

B. Government Exhibit

- Gov. Ex. 1A—Canadian Department of Justice ("DOJ") Facsimile Memorializing Shipment of Boxes of Exhibits and Receipt thereof by Mr. Mahdi—Ruling on admissibility reserved¹⁰
- Gov. Ex. 1B—Copy of envelope from Mr. Mahdi d/b/a OTS Refining Equipment Corporation addressed to the Bureau of Industry & Security—Ruling on admissibility reserved
- Gov. Ex. 1—Two Count Criminal Indictment Filed in the United States District Court, Middle District of Florida, Orlando Division on June 15, 1999
- Gov. Ex. 2—Plea Agreement between U.S. Attorney and Mr. Mahdi Filed in the United States District Court, Middle District of Florida, Orlando Division on Aug 24, 1999
- Gov. Ex. 3—Transcript of Change of Plea Proceedings Before the Honorable Anne C. Conway, United States District Judge in the United States District Court, Middle District of Florida, Orlando Division on August 24, 1999
- Gov. Ex. 4—Transcript of Sentencing Proceedings Before the Honorable Anne C. Conway, United States District Judge in the United States District Court, Middle District of Florida, Orlando Division on November 19, 1999
- Gov. Ex. 5—Judgment & Sentencing Order in *United States v. Abdulmir Mahdi*, 99-128-CR-ORL-22B (Filed Nov. 22, 1999)
- Gov. Ex. 6—Statement of John Strome, President of Brevard International Technical Services, Inc. (BITS) dated 1/29/99
- Gov. Ex. 7—Report of Investigative Activity and Miranda Warning/Waiver signed by Abdulmir Mahdi dated 04-20-99
- Gov. Ex. 8—OTS Irrevocable Purchase Order 701-1320-TSI from Mahdi to BITS
- Gov. Ex. 9—Description of Kala Naft Company downloaded from Web site <http://www.kalanaft-tehran.com/Introduction.htm> on 02/13/03
- Gov. Ex. 10—BITS Invoice Document Number 004325
- Gov. Ex. 11—Airway Bill MAWB# 014-81327750 dated 10/30/1997
- Gov. Ex. 12—Shippers Export Declaration 10/30/1997

incorrectly dated the return to sender letter. The true date is April 21, 2003.

¹⁰ Ruling of admissibility on Government's Exhibits 1A and 1B were reserved pending service of those documents on Respondent. Notice of Service of those exhibits was sent May 14, 2003 so those Exhibits are Admitted.

- Gov. Ex. 13—OTS Irrevocable Purchase Order 702-1360-TSI from Mahdi to BITS
- Gov. Ex. 14—Bill from PARS Maritime Cargo Inc. to OTS Invoice No. 5285 dated 02/02/98
- Gov. Ex. 15—Information on PARS Maritime Cargo Inc. downloaded from Web site <http://www.openface.ca/~pars/main.html> on 1/19/99
- Gov. Ex. 16—OTS Irrevocable Purchase Order 013-077-BTB to BITS¹¹
- Gov. Ex. 17—Royal Bank of Canada Funds Transfer dated 27 May 1998
- Gov. Ex. 18A—Kala Naft Co. Tehran Purchase Order No. 08-70264575-D01 dated 19/04/98
- Gov. Ex. 18—Notes of Telephone Conversations between Mr. Strome and Mr. Mahdi on 3/4/99 at 11:50 a.m. taken by Mr. Strome
- Gov. Ex. 19—Website printout with Information about Industrial & Engineering Inspection Co. of Iran ("IEI")
- Gov. Ex. 20—Letter dated Aug 24, 2000 from Office of Foreign Assets Control ("OFAC") to Bureau of Export Administration¹²
- Gov. Ex. 21—Report of Investigative Activity dated August 25, 2000 Containing an Itemized List of Request for Quotations from Mahdi to BITS.
- Gov. Ex. 21A—Information Extracted from Gov. Ex. 21 According to the Explanation Provided by Respondent Mahdi in Gov. Ex. 7
- Gov. Ex. 22—OTS Request for Quotation 223-127-RSA to BITS
- Gov. Ex. 23—OTS Request for Quotation 463-078-ACT to BITS
- Gov. Ex. 24—OTS Request for Quotation 529-088-ACO to BITS
- Gov. Ex. 25—Information on National Petrochemical Company downloaded from Web site <http://www.nipc.net/> on 2/13/03
- Gov. Ex. 26—Report of Investigative Activity dated August 30, 2000 summarizing Request for Quotations
- Gov. Ex. 27—OTS Letter to Dr. Strome of BITS dated No. 5, 1997 Identifying Countries Mahdi Sells To
- Gov. Ex. 28—Draft Confidentiality and Non-Disclosure Exclusive Negotiations Agreement dated 11/1/97
- Gov. Ex. 29—Request for Quotation on Alumina Based Catalyst Posted by M.K. Mahdi on 04/09/02 downloaded from Web site <http://globalcatalyst.com/>

¹¹ The purchase order reference number contains a typographical error. The true purchase order reference number is 013-077-TBT.

¹² Now referred to as the Bureau of Industry & Security ("BIS")

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Attachment B

Rulings on the Bureau's Proposed Findings of Fact and Conclusions of Law and Proposed Ultimate Findings of Fact and Conclusions of Law

On July 10, 2003 the Bureau of Industry and Security filed a Post-hearing Submission. That pleading included both Proposed Findings of Fact and Conclusions of Law (pp 11-26) and Proposed Ultimate Findings of Fact and Conclusion of Law (pp 26-33). The rulings on those proposals are set out below.

A. Proposed Findings of Fact and Conclusions of Law

1. Mr. Abdulmir Mahdi is a Canadian citizen and a resident of Ontario, Canada. Govt. Ex. 2 at 16; Govt. Ex. 3 at 20, lines 9-12.

Ruling: Accepted and Incorporated.

2. Mr. Abdulmir Mahdi is also known as, and conducts business using the names, Amir Mahdi and Jasim Khafaf. Govt. Ex. 2 at 1; May 13 Tr. at 100-01.

Ruling: Accepted and Incorporated.

3. From October 1995 through March 17, 1999, Mr. Mahdi was the sole owner and operator of OTS Refining Equipment Corporation (OTS) in Markham, Ontario, Canada, the business of which included exporting spare parts for oil field equipment to Middle Eastern countries. Respondent's Motion for Denial of Bureau of Industry and Security's Motion for Summary Decision ("Respondent's Motion for Denial") at 4; Govt. Ex. 2 at 16; Govt. Ex. 3 at 20, lines 20-25.

Ruling: Accepted and Incorporated.

4. From at least March 1997 to at least April 2002, a brother, Mahdik Mahdi, owned and operated the Zawana Trading and Marketing Establishment (Zawana) in Amman, Jordan, which shipped items from Jordan to Iraq. Govt. Ex. 2 at 17; Govt. Ex. 7 at 1; Govt. Ex. 6 at 2-3; May 13 Tr. at 143, line 9 to 144, line 5.

Ruling: Accepted. Although the cited materials do not support the statement, the record as a whole does support the factual assertions.

5. From at least late 1996 to at least March 1999, Brevard International Technical Services (BITS), located in Melbourne, Florida, and operated by John R. Strome, was a supplier of parts for oil field equipment. Respondent's Motion for Denial at 8; Govt. Ex. 2 at 17.

Ruling: Accepted and Incorporated.

6. On or about August 24, 1999, Mr. Mahdi pled guilty in the United States