

1 PLEA

2 2. Defendant agrees to plead guilty to counts one and five
3 of the indictment in United States v. Kevin James, et al., SA CR
4 No. 05-214-CJC.

5 NATURE OF THE OFFENSE

6 3. In order for defendant to be guilty of count one,
7 which charges a violation of Title 18, United States
8 Code, Section 2384, the following must be true: (1) two or more
9 persons conspired to levy war against, or oppose by force the
10 authority of, the United States government; (2) the defendant was
11 a member of the conspiracy; and (3) the offense occurred in a
12 state, territory, or place subject to the jurisdiction of the
13 United States. In order for defendant to be guilty of count
14 five, which charges a violation of Title 18, United States
15 Code, Section 924(c), the following must be true: (1) the
16 defendant committed the crime of conspiracy to levy war against,
17 or oppose by force the authority of, the United States
18 government, a crime of violence, as charged in count one of the
19 indictment; (2) the defendant knowingly possessed a firearm; and
20 (3) the defendant possessed the firearm during and in relation to
21 the crime of violence. Defendant admits that defendant is, in
22 fact, guilty of these offenses as described in counts one and
23 five of the indictment.

24 PENALTIES

25 4. The statutory maximum sentence that the Court can impose
26 for a violation of Title 18, United States Code, Section 2384 is:
27 20 years imprisonment; a three-year period of supervised release;
28 a fine of \$250,000; and a mandatory special assessment of \$100.

1 The statutory maximum sentence that the Court can impose for a
2 violation of Title 18, United States Code, Section 924(c) is: a
3 term of imprisonment of not less than five (5) years nor more
4 than life and any sentence imposed under this section must be
5 consecutive to the sentence imposed for count one; a three-year
6 period of supervised release; a fine of \$250,000 or twice the
7 gross gain or gross loss resulting from the offense, whichever is
8 greatest; and a mandatory special assessment of \$100.00.

9 Therefore, the total maximum sentence for all offenses to which
10 defendant is pleading guilty is: life imprisonment; a three-year
11 period of supervised release; a fine of \$500,000 or twice the
12 gross gain or gross loss resulting from the offenses, whichever
13 is greatest; and a mandatory special assessment of \$200.00.

14 5. Supervised release is a period of time following
15 imprisonment during which defendant will be subject to various
16 restrictions and requirements. Defendant understands that if
17 defendant violates one or more of the conditions of any
18 supervised release imposed, defendant may be returned to prison
19 for all or part of the term of supervised release, which could
20 result in defendant serving a total term of imprisonment greater
21 than the statutory maximum stated above.

22 6. Defendant also understands that, by pleading guilty,
23 defendant may be giving up valuable government benefits and
24 valuable civic rights, such as the right to vote, the right to
25 possess a firearm, the right to hold office, and the right to
26 serve on a jury.

27 7. Defendant further understands that the conviction in
28 this case may subject defendant to various collateral

1 consequences, including but not limited to, deportation,
2 revocation of probation, parole, or supervised release in another
3 case, and suspension or revocation of a professional license.
4 Defendant understands that unanticipated collateral consequences
5 will not serve as grounds to withdraw defendant's guilty plea.

6 FACTUAL BASIS

7 8. Defendant and the USAO agree and stipulate to the
8 statement of facts provided below. This statement of facts
9 includes facts sufficient to support a plea of guilty to the
10 charges described in this agreement and to establish the
11 sentencing guideline factors set forth in paragraph 12 below. It
12 is not meant to be a complete recitation of all facts relevant to
13 the underlying criminal conduct or all facts known to defendant
14 that relate to that conduct.

15 See Attachment A.

16 WAIVER OF CONSTITUTIONAL RIGHTS

17 9. By pleading guilty, defendant gives up the following
18 rights:

- 19 a) The right to persist in a plea of not guilty.
20 b) The right to a speedy and public trial by jury.
21 c) The right to the assistance of legal counsel at
22 trial, including the right to have the Court appoint counsel for
23 defendant for the purpose of representation at trial. (In this
24 regard, defendant understands that, despite his plea of guilty,
25 he or she retains the right to be represented by counsel - and,
26 if necessary, to have the court appoint counsel if defendant
27 cannot afford counsel - at every other stage of the proceedings.)
28 d) The right to be presumed innocent and to have the

1 burden of proof placed on the government to prove defendant
2 guilty beyond a reasonable doubt.

3 e) The right to confront and cross-examine witnesses
4 against defendant.

5 f) The right, if defendant wished, to testify on
6 defendant's own behalf and present evidence in opposition to the
7 charges, including the right to call witnesses and to subpoena
8 those witnesses to testify.

9 g) The right not to be compelled to testify, and, if
10 defendant chose not to testify or present evidence, to have that
11 choice not be used against defendant.

12 By pleading guilty, defendant also gives up any and all
13 rights to pursue any affirmative defenses, Fourth Amendment or
14 Fifth Amendment claims, and other pretrial motions that have been
15 filed or could be filed.

16 WAIVER OF DNA TESTING

17 10. Defendant has been advised that the government has in
18 its possession items of physical evidence that could be subjected
19 to DNA testing. Defendant understands that the government does
20 not intend to conduct DNA testing of any of these items.
21 Defendant understands that, before entering guilty plea pursuant
22 to this agreement, defendant could request DNA testing of
23 evidence in this case. Defendant further understands that, with
24 respect to the offense to which defendant is pleading guilty
25 pursuant to this agreement, defendant would have the right to
26 request DNA testing of evidence after conviction under the
27 conditions specified in 18 U.S.C. § 3600. Knowing and
28 understanding defendant's right to request DNA testing, defendant

1 knowingly and voluntarily gives up that right with respect to
2 any items of evidence there may be in this case that might be
3 amenable to DNA testing. Defendant understands and acknowledges
4 that by giving up this right, defendant is giving up any ability
5 to request DNA testing of evidence in this case in the current
6 proceeding, in any proceeding after conviction under 18 U.S.C. §
7 3600, and in any other proceeding of any type. Defendant further
8 understands and acknowledges that by giving up this right,
9 defendant will never have another opportunity to have the
10 evidence in this case submitted for DNA testing, or to employ the
11 results of DNA testing to support a claim that defendant is
12 innocent of the offense to which defendant is pleading guilty.

13 SENTENCING FACTORS

14 11. Defendant understands that the Court is required to
15 consider the United States Sentencing Guidelines ("U.S.S.G." or
16 "Sentencing Guidelines") among other factors in determining
17 defendant's sentence. Defendant understands that the Sentencing
18 Guidelines are only advisory, and that after considering the
19 Sentencing Guidelines, the Court may be free to exercise its
20 discretion to impose any reasonable sentence up to the maximum
21 set by statute for the crimes of conviction.

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1 12. Defendant and the USAO agree and stipulate to the
2 following applicable sentencing guideline factors:

3 Base Offense Level : 33 U.S.S.G. § 2A1.5

4 Adjustments-

5 (Terrorism
6 enhancement) : +4 U.S.S.G. § 3A1.4

7 (Acceptance of
8 responsibility) : -3 U.S.S.G. § 3E1.1

9 Total Offense Level : 34

10 5 years consecutive U.S.S.G. § 2K2.4

11 The USAO will agree to a downward adjustment for acceptance of
12 responsibility (and, if applicable, move for an additional level
13 under § 3E1.1(b)) only if the conditions set forth in paragraph
14 15) are met. Subject to paragraph 14, defendant and the USAO
15 agree not to seek, argue, or suggest in any way, either orally or
16 in writing, that any other specific offense characteristics,
17 adjustments or departures, relating to either the applicable
18 Offense Level or the Criminal History Category, be imposed. If,
19 however, after signing this agreement but prior to sentencing,
20 defendant were to commit an act, or the USAO were to discover a
21 previously undiscovered act committed by defendant prior to
22 signing this agreement, which act, in the judgment of the USAO,
23 constituted obstruction of justice within the meaning of U.S.S.G.
24 § 3C1.1, the USAO would be free to seek the enhancement set forth
25 in that section. Defendant also understands that defendant's
26 base offense level could be increased if defendant is a career
27 offender under U.S.S.G. §§ 4B1.1 and 4B1.2. In the event that
28 defendant's offense level is so altered, the parties are not

1 bound by the base offense (or adjusted offense) level stipulated
2 to above.

3 13. There is no agreement as to defendant's criminal
4 history or criminal history category.

5 14. The stipulations in this agreement do not bind either
6 the United States Probation Office or the Court. Both defendant
7 and the USAO are free to: (a) supplement the facts by supplying
8 relevant information to the United States Probation Office and
9 the Court, (b) correct any and all factual misstatements relating
10 to the calculation of the sentence, and (c) argue on appeal and
11 collateral review that the Court's sentencing guidelines
12 calculations are not error, although each party agrees to
13 maintain its view that the calculations in paragraph 12 are
14 consistent with the facts of this case.

15 DEFENDANT'S OBLIGATIONS

16 _____ 15. Defendant agrees that he or she will:

17 a) Plead guilty as set forth in this agreement.

18 b) Not knowingly and willfully fail to abide by all
19 sentencing stipulations contained in this agreement.

20 c) Not knowingly and willfully fail to: (i) appear as
21 ordered for all court appearances, (ii) surrender as ordered for
22 service of sentence, (iii) obey all conditions of any bond, and
23 (iv) obey any other ongoing court order in this matter.

24 d) Not commit any crime; however, offenses which would
25 be excluded for sentencing purposes under U.S.S.G. § 4A1.2(c) are
26 not within the scope of this agreement.

27 e) Not knowingly and willfully fail to be truthful at
28 all times with Pretrial Services, the U.S. Probation Office, and

1 the Court.

2 f) Pay the applicable special assessment at or before
3 the time of sentencing unless defendant lacks the ability to pay.

4 THE USAO'S OBLIGATIONS

5 16. If defendant complies fully with all defendant's
6 obligations under this agreement, the USAO agrees:

7 a) To abide by all sentencing stipulations contained in
8 this agreement.

9 b) At the time of sentencing to move to dismiss the
10 remaining counts of the indictment as against defendant.

11 Defendant agrees, however, that at the time of sentencing the
12 Court may consider the dismissed counts in determining the
13 applicable Sentencing Guidelines range, where the sentence should
14 fall within that range, the propriety and extent of any departure
15 from that range, and the determination of the sentence to be
16 imposed after consideration of the sentencing guidelines and all
17 other relevant factors.

18 c) At the time of sentencing, provided that defendant
19 demonstrates an acceptance of responsibility for the offense up
20 to and including the time of sentencing, to recommend a two-level
21 reduction in the applicable sentencing guideline offense level,
22 pursuant to U.S.S.G. § 3E1.1, and to recommend and, if necessary,
23 move for an additional one-level reduction if available under
24 that section.

25 BREACH OF AGREEMENT

26 17. If defendant, at any time between the execution of this
27 agreement and the completion of defendant's cooperation pursuant
28 to the agreement or defendant's sentencing on a non-custodial

1 sentence or surrender for service on a custodial sentence,
2 whichever is later, knowingly violates or fails to perform any of
3 defendant's obligations under this agreement ("a breach"), the
4 USAO may declare this agreement breached. For example, if the
5 defendant knowingly in an interview, before a grand jury, or at
6 trial, falsely accuses another person of criminal conduct or
7 falsely minimizes his own role, or the role of another, in
8 criminal conduct, he will have breached this agreement. If the
9 USAO declares this agreement breached, and the Court finds such a
10 breach to have occurred, defendant will not be able to withdraw
11 defendant's guilty plea, and the USAO will be relieved of all of
12 its obligations under this agreement. In particular:

13 a) The USAO will no longer be bound by any agreements
14 concerning sentencing and will be free to seek any sentence up to
15 the statutory maximum for the crime to which defendant has
16 pleaded guilty.

17 b) The USAO will no longer be bound by any agreements
18 regarding criminal prosecution, and will be free to prosecute
19 defendant for any crime, including charges that the USAO would
20 otherwise have been obligated to dismiss pursuant to this
21 agreement.

22 c) The USAO will be free to prosecute defendant for
23 false statement, obstruction of justice, and perjury based on any
24 knowingly false or misleading statement by defendant.

25 18. Following a knowing and willful breach of this
26 agreement by defendant, should the USAO elect to pursue any
27 charge that was dismissed or not filed as a result of this
28 agreement, then:

1 a) Defendant agrees that any applicable statute of
2 limitations is tolled between the date of defendant's signing of
3 this agreement and the commencement of any such prosecution or
4 action.

5 b) Defendant gives up all defenses based on the statute
6 of limitations, any claim of preindictment delay, or any speedy
7 trial claim with respect to any such prosecution, except to the
8 extent that such defenses existed as of the date of defendant's
9 signing of this agreement.

10 LIMITED MUTUAL WAIVER OF APPEAL AND COLLATERAL ATTACK

11 19. Defendant gives up the right to appeal any sentence
12 imposed by the Court, and the manner in which the sentence is
13 determined, provided that (a) the sentence is within the
14 statutory maximum specified above and is constitutional, (b) the
15 Court in determining the applicable guideline range does not
16 depart upward in offense level or criminal history category and
17 determines that the total offense level is 34 or below, (c) the
18 Court imposes a sentence within or below the range corresponding
19 to the determined total offense level and criminal history
20 category, and (d) the Court imposes a 5-year imprisonment
21 consecutive sentence or less on count five. Defendant also
22 gives up any right to bring a post-conviction collateral attack
23 on the conviction or sentence, except a post-conviction
24 collateral attack based on a claim of ineffective assistance of
25 counsel, a claim of newly discovered evidence, or a explicitly
26 retroactive change in the applicable Sentencing Guidelines,
27 sentencing statutes, or statutes of conviction. Notwithstanding
28 the foregoing, defendant retains the ability to appeal the

1 court's determination of defendant's criminal history category
2 and the conditions of supervised release imposed by the court,
3 with the exception of the following: standard conditions set
4 forth in district court General Orders 318 and 01-05; the drug
5 testing conditions mandated by 18 U.S.C. §§ 3563(a)(5) and
6 3583(d); and the alcohol and drug use conditions authorized by 18
7 U.S.C. § 3563(b)(7).

8 20. The USAO gives up its right to appeal the Court's
9 sentence, provided that (a) the Court in determining the
10 applicable guideline range does not depart downward in offense
11 level or criminal history category, (b) the Court determines that
12 the total offense level is 34 or above, (c) the Court imposes a
13 sentence within or above the range corresponding to the
14 determined total offense level, and (d) the Court imposes a 5-
15 year imprisonment consecutive sentence or more on count five.

16 RESULT OF VACATUR, REVERSAL OR SET-ASIDE

17 21. Defendant agrees that if any count of conviction is
18 vacated, reversed, or set aside, the USAO may ask the Court to
19 void the entire plea agreement, with both the USAO and defendant
20 being released from all of their obligations under this
21 agreement.

22 COURT NOT A PARTY

23 22. The Court is not a party to this agreement and need not
24 accept any of the USAO's sentencing recommendations or the
25 parties' stipulations. Even if the Court ignores any sentencing
26 recommendation, finds facts or reaches conclusions different from
27 any stipulation, and/or imposes any sentence up to the maximum
28 established by statute, defendant cannot, for that reason,

1 withdraw defendant's guilty plea, and defendant will remain bound
2 to fulfill all defendant's obligations under this agreement. No
3 one - not the prosecutor, defendant's attorney, or the Court -
4 can make a binding prediction or promise regarding the sentence
5 defendant will receive, except that it will be within the
6 statutory maximum.

7 NO ADDITIONAL AGREEMENTS

8 23. Except as set forth herein, there are no promises,
9 understandings or agreements between the USAO and defendant or
10 defendant's counsel. Nor may any additional agreement,
11 understanding or condition be entered into unless in a writing
12 signed by all parties or on the record in court.

13 PLEA AGREEMENT PART OF THE GUILTY PLEA HEARING

14 24. The parties agree and stipulate that this Agreement
15 will be considered part of the record of defendant's guilty plea
16 hearing as if the entire Agreement had been read into the record
17 of the proceeding.

18 This agreement is effective upon signature by defendant and
19 an Assistant United States Attorney.

20 AGREED AND ACCEPTED

21 UNITED STATES ATTORNEY'S OFFICE
22 FOR THE CENTRAL DISTRICT OF CALIFORNIA

23 GEORGE S. CARDONA
24 United States Attorney

25 _____
26 GREGORY W. STAPLES
27 DOUGLAS F. McCORMICK
28 Assistant United States Attorneys

_____ Date

1 I have read this agreement and carefully discussed every
2 part of it with my attorney. I understand the terms of this
3 agreement, and I voluntarily agree to those terms. My attorney
4 has advised me of my rights, of possible defenses, of the
5 Sentencing Guideline provisions, and of the consequences of
6 entering into this agreement. No promises or inducements have
7 been made to me other than those contained in this agreement. No
8 one has threatened or forced me in any way to enter into this
9 agreement. Finally, I am satisfied with the representation of my
10 attorney in this matter.

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LEVAR WASHINGTON Date
Defendant

I am LEVAR WASHINGTON's attorney. I have carefully
discussed every part of this agreement with my client. Further,
I have fully advised my client of his rights, of possible
defenses, of the Sentencing Guidelines' provisions, and of the
consequences of entering into this agreement. To my knowledge,
my client's decision to enter into this agreement is an informed
and voluntary one.

ELLEN BARRY, ESQ. Date
Counsel for Defendant
LEVAR WASHINGTON

ATTACHMENT A

1
2 Beginning in at least December 2004 and continuing to July
3 5, 2005, defendant conspired with co-defendants Kevin James
4 ("James"), Gregory Patterson ("Patterson"), and Hammad Samana
5 ("Samana") to levy war against the government of the United
6 States through terrorism, and to oppose by force the authority of
7 the United States government. Defendant, Patterson, and Samana
8 planned to do so by carrying out attacks on United States
9 military recruiting stations and bases, and targets associated
10 with Israel or the Jewish religion in the Los Angeles area. The
11 object of the attacks was to kill as many people as possible who
12 were present at the locations. For example, defendant,
13 Patterson, and Samana planned to attack synagogues in the Los
14 Angeles area on Jewish holidays to increase the number of
15 victims. To carry out the attacks, Patterson purchased a shotgun
16 and a rifle. The shotgun was also used to rob gas stations to
17 finance the conspiracy.

18 Defendant, James, Patterson, and Samana were members of
19 Jam'iyat Ul-Islam Is-Saheeh ("JIS"), a group formed and directed
20 by James. One of the stated goals of JIS was to wage armed
21 struggle or jihad against the government of the United States,
22 Israel, and Jewish people, in retaliation for the policies of the
23 United States and Israeli governments toward Muslims throughout
24 the world. The planned attacks on Los Angeles-area United States
25 and Israeli government targets, and on targets related to the
26 Jewish religion, were part of the group's jihad against the
27 governments of the United States and Israel.

28 In furtherance of the conspiracy, James wrote and
disseminated a document referred to as the "JIS Protocol." In
the JIS Protocol, attached as Exhibit 1, James advocated the
establishment of an Islamic Caliphate in the United States. The
JIS Protocol states that "Muslims must be allowed to govern
themselves by Shariah and if not we are being oppressed . . . yet
we must wage the educational as well as the Organizational War or
Jihad." The JIS Protocol purports to lay out the criteria for
"this task." James described "Jihad [as] the only true 'anti-
terrorist action' [,] a defensive battle against the aggression of
theological impostors led by Zionism."

The JIS Protocol further states that the "faithful mujahid
are strictly forbidden to obey Kafirs or disbelievers, in fact
they are commanded by Allah to battle against disbelievers . . .
utilizing most strenuous effort." James wrote about "Shia
usurpation" of the name Hezbollah in Lebanon, and claimed that
JIS would "sit back, build and attack!!! Our obvious targets
being the Western forces of the US and their Kufr [sic] society,
Russia, Serbia, Brittain [sic] and Isreal [sic]." The JIS
Protocol states that "[i]t is important that the forementioned
[sic] objectives be carried out, we are not concerned with the
numbers of recruits to this movement, which was a mistake of many
before us that led to the many degrees of compromise and
infiltration, nor are we concerned with the lost [sic] of life in

1 the pursuit of our objectives; for martyrdom Fee Sabil Allah is
2 automatic paradise."

3 James also wrote in the JIS Protocol of the need for
4 secrecy. In one section it discusses a probationary period of
5 six months for new recruits and that the "security and
6 clandestine movement of our group must be safeguarded hence
7 correspondence is imperative."

8 James also wrote a document called "Blueprint 2005,"
9 attached as Exhibit 2, which set forth the following goals for
10 members of JIS:

- 11 • learn Arabic;
- 12 • acquire a steady job that does not interfere with
13 learning Arabic;
- 14 • recruit five "special operations members, preferably
15 felony free";
- 16 • "acquire two Weapons (pistols) with silencers";
- 17 • "appoint a member (from the five) to find contacts for
18 explosives or to learn bombmaking. We will need bombs
19 that can be activated from a distance";
- 20 • and "In order to fulfill these task [sic] you must
21 become legitimate. Acquire identification, drivers
22 license, work/school, keep regular contact with your
23 parole agent, attempt to remove your tatoos and monitor
24 your look. Your dress code must not bring attention .
25 . . casual dress so as not to arouse 'extremist
26 suspicion.' We have work to do."

27 James also directed JIS members to contact him every ninety
28 days: "Never violate three month contact agreement which means
that you must never fall out of contact with me directly for any
time exceeding 90 days." The Blueprint concludes as follows:

29 May Allah grant us victory through you, for
30 our sole purpose for residence in Dar ul-Harb
31 [house of war] has been outlined: 'O you who
32 believe! Endure and be more patient (than
33 your enemy), and guard your territory by
34 stationing army units (*J.I.S.) Permanently
35 at the place from where the enemy can attack
36 you (*U.S.A.), and fear Allah, so that you
37 may be successful' 3:200.

38 James also wrote a document called the "Notoriety Moves,"
39 which included a proposed statement to the press following
40 attacks by JIS members. That document, attached as Exhibit 3,
41 stated: "On missions that are done for leaving impressions the
42 following letter will be left behind and if 187's [a reference to

1 California homicide statute] are involved a video tape with one
2 of our spokesman wrapted [sic] in a turban will recite this
3 letter and be sent to all major news stations." The proposed
4 letter reads as follows:

5 This incident is the first in a series of
6 incidents to come in a plight to defend and
7 propagare traditional Islam in its purity.
8 We advise those sincere believers in Allah
9 and followers of the Sunnah of his Messenger
10 to teach their children the importance of
11 staying within the bounds of the Shariah
12 because if you as parents won't inforce [sic]
13 it, the community will. We also advise those
14 sincere Muslims of the ahl-Sunnah wa'l
15 Jama'at to abstain from socializing and or
16 aiding the following targets of Jama'at
17 Islami As-Sahih:

- 18 * The so-called Nation of Islam and its
19 idol worshiping supporters of Farrakhan.
- 20 * The so-called "American-Muslims" or
21 those who follow Warith D. Muhammed's
22 transgression against traditional Islam
23 and the Sunnah (Hadith) of the Messenger
24 of Allah (saw).
- 25 * Those so-called Muslims who trash the
26 four schools of Islamic law and
27 qualified scholarship in Islam.
- 28 * Those so-called Muslims labelled [sic]
Shi'i, and supporters of the infidel
state of Iran.
- * Those so-called Muslims who believe it
permissible to join or support the
American Army (military) in any way.
- * Those so-called Muslims who are
employees of non-Islamic government
institutions that are blatantly in
opposition to the laws and religion of
Islam.
- * Those Jewish and non-Jewish supporters
of an Israeli state.

23 All who fall under the previously mention has
24 [sic] a legitimate reason to fear for their
25 safety. We are not extremists, radicals, or
26 terrorists. We are only servants of Allah
27 and lovers of the Sunnah, our actions will
28 gladly be corrected with proof from Islamic
sources . . . Once again, I advised [sic] the
masajid of America to hire or seek qualified
imams to govern over your Islamic centers and
restore Islamic Shariah to your areas. If by
doing this you come into opposition from
local law enforcement then know that it's

1 time for you to migrate. Allahu Alim!

2 Jama'at Islami As-Sahih

3 James recruited defendant into JIS, and had defendant swear
4 an oath of loyalty and obedience to James and JIS. In
5 furtherance of the conspiracy, defendant recruited Patterson and
6 Samana into JIS and had them swear oaths of allegiance and
7 obedience to defendant and JIS. Defendant decided that gas
8 stations would be robbed to supply money for the group's planned
9 attacks in the Los Angeles area. Defendant and Patterson
10 participated in numerous armed robberies of gas stations in
11 fulfillment of this plan.

12 In furtherance of the conspiracy, Samana researched targets
13 for attack, and wrote them down on a document called "Modes of
14 Attack." The document included the following notations: "LAX and
15 Consulate of Zion" listed under the heading of "Options";
16 "Military Targets" with two addresses listed underneath it; "Army
17 Recruiting centers throughout the county" written under the
18 "Military Targets" notation, followed by multiple addresses in
19 Los Angeles; "Military base in Manhattan Beach" and then some
20 additional addresses; and "Campsite of Zion."

21 Samana drove the getaway car for defendant on several armed
22 gas station robberies.

23 In furtherance of the conspiracy, defendant committed the
24 following acts, among others, in Los Angeles and Orange Counties:

25 a. On or about June 6, 2005, defendant, armed with a
26 shotgun, and Patterson, who drove the getaway car, robbed a gas
27 station in Torrance, California.

28 b. On the night of July 4, 2005, defendant, Patterson, and
Samana went to Kenneth Hahn Park in Los Angeles and engaged in
target practice as part of their preparation for attacks in the
Los Angeles area.

c. On or about July 5, 2005, defendant, armed with a
shotgun, and Patterson, who drove the getaway car, robbed a gas
station in Fullerton, California.

Defendant admits that the above-listed overt acts were in
furtherance of the conspiracy to retaliate against the
governments of the United States and Israel by attacking targets
in Southern California associated with the U.S. military and the
Jewish religion.