

DSS:AH/RMT/MEG  
F.#2013R00312

UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF NEW YORK

- - - - -X

UNITED STATES OF AMERICA

- against -

MOHAMMAD AJMAL CHOUDHRY,  
Defendant.

- - - - -X

THE GRAND JURY CHARGES:

S U P E R S E D I N G  
I N D I C T M E N T

Cr. No. 13-150 (S-1) (WFK)  
(T. 18, U.S.C., §§  
875(c), 956(a)(1),  
956(a)(2)(A), 1546(a),  
and 3551 et seq.)

2013 SEP 20 2 P  
FILED  
CLERK

COUNT ONE

(Conspiracy To Commit Murder In A Foreign Country)

1. In or about and between January 2013 and February 2013, both dates being approximate and inclusive, within the Eastern District of New York and elsewhere within the jurisdiction of the United States, the defendant MOHAMMAD AJMAL CHOUDHRY, together with others, while in the United States, did knowingly and intentionally conspire to commit one or more acts outside of the United States that would constitute the offense of murder if committed in the special maritime and territorial jurisdiction of the United States, and one or more of the conspirators did commit one or more acts within the jurisdiction of the United States to effect any object of the conspiracy.

2. In furtherance of the conspiracy and to effect its objects, the defendant MOHAMMAD AJMAL CHOUDHRY,

together with others, knowingly committed and caused to be committed, among others, the following:

OVERT ACTS

a. On or about January 25, 2013, the defendant MOHAMMAD AJMAL CHOUDHRY, while in the United States, engaged in a telephone conversation with Conspirator-1, an individual in Pakistan whose identity is known to the Grand Jury.

b. On or about January 25, 2013, the defendant MOHAMMAD AJMAL CHOUDHRY, while in the United States, engaged in telephone conversations with Conspirator-2, an individual in Pakistan whose identity is known to the Grand Jury.

c. On or about January 26, 2013, the defendant MOHAMMAD AJMAL CHOUDHRY, while in the United States, engaged in telephone conversations with Conspirator-2.

d. On or about February 5, 2013, the defendant MOHAMMAD AJMAL CHOUDHRY, while in the United States, transferred funds via Western Union to Conspirator-2.

e. On or about February 25, 2013, the defendant MOHAMMAD AJMAL CHOUDHRY, while in the United States, engaged in a telephone conversation with Conspirator-3, an individual in Pakistan whose identity is known to the Grand Jury.

f. On or about February 25, 2013, the defendant MOHAMMAD AJMAL CHOUDHRY, while in the United States,

engaged in telephone conversations with Conspirator-4, an individual in Pakistan whose identity is known to the Grand Jury.

(Title 18, United States Code, Sections 956(a)(1), 956(a)(2)(A) and 3551 et seq.)

COUNT TWO

(Fraud and Misuse of Petition for Alien Relative)

3. In or about December 2012, within the Eastern District of New York and elsewhere, the defendant MOHAMMAD AJMAL CHOUDHRY, together with others, did knowingly and intentionally make under oath and subscribe as true under penalty of perjury under Title 28, United States Code, Section 1746, one or more false statements with respect to a material fact in an application, affidavit and other document required by the immigration laws and regulations prescribed thereunder, to wit: a United States Department of Homeland Security I-130 Petition for Alien Relative, in that the Petition for Alien Relative purported to be completed by Jane Doe, an individual whose identity is known to the Grand Jury, when in fact, as the defendant then and there well knew and believed, Jane Doe had not completed said Petition, and did knowingly and intentionally present said application, affidavit and other document which contained such false statement and which failed to contain any reasonable basis in law and fact.

(Title 18, United States Code, Sections 1546(a), 2 and 3551 et seq.)

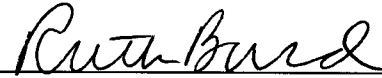
COUNT THREE

(Transmission of Threats to Injure)

4. On or about and between February 15, 2013 and February 25, 2013, both dates being approximate and inclusive, within the Eastern District of New York and elsewhere, the defendant MOHAMMAD AJMAL CHOUDHRY did knowingly and intentionally transmit in interstate commerce communications containing one or more threats to injure the person of another, to wit: communications threatening the lives of John Doe and his family, individuals whose identities are known to the Grand Jury.

(Title 18, United States Code, Sections 875(c) and 3551 et seq.)

A TRUE BILL



FOREPERSON



LORETTA E. LYNCH  
UNITED STATES ATTORNEY  
EASTERN DISTRICT OF NEW YORK

No. 13 CR 150 (S-1) (WFK)

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**UNITED STATES DISTRICT COURT**

EASTERN *District of* NEW YORK

CRIMINAL DIVISION

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THE UNITED STATES OF AMERICA

vs.

*MOHAMMAD AJMAL CHOUDHRY,*

Defendant.

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**SUPERSEDING INDICTMENT**

(T. 18, U.S.C., §§ 875(c), 956(a)(1), 956(a)(2)(A), 1546(a), 2 and 3551 et seq.)

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*A true bill.*

*Ruth Burd*

Foreman

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Filed in open court this \_\_\_\_\_ day,

of \_\_\_\_\_ A.D. 20 \_\_\_\_\_

Clerk

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Bail, \$ \_\_\_\_\_

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*Amanda Hector, Assistant U.S. Attorney (718-254-6212)*  
*Richard M. Tucker, Assistant U.S. Attorney (718-254-6204)*  
*Margaret E. Gandy, Assistant U.S. Attorney (718-254-6213)*

**INFORMATION SHEET**

UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF NEW YORK

13-CR-150(WFK)  
(S-1)

1. Title of Case: United States v. Mohammad Ajmal Choudhry
2. Related Magistrate Docket Number(s): 13-M-171
3. Arrest Date: February 25, 2013
4. Nature of offense(s):  Felony  
 Misdemeanor
5. Related Cases - Title and Docket No(s). (Pursuant to Rule 50.3.2 of the Local E.D.N.Y. Division of Business Rules): \_\_\_\_\_
6. Projected Length of Trial: Less than 6 weeks (X)  
More than 6 weeks ( )
7. County in which crime was allegedly committed: Kings County  
(Pursuant to Rule 50.1(d) of the Local E.D.N.Y. Division of Business Rules)
8. Was any aspect of the investigation, inquiry and prosecution giving rise to the case pending or initiated before March 10, 2012.<sup>1</sup> ( ) Yes (X) No
9. Has this indictment/information been ordered sealed? ( ) Yes (X) No
10. Have arrest warrants been ordered? ( ) Yes (X) No
11. Is there a capital count included in the indictment? ( ) Yes (X) No

2013 SEP 20 PM 3:35  
FILED  
CLERK  
EASTERN DISTRICT OF NEW YORK

LORETTA E. LYNCH  
UNITED STATES ATTORNEY

By: \_\_\_\_\_

Amanda Hector  
Richard M. Tucker  
Margaret E. Gandy  
Assistant U.S. Attorney  
718-254-6212/6204/6213

Rev. 10/04/12

<sup>1</sup> Judge Brodie will not accept cases that were initiated before March 10, 2012.