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FILED

JUN - 4 2009

ROBERT T. BRAITHWAITE
U.S. MAGISTRATE

IN THE UNITED STATES DISTRICT COURT
DISTRICT OF UTAH, CENTRAL DIVISION

UNITED STATES OF AMERICA,

FELONY COMPLAINT

Plaintiff,

: Case No. *2:09 mj 208-RTB*

:

vs.

:

DANIEL JAMES MURRAY,

: 18 U.S.C. § 871(a) THREATS AGAINST
THE PRESIDENT OF THE UNITED
STATES

Defendant.

Before Robert T. Braithwaite, United States Magistrate Judge for the District of Utah,
appeared the undersigned, who on oath deposes and says:

COUNT I

18 U.S.C. § 871(a)—Threats Against the President of the United States

On or about May 27, 2009, the defendant,

DANIEL JAMES MURRAY,

did knowingly and willfully make a threat to take the life of, to kidnap, and to inflict bodily harm upon the President of the United States, specifically, a verbal statement threatening to kill the President of the United States, all in violation of Section 871(a) of Title 18 of the United States Code.

AFFIDAVIT IN SUPPORT OF COMPLAINT

I, Robert H Lemmon, III, being duly sworn, hereby depose and say:

1. I am a Special Agent of the United States Secret Service, and have been so employed since March 2007. I am currently assigned to the Salt Lake City Resident Office, Salt Lake City, Utah. I am a graduate of the Federal Law Enforcement Training Center and the United States Secret Service Special Agent Training Course. My current duties include investigating credit fraud, counterfeiting of United States currency, fraudulent government identification and treasury checks, identity theft, access device fraud, and threats against those under the protection of the United States Secret Service.
2. As a Special Agent with the Secret Service I have conducted investigations regarding threats made against the President of the United States.
3. The information contained in this affidavit is based on my training, experience, and participation in investigations regarding threats to protectees of the United States, my personal knowledge and observations during the course of this investigation, and information provided to me by other sources as noted herein.

FACTS AND CIRCUMSTANCES

4. On June 3rd, 2009, your affiant interviewed Vicki Nelson, Senior Financial Representative, Zion's First National Bank, 40 East St. George Blvd., St. George, UT 84770, 435-634-5150. Nelson stated she encountered Daniel James Murray on May 19th, 2009, when he entered the bank to open a savings account with an \$85,000.00 official check from Mountain America Credit Union. Nelson claimed Murray asked if Zion's was a 'solvent' bank, and then stated, "...with all this mess going on under President Obama with banks and the economy, I'm sure if citizen's happen to lose their money, they will rise up and we could see killing and deaths."

5. On June 3rd, 2009, your affiant interviewed Jessica Sorensen, Teller, Zion's First National Bank, 40 East St. George Blvd., St. George, UT 84770, 435-634-5150. Sorensen stated she encountered Murray on May 27th, 2009 when he approached her teller station. Sorensen advised Murray wanted to withdraw \$12,698.00 from his savings account, opened eight days earlier. Sorensen stated Murray was unable to produce the proper identification to complete the transaction. When told he could not withdraw the funds without the proper identification, Sorensen claimed Murray stated, "...not to be disrespectful, but if I don't get this money, someone is going to die." Sorensen stated she got the Branch Manager involved, who agreed to let withdrawal take place, despite the lack of proper identification. While Sorensen counted Murray's cash (Murray would not accept an official check, demanding bills no larger than \$50.00, in non-sequential order) Murray made the following statement: "We are 94 million miles from the sun, and are in-between the sun and moon, and the eagle that flies between them, and it's a giant step for mankind...I have traveled thousands of miles to be here and know things that

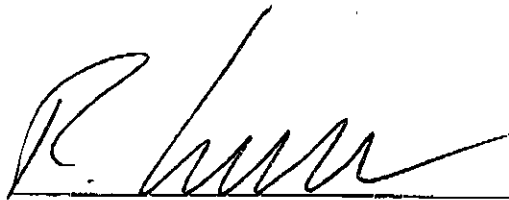
are going to happen...the banking system will fail and people will die...there will be chaos in the world." According to Sorensen, as she handed the cash to Murray he stated, "We are on a mission to kill the President of the United States."

6. On May 28th, 2009, Murray withdrew the remaining \$72,000.00 from his Zion's Bank account in cash, and the bank closed the account.

7. Murray's current location is unknown. He is known to drive a Blue 2001 Buick LeSabre with New York license plate ERL 1445, registered to Daniel James Murray. Murray is originally from New York, but has recently been in California, Utah, Georgia, Oklahoma, and possibly Texas. Murray is known to carry several forms of identification. There are at least eight firearms registered to Murray, ranging from semi-automatic pistols to revolvers, some capable of carrying 15 rounds of ammunition, and all easy to conceal.

CONCLUSION

8. Based upon the acts specified herein, as well as my professional experience, your affiant has probable cause to believe Daniel James Murray has committed a violation of Title 18 U.S.C. Section 871(a), Threats against the President of the United States.



Special Agent Robert H Lemmon, III
Special Agent
United States Secret Service

Sworn and subscribed before me this 3 day of June 2009.



ROBERT T. BRAITHWAITE,
United States Magistrate Judge

Approved by telephone:

Matthew L. Bell
Assistant United States Attorney