

Israeli Defense Force

Samaria Military Court

sole judge

Court Case no.: 2131/06

Claim no.: 1732/06

Event Details: 7083/06

In the trial between:

Military Prosecutor

- prosecution -

- against -

**Zeid Mahmoud Abd al-Rahim Salame/Zakarna**

**(arrested since 16 March 2006)**

**ID: 993031897, born in 1948, resident of Dayr Jezale**

- defendant -

### Bill of Indictment

The above defendant is hereby indicted with the following offenses:

#### First Count:

Nature of the offense: membership in and activity for an unlawful association, felony according to regulation 85(1)(a) of the Defense Regulations (emergency), 1945.

Details of the offense: the above defendant, in the region, as early as July 2002 or thereabouts and until the day of his arrest was a member of or operated as a member of the Hamas movement, which has been designated as an unlawful association, namely:

The above defendant, during the said period of time, in Jenin or nearby, was a member of the "Lejanet Amoual al-Zakaa Jenin" (the Jenin Charity Association Committee), which is an unlawful association that supports and strengthens the Hamas infrastructure. The activity of this committee included, amongst others, money transfers to the families of perpetrators of terror attacks against the State of Israel, some of the money having been transferred to the said committee from unlawful associations operating outside of Israel, such as INTERPAL in London, the Al Aqsa

institutes in Belgium, the Netherlands and Germany, the Charity Coalition ("Aatlaf al-Heer"), the Holy Land Foundation for Welfare and Development in the USA, the World Islamic Assistance Authority in the eastern region, the World Assembly for Muslim Youths in Saudi Arabia and the Charity Committee for Assistance to Palestine – Paris, France. The members of the committee have operated to transfer money to the families of fatalities who dealt with terror activity against the State of Israel; following is a partial list of those terror activists whose families have received assistance from the above-noted committees:

**Mahmoud Ahmad Toualbe** – was the commander of the Palestinian Islamic Jihad (PIJ) in Jenin and responsible for the perpetration of a number of terror attacks, **Mahmoud Ali Hilwa** – was the military commander of Hamas and responsible for the perpetration of a number of terror attacks, **Atiya Hasan Atiya Irmeilat** – was a Fatah activist, **Taha Mouhamad Abd al-Rahman Zoubeidi** – was a Palestinian Islamic Jihad (PIJ) activist, **Amjad Housein Ahmad Fayed** – was a Hamas activist, **Thaer Mouhamad Houseini Zakarna** – was a military Hamas/Fatah activist, **Iyad Khalil Mouhamad Mousa** – was head of the military Hamas in Jenin, **Naziha Mahmoud Masoud al-Saba** – was a senior Hamas activist in Jenin, **Mouhamad Raja Mahmoud Abu al-Hija** – was a military Hamas activist, **Iz al-Din Souheil Ahmad al-Masri** – was a Hamas activist who carried out a suicide bombing on 9 August 2001 at the Sbarro restaurant in Jerusalem, **Ibrahim Ali Yousef Fayad** – was a military Hamas activist, **Saleh Mouhamad Saleh Kamil** – was a Hamas activist who carried out a shooting attack on 19 March 2002 at Hamam al-Malih, killing one and injuring three, **Ahmad Ali Abd al-Kadr Atik** – carried out a shooting attack on 19 March 2002 at Hamam al-Malih, killing one and injuring three, **Ashraf Mahmoud Yousef Abu al-Hija** – was military Hamas activist, **Abd al-Rahim Ahmad Housein Faraj** – was a military activist, **Amjad Housein Mouhamad Fayad** – was a military Hamas activist, **Mouhamad Housein Ahmad Fayad** – was a military Hamas activist, **Nadal Housni Ibrahim Abu al-Hija** – was a military Hamas activist, **Mounir Issa Mouhamad Washahi** – was an activist in the Iz al-Din A-Qassam Brigades, which is Hamas's military wing, **Mouhamad Ahamad Tawfik Kamil** – was a military Hamas activist in Qabatiyah, **Louay Mahmoud Khader Istelti** – was a military Hamas activist, **Jihad Khaled Hamade** – was a Hamas activist who carried out a suicide bombing on a bus on the Meron Mountain in August 2002, **Kamel Khaled al-Silawi**

**Khalil Atiya al-Masharka** – was an activist in the Iz al-Din A-Qassam Brigades, which is Hamas's military wing, **Zafer Mouhamad Abd al-Rahman Kamil** – was a military Hamas activist, **Naser Khaled Ibrahim Jarar** – was a senior Hamas activist, **Mahmoud Mousa Souleiman Khalil** – was a military Hamas activist, **Moustafa Abd al-Rahim Yousef Shalabi** – was a military Hamas activist, **Kels Adwan Naser Abu Jabal** – was a military Hamas activist, of the senior Iz al-Din Al Aqsa members who was involved in the perpetration of two suicide bombings inside Israeli territories, killing dozens of Israelis, **Shadi Zakariya Rada al-Toubasi** – carried out a suicide bombing at the Maza restaurant in Haifa on 31 March 2002, **Imad Farouk Mahmoud al-Nashrati** – was head of the military Hamas in the Jenin region and an accomplice for the perpetration of terror attacks that included the suicide bombing on an Egged bus at the Meron Junction on 4 August 2002, **Shaman Housein Mouhamad Soubh** – was head of the military Hamas in the Jenin region. As part of his membership, the defendant operated as detailed in the following counts.

**Second Count:**

**Nature of the offense:** holding a position in an unlawful association, felony according to regulation 85(1)(b) of the Defense Regulations (emergency), 1945.

**Details of the offense:** the above defendant, in the area, during the period of time stated in the previous count, had managed, or assisted the management of an unlawful association, or held any post in an unlawful association, namely:

The above defendant, during the said period of time, in Jenin or nearby, served as chairman of the Jenin Charity Association Committee, which is an unlawful association.

**Third Count:**

**Nature of the offense:** holding documents belonging to an unlawful association, felony according to regulation 85(1)(f) of the Defense Regulations (emergency), 1945.

**Details of the offense:** the above defendant, in the area, during the period of time stated in the first count, was found to have in his possession, under his care or under his control, a book, account, magazine, pamphlet, poster, newspaper or any other certificate, or foundations, symbols or any other property that belong to an unlawful



In the period of time and place stated above, the defendant was found in the possession, at the offices of the Jenin Charity Association Committee, which is an unlawful association, of many documents attesting to the nature and extent of the said committee's activity. These documents included, amongst others, documentation of money transferred made to the family members of activists in unlawful associations, who dealt with perpetrating terror attacks against Israeli targets and were consequently killed.

**Fourth Count:**

**Nature of the offense:** conducting services for an unlawful association, felony according to regulation 85(1)(c) of the Defense Regulations (emergency), 1945 and article 14 of the Felony Responsibility Rules (Judea and Samaria)(no. 225), 1968.

**Details of the offense:** the above defendant, in the area, during the period of time stated in the first count, conducted some manner of work or service for the movement, which is an unlawful association, namely:

In the period of time and place stated above, in the capacity of his position at the Jenin Charity Association Committee, the defendant worked, along with others in the committee, to transfer money to the families of members in unlawful associations, who dealt with carrying out terror attacks against Israeli targets and consequently killed, as detailed in the first count. The said family members would receive monthly sums of money, for being the immediate family of those perpetrators.

Rani Amar,  
Deputy Military Prosecutor

**Witnesses for the prosecution:**

1. Superintendent Roni Cohen-OR, service number 978296, international unit for interrogations (interrogated the defendant on 2 October 2005).
2. Master Sergeant Yaron Hazan, service number 11134790, international unit for interrogations (interrogated the defendant on 9 October 2005, 17 October 2005, 27 October 2005, 31 October 2005, 15 November 2005, 27 December 2005, editor of the seizure report and submitter of the annexed documents seized at the Jenin Charity Association Committee offices).

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4. Known as "Ayelet", submitter of an expert opinion (details in the prosecution).
  5. Known as "A", submitter of an expert opinion (details in the prosecution).
  6. Lieutenant Naer Shahrur, IDF (submitter of seizure event report).
  7. Ro'i Peled (details in the prosecution).