

UNITED STATES DISTRICT COURT
Eastern District of Virginia
Alexandria Division

UNITED STATES OF AMERICA

v.

EL SHAFEE ELSHEIKH,

JUDGMENT IN A CRIMINAL CASE

Case Number: 1:20-cr-00239-TSE-2

USM Number: 11698-509

Nina Ginsberg, Zachary Deubler, Edward MacMahon,
Jessica Carmichael, Yancey Ellis,

Defendant's Attorney

The defendant was found guilty on Counts 1, 2-5, 6, 7, and 8 after a plea of not guilty.

The defendant is adjudged guilty of these offenses:

<u>Title and Section</u>	<u>Nature of Offense</u>	<u>Offense Ended</u>	<u>Count</u>
18 U.S.C. § 1203	Conspiracy to Commit Hostage Taking Resulting in Death	02/07/2015	1
18 U.S.C. § 1203 and 2	Hostage Taking Resulting in the Death of James Wright Foley	08/19/2014	2
18 U.S.C. §§ 1203 and 2	Hostage Taking Resulting in the Death of Kayla Jean Mueller	02/07/2015	3
18 U.S.C. §§ 1203 and 2	Hostage Taking Resulting in the Death of Steven Joel Sotloff	09/02/2014	4
18 U.S.C. §§ 1203 and 2	Hostage Taking Resulting in the Death of Peter Edward Kassig	11/16/2014	5
18 U.S.C. § 2332(b)(2)	Conspiracy to Murder United States Citizens Outside of the United States	02/07/2015	6
18 U.S.C. § 2339A	Conspiracy to Provide Material Support to Terrorist Resulting in Death	02/07/2015	7
18 U.S.C. § 2339B	Conspiracy to Provide Material Support to Designated Foreign Terrorist Organization Resulting in Death	01/2018	8

The defendant is sentenced as provided in pages 2 through 5 of this Judgment. The sentence is imposed pursuant to the Sentencing Reform Act of 1984.

It is ordered that the defendant must notify the United States attorney for this district within 30 days of any change of name, residence, or mailing address until all fines, restitution, costs, and special assessments imposed by this judgment are fully paid. If ordered to pay restitution, the defendant must notify the court and United States attorney of material changes in economic circumstances.

August 19, 2022

Date of Imposition of Judgment

T. S. Ellis, III

United States District Judge

August 19, 2022

Date

Case Number: 1:20-cr-00239-TSE-2
Defendant's Name: ELSHEIKH, EL SHAFEE

IMPRISONMENT

The defendant is hereby committed to the custody of the United States Bureau of Prisons to be imprisoned for th remainder of his Natural Life.

This term of imprisonment consists of a LIFETIME TERM on each of Counts 1, 2, 3, 4, 5, 6, 7, and 8 to run concurrently with each other.

The Court makes the following recommendations to the Bureau of Prisons:
The defendant is remanded to the custody of the United States Marshal.

RETURN

I have executed this judgment as follows: _____

Defendant delivered on _____ to _____
at _____, with a certified copy of this Judgment.

UNITED STATES MARSHAL

By

DEPUTY UNITED STATES MARSHAL

Case Number: 1:20-cr-00239-TSE-2
Defendant's Name: ELSHEIKH, EL SHAFEE

SUPERVISED RELEASE

No term of supervised release has been imposed in this case because defendant is subject to a life sentence on each of the eight counts of conviction.

Case Number: 1:20-cr-00239-TSE-2
 Defendant's Name: ELSHEIKH, EL SHAFEE

CRIMINAL MONETARY PENALTIES

The defendant must pay the total criminal monetary penalties under the schedule of payments on Sheet 6.

	<u>Assessment</u>	<u>Restitution</u>	<u>Fine</u>
TOTALS	\$ 800.00	\$ 0.00	\$ 0.00

☐ The determination of restitution is deferred until _____. An *Amended Judgment in a Criminal Case (AO 245C)* will be entered after such determination.

☐ The defendant must make restitution (including community restitution) to the payees.

If the defendant makes a partial payment, each payee shall receive an approximately proportioned payment, unless specified otherwise in the priority order or percentage payment column below. However, pursuant to 18 U.S.C. § 3664(i), all nonfederal victims must be paid before the United States is paid.

☐ Restitution amount ordered pursuant to plea agreement \$

☐ The defendant must pay interest on restitution and a fine of more than \$2,500, unless the restitution or fine is paid in full before the fifteenth day after the date of the judgment, pursuant to 18 U.S.C. § 3612(f). All of the payment options on Sheet 6 may be subject to penalties for delinquency and default, pursuant to 18 U.S.C. § 3612(g).

☐ The court determined that the defendant does not have the ability to pay interest and it is ordered that:

☐ the interest requirement is waived for the ☐ fine ☐ restitution.

☐ the interest requirement for the ☐ fine ☐ restitution is modified as follows:

*** Findings for the total amount of losses are required under Chapters 109A, 110, 110A, and 113A of Title 18 for offenses committed on or after September 13, 1994, but before April 23, 1996.

Case Number: 1:20-cr-00239-TSE-2
 Defendant's Name: ELSHEIKH, EL SHAFEE

SCHEDULE OF PAYMENTS

Having assessed the defendant's ability to pay, payment of the total criminal monetary penalties is due as follows:

- A ☐ Lump sum payment of \$_____ due immediately, balance due
☐ not later than _____, or
☐ in accordance with ☐ C, ☐ D, ☐ E, or ☐ F below; or
- B ☒ Payment to begin immediately (may be combined with ☐ C, ☐ D, or ☐ F below); or
- C ☐ Payment in equal (e.g., weekly, monthly, quarterly) installments of \$_____ over a period of _____ (e.g., months or years), to commence (e.g., 30 or 60 days) after the date of this judgment; or
- D ☐ Payment in equal (e.g., weekly, monthly, quarterly) installments of \$_____ over a period of _____ (e.g., months or years), to commence (e.g., 30 or 60 days) after release from imprisonment to a term of supervision; or
- E ☐ Payment during the term of supervised release will commence within _____ (e.g., 30 or 60 days) after release from imprisonment. The court will set the payment plan based on an assessment of the defendant's ability to pay at that time; or
- F ☐ Special instructions regarding the payment of criminal monetary penalties:

Unless the court has expressly ordered otherwise, if this judgment imposes imprisonment, payment of criminal monetary penalties is due during the period of imprisonment. All criminal monetary penalties, except those payments made through the Federal Bureau of Prisons' Inmate Financial Responsibility Program, are made to the clerk of the court.

- ☐ Joint and Several
- ☐ The defendant shall pay the cost of prosecution.
- ☐ The defendant shall pay the following court cost(s):
- ☐ The defendant shall forfeit the defendant's interest in the following property to the United States:

Payments shall be applied in the following order: (1) assessment, (2) restitution principal, (3) restitution interest, (4) AVAA assessment, (5) fine principal, (6) fine interest, (7) community restitution, (8) JVT A assessment, (9) penalties, and (10) costs, including cost of prosecution and court costs.