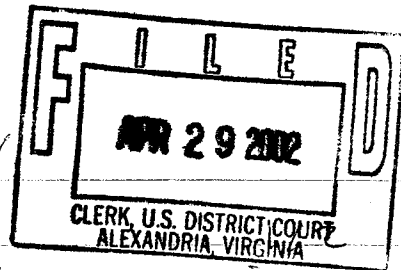


In the Name of ALLAH



In the United States District Court for the Eastern District of Virginia

Filed 09/29/02

United States

Under Seal

v

Criminal No 01-855-H

Zacarias Moussaoui

Zacarias Moussaoui Reply to the Notice of Intent to seek a sentence of Death by the United States of America

I, Slave of ALLAH, Zacarias Moussaoui after taking notice ~~of~~ the desire of the United States to kill ~~me~~ through their notice of intent to seek a sentence of death and after prolonged reflection declare:

1. that I will not oppose the Death Penalty in relation to Counts One, two, three and Four of the Indictment providing that the Statutory Threshold Finding Enumerated in 18 U.S.C § 3591 (a)(2)(C) & (D) as describe in respective paragraph 1 and 2 of the Notice of intent to seek a sentence of Death are fully and duly met.
2. that I will oppose the Death Penalty in relation to Count One, two, three and Four of the indictment on the basis of Statutory Aggravating factor Enumerated under 18 U.S.C § 3592 (c)(1) through (16) as describe in the notice of intent to seek a sentence of Death.

that I will oppose the Death penalty in relation to counts One, two, three and Four of the indictment ~~on~~ on the basis of Other Non Statutory Aggravating Factors Identified under 18 USC § 3593 (a) and (c).

I will not here develop the reason for <sup>my</sup> position because it relates to my Defense strategy and the fact I do not have access to the assistance of a Muslim stand by lawyer preclude the elaboration of any comprehensive argument, especially taking account of my severe condition of detention relating to my ability to make legal research on the hereby subject. (basically I cannot almost go to the law library).

However the ~~defense~~ death penalty issue has deep personal implication and to this regard the few following Coranic verse can explain to a certain extent my decision on the death penalty relating to September 11.

" This is because they defied and disobeyed ALLAH and his Messenger And whoever defies and disobeys and his Messengers then Verily ALLAH is severe in Punishment " Coran Surah Al Baqarah 2 Ayaat 13.

" And Indeed whoever takes revenge after he has suffered wrong, for such there is no way of blame against them "

Coran Surah Ash Shura 42 Ayat ~~41~~ 41

" the way of blame is only against those who oppress men and rebel in the earth without justification: for such there will be a painful torment "

Coran Surah Ash Shura 42 Aya 42

" And We ordained therein for them: life for life, eye for eye, nose for nose, ear for ear, tooth for tooth and wound equal for equal --- "

Coran Al Maidah 5 Ayat 45.

" the Sacred Month is for the sacred month. and for the prohibited thing there is a law of equality, then whoever transgress the prohibition against you, you transgress against him and fear ALLAH and know that ALLAH is with the Pious. "

Coran Al Baqarah 2 Ayat 194

" And let not the disbeliever think that our  
Postponing of their punishment is good for  
them. We postpone the punishment only  
so they may increase in sinfulness and for  
them is a disgracing torment."

Coran Surah Al Imran 3 Ayat 179.

" And kill them wherever you find them  
and turn them out from where they have  
turned you out. And disbelief, Polytheism,  
is worse than killing. And fight not with  
them at the Sanctuary at Makkah unless they  
fight you there. But if they attack you, then  
kill them. Such is the Recompense for the  
Disbelievers."

Coran Surah Al Baqarah 2 Ayat 191.

Slave of ALLAH

أبو خالد الصوري

Zacarias Maersaai Ibnu Omar Maersaai  
Ibnu Sawraai.