

ORIGINAL

FILED IN THE
UNITED STATES DISTRICT COURT
DISTRICT OF HAWAII

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District of Hawaii

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UNITED STATES OF AMERICA

IN THE UNITED STATES DISTRICT COURT

FOR THE DISTRICT OF HAWAII

UNITED STATES OF AMERICA,

Plaintiff,

vs.

IKAIKA ERIK KANG,

Defendant.

) CR. NO. **CR 17 - 00 4 4 6 SOM**
)
) INDICTMENT
)
) 18 U.S.C. § 2339B(a)(1)
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INTRODUCTION

1. On or about October 15, 2004, the United States Secretary of State designated al- Qaeda in Iraq (AQI), then known as Jam 'at al Tawid wa' al-Jahid, as a Foreign Terrorist Organization (FTO) under Section 219 of the Immigration and Nationality Act and as a Specially Designated Global Terrorist entity under section 1(b) of Executive order 13224.

2. On or about May 15, 2014, the Secretary of State amended the designation of AQI as an FTO under Section 219 of the Immigration and Nationality Act and as a Specially Designated Global Terrorist entity under section 1(b) of Executive Order 13224 to add the alias Islamic State of Iraq and the Levant (ISIL) as its primary name. The Secretary of State also added the following aliases to the FTO listing: The Islamic State of Iraq and al-Sham ("ISIS" - which is how the FTO will be referenced herein), The Islamic State of Iraq and Syria, ad-Dawla al-Islamiyya fi al-Iraq wa-sh-Sham, Daesh, Dawla al Islamiya, and Al-Furquan Establishment for Media Production. On September 21, 2015, the Secretary added the following aliases to the FTO listing: Islamic State, ISIL, and ISIS. To date, ISIS remains a designated FTO.

COUNT 1

(Attempt To Provide Material Support or
Resources to Designated Foreign Terrorist Organization)

The Grand Jury charges:

Paragraphs 1 and 2 of the Introduction Section of this
Indictment are incorporated herein by reference.

That on or about June 21, 2017, in the District of Hawaii,
IKAIKA ERIK KANG, the Defendant, did knowingly attempt to
provide "material support or resources," as that term is defined
in Title 18 United States Code, Section 2339A(b), including
property, that is, military documents, some of which were not
available to the public, to a foreign terrorist organization, to
wit, ISIS, which at all relevant times was designated by the
Secretary of State as a foreign terrorist organization, knowing
that ISIS was a designated foreign terrorist organization and
that ISIS engages in and has engaged in terrorist activity and
terrorism.

All in violation of Title 18, United States Code, Section
2339B(a)(1).

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COUNT 2

(Attempt To Provide Material Support or
Resources to Designated Foreign Terrorist Organization)

The Grand Jury further charges:

Paragraphs 1 and 2 of the Introduction Section of this
Indictment are incorporated herein by reference.

That on or about June 23, 2017, in the District of Hawaii,
IKAIKA ERIK KANG, the Defendant, did knowingly attempt to
provide "material support or resources," as that term is defined
in Title 18 United States Code, Section 2339A(b) including
property, that is, military documents, some of which were not
available to the public, including some documents classified at
the SECRET level pursuant to Executive Order 13526, to a foreign
terrorist organization, to wit, ISIS, which at all relevant
times was designated by the Secretary of State as a foreign
terrorist organization, knowing that ISIS was a designated
foreign terrorist organization and that ISIS engages in and has
engaged in terrorist activity and terrorism.

All in violation of Title 18, United States Code, Section
2339B(a)(1).

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COUNT 3

(Attempt To Provide Material Support or
Resources to Designated Foreign Terrorist Organization)

The Grand Jury further charges:

Paragraphs 1 and 2 of the Introduction Section of this
Indictment are incorporated herein by reference.

That on or about July 8, 2017, in the District of Hawaii,
IKAIKA ERIK KANG, the Defendant, did knowingly attempt to
provide "material support or resources," as that term is defined
in Title 18 United States Code, Section 2339A(b), including
property, that is, a GoPro Karma drone, a chest rig (which is a
piece of military-style equipment worn over the shoulders that
has chest pouches and is typically used to hold tactical
equipment, ammunition, and other military gear), and other
military-style clothing and gear, to a foreign terrorist
organization, to wit, ISIS, which at all relevant times was
designated by the Secretary of State as a foreign terrorist
organization, knowing that ISIS was a designated foreign
terrorist organization and that ISIS engages in and has engaged
in terrorist activity and terrorism

All in violation of Title 18, United States Code, Section
2339B(a) (1).

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COUNT 4

(Attempt To Provide Material Support or
Resources to Designated Foreign Terrorist Organization)

The Grand Jury further charges:

Paragraphs 1 and 2 of the Introduction Section of this
Indictment are incorporated herein by reference.

That on or about from July 8, 2017, in the District of
Hawaii, IKAIKA ERIK KANG, the Defendant, did knowingly attempt
to provide "material support or resources," as that term is
defined in Title 18 United States Code, Section 2339A(b),
including training in hand-to-hand combat techniques,
combatives, firearms, and weaponry to a foreign terrorist
organization, to wit, ISIS, which at all relevant times was
designated by the Secretary of State as a foreign terrorist
organization, knowing that ISIS was a designated foreign
terrorist organization and that ISIS engages in and has engaged
in terrorist activity and terrorism.

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All in violation of Title 18, United States Code, Section
2339B(a)(1).


DATED: July 19, 2017, at Honolulu, Hawaii.


A TRUE BILL

/s/ Foreperson
Foreperson, GRAND JURY

ELLIOT ENOKI
Acting United States Attorney
District of Hawaii


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Assistant U.S. Attorney

UNITED STATES v. IKAIKA ERIK KANG
Cr. No. _____
"Indictment"

CR 17-00446 SOM