

**UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF COLUMBIA**

JAMES S. VINE, 306 Garfield Avenue No. 1, South
Pasadena, California, 91030,)

)
DONNA VINE, 3825 Cartwright Street, Pasadena,)
California, 91030,)

)
FELIPE AND CONCEPCIÓN ALAYÓN, 9912)
Genie Drive, El Paso, Texas, 79924,)

)
JOHN ALEXANDER, P.O. Box 298, Depew,)
Oklahoma, 74028,)

)
ALFRED E., KERRY E.N., AND SHAWN K.N.)
ALLEN, 105 Lavender Court, Radcliff, Kentucky,)
40160,)

)
FRANCIA MANCERA AND GERALD W.)
ANDRE, 1410 S. Thomas Avenue, Yuma, Arizona,)
85364-4119,)

)
MICHAEL ANTONELLI, 6201 West Olive, No.)
2254, Glendale, Arizona, 85302,)

Civ. Action No. 1:01CV02674 (TPJ)

)
MAE, ALLEN AND TANIA ANTONELLI, 16630)
North 43rd Avenue, No. 283, Glendale, Arizona,)
85306,)

)
MICHAEL C., MARY A. AND TIMOTHY P.)
BENDER, 6 Placid Woods Court, Carney,)
Maryland, 21234,)

)
KEITH SHANE BODIFORD, 501 Stephens Mill)
Dr., North Augusta, South Carolina, 29860,)

)
HEIDI BRILL-EDWARDS, on her own behalf and)
as Executrix of the Estate of Harry Brill-Edwards,)
1100 Arcadian Way, Fort Lee, New Jersey, 07024,)

)
BETTY JEAN BRYANT, P.O. Box 93, Vernon,)
Florida, 32462,)

)
ROBERT FREDERICK, DERIN, JOSEPH)

MARLEE AND SARAH NILE CAMERON, 2017)
Skyline Drive, Latrobe, Pennsylvania, 15650,)
)
MICHAEL CAPPS, 184 Heatherton Drive,)
Ruckersville, Virginia, 22968,)
)
JAMES E. AND SHIRLEY R. CARROLL, 2711)
Hunters Crossing, Augusta, Georgia, 30507,)
)
JOHN F. AND MARGRIET C. CHARLTON, SR.,)
AND JOHN F. CHARLTON, JR., 11 Mulberry)
Lane, Arden, North Carolina, 28704,)
)
IRENE CHARLTON-HAUPT, 101 Cold Springs)
Road, Greenville, South Carolina, 29607,)
)
LUKE T. CONVERSE, 350 Killgore Street,)
Oceanside, California, 92054,)
)
WILLIAM T. AND SHERRY DEATON, 2144)
Stone Hollow Court, Marietta, Georgia, 30062,)
)
JOAN CAROLE DONAHUE MARK, 158 Pequot)
Avenue, Mystic, Connecticut, 06355,)
)
DON J. DORAN, TR Oil Services-Clariant, 1260)
Kern, Taft, California, 93268,)
)
COURTNEY DOWNS, 8178 Avenida Navidad, San)
Diego, California 92122,)
)
HUNTER AND NATASHA DOWNS, 2809A Fall)
Creek Road, Spicewood, Texas, 78669,)
)
GLORIA, PHILLIP AND TODD EDWARDS, 3672)
Sun Street, Somerton, Arizona, 85350,)
)
THOMAS EWALD, 218 East 65th Street,)
Apartment 2C, New York, New York, 10021,)
)
CATHERINE FRONABARGER, 6610 Netties)
Lane, Unit A, Alexandria, Virginia, 22315,)
)
JERRY AND ROSEMARY FRONABARGER,)
1921 Manor Grove Rd., Annapolis, Maryland,)
21401,)

3633,)
)
DANIEL K. HUDSON, 6597 Shemiran Street, La)
Verne, California, 91750,)
)
GEORGE AND SUSAN K. JACQUITH, Saudi)
Aramco, P.O. Box 11508, Dhahran 31311, Saudia)
Arabia)
)
JASON JARRETT, 2625 St. Rd. 590, Unit 1124,)
Clearwater, Florida, 33759,)
)
EDWARD S. AND NANCY B. JOHNSON, 29A)
Chapel Hill Estates, St. Louis, Missouri, 63131-)
1315,)
)
HELEN S. AND TOMMY JUSTUS, 1947 Sawyer)
Way, Elko, Nevada, 89801,)
)
ORMON M. KEATHLEY, DynCorp F/A-18)
Kuwait, 6500 West Freeway, Fort Worth, Texas,)
76116-2167,)
)
CHARLES P. KEEGAN, 3908 Quail Lane North,)
Chattanooga, Tennessee, 37415,)
)
STEPHEN D. KELLY, 8271 Parkhill Circle,)
Lenexa, Kansas, 66215,)
)
J. CRAWFORD KERR, as Executor of the Estate of)
Lloyd L. Culbertson, 6070 Gateway East, Suite 102,)
El Paso, Texas, 79905,)
)
JANETE KOMATSUZAKI, 8125 E. Stetson Road,)
Parker, Colorado, 80134,)
)
PHILIP AND HSU LEE LIU, 9000 W. Wilderness)
Way, Apt. 30, Shreveport, Louisiana, 71106,)
)
CARLEEN LYNN AND VERGIL EUGENE)
LORD, 704 Crestview Drive, Madison, Alabama,)
35758,)
)
LESLIE LOVAS, 1601 West MacArthur Boulevard)
33D, Santa Ana, California, 92704,)
)

LEONARD McCANN, JR., 1700 N. 13th Loop
Road, #105, Shelton, Washington, 98584,

BRUCE A. and HUI C. McKINNON, 7402
Gillingham Row, Alexandria, Virginia, 22315,

ANTONIO A., ELEANOR R. AND MARIA A.
MIRELES, 1647 Eagles Landing Boulevard, No. 8,
Tallahassee, Florida, 32308,

ELLEN, JOHN AND NATHAN MOONEYHAM,
37 Skylake, Sautee Nacoochee, Georgia, 30571,

SYLAJA MURIKIPUDI, 6825 Pineberry Ridge,
Franklin, Wisconsin, 53132,

JOSEPH MURPHY, P.O. Box 5481, Fort Walton
Beach, Florida, 32549,

SRAVAN NARAYAN, 7932 Turncrest Drive,
Potomac, Maryland, 20854,

SRINIKI NARAYAN, 725 22nd Avenue, San
Francisco, California, 94121,

VERNON R. NORED, 5568 Joyceann Drive,
Dayton, Ohio, 45415,

MIRIAM, EMMANUEL, JOSHUA, AND
STEPHEN PRABHAKAR, 302 Lake Street,
Huntington, Indiana, 46750,

ANTHONY RAYMOND, 975 Myrtle Street, San
Jose, California, 95126,

RAYMOND ROBERTSON AND VIVIANNE M.
ROBERTSON neé CLEMENTS, Via F. P. Da
Cherso, 12, Rome, Italy, 00143,

B. GEORGE, DEBORAH B. AND G. PRESTON
SALOOM, 6016 S. Lake Placid Place, Salt Lake
City, Utah, 84121-1366,

JEFFREY ALAN SANISLO, 6795 Windward Hills
Drive, Brecksville, Ohio, 44141,

MARY M. SANISLO, 210 Lakevue Drive,
Cranberry Township, Pennsylvania, 16066,
CHONG AND DWAYNE SCHMIDT, 11951 Susan
Drive, Granada Hills, California, 91344,
JULIE C. SCHULTZ, 6301 Ardsley Square, Apt.
302F, Virginia Beach, Virginia, 23464,
MARILYN J. SCHULTZ, 4185 Oak Street, Eugene,
Oregon, 97405,
WILLIAM L. SCHULTZ, 2750 Nehalem Street
South, Salem, Oregon, 97306-9587,
ROBERT SCOTT SHERRILL, P.O. Box 1561,
Meridian, Mississippi, 39302,
OSAMA AND JONI SHOULFI, 18620 Shadow
Ridge Drive, Dallas, Texas, 75287,
EMIL, DOROTHEA AND CATHERINE
SKODEN, 4529 Davenport Street, NW,
Washington, District of Columbia, 20016,
HRISTAKI AND JEANETTE H. SOFOKIDIS,
2327 Eagle Park Lane, Arlington, Texas, 76011,
KATHLEEN B. AND WILLIAM L. STEPHENS,
5608 Artesian Drive, Rockville, Maryland, 20855,
BLANCA V., GRANDALL S. AND GREGORY S.
TAYLOR, P.O. Box 521, Jupiter, Florida, 33468,
JOHN E. THOMPSON, 8125 E. Stetson Road,
Parker, Colorado, 80134,
PETER TIMKO, 8221 Garland Avenue, T-4,
Takoma Park, Maryland, 20912,
RANDALL N. TRINH, 8115 E. Carnation Way,
Anaheim Hills, California, 92808,
JENNIFER LYNN AND JOHN T. ULERY, 1425
Worthington Ridge Blvd., Columbus, OH, 43085,

LOURENS AND MONTEREY L. VAN
ENGELLEN, 1031 Alder Avenue, Lewiston, Idaho,
83501-5413,

LAURENS AND RANDE VELLEKOOP, 2200
Flag Avenue South, St. Louis Park, Minnesota,
55426,

MICHAEL VILLARREAL, 409 Dixie Dr.,
Enterprise, Alabama, 36330,

MARK T. WARD, 771 Park Avenue, Belford, New
Jersey, 07718,

EDWARD J. AND MICHELLE MARY WERNER,
1922 Oxley Road, Baltimore, Maryland, 21222, and

CHARLES F. AND MARY F. WICKWIRE, P.O.
Box 843, Denham Springs, Louisiana, 70727-0843,

on behalf of themselves and all others similarly
situated,

Plaintiffs,

v.

REPUBLIC OF IRAQ and SADDAM HUSSEIN in
his official capacity as President of the Republic of
Iraq, c/o Ministry of Foreign Affairs, Baghdad,
Republic of Iraq.

Defendants.

CLASS ACTION COMPLAINT FOR DAMAGES

Plaintiffs James S. Vine, Donna Vine, Felipe Alayón, Concepción E. Alayón, John Alexander, Alfred E. Allen, Kerry E. N. Allen, Shawn K. N. Allen, Francia Mancera Andre, Gerald W. Andre, Michael Antonelli, Mae Antonelli, Allen Antonelli, Tania Antonelli, Michael C. Bender, Mary A. Bender, Timothy P. Bender, Keith Shane Bodiford, Heidi Brill-Edwards, on her own behalf and as Executrix of the Estate of Harry Brill-Edwards, Betty Jean Bryant, Robert Frederick Cameron, Derin Cameron, Joseph Marlee Cameron, Sarah Nile Cameron, Michael Capps, James E. Carroll, Shirley R. Carroll, John F. Charlton, Sr., Margriet C. Charlton, John F. Charlton, Jr., Irene Charlton-Haupt, Luke T. Converse, William T. Deaton, Sherry Deaton, Joan Carole Donahue Mark, Don J. Doran, Courtney Downs, Hunter Downs, Natasha Downs, Gloria M. Edwards, Philip L. Edwards, Todd Edwards, Thomas Ewald, Catherine Fronabarger, Jerry Fronabarger, Rosemary Fronabarger, Sharon Fronabarger, Elkin A. Garcia, John O'Neil Gerald, Jr., John Thomas Gordon, Kasi Goundon, Charles P. Hall, Marie J. P. Hall, ElMiloudi Hamid, Robin Hamid, Myron Verlin Hanson, Jr., Hugh M. Hardaway, Lillian M. Hardaway, Patricia Heller, Mark J. Herzberg, Bobby D. Higgins, Odessa Higgins, Charles Hodde, John Hogan, Roberta Hogan, Gloria Jean Hubbard, Lorin Hubbard, Daniel K. Hudson, George Jacquith, Susan K. Jacquith, Jason Jarrett, Edward S. Johnson, Nancy B. Johnson, Helen S. Justus, Tommy Justus, Ormon M. Keathley, Charles P. Keegan, Stephen D. Kelly, J. Crawford Kerr, as Executor of the Estate of Lloyd L. Culbertson, Janete Komatsuzaki, Philip Liu, Hsu Lee Liu, Carleen Lynn Lord, Vergil Eugene Lord, Leslie Lovas, Leonard McCann, Jr., Bruce A. McKinnon, Hui C. McKinnon, Antonio A. Mireles, Eleanor R. Mireles, Maria A. Mireles, Ellen Mooneyham, John Mooneyham, Nathan Mooneyham, Sylaja Murikipudi, Joseph Murphy, Sravan Narayan, Srinika Narayan, Vernon R. Nored, Miriam Prabhakar, Emmanuel Prabhakar, Joshua Prabhakar, Stephen

Prabhakar, Anthony Raymond, Raymond Robertson, Vivienne M. Robertson neé Clements, B. George Saloom, Deborah B. Saloom, G. Preston Saloom, Jeffrey Alan Sanislo, Mary M. Sanislo, Chong Schmidt, Dwayne Schmidt, Julie C. Schultz, Marilyn J. Schultz, William L. Schultz, Robert Scott Sherrill, Osama Shoufi, Joni Shoufi, Emil Skoden, Dorothea Skoden, Catherine Skoden, Hristaki Sofokidis, Jeanette H. Sofokidis, Kathleen B. Stephens, William L. Stephens, Blanca V. Taylor, Grandall S. Taylor, Gregory S. Taylor, John E. Thompson, Peter Timko, Randall N. Trinh, Jennifer Lynn Ulery, John T. Ulery, Lourens Van Engelen, Monterey L. Van Engelen, Laurens Vellekoop, Rande Vellekoop, Michael Villarreal, Mark T. Ward, Edward J. Werner, Jr., Michele Mary Werner, Charles F. Wickwire, and Mary F. Wickwire on behalf of themselves and all others similarly situated, by their undersigned attorneys, as and for their complaint, allege as follows:

PRELIMINARY STATEMENT

1. This is a complaint for damages arising out of the Defendants' illegal taking of American hostages during the 1990 Iraqi invasion of Kuwait. The Defendants' illegal seizure and detention of American citizens in the State of Kuwait ("Kuwait") and the Republic of Iraq ("Iraq") constitutes a violation of Article 1 of the International Convention Against the Taking of Hostages, December 17, 1979, T.I.A.S. No. 11,081, and the Foreign Sovereign Immunities Act ("FSIA"), 28 U.S.C. §1605 (note).

2. On August 2, 1990, Iraq invaded Kuwait. Immediately thereafter, the President of Iraq, Saddam Hussein ("Saddam"), issued a directive forbidding all foreign nationals, including more than 2,000 American citizens, from leaving either of those countries. About two weeks after the invasion, Saddam ordered all American citizens to report to hotels in Kuwait City and Baghdad. Throughout August 1990, Iraqi security forces rounded up American citizens and

transported them to strategic military sites where they served as “human shields” to prevent a U.S. attack. At the end of August, Saddam issued an order authorizing the departure of all American women and children from Kuwait and Iraq. At the same time, Saddam announced that he would release all of the male American hostages used as human shields in exchange for a U.S. promise not to attack.

3. During the period between September 1, 1990 and December 1990, Saddam intermittently permitted the release of small groups of male hostages. The hostage situation came to an end in the second week of December 1990 when, after more than four months of captivity, Saddam finally ordered the release of the American hostages who still remained in Kuwait and Iraq at that time.

4. During the weeks and months of their detention, the American hostages were subjected to conditions of confinement and treatment that were harsh, cruel, degrading and often terrorizing. They all lived in constant fear for their lives and suffered from fatigue, depression, severe anxiety and stress, and the loss of the companionship of their loved ones.

5. This civil action seeks money damages against the Defendants for hostage taking, false imprisonment, loss of consortium, loss of liberty, physical injury, severe emotional distress, and punitive damages for the gross violations of human rights inflicted on American citizens taken hostage in Iraq and Kuwait by the Iraqi regime following its invasion of Kuwait.

JURISDICTION AND VENUE

6. Jurisdiction is conferred on this Court by 28 U.S.C. § 1331, as a civil action arising under the Constitution, laws, or treaties of the United States, and by 28 U.S.C. § 1330 as a claim for relief with respect to a foreign state not entitled to immunity under § 1605-1607 of that title, including, in particular, 28 U.S.C. § 1605(a)(7), which exempts a foreign state from

immunity in any case in which money damages are sought against such state for personal injury or death that was caused by an act of hostage taking. Pursuant to 28 U.S.C. § 1605(a)(7)(B)(i), Plaintiffs are affording Defendants a reasonable opportunity to arbitrate the present claims of plaintiffs who were detained in Iraq (as well as the derivative claims of their spouses) in accordance with accepted international rules of arbitration. A copy of the correspondence affording Defendants this opportunity is attached hereto.

7. Venue is properly in this district pursuant to 28 U.S.C. §1391(f)(4) because Defendants are a foreign state as defined in 28 U.S.C. § 1603(a).

NAMED PLAINTIFFS

8. Plaintiff James S. Vine is a U.S. citizen who permanently resides in the state of California. In August 1990, while residing in Kuwait, he was taken hostage by Iraq and continued to be held hostage by Iraq until his release on or about December 9, 1990.

9. Plaintiff Donna Vine is a U.S. citizen who permanently resides in the state of California. Mrs. Vine was, during the entire period of his detention in Kuwait and Iraq, the wife of James S. Vine.

10. Plaintiff Felipe Alayón is a U.S. Citizen who permanently resides in the state of Texas. In August 1990, while residing in Kuwait, he was taken hostage and continued to be held hostage by Iraq until his release on or about December 9, 1990.

11. Plaintiff Concepción E. Alayón is a U.S. citizen who permanently resides in the state of Texas. Mrs. Alayón is, and was during the entire period of his detention in Kuwait and Iraq, the wife of Felipe Alayón.

12. Plaintiff John Alexander is a U.S. Citizen who permanently resides in the state of Oklahoma. In August 1990, while residing in Kuwait, he was taken hostage and continued to be held hostage by Iraq until his release on or about December 7, 1990.

13. Plaintiff Alfred E. Allen is a U.S. Citizen who permanently resides in the state of Kentucky. In August 1990, while residing in Kuwait, he was taken hostage and continued to be held hostage by Iraq until his release on or about December 10, 1990.

14. Plaintiff Kerry E. N. Allen is a U.S. Citizen who permanently resides in the state of Kentucky. In August 1990, while residing in Kuwait, she was taken hostage and continued to be held hostage by Iraq until her release on or about August 26, 1990. Mrs. Allen is, and was during the entire period of his detention in Kuwait and Iraq, the wife of Alfred E. Allen.

15. Plaintiff Shawn K. N. Allen is a U.S. Citizen who permanently resides in the state of Kentucky. In August 1990, while residing in Kuwait, he was taken hostage and continued to be held hostage by Iraq until his release on or about August 26, 1990.

16. Plaintiff Francia Mancera Andre is a U.S. Citizen who permanently resides in the state of Arizona. In August 1990, while residing in Kuwait, she was taken hostage and continued to be held hostage by Iraq until her escape on or about August 15, 1990.

17. Plaintiff Gerald W. Andre is a U.S. Citizen who permanently resides in the state of Arizona. In August 1990, while residing in Kuwait, he was taken hostage and continued to be held hostage by Iraq until his release on or about December 10, 1990.

18. Plaintiff Michael Antonelli is a U.S. citizen who permanently resides in the state of Arizona. In August 1990, while residing in Kuwait, he was taken hostage by Iraq and continued to be held hostage by Iraq until his release on or about September 16, 1990.

19. Plaintiff Mae Antonelli is a U.S. citizen who permanently resides in the state of Arizona. In August 1990, while residing in Kuwait, she was taken hostage by Iraq and continued to be held hostage by Iraq until her release on or about September 9, 1990. Mrs. Antonelli was, during the entire period of his detention in Kuwait, the wife of Michael Antonelli.

20. Plaintiff Allen Antonelli is a U.S. citizen who permanently resides in the state of Arizona. In August 1990, while residing in Kuwait, he was taken hostage by Iraq and continued to be held hostage by Iraq until his release on or about September 9, 1990.

21. Plaintiff Tania Antonelli is a U.S. citizen who permanently resides in the state of Arizona. In August 1990, while residing in Kuwait, she was taken hostage by Iraq and continued to be held hostage by Iraq until her release on or about September 9, 1990.

22. Plaintiff Michael C. Bender is a U.S. citizen who permanently resides in the state of Maryland. In August 1990, while residing in Kuwait, he was taken hostage by Iraq and continued to be held hostage by Iraq until his release on or about December 10, 1990.

23. Plaintiff Mary A. Bender is a U.S. citizen who permanently resides in the state of Maryland. In August 1990, while residing in Kuwait, she was taken hostage by Iraq and continued to be held hostage by Iraq until her release on or about August 26, 1990. Mrs. Bender is, and was during the entire period of his detention in Kuwait and Iraq, the wife of Michael C. Bender.

24. Plaintiff Timothy P. Bender is a U.S. citizen who permanently resides in the state of Maryland. In August 1990, while residing in Kuwait, he was taken hostage by Iraq and continued to be held hostage by Iraq until his release on or about August 26, 1990.

25. Plaintiff Keith Shane Bodiford is a U.S. Citizen who permanently resides in the state of South Carolina. In August 1990, while residing in Kuwait, he was taken hostage and continued to be held hostage by Iraq until his release on or about December 9, 1990.

26. Plaintiff Heidi Brill-Edwards is a U.S. Citizen who permanently resides in the state of New Jersey. She is also the Executrix of the Estate of Harry-Brill Edwards. Mr. Brill-Edwards was, until his death, a U.S. citizen who resided in the state of New Jersey. In August 1990, while residing in Kuwait, he was taken hostage by Iraq and continued to be held hostage by Iraq until his release on or about December 1, 1990. Mrs. Brill-Edwards was, during the entire period of his detention in Kuwait and Iraq, the wife of Harry Brill-Edwards. Mrs. Brill-Edwards brings this action, in part, pursuant to the applicable survival statute.

27. Plaintiff Betty Jean Bryant is a U.S. Citizen who permanently resides in the state of Florida. Ms. Bryant was, during the entire period of his detention in Kuwait and Iraq, the wife of Ormon M. Keathley.

28. Plaintiff Robert Frederick Cameron is a U.S. citizen who permanently resides in the commonwealth of Pennsylvania. In August 1990, while residing in Kuwait, he was taken hostage by Iraq and continued to be held hostage by Iraq until his release on or about December 10, 1990.

29. Plaintiff Derin Cameron is a U.S. citizen who permanently resides in the commonwealth of Pennsylvania. Mrs. Cameron is, and was during the entire period of his detention in Kuwait, the wife of Robert Frederick Cameron.

30. Plaintiff Joseph Marlee Cameron is a U.S. citizen who permanently resides in the commonwealth of Pennsylvania. In August 1990, while residing in Kuwait, he was taken

hostage by Iraq and continued to be held hostage by Iraq until his escape on or about August 18, 1990.

31. Plaintiff Sarah Nile Cameron is a U.S. citizen who permanently resides in the commonwealth of Pennsylvania. In August 1990, while residing in Kuwait, she was taken hostage by Iraq and continued to be held hostage by Iraq until her escape on or about August 18, 1990.

32. Plaintiff Michael Capps is a U.S. Citizen who permanently resides in the commonwealth of Virginia. In August 1990, while residing in Kuwait, he was taken hostage and continued to be held hostage by Iraq until his release on or about October 23, 1990.

33. Plaintiff James E. Carroll is a U.S. Citizen who permanently resides in the state of Georgia. In August 1990, while residing in Kuwait, he was taken hostage and continued to be held hostage by Iraq until his release on or about December 9, 1990.

34. Plaintiff Shirley R. Carroll is a U.S. Citizen who permanently resides in the state of Georgia. Mrs. Carroll is, and was during the entire period of his detention in Kuwait and Iraq, the wife of James E. Carroll.

35. Plaintiff John F. Charlton, Sr. is a U.S. Citizen who permanently resides in the state of North Carolina. In August 1990, while residing in Kuwait, he was taken hostage and continued to be held hostage by Iraq until his release on or about December 9, 1990.

36. Plaintiff Margriet C. Charlton is a U.S. Citizen who permanently resides in the state of North Carolina. In August 1990, while residing in Kuwait, she was taken hostage and continued to be held hostage by Iraq until her release on or about August 26, 1990. Mrs. Charlton is, and was during the entire period of his detention in Iraq and Kuwait, the wife of John F. Charlton, Sr.

37. Plaintiff John F. Charlton, Jr. is a U.S. Citizen who permanently resides in the state of North Carolina. In August 1990, while residing in Kuwait, he was taken hostage and continued to be held hostage by Iraq until his release on or about October 23, 1990.

38. Plaintiff Irene Charlton-Haupt is a U.S. Citizen who permanently resides in the state of South Carolina. In August 1990, while residing in Kuwait, she was taken hostage and continued to be held hostage by Iraq until her release on or about August 26, 1990.

39. Plaintiff Luke T. Converse is a U.S. Citizen who permanently resides in the state of California. In August 1990, while residing in Kuwait, he was taken hostage and continued to be held hostage by Iraq until his release on or about December 10, 1990.

40. Plaintiff William T. Deaton is a U.S. Citizen who permanently resides in the state of Georgia. In August 1990, while visiting Kuwait, he was taken hostage and continued to be held hostage by Iraq until his release on or about December 9, 1990.

41. Plaintiff Sherry Deaton is a U.S. Citizen who permanently resides in the state of Georgia. Mrs. Deaton is, and was during the entire period of his detention in Kuwait and Iraq, the wife of William T. Deaton.

42. Plaintiff Joan Donahue Mark is a U.S. Citizen who permanently resides in the state of Connecticut. In August 1990, while residing in Kuwait, she was taken hostage and continued to be held hostage by Iraq until her release on or about September 2, 1990.

43. Plaintiff Don J. Doran is a U.S. Citizen who permanently resides in the state of California. In August 1990, while residing in Kuwait, he was taken hostage and continued to be held hostage by Iraq until his release on or about December 9, 1990.

44. Plaintiff Courtney Downs is a U.S. Citizen who permanently resides in the state of California. In August 1990, while residing in Kuwait, she was taken hostage and continued to be held hostage by Iraq until her escape on or about August 12, 1990.

45. Plaintiff Hunter Downs is a U.S. Citizen who permanently resides in the state of Texas. In August 1990, while residing in Kuwait, he was taken hostage and continued to be held hostage by Iraq until his release on or about October 25, 1990.

46. Plaintiff Natasha Downs is a U.S. Citizen who permanently resides in the state of Texas. In August 1990, while residing in Kuwait, she was taken hostage and continued to be held hostage by Iraq until her release on or about August 26, 1990. Mrs. Downs is, and was during the entire period of his detention in Kuwait and Iraq, the wife of Hunter Downs.

47. Plaintiff Gloria M. Edwards is a U.S. Citizen who permanently resides in the state of Arizona. In August 1990, while residing in Kuwait, she was taken hostage and continued to be held hostage by Iraq until her escape on or about August 15, 1990.

48. Plaintiff Philip L. Edwards is a U.S. Citizen who permanently resides in the state of Arizona. In August 1990, while residing in Kuwait, he was taken hostage and continued to be held hostage by Iraq until his escape on or about August 15, 1990.

49. Plaintiff Todd Edwards is a U.S. Citizen who permanently resides in the state of Arizona. In August 1990, while residing in Kuwait, he was taken hostage and continued to be held hostage by Iraq until his escape on or about August 15, 1990.

50. Plaintiff Thomas Ewald is a U.S. Citizen who permanently resides in the state of New York. In August 1990, while residing in Kuwait, he was taken hostage and continued to be held hostage by Iraq until his release on or about September 13, 1990.

51. Plaintiff Catherine Fronabarger is a U.S. Citizen who permanently resides in the commonwealth of Virginia. In August 1990, while residing in Kuwait, she was taken hostage and continued to be held hostage by Iraq until her escape on or about August 12, 1990.

52. Plaintiff Jerry Fronabarger is a U.S. Citizen who permanently resides in the commonwealth of Virginia. In August 1990, while residing in Kuwait, he was taken hostage and continued to be held hostage by Iraq until his escape on or about August 12, 1990.

53. Plaintiff Rosemary Fronabarger is a U.S. Citizen who permanently resides in the commonwealth of Virginia. In August 1990, while residing in Kuwait, she was taken hostage and continued to be held hostage by Iraq until her escape on or about August 12, 1990.

54. Plaintiff Sharon Fronabarger is a U.S. Citizen who permanently resides in the state of New Jersey. In August 1990, while residing in Kuwait, she was taken hostage and continued to be held hostage by Iraq until her escape on or about August 12, 1990.

55. Plaintiff Elkin A. Garcia is a U.S. Citizen who permanently resides in the state of Florida. In August 1990, while residing in Kuwait, he was taken hostage and continued to be held hostage by Iraq until his release on or about December 16, 1990.

56. Plaintiff John O'Neil Gerald, Jr. is a U.S. citizen who permanently resides in London, England. In August 1990, while visiting Kuwait, he was taken hostage by Iraq and continued to be held hostage by Iraq until his release on or about December 9, 1990.

57. Plaintiff John Thomas Gordon is a U.S. citizen who permanently resides in the state of Michigan. In August 1990, while residing in Kuwait, he was taken hostage by Iraq and continued to be held hostage by Iraq until his release in December 1990.

58. Plaintiff Kasi Goundon is a U.S. Citizen who permanently resides in the state of Michigan. In August 1990, while residing in Kuwait, he was taken hostage and continued to be held hostage by Iraq until his release on or about August 28, 1990.

59. Plaintiff Charles P. Hall is a U.S. Citizen who permanently resides in the state of West Virginia. In August 1990, while residing in Kuwait, he was taken hostage and continued to be held hostage by Iraq until his release on or about December 7, 1990.

60. Plaintiff Marie J. P. Hall is a U.S. Citizen who permanently resides in the state of West Virginia. Mrs. Hall is, and was during the entire period of his detention in Kuwait and Iraq, the wife of Charles P. Hall.

61. Plaintiff ELMiloudi Hamid is a U.S. citizen who permanently resides in the state of Tennessee. In August 1990, while visiting Kuwait, he was taken hostage by Iraq and continued to be held hostage by Iraq until his release on or about December 11, 1990.

62. Plaintiff Robin Hamid is a U.S. citizen who permanently resides in the state of Tennessee. Mrs. Hamid is, and was during the entire period of his detention in Kuwait and Iraq, the wife of ELMiloudi Hamid.

63. Plaintiff Myron Verlin Hanson, Jr. is a U.S. Citizen who permanently resides in the state of Wisconsin. In August 1990, while residing in Kuwait, he was taken hostage and continued to be held hostage by Iraq until his release on or about December 9, 1990.

64. Plaintiff Hugh M. Hardaway is a U.S. Citizen who permanently resides in the state of North Carolina. In August 1990, while residing in Kuwait, he was taken hostage and continued to be held hostage by Iraq until his release on or about December 7, 1990.

65. Plaintiff Lillian M. Hardaway is a U.S. citizen who permanently resides in the state of North Carolina. Mrs. Hardaway is, and was during the entire period of his detention in Kuwait and Iraq, the wife of Hugh Hardaway.

66. Plaintiff Patricia Heller is a U.S. Citizen who permanently resides in the state of Utah. In August 1990, while residing in Kuwait, she was taken hostage and continued to be held hostage by Iraq until her release on or about September 2, 1990.

67. Plaintiff Mark J. Herzberg is a U.S. Citizen who permanently resides in Jerusalem, Israel. In August 1990, while residing in Kuwait, he was taken hostage and continued to be held hostage by Iraq until his release on or about December 9, 1990.

68. Plaintiff Bobby D. Higgins is a U.S. Citizen who permanently resides in the state of Texas. In August 1990, while residing in Kuwait, he was taken hostage and continued to be held hostage by Iraq until his release in mid September 1990.

69. Plaintiff Odessa Higgins is a U.S. Citizen who permanently resides in the state of Texas. In August 1990, while residing in Kuwait, she was taken hostage and continued to be held hostage by Iraq until her release in mid September 1990.

70. Plaintiff Charles Hodde is a U.S. citizen who permanently resides in the state of Indiana. In August 1990, while residing in Kuwait, he was taken hostage by Iraq and continued to be held hostage by Iraq until his release on or about December 9, 1990.

71. Plaintiff John Hogan is a U.S. Citizen who permanently resides in the state of California. In August 1990, while residing in Kuwait, he was taken hostage and continued to be held hostage by Iraq until his release on or about December 10, 1990.

72. Plaintiff Roberta Hogan is a U.S. Citizen who permanently resides in the state of California. In August 1990, while residing in Kuwait, she was taken hostage and continued to be

held hostage by Iraq until her release on or about September 9, 1990. Mrs. Hogan is, and was during the entire period of his detention in Kuwait and Iraq, the wife of John Hogan.

73. Plaintiff Gloria Jean Hubbard is a U.S. Citizen who permanently resides in the state of California. In August 1990, while residing in Kuwait, she was taken hostage and continued to be held hostage by Iraq until her release on or about December 9, 1990.

74. Plaintiff Lorin Hubbard is a U.S. Citizen who permanently resides in the state of California. In August 1990, while residing in Kuwait, he was taken hostage and continued to be held hostage by Iraq until his release on or about September 1, 1990. Mrs. Hubbard is, and was during the entire period of his detention in Kuwait and Iraq, the wife of Gene Hubbard.

75. Plaintiff Daniel K. Hudson is a U.S. Citizen who permanently resides in the state of California. In August 1990, while residing in Kuwait, he was taken hostage and continued to be held hostage by Iraq until his release on or about December 9, 1990.

76. Plaintiff George Jacquith is a U.S. Citizen who permanently resides in Dhahran, Saudi Arabia. In August 1990, while residing in Kuwait, he was taken hostage and continued to be held hostage by Iraq until his release on or about December 10, 1990.

77. Plaintiff Susan K. Jacquith is a U.S. citizen who permanently resides in Dhahran, Saudi Arabia. Mrs. Jacquith is, and was during the entire period of his detention in Kuwait and Iraq, the wife of George Jacquith.

78. Plaintiff Jason Jarrett is a U.S. Citizen who permanently resides in the state of Florida. In August 1990, while residing in Kuwait, he was taken hostage and continued to be held hostage by Iraq until his release on or about December 9, 1990.

79. Plaintiff Edward S. Johnson is a U.S. Citizen who permanently resides in the state of Missouri. In August 1990, while residing in Kuwait, he was taken hostage and continued to be held hostage by Iraq until his release on or about September 2, 1990.

80. Plaintiff Nancy B. Johnson is a U.S. citizen who permanently resides in the state of Missouri. Mrs. Johnson is, and was during the entire period of his detention in Kuwait and Iraq, the wife of Edward S. Johnson.

81. Plaintiff Helen S. Justus is a U.S. Citizen who permanently resides in the state of Nevada. In August 1990, while residing in Kuwait, she was taken hostage and continued to be held hostage by Iraq until her release on or about September 7, 1990. Mrs. Justice is, and was during the entire period of his detention in Kuwait and Iraq, the wife of Tommy Justice.

82. Plaintiff Tommy Justus is a U.S. Citizen who permanently resides in the state of Nevada. In August 1990, while residing in Kuwait, he was taken hostage and continued to be held hostage by Iraq until his release on or about December 9, 1990.

83. Plaintiff Ormon M. Keathley is a U.S. citizen who permanently resides in the state of Texas. In August 1990, while residing in Kuwait, he was taken hostage by Iraq and continued to be held hostage by Iraq until his release on or about December 10, 1990.

84. Plaintiff Charles P. Keegan is a U.S. citizen who permanently resides in the state of Tennessee. In August 1990, while residing in Kuwait, he was taken hostage by Iraq and continued to be held hostage by Iraq until his release on or about December 8, 1990.

85. Plaintiff Stephen D. Kelly is a U.S. Citizen who permanently resides in the state of Kansas. In August 1990, while residing in Kuwait, he was taken hostage and continued to be held hostage by Iraq until his release on or about December 9, 1990.

86. Plaintiff J. Crawford Kerr is the Executor of the Estate of Lloyd L. Culbertson. Mr. Culbertson was, until his death, a U.S. citizen who resided in the state of Texas. In August 1990, while residing in Kuwait, he was taken hostage by Iraq and continued to be held hostage by Iraq until his release on or about September 1, 1990. Mr. Kerr brings this action, in part, pursuant to the applicable survival statute.

87. Plaintiff Janete Komatsuzaki is a U.S. Citizen who permanently resides in the state of Colorado. In August 1990, while residing in Kuwait, she was taken hostage and continued to be held hostage by Iraq until her release on or about August 22, 1990. Ms. Komatsuzaki is, and was during the entire period of his detention in Kuwait and Iraq, the wife of John Thompson.

89. Plaintiff Philip Liu is a U.S. Citizen who permanently resides in the state of Louisiana. In August 1990, while residing in Kuwait, he was taken hostage and continued to be held hostage by Iraq until his release in mid December 1990.

90. Plaintiff Hsu Lee Liu is a U.S. Citizen who permanently resides in the state of Louisiana. Mrs. Liu is, and was during the entire period of his detention in Kuwait and Iraq, the wife of Philip Liu.

91. Plaintiff Carleen Lynn Lord is a U.S. Citizen who permanently resides in the state of Alabama. In August 1990, while residing in Kuwait, she was taken hostage and continued to be held hostage by Iraq until her release on or about August 26, 1990. Mrs. Lord is, and was during the entire period of his detention in Kuwait and Iraq, the wife of Vergil Eugene Lord.

92. Plaintiff Vergil Eugene Lord is a U.S. Citizen who permanently resides in the state of Alabama. In August 1990, while residing in Kuwait, he was taken hostage and continued to be held hostage by Iraq until his release on or about December 9, 1990.

93. Plaintiff Leslie Lovas is a U.S. Citizen who permanently resides in the state of California. Mrs. Lovas is, and was during the entire period of his detention in Kuwait and Iraq, the wife of Gene Lovas, who, in August 1990, was taken hostage and continued to be held hostage by Iraq until his release on or about December 9, 1990.

95. Plaintiff Leonard McCann, Jr. is a U.S. Citizen who permanently resides in the state of Washington. In August 1990, while residing in Kuwait, he was taken hostage and continued to be held hostage by Iraq until his release on or about September 2, 1990.

96. Plaintiff Bruce A. McKinnon is a U.S. Citizen who permanently resides in the commonwealth of Virginia. In August 1990, while residing in Kuwait, he was taken hostage and continued to be held hostage by Iraq until his release in mid December 1990.

97. Plaintiff Hui C. McKinnon is a U.S. Citizen who permanently resides in the commonwealth of Virginia. Mrs. McKinnon is, and was during the entire period of his detention in Kuwait and Iraq, the wife of Bruce A. McKinnon.

99. Plaintiff Antonio A. Mireles is a U.S. citizen who permanently resides in the state of Florida. In August 1990, while residing in Kuwait, he was taken hostage by Iraq and continued to be held hostage by Iraq until his release on or about December 9, 1990.

100. Plaintiff Eleanor R. Mireles is a U.S. citizen who permanently resides in the state of Florida. In August 1990, while residing in Kuwait, she was taken hostage by Iraq and continued to be held hostage by Iraq until her release on or about September 12, 1990. Mrs. Mireles is, and was during the entire period of his detention in Kuwait, the wife of Antonio Mireles.

101. Plaintiff Maria A. Mireles is a U.S. citizen who permanently resides in the state of Florida. In August 1990, while residing in Kuwait, she was taken hostage by Iraq and continued to be held hostage by Iraq until her release on or about August 26, 1990.

102. Plaintiff Ellen Mooneyham is a U.S. Citizen who permanently resides in the state of Georgia. In August 1990, while residing in Kuwait, she was taken hostage by Iraq and continued to be held hostage by Iraq until her release on or about August 26, 1990. Mrs. Mooneyham is, and was during the entire period of his detention in Kuwait and Iraq, the wife of John Mooneyham.

103. Plaintiff John Mooneyham is a U.S. Citizen who permanently resides in the state of Georgia. In August 1990, while residing in Kuwait, he was taken hostage by Iraq and continued to be held hostage by Iraq until his release on or about December 9, 1990.

104. Plaintiff Nathan Mooneyham is a U.S. Citizen who permanently resides in the state of Georgia. In August 1990, while residing in Kuwait, he was taken hostage by Iraq and continued to be held hostage by Iraq until his release on or about August 26, 1990.

105. Plaintiff Sylaja Murikipudi is a U.S. Citizen who permanently resides in the state of Wisconsin. In August 1990, when her plane made a scheduled stopover in Kuwait City, she was taken hostage by Iraq and continued to be held hostage by Iraq until her escape on or about September 1, 1990.

106. Plaintiff Joseph Murphy is a U.S. Citizen who permanently resides in the state of Florida. In August 1990, while residing in Kuwait, he was taken hostage and continued to be held hostage by Iraq until his release on or about December 9, 1990.

107. Plaintiff Sravan Narayan is a U.S. Citizen who permanently resides in the state of Maryland. In August 1990, when his plane made a scheduled stopover in Kuwait City, he was

taken hostage by Iraq and continued to be held hostage by Iraq until his release on or about August 26, 1990.

108. Plaintiff Sriniki Narayan is a U.S. Citizen who permanently resides in the state of California. In August 1990, when her plane made a scheduled stopover in Kuwait City, she was taken hostage by Iraq and continued to be held hostage by Iraq until her release on or about August 26, 1990.

109. Plaintiff Vernon R. Nored Murphy is a U.S. Citizen who permanently resides in the state of Ohio. In August 1990, while residing in Kuwait, he was taken hostage and continued to be held hostage by Iraq until his release on or about December 10, 1990.

110. Plaintiff Miriam Prabhakar is a U.S. citizen who permanently resides in the state of Indiana. In August 1990, when her plane made a scheduled stopover in Kuwait City, she was taken hostage by Iraq and continued to be held hostage by Iraq until her escape on August 23, 1990.

111. Plaintiff Emmanuel Prabhakar is a U.S. citizen who permanently resides in the state of Indiana. In August 1990, when his plane made a scheduled stopover in Kuwait City, he was taken hostage by Iraq and continued to be held hostage by Iraq until his escape on August 23, 1990.

112. Plaintiff Joshua Prabhakar is a U.S. citizen who permanently resides in the state of Indiana. In August 1990, when his plane made a scheduled stopover in Kuwait City, he was taken hostage by Iraq and continued to be held hostage by Iraq until his escape on August 23, 1990.

113. Plaintiff Stephen Prabhakar is a U.S. citizen who permanently resides in the state of Indiana. In August 1990, when his plane made a scheduled stopover in Kuwait City, he was

taken hostage by Iraq and continued to be held hostage by Iraq until his escape on August 23, 1990.

114. Plaintiff Anthony Raymond is a U.S. citizen who permanently resides in the state of California. In August 1990, while residing in Kuwait, he was taken hostage and continued to be held hostage by Iraq until his releases on or about December 9, 1990.

115. Plaintiff Raymond Robertson is a U.S. Citizen who permanently resides in Rome, Italy. In August 1990, while residing in Kuwait, he was taken hostage and continued to be held hostage by Iraq until his release on or about December 10, 1990.

116. Plaintiff Vivienne M. Robertson neé Clements is a U.S. Citizen who permanently resides in Rome, Italy. Mrs. Robertson neé Clements is, and was during the entire period of his detention in Kuwait and Iraq, the wife of Raymond Robertson.

117. Plaintiff B. George Saloom is a U.S. citizen who permanently resides in the state of Utah. In August 1990, when his plane made a scheduled stopover in Kuwait City, he was taken hostage by Iraq and continued to be held hostage by Iraq until his release on or about December 7, 1990.

118. Plaintiff Deborah B. Saloom is a U.S. citizen who permanently resides in the state of Utah. In August 1990, when her plane made a scheduled stopover in Kuwait City, she was taken hostage by Iraq and continued to be held hostage by Iraq until her release on or about September 2, 1990.

119. Plaintiff G. Preston Saloom is a U.S. citizen who permanently resides in the state of Utah. In August 1990, when his plane made a scheduled stopover in Kuwait City, he was taken hostage by Iraq and continued to be held hostage by Iraq until his release on or about September 2, 1990.

120. Plaintiff Jeffrey Alan Sanislo is a U.S. citizen who permanently resides in the state of Ohio. In August 1990, while residing in Kuwait, he was taken hostage by Iraq and continued to be held hostage by Iraq until his release on or about December 9, 1990.

121. Plaintiff Mary M. Sanislo is a U.S. citizen who permanently resides in the commonwealth of Pennsylvania. Mrs. Sanislo was, during the entire period of his detention in Kuwait and Iraq, the wife of Jeffrey Alan Sanislo.

122. Plaintiff Chong Schmidt is a U.S. Citizen who permanently resides in the state of California. In August 1990, while residing in Kuwait, she was taken hostage and continued to be held hostage by Iraq until her release on or about December 10, 1990.

123. Plaintiff Dwayne Schmidt is a U.S. Citizen who permanently resides in the state of California. In August 1990, while residing in Kuwait, he was taken hostage and continued to be held hostage by Iraq until his release on or about December 10, 1990.

124. Plaintiff Julie C. Schultz is a U.S. Citizen who permanently resides in the commonwealth of Virginia. In August 1990, while residing in Kuwait, she was taken hostage and continued to be held hostage by Iraq until her release on or about August 26, 1990.

125. Plaintiff Marilyn J. Schultz is a U.S. Citizen who permanently resides in the state of Oregon. In August 1990, while residing in Kuwait, she was taken hostage and continued to be held hostage by Iraq until her release on or about August 26, 1990. Mrs. Schultz was, during the entire period of his detention in Kuwait and Iraq, the wife of William L. Schultz.

126. Plaintiff William L. Schultz is a U.S. Citizen who permanently resides in the state of Oregon. In August 1990, while residing in Kuwait, he was taken hostage and continued to be held hostage by Iraq until his release on or about December 11, 1990.

127. Plaintiff Robert Scott Sherrill is a U.S. Citizen who permanently resides in the state of Mississippi. In August of 1990, while residing in Kuwait, he was taken hostage and continued to be held hostage by Iraq until his release on or about December 10, 1990.

128. Plaintiff Osama Shoufi is a U.S. citizen who permanently resides in the state of Texas. In August 1990, while residing in Kuwait, he was taken hostage by Iraq and continued to be held hostage by Iraq until his release on or about August 26, 1990.

129. Plaintiff Joni Shoufi is a U.S. citizen who permanently resides in the state of Texas. Joni Shoufi is, and was during the entire period of his detention in Iraq, the wife of Osama Shoufi.

130. Plaintiff Emil Skoden is a U.S. citizen who permanently resides in the District of Columbia. In August 1990, while residing in Kuwait, he was taken hostage by Iraq and continued to be held hostage by Iraq until his release in December 1990.

131. Plaintiff Dorothea Skoden is a U.S. citizen who permanently resides in the District of Columbia. In August 1990, while residing in Kuwait, she was taken hostage by Iraq and continued to be held hostage by Iraq until her release in late August 1990. Dorothea Skoden is, and was during the entire period of his detention in Iraq, the wife of Emil Skoden.

132. Plaintiff Catherine Skoden is a U.S. citizen who permanently resides in the District of Columbia. In August 1990, while residing in Kuwait, she was taken hostage by Iraq and continued to be held hostage by Iraq until her release in late August 1990.

133. Plaintiff Hristaki Sofokidis is a U.S. Citizen who permanently resides in the state of Texas. In August 1990, while residing in Kuwait, he was taken hostage and continued to be held hostage by Iraq until his release on or about December 9, 1990.

134. Plaintiff Jeanette H. Sofokidis is a U.S. Citizen who permanently resides in the state of Texas. In August 1990, while residing in Kuwait, she was taken hostage and continued to be held hostage by Iraq until her release on or about August 26, 1990. Mrs. Sofokidis is, and was during the entire period of his detention in Kuwait and Iraq, the wife of Hristaki Sofokidis.

135. Plaintiff Kathleen B. Stephens is a U.S. Citizen who permanently resides in the state of Maryland. In August 1990, while residing in Kuwait, she was taken hostage and continued to be held hostage by Iraq until her release on or about August 26, 1990. Mrs. Stephens is, and was during the entire period of his detention in Kuwait and Iraq, the wife of William L. Stephens.

136. Plaintiff William L. Stephens is a U.S. Citizen who permanently resides in the state of Maryland. In August 1990, while residing in Kuwait, he was take hostage and continued to be held hostage by Iraq until his release on or about December 9, 1990.

137. Plaintiff Blanca V. Taylor is a U.S. Citizen who permanently resides in the state of Florida. In August 1990, while residing in Kuwait, she was taken hostage and continued to be held hostage by Iraq until her release on or about September 16, 1990. Mrs. Taylor is, and was during the entire period of his detention in Kuwait and Iraq, the wife of Grandall S. Taylor.

138. Plaintiff Grandall S. Taylor is a U.S. Citizen who permanently resides in the state of Florida. In August 1990, while residing in Kuwait, he was taken hostage and continued to be held hostage by Iraq until his release on or about December 16, 1990.

139. Plaintiff Gregory S. Taylor is a U.S. Citizen who permanently resides in the state of Florida. In August 1990, while residing in Kuwait, he was taken hostage and continued to be held hostage until his release on or about September 16, 1990.

140. Plaintiff John E. Thompson is a U.S. Citizen who permanently resides in the state of Colorado. In August 1990, while residing in Kuwait, he was taken hostage and continued to be held hostage by Iraq until his release on or about October 23, 1990.

141. Plaintiff Peter Timko is a U.S. Citizen who permanently resides in the state of Maryland. In August 1990, while residing in Kuwait, he was taken hostage and continued to be held hostage by Iraq until his release on or about October 23, 1990.

142. Plaintiff Randall N. Trinh is a U.S. Citizen who permanently resides in the state of California. In August 1990, while residing in Kuwait, he was taken hostage and continued to be held hostage by Iraq until his release on or about December 9, 1990.

143. Plaintiff Jennifer Lynn Ulery is a U.S. Citizen who permanently resides in the state of Ohio. In August 1990, while residing in Kuwait, she was taken hostage and continued to be held hostage by Iraq until her release on or about August 26, 1990.

144. Plaintiff John T. Ulery is a U.S. Citizen who permanently resides in the state of Ohio. In August 1990, while residing in Kuwait, he was taken hostage and continued to be held hostage by Iraq until his release on or about December 9, 1990.

145. Plaintiff Lourens Van Engelen is a U.S. Citizen who permanently resides in the state of Idaho. In August 1990, while residing in Kuwait, he was taken hostage and continued to be held hostage by Iraq until his release on or about December 10, 1990.

146. Plaintiff Monterey L. Van Engelen is a U.S. Citizen who permanently resides in the state of Idaho. In August 1990, while residing in Kuwait, she was taken hostage and continued to be held hostage by Iraq until her release on or about September 2, 1990. Mrs. Van Engelen is, and was during the entire period of his detention in Kuwait and Iraq, the wife of Lourens Van Engelen.

147. Plaintiff Laurens Vellekoop is a U.S. Citizen who permanently resides in the state of Minnesota. In August 1990, while residing in Kuwait, he was taken hostage and continued to be held hostage by Iraq until his release on or about December 9, 1990.

148. Plaintiff Rande Vellekoop is a U.S. citizen who permanently resides in the state of Minnesota. In August 1990, while residing in Kuwait, she was taken hostage by Iraq and continued to be held hostage by Iraq until her release on or about August 26, 1990. Mrs. Vellekoop is, and was during the entire period of his detention in Kuwait and Iraq, the wife of Laurens Vellekoop.

149. Plaintiff Michael Villarreal is a U.S. Citizen who permanently resides in the state of Alabama. In August 1990, while residing in Kuwait, he was taken hostage and continued to be held hostage by Iraq until his release on or about December 9, 1990.

150. Plaintiff Mark T. Ward is a U.S. Citizen who permanently resides in the state of New Jersey. In August 1990, while residing in Kuwait, he was taken hostage and continued to be held hostage by Iraq until his release on or about October 25, 1990.

151. Plaintiff Edward J. Werner, Jr. is a U.S. Citizen who permanently resides in the state of Maryland. In August 1990, while residing in Kuwait, he was taken hostage and continued to be held hostage by Iraq until his release on or about December 10, 1990.

152. Plaintiff Michele Mary Werner is a U.S. Citizen who permanently resides in the state of Maryland. Mrs. Werner is, and was during the entire period of his detention in Kuwait and Iraq, the wife of Edward J. Werner, Jr.

153. Plaintiff Charles F. Wickwire is a U.S. Citizen who permanently resides in the state of Louisiana. In August 1990, while residing in Kuwait, he was taken hostage and continued to be held hostage by Iraq until his release on or about December 12, 1990.

154. Plaintiff Mary F. Wickwire is a U.S. Citizen who permanently resides in the state of Louisiana. In August 1990, while residing in Kuwait, she was taken hostage and continued to be held hostage by Iraq until her release on or about September 4, 1990. Mrs. Wickwire is, and was during the entire period of his detention in Kuwait and Iraq, the wife of Charles F. Wickwire.

DEFENDANTS

155. Defendant the Republic of Iraq is a foreign state as defined in 28 U.S.C. §1603 and was responsible for ordering the unlawful seizure and detention of U.S. citizens in Kuwait and Iraq from August 2, 1990 until mid-December 1990.

156. Defendant Saddam Hussein, President of Iraq (“Saddam”), is a foreign state as defined in 28 U.S.C. §1603 and was responsible for ordering the unlawful seizure and detention of U.S. citizens in Kuwait and Iraq from August 2, 1990 until mid-December 1990. Defendant Saddam is sued in his official capacity.

STATEMENT OF FACTS

157. On August 2, 1990, Iraqi armed forces invaded Kuwait, expelled the existing Kuwaiti government, and seized control of the country. More than 2,000 American citizens located in Iraq and Kuwait were trapped in the invasion.

158. Immediately after the invasion, Saddam issued a directive preventing American citizens and thousands of other foreign nationals from leaving either of the countries. In both countries, American citizens were denied access to their passports, refused exit visas, and precluded from leaving by roadblocks that were set up throughout Baghdad and Kuwait City.

159. In mid-August, 1990, Saddam ordered all American citizens in Kuwait and Iraq to assemble in local hotels. Those who followed that order and scores of others who came into the

custody of Iraqi authorities were forcibly relocated to strategic sites in Kuwait and Iraq, where they were used as “human shields” to prevent an allied aerial bombardment. At the U.S. Embassy in Kuwait, Iraqi security forces took up positions around the compound and cut off water, electricity and telephone service. U.S. citizens located at the Embassy were not permitted to leave.

160. On August 19, 1990, almost three weeks after the Iraqi invasion of Kuwait, U.S. President George Bush declared that all Americans detained in Kuwait and Iraq were, in fact, “hostages” because they were being used by Saddam as leverage to prevent the United States and its allies from attacking Iraq and liberating Kuwait. President Bush demanded that Saddam release all American citizens in Kuwait and Iraq and warned that the Iraqi government would be responsible for their “safety and well being.” On September 12, 1990, as a result of the illegal seizure and detention of American citizens in Kuwait and Iraq, the U.S. State Department formally designated Iraq a “terrorist state” pursuant to 50 U.S.C App. § 2405(j).

161. In late August, Saddam issued an order authorizing the release of hundreds of American women and children from Kuwait and Iraq. The order also authorized the release of several American male hostages with serious medical conditions. In conjunction with his release of women and children, Saddam promised to free all American male hostages being used as human shields in exchange for a U.S. promise not to attack Iraq. The United States refused to accept Saddam’s terms and demanded the release of all American citizens in Kuwait and Iraq.

162. At the same time that Saddam was authorizing the release of some hostages, Iraqi security forces were continuing to round up others and to transport them to strategic sites where they were used as human shields. For instance, within one month of the invasion of Kuwait, approximately 37 of the plaintiffs named herein were seized at gunpoint and taken by force to

strategic sites where they were used as human shields. By November 1990, according to U.S. Secretary of State James Baker, over 100 American citizens were being held hostage as human shields at strategic sites across Iraq. Hostages used as human shields were confined under extremely harsh conditions, were subjected to cruel, degrading and terrorizing treatment, and lived in a state of constant uncertainty and fear for their lives. Their spouses endured a similar state of uncertainty, fear and emotional distress as a result of the situation of their loved ones who were trapped in Iraq and Kuwait.

163. In addition to those hostages that were relocated to strategic sites, many American citizens, including approximately 58 of the plaintiffs named herein, were trapped under harsh conditions in various diplomatic properties in Kuwait and Iraq, where they had sought safe haven from Iraqi military forces. Many other American citizens spent most of their time in detention hiding in private residences and “safehouses” in both Iraq and Kuwait, including approximately 32 of the plaintiffs named herein, where they lived under harsh conditions and in constant fear of being discovered by Iraqi security forces, who they believed would either have them executed or forcibly relocated to strategic sites.

164. During the months of September, October and November 1990, Saddam issued a series of orders authorizing the release of small groups of American citizens for medical and other “humanitarian” reasons. The hostage crisis finally came to an end in mid-December 1990, when, after more than four months in captivity, Saddam ordered the release of the last group of approximately 400 American hostages who were liberated from their holding facilities in Iraq and Kuwait, transported to airports, given their passports and exit visas, and flown out of the country.

CLASS ACTION ALLEGATIONS

165. The named individual “plaintiff hostages” bring this action pursuant to Fed. R. Civ. P. 23(a) and (b)(3) on behalf of themselves and all other persons similarly situated in the following presently ascertainable class or classes: All American citizens (other than those who filed or were subsequently joined in *Hill v. Republic of Iraq*, Civ. Action No. 1:99CV03346 (TPJ)) who were physically present in Iraq and Kuwait at any time between August 2, 1990 through December 1990 and who, during that period, were taken hostage by Defendants. On information and belief, this group contains approximately 2,000 members.

166. The named individual “plaintiff spouses” bring this action pursuant to Fed. R. Civ. P. 23(a) and (b)(3) on behalf of themselves and all other persons similarly situated in the following presently ascertainable class or classes: All persons (other than those who filed or were subsequently joined in *Hill v. Republic of Iraq*, Civ. Action No. 1:99CV03346 (TPJ)) who were married to American citizens who were taken hostage by Defendants during the period between August 2, 1990 through December 1990. On information and belief, this group contains approximately 600 members.

167. The questions of fact and law common to each of the plaintiff class members include: (1) whether, as a result of directives of Defendants, the plaintiff hostages were seized or detained in Iraq at any time during the period between August 2 through December 1990; (2) whether the reason and purpose for which Defendants did seize or detain the plaintiff hostages was to compel the United States and other foreign states to abstain from launching an armed attack upon Iraq; (3) whether the conduct of Defendants in seizing or detaining the plaintiff hostages constitutes an act of hostage-taking within the meaning of section 1605 of the

Foreign Sovereign Immunities Act; and (4) whether the conduct of Defendants in seizing or detaining the plaintiff hostages gives rise to a cause of action for false imprisonment.

168. The plaintiff classes warrant class action treatment because: the classes are sufficiently numerous; Defendants acted on grounds generally applicable to the members of the classes in that they detained every member of the plaintiff hostage class between August 2, 1990 and mid-December 1990 in order to compel the United States to refrain from launching an armed attack on Iraq; the named plaintiffs are adequate representatives of their class because they were subject to the same unlawful conduct of Defendants as were all other members of the class and their interests are not in any way antagonistic to those of the other class members; the named plaintiffs have every incentive to pursue this action to a successful conclusion and they are represented by competent legal counsel; the claims of the named plaintiffs are typical of the claims of the members of the class; and the factual and legal questions that are common to the class predominate over any individual questions that might exist.

FIRST CAUSE OF ACTION

(Hostage-Taking)

169. Plaintiffs repeat, allege and incorporate paragraphs 1 through 168 above as if fully set forth herein.

170. Commencing on August 2, 1990, Defendants intentionally and willfully did seize or detain the plaintiff hostages and did continue to detain the plaintiff hostages for varying periods of time up to and through December 1990.

171. The reason and purpose for which Defendants did seize or detain the plaintiff hostages was to compel the United States and other foreign states to abstain from launching an

armed attack upon Iraq as an explicit or implicit condition for the release of the plaintiff hostages.

172. By reason of Defendants' acts in seizing or detaining the plaintiff hostages and in otherwise making hostages of them and subjecting them to physical and emotional maltreatment, the plaintiff hostages have suffered damages including, but not limited to, loss of liberty, severe emotional distress, bodily injury, loss of income and other economic injuries, and loss of consortium.

SECOND CAUSE OF ACTION

(False Imprisonment)

173. Plaintiffs repeat, allege and incorporate paragraphs 1 through 172 above as if fully set forth herein.

174. Commencing on August 2, 1990, Defendants willfully and intentionally did engage in conduct the purpose and result of which was to confine and detain the plaintiff hostages within certain fixed boundaries and without legal justification. Defendants continued to so confine and detain the plaintiff hostages for varying periods of time up to and through December 1990.

175. During the time in which they were detained and confined as a result of conduct of Defendants, the plaintiff hostages were fully conscious and aware of such confinement and detention.

176. By reason of Defendants acts in confining or detaining the plaintiffs hostages, the plaintiff hostages have suffered damages including, but not limited to, loss of liberty, severe emotional distress, bodily injury, loss of income and other economic injuries, loss of solatium and loss of consortium.

THIRD CAUSE OF ACTION

(Loss of Consortium and Solatium)

177. Plaintiffs repeat, allege and incorporate paragraphs 1 through 176 above as if fully set forth herein.

178. The plaintiff spouses of the plaintiff hostages were married to the plaintiff hostages during the period of their seizure and detention in Kuwait and Iraq commencing on August 2, 1990 and continuing through December 1990.

179. By reason of Defendants' acts in taking hostage and falsely imprisoning the plaintiff hostages commencing on August 2, 1990 and continuing through December 1990, Defendants are liable to the plaintiff spouses and the minor children of plaintiff spouses for loss of consortium and/or loss of solatium.

180. By reason of Defendants' acts in taking hostage and falsely imprisoning plaintiff hostages commencing on August 2, 1990 and continuing through December 1990, plaintiff spouses suffered damages including, but not limited to, severe emotional distress, bodily injury, loss of income and material services, and absence of conjugal fellowship.

RELIEF REQUESTED

WHEREFORE, Plaintiffs and the members of the classes they represent pray that this Court:

- (1) Accept jurisdiction over this action;
- (2) Certify the Plaintiff classes;
- (3) Enter judgment in favor of Plaintiffs awarding compensatory damages in a total amount of two billion dollars (\$2,000,000,000) for the class as a whole, which shall include amounts ranging from a minimum of not less than one hundred thousand dollars (\$100,000) to

\$20 million dollars (\$20,000,000) for each member of the plaintiff classes, and additional sums in an amount to be determined at trial.

(4) Enter judgment in favor of Plaintiffs awarding punitive damages in the total amount of three billion dollars (\$3,000,000,000), and additional sums in an amount to be determined at trial.

(5) Award Plaintiffs' costs and expenses in this action.

(6) Grant such other and further relief as justice requires.

Respectfully submitted,

Daniel Wolf
D.C. Bar No. 429697
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Washington, D.C. 20009
(202) 265-8010

Attorney for Plaintiffs

Dated: March 7, 2002

