

IN THE UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF OHIO
EASTERN DIVISION

UNITED STATES OF AMERICA

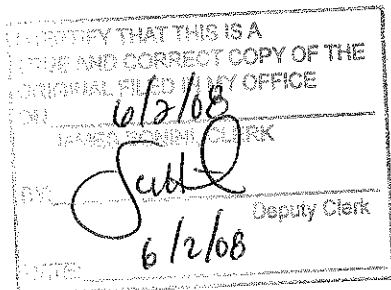
v.

NO.: CR-2-07-087
JUDGE FROST

CHRISTOPHER PAUL,
aka Abdul,
aka Abdul Malek,
aka Abdul Malik,
aka Abdul Melik,
aka Abdulmaled,
aka Abdel Malek,
aka Abdul Malek Kenyatta,
aka Paul Kenyatta Laws,
aka Paul Laws

PLEA AGREEMENT
UNDER FEDERAL RULE OF CRIMINAL PROCEDURE 11(c)(1)(C)

Gregory G. Lockhart, United States Attorney for the Southern District of Ohio, and Dana M. Peters and Robyn Jones Hahnert, Assistant United States Attorneys, and the defendant, **CHRISTOPHER PAUL, aka Abdu, aka Abdul Malek, aka Abdul Malik, aka Abdul Melik, aka Abdulmaled, aka Abdel Malek, aka Abdul Malek Kenyatta, aka Paul Kenyatta Laws, aka Paul Laws (hereinafter referred to as CHRISTOPHER PAUL),** and the defendant's counsel, James Gilbert and Don Wolery, pursuant to Rule 11(c)(1)(C) of the Federal Rules of Criminal Procedure, enter into the following binding plea agreement and sentencing recommendation and further agree that the twenty (20) year sentence of incarceration, as



specified herein, is an appropriate disposition of this case. The parties agree to be bound as follows:

1. Defendant **CHRISTOPHER PAUL** agrees to enter a plea of guilty to Count Two of the Indictment herein which charges him with conspiracy to use a weapon of mass destruction, namely explosives to be used as bombs, against a United States national outside the United States, and against property owned or used by the United States outside the United States, in violation of 18 U.S.C. §2332a(a)(1), (2) and (3) and (b). The defendant understands that this is a federal act of terrorism, as defined in 18 U.S.C. §2332b(g)(5) and that the terrorism enhancement set forth in U.S.S.G. §3A1.4 is applicable.

2. The parties agree that the maximum statutory penalty for the offense set forth in Count Two of the Indictment is a term of imprisonment of life, a fine of \$250,000, a \$100 special assessment and a term of supervised release of five years.

3. The parties further agree and stipulate that a specific sentence of twenty (20) years incarceration is an appropriate disposition of the case and understand that once the Court accepts this plea agreement, the Court will, under Federal Rule of Criminal Procedure 11(c)(1)(C), be bound to impose a twenty (20) year sentence of incarceration. The parties further understand that if this Court is unwilling to accept the parties' recommendation, either party may withdraw from the provisions of this plea agreement and the United States may pursue prosecution of the same charges outlined in the original Indictment or additional charges without prejudice. In such case, it is also agreed that any self-incriminating statements made by the defendant, pursuant to this agreement, shall be considered as part of plea negotiations and subject to the restrictions of Rule 11(f) of the Federal Rules of Criminal Procedure.

4. Prior to the time the defendant is sentenced, he will pay to the U.S. Department of Justice a special assessment in the amount of \$100.00, as required in 18 U.S.C. §3013. This assessment shall be paid by the defendant before sentence is imposed and defendant will furnish a receipt at the time of sentencing. The payments shall be made to the United States District Court, at the Clerk's Office, 85 Marconi Blvd., Columbus, Ohio 43215.

5. The defendant, **CHRISTOPHER PAUL**, is aware that Title 18, United States Code, Section 3742 affords a defendant the right to appeal the sentence imposed. Acknowledging all this, the defendant knowingly waives the right to appeal the sentence in this case on the grounds set forth in Title 18, United States code, Section 3742 or on any ground whatever, in exchange for the concessions made by the United States in this plea agreement. This agreement does not affect the rights or obligations of the United States as set forth in Title 18, United States Code, Section 3742(b). Defendant also waives the right to bring a collateral attack against his conviction, except as it may relate to the effectiveness of legal representation or the voluntariness of the plea.

6. If such plea of guilty is entered, and not withdrawn, and the defendant acts in accordance with all other terms of this agreement, the United States Attorney for the Southern District of Ohio and the United States Department of Justice agree not to file additional criminal charges against defendant based on the facts underlying the charges in Count Two of the Indictment. Further, the United States agrees to request leave of the Court to dismiss Counts One and Three of the Indictment at the time of sentencing herein.



7. By virtue of his guilty plea to Count Two of the Indictment and the dismissal of the remaining counts of the Indictment at sentencing, the defendant **CHRISTOPHER PAUL** understands that he is not a prevailing party as defined by 18 U.S.C. §3006A (statutory note captioned "Attorney Fees and Litigation Expenses to Defense") and hereby expressly waives his right to sue the United States.

8. The defendant, **CHRISTOPHER PAUL**, represents to the Court that he is satisfied that his attorneys have rendered effective assistance. Defendant understands that by pleading guilty he gives up his constitutional rights and there will be no further trial in this case.

9. The defendant hereby assigns to the United States any profits or proceeds which he may be entitled to receive in connection with any publication or dissemination of information relating to illegal conduct alleged in the Indictment and Statement of Facts. This assignment shall include all profits and proceeds for the benefit of the defendant, regardless of whether such profits and proceeds are payable to himself or to others, directly or indirectly, for this benefit or for the benefit of the defendant's associates or a current or future member of the defendant's family. The defendant shall not circumvent this assignment by assigning the rights to his story to an associate or to a current or future member of the defendant's family, or to another person or entity who would provide some financial benefit to the defendant, to the defendant's associates or to a current or future member of the defendant's family. Moreover, the defendant shall not circumvent this assignment by communicating with an associate or a family member for the purpose of assisting or facilitating their profiting from a public dissemination, whether or not such an associate or other family member is personally or directly involved in such dissemination.

10. Should defendant fail to comply fully with the terms and conditions set forth herein or should he fail to appear as required for sentencing, this agreement is voidable at the election of the government and of no effect, and he shall be subject to prosecution as if this agreement had never been made.

11. If the defendant fails to fulfill the obligations under this plea agreement, he shall assert no claim under the United States Constitution, any statute, Rule 410 of the Federal Rules of Evidence, Rule 11(f) of the Federal Rules of Criminal Procedure, or any other federal rule, that his statements pursuant to this agreement or any leads derived therefrom, should be suppressed or inadmissible.

12. Any alleged breach of this agreement by either party shall be determined by the Court in an appropriate proceeding at which the defendant's disclosures and documentary evidence shall be admissible and at which the moving party shall be required to establish a breach of the plea agreement by a preponderance of the evidence.

13. The defendant hereby waives all rights, whether asserted directly or by a representative, to request or receive from any department or agency of the United States any records pertaining to the investigation or prosecution of this case, including without limitation any records that may be sought under the Freedom of Information Act, 5 U.S.C. §552, or the Privacy Act, 5 U.S.C. §522a.

14. Defendant **CHRISTOPHER PAUL** is aware that the United States Sentencing Guidelines and Policy Statements are no longer mandatory in determining his sentence. However, the defendant also understands that said guidelines and policy statements will be given consideration by the District Court, in conjunction with all other sentencing factors set forth in 18



U.S.C. §3553(a), to determine whether the Court is willing to accept the binding sentence set forth in this plea agreement, pursuant to U.S. v. Booker, 543 U.S. 220 (January 12, 2005). The defendant is also aware that any estimate of the probable sentencing range under the United States Sentencing Guidelines that the defendant may have received from the defendant's counsel, the United States, or the probation office, is a prediction, not a promise, and is not binding on the United States, the probation office, or the Court.

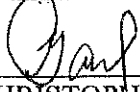
15. Defendant, **CHRISTOPHER PAUL**, understands that this agreement does not protect him from prosecution for perjury, should he testify untruthfully, or for making false statements, nor does it protect him, from prosecution for other crimes or offenses as to which he does not make admissions or give truthful information and which the United States discovers by independent investigation. Further, should Defendant **CHRISTOPHER PAUL** fail to comply with the terms and conditions set forth herein or should he fail to appear as required for sentencing, this agreement is voidable at the election of the United States, and Defendant **CHRISTOPHER PAUL** shall be subject to prosecution as if the agreement had never been made.

16. No additional promises, agreements or conditions have been made relative to this matter other than those expressly set forth on the records of this case, and none will be made unless in writing and signed by all parties. The defendant acknowledges that no threats have been made against him and that he is pleading guilty, freely and voluntarily, because he is guilty.




17. Defendant's Signature: I hereby agree that I have consulted with my attorneys and fully understand all rights with respect to the pending Indictment. Further, I fully understand all rights with respect to the provisions of the Sentencing Guidelines and Policy Statements which may apply in my case. I have read the plea agreement and carefully reviewed every part of it with my attorneys. I understand this agreement and I voluntarily agree to it.

Date: 05/14/2008



CHRISTOPHER PAUL
Defendant

18. Defense Counsel Statement: We are counsel for the defendant, **CHRISTOPHER PAUL**, in this case. We have fully explained to the defendant his rights with respect to the pending Indictment. Further, we have reviewed the provisions of the Sentencing Guidelines and Policy Statements and we have fully explained to the defendant the provisions of those Guidelines which may apply in this case. We have carefully reviewed every part of this plea agreement with the defendant. To our knowledge, the defendant's decision to enter into this agreement is an informed and voluntary one.

Date: 5/14/08

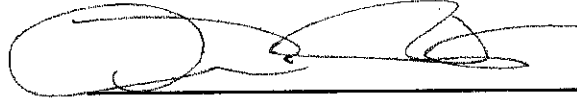

JAMES D. GILBERT
Counsel for Defendant

Date: 5/14/08


DON E. WOLERY
Counsel for Defendant

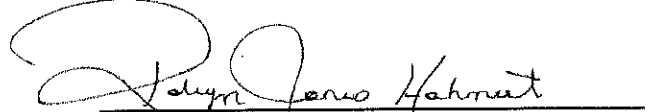
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GREGORY G. LOCKHART
United States Attorney



DANA M. PETERS (0034226)
Assistant United States Attorney
Southern District of Ohio

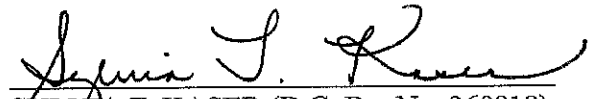
Date: 5/16/08



ROBYN JONES HAHNERT (0022733)
Assistant United States Attorney
Southern District of Ohio

Date: May 16, 2008

Date: May 15, 2008



SYLVIA T. KASER (D.C. Bar No. 360918)
Trial Attorney
United States Department of Justice
Criminal Division
Counterterrorism Section