

FILED

2011 DEC 21 PM 4:24

U.S. DISTRICT COURT  
CENTRAL DIST. OF CALIF.  
LOS ANGELES

BY \_\_\_\_\_

UNITED STATES DISTRICT COURT  
FOR THE CENTRAL DISTRICT OF CALIFORNIA

February 2011 Grand Jury

11	UNITED STATES OF AMERICA,	)	CR No. 11-833(A)-JHN
12	Plaintiff,	)	
13	v.	)	<u>F I R S T</u>
14	OYTUN AYSE MIHALIK,	)	<u>S U P E R S E D I N G</u>
15	aka "Ayse Oytun Akin,"	)	<u>I N D I C T M E N T</u>
16	aka "Ayse Mihalik,"	)	
17	aka "Cindy Palmer,"	)	[18 U.S.C. § 2339A: Providing
18	Defendant.	)	Material Support to Terrorists;
		)	18 U.S.C. § 1001(a)(2): False
		)	Statement]

The Grand Jury charges:

COUNTS ONE through THREE

[18 U.S.C. § 2339A]

On or about the following dates, in Orange County, within the Central District of California, defendant OYTUN AYSE MIHALIK, also known as ("aka") "Ayse Oytun Akin," aka "Ayse Mihalik," aka "Cindy Palmer," provided and attempted to provide material support and resources, specifically, money, intending that it be used in preparation for and in carrying out violations of Title 18, United

1 States Code, Section 1114 (attempts to kill officers and employees  
2 of the United States and of an agency of the United States  
3 Government, specifically, United States military personnel, while  
4 such officers and employees were engaged in, and on account of the  
5 performance of, their official duties) and Title 18, United States  
6 Code, Section 956 (conspiracy to commit at a place outside the  
7 United States an act that would constitute the offense of murder,  
8 kidnapping, or maiming, if committed in the special maritime and  
9 territorial jurisdiction of the United States, where one of the  
10 conspirators committed an act within the jurisdiction of the  
11 United States to effect an object of the conspiracy):

12	<u>Count</u>	<u>Date</u>	<u>Activity</u>
13	ONE	December 21, 2010	Sent \$750 to an individual in Pakistan
14	TWO	December 29, 2010	Sent \$600 to an individual in Pakistan
15	THREE	January 11, 2011	Sent \$700 to an individual in Pakistan

17  
18  
19  
20  
21  
22  
23  
24  
25  
26  
27  
28

COUNT FOUR

[18 U.S.C. § 1001(a)(2)]

1  
2  
3 On or about August 8, 2011, in Los Angeles County, within the  
4 Central District of California, in a matter within the  
5 jurisdiction of the Federal Bureau of Investigation ("FBI") and  
6 the Department of Homeland Security, Homeland Security  
7 Investigations ("HSI"), namely, an interview with Special Agents  
8 of the FBI and HSI at Los Angeles International Airport ("LAX"),  
9 defendant OYTUN AYSE MIHALIK, also known as ("aka") "Ayse Oytun  
10 Akin," aka "Ayse Mihalik," aka "Cindy Palmer" ("defendant  
11 MIHALIK"), knowingly and willfully made material false,  
12 fictitious, and fraudulent statements and representations in a  
13 matter involving international terrorism, as defined in 18 U.S.C.  
14 § 2331.

15 Specifically, defendant MIHALIK stated in the interview that:  
16 (1) she had never used a name other than "Oytun Mihalik" or a  
17 similar name when using Western Union to send money to a person  
18 who was overseas; and (2) she had sent money only once via Western  
19 Union to a person who was overseas.

20 These statements and representations were false, fictitious,  
21 and fraudulent because, as defendant MIHALIK well knew when she  
22 made the statements during the interview at LAX, in fact the  
23 following was true: (1) defendant MIHALIK had used the alias  
24 "Cindy Palmer" when sending money via Western Union to a person  
25 who was overseas; and (2) defendant MIHALIK had sent money more  
26 than once via Western Union to a person who was overseas.

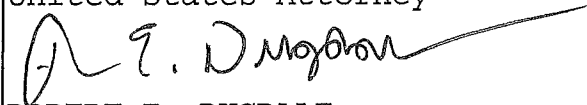
27 These false, fictitious, and fraudulent statements and  
28 representations were made in a matter involving international

1 terrorism, as defined in Title 18, United States Code, Section  
2 2331, namely, a matter involving acts that: (1) are violent and  
3 dangerous to human life; (2) would be violations of the criminal  
4 laws of the United States or of any State if the acts occurred  
5 within the jurisdiction of the United States or of any State;  
6 (3) are intended to intimidate and coerce a civilian population,  
7 influence the policy of a government by intimidation and coercion,  
8 and affect the conduct of a government by mass destruction,  
9 assassination, and kidnapping; and (4) occur primarily outside the  
10 territorial jurisdiction of the United States.

11 A TRUE BILL

12  
13 151  
14 Foreperson

15 ANDRÉ BIROTTE JR.  
16 United States Attorney

17 

18 ROBERT E. DUGDALE  
19 Assistant United States Attorney  
20 Chief, Criminal Division

21 PATRICK R. FITZGERALD  
22 Assistant United States Attorney  
23 Chief, National Security Section

24 JUDITH A. HEINZ  
25 Assistant United States Attorney  
26 Deputy Chief, National Security Section  
27  
28