

UNITED STATES DISTRICT COURT

NORTHERN DISTRICT OF CALIFORNIA

SAN JOSE DIVISION

Filed
NOV 25 2003
RICHARD W. WIENING
CLERK U.S. DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN JOSE

THE UNITED STATES OF AMERICA

vs.

CHARLES T. BOOHER

INDICTMENT

COUNTS ONE - EIGHT: - Title 18, United States Code, Section 875(c) - Interstate and Foreign Communications Containing A Threat to Injure the Person of Another

A true bill.

Carolyn Nielson
Foreperson

Filed in open court this 25th day of November

A.D. 2003

~~Clerk~~

Bail. \$ NO PROCESS REQUIRED

Richard W. Wiening
U.S. Magistrate Judge

1 KEVIN V. RYAN (CABN 118321)
2 United States Attorney

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RICHARD W. WIEKING
CLERK, U.S. DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN JOSE

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8 UNITED STATES DISTRICT COURT
9 NORTHERN DISTRICT OF CALIFORNIA
10 SAN JOSE VENUE

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12 UNITED STATES OF AMERICA,

13 Plaintiff,

14 v.

15 CHARLES T. BOOHER,

16 Defendant.

CR No. 03 20170

JF

VIOLATIONS: 18 U.S.C. § 875(c) -
Interstate and Foreign Communications
Containing A Threat to Injure the Person of
Another

SAN JOSE VENUE

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18 INDICTMENT

19 The Grand Jury charges:

20 COUNT ONE: [18 U.S.C. § 875(c) - Interstate and Foreign Communications Containing
21 A Threat to Injure the Person of Another]

22 On or about June 14, 2003, in the Northern District of California and elsewhere, the
23 defendant

24 CHARLES T. BOOHER

25 did knowingly transmit in foreign commerce from Santa Clara County, California to Victoria,
26 Canada, an e-mail communication from ctb1@ix.netcom.com to credits@leminfo.com, which e-
27 mail communication contained the following threats to injure the person of another, an employee
28 of DM Contact Management, Inc.:

INDICTMENT

1 [Name]

2 Albion Medical

3 I am going to locate you, disable you using either a quick 22 calibre to your lower
4 spine and then duck tape and plastic shrink raps [sic]. Then I am going to kidnap
5 you and take you to my secret hiding place.

6 There I will castrate you and remove your penis using crude gardening tools, I will
7 use a lightweight torch to cauterize your wounds and you will be awake and
8 conscious during the entire procedure.

9 Then I am going to prepare your genitals into some kind of meat loaf dish and use
10 a naso-gastric tube to force the fetid stew I have made from your genitals down
11 your throat. Then I am going to cut into the left side of your brain using a power
12 drill and an ice pick and I am going to study enough neuro-surgery that I have a
13 good chance of making you aphasic so that you feel every bit of pain and terror I
14 am going to inflict on you.

15 Then I am going to use a blow torch to burn your skin off a little at a time until I
16 am certain that you are close enough to death that and that [sic] the Burn unit and
17 the Neuro-surgery unit has a medium chance to save your life.

18 All in violation of Title 18, United States Code, Section 875(c).

19 COUNT TWO: [18 U.S.C. § 875(c) - Interstate and Foreign Communications Containing
20 A Threat to Injure the Person of Another]

21 On or about June 13, 2003, in the Northern District of California and elsewhere, the
22 defendant

23 CHARLES T. BOOHER

24 did knowingly transmit in foreign commerce from Santa Clara County, California to Victoria,
25 Canada, an e-mail communication from ctb1@ix.netcom.com to credits@leminfo.com, which e-
26 mail communication contained the following threats to injure the person of another, an employee
27 of DM Contact Management, Inc.:

28 Go check out the movie Hannibal II if you want to find a fictional hero that I most
admire.

Lifetime incarceration in Atascadero State Hospital for the criminally insane is
looking pretty good to me given the State [sic] of the California economy, but
given my total desperation, and an industry that is as annoying as the penis
enlargement pill industry, it would be a very good thing for your own health and
safety if you didn't bother me too much.

The cells at Atascadero are just one option and given my circumstances that is not
my first choice, but getting free food, medical care, psychiatric care and the like
from the State of California for acting out my most vicious perverted violent
sexual fantasy on an enemy that will not stop bothering me is something I have
been thinking about more than you would really like to know.

All in violation of Title 18, United States Code, Section 875(c).

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1 COUNT THREE: [18 U.S.C. § 875(c) - Interstate and Foreign Communications Containing
2 A Threat to Injure the Person of Another]

3 On or about July 6, 2003, in the Northern District of California and elsewhere, the defendant

4 CHARLES T. BOOHER

5 did knowingly transmit in foreign commerce from Santa Clara County, California to Victoria,
6 Canada, an e-mail communication from Charles.Booher@www200.servergod.com to
7 cs@leminfo.com, which e-mail communication contained the following threat to injure the
8 person of another, an employee of DM Contact Management, Inc.:

9 Here is the way it is going to work [Name].
10 I am going to slam a 10 cm ice pick into your left ear. It is going to go past your
11 ear drum and when it does so you are for a brief moment going to be in more pain
12 than you can imagine.

13 As the ice pick pushes through into your brain [Name] it will cause damage that
14 might kill you, or will more likely maim you causing brain damage such as loss of
15 control over the right side of your body, seizures, and with luck a neuro-surgeon
16 from the fine Canadian Health care service will be able to get the bleeding
17 stopped.

18 If I roll around the ice pick enough I think I can either kill you or take out your
19 language area such that you are rendered aphasic. It should be an interesting trial
20 you fucking pig piece of shit [Name].
21 Be afraid [Name], be very afraid.”

22 All in violation of Title 18, United States Code, Section 875(c).

23 COUNT FOUR: [(18 U.S.C. § 875(c) - Interstate and Foreign Communications Containing
24 A Threat to Injure the Person of Another]

25 On or about July 9, 2003, in the Northern District of California and elsewhere, the defendant

26 CHARLES T. BOOHER

27 did knowingly transmit in foreign commerce from Santa Clara County, California to Victoria,
28 Canada, an e-mail communication from Satan@hell.org to cs@leminfo.com, which e-mail
communication contained the following threat to injure the person of another, an employee of
DM Contact Management, Inc.: “Tell [Name] that I am going to cut his fucking balls off.”

All in violation of Title 18, United States Code, Section 875(c).

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1 COUNT FIVE: [18 U.S.C. § 875(c) - Interstate and Foreign Communications Containing
2 A Threat to Injure the Person of Another]

3 Between May 2003 and July 2003, in the Northern District of California and elsewhere, the
4 defendant

5 CHARLES T. BOOHER

6 did knowingly transmit in foreign commerce from Santa Clara County, California to Victoria,
7 Canada, a telephone communication to DM Contact Management, Inc., which communication
8 contained the following threats to injure DM Contact Management, Inc. personnel:

9 I'm gonna' be in there Monday morning with a shotgun and thirty rounds of
10 ammunition and a hunting rifle and a handgun and kill every one of you mother
fuckers and cut your dicks off, you hear me mother fuckers?

11 All in violation of Title 18, United States Code, Section 875(c).

12 COUNT SIX: [18 U.S.C. § 875(c) - Interstate and Foreign Communications Containing
13 A Threat to Injure the Person of Another]

14 Between May 2003 and July 2003, in the Northern District of California and elsewhere, the
15 defendant

16 CHARLES T. BOOHER

17 did knowingly transmit in foreign commerce from Santa Clara County, California to Victoria,
18 Canada, a telephone communication to DM Contact Management, Inc., which communication
19 contained the following threat to injure DM Contact Management, Inc. personnel:

20 I hope the mother fuckers who work at your company have got good medical
21 insurance. I hope they're really paid up on their premiums. I hope your life
22 insurance premiums are set up well too, 'cause I've got a little surprise coming to
23 you mother fuckers next week. Ooh, it should be fun. You guys are really going
to enjoy this one. I am really going to hurt some of you mother fuckers, I'm really
gonna' to hurt you mother fuckers.

24 All in violation of Title 18, United States Code, Section 875(c).

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1 COUNT SEVEN: [18 U.S.C. § 875(c) - Interstate and Foreign Communications Containing
2 A Threat to Injure the Person of Another]

3 Between May 2003 and July 2003, in the Northern District of California and elsewhere, the
4 defendant

5 CHARLES T. BOOHER

6 did knowingly transmit in foreign commerce from Santa Clara County, California to Victoria,
7 Canada, a telephone communication to DM Contact Management, Inc., which communication
8 contained the following threat to injure DM Contact Management, Inc. personnel:

9 This is Charles Booher again. You mother fuckers need to get me off your e-mail
10 list, OK? I have a nice collection of weapons and I am gonna' come to sunny
11 Canada and I'm gonna' hunt you mother fuckers down and I'm gonna' hurt you
12 bad, but if want to avoid this, you gonna' get me off your fuckin' e-mail list
13 mother fucker, you understand?

14 All in violation of Title 18, United States Code, Section 875(c).

15 COUNT EIGHT: [18 U.S.C. § 875(c) - Interstate and Foreign Communications Containing
16 A Threat to Injure the Person of Another]

17 Between May 2003 and July 2003, in the Northern District of California and elsewhere, the
18 defendant

19 CHARLES T. BOOHER

20 did knowingly transmit in foreign commerce from Santa Clara County, California
21 to Victoria, Canada, a telephone communication to DM Contact Management, Inc., which
22 communication contained the following threat to injure DM Contact Management, Inc.
23 personnel:

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Do any of the mother fuckers at your company have weird medical problems?
They're going to real soon, be on the look out. I left a few tips for you, maybe
check it out with the radioactive detectors or have the biohazard people look
around, but you mother fuckers need to stop spamming me, OK mother fucker?

All in violation of Title 18, United States Code, Section 875(c).

DATED:

A TRUE BILL

Nov. 25, 2003

Carolyn Nielson
Grand Jury Foreperson

KEVIN V. RYAN
United States Attorney

Matthew A. Parrella

MATTHEW A. PARRELLA
Chief, San Jose Branch Office

(Approved as to form: *Kewalramani*)
AUSA Kewalramani