

UNITED STATES DISTRICT COURT  
CENTRAL DISTRICT OF CALIFORNIA

United States of America

Plaintiff(s)

CASE NUMBER: CR

06-595

v.

HISAYOSHI KOJIMA

Defendant(s)

WARRANT FOR ARREST  
UNDER SEAL

TO: UNITED STATES MARSHAL AND ANY AUTHORIZED UNITED STATES OFFICER

YOU ARE HEREBY COMMANDED to arrest HISAYOSHI KOJIMA

and bring him/her forthwith to the nearest Magistrate Judge to answer a(n): ☐ Complaint ☒ Indictment

☐ Information ☐ Order of Court ☐ Probation Violation Petition ☐ Violation Notice

charging him/her with: (ENTER DESCRIPTION OF OFFENSE BELOW)

Illegal Offer to Sell Endangered Species in Interstate and Foreign Commerce;  
Importing Wildlife Contrary to Law;  
Smuggling Wildlife;  
Illegal Importation of Endangered Species;  
Causing an Act to be Done

in violation of Title 16:18:: United States Code,

Section(s) 1538(a)(1)(F), 1540(b):545:545:1538(a)(1)(A), 1540(b)(1):2(b):

Sherri R. Carter

NAME OF ISSUING OFFICER

July 26, 2006

LOS ANGELES, CALIFORNIA

DATE AND LOCATION OF ISSUANCE

Clerk of Court

TITLE OF ISSUING OFFICER

[Signature]  
SIGNATURE OF DEPUTY CLERK

BY: ANDREW J. WISTRICH

NAME OF JUDICIAL OFFICER

RETURN

THIS WARRANT WAS RECEIVED AND EXECUTED WITH THE ARREST OF THE ABOVE-NAMED DEFENDANT AT (LOCATION):

DATE RECEIVED

NAME OF ARRESTING OFFICER

DATE OF ARREST

TITLE

DESCRIPTIVE INFORMATION FOR DEFENDANT  
CONTAINED ON PAGE TWO

SIGNATURE OF ARRESTING OFFICER

WARRANT FOR ARREST

FILED

2006 JUL 26 PM 2:16

U.S. DISTRICT COURT  
CENTRAL DISTRICT OF CALIF.  
LOS ANGELES

UNITED STATES DISTRICT COURT  
FOR THE CENTRAL DISTRICT OF CALIFORNIA

February 2006 Grand Jury

UNITED STATES OF AMERICA,

Plaintiff,

v.

HISAYOSHI KOJIMA,

Defendant.

CR 06-

**06-595**

I N D I C T M E N T

[16 U.S.C. §§ 1538(a)(1)(F),  
1540(b): Illegal Offer to  
Sell Endangered Species in  
Interstate and Foreign  
Commerce; 18 U.S.C. § 545:  
Importing Wildlife Contrary  
to Law; 18 U.S.C. § 545:  
Smuggling Wildlife; 16 U.S.C.  
§§ 1538(a)(1)(A), 1540(b)(1):  
Illegal Importation of  
Endangered Species; 18 U.S.C.  
§ 2(b): Causing an Act to be  
Done]

The Grand Jury charges:

COUNT ONE

(16 U.S.C. §§ 1538(a)(1)(F), 1540(b)(1))

On or about May 21, 2006, in Los Angeles County, within the  
Central District of California, and elsewhere, defendant

HISAYOSHI KOJIMA did knowingly offer for sale in interstate and

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foreign commerce endangered wildlife species, namely, one or more  
specimens of Papilio homerus butterflies, without a permit issued  
by the United States Fish and Wildlife Service.

COUNT TWO

(16 U.S.C. §§ 1538(a)(1)(F), 1540(b)(1))

On or about June 7, 2006, in Los Angeles County, within the Central District of California, and elsewhere, defendant HISAYOSHI KOJIMA did knowingly offer for sale in interstate and foreign commerce endangered wildlife species, namely, three pairs of Papilio hospiton and one pair of Papilio chikae butterflies, without a permit issued by the United States Fish and Wildlife Service.



COUNT THREE

[18 U.S.C. § 545; § 2(b)]

On or about June 12, 2006, in Los Angeles County, within the Central District of California, and elsewhere, defendant HISAYOSHI KOJIMA did fraudulently and knowingly import, bring, and cause the importation and bringing of merchandise, namely, one pair of protected Ornithoptera victoriae butterflies, into the United States contrary to law. Specifically, defendant brought, imported, and caused the bringing and importation of said pair of Ornithoptera victoriae butterflies into the United States contrary to law, namely, without first obtaining a valid foreign export permit from the country of origin or a valid foreign re-export certificate issued by the country of re-export, as required by Title 50, Code of Federal Regulations, Section 23.12(a)(2)(i).

COUNT FOUR

[18 U.S.C. § 545]

On or about June 12, 2006, in Los Angeles County, within the Central District of California, and elsewhere, defendant HISAYOSHI KOJIMA, did knowingly and willfully, with the intent to defraud the United States, smuggle and attempt to smuggle merchandise, namely, one pair of protected Ornithoptera victoriae butterflies, into the United States by means of fraudulent documents. Specifically, on said date, defendant KOJIMA submitted, and caused to be submitted, to United States customs officials a fraudulent customs declaration, namely, Express Mail Service customs declaration form CN 23 that described said merchandise as a gift of "dry butterfly" having a value of \$10.00, whereas in truth and fact, as defendant KOJIMA well knew, said merchandise consisted of said pair of Ornithoptera victoriae butterflies that had been sold for \$80.00.

COUNT FIVE

[18 U.S.C. § 545; § 2(b)]

On or about June 15, 2006, in Los Angeles County, within the Central District of California, and elsewhere, defendant HISAYOSHI KOJIMA, did fraudulently and knowingly import, bring, and cause the importation and bringing of merchandise, namely, three pairs of endangered Papilio hospiton and one pair of endangered Papilio chikae butterflies, into the United States contrary to law, namely, without first obtaining a valid United States import permit and valid foreign export permit from the country of origin or a valid foreign re-export certificate issued by the country of re-export, as required by Title 50, Code of Federal Regulations, Section 23.12(a)(1)(i).

COUNT SIX

[18 U.S.C. § 545]

On or about June 15, 2006, in Los Angeles County, within the Central District of California; and elsewhere, defendant HISAYOSHI KOJIMA, did knowingly and willfully, with the intent to defraud the United States, smuggle and attempt to smuggle merchandise, namely, three pairs of endangered Papilio hospiton and one pair of endangered Papilio chikae butterflies, into the United States by means of fraudulent documents. Specifically, on said date, defendant KOJIMA submitted, and caused to be submitted, to United States customs officials a fraudulent customs declaration, namely, Express Mail Service customs declaration form CN 23 that described said merchandise as a gift of "dry butterfly" having a value of \$39.00, whereas in truth and fact, as defendant KOJIMA well knew, said merchandise consisted of said pairs of Papilio hospiton and said pair of Papilio chikae butterflies that had been sold for \$3,000.00.



COUNT SEVEN

(16 U.S.C. §§ 1538(a)(1)(A), 1540(b)(1); 18 U.S.C. § 2(b))

On or about June 15, 2006, in Los Angeles County, within the Central District of California, and elsewhere, defendant HISAYOSHI KOJIMA did knowingly import and cause the importation of endangered wildlife species, namely, three pairs of Papilio hospiton and one pair of Papilio chikae butterflies, without a permit issued by the United States Fish and Wildlife Service.

COUNT EIGHT

(16 U.S.C. §§ 1538(a)(1)(F), 1540(b)(1))

On or about June 28, 2006, in Los Angeles County, within the Central District of California, and elsewhere, defendant HISAYOSHI KOJIMA did knowingly offer for sale in interstate and foreign commerce endangered wildlife species, namely, four specimens of Papilio homerus and one pair of Ornithoptera alexandrae butterflies, without a permit issued by the United States Fish and Wildlife Service.

COUNT NINE

[18 U.S.C. § 545; § 2(b)]

On or about June 29, 2006, in Los Angeles County, within the Central District of California, and elsewhere, defendant HISAYOSHI KOJIMA did fraudulently and knowingly import, bring, and cause the importation and bringing of merchandise, namely, one pair of protected Ornithoptera meridionalis butterflies, into the United States contrary to law, namely, without first obtaining a valid foreign export permit from the country of origin or a valid foreign re-export certificate issued by the country of re-export, as required by Title 50, Code of Federal Regulations, Section 23.12(a)(2)(i).

COUNT TEN

[18 U.S.C. § 545]

On or about June 29, 2006, in Los Angeles County, within the Central District of California, and elsewhere, defendant HISAYOSHI KOJIMA, did knowingly and willfully, with the intent to defraud the United States, smuggle and attempt to smuggle merchandise, namely, one pair of protected Ornithoptera meridionalis butterflies, into the United States by means of fraudulent documents. Specifically, on said date, defendant KOJIMA submitted, and caused to be submitted, to United States customs officials a fraudulent customs declaration, namely, Express Mail Service customs declaration form CN 23 that described said merchandise as a gift of "dry butterflys" having a value of \$30.00, whereas in truth and fact, as defendant KOJIMA well knew, said merchandise consisted of said pair of Ornithoptera meridionalis butterflies that had been sold for \$1,000.00.



COUNT ELEVEN

(16 U.S.C. §§ 1538(a)(1)(F), 1540(b)(1))

On or about June 30, 2006, in Los Angeles County, within the Central District of California, and elsewhere, defendant HISAYOSHI KOJIMA did knowingly offer for sale in interstate and foreign commerce endangered wildlife species, namely, one pair of Ornithoptera alexandrae butterflies, without a permit issued by the United States Fish and Wildlife Service.

COUNT TWELVE

[18 U.S.C. § 545; § 2(b)]

On or about July 10, 2006, in Los Angeles County, within the Central District of California, and elsewhere, defendant HISAYOSHI KOJIMA did fraudulently and knowingly import, bring, and cause the importation and bringing of merchandise, namely, three individual specimens of protected Ornithoptera paradesia butterflies, into the United States contrary to law, namely, without first obtaining a valid foreign export permit from the country of origin or a valid foreign re-export certificate issued by the country of re-export, as required by Title 50, Code of Federal Regulations, Section 23.12(a)(2)(i).

COUNT THIRTEEN

[18 U.S.C. § 545]

On or about July 10, 2006, in Los Angeles County, within the Central District of California, and elsewhere, defendant HISAYOSHI KOJIMA, did knowingly and willfully, with the intent to defraud the United States, smuggle and attempt to smuggle merchandise, namely, three individual specimens of protected Ornithoptera paradesia butterflies, into the United States by means of fraudulent documents. Specifically, on said date, defendant KOJIMA submitted, and caused to be submitted, to United States customs officials a fraudulent customs declaration, namely, Express Mail Service customs declaration form CN 23 that described said merchandise as a gift of "dry butterfly" having a value of \$50.00, whereas in truth and fact, as defendant KOJIMA well knew, said merchandise consisted of said three individual specimens of Ornithoptera paradesia butterflies that had been sold for \$2,300.00.

COUNT FOURTEEN

[18 U.S.C. § 545; § 2(b)]

On or about July 17, 2006, in Los Angeles County, within the Central District of California, and elsewhere, defendant HISAYOSHI KOJIMA, did fraudulently and knowingly import, bring, and cause the importation and bringing of merchandise, namely, one pair of endangered Ornithoptera alexandrae butterflies, into the United States contrary to law, namely, without first obtaining a valid United States import permit and valid foreign export permit from the country of origin or a valid foreign re-export certificate issued by the country of re-export, as required by Title 50, Code of Federal Regulations, Section 23.12(a)(1)(i).



COUNT FIFTEEN

[18 U.S.C. § 545]

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2  
3 On or about July 17, 2006, in Los Angeles County, within the  
4 Central District of California, and elsewhere, defendant  
5 HISAYOSHI KOJIMA, did knowingly and willfully, with the intent to  
6 defraud the United States, smuggle and attempt to smuggle  
7 merchandise, namely, one pair of Ornithoptera alexandrae  
8 butterflies, into the United States by means of fraudulent  
9 documents. Specifically, on said date, defendant KOJIMA  
10 submitted, and caused to be submitted, to United States customs  
11 officials a fraudulent customs declaration, namely, Express Mail  
12 Service customs declaration form CN 23 that described said  
13 merchandise as a gift of "dry butterfly" having a value of  
14 \$30.00, whereas in truth and fact, as defendant KOJIMA well knew,  
15 said merchandise consisted of said pair of Ornithoptera  
16 alexandrae butterflies that had been sold for \$8,500.00.  
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COUNT SIXTEEN

(16 U.S.C. §§ 1538(a)(1)(A), 1540(b)(1); 18 U.S.C. § 2(b))

On or about July 17, 2006, in Los Angeles County, within the Central District of California, and elsewhere, defendant HISAYOSHI KOJIMA did knowingly import and cause the importation of endangered wildlife species, namely, one pair of Ornithoptera alexandrae butterflies, without a permit issued by the United States Fish and Wildlife Service.

COUNT SEVENTEEN

(16 U.S.C. §§ 1538(a)(1)(F), 1540(b)(1))

On or about July 17, 2006, in Los Angeles County, within the Central District of California, and elsewhere, defendant HISAYOSHI KOJIMA did knowingly offer for sale in interstate and foreign commerce endangered wildlife species, namely, one pair of Papilio homerus butterflies, without a permit issued by the United States Fish and Wildlife Service.

A TRUE BILL

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Foreperson

DEBRA WONG YANG  
United States Attorney

THOMAS P. O'BRIEN  
Assistant United States Attorney  
Chief, Criminal Division

JOSEPH O. JOHNS  
Assistant United States Attorney  
Environmental Crimes Section