

IN THE UNITED STATES DISTRICT COURT  
FOR THE WESTERN DISTRICT OF PENNSYLVANIA

UNITED STATES OF AMERICA

v.

JACK DANAHER MOLLOY

Criminal No. 2:25-cr-1

**INDICTMENT MEMORANDUM**

AND NOW comes the United States of America, by its attorneys, Eric G. Olshan, United States Attorney for the Western District of Pennsylvania, and Nicole Vasquez Schmitt, Assistant United States Attorney for said District, and submits this Indictment Memorandum to the Court:

**I. THE INDICTMENT**

A federal grand jury returned a three-count indictment against the above-named defendant for alleged violations of federal law:

<u>COUNT</u>	<u>OFFENSE/DATE</u>	<u>TITLE/SECTION</u>
1	Attempting to Provide Material Support and Resources, to Wit, Personnel, to a Designated Foreign Terrorist Organization (Hizballah)	18 U.S.C. § 2339B(a)(1)
	From in and around August 2024 to December 2024	
2 and 3	Making a False Statement or Representation Involving International Terrorism to a Department or Agency of the United States	18 U.S.C. § 1001(a)(2)
	October 20-21, 2024	

**FILED**

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## **II. ELEMENTS OF THE OFFENSES**

### **A. As to Count 1:**

In order for the crime of Attempting to Provide Material Support and Resources, to Wit, Personnel, to a Designated Foreign Terrorist Organization (Hizballah), in violation of 18 U.S.C. § 2339B(a)(1), to be established, the government must prove all of the following essential elements beyond a reasonable doubt:

1. The defendant knowingly provided material support or resources to a foreign terrorist organization, or attempted or conspired to do so;
2. The defendant knew that the organization was a designated terrorist organization, or that the organization had engaged or was engaging in terrorist activity or terrorism; and
3. The defendant is a national of the United States; the defendant is an alien lawfully admitted for permanent residence in the United States; the defendant is a stateless person whose habitual residence is in the United States; after the conduct required for the offense occurred, the defendant was brought into the United States or found in the United States; the offense occurred in whole or in part within the United States; the offense occurred in and affected interstate and foreign commerce; the defendant aided and abetted any person over whom jurisdiction exists under 18 U.S.C. § 2339B(a); or the defendant conspired with any person over whom jurisdiction exists under 18 U.S.C. § 2339B(d) to commit an offense under 18 U.S.C. § 2339B(a).

18 U.S.C. § 2339B(a)(1).

### **B. As to Counts 2 and 3:**

In order for the crime of Making a False Statement or Representation Involving International Terrorism to a Department or Agency of the United States, in violation of 18

U.S.C. § 1001(a)(2), to be established, the government must prove all of the following essential elements beyond a reasonable doubt:

1. The defendant made a statement or representation.
2. The statement or representation was false, fictitious or fraudulent.
3. The statement or representation was material.
4. The false, fictitious or fraudulent statement was made knowingly and willfully.
5. The statement or representation was made in a matter within the jurisdiction of the executive, legislative or judicial branch of the Government of the United States.
6. For the enhanced penalties under Section 1001(a) to apply, that the offense involved domestic or international terrorism.

18 U.S.C. § 1001(a)(2).

### **III. PENALTIES**

**A. As to Count 1: Attempting to Provide Material Support and Resources, to wit, Personnel, to a Designated Foreign Terrorist Organization (Hizballah) (18 U.S.C. § 2339B(a)(1)):**

1. A term of imprisonment of up to 20 years;
2. A fine of not more than \$250,000; and
3. A term of supervised release of any term of years or for life, pursuant to 18 U.S.C. 3583(j).

**B. As to Counts 2 and 3: Making a False Statement or Representation Involving International Terrorism to a Department or Agency of the United States (18 U.S.C. § 1001(a)(2)):**

1. A term of imprisonment of up to 8 years;
2. A fine of not more than \$250,000; and
3. A term of supervised release of up to 3 years.

**IV. MANDATORY SPECIAL ASSESSMENT**

A mandatory special assessment of \$100.00 must be imposed at each count upon which the defendant is convicted, pursuant to 18 U.S.C. § 3013.

**V. RESTITUTION**

Restitution may be required in this case, together with any authorized penalty, as part of the defendant's sentence pursuant to 18 U.S.C. §§ 3663, 3663A, and 3664.

**VI. FORFEITURE**

Because the violation of Title 18, United States Code, Section 2339B(a)(1) alleged in Count One of this Indictment is a federal crime of terrorism, as defined in Title 18, United States Code, Section 2332b(g)(5), against the United States, citizens and residents of the United States, and their property, forfeiture is applicable in this case.

Respectfully submitted,

ERIC G. OLSHAN  
United States Attorney

*s/ Nicole Vasquez Schmitt*  
NICOLE VASQUEZ SCHMITT  
Assistant U.S. Attorney  
PA ID No. 320316