



Davoud Baniameri Sentenced in Chicago Federal Court to 51 Months in Federal Prison for Plot to Illegally Export Missile Components and Radio Tests Sets to Iran

McNabb Associates, P.C. (Federal Criminal Defense Lawyers)

Submitted at 2:43 PM August 15, 2011

The U.S. Attorney's Office Northern District of Illinois on August 15, 2011 released the following:

“IRANIAN NATIONAL SENTENCED TO 51 MONTHS IN PRISON FOR PLOT TO ILLEGALLY EXPORT MISSILE COMPONENTS AND RADIO TESTS SETS TO IRAN

CHICAGO — An Iranian national who maintained a residence and business in California was sentenced to 51 months in federal prison after pleading guilty in May to two felony charges stemming from his efforts to illegally export missile components and radio test sets from the United States to Iran, via the United Arab Emirates.

The defendant, Davoud Baniameri, 38, of Woodland Hills, Calif., was sentenced Friday afternoon by U.S. District Judge Samuel Der-Yeghiayan in Federal Court in Chicago. Baniameri pleaded guilty on May 31 to one count of conspiring to export goods and technology to Iran without a license or approval from the U.S. Department of Treasury in violation of the International Emergency Economic Powers Act (IEEPA) and one count of attempting to export defense articles on the U.S. Munitions List from the United States without a license or approval from the U.S. Department of State in violation of the Arms Export Control Act (AECA). “This defendant chose to be in the business of illegally exporting items to a state sponsor of terrorism. In doing so, he endangered the national security of the United States,” said Patrick J. Fitzgerald, United States Attorney for the Northern District of Illinois.

Mr. Fitzgerald announced the sentence today with Gary J. Hartwig, Special Agent

in Charge of the U.S. Immigration and Customs Enforcement (ICE) Office of Homeland Security Investigations HSI; Richard D. Zott, Special Agent-in-Charge of the Defense Criminal Investigative Service Central Field Office in St. Louis; Ronald B. Orzel, Special Agent-in-Charge of the Chicago office of the Department of Commerce's Office of Export Enforcement; and Alvin Patton, Special Agent-in-Charge of the Criminal Investigation Division of the Internal Revenue Service. The Chicago Police Department also assisted in the investigation.

Baniameri, also known as “Davoud Baniamery,” “David Baniameri,” and “David Baniemery,” was arrested on a criminal complaint on Sept. 9, 2009, and indicted in December 2009, along with co-defendant Andro Telemi, 40, of La Tuna Canyon, Calif., a naturalized U.S. citizen from Iran. A superseding indictment in July 2010 charged Baniameri, Telemi and a third defendant, Syed Majid Mousavi, an Iranian citizen living in Iran. Telemi, also known as “Andre Telimi” and “Andre Telemi,” was released and is awaiting trial in Federal Court in Chicago. Mousavi, also known as “Majid Moosavy,” remains a fugitive and is believed to be in Iran.

According to the plea agreement and other court records, sometime before Oct. 10, 2008, Mousavi, based in Iran, contacted Baniameri in California and requested that he purchase and export radio test sets from the United States to Iran, through Dubai. Baniameri agreed and over the next few months negotiated the purchase of three Marconi radio test sets from a company in Illinois. Ultimately, Baniameri arranged for the radio test kits to be sent to him in California, where he shipped them to Dubai, for ultimate transshipment to Iran.

At no time did Baniameri obtain or attempt to obtain a license from the U.S. government for the export of the radio test sets.

The plea agreement also states that, sometime before Aug. 10, 2009, Mousavi contacted Baniameri and requested that he purchase and export to Iran via Dubai 10 connector adapters for the TOW and TOW2 missile systems. Baniameri agreed to purchase the items on behalf of Mousavi, and over the next few months, he admitted that he and his co-defendants attempted to purchase 10 connector adapters from a company in Illinois, which unbeknownst to them, was in fact a company controlled by law enforcement. In September 2009, Baniameri admitted that he directed Telemi to take possession of the connector adapters in California after having paid \$9,450 to a representative of the Illinois company. To further facilitate the export of these items to Iran, Baniameri arranged to fly from the United States to Dubai and then from Dubai to Iran. At no time did Baniameri obtain or attempt to obtain a license from the U.S. government for the export of the connector adapters. He was arrested before leaving the United States.

The government was represented by Assistant U.S. Attorney Patrick C. Pope.” To find additional federal criminal news, please read [Federal Crimes Watch Daily](#).

Douglas McNabb and other members of the U.S. law firm practice and write extensively on matters involving Federal Criminal Defense, INTERPOL Red Notice Removal, International Extradition and OFAC SDN List Removal.

The author of this blog is Douglas McNabb. Please feel free to contact him directly at mcnabb@mcnabbassociates.com or at one of the offices listed above.

Braintree, Mass., Waste Facility Agrees to Spend More Than \$1.7 Million to Settle Alleged Hazardous Waste Violations

(USDOJ: Justice News)

Submitted at 12:01 PM August 15, 2011

In a settlement valued at more than \$1.7 million, Clean Harbors of Braintree Inc. has agreed to pay a significant penalty and

perform additional projects, to settle a complaint filed by the U.S. Department of Justice on behalf of the Environmental Protection Agency (EPA), regarding numerous violations of hazardous waste

management and emergency planning laws at the company's Braintree, Mass., facility.



Arthur David Morgart Indicted by a Houston Federal Grand Jury with Access Device Fraud, Fraud Related to Identification Documents and Aggravated Identity Theft

McNabb Associates, P.C. (Federal Criminal Defense Lawyers)

Submitted at 9:54 AM August 15, 2011

The U.S. Attorney's Office Southern District of Texas on August 12, 2011 released the following:

“Possession of Counterfeit IDs and Credit Cards Leads to Identity Theft Charges

HOUSTON – A federal grand jury in Houston has returned a seven-count indictment charging Arthur David Morgart with access device fraud related to counterfeit and unauthorized credit card numbers, fraud related to identification documents and aggravated identity theft, United States Attorney Angel José Moreno announced today along with United States Secret Service Special Agent in Charge Cynthia L. Marble.

The indictment was returned by a Houston federal grand jury on Thursday, Aug. 11, 2011. Morgart, 31, is accused of possessing more than 15 counterfeit and unauthorized access devices – namely debit and credit card numbers and cards – on April 2, 2011, the date of his arrest by officers from the Houston Police

Department. Morgart is also accused of four counts of aggravated identity theft arising from his alleged possession without lawful authority of a Texas driver's license and credit cards in the names of other persons between March 27, 2011, and April 2, 2011, as well as two additional counts of fraud related to identification documents involving his alleged possession of an altered Social Security card and an altered Texas driver's license without lawful authority. Morgart is presently in state custody in the Huntsville area on unrelated charges. The United States will seek a court order to transfer Morgart into federal custody to answer these new charges.

If convicted of the one charge of access device fraud, Morgart faces up to 10 years in federal prison without parole as well as a \$250,000 fine. If convicted of any of the two fraud related to identification documents charges the punishment is up to 15 years in prison and a \$250,000 fine. A conviction for any of the four aggravated identity theft charges carries a mandatory minimum sentence of two

years in prison which must be served consecutive to any sentence imposed on other offenses charged resulting in conviction.

The United States Secret Service conducted the investigation that led to today's federal charges. Assistant United States Attorney Julie Redlinger is prosecuting the case.

An indictment is a formal accusation of criminal conduct, not evidence.

A defendant is presumed innocent unless convicted through due process of law.”

To find additional federal criminal news, please read [Federal Crimes Watch Daily](#).

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Louis R. Mickell Jr., Segsie Magee, and Walter Daniel Price Charged With Conspiracy to Possess With Intent to Distribute Methamphetamine; and Reginald O. Posey, Charged With Possession With Intent to Distribute Methamphetamine

McNabb Associates, P.C. (Federal Criminal Defense Lawyers)

Submitted at 9:49 AM August 15, 2011

The Federal Bureau of Investigation (FBI) on August 12, 2011 released the following:

“Drug Raids in Covington and Forrest Counties Yield Four Arrests and \$37,000 in Meth

HATTIESBURG, MS— Louis R. Mickell Jr., 48, of Mt. Olive; Segsie Magee, 36, of Mt. Olive; and Walter Daniel Price, 39, of Taylorsville, have been charged with conspiracy to possess with intent to distribute methamphetamine; and Reginald O. Posey, 36, of Collins, is charged with possession with intent to distribute methamphetamine, U.S. Attorney John Dowdy announced today.

The defendants were arrested on Thursday, August 11, and the multi-agency team executed search warrants of their residences where agents seized approximately 373 grams of

methamphetamine as well as a .40-caliber semi-automatic handgun and a 2003 Cadillac Escalade. The methamphetamine has an estimated street value of \$37,000.

The investigation was conducted by the Mississippi Bureau of Narcotics, the DEA, and the Covington County Sheriff's Department. The arrests and search warrant executions were conducted by the Mississippi Bureau of Narcotics, the DEA, the FBI, the Mississippi Bureau of Investigation, the U.S. Bureau of Alcohol, Tobacco, Firearms, and Explosives, and the Covington County Sheriff's Department. During the joint investigation, assistance was also provided by the Forrest/Perry County District Attorney's Office.

All four defendants were arraigned today before U.S. Magistrate Judge Michael T. Parker and were detained without bond pending a detention hearing next week. The case has been set for trial on October 17, 2011 before U.S. District Judge Keith Starrett. If convicted, Posey faces a

maximum penalty of 80 years in prison. Mickell, Magee, and Price each face a maximum penalty of life in prison.

“This is another example of how law enforcement at all levels of government are working together in these lean budget times to try to make our streets safer,” said U.S. Attorney Dowdy.

Criminal indictments are only charges and not evidence of guilt. A defendant is presumed to be innocent until and unless proven guilty.”

To find additional federal criminal news, please read [Federal Crimes Watch Daily](#).

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U.S. v. James E. Murphy

(Antitrust Division: Upcoming Public Hearings)

Submitted at 9:44 AM August 15, 2011

Initial appearance has been scheduled for August 11, 2011 at 11:00 a.m. Eastern.

Change of plea has been scheduled for August 12, 2011 at 10:30 a.m. Eastern.



Settlement Will Resolve Clean Air Act Penalties and Repay Portion of Clean up Costs from Danvers, Mass. Explosion in 2006

(USDOJ: Justice News)

Submitted at 12:03 PM August 15, 2011

The United States has reached agreement with the owners and a former operator of an inks and paint products manufacturing facility in Danvers, Mass., that exploded and burned in 2006 the day before Thanksgiving.

Nautilus Hyosung Holdings Agrees to Plead Guilty to Obstruction of Justice for Submitting False Documents in a Merger Investigation

(USDOJ: Justice News)

Submitted at 4:01 PM August 15, 2011

Nautilus Hyosung Holdings Inc. has agreed to plead guilty and pay a \$200,000 criminal fine for obstruction of justice in connection with a premerger filing and investigation by the Antitrust Division.

U.S. v. James E. Murphy

(Antitrust Division: Upcoming Public Hearings)

Submitted at 9:46 AM August 15, 2011

Sentencing hearing has been scheduled for October 28, 2011 at 11:00 a.m. Eastern.

U.S. v. Homy Hong-Ming Hsu

(Antitrust Division: Upcoming Public Hearings)

Submitted at 9:44 AM August 15, 2011

Bail hearing has been rescheduled for August 18, 2011 at 9:30 a.m. Pacific.

John Giacalone Named Special Agent in Charge of the New York Field Office Counterterrorism Division

fbi (Current)

Submitted at 6:00 AM August 15, 2011

— Washington, D.C.

U.S. v. Homy Hong-Ming Hsu

(Antitrust Division: Upcoming Public Hearings)

Submitted at 9:44 AM August 15, 2011

Arraignment/bail hearing has been scheduled for August 12, 2011 at 9:30 a.m. Pacific.

U.S. v. David A. Chaisson

(Antitrust Division: Upcoming Public Hearings)

Submitted at 9:47 AM August 15, 2011

Sentencing hearing has been scheduled for October 28, 2011 at 11:30 a.m. Eastern.

U.S. v. David A. Chaisson

(Antitrust Division: Upcoming Public Hearings)

Submitted at 9:46 AM August 15, 2011

Change of plea has been scheduled for August 12, 2011 at 11:00 a.m. Eastern.

Hijackers Use False Protection Claims to Lure Online Shoppers

fbi (Current)

Submitted at 6:00 AM August 15, 2011

— Washington D.C.