

United States District Court
Northern District of Illinois
Eastern Division

David Boim

JUDGMENT IN A CIVIL CASE

v.

Case Number: 00 C 2905

Quranic Literacy

- Jury Verdict. This action came before the Court for a trial by jury. The issues have been tried and the jury rendered its verdict.
- Decision by Court. This action came to trial or hearing before the Court. The issues have been tried or heard and a decision has been rendered.

IT IS HEREBY ORDERED AND ADJUDGED that Jury returns verdict in favor of Plaintiffs and against the defendants Quranic Literacy Institute, Holy Land Foundation for Relief and Development, Islamic Association for Palestine, American Muslim Society and Muhammed Abdul Hamid Khalil Salah in the amount of \$52,000,000 (fifty-two million dollars). The Court hereby triples the amount of the jury verdict to One Hundred Fifty Six Million Dollars (\$156,000,000) plus the reasonable attorneys fees and costs of this action.

DOCKETED

DEC 10 2004

Michael W. Dobbins, Clerk of Court


Alicia Castillo, Deputy Clerk

Date: 12/9/2004

668

Minute Order Form (06/97)

United States District Court, Northern District of Illinois

Name of Assigned Judge or Magistrate Judge	Arlander Keys	Sitting Judge if Other than Assigned Judge	
CASE NUMBER	00 C 2905	DATE	12/14/2004
CASE TITLE	Boim vs. Quranic Literacy Institute		

SCANNED

[In the following box (a) indicate the party filing the motion, e.g., plaintiff, defendant, 3rd party plaintiff, and (b) state briefly the nature of the motion being presented.]

MOTION:

DOCKET ENTRY:

- (1) Filed motion of [use listing in "Motion" box above.]
- (2) Brief in support of motion due _____.
- (3) Answer brief to motion due _____. Reply to answer brief due _____.
- (4) Ruling/Hearing on _____ set for _____ at _____.
- (5) Status hearing[held/continued to] [set for/re-set for] on _____ set for _____ at _____.
- (6) Pretrial conference[held/continued to] [set for/re-set for] on _____ set for _____ at _____.
- (7) Trial[set for/re-set for] on _____ at _____.
- (8) [Bench/Jury trial] [Hearing] held/continued to _____ at _____.
- (9) This case is dismissed [with/without] prejudice and without costs[by/agreement/pursuant to]
 FRCP4(m) Local Rule 41.1 FRCP41(a)(1) FRCP41(a)(2).
- (10) [Other docket entry] Plaintiffs' Motion to Adopt Damages Awarded by the Jury Against Defaulted Defendants is granted in part, as set forth on the reverse side of this Order. The judgment is amended to include defaulting defendants AMELP and UASR, who are jointly and severally liable, along with the non-defaulting defendants, for the \$156 million damage award. *AK*
- (11) [For further detail see order on the reverse side of the original minute order.]

<input type="checkbox"/> No notices required, advised in open court.		number of notices	Document Number 669
<input type="checkbox"/> No notices required.		DATE 12/14/2004 date docketed	
<input checked="" type="checkbox"/> Notices mailed by judge's staff.		<i>UM</i> docketing deputy initials	
<input type="checkbox"/> Notified counsel by telephone.		12/14/2004 date mailed notice	
<input type="checkbox"/> Docketing to mail notices.			
<input type="checkbox"/> Mail AO 450 form.			
<input type="checkbox"/> Copy to judge/magistrate judge.		reading deputy initials	
JD/ law clerk	courtroom deputy's initials	Date/time received in central Clerk's Office	

(Reserved for use by the Court)

ORDER

On May 12, 2000, Stanley and Joyce Boim sued Amjad Hinawi, the estate of Khalil Tawfiq Al-Sharif, Mousa Mohammed Abu Marzook, Mohammed Abdul Hamid Khalil Salah, the Quranic Literacy Institute ("QLI"), the Holy Land Foundation for Relief and Development ("HLF"), the Islamic Association for Palestine and the American Muslim Society (collectively, "IAP/AMS"), the American Middle Eastern League for Palestine ("AMELP"), and the United Association for Studies and Research ("UASR"). The Boims sought to hold the defendants liable under 18 U.S.C. §2333, which provides that "[a]ny national of the United States injured in his or her person, property, or business by reason of an act of international terrorism, or his or her estate, survivors or heirs, may sue therefor in any appropriate district court of the United States and . . . recover threefold the damages he or she sustains and the cost of the suit, including attorney's fees."

When Amjad Hinawi failed to answer the complaint, the district court, which retained the action against Mr. Hinawi, entered a default judgment against him based upon his failure to answer despite proper service. On August 4, 2003, this Court entered default judgment against AMELP; on October 1, 2003, the Court entered default judgment against UASR based upon UASR's failure to comply with discovery. The Court dismissed the case against Al-Sharif and Marzook based upon the plaintiffs' inability to effect proper service.

The Court issued its summary judgment rulings on November 10, 2004, finding HLF, IAP/AMS and Mr. Salah liable to the Boims as a matter of law, and finding that the question of QLI's liability, and the question of damages should go to a jury. The case was tried to a jury beginning December 1, 2004, and the jury returned its verdict on December 8, 2004, finding QLI liable to the Boims and awarding total damages in the amount of \$52 million. As mandated by the statute, the Court trebled the award and entered judgment against defendants HLF, IAP/AMS, QLI and Salah in the amount of \$156 million.

Because of the nature of the Boims' injury and claim, all of the liable defendants are jointly and severally liable for that award; this is so whether the judgment against the defendants is the result of a default, based on rulings on summary judgment, or the result of the jury's verdict. See *In re Uranium Trust Litigation*, 617 F.2d 1248, 1257 (7th Cir. 1980); *Northington v. Marin*, 102 F.3d 1564, 1570 (10th Cir. 1996). Accordingly, the judgment is amended to include the defaulting defendants AMELP and UASR. Simultaneously herewith, the Court is issuing a Report and Recommendation to District Judge George W. Lindberg that defendant Amjad Hinawi also be held liable for the entire damage award.