

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

----- X

UNITED STATES OF AMERICA

- v. -

MUHAMMAD KHALID KHAN,
a/k/a "KK,"

Defendant.

----- X

SEALED INDICTMENT

CERTIFIED AS A TRUE COPY ON

THIS DATE

NOV 15 2018

BY _____
() Clerk
() Deputy

18 CRIM 830

COUNT ONE

(Attempted Narcotics Importation)

The Grand Jury charges:

1. From at least in or about October 2017, up to and including in or about August 2018, in the Southern District of New York and elsewhere, and in an offense begun and committed out of the jurisdiction of any particular State or district, MUHAMMAD KHALID KHAN, a/k/a "KK," the defendant, who is expected to be first brought to and arrested in the Southern District of New York, and whose point of entry into the United States is expected to be the Southern District of New York, intentionally and knowingly attempted to distribute a controlled substance, intending, knowing, and having reasonable cause to believe that such substance would be unlawfully imported into the United States and into waters within a distance of 12 miles of the coast of the United States, from a place outside thereof, in

violation of Sections 959(a) and 963 of Title 21, United States Code.

2. The controlled substance involved in the offense was one kilogram and more of mixtures and substances containing a detectable amount of heroin, in violation of Sections 812, 960(a)(3), and 960(b)(1)(A) of Title 21, United States Code.

(Title 21, United States Code, Sections 963 and 959(d); Title 18, United States Code, Section 3238.)

COUNT TWO

(International Promotional Money Laundering)

The Grand Jury further charges:

3. From at least in or about October 2017, up to and including in or about August 2018, in the Southern District of New York and elsewhere, MUHAMMAD KHALID KHAN, a/k/a "KK," the defendant, transported, transmitted, and transferred, and attempted to transport, transmit, and transfer, a monetary instrument and funds from a place in the United States to and through a place outside the United States, and to a place in the United States from and through a place outside the United States, with the intent to promote the carrying on of specified unlawful activity, that is, narcotics trafficking and money laundering, to wit, KHAN caused funds to be transmitted from individuals outside the United States to individuals within the United States, including in Manhattan, New York, with the intent

to promote the carrying on of a narcotics trafficking and money laundering business.

(Title 18, United States Code, Sections 1956(a)(2)(A) and 2.)

COUNT THREE

(International Concealment Money Laundering)

The Grand Jury further charges:

4. From at least in or about October 2017, up to and including in or about August 2018, in the Southern District of New York and elsewhere, MUHAMMAD KHALID KHAN, a/k/a "KK," the defendant, transported, transmitted, and transferred, and attempted to transport, transmit, and transfer, a monetary instrument and funds from a place in the United States to and through a place outside the United States, and to a place in the United States from and through a place outside the United States, knowing that the monetary instrument and funds involved in the transportation, transmission, and transfer represented the proceeds of some form of unlawful activity and knowing that such transportation, transmission, and transfer was designed in whole and in part to conceal and disguise the nature, location, source, ownership, and control of the proceeds of specified unlawful activity, that is, illegal narcotics trafficking and money laundering, to wit, KHAN caused funds to be transmitted from individuals outside the United States to individuals within the United States, including Manhattan, New York, with the

intent to conceal and disguise the nature and source of the funds, and the understanding that those funds derived from a narcotics trafficking and money laundering business.

(Title 18, United States Code, Sections 1956(a)(2)(B)(i) and 2.)

FORFEITURE ALLEGATION AS TO COUNT ONE

5. As a result of committing the controlled substance offense alleged in Count One of this Indictment, MUHAMMAD KHALID KHAN, a/k/a "KK," the defendant, shall forfeit to the United States, pursuant to Title 21, United States Code, Sections 853 and 970, any and all property constituting or derived from any proceeds obtained directly or indirectly as a result of said offense and any and all property used or intended to be used in any manner or part to commit or to facilitate the commission of said offense that the defendant personally obtained.

FORFEITURE ALLEGATION AS TO COUNTS TWO AND THREE

6. As a result of committing the offenses alleged in Counts Two and Three of this Indictment, MUHAMMAD KHALID KHAN, a/k/a "KK," the defendant, shall forfeit to the United States, pursuant to Title 18, United States Code, Section 982(a)(1), any and all property, real and personal, involved in said offenses, or any property traceable to such property, including but not limited to a sum of money in United States currency representing the amount of property involved in said offenses.

Substitute Assets Provision


7. 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 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 intention of the United States, pursuant to Title 21, United States Code, Sections 853(p) and 970, to seek forfeiture of any other property of the defendant up to the value of the above forfeitable property.

(Title 18, United States Code, Section 982; Title 21, United States Code, Sections 853 and 970; and Title 28, United States Code, Section 3461(c).)


FOREPERSON



GEOFFREY S. BERMAN
United States Attorney

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SEALED INDICTMENT

(21 U.S.C. §§ 959, 960, 963; and
18 U.S.C. §§ 1956, 2, 3238.)

GEOFFREY S. BERMAN

United States Attorney.

A TRUE BILL



Foreperson.
