

Criminal Complaint

Agent: J. Wettle-Thompson
AUSA: Jennifer Gorland

United States District Court

EASTERN DISTRICT OF MICHIGAN

UNITED STATES OF AMERICA

V.

AL KWAWAHIR, HUSSAIN

CRIMINAL COMPLAINT

Case: 2:13-mj-30296
Judge: Unassigned,
Filed: 05-12-2013 At 10:42 AM
USA v. AL KWAWAHIR HUSSAIN

I, the undersigned complainant being duly sworn state the following is true and correct to the best of my knowledge and belief. On or about May 11, 2013 in WAYNE county, in the EASTERN District of MICHIGAN defendant(s) did,

Willfully and knowingly use an altered Saudi Arabian passport with missing pages and made a materially false statement to a CBP Officer about a pressure cooker in his possession, all to gain entry into the United States.

in violation of Title 18 United States Code, Section 1001 and 18 United States Code, Section 1543 and I further state that I am a(n) CBP Enforcement Officer and that this complaint is based on the following facts:

Please refer to attached sworn affidavit.

Continued on the attached sheet and made a part hereof: ☐ Yes ☐ No


Signature of Complainant

Sworn to before me and subscribed in my presence,

5/12/13

Date

at Detroit, MI

City and State

Name & Title of Judicial Officer


Signature of Judicial Officer

**UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF MICHIGAN**

IN RE: Hussain Habib M. AL KHAWAHIR

**AFFIDAVIT OF
Customs and Border Protection Officer**

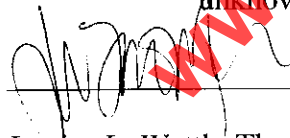
Jessica L. Wettle-Thompson, Customs and Border Protection Enforcement Officer

City of Detroit
State of Michigan

I, Jessica L. Wettle-Thompson, being duly sworn state the following:

1. I am a Customs and Border Protection Enforcement Officer with the Department of Homeland Security. I am assigned to the Officer's branch of Detroit Metropolitan Airport with offices located at 2596 World Gateway Place, Building 830 Detroit, MI 48242. I have served with the Immigration and Naturalization Service and its successor, Customs and Border Protection, since February 2002. I have successfully completed the Customs and Border Protection Officers Basic Training Program at the Federal Law Enforcement Training Center in Glynco, Georgia. I have also earned my certificate for completing the Customs and Border Protection Enforcement Officer Training Program at the Advance Training Center in Harpers Ferry West Virginia. I investigate violations of the Immigration and Nationality Act and the United States Criminal Code as part of my regular duties. This affidavit is submitted in support of a finding of probable cause and is, therefore, a summary of facts known to me.
2. On or about May 11, 2013, Hussain AL KHAWAHIR, here after known as Defendant, arrived at Detroit Metropolitan Airport, Romulus, MI from Saudi Arabia via Amsterdam, seeking admission into the United States. Defendant presented himself as a visitor holder with B1/B2 visa (foil: C3042936) and Saudi Arabian passport.
3. While being interviewed at the Baggage Control Secondary area, the subject stated to he would visit his nephew, ALMAEZOOQ, Nasser, a student at the University of Toledo.

4. While in Baggage Control Secondary, Officer Renaud and Officer Salinas were interviewing the Defendant and noticed page 33/34 had been removed from the passport. Officer Wettle-Thompson inspected the passport and a visual inspection confirms that a page has been removed.
5. During initial questioning of the Defendant, the Defendant stated he did not know how the page was removed from the passport. The Defendant stated that the passport was locked in a box that only he, his wife and three minor children have access to, in his home.
6. During the Defendant's baggage exam, the Defendant was in possession of a pressure cooker. When the Defendant was questioned, initially he said that he brought the pressure cooker for his nephew because pressure cookers are not sold in America. The Defendant then changed his story and admitted his nephew had purchased a pressure cooker in America before but it "was cheap" and broke after the first use.
7. Defendant was read his Miranda rights by CBP Enforcement Officer Wettle-Thompson and witnessed by CBP Enforcement Officer Mengel. Defendant acknowledged that he understood her rights both verbally and in writing at 1625 hours. At 1626 hours the Defendant invoked his right to remain silent.
8. Based on my training and experience as a Customs and Border Protection Enforcement Officer, and the information contained in this affidavit, I believe that there exists probable cause to believe that the applicant has committed a violation of sections 18 United States Code 1001 and 18 United States Code 1543, in that he knowingly and willfully, he used or attempted to use a mutilated and altered passport, to wit: he misrepresented statements about pressure cookers being sold in America and the Defendant presented an Saudi Arabian passport number H457278 to Customs and Border Protection Officers that had a page removed for unknown reasons.



Jessica L. Wettle-Thompson
Enforcement Officer
United States Customs and Border Protection

Sworn and subscribed before me this

12th day of May 2013


United States Magistrate Judge