

FILED 29 OCT '18 11:02 USDC-ORE

AO 91 (Rev. 08/09) Criminal Complaint

UNITED STATES DISTRICT COURT

for the
District of Oregon

United States of America

v.

Todd Michael Giffen

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)

Case No. 6:18-mj- 236-MK

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 October 26, 2018 in the county of Lane in the
District of Oregon, the defendant(s) violated:

Code Section
18 U.S.C. §§ 875(c) and 2261A

Offense Description
Threats via interstate communications and Stalking

This criminal complaint is based on these facts:

The attached affidavit of FBI SA Damara Schiltz which is incorporated herein

[X] Continued on the attached sheet.

Damara Schiltz
Complainant's signature

Damara Schiltz, Special Agent FBI
Printed name and title

Sworn to before me and signed in my presence.

Date: 10/27/18

[Signature]
Judge's signature

City and state: Eugene, Oregon

Mustafa T. Kasubhai, U.S. Magistrate Judge
Printed name and title

DISTRICT OF OREGON, ss: AFFIDAVIT OF DAMARA SCHILTZ

**AFFIDAVIT IN SUPPORT OF CRIMINAL COMPLAINT
AND ARREST WARRANT**

I, Damara Schiltz, being first duly sworn on oath, depose and state that:

INTRODUCTION

1. I am a Special Agent ("SA") of the Federal Bureau of Investigation ("FBI") and have been so employed since January 2011. I am currently assigned to the Portland Division, Eugene Resident Agency. I have received advanced training from the FBI's Behavioral Threat Assessment Unit to recognize behaviors and indicators of individuals on a pathway to violence. While employed by the FBI, I have investigated federal criminal violations related to terrorism, financial crimes, and violent crimes, as well as a number of other criminal offenses.

PURPOSE

2. This is an affidavit in support of a criminal complaint and arrest warrant for Todd Giffen (DOB: xx/xx/1985) for violations of 18 U.S.C. § 875(c) (threats via interstate communications) and 18 U.S.C. § 2261A (stalking).

3. I am familiar with the facts and circumstances of this investigation based on my personal involvement and from oral and written reports by multiple law enforcement agencies, including the US Capitol Police. Unless placed in quotes, the statements of individuals are not direct quotes, but rather the essence of what the individual said. This affidavit does not include all of the facts known to me regarding this investigation; only those sufficient to establish probable cause for the complaint and arrest warrant.

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SUMMARY OF FACTS

4. On July 27, 2018, Giffen used Facebook account www.facebook.com/toddGiffen to send a message through the internet and, through interstate communications, to the Facebook account of [REDACTED] at [www.facebook.com/\[REDACTED\]/inbox](http://www.facebook.com/[REDACTED]/inbox). In the message, Giffen stated, "[REDACTED] I am gonna rape you and your staff for vulnerable person abuse and end your career..."

5. From July 27, 2018, through September 27, 2018, Giffen continued to send approximately 20 communications to [REDACTED] via Facebook messenger. From August 3, 2018, through August 15, 2018, Giffen continued to send one to two Facebook messages every other day to the [REDACTED]'s Facebook account.

6. In particular, on August 13, 2018, I received an email from US Capitol Police containing a Facebook Message that Giffen sent to the account of [REDACTED]. The email was sent to the Capitol Police Threat Assessment Team general email on August 11, 2018, by [REDACTED]'s Chief of Staff. The Facebook message itself is not dated but includes a timestamp of 10:07 PM. The message contained the following verbiage:

You could have prevented my abuse. Not only was Space Preservation Act of 2001 designed to shut the remote viewing poltergeist weapon down, and promote other countries to shut theirs down, but Vynthia McKinney created H. res 1026 to re open investigation into cointelpro, intelligence community abuses, and today's modern post patriot act abuses. If the investigations were not successful I might not have been targeted in 2008, causing me to be placed into this ten year running government murder program. Now they are trying to make me slaughter – the governments false flag operation is real. Just like Aaron alexis, Myron may, and Esteban Satiago, the Unabomber, and Mairan carey.¹

¹ Myron May was an attorney who opened fire at the Florida State University Library. May believed he was a targeted individual and had sent a flurry of emails, texts and phone calls talking about the government "stalkers" that were harassing him and using a "direct energy weapon" to hurt him. He said that he had sent packages to 10 people that would "expose" what he thought was happening to him.

7. The message goes on to highlight an email that Giffen appears to copy and paste into the Facebook communication:

Your CIA engineer told me the plot to make me kill myself and others:

Robert Duncan <xxx@harvard.edu> Mon, Feb 24, 2014 at 8:50 PM

To: Todd Giffen case@oregonstatehopstia.net

I know how angry you are. It is unlikely they will kill you but the torture sure feels like it. The real issue will be if they can get you to kill someone else or yourself. That will be your internal battle for awhile. Lowering your stress levels will slow the induction process and the rewiring of your brain. Valium helps. I wish I could say it will end well but most likely this will be your eternal battle. You are up against a ruthless computer program and people. Aaron Alexis was obviously a target. No one can prove it to the FBI.

8. On September 27, 2018, I received another message from Capitol Police SA John Deegan, who had been the main point of contact for the Chief of Staff, that Giffen had sent to

█. In this message, Giffen states the following:

Avenge me. The following Portland Oregon Eugene Oregon federal public defenders have covered up our torture, rape and murder. █
Let them feel our anger. Avenge my injuries.

Giffen attaches their email address and goes on to say "they told me they wanted me dead and would never defend any of us if we were irradiating in our cells and being framed. They are remote viewers and secretly DIA, FBI, NSA, CIA operatives.

9. On October 26, 2018, Giffen sent another internet communication to █

█ from Giffen's Facebook account to the account of █ stating, in part:

█ we gonna have a jury trial order ur pathetic puke execution. No jury trial ever gonna let u live. FBI only gonna protect your head from decapitation for so long bro. We want your blood pouring and we got the formerly classified files on you raping

Esteban Santiago became the active shooter in Florida at the baggage claim area. He suffered from mental illness and refused to take medication. Prior to this actions, he went to the FBI office in Alaska and asked for help stating the government was controlling his mind.

and covering up killings. Jury ain't gonna back u up. Or the FBI. I own u bitch fucker lol. Go ahead violate my rights as long as u can I gunna kill u. ...

10. Representatives of [REDACTED] have expressed concern for the safety of the [REDACTED] and his staff members. The Chief of Staff has requested police presence from both Eugene and Springfield Police Departments for any and all public gatherings. The Chief of Staff has also expressed concern over the staff's safety during campaign season, as [REDACTED]'s Campaign office is open to the public and in a high trafficked area.

CONCLUSION

11. Based on the foregoing, I have probable cause to believe and do believe that Todd Giffen made threats via interstate communications in violation of 18 U.S.C. § 875(c) and committed stalking in violation of 18 U.S.C. § 2261A.

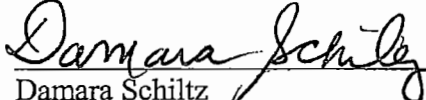
12. I respectfully request that the court authorize a criminal complaint and arrest warrant for the arrest of Todd Giffen.

13. Assistant United States Attorney Joseph Huynh has reviewed this affidavit and concurs that there is probable cause to support the complaint and warrant for the arrest of Todd Giffen.

Request for Sealing

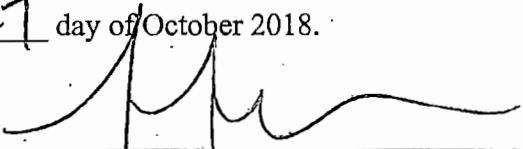
14. It is respectfully requested that the Court issue an order sealing, until further order of the Court, all papers submitted in support of the requested criminal complaint and arrest warrant. I believe that sealing these documents is necessary because the information to be seized is relevant to an ongoing investigation, and any disclosure of the information at this time may endanger the life or physical safety of an individual, cause flight from prosecution, cause destruction of or tampering with evidence, cause intimidation of potential witnesses, or

otherwise seriously jeopardize the investigation. Premature disclosure of the affidavit, the criminal complaint, and the arrest warrant may adversely affect the integrity of the investigation.



Damara Schiltz
Special Agent
Federal Bureau of Investigation

Subscribed and sworn before me this 27 day of October 2018.



MUSTAFA T. KASUBHAI
United States Magistrate Judge