

IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF VIRGINIA
Alexandria Division

UNITED STATES OF AMERICA)	
)	
v.)	Criminal No. 01-455-A
)	Hon. Leonie M. Brinkema
ZACARIAS MOUSSAOUI,)	
a/k/a "Shaqil,")	
a/k/a "Abu Khalid al Sahrawi,")	
)	
Defendant.)	

Stipulation Regarding Culpable Conspirators

IT IS HEREBY STIPULATED AND AGREED by and between defendant Zacarias Moussaoui and the United States that the following members of *al Qaeda*, who had a role in the September 11th attacks as set forth below, have been captured. They have not been prosecuted for their role in the September 11 attacks, but they could be tried in the future in a jurisdiction where the death penalty is a possible sentence.

1. Khalid Sheikh Mohammed ("Sheikh Mohammed"), a.k.a. Mukhtar, was a high-ranking member of *al Qaeda*, who served as the "emir" or "mastermind" of the September 11, 2001, attacks. He was appointed to that role by Usama Bin Laden. Sheikh Mohammed was involved intimately in the planning and execution of the September 11 attacks. He was captured in March 2003. (The substitution for Sheikh Mohammed's testimony was admitted into evidence in the first phase of the sentencing proceeding as Defense Exhibit 941.)
2. Ramzi Bin al-Shibh ("Bin al-Shibh") is a named, unindicted supporting conspirator in this case. Specifically, Bin al-Shibh was a member of *al Qaeda* who served as a liaison between the September 11 hijackers and Sheikh Mohammed. Between May 17 and

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October 25, 2000, Bin al-Shibh submitted four visa applications for travel to the United States, all of which were denied. He also attempted to enroll in a flight school in Florida with the assistance of Ziad Jarrah. After Bin al-Shibh's multiple attempts to enter the United States proved fruitless, his role in the September 11 conspiracy changed from would-be pilot to "coordinator" and "facilitator." He became an intermediary between the hijackers, Sheikh Mohammed, and Bin Laden. Bin al-Shibh was captured in September 2002.

3. Mustafa Ahmed al-Hawsawi ("Hawsawi") is a named, unindicted supporting conspirator in this case. Specifically, Hawsawi was a member of *al Qaeda* who served as a "financier" of the September 11 attacks, a role given to him by Sheikh Mohammed. In that role, Hawsawi provided funds to Ramzi Bin al-Shibh, maintained bank and credit card accounts for at least one of the September 11 hijackers, and arranged lodging for and purchased plane tickets to the United States for some of the hijackers. Hawsawi was captured in March of 2003. (The substitution for Hawsawi's testimony was admitted into evidence in the first phase of the sentencing proceeding as Defense Exhibit 943.)
4. Ammar al-Baluchi ("Baluchi") was a member of *al Qaeda* who was a key travel and financial facilitator for the September 11 hijackers, and who, along with Hawsawi, provided money and support to them in the U.S. and the UAE. Baluchi was assigned to this role by Khalid Sheikh Mohammed, who was Baluchi's uncle. Specifically, Baluchi became involved with the September 11 operation as early as January 2000, when, at Sheikh Mohammed's request, he purchased a Boeing 747-400 flight simulator using Marwan al Shehhi's credit card. Thereafter, when he was living in Dubai, Sheikh


Mohammed contacted him to say that several *al Qaeda* operatives would be transiting Dubai in March or April 2001. Sheikh Mohammed tasked Baluchi with helping the operatives with hotel reservations, onward travel arrangements, and local shopping needs. When Baluchi became concerned that this task would be too time consuming for one person, he asked Sheikh Mohammed to send him someone to assist him. Sheikh Mohammed sent Hawsawi, who arrived in April 2001. In the end, Baluchi assisted at least nine of the hijackers as they came through Dubai en route to the U.S. He helped them with plane tickets, traveler's checks, and hotel reservations; he also taught them about everyday aspects of life in the West, such as purchasing clothes and ordering food. Baluchi was captured in April 2003.

5. Walid Muhammad Salih Bin al-Attash ("Khallad") was a senior *al Qaeda* operative who was trained by Khalid Sheikh Mohammed. Khallad worked under Sheikh Mohammed's direction to formulate the "planes operation" that ultimately culminated with the September 11 attacks. Khallad, again working directly under Sheikh Mohammed's control, personally assisted some of the September 11 hijackers. Khallad actually wanted to be part of the group sent to the U.S., but was unable to participate because of his inability to obtain a U.S. visa. Khallad was captured in April 2003. (The substitution for Khallad's testimony was admitted into evidence in the first phase of the sentencing proceeding as Defense Exhibit 945.)
6. Mohammed Manea Ahmad al-Qahtani ("Qahtani") was an *al Qaeda* operative who was selected by Usama Bin Laden to serve as a "muscle" hijacker for the September 11 operation. Qahtani was sent to the United States in August 2001 by Sheikh Mohammed

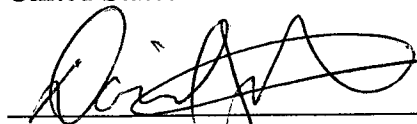
to complete the group of hijackers who were already in the United States. On August 4, 2001, Qahtani was denied entry into the United States by U.S. INS/Customs officials. At the time, Mohammed Atta was waiting for Qahtani at the Orlando, Florida, airport. Qahtani was captured in December 2001. (The substitution for Qahtani's testimony was admitted into evidence in the first phase of the sentencing proceeding as Defense Exhibit 944.)

Respectfully Submitted,

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