

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

- - - - -X

UNITED STATES OF AMERICA

:
:
SEALED INDICTMENT

- v. -

:
16 Cr. 825 ()

ALI SOOFI,

:
:
Defendant.

- - - - -X

COUNT ONE

(Conspiracy to Violate the
International Emergency Economic Powers Act)

The Grand Jury charges:

1. From at least in or about 2014, up to and including in or about December 2016, in the Southern District of New York and elsewhere, ALI SOOFI, the defendant, and others known and unknown, knowingly and willfully did combine, conspire, confederate, and agree together and with each other to violate, and to cause a violation of, licenses, orders, regulations, and prohibitions issued under the International Emergency Economic Powers Act, Title 50, United States Code, Sections 1701 to 1707, and Part 560 of Title 31, Code of Federal Regulations.

2. It was a part and an object of the conspiracy that ALI SOOFI, the defendant, and others known and unknown, would and did export, reexport, sell, and supply, and cause to

be exported, reexported, sold, and supplied, directly and indirectly, from the United States, goods, technology, and services, to wit, components for machine guns, military vehicles, and other items intended for military applications, without first obtaining the required approval of the Office of Foreign Assets Control ("OFAC"), within the United States Department of Treasury, in violation of Title 50, United States Code, Sections 1701 to 1707, and Title 31, Code of Federal Regulations, Sections 560.204 and 560.203.

Overt Acts

3. In furtherance of the conspiracy and to effect the illegal object thereof, ALI SOOFI, the defendant, and others known and unknown, committed the following overt acts, among others, in the Southern District of New York, and elsewhere:

a. In or about 2014, SOOFI sent an email to another individual (the "Individual"), who was located in the Southern District of New York stating, "You can find attached some photos which we need only damper for mentioned application which is difficult to supply to Iran. You may arrange it for other countries and from there to Iran the customer arranges to ship by themselves." This email included an attachment entitled, "Defense (damper 30mm machine gun).pdf" depicting images and specifications for numerous components of a 30mm machine gun

produced by a United States company.

b. In or about June 2014, SOOFI participated in a phone call with the Individual in the Southern District of New York and a co-conspirator not named herein ("CC-1"), who requested a sample dampener for testing.

c. In or about November 2016, SOOFI engaged in another phone conversation with the Individual in which SOOFI confirmed that CC-1 had lots of money to purchase dampeners and was still interested in the transaction.

d. In or about December 2016, SOOFI met with the Individual in the United States and discussed the acquisition of military vehicles.

(Title 50, United States Code, Section 1705;
Title 31, Code of Federal Regulations, Sections 560.203,
560.204.)

FORFEITURE ALLEGATION

4. As a result of committing the offense alleged in Count One of this Indictment, ALI SOOFI, the defendant, shall forfeit to the United States, pursuant to Title 18, United States Code, Section 981(a)(1)(C) and Title 28, United States Code, Section 2461, all property, real and personal, that constitutes or is derived from proceeds traceable to the commission of the offense alleged in Count One of this Indictment, including but not limited to a sum of money

representing the amount of proceeds obtained as a result of the offense.

Substitute Assets Provision

5. If any of the above-described forfeitable property, 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 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 18,


United States Code, Section 981(a)(1)(C), to seek forfeiture of any other property of said defendant up to the value of the above forfeitable property.

(Title 18, United States Code, Sections 981, 982;
Title 21, United States Code, Section 853;
Title 28, United States Code, Section 2461.)



Foreperson

12/14/16



PREET BHARARA
United States Attorney

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

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v.

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Defendant.

INDICTMENT

16 Cr. ()

(50 U.S.C. § 1705; 31 C.F.R.
§§ 560.203, 560.204.)

PREET BHARARA

United States Attorney.

A TRUE BILL

Foreperson.
