

WJ

UNITED STATES DISTRICT COURT

9

for the

Eastern District of Michigan

United States of America

v.

GARY JOHN MIKULICH

Case:2:11-mj-30145
Judge: Unassigned,
Filed: 03-22-2011 At 04:40 PM
RE: SEALED MATTER (EOB)

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 February 25-26, 2011 in the county of Wayne in the Eastern District of Michigan, the defendant(s) violated:

Code Section
18 U.S.C. section 844(f)(1)-(2)

Offense Description
Maliciously attempted to damage or destroy, by means of an explosive, any building, vehicle, or other personal or real property in whole or in part owned or possessed by, or leased to, the United States, or any department or agency thereof.

I hereby certify that the foregoing is a true copy of the original on file in this Office.
CLERK, U.S. DISTRICT COURT
EASTERN DISTRICT OF MICHIGAN

This criminal complaint is based on these facts:
See Attached.

BY: [Signature]
Deputy

Continued on the attached sheet.

[Signature]
Complainant's signature

FBI Special Agent Mark E. Davidson
Printed name and title

Sworn to before me and signed in my presence.

Date: March 22, 2011

[Signature]
Judge's signature

City and state: Detroit, Michigan

The Honorable Laurie Michelson
Printed name and title

AFFIDAVIT

I, Mark E. Davidson, Special Agent with the Federal Bureau of Investigation, do declare as follows:

1. I am a Special Agent with the Federal Bureau of Investigation and have been so employed for 15 years. During the last ten years of my employment, I have worked on counter-terrorism matters on a daily basis. I have received training in Weapons of Mass Destruction, explosives training, and investigations. I am an FBI certified Bomb Technician and have assisted with both domestic and international investigations involving bombing matters.

DISCOVERY OF ABANDONED TOOL BAG CONTAINING SUSPECTED IMPROVISED EXPLOSIVE DEVICE AT THE FEDERAL BUILDING IN DETROIT

2. On February 26, 2011, an employee with the FBI noticed a black Husky tool bag, which appeared to have been abandoned, outside of the McNamara Federal Building at 477 Michigan Avenue in downtown Detroit, Michigan (hereinafter the "McNamara Building"). It is unclear how long the bag had been at that location. The employee reported the abandoned bag to security. Ralph Smith, an officer with the Federal Protective Service ("FPS"), seized the bag from outside the McNamara Building.

3. Over the next several days, the bag remained with FPS officers at the McNamara Building. On Friday, March 18, 2011, FPS Officer McManus ran the tool bag seized on February 26, 2011, through an x-ray machine. That officer noticed wires, electrical components, and dense masses.
4. Officer McManus then called the Detroit Police Department Bomb Squad, who took possession of the tool bag. Inside of the tool bag was a metal rectangular cash box that appeared from the x-ray by McManus to contain the wires and other suspicious material. The Bomb Squad transferred the tool bag to Belle Isle, and removed the metal box from the tool bag. The Bomb Squad then conducted a render safe procedure using a PAN (percussion actuated nonelectric disruptor). The purpose of this procedure was to safely open the metal rectangular cash box that had been located inside of the tool bag.
5. When the Bomb Squad utilized the PAN, a secondary explosion occurred. That is, after the procedure, personnel on the scene reported hearing a loud bang, saw a grayish smoke cloud arise from the explosion, and saw debris from inside the box fly through the air and spread around the explosion site. Moreover, the box flew in the air and landed about 10 feet from the explosion site.

6. FBI personnel and DPD Bomb Squad personnel recovered and gathered evidence from the exploded materials. Included in the collection of evidence were: pieces of PVC pipe, pieces of black plastic, electrical components, a timer, and black electrical tape. In addition, a hand-written note was attached to the inside of the cash box lid that read "1. Turn switch 2. Plug, in." That note was attached with red electrical tape.
7. During the recovery of the evidence, FBI personnel recovered the face plate of a timer that had numbers "10, 20, 30, 40, 50" on what remained of the face plate. Those numbers matched the face plate for a Spring Wound 60 Minute Timer by General Electric. Other pieces of black plastic consistent with the GE Spring Wound Timer were also found at the scene of the explosion.

INVESTIGATION LEADING TO IRON MOUNTAIN, MICHIGAN

8. Husky brand tool bags (the brand of bag found outside the McNamara Building on February 26, 2011) are sold exclusively by Home Depot stores. Home Depot also sells the Spring Wound 60 Minute Timer by General Electric.
9. Representatives from Home Depot confirmed that since October 2010, only nine (9) individuals in the United States have purchased, together at the same time, the following two items: (1) a Husky brand tool bag of the same

size as that found at the McNamara Building on February 26, 2011, and (2) a Spring Wound 60 Minute Timer by General Electric. Of those nine (9) individuals, only one individual paid with cash. That purchase took place in Iron Mountain, Michigan, on February 14, 2011.

10. Based on my training and experience, I know that criminals often use cash when purchasing items connected to their criminal activity.
11. Surveillance video from the Home Depot in Iron Mountain, Michigan on February 14, 2011, showed the individual who purchased the Husky brand tool bag and the GE timer exiting the store and entering a four-door white Oldsmobile. The surveillance video, however, does not show the license plate number for the vehicle.

**GARY MIKULICH'S HISTORY OF THREATENING
AND COMPLAINING ABOUT THE FBI**

12. The Iron Mountain Police Department reported that it receives facsimile transmissions from Gary John Mikulich with great frequency. These facsimile transmissions occur typically between 1 a.m. and 5 a.m. and complain of the FBI generally, and the FBI Detroit specifically, and their so-called "card system." There have been more than a dozen such transmissions since the beginning of 2011. Mikulich claims that the "card system" has led to the murder of thousands of people and has attacked him. For example, in a message dated January 18, 2011, Mikulich seeks to press

charges “on the Detroit FBI for harassment problems here, locally,” and complains that the FBI murdered his father. In another message, dated February 7, 2011, Mikulich appears to hold the FBI and its “card system” responsible for the “murder” of his father, as well as three other specifically named individuals and “about a thousand people in town here.” Another message, dated February 11, 2011 reads: “This card system is going berserk for some reason. They are making threates (sic) of hitting the local police, sheriff’s office, and state police. They are threatening to murder me too.”

13. All of these messages sent by Mikulich appear on letterhead stating:

“Nominated President of the United States of America.” In the “From” box, the messages are addressed from “President Mikulich.” Mikulich claims at various points during these messages that he is a “nominated president of the United States of America.”

14. Gary John Mikulich threatened to harm FBI agents as far back as 1996. On October 29, 1996, agents from the FBI in Cedar Rapids, Iowa, interviewed Mikulich in follow up to a complaint from United States Secret Service. During their interview, Mikulich admitted that he felt like shooting a couple of FBI agents but that he never intended to carry out the threat. During this interview, Mikulich stated that he has an engineering degree from Michigan Tech University.

15. Further investigation has confirmed that Mikulich has an electrical engineering degree from Michigan Tech University.

GARY MIKULICH'S WHITE OLDSMOBILE

16. Gary Mikulich is the registered owner of a four-door white Oldsmobile (with license plate BUZ 5356). Gary Mikulich lives in Kingsford, Michigan, a town just outside of Iron Mountain, Michigan, where the purchase of the Husky tool bag and GE timer took place on February 14, 2011 at the Home Depot.

17. On or about March 19, 2011, Agents conducting surveillance on Mikulich's residence observed a white, four-door Oldsmobile bearing license plate BUZ 5356 in the driveway.

18. I compared the video of the white Oldsmobile driven away from the Home Depot store on February 14, 2011 (and being driven by the individual who purchased the Husky tool bag and the GE timer), with photographs of the white Oldsmobile registered to Gary Mikulich parked in front of Mikulich's residence, and they appear to be identical.

19. Moreover, on February 25, 2011, (the night before the tool bag was discovered at the McNamara Building), at approximately 1:04 a.m., Mikulich's vehicle was in Livingston County, Michigan. Livingston County is approximately 450 miles from Mikulich's home in Kingsford, Michigan,

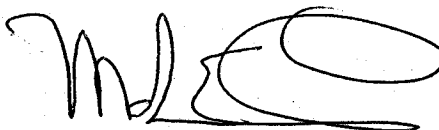
and just 50 miles outside of Detroit. Livingston County Sheriff's Deputy Ryan Vorhies, who was on routine patrol, ran the license plate of BUZ 5356 belonging to Gary Mikulich upon seeing that vehicle at mile marker 141 on I-96 in Livingston County. Deputy Vorhies did not stop the vehicle, and could not recall the direction the vehicle was travelling.

MCNAMARA BUILDING

20. The McNamara Building is a federal government building, which houses offices of several federal agencies, including the United States Secret Service, the Department of Homeland Security's Homeland Security Investigations Bureau, and the FBI.

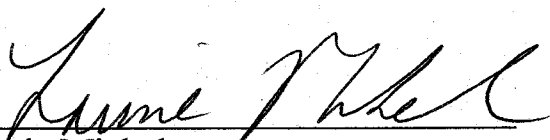
CONCLUSION

21. Based on the foregoing, there is probable cause to believe that Gary John Mikulich maliciously attempted to damage or destroy, by means of an explosive, any building, vehicle, or other personal or real property in whole or in part owned or possessed by or leased to, the United States, or any department or agency thereof, in violation of Title 18, United States Code, Section 844(f).



Mark E. Davidson
Special Agent
Federal Bureau of Investigation

Sworn and subscribed before me this 22nd day of March 2011.



Laurie Michelson
UNITED STATES MAGISTRATE JUDGE

UNITED STATES DISTRICT COURT
for the
Eastern District of Michigan

United States of America
v.
GARY JOHN MIKULICH

Case: 2:11-mj-30145
Judge: Unassigned,
Filed: 03-22-2011 At 04:40 PM
RE: SEALED MATTER (EOB)

ARREST WARRANT

To: Any authorized law enforcement officer

YOU ARE COMMANDED to arrest and bring before a United States magistrate judge without unnecessary delay
(name of person to be arrested) Gary John Mikulich
who is accused of an offense or violation based on the following document filed with the court:

- Indictment
- Superseding Indictment
- Information
- Superseding Information
- Complaint
- Probation Violation Petition
- Supervised Release Violation Petition
- Violation Notice
- Order of the Court

This offense is briefly described as follows:

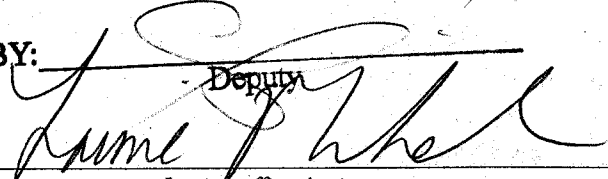
18 U.S.C. section 844(f)(1)-(2) -- maliciously attempting to damage or destroy, by means of fire, explosive, any building, vehicle, or other personal or real property in whole or in part owned or possessed by, or leased to the United States, or any department or agency thereof, or any institution.

I hereby certify that the foregoing is

a true copy of the original on file in this Office.

CLERK, U.S. DISTRICT COURT
EASTERN DISTRICT OF MICHIGAN

BY:



Issuing officer's signature

Date: March 22, 2011

City and state: Detroit, Michigan

United States Magistrate Judge Laurie Michelson

Printed name and title

Return

This warrant was received on (date) 3/22/11, and the person was arrested on (date) _____
at (city and state) _____

Date: _____

Arresting officer's signature

Printed name and title