

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

Alexandria Division

UNITED STATES OF AMERICA)	
)	
v.)	
)	No. 1:18-CR-457-AJT
BIJAN RAFIEKIAN, <i>et al.</i> ,)	
)	
Defendants.)	

GOVERNMENT’S MOTION TO DISMISS COUNTS ONE AND
TWO OF THE INDICTMENT

The United States respectfully moves pursuant to Federal Rule of Criminal Procedure 48(a), to dismiss Counts One and Two of the indictment in this case with prejudice. Defendant Bijan Rafiekian is only charged in Counts One and Two of the indictment. After carefully considering the Fourth Circuit’s recent decision in this case and the principles of federal prosecution, the United States believes it is not in the public interest to pursue the case against defendant Bijan Rafiekian further. Defendant Rafiekian does not oppose this motion. A proposed order is attached to this motion for the Court’s convenience.

Respectfully submitted,

JESSICA D. ABER
UNITED STATES ATTORNEY

_____/s/
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ORDER TO DISMISS COUNTS ONE AND TWO OF THE INDICTMENT

Upon the motion of the United States Attorney, by John T. Gibbs, Assistant United States Attorney, made to this Court on September 11, 2023, and for the reasons stated by the government, good cause having been shown, it is hereby ordered that Counts One and Two of the indictment in this case are dismissed with prejudice.

Entered in Alexandria, Virginia, this ____ day of September 2023.

The Honorable Anthony J. Trenga
United States District Judge

Respectfully submitted,

JESSICA D. ABER
UNITED STATES ATTORNEY

_____/s/
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