

**UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF VIRGINIA
Charlottesville Division**

ELIZABETH SINES, SETH WISPELWEY,
MARISSA BLAIR, APRIL MUNIZ,
HANNAH PEARCE, MARCUS MARTIN,
NATALIE ROMERO, CHELSEA
ALVARADO, and JOHN DOE,

Plaintiffs,

v.

JASON KESSLER, RICHARD SPENCER,
CHRISTOPHER CANTWELL, JAMES
ALEX FIELDS, JR., VANGUARD
AMERICA, ANDREW ANGLIN,
MOONBASE HOLDINGS, LLC, ROBERT
“AZZMADOR” RAY, NATHAN DAMIGO,
ELLIOT KLINE a/k/a/ ELI MOSLEY,
IDENTITY EVROPA, MATTHEW
HEIMBACH, MATTHEW PARROTT a/k/a
DAVID MATTHEW PARROTT,
TRADITIONALIST WORKER PARTY,
MICHAEL HILL, MICHAEL TUBBS,
LEAGUE OF THE SOUTH, JEFF
HEIMBACH, NATIONAL SOCIALIST
MOVEMENT, NATIONALIST FRONT,
AUGUSTUS SOL INVICTUS, FRATERNAL
ORDER OF THE ALT-KNIGHTS, MICHAEL
“ENOCH” PEINOVICH, LOYAL WHITE
KNIGHTS OF THE KU KLUX KLAN, and
EAST COAST KNIGHTS OF THE KU KLUX
KLAN a/k/a EAST COAST KNIGHTS OF
THE TRUE INVISIBLE EMPIRE,

Defendants.

Civil Action No. 3:17-cv-00072-NKM

**SUPPLEMENTAL REPLY TO PLAINTIFFS’ MOTION TO ENJOIN DEFENDANT
CANTWELL FROM MAKING UNLAWFUL THREATS AGAINST PLAINTIFFS’
COUNSEL**

We write to update the Court regarding recent law enforcement activity concerning more online threats by Defendant Cantwell. As Your Honor is aware, Plaintiffs moved to enjoin Mr. Cantwell from making unlawful threats against Plaintiffs and Plaintiffs' counsel on July 2, 2019. (ECF No. 511.) The catalyst for that motion was alarming language posted by Mr. Cantwell on the white nationalist friendly application, Telegram, stating in reference to lead Plaintiffs' counsel, Roberta Kaplan: "After this stupid kike whore loses this fraudulent lawsuit, we're going to have a lot of fucking fun with her." (ECF No. 511-2 (Jun. 18, 2019 Telegram post by Defendant Cantwell).)

Today, Mr. Cantwell was arrested for a threat made on that same platform *two days earlier*. On June 16, 2019, Mr. Cantwell stated the following to another Telegram user: "So if you don't want me to come and f*ck your wife in front of your kids, then you should make yourself scarce[.] Give me Vic, it's your only out." (Ex. 1 (Indictment at 1, *United States v. Cantwell*, No. 1:20-cr-06-PB (D.N.H. 2020).) Yesterday, an indictment was filed charging Mr. Cantwell with Extortionate Interstate Communications in violation of 18 U.S.C. § 875(b) as well as Threatening Interstate Communications in violation of 18 U.S.C. § 875(c). (*Id.*)

The protection sought in Plaintiffs' pending motion for similarly concerning online behavior is even more urgent in light of the recent developments.

Dated: January 23, 2020

Respectfully submitted,

/s/

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CERTIFICATE OF SERVICE

I hereby certify that on January 23, 2020, I filed the foregoing with the Clerk of Court through the CM/ECF system, which will send a notice of electronic filing to:

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I further hereby certify that on January 23, 2020, I also served the following non-ECF participants, via electronic mail, as follows:

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EXHIBIT 1

**UNITED STATES DISTRICT COURT
DISTRICT OF NEW HAMPSHIRE**

UNITED STATES OF AMERICA)	
)	
v.)	
)	Case No. 1:20-cr-06-01-PB
CHRISTOPHER C. CANTWELL,)	
)	
Defendant.)	

INDICTMENT

The Grand Jury charges:

**COUNT ONE
18 U.S.C. § 875(b)
Extortionate Interstate Communications**

On or about June 16, 2019, within the District of New Hampshire and elsewhere, the defendant,

CHRISTOPHER C. CANTWELL,

with intent to extort from Victim 1 a thing of value, namely, personal identifying information for a man known by the on-line pseudonym “VM,” and for the purpose of issuing a threat and with knowledge that the communications would be viewed as a threat, transmitted a communication in interstate commerce containing a threat to injure the person of another. The defendant sent an instant message through the Telegram Messenger app to Victim 1 stating, “So if you don’t want me to come and f*ck your wife in front of your kids, then you should make yourself scarce[.] Give me Vic, it’s your only out.”

In violation of Title 18, United States Code, Section 875(b).

COUNT TWO
18 U.S.C. § 875(c)
Threatening Interstate Communications

On or about June 16, 2019, within the District of New Hampshire and elsewhere, the defendant,

CHRISTOPHER C. CANTWELL,

for the purpose of issuing a threat and with knowledge that the communications would be viewed as a threat, transmitted a communication in interstate commerce containing a threat to injure the person of another. The defendant sent an instant message through the Telegram Messenger app to Victim 1 stating, “So if you don’t want me to come and f*ck your wife in front of your kids, then you should make yourself scarce.”

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

A TRUE BILL

Date: January 22, 2020

/s/ Foreperson

SCOTT W. MURRAY
United States Attorney

By: /s/ John S. Davis _____
John S. Davis
Anna Krasinski
Assistant United States Attorneys