

# **EXHIBIT 59**

# **Jayyousi Presentence Report Filed Under Seal**

\*\*\* CMU THA REVIEW \*\*\*  
PROTECTED - JAYYOUSI - NOT TO BE RETAINED BY PLAINTIFF

DATE: April 8, 2008 CURRENT FACI: MIM (TEMP:HLD) CUSTODY: IN  
NAME: JAYYOUSI, KIFAH REG NO: 39551-039 S/L: LOW



TELEPHONE OR MAIL ABUSE I. R.(S): 06/02/05 - INTERFERING W/SECRY DEVICES

CIM ASSIGN: 

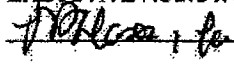
COMMENTS

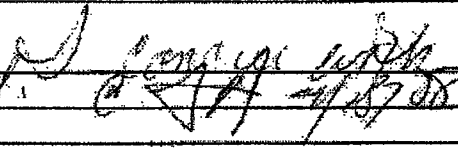
CORRECTIONAL PROGRAMS: Kifah Jayyousi's current offense includes Conspiracy to Murder, Kidnap, and Maim Persons in a Foreign Country, Conspiracy to Provide Material Support to Terrorism and Material Support to Terrorists. Jayyousi was a supporter of Sheikh Omar Abdel Rahman and Abu Hamza. According to information, Jayyousi opened a bank account in the name of the "Islamic Group." He also published a newsletter called the Islam Report under the guise of "The American Islamic Group," (AIG). Jayyousi assumed the role as president for the "American Worldwide Relief Organization," (AWR). Jayyousi along with his co-defendants raised money to support mujahideen operations for AIG, AWR, Global Relief Foundation (GRF), and other terrorist organizations. Jayyousi and his co-defendants tried to establish Islamic states governed by Islamic laws. He is a care level 1 inmate. He is sentenced to serve 152 months with 20 years SRT. He maintains the following STG assignments:

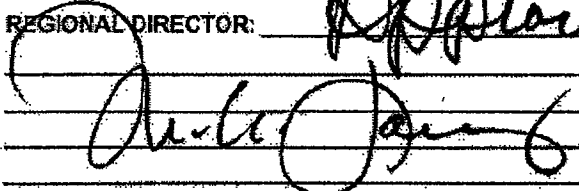
 B.H.S B. Potts 4/08/08

CORRECTIONAL PROGRAMS ADMINISTRATOR: Concur with placement to THA CMU, as   
 B.H.S B. Potts, Acting 4/08/08

CORRECTIONAL SERVICES ADMINISTRATOR: Concur with placement in THA  
CMU, based on past history and affiliations (LCS)

EXECUTIVE ASSISTANT: I also concur w/ the aforementioned recommendation  
 to

DEPUTY REGIONAL DIRECTOR: I concur with the above  
assignment.  4/15/08

REGIONAL DIRECTOR: Approved for CMU.  
 4/21/08

PROTECTED - JAYYOUSI - NOT TO BE RETAINED BY PLAINTIFF



**U.S. Department of Justice  
Federal Bureau of Prisons**

Correctional Programs Division

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Counter Terrorism Unit



March 31, 2008

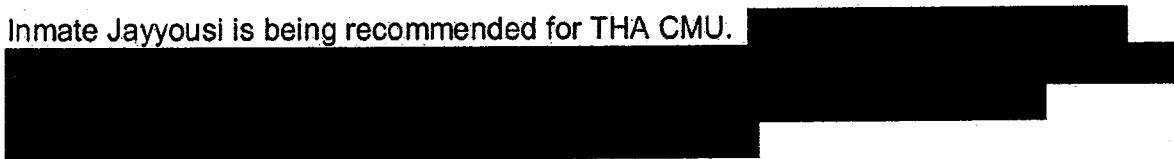
MEMORANDUM FOR MICHAEL K. NALLEY, REGIONAL DIRECTOR  
NORTH CENTRAL REGIONAL OFFICE

FROM: //s//  
Leslie S. Smith, Chief, Counter Terrorism Unit

SUBJECT: Communications Management Unit (CMU) Referral  
JAYYOUSI, Kifah, Reg. No. 39551-039

**1. Rationale for Designation:**

Inmate Jayyousi is being recommended for THA CMU.



His co-defendants include Jose Padilla, Reg. No. 20796-424, and Adham Hassoun, Reg. No. 72433-004.

The defendants in this case, along with other individuals, operated and participated in a support cell which sent money, physical assets, and mujahideen recruits to overseas conflicts for the purpose of establishing Islamic states governed by Islamic law. The support cell operated from both the East and West Coasts of the United States, and Canada. Specifically, the defendants and co-conspirators provided various forms of support to mujahideen guerilla groups and terrorist groups that were opposing, intimidating, and coercing, through the use of physical force and violence, existing governments, individuals, and institutions that did not share their view of Islam.

The defendants in this case operated and participated in a support cell which sent money, physical assets, and mujahideen recruits to overseas conflicts for the purpose

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**Sensitive but Unclassified  
FOIA Exempt**

PROTECTED - JAYYOUSI - NOT TO BE RETAINED BY PLAINTIFF  
Communications Management Unit (CMU) Referral  
JAYYOUSI, Kifah, Reg. No. 39551-039

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of establishing Islamic states governed by Islamic law. Their acts directly supported Sheikh Omar Abdel Rahman and Abu Hamza. They solicited monetary donations to support violent jihad, ran "charity" groups and published various newsletters, dating as far back as 1993. These "charities" sought donations to support Islamic fighters in various jihad theaters overseas, and they recruited people from a local mosque to travel overseas to fight. They have extensive contacts and affiliations with known terrorist persons, organizations and groups throughout the world. They have extensive influence to radicalize and recruit others.

Inmate Jayyousi was convicted of Conspiracy to Murder, Kidnap and Maim Persons in a Foreign Country; Conspiracy to Provide Material Support for Terrorism; Providing Material Support to Terrorists. He was sentenced to 152 months with 20 years supervised release.

He is associated with the following terrorist groups / organizations: Al Qaida; Al-Gamaa' Al-Islamia; Global Relief Foundation (GRF); Holy Land Foundation (HLF); Benevolence International Foundation (BIF); American Islamic Group (AIG); American Worldwide Relief Organization (AWR).

His Pre-Sentence Investigation Report list the following significant acts committed during the criminal conspiracy.

- ▶ Jayyousi was a supporter of Sheikh Omar Abdel Rahman. Shortly after the arrest of Sheikh Rahman on terrorism charges in June 1993, Jayyousi opened a bank account in the name of the "Islamic Group" and began collecting money for the defense of Rahman. Jayyousi also published a newsletter called the Islam Report under the auspices of "The American Islamic Group" (AIG), which he described as "a non-profit, non sectarian, religious service institution primarily established to protect the rights of Muslims and to provide economic, humanitarian and educational assistance to the needy." In this newsletter, Jayyousi solicited for monetary donations to support violent jihad. The solicitation read as follows, "Victory for the Mujahideen will only come from the Almighty, however every Muslim must do his part in support of Mujahideen Operations, in support of Mujahideen Families, in support of Martyrs Families, and in support of Muslim prisoners, torture victims and Scholars." The newsletter listed the post office box and bank account number to which donors could send contributions. In addition to the newsletter, Jayyousi went on fund-raising tours to support Islamic fighters in different jihad theaters overseas. Jayyousi also provided communications equipment to mujahideen groups fighting jihad in Chechnya.
- ▶ On April 12, 1994, Jayyousi described his newsletter, the Islam Report, to a friend. Jayyousi stated his group was in contact with the Salvation Front (in Algeria), the Armed Islamic Group (in Algeria) and the Islamic Group in Egypt, and that the jihad news got to them right away and they posted it. Jayyousi advised his group also

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collected donations for Sheikh Rahman, and that Sheikh Rahman called them from time to time, about every week. Jayyousi stated it was not Sheikh Rahman who was being attacked, but rather Islam. Jayyousi advised his danger was big because all his jurisprudence was jihad jurisprudence, just like Sheikh Azzam. Jayyousi then described the latest mujahideen operation in Egypt where the mujahideen from the Islamic Group of Egypt killed the head of anti-terrorism in the Egyptian General Intelligence Service.

- ▶ Jayyousi further described the situation in Algeria as very bad for the government and that the mujahideen were in control of everything in the country. Jayyousi then described the oppression of Muslims in Turkey, Kasmir, Tajikistan and India and how his group was trying through coordination with our brothers (the mujahideen groups) here and there, "to offer something to these movements, to be somewhat a part, to belong." Jayyousi described how the newsletter was a success and it reached Malaysia, Indonesia, the front in Bosnia, Denmark, Austria and France. Regarding Afghanistan, Jayyousi described it as being in a total state of jihad and being the most critical spot in the whole Islamic world. Jayyousi described Afghanistan as being the key to the return of the Islamic state and that the mujahideen had the upper hand in Afghanistan. Jayyousi stated, "as soon as the Islamic state is established in Afghanistan, it's over."
- ▶ On April 8, 1994, Jayyousi called a grocer in San Diego to request a donation of a food for a fund-raiser at his mosque. Jayyousi described the guest lecturer (Sheikh Ramadan) as one of the important Arab mujahideen brothers in Afghanistan and one of those who were close to Sheikh Azzam. Jayyousi stated this brother was coming via Global Relief Foundation (GRF), and all the money collected was going directly to the mujahideen in Afghanistan. The grocer responded the mujahideen were all killers and none of them were good, starting from Hekmatyar to Rabbani, and they (mujahideen) slaughtered Muslims, including innocent girls and children. Jayyousi also told the grocer Saudi Arabia had revoked Usama bin Laden's citizenship and described Bin Laden as one of the biggest backers of jihad in Afghanistan.
- ▶ The reports published by Jayyousi were communiques issued by the GIA describing their mujahideen operations against the government of Algeria, including the December 1994 hijacking of an Air France jet, which resulted in the murder of several passengers. In a communique issued by the GIA and posted on the Internet by Jayyousi on December 31, 1994, the GIA stated their motivation for the hijacking as follows, "The heroic hijacking of the Air France plane came as a real reaction to the unconditional French political, military and economic support to those un-clean evil apostates in the Algerian regime who refuse to rule by the laws of the religion. In addition France is continuing its involvement in Muslim Algeria."
- ▶ On January 4, 1996, Jayyousi called Abu Mustapha in Australia. Abu Mustapha

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informed Jayyousi the Lebanese government had arrested five brothers in Lebanon who killed Sheikh Nizar al-Halabi and the President of Lebanon had approved their execution. Abu Mustapha requested Jayyousi send a message of "threat and warning" to Lebanese Embassies around the world that "if these guys are executed, then we will...I mean, we will carry out the required task." Abu Mustapha told Jayyousi he had contacted Sheikh Abu Qatada (the spiritual leader of Al Qaeda in Europe) and the message was to be sent in the name of Sheikh Ayman's group, "Doctor Ayman," to stop the execution. The reference to Doctor Ayman's group is to Ayman Al Zawahiri, the deputy of Usama bin Laden and Al Qaeda. Jayyousi told Abu Mustapha to send him anything he wanted published and he (Jayyousi) would send it everywhere at once.

- ▶ Beginning in late 1996 and continuing through early 1997, Hassoun and Jayyousi turned their attention to the jihad fighting in the Ogaden region of Ethiopia. Members of the multinational terrorist group, Al-Ittihad al-Islami, sought to establish an Islamic state in this region by attacking the Christian Orthodox Ethiopian forces. This fighting resulted in numerous deaths.
- ▶ Kifah Jayyousi founded the American Islamic Group (AIG) and was responsible for the content of the Islam Report, as well as its expenditure of funds. Jayyousi also took over as president of the AWR after the death of Mohamed Zaky.

**2. Proposed Transfer Code:** This is an initial designation after sentencing.

**3. CIM Assignment:** Separation

**4. STG Assignment:** [REDACTED]

**5. Release Destination:** BICE Detainer for deportation - Jordan

**6. Medical Status:** This inmate is a Care Level 1 inmate and indications are there are no medical or dental concerns which would preclude his placement in the CMU.

**7. Does Inmate Concur With Transfer:** The inmate's opinion was not solicited.

**8. Additional Pertinent Information:** [REDACTED]

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FOIA Exempt

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**United States District Court**  
**Southern District of Florida**  
MIAMI DIVISION

UNITED STATES OF AMERICA

JUDGMENT IN A CRIMINAL CASE

v.

Case Number: 04-60001-CR-COOKE

KIFAH WAEI JAYYOUSI

USM Number: 39551-039

Counsel For Defendant: William Swor and Marshal Dore Louis  
Counsel For The United States: Russell Killinger  
Court Reporter: Robin Dispenzieri

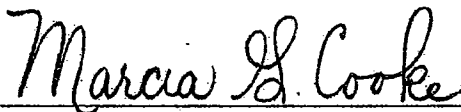
The defendant was found guilty on Counts one, two and three of the Indictment.  
The defendant is adjudicated guilty of the following offenses:

<u>TITLE/SECTION NUMBER</u>	<u>NATURE OF OFFENSE</u>	<u>OFFENSE ENDED</u>	<u>COUNT</u>
18, U.S.C. § 956(a)(1)	Conspiracy to murder, kidnap and maim persons in a foreign country.	November 1, 2001	1
18, U.S.C. § 371	Conspiracy to provide material support for terrorism.	November 1, 2001	2
18, U.S.C. § 2339A(a)	Material support to terrorists.	November 1, 2001	3

The defendant is sentenced as provided in the following pages of this judgment. The sentence is imposed pursuant to the Sentencing Reform Act of 1984.

It is ordered that the defendant must notify the United States attorney for this district within 30 days of any change of name, residence, or mailing address until all fines, restitution, costs and special assessments imposed by this judgment are fully paid. If ordered to pay restitution, the defendant must notify the court and United States attorney of any material changes in economic circumstances.

Date of Imposition of Sentence:  
1/22/2008

  
\_\_\_\_\_  
MARCIA G. COOKE  
United States District Judge

January 22, 2008



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DEFENDANT: KIFAH WAEL JAYYOUSI  
CASE NUMBER: 04-60001-CR-COOKE

**IMPRISONMENT**

The defendant is hereby committed to the custody of the United States Bureau of Prisons to be imprisoned for a term of 152 months as to Count 1; 60 months as to Count 2, and; 120 months as to Count 3. All to be served concurrently.

The Court makes the following recommendations to the Bureau of Prisons:

That the Defendant serve his sentence at FCI Milan, Michigan where his family resides.

The defendant is remanded to the custody of the United States Marshal.

**RETURN**

I have executed this judgment as follows:

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

Defendant delivered on \_\_\_\_\_ to \_\_\_\_\_

at \_\_\_\_\_, with a certified copy of this judgment.

\_\_\_\_\_  
UNITED STATES MARSHAL

By: \_\_\_\_\_  
Deputy U.S. Marshal

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DEFENDANT: KIFAH WAEL JAYYOUSI  
CASE NUMBER: 04-60001-CR-COOKE

### SUPERVISED RELEASE

Upon release from imprisonment, the defendant shall be on supervised release for a term of 20 years.

The defendant shall report to the probation office in the district to which the defendant is released within 72 hours of release from custody of the Bureau of Prisons.

The defendant shall not commit another federal, state or local crime.

The defendant shall not unlawfully possess a controlled substance. The defendant shall refrain from any unlawful use of a controlled substance. The defendant shall submit to one drug test within 15 days of release from imprisonment and at least two periodic drug tests thereafter, as determined by the court.

**The defendant shall not possess a firearm, destructive device, or any other dangerous weapon.**

If this judgment imposes a fine or a restitution obligation, it is a condition of supervised release that the defendant pay in accordance with the Schedule of Payments sheet of this judgment.

The defendant must comply with the standard conditions that have been adopted by this court as well as any additional conditions on the attached page.

### STANDARD CONDITIONS OF SUPERVISION

1. The defendant shall not leave the judicial district without the permission of the court or probation officer;
2. The defendant shall report to the probation officer as directed by the court or probation officer and shall submit a truthful and complete written report within the first five days of each month;
3. The defendant shall answer truthfully all inquiries by the probation officer and follow the instructions of the probation officer;
4. The defendant shall support his or her dependents and meet other family responsibilities;
5. The defendant shall work regularly at a lawful occupation unless excused by the probation officer for schooling, training, or other acceptable reasons;
6. The defendant shall notify the probation officer at least ten (10) days prior to any change in residence or employment;
7. The defendant shall refrain from the excessive use of alcohol and shall not purchase, possess, use, distribute, or administer any controlled substance or any paraphernalia related to any controlled substances, except as prescribed by a physician;
8. The defendant shall not frequent places where controlled substances are illegally sold, used, distributed, or administered;
9. The defendant shall not associate with any persons engaged in criminal activity, and shall not associate with any person convicted of a felony unless granted permission to do so by the probation officer;
10. The defendant shall permit a probation officer to visit him or her at any time at home or elsewhere and shall permit confiscation of any contraband observed in plain view by the probation officer;
11. The defendant shall notify the probation officer within seventy-two (72) hours of being arrested or questioned by a law enforcement officer;
12. The defendant shall not enter into any agreement to act as an informer or a special agent of a law enforcement agency without the permission of the court;
13. As directed by the probation officer, the defendant shall notify third parties of risks that may be occasioned by the defendant's criminal record or personal history or characteristics, and shall permit the probation officer to make such notifications and to confirm the defendant's compliance with such notification requirement.

DEFENDANT: KIFAH WAEI JAYYOUSI  
CASE NUMBER: 04-60001-CR-COOKE

### SPECIAL CONDITIONS OF SUPERVISION

The defendant shall also comply with the following additional conditions of supervised release:

The defendant shall provide complete access to financial information, including disclosure of all business and personal finances, to the U.S. Probation Officer.

The defendant shall maintain full-time, legitimate employment and not be unemployed for a term of more than 30 days unless excused for schooling, training or other acceptable reasons. Further, the defendant shall provide documentation including, but not limited to pay stubs, contractual agreements, W-2 Wage and Earnings Statements, and other documentation requested by the U.S. Probation Officer.

**Permissible Search:** The defendant shall submit to a search of his/her person or property conducted in a reasonable manner and at a reasonable time by the U.S. Probation Officer.

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DEFENDANT: KIFAH WAEL JAYYOUSI  
CASE NUMBER: 04-60001-CR-COOKE

**CRIMINAL MONETARY PENALTIES**

The defendant must pay the total criminal monetary penalties under the Schedule of Payments.

<u>Total Assessment</u>	<u>Total Fine</u>	<u>Total Restitution</u>
\$300.00	\$	\$

\*Findings for the total amount of losses are required under Chapters 109A, 110, 110A, and 113A of Title 18, United States Code, for offenses committed on or after September 13, 1994, but before April 23, 1996.

DEFENDANT: KIFAH WAEL JAYYOUSI  
CASE NUMBER: 04-60001-CR-COOKE

### SCHEDULE OF PAYMENTS

Having assessed the defendant's ability to pay, payment of the total criminal monetary penalties are due as follows:

A. Lump sum payment of \$300.00 due immediately.

Unless the court has expressly ordered otherwise, if this judgment imposes imprisonment, payment of criminal monetary penalties is due during imprisonment. All criminal monetary penalties, except those payments made through the Federal Bureau of Prisons' Inmate Financial Responsibility Program, are made to the clerk of the court.

The defendant shall receive credit for all payments previously made toward any criminal monetary penalties imposed.

The assessment/fine/restitution is payable to the CLERK, UNITED STATES COURTS and is to be addressed to:

U.S. CLERK'S OFFICE  
ATTN: FINANCIAL SECTION  
301 N. MIAMI AVENUE, ROOM 150  
MIAMI, FLORIDA 33128

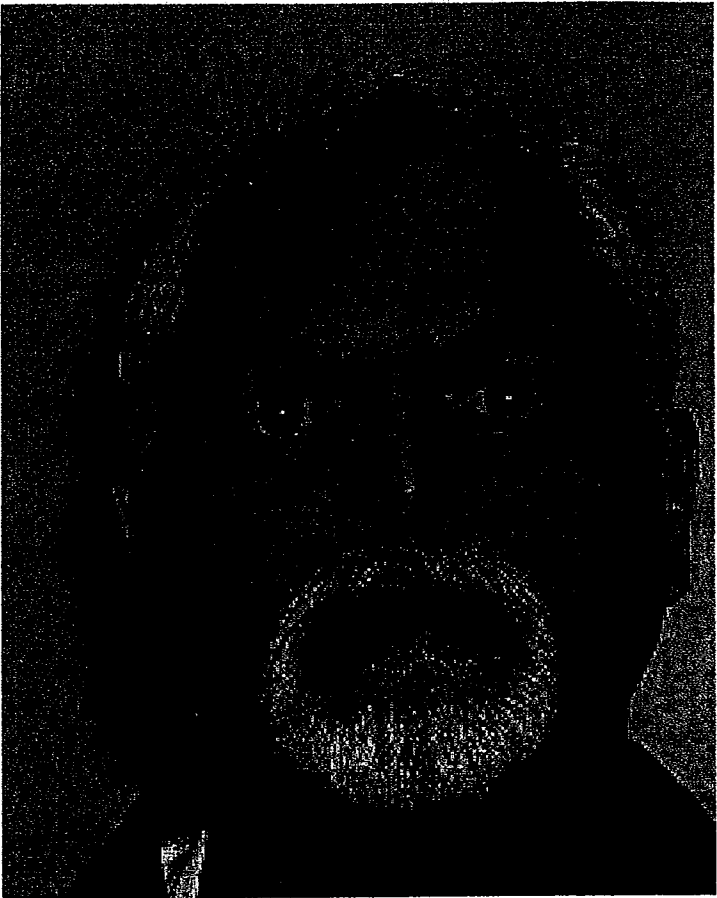
The assessment/fine/restitution is payable immediately. The U.S. Bureau of Prisons, U.S. Probation Office and the U.S. Attorney's Office are responsible for the enforcement of this order.

Payments shall be applied in the following order: (1) assessment, (2) restitution principal, (3) restitution interest, (4) fine principal, (5) community restitution, (6) fine interest (7) penalties, and (8) costs, including cost of prosecution and court costs.

# **Jayyousi Statement of Reasons Filed Under Seal**

PROTECTED – JAYYOUSI – NOT TO BE RETAINED BY PLAINTIFF

**JAYYOUSI, Kitah**

<b>Reg. No.</b>	39551-039	
<b>FBI No.</b>	744882HC5	
<b>INS No.</b>	N/A	
<b>SSN</b>	[REDACTED]	
<b>Date of Birth</b>	12-18-1961	
<b>Country of Birth</b>	Jordan	
<b>Citizenship</b>	Jordan	
<b>Projected Release Date</b>	Unknown	
<b>Release Method</b>	Unknown	
<b>Release Destination</b>	BICE - Jordan	
<b>Detainer</b>	Yes	
<b>Custody</b>	In	
<b>Security Level</b>	Unassg	
<b>Current Institution</b>	MIM	
<b>VWP</b>	No	
<b>Special Administrative Measure</b>	No	
<b>Race</b>	White	
<b>Ethnicity</b>	Other	
<b>Religion</b>	Muslim	
<b>Sex</b>	Male	
<b>CIM Assignments</b>	None	
<b>STG Assignments</b>	[REDACTED]	
<b>Group Affiliations</b>	Al Qaida; Global Relief Foundation (GRF); Holy Land Foundation (HLF); Benevolence International Foundation (BIF); American Islamic Group (AIG); American Worldwide Relief Organization (AWR).	
<b>Offense</b>	Conspiracy to Commit Murder in a Foreign Country; Conspiracy to Kidnap , Maim, Torture, Providing Material Support to a Terrorist Organization	
<b>Sentence</b>	12 years, 8 months	
<b>Disciplinary History</b>	06-02-2005, 208 Interfering with Security Devices	
<b>Nicknames</b>	Alias: Abu Muhamed	

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Separations	None
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**Background and Conduct:****Co-Defendants:**

Padilla, Jose, Reg. No. [REDACTED]

Hassoun, Adham, Reg. [REDACTED]

The defendants in this case, along with other individuals, operated and participated in a support cell which sent money, physical assets, and mujahideen recruits to overseas conflicts for the purpose of establishing Islamic states governed by Islamic law. The support cell operated from both the East and West Coasts of the United States, and Canada. Specifically, the defendants and co-conspirators provided various forms of support to mujahideen guerilla groups and terrorist groups that were opposing, intimidating, and coercing, through the use of physical force and violence, existing governments, individuals, and institutions that did not share their view of Islam.

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Jayyousi was a supporter of Sheikh Omar Abdel Rahman. Shortly after the arrest of Sheikh Rahman on terrorism charges in June 1993, Jayyousi opened a bank account in the name of the "Islamic Group" and began collecting money for the defense of Rahman. Jayyousi also published a newsletter called the Islam Report under the auspices of "The American Islamic Group" (AIG), which he described as "a non-profit, non sectarian, religious service institution primarily established to protect the rights of Muslims and to provide economic, humanitarian and educational assistance to the needy." In this newsletter, Jayyousi solicited for monetary donations to support violent jihad. The solicitation read as follows, "Victory for the Mujahideen will only come from the Almighty, however every Muslim must do his part in support of Mujahideen Operations, in support of Mujahideen Families, in support of Martyrs Families, and in support of Muslim prisoners, torture victims and Scholars." The newsletter listed the post office box and bank account number to which donors could send contributions. In addition to the newsletter, Jayyousi went on fund-raising tours to support Islamic fighters in different jihad theaters overseas. Jayyousi also provided communications equipment to mujahideen groups fighting jihad in Chechnya.

On April 12, 1994, Jayyousi described his newsletter, the Islam Report, to a friend. Jayyousi stated his group was in contact with the Salvation Front (in Algeria), the Armed Islamic Group (in Algeria) and the Islamic Group in Egypt, and that the jihad news got to them right away and they posted it. Jayyousi advised his group also collected donations for Sheikh Rahman, and that Sheikh Rahman called them from time to time, about every week. Jayyousi stated it was not Sheikh Rahman who was being attacked, but rather Islam. Jayyousi advised his danger was big because all his jurisprudence was jihad jurisprudence, just like Sheikh Azzam. Jayyousi then described the latest mujahideen operation in Egypt where the mujahideen from the Islamic Group of Egypt killed the head of anti-terrorism in the Egyptian General Intelligence Service.

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On June 19, 1995, Jayyousi spoke with Sheikh Rahman, who was in prison in New York. Sheikh Rahman told Jayyousi that "Chechnya is the most important." Jayyousi then described for Sheikh Rahman the situation on the ground in Chechnya and provided him details regarding a takeover of a hospital by the Chechen mujahideen inside Russia, resulting in the death of hundreds of people and the taking of hostages.

On January 4, 1996, Jayyousi called Abu Mustapha in Australia. Abu Mustapha informed Jayyousi the Lebanese government had arrested five brothers in Lebanon who killed Sheikh Nizar al-Halabi and the President of Lebanon had approved their execution. Abu Mustapha requested Jayyousi send a message of "threat and warning" to Lebanese Embassies around the world that "if these guys are executed, then we will...I mean, we will carry out the required task." Abu Mustapha told Jayyousi he had contacted Sheikh Abu Qatada (the spiritual leader of Al Qaeda in Europe) and the message was to be sent in the name of Sheikh Ayman's group, "Doctor Ayman," to stop the execution. The reference to Doctor Ayman's group is to Ayman Al Zawahiri, the deputy of Usama bin Laden and Al Qaeda. Jayyousi told Abu Mustapha to send him anything he wanted published and he (Jayyousi) would send it everywhere at once.

Beginning in late 1996 and continuing through early 1997, Hassoun and Jayyousi turned their attention to the jihad fighting in the Ogaden region of Ethiopia. Members of the multinational terrorist group, Al-Ittihad al-Islami, sought to establish an Islamic state in this region by attacking the Christian Orthodox Ethiopian forces. This fighting resulted in numerous deaths.

Kifah Jayyousi founded the American Islamic Group (AIG) and was responsible for the content of the Islam Report, as well as its expenditure of funds. Jayyousi also took over as president of the AWR after the death of Mohamed Zaky.

Hassoun acted as a representative for various "charities" seeking donations to support Islamic fighters in various jihad theaters overseas, and recruited people from his local mosque to travel overseas to fight, including Padilla and at least 2 others.

In October 1998, Padilla traveled to Cairo, Egypt, in preparation for violent jihad, where he also studied Islam and Arabic. Eventually, Padilla made his way to Afghanistan, and in July 2000, he completed a Mujahideen Identification Form as part of his entry and training at an Al Qaeda training camp in preparation for violent jihad. In or around September 2000, Padilla completed an Al Qaeda basic training course.

Jayyousi advised his group also collected donations for Sheikh Rahman, and that Sheikh Rahman called them from time to time, about every week. Jayyousi stated it was not Sheikh Rahman who was being attacked, but rather Islam.

The Lebanese government had arrested five brothers in Lebanon who killed Sheikh Nizar al-Halabi and the President of

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Lebanon had approved their execution. Abu Mustapha requested Jayyousi send a message of "threat and warning" to Lebanese Embassies around the world that "if these guys are executed, then we will...I mean, we will carry out the required task." Abu Mustapha told Jayyousi he had contacted Sheikh Abu Qatada (the spiritual leader of Al Qaeda in Europe) and the message was to be sent in the name of Sheikh Ayman's group, "Doctor Ayman," to stop the execution. The reference to Doctor Ayman's group is to Ayman Al Zawahiri, the deputy of Usama bin Laden and Al Qaeda. Jayyousi told Abu Mustapha to send him anything he wanted published and he (Jayyousi) would send it everywhere at once.

Hassoun would frequently give speeches to the mosque congregates about giving to the mujahideen and asking others to become mujahideen. The testimony demonstrated that Hassoun advocated the same global-Salafi jihad ideology as Sheikh Azzam. Like these radical Islamists, Hassoun supported violent jihad as a means to establish Islamic states governed by Sharia.

Youssef advised Hassoun to call a person in the United Arab Emirates named Abu Hamza. Youssef explained the recommendation to enter would be through Abu Hamza. Youssef then provided Hassoun with the telephone numbers for Abu Hamza, with instructions for Hassoun to introduce himself to Hamza as "the teacher, the professor, the big boss and the mentor of Abu Turab (Youssef)." Youssef told Hassoun that Hamza could arrange the paperwork (visas) for other people Hassoun was sending over.

Padilla's Mujahideen Identification Form dated July 24, 2000. At trial, the government presented evidence that although the Al Qaeda Mujahideen Identification Form bore the name Abu Abdullah Muhajir, it also contained other information identified with Padilla, including his correct date of birth, his education and training, languages spoken, and his fingerprints. In addition, Padilla's Al Qaeda form was found among other similar forms in a binder containing correspondence from known Al Qaeda members.

United States government personnel also recovered another Al Qaeda document in Afghanistan bearing the name Abu Abdullah Muhajir. This document is a list of graduates from Al Qaeda's basic training course and is dated September 2000.

Hassoun was questioned about his fund-raising activities. Hassoun told the agents he was very involved in raising money for charitable causes. Among the organizations he assisted raising funds for were the Global Relief Foundation (GRF), the Holy Land Foundation (HLF) and the Benevolence International Foundation (BIF). Hassoun also stated he was the East Coast representative for the AWR. Hassoun advised he was approached, in approximately 1995, by Zaky to work for AWR and raise funds for charity. Hassoun stated that shortly after he started working for AWR, Zaky was killed fighting in Chechnya. Hassoun told the agents that after Zaky was killed, Jayyousi ran the AWR.

Adham Hassoun was a considered a manager and/or supervisor in a criminal conspiracy that involved five or more participants. Hassoun was the East Coast representative of AIG and AWR, as well as other mujahideen groups. He raised money to support mujahideen operations for AIG and AWR, as well as for GRF and the Canadian Islamic Association. He used his religious training to recruit and encourage other individuals, including Mohamed Hesham Youssef and Jose Padilla, to become mujahideen, and supported them financially.

Jose Padilla was recruited by Hassoun to participate in violent jihad. Padilla received training from Al Qaeda. As such, Padilla became a valued asset within the global Salafi-jihad and the charged conspiracy.

On June 9, 2002, President Bush designated Padilla an enemy combatant and he was subsequently turned over to the department of Defense.

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#### The Global Salafi-Jihad Movement

At all times material to the Superseding Indictment there existed a radical Islamic fundamentalist movement dedicated to the establishment of a pure Islamic State (Caliphate) governed by strict Islamic law, known as Sharia. Followers and supporters of this movement adhered to an extremist Salafist ideology that encouraged and promoted "jihad" to be waged by mujahideen using physical force and violence to oppose governments, institutions and individuals that did not share their view of Islam. At bottom, Salafi-jihadists seek to establish an Islamic state through jihad, including murder, maiming and kidnapping.

This modern Global Salafi-jihad movement was fueled by the decade-long (1979-1989) Soviet/Afghan war during which Usama

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bin Laden rose to prominence. Thousands of Muslim fighters from all over the Muslim world flocked to Afghanistan where they were trained in both military and guerilla tactics, and indoctrinated by radical spiritual leaders, principally, Sheikh Abdullah Azzam. Sheikh Azzam's life revolved around the establishment of Allah's rule on earth. Jihad was the means to his goal: "jihad and the rifle alone; no negotiations, no conferences and no dialogues," he would say.

Sheikh Azzam's idea of global jihad and each Muslim's duty to perform it, is illustrated by his statement, "This duty will not end with victory in Afghanistan. Jihad will remain an individual obligation until all other lands that were Muslim are returned to us so that Islam will rule again. Before us lie Palestine, Bukhara, Lebanon, Chad, Eritrea, Somalia, the Philippines, Burma, southern Yemen, Tajikistan, and Andalusia."

In 1984, Sheikh Azzam, together with Usama bin Laden, co-founded the Maktab al-Khidamat (MAK or Afghan Service Bureau), the precursor organization to Al Qaeda. Via MAK, Sheikh Azzam and Usama bin Laden disseminated propaganda, raised funds and recruited new members through a network of offices in 35 countries, including the United States. MAK housed, trained and financed the anti-Soviet jihad in Afghanistan. The anti-Soviet Afghanistan government received support from the U.S. government, as well as from many individuals in the United States.

In 1989, Sheikh Azzam was murdered and the Soviet troops withdrew from Afghanistan. Al Qaeda, now under the control of Usama bin Laden and using the humanitarian cover of MAK and other Islamic charities, began infiltrating other regional conflicts, sending personnel to train further recruits or take part in the actual fighting, with the ultimate goal of establishing Islamic states governed by Islamic law. Other Arab/Afghan mujahideen returned to their homeland to join the ranks of local terrorist organizations such as the Islamic Group of Egypt (IG), the Egyptian Islamic Jihad Group (EIJ), the Armed Islamic Group of Algeria (GIA), and the Libyan Islamic Fighting Group (LIFG).

With the death of Sheikh Azzam, Sheikh Omar Abdel Rahman (the spiritual leader of the terrorist Egyptian Islamic Group) assumed the role for the global Salafi-jihad. By 1991, Sheikh Rahman was living in the United States and his followers had taken control of the MAK offices in New York City, operating under the auspices of the Al-Kifah Refugee Center. In June 1993, Sheikh Rahman and nine of his followers were arrested for planning to bomb the United Nations Headquarters, the Lincoln and Holland Tunnels, the George Washington Bridge, and a federal office building in New York City. In October 1995, Sheikh Rahman and his co-conspirators were convicted.

In addition to MAK, an integral part of the Al Qaeda global support network was its affiliate organizations. By establishing, infiltrating, and gaining control of many Islamic non-government organizations (NGO's) throughout the 1990's, Al Qaeda successfully radicalized and mobilized the Islamic diaspora into small groups or cells, which provided a steady supply of money, men and material in support of its global Salafi-jihad. One such cell identified by the FBI shortly after the arrest of Sheikh Rahman consisted of the defendants and others.



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 UNITED STATES MARSHALS SERVICE  
 PRISONER TRACKING SYSTEM  
 DISTRICT OF E. DIST. OF MICHIGAN  
 DISTRICT: 39 OFFICE: DET  
 INDIVIDUAL CUSTODY AND DETENTION REPORT USM 129  
 NAME: JAYYOUSI, KIFAH WAEL  
 USMS NUMBER: 39551039

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## I. IDENTIFICATION DATA

USMS NUMBER: 39551039	NAME: JAYYOUSI, KIFAH WAEL				
ADDRESS: 5212 ELMER ST DETROIT, MI	PHONE: (313) 843-4875				
DOB: 12/18/1961	AGE: 46	POB: AMAN, JORDAN, XX			
SEX: M	RACE: W	HAIR: GRY	EYE: BRO	HEIGHT: 507	WEIGHT: 220
SSN: [REDACTED]	FBI NBR:	ALIEN NBR:			

*** SPECIAL HANDLING CODE	SPECIAL HANDLING REMARK
MED	HAS OCCASIONAL DIZZINESS

DETAINER DATE	ACTIVE	AGENCY	REMARK
**/**/****	N		

PRISONER ALIAS	ALIAS REMARK
ABU, MUHAMED	

## II. CASE INFORMATION

CTR	STATUS	COURT CASE NUMBER	FEDERAL COURT CITY	JUDGE	US ATTORNEY	DEFENSE ATTORNEY
1	RL-WOR	04-3564RLD S/FLORIDA	DETROIT			

CTR	ARREST DATE	ARRESTING AGENCY	ARREST LOCATION	WARRANT NUMBER
1	03/28/2005	FEDERAL BUREAU OF INVESTIGATION	DETROIT METRO AIRPORT	04-3565RLD

CTR	OFFENSE CODE	OFFENSE	REMARK	DISPOSITION
1	1602	THREAT-TERRORISTIC - STATE OFFENSES	PROVIDE MATERIAL SUPPORT TO TERRORISM	UNKNOWN
1	0999	HOMICIDE		UNKNOWN
1	1099	KIDNAPPING		UNKNOWN

## III. STATUS HISTORY

CTR	STATUS	STATUS DATE	CUSTODY DATE	RELEASE DATE	REMARK
1	WT-TR-911	03/28/2005	03/28/2005	**/**/****	TERROR CHARGES OUT OF S/FL
1	WT-MOVE	03/31/2005	**/**/****	**/**/****	MOVE TO S/FL - COURT ORDER
1	RL-WOR	04/04/2005	**/**/****	04/04/2005	TF TO S/FL

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 UNITED STATES MARSHALS SERVICE  
 PRISONER TRACKING SYSTEM  
 DISTRICT OF E. DIST. OF MICHIGAN  
 DISTRICT: 39 OFFICE: DET  
 INDIVIDUAL CUSTODY AND DETENTION REPORT USM 129  
 NAME: JAYYOUSI, KIFAH WAEL  
 USMS NUMBER: 39551039

IV. CHRONOLOGICAL PRISONER HISTORY

INST CODE	INSTITUTION NAME	ADMIT DATE	RELEASE DATE	DAYS BOARDED	ACTION OR DISPOSITION
CEL	CELLBLOCK	03/28/2005	03/28/2005	0	
5QQ	WAYNE CO JAIL	03/28/2005	04/05/2005	8	
TOTAL DAYS BOARDED				8	

V. MEDICAL CONDITION/TREATMENT HISTORY

DATE SERVICE PROVIDED	VENDOR	SERVICE PROVIDED
**/**/****		



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 UNITED STATES MARSHALS SERVICE  
 PRISONER TRACKING SYSTEM  
 DISTRICT OF SOUTHERN FLORIDA  
 DISTRICT: 4 OFFICE: MIA  
 INDIVIDUAL CUSTODY AND DETENTION REPORT USM 129  
 NAME: JAYYOUSI, KIFAH WAEL  
 USMS NUMBER: 39551039

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## I. IDENTIFICATION DATA

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SEX: M	RACE: W	HAIR: GRY	EYE: BRO	HEIGHT: 507	WEIGHT: 220
SSN: [REDACTED]	FBI NBR: 744882HC5	ALIEN NBR:			

OTHER NUMBER TYPE	OTHER NUMBER VALUE
ID	FID # 962996

*** SPECIAL HANDLING CODE	SPECIAL HANDLING REMARK
SEC	**HIGH PROFILE-TERRORISM CHARGES**

DETAINDER DATE	ACTIVE	AGENCY	REMARK
**/**/****	N		

PRISONER ALIAS	ALIAS REMARK
ABU, MUHAMED	

GENERAL REMARKS
TRASFERED FROM DETROIT

## II. CASE INFORMATION

CTR	STATUS	COURT CASE NUMBER	FEDERAL COURT CITY	JUDGE	US ATTORNEY	DEFENSE ATTORNEY
1	RL-BOP	04-60001-CR	MIAMI	COOKE, MARCIA	KILLINGER, RUSSELL R.	LOUIS, MARSHALL

CTR	ARREST DATE	ARRESTING AGENCY	ARREST LOCATION	WARRANT NUMBER
1	04/04/2005	U.S. MARSHALS SERVICE	TRANS. FROM DETROIT	04-3565-RLD

CTR	OFFENSE CODE	OFFENSE	REMARK	DISPOSITION
1	0999	HOMICIDE	CONSPIRACY TO MURDER IN FOREIGN COUNTRY	CONVICTED
1	1099	KIDNAPPING	CONSPIRACY TO KIDNAP IN FOREIGN COUNTRY	CONVICTED
1	1602	THREAT-TERRORISTIC - STATE OFFENSES	PROVIDE MATERIAL SUPPORT TO TERRORISM	CONVICTED

BOP CMU 075585

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 PRISONER TRACKING SYSTEM  
 DISTRICT OF SOUTHERN FLORIDA  
 DISTRICT: 4 OFFICE: MIA  
 INDIVIDUAL CUSTODY AND DETENTION REPORT USM 129  
 NAME: JAYYOUSI, KIFAH WAEL  
 USMS NUMBER: 39551039

CTR	SENTENCE DATE	SENTENCE	APPEAL DATE
1	01/22/2008	152CT1;60CT2;120CT3 RUN CC W/ 20YRS SUPV RELEASE	**/**/****

**III. STATUS HISTORY**

CTR	STATUS	STATUS DATE	CUSTODY DATE	RELEASE DATE	REMARK
1	WT-TRIAL	04/04/2005	04/04/2005	**/**/****	
1	RL-BOND	03/09/2006	**/**/****	03/09/2006	500K CSB 500K PROPERTY 300K PSB
1	READMIT	08/16/2007	08/16/2007	**/**/****	REMANDED BY COOKE
1	WT-SENT	08/16/2007	**/**/****	**/**/****	
1	WT-J/C	01/22/2008	**/**/****	**/**/****	SE: 152 MOS
1	RC-J/C	01/25/2008	**/**/****	**/**/****	
1	WT-DESIG	01/25/2008	**/**/****	**/**/****	DESIGNATED TO FCI-YAZOO (MED) MS
1	RL-BOP	01/25/2008	**/**/****	01/25/2008	TOT FDC

**IV. CHRONOLOGICAL PRISONER HISTORY**

INST CODE	INSTITUTION NAME	ADMIT DATE	RELEASE DATE	DAYS BOARDED	ACTION OR DISPOSITION
MIM	MDC MIAMI	04/04/2005	03/09/2006	339	
BND	ON BOND	03/09/2006	08/16/2007	1	
MIM	MDC MIAMI	08/16/2007	01/25/2008	162	
TOTAL DAYS BOARDED				502	

**V. MEDICAL CONDITION/TREATMENT HISTORY**

DATE SERVICE PROVIDED	VENDOR	SERVICE PROVIDED
**/**/****		

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U.S. Department of Justice  
Federal Bureau of Prisons

Correctional Programs Division

Counter Terrorism Unit

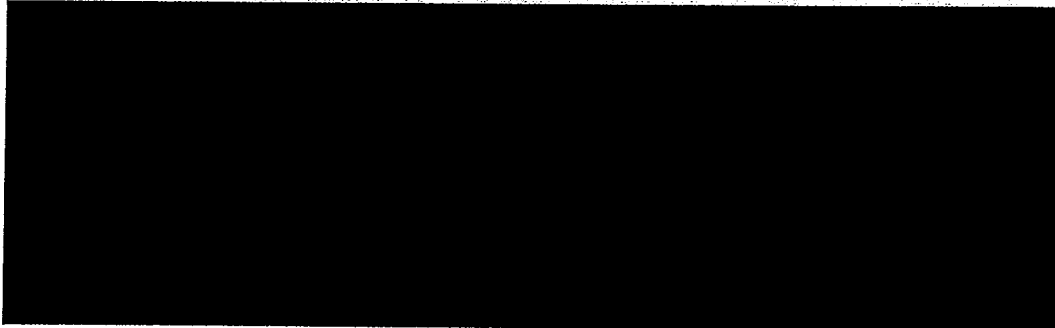
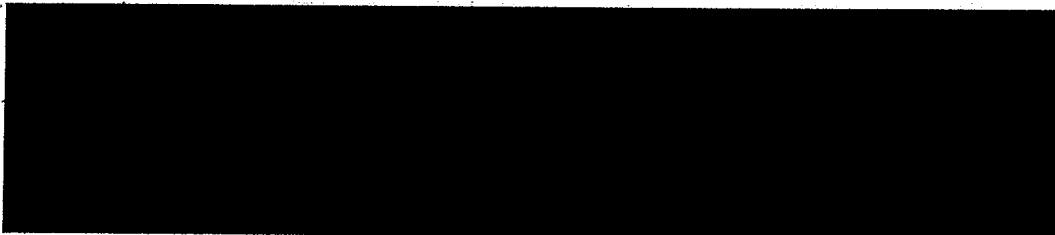


March 24, 2008

MEMORANDUM FOR ALL CONCERNED

FROM: //s/ Leslie S. Smith, Chief

SUBJECT: Justification for CIM Separation  
[Redacted]  
JAYYOUSI, Kifa Wael, Reg. No. 39551-039



- FOIA Exempt -

Sensitive but Unclassified / Law Enforcement Use Only

(FOI EXEMPT)

BOP CMU 004849



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NOTICE TO INMATE OF TRANSFER TO COMMUNICATION MANAGEMENT UNIT

U.S. DEPARTMENT OF JUSTICE

FEDERAL BUREAU OF PRISONS

Inmate Name (Last, First, Middle): JAYYOUSI, Kifah	Register Number: 39551-039
Warden (print and signature): B. R. Jett, Warden	Institution: FCI Terre Haute, Indiana

**NOTICE:** This notice informs you of your transfer to a Federal Bureau of Prisons (Bureau) facility that allows greater management of your communication with persons in the community through more effective monitoring of your telephone use, written correspondence, and visiting. Your communication by these methods may be limited as necessary to allow effective monitoring. Your general conditions of confinement in this unit may also be restricted as necessary to provide greater management of your communications. Your transfer to this unit, by itself, will have no effect on the length of your incarceration. You will continue to earn good-conduct sentence credit in accordance with Bureau policy.

Your transfer to this facility under these conditions is based on the following specific information:

Your current offenses of conviction are for Conspiracy to Commit Murder in a Foreign Country; Conspiracy to Kidnap, Maim, and Torture; and Providing Material Support to a Terrorist Organization. You acted in a criminal conspiracy to raise money to support mujahideen operations and used religious training to recruit other individuals in furtherance of criminal acts in this country as well as many countries abroad. Your offense conduct included significant communication, association and assistance to al-Qaida, a group which has been designated as a foreign terrorist organization.

Based on this information, your transfer to this facility for greater communication management is necessary to the safe, secure, and orderly operation of Bureau institutions, or protection of the public. Your continued designation to this facility will be reviewed regularly by your Unit Team under circumstances providing you notice and an opportunity to be heard, in accordance with the Bureau's policy on Classification and Program Review of Inmates.

**OPPORTUNITY TO APPEAL TRANSFER DECISION** - You may appeal this transfer decision, or any conditions of your confinement, through the Bureau's Administrative Remedy Program, 28 C.F.R. §§ 542.10 through 542.19, and corresponding policy. A member of your Unit Team will provide you with the necessary form upon request.

**INSTRUCTIONS TO STAFF** - Provide the inmate a copy of this form and complete the following information documenting delivery.

Staff Member Name and Position (printed):	Staff Member (signature):	Date Issued: