

IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF TENNESSEE
AT CHATTANOOGA

IN THE MATTER OF THE SEARCH OF:
1145 TAMARACK TRAIL
EAST RIDGE, TENNESSEE 37412

Case No. 1:23-mj- 156

**AFFIDAVIT IN SUPPORT OF AN
APPLICATION UNDER RULE 41 FOR A
WARRANT TO SEARCH AND SEIZE**

I, Robert A. Cannon, being first duly sworn, hereby depose and state as follows:

INTRODUCTION AND AGENT BACKGROUND

1. I make this affidavit in support of an application under Rule 41 of the Federal Rules of Criminal Procedure for a search warrant authorizing the search of the real property located at 1145 Tamarack Trail, East Ridge, Tennessee 37412, hereinafter the "PREMISES," described fully and with particularity in Attachment A, and the search and seizure of items described in Attachment B.

2. I am a Special Agent (SA) with the United States Department of Homeland Security, Immigration and Customs Enforcement, Homeland Security Investigations (HSI), and have been employed as such since May 2018. I am currently assigned to the Office of the Resident Agent in Charge in Chattanooga, Tennessee. I have completed the Federal Law Enforcement Training Center Criminal Investigator Training Program and the HSI Special Agent Training Program. Prior to becoming an HSI SA, I was employed as a Police Officer with the Memphis Police Department in Memphis, Tennessee, from July 2007 until May 2018. In 2015, I received a Bachelor of Arts in Criminology and Criminal Justice from University of Memphis. As an HSI SA, I am authorized to investigate violations of the laws of the United States and have

the authority to execute warrants issued under the authority of the United States. I have received specialized training and conducted numerous, long-term investigations regarding a variety of criminal allegations, such as, but not limited to, possession, distribution and smuggling of narcotics; human smuggling and human trafficking; weapon smuggling and weapon trafficking; possession, distribution, and production of child pornography; money laundering; bulk cash smuggling; manufacturing and possession of explosive devices; and other related offenses.

3. I am a law enforcement officer as that term is defined by Title 18, United States Code, Section 2510(7), and empowered by law to conduct investigations and to make arrests with or without warrants for offenses made in my presence or when I have reasonable grounds to believe the person has committed or is committing a felony against the United States. I am also authorized under the United States code to carry firearms and make seizures of property as provided by law.

4. My supervisor is HSI Supervisory Special Agent (SSA) Arturo Napolitano. In addition to his fulltime employment with HSI, SSA Napolitano is a Lieutenant Colonel in the United States Army Reserve. He began his military career as an active-duty army officer in 2003 upon graduating Fordham University in Bronx, New York. Following graduation, he was commissioned as a 2nd Lieutenant in the Army Corps of Engineers and assigned to the 10th Mountain Division (LI) in Fort Drum, New York. He left the active-duty army in May 2007 but continued his military service in the Army National Guard and the Army Reserve, where he currently serves.

5. Between August 2005 and July 2006, SSA Napolitano was deployed to Baghdad, Iraq, where he served as a sapper platoon leader and sapper company executive officer for Alpha Company, 1st Brigade Special Troops Battalion, 1st Brigade Combat Team, 10th Mountain Division (LI). During his one-year tour in Iraq, SSA Napolitano led hundreds of combat

missions focused on locating and safely removing improvised explosive devices (IEDs) from the battlefield. These missions included leading route clearance patrols and escort and security patrols for explosive ordinance disposal teams while they destroyed and/or recovered IEDs from the battlefield. For his combat service, SSA Napolitano was awarded a bronze star medal, combat action badge, Iraq campaign medal (with two campaign stars), and overseas service ribbon. As a result of his combat service, SSA Napolitano was recognized by his battalion commander as the best platoon leader in the battalion and commended by numerous senior leaders, including the deputy commanding general of the 3rd Infantry Division.

6. As a soldier and federal law enforcement officer, SSA Napolitano has explained to me that he takes pride in his military and law enforcement service. During his eighteen years of military service and twelve years as a law enforcement officer, SSA Napolitano has accumulated numerous mementos including medals, commendations, a collection of old and current uniforms, plaques, photographs (digital and print), coins, thank-you letters, service records, and other items and memorabilia that are linked to his military and law enforcement service. SSA Napolitano knows that his fellow servicemembers and law enforcement colleagues often collect similar reminders or keepsakes. Therefore, I am aware it is common for persons who have had military and/or law enforcement service to obtain, collect, and maintain comparable items.

7. From my training, experience, and consultation with other law enforcement officers, I know that subjects have been able to exploit the lawful immigration, asylum, and naturalization processes of the United States to become naturalized United States citizens under fictitious or assumed identities.

8. From my training, experience, and consultation with other law enforcement officers, I know that subjects who create or assume identities often procure and maintain identity

documents to legitimize their created or assumed alias. In the twenty-first century, such identity documents are necessary to maintain an assumed identity and to continue to live under a created or an assumed alias.

9. During my law enforcement career, I estimate conservatively that I have executed over thirty residential search warrants in various roles including entry team leader, entry team member, scene supervisor, case agent, search team member, and evidence custodian/handler. Based upon this experience and my training and consultation with other law enforcement officers, I know it is common to find identity documents belonging to the occupants of a residence during the execution of a court authorized residential search warrant.

10. The facts in this affidavit come from my personal observations, my training and experience, and information obtained from other agents, law enforcement support personnel, and witnesses. This affidavit is intended to show merely that there is sufficient probable cause for the requested warrant and does not set forth all my knowledge about this matter.

11. Based upon the facts set forth herein, I submit there is probable cause to believe that Sead MILJKOVIĆ, also known as Sead DUKIC, committed violations of Title 18, United States Code, Section 1542, false statement in application and attempted use of passport, and the PREMISES contains evidence, fruits, and/or instrumentalities of the offenses, as described in Attachment B.

RELEVANT LAW

12. 18 U.S.C. § 1542 provides in pertinent part:

Whoever willfully and knowingly makes any false statement in an application for passport with intent to induce or secure the issuance of a passport under the authority of the United States, either for his own use or the use of another, contrary to the laws regulating the issuance of passports or the rules prescribed pursuant to such laws; or

Whoever willfully and knowingly uses or attempts to use, or furnishes to another for use any passport the issue of which was secured in any way by reason of any false statement—

PROBABLE CAUSE

Investigation Background

13. On February 9, 2022, HSI Chattanooga received information from HSI's Human Rights Violators and War Crimes Unit pertaining to naturalized United States citizen Sead DUKIC (hereinafter referred to as "DUKIC," DOB: November ■, 1971; POB: Velika Kladuša, BiH; Alien Registration Number A028 213 321).¹ The accompanying documentation indicated DUKIC was likely an assumed identity for Sead MILJKOVIĆ (hereinafter referred to as "MILJKOVIĆ," DOB: May ■, 1972; POB: Velika Kladuša, BiH; Alien Registration Numbers A71 727 450 & A75 158 142).

14. Additionally, HSI Chattanooga received a copy of an INTERPOL Red Notice (Control number A-7386/12-2011) indicating that authorities in Bosnia and Herzegovina (BiH) are looking for MILJKOVIĆ in connection with allegations he committed war crimes during the Bosnian War.

15. In furtherance of the investigation, SSA Napolitano reviewed the Alien Files ("A-Files") for MILJKOVIĆ and discovered that, in July 1996, MILJKOVIĆ applied to enter the United States as an immigrant and received an Alien Registration Number ("A-Number"). In the application, MILJKOVIĆ disclosed that he had served in the military in BiH and was deployed to the front lines. He was interviewed by United States authorities in Ljubljana, Slovenia, and he provided a sworn statement. On November 4, 1996, MILJKOVIĆ's application was denied because he did not meet the burden of proof to show eligibility for entry into the United States.

¹ Due to the nature of the allegations presented herein, the target's redacted date of birth and other identifiers are necessary to distinguish between his real and assumed identities.

16. In April 1997, MILJKOVIĆ again applied for immigration benefits and was assigned a new A-Number. In August 1998, MILJKOVIĆ's second immigration case was closed due to abandonment.

17. In July 1999, DUKIC applied to enter the United States and received an A-Number. In the application, DUKIC disclosed prior military service in BiH.

18. On September 10, 1999, DUKIC was approved for entry into the United States. He entered the United States on November 9, 1999.

19. The three A-Files related to MILJKOVIĆ and DUKIC contained relevant similarities. Notably, each of the A-Files has one or more photos attributed to the applicant. The photos in all three A-Files appear to be of the same person, showing arched eyebrows and prominent ears. The main differences in appearance can easily be attributed to age and weight gain.

20. On February 9, 2022, an HSI Chattanooga criminal analyst provided two images of MILJKOVIĆ and one image of DUKIC without any identifying information to the Tennessee Bureau of Investigation's Fusion Center and requested they identify matches, through facial recognition comparison, within the Tennessee driver's license database. Image one was from MILJKOVIĆ's 1996/1997 I-590 Registration for Classification as Refugee maintained by United States Citizenship and Immigration Services (USCIS); image two was provided by BiH as an attachment to the red notice for MILJKOVIĆ; and image three was from DUKIC's 2006 USCIS I-485 Application to Register Permanent Residence. The top matches for all three photographs were driver's license photographs associated with DUKIC. DUKIC's driver's license shows his address as 1145 Tamarack Trail, East Ridge, Tennessee, within the Eastern District of Tennessee.

21. On February 16, 2022, SSA Napolitano submitted three ten-print fingerprint cards for DUKIC and a copy of a BiH government identification card for MILJKOVIĆ, which contained a single right index fingerprint, to the HSI Forensic Laboratory for comparison. On that same day, an HSI senior fingerprint specialist provided a written report indicating the fingerprints submitted for examination belonged to the same person.

22. Based on the photograph and fingerprint matches, HSI determined DUKIC and MILJKOVIĆ to be the same person.

DUKIC's Passport Application(s)

23. On April 25, 2022, SSA Napolitano received from the United States Department of State certified copies of DUKIC's Application for a U.S. Passport (DS -11), signed and dated on April 27, 2007, and DUKIC's U.S. Passport Renewal Application (DS-82), signed and dated on April 22, 2017. During this investigation, SSA Napolitano has consulted with Diplomatic Security Service SSA Katherine Langston regarding DUKIC's passport applications. Based upon a review of the aforementioned documents and in consultation with SSA Langston, SSA Napolitano learned the following:

24. On or about April 27, 2007, a male identifying himself as DUKIC submitted a DS-11 Application for a U.S. Passport (#311363393) to the authorized Passport Acceptance Agent at the East Gate Station in Chattanooga, Tennessee, within the Eastern District of Tennessee. The male claiming to be DUKIC swore to and affirmed the passport acceptance agent that all the information on the DS-11 application was true and correct.

25. The male claiming to be DUKIC claimed on the passport application that he was a United States citizen born on November ■, 1971, in BiH. As proof of United States Citizenship, DUKIC submitted a Naturalization Certificate bearing serial number A028 213 321. As proof of identity, DUKIC submitted a Tennessee Driver's license bearing ID number

095383793 and the name Sead DUKIC. This information—including the date of birth and the Tennessee identification—was associated with the false personation of DUKIC and was fabricated.

26. The passport application had a question, found in box 20, requiring the applicant to list “what other names you have used? (Include Name Changes, Maiden Names, & Former Married Names).” The word “No” was written, indicating DUKIC’s affirmation that he had not used any other names.

27. Based on the information provided in the passport application as part of the application process, a United States Passport (#424023423) issued to the man claiming to be DUKIC on or about May 2, 2007.

28. On or about April 22, 2017, a person identifying himself as DUKIC submitted DS-82 (#282937723), U.S. Passport Renewal Application for Eligible Individuals, by mail to the National Passport Processing Center. The person claiming to be DUKIC declared under the penalty of perjury, by signing his name on the DS-82, that the statements made in the application were true and correct.

29. The person claiming to be DUKIC claimed on the passport renewal application that he was a United States Citizen born on November ■, 1971, in BiH. In support of the passport renewal application, DUKIC’s United States Passport (#424023423) was mailed into the National Passport Processing Center with the DS-82 along with a check drawn on a First Tennessee bank account held by DUKIC and Suzana Dukic, DUKIC’s wife, and listing 1145 Tamarack Drive, Chattanooga, Tennessee 37412, as the account’s address. Zip code 37412 is the zip code for East Ridge, Tennessee. As before, this information—including the date of birth and the original passport—was false.

30. The passport renewal application had a question, found in boxes 9A and 9B, requiring the applicant to “list all other names you have used (examples: Birth Name, Maiden, Previous Marriage, Legal Name Change, Attach additional pages if needed).” The person claiming to be DUKIC left that field empty, indicating he had not used any other names.

31. Based on the information provided in the passport application—false though it was—as part of the application process, a United States Passport (#572095213) issued to the person claiming to be DUKIC on or about May 21, 2017.

32. SSA Langston informed SSA Napolitano that all United States Passports are delivered to applicants by mail to the address listed in the Application for a U.S. Passport, or, if a renewal, to the address provided in the U.S. Passport Renewal Application for Eligible Individuals. The person claiming to be DUKIC listed 1145 Tamarack Trail, East Ridge, Tennessee, as his mailing address in the DS-11 (Application for a U.S. Passport) and DS-82 (U.S. Passport Renewal Application).

Information about the PREMISES and vehicles

33. During this investigation, HSI learned that the man claiming to be DUKIC is domiciled at the PREMISES where he has access to two vehicles. This knowledge is based upon, but not limited to, the following information:

34. A records check indicated DUKIC has a current Tennessee driver’s license bearing ID number 095383793, with a listed address of 1145 Tamarack Trail, East Ridge, Tennessee (the PREMISES). A 2001 Ford F350 bearing TN license plate number J311571 and VIN number 1FDWW36F21EA92279 is registered to DUKIC at the PREMISES.

35. On February 17, 2022, an HSI agent conducted drive-by surveillance of the PREMISES. The HSI agent observed two vehicles parked in the driveway of the residence. One

vehicle was registered to Suzana Dukic and the other to Sabina Dukic. DUKIC lists Suzana DUKIC as his wife and Sabina DUKIC as his daughter in his A-File.

36. On March 9, 2022, HSI Chattanooga, investigators from the Chattanooga Police Department, and a Customs and Border Protection Air and Marine Operations aviation unit, conducted surveillance on the PREMISES. During this surveillance, SSA Napolitano observed DUKIC at the residence along with females matching the description of Suzana Dukic and Sabina Dukic. SSA Napolitano further observed three vehicles at the PREMISES during the surveillance: the Ford F350, a Hyundai Santa Fe bearing Tennessee license plate number BDF7028, and a Ford Focus bearing Tennessee license plate number BDG8900. During this surveillance operation, DUKIC was observed driving the Hyundai Santa Fe bearing Tennessee license plate number BDF7028.

37. A records check indicated the Hyundai Santa Fe bearing Tennessee license plate number BDF7028 has a VIN number 5NMS23ADXKH076835 and is registered to Suzana DUKIC at the PREMISES. The Ford Focus bearing Tennessee license plate number BDG8900, has a VIN number 1FA6P0H75E5367595 and is registered to Sabina DUKIC at the PREMISES.

38. On April 13, 2022, a pole camera was deployed to observe the front of the PREMISES. The camera began recording on or about 9:31 a.m. on April 19, 2022. SSA Napolitano has periodically reviewed recordings of the pole camera and observed subjects matching the description of DUKIC and his wife Sabina Dukic frequent the residence.

39. On June 5, 2022, SSA Napolitano queried the Hamilton County Assessor of Property's website for addresses owned by DUKIC. Sead and Suzana DUKIC are listed as the owners of 1145 Tamarack Trail, Chattanooga, Tennessee, with a district of East Ridge. SSA Napolitano conducted additional open-source queries and learned that the same residence (1145

Tamarack Trail) is listed by different websites as being both in the city of Chattanooga and the city of East Ridge, within the Eastern District of Tennessee.

40. On June 5, 2023, HSI confirmed through visual surveillance and computer records checks that DUKIC still owns and resides at the PREMISES.

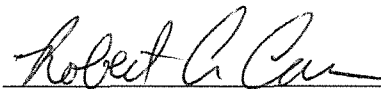
41. Based on my knowledge, training and experience as a Special Agent, as well as consultation with other law enforcement officers with similar backgrounds and experience, I am aware that individuals who have immigrated to the United States commonly retain documents and correspondences relating to their immigration status and applications, as well as other materials from their lives before coming to the United States and related to their immigration to the United States, which may reveal details about their real identity or inconsistencies about their immigration history. Specifically, individuals commonly retain immigration applications, filing receipts, photocopies of immigration applications/forms and supporting documentation as it relates to obtaining permanent residence in, and applying for citizenship in the United States, immigration to and from other countries, passports, visas, identity documents and foreign identification cards.

42. Similarly, I am aware that persons who are members, and former members, of military, police, and paramilitary organizations tend to retain nostalgic collections of paraphernalia and souvenirs relating to their service in military, police, and paramilitary forces. These collections may include, but are not limited to, such things as identification cards, documents, diaries, notebooks, media articles, open-source materials, records, certifications, photographs, personal video recordings, citations, pins, insignia, patches, trinkets, awards, medals, decorations, uniforms, clothing, equipment, or weapons. Based on my experience and common sense, such collections would be kept in a person's residence for safe keeping or display. These materials have significant sentimental or other value to the individual and/or their

family members. Similar documents and other items have been located pursuant to executed search warrants or consent searches in other law enforcement investigations. The materials may reveal details about the real identity of the man claiming to be DUKIC or inconsistencies about his immigration history.

43. Based on the facts set forth in this affidavit, there is probable cause to believe the PREMISES contains documents and other items for both the DUKIC and the MILJKOVIĆ identities and paperwork related to these identities as well as photographs or other evidence, including evidence of prior military service, that relates to the dual identities underlying the offenses of False Statement in Application and Use of Passport, in violation of Title 18, United States Code, Section 1542.

Respectfully submitted,



Robert A. Cannon
Special Agent
Homeland Security Investigations

Subscribed and sworn to before me this 6th day of
June 2023



Christopher H. Steger
United States Magistrate Judge

UNITED STATES DISTRICT COURT

for the

Eastern District of Tennessee

United States of America

v.

SEAD MILJKOVIĆ
also known as SEAD DUKIC

Case No.

1:23-mj- 155

Defendant(s)

CRIMINAL COMPLAINT

I, the complainant in this case, state that the following is true to the best of my knowledge and belief.

On or about the date(s) of April 2017 and June 2023 in the county of Hamilton in the
Eastern District of Tennessee, the defendant(s) violated:

Code Section

Offense Description

18 U.S.C. § 1542

false statement in application of passport (April 2017)

18 U.S.C. § 1542

false statement in attempted use of passport (June 2023)

This criminal complaint is based on these facts:

Please see attached Affidavit.

☒ Continued on the attached sheet.



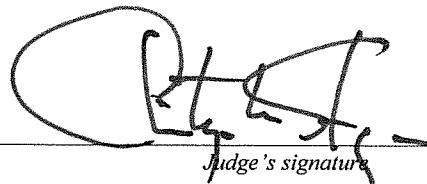
Complainant's signature

Robert A. Cannon, Special Agent

Printed name and title

Sworn to before me and signed in my presence.

Date: June 6, 2023



Judge's signature

City and state: Chattanooga, Tennessee

Christopher H. Steger, United States Mag. Judge

Printed name and title

AFFIDAVIT

I, Robert A. Cannon, being duly sworn, depose and state the following:

I. BACKGROUND

- 1) I am a Special Agent (SA) with the United States Department of Homeland Security, Immigration and Customs Enforcement, Homeland Security Investigations (HSI), and have been employed as such since May 2018. I am currently assigned to the Office of the Resident Agent in Charge in Chattanooga, Tennessee. I have completed the Federal Law Enforcement Training Center Criminal Investigator Training Program and the HSI Special Agent Training Program. Prior to becoming an HSI SA, I was employed as a Police Officer with the Memphis Police Department in Memphis, Tennessee, from July 2007 until May 2018. In 2015, I received a Bachelor of Arts in Criminology and Criminal Justice from University of Memphis. As an HSI SA, I am authorized to investigate violations of the laws of the United States and have the authority to execute warrants issued under the authority of the United States. I have received specialized training and conducted numerous, long-term investigations regarding a variety of criminal allegations, such as, but not limited to, possession, distribution and smuggling of narcotics, human smuggling and human trafficking, weapon smuggling and weapon trafficking, possession, distribution and production of child pornography, money laundering, bulk cash smuggling, manufacturing and possession of explosive devices, and other related offenses.

II. SUSPECT TO BE ARRESTED

- 2) This affidavit is provided in support of an application for an arrest warrant for the following individual:

Name: Sead Miljković
DOB: May ■, 1972
COB: Bosnia and Herzegovina

Alias: Sead DUKIC
Alias DOB: November ■, 1971¹
Alias COB: Bosnia and Herzegovina
Alias COC: United States

III. APPLICABLE STATUTES

- 3) I respectfully submit that probable cause exists that the subject identified above has committed offenses related to Title 18, United States Code, Section 1542, false statement in application for passport and false statement in attempted use of passport.

¹ Due to the nature of the allegation presented herein, the suspect's partially redacted date of birth is a necessary identifier.

IV. BASIS OF INVESTIGATION

- 4) On February 9, 2022, HSI received information that naturalized United States citizen Sead DUKIC (Alien Registration Number 028 213 321, hereinafter referred to as "DUKIC") was an assumed identity for Sead MILJKOVIĆ (Alien Registration Numbers 071 727 450 & 071 728 570, hereinafter referred to as "MILJKOVIĆ"). MILJKOVIĆ is the subject of an INTERPOL red notice requested by Bosnia and Herzegovina (BiH). HSI received documentation from international sources, BiH authorities, and a BiH non-government organization identifying MILJKOVIĆ as having committed criminal offenses in BiH.
- 5) On February 9, 2022, an HSI Chattanooga criminal analyst provided two images of MILJKOVIĆ and one image of DUKIC without any identifying information to the Tennessee Bureau of Investigation's Fusion Center and requested they identify matches, through facial recognition comparison, within the Tennessee driver's license database. Image one was from MILJKOVIĆ's 1996/1997 I-590 Registration for Classification as Refugee maintained by United States Citizenship and Immigration Services (USCIS); image two was provided by BiH as an attachment to the red notice for MILJKOVIĆ; and image three was from DUKIC's 2006 USCIS I-485 Application to Register Permanent Residence. The top matches for all three photographs were driver's license photographs associated with DUKIC. DUKIC's driver's license shows his address as 1145 Tamarack Trail, East Ridge, Tennessee, within the Eastern District of Tennessee.
- 6) On February 16, 2022, Supervisory Special Agent (SSA) Arturo Napolitano submitted to the HSI Forensic Laboratory three ten-print fingerprint cards for DUKIC and a copy of a BiH government identification card for MILJKOVIĆ that contained a single right index fingerprint. He requested a comparison of the fingerprint from the BiH government identification card to the right index fingerprint of each of the three ten-print fingerprint cards for DUKIC. On that same day (February 16, 2022), an HSI senior fingerprint specialist provided SSA Napolitano a written report indicating that the fingerprints submitted for examination belonged to the same person. As a result of this fingerprint match and the facial recognition, HSI determined that DUKIC and MILJKOVIĆ are the same person.
- 7) On April 25, 2022, SSA Napolitano received certified copies from the United States Department of State of DUKIC's Application for a U.S. Passport (DS -11), signed and dated on April 27, 2007, and his U.S. Passport Renewal Application (DS-82), signed and dated on April 22, 2017. During this investigation, SSA Napolitano has consulted with Diplomatic Security Service SSA Katherine Langston regarding DUKIC's passport applications. Based upon his review of the aforementioned documents and in consultation with SSA Langston, HSI has learned the following:
- 8) On or about April 27, 2007, a male identifying himself as DUKIC submitted a DS-11 Application (#311363393) for a United States Passport to the authorized Passport Acceptance Agent at the Eastgate Station in Chattanooga, Tennessee, within the Eastern

District of Tennessee. The male claiming to be DUKIC swore to and affirmed to the passport acceptance agent that all the information on the DS-11 application was true and correct.

- 9) The male claiming to be DUKIC asserted on the passport application that he was a United States Citizen born on November 3, 1971, in BiH. As proof of United States citizenship, DUKIC submitted a United States Naturalization Certificate bearing serial number A028 213 321. As proof of identity, DUKIC submitted a Tennessee Driver's license bearing ID number 095383793 and the name Sead DUKIC. All this information—including the date of birth and the Tennessee identification—was associated with the false personation of DUKIC.
- 10) The passport application included a question, found in box 20, requiring the applicant to provide, "What other names you have used? (Include Name Changes, Maiden Names, & Former Married Names)." The word "No" is written, indicating that the person claiming to be DUKIC had not used any other names.
- 11) Based on the information provided in the passport application as part of the application process, a United States Passport (#424023423) issued to the man claiming to be DUKIC on or about May 2, 2007.
- 12) On or about April 22, 2017, a person identifying himself as DUKIC submitted a DS-82 (#282937723) U.S. Passport Renewal Application for Eligible Individuals by mail to the National Passport Processing Center. The person claiming to be DUKIC declared under the penalty of perjury, by signing his name on the DS-82, that the statements made in the application were true and correct.
- 13) The person claiming to be DUKIC claimed on the passport renewal application that he was a United States Citizen born on November 3, 1971, in BiH. In support of the passport renewal application, DUKIC's United States Passport (#424023423) was mailed into the National Passport Processing Center with the DS-82 along with a check drawn on a First Tennessee bank account held by DUKIC and Suzana Dukic, DUKIC's wife, and listing 1145 Tamarack Drive, Chattanooga, Tennessee 37412, as the account's address. Zip code 37412 is the zip code for East Ridge, Tennessee. As before, this information—including the date of birth and the original passport—was false.
- 14) The passport renewal application included a question, found in boxes 9A and 9B, requiring the applicant to "List all other names you have used (Examples: Birth Name, Maiden, Previous Marriage, Legal Name Change. Attach additional pages if needed)." The person claiming to be DUKIC left that field empty, indicating he had not used any other names.
- 15) The passport renewal application also contained a signed declaration requiring the applicant to review, sign, and date the application. The person claiming to be DUKIC signed and dated the declaration. The declaration read:

I declare under penalty of perjury all of the following 1) I am a citizen or non-citizen national of the United States and have not since acquiring U.S. citizenship or nationality performed any of the acts listed under the "Acts or Conditions" on page four of the instructions of this application (unless explanatory statement is attached); 2) the statements made on the application are true and correct; 3) I have not knowingly and willfully made false statements or included false documents in support of this application; 4) the photograph attached to this application is a genuine, current photograph of me; and 5) I have read and understood the warning on page one of the instructions to the application form.

- 16) Based on the information provided in the passport renewal application as part of the renewal process, a United States Passport (#572095213) issued to the person claiming to be DUKIC on or about May 21, 2017, and was sent to his address, 1145 Tamarack Tr., East Ridge, Tennessee, within the Eastern District of Tennessee.
- 17) On May 20, 2023, a Frontier Airlines flight from Atlanta to Cancun, Mexico, was reserved for DUKIC and Suzana Dukic using the date of birth listed in paragraph 2. The reservation is for a June 7, 2023, departure and a June 13, 2023, return. A valid United States passport is required for travel to and return from Mexico.

V. CONCLUSION AND TRIGGERING EVENT

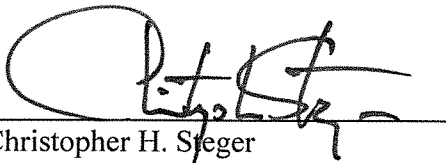
- 18) Based on the information set forth in this affidavit, the affiant believes that there is probable cause to believe that Sead DUKIC (AKA Sead MILJKOVIĆ) has engaged in activities that violate and has attempted a violation of Title 18, United States Code, Section 1542.

Respectfully Submitted,



Robert A. Cannon, SA HSI

Sworn to and subscribed before me, this
the 6th day of June 2023.



Christopher H. Steger
United States Magistrate Judge

UNITED STATES DISTRICT COURT

for the
Eastern District of TennesseeIn the Matter of the Search of
(Briefly describe the property to be searched
or identify the person by name and address)1145 TAMARACK TRAIL
EAST RIDGE, TENNESSEE 37412

Case No. 1:23-mj- 156

APPLICATION FOR A SEARCH WARRANT

I, a federal law enforcement officer or an attorney for the government, request a search warrant and state under penalty of perjury that I have reason to believe that on the following person or property (identify the person or describe the property to be searched and give its location):

Please see Attachment A.

located in the Eastern District of Tennessee, there is now concealed (identify the person or describe the property to be seized):

Please see Attachment B.

The basis for the search under Fed. R. Crim. P. 41(c) is (check one or more):

- ☒ evidence of a crime;
☒ contraband, fruits of crime, or other items illegally possessed;
☒ property designed for use, intended for use, or used in committing a crime;
☐ a person to be arrested or a person who is unlawfully restrained.

The search is related to a violation of:

Code Section

Offense Description

18 U.S.C. § 1542

false statement in application and attempted use of passport

The application is based on these facts:

Please see the Attached Affidavit in Support of an Application for Search Warrant

- ☒ Continued on the attached sheet.
☐ Delayed notice of _____ days (give exact ending date if more than 30 days: _____) is requested under 18 U.S.C. § 3103a, the basis of which is set forth on the attached sheet.



Applicant's signature

Robert A. Cannon, Special Agent

Printed name and title

Sworn to before me and signed in my presence.

Date: June 6, 2023


Judge's signature

City and state: Chattanooga, Tennessee

Christopher H. Steger, United States Magistrate Judge

Printed name and title

ATTACHMENT A

Description of the property to be searched

1145 Tamarack Trail, East Ridge, Tennessee
also listed as 1145 Tamarack Trail and 1145 Tamarack Drive, Chattanooga, Tennessee

The property to be searched is a one-story residence located at 1145 Tamarack Trail, East Ridge, Tennessee (pictured below). The front of the building has brick and white vinyl siding. When facing the front of the house, there is a driveway on the right-hand side of the house. The numbers 1145 are affixed to the top of the door. There is a walkway from the driveway to the door, which is in the center of the house. There is one window to the left of the front door and three windows to the right of the front door.



ATTACHMENT B

List of items authorized to be searched for and seized pursuant to search warrant

1. Identity documents to include, passports, driver's licenses, military identification cards—including but not limited to VOB-2, VOB-3 and VOB-8¹, police identification cards, birth certificates, fingerprint cards, and any government identification document with photographs, descriptions, and/or fingerprints of and for Sead DUKIC, born November ■■■, 1971, in Velika Kladuša, Bosnia and Herzegovina.
2. Identity documents to include, passports, driver's licenses, military identification cards—including but not limited to VOB-2, VOB-3 and VOB-8, police identification cards, birth certificates, fingerprint cards, and any government identification document with photographs, descriptions, and fingerprints of and for Sead MILJKOVIĆ, born May ■■■, 1972, in Velika Kladuša, Bosnia and Herzegovina.
3. Identification documents that present similarly to those for DUKIC and MILJKOVIĆ but bear different names.
4. Indicia of occupancy, residency, and/or ownership of the premises described above and other real property, including but not limited to deeds, utility and telephone bills, canceled envelopes, and keys.
5. Papers, tickets, notes, schedules, receipts, and other documents relating to Sead DUKIC's travel to and from the United States.
6. Papers, tickets, notes, schedules, receipts, and other documents relating to Sead

¹ VOB-2, VOB-3 and VOB-8 are BiH military documents. VOB-2 and VOB-3 records include the date someone was found fit for military service, their mandatory draft service, their combat service, any special training, military specializations, and affiliations with any reserve units and military exercises conducted. VOB-8 is a broad description of one's military service and lists when someone entered and left the army with associated dates.

MILJKOVIĆ's travel to and from the United States.

7. Indicia and/or mementos of military and/or police service including, medals, commendations, uniforms, plaques, photographs (digital and print), coins, thank you letters, service records, and other items and memorabilia that are linked to military and/or police service.
8. Any and all other material evidence of violations of 18 U.S.C. § 1542, which includes false statement in application and use of passport.

UNITED STATES DISTRICT COURT

for the

Eastern District of Tennessee

United States of America

v.
Sead Miljkovic
aka Sead Dukic

Defendant

Case No. 1:23-MJ-155

APPEARANCE BOND

Defendant's Agreement

I, Sead Miljkovic (defendant), agree to follow every order of this court, or any court that considers this case, and I further agree that this bond may be forfeited if I fail:

- ☒ (X) to appear for court proceedings;
- ☒ (X) if convicted, to surrender to serve a sentence that the court may impose; or
- ☒ (X) to comply with all conditions set forth in the Order Setting Conditions of Release.

Type of Bond

☐ () (1) This is a personal recognizance bond.

☒ (X) (2) This is an unsecured bond of \$ 30,000.00.

☐ () (3) This is a secured bond of \$ _____, secured by:

- ☐ () (a) \$ _____, in cash deposited with the court.
- ☐ () (b) the agreement of the defendant and each surety to forfeit the following cash or other property (describe the cash or other property, including claims on it – such as a lien, mortgage, or loan – and attach proof of ownership and value):

If this bond is secured by real property, documents to protect the secured interest may be filed of record.

- ☐ () (c) a bail bond with a solvent surety (attach a copy of the bail bond, or describe it and identify the surety):

Forfeiture or Release of the Bond

Forfeiture of the Bond. This appearance bond may be forfeited if the defendant does not comply with the above agreement. The court may immediately order the amount of the bond surrendered to the United States, including the security for the bond, if the defendant does not comply with the agreement. At the request of the United States, the court may order a judgment of forfeiture against the defendant and each surety for the entire amount of the bond, including interest and costs.

Release of the Bond. The court may order this appearance bond ended at any time. This bond will be satisfied and the security will be released when either: (1) the defendant is found not guilty on all charges, or (2) the defendant reports to serve a sentence.

Declarations

Ownership of the Property. I, the defendant – and each surety – declare under penalty of perjury that:

- (1) all owners of the property securing this appearance bond are included on the bond;
- (2) the property is not subject to claims, except as described above; and
- (3) I will not sell the property, allow further claims to be made against it, or do anything to reduce its value while this appearance bond is in effect.

Acceptance. I, the defendant – and each surety – have read this appearance bond and have either read all the conditions of release set by the court or had them explained to me. I agree to this Appearance Bond.

I, the defendant – and each surety – declare under penalty of perjury that this information is true. (See 28 U.S.C. § 1746.)

Date: 6/7/23

X SGUAN BAKIC
Defendant's signature

Surety/property owner – printed name

Surety/property owner – signature and date

Surety/property owner – printed name

Surety/property owner – signature and date

Surety/property owner – printed name

Surety/property owner – signature and date

CLERK OF COURT

Date: 06/07/2023

Kelli Rogers
Signature of Clerk or Deputy Clerk

Approved.

Date: 06/07/2023

[Signature]
Judge's signature