UNITED STATES DISTRICT COURT FOR THE

EASTERN DISTRICT OF VIRGINIA

ALEXANDRIA, VIRGINIA

FILED
DEC 19 2011
CLERK, U.S. DISTRICT COURT
ALEXANDRIA, VIRGINIA

UNITED STATES OF AMERICA	)	
	)	
v.	)	
	)	Criminal No. 1:11 MJ 1015
FAICAL CHEBBI	)	
	)	
Defendant.	)	

AFFIDAVIT IN SUPPORT OF A CRIMINAL COMPLAINT

I, Jeffrey F. Johannes, being duly sworn, depose and state the following:

1. I am a Special Agent of the Federal Bureau of Investigation (FBI) assigned to the Northern Virginia Resident Agency of the Washington Field Office. I have been employed by the FBI since January 2003, and am currently assigned to investigations relating to, among other things, crimes against children, including international parental kidnapping.

2. This affidavit is being submitted in support of a criminal complaint charging that the defendant, FAICAL CHEBBI, with intent to obstruct the lawful exercise of the parental rights of Edeanna Marcela Chebbi, retained two children, E.C. and Z.C., who had been in the United States, outside the United States, in violation of Title 18, United States Code, Section 1204.

3. This affidavit is based on my own investigation and on the investigation of other law enforcement officers with whom I have spoken or whose reports I have received. This affidavit contains information necessary to support probable cause and is not intended to include each and every fact and matter observed by me or known to the government.

4. On September 11, 2002, FAICAL CHEBBI ("FAICAL") and Edeanna Marcela Chebbi ("Edeanna") were lawfully married in Arlington, VA. On May 24, 2006, FAICAL and Edeanna had a son, E.C., and on January 20, 2009, they had a daughter, Z.C. Both children

were born in the United States, in the State of Maryland. At this time, FAICAL and Edeanna were residing in Prince George County, MD.

5. On February 18, 2010, Edeanna obtained a protective order from Prince George County, MD, against FAICAL due to his verbal threats to kill her. In the same month, Edeanna moved out of the residence she shared with FAICAL, and moved in with her parents, who also lived in Prince George County, MD. In 2011, Edeanna and the children moved into an apartment in Fairfax County, Virginia.

6. Due to their marital difficulties, Edeanna filed for and was granted a divorce from FAICAL, through a court order issued by The Circuit Court for Prince George County, MD on January 5, 2011.

7. On October 26, 2011, the same court awarded sole legal and primary custody of both children to Edeanna. As part of the custody order, FAICAL was given visitation rights with the children. The visitation gave FAICAL visitation rights every other weekend from Friday at 5:00 p.m. to Sunday at 5:00 p.m. and every Thursday from 3:30 p.m. to 8:00 p.m. This schedule was described with specific detail in the Custody and Visitation Order.

8. FAICAL, per the Custody and Visitation Order authorized by Prince George County, MD, exercised his visitation rights and obtained visitation with both children during the week of November 6th. On Friday, November 11, 2011, FAICAL obtained the children from Edeanna's parents' residence in Prince George County, MD. The children were supposed to be returned on Sunday, November 13, 2011. On November 12th, FAICAL contacted Edeanna via a telephone number from Tunisia and informed her that he was in Tunisia with both children and that he and the children were not returning to the United States.

9. Travel records confirmed that on November 11, 2011, FAICAL and both children departed Dulles International Airport, Virginia, located in Fairfax County, Virginia, aboard a Lufthansa Flight to Frankfurt, Germany. They continued from Frankfurt, Germany to Tunis, Tunisia. Travel records indicate that FAICAL booked the travel arrangements on November 7, 2011.

10. On November 17, 2011, The Circuit Court for Prince George County, MD, issued an order for FAICAL to return the children to Edeanna and also authorized law enforcement officers to assist in returning the children to Edeanna.

11. On November 18, 2011, The Fairfax County, Virginia, Juvenile and Domestic Relations Court adopted the aforementioned Prince George County, MD order for FAICAL to immediately return the children to Edeanna.

12. On November 18, 2011, The Fairfax County, Virginia, Juvenile and Domestic Relations Court also ordered that FAICAL be entered into the National Crime Information Center (NCIC) for violating the above- mentioned court orders. On November 18, 2011, the Virginia State Police complied with the court order and entered FAICAL into NCIC for felony violation of Court Order 18.2-49.1. On the same date, a Virginia State Police Trooper obtained an arrest warrant charging FAICAL with knowingly, wrongly, and intentionally withholding the minor children outside of Virginia from a parent or legal guardian in a clear and significant violation of a court order respecting custody or visitation of such child, in violation of Virginia Code Ann. § 18.2-49.1, a Class 6 Felony.

13. On November 12, 2011, FAICAL had telephonically informed the father of Edeanna Chebbi that he had the children with him and that he was not planning on returning to the United States nor was he planning on returning the children. FAICAL added he planned to reside with the children at FAICAL's parent's residence in Tunisia and would place the children in a Tunisian school.

14. Based upon the facts above, there is probable cause to believe that on or about November 11, 2011, and continuing to the present, FAICAL CHEBBI, with intent to obstruct the lawful exercise of parental rights of Edeanna Marcela Chebbi, removed two children from the

United States, who had been in the United States, and is retaining the children outside the United States, in violation of Title 18, United States Code, Section 1204.

Jeffrey F. Johannes
Special Agent
Federal Bureau of Investigation

Subscribed and sworn to before me this 19th day of December, 2011.

/s/
Ivan D. Davis
United States Magistrate Judge