

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

- - - - - x

UNITED STATES OF AMERICA :

-v.- :

SUPERSEDING
INDICTMENT

MAHMOUD MOWLA, :

a/k/a "Toraj,"

S1 12 Cr. 116 (SHS)

HAMID KETABCHI, and :

DJAVAD MOHAMMADI YAGHINI, :

Defendants.

- - - - - x

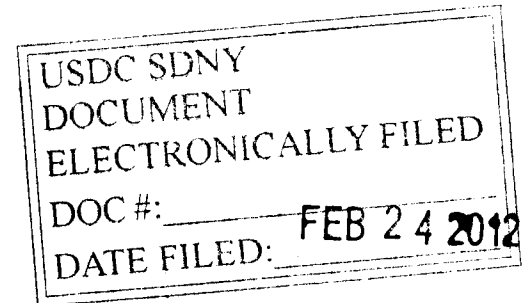
COUNT ONE

The Grand Jury charges:

1. From at least in or about July 2011, up to and including on or about January 10, 2012, in the Southern District of New York and elsewhere, MAHMOUD MOWLA, a/k/a "Toraj," HAMID KETABCHI, and DJAVAD MOHAMMADI YAGHINI, the defendants, and others known and unknown, intentionally and knowingly did combine, conspire, confederate and agree together and with each other to violate the narcotics laws of the United States.

2. It was a part and an object of the conspiracy that MAHMOUD MOWLA, a/k/a "Toraj," HAMID KETABCHI, and DJAVAD MOHAMMADI YAGHINI, the defendants, and others known and unknown, would and did possess with intent to distribute a controlled substance, in violation of 21 U.S.C. § 841(a)(1).

3. The controlled substance involved in the offense was mixtures and substances containing a detectable amount of opium, in violation of 21 U.S.C. § 841(b)(1)(C).



Overt Acts

4. In furtherance of the conspiracy and to effect the illegal object thereof, the following overt acts, among others, were committed in the Southern District of New York and elsewhere:

a. On or about January 10, 2012, MAHMOUD MOWLA, a/k/a "Toraj," the defendant, traveled from Queens, New York, through Bronx, New York, to New Jersey, where he picked up HAMID KETABCHI, the defendant, and more than 500 grams of opium.

b. In or about September 2011, DJAVAD MOHAMMADI YAGHINI, the defendant, received \$4,000 in United States currency in New York, New York from a cooperating witness as payment for opium.

(Title 21, United States Code, Section 846.)

FORFEITURE ALLEGATION

5. As a result of committing the narcotics offense alleged in Count One of this Indictment, MAHMOUD MOWLA, a/k/a "Toraj," HAMID KETABCHI, and DJAVAD MOHAMMADI YAGHINI, the defendants, shall forfeit to the United States, pursuant to 21 U.S.C. § 853, any and all property constituting or derived from any proceeds obtained directly or indirectly as a result of the narcotics offense charged in Count One, and any and all property used or intended to be used in any manner or part to commit and to facilitate the commission of that narcotics offense.

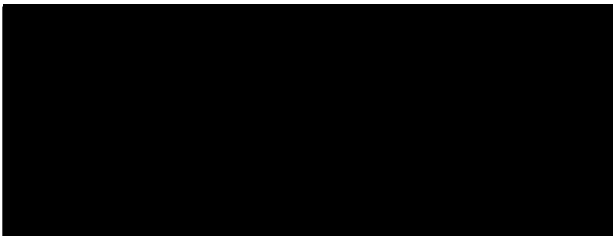
Substitute Asset Provision

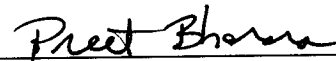
6. If any of the above-described forfeitable property, as a result of any act or omission of MAHMOUD MOWLA, a/k/a "Toraj," HAMID KETABCHI, and DJAVAD MOHAMMADI YAGHINI, the defendants:

- (1) cannot be located upon the exercise of due diligence;
- (2) has been transferred, or sold to, or deposited with, a third person;
- (3) has been placed beyond the jurisdiction of the Court;
- (4) has been substantially diminished in value; or
- (5) has been commingled with other property which cannot be subdivided without difficulty;

it is the intent of the United States, pursuant to 21 U.S.C. § 853(p), to seek forfeiture of any other property of said defendants up to the value of the above forfeitable property.

(Title 21, United States Code, Section 853.)




PREET BHARARA
United States Attorney

Form No. USA-33s-274 (Ed. 9-25-58)

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

UNITED STATES OF AMERICA

- v. -

MAHMOUD MOWLA, a/k/a "Toraj,"
HAMID KETABCHI, and
DJAVAD MOHAMMADI YAGHINI,

Defendants.

SUPERSEDING INDICTMENT

S1 12 Cr. 116 (SHS)

(21 U.S.C. §§ 846 and 853.)

PREET BHARARA

United States Attorney.

A TRUE BILL



2/24/12- Filed Superseding Indictment.

J. MARR
U.S.M.J.