



smuggling organization based in and around Monterrey, Mexico.

3. The defendant MOHAMAD MILON HOSSAIN, a member of the human smuggling operation, aided MOKTAR HOSSAIN and other smugglers by facilitating the travel of Aliens from Tapachula, Mexico to Monterrey, Mexico, and other locations in northern Mexico.

4. The defendant, SAIFULLAH AL-MAMUN, a member of the human smuggling operation, aided MOKTAR HOSSAIN, MOHAMAD MILON HOSSAIN, and other smugglers by facilitating the travel of aliens from Sao Paulo, Brazil through South America, Central America, Mexico, and to the United States. Defendant SAIFULLAH AL-MAMUN housed the aliens in São Paulo, Brazil and arranged for their travel through a network of smugglers operating out of Brazil, Peru, Ecuador, Colombia, Panama, Costa Rica, Nicaragua, Honduras, Guatemala, and Mexico to the United States.

5. The defendant MOHAMAD MILON HOSSAIN housed and fed the Aliens in Tapachula, Mexico, provided them with airline tickets, and instructed them as to how to travel to Monterrey, Mexico and other locations in northern Mexico in preparation for travel to the United States.

6. The defendant MOKTAR HOSSAIN housed the Aliens in a hotel in Monterrey, Mexico and instructed them how to cross the Rio Grande river into the United States. He then utilized several drivers to facilitate the transportation of the Aliens to the Rio Grande river so that the Aliens would cross into the United States from Mexico. Many of the Aliens had difficulty safely crossing the Rio Grande river.

7. In return for smuggling the Aliens into the United States, the defendants MOKTAR HOSSAIN, MOHAMAD MILON HOSSAIN, and SAIFULLAH AL-MAMUN, along with their co-conspirators, arranged to be paid in Mexico, Central America, South America, Bangladesh, and

elsewhere.

**COUNT ONE**

(Conspiracy to Bring an Alien to the United States)

8 U.S.C. §§ 1324(a)(1)(A)(i), 1324(a)(1)(A)(v)(I), and 1324(a)(1)(B)(i)

8. Paragraphs 1 through 7 of this Indictment are realleged and incorporated as though fully set forth herein.

9. From in or about March 2017 through in or about June 2019, in the Southern District of Texas and elsewhere, defendants

**MOKTAR HOSSAIN,**  
AKA Muktar Hussain,  
AKA Musa, AKA Musa Bhai,  
AKA Babu Bhai; AKA Ashraf,  
AKA Ashrab, AKA Ricky, AKA Carlos

**MOHAMAD MILON HOSSAIN,**  
AKA Milon Miah, AKA Milon Mia,  
AKA Milon, AKA Melon, and

**SAIFULLAH AL-MAMUN**  
AKA Saiful Al-Mamun,  
AKA Saiful Islam,

for the purpose of commercial advantage and private financial gain, did knowingly and intentionally combine, conspire, confederate and agree with each other and others known and unknown to the Grand Jury, knowing that a person is an alien, to bring and attempt to bring to the United States in any manner whatsoever such person at a place other than a designated port of entry or place other than as designated by the Commissioner, regardless of whether such alien has received prior official authorization to come to, enter, and reside in the United States and regardless of any future official action which may be taken with respect to such alien, in violation of Title 8, United States Code, Sections 1324(a)(1)(A)(i) and 1324(a)(1)(B)(i).

All in violation of Title 8, United States Code, Section 1324(a)(1)(A)(v)(I).

**COUNTS TWO THROUGH FIFTEEN**  
 (Bringing an Alien to the United States)  
 8 U.S.C. § 1324(a)(2)(B)(ii) and 18 U.S.C. § 2

10. Paragraphs 1 through 7 of this Indictment are realleged and incorporated as though fully set forth herein.

11. On or about the dates set forth below, in the Southern District of Texas and elsewhere, defendant

**MOKTAR HOSSAIN,**  
 AKA Muktar Hussain,  
 AKA Musa, AKA Musa Bhai,  
 AKA Babu Bhai, AKA Ashraf,  
 AKA Ashrab, AKA Ricky, AKA Carlos,

and others known and unknown to the Grand Jury, aiding and abetting each other, for the purpose of commercial advantage and private financial gain, did knowingly bring, and attempt to bring, in any manner whatsoever, an alien, as set forth below in Counts Two through Fifteen, to the United States, knowing and in reckless disregard of the fact that said alien had not received prior official authorization to come to, enter, and reside in the United States, regardless of any official action which may later be taken with respect to said alien.

COUNT	ALIEN	DATES
2	KK	on or about August 31, 2017
3	MMH	on or about October 26, 2017
4	AA	on or about November 10, 2017
5	AAM	on or about March 12, 2018
6	HB	on or about March 14, 2018
7	MR	on or about May 31, 2018
8	SH	on or about July 6, 2018
9	NU	on or about August 16, 2018

10	MFH	on or about August 16, 2018
11	RH	on or about August 16, 2018
12	KM	on or about August 20, 2018
13	ZA	on or about August 20, 2018
14	HR	on or about August 20, 2018
15	SM	on or about August 20, 2018

In violation of Title 8, United States Code, Section 1324(a)(2)(B)(ii) and Title 18, United States Code, Section 2.

**COUNTS SIXTEEN THROUGH THIRTY**

(Bringing an Alien to the United States)  
 8 U.S.C. § 1324(a)(2)(B)(ii) and 18 U.S.C. § 2

12. Paragraphs 1 through 7 of this Indictment are realleged and incorporated as though fully set forth herein.

13. On or about the dates set forth below, in the Southern District of Texas and elsewhere, defendant

**MOHAMAD MILON HOSSAIN,**  
 AKA Milon Miah, AKA Milon Mia,  
 AKA Milon, AKA Melon,

and others known and unknown to the Grand Jury, aiding and abetting each other, for the purpose of commercial advantage and private financial gain, did knowingly bring, and attempt to bring, in any manner whatsoever, an alien, as set forth below in Counts Sixteen through Thirty, to the United States, knowing and in reckless disregard of the fact that said alien had not received prior official authorization to come to, enter, and reside in the United States, regardless of any official action which may later be taken with respect to said alien.

<b>COUNT</b>	<b>ALIEN</b>	<b>DATES</b>
16	HB	on or about March 14, 2018
17	NU	on or about August 16, 2018
18	MFH	on or about August 16, 2018
19	RH	on or about August 16, 2018
20	KM	on or about August 20, 2018
21	HR	on or about August 20, 2018
22	SM	on or about August 20, 2018
23	MAI	on or about August 23, 2018
24	AH	on or about August 23, 2018
25	AAD	on or about August 23, 2018
26	AR	on or about August 24, 2018
27	MRB	on or about January 23, 2019
28	MR2	on or about February 6, 2019
29	SU	on or about February 6, 2019
30	Y	on or about June 20, 2019

In violation of Title 8, United States Code, Section 1324(a)(2)(B)(ii) and Title 18, United States Code, Section 2.

**COUNTS THIRTY-ONE THROUGH THIRTY-SIX**

(Bringing an Alien to the United States)  
8 U.S.C. § 1324(a)(2)(B)(ii) and 18 U.S.C. § 2

14. Paragraphs 1 through 7 of this Indictment are realleged and incorporated as though fully set forth herein.

15. On or about the dates set forth below, in the Southern District of Texas and elsewhere, defendant

**SAIFULLAH AL-MAMUN,**  
 AKA Saiful Al-Mamun,  
 AKA Saiful Islam,

and others known and unknown to the Grand Jury, aiding and abetting each other, for the purpose of commercial advantage and private financial gain, did knowingly bring, and attempt to bring, in any manner whatsoever, an alien, as set forth below in Counts Thirty-One through Thirty-Six, to the United States, knowing and in reckless disregard of the fact that said alien had not received prior official authorization to come to, enter, and reside in the United States, regardless of any official action which may later be taken with respect to said alien.

<b>31</b>	<b>SI</b>	<b>on or about June 7, 2018</b>
<b>32</b>	<b>FA</b>	<b>on or about August 1, 2018</b>
<b>33</b>	<b>ZK</b>	<b>on or about August 24, 2018</b>
<b>34</b>	<b>SAM</b>	<b>on or about May 22, 2019</b>
<b>35</b>	<b>MJU</b>	<b>on or about May 29, 2019</b>
<b>36</b>	<b>HA</b>	<b>on or about June 22, 2019</b>

In violation of Title 8, United States Code, Section 1324(a)(2)(B)(ii) and Title 18, United States Code, Section 2.

**COUNT THIRTY-SEVEN**

(Conspiracy to Encourage and Induce an Alien to Enter the United States)  
 8 U.S.C. §§ 1324(a)(1)(A)(iv), 1324(a)(1)(A)(v)(I), and 1324(a)(1)(B)(i)

16. Paragraphs 1 through 7 of this Indictment are realleged and incorporated as though fully set forth herein.

17. From in or about March 2017 through in or about June 2019, in the Southern District of Texas and elsewhere, defendants

**MOKTAR HOSSAIN,**  
AKA Muktar Hussain,  
AKA Musa, AKA Musa Bhai,  
AKA Babu Bhai, AKA Ashraf,  
AKA Ashrab, AKA Ricky, AKA Carlos,

**MOHAMAD MILON HOSSAIN,**  
AKA Milon Miah, AKA Milon Mia,  
AKA Milon, AKA Melon, and

**SAIFULLAH AL-MAMUN**  
AKA Saiful Al-Mamun,  
AKA Saiful Islam,

and others known and unknown to the Grand Jury, for the purpose of commercial advantage and private financial gain, did knowingly and intentionally conspire to encourage and induce an alien to come to and enter the United States, knowing and in reckless disregard of the fact that such coming to and entry was and would be in violation of law, in violation of Title 8, United States Code, Sections 1324(a)(1)(A)(iv), and 1324(a)(1)(B)(i).

All in violation of Title 8, United States Code, Section 1324(a)(1)(A)(v)(I).

FORFEITURE ALLEGATION

Upon conviction of any of the offenses alleged in Count One through Count Thirty-Seven of this Indictment, the defendants, Moktar Hossain, Mohamad Milon Hossain, and Saifullah Al-Mamun shall forfeit to the United States:

- a. any conveyance, including any vessel, vehicle, or aircraft, used in the commission of the offenses, pursuant to Title 18, United States Code, Section 982(a)(6)(A)(i);
- b. any property, real or personal, that constitutes, or is derived from or is traceable to the proceeds obtained directly or indirectly from the commission of the offenses, and any property, real or personal, that was used to facilitate, or was intended to be used to facilitate, the commission of the offenses, pursuant to Title 18, United

States Code, Section 982(a)(6)(A)(ii); and

- c. any conveyance, including any vessel, vehicle, or aircraft, that has been or is being used in the commission of the offenses, the gross proceeds of such violations, and any property traceable to such conveyances or proceeds, pursuant to Title 8, United States Code, Section 1324(b) and Title 28, United States Code, Section 2461(c).

The United States will also seek a forfeiture money judgment against the defendant in the amount equal to the value of any property, real or personal, that constitutes, or is derived from or is traceable to the proceeds obtained directly or indirectly from these offenses, and the gross proceeds of these offenses, and any property traceable to such proceeds.

#### SUBSTITUTE ASSETS PROVISION

If any of the property described above as being subject to forfeiture, as a result of any act or omission of the defendant:

- a. cannot be located upon the exercise of due diligence;
- b. has been transferred or sold to, or deposited with, a third party;
- 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 that cannot be divided without difficulty;

the defendants shall forfeit to the United States any other property of the defendant, up to the value of the property described above, pursuant to Title 21, United States Code, Section 853(p).

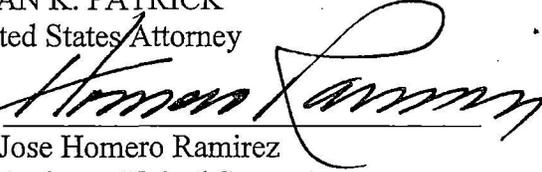
**(Criminal Forfeiture**, pursuant to Title 18, United States Code, Section 982(a)(6), Title 8, United States Code, Section 1324(b), Title 28, United States Code,

Section 2461(c), and Title 21, United States Code, Section 853(p))

A TRUE BILL:

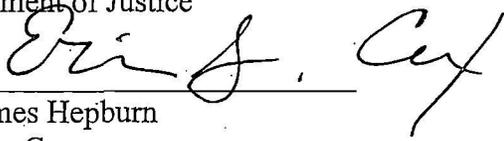
ORIGINAL SIGNATURE ON FILE

RYAN K. PATRICK  
United States Attorney

By: 

Jose Homero Ramirez  
Assistant United States Attorney

BRIAN BENCZKOWSKI  
Assistant Attorney General  
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Erin Cox  
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Human Rights and Special Prosecutions Section

USA-74-24b  
(Rev. 6-1-71)

### CRIMINAL DOCKET

LAREDO DIVISION  
SUPERSEDING INDICTMENT

Filed: October 8, 2019

NO. 5:18-CR-0912-S2  
Judge: Diana Saldana

UNITED STATES OF AMERICA

ATTORNEYS:

RYAN K. PATRICK, USA  
JOSE HOMERO RAMIREZ, AUSA-IN CHARGE  
BRIAN A. BENCZKOWSKI, AAG  
JAMES HEPBURN, TRIAL ATTORNEY  
ERIN COX, TRIAL ATTORNEY

vs.

**MOKTAR HOSSAIN,**

AKA Muktar Hussain, AKA Musa, AKA Musa Bhai, AKA Babu Bhai,  
AKA Ashraf, AKA Ashrab, AKA Ricky, AKA Carlos

**MOHAMAD MILON HOSSAIN,**

AKA Milon Miah, AKA Milon Mia, AKA Milon, AKA Melon, and

**SAIFULLAH AL-MAMUN**

AKA Saiful Al-Mamun, AKA Saiful Islam

**CHARGE:**

- Ct. 1: Conspiracy to Bring an Alien to the United States,  
[8 U.S.C. §§ 1324(a)(1)(A)(v)(I), 1324(a)(1)(A)(i), & 1324(a)(1)(B)(i)]
- Cts. 2-15: Bringing an Alien to the United States and Aiding and Abetting,  
[8 U.S.C. § 1324(a)(2)(B)(ii) and 18 U.S.C. § 2]
- Cts. 16-30: Bringing an Alien to the United States and Aiding and Abetting,  
[8 U.S.C. § 1324(a)(2)(B)(ii) and 18 U.S.C. § 2]
- Cts. 31-36: Bringing an Alien to the United States and Aiding and Abetting,  
[8 U.S.C. § 1324(a)(2)(B)(ii) and 18 U.S.C. § 2]
- Ct. 37: Conspiracy to Encourage and Induce an Alien to Enter the United States,  
[8 U.S.C. §§ 1324(a)(1)(A)(iv), 1324(a)(1)(A)(v)(I), & 1324(a)(1)(B)(i)]

**TOTAL COUNTS: 37**

**PENALTY:**

- Ct.1: Maximum 10 years imprisonment; Maximum \$250,000 fine; Maximum 3 years supervised release;\$100 mandatory special assessment; \$5,000 special assessment non-indigent; Restitution: 18 U.S.C. §§ 3556, 3663, 3664.
- Cts. 2-3 & Minimum 3 years imprisonment; Maximum 10 years imprisonment;
- Cts. 16-17 & Maximum \$250,000 fine; Maximum 3 years supervised release; \$100 mandatory
- Cts. 31-32 special assessment; \$5,000 special assessment non-indigent;  
Restitution: 18 U.S.C. §§ 3556, 3663, 3664.
- Cts. 4-15 & **Penalty on Any Subsequent Substantive Count:**
- Cts. 18-30 & Minimum 5 years imprisonment; Maximum 15 years imprisonment; Maximum

Cts. 33-36 \$250,000 fine; Maximum 3 years supervised release; \$100 mandatory special assessment; \$5,000 special assessment non-indigent;  
Restitution: 18 U.S.C. §§ 3556, 3663, 3664.

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Ct. 37 Maximum 10 years imprisonment; Maximum \$250,000 fine; Maximum 3 years supervised release; \$100 mandatory special assessment; \$5,000 special assessment non-indigent; Restitution: 18 U.S.C. §§ 3556, 3663, 3664.

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