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NEW YORK MARINE AND  
GENERAL INSURANCE COMPANY  
355 Lexington Avenue, 9<sup>th</sup> Floor  
New York, New York 10017  
(212) 983-8500

IN THE UNITED STATES DISTRICT COURT  
FOR THE SOUTHERN DISTRICT OF NEW YORK

-----X  
NEW YORK MARINE AND GENERAL  
INSURANCE COMPANY,

Plaintiff,

v.

AL QAIDA A/K/A AL QAEDA;  
EGYPTIAN ISLAMIC JIHAD; ASBAT AL-ANSAR;  
AL GAMA'A AL-ISLAMIYYA A/K/A ISLAMIC  
GAMA'AT; SALAFIST GROUP FOR CALL AND  
COMBAT; LASHKAR-E-JANGHVI;  
LASHKAR-E-TAYYIBA; JEMAAH ISLAMIYA  
ORGANIZATION; HEZBOLLAH A/K/A  
HIZBALLAD; ABU SAYEF GROUP; ALGERIAN  
ARMED ISLAMIC GROUP A/K/A GIA; HAMAS;  
PALESTINE ISLAMIC JIHAD;

THE ISLAMIC REPUBLIC OF IRAN; REPUBLIC OF  
IRAQ; THE REPUBLIC OF SUDAN; SYRIAN ARAB  
REPUBLIC; KINGDOM OF SAUDI ARABIA;

OSAMA BIN LADEN; SAYF AL-ADL A/K/A SAIF  
AL-ADEL; SHAYKH SA'ID A/K/A MUSTAFA  
MUHAMMAD AHMAD; ABU HAFS THE  
MAURITANIAN A/K/A MAHFOUZ OULD AL-  
WALID A/K/A KHALID AL-SHANQITI; IBN AL-  
SHAYKH AL-LIBI; ABU ZUBAYDAH

**CIVIL ACTION NO.  
04 cv 6105 (SHS)**

**COMPLAINT**

**JURY TRIAL DEMANDED**

**ECF CASE**

A/K/A ZAYN AL ABIDIN MUHAMMAD HUSAYN  
TARIQ; ABD AL-HADI AL-IRAQI A/K/A ABU  
ABDULLAH; AYMAN AL ZAWAHIRI; THIRWAT  
SALAH SHIHATA A/K/A MUHAMMAD ALI;  
MUHAMMAD SALAH A/K/A NASR FAHMI NASR  
HASANAYN; MAKHTAB AL-KHIDAMAT A/K/A  
AL-KHIFAF; AL-ITIHAAD AL ISLAMIYA (AIAI);  
ISLAMIC ARMY OF ADEN; WAFI  
HUMANITARIAN ORGANIZATION;  
AL-RASHID TRUST; MAMOUN DARKAZANLI  
IMPORT-EXPORT COMPANY; NURJAMAN  
RIDUAN ISMUDDIN A/K/A HAMBALI;  
MOHAMMED IQBAL ABDURRAHMAN A/K/A/  
ABU JIBRIL; BENEVOLENCE INTERNATIONAL  
FOUNDATION F/K/A LAJNATT AL-BIRR AL-  
ISLAMIAH; BENEVOLENCE INTERNATIONAL  
FUND; BOSANSKA IDEALNA FUTURA; GLOBAL  
RELIEF FOUNDATION A/K/A FOUNDATION  
SECOURS MONDIAL; MOUNIR EL  
MOTASSADEQ; RAMZI BINALSHIBH;  
ZAKARYA ESSABAR; SAID BAHAJI;  
TURKISTAN ISLAMIC MOVEMENT; WA'EL  
HAMZA JULAIDAN A/K/A AL-HASAN AL  
MADANI; ADEL BEN SOLTANE; NABIL  
BENATTIA; YASSINE CHEKKOURI; RIADH  
JELASSI; MENDI KAMMOUN; SAMIR KISHK;  
TAREK BEN HABIB MAAROUFI; ABDEL HALIM  
REMADNA HASED; MANSOUR THAER; LAZHAR  
BEN MOHAMMED TLILI; HABIB WADDANI;  
AKIDA BANK PRIVATE LIMITED; AKIDA  
INVESTMENT CO. LTD.; NASREDDIN GROUP  
INTERNATIONAL HOLDING LTD.; NASCO  
NASREDDIN HOLDING A.S.; NASCOTEX S.A.;  
NASREDDIN FOUNDATION; BA TAQWA FOR  
COMMERCE AND REAL ESTATE COMPANY  
LTD.; MIGA MALAYSIAN SWISS, GULF AND  
AFRICAN CHAMBER; GULF CENTER S.R.L.;  
NASCOSERVICE S.R.L.; NASCO BUSINESS  
RESIDENCE CENTER SAS DI NASREDDIN  
AHMED IDRIS EC; NASREDDIN COMPANY  
NASCO SAS DI AHMED IDRIS NASSNEDDIN EC;  
NADA INTERNATIONAL ANSTALT;  
NASREDDIN INTERNATIONAL GROUP LIMITED  
HOLDING; THE AID ORGANIZATION OF THE  
ULEMA; AHMED IDRIS NASREDDIN; YOUSSEF  
NADA; ABDELKADIR MAHMOUD ES SAYED;

KHALID AL-FAWAZ; ABU HAMZA AL MASRI;  
MOHAMED BEN BELGACEM AOUADI;  
MOKHTAR BOUGHOGHA; TAREK CHARAABI;  
SAMI BEN KHEMAIS ESSID; LASED BEN HENI;  
SOMALIA BRANCH OF THE AL-HARAMAIN  
ISLAMIC FOUNDATION; BOSNIA-HERZEGOVINA  
BRANCH OF AL HARAMAIN ISLAMIC  
FOUNDATION; UMMA TAMEER-E-NAU (UTN);  
BASHIR-UD-DIN MAHMOOD; ABDUL MAJEED;  
S.M. TUFAIL; AL-BARAKAAT; AL TAQWA/NADA  
GROUP;  
AL BARAKA EXCHANGE LLC; AL BARAKAAT  
BANK; AL-BARAKAT BANK OF SOMALIA (BSS);  
AL-BARAKAT FINANCE GROUP; AL-BARAKAT  
FINANCIAL HOLDING CO.; AL-BARAKAT  
GLOBAL TELECOMMUNICATIONS; AL-  
BARAKAT GROUP OF COMPANIES SOMALIA  
LIMITED;  
AL-BARAKAT INTERNATIONAL A/K/A BARACO  
CO.; AL-BARAKAT INVESTMENTS;  
AL-BARAKAT WIRING SERVICE; AL TAQWA  
TRADE, PROPERTY AND INDUSTRY COMPANY  
LIMITED; ASAT TRUST; BANK AL TAQWA  
LIMITED; BARAKA TRADING COMPANY;  
BARAKAAT BOSTON; BARAKAAT  
CONSTRUCTION COMPANY;  
BARAKAAT GROUP OF COMPANIES; BARAKAAT  
INTERNATIONAL; BARAKAAT INTERNATIONAL  
FOUNDATION;  
BARAKAAT INTERNATIONAL, INC.;  
BARAKAAT NORTH AMERICA, INC.;  
BARAKAAT RED SEA TELECOMMUNICATIONS;  
BARAKAAT TELECOMMUNICATIONS CO.  
SOMALIA, LTD.; BARAKAT BANK AND  
REMITTANCES;  
BARAKAT COMPUTER CONSULTING (BCC);  
BARAKAT CONSULTING GROUP (BCG);  
BARAKAT GLOBAL TELEPHONE COMPANY;  
BARAKAT INTERNATIONAL COMPANIES (BICO);  
BARAKAT POST EXPRESS (BPE);  
BARAKAT REFRESHMENT COMPANY;  
BARAKAT WIRE TRANSFER COMPANY;  
BARAKAT TELECOMMUNICATIONS COMPANY  
LIMITED (BTELCO); BARAKO TRADING  
COMPANY, LLC; HEYATUL ULYA; NADA  
MANAGEMENT ORGANIZATION; PARKA

TRADING COMPANY; RED SEA BARAKAT  
COMPANY LIMITED; SOMALIA INTERNATIONAL  
RELIEF ORGANIZATION; SOMALIA INTERNET  
COMPANY; SOMALIA NETWORK AB; YOUSSEF  
M. NADA & CO. GESELLSCHAFT MBH; YOUSSEF  
M. NADA;  
HUSSEIN MAHMUD ABDULLKADIR; ABBAS  
ABDI ALI; ABDI ADULAZIZ ALI; YUSAF AHMED  
ALI; DAHIR UBEIDULLAHI AWEYS; HASSAN  
DAHIR AWEYS; ALI GHALEB HIMMAT; ALBERT  
FREDRICH ARMAND HUBER; AHMED NUR ALI  
JIM'ALE; ABDULLAHI HUSSEIN KAHIE;  
MOHAMMED MANSOUR; ZEINAB MANSOUR-  
FATTAH A/K/A ZEINAB MANSOUR-FATTOUH;  
ABDULLAH AHMED ABDULLAH A/K/A ABU  
MARIAM A/K/A ABU MOHAMED AL-MASRI  
A/K/A SALEH; HAJI ABDUL MANAN AGHA A/K/A  
ABD AL-MAN'AM SAIYID; AL-HAMATI SWEETS  
BAKERIES; MUHAMMAD AL-HAMATI A/K/A  
MOHAMMAD HAMDY SADIQ AL-AHDAL A/K/A  
ABU ASIM AL MAKKI; AMIN AL-HAQ A/K/A DR.  
AMIN AH HAQ A/K/A MUHAMMAD AMIN A/K/A  
DR. AMIN UL-HAQ; SAQAR AL-SADAWI; AHMAD  
SA'ID AL-KADR A/K/A ABU ABD AL RAHMAN  
AL-KANADI; ANAS AL-LIBY A/K/A ANAS AL-  
LIBI A/K/A NAZIM AL-RAGHIE A/K/A NAZIH  
ABDUL HAMED AL-RAGHIE A/K/A ANAS AL-  
SABAI; AHMAD IBRAHIM AL MUGHASSIL A/K/A  
ABU OMRAN A/K/A AHMED IBRAHIM AL-  
MUGHASSIL; ABDELKARIM HUSSEIN  
MOHAMED AL-NASSER; AL-NUR HONEY PRESS  
SHOPS A/K/A AL-NUR HONEY CENTER; YASIN  
AL-QADI A/K/A SHAYKH YASSIN ABDULLAH  
KADI A/K/A YASIN KAHDI; SA'D AL-SHARIF; AL-  
SHIFA' HONEY PRESS FOR INDUSTRY AND  
COMMERCE; IBRAHIM SALIH MOHAMMED AL-  
YACOUB; AHMED MOHAMMED HAMED ALI  
A/K/A AHMED MOHAMMED ABDUREHMAN  
A/K/A ABU FATIMA A/K/A ABU ISLAM A/K/A  
ABU KHADIJAH A/K/A AHMED HAMED A/K/A  
AHMED THE EGYPTIAN A/K/A AHMED AHMED  
A/K/A AHAMAD AL-MASRI A/K/A ABU ISLAM  
AL-SURIR A/K/A AHMED MOHAMMED ALI A/K/A  
HAMED ALI A/K/A AHMED HEMED A/K/A  
AHMED SHIEB A/K/A SHUAIB; ALI ATWA A/K/A  
AMMAR MANSOUR BOUSLIM A/K/A HASSAN

ROSTOM SALIM; MUHSIN MUSA MATWALLI  
ATWAH A/K/A ABDEL RAHMAN A/K/A ABDUL  
RAHMAN A/K/A ABDUL RAHMAN AL-MUHAJIR  
A/K/A MOHAMMED K.A. AL-NAMER; BILAL BIN  
MARWAN; AYADI CHAFIQ BIN MUHAMMAD  
A/K/A BEN MUHAMMAD AIADI A/K/A BEN  
MUHAMMAD AIADY A/K/A BEN MUHAMMAD  
AYADI CHAFIK A/K/A BEN MUHAMMAD AYADI  
SHAFIQ; MAMOUN DARKAZANLI; ALI SAED BIN  
ALI EL HOORIE A/K/A ALI SAED BIN ALI AL-  
HOURI A/K/A ALI SAED BIN ALI EL-HOURI;  
MUSTAFA MOHAMED FADHIL A/K/A ABD AL  
WAKIL AL MASRI A/K/A ABU AL-NUBI A/K/A  
HASSAN ALI A/K/A ABU ANIS A/K/A MOUSTAFA  
ALI ELBISHY A/K/A MUSTAFA MUHAMAD  
FADIL A/K/A MUSTAFA FAZUL A/K/A HUSSEIN  
A/K/A ABU JIHAD A/K/A KHALID A/K/A NU MAN  
A/K/A MUSTAFA MOHAMMED A/K/A ABU  
YUSSRR; AHMED KHALFAN GHAILANI A/K/A  
AHMED THE TANZANIAN A/K/A FOOPIE A/K/A  
FUPI A/K/A ABU BAKR AHMAD A/K/A A. AHMED  
A/K/A ABUBAKAR AHRMED A/K/A ABUBAKAR  
K. AHMED A/K/A ABUBAKAR KHALFAN AHMED  
A/K/A ABUBAKARY K. AHMED A/K/A AHMED  
KHALFAN AHMED A/K/A AHMAD AL TANZANI  
A/K/A AHMED KHALFAN ALI A/K/A ABU BAKR  
A/K/A ABUBAKARY KHALFAN AHMED  
GHAILANI A/K/A AMMED GHAILANI A/K/A  
AHMAD KHALAFAN GHILANI A/K/A  
MAHAFUDH ABUBAKAR AHMED ABDALLAH  
HUSSEIN A/K/A ABU KHABAR A/K/A AHMED  
KHALFAN A/K/A SHARIFF OMAR MOHAMMED;  
RIAD HIJAZI A/K/A ABU-AHMAD AL-AMRIKI  
A/K/A ABU-AHMAD AL-HAWEN A/K/A RASHID  
AL-MAGHRIBI A/K/A ABU-AHMAD AL-SHAHID  
A/K/A M RAED HIJAZI; HASAN IZZ-AL-DIN A/K/A  
AHMED GARBAYA A/K/A SA-ID A/K/A SAMIR  
SALWWAN; JAISH-I-MOHAMMED A/K/A ARMY  
OF MOHAMMED A/K/A TEHRIK-AL-FURQAN;  
JAM'YAH TA'AWUN AL-ISLAMIA A/K/A  
JAM'IYAT AL TA'AWUN AL ISLAMIYYA A/K/A  
JIT A/K/A SOCIETY OF ISLAMIC COOPERATION;  
MUFTI RASHID AHMAD LADEHYANOY A/K/A  
MUFTI RASHEED AHMA A/K/A MUFTI RASHID  
AHMAD LUDHIANVI A/K/A MUFTI RASHID  
AHMAD WADEHYANOY; FAZUL ABDULLAH

MOHAMMED A/K/A FAZUL ABDALLA A/K/A  
FAZUL ADBALLAH A/K/A ABU AISHA A/K/A  
ABU SEIF AL SUDANI A/K/A FADEL ABDALLAH  
MOHAMMED ALI A/K/A ABDALLA FAZUL A/K/A  
ABDALLAH FAZUL A/K/A ABDALLAH  
MOHAMMED FAZUL A/K/A HAROON FAZUL  
A/K/A HARUN FAZUL A/K/A HAROON A/K/A  
FADHIL HAROUN A/K/A HARUN A/K/A ABU  
LUQMAN A/K/A FAZUL MOHAMMED A/K/A  
FAZUL ABDILAH MOHAMMED A/K/A FOUAD  
MOHAMMED A/K/A FADIL ABDALLAH  
MUHAMAD; KHALID SHAIKH MOHAMMED  
A/K/A SALEM ALI A/K/A FAHD BIN ABDALLAH  
BIN KHALID A/K/A ASHRAF REFAAT NABITH  
HENIN A/K/A KHALID ADBUL WADOOD; FAHID  
MOHAMMED ALLY MSALAM A/K/A USAMA AL-  
KINI A/K/A FAHID MOHAMMED ALLY A/K/A  
FAHAD ALLY MSALAM A/K/A FAHID  
MOHAMMED ALI MSALAM A/K/A MOHAMMED  
ALLY MSALAM A/K/A FAHID MOHAMMED ALI  
MUSALAAM A/K/A FAHID MUHAMAD ALI  
SALEM; RABITA TRUST;  
ANSAR AL-ISLAM (AI) A/K/A JUND AL-ISLAM;  
YOUSSEF ABDAOUI A/K/A ABU ABDULLAH  
A/K/A ABDELLAH A/K/A ABDULLAH;  
MOHAMED AMINE AKLI A/K/A SAMIR A/K/A  
KALI SAMI A/K/A ELIAS; MEHREZ AMDOUNI  
A/K/A FABIO FUSCO A/K/A MOHAMMED  
HASSAN A/K/A TUALE ABU; CHIHEB BEN  
MOHAMED AYARI A/K/A ABU HOHEM HICHEM;  
MONDHER BAAZAOU A/K/A HAMZA; LIONEL  
DUMONT A/K/A BILAL A/K/A HAMZA A/K/A  
JACQUES BROUGERE; MOUSSA BEN AMOR  
ESSAADI A/K/A DAH DAH A/K/A  
ABDELRAHMMAN A/K/A BECHIR; RACHID  
FETTAR A/K/A AMINEDEL BELGIO A/K/A  
DJAFFAR; BRAHIM BEN HEDILI HAMAMI;  
KHALIL JARRAYA A/K/A KHALIL YARRAYA  
A/K/A AZIZ BEN NARVAN ABDEL A/K/A AMRO  
A/K/A OMAR A/K/A AMROU A/K/A AMR;  
MOUNIR BEN HABIB JERRAYA A/K/A  
YARRAYA; FAOUZI JENDOUBI A/K/A SAID A/K/A  
SAMIR; FETHI BEN REBAI MNASRI A/K/A AMOR  
A/K/A OMAR ABU A/K/A FETHI ALIC; NAJIB  
OUAZ; AHMED HOSNI RARRBO A/K/A  
ABDALLAH A/K/A ABDULLAH;

NEDAL SALEH A/K/A HITEM; ABDELGHANI  
MZOUZI; GULBUDDIN HEKMATYAR;  
IMAD MUGHNIYEH; MUHAMMAD OMAR A/K/A  
MULLAH MUHAMMED OMAR; ISLAMIC  
PEACEKEEPING INTERNATIONAL BRIGADE;  
SPECIAL PURPOSE ISLAMIC REGIMENT;  
RIYADUS-SALIKHIN RECONNISANCE AND  
SABOTAGE BATTALION OF CHECHEN  
MARTYRS; SHEIKH AHMED SALIM SWEDAN;  
TALIBAN; ABD AL-MUSHIN AL-LIBI; AL-  
HARAMAIN A/K/A AL-HARAMAIN  
FOUNDATION; YAZID SUFAAT; AYMAN AL  
ZAWAHIRI; ZELIM KHAN AHMEDOVIC  
YANDARBIEU;

PRINCESS HAIFA AL-FAISAL; PRINCE BANDAR  
IBN SULTAN; OSAMA BASSNAN; OMAR AL-  
BAYOUMI; FAHAD AL THUMAIRY; WORLD  
ASSEMBLY OF MUSLIM YOUTH; ABDULLAH  
'QASSIM; HASHIM ABDULRAHMAN; JAMAL AL-  
BADAWI A/K/A JAMAL AHMED MOHAMMED;  
MOHAMMED OMAR AL-HARAZI; WALID AL-  
SOUROURI;  
FATHA ADBUL RAHMAN; YASSER AL AZZANI;  
JAMAL BA KHORSH; AHMAD AL-SHINNI; JAMIL  
QASIM SAEED MOHAMMED;  
ABU ABDUL RAHMAN AMIN; MOHAMED  
BAYAZID; SHEIKH OMAR BAKRI MUHAMMAD;  
ABDUL FATTAH ZAMMAR;  
GHASOUB AL ABRASH GHALYOUN A/K/A ABU  
MUSAB; BENSAYAH BELKACEM; SABIR  
LAMAR; WADIH EL-HAGE; WALI KHAN AMIN  
SHAH; ZACARIAS MOUSSAOUI;  
MAULVI ABDUL KABIR; JALIL SHINWARI;  
NOOR JALAL; ABU AGAB; NATIONAL ISLAMIC  
FRONT; HASSAN AL-TURABI;  
IZZ EL-DIN AL SAYED MOHAMED; LASHKAR  
REDAYAN-E-ISLAMI;  
AHMAD SALAH A/K/A SALIM; ABDUL RAHMAN  
KHALED BIN MAHFOUZ; ABDUL RAHMAN  
YASIN; ABDULLAH BIN LADEN;  
ADVICE AND REFORMATION COMMITTEE;  
AFGHAN SUPPORT COMMITTEE; AL KHALEEJIA  
FOR EXPORT PROMOTION AND MARKETING  
COMPANY; ENAAM M. ARNANOUT;  
INTERNATIONAL ISLAMIC RELIEF

ORGANIZATION; INTERNATIONAL INSTITUTE OF ISLAMIC THOUGHT; ISLAMIC CULTURAL INSTITUTE OF MILAN; JAMAL BARZINJI; KHALED BIN MAHFOUZ; MOHAMMED JAMAL KHALIFA; MOHAMMED SALIM BIN MAHFOUZ; MUSLIM WORLD LEAGUE; NATIONAL COMMERCIAL BANK; PRINCE NAYEF BIN ABDULAZIZ AL SAUD; PRINCE SULTAN BIN ABDULAZIZ AL SAUD; RABIH HADDAD; SAAR FOUNDATION; SAUDI SUDANESE BANK; AL SHAMAL ISLAMIC BANK; SHEIKH ABU BDUL AZIZ NAGI; SHEIK ADIL GALIL BATARGY A/K/A ADEL ABDUL JALIL BATTERJEE; SULEIMAN ABDEL AZIZ AL RAJHI; TABA INVESTMENTS; TANZANITE KING; ULEMA UNION OF AFGHANISTAN; WADI AL AQIQ; INFOCUS TECH OF MALAYSIA; AL-SHAYKH AL-IRAQI; AZZAM SERVICE CENTER; ABU HAJER AL IRAQI; AL-HIJRAH CONSTRUCTION AND DEVELOPMENT LIMITED; GUM ARABIC COMPANY LIMITED; AL SHAMAL FOR INVESTMENT AND DEVELOPMENT; SALEH ABDULLAH KAMEL; AL BARAKA INVESTMENT AND DEVELOPMENT; SAUDI DALLAH AL BARAKA GROUP LLC; ISLAMIC INVESTMENT COMPANY OF THE GULF; DAR-AL-MAAL AL ISLAMI; AL-BIR SAUDI ORGANIZATION; MOHAMMAD S. MOHAMMAD; TADAMON ISLAMIC BANK; MUSTASIM ABDEL-RAHIM; NATIONAL FUND FOR SOCIAL INSURANCE; ABDUL-RAHIM MOHAMMED HUSSEIN; AL AMN AL-DAKHILI; AL AMN AL-KHARIJI; ABD AL SAMAD AL-TA'ISH; MOHAMED SADEEK ODEH; ABDEL BARRY; DR. MAHDI CHAMRAN SAVEHI; MOHAMMED SARKAWI; AL TAWHID; HAJI MOHAMAD AKRAM; ABDALLAH OMAR; UMAR FARUQ; ABD AL-RAHIM AL-NASHIRI; TURKI AL FAISAL BIN ABDULAZIZ AL SAUD A/K/A PRINCE TURKI; PRINCE ABDULLAH AL FAISAL BIN ABDULAZIZ AL SAUD A/K/A PRINCE ABDULLAH; PRINCE SALMAN BIN ABDUL AZIZ AL SAUD A/K/A PRINCE SALMAN; ZOUAYDI A/K/A MUHAMMED GALEB KALAJE ZOAAAYDI A/K/A ABU TALHA; MULLAH KAKSHAR; ARAFAT EL-ASAHI;



HAYDAR MOHAMED BIN LADEN; MOHAMMED BIN ABDULRAHMAN AL ARIEFY; FAISAL GROUP HOLDING COMPANY; AL FAISALIAH GROUP;  
BASHSH HOSPITAL; MUSHAYT FOR TRADING ESTABLISHMENT; ABDULLAH BIN ABDUL MUHSEN AL TURKI A/K/A AL TURKI; SAUDI HIGH COMMISSION FOR RELIEF TO BOSNIA A/K/A THE SAUDI HIGH RELIEF COMMISSION; ABDUL AZIZ BIN IBRAHIM AL IBRAHIM; AL ANWA USA, INC.; HELP AFRICAN PEOPLE; IBRAHIM BIN ABDUL AZIZ AL IBRAHIM FOUNDATION; MERCY INTERNATIONAL RELIEF AGENCY; ISLAMIC MOVEMENT OF UZBEKISTAN; SAUDI BIN LADEN GROUP A/K/A BIN LADEN CORPORATION A/K/A BIN LADEN INTERNATIONAL; BAKR M. BIN LADEN; SALEH GAZAZ; MOHAMMED BAHARETH; ABDULLAH BIN SAID; MOHAMMED NUR RAHMI; TAREK M. BIN LADEN; OMAR M. BIN LADEN; MOHAMMED BIN LADEN ORGANIZATION; YESLAM M. BIN LADEN; GLOBAL DIAMOND RESOURCES, INC.; HUMAN CONCERN INTERNATIONAL; TALAL MOHAMMED BADKOOK; DR. MOHAMAN ALI ELGARI; NEW DIAMOND HOLDINGS; M.M. BADKOOK COMPANY FOR CATERING & TRADING; AL-MUSTAQBAL GROUP; NATIONAL MANAGEMENT CONSULTANCY CENTER; AL-RAJHI BANKING & INVESTMENT CORPORATION; SALEH ABDULAZIZ AL-RAJHI; ABDULLAH SULAIMAN AL-RAJHI; KHALID SULAIMAN AL-RAJHI; AL-WATANIA POULTRY; MAR JAC POULTRY, INC.; MAR-JAC INVESTMENTS, INC.; PIEDMONT POULTRY; SNCB CORPORATE FINANCE LIMITED; SNCB SECURITIES LIMITED IN LONDON; SNCB SECURITIES LIMITED IN NEW YORK; SAUDI ECONOMIC AND DEVELOPMENT COMPANY; ZAKAT COMMITTEE; RED CRESCENT SAUDI COMMITTEE; BLESSED RELIEF FOUNDATION; ABDULKARIM KHALED UUSUF ABDULLA; ABDULRAHMAN BIN KHALID BIN MAHFOUZ; MOHAMED HISHAM BIN HAIRI; HEZB-E-ISLAMI; SAIF AL ISLAM EL MASRY; SYED SULEMAN AHMER; MAZIN M.H. BAHARETH; SHAHIR ABDULRAOOF BATTERJEE; ZAHIR H. KAZMI;

MUZAFFAR KHAN; SOLIMAN J. KHUDEIRA;  
JAMAL NYRABEH; AHMAD AJAJ; SUCCESS  
FOUNDATION; ABDULRAHMAN ALAMOUDI;  
AMERICAN MUSLIM FOUNDATION; MOHAMED  
OMEISH; DR. ADNAN BASHA;  
MAHMOUD JABALLAH; MORO ISLAMIC  
LIBERATION FRONT; MOHAMMED KHATIB;  
SAUDI JOINT RELIEF COMMITTEE; TAIBAH  
INTERNATIONAL AID ASSOCIATION;  
ISLAMIC AFRICAN RELIEF AGENCY; TARIK  
HAMDI; FAZEH AHED; SANABIL AL-KHAIR;  
SANA-BELL, INC.; SANABEL AL-KHEER, INC.;  
KHALED NOURI; ABDULLAH M. AL-MAHDI;  
TAREQ M. AL-SWAIDAN; ABDUL AL-MOSLAH;  
SALAH BADAHDH; HASSAN A.A. BAHFZALLAH;  
M. YAQUB MIRZA;  
IHAB ALI; SAMIR SALAH; IBRAHIM  
HASSABELLA; HISHAM AL-TALIB; ABU  
SULAYMAN; AHMED TOTONJI; IQBAL YUNUS;  
M. OMAR ASHRAF A/K/A MUHAMMAD ASHRAF;  
MOHAMMED JAGHLIT; SHERIF CEDKY;  
AFRICAN MUSLIM AGENCY; ARADI, INC.;  
GROVE CORPORATE, INC.; HERITAGE  
EDUCATION TRUST; MENA CORPORATION;  
RESTON INVESTMENTS, INC.; SAFA TRUST;  
STERLING CHARITABLE GIFT FUND; STERLING  
MANAGEMENT GROUP; YORK FOUNDATION;  
NATIONAL DEVELOPMENT BANK; DALLAH  
AVCO TRANS ARABIA CO. LTD.; MASJED AL  
MADINAH AL MUNAWARAH A/K/A MASJID AL  
MADINAH AL MUNAWARAH; AL-AQSA ISLAMIC  
BANK; AQEEL ABDULAZIZ AL AQEEL;  
MANSOURI AL-KADI; SOLIMAN H.S. AL-BUTHE;  
PEROUZ SEDA GHATY A/K/A PIROUZ SEDA  
GHATY A/K/A PETE SEDA; AHMED IBRAHIM AL  
NAJJAR; ADEL MUHAMMAD SADIQ BIN KAZEM;  
SAUDI AMERICAN BANK; ABDULAZIZ BIN  
HAMAD A/K/A ABDULAZIZ BIN HAMAD AL  
GOSAIBI; DR. KHALIL A. KORDI; RASHID M. AL  
ROMAIZAN; SAUDI CEMENT COMPANY;  
OMAR SULAIMAN AL-RAJHI; ARAB CEMENT  
COMPANY; MOHAMMED CHEHADE; HAZEM  
RAGAB; MOHAMMED ALCHURBAJI; MUSTAFA  
AL-KADIR; ABU AL-MAID; SULAIMAN AL-ALI;  
ABDULLAH BIN SALEH AL-OBAID; TAHA JABER  
AL-ALWANI;

IBRAHIM S. ABDULLAH; MOHAMMAD BIN FARIS; DR. MAHMOUD DAKHIL; DR. ABDUL RAHMAN AL SWAILEM; DELTA OIL COMPANY, LTD.; ARAB BANK, PLC; DUBAI ISLAMIC BANK; ARY GROUP; ISLAMIC CULTURAL CENTER OF GENEVA A/K/A GENEVA ISLAMIC CENTER; HANI RAMADAN; THE COMMITTEE FOR THE DEFENSE OF LEGITIMATE RIGHTS; MUSTAF AHMED AL-HISAWI A/K/A SHEIK SAEED; IMAD EDDIN BARAKAT YARKAS A/K/A ABU DAHDAH; MUHAMMAD GALEB KALAJE ZUOAYDI A/K/A ABU TALHA; BASSAM DALATI SATUT; ABDALRAHMAN ALARNOUT ABU ALJER A/K/A ABU OBED; MOHAMMED KHAIR AL SAQQA A/K/A ABU AL DARDA; MOHAMMED ALI SAYED MUSHAYT; MOHAMMED HUSSEIN AL-AMOUDI; ABU QATADA AL-FILISTINI A/K/A ABU ISMAIL A/K/A ABU UMAR A/K/A ABU OMAR OMAR A/K/A ABU UMAR TAKFIRI A/K/A ABU UMAR UMAR A/K/A ALI SAMMAN UTHMAN A/K/A OMAR MAHMOUD UTHMAN A/K/A UMAR UTHMAN; YASSIR AL-SIRRI A/K/A AMMAR; MOHAMMED AL MASSARI; LUJAIN AL-IMAN; ZIYAD KHALEEL; IBRAHIM BAH; MAMDOUH MAHMUD SALIM A/K/A ABU HAJER AL IRAQI; ABDULLAH SAMIL BAHMADAN; ESSAM AL RIDI; OMAR ABU OMAR; MOHAMMED ALI HASAN AL MOAYAD; AL FAROOQ MOSQUE; YOUSEF JAMEEL; IBRAHIM MOHAMMED AFANDI; MOHAMMED BIN ABDULLAH AL-JOMAITH; ABDULRAHMAN HASSAN SHARBATLY; SALAHUDDIN ABDULJAWAD; AHMED ZAKI YAMANI A/K/A AHMAD TURKI YAMANI; AHMAD AL HARBI; MOHAMMED AL-ISSAI A/K/A MOHAMMED AL ISSAEI; HAMAD HUSSAINI; ABU RIDA AL SURI A/K/A MOHAMMED LOAY BAYAZID; SAUDI RED CRESCENT ASSOCIATION; AHMED BRAHIM; ABU MUSAB AL-ZARQAWI A/K/A ABU MUSAB ZARQAWI; ABU IBRAHIM AL-MASRI; DAR AL MAAL AL ISLAMI TRUST; DMI ADMINISTRATIVE SERVICES, S.A.; ISLAMIC ASSEMBLY OF NORTH AMERICA; SALMAN AL-OUUDA; SAFAR AL-HAWALI;

SALEH AL-HUSSAYEN; SAMI OMAR AL-HUSSAYEN; MOHAMMED J. FAKIHI; QUEEN CITY CIGARETTES AND CANDY; AGUS BUDIMAN; AL-BARAKA BANKCORP, INC.; AHMED RESSAM; FAHD AL-QUSIA; TAWFIQ BIN ATASH A/K/A KHALLAD; MULLAH KAKSHAR; SAUDI INVESTMENT COMPANY; TARIK RAMANDAN; PTECH, INC.; MUSTAFA MOHAMMED AHMAD A/K/A SKEIK SAEED; REVOLUTIONARY UNITED FRONT; GLOBAL JIHAD FUNDS; SAMI AL-ARIAM and SADAM HUSSEIN,

Defendants.

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Plaintiff NEW YORK MARINE AND GENERAL INSURANCE COMPANY (“NYMAGIC”), by and through their attorneys, BROWN GAVALAS & FROMM LLP, complaining of the above-captioned defendants, does hereby allege upon information and belief the following:

### **PARTIES**

#### **Plaintiff**

1. NYMAGIC, is an insurance company duly qualified and existing under the laws of the State of New York, and doing business in this jurisdiction through its managing general agent, Mutual Marine Offices, Inc., at 919 Third Avenue, New York, New York 10022.

#### **Defendants Foreign Terrorist Organizations**

2. Defendant, al Qaida a/k/a al Qaeda, is a designated Foreign Terrorist Organization (“FTO”), pursuant to §219 of the Immigration and Nationality Act, as amended by the Anti-terrorism and Effective Death Penalty Act of 1996. Established by defendant, Osama bin Laden, in the late 1980’s, al Qaida is a global network of several thousand terrorist

cells, members, associates and supporters, dedicated to the establishment of a pan-Islamic Caliphate throughout the world. The network's strength is reinforced by its ties to other FTOs, extremist organizations and sympathetic individuals and State Sponsors. Al Qaida frequently functions through, in concert with, or with the support of, the terrorist organizations and groups that operate under its umbrella or with its support. In February 1998, al Qaida issued a fatwa under the banner "the World Islamic Front for Jihad Against Jews and Crusaders," saying it was the duty of all Muslims to kill United States citizens - civilian or military - and their allies everywhere.

3. Defendant, Egyptian Islamic Jihad, is a designated FTO, pursuant to §219 of the Immigration and Nationality Act, as amended by the Anti-terrorism and Effective Death Penalty Act of 1996. Egyptian Islamic Jihad operates in concert, conspires, exchanges material support and resources, and is otherwise affiliated with al Qaida. Defendant, Ayman al-Zawahiri, a prominent leader of Egyptian Islamic Jihad, has served as a member of al Qaida's leadership council, known as the shura, since al Qaida's inception. According to the United States government, Egyptian Islamic Jihad merged with al Qaida at some point prior to June 2001, but retains the capacity to commit acts of international terrorism independently.

4. Defendant, Asbat al-Ansar, is a designated FTO, pursuant to §219 of the Immigration and Nationality Act, as amended by the Anti-terrorism and Effective Death Penalty Act of 1996. Asbat al-Ansar operates in concert, conspires, exchanges material support and resources, and is otherwise affiliated with al Qaida.

5. Defendant, Al Gama'a al-Islamiyya a/k/a Islamic Gama'at, is a designated FTO, pursuant to §219 of the Immigration and Nationality Act, as amended by the Anti-terrorism and Effective Death Penalty Act of 1996. Al Gama'a al-Islamiyya operates in

concert, conspires, exchanges material support and resources, and is otherwise affiliated with al Qaida. A senior official of Al Gama'a al-Islamiyya signed al Qaida's February 1998 fatwa calling for attacks against the United States.

6. Defendant, Salafist Group for Call and Combat, is a designated FTO, pursuant to §219 of the Immigration and Nationality Act, as amended by the Antiterrorism and Effective Death Penalty Act of 1996. Salafist Group for Call and Combat operates in concert, conspires, exchanges material support and resources, and is otherwise affiliated with al Qaida.

7. Defendant, Lashkar-e-Janghvi, is a designated FTO, pursuant to §219 of the Immigration and Nationality Act, as amended by the Anti-terrorism and Effective Death Penalty Act of 1996. Lashkar-e-Janghvi operates in concert, conspires, exchanges material support and resources, and is otherwise affiliated with al Qaida.

8. Defendant, Lashkar-e-Tayyiba, is a designated FTO, pursuant to §219 of the Immigration and Nationality Act, as amended by the Anti-terrorism and Effective Death Penalty Act of 1996. Lashkar-e-Tayyiba operates in concert, conspires, exchanges material support and resources, and is otherwise affiliated with al Qaida.

9. Defendant, Jemaah Islamiya Organization, is a designated FTO, pursuant to §219 of the Immigration and Nationality Act, as amended by the Anti-terrorism and Effective Death Penalty Act of 1996. Jemaah Islamiya Organization operates in concert, conspires, exchanges material support and resources, and is otherwise affiliated with al Qaida.

10. Defendant, Hezbollah a/k/a Hizballad, is a designated FTO, pursuant to §219 of the Immigration and Nationality Act, as amended by the Anti-terrorism and Effective Death Penalty Act of 1996. Hezbollah operates in concert, conspires, exchanges material

support and resources, and is otherwise affiliated with al Qaida. The relationship between Hezbollah and al Qaida was forged during meetings between Osama bin Laden and defendant, Imad Mughniyeh, Hezbollah's chief of operations, and has included coordination on explosives and tactics training, money laundering, weapons smuggling and acquisition of forged identification documents. According to United States intelligence officials, Hezbollah operates under the direction, and by virtue of the direct license, of the Iranian and Syrian governments. Hezbollah is, in effect, an agency and instrumentality of the Iranian and Syrian governments.

11. Defendant, Abu Sayef Group, is a designated FTO, pursuant to §219 of the Immigration and Nationality Act, as amended by the Anti-terrorism and Effective Death Penalty Act of 1996. Abu Sayef Group operates in concert, conspires, exchanges material support and resources, and is otherwise affiliated with al Qaida.

12. Defendant, Algerian Armed Islamic Group a/k/a GIA, is a designated FTO, pursuant to §219 of the Immigration and Nationality Act, as amended by the Antiterrorism and Effective Death Penalty Act of 1996. Algerian Armed Islamic Group operates in concert, conspires, exchanges material support and resources, and is otherwise affiliated with al Qaida.

13. Defendant, HAMAS, is a designated FTO, pursuant to §219 of the Immigration and Nationality Act, as amended by the Anti-terrorism and Effective Death Penalty Act of 1996. HAMAS operates in concert, conspires, exchanges material support and resources, and is otherwise affiliated with al Qaida.

14. Defendant, Palestine Islamic Jihad, is a designated FTO, pursuant to §219 of the Immigration and Nationality Act, as amended by the Anti-terrorism and Effective Death

Penalty Act of 1996. Palestine Islamic Jihad operates in concert, conspires, exchanges material support and resources, and is otherwise affiliated with al Qaida.

### **Defendants Foreign States**

15. Defendant, The Islamic Republic of Iran (“Iran”), is a foreign state within the meaning of 28 U.S.C. §1603(a), and a designated State Sponsor of terrorism pursuant to the Export Administration Act of 1979 and the Foreign Assistance Act of 1961.

16. Iran has long provided material support and resources to al Qaida. According to United States intelligence reports, the relationship between Iran and al Qaida dates to the early 1990’s, when al Qaida officials met with Iranian intelligence officials to establish an anti-American partnership.

17. According to the U.S. government, Iran has harbored, and continues to harbor, senior members of the al Qaida terrorist network. Iran permits those al Qaida operatives to use the cloak of Iran’s state sovereignty to shield al Qaida’s operations, including the recruitment of new members, training of terrorist cells, and coordination, planning and funding of terrorist attacks throughout the world.

18. In addition to its extensive direct support of al Qaida, Iran has long provided material support and resources to Egyptian Islamic Jihad, Salafist Group for Call and Combat and Hezbollah. As set forth above, Hezbollah is, in effect, an agency and instrumentality of the Iranian government.

19. By virtue of its merger with Egyptian Islamic Jihad, and affiliation with Salafist Group for Call and Combat and Hezbollah, al Qaida has materially benefited from Iran’s sponsorship of those FTOs. Indeed, according to the testimony of Ali Mohamed, a



U.S. green beret who pleaded guilty to conspiring with defendant Osama bin Laden to bomb U.S. embassies in Africa, Iran used Hezbollah to supply explosives and explosives training to al Qaida operatives.

20. Defendant, Republic of Iraq (“Iraq”), is a foreign state within the meaning of 28 U.S.C. §1603(a), and a designated State Sponsor of terrorism pursuant to the Export Administration Act of 1979 and the Foreign Assistance Act of 1961.

21. Iraq has long provided material support and resources to al Qaida, including training in document forgery, bomb making and poison and gas production.

22. According to the U.S. government, Iraq has harbored senior members of the al Qaida terrorist network. Iraq permitted those al Qaida operatives to use the cloak of Iraq’s state sovereignty to shield al Qaida’s operations, including the recruitment of new members, training of terrorist cells, and coordination, planning and funding of terrorist attacks throughout the world.

23. At all times material hereto, Iraq operated terrorist training camps within its borders, at which defendant Iraq provided training to members of various terrorist organizations, including members of the al Qaida terrorist network. One such camp was equipped with a commercial airliner fuselage, used by defendant Iraq to train terrorist operatives, including al Qaida members, in highjacking techniques and procedures.

24. Defendant, The Republic of Sudan (“Sudan”), is a foreign state within the meaning of 28 U.S.C. §1603(a), and a designated State Sponsor of terrorism pursuant to the Export Administration Act of 1979 and the Foreign Assistance Act of 1961. Sudan maintains an Embassy within the United States at 2210 Massachusetts Avenue, N.W., Washington, D.C. 20008-2831.

25. Sudan has long provided material support and resources to al Qaida. According to the United States government, Sudan's support of al Qaida has included paramilitary training, indoctrination, money, travel documentation, safe passage and refuge in Sudan.
26. Sudan openly harbored defendant, Osama bin Laden, and many top al Qaida lieutenants between 1991 and 1996. During that time, the Sudanese government permitted defendant, Osama bin Laden, to establish al Qaida training camps, set up front companies to move assets and generate new revenues, and to use the cloak of Sudan's state sovereignty to shield al Qaida's operations.
27. In 1996, the Sudanese government permitted defendant, Osama bin Laden, to move to Afghanistan, where he was welcomed as an honored guest of the ruling Taliban government, rather than surrendering him to international authorities for prosecution.
28. Sudan continues to harbor members of the al Qaida terrorist network, as well as members of affiliated FTOs, and has recently permitted al Qaida and other associated terrorist organizations to re-establish training camps within Sudan, and to otherwise use Sudan as a base to organize their operations and support compatriots elsewhere.
29. In addition to its extensive direct support of al Qaida, Sudan has long provided material support and resources to defendants Egyptian Islamic Jihad and Hezbollah.
30. By virtue of its merger with Egyptian Islamic Jihad, and affiliation with Hezbollah, al Qaida has materially benefited from Sudan's sponsorship of those FTOs.
31. Defendant, Syrian Arab Republic ("Syria"), is a foreign state within the meaning of 28 U.S.C. §1603(a), and a designated State Sponsor of terrorism pursuant to the Export Administration Act of 1979 and the Foreign Assistance Act of 1961.

32. Syria has long provided material support and resources to defendant Hezbollah. According to the U.S. government, Syria has provided safe haven, financial and logistical assistance, training facilities and political support for Hezbollah. In addition, Syria has for many years facilitated weapons shipments from Iran to Hezbollah. As set forth above, Hezbollah is, in effect, an agency and instrumentality of the Syrian government.

33. By virtue of its affiliation with Hezbollah, al Qaida has materially benefited from Syria's sponsorship of that FTO.

34. Between 1992 and 2003, Syria continually purchased crude oil from defendant Iraq, in violation of United Nations Security Council resolutions and sanctions programs designed to inhibit Iraq's ability to use funds derived from the sale of Iraq's natural resources to promote international terrorism and pursue the development of weapons of mass destruction. Through its state controlled bank, Syria assisted Iraq in laundering revenues realized by Iraq through the illegal oil sales, and through other illicit activities.

35. Syria's violations of the United Nations Security Council resolutions and sanctions programs, as described above, enabled Iraq to maintain and expand its terrorist sponsorship programs, including its provision of material support and resources to al Qaida and affiliated FTOs, persons, organizations, commercial entities and other parties.

36. Syria knew, or should have known, that al Qaida and affiliated FTOs, persons, organizations, commercial entities and other parties would materially benefit from Syria's illegal crude oil purchases from Iraq, and from the assistance Syria provided to Iraq in laundering revenues from the illegal oil sales and other illicit activities.

37. Defendant, Kingdom of Saudi Arabia (“Saudi Arabia”), is a foreign state within the meaning of 28 U.S.C. §1603(a). Saudi Arabia maintains an Embassy within the United States at 601 New Hampshire Avenue, N.W., Washington, D.C. 20037.

38. Saudi Arabia has long provided material support and resources to al Qaida, including financial and logistical assistance.

39. According to intelligence experts and officials of the U.S. government, Saudi Arabia has channeled literally millions of dollars to al Qaida, predominantly through various Saudi based “charities” under the government’s effective control, including defendants, Muslim World League, Al Haramain Foundation, International Islamic Relief Organization (“IIRO”), Benevolence International Foundation f/k/a Lajnat Al-Bir Al-Islamiah, Blessed Relief Foundation, Rabita Trust and World Assembly of Muslim Youth.

40. During a July 31, 2003 hearing before the Senate Committee on Governmental Affairs regarding terrorism financing, Dr. Dore Gold, the former Israeli Ambassador to the United Nations, confirmed the Saudi government’s control over several based “charities” responsible for funding al Qaida, stating as follows:

[I]t would be incorrect to view these charities as purely non-governmental organizations. ... [A]t the apex of each organization’s board is a top Saudi official. The Saudi Grand Mufti, who is also a Saudi cabinet member, chairs the Constituent Council of the Muslim World League. The Saudi Minister of Islamic Affairs chairs the Secretariat of the World Assembly of Muslim Youth and the Administrative Council of al-Haramain. All three organizations have received large charitable contributions from the Saudi royal family that have been detailed in Saudi periodicals.

41. Despite its express awareness, for several years prior to September 11, 2001, that Saudi “charities” were funneling contributions to al Qaida and other terrorist causes, Saudi Arabia continued to donate enormous sums of money to those organizations. Saudi

Arabia knew, or should have known, that al Qaida and affiliated FTOs, persons, organizations, commercial entities and other parties would materially benefit from those contributions, and use the funds received from those “charities” to finance terrorist attacks against the United States, its nationals and allies.

42. Despite its express awareness, for several years prior to September 11, 2001, that Saudi “charities” were funneling contributions to al Qaida and other terrorist causes, Saudi Arabia failed to take appropriate and necessary steps to regulate those “charities” and otherwise prevent them from continuing to finance terrorism, in violation of its obligations under United Nations Security Council Resolutions 49/60, 1269, 1333 and 1363.

43. Saudi Arabia knew, or should have known, that al Qaida and affiliated FTOs, persons, organizations, commercial entities and other parties would materially benefit from Saudi Arabia’s failure to take appropriate and necessary steps to regulate the “charities” which were funneling contributions to al Qaida and otherwise prevent those “charities” from continuing to finance terrorism.

**Defendants Designated Supporters, Sponsors, and Affiliates of Al Qaida and FTO’s**

44. Defendants, Osama bin Laden; Sayf al-Adl a/k/a Saif al-Adel; Shaykh Sa’id a/k/a Mustafa Muhammad Ahmad; Abu Hafs the Mauritanian a/k/a Mahfouz Ould al-Walid a/k/a Khalid al-Shanqiti; Ibn al-Shaykh al-Libi; Abu Zubaydah a/k/a Zayn al Abidin Muhammad Husayn Tariq; Abd al-Hadi al-Iraqi a/k/a Abu Abdullah; Ayman al-Zawahiri; Thirwat Salah Shihata a/k/a Muhammad Ali; Muhammad Salah a/k/a Nasr Fahmi Nasr Hasanayn; Makhtab al-Khidamat a/k/a Al-Khifaf; Al-Itihaad al-Islamiya (AIAI); Islamic

Army of Aden; Wafa Humanitarian Organization; Al-Rashid Trust; Mamoun Darkazanli  
Import-Export Company; Nurjaman Riduan Ismuddin a/k/a Hambali; Mohammed Iqbal  
Abdurrahman a/k/a/ Abu Jibril; Benevolence International Foundation f/k/a Lajnatt al-Birr al-  
Islamiah; Benevolence International Fund; Bosanska Idealna Futura; Global Relief  
Foundation a/k/a Foundation Secours Mondial; Mounir El Motassadeq; Ramzi Binalshibh;  
Zakarya Essabar; Said Bahaji; Turkistan Islamic Movement; Wa'el Hamza Julaidan a/k/a Al-  
Hasan al Madani; Adel Ben Soltane; Nabil Benattia; Yassine Chekkouri; Riadh Jelassi; Mendi  
Kammoun; Samir Kishk; Tarek Ben Habib Maaroufi; Abdel Halim Remadna Hased; Mansour  
Thaer; Lazhar Ben Mohammed Tlili; Habib Waddani; Akida Bank Private Limited; Akida  
Investment Co. Ltd.; Nasreddin Group International Holding Ltd.; Nasco Nasreddin Holding  
A.S.; Nascotex S.A.; Nasreddin Foundation; BA Taqwa for Commerce and Real Estate  
Company Ltd.; Miga - Malaysian Swiss, Gulf and African Chamber; Gulf Center S.R.L.;  
Nascoservice S.R.L.; Nasco Business Residence Center SAS Di Nasreddin Ahmed Idris EC;  
Nasreddin Company Nasco SAS Di Ahmed Idris Nassneddin EC; Nada International Anstalt;  
Nasreddin International Group Limited Holding; The Aid Organization of the Ulema; Ahmed  
Idris Nasreddin; Youssef Nada; Abdelkadir Mahmoud Es Sayed; Khalid Al-Fawaz; Abu  
Hamza Al-Masri; Mohamed Ben Belgacem Aouadi; Mokhtar Boughougha; Tarek Charaabi;  
Sami Ben Khemais Essid; Lased Ben Heni; Somalia Branch of the Al-Haramain Islamic  
Foundation; Bosnia-Herzegovina Branch of Al-Haramain Islamic Foundation; Umma  
Tameer-E-Nau (UTN); Bashir-Ud-Din Mahmood; Abdul Majeed; S.M. Tufail; Al-Barakaat;  
Al Taqwa/Nada Group; Al Baraka Exchange LLC; Al Barakaat Bank; Al-Barakat Bank of  
Somalia (BSS); Al-Barakat Finance Group; Al-Barakat Financial Holding Co.; Al-Barakat  
Global Telecommunications; Al-Barakat Group of Companies Somalia Limited; Al-Barakat

International a/k/a Baraco Co.; Al-Barakat Investments; Al-Barakat Wiring Service; Al Taqwa Trade, Property and Industry Company Limited; ASAT Trust; Bank al Taqwa Limited; Baraka Trading Company; Barakaat Boston; Barakaat Construction Company; Barakaat Group of Companies; Barakaat International; Barakaat International Foundation; Barakaat International, Inc.; Barakaat North America, Inc.; Barakaat Red Sea Telecommunications; Barakaat Telecommunications Co. Somalia, Ltd.; Barakat Bank and Remittances; Barakat Computer Consulting (BCC); Barakat Consulting Group (BCG); Barakat Global Telephone Company; Barakat International Companies (BICO); Barakat Post Express (BPE); Barakat Refreshment Company; Barakat Wire Transfer Company; Barakat Telecommunications Company Limited (BTELCO); Barako Trading Company, LLC; Heyatul Ulya; Nada Management Organization; Parka Trading Company; Red Sea Barakat Company Limited; Somalia International Relief Organization; Somalia Internet Company; Somalia Network AB; Youssef M. Nada & Co. Gesellschaft MBH; Youssef M. Nada; Hussein Mahmud Abdulkadir; Abbas Abdi Ali; Abdi Adulaziz Ali; Yusaf Ahmed Ali; Dahir Ubeidullahi Aweys; Hassan Dahir Aweys; Ali Ghaleb Himmat; Albert Fredrich Armand Huber; Ahmed Nur Ali Jim'ale; Abdullahi Hussein Kahie; Mohammed Mansour; Zeinab Mansour-Fattah a/k/a Zeinab Mansour-Fattouh; Abdullah Ahmed Abdullah a/k/a Abu Mariam a/k/a Abu Mohamed Al-Masri a/k/a Saleh; Haji Abdul Manan Agha a/k/a Abd Al-Man'am Saiyid; Al-Hamati Sweets Bakeries; Muhammad Al-Hamati a/k/a Mohammad Hamdi Sadiq Al-Ahdal a/k/a Abu Asim Al-Makki; Amin Al-Haq a/k/a Dr. Amin Ah Haq a/k/a Muhammad Amin a/k/a Dr. Amin Ul-Haq; Saqar Al-Sadawi; Ahmad Sa'id Al-Kadr a/k/a Abu Abd Al-Rahman Al-Kanadi; Anas Al-Liby a/k/a Anas Al-Libi a/k/a Nazim Al-Raghie a/k/a Nazih Abdul Hamed Al-Raghie a/k/a Anas Al-Sabai; Ahmad Ibrahim Al- Mughassil a/k/a Abu

Omran a/k/a Ahmed Ibrahim Al-Mughassil; Abdelkarim Hussein Mohamed Al-Nasser; Al-Nur Honey Press Shops a/k/a Al-Nur Honey Center; Yasin Al-Qadi a/k/a Shaykh Yassin Abdullah Kadi a/k/a Yasin Kahdi; Sa'd Al-Sharif; Al-Shifa' Honey Press for Industry and Commerce; Ibrahim Salih Mohammed Al-Yacoub; Ahmed Mohammed Hamed Ali a/k/a Ahmed Mohammed Abdurehman a/k/a Abu Fatima a/k/a Abu Islam a/k/a Abu Khadijah a/k/a Ahmed Hamed a/k/a Ahmed the Egyptian a/k/a Ahmed Ahmed a/k/a Ahamad Al-Masri a/k/a Abu Islam Al-Surir a/k/a Ahmed Mohammed Ali a/k/a Hamed Ali a/k/a Ahmed Hemed a/k/a Ahmed Shieb a/k/a Shuaib; Ali Atwa a/k/a Ammar Mansour Bouslim a/k/a Hassan Rostom Salim; Muhsin Musa Matwalli Atwah a/k/a Abdel Rahman a/k/a Abdul Rahman a/k/a Abdul Rahman Al-Muhajir a/k/a Mohammed K.A. Al-Namer; Bilal Bin Marwan; Ayadi Chafiq Bin Muhammad a/k/a Ben Muhammad Aiadi a/k/a Ben Muhammad Aiady a/k/a Ben Muhammad Ayadi Chafik a/k/a Ben Muhammad Ayadi Shafiq; Mamoun Darkazanli; Ali Saed Bin Ali El-Hoorie a/k/a Ali Saed Bin Ali Al-Houri a/k/a Ali Saed Bin Ali El-Houri; Mustafa Mohamed Fadhil a/k/a Abd Al Wakil Al Masri a/k/a Abu Al-Nubi a/k/a Hassan Ali a/k/a Abu Anis a/k/a Moustafa Ali Elbishy a/k/a Mustafa Muhamad Fadil a/k/a Mustafa Fazul a/k/a Hussein a/k/a Abu Jihad a/k/a Khalid a/k/a Nu Man a/k/a Mustafa Mohammed a/k/a Abu Yussrr; Ahmed Khalfan Ghailani a/k/a Ahmed the Tanzanian a/k/a Foopie a/k/a Fupi a/k/a Abu Bakr Ahmad a/k/a A. Ahmed a/k/a Abubakar Ahrmed a/k/a Abubakar K. Ahmed a/k/a Abubakar Khalfan Ahmed a/k/a Abubakary K. Ahmed a/k/a Ahmed Khalfan Ahmed a/k/a Ahmad Al Tanzani a/k/a Ahmed Khalfan Ali a/k/a Abu Bakr a/k/a Abubakary Khalfan Ahmed Ghailani a/k/a Ammed Ghailani a/k/a Ahmad Khalafan Ghilani a/k/a Mahafudh Abubakar Ahmed Abdallah Hussein a/k/a Abu Khabar a/k/a Ahmed Khalfan a/k/a Shariff Omar Mohammed; Riad Hijazi a/k/a Abu-Ahmad Al-Amriki a/k/a Abu-Ahmad Al-Hawen



a/k/a Rashid Al-Maghribi a/k/a Abu-Ahmad Al-Shahid a/k/a M Raed Hijazi; Hasan Izz-Al-Din a/k/a Ahmed Garbaya a/k/a Sa-Id a/k/a Samir Salwwan; Jaish-I-Mohammed a/k/a Army of Mohammed a/k/a Tehrik-al-Furqan; Jam'Yah Ta'Awun Al-Islamia a/k/a Jam'Iyat Al Ta'Awun Al Islamiyya a/k/a JIT a/k/a Society of Islamic Cooperation; Mufti Rashid Ahmad Ladehyanoy a/k/a Mufti Rasheed Ahma a/k/a Mufti Rashid Ahmad Ludhianvi a/k/a Mufti Rashid Ahmad Wadehyanoy; Fazul Abdullah Mohammed a/k/a Fazul Abdalla a/k/a Fazul Adballah a/k/a Abu Aisha a/k/a Abu Seif Al Sudani a/k/a Fadel Abdallah Mohammed Ali a/k/a Abdalla Fazul a/k/a Abdallah Fazul a/k/a Abdallah Mohammed Fazul a/k/a Haroon Fazul a/k/a Harun Fazul a/k/a Haroon a/k/a Fadhil Haroun a/k/a Harun a/k/a Abu Luqman a/k/a Fazul Mohammed a/k/a Fazul Abdilahi Mohammed a/k/a Fouad Mohammed a/k/a Fadil Abdallah Muhamad; Khalid Shaikh Mohammed a/k/a Salem Ali a/k/a Fahd Bin Abdallah Bin Khalid a/k/a Ashraf Refaat Nabith Henin a/k/a Khalid Adbul Wadood; Fahid Mohammed Ally Msalam a/k/a Usama Al-Kini a/k/a Fahid Mohammed Ally a/k/a Fahad Ally Msalam a/k/a Fahid Mohammed Ali Msalam a/k/a Mohammed Ally Msalam a/k/a Fahid Mohammed Ali Musalaam a/k/a Fahid Muhamad Ali Salem; Rabita Trust; Ansar al-Islam (AI) a/k/a Jund al-Islam; Youssef Abdaoui a/k/a Abu Abdullah a/k/a Abdellah a/k/a Abdullah; Mohamed Amine Akli a/k/a Samir a/k/a Kali Sami a/k/a Elias; Mehrez Amdouni a/k/a Fabio Fusco a/k/a Mohammed Hassan a/k/a Tuale Abu; Chiheb Ben Mohamed Ayari a/k/a Abu Hohem Hichem; Mondher Baazaoui a/k/a Hamza; Lionel Dumont a/k/a Bilal a/k/a Hamza a/k/a Jacques Brougere; Moussa Ben Amor Essaadi a/k/a Dah Dah a/k/a Abdelrahmman a/k/a Bechir; Rachid Fettar a/k/a Aminedel Belgio a/k/a Djaffar; Brahim Ben Hedili Hamami; Khalil Jarraya a/k/a Khalil Yarraya a/k/a Aziz Ben Narvan Abdel a/k/a Amro a/k/a Omar a/k/a Amrou a/k/a Amr; Mounir Ben Habib Jerraya a/k/a Yarraya; Faouzi Jendoubi a/k/a Said

a/k/a Samir; Fethi Ben Rebai Mnasri a/k/a Amor a/k/a Omar Abu a/k/a Fethi Alic; Najib Ouaz; Ahmed Hosni Rarrbo a/k/a Abdallah a/k/a Abdullah; Nedal Saleh a/k/a Hitem; Abdelghani Mzoudi; Gulbuddin Hekmatyar; Imad Mughniyeh; Muhammad Omar a/k/a Mullah Muhammed Omar; Islamic Peacekeeping International Brigade; Special Purpose Islamic Regiment; Riyadus-Salikhin Reconnaissance and Sabotage Battalion of Chechen Martyrs; Sheikh Ahmed Salim Swedan; Taliban; Abd Al-Mushin Al-Libi; Al-Haramain a/k/a Al-Haramain Foundation; Yazid Sufaat; Nada Management Organization; Ayman Al Zawahiri; and Zelim Khan Ahmedovic Yandarbieu, have been designated as supporters and associates of terrorists by the U.S. government, pursuant to Executive Order 13224, based on their material support and sponsorship of, or affiliation with, defendant al Qaida and/or affiliated FTOs, associations, organizations or persons.

45. Defendants, Princess Haifa Al-Faisal; Prince Bandar Ibn Sultan; Osama Bassnan; Omar Al-Bayoumi; Fahad Al-Thumairy; World Assembly of Muslim Youth; Abdullah 'Qassim; Hashim Abdulrahman; Jamal Al-Badawi a/k/a Jamal Ahmed Mohammed; Mohammed Omar Al-Harazi; Walid Al-Sourouri; Fatha Adbul Rahman; Yasser Al-Azzani; Jamal Ba Khorsh; Ahmad Al-Shinni; Jamil Qasim Saeed Mohammed; Abu Abdul Rahman Amin; Mohamed Bayazid; Sheikh Omar Bakri Muhammad; Abdul Fattah Zammar; Ghasoub Al Abrash Ghalyoun a/k/a Abu Musab; Bensayah Belkacem; Sabir Lamar; Wadih El-Hage; Wali Khan Amin Shah; Zacarias Moussaoui; Maulvi Abdul Kabir; Jalil Shinwari; Noor Jalal; Abu Agab; National Islamic Front; Hassan al-Turabi; Izz El-Din al Sayed Mohamed; Lashkar Redayan-e-Islami; Ahmad Salah a/k/a Salim; Abdul Rahman Khaled Bin Mahfouz; Abdul Rahman Yasin; Abdullah Bin Laden; Advice and Reformation Committee; Afghan Support Committee; Al Khaleejia for Export Promotion and Marketing Company; Enaam M.

Arnanout; International Islamic Relief Organization; International Institute of Islamic Thought; Islamic Cultural Institute of Milan; Jamal Barzinji; Khaled Bin Mahfouz; Mohammed Jamal Khalifa; Mohammed Salim Bin Mahfouz; Muslim World League; National Commercial Bank; Prince Nayef Bin Abdulaziz Al Saud; Prince Sultan Bin Abdulaziz Al Saud; Rabih Haddad; SAAR Foundation; Saudi Sudanese Bank; Al Shamal Islamic Bank; Sheikh Abu Bdul Aziz Nagi; Sheik Adil Galil Batargy a/k/a Adel Abdul Jalil Batterjee; Suleiman Abdel Aziz Al Rajhi; Taba Investments; Tanzanite King; Ulema Union of Afghanistan; Wadi Al Aqiq; Infocus Tech of Malaysia; Al-Shaykh Al-Iraqi; Azzam Service Center; Abu Hajer Al Iraqi; Al-Hijrah Construction and Development Limited; Gum Arabic Company Limited; Al Shamal For Investment and Development; Saleh Abdullah Kamel; Al Baraka Investment and Development; Saudi Dallah Al Baraka Group LLC; Islamic Investment Company of the Gulf; Dar-Al-Maal Al Islami; Al-Bir Saudi Organization; Mohammad S. Mohammad; Tadamon Islamic Bank; Mustasim Abdel-Rahim; National Fund for Social Insurance; Abdul-Rahim Mohammed Hussein; Al Amn Al-Dakhili; Al Amn Al-Khariji; Abd Al Samad Al-Ta'ish; Mohamed Sadeek Odeh; Abdel Barry; Dr. Mahdi Chamran Savehi; Mohammed Sarkawi; Al Tawhid; Haji Mohamad Akram; Abdallah Omar; Umar Faruq; Abd Al-Rahim Al-Nashiri; Turki Al Faisal Bin Abdulaziz Al Saud a/k/a Prince Turki; Prince Abdullah Al Faisal Bin Abdulaziz Al Saud a/k/a Prince Abdullah; Prince Salman Bin Abdul Aziz Al Saud a/k/a Prince Salman; Zouaydi a/k/a Muhammed Galeb Kalaje Zoaaydi a/k/a Abu Talha; Mullah Kakshar; Arafat El-Asahi; Haydar Mohamed Bin Laden; Mohammed Bin Abdulrahman Al Ariefy; Faisal Group Holding Company; Al Faisaliah Group; Bashsh Hospital; Mushayt for Trading Establishment; Abdullah Bin Abdul Muhsen Al Turki a/k/a Al Turki; Saudi High Commission for Relief to Bosnia a/k/a The Saudi High

Relief Commission; Abdul Aziz Bin Ibrahim Al Ibrahim; Al Anwa USA, Inc.; Help African People; Ibrahim Bin Abdul Aziz Al Ibrahim Foundation; Mercy International Relief Agency; Islamic Movement of Uzbekistan; Saudi Bin Laden Group a/k/a Bin Laden Corporation a/k/a Bin Laden International; Bakr M. Bin Laden; Saleh Gazaz; Mohammed Bahareth; Abdullah Bin Said; Mohammed Nur Rahmi; Tarek M. Bin Laden; Omar M. Bin Laden; Mohammed Bin Laden Organization; Yeslam M. Bin Laden; Global Diamond Resources, Inc.; Human Concern International; Talal Mohammed Badkook; Dr. Mohaman Ali Elgari; New Diamond Holdings; M.M. Badkook Company for Catering & Trading; Al-Mustaqbal Group; National Management Consultancy Center; Al-Rajhi Banking & Investment Corporation; Saleh Abdulaziz Al-Rajhi; Abdullah Sulaiman Al-Rajhi; Khalid Sulaiman Al-Rajhi; Al-Watania Poultry; Mar-Jac Poultry, Inc.; Mar-Jac Investments, Inc.; Piedmont Poultry; Salim Bin Mahfouz; SNCB Corporate Finance Limited; SNCB Securities Limited in London; SNCB Securities Limited in New York; Saudi Economic and Development Company; Zakat Committee; Red Crescent Saudi Committee; Blessed Relief Foundation; Abdulkarim Khaled Uusuf Abdulla; Abdulrahman Bin Khalid Bin Mahfouz; Mohamed Hisham Bin Hairi; Hezb-e-Islami; Saif Al Islam El Masry; Syed Suleman Ahmer; Mazin M.H. Bahareth; Shahir Abdulraoof Batterjee; Zahir H. Kazmi; Muzaffar Khan; Soliman J. Khudeira; Jamal Nyrabeh; Ahmad Ajaj; Success Foundation; Abdulrahman Alamoudi; American Muslim Foundation; Mohamed Omeish; Dr. Adnan Basha; Mahmoud Jaballah; Moro Islamic Liberation Front; Mohammed Khatib; Saudi Joint Relief Committee; Taibah International Aid Association; Islamic African Relief Agency; Tarik Hamdi; Fazeh Ahed; Sanabil Al-Khair; Sana-Bell, Inc.; Sanabel Al-Kheer, Inc.; Khaled Nouri; Abdullah M. Al-Mahdi; Tareq M. Al-Swaidan; Abdul Al-Moslah; Salah Badahdh; Hassan A.A. Bahfzallah; M. Yaqub Mirza; Ihab Ali; Samir Salah;

Ibrahim Hassabella; Hisham Al-Talib; Abu Sulayman; Ahmed Totonji; Iqbal Yunus; M. Omar Ashraf a/k/a Muhammad Ashraf; Mohammed Jaghlit; Sherif Cedky; African Muslim Agency; Aradi, Inc.; Grove Corporate, Inc.; Heritage Education Trust; Mena Corporation; Reston Investments, Inc.; Safa Trust; Sterling Charitable Gift Fund; Sterling Management Group; York Foundation; National Development Bank; Dallah Avco Trans Arabia Co. Ltd.; Masjed Al Madinah Al Munawarah a/k/a Masjid Al Madinah Al Munawarah; Al-Aqsa Islamic Bank; Aqeel Abdulaziz Al-Aqeel; Mansouri Al-Kadi; Soliman H.S. Al-Buthe; Perouz Seda Ghaty a/k/a Pirouz Seda Ghaty a/k/a Pete Seda; Ahmed Ibrahim Al Najjar; Adel Muhammad Sadiq Bin Kazem; Saudi American Bank; Abdulaziz Bin Hamad a/k/a Abdulaziz Bin Hamad Al Gosaibi; Dr. Khalil A. Kordi; Rashid M. Al Romaizan; Saudi Cement Company; Omar Sulaiman Al-Rajhi; Arab Cement Company; Mohammed Chehade; Hazem Ragab; Mohammed Alchurbaji; Mustafa Al-Kadir; Abu Al-Maid; Sulaiman Al-Ali; Abdullah Bin Saleh Al-Obaid; Taha Jaber Al-Alwani; Ibrahim S. Abdullah; Mohammad Bin Faris; Dr. Mahmoud Dakhil; Dr. Abdul Rahman Al Swailem; Delta Oil Company, Ltd.; Arab Bank, PLC; Dubai Islamic Bank; Ary Group; Islamic Cultural Center of Geneva a/k/a Geneva Islamic Center; Hani Ramadan; The Committee for the Defense of Legitimate Rights; Mustaf Ahmed Al-Hisawi a/k/a Sheik Saeed; Imad Eddin Barakat Yarkas a/k/a Abu Dahdah; Muhammad Galeb Kalaje Zuoaydi a/k/a Abu Talha; Bassam Dalati Satut; Abdalrahman Alarnout Abu Aljer a/k/a Abu Obed; Mohammed Khair Al Saqqa a/k/a Abu Al Darda; Mohammed Ali Sayed Mushayt; Mohammed Hussein Al-Amoudi; Abu Qatada Al-Filistini a/k/a Abu Ismail a/k/a Abu Umar a/k/a Abu Omar Omar a/k/a Abu Umar Takfiri a/k/a Abu Umar Umar a/k/a Ali-Samman Uthman a/k/a Omar Mahmoud Uthman a/k/a Umar Uthman; Yassir Al-Sirri a/k/a Ammar; Mohammed Al Massari; Lujain Al-Iman; Ziyad Khaleel;

Ibrahim Bah; Mamdouh Mahmud Salim a/k/a Abu Hajer Al Iraqi; Abdullah Samil Bahmadan; Essam Al Ridi; Omar Abu Omar; Mohammed Ali Hasan Al Moayad; Al Farooq Mosque; Yousef Jameel; Ibrahim Mohammed Afandi; Mohammed Bin Abdullah Al-Jomaith; Abdulrahman Hassan Sharbatly; Salahuddin Abduljawad; Ahmed Zaki Yamani a/k/a Ahmad Turki Yamani; Ahmad Al Harbi; Mohammed Al-Issai a/k/a Mohammed Al Issaei; Hamad Hussaini; Abu Rida Al Suri a/k/a Mohammed Loay Bayazid; Saudi Red Crescent Association; Ahmed Brahim; Abu Musab Al-Zarqawi a/k/a Abu Musab Zarqawi; Abu Ibrahim Al-Masri; Dar Al Maal Al Islami Trust; DMI Administrative Services, S.A.; Islamic Assembly of North America; Salman Al-Ouda; Safar Al-Hawali; Saleh Al-Hussayen; Sami Omar Al-Hussayen; Mohammed J. Fakihi; Queen City Cigarettes and Candy; Agus Budiman; Al-Baraka Bankcorp, Inc.; Ahmed Ressam; Fahd Al-Qusia; Tawfiq Bin Atash a/k/a Khallad; Mullah Kakshar; Saudi Investment Company; Tarik Ramandan; Ptech, Inc.; Mustafa Mohammed Ahmad a/k/a Skeik Saeed; Revolutionary United Front; Global Jihad Funds; Sami Al-Ariam; and Saddam Hussein, have aided and abetted, conspired with, and provided material support and resources to, defendant al Qaida and/or affiliated FTOs, associations, organizations or persons.

#### **JURISDICTION AND VENUE**

46. The jurisdiction of this Court is invoked pursuant to 28 U.S.C. § 1331 (federal question), 28 U.S.C. § 1332(a)(2) (diversity), and 28 U.S.C. § 1350 (Alien Tort Claims Act).

47. The jurisdiction of this Court over defendants Iran, Iraq, Sudan, Syria and Saudi Arabia is invoked pursuant to 28 U.S.C. § 1330, as the claims against those defendants

fall within the exceptions to immunity set forth at 28 U.S.C. §§ 1605(a)(2), 1605(a)(5) and 1605(a)(7) (Foreign Sovereign Immunities Act).

48. Venue in this district is proper pursuant to § 408(b)(3) of the Air Transportation Safety and System Stabilization Act, 49 U.S.C. § 40101, and 28 U.S.C. §§ 1391(b)(2) and 1391(f)(1).

### **FACTUAL BACKGROUND**

49. On September 11, 2001, nineteen (19) members of the al Qaida terrorist network hijacked four (4) commercial airliners, and used those planes as weapons in a coordinated terrorist attack on the World Trade Center Complex in New York and the Pentagon in Arlington, Virginia (the “September 11th Attack”).

50. The September 11th Attack resulted in the tragic loss of several thousand lives, personal injuries to countless other persons, and property damage on a catastrophic scale, including the loss of four commercial airliners.

51. The September 11th Attack was a direct, intended and foreseeable product of a larger conspiracy among the defendants to commit acts of international terrorism against the United States, its nationals and allies.

52. The conspiracy among the defendants to commit acts of international terrorism against the United States, its nationals and allies, included the provision of material support and resources to defendant al Qaida and affiliated foreign states, FTOs, persons, organizations, commercial entities and other parties, as discussed above.

53. Absent the material support and resources provided by the co-defendants, both directly and indirectly, al Qaida would not have possessed the financial resources,

physical assets, membership base, technological knowledge, communication skills, and global reach required to conceive, plan and execute the September 11th Attack.

54. At the time of the September 11th Attack, NYMAGIC provided insurance coverage to the airline companies (the “insureds”) which owned and operated the commercial airliners which were hijacked and used as weapons in the September 11th Attack. In accordance with the terms of the applicable policies of insurance, NYMAGIC has made payments to the insureds in an aggregate amount in excess of \$2,863,347.98, and expects that it will make additional payments in the future, in compensation for damages the insureds have suffered resulting from the September 11th Attack. By virtue of its payments to the insureds, NYMAGIC is subrogated to its insureds’ rights of recovery against any responsible third parties.

**COUNT I**  
**TRESPASS**

55. NYMAGIC incorporates the previous allegations by reference.

56. The September 11th Attack constituted an intentional and unlawful trespass upon the real and personal property of NYMAGIC’S insureds, to which NYMAGIC’S insureds did not consent.

57. As set forth above, the September 11th Attack was a direct, intended and foreseeable product of a larger conspiracy among the defendants to commit acts of international terrorism against the United States, its nationals and allies.

58. The conspiracy among the defendants to commit acts of international terrorism against the United States, its nationals and allies, included the provision of material support and resources to defendant al Qaida and affiliated foreign states, FTOs, persons, organizations, commercial entities and other parties.



59. The co-defendants knew, or should have known, that their provision of material support and resources to al Qaida and affiliated foreign states, FTOs, persons, organizations, commercial entities and other parties would result in an unlawful trespass upon the real and personal property of NYMAGIC'S insureds.

60. The damages suffered by NYMAGIC, as described in greater detail herein, were the direct and proximate result of the aforesaid trespass upon the real and personal property of NYMAGIC'S insureds.

WHEREFORE, NYMAGIC demands judgment against the defendants, jointly and severally, for an amount in excess of \$2,863,347.98, treble damages pursuant to 18 U.S.C. § 2333 and 18 U.S.C. § 1964, punitive damages, pre and post-judgment interest, costs of this action, attorney's fees and such other and further relief as the Court may deem appropriate under the circumstances.

## **COUNT II** **CONSPIRACY**

61. NYMAGIC incorporates the previous allegations by reference.

62. As set forth in greater detail above, the defendants conspired to commit acts of international terrorism against the United States, its nationals and allies, which conspiracy included the provision of material support and resources to defendant al Qaida and affiliated foreign states, FTOs, persons, organizations, commercial entities and other parties.

63. The September 11th Attack was a direct, foreseeable and intended product of the conspiracy among the defendants to commit acts of international terrorism against the United States, its nationals and allies.

64. The damages suffered by NYMAGIC and its insureds, as described in greater detail herein, were the direct and proximate result of the aforesaid conspiracy among

the defendants to commit acts of international terrorism against the United States, its nationals and allies.

WHEREFORE, NYMAGIC demands judgment against the defendants, jointly and severally, for an amount in excess of \$2,863,347.98, treble damages pursuant to 18 U.S.C. § 2333 and 18 U.S.C. § 1964, punitive damages, pre and post-judgment interest, costs of this action, attorney's fees and such other and further relief as the Court may deem appropriate under the circumstances.

**COUNT III**  
**18 U.S.C. § 1962(a) – CIVIL RICO**

65. NYMAGIC incorporates the previous allegations by reference.

66. In furtherance of their conspiracy to commit acts of international terrorism against the United States, its nationals and allies, the defendants engaged in a pattern of racketeering activity which included, without limitation: acts of murder, kidnapping, arson, robbery, and extortion; dealings in controlled substances and listed chemicals; the falsification of identification documents; the unlawful procurement, reproduction, sale and use of naturalization and citizenship papers, passports and visas; the obstruction of federal and state criminal investigations; and financial institution and mail fraud.

67. The damages suffered by NYMAGIC and its insureds, as described in greater detail herein, were the direct and proximate result of the aforesaid pattern of racketeering activity by the defendants, acting individually and in concert with one another.

WHEREFORE, NYMAGIC demands judgment against the defendants, jointly and severally, for an amount in excess of \$2,863,347.98, treble damages pursuant to 18 U.S.C. § 2333 and 18 U.S.C. § 1964, punitive damages, pre and post-judgment interest, costs of this

action, attorney's fees and such other and further relief as the Court may deem appropriate under the circumstances.

**COUNT IV**  
**AIDING AND ABETTING**

68. NYMAGIC incorporates the previous allegations by reference.

69. Through the material support and resources provided to al Qaida, the codefendants aided and abetted al Qaida in its campaign to commit acts of international terrorism against the United States, its nationals, and allies.

70. The September 11th Attack was a direct, intended and foreseeable product of the aiding and abetting of al Qaida by the co-defendants.

71. The damages suffered by NYMAGIC and its insureds, as described in greater detail herein, were the direct and proximate result of the aforesaid aiding and abetting of al Qaida by the co-defendants, acting individually and in concert with one another.

WHEREFORE, NYMAGIC demands judgment against the defendants, jointly and severally, for an amount in excess of \$2,863,347.98, treble damages pursuant to 18 U.S.C. § 2333 and 18 U.S.C. § 1964, punitive damages, pre and post-judgment interest, costs of this action, attorney's fees and such other and further relief as the Court may deem appropriate under the circumstances.

**COUNT V**  
**18 U.S.C. § 2333**

72. NYMAGIC incorporates the previous allegations by reference.

73. The September 11th Attack constitutes an act of international terrorism within the meaning of 18 U.S.C. § 2331.

74. As a result of the September 11th Attack, NYMAGIC'S and its insureds suffered injuries to their personal property and business as described in greater detail herein.

75. By virtue of their participation in the conspiracy to commit acts of international terrorism against the United States, its nationals and allies, including the September 11th Attack, the defendants are liable to NYMAGIC for threefold all damages resulting from the September 11th Attack, costs of this suit and attorney's fees, pursuant to 18 U.S.C. § 2333.

WHEREFORE, NYMAGIC demands judgment against the defendants, jointly and severally, for an amount in excess of \$2,863,347.98, treble damages pursuant to 18 U.S.C. § 2333 and 18 U.S.C. § 1964, punitive damages, pre and post-judgment interest, costs of this action and such other and further relief as the Court may deem appropriate under the circumstances.

**COUNT VI**  
**NEGLIGENCE**

76. NYMAGIC incorporates the previous allegations by reference.

77. As set forth above, the September 11th Attack was a direct, intended and foreseeable product of a larger conspiracy among the defendants to commit acts of international terrorism against the United States, its nationals and allies.

78. The conspiracy among the defendants to commit acts of international terrorism against the United States, its nationals and allies, included the provision of material support and resources to defendant al Qaida and affiliated foreign states, FTOs, persons, organizations, commercial entities and other parties.

79. By virtue of their participation in the conspiracy to commit acts of international terrorism against the United States, its nationals and allies, including the

September 11th Attack, the defendants negligently, intentionally, recklessly, willfully and wantonly breached duties of care owed to NYMAGIC and NYMAGIC'S insureds.

80. The damages suffered by NYMAGIC and its insureds, as described in greater detail herein, were the direct and proximate result of the aforesaid breaches of care by the defendants.

WHEREFORE, NYMAGIC demands judgment against the defendants, jointly and severally, for an amount to be proved at trial but of \$2,863,347.98, treble damages pursuant to 18 U.S.C. § 2333 and 18 U.S.C. § 1964, punitive damages, pre and post-judgment interest, costs of this action, attorney's fees and such other and further relief as the Court may deem appropriate under the circumstances.

**COUNT VII**  
**PUNITIVE DAMAGES**

81. NYMAGIC incorporates the previous allegations by reference.

82. The defendants' actions in furtherance of the conspiracy to commit acts of international terrorism against the United States, its nationals and allies, were intentional, malicious, willful, unconscionable and reckless.

83. By virtue of their intentional, willful, unconscionable and reckless actions, defendants are jointly and severally liable to NYMAGIC for punitive damages.

WHEREFORE, NYMAGIC demands judgment against the defendants, jointly and severally, for punitive damages in an amount in excess of \$1,000,000,000.

**JURY DEMAND**

NYMAGIC demands a trial by jury as to all claims so triable.

WHEREFORE, NYMAGIC demands judgment against all defendants, jointly and severally, for an amount to be proved at trial in excess of \$2,863,347.98, treble damages

pursuant to 18 U.S.C. § 2333, and 18 U.S.C. § 1964, punitive damages of \$1,000,000,000, pre and post-judgment interest, cost of this action, attorneys fees and such other further and different relief as the Court may deem appropriate under the circumstances.

BROWN GAVALAS & FROMM LLP  
Attorneys for Plaintiff  
NEW YORK MARINE AND GENERAL  
INSURANCE COMPANY

BY: S/  
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