

IN THE UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF OHIO  
EASTERN DIVISION

UNITED STATES OF AMERICA, )  
 )  
 ) INDICTMENT  
 )  
 ) Plaintiff, )  
 )  
 )  
 ) v. ) CASE NO. \_\_\_\_\_  
 )  
 )  
 ) NASSER M. KAHOOK, )  
 ) aka NORMAN, )  
 ) ABDEL NASSER JUDEH, )  
 ) aka NINO, )  
 ) GUY M. BOCIAN, )  
 ) IHAB TRAISH, )  
 ) MOHAMMAD RIBHI KAHOOK, )  
 ) aka MIKE ALKHUQ, )  
 ) JAMES HIGGINBOTTAM, )  
 ) aka REV JIM, )  
 ) JOHN M. GHEITH, )  
 ) NUNZIE V. FRAGOLA, )  
 )  
 ) Defendants. )

The Grand Jury charges:

**COUNT 1**

**CONSPIRACY TO COMMIT MAIL FRAUD**

1. From on or about April 2000, through on or about July 19, 2005, in the Northern District of Ohio, Eastern Division, and elsewhere, in and outside of the United States, Ribhi M. Kahook, deceased, NASSER M. KAHOOK, aka NORMAN, ABDEL NASSER JUDEH, GUY M. BOCIAN, and MOHAMMAD RIBHI KAHOOK, aka MIKE

ALKHUQ willfully and knowingly combined, conspired, confederated and agreed with each other and with others both known and unknown to the Grand Jury to commit the following offense against the United States: To devise a scheme and artifice to defraud and for obtaining money by means of false and fraudulent pretenses, representations, and promises and for the purpose of executing the scheme and artifice and attempting to do so, to knowingly place and cause to be placed in an authorized depository for mail matter things to be sent and delivered by the United States Postal Service, to wit, checks of the R.J. Reynolds Tobacco Company, other tobacco companies, and of agents of those companies to be sent and delivered by the United States Postal Service, all in violation of 18 U.S.C. § 1341.

The schemes alleged in this count are as follows:

**I. THE R. J. REYNOLDS BUY DOWN SCHEME**

2. At all times relevant to this count, R. J. Reynolds Tobacco Company, Brown and Williamson Tobacco Company, Lorillard Tobacco Company and other companies selling such cigarette brands as Camel, Doral, Salem, Monarch, Winston, Phillip Morris, Newport, Parliament, Kool, Virginia Slim, and Pall Mall (collectively referred to herein as “cigarette companies”) engaged in sales promotions programs to encourage retailers of cigarette products to sell selected brands by offering reimbursements or rewards to retailers based upon the number of cartons or packages of cigarettes sold by the retailers. One such promotional plan was referred to as a “Buy Down Program” wherein a representative of the tobacco company would audit wholesaler’s billings to a particular store to determine the gross payment due the retailer for cartons sold. Under the

"Buy Down Program," R.J. Reynolds would reimburse the retail vendor for the difference in price between the promoted price and the regular price of cigarettes. For example, if the retailer sold cigarettes at a promotional price of \$4.00 off per carton, R. J. Reynolds would subsequently reimburse the store owner \$4.00 per carton sold.

a. It was part of the conspiracy, that at various times throughout the course of the conspiracy, that Ribhi M. Kahook, deceased, NASSER M. KAHOOK, aka NORMAN, ABDEL NASSER JUDEH, GUY M. BOCIAN, and MOHAMMAD RIBHI KAHOOK, aka MIKE ALKHUQ, were associated in fact with each other and with various retail establishments (referred to hereinafter as "stores"), either as owners, corporate representatives, managers, or operators of the stores at various locations in Northeast Ohio. Some of the locations were from time to time known by the following business names and identifications, under which names they would contract and make claims for rebates for various sales promotions:

1) **187 Ira Avenue, Akron:** "Mr. Grocers", also known as "Little Mike's Market, Ohio; -"A T., INC EIN xxx0719- Fuad MOHAMOUD VIP " "RICK ALKAHUQ- Manager;". "RICK KAHOOK- Owner" "Little Mike's Market"-- "Yusera Atta, Sole Proprietor, SSN xxxxxx6771."

2) **45 Midway Plaza, Tallmage, Ohio, 44278:** "Rick's Smoke Shop #1", also known as "Rick's Smoke Shop" --"RICK ALKAHAQ, sole proprietor SSN xxxxxxxx2557" --"Rick's Inc. EIN xxxxxxx2251."

3) **1705 Massillon Rd. Akron, Ohio 44312:** "Rick's Smoke

Shop #2", also known as "Tobacco Emporium"- "Rick's Inc. EIN xxxxxx2251" "Katie's Cigarette Outlet",- "Jeffrey C. Lake, sole proprietor SSN xxxxx3505" Massillon Road Auto Sales; Rick Spring-manager.

4) **300 East Exchange Street, Akron, Ohio ,44304:** "Starz Market", also known as "University Market" and "University Zip Market", - "University Market (Corporation) EIN xxxxxx9451."

5) **1487 Canton Rd. Akron, Ohio, 44312:** Starfire #47 - Yusera Atta.

6) **1404 S. Main, Akron, Ohio 44301:** Starfire #52,- Yusera Atta; also known as Stop & Shop-AT Inc., Fuad Mohamoud-VIP.

7) **950 Copley Road, Akron, Ohio 44320:** Toy Food Market aka Tay Food Market also known as Mr. Pantry,-EIN xxxxxx9011, Raed Asi, manager, Khaled Tayi, manager, Rick Kahook, owner.

b. It was a part of the conspiracy that, from on or about August 2000, through at least September 10, 2002, on various occasions the defendant, Ribhi M. Kahook, deceased, and other conspirators prepared and published false and fictitious "RJRT Buydown Summary Sheets" in the name of the above stores for presentation to a salesman of the R.J. Reynolds Tobacco Company for the purpose of obtaining reimbursement for cartons sold.

c. It was a further part of the conspiracy that the tobacco companies, including R.J. Reynolds Tobacco Company, would, from time to time, execute agreements with persons representing themselves to be the owners/operators of the above-referenced

stores in furtherance of the sale promotion programs setting forth the rebate, bonus and maximum payments available under the contract. The following R. J. Reynolds Retail Partner Marketing Plan Contracts and other bonus agreements were prepared in the course of the conspiracy for stores and were signed as follows:

<u>Name of Store</u>	<u>Location of Store</u>	<u>Date of Agreement</u>	<u>Principal</u>	<u>Other Information</u>
Rick's Smoke Shop	45 Midway Plaza	09/21/2001	Rick Alkahuq	Rick Alkahuq (proprietor)
Rick's Smoke Shop #1	45 Midway Plaza	07/01/2002	Ribhi M. Kahook	Rick's Inc. EIN #xxxxxx2251
Rick's Smoke Shop #1	45 Midway Plaza	06/30/2002	Ribhi M. Kahook	Rick's Inc. EIN #xxxxxx2251
Rick's Smoke Shop #2	1705 Massillon Road	07/01/2002	Ribhi M. Kahook	Rick's Inc. EIN #xxxxxx2251
Katie's Cigarette Outlet	1705 Massillon Road	09/21/2001	Rick Spring	Jeffrey Lake (proprietor)
University Market	300 East Exchange Street	07/01/2002	Ribhi M. Kahook	Dino Alkhuq EIN #xxxxxx9451
Mr. Grocer's/Little Mike's Market	187 Ira Avenue	04/01/2000	Yusera Atta	Yusera Atta (proprietor)
Mr. Grocer's/Little Mike's Market	187 Ira Avenue	09/06/2000	Yusera Atta	Yusera Atta (proprietor)
Mr. Grocer's/Little Mike's Market	187 Ira Avenue	03/14/2001	Fuad Mahamoud	A.T. INC. EIN #xxxxxx0719
Mr. Grocer's/Little Mike's Market	187 Ira Avenue	08/28/2001	Rick Alkahuq	A.T. INC. EIN #xxxxxx0719
Mr. Grocer's/Little Mike's Market	187 Ira Avenue	07/01/2002	Rick Kahook	A.T. INC. EIN #xxxxxx0719
Best Gas	1404 S. Main Street, Akron	09/00/2001	Mohammad Elsheemy	
Toy Food Market aka Tay Food Market	950 Copley Road	07/01/2000	Khalid Tayi	Tay Food Market, Inc. EIN #xxxxxx9011
Toy Food Market aka Tay Food Market	950 Copley Road	09/01/2001	Read Asi	Mr. Pantry

950 Copley Road, Inc.	950 Copley Road	06/30/02	Rick Kahook	EIN xxxxxx2196
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d. It was further part of the conspiracy that the conspirators maintained numerous banking accounts associated with their business names into which accounts the proceeds of rebate claims would be commingled and transferred in and among the conspirators:

<u>Account Name</u>	<u>Account Number</u>	<u>Date Opened</u>	<u>Signatories</u>
Starfire Express 47	Bank One #xxxxxxx905	04/26/2000	NASSER M. KAHOOK (sole proprietorship owner) 1487 Canton Rd, Akron, Ohio 44312
Rick's Smoke Shop	First Merit Bank #xxxxxxx525	09/01/2001	ABDEL NASSER JUDEH dba Rick's Smoke Shop TIN #xxxxx2557
Tobacco Emporium	Second National Bank #xxxxxxx878	07/27/2001	GUY M. BOCIAN dba Tobacco Emporium sole proprietorship
Massillon Road Auto Sales	Second National Bank #xxxxxxx208	10/22/1999	Jeffrey Lake dba Massillon Road Auto Sales (sole proprietor) Kathleen Lake (authorized signor)
Rick's Enterprises Inc., dba Rick's Smoke Shop I & II	First Merit Bank #xxxxxxx970	05/29/2002 Lakemore Office	Rick's Enterprises Inc., dba Rick's Smoke Shop I and II- 45 Midway Plaza, Tallmadge, Ohio. Jeffrey C. Lake, Owner
ABDEL NASSER JUDEH dba Mr. Grocer's (sole proprietor)	First Merit Bank, #xxxxxxx584	10/01/2001 Arlington Office	ABDEL NASSER JUDEH (owner) 187 Ira Avenue
ABDEL NASSER JUDEH dba Rick's Smoke Shop (sole proprietorship)	First Merit Bank #xxxxxxx525	09/01/2001 Ellet Office	ABDEL NASSER JUDEH 172 Indian Hills

Rick's Smoke Shop (sole proprietorship)	Charter One Bank #xxxxxx235	12/12/2001	ABDEL NASSER JUDEH Manager & Annette Judeh (Cashier- authorized signor)
ABDEL NASSER JUDEH dba Mr. Grocer's Food Market (sole proprietorship)	Republic Bank #xxxxxxx317	01/02/2002	ABDEL NASSER JUDEH
Mansour M. Kahook dba University Market (sole proprietorship)	North Akron Savings #xxxxxx569	10/09/2001 Akron Office	Mansour M. Kahook (sole proprietor)
University Market	Bank One #xxxxxx393	04/11/1998, 08/08/1998, 05/03/2001	Fuad Kahook, President, Mansour M. Kahook, Assistant Manager
Azzam Q. Issa dba Ajouly Money Exchange	Bank One #xxxxxx846	07/19/2001	Azzam Q. Issa dba Ajouly Money Exchange (sole proprietorship) Ribhi Kahook, signor
Zip Market (sole proprietorship) formerly University Zip's Market (August 1998)	Bank One #xxxxxx527	Opened 1994 12/16/2000 12/22/2000 Akron Office	Fuad M. Kahook (owner/sole proprietor) Mansour Kahook & Mona Kahook (authorized signors)
Starfire Express 47 (sole proprietorship)	Bank One #xxxxxx905	04/28/2000 Akron Office	NASSER M. KAHOOK (owner)
Little Mike's Market (sole proprietorship)	Bank One #xxxxxx321	10/20/2000 Akron Office	MOHAMMAD RIBHI KAHOOK, (owner)

e. It was a further part of the conspiracy that the defendant, Ribhi M. Kahook, deceased, and other conspirators would, at various times, obtain and use invoice numbers from Adco Distributors Inc. and Anchor Cigar and Candy Co. Inc., wholesalers of cigarette, candy, and other convenience store goods, as well as invoices of other wholesalers, which the conspirators presented as documenting the underlying purchases of cigarette products by their stores, upon which rebate claims were being made on the "RJRT Buydown Summary Sheets" and presented to an R. J. Reynolds Tobacco Company

sales representative.

f. It was a further part of the conspiracy that, throughout the course of the conspiracy, the defendant, Ribhi M. Kahook, deceased, would meet with a sales representative for the R.J. Reynolds Tobacco Company and cause the false and fraudulent rebate claim information to be entered into the sales representative's laptop computer for transmission by wire of the reimbursement claims into the R.J. Reynolds Tobacco Company's headquarter computer system for the purpose of approving rebates to the stores listed above. Based upon these transmissions, reimbursement checks were mailed to the claimant stores from Winston Salem, North Carolina to Akron, Ohio, and its environs.

3. During the course of the conspiracy and to effect its objects, the following overt acts were committed in the Northern District of Ohio, Eastern Division and elsewhere:

**Transmission of claims and receipt of funds**

On the dates listed below, in the Northern District of Ohio, Eastern Division, and elsewhere, the defendants, for the purpose of executing the conspiracy, did cause to be placed into the laptop computer of an R.J. Reynolds Company sales representative signs, signals, and data which were to be transmitted to the R.J. Reynolds Tobacco Company in Winston-Salem, North Carolina, to support the fraudulent rebate claims, which signs, signals and data were transmitted on or about the date indicated and based upon which signals a rebate check was issued on the dates listed below. The proceeds received from each rebate claim which the defendants caused to be deposited are as follows, each such transaction set being an overt act of conspiracy:



<b><u>Overt Act #</u></b>	<b><u>Date of Check</u></b>	<b><u>Claimed Amount</u></b>	<b><u>Payee/Claimant Addressee</u></b>	<b><u>Deposited to Account</u></b>	<b><u>Account Owner</u></b>
1	10/20/00	\$4,194.50	Little Mikes 187 Ira Ave.	BO #xxxxxx451	Fuad Kahook
2	01/03/01	\$6,061.50	Little Mikes 187 Ira Ave.	BO #xxxxxx321	Little Mike's Market MOHAMMAD RIBHI KAHOOK
3	02/09/01	\$4,725.25	Little Mikes 187 Ira Ave.	BO #xxxxxx321	Little Mike's Market MOHAMMAD RIBHI KAHOOK
4	04/18/01	\$9,145.00	MIKE ALKHUQ PO Box 2752	BO #xxxxxx321	Little Mike's Market MOHAMMAD RIBHI KAHOOK
5	04/18/01	\$5,681.50	MIKE ALKHUQ PO Box 2752	BO #xxxxxx321	Little Mike's Market MOHAMMAD RIBHI KAHOOK
6	7/2/2001	\$8,868.50	MIKE ALKHUQ PO Box 2752	BO #xxxxxx321	Little Mike's Market MOHAMMAD RIBHI KAHOOK
7	08/13/01	\$1,357.00	Katie's Cig Outlet	SNB #xxxxxxx878	GUY M. BOCIAN dba Tobacco Emporium
8	08/17/01	\$5,732.30	University Market	B0# xxxxxx393	University Market Fuad Kahook, President Mansour M. Kahook, Manager
9	08/20/01	\$9,903.35	MIKE ALKHUQ PO Box 2752	BO #xxxxxx846	Azzam Q. Issa dba Ajouli Money Exchange Ribhi Kahook, signor
10	08/24/01	\$10,735.55	Mr. Grocers 187 Ira Ave.	BO #xxxxxx321	Little Mike's Market MOHAMMAD RIBHI KAHOOK
11	09/25/01	\$14,959.80	Katie's Cig Outlet	BO #xxxxxx905	Starfire Express 47 NASSER M. KAHOOK (sole proprietorship)
12	09/25/01	\$9,974.85	Mr. Grocers	FTB # xxxxx368	Little Mikes MOHAMAD R. KAHOOK
13	09/25/01	\$14,851.85	Stop & Shop	FMB # xxxxxxx525	ABDEL NASSER JUDEH dba Rick's Smoke Shop
14	10/23/01	\$789.30	Katie's Cig Outlet	FMB # xxxxxxx525	ABDEL NASSER JUDEH dba Rick's Smoke Shop

15	10/23/01	\$11,071.50	Mr. Grocers	FMB #xxxxxxx584	ABDEL NASSER JUDEH dba Mr. Grocers
16	10/23/01	\$960.10	Rick's Smoke Shop 45 Midway Plaza	FMB #xxxxxxx525	ABDEL NASSER JUDEH dba Rick's Smoke Shop
17	11/15/01	\$7,801.20	Mr. Grocer 187 Ira Ave.	FMB #xxxxxxx584	ABDEL NASSER JUDEH, dba Mr. Grocer
18	11/15/01	\$10,429.50	Rick's Smoke Shop 45 Midway Plaza	FMB #xxxxxxx525	ABDEL NASSER JUDEH dba Rick's Smoke Shop
19	12/03/01	\$10,665.55	Mr. Grocer 187 Ira Ave.	FMB #xxxxxxx584	ABDEL NASSER JUDEH, dba Mr. Grocer
20	12/03/01	\$10,346.55	Rick's Smoke Shop 45 Midway Plaza	FMB #xxxxxxx525	ABDEL NASSER JUDEH dba Rick's Smoke Shop
21	12/3/01	\$13,995.95	Tobacco Emporium 1705 Massillon Rd.	SNB #xxxxxxx208	Jeffery Lake dba Massillon Road Auto Sales
22	12/18/01	8,038.15	Mr. Grocer 187 Ira Ave	FMB #xxxxxxx584	ABDEL NASSER JUDEH, dba Mr. Grocer
23	12/18/01	\$7,888.90	Rick's Smoke Shop 45 Midway Plaza	FMB #xxxxxxx525	ABDEL NASSER JUDEH dba Rick's Smoke Shop
24	01/10/02	\$13,680.80	Mr. Grocer 187 Ira Ave	RepB #xxxxxxx317	ABDEL NASSER JUDEH, dba Mr. Grocer's Food Market
25	01/10/02	\$10,212.50	Rick's Smoke Shop 45 Midway Plaza	CO#xxxxxxx235	Rick's Smoke Shop ABDEL NASSER JUDEH, (sole proprietor) Annette Judeh, Signor
26	01/18/02	\$14,008.50	Tobacco Emporium 1705 Massillon Rd.	SNB #xxxxxxx878	GUY M. BOCIAN dba Tobacco Emporium
27	01/25/05	\$14,827.00	Mr. Grocer 187 Ira Ave.	RepB #xxxxxxx317	ABDEL NASSER JUDEH, dba Mr. Grocer's Food Market
28	01/25/02	\$12,962.40	Rick's Smoke Shop 45 Midway Plaza	RepB #xxxxxxx317	ABDEL NASSER JUDEH, dba Mr. Grocer's Food Market
29	02/15/02	\$14,408.55	Mr. Grocer 187 Ira Ave.	RepB #xxxxxxx317	ABDEL NASSER JUDEH, dba Mr. Grocer's Food Market
30	02/15/02	\$14,942.50	Rick's Smoke Shop 45 Midway Plaza	RepB # xxxxxxx317	ABDEL NASSER JUDEH, dba Mr. Grocer's Food Market

31	03/01/02	\$12,376.75	Mr. Grocer 187 Ira Ave.	CO #xxxxxxx235	Rick's Smoke Shop ABDEL NASSER JUDEH, (sole proprietor) Annette Judeh, Signor
32	03/1/02	\$14,210.50	Rick's Smoke Shop 45 Midway Plaza	CO #xxxxxxx235	Rick's Smoke Shop ABDEL NASSER JUDEH, (sole proprietor) Annette Judeh, Signor
33	03/01/02	\$13,556.10	Tobacco Emporium 1705 Massillon Rd.	SNB #xxxxxxx878	GUY M. BOCIAN dba Tobacco Emporium
34	03/19/02	14,927.05	Rick's Smoke Shop 45 Midway Plaza	RepB #xxxxxxx317	ABDEL NASSER JUDEH, dba Mr. Grocer's Food Market
35	04/02/02	\$12,152.00	Mr. Grocer	CO #xxxxxxx235	Rick's Smoke Shop ABDEL NASSER JUDEH, (sole proprietor) Annette Judeh, Signor
36	04/03/02	\$13,628.80	Rick's Smoke Shop 45 Midway Plaza	CO #xxxxxxx235	Rick's Smoke Shop ABDEL NASSER JUDEH, (sole proprietor) Annette Judeh, Signor
37	04/16/02	\$13,483.00	Rick's Smoke Shop 45 Midway Plaza	CO #xxxxxxx235	Rick's Smoke Shop ABDEL NASSER JUDEH, (sole proprietor) Annette Judeh, Signor
38	04/16/02	\$9,877.50	Mr. Grocer	CO #xxxxxxx235	Rick's Smoke Shop ABDEL NASSER JUDEH, (sole proprietor) Annette Judeh, Signor
39	04/16/02	\$10,479.50	University Market 300 East Exchange	NAS #xxxxx569	Mansour M. Kahook dba University Market
40	04/26/02	\$8,027.65	Rick's Smoke Shop 45 Midway Plaza	CO #xxxxxxx235	Rick's Smoke Shop ABDEL NASSER JUDEH, (sole proprietor) Annette Judeh, Signor
41	04/26/05	\$14,995.50	Tobacco Emporium 45 Midway Plaza	CO #xxxxxxx235	Rick's Smoke Shop ABDEL NASSER JUDEH, (sole proprietor) Annette Judeh, Signor
42	04/26/02	\$13,825.30	University Market 300 East Exchange	CO #xxxxxxx235	Rick's Smoke Shop ABDEL NASSER JUDEH, (sole proprietor) Annette Judeh, Signor

43	05/15/02	\$14,151.60	Mr. Grocer 187 Ira Ave.	CO #xxxxxxx235	Rick's Smoke Shop ABDEL NASSER JUDEH, (sole proprietor) Annette Judeh, Signor
44	05/20/02	\$14,844.40	Rick's Smoke Shop I 45 Midway Plaza	CO #xxxxxxx235	Rick's Smoke Shop ABDEL NASSER JUDEH, (sole proprietor) Annette Judeh, Signor
45	06/03/02	\$14,729.45	Mr. Grocer 187 Ira Ave.	CO #xxxxxxx235	Rick's Smoke Shop ABDEL NASSER JUDEH, (sole proprietor) Annette Judeh, Signor
46	06/03/02	\$14,987.05	Rick's Smoke Shop I 45 Midway Plaza	FMB #xxxxxxx970	Rick's Enterprises dba Rick's Smoke Shop I & II Jeffery C. Lake-Owner
47	06/03/02	\$14,999.50	Rick's Smoke Shop	CO #xxxxxxx235	Rick's Smoke Shop ABDEL NASSER JUDEH, (sole proprietor) Annette Judeh, Signor
48	06/20/02	\$13,688.85	Rick's Smoke Shop 45 Midway Plaza	FMB #xxxxxxx970	Rick's Enterprises dba Rick's Smoke Shop I & II Jeffery C. Lake-Owner
49	06/20/02	\$14,766.80	Mr. Grocer	FMB #xxxxxxx970	Rick's Enterprises dba Rick's Smoke Shop I & II Jeffery C. Lake-Owner
50	06/20/02	\$14,787.80	Rick's Smoke Shop I 45 Midway Plaza	FMB #xxxxxxx970	Rick's Enterprises dba Rick's Smoke Shop I & II Jeffery C. Lake-Owner
51	07/11/02	\$14,999.25	Mr. Grocer 187 Ira Ave.	CO #xxxxxxx235	Rick's Smoke Shop ABDEL NASSER JUDEH, (sole proprietor) Annette Judeh, Signor
52	7/11/02	\$14,913.65	Rick's Smoke Shop 45 Midway Plaza	FMB #xxxxxxx970	Rick's Enterprises dba Rick's Smoke Shop I & II Jeffery C. Lake-Owner
53	07/11/02	\$14,994.15	Rick's Smoke Shop I 45 Midway Plaza	FMB #xxxxxxx970	Rick's Enterprises dba Rick's Smoke Shop I & II Jeffery C. Lake-Owner
54	07/11/02	\$8,552.40	University Market 300 East Exchange	CO #xxxxxxx235	Rick's Smoke Shop ABDEL NASSER JUDEH, (sole proprietor) Annette Judeh, Signor

55	08/05/02	\$13,414.20	Mr. Grocer 187 Ira Ave.	FMB #xxxxxxx970	Rick's Enterprises dba Rick's Smoke Shop I & II Jeffery C. Lake-Owner
56	08/05/02	\$14,013.65	Rick's Smoke Shop 45 Midway Plaza	CO #xxxxxxx235	Rick's Smoke Shop ABDEL NASSER JUDEH, (sole proprietor) Annette Judeh, Signor
57	08/05/02	\$14,734.10	Rick's Smoke Shop I 45 Midway Plaza	CO #xxxxxxx235	Rick's Smoke Shop ABDEL NASSER JUDEH, (sole proprietor) Annette Judeh, Signor
58	08/20/02	\$14,910.15	Mr. Grocer 187 Ira Ave.	CO #xxxxxxx235	Rick's Smoke Shop ABDEL NASSER JUDEH, (sole proprietor) Annette Judeh, Signor
59	08/20/02	\$14,713.40	Rick's Smoke Shop 45 Midway Plaza	FMB #xxxxxxx970	Rick's Enterprises dba Rick's Smoke Shop I & II Jeffery C. Lake-Owner
60	08/20/02	\$14,848.95	Rick's Smoke Shop I 45 Midway Plaza	FMB #xxxxxxx970	Rick's Enterprises dba Rick's Smoke Shop I & II Jeffery C. Lake-Owner
61	09/10/02	\$14,943.95	Rick's Smoke Shop 45 Midway Plaza	CO #xxxxxxx235	Rick's Smoke Shop ABDEL NASSER JUDEH, (sole proprietor) Annette Judeh, Signor
62	09/10/02	\$14,890.00	Rick's Smoke Shop I 45 Midway Plaza	CO #xxxxxxx235	Rick's Smoke Shop ABDEL NASSER JUDEH, (sole proprietor) Annette Judeh, Signor

**II. THE COUPON REBATE SCHEME**

4. Coupons are legal documents that offer consumers discounts on the purchase of products such as grocery items. The coupons are issued by the manufacturers of products and are often distributed to the public through direct mail to consumers or are attached to products sold. The coupons give a financial discount to the purchaser of a product. The discount is provided by a retailer, who is then entitled to reimbursement from the manufacturer issuing the coupon.

a. Using the same stores, accounts, businesses and individuals identified above, it was further part of the conspiracy that Ribhi M. Kahook, deceased, NASSER M. KAHOOK, and other conspirators at various times during the course of the conspiracy would order quantities of cigarettes purportedly to supply one or more of the stores with inventory, claim promotional rebates based on the retail sale of those inventories, and then later return some of those cigarettes to wholesalers while using coupons from the ordered cigarettes to claim reimbursement as if those coupon's value had been redeemed by the purchaser at retail sale.

b. It was part of the conspiracy that Ribhi M. Kahook, deceased, NASSER M. KAHOOK, and other conspirators at various times during the course of the conspiracy would gather large quantities of coupons from cigarette packages and other sources and submit those coupons to cigarette manufactures to obtain rebates to which they were not entitled.

c. It was further part of the conspiracy that Ribhi M. Kahook, deceased, NASSER M. KAHOOK and other conspirators would redeemed multiple coupons for a consumer in exchange for cartons of cigarettes, exceeding the retail value of the cartons of cigarettes and then claim reimbursement for those coupons as if only one coupon had been refunded at the point of sale.

5. During the course of the conspiracy and to effect its objects, the following overt acts were performed in the Northern District of Ohio, Eastern Division and elsewhere:

**Overt Acts Concerning Coupons**

(1) On February 21, 2004, NASSER M. KAHOOK discussed with

Mansour M. Kahook the fact that Ribhi Kahook had been scamming with cigarettes, his profits reaching \$70,000.

(2) On February 23, 2004, NASSER M. KAHOOK asked Ribhi Kahook if Ribhi had received any checks. Ribhi Kahook replied he had a check from R.J. Reynolds for \$1,300. Ribhi told NASSER he wanted to order four hundred cartons of cigarettes, as it will clear him \$1,200 based upon a \$3 promotional coupon in each carton being offered by Pall Mall. NASSER warned Ribhi to be careful as “we are being watched by the Government.” Ribhi advised NASSER that “the government doesn’t look at something small as long as we do not do something big.”

(3) On February 24, 2004, NASSER M. KAHOOK complained to Jeff Lake that Ribhi Kahook bought over \$110,000 worth of cigarettes in six weeks.

(4) On February 25, 2004, NASSER M. KAHOOK complained to Abu Ibrahim (located at Starfire Express) about Ribhi sending his son Basher to take 56 cases of soda from Starfire Express. NASSER told Ibrahim “we received a check for \$6,000 and another for \$4,000.” NASSER told Ibrahim, on top of all this, he ordered cigarettes for \$10,000 and has a payment to Adco for \$7,500”. NASSER told Ibrahim that Ribhi is hiding the money in his son Basher’s name. NASSER told Ibrahim to write a list of all Ribhi’s cigarette activities.

(5) On February 25, 2004, Ribhi Kahook spoke with NASSER M. KAHOOK and told him he had an order of cigarettes coming tomorrow and not to worry about paying as “we are getting a rebate check from Charlie” and that he was going to pay (Adco) for 500 cartons and then place an order for \$25,000.

(6) On February 25, 2004, an unknown male (UM) told NASSER M. KAHOOK that Ribhi ordered 400 cartons of cigarettes and ordered more for tomorrow “so we can use them for the coupons”. The UM told NASSER “the people from Newport will be coming out to pay us tomorrow”. NASSER asked how many are left and is told only 100. NASSER responded “OUT OF 9,000”. NASSER instructed the UM to check for sure as “we had 7,280 cartons”.

(7) On February 26, 2004, Mansour M. Kahook spoke with NASSER M. KAHOOK about the need for cash and that nobody will question Ribhi when he takes cigarettes “out the back door.” They further discussed that Ribhi didn’t like going to the bank, so he bothers them to do so.

(8) On February 27, 2004, NASSER M. KAHOOK told Abu Sherik, telling him “we need to get together and become a buying power so we can dictate terms”. Sherik told NASSER he is buying a lot of cigarette cartons, gets the deal and then returns them. Sherik agreed they should get together and become a buying power.

(9) On February 27, 2004, (Abu Ibrahim {Rafat Al-Eisawi}) Ibrahim told NASSER M. KAHOOK they had received delivery of cigarettes for \$16,753, mostly Newport brand, and that Ribhi was not there. Ibrahim told NASSER he gave the cigarette company a company check. NASSER asked for a report of yesterday’s transactions.

(10) On February 28, 2004, NASSER M. KAHOOK called Ribhi Kahook at Starz Market and they discussed the amount of money they had available. Ribhi stated he ordered cigarettes for Monday. NASSER and Ribhi discussed Abu Ibrahim’s not wanting to charge people and make good money. Ribhi indicated that yesterday he sold 3 cartons for



\$120 to a woman who had a \$40 coupon.

(11) On March 3, 2004, Ribhi Kahook spoke with NASSER M. KAHOOK concerning the "Winston" people and preparing coupons for redemption. NASSER asked if GUY BOCIAN had gotten some.

(12) On March 12, 2004, Barry Adelman told NASSER M. KAHOOK that Adelman wanted his cigarettes back. NASSER told him to do what he has to do.

(13) On March 15, 2004, Barry Adelman told NASSER M. KAHOOK that Adelman heard they were getting cigarettes from a competing supplier. NASSER M. KAHOOK denied it. Adelman indicated he was going to send a representative to look at the cigarettes for the coupons.

(14) On March 16, 2004, NASSER M. KAHOOK called Ihab at Starfire Express, who told NASSER they were expecting the Newport representative the next day and they would get a big fat check.

(15) On March 22, 2004, NASSER M. KAHOOK spoke with Rafat Al-Eisawi, an individual named but not indicated herein, who reported that Tawfeek brought the money today and they received a check from Phillip Morris. Eisawi will call R.J. Reynolds. NASSER told him to have the money ready.

(16) On March 22, 2004, NASSER M. KAHOOK told Mike (LNU) “just get the cigarette check from him and bring it.”

(17) On March 22, 2004, NASSER M. KAHOOK spoke with Rafat Al-Eisawi, who reported that everything has been processed regarding the coupons. Eisawi told NASSER it takes 4-5 weeks and nothing has been sent by R.J. Reynolds.

(18) On April 12, 2004, NASSER M. KAHOOK asked Rafat Al-Eisawi about the Brown and Williamson check, and they discussed taking cigarettes back.

(19) On April 12, 2004, Mansour M. Kahook asked NASSER M. KAHOOK about the Brown and Williamson check that Abu Ibrahim {Rafat Al-Eisawi} had received.

(20) On May 5, 2004, NASSER M. KAHOOK asked Ihab Traish if “she” had counted the coupons yet. NASSER asked the amount, probably \$11,000.

(21) On May 12, 2004, James Lucas spoke with Ribhi Kahook and told him about getting a subpoena regarding R.J. Reynolds. Ribhi and Lucas discussed an attorney to represent Lucas. Ribhi and Lucas will meet at 8 a.m. tomorrow.

(22) On May 12, 2004, Mansour M. Kahook told NASSER M. KAHOOK that the “cross eyed” man (Lucas) called Ribhi. Mansour told NASSER that they will meet at 8 a.m. tomorrow.

(23) On May 14, 2004, Ribhi Kahook told Mansour M. Kahook that he told (the person he had met with) to hire the attorney Na’el recommended. Mansour M. Kahook asked if he was going to hire the attorney. Mansour M. Kahook said that the important thing was that “he do what Na’el said and not get scared.”

(24) On May 14, 2004, Tawfeek Kahook discussed with NASSER M. KAHOOK an attorney who would represent the “cross eyed guy”.

(25) Between August 31, 2004 and July 19, 2005 Carolina Manufacturing Services, an agent of R. J. Reynolds in Winston Salem, N.C., mailed checks to Starfire Express in Akron, Ohio totaling \$67,876.28 based upon coupons fraudulently presented for reimbursement.

All in violation of Title 18, United States Code, Section 371.

The Grand Jury further charges:

**COUNTS 2-31**

**AIDING AND ABETTING MAIL FRAUD**

6. Paragraphs 2 through 5 of Count 1 are incorporated by reference and realleged as if fully rewritten herein.

7. On or about the dates listed below, Ribhi M. Kahook, deceased, and defendants NASSER M. KAHOOK, aka NORMAN, and ABDEL NASSER JUDEH, aided and abetted Ribhi Kahook as listed by the defendant or defendants below in individual counts, on or about the dates listed below, in the Northern District of Ohio, Eastern Division, and elsewhere, for the purpose of executing the scheme and artifice and attempting so to do, caused to be placed in any post office and any authorized depository for mail matter, a matter or thing, to wit: checks issued by R.J. Reynold Tobacco Company located in Winston Salem, North Carolina. The checks issued by R.J. Reynolds Tobacco Company were mailed and caused to be delivered by mail, to the listed entities according to the directions thereon in

Ohio, to wit, the stores operated by said defendant or defendants, to pay the fake and fraudulent claims, which checks were to be sent and delivered by the United States Postal Service as set forth below.

<u>Count #</u>	<u>Date Mailed</u>	<u>Check Amount</u>	<u>Payee/Claimant Addressee</u>	<u>Deposited to Account</u>	<u>Defendants Charged</u>
2	04/02/02	\$9,877.50	Mr. Grocer	Rick' s Smoke Shop CO #xxxxxxx235	ABDEL NASSER JUDEH
3	04/02/02	\$12,152.00	Mr. Grocer	Rick' s Smoke Shop CO #xxxxxxx235	ABDEL NASSER JUDEH
4	04/03/02	\$13,628.80	Rick's Smoke Shop	Rick' s Smoke Shop CO #xxxxxxx235	ABDEL NASSER JUDEH
5	04/16/02	\$13,483.00	Rick's Smoke Shop	Rick' s Smoke Shop CO #xxxxxxx235	ABDEL NASSER JUDEH
6	04/16/02	\$6,356.50	Tobacco Emporium	ABDEL NASSER JUDEH, dba Mr. Grocer's Food Market RepB #xxxxxxx317	ABDEL NASSER JUDEH
7	04/25/02	\$8,239.85	Mr. Grocers	Rick' s Smoke Shop CO #xxxxxxx235	ABDEL NASSER JUDEH
8	04/26/02	\$8,027.65	Rick's Smoke Shop	Rick' s Smoke Shop CO #xxxxxxx235	ABDEL NASSER JUDEH
9	04/26/02	\$14,995.50	Tobacco Emporium	Rick' s Smoke Shop CO #xxxxxxx235	ABDEL NASSER JUDEH
10	04/26/02	\$13,825.30	University Market	Rick' s Smoke Shop CO #xxxxxxx235	ABDEL NASSER JUDEH
11	05/14/02	\$14,151.60	Mr. Grocers	Rick' s Smoke Shop CO #xxxxxxx235	ABDEL NASSER JUDEH
12	05/20/02	\$14,844.40	Rick's Smoke Shop I	Rick' s Smoke Shop CO #xxxxxxx235	ABDEL NASSER JUDEH
13	05/31/02	\$14,729.45	Mr. Grocers	Rick' s Smoke Shop CO #xxxxxxx235	ABDEL NASSER JUDEH

14	06/03/02	\$14,987.05	Rick' Smoke Shop I	Rick's Enterprises dba Rick's Smoke Shop I & II Jeffery C. Lake FMB #xxxxxxx970	NASSER M. KAHOOK
15	06/03/02	\$14,999.50	Rick's Smoke Shop	Rick' s Smoke Shop CO #xxxxxxx235	ABDEL NASSER JUDEH
16	06/19/02	\$14,776.80	Mr. Grocers	Rick's Enterprises dba Rick's Smoke Shop I & II Jeffery C. Lake FMB #xxxxxxx970	NASSER M. KAHOOK
17	06/20/02	\$14,787.80	Rick's Smoke Shop I	Rick's Enterprises dba Rick's Smoke Shop I & II Jeffery C. Lake FMB #xxxxxxx970	NASSER M. KAHOOK
18	06/20/02	\$13,688.85	Rick's Smoke Shop	Rick's Enterprises dba Rick's Smoke Shop I & II Jeffery C. Lake FMB #xxxxxxx970	NASSER M. KAHOOK
19	07/10/02	\$14,994.15	Rick's Smoke Shop I	Rick's Enterprises dba Rick's Smoke Shop I & II Jeffery C. Lake FMB #xxxxxxx970	NASSER M. KAHOOK
20	07/11/02	\$14,999.25	Mr. Grocer's	Rick' s Smoke Shop CO #xxxxxxx235	ABDEL NASSER JUDEH
21	07/11/02	\$8,552.40	University Market	Rick' s Smoke Shop CO #xxxxxxx235	ABDEL NASSER JUDEH
22	07/11/02	\$14,913.65	Rick's Smoke Shop	Rick's Enterprises dba Rick's Smoke Shop I & II Jeffery C. Lake FMB #xxxxxxx970	NASSER M. KAHOOK
23	08/02/02	\$13,414.20	Mr. Grocers	Rick's Enterprises dba Rick's Smoke Shop I & II Jeffery C. Lake FMB #xxxxxxx970	NASSER M. KAHOOK
24	08/05/02	\$14,734.10	Rick's Smoke Shop I	Rick' s Smoke Shop CO #xxxxxxx235	ABDEL NASSER JUDEH

25	08/05/02	\$14,013.65	Rick's Smoke Shop	Rick' s Smoke Shop CO #xxxxxxx235	ABDEL NASSER JUDEH
26	08/19/02	\$14,910.15	Mr. Grocer	Rick' s Smoke Shop CO #xxxxxxx235	ABDEL NASSER JUDEH
27	08/20/02	\$14,848.95	Rick's Smoke Shop I	Rick's Enterprises dba Rick's Smoke Shop I & II Jeffery C. Lake FMB #xxxxxxx970	NASSER M. KAHOOK
28	08/20/02	\$14,713.50	Rick's Smoke Shop I	Rick's Enterprises dba Rick's Smoke Shop I & II Jeffery C. Lake FMB #xxxxxxx970	NASSER M. KAHOOK
29	09/10/02	\$14,890.00	Rick's Smoke Shop I	Rick' s Smoke Shop CO #xxxxxxx235	ABDEL NASSER JUDEH
30	09/10/02	\$14,943.95	Rick's Smoke Shop	Rick' s Smoke Shop CO #xxxxxxx235	ABDEL NASSER JUDEH
31	09/10/02	\$14,941.35	Mr. Grocers	ABDEL NASSER JUDEH, dba Mr. Grocer's Food Market RepB #xxxxxxx317	ABDEL NASSER JUDEH

All in violation of Title 18, United States Code, Section 1341.

The Grand Jury further charges:

**COUNT 32**

**MONEY LAUNDERING CONSPIRACY**

8. From on or about April 2000 and continuing through September 2002, in the Northern District of Ohio, Eastern Division and elsewhere, Ribhi M. Kahook, deceased, NASSER M. KAHOOK, aka NORMAN, ABDEL NASSER JUDEH, GUY M. BOCIAN, and MOHAMMAD R. KAHOOK, aka MIKE ALKHUQ, willfully and knowingly combined, conspired, confederated and agreed with each other and others known to the

Grand Jury to conduct financial transactions affecting interstate and foreign commerce, to wit, the depositing of R. J. Reynolds Tobacco Company checks which had been obtained by fraud and the distribution and movement of the proceeds of those checks by taking cash or writing new checks on their accounts, which money, funds and credits involved the proceeds of specified unlawful activity, to wit, mail fraud as alleged in Count 1 of this indictment.

These transactions were conducted knowing that the transactions were designed in whole or in part to conceal and disguise the nature, source, ownership, and control of the proceeds of a specified unlawful activity, and that while conducting such financial transactions they knew that the property involved in the transactions represented the proceeds of some form of unlawful activity.

All in violation of Title 18, United States Code, Sections 1956(a)(1) and (h).

**OVERT ACTS**

9. During the course of the conspiracy and to effect its objects, the conspirators preformed the following overt acts in the Northern District of Ohio, Eastern Division and elsewhere:

a. On or about April 28, 2000, NASSER M. KAHOOK, aka Norman, opened business account #629247905 at Bank One, University Park Banking Center, Akron, Ohio, as sole proprietor: "Starfire Express 47". 1487 Canton Road, Akron, OH 44312.

b. On or about October 20, 2000, MOHAMMAD R. KAHOOK, aka MIKE ALKHUQ, opened business account #xxxxxxx321 at Bank One, University Park Banking Center, Akron, Ohio, as sole proprietor: "Little Mike's Market," MOHAMMAD

RIBHI KAHOOK 187 Ira Avenue, Akron, Ohio 44312..

c. On or about May 1, 2001, MOHAMMAD RIBHI KAHOOK, aka Little Mike, opened business account #xxxxxxx368 at Fifth Third Bank, Akron, Ohio, as "Mohammad R. Kahook, dba Little Mike's Market," 145 Ira Avenue, Akron, Ohio 44312..

d. Prior to and during 2001, Fuad Kahook and Mansour Kahook maintained business checking account #xxxxxx439 with Bank One, Akron Ohio as a corporation: "University Market" 300 E. Exchange Street, Akron, Ohio.

e. Prior to and during 2001, Fuad Kahook and Mansour Kahook maintained business checking account #xxxxxxx527 with Bank One, Akron Ohio as a proprietorship: "Zip Market" otherwise known as University Zip Food Market, 300 E. Exchange Street, Akron, Ohio.

f. On or about July 27, 2001, GUY M. BOCIAN opened business account #xxxxxxx878 at Second National Bank, Warren, Ohio, as a sole proprietor: "Guy Bocian dba The Tobacco Emporium", 1705 Massillon Rd. Akron, Ohio.

g. During 2001 and 2002, Jeffrey C. Lake, named but not charged in this indictment, maintained a business checking account #xxxxxxx208 with Second National Bank, Warren, Ohio, as a sole proprietor: "Jeffrey C. Lake dba Massillon Road Auto Sales", 1705 Massillon Rd. Akron, Ohio.

h. On or about, September 1, 2001, ABDEL NASSER JUDEH opened business account #xxxxxxx525 at First Merit Bank, 693 Canton Road, Akron, Ohio, as a sole proprietor: "Abdel Nasser Judah dba Rich's Smoke Shop," 172 Indian Hills Drive, Tallmadge, Ohio 44278.



i. On or about October 9, 2001, Mansour M. Kahook opened business account #xxxxxxx569 at North Akron Savings, Akron, Ohio, as a sole proprietor: “Mansour M. Kahook dba University Market”, 300 E. Exchange Street, Akron, Ohio.

j. On or about October 1, 2002, ABDEL NASSER JUDEH opened business account #xxxxxxx584 at First Merit Bank, 1411 South Arlington Street, Akron, Ohio, as a sole proprietor: “Abdel Nasser Judeh dba Mr. Grocer’s Food Market”, 187 IRA Ave, Akron, Ohio 44301.

k. On or about December 12, 2001, ABDEL NASSER JUDEH opened a business account #xxxxxxx235 at Charter One Bank, Akron, Ohio, as a sole proprietor: “Rick’s Smoke Shop, ” 172 Indian Hills Drive, Tallmadge, Ohio 44278.

l. On or about January 2, 2002, ABDEL NASSER JUDEH opened business account #xxxxxxx317 at Republic Bank, 3009 Smith Rd., Fairlawn, Ohio, as a sole proprietor: “Abdel Nasser Judeh dba Mr. Grocer’s Food Market, 172 Indian Hills Drive, Tallmadge, Ohio.

m. On or about May 29, 2002, Jeffrey C. Lake opened business account #xxxxxxx970 at First Merit Bank, 1502 Canton Road, Akron, Ohio, as a corporation: “Rick’s Enterprises Inc. dba Rick’s Smoke Shop I and II ”, 45 Midway Plaza, Tallmage, Ohio.

10. On or about the dates listed below Ribhi Kahook, deceased, and MOHAMMAD RIBHI KAHOOK, caused to be deposited the following checks from R. J. Reynolds Tobacco Company, each being acquired by fraud and each such transaction being an overt act, and following which deposit related transactions in Paragraph 11 were completed.

<u>Overt Act #</u>	<u>Date of Deposit</u>	<u>Payee</u>	<u>Amount Deposited</u>	<u>R. J. Reynolds Instrument Number</u>	<u>Deposited to Account Number</u>
1	1/5/2001	Starfire Express	\$8,243.75	2034855601	BO #xxxxxxx321
1	1/5/2001	Little Mikes Market	\$6,061.50	2034843401	BO #xxxxxxx321
1	1/8/2001	Kenny's Market	\$5,052.50	2034858401	BO #xxxxxxx321
2	2/12/2001	Little Mikes Market	\$4,725.25	2040017401	BO #xxxxxxx321
2	2/13/2001	Kenny's Market	\$6,919.56	204026201	BO #xxxxxxx321
2	2/14/2001	Starfire Express #52	\$8,042.08	2039667401	BO #xxxxxxx321
3	4/20/2001	Mike Alkhuq	\$5,681.50	2048160601	BO #xxxxxxx321
3	4/20/2001	Mike Alkhuq	\$9,145.00	2048160701	BO #xxxxxxx321
4	4/24/2001	Kenny's Market	\$9,534.50	2048459001	BO #xxxxxxx321
5	7/10/2001	Mike Alkhuq	\$8,868.50	2058583401	BO #xxxxxxx321
5	7/10/2001	Mike Alkhuq	\$8,432.20	2058583501	BO #xxxxxxx321
5	7/16/2001	Mike Alkhuq	\$14,227.00	2057458101	BO #xxxxxxx321
6	8/14/2001	Mike Alkhuq	\$14,088.30	0192358301	BO #xxxxxxx321
6	8/14/2001	Mike Alkhug	\$1,020.00	0047591801	BO #xxxxxxx321
7	8/27/2001	Mr. Grocer	\$10,735.55	2066553301	BO #xxxxxxx321
8	9/14/2001	Starfire Express	\$5,449.15	2069140401	FTB#xxxxxx368
8	9/25/2002	Mr. Grocers	\$9,974.85	2070779701	FTB #xxxxxx368

11. On or about the dates listed below Rihbi Kahook and MOHAMMAD RIBHI KAHOOK caused the currency, as set forth below, to be withdrawn, or checks to be cashed or negotiated which financial transactions involved, in whole or in part, the proceeds of the above deposits listed in paragraph 10.

<u>Overt Act #</u>	<u>Check #</u>	<u>Date</u>	<u>Payee</u>	<u>Amount</u>	<u>Account Name</u>	<u>From Account #</u>
1A	1022	1/8/2001	Ribhi Kahook	\$1,900.00	Little Mike's Market	BO #xxxxxxx321

1B	1025	1/10/2001	Ribhi Kahook	\$3,000.00	Little Mike's Market	BO #xxxxxxx321
1C	1026	1/4/2001	Cash	\$2,900.00	Little Mike's Market	BO #xxxxxxx321
1D	1027	1/5/2001	241 Auto	\$4,000.00	Little Mike's Market	BO #xxxxxxx321
1E	1030	1/10/2001	Ribhi Kahook	\$5,000.00	Little Mike's Market	BO #xxxxxxx321
2A	1051	2/13/2001	Starfire #47	\$4,491.00	Little Mike's Market	BO #xxxxxxx321
2B	1053	2/20/2001	Ribhi Kahook	\$6,000.00	Little Mike's Market	BO #xxxxxxx321
2C	1056	2/15/2001	Starfire #47	\$17,000.00	Little Mike's Market	BO #xxxxxxx321
2D	1058	2/16/2001	Nidal Kahook	\$15,000.00	Little Mike's Market	BO #xxxxxxx321
3A	1149	4/23/2001	Summer Kahook	\$5,000.00	Little Mike's Market	BO #xxxxxxx321
3B	1147	4/19/2001	Cash	\$1,600.00	Little Mike's Market	BO #xxxxxxx321
4A	1137	4/26/2001	Summer Kahook	\$10,000.00	Little Mike's Market	BO #xxxxxxx321
4B	1162	5/3/2001	ADCO	\$3,700.00	Little Mike's Market	BO #xxxxxxx321
4C	1159	5/1/2001	Summer Kahook	\$5,000.00	Little Mike's Market	BO #xxxxxxx321
5A	1214	7/13/2001	ADCO	\$5,128.05	Little Mike's Market	BO #xxxxxxx321
5B	1186	7/13/2001	Summer Kahook	\$5,000.00	Little Mike's Market	BO #xxxxxxx321
5C	1212	7/13/2001	University Market	\$2,500.00	Little Mike's Market	BO #xxxxxxx321
5D	1210	7/13/2001	University Market	\$2,500.00	Little Mike's Market	BO #xxxxxxx321
5E	1187	7/13/2001	Summer Kahook	\$5,000.00	Little Mike's Market	BO #xxxxxxx321
5F	1217	7/17/2001	Contemporary Renovations	\$2,500.00	Little Mike's Market	BO #xxxxxxx321

5G	1218	7/17/2001	Cash	\$1,000.00	Little Mike's Market	BO #xxxxxx321
5H	1226	7/25/2001	Yusera Atta	\$5,000.00	Little Mike's Market	BO #xxxxxx321
5I	1227	7/31/2001	Summer Kahook	\$5,000.00	Little Mike's Market	BO #xxxxxx321
6A	1254	8/14/2001	Cash (Ribhi Kahook)	\$10,000.00	Little Mike's Market	BO #xxxxxx321
6B	1252	8/13/2001	Summer Kahook	\$10,000.00	Little Mike's Market	BO #xxxxxx321
6C	1249	8/13/2001	Yusera Atta	\$7,000.00	Little Mike's Market	BO #xxxxxx321
7A	1276	8/27/2001	University Market	\$1,500.00	Little Mike's Market	BO #xxxxxx321
7B	1280	8/29/2001	ADCO	\$3,000.00	Little Mike's Market	BO #xxxxxx321
7C	1279	8/29/2001	Tobacco Emporium	\$3,040.00	Little Mike's Market	BO #xxxxxx321
7D	1301	9/1/2001	Cash (Ribhi Kahook)	\$4,000.00	Little Mike's Market	BO #xxxxxx321
7E	1302	9/1/2001	Cash (Ribhi Kahook)	\$2,000.00	Little Mike's Market	BO #xxxxxx321
8A	1135	9/17/2001	Starfire Express	\$6,449.00	Little Mike's Market	FTB #xxxxxx368
8B	1147	9/28/2001	Kay's Auto Sales	\$5,305.00	Little Mike's Market	FTB #xxxxxx368

12. On or about the dates listed below Ribhi Kahook, deceased, and ABDEL NASSER JUDEH, caused to be deposited the following checks from R. J. Reynolds Tobacco

Company, each being acquired by mail fraud and each such transaction being an overt act, and following said deposits related transactions in Paragraph 13 were completed:

<b>Overt Act #</b>	<b>Date of Deposit</b>	<b>Payee</b>	<b>Amount Deposited</b>	<b>R. J. Reynolds Instrument Number</b>	<b>Deposited to Account Number</b>
9	10/26/2001	Mr. Grocer	\$11,071.50	2075021101	FMB #xxxxxxx584
10	11/19/2001	Mr. Grocer	\$7,801.20	2078400801	FMB #xxxxxxx584
11	12/06/2001	Mr. Grocer	\$10,665.55	2080697001	FMB #xxxxxxx584
12	12/20/2001	Mr. Grocer	\$8,038.15	2082708601	FMB #xxxxxxx584
13	1/10/2002	Rick's Smoke Shop	\$10,212.50	2085391902	CO #xxxxxxx235
14	1/14/2002	Mr. Grocer	\$13,680.80	2085371702	RepB #xxxxxxx317
15	1/29/2002	Rick's Smoke Shop	\$12,962.40	2088006102	RepB #xxxxxxx317
15	1/29/2002	Mr. Grocer	\$14,827.00	2087987102	RepB #xxxxxxx317
16	2/20/2002	Rick's Smoke Shop	\$14,942.50	2091491102	RepB #xxxxxxx317
16	2/20/2002	Mr. Grocer	\$14,408.55	2091473202	RepB #xxxxxxx317
17	3/5/2002	Mr. Grocer	\$12,376.75	2093806402	CO #xxxxxxx235
17	3/5/2002	Rick's Smoke Shop	\$14,210.50	2093821502	CO #xxxxxxx235
18	3/21/2002	Rick's Smoke Shop	\$14,927.05	2096531102	RepB #xxxxxxx317
18	3/21/2002	Mr. Grocer	\$14,407.15	2096494502	RepB #xxxxxxx317
19	4/5/2002	Mr. Grocer	\$12,152.00	2099498802	CO #xxxxxxx235
19	4/5/2002	Rick's Smoke Shop	\$13,628.80	2099520909	CO #xxxxxxx235
20	4/18/2002	Best Gas	\$5,758.05	2101255002	RepB #xxxxxxx317
21	4/19/2002	Rick's Smoke Shop	\$13,483.00	2101500502	CO #xxxxxxx235
21	4/19/2002	Mr. Grocer	\$9,877.50	2101468406	CO #xxxxxxx235
20	4/22/2002	Tobacco Emporium	\$6,356.50	2101479502	RepB #xxxxxxx317
22	4/29/2002	Mr. Grocer	\$8,239.85	2104813202	CO #xxxxxxx235
22	4/29/2002	University Market	\$13,825.30	2104872602	CO #xxxxxxx235
22	4/29/2002	Tobacco Emporium	\$14,995.50	2104817702	CO #xxxxxxx235
22	4/29/2002	Rick's Smoke Shop	\$8,027.65	2104829302	CO #xxxxxxx235

23	5/17/2002	Mr. Grocer	\$14,151.60	2109358402	CO #xxxxxxx235
24	5/23/2002	Rick's Smoke Shop	\$14,844.40	2110211202	CO #xxxxxxx235
25	6/6/2002	Rick's Smoke Shop	\$14,999.50	2114644502	CO #xxxxxxx235
25	6/6/2002	Mr. Grocer	\$14,729.45	2114392002	CO #xxxxxxx235
26	7/15/2002	Mr. Pantry	\$2,128.15	2126978602	CO #xxxxxxx235
26	7/15/2002	Mr. Grocer	\$14,999.25	2126722302	CO #xxxxxxx235
26	7/15/2002	University Market	\$8,552.40	2126774202	CO #xxxxxxx235
27	8/12/2002	Rick's Smoke Shop	\$14,734.10	2135984802	CO #xxxxxxx235
27	8/12/2002	Rick's Smoke Shop	\$14,013.65	2135984702	CO #xxxxxxx235
28	8/20/2002	Mr. Grocer	\$14,910.15	2145149902	CO #xxxxxxx235
29	9/16/2002	Rick's Smoke Shop	\$14,890.00	2152137502	CO #xxxxxxx235
29	9/16/2002	950 Copley Road	\$14,267.25	2152148002	CO #xxxxxxx235
29	9/16/2002	Rick's Smoke Shop	\$14,943.95	2152137402	CO #xxxxxxx235

13. On or about the dates listed below Ribhi Kahook, deceased, and ABDEL NASSER JUDEH caused currency, as set forth below to be withdrawn, or checks to be cashed, or negotiated which financial transactions involved, in whole or in part, the proceeds of the above deposits listed in paragraph 12.

<u>Overt Act #</u>	<u>Check #</u>	<u>Date Cleared</u>	<u>Payee</u>	<u>Amount</u>	<u>Account Name</u>	<u>Account #</u>
9A	1009	10/26/2001	Ribhi M. Kahook	\$5,000.00	Abdel Nasser Judeh dba Mr. Grocer's (sole proprietor)	FMB #xxxxxxx584
9B	1013	10/29/2001	Abdel N. Judeh	\$7,000.00	Abdel Nasser Judeh dba Mr. Grocer's (sole proprietor)	FMB #xxxxxxx584
9C	1014	10/29/2001	Nasser Kahook	\$9,500.00	Abdel Nasser Judeh dba Mr. Grocer's (sole proprietor)	FMB #xxxxxxx584
10A	1047	11/28/2001	Ribhi M. Kahook	\$3000.00	Abdel Nasser Judeh dba Mr. Grocer's (sole proprietor)	FMB #xxxxxxx584

10B	1012	11/29/01	Starfire Express	\$3,250.00	Abdel Nasser Judeh dba Mr. Grocer's (sole proprietor)	FMB #xxxxxxx584
11A	1514	12/10/2001	ADCO	\$10,619.26	Abdel Nasser Judeh dba Mr. Grocer's (sole proprietor)	FMB #xxxxxxx584
11B	1513	12/12/2001	Ribhi M. Kahook	\$5,000.00	Abdel Nasser Judeh dba Mr. Grocer's (sole proprietor)	FMB #xxxxxxx584
12A	1521	12/24/2001	Anchor	\$1,000.00	Abdel Nasser Judeh dba Mr. Grocer's (sole proprietor)	FMB #xxxxxxx584
12B	1530	12/24/2001	Abdel N. Judeh	\$5,000.00	Abdel Nasser Judeh dba Mr. Grocer's (sole proprietor)	FMB #xxxxxxx584
12C	1532	12/27/2001	Abdel N. Judeh	\$3,000.00	Abdel Nasser Judeh dba Mr. Grocer's (sole proprietor)	FMB #xxxxxxx584
12D	1536	1/10/2002	Ribhi M. Kahook	\$3,000.00	Abdel Nasser Judeh dba Mr. Grocer's (sole proprietor)	FMB #xxxxxxx584
13A	1008	1/16/2002	ADCO	\$4,824.94	Rick's Smoke Shop (sole proprietorship)	CO #xxxxxxx235
13B	1012	1/22/2002	Abdel N. Judeh	\$2,000.00	Rick's Smoke Shop (sole proprietorship)	CO #xxxxxxx235
13C	1009	1/23/2002	ADCO	\$5,360.68	Rick's Smoke Shop (sole proprietorship)	CO #xxxxxxx235
14A	1002	1/14/2002	Summr Afaneh	\$1,100.00	Abdel Nasser Judeh dba Mr. Grocer's Food Market (sole proprietorship)	RepB #xxxxxxx317
15A	1011	1/29/2002	Cash (Ribhi Kahook)	\$7,000.00	Abdel Nasser Judeh dba Mr. Grocer's Food Market (sole proprietorship)	RepB #xxxxxxx317
15B	1012	1/31/2002	Cash (Rick's Smoke Shop)	\$13,513.66	Abdel Nasser Judeh dba Mr. Grocer's Food Market (sole proprietorship)	RepB #xxxxxxx317
15C	1014	1/30/2002	Cash (Abdel N. Judeh)	\$15,000.00	Abdel Nasser Judeh dba Mr. Grocer's Food Market (sole proprietorship)	RepB #xxxxxxx317

15D	1013	1/30/2002	Cash (Abdel N. Judeh)	\$1,640.00	Abdel Nasser Judeh dba Mr. Grocer's Food Market (sole proprietorship)	RepB #xxxxxxx317
15E	1015	2/1/2002	Abdel Nasser Judeh	\$2,000.00	Abdel Nasser Judeh dba Mr. Grocer's Food Market (sole proprietorship)	RepB #xxxxxxx317
15F	1016	2/5/2002	Yusera Atta	\$5,000.00	Abdel Nasser Judeh dba Mr. Grocer's Food Market (sole proprietorship)	RepB #xxxxxxx317
15G	1017	2/4/2002	Cash	\$2,800.00	Abdel Nasser Judeh dba Mr. Grocer's Food Market (sole proprietorship)	RepB #xxxxxxx317
15H	1018	2/7/2002	Rick's Smoke Shop	\$7,828.00	Abdel Nasser Judeh dba Mr. Grocer's Food Market (sole proprietorship)	RepB #xxxxxxx317
15I	1019	2/7/2002	Yusera Atta	\$4,000.00	Abdel Nasser Judeh dba Mr. Grocer's Food Market (sole proprietorship)	RepB #xxxxxxx317
15J	1020	2/6/2002	Cash (Ribhi M. Kahook)	\$7,500.00	Abdel Nasser Judeh dba Mr. Grocer's Food Market (sole proprietorship)	RepB #xxxxxxx317
16A	1027	2/20/2002	Cash (Ribhi Kahook)	\$10,000	Abdel Nasser Judeh dba Mr. Grocer's Food Market (sole proprietorship)	RepB #xxxxxxx317
16B	1034	2/22/2002	Cash (Abdel Nasser Judeh)	\$20,000	Abdel Nasser Judeh dba Mr. Grocer's Food Market (sole proprietorship)	RepB #xxxxxxx317
16C	1036	2/26/2002	Yusera Atta	\$2,500	Abdel Nasser Judeh dba Mr. Grocer's Food Market (sole proprietorship)	RepB #xxxxxxx317
17A	1028	3/7/2002	Barbara Kahook	\$9,500.00	Rick's Smoke Shop (sole proprietorship)	CO #xxxxxxx235
17B	1011	3/8/2002	Yusera Atta	\$6,000.00	Rick's Smoke Shop (sole proprietorship)	CO #xxxxxxx235



17C	1039	3/14/2002	Smoker's Etc.	\$13,000.00	Rick's Smoke Shop (sole proprietorship)	CO #xxxxxxx235
18A	1049	3/22/2001	Cash	\$18,000.00	Abdel Nasser Judeh dba Mr. Grocer's Food Market (sole proprietorship)	RepB #xxxxxxx317
18B	1052	3/26/2002	Cash	\$5,000.00	Abdel Nasser Judeh dba Mr. Grocer's Food Market (sole proprietorship)	RepB #xxxxxxx317
19A	1059	4/9/2002	Cash (Barbara Miller)	\$5,000.00	Rick's Smoke Shop (sole proprietorship)	CO #xxxxxxx235
19B	1058	4/9/2002	Barbara Miller	\$5,025.00	Rick's Smoke Shop (sole proprietorship)	CO #xxxxxxx235
19C	1063	4/9/2002	Mohammad Kahook	\$3,000.00	Rick's Smoke Shop (sole proprietorship)	CO #xxxxxxx235
19D	1060	4/9/2002	Abdel N. Judeh	\$600.00	Rick's Smoke Shop (sole proprietorship)	CO #xxxxxxx235
20A	Debit Memo	4/9/2002	Purchase of 5yr Certificate of Deposit	\$5000.00	Abdel Nasser Judeh dba Starz Enterprises, Inc.	RepB #xxxxxxx317
19E	1045	4/10/2002	Anchor	\$3,900.00	Rick's Smoke Shop (sole proprietorship)	CO #xxxxxxx235
19F	1046	4/12/2002	Anchor	\$5,000.00	Rick's Smoke Shop (sole proprietorship)	CO #xxxxxxx235
20B	1501	4/15/2002	Cash (Starz Enterprises)	\$1,500.00	Abdel Nasser Judeh dba Starz Enterprises, Inc.	RepB #xxxxxxx317
20C	1503	4/19/2002	Yusera Atta	\$4,500.00	Abdel Nasser Judeh dba Starz Enterprises, Inc.	RepB #xxxxxxx317
21A	1075	4/18/2002	Annette Judeh	\$1,300.00	Rick's Smoke Shop (sole proprietorship)	CO #xxxxxxx235
21B	1083	4/22/2002	Annette Judeh	\$2,000.00	Rick's Smoke Shop (sole proprietorship)	CO #xxxxxxx235
20D	1502	4/23/2002	Starz Enterprises	\$10,000.00	Abdel Nasser Judeh dba Starz Enterprises, Inc.	RepB #xxxxxxx317
21C	1064	4/23/2002	Anchor	\$5,304.99	Rick's Smoke Shop (sole proprietorship)	CO #xxxxxxx235

21D	1079	4/23/2002	Unknown	\$10,000	Rick's Smoke Shop (sole proprietorship)	CO #xxxxxxx235
21E	1069	4/24/2002	Ribhi Kahook	\$2,500.00	Rick's Smoke Shop (sole proprietorship)	CO #xxxxxxx235
21F	1078	4/24/2002	Cash (University Market)	\$4,460.00	Rick's Smoke Shop (sole proprietorship)	CO #xxxxxxx235
20E	1504	4/30/2001	Mr. Grocer	\$9,000.00	Abdel Nasser Judeh dba Starz Enterprises, Inc.	RepB #xxxxxxx317
22A	1092	5/1/2002	Annette Judeh	\$8,000.00	Rick's Smoke Shop (sole proprietorship)	CO #xxxxxxx235
22B	1032	5/3/2002	ADCO	\$3,000.00	Rick's Smoke Shop (sole proprietorship)	CO #xxxxxxx235
22C	1093	5/3/2002	Mohammad Kahook	\$4,000.00	Rick's Smoke Shop (sole proprietorship)	CO #xxxxxxx235
22D	1094	5/3/2002	Mohammad Kahook	\$9,000.00	Rick's Smoke Shop (sole proprietorship)	CO #xxxxxxx235
22E	1100	5/6/2002	Annette Judeh	\$3,000.00	Rick's Smoke Shop (sole proprietorship)	CO #xxxxxxx235
22F	1091	5/7/2002	Anchor	\$9,299.55	Rick's Smoke Shop (sole proprietorship)	CO #xxxxxxx235
22G	1098	5/8/2002	Cash (Nunzie Fragola)	\$17,000.00	Rick's Smoke Shop (sole proprietorship)	CO #xxxxxxx235
23A	1116	5/20/2002	ADCO	\$3,688.80	Rick's Smoke Shop (sole proprietorship)	CO #xxxxxxx235
23B	1117	5/20/2002	ADCO	\$654.54	Rick's Smoke Shop (sole proprietorship)	CO #xxxxxxx235
23C	1130	5/21/2002	Annette Judeh	\$8,100.00	Rick's Smoke Shop (sole proprietorship)	CO #xxxxxxx235
24A	1119	5/24/2002	Anchor	\$12,198.35	Rick's Smoke Shop (sole proprietorship)	CO #xxxxxxx235
23D	1120	5/28/2002	Ali Hammoudeh	\$5,000.00	Rick's Smoke Shop (sole proprietorship)	CO #xxxxxxx235
24B	1122	5/29/2002	Cash (Starz)	\$1,322.00	Rick's Smoke Shop (sole proprietorship)	CO #xxxxxxx235
24C	1132	5/28/2002	Adco	\$1,174.20	Rick's Smoke Shop (sole proprietorship)	CO #xxxxxxx235
25A	1134	5/31/2002	Annette Judeh	\$5,000.00	Rick's Smoke Shop (sole proprietorship)	CO #xxxxxxx235

25B	1033	6/3/2002	ADCO	\$2,000.00	Rick's Smoke Shop (sole proprietorship)	CO #xxxxxxx235
25C	1144	6/10/2002	Yusera Atta	\$8,000.00	Rick's Smoke Shop (sole proprietorship)	CO #xxxxxxx235
25D	1143	6/10/2002	ADCO	\$11,126.90	Rick's Smoke Shop (sole proprietorship)	CO #xxxxxxx235
25E	1141	6/11/2002	Anchor	\$9,891.00	Rick's Smoke Shop (sole proprietorship)	CO #xxxxxxx235
25F	1145	6/11/2002	Mohammad Kahook	\$1,500.00	Rick's Smoke Shop (sole proprietorship)	CO #xxxxxxx235
25G	1142	6/11/2002	Abdel N. Judeh	\$600.00	Rick's Smoke Shop (sole proprietorship)	CO #xxxxxxx235
26A	1169	7/18/2002	Abdel N. Judeh	\$2,000.00	Rick's Smoke Shop (sole proprietorship)	CO #xxxxxxx235
26B	1174	7/22/2002	Abdel N. Judeh	\$5,000.00	Rick's Smoke Shop (sole proprietorship)	CO #xxxxxxx235
26C	1176	7/22/2002	Abdel N. Judeh	\$5,000.00	Rick's Smoke Shop (sole proprietorship)	CO #xxxxxxx235
26D	1175	7/23/2002	Abdel N. Judeh	\$400.00	Rick's Smoke Shop (sole proprietorship)	CO #xxxxxxx235
26E	1178	7/25/2002	Abdel N. Judeh	\$6,000.00	Rick's Smoke Shop (sole proprietorship)	CO #xxxxxxx235
26F	1180	7/30/2002	Abdel N. Judeh	\$500.00	Rick's Smoke Shop (sole proprietorship)	CO #xxxxxxx235
26G	1179	7/31/2002	Anchor	\$1,178.40	Rick's Smoke Shop (sole proprietorship)	CO #xxxxxxx235
27A	1191	8/13/2002	Tay Foods, Inc.	\$5,000.00	Rick's Smoke Shop (sole proprietorship)	CO #xxxxxxx235
27B	1198	8/16/2002	Annette Judeh	\$9,500.00	Rick's Smoke Shop (sole proprietorship)	CO #xxxxxxx235
27C	1199	8/17/2002	Ben Laston	\$9,500.00	Rick's Smoke Shop (sole proprietorship)	CO #xxxxxxx235
28A	1205	8/29/2002	Annette Judeh	\$9,500.00	Rick's Smoke Shop (sole proprietorship)	CO #xxxxxxx235
28B	1206	8/29/2002	Ben Laston	\$5,000.00	Rick's Smoke Shop (sole proprietorship)	CO #xxxxxxx235
28C	1207	8/29/2002	Ben Laston	\$5,000.00	Rick's Smoke Shop (sole proprietorship)	CO #xxxxxxx235

28D	1202	8/30/2002	Anchor	\$6,201.80	Rick's Smoke Shop (sole proprietorship)	CO #xxxxxxx235
29A	1225	9/17/2002	ADCO	\$10,974.60	Rick's Smoke Shop (sole proprietorship)	CO #xxxxxxx235
29B	1232	9/17/2002	Buds Heating & Cooling	\$10,000.00	Rick's Smoke Shop (sole proprietorship)	CO #xxxxxxx235
29C	1235	9/17/2002	Yusera Atta	\$1,000.00	Rick's Smoke Shop (sole proprietorship)	CO #xxxxxxx235
29D	1238	9/18/2002	Ben Laston	\$3,000.00	Rick's Smoke Shop (sole proprietorship)	CO #xxxxxxx235
29E	1236	9/19/2002	Contemporary Renovations	\$2,900.00	Rick's Smoke Shop (sole proprietorship)	CO #xxxxxxx235
29F	1239	9/20/2002	Ben Laston	\$2,485.00	Rick's Smoke Shop (sole proprietorship)	CO #xxxxxxx235
29G	1240	9/20/2002	Yusera Atta	\$6,000.00	Rick's Smoke Shop (sole proprietorship)	CO #xxxxxxx235
29H	1233	9/24/2002	Annette Judeh	\$7,500.00	Rick's Smoke Shop (sole proprietorship)	CO #xxxxxxx235
29I	1242	10/3/2002	Abdel N. Judeh	\$2,000.00	Rick's Smoke Shop (sole proprietorship)	CO #xxxxxxx235

14. On or about the dates listed below Ribhi Kahook, deceased, Jeffrey C. Lake, not charged herein, and NASSER M. KAHOOK caused to be deposited the following checks from R.J. Reynolds Tobacco Company, each being acquired by mail fraud and each such transaction being an overt act, and following which deposits related transactions in Paragraph 15 were completed.

<u>Overt Act #</u>	<u>Date of Deposit</u>	<u>Payee</u>	<u>Amount Deposited</u>	<u>RJ Reynolds Instrument Number</u>	<u>Account #</u>
30	12/5/2001	Tobacco Emporium	\$13,995.95	2080701801	SNB #xxxxxxx208
31	6/10/2002	Rick's Smoke Shop	\$14,987.05	2114644802	FMB #xxxxxxx970
32	6/24/2002	Mr. Grocer	\$14,766.80	2121611002	FMB #xxxxxxx970

32	6/24/2002	Rick's Smoke Shop	\$13,688.85	2121646202	FMB #xxxxxxx970
32	6/24/2002	Rick's Smoke Shop	\$14,787.80	2121646302	FMB #xxxxxxx970
33	7/15/2002	Rick's Smoke Shop	\$14,994.15	2126755602	FMB #xxxxxxx970
33	7/15/2002	Rick's Smoke Shop	\$14,913.65	2126755502	FMB #xxxxxxx970
34	8/12/2002	Mr. Grocer	\$13,414.20	2135585202	FMB #xxxxxxx970
35	8/26/2002	Rick's Smoke Shop	\$14,848.95	2145185702	FMB #xxxxxxx970
35	8/26/2002	Rick's Smoke Shop	\$14,713.50	2145185602	FMB #xxxxxxx970

15. On or about the dates listed below Rihbi Kahook, deceased, Jeffrey C. Lake, not charged herein and NASSER M. KAHOOK caused currency, as set forth below, to be withdrawn, or checks to be cashed, which financial transactions involved, in whole or in part, the proceeds of the above deposits listed in paragraph 14.

<u>Overt Act #</u>	<u>Check #</u>	<u>Date Cleared</u>	<u>Payee</u>	<u>Amount</u>	<u>Account Name</u>	<u>Account #</u>
30A	8122	12/18/2001	Nasser Kahook	\$12,000.00	Massillon Road Auto Sales	SNB #xxxxxxx208
31A	503	6/10/2002	Starfire Express	\$10,000.00	Rick's Enterprises Inc., dba Rick's Smoke Shop I & II	FMB #xxxxxxx970
32A	506	6/20/2002	Massillon Road Auto Sales	\$13,688.00	Rick's Enterprises Inc., dba Rick's Smoke Shop I & II	FMB #xxxxxxx970
31B	504	6/24/2002	ADCO	\$1,908.77	Rick's Enterprises Inc., dba Rick's Smoke Shop I & II	FMB #xxxxxxx970
31C	505	6/24/2002	ADCO	\$893.10	Rick's Enterprises Inc., dba Rick's Smoke Shop I & II	FMB #xxxxxxx970
32B	508	6/26/2002	First Merit (Jeff Lake)	\$30,000.00	Rick's Enterprises Inc., dba Rick's Smoke Shop I & II	FMB #xxxxxxx970
32C	507	6/27/2002	Bush Distributors	\$5,000.00	Rick's Enterprises Inc., dba Rick's Smoke Shop I & II	FMB #xxxxxxx970

32D	509	7/3/2002	ADCO	\$6,562.70	Rick's Enterprises Inc., dba Rick's Smoke Shop I & II	FMB #xxxxxxx970
32E	512	7/3/2002	Anchor	\$5,837.72	Rick's Enterprises Inc., dba Rick's Smoke Shop I & II	FMB #xxxxxxx970
33A	521	7/16/2002	Mohammad Kahook	\$12,500.00	Rick's Enterprises Inc., dba Rick's Smoke Shop I & II	FMB #xxxxxxx970
33B	516	7/17/2002	ADCO	\$2,899.52	Rick's Enterprises Inc., dba Rick's Smoke Shop I & II	FMB #xxxxxxx970
33C	524	7/18/2002	Bush Distributors	\$3,000.00	Rick's Enterprises Inc., dba Rick's Smoke Shop I & II	FMB #xxxxxxx970
33D	523	7/19/2002	Mohammad Kahook	\$1,000.00	Rick's Enterprises Inc., dba Rick's Smoke Shop I & II	FMB #xxxxxxx970
33E	517	7/19/2002	Anchor	\$8,704.00	Rick's Enterprises Inc., dba Rick's Smoke Shop I & II	FMB #xxxxxxx970
33F	518	7/19/2002	Anchor	\$1,302.00	Rick's Enterprises Inc., dba Rick's Smoke Shop I & II	FMB #xxxxxxx970
33G	533	7/29/2002	Bush Distributors	\$3,000.00	Rick's Enterprises Inc., dba Rick's Smoke Shop I & II	FMB #xxxxxxx970
34A	542	8/13/2002	Anchor	\$15,688.78	Rick's Enterprises Inc., dba Rick's Smoke Shop I & II	FMB #xxxxxxx970
35A	556	8/28/2002	Bush Distributors	\$9,873.63	Rick's Enterprises Inc., dba Rick's Smoke Shop I & II	FMB #xxxxxxx970
35B	574	8/28/2002	Ben Laston	\$2,500.00	Rick's Enterprises Inc., dba Rick's Smoke Shop I & II	FMB #xxxxxxx970
35C	573	8/29/2002	ADCO	\$20,718.27	Rick's Enterprises Inc., dba Rick's Smoke Shop I & II	FMB #xxxxxxx970
35D	575	8/29/2002	Mohammad Kahook	\$3,200.00	Rick's Enterprises Inc., dba Rick's Smoke Shop I & II	FMB #xxxxxxx970

35E	576	8/30/2002	Ben Laston	\$3,500.00	Rick's Enterprises Inc., dba Rick's Smoke Shop I & II	FMB #xxxxxxx970
35F	581	9/4/2002	Rick's Smoke Shop	\$7,000.00	Rick's Enterprises Inc., dba Rick's Smoke Shop I & II	FMB #xxxxxxx970

16. On or about the dates listed below Ribhi Kahook, deceased, and GUY M. BOCIAN caused to be deposited the following checks from R.J. Reynolds Tobacco Company, each being acquired by mail fraud and each such transaction being an overt act, and following which deposits related transactions in Paragraph 17 were completed.

<u>Overt Act #</u>	<u>Date of Deposit</u>	<u>Payee</u>	<u>Amount Deposited</u>	<u>RJ Reynolds Instrument Number</u>	<u>Account #</u>
36	1/22/2002	Tobacco Emporium	\$14,008.50	2086910202	SNB #xxxxxxx878
37	3/4/2002	Tobacco Emporium	\$13,556.10	2093809602	SNB #xxxxxxx878

17. On or about the dates listed below Rihbi Kahook, deceased, and GUY M. BOCIAN caused currency, as set forth below to be withdrawn, or checks to be cashed which financial transaction involved, in whole or in part, the proceeds of the above deposits listed in paragraph 16.

<u>Overt Act #</u>	<u>Check #</u>	<u>Date Cleared</u>	<u>Payee</u>	<u>Amount</u>	<u>Account Name</u>	<u>Account #</u>
36A	609	1/23/2002	NASSER KAHOOK	\$10,000.00	GUY BOCIAN dba Tobacco Emporium	SNB #xxxxxxx878
36B	613	1/28/2002	Starfire Express	\$4,700.00	GUY BOCIAN dba Tobacco Emporium	SNB #xxxxxxx878
36C	614	1/28/2002	Starfire Express	\$4,850.00	GUY BOCIAN dba Tobacco Emporium	SNB #xxxxxxx878

36D	616	1/30/2002	Starfire Express	\$4,000.00	GUY BOCIAN dba Tobacco Emporium	SNB #xxxxxxx878
37A	637	3/5/2002	ADCO	\$2,063.54	GUY BOCIAN dba Tobacco Emporium	SNB #xxxxxxx878
37B	638	3/6/2002	Starfire Express	\$10,000.00	GUY BOCIAN dba Tobacco Emporium	SNB #xxxxxxx878

All in violation of Title 18, United States Code, Section 1956(h).

The Grand Jury further charges:

**COUNTS 33-45**

**MONEY LAUNDERING TRANSACTIONS IN EXCESS OF \$10,000.**

18. On or about the dates set forth below, in the Northern District of Ohio, Eastern District, and elsewhere, the defendants, as set forth below, did knowingly engage and attempt to engage and did, with Ribhi M. Kahook, deceased, aid, abet, counsel, command, induce and procure and cause the engaging and attempts to engage in the following monetary transactions by, through or to a financial institution, affecting interstate or foreign commerce, in criminally derived property of a value greater than \$10,000, that is the deposit, transfer, and exchange of monetary instruments, such property having been derived from a specified unlawful activity, to wit, Mail Fraud in violation of Title 18, United States Code, Section 1341.

<u>Count #</u>	<u>Count 34 Overt Act #</u>	<u>Defendant</u>	<u>Date</u>	<u>Monetary Transaction</u>
33	19	ABDEL NASSER JUDEH	4/15/2002	Deposit of \$25,780.80 in checks
34	21	ABDEL NASSER JUDEH	4/19/2002	Deposit of \$23,260.50 in checks



35	22	ABDEL NASSER JUDEH	4/29/2002	Deposit of \$45,088.30 in checks
36	23	ABDEL NASSER JUDEH	5/17/2002	Deposit of \$14,151.60 in checks
37	24	ABDEL NASSER JUDEH	5/23/2002	Deposit of \$14,844.40 in checks
38	25	ABDEL NASSER JUDEH	6/6/2002	Deposit of \$29,728.95 in checks
39	26	ABDEL NASSER JUDEH	7/15/2002	Deposit of \$25,679.80 in checks
40	27	ABDEL NASSER JUDEH	8/12/2002	Deposit of \$28,747.75 in checks
41	28	ABDEL NASSER JUDEH	8/20/2002	Deposit of \$14,910.15 in checks
42	29	ABDEL NASSER JUDEH	9/16/2002	Deposit of \$44,101.20 in checks
43	31	NASSER M. KAHOOK	6/10/2002	Deposit of \$14,987.05 in checks
44	32	NASSER M. KAHOOK	6/24/2002	Deposit of \$43,243.45 in checks
45	33	ABDEL NASSER JUDEH	7/15/2002	Deposit of \$29,907.80 in checks

All in violation of Title 18, United States Code, Sections 1957 and 2.

The Grand Jury further charges:

**COUNT 46**

**ILLEGAL GAMBLING BUSINESS**

19. From on or about September 2001, and continuing through March 27, 2003, the exact dates unknown to the Grand Jury, in the Northern District of Ohio, Eastern Division, and elsewhere, NASSER M. KAHOOK aka NORMAN, IHAB TRAISH, JOHN M. GHEITH, JAMES HIGGINBOTTAM, aka REVEREND JIM, and NUNZIE V. FRAGOLA, defendants herein, and others known and unknown to the Grand Jury, did conduct, finance, manage, supervise, direct, and own all or part of an illegal gambling business, including slot machine/instant bingo store fronts opened and operated under the guise of charitable fund raising activity, which gambling business involved five or more persons, who conducted, financed, managed, supervised, directed and owned all or part thereof, which gambling operation was in substantially continuous operation in excess of 30 days, and had a gross revenue in excess of \$2,000 in a single day, and which gambling business was conducted in such a manner as to violate the laws of the State of Ohio (Ohio Revised Code Sections 2915.01, 2915.02, 2915.03 and 2915.07).

All in violation of Title 18, United States Code, Sections 1955 and 2.

The Grand Jury further charges:

**COUNT 47**

**ILLEGAL GAMBLING BUSINESS CONSPIRACY**

20. From on or about September 2001, up to and including March of 2003, the exact dates unknown to the grand jury, in the Northern District of Ohio, Eastern Division,

and elsewhere, defendants, NASSER M. KAHOOK aka NORMAN, IHAB TRAISH, JOHN M. GHEITH, JAMES HIGGINBOTTAM, aka REVEREND JIM, and NUNZIE V.

FRAGOLA , did knowingly and willfully combine, conspire, confederate, and agree together and with diverse other persons, both known and unknown to the Grand Jury, to unlawfully, knowingly and willfully conduct, finance, manage, supervise, direct, and own all or part of an illegal gambling business, which used illegal slot machines, instant bingo parlors, and instant bingo tickets, which was conducted in such a manner as to violate the laws of the State of Ohio (Ohio Revised Code Sections 2915.01, 2915.02, 2915.03, and 2915.07) which gambling business involved five or more persons who conducted, financed, managed, supervised, directed, and owned all or part thereof, and which gambling business was in substantially continuous operation in excess of 30 days and had a gross revenue in excess of \$2,000 a single day, all in violation of Title 18, United States Code, Section 1955.

21. It was part of the conspiracy that NASSER M. KAHOOK, aka NORMAN, NUNZIE V. FRAGOLA and others, solicited charitable organizations to enabled them to operate gambling businesses which operations would appear to be in compliance with the laws of the State of Ohio. The laws of the State of Ohio permit certain charitable gambling operations which must be conducted only to produce revenues for a “charitable organization”. All money or assets from the games of chance after deductions only of prizes paid out during the conduct of the games must be transferred to the charity. A “charitable organization” means a tax exempt organization which has received a determination letter from the Internal Revenue Service stating that it is exempt from federal taxation under subsection 501(c)(3) of the Internal Revenue Code.

22. It was the object of this conspiracy to conduct gambling operations to produce income, profits, and revenues for the individual co-conspirators, their associates, businesses and relatives, and in order to do this, charities were solicited to allow the use of their name as the beneficiary or sponsor of the gambling businesses.

23. It was further part of the conspiracy that for-profit gambling operations were conducted through the use of the names of charities so it would appear to the public, local officials, and law enforcement agencies that the gambling operations were being conducted in compliance with State of Ohio gambling laws and regulations.

24. It was further part of the conspiracy that “Instant Bingo Video Gambling Machines” (slot machines) were placed in store fronts and the co-conspirators represented to the general public, their gambling customers, law enforcement officials and courts, that they were not slot machines which are prohibited by state law.

25. It was further part of the conspiracy that bank accounts were opened to facilitate the payment of expenses of the store fronts, make some limited contributions to some charities, and pay business expenses of associated enterprises operated by the conspirators from funds derived from gambling.

#### **OVERT ACTS**

26. During the course of the conspiracy and to effect its objects thereof, the defendants and others performed the following and other overt acts in the Northern District of Ohio, Eastern Division:

a. In or about the Spring 2002, NASSER M. KAHOOK, aka NORMAN opened an “instant bingo” store at 1705 Massillon Road, Akron, Ohio which operated as

Rick's Bingo and Rick's Bingo II, the equipment and supplies used in that business in the establishments had moved in interstate commerce and were part of commerce.

b. In or about the Summer 2002, NASSER M. KAHOOK, aka NORMAN, IHAB TRAISH, and others opened and operated in interstate commerce an "instant bingo store" at 884 Canton Rd. Akron, Ohio which operated as Instant Jackpot.

c. On or about the Fall of 2002, NASSER M. KAHOOK aka NORMAN, JOHN M. GHEITH and others opened and operated in interstate commerce an "instant bingo store" at 736 South Arlington, Akron, Ohio which operated as South Arlington Instant Bingo.

d. On or about the Spring 2002, NASSER M. KAHOOK aka NORMAN and NUNZIE V. FRAGOLA met with the Executive Director of the Interval Brotherhood Home (IBH), a charitable organization qualified under Internal Revenue Service Regulations to receive contributions as a 501(c)3 organization exempt from income tax. NASSER M. KAHOOK, aka NORMAN, and NUNZIE V. FRAGOLA represented that they were currently legally operating "Summit Instant Bingo" under the sponsorship of the "Prizma Foundation" but were seeking the sponsorship of IBH. IBH informed them that it could not sponsor the bingo store operation, but would accept contributions.

e. Beginning in the Spring of 2002, a 501(c)(3) determination letter of IHB was at various times displayed at the instant bingo store locations, listed in paragraphs 26a through c, without IBH consent, as if in compliance with Ohio law.

f. On or about April 5, 2002, Richard N. Spring, at the direction of NASSER M. KAHOOK aka NORMAN, opened accounts at Second National Bank for the

instant bingo store located at 1705 Massillon Road, Akron, Ohio. Spring opened account number xxxxxxx475 in the name "Richard N. Spring, dba Tobacco Emporium" and account number xxxxxxx548 in the name "Rick's Enterprises".

g. On or about June 28, 2002, Jeffrey C. Lake, an individual named but not indicted herein, at the direction of NASSER M. KAHOOK, aka NORMAN, opened an account at Charter One Bank for the instant bingo store located at 1705 Massillon Road, Akron, Ohio. Lake opened account number xxxxxx335 in the name "Jeffrey C. Lake dba Rick's Bingo".

h. On or about June 28, 2002, Jeffrey C. Lake, at the direction of NASSER M. KAHOOK, aka NORMAN, opened an account at Charter One Bank for the instant bingo store located at 884 Canton Road, Akron, Ohio. Lake opened account number xxxxxx432 in the name "Jeffrey C. Lake dba Instant Jackpot".

i. On or about August 28, 2002, Tammy J. Hood, an individual named but not indicted herein, at the direction of NASSER M. KAHOOK, aka NORMAN, opened an account at First Merit Bank N.A. for the instant bingo store located at 1705 Massillon Road, Akron, Ohio. Hood opened account number xxxxxxx509 in the name "Tammy Hood dba Rick's Instant Bingo".

j. On or about August 28, 2002, Tammy J. Hood, at the direction of NASSER M. KAHOOK, aka NORMAN, opened an account at First Merit Bank N.A. for the instant bingo store located at 884 Canton Road, Akron, Ohio. Hood opened account number xxxxxxx680 in the name "Tammy Hood dba Instant Jackpot".

k. On or about the dates listed below and from time to time, to feign

compliance with Ohio law, “contribution checks” were delivered to IBH from the below named entities:

<u>Date of Check</u>	<u>Check Number</u>	<u>Name of Account</u>	<u>Account Number</u>	<u>Signator</u>	<u>Amount</u>
4/05/02		Richard N. Spring dba Tobacco Emporium	SNB #xxxxxxx475	Richard N. Spring	\$4,000.00
5/13/02	1009	Richard N. Spring dba Tobacco Emporium	SNB #xxxxxxx475	Richard N. Spring	\$1,000.00
7/1/02	0094	Jeffrey C. Lake dba Rick’s Bingo	CO #xxxxxxx335	Jeffery Lake	\$1,095.00
9/4/02	1010	Jeffrey C. Lake dba Rick’s Bingo	CO #xxxxxxx335	Jeffrey Lake	\$725.38
7/1/02	0093	Jeffrey C. Lake dba Instant Jackpot	CO #xxxxxxx432	Jeffery Lake	\$1,190.00
9/14/02	1009	Jeffrey C. Lake dba Instant Jackpot	CO #xxxxxxx432	Jeffrey Lake	\$1,356.48
9/19/02	505	Tammy Hood dba Rick’s Instant Bingo	FMB #xxxxxxx509	Tammy Hood	\$609.83
9/19/02	1003	Tammy J. Hood dba Instant Jackpot	FMB #xxxxxxx680	Tammy Hood	\$675.45

l. On or about August 21, 2002, Tammy J. Hood, at the direction of NASSER M. KAHOOK, aka NORMAN, opened an account at First Merit Bank N.A. for the instant bingo store located at 1705 Massillon Road, Akron, Ohio. Hood opened account number xxxxxxx672 in the name “Tammy Hood dba Rick’s Cigarette Outlet”.

m. On or about October 15, 2002, Tammy J. Hood, at the direction of NASSER M. KAHOOK aka NORMAN, opened an account at First Merit Bank N.A. for the instant bingo store located at 45 Midway Plaza, Tallmadge, Ohio. Hood opened account number xxxxxxx430 in the name “Tammy Hood dba Rick’s Cigarette Outlet II”. Hood also applied for and received a cigarette dealer’s license and a vendor’s license in her name for

the stores.

n. On or about September 2002, NASSER M. KAHOOK, aka NORMAN and NUNZIE V. FRAGOLA met with the Executive Director of IBH to discuss the continued use of the IBH letter, and were advised to cease and desist using the 501(c)3 determination letter of IBH and that IBH would no longer accept donations from their operations.

o. On or about October 1, 2002, Tammy J. Hood, at the direction of NASSER M. KAHOOK, aka NORMAN, and JAMES HIGGINBOTTAM, aka REVEREND JIM, moved the proceeds in the First Merit Bank accounts referred to in paragraph 26d to Bank One. Hood met with HIGGINBOTTAM at Bank One's Manchester Center branch and opened new accounts using the EIN provided by HIGGINBOTTAM in the name of "South Street Mission". Hood and HIGGINBOTTAM opened account number xxxxxx931 for the instant bingo parlor located at 1705 Massillon Road, Akron, Ohio in the name "South Street Mission, Inc. dba Rick's Bingo #2" and account number xxxxxx078 for the instant bingo parlor located at 884 Canton Road, Akron, Ohio in the name "South Street Mission, Inc. dba Instant Jackpot".

p. On or about September 30, 2002, JOHN GHEITH, at the direction of NASSER M. KAHOOK aka NORMAN and JAMES HIGGINBOTTAM, aka REVEREND JIM, opened an account at National City Bank for the instant bingo parlor located at 736 South Arlington Road, Akron, Ohio. GHEITH opened account number xxxxxx662 in the name "South Street Mission, Inc."

q. On or about the dates listed below and from time to time, to feign



compliance with the law, "contribution checks" were delivered to South Street Mission, Inc. (SSMI), from the below named entities:

<u>Date of Check</u>	<u>Check Number</u>	<u>Name of Account</u>	<u>Account Number</u>	<u>Signator</u>	<u>Amount</u>
10/8/02		South Street Mission, Inc. dba Rick's Bingo #2	BO #xxxxx931	Tammy Hood/JAMES HIGGINBOTTAM	\$726.72
11/5/02	1003	South Street Mission, Inc. dba Rick's Bingo #2	BO #xxxxx931	Tammy Hood/JAMES HIGGINBOTTAM	\$640.00
10/8/02		South Street Mission, Inc. dba Instant Jackpot	BO #xxxxxx078	Tammy Hood/JAMES HIGGANBOTTAM	\$922.99
11/5/02	1002	South Street Mission, Inc. dba Instant Jackpot	BO #xxxxxx078	Tammy Hood/JAMES HIGGENBOTTAM	\$1,166.71
10/29/02		South Street Mission, Inc. dba South Arlington Instant Bingo	NCB #xxxxxx662	JOHN GHEITH/ JAMES HIGGINBOTTAM	\$600.00
11/26/02	1001	South Street Mission, Inc. dba South Arlington Instant Bingo	NCB #xxxxxx662	JOHN GHEITH/ JAMES HIGGINBOTTAM	\$700.00
12/26/02	1015	South Street Mission, Inc. dba South Arlington Instant Bingo	NCB #xxxxxx662	JOHN GHEITH/ JAMES HIGGINBOTTAM	\$800.00
1/27/02	1021	South Street Mission, Inc. dba South Arlington Instant Bingo	NCB #xxxxxx662	JOHN GHEITH/ JAMES HIGGINBOTTAM John Gheith/James Higginbottam	\$850.00
2/24/03	1035	South Street Mission, Inc. dba South Arlington Instant Bingo	NCB #xxxxxx662	JOHN GHEITH/ JAMES HIGGINBOTTAM	\$850.00
3/25/02	1039	South Street Mission, Inc. dba South Arlington Instant Bingo	NCB #xxxxxx662	JOHN GHEITH/ JAMES HIGGINBOTTAM	\$900.00

r. On or about between April 5, 2002 and April 27, 2003, checks were written from account number xxxxxxx475 to pay expenses for the instant bingo parlor/ cigarette shop located at 1705 Massillon Road, Akron, Ohio, wherein the business of

NASSER M. KAHOOK aka NORMAN, using the name Tobacco Emporium, was in operation.

s. On or about between June 28, 2002 and September 30, 2002, checks were written from account number xxxxxxx335 to pay rent, utilities, salaries and other expenses for the location 1705 Massillon Road, Akron, Ohio, wherein the business of NASSER M. KAHOOK aka NORMAN, using the name Jeffrey C. Lake dba Rick's Bingo, was in operation.

t. On or about between June 28, 2002 and September 30, 2002, checks were written from account number xxxxxxx432 to pay rent, utilities, salaries and other expenses for the location 884 Canton Road, Akron, Ohio, wherein the business of NASSER M. KAHOOK aka NORMAN, and IHAB TRAISH, using the name Jeffrey C. Lake dba Instant Jackpot, was in operation.

u. On or about between August 26, 2002 and October 31, 2002, checks were written from account number xxxxxxx509 to pay rent, utilities, salaries and other expenses for the location 1705 Massillon Road, Akron, Ohio, wherein the business of NASSER M. KAHOOK, aka NORMAN, using the name Tammy Hood dba Rick's Instant Bingo, was in operation.

v. On or about between August 21, 2002 and October 31, 2002, checks were written from account number xxxxxxx680 to pay rent, utilities, salaries and other expenses for the location 884 Canton Road, Akron, Ohio, wherein the business of NASSER M. KAHOOK, aka NORMAN, and IHAB TRAISH, using the name Tammy J. Hood dba Rick's Instant Jackpot, was in operation.

w. On or about between August 21, 2002 and June 30, 2003, checks were written from account number xxxxxxx672 to pay rent, utilities, salaries and other expenses for the location 1705 Massillon Road, Akron, Ohio, wherein the business of NASSER M. KAHOOK aka NORMAN, using the name Tammy J. Hood dba Rick's Cigarette Outlet, was in operation.

x. On or about between October 1, 2002 and December 31, 2002, checks were written from account number xxxxxx931 to pay rent, utilities, salaries and other expenses for the location 1705 Massillon Road, Akron, Ohio, wherein the business of NASSER M. KAHOOK aka NORMAN, using the name South Street Mission, Inc. dba Rick's Bingo #2, was in operation.

y. On or about between October 1, 2002 and December 31, 2002, checks were written from account number xxxxxx931 to pay rent, utilities, salaries and other expenses for the location 884 Canton Road, Akron, Ohio, wherein the business of NASSER M. KAHOOK aka NORMAN and IHAB TRAISH, using the name South Street Mission, Inc. dba Instant Jackpot, was in operation.

z. On or about between September 30, 2002 and March 31, 2003, checks were written from account number xxxxxx662 to pay rent, utilities, salaries and other expenses for the location 736 South Arlington,, Akron, Ohio, wherein the business of NASSER M. KAHOOK aka NORMAN and JOHN M. GHIETH, using the name South Street Mission, Inc. dba South Arlington Instant Bingo, was in operation.

aa. On or about between April 5, 2002 and March 27, 2003, cash was delivered by NASSER M. KAHOOK, aka NORMAN, to NUNZIE V. FRAGOLA on two

occasions.

bb. On or about March 27, 2003, NORMAN M. KAHOOK and Hussein Musa possessed 17 instant bingo video machines, instant bingo tickets, and other materials to support the gambling operation at 1705 Massillon Road, Akron, Ohio.

cc. On or about March 27, 2003, NORMAN M. KAHOOK and IHAB TRAISH possessed 30 instant bingo video gambling machines, instant bingo tickets, and other materials to support the gambling operation at 884 Canton Road, Akron, Ohio.

dd. On or about March 27, 2003, NASSER M. KAHOOK aka NORMAN, and JOHN M. GEITH possessed 23 instant bingo gambling machines, instant bingo tickets, and other materials to support the gambling operation at 736 South Arlington Road, Akron, Ohio.

All in violation of Title 18, United States Code, Section 371.

The Grand Jury further charges that:

**COUNT 48**

**MONEY LAUNDERING CONSPIRACY**

27. Paragraphs 19 through 26 of Counts 53 and 54 are repeated and realleged as if fully rewritten herein.

28. On or about the dates listed below, in the Northern District of Ohio, Eastern Division, and elsewhere, the defendants, NORMAN M. KAHOOK, aka NORMAN, IHAB TRAISH, JOHN M. GHEITH, and NUNZIE V. FRAGOLA did knowingly and willfully combine, conspire, confederate and agree with each other and other known and unknown to

the Grand Jury to conduct and attempt to conduct the following financial transactions affecting interstate and foreign commerce, that is, writing the checks listed below, said financial transactions involving the funds on deposit in identified accounts which were proceeds of a specified unlawful activity, to wit, illegal gambling business in violation of Title 18, United States Code, Section 1955, knowing that the property involved in the financial transactions represented the proceeds of some form of unlawful activity, and knowing that the transactions were designed in whole or in part to conceal and disguise the nature, location, source, ownership and control of the proceeds of the specified unlawful activity, each such transaction being an overt act:

	<u>Check #</u>	<u>Date of Check</u>	<u>Amount</u>	<u>Account Name</u>	<u>Account #</u>	<u>Payee</u>
1	1004	4/24/2002	\$244.00	Richard N. Spring dba Tobacco Emporium	SNB #xxxxxxx475	Erie Insurance Group
2	1010	5/10/2002	\$1,900.00	Richard N. Spring dba Tobacco Emporium	SNB #xxxxxxx475	Adco Distributors
3	1011	5/10/2002	\$375.00	Richard N. Spring dba Tobacco Emporium	SNB #xxxxxxx475	Andrich Accounting
4	1016	6/17/2002	\$1,151.12	Richard N. Spring dba Tobacco Emporium	SNB #xxxxxxx475	Adco Distributors
5	1020	7/1/2002	\$1,600.00	Richard N. Spring dba Tobacco Emporium	SNB #xxxxxxx475	Massillon Road Auto Sales
6	1054	9/23/2002	\$1,000.00	Richard N. Spring dba Tobacco Emporium	SNB #xxxxxxx475	Adco Distributors
7	501	9/4/2002	\$1,116.84	Tammy Hood dba Rick's Instant Bingo	FMB #xxxxxxx509	Ohio Edison
8	503	9/16/2002	\$1,000.00	Tammy Hood dba Rick's Instant Bingo	FMB #xxxxxxx509	Aurelio Anastasio

9	1001	9/5/2002	\$800.00	Tammy Hood dba Instant Jackpot	FMB #xxxxxxx280	Cash (Ken Marosell)
10	1001	7/17/2002	\$600.00	Jeffrey C. Lake dba Rick's Bingo	CO #xxxxxxx335	Best Price
11	1002	7/22/2002	\$1,000.00	Jeffrey C. Lake dba Rick's Bingo	CO #xxxxxxx335	Aurelio Anastasio
12	1005	7/25/2002	\$2,745.11	Jeffrey C. Lake dba Rick's Bingo	CO #xxxxxxx335	M.S.H.
13	1007	8/6/2002	\$166.95	Jeffrey C. Lake dba Rick's Bingo	CO #xxxxxxx335	Warner Cable
14	1008	8/19/2002	\$1,000.00	Jeffrey C. Lake dba Rick's Bingo	CO #xxxxxxx335	Aurelio Anastasio
15	0096	7/5/2002	\$800.00	Jeffrey C. Lake dba Instant Jackpot	CO #xxxxxxx432	Ken Marosell
16	1002	7/18/2002	\$2,745.11	Jeffrey C. Lake dba Instant Jackpot	CO #xxxxxxx432	Merchant Services Hardesty Enterprise, Inc.
17	1004	8/6/2002	\$800.00	Jeffrey C. Lake dba Instant Jackpot	CO #xxxxxxx432	Cash (Ken Marosell)
18	1005	8/9/2002	\$154.02	Jeffrey C. Lake dba Instant Jackpot	CO #xxxxxxx432	Ameritech
19	1006	8/9/2002	\$72.41	Jeffrey C. Lake dba Instant Jackpot	CO #xxxxxxx432	AT & T
20	1007	8/9/2002	\$164.00	Jeffrey C. Lake dba Instant Jackpot	CO #xxxxxxx432	Time Warner Cable
21	1008	8/9/2002	\$540.00	Jeffrey C. Lake dba Instant Jackpot	CO #xxxxxxx432	Bingo Scene
22	1001	10/21/2002	\$1,000.00	South Street Mission, Inc. dba Rick's Bingo #2	BO #xxxxxx931	Aurelio Anastasio
23	1002	11/1/2002	\$1,117.00	South Street Mission, Inc. dba Rick's Bingo #2	BO #xxxxxx931	Ohio Edison
24	1001	10/15/2002	\$550.00	South Street Mission, Inc. dba Instant Jackpot	BO #xxxxxxx078	QA Marketing
25	1003	11/6/2002	\$800.00	South Street Mission, Inc. dba Instant Jackpot	BO #xxxxxxx078	Ken Marosell

26	1004	11/11/2002	\$101.50	South Street Mission, Inc. dba Instant Jackpot	BO #xxxxxxx078	Ameritech
27	1006	11/11/2002	\$270.00	South Street Mission, Inc. dba Instant Jackpot	BO #xxxxxxx078	Bingo Scene Magazine
28	1007	11/11/2002	\$104.90	South Street Mission, Inc. dba Instant Jackpot	BO #xxxxxxx078	Time Warner Cable
29		10/7/2002	\$700.00	South Street Mission, Inc. dba South Arlington Instant Bingo	NCB #xxxxxxx662	Estate of Mona Owen
30		10/23/2002	\$108.48	South Street Mission, Inc. dba South Arlington Instant Bingo	NCB #xxxxxxx662	Ohio Edison
31		10/23/2002	\$202.39	South Street Mission, Inc. dba South Arlington Instant Bingo	NCB #xxxxxxx662	Dominion East Ohio
32		11/3/2002	\$700.00	South Street Mission, Inc. dba South Arlington Instant Bingo	NCB #xxxxxxx662	Estate of Mona Owen
33		12/2/2002	\$700.00	South Street Mission, Inc. dba South Arlington Instant Bingo	NCB #xxxxxxx662	Estate of Mona Owen
34	1009	12/2/2002	\$84.49	South Street Mission, Inc. dba South Arlington Instant Bingo	NCB #xxxxxxx662	Card Payment Services
35	1014	12/19/2002	\$72.00	South Street Mission, Inc. dba South Arlington Instant Bingo	NCB #xxxxxxx662	SBC Ameritech
36	1012	12/19/2002	\$32.34	South Street Mission, Inc. dba South Arlington Instant Bingo	NCB #xxxxxxx662	ADT Security Service

37	1016	1/4/2003	\$700.00	South Street Mission, Inc. dba South Arlington Instant Bingo	NCB #xxxxxxx662	Estate of Mona Owen
38	1017	1/6/2003	\$2,000.00	South Street Mission, Inc. dba South Arlington Instant Bingo	NCB #xxxxxxx662	Cash
39	1022	1/28/2003	\$1,500.00	South Street Mission, Inc. dba South Arlington Instant Bingo	NCB #xxxxxxx662	Wooster Market
40	1027	2/4/2003	\$4,465.04	South Street Mission, Inc. dba South Arlington Instant Bingo	NCB #xxxxxxx662	John Gheith
41	1028	2/10/2003	\$2,000.00	South Street Mission, Inc. dba South Arlington Instant Bingo	NCB #xxxxxxx662	Cash
42	1026	2/3/2003	\$700.00	South Street Mission, Inc. dba South Arlington Instant Bingo	NCB #xxxxxxx662	Estate of Mona Owen
43	1034	2/24/2003	\$3,000.00	South Street Mission, Inc. dba South Arlington Instant Bingo	NCB #xxxxxxx662	Cash
44	1033	3/7/2003	\$1,000.00	South Street Mission, Inc. dba South Arlington Instant Bingo	NCB #xxxxxxx662	Cash

All in violation of Title 18, United States Code, Section 1956(a) and (h).

The Grand Jury further charges:

**COUNT 49**

**FINANCIAL INSTITUTION BRIBERY**

29. From on or about February 18, 2004, through April 2005, in the Northern District of Ohio, Eastern Division, defendant NASSER M. KAHOOK, aka NORMAN, did



corruptly offer, promise, and give something of value, to wit: money to an officer, director, employee, and agent of Second National Bank, a financial institution currently known as Sky Bank, whose deposits were then insured by the Federal Deposit Insurance Corporation, with the intent to influence such person in connection with a transaction of that institution, in that, NASSER M. KAHOOK, aka NORMAN, and others known and unknown to the Grand Jury, were in the process of procuring loans from the Second National Bank.

All in violation of Title 18, United States Code, Section 215 (a)(1) and 2

The Grand Jury further charges:

**COUNT 50**

**SOCIAL SECURITY FRAUD**

30. On or about April 20, 2006, during an interview with a representative of the Social Security Administration, Ribhi M. Kahook, deceased, and MOHAMMAD R. KAHOOK, aka MIKE ALKHUQ, filed a "Report of Continuing Disability Interview" wherein they failed to report true earnings and employment to the Social Security Administration and instead concealed substantial income and employment of Ribhi M. Kahook.

All in violation of Title 42, United States Code, Section 408(a)(3), and Title 18, United States Code, Section 2.

The Grand Jury further charges that:

**COUNT 51**

**FALSE STATEMENTS**

31. On or about April 20, 2006, in Akron, Ohio, in the Northern District of Ohio, Eastern Division, defendant MOHAMMAD R. KAHOOK , in a matter within the jurisdiction of Social Security Administration, an agency of the executive branch of the U.S. Government, knowingly and willfully made materially false, fictitious, and fraudulent statements and representations in an interview while completing a Report of Continuing Disability Interview Report (SSA Form 454 BK). Specifically, when asked about the continuing disability of Ribhi M. Abdelal, aka Ribhi M. Kahook, defendant MOHAMMAD R. KAHOOK falsely stated, “ that he (Ribhi M. Kahook) just sits around and watches TV all day” and “does not respond to him at all;” when in truth and in fact defendant MOHAMMAD R. KAHOOK well knew the contrary to be true in that he knew that Ribhi M. Kahook continued to participate in the operation of and production of income from several retail stores in the Akron, Ohio area.

All in violation of Title 18, United States Code, Section 1001(a)(2).

The Grand Jury further charges that:

**FORFEITURE ALLEGATION (RELATING TO COUNT 46)**

1. For the purpose of alleging forfeiture pursuant to Title 18, United States Code, Section 1955(d); Title 18, United States Code, Section 981(a)(1)(C); and, Title 28, United States Code, Section 2461(c), the allegations of Count 46 are re-alleged and incorporated herein by reference. As a result of the foregoing offense, defendants NASSER M. KAHOOK, aka NORMAN; IHAB TRAISH; JOHN M. GHEITH; JAMES HIGGINBOTTAM, aka

REVEREND JIM; and, NUNZIE V. FRAGOLA, shall forfeit to the United States any and all property, including money, used in violation of the provisions of Title 18, United States Code, § 1955; and, any and all property, real and personal, which constitutes or is derived from proceeds traceable to the illegal gambling business; to include, but not limited to the following:

a.) The following property seized on March 27, 2003, from Instant Jackpot located at 884 Canton Road, Akron, Ohio:

<b>Item #</b>	<b>Description</b>
1	Pot-of-Gold Bingo Machine, Serial #2003211098
2	Pot-of-Gold Bingo Machine, Serial #2000670798
3	Pot-of-Gold Bingo Machine, Serial #2001820498
4	Pot-of-Gold Bingo Machine, Serial #2000961298
5	Pot-of-Gold Bingo Machine, Serial #2001090999
6	Pot-of-Gold Bingo Machine, Serial #2008320997
7	Pot-of-Gold Bingo Machine, Serial #2001060999
8	Pot-of-Gold Bingo Machine, Serial #2001100999
9	Pot-of-Gold Bingo Machine, Serial #2001080999
10	Pot-of-Gold Bingo Machine, Serial #2001070999
11	Pot-of-Gold Bingo Machine, Serial #2004451198
12	Pot-of-Gold Bingo Machine, Serial #2001110999
13	Pot-of-Gold Bingo Machine, Serial #3CCAB020430102426005
14	Pot-of-Gold Bingo Machine, Serial #2000951296
15	Cherry Bonus Bingo Machine, Serial #2003901098
16	Pot-of-Gold Bingo Machine, Serial #2009320197
17	Pot-of-Gold Bingo Machine, Serial #010831110
18	Pot-of-Gold Bingo Machine, Serial #2003000897
19	Lucky's Bingo Machine, Serial #2386TQ02

20	Lucky's Bingo Machine, Serial #2384797
21	Lucky's Bingo Machine, Serial #2005671198
22	Pot-of-Gold Bingo Machine, Serial #2001000996
23	Pot-of-Gold Bingo Machine, Serial #2005701198
24	Pot-of-Gold Bingo Machine, Serial #2003481098
25	Pot-of-Gold Bingo Machine, Serial #2003051098
26	Pot-of-Gold Bingo Machine, Serial #2000160199
27	Pot-of-Gold Bingo Machine, Serial #2005001298
28	Pot-of-Gold Bingo Machine, Serial #2002020498
29	Fruit Bonus Bingo Machine, No Serial number
30	Pot-of-Gold Bingo Machine, Serial #203401098
31	United States Currency in the amount of \$2,672.00

b.) The following property seized on March 27, 2003, from Rick's Bingo located at 1705 Massillon Road, Akron, Ohio:

<u>Item #</u>	<u>Description</u>
1	TabMaster Bingo Machine, No Serial number, Unit #3
2	Pot-O-Gold Bingo Machine, Serial #20022210696, Unit #1
3	Pot-O-Gold Bingo Machine, Serial #2004720496, Unit #12
4	TabMaster Bingo Machine, No Serial number, Unit #9
5	Cherry Master Bingo Machine, Serial #SN10510, Unit #15
6	Cherry Master Bingo Machine, Serial #072546, Unit #16
7	Cherry Bonus Bingo Machine, Serial #SN18073, Unit #14
8	Skill Cherry Bingo Machine, Serial #64430, Unit #10
9	Magical Odds Bingo Machine, Serial #015598, Unit #6
10	Pot-O-Gold Bingo Machine, No Serial number, Unit #13
11	Wild Cherry Bingo Machine, Serial #324063
12	TabMaster Bingo Machine, No Serial number, Unit#2
13	Fruit Bonus Bingo Machine, Serial #2004720496, Unit #8
14	Pot-O-Gold Bingo Machine, Serial #2004470396, Unit #11

15	Pot-O-Gold Bingo Machine, Serial #2000420296, Unit #4
16	Fruit Bonus Bingo Machine, Serial #324063, Unit #7
17	Pot-O-Gold Bingo Machine, Serial #2006980496, Unit #5
18	United States Currency in the amount of \$2,020.50

c.) The following property seized on March 27, 2003, from South Arlington

Instant Bingo located at 736 South Arlington, Akron, Ohio:

<u>Item #</u>	<u>Description</u>
1	Pot-O-Gold Bingo Machine, Serial #2007980499
2	Pot-O-Gold Bingo Machine, Serial #2000410499
3	Pot-O-Gold Bingo Machine, Serial #2005200499
4	Pot-O-Gold Bingo Machine, Serial #2006480499
5	Treasure Quest Bingo Machine, Serial #1874
6	Pot-O-Gold Bingo Machine, Serial #2004520497
7	Pot-O-Gold Bingo Machine, Serial #2001110199
8	Pot-O-Gold Bingo Machine, Serial #2000850498
9	Pot-O-Gold Bingo Machine, Serial #2001781098
10	Pot-O-Gold Bingo Machine, Serial #2001430498
11	Pot-O-Gold Bingo Machine, Serial #2010230499
12	Pot-O-Gold Bingo Machine, No Serial number
13	Nevada Numbers Bingo Machine, No Serial number
14	Star 7 Bingo Machine, No Serial number
15	Cherry Bonus Bingo Machine, No Serial number
16	Midnights 7's Bingo Machine, No Serial number
17	Fruit Bonus Bingo Machine, Serial #TDCB4608262
18	Magic Bomb Bingo Machine, Serial #TDCB4608232
19	Skill Cherry 97 Bingo Machine, No Serial number
20	Fruit Bonus 96 Bingo Machine, No Serial number
21	Fruit Bonus 96 Bingo Machine, Serial #TDCB4207722
22	Magical Odds Bingo Machine, No Serial number

23	Cherry Master Bingo Machine, No Serial number
24	United States Currency in the amount of \$13,440.50

2. Money Judgment. Defendants NASSER M. KAHOOK, aka NORMAN; IHAB TRAISH; JOHN M. GHEITH; JAMES HIGGINBOTTAM, aka REVEREND JIM; and, NUNZIE V. FRAGOLA, and each of them, shall forfeit property, including but not limited to, a sum of money equal to the gross proceeds of Count 46; to wit: an amount in excess of 2.8 million dollars. The defendants, and each of them, are jointly and severally liable for this forfeiture obligation.

**FORFEITURE ALLEGATION (RELATING TO COUNT 47)**

The Grand Jury further charges that:

1. For the purpose of alleging forfeiture pursuant to Title 18, United States Code, Section 981(a)(1)(C) and Title 28, United States Code, Section 2461(c), the allegations of Count 47 are re-alleged and incorporated herein by reference. As a result of the foregoing offense, defendants NASSER M. KAHOOK, aka NORMAN; IHAB TRAISH; JOHN M. GHEITH; JAMES HIGGINBOTTAM, aka REVEREND JIM; and, NUNZIE V. FRAGOLA, shall forfeit to the United States any and all property, real and personal, which constitutes or is derived from proceeds traceable to the illegal gambling conspiracy; to include, but not limited to the following:

a.) The following property seized on March 27, 2003, from Instant Jackpot located at 884 Canton Road, Akron, Ohio: United States Currency in the amount of \$2,672.00.

b.) The following property seized on March 27, 2003, from Rick's Bingo located at 1705 Massillon Road, Akron, Ohio: United States Currency in the amount of \$2,020.50.

c.) The following property seized on March 27, 2003, from South Arlington Instant Bingo located at 736 South Arlington, Akron, Ohio: United States Currency in the amount of \$13,440.50.

2. Money Judgment. Defendants NASSER M. KAHOOK, aka NORMAN; IHAB TRAISH; JOHN M. GHEITH; JAMES HIGGINBOTTAM, aka REVEREND JIM; and, NUNZIE V. FRAGOLA, and each of them, shall forfeit property, including but not limited to, a sum of money equal to the gross proceeds of Count 47; to wit: an amount in excess of 2.8 million dollars. The defendants, and each of them, are jointly and severally liable for this forfeiture obligation.

United States v. Nasser M. Kahook, et al.

A TRUE BILL.

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FOREPERSON

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WILLIAM J. EDWARDS  
Acting United States Attorney