

United States District Court
District of Arizona

WARRANT FOR ARREST

UNITED STATES OF AMERICA

v.

MOHAMMAD REZA ALAVI

CASE NUMBER: 07-3074M

To: The United States Marshal
and any Authorized United States Officer

YOU ARE HEREBY COMMANDED to arrest MOHAMMAD REZA ALAVI
Name

and bring him or her forthwith to the nearest magistrate to answer a(n)

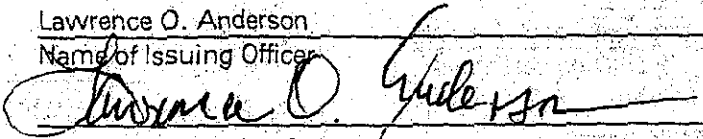
Indictment Information Complaint Order of Court Violation Notice Probation Violation Petition

charging him or her with (brief description of offense)

exported and caused to be exported, from the United States to Iran, 3 KeyMaster software,
without having first obtained the required authorization from the Secretary of Treasury

in violation of Title 50 United States Code, Section(s) 1702 and 1705, Executive Order Nos. 12959,
13059 and Title 39, Code of Federal Regulations, Part 560

Lawrence O. Anderson
Name of Issuing Officer


Signature of Issuing Officer

United States Magistrate Judge
Title of Issuing Officer

Phoenix, Arizona, February 2007
Date and Location

Bail fixed at \$ _____ by _____

RETURN

This warrant was received and executed with the arrest of the above-named defendant at:

Date Received	Name and Title of Arresting Officer	Signature of Arresting Officer
Date of Arrest		

AGENT

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UNITED STATES DISTRICT COURT
DISTRICT OF ARIZONA

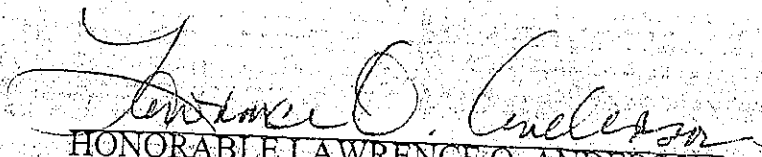
United States of America,
Plaintiff,
v.
Mohammad Reza Alavi,
Defendant.

No: 07-3074M
ORDER TO SEAL
(Filed Under Seal)

Based upon the Motion of the United States of America and the accompanying Affidavit of Special Agent Jason R. Cammack, and good cause appearing,

IT IS ORDERED that the Amended Criminal Complaint issued this date, including the attached Amended Statement of Probable Cause, the Motion to Seal and the Affidavit of Special Agent Jason R. Cammack, accompanying the Motion to Seal, are hereby sealed until further order of this Court.

DATED this 8th day of March, 20 07.


HONORABLE LAWRENCE O. ANDERSON
United States Magistrate Judge

1 DANIEL G. KNAUSS
United States Attorney
District of Arizona

2 DAVID A. PIMSNER
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6 UNITED STATES DISTRICT COURT
7 DISTRICT OF ARIZONA

8
9 United States of America,
10 Plaintiff,
11 v.
12 Mohammad Reza Alavi,
13 Defendant.

No. 07-3074M

MOTION TO SEAL
(Filed Under Seal)

14
15 The United States of America by and through undersigned counsel respectfully moves
16 this Court, based on the reasons stated in the attached Affidavit, for an Order sealing the
17 Amended Criminal Complaint issued by this Court on March 8, 2007, including the attached
18 Amended Statement of Probable Cause, for the reasons stated in the attached Affidavit.
19 Undersigned counsel also requests that the this Motion to Seal and the attached Affidavit be
20 sealed until further order of the Court.

21 Respectfully submitted this 8th day of March, 2007.

22
23 DANIEL G. KNAUSS
United States Attorney
District of Arizona

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25 
26 DAVID A. PIMSNER
Assistant U.S. Attorney

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AFFIDAVIT

1
2 STATE OF ARIZONA)
3 County of Maricopa) ss.
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5 Jason R. Cammack, being first duly sworn, upon his oath deposes and says:

6 1. That I am a Special Agent with the Federal Bureau of Investigation, assigned to the
7 investigation being conducted in relation to Mohammad Reza Alavi.

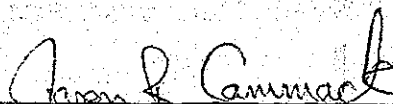
8 2. That on this date I have submitted an Amended Statement of Probable Cause in
9 support of an Amended Criminal Complaint to this Court asking for the issuance of an arrest
10 warrant in connection with the investigation which I am currently conducting.

11 3. That if the Amended Criminal Complaint, including the attached Amended Statement
12 of Probable Cause, is made public at this time, I believe that the continuing investigation could
13 be compromised.

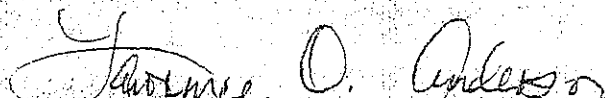
14 4. That the target of the investigation, Mohammed Reza Alavi is believed to be out of
15 the country but he is expected to return to the United States.

16 5. That if the Amended Criminal Complaint, including the attached Amended
17 Statement of Probable Cause, is made public at this time, I believe that it would compromise the
18 ability of law enforcement agents to effectuate an arrest.

19 6. Further your affiant sayeth not.

20 
21 Special Agent Jason R. Cammack
22 Federal Bureau of Investigation

23 SUBSCRIBED AND SWORN to before me this 8th day of March, 2007.

24 
25 HONORABLE LAWRENCE O. ANDERSON
26 United States Magistrate Judge
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UNITED STATES DISTRICT COURT
DISTRICT OF ARIZONA

AGENT

UNITED STATES OF AMERICA

V.

AMENDED

CRIMINAL COMPLAINT

MOHAMMAD REZA ALAVI

CASE NUMBER: 07-3074M

(Current address unknown)

(Name and Address of Defendant)

I, the undersigned complainant being duly sworn state the following is true and correct to the best of my knowledge and belief. On or between July 18, 2006 and October 10, 2006, in the District of Arizona and elsewhere, the defendant, MOHAMMAD ALAVI, knowingly and willfully exported and caused to be exported, from the United States to Iran, 3 KeyMaster software, without having first obtained the required authorization from the Secretary of the Treasury.

In violation of Title 50, United States Code, Sections 1702 and 1705, Executive Order Nos. 12959 and 13059, and Title 31, Code of Federal Regulations, Part 560.

I further state that I am a Special Agent with the Federal Bureau of Investigation and that this complaint is based on the following facts:

See Attached Amended Statement of Probable Cause

Continued on the attached sheet and made a part hereof:

Yes No

AUTHORIZED BY: AUSA David A. Pimsner

Jason R. Cammack

Name of Complainant



Signature of Complainant

Sworn to before me and subscribed in my presence.

3-8-07

Date

at Phoenix, Arizona

City and State

Lawrence O. Anderson
United States Magistrate Judge

Name & Title of Judicial Officer



Signature of Judicial Officer

AMENDED STATEMENT OF PROBABLE CAUSE

I, Jason R. Cammack, Special Agent with the Federal Bureau of Investigation (FBI), being duly sworn, do depose and state:

1. I am currently assigned to the Phoenix Division of the FBI and have been employed as a Special Agent for 2 ½ years. I have been assigned to the foreign counterintelligence squad for the entire 2 ½ years of employment. One of my investigative responsibilities is technology transfers to foreign governments.
2. Since October 2006, I have been involved in a technology transfer investigation initiated by the FBI involving Mohammad Reza Alavi (DOB June 11, 1957), a U.S. Naturalized Citizen formerly residing in Phoenix, Arizona.
3. I make this affidavit in support of the Government's complaint against Mohammad Alavi for a violation of Title 50, United States Code, Sections 1701-1705, the International Emergency Economic Powers Act (IEEPA).
4. Under the International Emergency Economic Powers Act ("IEEPA"), Title 50, United States Code, Sections 1701-1705, the President of the United States has been granted the authority to deal with unusual and extraordinary threats to the national security, foreign policy or economy of the United States, where such an unusual and extraordinary threat has its source in whole, or in substantial part, outside the United States.
5. On May 6, 1995, President Clinton issued Executive Order 12959, pursuant to

IEEPA, prohibiting, *inter alia*, the export¹ and re-export of certain items of United States origin to Iran. On August 19, 1997, President Clinton issued Executive Order 13059, pursuant to IEEPA, to clarify the provisions of Executive Order 12959 and to consolidate prior Executive Orders pertaining to prohibited transactions with Iran. Under IEEPA, a trade embargo against Iran has continued to the present.

6. The United States Department of Treasury, Office of Foreign Assets Control ("OFAC") issued the Iranian Transactions Regulations ("ITR"), Title 31, Code of Federal Regulations, Part 560, which impose restrictions on trade with Iran. Under the ITR, unless otherwise permitted by law, the exportation, re-exportation, sale, supply, or transshipment, directly or indirectly by a United States person, of any goods, technology, or services to Iran is prohibited.
7. The 3 KeyMaster software is technology subject to the ITR and could not be exported or transshipped to Iran without first obtaining authorization from OFAC.
8. Mohammad Alavi had not been issued authorization from OFAC to export, re-export or transship the 3 KeyMaster software from the United States to Iran.
9. The Palo Verde Nuclear Generating Station (PVNGS) uses a complex simulator system to train employees on the operation of its nuclear reactors. PVNGS's

¹ Title 15 of the Code of Federal Regulations relates to Trade and Commerce. 15 C.F.R. § 772.1 provides definitions as they relate to the Exportation Administration Regulations (EAR) and states that "export means an actual shipment or transmission of items out of the United States." (See also § 734.2(b) of the EAR.)

