

V I R G I N I A:

IN THE CIRCUIT COURT OF PRINCE WILLIAM COUNTY

COMMONWEALTH OF VIRGINIA :

vs. : CRIMINAL NOS. 54362, 54363,  
54364, 54365

JOHN ALLEN MUHAMMAD :

NOTICE

COMES NOW, the Commonwealth of Virginia, by her counsel, pursuant to Virginia Code Section 19.2-264.3:2 and hereby gives notice of intent to introduce evidence of unadjudicated conduct by the defendant in any sentencing proceeding pursuant to Virginia Code Section 19.2-264.4. Such evidence may include:

1. The defendant's expression of racist and anti-American views, including the sentiment that America got what it deserved during the terrorist attacks in New York and Washington on September 11, 2001.

2. Forging identification such as passports and drivers licenses in 2001 and 2002.

3. The theft of the .223 bushmaster rifle from Bullseye in Washington some time after the store received it in July 2002 and the time we know it was first used by the defendant on September 21, 2002.

4. The defendant was an unindicted co-conspirator in a federal charge of passport fraud in December 2002.

5. The mugging of an elderly man in Arizona, 2002.

6. Shooting at passing cars with a rifle from a concealed location at McKinley Park, Tacoma, Washington.

7. The killing of Kenya Cook, February 16, 2002, Tacoma, Washington.

8. Property shooting at Temple Bethel Synagogue, May 1-4, 2002, Tacoma, Washington.

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9. Malicious Wounding of Rupinder Oberoi on September 14, 2002, Silver Spring, Maryland.

10. Murder of Million Waldemariam on September 21, 2002, Atlanta, Georgia.

11. Malicious Wounding of Wright Williams on September 26, 2002, Baton Rouge, Louisiana.

12. Property shooting October 2, 2002, at Michael's Craft Store, Wheaton, Maryland.

13. Murder of James Martin, October 2, 2002, Wheaton, Maryland.

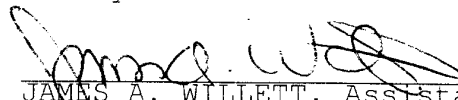
14. Murder of James Buchanan, October 3, 2002, Rockville, Maryland.

COMMONWEALTH OF VIRGINIA

Respectfully submitted,



PAUL B. EBERT  
Commonwealth's Attorney  
County of Prince William



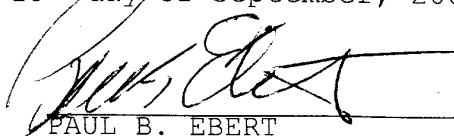
JAMES A. WILLETT, Assistant  
Commonwealth's Attorney  
County of Prince William



RICHARD A. CONWAY, Assistant  
Commonwealth's Attorney  
County of Prince William

CERTIFICATE

I hereby certify that a true copy of the foregoing Notice was faxed and mailed, postage prepaid, to Jonathan Shapiro, 703-684-9017, 908 King Street, Alexandria, VA 22314 and Peter Greenspun, 703-591-7268, 10605 Judicial Drive, Suite A-5, Fairfax, VA 22030-5167 this 15<sup>th</sup> day of September, 2003.



PAUL B. EBERT  
Commonwealth's Attorney