

1 SUPERIOR COURT OF CALIFORNIA  
2 COUNTY OF ORANGE, CENTRAL JUSTICE CENTER  
3  
4  
5

6 THE PEOPLE OF THE STATE OF CALIFORNIA, ) COMPLAINT  
7 )  
8 Plaintiff, )  
9 )  
10 vs. ) No. 11CM01351  
11 ) OCDA SA 10-114  
12 OSAMA AHMED SHABAIK 11/29/88 )  
13 ASAAD MOHAMEDIDRIS TRAINA 07/25/91 )  
14 JOSEPH TAMIM HAIDER 10/14/87 )  
15 MOHAMMAD UNS QUREASHI 11/26/91 )  
16 ALI MOHAMMAD SAYEED 02/18/87 )  
17 TAHER MUTAZ HERZALLAH 10/11/89 )  
18 KHALID BAHGAT AKARI 10/03/91 )  
19 SHAHEEN WALEED NASSAR 10/10/89 )  
20 MOHAMED MOHY-ELDEEN 09/14/87 )  
21 ABDELGANY )  
22 ASLAM ABBASI AKHTAR 03/10/87 )  
23 HAKIM NASREDDINE KEBIR 09/08/90 )  
24 )  
25 Defendant(s))

26 The Orange County District Attorney charges that in Orange  
27 County, California, the law was violated as follows:  
28

29 COUNT 1: On or about and between February 02, 2010 and February  
30 08, 2010, in violation of Section 182(a)(1) of the Penal Code  
31 (CONSPIRACY TO COMMIT A CRIME), a MISDEMEANOR, OSAMA AHMED  
32 SHABAIK, ASAAD MOHAMEDIDRIS TRAINA, JOSEPH TAMIM HAIDER,  
33 MOHAMMAD UNS QUREASHI, ALI MOHAMMAD SAYEED, TAHER MUTAZ  
34 HERZALLAH, KHALID BAHGAT AKARI, SHAHEEN WALEED NASSAR, MOHAMED  
35 MOHY-ELDEEN ABDELGANY, ASLAM ABBASI AKHTAR and HAKIM NASREDDINE  
36 KEBIR did unlawfully conspire together to commit the crime of  
37 Disturbing an Assembly and Meeting, in violation of Section 403  
38 of the Penal Code.

1 It is further alleged that pursuant to and for the purpose of  
2 carrying out the objects and purposes of the conspiracy, one and  
3 more of the conspirators committed the following overt acts:

4 OVERT ACT 1

5 On Feb 2, 2010 Defendant MOHAMED ABDELGANY, President of the  
6 Muslim Student Union) on the University of California, Irvine  
7 Campus (MSU- UCI), met with other members of the MSU- UCI  
8 elected governing board to discuss options to respond to the  
9 speech of the Ambassador from Israel to the United States,  
Michael Oren, which was to be held on February 8, 2010 on the  
UCI campus.

10 OVERT ACT 2

11 On Feb. 3, 2010 members of the MSU- UCI held a general assembly  
12 meeting wherein they decided to disrupt the speech of Ambassador  
13 Oren.

14 OVERT ACT 3

15 On Feb. 3, 2010 Defendant MOHAMED ABDELGANY sent an e-mail to  
16 the MSU- UCI Message Board announcing that "we will be staging a  
17 University of Chicago Style disruption of the [Israeli]  
18 Ambassador's speech."

19 OVERT ACT 4

20 On Feb. 4, 2010 an unknown coconspirator sent an e-mail to the  
21 MSU- UCI Message Board announcing an "Emergency planning meeting  
22 for [the] Israeli Ambassador Event."

23 OVERT ACT 5

24 On Feb. 5, 2010 members of the MSU- UCI held an "Israeli  
25 Ambassador Protest Logistical Meeting" wherein a "Final Plan"  
26 for the disruption of the Israeli Ambassador's speech was  
formulated.

27 /  
28 /  
/  
/

OVERT ACT 6

On Feb. 6, 2010 Defendant MOHAMED ABDELGANY sent an e-mail to the MSU- UCI Message Board containing the "Game Plan" for the disruption of the Israeli Ambassador's event, and an admonishment to "not share this e-mail with others."

OVERT ACT 7

On Feb. 6, 2010 defendant MOHAMED ABDELGANY sent an e-mail to the MSU- UCI elected governing board, and to defendants ALI MOHAMMAD SAYEED, JOSEPH TAMIM HAIDER, OSAMA AHMED SHABAIK advising that "to the outside," the disruption of the Israeli Ambassador's speech was to be portrayed as done by individuals not the Muslim Students Union in order to "put up an obstacle" against the UCI administration in case it was to "come after MSU" after.

OVERT ACT 8

On Feb. 7, 2010 Defendant MOHAMED ABDELGANY sent an e-mail to the MSU--UCI Message Board advising "nondisruptors" to cheer after each "disruptor" is finished, and asking for a volunteer to print statements and paste them on index cards to be used for the disruption of the Israeli Ambassador's speech.

OVERT ACT 9

On Feb. 7, 2010 Sarah Larbah sent an e-mail to the MSU--UCI Message Board volunteering to take down statements, print them and paste them on index cards.

OVERT ACT 10

On Feb. 8, 2010 defendant OSAMA AHMED SHABAIK participated in the disruption of the of the Israeli ambassador's speech by standing up and shouting, "Michael Oren, propagating murder is not free speech."

OVERT ACT 11

On Feb. 8, 2010, defendant ASSAD MOHAMEDIDRIS TRAINA participated in the disruption of the Israeli ambassador's speech by standing up and shouting.

OVERT ACT 12

On Feb. 8, 2010, defendant JOSEPH TAMIM HAIDER participated in the disruption of the of the Israeli ambassador's speech by standing up and shouting.

OVERT ACT 13

On Feb. 8, 2010, defendant MOHAMMAD UNS QUREASHI participated in the disruption of the Israeli ambassador's speech by standing up and shouting, "Michael Oren, you are a war criminal."

OVERT ACT 14

On Feb. 8, 2010, defendant ALI MOHAMMAD SAYEED participated in the disruption of the Israeli ambassador's speech by standing up and shouting.

OVERT ACT 15

On Feb. 8, 2010, defendant TAHER MUTAZ HERZALLAH, participated in the disruption of the Israeli ambassador's speech by standing up and shouting, "It's a shame this University has sponsored a mass murderer like yourself."

OVERT ACT 16

On Feb. 8, 2010, defendant KHALID BAHGAT AKARI, participated in the disruption of the Israeli ambassador's speech by standing up and shouting.

OVERT ACT 17

On Feb. 8, 2010, defendant SHAHEEN WALEED NASSAR, participated in the disruption of the Israeli ambassador's speech by standing up and shouting, "You sir are an accomplice to genocide."

OVERT ACT 18

On Feb. 8, 2010, defendant MOHAMED ABDELGANY, participated in the disruption of the Israeli ambassador's speech by standing up and shouting, "Michael Oren, propagating murder is not an expression of free speech."

OVERT ACT 19

On Feb. 8, 2010, defendant ASLAM ABBASI AKHTAR , participated in the disruption of the Israeli ambassador's speech by standing up and shouting, "Michael Oren, murder is not free speech."

OVERT ACT 20

On Feb. 8, 2010, HAKIM NASREDDINE KEBIR participated in the disruption of the Israeli ambassador's speech by beginning a loud chant with the words, "Whose University?"

COUNT 2: On or about February 08, 2010, in violation of Section 403 of the Penal Code (DISTURBING ASSEMBLY OR MEETING), a MISDEMEANOR, OSAMA AHMED SHABAIK, ASAAD MOHAMEDIDRIS TRAINA, JOSEPH TAMIM HAIDER, MOHAMMAD UNS QUREASHI, ALI MOHAMMAD SAYEED, TAHER MUTAZ HERZALLAH, KHALID BAGHAT AKARI, SHAHEEN WALEED NASSAR, MOHAMED MOHY-ELDEEN ABDELGANY, ASLAM ABBASI AKHTAR and HAKIM NASREDDINE KEBIR, without authority of law, did willfully and unlawfully disturb and break up a lawful assembly and meeting.

I declare under penalty of perjury, on information and belief, that the foregoing is true and correct.

Dated 02-15-2011 at Orange County, California.

BF/VB 11C00693

TONY RACKAUCKAS, DISTRICT ATTORNEY

by: \_\_\_\_\_

Deputy District Attorney

RESTITUTION CLAIMED

[ X ] None

[ ] \$ \_\_\_\_\_

[ ] To be determined

/

/

/

/

NOTICES:

The People request that defendant and counsel disclose, within 15 days, all of the materials and information described in Penal Code section 1054.3, and continue to provide any later-acquired materials and information subject to disclosure, and without further request or order.