



2. This was in violation of Title 18, United States Code, Section 911.

**Count 2**  
**False Claim to United States Citizenship**

3. On or about February 23, 2015, in the Northern District of Iowa, the defendant, SARAH MAJID ZEAITER, falsely and willfully represented herself to be a citizen of the United States, in that defendant claimed, in the course of completing an ATF Form 4473 (“Firearms Transfer Record Part 1 – Over-the Counter”), related to her purchase of a Berretta, .380 caliber handgun from Cedar Valley Outfitters, to be a United States citizen, when defendant knew she was not and has never been a citizen of the United States.

4. This was in violation of Title 18, United States Code, Section 911.

**Count 3**  
**False Claim to United States Citizenship**

5. On or about February 23, 2015, in the Northern District of Iowa, the defendant, SARAH MAJID ZEAITER, falsely and willfully represented herself to be a citizen of the United States, in that defendant claimed, in the course of completing an ATF Form 4473 (“Firearms Transfer Record Part 1 – Over-the Counter”), related to her purchase of a Glock 9mm handgun from Marion Guns and Gold, to be a United States citizen, when defendant knew she was not and has never been a citizen of the United States.

6. This was in violation of Title 18, United States Code, Section 911.

**Counts 4 – 20**  
**Unlawful Drug User in Possession of a Firearm**

7. On about each of the following dates, and thereafter, in the Northern District of Iowa, defendant ADAM AL HERZ, an unlawful user of marijuana, a Schedule I controlled substance as defined in 21 U.S.C. § 802, did knowingly possess, in and affecting commerce, a firearm, as described below.

<b><u>Count</u></b>	<b><u>Date</u></b>	<b><u>Firearm</u></b>
4	12/18/2014	Glock Model 19, 9mm handgun, serial # YCY365
5	12/18/2014	FNH Model PS90, 5.7mm handgun, serial # FN096118
6	12/30/2014	Desert Eagle .50 caliber handgun serial # DK016477
7	01/08/2015	Chiappa, Rhino 6, .357 caliber handgun, serial #14A54627
8	01/20/2015	Glock Model 19, 9mm handgun, serial # AAMN311
9	01/20/2015	Sig Sauer, Model 1911, .45 caliber handgun, serial # 54B066437
10	01/27/2015	Sig Sauer, Model P229 El, 9mm handgun, serial # 5B028234
11	01/30/2015	Glock Model 42, .380 caliber handgun, serial # ABBM246
12	02/06/2015	Sig Sauer, Model 716, .308 caliber handgun, serial # 22G008374
13	02/17/2015	Beretta, Nano, 9mm handgun, serial # NU060804
14	02/17/2015	Glock Model 19, 9mm handgun, serial # VVC769
15	02/19/2015	Beretta, Pico, .380 handgun, serial # PC008875
16	02/19/2015	Glock Model 19, 9mm handgun, serial # YRN014
17	02/20/2015	HK Model VP9, 9mm handgun, serial # 224-040785
18	02/26/2015	Magnum Research Desert Eagle, 9mm handgun, serial # 43366855
19	02/27/2015	Smith & Wesson, Model SW99, 9mm handgun, serial # SAA7029
20	02/28/2015	Glock Model 42, .380 caliber handgun, serial # ABCC351

8. This was in violation of Title 18, United States Code, Sections 922(g)(3) and 924(a)(2).

**Counts 21 – 44**  
**Domestic Abuser in Possession of a Firearm**

9. On about each of the following dates, and thereafter, in the Northern District of Iowa, defendant ALI AFIF AL HERZ, who had been previously convicted on about October 6, 1992, in the Iowa District Court in and for Linn County, of the offense of Assault Causing Bodily Injury (Domestic Abuse), did knowingly possess, in and affecting commerce, a firearm, as described below.

<b><u>Count</u></b>	<b><u>Date</u></b>	<b><u>Firearm</u></b>
21	01/08/2015	FNH, Model PS90, 5.7mm rifle, serial # FN096117
22	01/08/2015	Beretta, Model 92FS, 9mm handgun, serial # BER685358
23	01/20/2015	Smith & Wesson, 642 Airweight, .38 caliber handgun, serial # CXB5070
24	01/20/2015	Sig Sauer, Model 1911, .45 caliber handgun, serial # 54B076326
25	01/23/2015	Glock, Model 26, 9mm handgun, serial # XKY812
26	01/28/2015	FNH Model PS90, 5.7mm rifle, serial # FN095811
27	01/28/2015	Chiappa, Rhino 6, .357 caliber handgun, serial # RH16769
28	01/30/2015	Sig Sauer, Model P290RS, 9mm handgun, serial # 26C028066
29	02/06/2015	Glock, Model 19, 9mm handgun, serial # YCS113
30	02/06/2015	Sig Sauer, Model 716, Patrol rifle, serial # 22G008381
31	02/11/2015	Beretta, Model PX4 Storm, 9mm handgun, serial # PX04658
32	02/19/2015	FNH, Five-Seven, 5.7mm handgun, serial # 386278673
33	02/19/2015	Sig Sauer, Model P320, 9mm handgun, serial # 58B015276
34	02/20/2015	Smith & Wesson, M&P Shield, 9mm handgun, serial # HVJ2129
35	02/20/2015	Glock, Model 17, 9mm handgun, serial # ISP5243
36	02/21/2015	Beretta, Model PX4 Storm, 9mm handgun, serial # PZ514091
37	02/21/2015	HK Model VP9, 9mm handgun, serial # 224-030690
38	02/24/2015	Smith & Wesson, M&P40, .40 caliber handgun, serial # HPL9985
39	02/26/2015	Sig Sauer, Model P226, 9mm handgun, serial # U843476

40	02/27/2015	Glock, Model 17, 9mm handgun, serial # 2014LAV
41	02/28/2015	Smith & Wesson, Bodyguard, .380 caliber handgun, serial # EAN9902
42	03/04/2015	Magnum Research, Desert Eagle, .50 caliber handgun, serial # DK0022789
43	03/10/2015	FNH, Five-Seven, 5.7mm handgun, serial # 386277104
44	03/12/2015	Smith & Wesson, M&P15 rifle, serial # SU73119 Smith & Wesson, M&P15 rifle, serial # SU73128 Smith & Wesson, M&P15 rifle, serial # SU73324 Smith & Wesson, M&P15 rifle, serial # SU73325 Smith & Wesson, M&P15 rifle, serial # SU73327 Smith & Wesson, M&P15 rifle, serial # SU73328 Smith & Wesson, M&P15 rifle, serial # SU73308 Smith & Wesson, M&P15 rifle, serial # SU73315 Smith & Wesson, M&P15 rifle, serial # SU75151 Smith & Wesson, M&P15 rifle, serial # SU75337 Smith & Wesson, M&P15 rifle, serial # SU75945 Smith & Wesson, M&P15 rifle, serial # SU75946 Smith & Wesson, M&P15 rifle, serial # SU75929 Smith & Wesson, M&P15 rifle, serial # SU75942 Smith & Wesson, M&P15 rifle, serial # SU69989

10. This was in violation of Title 18, United States Code, Sections 922(g)(9) and 924(a)(2).

**Count 45**

**Conspiracy to: Deal in Firearms without a License;  
Ship and Transport Firearms and Ammunition in  
Interstate and Foreign Commerce;  
Make False Statements to Licensed Firearms Dealers; and  
Fail to Give Written Notice to Common Carriers**

11. Beginning by at least late 2013, and continuing until at least May 12, 2015, in the Northern District of Iowa and elsewhere, defendants ALI AFIF AL

HERZ, ADAM AL HERZ, BASSEM AFIF HERZ, and SARAH MAJID ZEAITER did knowingly and unlawfully conspire and agree with other persons known and unknown to the grand jury, to commit the following violations of law:

- 1) Engage in the business of dealing in firearms without a license, in violation of Title 18, United States Code, Section 922(a)(1)(A);
- 2) Ship and transport firearms in interstate and foreign commerce, in the course of engaging in the business of dealing in firearms without a license, in violation of Title 18, United States Code, Section 922(a)(1)(A);
- 3) Deliver and cause to be delivered, a package or container in which there is any firearm or ammunition, to a common or contract carrier for transportation and shipment in interstate or foreign commerce, without providing written notice to the carrier concerning the presence of the firearm(s) or ammunition, in violation of Title 18, United States Code, Section 922(e); and
- 4) Make false statements and representations to a licensed firearms dealer with respect to firearms transactions records required by law to be maintained by the firearms licensee, in violation of Title 18, United States Code, Section 922(a)(1)(A).

Manner and Means of the Conspiracy

12. The conspirators used the following manner and means, among others, to accomplish the objects of the conspiracy:

- a) The conspirators communicated with each other, prospective firearms and ammunition dealers and sellers, equipment sellers, and with prospective or intended firearms and ammunition buyers, via telephone, email, Facebook, and a variety of other social media or communications platforms;
- b) The conspirators acquired firearms and ammunition in Iowa and elsewhere in the United States;

- c) One or more of the conspirators traveled internationally in furtherance of a scheme to deal firearms and ammunition to customers in Lebanon;
- d) Funds used to purchase firearms, ammunition, and other materials or services related to the scheme to deal in firearms and ammunition, were carried by person or transmitted via wire in interstate or foreign commerce;
- e) Funds deposited in bank accounts of one or more of the conspirators were used to conduct financial transactions related to the scheme to deal in firearms and ammunition;
- f) The conspirators acquired permits to carry or acquire firearms in Iowa to facilitate their purchase of firearms for resale;
- g) The conspirators made false statements on applications to acquire gun permits and on federal firearms transaction records to facilitate the acquisition of firearms;
- h) Various items, including Bobcat skid loaders, were acquired and used to shield and conceal firearms and ammunition intended for shipment to Lebanon;
- i) Arrangements were made to load and transport in interstate and foreign commerce, via common and contract carriers, shipping containers destined for Lebanon, that were loaded with Bobcat skid loaders and other packages and items bearing firearms and ammunition;
- j) The fictitious business name of "Herz Enterprises" was used to conduct transactions related to the scheme to deal in firearms;
- k) No license was obtained to engage in the business of dealing in firearms or ammunition.
- l) No license was obtained to authorize the export of firearms or ammunition.

- m) No written notice was provided to any common or contract carrier that firearms and ammunition were concealed inside containers and packages provided to the carrier for shipment in interstate and foreign commerce.
- n) Firearms acquired by the conspirators were resold at a substantial profit to one or more customers in Lebanon.

Overt Acts

13. In furtherance of the above conspiracy, and to effect the objects thereof, the following overt acts, among others, were committed by the conspirators in the Northern District of Iowa, and elsewhere:

- a) Firearms were acquired on at least each of the following dates, each of which is alleged to constitute a separate overt act:

12/05/2014	2/08/2015	2/25/2015
12/18/2014	2/09/2015	2/26/2015
12/23/2014	2/10/2015	2/27/2015
12/30/2014	2/11/2015	2/28/2015
1/08/2015	2/14/2015	3/01/2015
1/20/2015	2/17/2015	3/04/2015
1/23/2015	2/18/2015	3/05/2015
1/27/2015	2/19/2015	3/10/2015
1/28/2015	2/20/2015	3/12/2015
1/30/2015	2/21/2015	
2/06/2015	2/23/2015	
2/07/2015	2/24/2015	

14. On December 3, 2013, SARAH MAJID ZEAITER (ZEAITER) opened checking and savings accounts at Wells Fargo Bank.

15. On December 3, 2013, an opening deposit of \$1,350 was made to ZEAITER's checking account at Wells Fargo Bank.

16. On December 3, 2013, an opening deposit of \$2,000 was made to ZEAITER's savings account at Wells Fargo Bank.



17. On December 5, 2013, a deposit of \$6,500 was made to ZEAITER's checking account at Wells Fargo Bank.
18. On December 5, 2013, \$5,000 was withdrawn from BASSEM AFIF HERZ's (BASSEM HERZ) checking account at Cedar Rapids Bank and Trust.
19. On December 10, 2013, \$6,000 was withdrawn from BASSEM HERZ's checking account at Cedar Rapids Bank and Trust.
20. On December 16, 2013, \$5,000 was withdrawn from BASSEM HERZ's checking account at Cedar Rapids Bank and Trust.
21. On December 17, 2013, \$5,000 was withdrawn from the "Herz Ali Enterprises" checking account at Bank of the West by check written to "Ali Herz".
22. On December 23, 2013, \$7,000 was withdrawn from the "Herz Ali Enterprises" checking account at Bank of the West.
23. On December 23, 2013, \$3,000 was withdrawn from the ALI AFIF AL HERZ (ALI HERZ) checking account at Bank of the West.
24. On December 23, 2013, \$5,000 was withdrawn from the BASSEM HERZ checking account at Cedar Rapids Bank and Trust.
25. On about December 26, 2013, ADAM HERZ purchased a Bobcat skid loader from Rexco Equipment, Model 773, Serial # 519013090, for \$10,000 cash.
26. On December 27, 2014, a deposit of \$1,340 was made to ZEAITER's checking account at Wells Fargo Bank.

27. On January 3, 2014, an \$11,000 check from BASSEM HERZ, drawn on Cedar Rapids Bank and Trust, was deposited to ZEAITER's checking account at Wells Fargo Bank.

28. On January 3, 2014, \$13,000 was withdrawn from BASSEM HERZ's Cedar Rapids Bank and Trust checking account.

29. On January 7, 2014, \$4,400 was deposited to the "Herz Ali Enterprises" checking account at Bank of the West.

30. On January 8, 2014, \$8,000 was withdrawn from ZEAITER's checking account at Wells Fargo Bank.

31. On January 16, 2014, \$15,000 was deposited to the "Herz Ali Enterprises" checking account at Bank of the West.

32. On January 16, 2014, \$5,500 was deposited to the ALI HERZ checking account at Bank of the West.

33. On January 16, 2014, \$2,000 was withdrawn from the ALI HERZ checking account at Bank of the West.

34. On January 22, 2014, \$2,500 was withdrawn from the ALI HERZ checking account at Bank of the West by check written to "Cash".

35. On about January 22, 2014, ALI AFIF and ADAM AL HERZ purchased three Bobcat skid loaders for a total of \$21,000 from Rexco Equipment, paying with cash and cashier's checks, as follows:

Model 753, Serial # 515837016, for \$10,800;  
Model 753, Serial # 508612487, for \$6,200; and

Model 753, Serial # 508613046, for \$4,000,

36. On January 22, 2014, \$8,000 was withdrawn from the ZEAITER's savings account at Wells Fargo.

37. On January 27, 2014, \$4,200 was withdrawn from the ZEAITER's checking account at Wells Fargo.

38. On January 27, 2014, \$6,400 was withdrawn from the ZEAITER's savings account at Wells Fargo.

39. On February 21, 2014, \$4,726.80 was withdrawn from the "Herz Ali Enterprises" checking account at Bank of the West by check to "Cash".

40. On February 21, 2014, \$4,726.80 was deposited in the ADAM AL HERZ (ADAM HERZ) checking account at Bank of the West.

41. On February 21, 2014, a \$4,726.80 wire was sent from the ADAM HERZ checking account at Bank of the West to International Freight Transport.

42. In about March 2014, a shipping container (container # YMLU506911-1) destined for Lebanon was loaded at Midamar Corporation in Cedar Rapids, Iowa, with four (4) Bobcat skid loaders (serial nos. 515837016, 519013090, 508612487, 508613046), other items, and packages containing numerous firearms and ammunition.

43. Container # YMLU506911-1 was transported from Cedar Rapids via common or contract carrier to Illinois.

44. Container # YMLU506911-1 was transported via rail from Illinois to the port at Norfolk, Virginia.

45. Container # YMLU506911-1 departed the port at Norfolk, Virginia, via ship destined for Beirut, Lebanon.

46. On May 1, 2014, a \$9,000 wire was sent from Abamo Electronics Corp. to the "Herz Ali Enterprises" checking account at Bank of the West.

47. On May 6, 2014, \$4,969 was deposited to the ADAM HERZ savings account at the University of Iowa Community Credit Union.

48. On May 12, 2014, \$1,500 was withdrawn from the ADAM HERZ savings account at the University of Iowa Community Credit Union.

49. On July 1, 2014, an \$8,963 wire sent was from "Ali Afif Herz, Majdal Selem-Abou, Lebanon" to "purchase farm equipments [sic]," to the "Herz Ali Enterprises" checking account at Bank of the West.

50. On July 3, 2014, \$2,000 was transferred from the "Herz Ali Enterprises" checking account at Bank of the West to the ALI HERZ checking account at Bank of the West.

51. On July 3, 2014, \$2,787.31 was deposited to the ALI HERZ checking account at Bank of the West.

52. On about July 5, 2014, ALI and ADAM HERZ purchased a Bobcat skid loader Model S220, serial # 526211939, from a person in New Vienna, Iowa, for \$11,575.

53. On July 7, 2014, \$5,000 was withdrawn from the “Herz Ali Enterprises” checking account at Bank of the West.

54. On July 10, 2014, \$9,500 was withdrawn from the “Herz Ali Enterprises” checking account at Bank of the West by check to “Ali Herz”.

55. On July 15, 2014, \$1,000 was withdrawn from the ALI HERZ checking account at Bank of the West.

56. On July 18, 2014, \$2,787 was withdrawn from the ALI HERZ checking account at Bank of the West.

57. On July 18, 2014, \$1,000 was withdrawn from the ALI HERZ checking account at Bank of the West by check to “Ali Herz”.

58. On July 21, 2014, \$1,000 was deposited to the BASSEM HERZ checking account at Cedar Rapids Bank & Trust.

59. On July 22, 2014, a \$9,000 wire was sent from Abamo Electronics Corp. to the “Herz Ali Enterprises” checking account at Bank of the West.

60. On July 25, 2014, \$8,000 was withdrawn from the “Herz Ali Enterprises” checking account at Bank of the West.

61. On about July 31, 2014, ADAM HERZ purchased a Bobcat skid loader, Model 773, Serial # 519024548, from Rexco Equipment, for \$6,000.

62. On August 6, 2014, \$1,000 was deposited to the “Herz Ali Enterprises” checking account at Bank of the West.

63. On August 14, 2014, \$1,800 was deposited to the SARAH ZEAITER checking account at Wells Fargo.

64. In about August 2014, a shipping container (container # MSKU181881-0) destined for Lebanon originated at Midamar Corp. in Cedar Rapids, Iowa, with three (3) Bobcat skid loaders (serial # 526211939, 519024548, 509315126) and other items and packages containing numerous firearms and ammunition with an exporter of Herz Enterprises, Attn: Adam Herz and a consignee of Elisse Cars.

65. On about August, 2014, container # MSKU181881-0 was transported from Cedar Rapids, Iowa, to in or near Chicago, IL.

66. On or about August, 2014, Container # MSKU181881-0 was transported via rail from in or near Chicago, IL to the port at Norfolk, Virginia.

67. On or about August 21, 2014, Container # MSKU181881-0 departed the port at Norfolk, Virginia, via ship destined for Beirut, Lebanon.

68. On November 14, 2014, a \$44,965 wire was sent from "Awada Mariam Mohamad SP Herz Afif" Beirut, Lebanon, with the notation, for "her daughter in law as family aid" to ZEAITER's checking account at Wells Fargo.

69. On December 2, 2014, ALI HERZ transported at least \$61,400 in cash when entering the United States from Paris, France.

70. On December 3, 2014, a \$49,965 wire was sent from "Herz Ali Afif" Majdal Selem-Abou, Lebanon, with the notation, "purchase industrial equipments [sic]" to the ALI HERZ checking account at Bank of the West.

71. On December 3, 2014, \$5,000 was deposited to the ALI HERZ checking account at Bank of the West.

72. On December 5, 2014, \$1,000 was withdrawn from the ALI HERZ checking account at Bank of the West by check to "Ali Herz".

73. On December 8, 2014, a \$1,643.52 check made out to "BW Outfitters" for "50AE AMMO (heider 20)" was drawn against ZEAITER's checking account at Wells Fargo.

74. On December 8, 2014, a \$2,480 check made out to "Attic" for "50 AE (heider 20)" was drawn against ZEAITER's checking account at Wells Fargo.

75. On December 8, 2014, \$2,500 was deposited to the BASSEM HERZ checking account at Cedar Rapids Bank & Trust.

76. On December 8, 2014, a Visa debit for \$147.87 to Gomers Ammo was drawn against the BASSEM HERZ checking account at Cedar Rapids Bank & Trust.

77. On December 13, 2014, BASSEM HERZ purchased 83 boxes of .50 cal ammunition for more than \$3,000 in cash at Fin and Feather in Iowa City, Iowa.

78. On December 19, 2014, \$5,000 was deposited to the BASSEM HERZ checking account at Cedar Rapids Bank & Trust.

79. On December 19, 2014, \$5,105.66 was withdrawn from the BASSEM HERZ checking account at Cedar Rapids Bank & Trust.

80. On about December 27, 2014, ALI HERZ purchased a Bobcat skid loader Model 773, serial # 509636608, from Holst Construction, for \$10,000 cash.

81. On about January 6, 2015, ALI HERZ purchased a Bobcat skid loader Model T180, serial # 531412138, paying \$18,731 by wire transfer, to include shipping to 5603 Wilder Drive SE, Cedar Rapids, Iowa.

82. On February 2, 2015, \$1,000 was deposited to the BASSEM HERZ checking account at Cedar Rapids Bank & Trust.

83. On February 9, 2015, \$3,000 was transferred from the "Herz Ali Enterprises checking account to the ALI HERZ checking account at Bank of the West.

84. On about February 9, 2015, two Bobcat skid loaders were purchased for a total of \$18,000 from Bobcat of St. Louis, with payment by wire transfer, as follows:

Model 773, Serial # 509635591, for \$6,750;  
Model 773, Serial # 509649941, for \$10,250, plus  
\$1,000 for "Freight to Iowa."

85. On about February 23, 2015, ZEAITER purchased a Bobcat skid loader Model 853 from Route 31 Auto Sales, serial # 512820374, for \$8,000.

86. On about February 23, 2015, \$10,500 was transferred via wire transaction from ZEAITER's Wells Fargo checking account to "Route 31 Auto Sales, Inc.," with a notation of "Buying bobcat."

87. In about March 2015, a shipping container (container # TMLU8871286) destined for Lebanon was loaded at Midamar Corporation in Cedar Rapids, Iowa,



with three (3) Bobcat skid loaders (serial nos. 512820374, 509635591, and 509649941), other items, and packages containing the following firearms and ammunition:

Beretta 96 .40, Serial # BER575180  
Beretta 92FS 9mm, Serial # BER313392Z  
Beretta M9A1 9mm, Serial # BER700274  
Beretta Nano .380, Serial # NU060349  
Beretta Pico .380, Serial # PC007219  
Chiappa Rhino .357, Serial # RH16684  
Chiappa Rhino .357, Serial # RH10142  
CZ 75-SP1 9mm, Serial # A889807  
Desert Eagle .50, Serial # DK0021687  
Desert Eagle .50, Serial # DK0016477  
Desert Eagle .44, Serial # 95205809  
FNH Five Seven Pistol 5.7mm, Serial # 386278210  
FNH FNP-9 9mm, Serial # 61BMN05585  
FNH PS90 5.7mm, Serial # FN096117  
FNH PS90 5.7mm, Serial # FN089173  
Glock 17 9mm, Serial # VXH042  
Glock 19 9mm, Serial # VVC765  
Glock 19 9mm, Serial # YTG099  
Glock 19 9mm, Serial # YRN111  
Glock 19 9mm, Serial # YCY365  
Glock 19 9mm, Serial # YGZ597  
Glock 19 9mm, Serial # VVE997  
Glock 19 9mm, Serial # VRU285  
Glock 19 9mm, Serial # YGZ626  
Glock 23 .40, Serial # VSY156  
Glock 36 .45, Serial # MGH006  
Glock 42 .380, Serial # ABAG925  
IWI Desert Eagle .50, Serial # DK0021145  
IWI Desert Eagle .45, Serial # 39301288  
Magnum Research .50, Serial # DK0021152  
Master Piece Arms 9mm, Serial # F22384  
Ruger P89 9mm, Serial # 310-72237  
Sig 226, Serial # U780171  
Sig 238 .380, Serial # 27B013818  
Sig 238 .380, Serial # 27B072685  
Sig 238 .380, Serial # 27B110099

Sig 320 9mm, Serial # 58A001019  
Sig 716 7.62mm, Serial # 22C019129  
Sig 716 7.62mm, Serial # 22G008961  
Sig 1911 .45, Serial # 54B049130  
Sig 320C 9mm, Serial # 58A013614  
Sig P250 9mm, Serial # EAK194692  
Sig P290RS 9mm, Serial # 26C041759  
Sig P938 9mm, Serial # 52A038306  
Sig Sauer P226 9mm 47A050973  
Smith & Wesson Bodyguard .38, Serial # CWR9629  
Smith & Wesson M&P 9mm, Serial # HSS2083  
Smith & Wesson M&P Bodyguard .380, Serial # KBY5184  
Smith & Wesson PC1911 .45, Serial # UCX9691  
Smith & Wesson SD9VE 9mm, Serial # HEY2332  
Springfield XD .45, Serial # MG633605  
Taurus TCP .380, Serial # 90805D  
Taurus PT911 9mm, Serial # TDR31710  
40 rounds of 9.3 x 74r caliber Federal Premium ammunition  
2,250 rounds of 5.7 mm ammunition  
50 rounds of .380 caliber ammunition  
82 rounds of Winchester .44 caliber ammunition  
250 rounds of 9mm ammunition  
300 rounds of .40 caliber ammunition  
200 rounds of .270 caliber ammunition  
3,500 rounds of .50 caliber AE ammunition  
300 rounds of .45 caliber ammunition

88. Container # TMLU8871286 was transported from Cedar Rapids via common or contract carrier to Illinois.

89. Container # TMLU8871286 was transported via rail from Illinois, to the port at Norfolk, Virginia.

90. Between about May 6 and 8, 2015, a shipping container (container # TEMU7027230) destined for Lebanon, was loaded at Midamar Corporation in Cedar Rapids, Iowa, with two (2) Bobcat skid loaders (serial nos. 509636608 and

531412138), other items, and packages containing the following firearms and ammunition, components, parts, accessories and attachments:

Beretta 92FS 9mm, Serial # BER685358  
Beretta 92FS 9mm, Serial # A030417Z  
Beretta 92FS 9mm, Serial # M72160Z  
Beretta 92FS 9mm, Serial # A049519Z  
Beretta Nano 9mm, Serial # NU046183  
Beretta Nano 9mm, Serial # NU060804  
Beretta Pico .380, Serial # PC008875  
Beretta PX4 Storm 9mm, Serial # PX04658  
Beretta PX4 Storm 9mm, Serial # PZ514091  
Beretta PX4 Storm 9mm, Serial # PX170207  
Beretta PX4 Storm 9mm, Serial # PZ20450  
Beretta PX4 Storm 9mm, Serial # PX103042  
Beretta PX4 Storm .40, Serial # PY55169  
Chiappa Rhino 60DS .357, Serial # RH16769  
Chiappa Rhino 60DS .357, Serial # 14A54627  
FNH Five Seven Pistol 5.7mm, Serial # 386277104  
FNH Five Seven Pistol 5.7mm, Serial # 386278673  
FNH FNS-9 9mm, Serial # GKU0010143  
FNH FNS-9 9mm, Serial # GKU0071074  
FNH FNS-9 9mm, Serial # GKU0049644  
FNH FNS-9 9mm, Serial # GKU0046452  
FNH PS90 5.7mm, Serial # FN096150  
FNH PS90 5.7mm, Serial # FN095811  
FNH PS90 5.7mm, Serial # FN096887  
FNH PS90 5.7mm, Serial # FN096118  
FNH PS90 5.7mm, Serial # FN097041  
Glock 17 9mm, Serial # ISP5243  
Glock 17 9mm, Serial # 2014LAV  
Glock 17 9mm, Serial # VKH325  
Glock 19 9mm, Serial # YTH278  
Glock 19 9mm, Serial # YCS113  
Glock 19 9mm, Serial # AARV506  
Glock 19 9mm, Serial # YTB743  
Glock 19 9mm, Serial # YRN953  
Glock 19 9mm, Serial # AAMN311  
Glock 19 9mm, Serial # YRN014  
Glock 19 9mm, Serial # YTB744  
Glock 19 9mm, Serial # VVC769

Glock 19 9mm, Serial # VVC768  
Glock 19 9mm, Serial # YRP817  
Glock 26 9mm, Serial # XKY812  
Glock 42 .380, Serial # ABCD272  
Glock 42 .380, Serial # ABCC351  
Glock 42 .380, Serial # ABBM246  
Glock 42 .380, Serial # AAVY498  
Glock 42 .380, Serial # ABAT623  
HK VP9 9mm, Serial # 224-030690  
HK VP9 9mm, Serial # 224-040785  
Magnum Research 9mm, Serial # 9mm 43369776  
Magnum Research Desert Eagle, Serial #.50 DK022789  
Magnum Research Desert Eagle 9mm, Serial # 43366922  
Magnum Research Desert Eagle 9mm, Serial # 43366855  
Magnum Research Desert Eagle .50AE, Serial # DK0021675  
Magnum Research Desert Eagle 9mm, Serial # 44328050  
Sig Sauer 716 .308, Serial # 22G008381  
Sig Sauer 716 .308, Serial # 22G008374  
Sig Sauer 1911 .45, Serial # 54B076326  
Sig Sauer 1911 .45, Serial # 54B066437  
Sig Sauer P226 9mm, Serial # U843479  
Sig Sauer P226 9mm, Serial # U765276  
Sig Sauer P229 9mm, Serial # AKU23220  
Sig Sauer P229 9mm, Serial # AJU27496  
Sig Sauer P229 Elite 9mm, Serial # 55B028234  
Sig Sauer P290RS 9mm, Serial # 26C046757  
Sig Sauer P290RS 9mm, Serial # 26C028066  
Sig Sauer P290RS 9mm, Serial # 26C041719  
Sig Sauer P290RS 9mm, Serial # 26C028402  
Sig Sauer P320 9mm, Serial # 58B015276  
Smith & Wesson Airweight .38, Serial # CXB5070  
Smith & Wesson Bodyguard .380, Serial # KBW1388  
Smith & Wesson Bodyguard .380, Serial # KBY4800  
Smith & Wesson Bodyguard .380, Serial # ECD4280  
Smith & Wesson Bodyguard .380, Serial # EAN9902  
Smith & Wesson Bodyguard .38, Serial # CVU1469  
Smith & Wesson Bodyguard .380, Serial # KAN5786  
Smith & Wesson Bodyguard .380, Serial # KBW7965  
Smith & Wesson Bodyguard .380, Serial # KBW0181  
Smith & Wesson M&P 15, Serial # SU75337  
Smith & Wesson M&P 40C .40, Serial # HPL9985  
Smith & Wesson M&P Shield 9mm, Serial # MVJ2129

Smith & Wesson M&P Shield .40, Serial # HUV9767  
Smith & Wesson M&P15, Serial # SV58962  
Smith & Wesson M&P15, Serial # SU73119  
Smith & Wesson M&P15, Serial # SU73128  
Smith & Wesson M&P15, Serial # SU73328  
Smith & Wesson M&P15, Serial # SU75945  
Smith & Wesson M&P15, Serial # SU75151  
Smith & Wesson M&P15, Serial # SU75946  
Smith & Wesson M&P15, Serial # SU73308  
Smith & Wesson M&P15, Serial # SU73315  
Smith & Wesson M&P15, Serial # SU73327  
Smith & Wesson M&P15, Serial # SU69989  
Smith & Wesson M&P15, Serial # SU73325  
Smith & Wesson M&P15, Serial # SU75929  
Smith & Wesson M&P15, Serial # SU75942  
Smith & Wesson M&P15, Serial # SU73324  
Smith & Wesson M&P15, Serial # SV58508  
Smith & Wesson SW99 9mm, Serial # SAA7029  
Uberti 1875 Outlaw .45LC, Serial # U24378  
1,400 rounds of Hornady .50 caliber AE ammunition  
600 rounds of Lake City .308 caliber ammunition  
550 rounds of Winchester .380 caliber ammunition  
150 rounds of Winchester .45 caliber LC ammunition  
50 rounds of Remington 9mm ammunition  
50 rounds of Federal 9mm ammunition  
20 rounds of Remington .223 caliber ammunition  
1,200 rounds of American Eagle (Federal) 9mm ammunition  
850 rounds of American Eagle (Federal) 5.7mm ammunition  
1,000 rounds FN (Fiocchi) 5.7mm ammunition  
760 rounds of .380 caliber ACP  
77 rounds of .40 caliber S&W  
150 rounds of .44 caliber Remington Magnum  
40 rounds of .45 caliber Long Colt  
520 rounds of .50 caliber AE  
700 rounds of 5.7mm  
257 rounds of 7.62mm  
1500 rounds of 9mm  
Assorted firearms and ammunition components, parts, accessories,  
and attachments consisting of quad rails, rail mounts, heat shields,  
and magazines.

**COUNTS 46**  
**Conspiracy to Commit Money Laundering**

91. The allegations contained in paragraphs 11-90 of this Indictment are hereby re-alleged and incorporated herein by this reference.

92. Beginning by at least late 2013, and continuing until at least May 12, 2015, in the Northern District of Iowa and elsewhere, defendants ALI AFIF AL HERZ, ADAM AL HERZ, BASSEM AFIF HERZ, and SARAH MAJID ZEAITER did knowingly and unlawfully conspire and agree with each other and other persons whose names are known and unknown to the Grand Jury, to violate Title 18, United States Code, Section 1956(a)(2)(A), to wit: to transmit and transfer monetary instruments and funds to a place in the United States from or through a place outside the United States with the intent to promote the carrying on of specified unlawful activity, that is, exporting and attempting to export firearms and ammunition without a license, in violation of Title 18, United States Code, Section 924(n) and Title 22, United States Code, Section 2778.

93. This was in violation of Title 18, United States Code, Section 1956(h).

**COUNTS 47 - 48**  
**Violations of the Arms Export Control Act**

94. The Arms Export Control Act (AECA), specifically, Title 22, United States Code, Section 2778, authorizes the President of the United States to control the export of arms, munitions, and other defense articles by designating said

items and promulgating regulations with respect to their export. The items so designated are set forth on the United States Munitions List (USML).

95. By virtue of the President's delegation of his authority under the AECA, the Directorate of Defense Trade Controls (DDTC) within the Department of State is charged with regulating the export of defense articles.

96. The AECA and its implementing regulations, the International Traffic in Arms Regulations (ITAR) (22 C.F.R. Parts 120-130), require a person to apply for and obtain a validated export license from the DDTC before exporting defense articles from the United States. In the export license application, known as a Form DSP-5, the exporter must identify the nature of the defense articles to be exported, the end-recipient, and the purpose for which they are intended. The AECA and the ITAR remained in full force and effect throughout the time frame of this Indictment.

97. Category I of the USML designates certain firearms and related components, parts, accessories, and attachments as defense articles subject to the ITAR. Category II of the USML designates ammunition for the articles in Category I and related components, parts, accessories, attachments, and associated equipment specifically designed or modified for ammunition as defense articles subject to the ITAR.

98. During the time frame of the events set forth in this Indictment, the firearms, ammunition, parts, accessories, attachments, and associated equipment

described in paragraphs 87 and 90 above (and incorporated herein by this reference) were designated defense articles under Categories I and II of the USML and were prohibited from export from the United States absent a validated export license issued by the DDTC.

**The Defendants**

99. At all times material to this Indictment:

- a. Defendant ALI AFIF AL HERZ was a naturalized United States citizen; a citizen of Lebanon, born in Lebanon; and was the brother of BASSEM AFIF HERZ and the father of ADAM AL HERZ.
- b. Defendant ADAM AL HERZ was a United States citizen, born in the United States, and was the son of ALI AFIF AL HERZ.
- c. Defendant BASSEM AFIF HERZ was a naturalized United States citizen; a citizen of Lebanon, born in Kuwait; and was the husband of SARAH MAJID ZEAITER and the brother of ALI AFIF AL HERZ.
- d. Defendant SARAH MAJID ZEAITER was a permanent resident alien of the United States; a citizen of Lebanon, born in Lebanon; and was the wife of BASSEM AFIF HERZ.

100. At no time relevant to this Indictment did ALI AFIF AL HERZ, ADAM AL HERZ, BASSEM AFIF HERZ, or SARAH MAJID ZEAITER apply for, receive, or possess a license from the Department of State to export or transfer defense articles of any description, including those identified in this indictment.



**Count 47**

101. During at least early 2015 and continuing into early March 2015, in the Northern District of Iowa and elsewhere, defendants ALI AFIF AL HERZ, ADAM AL HERZ, BASSEM AFIF HERZ, and SARAH MAJID ZEAITER, did knowingly and willfully attempt to export and cause the exportation of firearms and ammunition described in paragraph 87 above (and incorporated herein by this reference), that were designated defense articles under Categories I and II of the USML, from the United States to Lebanon without having first obtained the required license or authorization from the Department of State, Directorate of Defense Trade Controls.

102. This was in violation of Title 22 U.S.C. § 2778; Title 18 U.S.C. § 2; and Title 22 C.F.R. §§ 121.1, 123.1, & 127.1.

**Count 48**

103. During at least early 2015 and continuing into early May 2015, in the Northern District of Iowa and elsewhere, defendants ALI AFIF AL HERZ, ADAM AL HERZ, BASSEM AFIF HERZ, and SARAH MAJID ZEAITER, did knowingly and willfully attempt to export and cause the exportation of firearms, ammunition, parts, accessories, attachments, and associated equipment described in paragraph 90 above (and incorporated herein by this reference), that were designated defense articles under Categories I and II of the USML, from the United States to Lebanon without having first obtained the required license or authorization from the Department of State, Directorate of Defense Trade Controls.

104. This was in violation of Title 22 U.S.C. § 2778; Title 18 U.S.C. § 2; and Title 22 C.F.R. §§ 121.1, 123.1, & 127.1.

**Forfeiture Allegation**

105. By virtue of having committed the acts specified in this Indictment, defendants ALI AFIF AL HERZ, ADAM AL HERZ, BASSEM AFIF HERZ, and SARAH MAJID ZEAITER shall forfeit to the United States any firearm and ammunition involved in or used in: the knowing violation of Title 18, United States Code, Sections 922(g) and 924(e), as generally alleged in Counts 4-44 above; and the willful violation of Title 18, United States Code, Section 371, as generally alleged in Count 45 above. This includes all firearms and ammunition identified in the Indictment.

106. This is pursuant to Title 18, United States Code, Section 924(d)(1), and Title 28, United States Code, Section 2461(c).

107. Further, by virtue of the willful violations of the Arms Export Control Act, 22 U.S.C. § 2778, as generally alleged in Counts 47 & 48 above, all firearms, ammunition, parts, accessories, attachments, and associated equipment identified in the Indictment shall be forfeited to the United States.

108. This is pursuant to 22 U.S.C. § 401 and 22 C.F.R. § 127.6.

Presented by:

KEVIN W. TECHAU  
United States Attorney

By:

  
RICHARD L. MURPHY  
Assistant United States Attorney

A TRUE BILL  
s/Foreperson

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Foreperson

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Date

8/12/15