UNITED STATES DISTRICT COURT DISTRICT OF MINNESOTA Criminal No. 13-222 (MJD)

UNITED STATES OF AMERICA,)
)
Plaintiff,)
V.)
)
SAYNAB ABDIRASHID HUSSEIN,)
Defendant)
Defendant.)

GOVERNMENT'S RESPONSE TO DEFENDANT'S POSITION REGARDING SENTENCING

The United States of America, by and through its attorneys John R. Marti, Acting United States Attorney for the District of Minnesota, Assistant United States Attorneys LeeAnn K. Bell and Charles J. Kovats, Jr., and Department of Justice Trial Attorney William M. Narus, hereby submits its response to the defendant's sentencing position.

I. THE DEFENDANT IS INVOLVED IN THE OFFENSE CONDUCT

In the defendant's Position Regarding Sentencing (hereinafter, the "defendant's Sentencing Position") the defendant baldly asserts that she "had no involvement in" or "knowledge of" the "Offense Conduct" as described in the PSR. (*See* Defendant's Position at page 5). The defendant's assertion is contrary to the weight of the evidence. Indeed, the evidence clearly shows the defendant was a firmly-rooted member of the conspiracy who shared not only the same views as her co-conspirators, but also the same goals. Moreover, she strived to accomplish them. As described more fully below, a review of the emails the defendant exchanged with an al Shabaab fighter named "Kamal

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UK" (who used a Yahoo! email account styled "Kamal Mj") proves this to be true. (*See* Exhibit 1, Extract of Defendant's Email Communications with "Kamal UK").¹

Before describing the content of these communications, the Court should know who "Kamal UK" is. A photograph of "Kamal UK" can be located at Letter C to Exhibit 2 to this filing (formerly admitted as Government's Exhibit 15 in the matter of *United States v*. *Mahamud Said Omar*, 09-CR-242 (MJD/FLN)).² During that trial, defendant Kamal Said Hassan ("defendant Hassan"), defendant Salah Osman Ahmed ("defendant Ahmed") and Abdifatah Yusuf Isse ("defendant Isse"), each testified that he knew the individual depicted at Letter C to Exhibit 2 as "Kamal UK"; further, each defendant identified this individual as the son of "Hooyo" or "Umm Shabaab," who ran the al Shabaab safe house in Marka, Somalia, at which each stayed. (*See* Exhibits 4, 5, and 6, Excerpts of Draft Trial Testimony of defendant Hassan, defendant Ahmed, and defendant Isse, respectively). According to Matthew Bryden, the government's expert witness who testified in the *Omar* matter, this safe house was a particularly "well-known" al Shabaab safe house. (*See* Exhibit 7, Excerpt of Trial Testimony of Matthew Bryden, at page 3).

¹ Exhibit 1 contains 44 pages. If the Court wishes to review all of the email communications between the defendant and "Kamal UK" in the possession of the government, the government will readily provide them.

² Exhibit 3 is a chart depicting many of the defendant's co-conspirators and was admitted as Government's Exhibit 17 in the matter of *United States v. Mahamud Said Omar*.

A. The Defendant Knew the Secret "Kunyas" and Other "Code-Speak" Adopted by her Co-Defendants in Somalia

As depicted in the email communications the defendant exchanged with "Kamal UK", the defendant was sufficiently anchored into the conspiracy that she knew to refer to Kamal Hassan by his "kunya" "Abshir," (*see* Exhibit 1 at page 19); to refer to Salah Ahmed as "Salman," (*see* Exhibit 1 at page 1); and to Ahmed Ali Omar as "Mustafe" (*see* Exhibit 1 at pages 1, 4, 5, 10, among many others). The defendant also knew co-conspirator Zakaria Maruf (who was killed before being charged for his role in the conspiracy) as "abu Muslim." (*See* both Exhibit 1 at pages 34 and 39 and Exhibit 3, Photograph 9). These "kunyas" were taken by the defendants in order to conceal their true identities from outsiders. Tellingly, the defendant knew all of them. As described more fully below, the emails also prove she knew defendants Mahamud Said Omar and Mohamed Abdullahi Hassan. Against this evidence, defendant alleges in her Sentencing Position that "she was not even acquainted with most of the boys who left Minnesota to travel to Somalia."³ (*See* Defendant's Position at page 6).

Second, the defendant exchanged emails with "Kamal UK" in which she referred to the conspiracy itself as the "deal." (*See* Exhibit 1 at pages 10, 15, 16, and 19). During his testimony during the *Omar* trial, defendant Ahmed admitted that his co-conspirators referred to the conspiracy as the "deal". (*See* Exhibit 5, Draft Trial Testimony of

³ The defendant admits knowing Mohamed Abdullahi Hassan, or "Miski." (See Defendant's Sentencing Position at 3).

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Defendant Ahmed, at page 2). Specifically, the defendant Ahmed stated that the term "deal" was used "for security purpose[s]." (*Id.*).

Third, the Court should take note that "Kamal UK" used an email address styled as "Kamal Mj" – and the government submits that "Mj" is short-hand for "muhajideen." Despite the defendant's repeated use of the term "boys" in her Sentencing Position, the defendant makes clear in her communications with "Kamal UK" that she knew the men who left Minnesota to fight in Somalia not as "boys" but rather as "MJs" or "muhajideen." (*See* Exhibit 1 at pages 1, 12, 15, 16, 21, among many others). To now refer to them as "boys" in her Sentencing Position is a recent invention – and a largely inaccurate and offensive one. Defendants Hassan, Ahmed, and Ahmed Ali Omar were all well over 20 years old when they left the United States in 2007. Defendant Mahamud Said Omar can best be described as "middle-aged."

Further, not only is the characterization of her co-conspirators as "boys" inaccurate, but it suggests an attempt to justify the serious offenses committed by the defendant and her co-conspirators as youthful indiscretion. And whether the automatic weapons used by the members of the conspiracy who traveled to Somalia are handled by "boys" or grown men, they remain equally lethal.

Finally, as described more fully in Section III below, the defendant used other code-speak employed by members of her conspiracy, including referring to the FBI as "Fadumo Bashir Ibrahim," (*see* Exhibit 1 at page 5: "Fadumo Bashir Ibrahim is

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everywhere"); and repeatedly referring to a terrorist training camp her co-conspirators attended as "school". (*See* Exhibit 1 at pages 10, 15, 28 and 30).

B. The Defendant Was Keenly Aware of and Celebrated al Shabaab Activities in Somalia.

In an email dated August 26, 2008, the defendant advises "Kamal UK" that she "heard the good news about [K]ismayo." (*See* Exhibit 1 at page 43). Just three days earlier, it was widely reported that "fighters from the Islamic group Al Shabaab took control of Kismayo on Friday after three days of clashes." (*See* Exhibit 8, CNN.com/world article, *Somali City Clears Bodies after Deadly Clashes*). The defendant also briefly shared thoughts about Anwar al-Awlaki lectures. (*See* Exhibit 1 at page 1: regarding "Sheikh Anwar").

The defendant also was aware of many of the operational activities of her co-conspirators. For example, she knew about "Kamal UK's" imminent departure to training camp. (*See* Exhibit 1 at page 30: "you were suppose[d] to be leaving off for school"). The defendant was also tracking the arrival of defendant Mahamud Said Omar or "Abti Sharif" in Somalia in late January 2008, "Did Abti sharif come to u guys . . ." (*See* Exhibit 1 at page 5).⁴ Moreover, the emails show the defendant provided operational assistance to the "Mjs" beyond fundraising alone. (*See* Exhibit 1 at page 3, where the defendant provides three Minnesota phone numbers to "Kamal UK": "Bro here is the info mustafe wanted . . ."

⁴ The Court should note that the defendant's email inquiry about the arrival of defendant Mahamud Said Omar or "Abdi Sharif" is dated January 26, 2008. Defendant Omar departed the United States on January 22, 2008, and likely arrived in Somalia a few days later. (*See* Exhibit 3, Photograph 8).

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Finally, the Court should consider the defendant's present assertion that she lacked knowledge of al Shabaab in the broader context of the facts of the case. (*See* Defendant's Position at page 3). In October 2008, Shirwa Ahmed had blown himself up in an attack targeting the United Nations and the Somali Government. Within days of this event, this news was known throughout the Somali community of Minneapolis. Indeed, news of this attack was widely reported both nationally and world-wide.

C. The Defendant Supported the "MJs."

The defendant supported the "Mjs" with her money and her heart. In defendant's Sentencing Papers, she admitted to the \$1,300 she helped raise so that Mohamed Abdullahi Hassan or "Miski" (see Exhibit 3, Photograph 10) could travel to Somalia to fight in August 2008, five months after al Shabaab was designated a foreign terrorist organization. (See Defendant's Papers at 3). As described more fully in Section III below, the defendant's emails to "Kamal UK" provide more fulsome detail about her wishes and desires: (see Exhibit 1 at page 41: "I feel really helpless and I just feel guilty whenever I speak to any of you knowing the fact that You guys need support and am not able to do anything"; Exhibit 1 at page 43: "our hearts and minds are always with you guys, insha'llah"; Exhibit 1 at page 5: "we'll do what we can by cooking and selling it and as we increase in numbers we'll get more ideas insha'allah which by the way we are having more people involved"; Exhibit 1 at page 19: "everytime you talk about how life is in the deal i get even more excited and cant wait to come"; and Exhibit 1 at page 1: "I really think what you guys are doing would be the best").

The defendant also appears to have a personal relationship with "Kamal UK's" al Shabaab operative mother, whom they refer to as "hoyo." (*See* Exhibit 1 at pages 1, 8, 15, 30, 36, and 43).

In summary, an objective review of the defendant's email communications flatly refutes the defendant's present claim that she "had no involvement in" or "knowledge of" the "Offense Conduct."⁵

II. THE PSR CORRECTLY IDENTIFIES THE BASE OFFENSE LEVEL

In the defendant's Sentencing Position, the defendant contends that because the "underlying offense is an expedition against a friendly nation" (the Neutrality Act, 18 U.S.C. § 960) the guidelines base offense level should be 14 rather than 27, as depicted in the PSR. (*See* Defendant's Position at page 6). The government disagrees with the defendant's contention and affirms that the underlying offense to the defendant's perjury conviction is conspiracy to commit murder.

First, it must be said that the defendant's co-conspirators – many of whom she attempted to protect when she lied while under oath before the grand jury - may have undertaken an unlawful expedition against a friendly nation when they agreed to leave the United States to kill people over 8,000 miles away in a country many of them never knew, in violation of the Neutrality Act. However, in order to violate the Neutrality Act, a defendant must take part in an expedition "against the territory or dominion of any foreign

⁵ Significantly, the defendant's communications with her co-conspirators in Somalia were not limited to email. The defendant's emails also repeatedly refer to ongoing text and voice/phone calls between the defendant and the "Mjs" in Somalia. (*See* Exhibit 1 at pages 24, 33, 38).

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prince or state." While it is abundantly clear the defendant and her co-conspirators wanted to kill the Ethiopian troops present in Somalia at the invitation of the government of Somalia, it may not be as clear that Ethiopian troops in Somalia can be considered the "territory or dominion" of Ethiopia as a matter of law.⁶

Ultimately, this Court need not decide whether or not the defendant's co-conspirators violated the Neutrality Act. What is clear is that the defendant's co-conspirators entered into a conspiracy to commit murder. Defendant Hassan pleaded guilty to providing material support to this conspiracy. Defendant Ahmed did as well. Defendant Mahamud Said Omar was found guilty of several offenses, including conspiracy to commit murder. Defendants Ahmed Ali Omar and Mohamed Abdullahi Hassan have been charged by the grand jury with conspiracy to commit murder, among other offenses. Indeed, the grand jury that heard the defendant's lies has charged many defendants with conspiracy to commit murder. None have been charged with a violation of the Neutrality Act.

In the end, even if the Court accepts the reasonable proposition that a violation of the Neutrality Act occurred, that is no basis for the Court not to designate conspiracy to commit murder as the underlying offense. In no other context does a criminal defendant get rewarded for participating in multiple offenses by enjoying the application of the

⁶ The government also rejects the defendant's characterization of the object of this conspiracy to murder as a "military exercise against Ethiopian troops." This implication that the defendant's co-conspirators were deploying to Somalia as part of a regular, organized, lawfully-constituted force to combat the Ethiopians is plainly false. Theirs was an illicit affair deliberately kept private from both law enforcement and all responsible members of the Somali community in Minnesota. Theirs was an unlawful plan was to conduct unlawful violence in Somalia.

lowest guideline calculation possible. This defendant should not either. To the contrary, the introductory commentary to Chapter 3, Part D of the Sentencing Guidelines instructs the Court that where multiple offenses have been committed, "the most serious offense is a starting point." Here, the most serious offense – and the offense that unambiguously applies – is conspiracy to commit murder.⁷

III. THE TERRORISM ADJUSTMENT UNDER U.S.S.G. § 3A1.4(a) APPLIES

The defendant disputes the PSR's correct application of U.S.S.G § 3A1.4(a), the terrorism adjustment, which increases her Offense Level by 12 levels and her Criminal History Category to VI. (*See* Defendant's Position Regarding Sentencing at pages 6-8). The government concurs with the PSR that the terrorism adjustment should apply to this defendant's case.

A. Text of the Terrorism Enhancement

§ 3A1.4 is categorized under Chapter Three of the Guidelines as a victim-related adjustment for terrorism. § 3A1.4 was amended in 1996 by the Antiterrorism and Effective Death Penalty Act.

Section 3A1.4 states, in pertinent part, that:

(a) If the offense is a felony that involved, or was intended to promote, a federal crime of terrorism, increase by 12 levels; but if the resulting offense level is less than level 32, increase to level 32.

⁷ In the matter of the *United States v. Adarus Ali*, 09-CR-317, before sentencing defendant Ali to 24 months' imprisonment on May 16, 2013, this Court determined the underlying offense to defendant Ali's perjury conviction was conspiracy to commit murder. There is no reason to reach a different conclusion here.

(b) In each such case, the defendant's criminal history category from Chapter Four (Criminal History and Criminal Livelihood) shall be Category VI.

There are four application notes to § 3A1.4. Application Note 1 states that the term

"federal crime of terrorism" has the meaning given that term in 18 U.S.C. § 2332b(g)(5).

§ 2332b states, in pertinent part:

(5) the term "Federal crime of terrorism" means an offense that-

(A) is calculated to influence or affect the conduct of government by intimidation or coercion, or to retaliate against government conduct; and

(B) is a violation of –

(i) ... 956(a)(1) (relating to conspiracy to murder, kidnap, or maim persons abroad), ... 2339A (relating to providing material support to terrorists), 2339B (relating to providing material support to terrorist organizations)....

Application Note 2 concerns harboring, concealing and obstruction of justice offenses. It states, "For purposes of this guideline, an offense that involved (A) harboring or concealing a terrorist who committed a federal crime of terrorism (such as an offense under 18 U.S.C. § 2339 or § 2339A); or (B) obstructing an investigation of a federal crime of terrorism, shall be considered to have involved, or to have been intended to promote, that federal crime of terrorism." (Emphasis added).

Application Note 3, which concerns "Computation of Criminal History Category," provides that, "[u]nder subsection (b), if the defendant's criminal history category as determined under Chapter Four (Criminal History and Criminal Livelihood) is less than Category VI, it shall be increased to Category VI." USSG § 3A1.4 cmt. n.3 (2012).

Application Note 3 serves as an addendum to § 3A1.4's subsection (b) by clarifying that §

3A1.4 does not require a prerequisite criminal history category VI for its application.

Application Note 3 provides for the automatic increase of criminal history to category VI.

The increase applies to the § 3A1.4 application notes, except for Application Note 4.

Application Note 4 is a stand-alone provision for upward departure, rather than a §

3A1.4 adjustment, in cases where the defendant's actions do not meet the definition of

"federal crime of terrorism" as defined in 18 U.S.C. § 2332b(g)(5). It provides that:

The adjustment provided by this guideline applies only to federal crimes of terrorism. However, there may be cases in which (A) the offense was calculated to influence or affect the conduct of government by intimidation or coercion, or to retaliate against government conduct but the offense involved, or was intended to promote, an offense other than one of the offenses specifically enumerated in 18 U.S.C. Section 2332b(g)(5)(B); or (B) the offense involved, or was intended to promote, one of the offenses specifically enumerated in 18 U.S.C. Section 2332b(g)(5)(B), but the terrorist motive was to intimidate or coerce a civilian population, rather than to influence or affect the conduct of government by intimidation or coercion, or to retaliate against government conduct. In such cases an upward departure would be warranted, except that the sentence resulting from such a departure may not exceed the top of the guideline range that would have resulted if the adjustment under this guideline had been applied. USSG Section 3A1.4 cmt. n.4 (2009).

The predetermined increases of offense level and criminal history category that are applicable to § 3A1.4 are not applicable to Application Note 4. The Commission noted that an upward departure rather than a specific guideline adjustment was used because of the infrequency of this type of case and so that the court could assess the harm caused by these offenses on a case-by-case basis. The resulting sentence may not exceed the top of the guideline range that would have applied under a § 3A1.4 calculation. Thus, § 3A1.4,

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Application Note 4, provides an upward departure, rather than a specified guideline adjustment for offenses that would satisfy § 2332b(g)(5)(A), but not (B), or vice versa.

Viewed in the aggregate, these amendments reflect an understanding by both the Congress and the Sentencing Commission that "an act of terrorism represents a particularly grave threat because of the dangerousness of the crime and difficulty of deterring and rehabilitating the criminal, and thus, terrorists and their supporters should be incapacitated for a longer period of time." *United States v. Meskini*, 319 F.3d 88, 92 (2d Cir. 2003). "We have recognized that the Sentencing Commission had a rational basis for creating a uniform criminal history category for all terrorists under [U.S.S.G.] § 3A1.4(b), because even terrorists with no prior criminal behavior are unique among criminals in the likelihood of recidivism, the difficulty of rehabilitation, and the need for incapacitation." *United States v. Stewart*, 590 F.3d 93, 143 (2nd Cir. 2009), citing *United States v. Meskini*, 319 F.3d 88, 92 (2d Cir.), cert. denied, 538 U.S. 1068, 123 S.Ct. 2240 (2003).

B. Two Theories of Application of the Section 3A1.4 Enhancement

The disjunctive phrases in § 3A1.4 makes clear that the predicate offense must either (1) "involve" a federal crime of terrorism or (2) be "intended to promote" a federal crime of terrorism and that each clause has a separate meaning.

1. The "Involve" a Federal Crime of Terrorism Theory

For § 3A1.4 to apply under this prong, the offense must have been "calculated to influence or affect the conduct of government by intimidation or coercion, or to retaliate against government conduct," and the offense must be one of those enumerated

\$2332b(g)(5). In the present case, the defendant's crime of conviction did not involve an enumerated offense listed in \$2332b(g)(5)(A). Therefore, it cannot be said that the defendant's offense involved a "federal crime of terrorism" under the first theory of applicability of \$3A1.4.

2. The "Intended to Promote" Theory

The Second Circuit has noted that by using term "intended to promote" the terrorism enhancement casts a "broader net" than the statutory definition alone. *Stewart*, at 137. In order to satisfy the requirements of the terrorism enhancement, "[t]he criminal conduct at issue need not itself meet the statutory definition of a federal crime of terrorism if 'a goal or purpose [of the defendant's act] was to bring or help to bring into being a crime listed in" the statutory definition. *Id.* (quoting *Mandhai*, at 1247). Thus, the "intended to promote" theory applies where the defendant's offense is intended to encourage, further, or bring about a federal crime of terrorism, even though the defendant's own crime of conviction or relevant conduct may not include a federal crime of terrorism." *Awan*, at 314. Therefore, in order to apply under the "intend to promote" theory of applicability, "the defendant's offense need not itself be 'calculated' as described in Section 2332b(g)(5)(A)." *Id.*

Although requiring that underlying crime must "be calculated to influence or affect ... or to retaliate against government conduct," the Second Circuit has also made clear that the statute does not require "proof of a defendant's particular motive." *Id.* at 317. "[A] person may intend and may commit and offense that is so calculated even if influencing or

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retaliating against government is not his personal motivation." *Id.* The Second Circuit offered this example: "Thus, a person who murders a head of state, for instance, sure in the knowledge that his crime will influence or affect the conduct of government, satisfies the terms of § 2332b(g)(5)(A) even if his particular *motivation* in committing the murder is to impress a more established terrorist with his abilities." *Id.* (emphasis in original). That said, the Second Circuit also noted that "motivational requirement" in § 3A1.4 cannot be imputed to a defendant based on his co-conspirator's relevant conduct. *Stewart*, at 138.

C. Applicability of Section 3A1.4 to Defendant

In the present case, the defendant's crime of conviction did not involve an enumerated offense listed in § 2332b(g)(5)(A). Therefore, it cannot be said that the defendant's offense involved a "federal crime of terrorism," under the first theory of applicability of § 3A1.4. Instead, § 3A1.4 applies to the defendant's case under the second theory of applicability, the "intended to promote" theory. As described below, § 3A1.4 applies because the defendant's offense was intended to encourage, further, or bring about a federal crime of terrorism, even if the defendant's own crime of conviction or relevant conduct was not a federal crime of terrorism. *Mandhai*, at 1247.

1. The Defendant's Offense Conduct Triggers Section 3A1.4

In the present case, the defendant's false sworn testimony to the federal grand jury occurred after she was advised that the federal grand jury was investigating the travel of several men from Minnesota to Somalia to fight the Ethiopians. When asked whether she knew of anyone raising money for any individuals who traveled from Minnesota to

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Somalia to fight against Ethiopian troops, she falsely stated that she did not. In fact, the defendant well knew that fundraising was being undertaken for individuals to travel to Somalia to fight.

First, the defendant participated in fundraising efforts to provide money for at least one traveler, Mohamed Abdullahi Hassan (*See* Exhibit 3, Photograph 10). For example, on January 25, 2008, the defendant sent an email to "Kamal UK" stating: "Insha'allah well have miski send the money to yaa'l[.] I just spoke with him now and hopefully he'll give you guys information. Please be patient with us were just trying to collect more and more money to send." (*See* Exhibit 1 at page 3). Second, as discussed further below, the defendant engaged in ongoing communications with individuals in Somalia about their need for money, the purpose behind the need and the intended use of the money itself. (*See* Exhibit 1, generally).

Consequently, when the defendant was brought before the grand jury on June 16, 2009, she not only knew of the existence of a conspiracy to send men to Somalia, she was also a committed member of the conspiracy. Therefore, when she testified that she did not know of any fund raising efforts to send individuals to Somalia, the defendant not only concealed the identities of those she knew had traveled to Somalia, but she also hid the identities of the co-conspirators in Minneapolis who were involved in the conspiracy to travel to Somalia to kill.

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Because the defendant's false statements to the grand jury were "intended to encourage, further, or bring about a federal crime of terrorism," the adjustment under § 3A1.4 must apply.

2. The Defendant's Relevant Conduct Triggers Section 3A1.4

Even if the Court should determine that the defendant's *offense conduct* does not trigger the application of Section 3A1.4, her *relevant conduct* certainly does. The government has obtained emails showing that the defendant engaged in email communication with "Kamal UK" starting at least as early as January 22, 2008, and continuing through at least September 3, 2008. These email communications provide an unvarnished view into the nature and extent of the defendant's involvement in this conspiracy.

These emails show the defendant was given full access to the goings-on of the conspiracy, from knowing ahead of time of "Miski's" travel, to knowing within days *at a minimum* that defendant Mahamud Said Omar had left Minnesota for Somalia. As described briefly above, on January 26, 2008, the defendant sent an email asking "Kamal UK": "[d]id abti sharif come to you guys today"? (*See* Exhibit 1 at page 5). "Abti Sharif" was a nickname used by defendant Mahamud Said Omar. (*See* Exhibit 3, Photograph 8). Moreover, defendant Mahamud Said Omar departed Minnesota for Somalia on January 22, 2008. (*Id.*). Thus, this email reveals that the defendant knew of the intimate goings on of the conspiracy, including the illicit travel of co-conspirators within days of their departure.

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Also, of note in this same email, the defendant solicits "Kamal UK": "[p]lease tell mustafe and them to be smart and wise about recruiting people because we cannot trust everyone. Fadumo Bashir Ibrahim is everywhere". (*See* Exhibit 1 at page 5). Here, the defendant uses both the code words "Fadumo Bashir Ibrahim" when referring to the FBI and the "kunya" taken by defendant Ahmed Ali Omar (*see* Exhibit 3, Photograph 6) when communicating with al Shabaab member "Kamal UK". The defendant's use of these security measures demonstrates her knowledge that the conspiracy is a secret one and that only those who are supportive of the conspiracy's goals should be permitted to become members of the conspiracy.

The fact that the defendant has been permitted into this secret group is further evidenced by the request on January 25, 2008, by "Kamal UK" for money to buy guns using the coded word "instruments." "Kamal UK" writes as follows:

some of the brothers are still short on *money to buy their instruments* so i think its gonna take a couple of more days for things to get finished, and if your anywere near ready with the support you were gonna help us with you can send it to *hoyos* name her details are as follows :-

To - *Fadumo Mohammed* Mogadishu, somalia , Tell. XXXXXX XXX2978

(*See* Exhibit 1 at page 2 (emphasis added)). As the Court may recall, government expert witness Matthew Bryden's descriptions of the safe house run by "Kamal UK's" mother, Fadumo Mohamed, or "hoyo," at which the men from Minnesota stayed. During the trial of defendant Mahamud Said Omar, Bryden stated that this safe house was "well-known" and "was such an important center of Shabaab activity that it came up in multiple contexts over many years." (*See* Exhibit 7 at page 2-3). Bryden also described

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how his investigations into two suicide bombings and other al Shabaab activities led him to this same safe house. (*Id.* at page 2). When asked who managed this safe house, Bryden indicated that it was a female named "Fadumo Mahamed or Fadumo Jama," a "naturalized Canadian or of Canadian citizenship." (*Id.* at page 9). From this email, we learn that the defendant is trusted enough to be given the name and phone number of a notorious safe house manager and al Shabaab operative. Further, the defendant's description of the men who left Minnesota as "MJs" or "muhajideen" provides the Court all the proof necessary to conclude that the defendant was a member of a conspiracy whose purpose was to do unlawful violence.

Next, as early as January 24, 2008, the defendant understood that the "boys" would not be simply acting as bodyguards for women and children in Somalia. On that date the defendant wrote, "I should come there 2 so I can have my arranged marriage done and then after that go on the journey and along the way die with my "HUSBAND"." (*See* Exhibit 1 at page 1). Even if made in passing, discussions of *jihad* – going on the "journey" to die – are not consistent with someone who was unaware of the manner and means by which the "boys" intended to act. Moreover, even if the Court takes the defendant at her word that she had no knowledge of al Shabaab at the time of her offense conduct, she admits knowing that her co-conspirators were going to Somalia to kill Ethiopians. This admission alone is sufficient to trigger the application of § 3A1.4.

However, the government rejects the defendant's present assertion that she had "no understanding" that the "boys" were involved with a "foreign terrorist organization." Al

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Shabaab was designated in February 28, 2008, and that designation was published on March 18, 2008. This designation was widely known by the members of the Somali diaspora—and certainly was known by someone as intertwined in the issue as was the defendant.

The defendant's financial support of the "Mis", her use of either the "kunyas" or the term "Mj" to describe the members of the conspiracy, her knowledge and use of "code" to describe incriminating things (i.e. weapons as "instruments" and training camps as "school"), her consumption of lectures by Anwar al-Awlaki and other videos online relating to events in Somalia (see Exhibit 1 at page 1 re: "sheikh anwar" and at page 30: "There are good videos on google about our country"), etc., all belie the sympathetic and naïve self-depiction contained in her papers. Her present suggestion that by mid-July 2008 - when she lamented that she had no money to send to "Kamal UK": "I feel really helpless and I just feel guilty whenever I speak to any of you knowing the fact that You guys need support and am not able to do anything" (see Exhibit 1 at page 41) - she still remained unaware of the designation is exceedingly difficult to credit. When one reviews her email of August 26, 2008, to "Kamal UK" in which she celebrates the "good news" about [K]ismayo" - an email which coincides with the culmination of al Shabaab's successful offensive to capture Kismayo from pro-government forces (See both Exhibit 1 at page 43 and Exhibit 8) – one can only conclude the defendant's present claims are not credibly made.

On these facts, there can be no reasonable debate that the defendant's relevant conduct triggers the application of Section 3A1.4. The defendant's relevant conduct was certainly "intended to encourage, further, or bring about a federal crime of terrorism."⁸

IV. THERE IS NO MEANING FUL BASIS FOR A VARIANCE OTHER THAN ANY MOTIONS FILED BY THE UNITED STATES.

The defendant attempts to distinguish herself from defendant Adarus Ali whom this Court sentenced to 24-months' imprisonment, claiming that her age, immigration status, family ties and rehabilitation meaningfully differentiate her case from defendant Ali's. However, although defendant Ali is a few years older than the defendant and has obtained his citizenship, he is also married, has three children and also accrued zero criminal history points at the time he was sentenced for the commission of his perjury offense. The *mitigating* differences claimed by the defendant between her case and defendant Ali's case simply do not exist.

There are a few *aggravating* differences that do not accrue in the defendant's favor. First, defendant Ali never professed a desire to travel to Somalia to join the "Mjs." Second, defendant Mr. Ali did not persist in repeating his lies when asked the same questions three years later, as did this defendant. The government believes that a sentence

⁸ Precedent should also control. In the matter of the *United States v. Adarus Ali*, before sentencing Court determined that defendant Ali's offense conduct (perjury) and relevant conduct (providing \$1,000 to support the conspiracy) triggered the application of § 3A1.4. Here, the defendant's offense conduct (perjury) is identical. The defendant's relevant conduct (providing money and other means of support for nearly a year AND persisting in her lies into October of 2012) more credibly supports the conclusion that her conduct certainly "intended to encourage, further, or bring about a federal crime of terrorism."

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less than the 24-month sentence imposed by this Court on defendant Ali offends the goal of "avoiding unwarranted disparity" as described by 18 U.S.C. 3553(a).

Finally, the government does not find convincing or mitigating the fact that the defendant's crimes were a product of her "community of peers" in the "fundamentalist" Somali population of Minnesota. First, the members of her conspiracy had to keep their plans secret precisely because they feared the leaders of the Minneapolis Somali community were aligned against them. Second, the defendant not only lied to the grand jury in 2009, but she continued to lie in the fall of 2012 long *after* she moved to Tennessee and escaped the allegedly toxic "fundamentalist" environment of Minneapolis.

V. CONCLUSION

Based on the foregoing, the government respectfully submits that this Court should find: (1) the underlying offense to the defendant's perjury conviction is conspiracy to commit murder; (2) that § 3A1.4 applies because the defendant's offense was intended to encourage, further, or bring about a federal crime of terrorism; and (3) that a sentence lower than that imposed on defendant Ali – on this factual record – is unreasonable.

Dated: January 14, 2014

Respectfully Submitted,

JOHN R. MARTI Acting United States Attorney

<u>s/ LeeAnn Bell</u>

CHARLES J. KOVATS, JR. LEEANN K. BELL Assistant United States Attorneys

_s/Charles Kovats, Jr.__

For WILLIAM M. NARUS Trial Attorney U.S. Department of Justice



EXHIBIT 8 - 000001

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UNITED STATES D DISTRICT OF	
United States of America, Plaintiff, vs. Mahamud Said Omar, Defendant.)) File No. CR-09-242) (MJD/FLN)))) Minneapolis, Minnesota) October 2, 2012)))
BEFORE THE HONORABLE MICHA UNITED STATES DISTR (TESTIMONY OF MA	RICT COURT JUDGE
Proceedings recorded by mech transcript produced by computer.	

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grandfather and so on are because of their clan affiliation 1 2 and then to establish their bona fides, as it were, as to why they've come or who they may have been associating with 3 4 before they traveled. 5 Then also keeping someone in a safe house or a training camp allows a period of observation to see how they 6 7 behave, to test them, to assign them various tasks and see 8 how they react. 9 And then lastly I would say that the validation 10 process didn't end with training camps and safe houses. 11 Testimonies from former Shabaab fighters indicate that that process continued on the battlefield, that they might be 12 13 sent to units for a period of weeks or months for 14 battlefield experience and their commanders would continue 15 to assess their experience before they might finally be 16 assigned to more senior responsible tasks. 17 Q. Okay. Now, you've mentioned safe houses as one checkout 18 kind of system that al-Shabaab would use. Are you aware of 19 specific safe houses operating at particular times within 20 Somalia through your work with the Monitoring Group? 21 A. Yes, I am. 22 In 2007 and 2008 where were Shabaab's main safe houses? 0. 23 There were a number of safe houses in Mogadishu itself Α. 24 and those used to -- those could change. There were 25 multiple, so it was very difficult to identify at a specific

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1	time where there were, but the parts of the city that they
2	were generally in were well known. And there was one
3	well-known safe house in the town of Marka to the south of
4	Mogadishu, as well as the training facilities I referred to,
5	which were mainly down in Jilib, Jamaame, and Kismayo.
6	Q. And Jilib I missed the second one.
7	A. Jamaame, which is near Jilib.
8	Q. And Kismayo?
9	A. And Kismayo.
10	Q. And so those were all pretty far down south?
11	A. Yes.
12	Q. Was the safe house in Marka in operation in 2007, 2008?
13	A. Yes, it was.
14	Q. And how is it that you have become familiar with that
15	particular safe house, what sources, what information; how
16	do you know about it?
17	A. There were a number of cases that we were investigating,
18	a number of contexts in which that safe house was identified
19	to us.
20	In one case we were tracing the movements of two
21	suicide bombers from Europe to Somalia prior to two acts
22	that they were involved in and they spent some time in that
23	safe house.
24	It was also a safe house that was we were, in
25	fact, approached by other partners seeking information about
Į	

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EXHIBIT 7, BRYDEN: Excerpt of Testimony 000003

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1	some of the people who had passed through there and the
2	management of the safe house.
3	It was in a sense it was such an important
4	center of Shabaab activity that it came up in multiple
5	contexts over many years up to the present, in fact, or
6	almost to the present.
7	Q. Mr. Bryden, I've put in front of you a document or a
8	photograph that's marked for identification as Government's
9	Exhibit Number 5. Is that device or that crest familiar to
10	you?
11	A. Yes, it is.
12	Q. And have you become familiar with it through your
13	experience and your work in East Africa?
14	A. Yes, I have.
15	Q. Is it, as far as you know, an accurate depiction of the
16	crest?
17	A. Yes, it is.
18	MR. DOCHERTY: Your Honor, move the admission of
19	Government's 5.
20	MR. HOPEMAN: No objection.
21	THE COURT: Be admitted.
22	BY MR. DOCHERTY:
23	Q. Mr. Bryden, what is this?
24	A. This is the crest or the logo of al-Shabaab.
25	Q. When we look at this, what are we looking what are
Į	

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EXHIBIT 7, BRYDEN: Excerpt of Testimony 000004

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1	the various pieces of this picture?
2	A. We are looking at two Kalashnikov-pattern rifles
3	superimposed on what appears to be an open copy of the Quran
4	and the background is a silhouette of the Horn of Africa and
5	Arabic script above and below and what I believe is the
6	Fatiha, the Testimony of Faith, immediately above the Quran.
7	Q. And the Testimony of Faith, those are the opening words
8	of the Quran?
9	A. Those are the that is the testimony that affirms that
10	one is Muslim.
11	Q. You mentioned a few minutes ago the management of the
12	safe house in Marka. Do you remember that?
13	A. Yes, I do.
14	Q. Okay. And did you become familiar with who was the
15	manager of the safe house in Marka in 2007, 2008?
16	MR. HOPEMAN: Objection, foundation.
17	THE COURT: Lay some foundation.
18	MR. DOCHERTY: Of course, Your Honor.
19	BY MR. DOCHERTY:
20	Q. How was it that you became without mentioning the
21	name, for now just tell us how it is that you became that
22	you came to know the management of that safe house.
23	A. As I mentioned, one particular case that we were
24	investigating involved the recruitment of a couple for a
25	suicide mission in Somalia, what was known as a martyrdom

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mission. This mission was explained online by a senior 1 Shabaab leader whose kunya is Abu Muslim and we had access 2 to that conversation. We did our best and succeeded in 3 tracing the movements of the couple involved to the safe 4 house in Marka. At that time we were -- we learned of an 5 individual we were told was responsible for that safe house, 6 7 a name that we had heard in other contexts but hadn't been able to locate specifically with the safe house. And we 8 continued subsequently to follow that case and in a sense 9 too late, of course. One of the individuals concerned was 10 11 involved in a suicide bombing. 12 Another case subsequently came up in the course of our work involving the movement of people of Somali origin 13 from foreign countries through that safe house, including 14 15 some who have since either died or been involved in -allegedly involved in suicide operations and one as well who 16 had been involved in liaison missions with al-Qaeda in the 17 18 Arabian peninsula. 19 In those cases --20 BY MR. DOCHERTY: 21 Through all -- I'm sorry. Q. 22 Α. In those cases the same individual was identified as 23 managing the guest house. 24 Q. I'll repeat the question. 25 MR. HOPEMAN: I believe the foundation is still

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> > EXHIBIT 7, BRYDEN: Excerpt of Testimony 000006

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1	inadequate. May I approach the bench?
2	THE COURT: You may. Sidebar.
3	(At sidebar.)
4	MR. HOPEMAN: Your Honor, it's all right for an
5	expert to testify as to opinions based on inadmissible
6	evidence, but it is not all right for an expert to recite at
7	length inadmissible evidence with no foundation.
8	He has just talked about several investigations
9	that he was involved in involving this safe house. There
10	has never been any Jencks material disclosed. There's never
11	been any report that he has relied upon or written to show
12	where his knowledge comes from. We're entitled to see the
13	underlying information.
14	I think he's just well beyond what an expert is
15	allowed to do.
16	MR. DOCHERTY: He has testified the testimony
17	to which Mr. Hopeman is objecting to is testimony that I
18	asked for foundation because Mr. Hopeman had made a
19	foundation objection, and he then said that he was familiar
20	with the safe house through three operations that he had
21	investigated. I believe that the foundation is appropriate
22	for an expert.
23	All I really wanted him to do was to talk about
24	the identity of the person who ran the safe house, but there
25	was an objection and therefore additional testimony. I

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asked the open-ended question how do you know and here is 1 2 the answer. 3 MR. HOPEMAN: He began to testify about the safe 4 I asked him -- I asked for foundation as to how he house. could identify this individual. He then stated that he had 5 had many reports, that's basically what he said, many, many 6 7 reports that permitted him to identify this individual, many cases that he has worked on. There was no detail given. 8 9 I don't have any reports allowing me to cross-examine him about these sources of information. It 10 could be triple, triple, triple hearsay and it's gone into 11 evidence under the guise that it's foundation and it should 12 13 not be. 14 My other objection is we were given some assurances in the pretrial pleadings that this case was not 15 16 going to revolve around al-Qaeda and we have heard the name 17 probably 20 times on direct examination from this witness. 18 And it's not a case about al-Qaeda. It's a case 19 about al-Shabaab and it's about a case about what my client knew, if anything, about it. So well beyond the scope of 20 21 relevant testimony and I object. THE COURT: Okay. Objection overruled. You can 22 23 now ask the question --24 MR. DOCHERTY: And then I'll move on. 25 THE COURT: -- about the safe house and the person

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1 behind it. 2 MR. DOCHERTY: Thank you, Your Honor. 3 (In open court.) 4 BY MR. DOCHERTY: Q. Mr. Bryden, based on all of this, did you learn who was 5 6 the manager of that safe house? 7 A. Yes, I did. 8 Q. Who was it? A. A woman, either a naturalized Canadian or of Canadian 9 citizenship, known to me both as Fadumo Mahamed or Fadumo 10 11 Jama. Q. While we're on the topic of Marka, you mentioned that 12 you have listened to the recordings of intercepted telephone 13 14 conversations in this case? 15 A. Yes, I have. And directing your attention to one in particular, was 16 Q. there a reference in one call to the capture of Marka? 17 18 A. Yes, there was. 19 And in that call how did the speakers refer to the Ο. 20 forces that had captured Marka? 21 They -- one of the speakers referred to them as "our Α. 22 men." Q. Now, was there an al-Shabaab offensive along the Indian 23 24 Ocean coast in November of 2008? 25 A. Yes, there was.

> LORI A. SIMPSON, RMR-CRR (612) 664-5104

CASE 0:13-cr-00222-MJD * * ROUGH DRAFT * *

Γ

1	MR. DOCHERTY: Your Honor, the United States calls
2	Abdifatah Yusuf Isse.
3	(Witness sworn.)
4	THE COURT: Good afternoon.
5	THE WITNESS: Hi.

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19	IN OPEN COURT
20	(JURY PRESENT)
21	THE COURT: Continue.
22	BY MR. DOCHERTY:
23	Q. Mr. Isse, describe the woman who ran the house in Marka
24	that you were taken to after the Land Rover arrived from
25	Mogadishu.

LORI A. SIMPSON, RMR-CRR (612) 664-5104 EXHIBIT 6, ISSE: Excerpt of Draft Testimony 000002 CASE 0:13-cr-00222-MJD * ROUGH DRAFT * *

Γ

1	A. She was basically covered up, you know, she had what
2	they call an indhaqab like Ninja style and she was probably
3	in her 40s, I would guess at that time.
4	Q. So all you could see of her were her eyes?
5	A. Yes.
6	Q. And she gave you the name what?
7	A. Umma Shabaab.
8	Q. How long did you spend in that house?
9	A. We were there for two months and a half, I think.
10	Q. And during that time did you get to know Umma Shabaab
11	better?
12	A. Yes.
13	Q. Did you get to learn anything about her life story?
14	A. Yes.
15	Q. What country was Umma Shabaab from? Was she Somali or
16	from somewhere else like you?
17	A. She was Somalian, but she told us she used to live in
18	Canada and UK.
19	Q. Did she have children?
20	A. Yes.
21	Q. How many children?
22	A. She told us there was one girl at that time in Dubai.
23	Then there was one of her sons was somewhere in Hargeisa, I
24	think, and then there were two other sons with.
25	Q. How many of these children did you meet?

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EXHIBIT 6, ISSE: Excerpt of Draft Testimony 000003

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1	A. I met two.
2	Q. And can you tell us their names and ages and genders.
3	A. One was at the time I believe he was like 15. His name
4	was Muad. That was his nickname. His real name was
5	Mohamed. And the other one, his nickname was Kamal UK, but
6	I believe his real name was Abdikarim.
7	Q. How old was Kamal UK?
8	A. I think he was like 17.
9	Q. Why was he called Kamal UK?
10	A. He had a British accent.
11	Q. And that because his mother had spent time in the UK?
12	A. Yes.
13	Q. You said that over and above Umma Shabaab there was some
14	other women who helped out in it the house. Can you tell us
15	about them, please.
16	A. They are basically I believe they were in their 20s and
17	they had the same, you know they were covered up and you
18	could only see their eyes.
19	Q. And where had they come from? What were they doing in
20	this house?
21	A. From what I heard was that their husbands died and when
22	somebody dies you have to wait for at least four months
23	before you could remarry. So in the meantime they were
24	helping out.
25	Q. Did you learn anything about how their husbands had

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EXHIBIT 6, ISSE: Excerpt of Draft Testimony 000004

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1	di	.ed?	
2	A.	I believe they died in fighting. I don't know where,	
3	th	ough.	
4	Q.	Fighting for who?	
5	Α.	For al-Shabaab.	
6	Q.	When you got there how did Umma Shabaab greet you and	
7	Kar	mal?	
8	Α.	She basically said asalamu alaikum and she welcome us t	20
9	the	e house.	
10	Q.	In the time that you spent in that house did you know	
11	any	ybody to enter that house who was not affiliated with	
12	al-	-Shabaab?	
13	A.	No.	
14	Q.	Now, last time that you talked about Ahmed and Salah,	
15	the	ey were being left behind in Hargeisa. Do you remember	
16	tha	at?	
17	Α.	Yes.	
18	Q.	Did you see them again?	
19	Α.	Yes.	
20	Q.	Where did you see them?	
21	Α.	In Marka.	
22	Q.	How long after you got to Marka did they arrive?	
23	Α.	I think it was more than a week.	
24	Q.	Before Ahmed and Salah arrived, what had you been doing,	,
25	you	and Kamal in this house?	

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EXHIBIT 6, ISSE: Excerpt of Draft Testimony 000005

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10	IN OPEN COURT
11	(JURY PRESENT)
12	THE COURT: Call your next witness, please.
13	MR. NARUS: Yes, Your Honor. The United States
14	calls Salah Osman Ahmed.
15	(Witness sworn.)

1	discussed?
2	A. Some restaurants. Number 7, Khalid's house. Outside of
3	the parking lot of the mosque in the car. And another
4	place, there's a school that children school for Islamic
5	school that was empty at nighttime and no students at
6	nighttime was there.
7	Q. How did you get into that school?
8	A. A guy named Farhan, I don't see his picture here, he was
9	I think a teacher or assistant teacher, but he had the keys.
10	Q. Now, before we get into these locations, did you and the
11	men who were involved in this ever use code words or words
12	that didn't mean what they would sound like?
13	A. Yes.
14	Q. Do you ever remember talking about the deal?
15	A. Yes.
16	Q. What was the deal?
17	A. The deal was used for this plan going to Somalia.
18	Q. Why would you call it the deal? Why would you use that
19	instead of saying we're going to Somalia?
20	A. I think for security purpose.
21	Q. Mr. Ahmed, in front of you in those folders on the left
22	is Government's Exhibit 112. Do you see that?
23	A. Yes.
24	Q. What is it?
25	A. Restaurant.

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14	Q. When you left Mogadishu you said you went to Marka. Do	
1,5	you see that on the map?	
16	A. Yes.	
17	Q. Where is that?	
18	A. (Indicating). Marka is close to Mogadishu.	
19	Q. Who picked you up when you got to Marka?	
20	A. We went to the Land Rover stop. Then we met Kamal and	
21	Abdifatah. So nobody picked us up. We walked to the house.	,
22	Q. When you say the house, was this the house that Kamal	
23	and Abdifatah had been living in?	
24	A. Yes, that's the safe house.	
25	Q. And who was the caretaker of this safe house?	

LORI A. SIMPSON, RMR-CRR (612) 664-5104 EXHIBIT 5, AHMED: Excerpt of Draft Testimony 000003 CASE 0:13-cr-00222-MJD * ROUGH DRAFT * *

1	three of you in the Land Rover?
2	A. No. There was a lot of local guys over there too.
3	Q. Local guys from al-Shabaab or just local Somalis?
4	A. Local Somalis.
5	Q. How many a lot of guys. How many are a lot of guys?
6	A. A lot of people in the car. It was crowded.
7	Q. More than ten?
8	A. More than that.
9	Q. 15?
10	A. I would say 15 people were sitting on the roof, on
11	the sides, in the
12	Q. If we could go back quickly to Government's Exhibit 158.
13	A. Okay.
14	Q. When you left Mogadishu you said you went to Marka. Do
15	you see that on the map?
16	A. Yes.
17	Q. Where is that?
18	A. (Indicating). Marka is close to Mogadishu.
19	Q. Who picked you up when you got to Marka?
20	A. We went to the Land Rover stop. Then we met Kamal and
21	Abdifatah. So nobody picked us up. We walked to the house.
22	Q. When you say the house, was this the house that Kamal
23	and Abdifatah had been living in?
24	A. Yes, that's the safe house.
25	Q. And who was the caretaker of this safe house?

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EXHIBIT 5, AHMED: Excerpt of Draft Testimony 000004

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* * ROUGH DRAFT * *

1	A. A lady called Umma Shabaab. That means the mother of
2	the youth.
3	Q. Did you know her by any other name?
4	A. No.
5	Q. What is the Somali word for mom?
6	A. Hooyo.
7	Q. Did anyone ever call her Hooyo?
8	A. Yes.
9	Q. Was Hooyo affiliated with al-Shabaab?
10	A. Yes.
11	Q. In what way was she affiliated?
12	A. Hey owe lady, she was she moved from London, United
13	Kingdom, and she had three children, two of them was with
14	her and one was in Hargeisa area.
15	Q. Was she covered or uncovered?
16	A. She was covered fully.
17	Q. How much of her face could you see?
18	A. Just only her eyes.
19	Q. Was she married to anyone affiliated with al-Shabaab?
20	A. Yes.
21	Q. Who was her husband?
22	A. Some leader guy from al-Shabaab.
23	Q. You mentioned Hooyo was at the house, Kamal, and
24	Abdifatah were all there.
25	A. Yes.
1	

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1	Q.	Was anyone else in the house?	
2	Α.	Yes.	
3	Q.	Who?	
4	Α.	There were two wounded guys. One from United Kingdom,	
5	Lor	ndon, and one a local guy.	
6	Q.	You said wounded guys?	
7	A.	Yes.	
8	Q.	Do you know how they had been wounded?	
9	Α.	The guy from London, he had injury on his chest, I thin	ık
10	on	the right side or left side somewhere.	
11	Q.	Were there any other women in the house other than Umma	
12	Sha	abaab?	
13	A.	Yes, three ladies.	
14	Q.	And what were their roles in the house?	
15	A.	To take care of the house, cook and stuff.	
16	Q.	If you could go back to Government's Exhibit 15, do you	
17	see	any of high's children or Umma Shabaab's children on	
18	Gov	ernment's Exhibit 15?	
19	Α.	Yes.	
20	Q.	Who do you see?	
21	A.	Number C.	
22	Q.	What was his name?	
23	Α.	Kamal UK.	
24	Q.	Why did you call him Kamal UK?	
25	Α.	Because we had Kamal from Minnesota, so there were two	

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EXHIBIT 5, AHMED: Excerpt of Draft Testimony 000006

CASE 0:13-cr-00222-MJD Document 26-5 Filed 01/14/14 Page 7 of 7 * * ROUGH DRAFT * *

Γ

1	Kamals, so we had to say Kamal and Kamal UK to identify two
2	Kamals.
3	Q. Was Kamal going by a kunya at that time?
4	A. This Kamal?
5	Q. The Kamal from Minnesota.
6	A. The Kamal Minnesota, he had his name was Abshir, but for
7	us not to get confused we called him Kamal UK.
8	THE COURT: All right. Let's stop here.
9	MR. NARUS: Yes, Your Honor.
10	THE COURT: Members of the jury, we are going to
11	stop for the weekend and Monday is a federal holiday, so we
12	will not have court on Monday. We will start up again on
13	Tuesday at 9:00 a.m. Have a good weekend. All rise for the
14	jury.
15	(Jury excused.)

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7	THE COURT: Call your next witness, please.
8	MR. NARUS: Your Honor, the United States calls
9	Kamal Hassan.
10	(Witness sworn.)
11	THE COURT: Would you state your true and correct
12	name for the record, please.
13	THE WITNESS: Kamal Said Hassan.
14	THE COURT: You may inquire.
15	BY MR. NARUS:
16	Q. Good afternoon, Mr. Hassan.
17	A. Hi.
18	Q. How old are you today?
19	A. I'm 27.
20	Q. Where were you born?
21	A. I was born in Somalia, sir.
22	Q. Where in Somalia?
23	A. Mogadishu.
24	Q. Where did you grow up?
25	A. I grew up in the U.S., sir.

LORI A. SIMPSON, RMR-CRR (612) 664-5104 EXHIBIT 4, HASSAN: Excerpt of Draft Testimony 000001

22	Q.	Where did you go from Mogadishu?
23	Α.	From Mogadishu we went to Marka.
24	Q.	What happened when you arrived in Marka?
25	A.	We arrived at Marka and Adair send us with a guy, a

LORI A. SIMPSON, RMR-CRR (612) 664-5104 EXHIBIT 4, HASSAN: Excerpt of Draft Testimony 000002 CASE 0:13-cr-00222-MJD Document 26-4 Filed 01/14/14 Page 3 of 10 * * ROUGH DRAFT * *

Г

1	guide to take us to the house that we were supposed to go in
2	Marka and he took us to the house and we met a lady called
3	Hooyo, that's the name she used. She was from Britain and
4	she was the leader of the house and she welcomed us and told
5	us we could stay there.
6	Q. How did you get from Mogadishu to Marka?
7	A. We took a Land Rover from Mogadishu to Marka. It was a
8	public transportation.
9	Q. Was it just the three of you in the vehicle?
10	A. No, there was a lot of people on the vehicle.
11	Q. And when arrived at this mouse and you met Hooyo, you
12	said she was from the United Kingdom, Britain?
13	A. Why he.
14	Q. Do you know whether she lived anywhere other than United
15	Kingdom?
16	A. Did your our stay in Marka we found out she also stayed
17	in Canada before.
18	Q. What does the word Hooyo mean?
19	A. Hooyo is a Somali word that means mom.
20	Q. Did you know Hooyo by any other name?
21	A. Yes. She a lot of people called her Umma Shabaab.
22	Q. What does that mean?
23	A. It means the mother of the youth.
24	Q. Shabaab, what language does the word Shabaab come from?
25	A. Arabic word.

LORI A. SIMPSON, RMR-CRR (612) 664-5104

EXHIBIT 4, HASSAN: Excerpt of Draft Testimony 000003

CASE 0:13-cr-00222-MJD Document 26-4 Filed 01/14/14 Page 4 of 10 * * ROUGH DRAFT * *

Г

1	Q. What does it mean in Arabic?
2	A. It means youth.
3	Q. Who were the next men from Minnesota to arrive at the
4	house in Marka?
5	A. It was after we arrived Salah showed up, number 4,
6	Ahmed, number 6, showed up and number 7, Khalid.
7	Q. Had you been expecting Khalid to join you in Somalia at
8	that point?
9	A. No, I was not.
10	Q. Did he explain why he had joined you?
11	A. He said that it wasn't safe for him to stay in
12	Minneapolis because of my dad. My dad was asking a lot of
13	questions and he was still pretty angry that nobody would
14	tell him where I am and he said that he was scared that he
15	would find out. That's why he left.
16	Q. Scared that who would find out?
17	A. My father would find out.
18	Q. Now, Khalid, number 7, what jobs did you understand he
19	had in the fall of 2007?
20	A. He said he was a truck driver previously and in the fall
21	of 2007 he was working at the mosque. They were he was
22	trying to build a gym inside the mosque that he would
23	coordinate.
24	Q. Do you know how many hours he was working at the mosque?
25	Was he working there quite a bit?

LORI A. SIMPSON, RMR-CRR (612) 664-5104 EXHIBIT 4, HASSAN: Excerpt of Draft Testimony 000004

CASE 0:13-cr-00222-MJD Document 26-4 Filed 01/14/14 Page 5 of 10 * * ROUGH DRAFT * *

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1	A.	He was there a lot.
2	Q.	Now, you said now it sounds like there are five men from
3	Mi	nnesota who are in the house in Marka; is that right?
4	A.	Yes.
5	Q.	Were there weapons in this house in Marka, were there
6	gur	ns?
7	Α.	Not at first, but eventually there was guns in the
8	hou	ise.
9	Q.	And eventually did more men from Minnesota arrive at the
10	hou	ase in Marka?
11	А.	Yes.
12	Q.	Who was the next man to arrive?
13	Α.	The next die to arrive is number 1, Abdiwahab.
14	Q.	Did he have a kunya that you were told?
15	Α.	Yes, he used the name Musab in Somalia.
16	Q.	He was the first man to leave from Minnesota?
17	А.	Yes.
18	Q.	Do you know where he was coming from?
19	Α.	He was in a different city, I think Baraawe at the time
20	and	he was they were in a training over there and then he
21	cam	e to Marka afterwards.
22	Q.	Who is the next man from Minnesota to arrive?
23	Α.	The next man to arrive was Shirwa, number 2.
24	Q.	Where had Shirwa been?
25	Α.	In Mecca, Saudi Arabia, sir.

LORI A. SIMPSON, RMR-CRR (612) 664-5104 EXHIBIT 4, HASSAN: Excerpt of Draft Testimony 000005

CASE 0:13-cr-00222-MJD Document 26-4 Filed 01/14/14 Page 6 of 10 * * ROUGH DRAFT * *

1	Q. Had you known he was going to join you in Somalia before	
2	he went to Mecca?	
3	A. My understanding was eventually he was going to meet us	
4	in Somalia.	
5	Q. Before he arrived do you remember any conversation with	
6	anyone at the house in Marka and Shirwa about any doubts he	
7	was having about the trip?	
8	A. Yes. There was several conversations. Khalid, number	
9	7, was talking back and forth with Mohamed Omar, AA, and	
10	they were discussing Shirwa had called Mohamed Omar and said	
11	that he's having doubts about going to Somalia and he talked	
12	to a couple scholars in Saudi Arabia and they were telling	
13	him that it's not a good idea to go down there right now.	
14	Q. Was he did he ultimately join you in Somalia?	
15	A. He did.	
16	Q. Who convinced him to join you?	
17	A. My understanding was it was Khalid and Mohamed Omar that	
18	convinced him. Mohamed Omar, AA.	
19	Q. Now, during this period it sounds like we're now at the	
20	seven men on left side of the screen were all together in	
21	Marka; is that right?	
22	A. Yes, sir.	
23	Q. And Shirwa, did he have a kunya?	
24	A. He used the name Abdirahman.	
25	Q. While you were in the house in Marka did you receive any	

LORI A. SIMPSON, RMR-CRR (612) 664-5104

EXHIBIT 4, HASSAN: Excerpt of Draft Testimony 000006

* * ROUGH DRAFT * *

visitors who were leaders in al-Shabaab?

A. Yes, sir, we did.

1

* * ROUGH DRAFT * *

.96

11	Q. Now, you mentioned secrecy and I want to ask you a few
12	more questions about that. The house that you lived at in
13	Marka, was that a house where anyone could visit, whether
14	they were affiliated with al-Shabaab or not affiliated with
15	al-Shabaab?
16	A. No. It was strictly for people that was involved in
17	al-Shabaab.
18	Q. What about the houses in Baraawe, I think you told us
19	you were at several houses in Baraawe. Were those houses
20	open to anyone or limited to al-Shabaab?
21	A. It was only limited to al-Shabaab.
22	Q. Were people who were not affiliated with al-Shabaab
23	allowed to enter those houses?
24	A. No, sir.
25	Q. While you were assisting Farouk do you recall whether

LORI A. SIMPSON, RMR-CRR (612) 664-5104 EXHIBIT 4, HASSAN: Excerpt of Draft Testimony 000008 CASE 0:13-cr-00222-MJD * * ROUGH DRAFT * *

	97
1	any other men from Minnesota were ever in the same room with
2	you and Farouk?
3	A. Yeah, it was the next day Salah, number 4, showed up at
4	the house with Kamal UK.
5	Q. And to be clear, Kamal UK is on Government's Exhibit 15?
6	A. Yes, letter C.
7	Q. What do you remember Salah and Kamal UK discussing with
8	Farouk and you?
9	A.
10	MR. HOPEMAN: May I have foundation as to time?
11	THE COURT: Sustained.
12	BY MR. NARUS:
13	Q. Mr. Shawn, I think you said it was the next day. When
14	were you talking when were you in Baraawe when this is
15	occurring?
16	A. This is right after the two people drowned in the ocean.
17	It's that night that I go to far rulemaking's place and then
18	the next morning is when Salah, number 4, and Kamal UK,
19	letter C, show up at the house.
20	Q. And what month are we in approximately if you know?
21	A. I think it was February.
22	Q. Now, what was discussed between you, Kamal UK, Farouk,
23	and Salah?
24	A. I don't remember specific discussion, but the one thing
25	that I can recall is that I think Salah was talking to

LORI A. SIMPSON, RMR-CRR (612) 664-5104

EXHIBIT 4, HASSAN: Excerpt of Draft Testimony 000009

CASE 0:13-cr-00222-MJD Document 26-4 Filed 01/14/14 Page 10 of 10 * * ROUGH DRAFT * *

1	Farouk and he was like, hey, man, we're from Minneapolis.
2	Farouk told him don't tell that to anybody, not even to me.
3	Don't mention where you're from and that's the only thing
4	that I can remember that took place that morning.
5	Q. How many more days did you spend at this house in
6	Baraawe?
7	A. That was it. I left that morning with Salah and Kamal
8	UK.
9	Q. Where did you go from there?
10	A. From there we went to a different house where we moved
11	to after the drowning.
12	Q. In which city was that in?
13	A. It was still in Baraawe.
14	Q. Do you recall anything specific that occurred at that
15	house?
16	A. Yes. We still had our stuff packed and it was our
17	understanding that we were going to leave either that night
18	or the next morning to the camp. So that's where they
19	brought all the weapons that people purchased and they
20	started handing out the weapons at that house.
21	Q. When you say they brought the weapons, who brought the
22	weapons?
23	A. Members of al-Shabaab brought the weapons.
24	Q. Where did they bring the weapons?
25	A. My understanding was somewhere in Mogadishu.

LORI A. SIMPSON, RMR-CRR (612) 664-5104

EXHIBIT 4, HASSAN: Excerpt of Draft Testimony 000010



EXHIBIT 3 - 000001

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Said Fidhin "Abdi," "Adair," & "Samatar"



"Hooyo" "Umma Shabaab"



"Kamal UK"



"Amo"



Omar Hammami "abu Mansour Al Amriki" "Farouk"



Jehad Mostafa "Ahmed"



Mukhtar Robow "Abu Mansuur"



Saleh Nabhan "Warsame"



Fuad Mohamed Khalaf "Sheikh Fuad"

Subject: SALAMS From: zainab hussein Date: Thu, 24 Jan 2008 17:17:32 -0800 (PST) To: Kama UK

Asalamu Aleykum.... Alhamdulilah waa ficanahay walal athiga caafimadkaga kaa waran??? Lol! You thought I couldnt write in somali huh. Just kidding it took me a while to write that down. Anywhoo congradulation on hearing that you want to get married. Masha'allah am really happy for you. May Allah make your journeys a pleasing one and one full of rewards because I really think what you guys are doing would be the best. So let me guess they are doing aranged marriage on all of yaa Mjs???? Lol I should come there 2 so I can have my arranged marriage done and then after that go on the journey and along the way die with my "HUSBAND". I hope you get this message and I hope you can respond to it 2. Insha'allah I want to get married someday 2 and am just waiting for that day to come. Am in school right now and I cant see myself married while am in school so if you want to know why am not married yet then thats my excuse I dont know if would be valid or not but yeah. I want to be able to meet all my dumashi's when I come their like ur wife and mustafes and salman's.... It would be soo cute. I really like the lecture you gave of the ratio between akhira and this world. I heard that from a series that I have of sheikh anwar one time and I gave on this world for the moment but I guess the environment and the shaytann took that humble feeling away from me right away but I try to get that feeling every once in a while even though walahi it isnt that easy. Sorry for my long email I just thought I should write a lot cuz it could be the last time I hear from you before you leave. I wish the best for YAA'll and inshallah make dua for all of us insha'allah. Please give salams to the brothers for me and HOYO and tell her I said I love her for Allah's sake. PEACE TO YAA ALL!!!!!!!!!

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Subject: Re: SALAMS From: Kamal Mj Date: Fri, 25 Jan 2008 10:02:22 -0800 (PST) To: zainab hussein

salam alaykum walal nafta ka waran? sis i was just reading the story of faruuq and suhaila, and walahi 2 be honest thats exactly what i had in mind for my life to be exept the bit of returning back home at the age of 50, i was thinkin about seeing my wife in jannah after gettng sha****, but i just cant figure out how u chose that story its like ur thinking with the same brain as i am lol, and i kinda get the feeling that you wouldent mind playing the role of suhaila... and remember, suhaila was young mayb still at the age that we do school 2day.

i never heard this story b4 but it feels like faruuq was thinking like i am even though i wont ever reach his level. your excuse could be valied even though i hear that your senior this year so yeah.lol

and insha-allah u will b able to see all your dumashii's if we are all still hear and if not in this world, we will all be having a nice time in jannah because that would be a much better place to be getting together.

nway thanks for the long e-mail, i kinda like reading them, and i should be able to reply to the next couple of messegas because we are still getting ready, some of the brothers are still short on money to buy their instruments so i think its gonna take a couple of more days for things to get finished, and if your anywere near ready with the support you were gonna help us with you can send it to hoyos name her details are as follows :-

To - Fadumo Mohammed

Mogadishu, somalia , Tell. 2978

Via Dahabshiil or Qaran Express etc.

and mustafa asked me to remind you about a question he asked you? (i havent got a clue what the Q is) nway sis tc and reply if u can

salaam 'YAAL'

zainab hussein <saynab_mahammed@yahoo.com> wrote:

Asalamu Aleykum.... Alhamdulilah waa ficanahay walal athiga caafimadkaga kaa waran??? Lol! You thought I couldnt write in somali huh. Just kidding it took me a while to write that down. Anywhoo congradulation on hearing that you want to get married. Masha'allah am really happy for you. May Allah make your journeys a pleasing one and one full of rewards because I really think what you guys are doing would be the best. So let me guess they are doing aranged marriage on all of yaa Mjs???? Lol I should come there 2 so I can have my arranged marriage done and then after that go on the journey and along the way die with my "HUSBAND". I hope you get this message and I hope you can respond to it 2. Insha'allah I want to get married someday 2 and am just waiting for that day to come. Am in school right now and I cant see myself married while am in school so if you want to know why am not married yet then thats my excuse I dont know if would be valid or not but yeah. I want to be able to meet all my dumashi's when I come their like ur wife and mustafes and salman's It would be soo cute. I really like the lecture you gave of the ratio between akhira and this world. I heard that from a series that I have of sheikh anwar one time and I gave on this world for the moment but I guess the environment and the shaytann took that humble feeling away from me right away but I try to get that feeling every once in a while even though walahi it isnt that easy. Sorry for my long email I just thought I should write a lot cuz it could be the last time I hear from you before you leave. I wish the best for YAA'll and inshallah make dua for all of us insha'allah. Please give salams to the brothers for me and HOYO and tell her I said I love her for Allah's sake. PEACE TO YAA ALL!!!!!!!!

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Subject: Salams Mj's. From: zainab hussein Date: Fri, 25 Jan 2008 11:06:38 -0800 (PST) To: Kama UK

Insha'allah well have miski send the money to yaa'l I just spoke with him now and hopefully he'll give you guys information. Please be patient with us were just trying to collect more and more money to send we dont want wax caato inn an soo dirno so yeah. It would be helpful to text me whenever you send an email so I can respond back quickly because I dont check my mail often but if you text me then am able to respond right away. Once again sorry for the long mail I just get too comfortable with the keyboard and dont stop right away. Salams wish Yaa'l the best.

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Subject: Re: Salams Mj's. From: Kamal Mj Date: Sat, 26 Jan 2008 08:49:25 -0800 (PST) To: zainab hussein

salamu calaykum sis.... its all gd walahi, we can wait 4 u guys walahi that aint a problem, and jazaakallah abayo walahi may allah reward 'YAAL' nway thanks for the long message it gives somthing to do on the net instead of looking around and dumn sites,

and i thought u took ur time to write that story but thanks nway.... thats what i had in mind for my life 2 turn out like and i was also thinking u might play 'suhaila'.....so tc walal i only chek my mail once a day nway but i'll txt u to so u can reply quick.

and i will give the info to mustaf and about the money, walal take ya time, just let us now when your ready.

salams

zainab hussein <saynab_mahammed@yahoo.com> wrote:

Asalamu Aleykum warahmatullahi wabarakatuhu! Hey Kamal! Bro here is the info mustafe wanted, I wanted to reply by text but I still didnt get my texts I was suppose to be getting it yesterday but I really dont know what happend. Ismahan-_____3276 Abduwalis

1986 and Fadumo St.paul is out of the country she's in saudi arabia but heres her number anyway 4008. I use to read that story constantly and I use to forward it to others and last nite when I was sending you the email I was reading through my sent messages and I saw this story and I was like masha'allah this is it for Kamal. I thought the story was beautiful at the beginning and the end but the middle part was full of emotions⁽²⁾. I also liked how she trained her young boy to become a scholar and that part made me think of how strong women train their kids at a young age for the religion of islam like Imam Ahmeds mom did she use to take him to fajr every morning and made him memorize the Gloriuos book of Allah at the age of 11 which was what made him be the great Imam he's known as today.

Insha'allah well have miski send the money to yaa'l I just spoke with him now and hopefully he'll give you guys information. Please be patient with us were just trying to collect more and more money to send we dont want wax caato inn an soo dirno so yeah. It would be helpful to text me whenever you send an email so I can respond back quickly because I dont check my mail often but if you text me then am able to respond right away. Once again sorry for the long mail I just get too comfortable with the keyboard and dont stop right away. Salams wish Yaa'l the best.

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Subject: Sorry for the late repond!!!! From: zainab hussein Date: Sat, 26 Jan 2008 13:49:11 -0800 (PST) To: Kama UK

Asalamu Aleykum... I got ur text while I was at the masjid and their was no computer in sight so I had to wait till I got home. Masha'allah walahi Allah is really helping us and alhamdulilah were making so much progress selling things and making money out of it. Did abti sharif come to u guys because today I was talking to one of the successful mothers by the name cabiyo you can ask mustaf more about her and she was like he left and I thought wow all the family members we had at the masjid are leaving. Insha'allah we'll do what we can by cooking and selling it and as we increase in numbers we'll get more ideas insha'allah which by the way we are having more people involved. Please tell mustafe and them to be smart and wise about recruiting people because we cannot trust everyone. Fadumo Bashir Ibrahim is everywhere so please lets hope for the best that none of us get in baxar, I hope in aad fahamtay waxaan ka waatho. Your sis in Islam Edil AKA Suhayla Lol!!!. When is yaa'l leaving to your journey???/

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Subject: Its me again,..., From: zainab hussein Date: Sat, 26 Jan 2008 15:19:11 -0800 (PST) To: Kama UK

So did you change your name too?? Are you planinng on going back to the uk? Can you tell mustafe that fadumo st.paul came back I've seen her last nite at the Masjid. Hey is there a place for the gurls to stay at the school yaa is at?? Please tell me if they participate in the journey or just wait for ya'll. Xalada kaa waran for the amxartaa hada?? Willi ma joogaan?? You know we need inside info because we dont really knw whats happening and the gurls am working with always ask me things like I know and I tell them Allahu aclam... Fill tha sister in ... Do you mind telling me your story of how you changed what made you become who you are today??? (if it aint too personal)...

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salam

Subject: salam From: Kamal Mj Date: Sun, 27 Jan 2008 10:39:22 -0800 (PST) To: zainab hussein

salaamu alykum waraxmatulahi wabarakaatu, walal ii waran.

well.... kamal is the name i go by these days, there was a name that i was called b4 becoming an mj but i can tell u if u realy wanna kno it lol.... and about about goin back to the uk, im sure u kno hijra and the rules of hijra, im not planning to go back there to live but i could always go there if i need to do stuff..... and about the schools here, its not only us guys that go to school here and learn, the sisters have schools as well in which they are tought everything the brothers learn... there is one school thats starting soon for the sisters which hoyo kno's all about, so i could ask her about it if any u sisters are intrested the amxaar are still here, they are here 4 a yr now... but alhamdulilaah they are real week now and they starting to leave bit by bit, thier plan dident turn out as they wanted it 2, they thought they could concour this place and do things how they wanted but allah had other plans. i can give you all the news u need all the info u want, all u have to do is ask the questions?

about me and how i became 'kamal'...... lol.... i dont realy like talking bout it because its a gift from allah and it might sound like im being proud if a talk alot bout it but i'll say it inshallah..... well i was born in canada lived there till i was bout 11 then i moved to the uk, which i lived in until a few months ago..... growing up, i was any ordanery somali youth, use to mess about alot, wasent the best of students in high school either lol....but goas time went moved on i started to calm down, in my last year of high school is wen i hit the brakes.... my mum was always religous she brought me up real gd, she tought me alot of the qur'aan when i was young to so that kinda helped me to... so then i began goin to the masjid and from there, hoyo started talking to me about the deal, and so then she made the dicision to make hijra and i pritty much agreed.... so then she left with my younger brother and shortly after i came after her with my older brother but then he went back for his reasons..... and so thiers the story of kamal walal... and u can always ask what ever u want sis, and nothing is personal to me lol. so tc abayo this is ur brother in islam Kamal AKA 'Faruuq'

zainab hussein <saynab_mahammed@yahoo.com> wrote:

So did you change your name too?? Are you planinng on going back to the uk? Can you tell mustafe that fadumo st.paul came back I've seen her last nite at the Masjid. Hey is there a place for the gurls to stay at the school yaa is at?? Please tell me if they participate in the journey or just wait for ya'll. Xalada kaa waran for the amxartaa hada?? Willi ma joogaan?? You know we need inside info because we dont really knw whats happening and the gurls am working with always ask me things like I know and I tell them Allahu aclam... Fill tha sister in Do you mind telling me your story of how you changed what made you become who you are today??? (if it aint too personal)...

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1/9/2014

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Subject: Kayf Xaalak???? From: zainab hussein Date: Sun, 27 Jan 2008 14:16:43 -0800 (PST) To: Kama UK

Asc Wr Wb!!! Alhamdulilah Waan ficanahay walal athi see tahay?? Wowww... Masha'allah you have a really good mom I really love her just hearing the way you guys talk about her and the way you tell me how she trained you to the religion. Only a religious mom would do something like that. like you've said before your one in a million. Yeah it really helped getting to know you more when you told me about your 'Biography'. Now I can relate to you. Usually when I sit to type I have so much to write but I dont know what has happend now I cant even write my mind is blank I guess its because I spoke with you earlier. I was reading this beautiful story from the net earlier and insha'allah my goal its to be something like that even though I dont think its possible for me but yeah. I really like to ask questions and if your annoyed by it please let me know, when am at school my teachers use to tell me to ask questions and I guess I kinda adopted to that habbit of asking questions. I guess is ur turn asking questions. Peace from your sis in islam "Suhaila" !!!!!!!!!!!!!

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Subject: Hal anta'bi-khayr? From: Kamal Mj Date: Mon, 28 Jan 2008 10:02:24 -0800 (PST) To: zainab hussein

WCS WW. bi-khayr alhamdulilah.... how u doin?

to be honest i realy dont mind the questions walahi, i kinda like them, because being asked alot of questions could have alot of meanings lol⁽³⁾.

i could go on all day with quastions but then again i dont think u would have the time to be answering all of them .. so i'll ask a couple for starters..... as u asked me, if u could tell me a little about ur

'Biography' (how long you've been an mj? () (how long u wanted 2 become an mj b4 becoming one) lol..... how long you've been in the states? were you born there?

....lol i could go on and on but i guess i'll stop there for today...... and sorry for the short message, i kinda have a lil headace and so the computer is hearting my eyes.... but i'll reply long next time inshaallah. tc sis, this is your brother faruuq writing this message, hope u could reply.

zainab hussein <saynab_mahammed@yahoo.com> wrote:

Asc Wr Wb!!! Alhamdulilah Waan ficanahay walal athi see tahay?? Wowww... Masha'allah you have a really good mom I really love her just hearing the way you guys talk about her and the way you tell me how she trained you to the religion. Only a religious mom would do something like that. like you've said before your one in a million. Yeah it really helped getting to know you more when you told me about your 'Biography'. Now I can relate to you. Usually when I sit to type I have so much to write but I dont know what has happend now I cant even write my mind is blank I guess its because I spoke with you earlier. I was reading this beautiful story from the net earlier and insha'allah my goal its to be something like that even though I dont think its possible for me but yeah. I really like to ask questions and if your annoyed by it please let me know. when am at school my teachers use to tell me to ask questions and I guess I kinda adopted to that habbit of asking questions.I guess is ur turn asking questions. Peace from your sis in islam "Suhaila" !!!!!!!!!

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Subject: Salams!!!! From: zainab hussein Date: Tue, 29 Jan 2008 10:36:47 -0800 (PST) To: Kama UK

Salams hey how are you doing!!! I really thought that you would laugh at my somali but your the first person that compliments on it. Most of my friends think am reer xamar and they tell me to speak only in english but as I stayed longer in the masjid I got use to speaking and learning the big somali (I mean the xaldan somali) Lol yeah... I really want to go to this one uni in saudi. I was speaking with my mom the other nite and she told me that my chances of going to africa arent that good because theres a war going on in kenya soo walahi I dont know what to do except pray and hope for the best. Lol...I think thats enough calacal for the day. But if I dont go to kenya or baydawo Insha'allah I will go to Saudi and check out the Universities there. There's this phrase you always use and I wanted to ask you for the longest i can remember but I always forget nway what do you mean by "TC"????

Hey if am not able to come to somalia would you be able to come to saudi?? Just wondering?? Let me ask you this will the deal be going on forever or just for a span of time?? Is mustafe and them with you or are they in the school trainning?? You graduated right??? When you text back this morning I was sleeping so sry for not texing back. Like I've told you before am really addicted to typing and once I start typing its not that easy to stop just kidding.

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Subject: Re: hey there suhailah From: Kamal Mj Date: Wed, 30 Jan 2008 07:59:40 -0800 (PST) To: zainab hussein

salaam alaykum walal haalada ka waran?

well, that wasent the best for me to be reading on way to school in a couple of days lol, hearing that u not gonna be commin through this sumer, but its all gd,.... and i realy dont kno about saudi, b4 i was thinking about kenya, i was prayin u could come 2 baydhabo but that looks even more unlikely so it looks like that i realy dont have much of a choice then to start to try hustle a way to get 2 saudi, even tho its gonna b a real big mission because theres chances that i might not get permission from my 'Amir' but i'll do my best insha-allah and please do the same on ur side 2.

and about the deal.... Allah SW says in his Qur'an ' Yu'qaatiluuhum xata la takuunu Fitna wa'yakuunu diinu kuluhu lil'aah (fight them until there is no more Fitnah, and until all worship is due to Allah alone) so sis the prophet S.A.W also said that the deal will not end until the end of time(akhir saaca), and that when a group of people turn away from the great deal, Allah will replace them with a group that will carry on the deal. and ukhti this deal we are in now deosent end in somalia but when Allah SW gives us 'Nasr' we will carry on until the word of Allah is ruled by all over this world.

and yess i am graduated, but i only have a masters and insha-allah iam gonna be goin 2 get my PHD lol. mustafa and the rest are still with me, latest news say that we are gonna be goin in about 3 days unshaallah to go and bulid the school..... nway i think i've beet ur record in writting the longest message lol so tc. (meaning 'take care') lol.

zainab hussein <saynab_mahammed@yahoo.com> wrote:

Salams hey how are you doing!!! I really thought that you would laugh at my somali but your the first person that compliments on it. Most of my friends think am reer xamar and they tell me to speak only in english but as I stayed longer in the masjid I got use to speaking and learning the big somali (I mean the xaldan somali) Lol yeah... I really want to go to this one uni in saudi. I was speaking with my mom the other nite and she told me that my chances of going to africa arent that good because theres a war going on in kenya soo walahi I dont know what to do except pray and hope for the best. Lol...I think thats enough calacal for the day. But if I dont go to kenya or baydawo Insha'allah I will go to Saudi and check out the Universities there. There's this phrase you always use and I wanted to ask you for the longest i can remember but I always forget nway what do you mean by "TC"????

Hey if am not able to come to somalia would you be able to come to saudi?? Just wondering?? Let me ask you this will the deal be going on forever or just for a span of time?? Is mustafe and them with you or are they in the school trainning?? You graduated right??? When you text back this morning I was sleeping so sry for not texing back. Like I've told you before am really addicted to typing and once I start typing its not that easy to stop just kidding.

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Subject: Hey Faruuq From: zainab hussein Date: Wed, 30 Jan 2008 10:57:14 -0800 (PST) To: Kama UK

Alhamdulilah waan ficanahay walalo. Whats cracking with you hows everything going?? Yeah sorry to give you the bad news on your way to the journey I swear I didnt mean it. I told you getting to know me was not a good idea because I might mex up your plans.... I really wish the best for you guys about the journey. I hope it goes well and I hope you guys achieve victory. Masha'allah the Ayah you used on me was very strong and that was a beautiful answer to my lame question.

I was trying to convince my mom but she's very pikky about me going off to places. If it becomes less dangarous I might be coming there. I really dont want to influence you nor get you into trouble so please do whatever your amir tells you. And I will do my best to come.

LOL!! Yea whats up with the competition bro?? You know there aint anything interesting about my mails and you know how it feels living in the west, we go through the same old routine over and over. You sure are lucky living in a life full of barakah... time goes by so fast here that you wont even feel like you've done something successful and its too dam cold here. The weather is like below zero. Dam here goes my calacal again OPPSS!!!!!

Its seems like am writting alot but by the time am done its like its only one big paragraph or only two paragraphs. But did you read that story I've send you?? What are your in puts on it?? Yeah the questions can mean a lot lol like you have mentioned it before. Did any of the mj's there get married yet??? Just wondering cuz I remember you saying you wanted to get married 2 sooooo.. did you decide when you wanted to get married yet??? My bad for the questions.. I told my friends about you and how I met you through mustaf and how couragious you are and how your making sacrifice for this religion and that your an mj. MASHA"ALLAH

Whenever I talk to them about you they make fun of me and crack jokes at me insha'allah they'll understand B. TC (I can finnaly use that since I know what it means now lol) Your sis in islam Suhailah. Tell the brothers I said salams.

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Subject: Re: ello there From: Kamal Mj Date: Thu, 31 Jan 2008 03:40:28 -0800 (PST) To: zainab hussein

salaamu alykum ukhti iska waran?

lol....walahi i feel u sis, life back in the west is with out barakah....here i could be wondering the whole city trying to do everything i came out 2 do and by the time i am done it would only be about 3 hours max.....ryte now im fatsing and so i keep looking at the watch but it aint movin (but i guess thats the same with every1 who' fasting lool) but time here is much better then time back in the west.

and u wouldent want me 2 get started with the weather over here $lol \bigoplus ... i$ mean damn...i wouldent want u jumpin on the next plane and gettin ur self in troublelol..so i'll leave the weather 2 u, u'll see it 4 ur self inshallah.

and it was a real gr8 story, i could only wish to have that much taqwa, and as the it said in the story, looks, or wealth deosent mean anything and especially to me wallahi, i coudent care much about a persons looks as long as they have cherachter because as the story said everythning els will be dust but charechter will always be there because to be honest if you do marry some bodey because of looks or coz of wealth, that maridge just wont last and something els i always try to do is make sure everything im doin is for the sake of allah.

and no, none of our the mj's got married yet, some of them are planning to get married after school inshallah and some are not even thinking bout it yet.lol

and i think i made my mind about when gettin married, i was thinking to do it after school too but it depends on the girl to, coz i cant have everything my way, but i would love to get it all done with by the end of the summer insha-allah, wat bout u? i remeber u saying that u do want to get married 'soon', so when is 'soon'?nway tc of ur self and say salams to all of salihaat 4 me and they will understand inshallah dnt worry bout that.

zainab hussein <saynab_mahammed@yahoo.com> wrote:

Alhamdulilah waan ficanahay walalo. Whats cracking with you hows everything going?? Yeah sorry to give you the bad news on your way to the journey I swear I didnt mean it. I told you getting to know me was not a good idea because I might mex up your plans.... I really wish the best for you guys about the journey. I hope it goes well and I hope you guys achieve victory. Masha'allah the Ayah you used on me was very strong and that was a beautiful answer to my lame question.

I was trying to convince my mom but she's very pikky about me going off to places. If it becomes less dangarous I might be coming there. I really dont want to influence you nor get you into trouble so please do whatever your amir tells you. And I will do my best to come.

LOL!! Yea whats up with the competition bro?? You know there aint anything interesting about my mails and you know how it feels living in the west, we go through the same old routine over and over. You sure are lucky living in a life full of barakah... time goes by so fast here that you wont even feel like you've done something successful and its too dam cold here. The weather is like below zero. Dam here goes my calacal again OPPSS!!!!!

Its seems like am writting alot but by the time am done its like its only one big paragraph or only two paragraphs. But did you read that story I've send you?? What are your in puts on it?? Yeah the questions can mean a lot lol like you have mentioned it before. Did any of the mj's there get married yet??? Just wondering cuz I remember you saying you wanted to get married 2

EXHIBIT 1, Emails000013

sooooo.. did you decide when you wanted to get married yet??? My bad for the questions.. I told my friends about you and how I met you through mustaf and how couragious you are and how your making sacrifice for this religion and that your an mj. MASHA"ALLAH Whenever I talk to them about you they make fun of me and crack jokes at me insha'allah they'll understand . TC (I can finnaly use that since I know what it means now lol) Your sis in islam Suhailah. Tell the brothers I said salams.

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Subject: hey bro!!! From: zainab hussein Date: Mon, 4 Feb 2008 09:33:33 -0800 (PST) To: kamal.mj89@yahoo.com

Asalamu aleykum hey kamal how are you doing bro? Me alhamdulilah. Am emailing u from a phone and its kinda tough writing bcz its a small keyboard. Thanks a lot for the info bro walahi it helps having someone like you. How's everything going for you? Maxa cusub? I told the sisters about the mj brothers and they wanted to know more about them and I couldn't tell them anything cuz I dnt knw anything abt the brothers. Last nite I went on this one phone line they talk nothing but the deal and their was mashallah sisters by the name fadumo and I thought it was hoyo. People from their come on the line 2 I don't if u guys knw abt but if u dnt I can give u the number and the pin #. Enough said bro all in all thanks for welcoming us and plz find out more abt the sisters side of the school bcz the sisters requested me to ask u to find out more. Tc akhi and give salams to the mjs.

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From: zainab hussein Date: Tue, 5 Feb 2008 22:04:45 -0800 (PST) To: Kama UK

Salams hey walalo how you doing?? Hows everything going for you?? Sorry abt the incident that has happend between brother umar and my cousin.... let me tell you something about my cousin hani she is mashallah a religious person who loves learning the religion!!! We tried to hook her up with couple brothers but she doesnt speak that well of THE KAALDAN somali so its difficult for her to understand.... as far as english she wants a brother who speaks good english and brother umar didnt really speak well english even tho he spoke english it wasnt really understandable!! But between me and you i believe that brother kamal is the perfect one for her(the other kamal) i just dont know whats his deal because he was supposed to get engaged and appearently he didnt so please get back to me on your opion.....but other then that we are alot similar and WE are soooooo excited to come wallahi.... its unbelievable how all of us want to come its like a dream come true...besides the dream didnt come yet but hopefully it will!!!

Well brother farque i was a bit concerned about me and you in the future....like i understand that you want to live around area where the Deal will be happening and i truely respect that and support you 100% wallahi but the only thing that i am alittle worried about is us being finiacally stabled, and i was worried about how your able to manage having a wife there and being in the deal and i dont really understand how thats gonna work so please like i would like if you could explain your thoughts and plans for the future inshallah......i know its like am rushing into things but wallahi its been bugging and you wanted to know what i have been thinking about lately and these's thoughts were going in my head also you being a good brother it i thought you should know so thats the reason am sharing it with you so i hope you understand and i also hope you understand where am coming from...and i also wanted to talk to you about another sister but inshallah lets get these things out of the way and then we will worry about her inshallah!!! NOW who do you think sends the long emails?????? salaams bro tc from your sister suhailah and please give salaams to the mj's from me and my sisters.

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Subject: Re: GUESS WHAT lol From: Kamal Mj Date: Wed, 6 Feb 2008 02:49:19 -0800 (PST) To: zainab hussein

salaamu alaykum ukhti saynab mahammed,idil, suhaila, how do u do? first thing is first, i dont realy kno that much about kamal's (known as Abshir) personal life coz we were only together for about 2 weeks but i do remember hearing him being engaged to a sister somewere which aint that far away from were we are (between me and you) but im not 100% sure with how how thing are goin with him but i'll try sniff around for more info.

Well well, to do with the future, i realy thought about that to, and to be honest i try to relate everything in my life to lifes of the prophet and the saxaaba, keeping that in mind its also true that being financialy stable is on the list to, but abayo im an mj and i sold my life to Allah and Allah will never let me down, he promissed my arzaaq and i put my trust in him, and insha-allah if there comes nasr then we have nothing to worry about, and being an mj deosent mean we chace bullets 24/7 ukti, and somthing that i understood is that once u become an mj you leave behind all thought that have anything to do with dunya and thats when dunya starts chaceing you, brothers here run business's and own all sorts of things. and so abayo 1 thing that you dont have to worry about is "money" bcz thats up to me, amma be a xamaali and work with a gaari dameer if i have to in order to put the food on the table you dont have to worry about that., so ukhti as far is the future is concerned you have nothing to worry about, and you also asked how im gonna run a family and be in the deal at the same time???????? well... im gonna do it like how all the other brothers in the deal do it, and amma try to do it like how the saxaaba did it bcz all most all of them did.

so TC walalo and sorry if i wasent convincing enough, and let me know if theres anything that i left out insha-allah. and keep throwing the quastions "coz im lovin it lol"

zainab hussein <saynab_mahammed@yahoo.com> wrote:

Salams hey walalo how you doing?? Hows everything going for you?? Sorry abt the incident that has happend between brother umar and my cousin.... let me tell you something about my cousin hani she is mashallah a religious person who loves learning the religion!!! We tried to hook her up with couple brothers but she doesnt speak that well of THE KAALDAN somali so its difficult for her to understand.... as far as english she wants a brother who speaks good english and brother umar didnt really speak well english even tho he spoke english it wasnt really understandable!! But between me and you i believe that brother kamal is the perfect one for her(the other kamal) i just dont know whats his deal because he was supposed to get engaged and appearently he didnt so please get back to me on your opion.....but other then that we are alot similar and WE are soooooo excited to come wallahi.... its unbelievable how all of us want to come its like a dream come true...besides the dream didnt come yet but hopefully it will!!!

Well brother farque i was a bit concerned about me and you in the future....like i understand that you want to live around area where the Deal will be happening and i truely respect that and support you 100% wallahi but the only thing that i am alittle worried about is us being finiacally stabled, and i was worried about how your able to manage having a wife there and being in the deal and i dont really understand how thats gonna work so please like i would like if you could explain your thoughts and plans for the future inshallah......i know its like am rushing into

file:///E:/Kamal%20UK%20Search%20Warrant%20Results/26.html

EXHIBIT 1, Emails000017 1/9/2014 things but wallahi its been bugging and you wanted to know what i have been thinking about lately and these's thoughts were going in my head also you being a good brother it i thought you should know so thats the reason am sharing it with you so i hope you understand and i also hope you understand where am coming from...and i also wanted to talk to you about another sister but inshallah lets get these things out of the way and then we will worry about her inshallah!!! NOW who do you think sends the long emails????? salaams bro tc from your sister suhailah and please give salaams to the mj's from me and my sisters...

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Subject: Iska waraan faruuq???? From: zainab hussein Date: Wed, 6 Feb 2008 10:05:59 -0800 (PST) To: Kama UK

Salaams bro, Alhamdulilah am doing fine other than having too many people with jiin at our masjid and its driving me crazy you never know when they'll turn around and hurt you because we take the same classes. How about you bro wats good with you????

alhamduillah glad to know how you feel and mashallah thats good that you have plans for the future....may allah make everything easier for us...a side from that as for brother kamal(abshir) i believe we should just give him space because i dont want my cousin to be a burden on him....and he seem to be a brother who doesnt really divugle his secrets so lets leave him alone for now!!! and you should just pick a good brother who might be good for her and i explained how she is and what she looks for in a brother....Please dont forget about the other sisters too they have the same taste and look for the same qualities.

Wallahi faruuq everytime you talk about how life is in the deal i get even more excited and cant wait to come wallahi.Just i've told you youre very good @ convincing people...I also wanted to ask you if you can you send me a picture of you i dont want you to focus on sending me a picture, just anytime you get the chance to bro. If its okay with you can you send me that website you were talking about that talks about the deal.???? My questions might come up along the way but as for today am done... I think its ur turn for asking questions now... PEACEEEE!!!!!!!!!!

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Subject: Re: nafta ka waran ukhti. From: Kamal Mj Date: Thu, 7 Feb 2008 02:02:20 -0800 (PST) To: zainab hussein

salaamu alykum walalo how u doin? subhanallah, i thought we were the only peaple have the jin problelms, but i guess it deosent matter were u are to be under threat from them but our prophet SAW told us how we could be safe from them, by reading the morning and evening adkaar's and especially Ayaat al'kursi, if u read that ayaat there nothing you have to worry about, and suraat Naas, Falaq and Qul'huallah three times in the evening.

There are some questions i wanted to ask you, example, what kind of a life do u want to live? are you making hijra this summer or are there stuff that you are gonna go back for to finish off? i think thats enough for the day, and to do with the pictures, i was thinking of sending a couple of them to you nway inshallah, and some pictures of some of the other brothers too if they agree inshallah, but were can i send them to? and how?

but i think im gonna wait until you come to see you, just think it would be the best way to see subaila and i also dont think that a picture would be able to tell the truth about how you realy look. \bigcirc 1

zainab hussein <saynab_mahammed@yahoo.com> wrote:

Salaams bro, Alhamdulilah am doing fine other than having too many people with jiin at our masjid and its driving me crazy you never know when they'll turn around and hurt you because we take the same classes. How about you bro wats good with you????

alhamduillah glad to know how you feel and mashallah thats good that you have plans for the future.....may allah make everything easier for us...a side from that as for brother kamal(abshir) i believe we should just give him space because i dont want my cousin to be a burden on him....and he seem to be a brother who doesnt really divugle his secrets so lets leave him alone for now!!! and you should just pick a good brother who might be good for her and i explained how she is and what she looks for in a brother.....Please dont forget about the other sisters too they have the same taste and look for the same qualities.

Wallahi faruuq everytime you talk about how life is in the deal i get even more excited and cant wait to come wallahi.Just i've told you youre very good @ convincing people...I also wanted to ask you if you can you send me a picture of you i dont want you to focus on sending me a picture, just anytime you get the chance to bro. If its okay with you can you send me that website you were talking about that talks about the deal.???? My questions might come up along the way but as for today am done... I think its ur turn for asking questions now...

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Subject: Guess what!!!!!!! From: zainab hussein Date: Thu, 7 Feb 2008 19:32:32 -0800 (PST) To: Kama UK

Asalamu Aleykum akhi how are you doing??? Sorry about the card I guess it cut itself due to calling back...Insha'llah I'll try to call you back if I buy a card.About me making a hijrah, thats not my intentions for the time being as far as the future I would like to make hijra insha'allah but for now I dont know how it'll be over there. So I would have to see it for myself what Yaa'll be praising all the time....Lol. Am really excited to come if I like it there I might say good bye to the states if not then I guess I'll be saying good bye to my beloved hometown just kidding. What do I look for in the future....I guess I have to give up some of my worldy lovings if am gonna be living over there. Yeah I would have to come back here to get some of my documents completed because I went to this one office today to ask for my sharci and the guy told me it would take sometime so insha'allah I wish for the best.

Hey Faruuq do you think by any chance you could find a really good brother for my friend nejma aka sukaynah???? If its possible please let me know because there are certain quality she looks for in a brother such as his religion, appearance, personality and his romance as she said. Am not making this up for her walahi is what she told me to tell you. I think I answered the questions you've asked me.. I was wondering if it would be possible if we can buy a big house for all the mj's. and a seperate house for the married mj's. How much is it to buy a house back there??? I look forward to your email salams. Thats all I have to say for now and best wishes with you all.

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Subject: sorry 4 the 18 reply From: Kamal Mj Date: Sun, 3 Feb 2008 07:01:26 -0800 (PST) To: zainab hussein

salaamu calaykum waraxmatul'allahi wabarakaatu, ukhti fil'islam iska waran......

to start with, you sisters dont have to worry about were youn gonna stay, or what your gonna.eat or nothing like that lol.... because at the end of the day your my guest's and everything to do with your stay is on me, but i dont kno what to say about the enviroment, were we are kno is pretty much safe, we are at a city called marka, its i the lower shabelle region which is the safest part of south somalia these days its about a 4 hour drive along the coast from mogadisho and its a nice place with the beach and real nice mountins and stuff , you guys could also stay in xamar if u want lol, inshallah there will be classes that yall could go to during your stay and learn some of the thing that we will be learning at the school wer going to now insha-allah ,its realy up to u guys u kno, but inshallah amma do everything u guys want me to in-order 4 you to be comfertable, i guess theres not much i can to do to stop yall from emagining, coz thats gonna b inpossoble so keep thinking insha-allah and please try to ask all the questions that you have b4 i leave to school, because it would suck alot if i came out of school to hear that yall aint commin no more lol. so TC insha-allah.

zainab hussein <saynab_mahammed@yahoo.com> wrote:

Asalamu Aleykum hey there faruuq how are you doing??? I dont know if u have received the text that I have sended you from my friends phone but I hope you did. Me and my friends wanted to come together this summer and we were wondering if there would be a place for us to stay at and we also wanted to know more about the environment so please tell us more about that insha'allah. And about me and getting married soon walahi I really dont know how soon I guess am just waiting for the right person to come along I guess. You dont understand how bad we wanna come walahi we get together and just talk and imagine how things are going to be when we get there. Please be detailed and tell me how it is over there.

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Subject: Re: Guess what!!!!!!! From: Kamal Mj Date: Mon, 11 Feb 2008 07:02:16 -0800 (PST) To: zainab hussein , kamal.89@yahoo.com

zainab hussein <saynab_mahammed@yahoo.com> wrote:

Asalamu Aleykum akhi how are you doing??? Sorry about the card I guess it cut itself due to calling back...Insha'llah I'll try to call you back if I buy a card.About me making a hijrah, thats not my intentions for the time being as far as the future I would like to make hijra insha'allah but for now I dont know how it'll be over there. So I would have to see it for myself what Yaa'll be praising all the time....Lol. Am really excited to come I like it there I might say good bye to the states if not then I guess I'll be saying good bye to my beloved hometown just kidding. What do I look for in the future....I guess I have to give up some of my worldy lovings i am gonna be living over there. Yeah I would have to come back here to get some of my documents completed because I went to this one office today to ask for my sharci and the guy told me it would take sometime so insha'allah I wish for the best.

Hey Faruuq do you think by any chance you could find a really good brother for my friend nejma aka sukaynah???? If its possible please let me know because there are certain quality she looks for in a brother such as his religion, appearance, personality and his romance as she said. Am not making this up for her walahi is whe she told me to tell you. I think I answered the questions you've asked me.. I was wondering if it would be possib if we can buy a big house for all the mj's. and a seperate house for the married mj's. How much is it to buy a house back there??? I look forward to your email salams. Thats all I have to say for now and best wishes with you all.

Re: Guess	what!!!!!!! CASE 0.13-cr-	00222-MJD	Document 26-1	Filed 01/14/14	Page 25 of 44 Page 2 of 2
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Subject: more pics 4 u ryte here!!!!!! From: Kamal Mj Date: Mon, 11 Feb 2008 08:40:15 -0800 (PST) To: zainab hussein

salaamucalaykum ukhti fillaah how u doin.....som pics are attached to this e-mail so check them out and as i said keep my uglyness to ur self lol i dont want the whole of Mn seeing how ugly kamal uk is, nway u might wonder who the younger kid is, thats my 13 yr old couzin and he an mj too. tc and reply or txt what u think inshallah.

zainab hussein <saynab_mahammed@yahoo.com> wrote:

Asalamu Aleykum akhi how are you doing??? Sorry about the card I guess it cut itself due to calling back...Insha'llah I'll try to call you back if I buy a card.About me making a hijrah, thats not my intentions for the time being as far as the future I would like to make hijra insha'allah but for now I dont know how it'll be over there. So I would have to see it for myself what Yaa'll be praising all the time....Lol. Am really excited to come I like it there I might say good bye to the states if not then I guess I'll be saying good bye to my beloved hometown just kidding. What do I look for in the future....I guess I have to give up some of my worldy lovings i am gonna be living over there. Yeah I would have to come back here to get some of my documents completed because I went to this one office today to ask for my sharci and the guy told me it would take sometime so insha'allah I wish for the best.

Hey Faruuq do you think by any chance you could find a really good brother for my friend nejma aka sukaynah???? If its possible please let me know because there are certain quality she looks for in a brother such as his religion, appearance, personality and his romance as she said. Am not making this up for her walahi is wh she told me to tell you. I think I answered the questions you've asked me.. I was wondering if it would be possib if we can buy a big house for all the mj's. and a seperate house for the married mj's.How much is it to buy a hous back there??? I look forward to your email salams.Thats all I have to say for now and best wishes with you all.

more pics 4 u ryte here!!!!! CASE 0:13-cr-00222-MJD	Document 26-1	Filed 01/14/14	Page 27 of 44 Page 2	of 2
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Subject: Hey faruuq..... From: zainab hussein Date: Mon, 11 Feb 2008 10:02:45 -0800 (PST) To: Kama UK

Salams hey bro how are you doing? Thanks, I received the pics you've sent me. I dont use the computer that much these days which is why I didnt send you that much emails. I guess I got bit busy with the meetings and all that. Anywhoo I hope everything is going well for you and the rest of the brothers. The pic you've sent me really made me jeoulus walahi and I wish I could be there. I hope you receive my mail because you were suppose to be leaving off for school.

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Subject: hey From: Kamal Mj Date: Tue, 12 Feb 2008 02:11:20 -0800 (PST) To: zainab hussein

hey

salams ukhti im doin gr6 howz everything goin 4 u ?

well know that u've seen Mr kamal uk i guess alot of questions that u had are answerd and alot of choices that u dident make yet are made so i hope it was all 4 the best insha-allah and i do have news that the school deos have a network connection but im guessing most likely that are phones are gona be put away and we MIGHT get a chance sometime along the way to use them inshallah, this could be my last exess to internet even though i might get a chance 2morow when we get a bit closer, so tc and try call me if u can, wouldent mind hearing your voice 1 last time b4 i leave lol.

zainab hussein <saynab_mahammed@yahoo.com> wrote:

Salams hey bro how are you doing? Thanks, I received the pics you've sent me. I dont use the computer that much these days which is why I didnt send you that much emails. I guess I got bit busy with the meetings and all that. Anywhoo I hope everything is going well for you and the rest of the brothers. The pic you've sent me really made me jeoulus walahi and I wish I could be there. I hope you receive my mail because you were suppose to be leaving off for school.

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Subject: Re: salams there From: zainab hussein Date: Tue, 19 Feb 2008 09:53:18 -0800 (PST) To: Kamal Mj

Asalamu Aleykum warahmatullahi wabarakatuhu. Alhamdulilah am doing great. I havent had any good communication with anyone these days...Plz forgive me for that, know that my eagerness for coming has not changed a bit matter fact it has increased more and more. I really want to come and my plans has not changed. Even though am facing kinda rough moments which I guess its all a test. Enough calacal anyway whats good with you. Walahi am really sorry to hear about your brother and I know your facing hard time getting through that but walahi just have patient akhi, I guess hoyo is facing more challenging time. Insha'allah I will try to communicate better,(everyone has been complainig about it latetly so I would have to work on that). Your brother is really lucky walahi I wish to be in his position. Hows everything else over there??? How's the school going so far?? How are the brothers doing??? There are these good videos on google video about our country, I dont know if your able to watch it but give it a try and let me if any of the places look fimiliar to you....just write somali islamic court and hopefully you'll get it.

Kamal Mj <kamal.mj89@yahoo.com> wrote:

salamu calaykum walal how r u doing? aint herd from u 4 time thees days, i guess u must be real busy these days, but i hope Allah makes everything easy 4 u inshallah, just let me kno if anything changed bout ur planes of coming here, personaly? coz i was talking to hani earlier and she still looked kean on coming, so fill me in with what ever is new with, even tho it might b kinda occuerd 4 u to say anything coz we aint talked 4 a gd minute... so inshallah fill me if only its possible inshallah.

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zainab hussein <saynab_mahammed@yahoo.com> wrote:

Salams hey bro how are you doing? Thanks, I received the pics you've sent me. I dont use the computer that much these days which is why I didnt send you that much emails. I guess I got bit busy with the meetings and all that. Anywhoo I hope everything is going well for you and the rest of the brothers. The pic you've sent me really made me jeoulus walahi and I wish I could be there. I hope you receive my mail because you were suppose to be leaving off for school.

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Subject: Hey Faruuq!!!!! From: zainab hussein Date: Mon, 25 Feb 2008 09:47:45 -0800 (PST) To: Kama UK

Asalamu Aleykum hey faruuq how u doin akhi. Me alhamdulilah am doing great. Sorry for not communicating with you that much now a days and I really appreciate you being able to understand my situation. I think my cousin did a good job of explaining it to you. Thanks for the advice insha'allah I will do as you have said. And to be honest with you I really wanna come there but my intentions of coming there was not to meet someone from the begining so insha'allah I hope you understand that. My phone has been tripping these days so forgive me for that. I hope you get this mail because I think hani told me that you were planing on leaving to the training. Xumaan haa ee qaadin insha'allah ena cafii.

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Subject: Re: hey From: Kamal Mj Date: Wed, 27 Feb 2008 02:58:45 -0800 (PST) To: zainab hussein

salumu calaykum walal, im gd sis, to be honest walal i met u for the sake of Allah and i love yall 4 the sake of Allah and that aint gonna change for anything inshallah, and please stop the opolagizing lol, dont kno why ur doin it, walal u got noin to worry about and theirs nothing called 'xumaan' that word deosnt even exist in my dictionary so 'ChiLL', and i dnt think im gonna be leaving to school until the brothers get here inshallah so its all gd, and i realy dont have that much acces to the net so forgive if i dont reply to ur mails quik enough.

so TC of ur self 4 me and KEEP YOUR HEAD UP!!!!!!!!! abayo ur like the leader of the group right now and if the girls sence weekness from u then god knows how they r gonna b, so walal do watch u gotta do and i'll help u with dua insha-allah.

Asalamu Aleykum hey faruuq how u doin akhi. Me alhamdulilah am doing great. Sorry for not communicating with you that much now a days and I really appreciate you being able to understand my situation. I think my cousin did a good job of explaining it to you. Thanks for the advice insha'allah I will do as you have said. And to be honest with you I really wanna come there but my intentions of coming there was not to meet someone from the begining so insha'allah I hope you understand that. My phone has been tripping these days so forgive me for that. I hope you get this mail because I think hani told me that you were planing on leaving to the training. Xumaan haa ee qaadin insha'allah ena cafii.

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Looking for last minute shopping deals? Find them fast with Yahoo! Search.

Subject: Hey Kamal!!! How you doing akhi. From: zainab hussein Date: Thu, 5 Jun 2008 09:55:26 -0700 (PDT) To: Kama UK

Asalamu Aleykum hey how u doing?? Hows everything going for you guys me alhamdulilah. I tried to call but it seems as though all your phones are disconnected. I wish the best for all of you guys. I just wanted to share with yaa that am graduating in 2 days.

Subject: Re: salamu alaykum From: zainab hussein Date: Fri, 27 Jun 2008 19:51:18 -0700 (PDT) To: kamal.mj89@yahoo.com

Salams hey Kamal. Am doing fine walalo alhamdulilah. Insha'allah am at another state right now but I will try to put things together for yaa when i get back to home insha'allah. Wats the deal with the omar brother your speaking about??? Yea I didnt receive any text from you lately but insha'allah try to send it again.

--- On Thu, 6/26/08, Kamal Mj <kamal.mj89@yahoo.com> wrote:

From: Kamal Mj <kamal.mj89@yahoo.com> Subject: salamu alaykum To: saynab_mahammed@yahoo.com Date: Thursday, June 26, 2008, 5:05 AM

salaam walal how u doin...... lool its not a mission at all, as i said it would be helpfull if u guys helped out finacially for the sake of Allah, i txted u about it i dont kno if u recieved the txt, we are tryin to get some funds together to get a vhiecal for the brothers ere, to be used when brothers get >sick< and all sorts of other things, so i wanted to kno if yall are intrested in helping out? if you are, then gr8 if not then ok, so let me kno inshallah, and there is this one brother called omar at where u are, he offerd to sort everything out inshallah, if u intrested in that then u can get connected when things are goin down (lol), and i hear ur muctamar is starting soon so gd luck with that too.... and send ma salams to Abu Bakar and very1 in it (if possible lol)

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--- On Mon, 6/23/08, zainab hussein <saynab_mahammed@yahoo.com> wrote:

From: zainab hussein <saynab_mahammed@yahoo.com> Subject: Re: Salams To: kamal.mj89@yahoo.com Date: Monday, June 23, 2008, 9:09 PM

Salams Kamal and the rest!!!!!! Am really glad to hear those words of advice masha'allah they are motivating. Lol! Nice muxadaro. Yea am in for the mission or the task what is it??? Hey hows abu muslim doing??? Havent heard from him in a while if you could give him my email or give me his then that would be fine. So tell me more about the lecture or what you guys are doing I didnt quit catch it.... --- On **Mon**, 6/23/08, Kamal Mj <*kamal.mj89@yahoo.com*> wrote:

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From: Kamal Mj <kamal.mj89@yahoo.com> Subject: Re: Salams To: saynab_mahammed@yahoo.com Date: Monday, June 23, 2008, 4:02 AM

salaamu alaykum, walal me iz doin real gd alhamdulilah, couldent be any better, and same with hoyo shes gr8 to, and i spoke to the brothers and they sending

1/9/2014

there salaams to all of u.....

walal it would be my pleasure to advise you guys, if it will help. to begine,

Allah (subxanahu watacaala) guides those that he wants, Allah guides them to do the best of deeds, Allah guides them to the highest positions, in this world and in the hearafter, but it is up to us to come with reasons for Allah's guidance. Allah says in the Qur'an, surat Cimran, "Indeed the religion of Allah is Islam". and the word islam means "submission", submitting your self to Allah, meaning leaving behind all your wordly lovings, leaving all the things that you admire in thise world to please Allah (subxanahu watacaala), Allah also says in his Qur'an, "kutiba calaykum Al'qitaal wahuwa kurhun lakum" and this is were the submission comes in, you have to leave those that you love, you have to make hijra from your famlies in order to please Allah, and as i said earlier, Allah guides only those he wants to doing the best of deeds. and you should always ask yourself, what have i done to deserve Allah's guidence? what have i done to deserve Allah being pleased with me? Allah's messenger (s.a.w) clearly told us that we must not live amoung the kuffar, what im i doing to follow that order? you should be asking yourself these quastions everyday ukhti fil'ah.

and because this Camal is bi'amwaalikum wa'anfusikum, and because you are not able to do the anfusikum part of the deal at the moment, i would highly recomend you to take part in the am'waalikum part of the deal, because it is possible that Allah protects you for doing that.

It is possible for you to help financially, and i think it is time for you sisters to get off you back sides and start working hard, because Jannah does not come cheap.

i have a little task for you sisters if you guys are intrested, so let me know when you reply if you are.

there is a little muxaadira that me and abu muslim are planning to do on sunday the 30th, so u guys can be connected if you like.

And i always pray to Allah that He makes it possible for u sisters One day to make Hijra fii'sabililallah, 'AND I LOVE ALL OF YOU 4 THE SAKE OF ALLAH'

what ever i missed or falsely spoke of is from my self and shaytan and what ever i corrected is from Allah. jazakallah, and sorry for the long speach.

take care of you self and send my salaams to rest off the Salihaat crew ;-),

Xafidakallah.

--- On Sun, 6/22/08, zainab hussein <*saynab_mahammed@yahoo.com*> wrote:

From: zainab hussein <saynab_mahammed@yahoo.com>

Subject: Salams To: "Kama UK" <kamal.mj89@yahoo.com> Date: Sunday, June 22, 2008, 7:32 PM

Asalamu Aleykum wr wb.

Hey How are you doing, me Alhamdulilah. Hows everything going for you guy??? I thought your email would be suspended but the other day I've seen your respond. Maxa cusub with yaa??? Hows the Mj's doing and hoyo and YOURSELF??? You might be wondering how the rest of the crew is doing they are doing fine. We just got busy with our own lives. Other than that everything is fine. If you could write me a little advice to motivate me and the rest then that would be greatly appreciated insha'allah I hope to hear back from you. Salams have a great time and fill me in. Subject: Hey hey hey!!!!! From: zainab hussein Date: Wed, 2 Jul 2008 11:50:12 -0700 (PDT) To: Kama UK

Salams hey Kamal!!

I dont know if your having difficulties finding access to a computer is but whatever the case may be I just wanted to say Salams. I dont know if you have received my last message but I hope you did. I tried to call on tuesday night but the phone wont go through. Insha'allah I hope I get in touch with yaa. I called other numbers such as mustafs and this other number I had. Insha'allah I wish yaa'll the best.

Subject: Re: Hey hey hey!!!!!! From: Kamal Mj Date: Fri, 4 Jul 2008 09:31:45 -0700 (PDT) To: saynab_mahammed@yahoo.com

salamu alykum ukhti fil'ah.....

i dont have dificulties getting internet, but i dont the chance most times..... i got a new number +2521 5334484.... all da brothers are gr8 alhamdulilah i hope i guys are doin better try gimme a call when u get a chance and give miski ma number and tell him to call me when u see him.

take care of ur slef sis and send ma salams inshallah to hani and da rest.

--- On Wed, 7/2/08, zainab hussein <saynab_mahammed@yahoo.com> wrote:

From: zainab hussein <saynab_mahammed@yahoo.com> Subject: Hey hey hey!!!!!! To: "Kama UK" <kamal.mj89@yahoo.com> Date: Wednesday, July 2, 2008, 6:50 PM

Salams hey Kamal!!

I dont know if your having difficulties finding access to a computer is but whatever the case may be I just wanted to say Salams. I dont know if you have received my last message but I hope you did. I tried to call on tuesday night but the phone wont go through. Insha'allah I hope I get in touch with yaa. I called other numbers such as mustafs and this other number I had. Insha'allah I wish yaa'll the best.

Subject: Salams!!!! From: zainab hussein Date: Fri, 4 Jul 2008 10:11:57 -0700 (PDT) To: Kama UK

Asc wr wb hey faruuq ooppps I mean Kamal. Bro I was wondering what you were trying to say about brother umar I didnt understand. Hey are the brothers that came here still involved in giving you guys a hand just wondering???? Can I get Abu Muslims email address??? And let me know if mustaf has one too insha'allah. Insha'allah I will give Miski your number.

Subject: Re: Salams!!!! From: Kamal Mj Date: Wed, 9 Jul 2008 05:55:15 -0700 (PDT) To: zainab hussein

salaamu alaykum looool "Suhaila"(did i get da name ryte lol) im doin gd for u i havent got abu muslims e-mail with me now but i'll ask him and send it to u next time inshallah,

the brothers that came back have nothing to do with us, i pray Allah brings their Hearts back inshallah, Allah chooses only those who he wants.

and are u still out of state? or have u started working yet? and how much do u think we can relie on from u walal?

take care of ya self and say salams 2 my sisters for me inshallah.

--- On Fri, 7/4/08, zainab hussein <saynab_mahammed@yahoo.com> wrote:

From: zainab hussein <saynab_mahammed@yahoo.com> Subject: Salams!!!! To: "Kama UK" <kamal.mj89@yahoo.com> Date: Friday, July 4, 2008, 5:11 PM

Asc wr wb hey faruuq ooppps I mean Kamal. Bro I was wondering what you were trying to say about brother umar I didnt understand. Hey are the brothers that came here still involved in giving you guys a hand just wondering???? Can I get Abu Muslims email address??? And let me know if mustaf has one too insha'allah. Insha'allah I will give Miski your number.

Maxa haysaa!!!!! CASE 0:13-cr-00222-MJD Document 26-1 Filed 01/14/14 Page 41 of 44 Page 1 of 1

Subject: Maxa haysaa!!!!! From: zainab hussein Date: Sun, 13 Jul 2008 18:11:30 -0700 (PDT) To: Kama UK

Asalamu Aleykum!!!! Whats up my Mj brother. Akhi I came back to the states last week 4 the mutamar. Nah am just catching up on some few things since I came back. You know to be honest with you I look for a job day in and day out but I dont seem to find any. Walahi I feel really helpless and I just feel guilty whenever I speak to any of you knowing the fact that You guys need support and am not able to do anything. You have asked me a really good question akhi walahi but the answer on how much you can rely on me is not a good one. At the moment am really broke and I cant give you an answer.

Subject: Re: Maxa haysaa!!!!! From: Kamal Mj Date: Sun, 20 Jul 2008 06:26:54 -0700 (PDT) To: saynab_mahammed@yahoo.com

salamu alaykum ukhti, thats no problem walal, you do what u have to do inshallah, we are doing good walahi we would love to get support from you guys but jazakallah for what yall have already done and may Allah guid u sisters, your a good group of siters mashallah i pray you all the best inshallah, mayb one day we will all see each other in Great Deal lol. send my salaams to all the sisters 4 me if u get a chance, and if i may ask, have u herd from the other sisters yusra and them? havent herd from them since school. take care of ur self walal and lets make due for each other inshallah. Xafidakallah.

--- On Mon, 7/14/08, zainab hussein <saynab_mahammed@yahoo.com> wrote:

From: zainab hussein <saynab_mahammed@yahoo.com> Subject: Maxa haysaa!!!!! To: "Kama UK" <kamal.mj89@yahoo.com> Date: Monday, July 14, 2008, 1:11 AM

Asalamu Aleykum!!!! Whats up my Mj brother. Akhi I came back to the states last week 4 the mutamar. Nah am just catching up on some few things since I came back. You know to be honest with you I look for a job day in and day out but I dont seem to find any. Walahi I feel really helpless and I just feel guilty whenever I speak to any of you knowing the fact that You guys need support and am not able to do anything. You have asked me a really good question akhi walahi but the answer on how much you can rely on me is not a good one. At the moment am really broke and I cant give you an answer.

Subject: Whats up my bro?????????? From: zainab hussein Date: Tue, 26 Aug 2008 20:22:15 -0700 (PDT) To: Kama UK

Asalamu Aleykum hey Akhi how are you doing? Long time no heard......Maxa iga dambeyey??? Walahi I miss ya'll man. I heard the good news about kismayo and alhamdulilah all praise is due to allah walahi. Alla ina nasrullahi qarib. I love contacting you guys every time but it doesnt work for me. But Hows everything else. We love hearing from you guys all the time so if you can keep in contact with us either through text or email insha'allah that would be greatly appreciated. Naga ficnaada hadaan anaga xumanay. Lol how do you like my somali. You think I have improved from last time until now??? If were not with you guys there physically our hearts and minds are always with you guys insha'llah. Give our sincere salams to all my dear brothers and start from yourself, dont forget Hoyo. Once again we love you guys for the sake of allah. One day we'll see each other n insha'allah were praying that day comes to us soon. Sorry for the long mail.

Subject: Re: salams From: Kamal Mj Date: Wed, 3 Sep 2008 04:54:31 -0700 (PDT) To: saynab_mahammed@yahoo.com

salamu alaykum sis how are u doin. alxamdulilah about kismayo all praise is due to Allah and i pray alot of other places come next inshallah.... im glad to see ur somali improving coz it realy has since da last time i heard lol, keep it goin like dat and soon ur gonna be teaching me somali inshallah, sis i will send ur salams inshallah and i will try to keep in contact with u guys inshallah, i think e-mail would be gd and if u can txt that would be much better, i think u have my number or u can get it from fadumo and try txt me soon inshallah and i'll do my best tyo keep in touch and i also pray we see u guys soon inshallah may Allah make the test easy for u guys bcoz hijra is a big test and the stronger u r the harder it wil be for u and always remember that Allah tests those he loves so if u see ur self being tested make shukr to Allah. take care of ur self sis and keep in cantact send my salams to all the sisters 4 me inshallah. salam

--- On Wed, 8/27/08, zainab hussein <saynab_mahammed@yahoo.com> wrote:

From: zainab hussein <saynab_mahammed@yahoo.com> To: "Kama UK" <kamal.mj89@yahoo.com> Date: Wednesday, August 27, 2008, 3:22 AM

Asalamu Aleykum hey Akhi how are you doing? Long time no heard Maxa iga dambeyey??? Walahi I miss ya'll man. I heard the good news about kismayo and alhamdulilah all praise is due to allah walahi. Alla ina nasrullahi qarib. I love contacting you guys every time but it doesnt work for me. But Hows everything else. We love hearing from you guys all the time so if you can keep in contact with us either through text or email insha'allah that would be greatly appreciated. Naga ficnaada hadaan anaga xumanay. Lol how do you like my somali. You think I have improved from last time until now??? If were not with you guys there physically our hearts and minds are always with you guys insha'llah. Give our sincere salams to all my dear brothers and start from yourself, dont forget Hoyo. Once again we love you guys for the sake of allah. One day we'll see each other n insha'allah were praying that day comes to us soon. Sorry for the long mail.