

UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF COLUMBIA

Holding a Criminal Term
Grand Jury Sworn in on November 18, 2022

UNITED STATES OF AMERICA

v.

Abu Agila Mohammad Mas'ud Kheir
Al-Marimi,
a/k/a Abu Agila Muhammad Mas'ud
Kheir Al-Marimi,
a/k/a Abu Agila Muhammad Mas'ud
Kheir,
a/k/a Hasan Abu Ojalya Ibrahim,

Defendant.

Case: 1:22-cr-392
Assigned To: Judge Dabney L. Friedrich
Assign. Date: 11/29/2022
Description: INDICTMENT (B)

VIOLATIONS:

18 U.S.C. §§ 32(a)(1) and (2), 34
(Destruction of Aircraft
Resulting in Death)

18 U.S.C. § 844(i)
(Destruction of Vehicle Used in
Foreign Commerce by Means of an
Explosive Resulting in Death)

18 U.S.C. § 2
(Aiding and Abetting)

INDICTMENT

The Grand Jury charges that:

COUNT ONE

At times material to this Indictment, except as otherwise indicated:

1. Pan American World Airways was an airline owned by a corporation created under the laws of a State of the United States and registered under Chapter 20, Title 49 of the United States code. Pan American World Airways flew its aircraft in commerce between the United States and other countries and operated aircraft leased from and owned by a corporation created under the laws of the State of New York.

2. Pan American World Airways aircraft bearing number N739PA was a civil aircraft of the United States registered with the Federal Aviation Administration as required by Title 49,

United States Code, Section 1401 (1988), and operating within the special aircraft jurisdiction of the United States as defined by Title 49, United States Code, Section 1301(38) (1988).

3. On December 21, 1988, Pan American World Airways Flight 103 was operating in foreign air commerce between London's Heathrow Airport in the United Kingdom of Great Britain and Northern Ireland (hereinafter "United Kingdom") and John F. Kennedy Airport in the United States of America.

4. On December 21, 1988, Pan American World Airways Flight 103 carried 259 people (243 passengers and 16 crew members) who were citizens of the following countries: United States of America (hereinafter "USA"), United Kingdom, Switzerland, France, Canada, Israel, Argentina, Sweden, Ireland, Italy, Hungary, South Africa, Germany, Spain, Jamaica, Philippines, India, Belgium, Trinidad and Tobago, Japan, and Bolivia.

5. On December 21, 1988, at approximately 7:03 p.m., Greenwich Mean Time, Pan American World Airways Flight 103 broke apart in airspace above Scotland, United Kingdom, at an altitude of 31,000 feet as the result of the detonation of an explosive device contained inside of a suitcase in its forward cargo hold.

6. As a result of the explosion, Pan American World Airways Flight 103 was destroyed and fell to earth, killing all 259 passengers and crew, as well as eleven residents of the town of Lockerbie, Scotland, United Kingdom.

7. The Socialist People's Libyan Arab Jamahirya (hereinafter "Libya") was a nation located on the Mediterranean coast of North Africa.

8. The Jamahirya Security Organization ("JSO"), sometimes referred to as the External Security Organization (collectively hereinafter "ESO"), was the Libyan intelligence service through which Libya conducted acts of terrorism against other nations and repressed the

activities of Libyan dissidents abroad.

9. Defendant Abu Agila Mohammad Mas'ud Kheir al-Marimi, a/k/a Abu Agila Muhammad Mas'ud Kheir Al-Marimi, a/k/a Abu Agila Muhammad Mas'ud Kheir, a/k/a Hasan Abu Ojalya Ibrahim (hereinafter "MAS'UD") worked in various capacities for the ESO, including as a technical expert in building explosive devices from in or around 1973 to in or around 2011. MAS'UD earned promotions to the rank of Colonel during his tenure within the ESO and participated in a number of operations on its behalf outside Libya.

10. In the course of committing the crimes for which he is charged in this Indictment, MAS'UD did unlawfully, willfully and knowingly, conspire, combine, and agree with others affiliated with the ESO, to commit terrorist acts against the United States of America and its citizens, including by placing and causing to be placed a destructive device and explosive substance upon Pan American World Airways Flight 103 and by maliciously damaging and destroying by means of an explosive device Pan American World Airways Flight 103. MAS'UD did so with others both known and unknown to the Grand Jury. Those known to the Grand Jury include ABDEL BASSET ALI AL-MEGRAHI, also known as ABDELBASET ALI MOHMED, also known as ABDELBASET ALI AI MEGRAHI, also known as "MR. BASET," also known as AHMED KHALIFA ABDUSAMAD (hereinafter "MEGRAHI"); and LAMEN KHALIFA FHIMAH, also known as Al AMIN KHAALIFA FHIMAH, also known as "MR. LAMIN" (hereinafter "FHIMAH").

11. All of the conduct alleged in this Indictment was begun and committed outside the jurisdiction of any particular state or district, but within the extraterritorial jurisdiction of the United States, and pursuant to Title 18, United States Code, Section 3238, within the venue of the United States District Court for the District of Columbia.

12. On or about December 21, 1988, in Malta, Germany, the United Kingdom, and elsewhere, defendant MAS'UD, together with MEGRAHI, FHIMAH, and others unknown to the Grand Jury, willfully and unlawfully caused to be placed a destructive device and substance in and upon aircraft number N739PA, a civil aircraft of the United States used, operated, and employed in overseas and foreign air commerce by Pan American World Airways as Pan Am Flight 103, en route to the United States from Heathrow Airport, London, United Kingdom, and within the special aircraft jurisdiction of the United States, and in so doing committed an act that was likely to endanger the safety of the aircraft, resulting in the deaths of:

Name	Country of Citizenship
John Michael Ahern	USA
Sarah Margaret Aicher	USA
John David Akerstrom	USA
Paula Marie Alderman (Bouckley)	USA
Ronald Ely Alexander	Switzerland
Thomas Joseph Ammerman	USA
Martin Lewis Apfelbaum	USA
Rachel Maria Asrelsky	USA
Judith Ellen Atkinson (Bernstein)	USA
William Garretson Atkinson III	USA
Elisabeth Nichole Avoyne	France
Jerry Don Avritt	USA
Clare Louise Bacciochi	United Kingdom
Harry Michael Bainbridge	USA
Stuart Murray Barclay	Canada
Jean Mary Bell	United Kingdom
Julian MacBain Benello	USA
Lawrence Ray Bennett	USA
Philip Vernon Bergstrom	USA

Alistair Berkley	United Kingdom
Michael Stuart Bernstein	USA
Steven Russell Berrell	USA
Surinder Mohan Bhatia	USA
Kenneth John Bissett	USA
Stephen John Boland	USA
Glenn Bouckley	United Kingdom
Nicole Elise Boulanger	USA
Francis Boyer	France
Nicholas Bright	USA
Daniel Solomon Browner (Bier)	Israel
Colleen Renee Brunner	USA
Timothy Guy Burman	United Kingdom
Michael Warren Buser	USA
Warren Max Buser	USA
Steven Lee Butler	USA
William Martin Cadman	United Kingdom
Fabiana Caffarone	Argentina
Hernan Caffarone	Argentina
Noelle Lydie Berti Campbell	USA
Valerie Canady	USA
Gregory Joseph Capasso	USA
Timothy Michael Cardwell	USA
Bernt Wilmar Carlsson	Sweden
Richard Anthony Cawley	USA
Frank Ciulla	USA
Theodora Eugenia Cohen	USA
Eric Michael Coker	USA
Jason Michael Coker	USA
Gary Leonard Colasanti	USA
Bridget Concannon	Ireland

Thomas Concannon	Ireland
Sean Concannon	United Kingdom
Tracey Jane Corner	United Kingdom
Scott Marsh Cory	USA
Willis Larry Coursey	USA
Patricia Mary Coyle	USA
John Binning Cummock	USA
Joseph Patrick Curry	USA
William Alan Daniels	USA
Gretchen Joyce Dater	USA
Shannon Davis	USA
Maria Nieves de Larracochea	Spain
Gianfranca Di Nardo	Italy
Joyce Christine DiMauro	USA
Peter Thomas Stanley Dix	Ireland
Om Dikshit	India
Shanti Dixit	USA
David Scott Dornstein	USA
Michael Edward Doyle	USA
Edgar Howard Eggleston III	USA
Siv Ulla Engstrom	Sweden
Turhan Michael Ergin	USA
Charles Thomas Fisher IV	USA
Joanne Flannigan	United Kingdom
Kathleen Mary Flannigan	United Kingdom
Thomas Brown Flannigan	United Kingdom
Clayton Lee Flick	United Kingdom
John Patrick Flynn	USA
Arthur Jay Fondiler	USA
Robert Gerard Fortune	USA
Stacie Denise Franklin	USA

Paul Stephen Mathew Freeman	Canada
James Ralph Fuller	USA
Dyane Fuller (Boatman)	USA
Ibolya Robertine Gabor	Hungary
Amy Beth Gallagher	USA
Matthew Kevin Gannon	USA
Kenneth Raymond Garczynski	USA
Paul Isaac Garrett	USA
Kenneth James Gibson	USA
William David Giebler, Jr.	USA
Olive Leonora Gordon	United Kingdom
Linda Susan Gordon	USA
Anne Madalene Gorgacz	USA
Loretta Anne Gorgacz	USA
David J. Gould	USA
Andre Nicholas Guevorgoian	USA
Nicola Jane Hall	South Africa
Lorraine Frances Halsch (Buser)	USA
Lynne Carol Hartunian	USA
Anthony Lacey Hawkins	United Kingdom
Dora Henrietta Henry	United Kingdom
Maurice Peter Henry	United Kingdom
Pamela Elaine Herbert	USA
Rodney Peter Hilbert	USA
Alfred Hill	Germany
Katharine Augusta Hollister	USA
Sophie Ailette Miriam Hudson	France
Josephine Hudson	United Kingdom
Melina K. Hudson	USA
Karen Lee Hunt	USA
Roger Elwood Hurst	USA

Elizabeth Sophie Ivell	United Kingdom
Khaled Nazir Jaafar	USA
Robert Van Houten Jeck	USA
Paul Avron Jeffreys	United Kingdom
Rachel Jeffreys	United Kingdom
Kathleen Mary Jermyn	USA
Beth Ann Johnson	USA
Mary Lincoln Johnson	USA
Timothy Baron Johnson	USA
Christopher Andrew Jones	USA
Julianne Frances Kelly	USA
Jay Joseph Kingham	USA
Patricia Ann Klein	USA
Gregory Kosmowski	USA
Elke Etha Kuehne	Germany
Minas Christopher Kulukundis	United Kingdom
Mary Lancaster	United Kingdom
Ronald Albert Lariviere	USA
Robert Milton Leckburg, Jr.	USA
William Chase Leyrer, Jr.	USA
Joan Sherree Lichtenstein (Sheanshang)	USA
Wendy Anne Lincoln	USA
Alexander Lowenstein	USA
Lloyd David Ludlow	USA
Maria Theresia Lurbke	Germany
Lilibeth Tobilla Macaloolooy	USA
William Edward Mack	USA
James Bruce MacQuarrie	USA
Douglas Eugene Malicote	USA
Wendy Gay Malicote (Forsythe)	USA
Elizabeth Lillian Marek	USA

Louis Anthony Marengo	USA
Noel George Martin	Jamaica
Diane Marie Maslowski	USA
William John McAllister	United Kingdom
Daniel Emmet McCarthy	USA
Robert Eugene McCollum	USA
Charles Dennis McKee	USA
Bernard Joseph McLaughlin	USA
Jane Susan Melber	USA
John Merrill	United Kingdom
Suzanne Marie Miazga	USA
Joseph Kenneth Miller	USA
Jewel Courtney Mitchell	USA
Richard Paul Monetti	USA
Jane Ann Morgan	USA
Eva Ingeborg Morson	USA
Helga Rachael Mosey	United Kingdom
Ingrid Elisabeth Mulroy	Sweden
John Mulroy	USA
Sean Kevin Mulroy	USA
Mary Geraldine Murphy	United Kingdom
Jean Aitken Murray	United Kingdom
Karen Elizabeth Noonan	USA
Daniel Emmett O'Connor	USA
Mary Denice O'Neill	USA
Anne Lindsey Otenasek	USA
Bryony Elise Owen	United Kingdom
Gwyneth Yvonne Margaret Owen	United Kingdom
Laura Abigail Owens	USA
Martha Ives Owens	USA
Robert Plack Owens	USA

Sarah Rebecca Owens	USA
Robert Italo Pagnucco	USA
Christos Papadopoulos	USA
Peter Raymond Peirce	USA
Michael Cosimo Pescatore	USA
Sarah S B Philipps	USA
Frederick Sandford Phillips	USA
James Andrew Campbell Pitt	USA
David Patrick Joseph Platt	USA
Walter Leonard Porter	USA
Pamela Lynn Posen	USA
William Pugh, Jr.	USA
Estrella Crisostomo Quiguyan	Philippines
Rajesh Tarsis Priskel Ramses	India
Anmol Rattan	USA
Garima D. Rattan	USA
Suruchi Rattan	USA
Anita Lynn Reeves	USA
Mark Alan Rein	USA
Jocelyn Reina	USA
Diane Marie Rencevicz	USA
Gabriele Della Ripa	Italy
Louise Ann Rogers	USA
Edina Roller	Hungary
Janos Gabor Roller	Hungary
Zsuzsana Roller	Hungary
Hanne Maria Root	Canada
Saul Mark Rosen	USA
Andrea Victoria Rosenthal	USA
Daniel Peter Rosenthal	USA
Myra Josephine Royal	USA

Arnaud David Rubin	Belgium
Elyse Jeanne Saraceni	USA
Theresa Elizabeth Saunders	United Kingdom
Scott Christopher Saunders	USA
Johannes Otto Schauble	Germany
Robert Thomas Schlageter	USA
Thomas Britton Schultz	USA
Sally Elizabeth Scott	United Kingdom
Amy Elizabeth Shapiro	USA
Mridula Shastri	India
Irving Stanley Sigal	USA
Martin Bernard Carruthers Simpson	USA
Irja Synnove Skabo	USA
Ingrid Anita Smith	United Kingdom
Cynthia Joan Smith	USA
James Alvin Smith	USA
Mary Edna Smith	USA
John Somerville	United Kingdom
Lynsey Anne Somerville	United Kingdom
Paul Somerville	United Kingdom
Rosaleen Later Somerville	United Kingdom
Geraldine Anne Stevenson	United Kingdom
Hannah Louise Stevenson	United Kingdom
Rachael Stevenson	United Kingdom
John Charles Stevenson	United Kingdom
Charlotte Ann Stinnett	USA
Michael Gary Stinnett	USA
Stacey Leann Stinnett	USA
James Ralph Stow	USA
Elia G. Stratis	USA
Anthony Selwyn Swan	Trinidad and Tobago

Flora Margaret Swire	United Kingdom
Marc Alex Tager	United Kingdom
Hidekazu Tanaka	Japan
Andrew Alexander Teran	USA
Arva Anthony Thomas	USA
Jonathan Ryan Thomas	USA
Lawanda Thomas	USA
Mark Lawrence Tobin	USA
David William Trimmer-Smith	USA
Alexia Kathryn Tsairis	USA
Barry Joseph Valentino	USA
Tomas Floro van Tienhoven	Argentina
Asaad Eidi Vejdany	USA
Milutin Velimirovich	USA
Nicholas Andreas Vrenios	USA
Peter Petrisor Vulcu	USA
Raymond Ronald Wagner	USA
Janina Jozefa Waido	USA
Thomas Edwin Walker	USA
Kesha Weedon	USA
Jerome Lee Weston	USA
Jonathan White	USA
Brittany Leigh Williams	USA
Eric Jon Williams	USA
George Waterson Williams	USA
Stephanie Leigh Williams	USA
Bonnie Leigh Williams	USA
Miriam Luby Wolfe	USA
Chelsea Marie Woods	USA
Joe Nathan Woods	USA
Dedera Lynn Woods (Copeland)	USA

Joe Nathan Woods Jr.	USA
Andrew Christopher Gillies Wright	United Kingdom
Mark James Zwynenburg	USA

(Destruction of Aircraft Resulting in Death, in violation of Title 18, United States Code, Sections 32(a)(2), 34, and 2)

COUNT TWO

13. The Grand Jury re-alleges and incorporates by reference as if fully stated herein paragraphs one through eleven of Count One of this Indictment.

14. On or about December 21, 1988, at an altitude of 31,000 feet, approximately in the vicinity of the town of Lockerbie, Scotland, and within the special aircraft jurisdiction of the United States, defendant MAS'UD, together with MEGRAHI, FHIMAH, and others unknown to the Grand Jury, did willfully and unlawfully damage, destroy, and wreck, by means of an explosive device, aircraft number N739PA, a civil aircraft of the United States used, operated, and employed in overseas and foreign air commerce by Pan American World Airways as Pan Am Flight 103, en route to the United States from Heathrow Airport, London, United Kingdom, resulting in the deaths of 270 victims as specified in paragraph twelve of Count One of this Indictment.

(Destruction of Aircraft Resulting in Death, in violation of Title 18, United States Code, Sections 32(a)(1), 34, and 2)

COUNT THREE

15. The Grand Jury re-alleges and incorporates by reference as if fully stated herein paragraphs one through eleven of Count One of this Indictment.

16. On or about December 21, 1988, at an altitude of 31,000 feet, approximately in the vicinity of the town of Lockerbie, Scotland, defendant MAS'UD, together with MEGRAHI,

FHIMAH, and others unknown to the Grand Jury, did maliciously damage and destroy by means of an explosive, aircraft number N739PA, employed as Pan Am Flight 103, a vehicle used in foreign commerce, and in an activity affecting foreign commerce, which was en route to the United States from Heathrow Airport, London, United Kingdom.

17. On or about December 21, 1988, as a direct and proximate result of the damage and destruction of aircraft N739PA, above and within the town of Lockerbie, Scotland, and the surrounding area, defendant MAS'UD, together with MEGRAHI, FHIMAH, and others known and unknown to the Grand Jury, did cause the deaths of the 270 persons identified in paragraph twelve of Count One of this Indictment.

(Destruction of Vehicle Used in Foreign Commerce by Means of an Explosive, Resulting in Death, in violation of Title 18, United States Code, Section 844(i))

A TRUE BILL:

FOREPERSON


United States Attorney in
And for the District of Columbia