



**U.S. Department of Justice**

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February 16, 2006

Ms. Doris Randle-Holt  
Federal Public Defender's Office  
200 Jefferson Avenue, Suite 200  
Memphis, Tennessee 38103

RE: U.S. v. Mahmoud Maawad  
Cr. No. 05-20348-D

Dear Ms. Holt:

Enclosed please find evidence discoverable pursuant to Rule 16 of the Federal Rules of Criminal Procedure. Included in your discovery packet is a list of numerous items seized in the search warrants involving your client. If copies are not enclosed, please contact Special Agent Rick Yell at the Joint Terrorism Task Force to arrange a viewing of all the evidence.

I. This discovery packet consists of the following:

1. Subpoena production from the Custodian of Records at the University of Memphis regarding Mr. Maawad;
2. Photographs of books at Mr. Maawad's apartment;
3. The extended campus catalog of Embry-Riddle Aeronautical University;
4. FBI evidence log sheet;
5. Copies of Mr. Maawad's check book and ATM card;
6. Typed detail of evidence seized at 3557 Mynders Avenue, #5;
7. Computer printout regarding arrest and issuance of misdemeanor citation to Mahmoud Maawad;
8. NCIC printout of Mahmoud Maawad;

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9. Narrative regarding misdemeanor citation issued to Mahmoud Maawad;
10. List of courses taken and credit hours at the University of Memphis regarding Mahmoud Maawad;
11. Photographs from apartment and search of vehicle;
12. Copy of email with handwriting sent by Mr. Maawad on his University of Memphis email account;
13. Attached group of emails sent by Mahmoud Maawad requesting TSA approval to take flight school classes;
14. Documents indicating Western Union transfers to and from Mahmoud Maawad at 3557 Mynders;
15. Hand drawn diagram of apartment;
16. Evidence recovery log;
17. Printout of chatroom discussion at [www.alshava.com/magdimail-htm](http://www.alshava.com/magdimail-htm) bearing an opening message thanking an individual for all of his Jihad and noting that Iraq is standing alone in the face of the Zionist crusader aggression and the fierce aggression from the supposedly Arab brothers and the statement Ali Arkbar three times. Particularly note the entry by Mahmoud Maawad engineering student in USA stating "I union with you and I completely agree."
18. Copies of search warrants and affidavits for defendant's vehicle and email accounts;
19. Printout from the defendant's laptop;

**II.** The United States submits it intends to introduce evidence it believes is the motivation for defendant's need to seek flight training material. The United States does not believe this is 404(b) material, but is rather, res gestae. Should the Court disagree, the United States will submit the evidence is admissible pursuant to Federal Rule of Criminal Procedure 404(b). This evidence would include material found in the search of the defendant's laptop computer, particularly, the defendant was linking to websites that are associated with Ansar Al-Islam, a radical Sunni Muslim organization in Iraq led by Abu Musab al-Zarquawi. Many news reports refer to Mr. Zarquawi as leading the Al Queda group in Iraq.

The computer indicates that the defendant was entering searches on the Yahoo Search engine that indicate that he was attempting to investigate how guns and bombs could be smuggled through airport's magnetometers. Specifically, the Yahoo searches

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read magnetometer+gun and magnetometer/bomb.

There are also remnants in defendant's computer indicating he had entered a search using the term "car bomb."

Additionally, the defendant made specific searches seeking to purchase "commercial flight uniforms." Despite the fact, he is not a licensed pilot nor was employed by any commercial flight organization.

Also included is a printout from a internet chatroom listed in the above discovery. The chatroom begins with a two paragraph statement thanking Allah "for all your Jihad" and noting the only legitimate regimes in the Arabic states were Iraq, Syria, and Lebanon. The blog goes on to state Iraq is standing alone in the face of "zionist-crusader aggression" and the "fierce aggression from the supposedly Arab brothers."

On page two of the printout is an entry by Mahmoud Maawad, an engineering student in the United States at [Mmahmoud2004@aol.com](mailto:Mmahmoud2004@aol.com) stating "i union with you and i completely agree."

Also to be used as evidence of the defendant's state of mind is a series of emails between Mr. Maawad and the Transportation Security Administration where he was denied permission to obtain flight training. The TSA specifically advised Mr. Maawad that to obtain flight training without this permission would be a criminal act. Attached is Mr. Maawad's angry response, stating he would violate the law.

In short, it is the United States' position that Mr. Maawad's motivation for fraudulent obtaining the flight training materials is because he was either planning or participating in a potential terrorist event inside the United States.

- III. All items seized from the defendant are listed in the evidence logs and statement of the defendant has been provided in prior discovery.
- IV. The United States did not use any electronic surveillance or wiretaps in this case.
- V. The remainder of your request is not discoverable pursuant to Rule 16 of the Federal Rules of Criminal Procedure.
- VI. The United States requests reciprocal discovery pursuant to Rule 16 of the Federal Rules of Criminal Procedure.

Thank you for your time and consideration. If there is anything else that I can do to be of assistance, please feel free to give me a call.

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Sincerely,

LAWRENCE J. LAURENZI  
ACTING UNITED STATES ATTORNEY

By: s/Stephen C. Parker  
Stephen C. Parker  
Assistant United States Attorney

SCP/chs  
enclosures

cc: U.S. District Court Clerk (w/out enclosures)