

**IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF PENNSYLVANIA**

<b>UNITED STATES OF AMERICA</b>	:	<b>CRIMINAL NO. _____</b>
<b>v.</b>	:	<b>DATE FILED: October 26, 2011</b>
<b>REHAN SHAH,</b>	:	<b>VIOLATIONS:</b>
<b>a/k/a "Rahul Sharma"</b>	:	<b>18 U.S.C. § 371 (conspiracy to distribute</b>
<b>a/k/a "Abdul Shabbir Aziz"</b>	:	<b>pharmaceutical controlled substances and</b>
<b>NAMAN BADER,</b>	:	<b>to smuggle merchandise into the United</b>
<b>a/k/a "John C. Koshy"</b>	:	<b>States – 1 count)</b>
	:	<b>21 U.S.C. § 841(a)(1) (distribution of</b>
	:	<b>pharmaceutical controlled substances - 10</b>
	:	<b>counts)</b>
	:	<b>21 U.S.C. § 860(a) (distribution of</b>
	:	<b>pharmaceutical controlled substances in a</b>
	:	<b>school zone – 9 counts)</b>
	:	<b>21 U.S.C. § 846 (attempted distribution of</b>
	:	<b>a pharmaceutical controlled substance - 1</b>
	:	<b>count)</b>
	:	<b>18 U.S.C. § 545 (smuggling merchandise</b>
	:	<b>into the United States – 3 counts)</b>
	:	<b>Notice of forfeiture</b>

**INDICTMENT**

**COUNT ONE**

**THE GRAND JURY CHARGES THAT:**

1. Under the Controlled Substances Act, the United States Drug Enforcement Administration (DEA) regulates certain pharmaceutical drugs classified as controlled substances. These drugs are so classified because of their potential for abuse or dependence, their accepted medical use, and their accepted safety for use under medical supervision.
2. Controlled substances are classified in five schedules, with Schedule I listing the most dangerous drugs under the above criteria, and Schedule V being the least

listing the most dangerous drugs under the above criteria, and Schedule V being the least dangerous of the controlled substances.

3. Xanax, Valium, Phentermine, Ativan, Klonopin, Ambien, and their generic equivalents are drugs classified as Schedule IV controlled substances.

4. Controlled substances in Schedule IV may not be distributed except by a valid prescription issued by a physician or other authorized health practitioner, except when dispensed directly to a patient by the practitioner (other than a pharmacist).

5. Beginning in or about July of 2010, and continuing until on or about October 5, 2011, in the Eastern District of Pennsylvania and elsewhere,

**REHAN SHAH,  
a/k/a "Rahul Sharma"  
a/k/a "Abdul Shabbir Aziz" and  
NAMAN BADER,  
a/k/a "John C. Koshy"**

conspired and agreed, together and with others known and unknown to the grand jury, to knowingly and intentionally distribute and possess with intent to distribute Schedule IV controlled substances, in violation of Title 21, United States Code, Sections 841(a)(1) and (b)(2), and to knowingly receive merchandise, that is, pharmaceutical controlled substances and prescription drugs, imported and brought into the United States contrary to law, in violation of Title 18, United States Code, Section 545.

**MANNER AND MEANS**

It was part of the conspiracy that:

6. Unknown coconspirators took orders placed over the internet or by telephone from customers in the United States for pharmaceutical controlled substances,

including but not limited to Xanax, Valium, Phentermine, Ativan, Klonopin, Ambien, and their generic equivalents, with no request for any doctor's prescription or requirement that a doctor's prescription be possessed or presented. Customers paid for these orders of controlled substances by credit card or other means of payment.

7. Unknown coconspirators provided to defendants REHAN SHAH and NAMAN BADER, and others unknown to the grand jury, lists of customers who had ordered pharmaceutical controlled substances so that SHAH and BADER, and others unknown, would fulfill those orders by packaging the pills ordered and sending them to the customers.

8. Unknown coconspirators in China and other foreign countries shipped bulk quantities of controlled substances to defendants REHAN SHAH and NAMAN BADER for use in fulfilling the orders placed by United States customers for pharmaceutical controlled substances.

9. Defendants REHAN SHAH and NAMAN BADER received boxes of controlled substances shipped to them from coconspirators in China and other foreign countries. SHAH and BADER retained some of these boxes of controlled substances for their use in fulfilling customers' orders for such drugs, and forwarded other boxes of controlled substances to other conspirators. These boxes typically contained 15,000 or 20,000 pills in bulk packaging.

10. Defendants REHAN SHAH and NAMAN BADER rented mailboxes at commercial stores which provided private mailbox service and shipping services. These stores were located in the Philadelphia and southern New Jersey areas. SHAH and BADER sometimes used false identification to rent such mailboxes. SHAH and BADER received boxes of bulk controlled substances by mail at these commercial mailbox locations.

11. Defendant REHAN SHAH purchased supplies for use in shipping pills, which were pharmaceutical controlled substances, to customers, such as pill bottles, mailing envelopes, and mailing labels. SHAH also opened accounts with internet-based providers of postage meter services to enable SHAH and BADER to send controlled substances to customers using the United States Postal Service and paying postage using labels which they printed through at their location through an internet account with such services.

12. Defendants REHAN SHAH and NAMAN BADER packaged pills which were pharmaceutical controlled substances in pill bottles, and shipped those pills to customers according to information provided to them by other coconspirators. SHAH and BADER used the United States Postal Service to mail such packages to the customers in the United States.

13. Between August of 2010 and October of 2011, defendants REHAN SHAH and NAMAN BADER shipped approximately 28,000 such parcels to customers.

14. Neither defendant REHAN SHAH nor defendant NAMAN BADER was a licensed medical doctor or pharmacist, and neither had a registration number from the United States Drug Enforcement Administration to distribute or dispense controlled substances.

#### **OVERT ACTS**

In furtherance of the conspiracy, the defendants, and others unknown to the grand jury, committed the following overt acts, among others, in Philadelphia, in the Eastern District of Pennsylvania, and elsewhere:

1. On or about July 6, 2010, defendant REHAN SHAH opened an account with an internet based provider of postage meter services, using his own name.

2. On or about July 6, 2010, defendant REHAN SHAH shipped packages to

customers using postage metered on the internet based postage meter account which he had opened on that date.

3. On or about August 10, 2010, defendant REHAN SHAH rented box number 156 at a store in Marlton, New Jersey, which provides commercial mailbox and shipping services. In renting this box, SHAH used false identification in the name of Rahul Sharma.

4. On or about August 17, 2010, unknown coconspirators in Malaysia shipped a box to defendant REHAN SHAH at Box 156 at the address of the commercial mailbox store in Marlton, New Jersey, where SHAH previously rented Box 156. This box was intercepted at the United States border by Customs and Border Protection officers, and they found that the box contained 26,676 pills which tested positive for diazepam, the generic name for Valium.

5. On or about November 15, 2010, defendant REHAN SHAH opened a second account with an internet based provider of postage meter services, using his own name.

6. On or about June 21, 2010, defendant REHAN SHAH rented box number 178 at a store on Castor Avenue in Philadelphia, Pennsylvania, within the Eastern District of Pennsylvania, which provided commercial mailbox and shipping services. In renting this box, SHAH used false identification in the name of Rahul Sharma.

7. On or about January 19, 2011, unknown coconspirators in Malaysia shipped a box to defendant REHAN SHAH at Box 175, at the approximate address of the commercial mailbox store (that is with a transposition of digits in the street address) on Castor Avenue at which SHAH rented Box 178, and the box was addressed to "Rahul Sharmar." This box was intercepted at the United States border by Customs and Border Protection officers, and

generic name for Klonopin, a Schedule IV controlled substance.

8. On or about March 30, 2011, unknown coconspirators in Pakistan shipped a box to defendant REHAN SHAH at Box 175 at the commercial mailbox store on Castor Ave. in Philadelphia, Pennsylvania at which SHAH rented Box 178, and the box was addressed to Rahul Sharma. This box was intercepted at the United States border by Customs and Border Protection officers, and they found that the box contained 8,847 Clonazepam pills and 11,917 Valium pills.

9. On or about March 24, 2011, defendant REHAN SHAH rented box number 147 at a store on Bustleton Pike in Philadelphia, Pennsylvania, within the Eastern District of Pennsylvania, which provides commercial mailbox and shipping services.

10. On or about April 21, 2011, unknown coconspirators in Singapore shipped a box to defendant REHAN SHAH at Box 147 at the address of the commercial mailbox store on Bustleton Pike in Philadelphia, Pennsylvania, addressed to SHAH. This box was intercepted at the United States border by Customs and Border Protection officers, and they found that the box contained 22,041 tablets bearing a mark and scoring similar to Valium, in a form not approved for sale within the United States, and which tested positive for diazepam (the generic name for Valium).

11. On or about April 28, 2011, defendant REHAN SHAH appeared at the commercial mailbox store on Bustleton Pike and claimed the box which had been shipped to him containing 22,041 tablets of Valium. Without opening the box, Shah directed the employee at the store to reship the box to an address in Georgia.

12. On or about June 22, 2011, defendant NAMAN BADER appeared at the

12. On or about June 22, 2011, defendant NAMAN BADER appeared at the commercial mailbox store on Bustleton Pike in Philadelphia and claimed a box which had been shipped to defendant REHAN SHAH at Box 147 at that store and took it to 1318 Orthodox Street in Philadelphia, Pennsylvania.

13. On or about June 22, 2011, defendant NAMAN BADER delivered approximately 39 identical sized parcels to the United States Post Office at 4410 Paul Street in Philadelphia, PA, (the Frankford post office) for mailing. The parcels were addressed to various persons in various states in the United States. Each parcel had postage paid using the account with an internet based provider of postage meter services opened by defendant REHAN SHAH on November 15, 2011. Two of the parcels were seized and opened by postal inspectors, who found that one contained 90 pills marked as 2 mg Xanax and 120 pills marked as 10 mg Ambien, and the second parcel contained 30 pills marked as 1 mg Xanax and 30 pills marked as 10 mg Ambien.

14. On or about July 1, 2011, defendant REHAN SHAH rented box number 169 at a UPS store on Youree Drive in Shreveport, Louisiana, which provides commercial mailbox and shipping services. SHAH rented Box 169 using false identification in the name of Abdul Shabbir Aziz.

15. On or about July 3, 2011, unknown coconspirators in China shipped a box to defendant REHAN SHAH at Box 169 at the commercial mail store on Youree Drive in Shreveport, Louisiana, addressed to "Aiiz Agdul. This box was intercepted at the United States border by Customs and Border Protection officers, and they found that the box contained 22,280 pills with the markings of Phentermine but which actually contained Sibutramine, a Schedule IV

controlled substance.

16. On or about July 7, 2011, unknown coconspirators in China shipped a box to defendant REHAN SHAH at Box 169 at the commercial mail store on Youree Drive in Shreveport, Louisiana, addressed to "Atie Agdul." This box was intercepted at the United States border by Customs and Border Protection officers, and they found that the box contained 23,640 tablets which contained diazepam (the controlled substance in Valium), a Schedule IV controlled substance).

17. On or about August 17, 2011, defendant REHAN SHAH delivered approximately 79 small parcels for mailing at a post office in Shreveport, Louisiana. A postal employee saw that one of these parcels contained a pill bottle.

18. On or about September 1, 2011, defendant NAMAN BADER delivered approximately 69 small parcels to the United States Post Office at 4410 Paul Street in Philadelphia, PA, (the Frankford post office) for mailing. The parcels were addressed to various persons in various states in the United States. Each parcel had postage paid using the account with an internet based provider of postage meter services opened by defendant REHAN SHAH on November 15, 2011. One of the parcels was seized and opened by postal inspectors, who found that it contained 4 bottles, each containing 100 pills marked as 50 mg Phentermine, and one bottle with 120 pills marked as 2 mg Ativan.

19. On or about September 6, 2011, defendant REHAN SHAH in Shreveport, Louisiana, mailed an express mail package to defendant NAMAN BADER at a commercial mailbox store on Castor Avenue in Philadelphia, Pennsylvania. A postal inspector opened this package and found that it contained 181 mailing labels similar to those affixed to the parcels that

BADER previously mailed from the Frankford post office, and each label had postage paid using the account with an internet based provider of postage meter services opened by SHAH on November 15, 2011.

20. On or about September 9, 2011, defendant NAMAN BADER rented box number 198 at the same store in Marlton, New Jersey, which provided commercial mailbox and shipping services, at which defendant REHAN SHAH had previously rented box 156. In renting this box, BADER used false identification in the name of John C. Koshy.

21. On or about September 12, 2011, defendant NAMAN BADER rented box number 144 at a store in Hamilton, New Jersey, which provided commercial mailbox and shipping services. In renting this box, BADER used false identification in the name of John C. Koshy.

22. On or about September 20, 2011, unknown coconspirators in China and Singapore shipped three boxes to defendant NAMAN BADER at Box 198 at the commercial mail store in Marlton, New Jersey, at which BADER had previously rented that box.

23. On or about September 29, 2011, defendant NAMAN BADER directed an employee at the commercial mail store in Marlton, New Jersey, at which BADER had previously rented Box 198, to reship the three boxes which had arrived addressed to that box. BADER directed the employee to ship the two boxes shipped from China to addresses in California, and to ship the box shipped from Singapore to defendant REHAN SHAH, using the name Aziz Shabir, at Box 169 at the commercial mailbox store on Youree Drive in Shreveport, Louisiana. An agent seized the two boxes which BADER directed be reshipped to California and found that one contained approximately 16,800 pills imprinted with the name "XANAX" and which tested

box contained 14,532 pills imprinted with the name "XANAX" and which tested positive for the presence of diazepam (the controlled substance in Valium).

24. On or about October 1, 2011, defendant NAMAN BADER directed an employee at the commercial mail store in Hamilton, New Jersey, at which BADER had previously rented Box 144 using false identification, to reship three boxes which had been received for that box at that address. BADER directed the employee to ship one box to an address in California, and to ship the other two boxes to defendant REHAN SHAH, using the name Aziz Shabir, at Box 169 at the commercial mailbox store on Youree Drive in Shreveport, Louisiana.

25. On or about October 3, 2011, defendant REHAN SHAH delivered approximately 44 small parcels for mailing at a post office in Shreveport, Louisiana.

26. On or about October 4, 2011, defendant REHAN SHAH delivered approximately 61 small parcels for mailing at a post office in Shreveport, Louisiana.

All in violation of Title 18, United States Code, Section 371.

**COUNT TWO**

**THE GRAND JURY FURTHER CHARGES THAT:**

On or about June 22, 2011, in the Eastern District of Pennsylvania, defendant

**NAMAN BADER,  
a/k/a "John C. Koshy"**

knowingly and intentionally distributed mixtures and substances containing detectable amounts of alprazolam (the controlled substance in Xanax) and zolpidem (the controlled substance in Ambien), Schedule IV controlled substances.

In violation of Title 21, United States Code, Section 841(a)(1), (b)(2).

**COUNT THREE**

**THE GRAND JURY FURTHER CHARGES THAT:**

On or about June 23, 2011, in the Eastern District of Pennsylvania, defendant

**NAMAN BADER,  
a/k/a "John C. Koshy"**

knowingly and intentionally distributed mixtures and substances containing detectable amounts of alprazolam (the controlled substance in Xanax), diazepam (the controlled substance in Valium), and lorazepam (the controlled substance in Ativan), Schedule IV controlled substances.

In violation of Title 21, United States Code, Section 841(a)(1), (b)(2).

**COUNT FOUR**

**THE GRAND JURY FURTHER CHARGES THAT:**

On or about June 24, 2011, in the Eastern District of Pennsylvania, defendant

**NAMAN BADER,  
a/k/a "John C. Koshy"**

knowingly and intentionally distributed a mixture and substance containing a detectable amount of lorazepam (the controlled substance in Ativan), a Schedule IV controlled substance.

In violation of Title 21, United States Code, Section 841(a)(1), (b)(2).

**COUNT FIVE**

**THE GRAND JURY FURTHER CHARGES THAT:**

On or about June 27, 2011, in the Eastern District of Pennsylvania, defendant

**NAMAN BADER,  
a/k/a "John C. Koshy"**

knowingly and intentionally distributed mixtures and substances containing detectable amounts of zolpidem (the controlled substance in Ambien) and phentermine, Schedule IV controlled substances.

In violation of Title 21, United States Code, Section 841(a)(1), (b)(2).

**COUNT SIX**

**THE GRAND JURY FURTHER CHARGES THAT:**

On or about June 28, 2011, in the Eastern District of Pennsylvania, defendant

**NAMAN BADER,  
a/k/a "John C. Koshy"**

knowingly and intentionally distributed mixtures and substances containing detectable amounts of alprazolam (the controlled substance in Xanax) and diazepam (the controlled substance in Valium), Schedule IV controlled substances.

In violation of Title 21, United States Code, Section 841(a)(1), (b)(2).

**COUNT SEVEN**

**THE GRAND JURY FURTHER CHARGES THAT:**

On or about July 7, 2011, in the Eastern District of Pennsylvania, defendant

**NAMAN BADER,  
a/k/a "John C. Koshy"**

knowingly and intentionally distributed a mixture and substance containing a detectable amount of clonazepam (the controlled substance in Klonopin), a Schedule IV controlled substance.

In violation of Title 21, United States Code, Section 841(a)(1), (b)(2).

**COUNT EIGHT**

**THE GRAND JURY FURTHER CHARGES THAT:**

On or about July 9, 2011, in the Eastern District of Pennsylvania, defendant

**NAMAN BADER,  
a/k/a "John C. Koshy"**

knowingly and intentionally distributed a mixture and substance containing a detectable amount of zolpidem (the controlled substance in Ambien), a Schedule IV controlled substance.

In violation of Title 21, United States Code, Section 841(a)(1), (b)(2).

**COUNT NINE**

**THE GRAND JURY FURTHER CHARGES THAT:**

On or about July 12, 2011, in the Eastern District of Pennsylvania, defendant

**NAMAN BADER,  
a/k/a "John C. Koshy"**

knowingly and intentionally distributed a mixture and substance containing a detectable amount of alprazolam (the controlled substance in Xanax), a Schedule IV controlled substance.

In violation of Title 21, United States Code, Section 841(a)(1), (b)(2).

**COUNT TEN**

**THE GRAND JURY FURTHER CHARGES THAT:**

On or about September 1, 2011, in the Eastern District of Pennsylvania, defendant

**NAMAN BADER,  
a/k/a "John C. Koshy"**

knowingly and intentionally distributed mixtures and substances containing detectable amounts of phentermine and lorazepam (the controlled substance in Ativan), Schedule IV controlled substances.

In violation of Title 21, United States Code, Section 841(a)(1), (b)(2).

**COUNT ELEVEN**

**THE GRAND JURY FURTHER CHARGES THAT:**

On or about June 22, 2011, in the Eastern District of Pennsylvania, defendant

**NAMAN BADER,  
a/k/a "John C. Koshy"**

knowingly and intentionally distributed mixtures and substances containing detectable amounts of alprazolam (the controlled substance in Xanax) and zolpidem (the controlled substance in Ambien), Schedule IV controlled substances, within 1,000 feet of the real property comprising the Allen M. Stearne public elementary school located at 1655 Unity Street in Philadelphia, Pennsylvania, in violation of Title 21, United States Code, Section 841(a)(1), (b)(1)(2).

In violation of Title 21, United States Code, Section 860(a).

**COUNT TWELVE**

**THE GRAND JURY FURTHER CHARGES THAT:**

On or about June 23, 2011, in the Eastern District of Pennsylvania, defendant

**NAMAN BADER,  
a/k/a "John C. Koshy"**

knowingly and intentionally distributed mixtures and substances containing detectable amounts of alprazolam (the controlled substance in Xanax), diazepam (the controlled substance in Valium), and lorazepam (the controlled substance in Ativan), Schedule IV controlled substances, within 1,000 feet of the real property comprising the Allen M. Stearne public elementary school located at 1655 Unity Street in Philadelphia, Pennsylvania, in violation of Title 21, United States Code, Section 841(a)(1), (b)(1)(2).

In violation of Title 21, United States Code, Section 860(a).

**COUNT THIRTEEN**

**THE GRAND JURY FURTHER CHARGES THAT:**

On or about June 24, 2011, in the Eastern District of Pennsylvania, defendant

**NAMAN BADER,  
a/k/a "John C. Koshy"**

knowingly and intentionally distributed a mixture and substance containing a detectable amount of lorazepam (the controlled substance in Ativan), a Schedule IV controlled substance, within 1,000 feet of the real property comprising the Allen M. Stearne public elementary school located at 1655 Unity Street in Philadelphia, Pennsylvania, in violation of Title 21, United States Code, Section 841(a)(1), (b)(1)(2).

In violation of Title 21, United States Code, Section 860(a).

**COUNT FOURTEEN**

**THE GRAND JURY FURTHER CHARGES THAT:**

On or about June 27, 2011, in the Eastern District of Pennsylvania, defendant

**NAMAN BADER,  
a/k/a "John C. Koshy"**

knowingly and intentionally distributed mixtures and substances containing detectable amounts of zolpidem (the controlled substance in Ambien) and phentermine, Schedule IV controlled substances, within 1,000 feet of the real property comprising the Allen M. Stearne public elementary school located at 1655 Unity Street in Philadelphia, Pennsylvania, in violation of Title 21, United States Code, Section 841(a)(1), (b)(1)(2).

In violation of Title 21, United States Code, Section 860(a).

**COUNT FIFTEEN**

**THE GRAND JURY FURTHER CHARGES THAT:**

On or about June 28, 2011, in the Eastern District of Pennsylvania, defendant

**NAMAN BADER,  
a/k/a "John C. Koshy"**

knowingly and intentionally distributed mixtures and substances containing detectable amounts of alprazolam (the controlled substance in Xanax) and diazepam (the controlled substance in Valium), Schedule IV controlled substances, within 1,000 feet of the real property comprising the Allen M. Stearne public elementary school located at 1655 Unity Street in Philadelphia, Pennsylvania, in violation of Title 21, United States Code, Section 841(a)(1), (b)(1)(2).

In violation of Title 21, United States Code, Section 860(a).

**COUNT SIXTEEN**

**THE GRAND JURY FURTHER CHARGES THAT:**

On or about July 7, 2011, in the Eastern District of Pennsylvania, defendant

**NAMAN BADER,  
a/k/a "John C. Koshy"**

knowingly and intentionally distributed a mixture and substance containing a detectable amount of clonazepam (the controlled substance in Klonopin), a Schedule IV controlled substance, within 1,000 feet of the real property comprising the Allen M. Stearne public elementary school located at 1655 Unity Street in Philadelphia, Pennsylvania, in violation of Title 21, United States Code, Section 841(a)(1), (b)(1)(2).

In violation of Title 21, United States Code, Section 860(a).

**COUNT SEVENTEEN**

**THE GRAND JURY FURTHER CHARGES THAT:**

On or about July 9, 2011, in the Eastern District of Pennsylvania, defendant

**NAMAN BADER,  
a/k/a "John C. Koshy"**

knowingly and intentionally distributed a mixture and substance containing a detectable amount of zolpidem (the controlled substance in Ambien), a Schedule IV controlled substance, within 1,000 feet of the real property comprising the Allen M. Stearne public elementary school located at 1655 Unity Street in Philadelphia, Pennsylvania, in violation of Title 21, United States Code, Section 841(a)(1), (b)(1)(2).

In violation of Title 21, United States Code, Section 860(a).

**COUNT EIGHTEEN**

**THE GRAND JURY FURTHER CHARGES THAT:**

On or about July 12, 2011, in the Eastern District of Pennsylvania, defendant

**NAMAN BADER,  
a/k/a "John C. Koshy"**

knowingly and intentionally distributed a mixture and substance containing a detectable amount of alprazolam (the controlled substance in Xanax), a Schedule IV controlled substance, within 1,000 feet of the real property comprising the Allen M. Stearne public elementary school located at 1655 Unity Street in Philadelphia, Pennsylvania, in violation of Title 21, United States Code, Section 841(a)(1), (b)(1)(2).

In violation of Title 21, United States Code, Section 860(a).

**COUNT NINETEEN**

**THE GRAND JURY FURTHER CHARGES THAT:**

On or about September 1, 2011, in the Eastern District of Pennsylvania, defendant

**NAMAN BADER,  
a/k/a "John C. Koshy"**

knowingly and intentionally distributed mixtures and substances containing detectable amounts of phentermine and lorazepam (the controlled substance in Ativan), Schedule IV controlled substances, within 1,000 feet of the real property comprising the Allen M. Stearne public elementary school located at 1655 Unity Street in Philadelphia, Pennsylvania, in violation of Title 21, United States Code, Section 841(a)(1), (b)(1)(2).

In violation of Title 21, United States Code, Section 860(a).

**COUNT TWENTY**

**THE GRAND JURY FURTHER CHARGES THAT:**

On or about April 28, 2011, in Philadelphia, in the Eastern District of Pennsylvania, defendant

**REHAN SHAH,  
a/k/a "Rahul Sharma"  
a/k/a "Abdul Shabbir Aziz"**

knowingly facilitated the transportation of merchandise, that is, pills containing diazepam (the controlled substance in Valium), a Schedule IV controlled substance, which had been imported into the United States contrary to law.

In violation of Title 18, United States Code, Section 545.

**COUNT TWENTY-ONE**

**THE GRAND JURY FURTHER CHARGES THAT:**

On or about April 28, 2011, in Philadelphia, in the Eastern District of Pennsylvania, defendant

**REHAN SHAH,  
a/k/a "Rahul Sharma"  
a/k/a "Abdul Shabbir Aziz"**

knowingly and intentionally attempted to distribute a mixture and substance containing a detectable amount of diazepam (the controlled substance in Valium), a Schedule IV controlled substance, in violation of Title 21, United States Code, Section 841(a)(1), (b)(2).

In violation of Title 21, United States Code, Section 846.

**COUNT TWENTY-TWO**

**THE GRAND JURY FURTHER CHARGES THAT:**

On or about June 23, 2011, in the Eastern District of Pennsylvania and elsewhere,  
defendant

**REHAN SHAH,  
a/k/a "Rahul Sharma"  
a/k/a "Abdul Shabbir Aziz"**

knowingly facilitated the transportation of merchandise, that is, pills containing diazepam (the controlled substance in Valium), a Schedule IV controlled substance, which had been imported into the United States contrary to law.

In violation of Title 18, United States Code, Section 545.

**COUNT TWENTY-THREE**

**THE GRAND JURY FURTHER CHARGES THAT:**

On or about June 23, 2011, in the Eastern District of Pennsylvania and elsewhere,  
defendant

**REHAN SHAH,  
a/k/a "Rahul Sharma"  
a/k/a "Abdul Shabbir Aziz"**

knowingly and intentionally distributed a mixture and substance containing a detectable amount  
of diazepam (the controlled substance in Valium), a Schedule IV controlled substance.

In violation of Title 21, United States Code, Section 841(a)(1), (b)(2).

**COUNT TWENTY-FOUR**

**THE GRAND JURY FURTHER CHARGES THAT:**

On or about September 26, 2011, in the District of New Jersey, and elsewhere,  
defendant

**NAMAN BADER,  
a/k/a "John C. Koshy"**

knowingly facilitated the transportation of merchandise, that is, pills containing diazepam (the controlled substance in Valium), a Schedule IV controlled substance, which had been imported into the United States contrary to law.

In violation of Title 18, United States Code, Section 545.

**NOTICE OF FORFEITURE**

**THE GRAND JURY FURTHER CHARGES THAT:**

1. As a result of the violation of Title 21, United States Code, Sections 846, and 841(a)(1) and Title 18, United States Code Sections 371 and 545 set forth in this indictment, defendants

**REHAN SHAH,  
a/k/a "Rahul Sharma"  
a/k/a "Abdul Shabbir Aziz"  
NAMAN BADER,  
a/k/a "John C. Koshy"**

shall forfeit to the United States of America:

(a) Any property used or intended to be used, in any manner or part, to commit, or to facilitate the commission of, such offense.

(b) Any merchandise imported into the United States in violation of Title 18, United States Code, Section 545.

(b) Any property constituting, or derived from, any proceeds obtained directly or indirectly as a result of such violations, as charged in this indictment.

2. If any of the property described above as being subject to forfeiture, as a result of any act of omission of the defendants:

- (a) cannot be located upon the exercise of due diligence;
- (b) has been transferred or sold to, or deposited with a third person;
- (c) has been placed beyond the jurisdiction of the Court;
- (d) has been substantially diminished in value; or
- (e) has been commingled with other property which cannot be subdivided

without difficulty;

it is the intent of the United States, pursuant to Title 21, United States Code, Section 853(p) to seek forfeiture of any other property of said defendants up to the value of the above forfeitable property.

All pursuant to Title 21, United States Code, Section 853 and Title 18, United States Code, Sections 545 and 982(a)(2)(B).

**A TRUE BILL:**

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**FOREPERSON**

*Peter F Schenk for*  
**ZANE DAVID MEMEGER**  
**United States Attorney**