Case 1:18-cv-03511 Document 1-1 Filed 04/20/18 Page 1 of 6

*** FAX TX REPORT ***

TRANSMISSION OK

JOB NO. 2461

DEPT. ID 1111111

DESTINATION ADDRESS 12026223895

SUBADDRESS
DESTINATION ID

01/03 13:57 02'23

OK

ECM

OSEN LLC

ATTORNEYS AT LAW WWW.OSENLAW.COM

2 University Plaza, Suite 402, Hackenback, NJ 07601 T. 201.265.6400 F. 201.265.0903

ST. TIME

PGS.

TX/RX TIME

COMM. MODE

120 W. 45th Street, Suite 405, New York, NY 10086 T. 212.354.0111

January 3, 2017

VIA FACSIMILE 202-622-3895

Ryan Law FOIA/PA Request FOIA and Transparency Department of the Treasury Washington, D.C. 20220

Re: Request under the Freedom of Information Act

Dear Mr. Law:

I write pursuant to the Freedom of Information Act (FOIA, 5 U.S.C. §552) to request all unclassified documents supporting the U.S. Department of the Treasury's March 31, 2016 designation of (i) James Alexander McLintock, and (ii) Al-Rahmah Welfare Organization, pursuant to E.O. 13224. See attached press release issued by the Department of the Treasury, found at https://www.treasury.gov/press-center/press-releases/Pages/j10400.aspx.

This request extends to all documents supporting the Department of the Treasury's designation, including, but not limited to, unclassified documents pertaining to the following statements reflected in the press release supporting the government's findings that:

- "James Alexander McLintock is the president, CEO, and chairman of the Pakistanbased RWO."
- 2. The Al-Rahmah Welfare Organization is or was "a front organization for al-Qaida that has been used to finance al-Qaida, the Taliban, LT, and other Afghan extremist groups."

OSEN LLC

ATTORNEYS AT LAW

WWW.OSENLAW.COM

2 University Plaza, Suite 402, Hackensack, NJ 07601 T. 201.265.6400 F. 201.265.0303 120 W. 45th Street, Suite 405, New York, NY 10036 T. 212.354.0111

January 3, 2017

VIA FACSIMILE 202-622-3895

Ryan Law FOIA/PA Request FOIA and Transparency Department of the Treasury Washington, D.C. 20220

Re: Request under the Freedom of Information Act

Dear Mr. Law:

I write pursuant to the Freedom of Information Act (FOIA, 5 U.S.C. §552) to request all unclassified documents supporting the U.S. Department of the Treasury's March 31, 2016 designation of (i) James Alexander McLintock, and (ii) Al-Rahmah Welfare Organization, pursuant to E.O. 13224. *See* attached press release issued by the Department of the Treasury, found at https://www.treasury.gov/press-center/press-releases/Pages/j10400.aspx.

This request extends to all documents supporting the Department of the Treasury's designation, including, but not limited to, unclassified documents pertaining to the following statements reflected in the press release supporting the government's findings that:

- 1. "James Alexander McLintock is the president, CEO, and chairman of the Pakistan-based RWO."
- 2. The Al-Rahmah Welfare Organization is or was "a front organization for al-Qaida that has been used to finance al-Qaida, the Taliban, LT, and other Afghan extremist groups."
- 3. "RWO has provided funding to extremists for jihad under the false guise of helping orphans."
- 4. "As of early 2013, McLintock recruited Afghan insurgents to obtain photos of children, Afghan identity documents, and cell phone numbers to create falsified dossiers used to obtain donations for RWO, which were funneled to support al-Qaida."

Letter to Ryan Law January 3, 2017 Page 2 of 3

- 5. "As early as 2010, McLintock used RWO and the cover of providing stipends to Afghan orphans to finance the Taliban's militant activities in Kunar Province, Afghanistan."
- 6. "McLintock has previously provided funding to U.S.- and UN-designated al-Qaida and Taliban facilitator Fazeel-A-Tul Shaykh Abu Mohammed Ameen Al-Peshawari, also known as Shaykh Aminullah."
- 7. "Treasury assesses that some of the money McLintock gave to Aminullah probably was used for the activities of al-Qaida, the Taliban, and LT."
- 8. "Also in 2013, McLintock regularly met with Taliban and other militant commanders for the purpose of financing their attacks against Afghan government targets in Kunar Province."
- 9. In 2013, "McLintock also financed Taliban militants in Afghanistan and prepared madrassa students for travel to fight in Afghanistan."
- 10. "Since May 2012, McLintock has provided support to the Taliban by using RWO and his other non-governmental organizations (NGOs) to receive large amounts of money from British donors who were not aware of the NGOs' Taliban ties."
- 11. "[B]etween April 2011 and April 2012 RWO received the equivalent of approximately \$180,000 from donors in the United Kingdom."
- 12. "RWO has also received financial support from charities in the Persian Gulf and the United Kingdom."
- 13. "For several years, McLintock has been providing financial support to LT through other charities that he controlled in Pakistan and other countries."
- 14. "As of June 2013, McLintock, with the help of a smuggler in Kunar Province who was considered a deputy LT commander, smuggled cash to insurgents in Afghanistan and transferred materials for the construction of improvised explosive devices between Pakistan and Afghanistan."
- 15. "McLintock also used RWO as a front for both financing the activities of Afghan Salafist insurgents and helping to train them in the manufacturing of improvised explosive devices."

In reviewing this request, please consider the Memorandum on the Freedom of Information Act issued by President Obama on January 21, 2009 (available at http://www.whitehouse.gov/the_press_office/Freedom_of_Information_Act), directing all

Case 1:18-cv-03511 Document 1-1 Filed 04/20/18 Page 4 of 6

Letter to Ryan Law January 3, 2017 Page 3 of 3

agencies to "adopt a presumption in favor of disclosure" and to apply such presumption "to all decisions involving FOIA." Should you decide to withhold any records or portions thereof, please explain the basis for your exemption claims, referencing specific exemptions under FOIA for all deletions or denials. We reserve the right to file an appeal concerning any decision to withhold or delete any material.

To expedite the requested records' release, please disclose them on an interim, rolling basis as they become available to you, without waiting until all the records have been processed. Please notify me in advance of incurring any photocopying costs exceeding \$300 so that we may consider paying additional fees for a complete and accurate set of the agency's records. Should you have any questions concerning the records' identity, their location, this request's scope or any other matters, please contact me at (201) 265-6400.

I look forward to receiving your response within the twenty business day statutory time period established under FOIA.

Very truly yours,

Dina Gielchinsky

Encl.

U.S. DEPARTMENT OF THE TREASURY

Press Center

United States and Saudi Arabia Designate Terrorist Fundraising and Support Networks

3/31/2016

Action Targets Six Individuals and Entities for Terrorism Fundraising Supporting al-Qaida, the Taliban, and/or Lashkar-e-Tayyiba

WASHINGTON – The United States and the Kingdom of Saudi Arabia today jointly took action to disrupt the fundraising and support networks of al-Qaida, the Taliban, and Lashkar-e-Tayyiba (LT) by imposing sanctions on four individuals and two organizations with ties across Afghanistan, Pakistan, and Saudi Arabia. Specifically, the U.S. Department of the Treasury designated James Alexander McLintock, Al-Rahmah Welfare Organization, Abdul Aziz Nuristani, the Jamia Asariya Madrassa, Naveed Qamar, and Muhammad Ijaz Safarash, as Specially Designated Global Terrorists (SDGTs) pursuant to Executive Order (E.O.) 13224, which targets terrorists and those providing support to terrorists or acts of terrorism. As a result of today's action, any property or interest in property of these designated individuals and entities subject to U.S. jurisdiction is frozen, Additionally, transactions by U.S. persons involving these parties are generally prohibited. The Kingdom of Saudi Arabia designated these individuals and entities under its Law of Terrorism Crimes and Financing and the Royal Decree A/44.

"From terrorizing local populations to exploiting charities and religious institutions, al-Qaida, the Taliban, and Lashkar-e-Tayyiba have a long history of inflicting violence on Americans and our allies throughout South Asia and the Middle East," said Adam J. Szubin, Acting Under Secretary for Terrorism and Financial Intelligence. "Today's action marks yet another step in Treasury's efforts to financially cripple terrorist financiers and demonstrates the United States' and Saudi Arabia's shared resolve to target those who support terrorism."

James Alexander McLintock and Al-Rahmah Welfare Organization

James Alexander McLintock was designated today pursuant to E.O. 13224 for providing financial, material, or technological support for, or financial and other services to or in support of, al-Qaida, the Taliban, and LT. Al-Rahmah Welfare Organization (RWO) was also designated today pursuant to E.O. 13224 for being controlled by James Alexander McLintock.

James Alexander McLintock is the president, CEO, and chairman of the Pakistan-based RWO—a front organization for al-Qaida that has been used to finance al-Qaida, the Taliban, LT, and other Afghan extremist groups. Outside of RWO, James McLintock has also personally supported multiple terrorist groups.

RWO has provided funding to extremists for jihad under the false guise of helping orphans. As of early 2013, McLintock recruited Afghan insurgents to obtain photos of children, Afghan identity documents, and cell phone numbers to create falsified dossiers used to obtain donations for RWO, which were funneled to support al-Qaida. As early as 2010, McLintock used RWO and the cover of providing stipends to Afghan orphans to finance the Taliban's militant activities in Kunar Province, Afghanistan.

McLintock has previously provided funding to U.S.- and UN-designated al-Qaida and Taliban facilitator Fazeel-A-Tul Shaykh Abu Mohammed Ameen Al-Peshawari, also known as Shaykh Aminullah. Aminullah is the head of the Ganj Madrassa, which was designated by the U.S. pursuant to E.O. 13224 on August 20, 2013 for being controlled by Aminullah and for providing financial and material support to the Taliban and LT. Treasury assesses that some of the money McLintock gave to Aminullah probably was used for the activities of al-Qaida, the Taliban, and LT.

Also in 2013, McLintock regularly met with Taliban and other militant commanders for the purpose of financing their attacks against Afghan government targets in Kunar Province. During this same period McLintock also financed Taliban militants in Afghanistan and prepared madrassa students for travel to fight in Afghanistan. Since May 2012, McLintock has provided support to the Taliban by using RWO and his other non-governmental organizations (NGOs) to receive large amounts of money from British donors who were not aware of the NGOs' Taliban ties. According to publicly available information, between April 2011 and April 2012 RWO received the equivalent of approximately \$180,000 from donors in the United Kingdom. RWO has also received financial support from charities in the Persian Gulf and the United Kingdom.

For several years, McLintock has been providing financial support to LT through other charities that he controlled in Pakistan and other countries.

As of June 2013, McLintock, with the help of a smuggler in Kunar Province who was considered a deputy LT commander, smuggled cash to insurgents in Afghanistan and transferred materials for the construction of improvised explosive devices between Pakistan and Afghanistan. McLintock also used RWO as a front for both financing the activities of Afghan Salafist insurgents and helping to train them in the manufacturing of improvised explosive devices.

Abdul Aziz Nuristani and Jamia Asariya Madrassa

Abdul Aziz Nuristani was designated today pursuant to E.O. 13224 for providing financial, material, or technological support for, or financial and other services to or in support of, al-Qaida, the Taliban, and LT. Jamia Asariya Madrassa was also designated today pursuant to E.O. 13224 for being controlled by Abdul Aziz Nuristani and for providing financial, material, or technological support for, or financial and other services to or in support of, LT.

Abdul Aziz Nuristani has led the Peshawar, Pakistan-based Jamia Asariya for over two decades and has provided support to multiple terrorist groups. For several years, organizations including LT and U.S.- and UN-designated Al-Akhtar Trust have used Jamia Asariya as a financial conduit to bring money into Pakistan. Nuristani has traveled to Gulf countries to raise money for both Jamia Asariya and Al-Turaz Trust, which is an alias for Al-Furqan Foundation Welfare Trust—also designated by the U.S. and Saudi Arabia on April 7, 2015. Jamia Asariya distributed thousands of

Case 1:18-cv-03511 Document 1-1 Filed 04/20/18 Page 6 of 6

12/29/2016

United States and Saudi Arabia Designate Terrorist Fundraising and Support Networks

dollars in supplies to LT camps in Pakistan. Individuals affiliated with the Jamia Asariya have also facilitated the provision of housing in Peshawar for Arab fighters with ties to al-Qaida.

Nuristani has also personally supported LT for several years, and his affiliation with the group dates back to at least 2007. Nuristani was previously an LT official in Khyber Pakhtunkhwa, Pakistan. As of early 2012, LT selected him to oversee activities in Nuristan and Konar Provinces, Afghanistan. As of late 2010, Nuristani recruited madrassa students to become LT fighters.

Nuristani has also been identified as a Taliban figure as of mid-2010 and at one time funded the operations of a Taliban commander in Nuristan Province. He has provided funding and support for the Taliban, which has recruited fighters from Nuristani's Jamia Asariya Madrassa in Peshawar.

Nuristani has also served as a conduit of funds to al-Qaida militants. Nuristani has had a long association with designated Shaykh Aminullah and was responsible for operations in Nuristan.

Naveed Qamar

Naveed Qamar was designated today pursuant to E.O. 13224 for acting for or on behalf of LT.

Naveed Qamar has held multiple influential positions of authority within LT and has supported LT's fundraising activities since at least 2004. As of January 2015, Qamar was identified as a leader of LT. In addition to running an LT training camp and supervising LT's Karachi sector commanders in 2011, Qamar's key leadership positions include serving as the head of LT's Education Department between 2013 and at least mid-2014; acting coordinator of LT for Sindh Province, Pakistan as of late 2008; chief of LT's student wing and editor of the its "Al Dawa" magazine; and director as of 2003 for LT's periodical department. Qamar has also been active in U.S.- and UN-designated LT charitable front Jamaat-ud Dawa (JUD) as of December 2015. JUD was added as an alias of LT pursuant to E.O. 13224 on April 28, 2006.

In early 2013, Qamar led a group of Pakistani businessmen to an LT training camp for an orientation program on LT's operations, after which they donated and pledged support of the group. As of early 2011, Qamar organized trips for businessmen to LT training camps to show how their funds were used. In 2010, Qamar also organized and attended meetings with businessmen from Karachi, Pakistan, in order to collect funds and appeal for donations for LT militant operations. In that same year, Qamar coordinated funds collected by senior members of Falah-e Insaniat Foundation (FIF) —a U.S.- and UN designated LT-affiliated NGO—while organizing logistics and funding for mujahidin attack planning against Indian targets. FIF was added as an alias of LT pursuant to E.O. 13224 on November 24, 2010. Additionally, Qamar has held bank accounts used by LT leadership to receive donations and financial assistance.

Muhammad Ijaz Safarash

Muhammad Ijaz Safarash was designated today pursuant to E.O. 13224 for providing financial, material, or technological support for, or financial and other services to or in support of, LT.

Saudi Arabia-based LT member Muhammad Ijaz Safarash has funded and provided logistical support to LT. Safarash has been an LT operative for several years, acquiring travel documents and facilitating financial transfers in Saudi Arabia. As of late 2011, and as recently as late 2015, Safarash sent hundreds of thousands of dollars to LT on behalf of LT leadership. Safarash also facilitated the travel of LT members from Pakistan to Saudi Arabia. U.S.- and UN-designated LT operations chief Zaki ur-Rehman Lakhvi has benefitted from Safarash's financial support. Lakhvi was designated by the U.S. pursuant to E.O. 13224 on May 27, 2008.

For identifying information on today's action, click here.

###