seq., the estates, survivors and heirs of the decedents who are nationals of the United States are entitled to recover threefold the damages they have sustained and the cost of suit, including attorneys' fees.

**WHEREFORE**, Plaintiffs, who are nationals of the United States, demand judgment in their favor against all Defendants, jointly, severally, and/or individually, and demand treble damages in excess of One Trillion Dollars (\$1,000,000,000,000), plus interest, costs, and such other monetary and equitable relief as this Honorable Court deems appropriate to prevent Defendants from ever again committing such terrorist acts.

## COUNT ELEVEN

### **VIOLATION OF THE RACKETEER INFLUENCED AND CORRUPT ORGANIZATIONS ACT 18 U.S.C. § 1962(a)**

349. Plaintiffs incorporate herein by reference the averments contained in all preceding paragraphs.

350. Non Sovereign Defendants are each “persons” within the meaning of the Racketeer Influenced and Corrupt Organizations Act, 18 U.S.C. § 1961, et seq. (“RICO”).

351. The Defendant charities, banks, and terrorists are each an “enterprise” within the meaning of RICO, the activities of which affect intrastate and foreign commerce.

352. By virtue of the predicate acts described in this Complaint, including without limitations, engaging in the predicate acts of terrorism, murder, kidnapping, forgery, false use and misuse of passports, fraud and misuse of visas, laundering of monetary instruments, engaging in monetary transaction in improperly derived from unlawful activity, the use of interstate commerce, interstate transportation of terrorist property, and bringing in and harboring illegal aliens, and aiding and assisting illegal aliens in entering the United States. Osama bin Laden and al Qaeda, along with the Defendants herein, transferred received, and supplied financing and income that was designed, both directly and indirectly, from a pattern of racketeering activity in which each of them participated as a principal, and used and invested, both directly and indirectly, such income and the proceeds of such income, in establishing and operating terrorist enterprises in violation of 18 U.S.C. § 1962(a).

353. As a direct and proximate result of Defendants’ violation of 18 U.S.C. § 1962(a), Plaintiffs suffered the loss of valuable property, financial services and support, and suffered other pecuniary damages in an amount to be determined at trial.

**WHEREFORE**, Plaintiffs demand judgment in their favor against all Defendants, jointly, severally, and/or individually, in an amount in excess of One Trillion Dollars

(\$1,000,000,000,000) plus interest, costs, and such other monetary and equitable relief as this Honorable Court deems appropriate to prevent Defendants from ever again committing such terrorist acts.

## **COUNT TWELVE**

### **VIOLATION OF THE RACKETEER INFLUENCED AND CORRUPT ORGANIZATIONS ACT** **18 U.S.C. § 1962(c)**

354. Plaintiffs incorporate herein by reference the averments contained in all preceding paragraphs.

355. By virtue of the acts described in this Complaint, including without limitations, engaging in the predicate acts of terrorism, murder, kidnapping, forgery, false use and misuse of passports, fraud and misuse of visas, laundering of monetary instruments, engaging in monetary transaction in properly derived from unlawful activity. The use of interstate commerce, interstate transportation of terrorist property, bringing in and harboring illegal aliens, and aiding and assisting illegal aliens in entering the United States. Osama bin Laden and al Qaeda, along with the defendants herein, transferred, received and supplied financing and income that was designed, both directly and indirectly, from a pattern of racketeering activity in which each of them participated as a principal, and used and invested, both directly and indirectly, such income and the proceeds of such income, in establishing and operating terrorist enterprises, in violation of 18 U.S.C. § 1962(c).

356. As a direct and proximate result of Defendants' violation of 18 U.S.C. § 1962(c), Plaintiffs suffered the loss of valuable property, financial services and support, and suffered other pecuniary damages in an amount to be determined at trial.

**WHEREFORE**, Plaintiffs demand judgment in their favor against all Defendants, jointly, severally, and/or individually, in an amount in excess of One Trillion Dollars (\$1,000,000,000,000) plus interest, costs, and such other monetary and equitable relief as this Honorable Court deems appropriate to prevent Defendants from ever again committing such terrorist acts.

**COUNT THIRTEEN**

**VIOLATION OF RACKETEER INFLUENCED  
AND CORRUPT ORGANIZATIONS ACT  
18 U.S.C. § 1962(d)**

357. Plaintiffs incorporate herein by reference the averments contained in all preceding paragraphs.

358. By virtue of the acts described in this Complaint, including without limitations, engaging in the predicate acts of terrorism, murder, kidnapping, forgery, false use and misuse of passports, fraud and misuse of visas, laundering of monetary instruments, engaging in monetary transaction in properly derived from unlawful activity. The use of interstate commerce facilities in murder-for-hire, interstate transportation of terrorist property, bringing in and harboring illegal aliens, and aiding and assisting illegal aliens in entering the United States. Osama bin Laden and al Qaeda, along with the defendants herein transferred, received and supplied financing and income that was designed, both directly and indirectly, from a pattern of racketeering activity in which each of them participated as a principal, and used and invested, both directly and indirectly, such income and the proceeds of such income, in establishing and operating terrorist enterprises, in violation of 18 U.S.C. § 1962(d).

359. As a direct and proximate result of Defendants' violation of 18 U.S.C. § 1962(d), Plaintiffs suffered the loss of valuable property, financial services and support, and suffered other pecuniary damages in an amount to be determined at trial.

**WHEREFORE**, Plaintiffs demand judgment in their favor against all Defendants, jointly, severally, and/or individually, in an amount in excess of One Trillion Dollars (\$1,000,000,000,000) plus interest, costs, and such other monetary and equitable relief as this Honorable Court deems appropriate to prevent Defendants from ever again committing such terrorist acts.

**COUNT FOURTEEN**  
**PUNITIVE DAMAGES**

360. Plaintiffs incorporate herein by reference the averments contained in all the preceding paragraphs.

361. The actions of the defendants, acting in concert or otherwise conspiring to carry out, aid and abet these unlawful objectives of terror, were intentional, malicious, unconscionable, and in reckless disregard of the rights and safety of all Plaintiffs. Defendants, acting individually, jointly, and/or severally intended to carry out actions that would brutalize or kill the lives of the Plaintiffs.

362. As a result of their intentional, malicious, outrageous, willful, reckless conduct, the defendants are individually, jointly and severally liable to all Plaintiffs for punitive damages.

**WHEREFORE**, Plaintiffs demand judgment in their favor against all Defendants, jointly, severally, and/or individually, in an amount in excess of One Trillion Dollars (\$1,000,000,000,000) plus interest, costs, and such other monetary and equitable relief as this

Honorable Court deems appropriate to prevent Defendants from ever again committing such terrorist acts.

### **COUNT FIFTEEN**

#### **PUNITIVE DAMAGES – AGENCIES AND INSTRUMENTALITIES OF THE FOREIGN STATE DEFENDANT**

363. Plaintiffs incorporate herein by reference the averments contained in all the preceding paragraphs.

364. The Foreign state Defendant and its agencies and instrumentalities, directly or indirectly caused, contributed to, supported, conspired to cause, aided and abetted the commission of the terrorist acts that resulted in the deaths and injuries as described above.

365. The actions of the agencies and instrumentalities of the Foreign state Defendant, acting individually and/or in concert to carry out their unlawful objectives, were malicious, outrageous and in willful, wanton, and reckless disregard of the rights of all Plaintiffs. These agencies and instrumentalities acting individually and jointly, specifically intended to engage in or otherwise sponsor terrorism.

366. Pursuant to 28 U.S.C.A. §1606, which specifically authorizes a claim for punitive damages arising from state sponsored terrorist acts actionable under 28 U.S.C. § 1605 (a)(7), and for the reasons stated herein, the agencies and instrumentalities of Sudan are jointly and severally liable to all Plaintiffs for punitive damages.

367. Pursuant to Pub.L. 104-208, Div. A, Title I, §101(c), 110 Stat. 3009-172 (reprinted at 28 U.S.C. § 1605 note (West Supp.)), all Defendants who are officials, employees or agents of the foreign state defendant, the Sudanese Agencies and Instrumentalities are also individually liable to Plaintiffs for punitive damages caused by the acts and conduct which resulted in the deaths and/or injuries of the Plaintiffs.

**WHEREFORE**, Plaintiffs demand judgment in their favor against the Foreign State Defendants, the Sudanese Agencies and Instrumentalities, and each of their officials, employees or agents, jointly, severally, and/or individually, in an amount in excess of One Trillion Dollars (\$1,000,000,000,000) plus interest, costs, and such other monetary and equitable relief as this Honorable Court deems appropriate to prevent Defendants from ever again committing terrorist acts.

### **Common Issues Requiring Consolidation**

368. Under Federal Rule of Civil Procedure 42, Plaintiffs respectfully ask this Court to certify common questions of law and fact to be tried as to all Defendants. Plaintiffs maintain that consolidation under Rule 42 is a proper and efficient means of proceeding to avoid unnecessary costs or delay. These common legal and factual questions include, but are not limited to, the following:

- (a) Whether Defendants engaged in the sponsorship, financial or other material support, facilitation, encouragement, or any other means of aiding and abetting terrorism, or conspiring to promote or materially sponsor terrorism, as that term is defined under United States or international law;
- (b) Whether Defendants are liable to Plaintiffs for wrongful death and/or personal injury pursuant to the Foreign Sovereign Immunities Act, the Alien Tort Act, the Torture Victim Protection Act, 1990 Terrorism Act, international law and/or the law of nations;
- (c) Whether the terrorist acts of September 11<sup>th</sup>, 2001, and the resulting damages suffered by Plaintiffs were a proximate cause of the conduct of Defendants;
- (d) Whether the Defendants have engaged in an enterprise in violation of RICO, and if so, whether Plaintiffs are entitled to recover under this statute.
- (e) Whether Plaintiffs are entitled to the assets of certain Defendants that have been frozen by the United States Department of Treasury;

- (f) Whether Plaintiffs can gain access to those assets of certain Defendants that have been frozen by foreign states in order to satisfy their judgment;
- (g) Whether Defendants are liable to Plaintiffs for punitive damages, and if so, in what amount; and
- (h) What is the proper measure of compensatory damages for Plaintiffs.

**WHEREFORE**, Plaintiffs request that this Honorable Court facilitate discovery in this matter, determine and try the common legal and factual issues, and award Plaintiffs damages on each of the causes of action stated above plus interest, costs, expenses and such other monetary and equitable relief as this Honorable Court deems appropriate.

### **JURY DEMAND**

Plaintiffs demand trial by jury on all issues so triable.

Respectfully Submitted,

/S/ Ronald L. Motley

Ronald L. Motley, Esq. (SC Bar No. 4123)  
Joseph F. Rice, Esq. (SC Bar No. 4710)  
Jodi Westbrook Flowers, Esq. (SC Bar No. 66300)  
Donald Migliori, Esq. (RI Bar No. 4936; MA Bar No. 567562; and MN Bar No. 0245951)  
Michael Elsner, Esq. (NY & VA Bar Nos. ME-8337)  
Anne McGinness Kearse, Esq. (SC Bar No. 15642)  
Elizabeth Smith, Esq. (SC Bar No. 68246)  
NESS, MOTLEY, P.A.  
28 Bridgeside Boulevard, P.O. Box 1792  
Mount Pleasant, South Carolina 29465  
Telephone: (843) 216-9000

/S/ Allan Gerson

Allan Gerson, Esq. (DC Bar No. 327494)  
Attorney at Law  
4221 Lenore Lane  
Washington, DC 20008  
Tel: (202) 966-8557

/S/ Harry Huge

Harry Huge, Esq. (DC Bar No. \_55640)  
Attorney at Law  
Market Street North  
401 Ninth Street, N.W., Suite 450  
Washington, DC 20004  
Telephone: (202) 824-6046

/S/ John D'Amato

John D'Amato, Esq., (NY Bar No. JD-9041)  
Guy Molinari, Esq., (NY Bar No. GM-2155)  
RUSSO, SCARNARDELLA & D'AMATO, P.C.  
1010 Forest Avenue  
Staten Island, NY 10310  
Telephone: (718) 442-0900

/S/ William N. Riley

William N. Riley, Esq. (IN Bar No. 4941-49)  
R. Douglas Hailey, Esq. (IN Bar NO. 7375-49)  
Mark K. Dudley, Esq. (IN Bar No. 15418-49)  
Amy Ficklin DeBrotta, Esq. (IN Bar No. 17294-49)  
Mary Beth Ramey, Esq. (IN Bar No. 5876-49)  
3815 River Crossing Parkway, Suite 340  
Indianapolis, Indiana 46240  
Telephone: (317) 848-7939

/S/ Paul J. Hanly, Jr.

Paul J. Hanly, Jr., Esq. (NY Bar No. PH-5486)  
HANLY & CONROY, LLP  
415 Madison Avenue  
New York, NY 10017-1111  
Telephone: (212) 401-7600

/S/ Jack Cordray

Jack Cordray, Esq. (SC Bar No. 1400)  
Cordray Law Firm  
40 Calhoun Street  
Charleston, SC 29401  
Telephone: (843) 577-9761

/S/ Thomas E. Mellon, Jr.

Thomas E. Mellon, Jr., Esq. (PA Bar No. 16767)  
John A. Corr, Esq., (PA Bar No. 52820)  
Stephen A. Corr, Esq. (PA Bar No. 65266)  
MELLON, WEBSTER & SHELLY  
87 North Broad Street  
Doylestown, PA 18901  
Telephone: (215) 348-7700

/S/ Don Howarth

Don Howarth, Esq. (CA Bar No. 53783)  
Suzelle M. Smith, Esq. (CA Bar No. 113992)  
Robert D. Brain, Esq. (CA Bar No. 98815)  
HOWARTH & SMITH  
800 Wilshire Boulevard, Suite 750  
Los Angeles, CA 90017  
Telephone: (213) 955-9400

/S/ Sanford Rubenstein

Sanford Rubenstein, Esq. (NY Bar No. SR-4488)  
Rubenstein and Rynecki  
16 Court Street  
Brooklyn, NY 11241  
Telephone: (718) 522-1020

/S/ Samuel L. Davis

Samuel L. Davis, Esq.  
(DC Bar No. 326579 & NJ Bar No. 7257)  
Davis, Saperstein & Salomon, P.C.  
375 Cedar Lane  
Teaneck, NJ 07666  
Telephone: (201) 907-5000

**Attorneys for Plaintiffs**

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