

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

15 19:18
U.S. DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

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8 UNITED STATES DISTRICT COURT
9 NORTHERN DISTRICT OF CALIFORNIA
10 SAN FRANCISCO DIVISION

11
12 UNITED STATES OF AMERICA,)

13 Plaintiff,)

14 v.)

15 RICHARD WAYNE SUTTON,)

16
17 Defendant.)
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No. CR 02-0111 SI

VIOLATIONS: 18 U.S.C. § 876 –
Mailing a Threatening
Communication; 18 U.S.C. § 871 –
Threats Against the President

SAN FRANCISCO VENUE

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20 SUPERSEDING INFORMATION

21 The United States Attorney charges:

22 COUNT ONE: (18 U.S.C. § 876 – Mailing a Threatening Communication)

23 On or about December 10, 2001, in the Eastern and Northern Districts of
24 California, the defendant

25 RICHARD WAYNE SUTTON

26 did knowingly and intentionally deposit in an authorized depository for mail matter, to be
27 sent and delivered by the United States Postal Service, and did knowingly and
28 intentionally cause to be delivered by the United States Postal Service, a letter addressed

1 to an individual, which was received by that individual's office in the Northern District of
2 California, on or about December 12, 2001, and containing a threat to injure the addressee
3 and another, in violation of Title 18, United States Code, Section 876.

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5 COUNT TWO: (18 U.S.C. § 876 – Mailing a Threatening Communication)

6 On or about August 29, 2002, in the Northern District of California, the defendant
7 RICHARD WAYNE SUTTON
8 did knowingly and intentionally deposit in an authorized depository for mail matter, to be
9 sent and delivered by the United States Postal Service, and did knowingly and
10 intentionally cause to be delivered by the United States Postal Service, a letter addressed
11 to an individual, which was received by that individual's office in the Northern District of
12 California, on or about August 29, 2002, and containing a threat to injure the addressee
13 and another, in violation of Title 18, United States Code, Section 876.

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15 COUNT THREE: (18 U.S.C. § 871 – Threats Against the President)

16 On or about March 14, 2002, in the Eastern District of California, the defendant
17 RICHARD WAYNE SUTTON
18 did knowingly and willfully deposit and cause to be deposited in the mail and for delivery
19 from any post office and by any letter carrier, a letter, writing, and document containing a
20 threat to take the life of and to inflict bodily injury upon the President of the United
21 States, that is, the defendant deposited, and caused to be deposited, in the mail system
22 within a housing unit at Wasco State Prison, an envelope containing a brown powder and
23 a letter containing the words "You've been infected RU afraid you better take Cyproflex

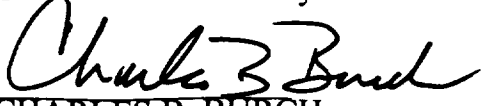
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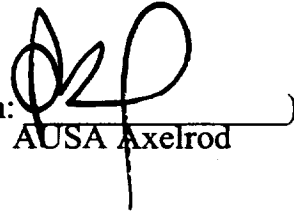
1 "Praise Allah," in violation of Title 18, United States Code, Section 871.

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DATED: 2/20/03

KEVIN V. RYAN
United States Attorney


CHARLES B. BURCH
Chief, Criminal Division

(Approved as to form: )
AUSA Axelrod