

# United States District Court

FOR THE  
NORTHERN DISTRICT OF CALIFORNIA

VENUE: SAN JOSE

0263 RMW RS

E-filing

CR 09

FILED

MAR 12 2009

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

UNITED STATES OF AMERICA,

v.

JOSEPH BUDDENBERG,  
MARYAM KHAJAVI,  
NATHAN POPE,  
a/k/a Nathan Knoerl, and,  
ADRIANA STUMPO,

DEFENDANT(S).

## INDICTMENT

18 U.S.C. § 371 - Conspiracy;  
18 U.S.C. § 43 - Force, violence, and threats involving animal enterprises

A true bill.

*Lynda Benjamin*  
Foreman

Filed in open court this 12th day of

*Betty P. Lee*  
Clerk

BETTY P. LEE

EDWARD M. CHEN  
UNITED STATES MAGISTRATE JUDGE

Bail, \$ \_\_\_\_\_

No Process

1 JOSEPH P. RUSSONIELLO (CSBN 44332)  
United States Attorney

E-filing

**FILED**  
MAR 12 2009  
RICHARD W. WIEKING  
CLERK, U.S. DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA

2  
3  
4  
5  
6  
7  
8 UNITED STATES DISTRICT COURT  
9 NORTHERN DISTRICT OF CALIFORNIA  
10 SAN JOSE DIVISION

RMW

11  
12 UNITED STATES OF AMERICA,

CR 09 0263

13 Plaintiff,

VIOLATIONS:

14 v.

18 U.S.C. § 371 -- Conspiracy;  
18 U.S.C. § 43 -- Force, violence, and  
threats involving animal enterprises

15 JOSEPH BUDDENBERG,  
16 MARYAM KHAJAVI,  
17 NATHAN POPE  
a/k/a Nathan Knoerl, and  
ADRIANA STUMPO,

SAN JOSE VENUE

18 Defendants.

RS

19  
20 INDICTMENT

21 The Grand Jury charges:

22 COUNT ONE: 18 U.S.C. § 371 (Conspiracy)

23 1. From in or about October 2007 through in or about July 2008, in the Northern District of  
24 California, the defendants,

25 JOSEPH BUDDENBERG,  
26 MARYAM KHAJAVI,  
NATHAN POPE a/k/a NATHAN KNOERL, and  
27 ADRIANA STUMPO,

28 conspired to use and caused to be used a facility of interstate commerce for the purpose of  
damaging and interfering with the operations of an animal enterprise, and in connection with that

INDICTMENT

1 purpose, did intentionally place a person in reasonable fear of death of, and serious bodily injury  
2 to that person, a member of the immediate family of that person, and a spouse and intimate  
3 partner of that person by a course of conduct involving threats, acts of vandalism, property  
4 damage, criminal trespass, harassment, and intimidation, in violation of Title 18, United States  
5 Code, Section 43.

6 2. In furtherance of the conspiracy and to effect the objects thereof, within the  
7 Northern District of California, the defendants,

8 JOSEPH BUDDENBERG,  
9 MARYAM KHAJAVI,  
10 NATHAN POPE a/k/a Nathan Knoerl, and  
ADRIANA STUMPO,

11 and others, did commit and cause to be committed the following overt acts, among others:

12 A. On or about October 21, 2007, defendants BUDDENBERG, POPE,  
13 STUMPO, and others known and unknown to the Grand Jury, engaged in acts involving threats,  
14 criminal trespass, harassment, and intimidation at a bio-medical researcher's residence in the  
15 East Bay;

16 B. On or about January 27, 2008, defendants BUDDENBERG, KHAJAVI,  
17 POPE, STUMPO, and others known and unknown to the Grand Jury, engaged in acts involving  
18 threats, harassment, and intimidation at several bio-medical researchers' residences in the East  
19 Bay;

20 C. On or about July 27, 2008, defendants POPE, STUMPO, and another person  
21 known to the Grand Jury, used the Internet to find information on bio-medical researchers at the  
22 University of California at Santa Cruz.

23 All in violation of Title 18, United States Code, Section 371.

24 COUNT TWO: 18 U.S.C. § 43 (Force, violence, and threats involving animal enterprises)

25 3. From in or about October 2007 through in or about July 2008, in the Northern District of  
26 California, the defendants,

27 JOSEPH BUDDENBERG,  
MARYAM KHAJAVI,  
28 NATHAN POPE a/k/a NATHAN KNOERL, and  
ADRIANA STUMPO,

1 used and caused to be used a facility of interstate commerce, for the purpose of damaging and  
2 interfering with the operations of an animal enterprise, and in connection with that purpose did  
3 intentionally place and attempt to place a person in reasonable fear of death of, and serious bodily  
4 injury to that person, a member of the immediate family of that person, and a spouse and intimate  
5 partner of that person by a course of conduct involving threats, acts of vandalism, property  
6 damage, criminal trespass, harassment, and intimidation, in violation of Title 18, United States  
7 Code, Section 43.

8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26  
27  
28

DATED:

A TRUE BILL.

*March 12, 2009*

*Lynda Benjamin*  
FOREPERSON

JOSEPH P. RUSSONIELLO  
United States Attorney

*Brian J. Stretch*  
BRIAN J. STRETCH  
Chief, Criminal Division

(Approved as to form: *Elise Becker*)  
AUSA Elise Becker

AO 257 (Rev. 6/78)

**DEFENDANT INFORMATION RELATIVE TO A CRIMINAL ACTION - IN U.S. DISTRICT COURT**

BY:  COMPLAINT  INFORMATION  INDICTMENT  
 SUPERSEDING

Name of District Court, and/or Judge/Magistrate Location  
NORTHERN DISTRICT OF CALIFORNIA  
SAN JOSE DIVISION  
**FILED**  
MAR 12 2009

**OFFENSE CHARGED**  
Title 18, United States Code, Section 371 - Conspiracy  
Title 18, United States Code, Section 43 - Force, violence, and threats involving animal enterprises  
 Petty  
 Minor  
 Misdemeanor  
 Felony  
PENALTY: 5 years imprisonment, \$250,000 fine, 3 years supervised release, \$100 special assessment per count

DEFENDANT - U.S.  
RICHARD W. WIEKING  
CLERK U.S. DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA  
UNITED STATES V. JOSEPH BUDDENBERG  
DISTRICT COURT NUMBER  
**CR 09 0263**  
**RMW**

**PROCEEDING**  
Name of Complainant Agency, or Person (& Title, if any)  
FBI SA Andrew Myers  
 person is awaiting trial in another Federal or State Court, give name of court  
 this person/proceeding is transferred from another district per (circle one) FRCrp 20, 21, or 40. Show District  
 this is a reprosecution of charges previously dismissed which were dismissed on motion of:  
 U.S. ATTORNEY  DEFENSE } SHOW DOCKET NO.  
 this prosecution relates to a pending case involving this same defendant } MAGISTRATE CASE NO.  
 prior proceedings or appearance(s) before U.S. Magistrate regarding this defendant were recorded under } 09-MJ-70175 RS

**DEFENDANT**  
**IS NOT IN CUSTODY**  
Has not been arrested, pending outcome this proceeding. **RS**  
1)  If not detained give date any prior summons was served on above charges  
2)  Is a Fugitive  
3)  Is on Bail or Release from (show District)  
Northern District of California  
**IS IN CUSTODY**  
4)  On this charge  
5)  On another conviction }  Federal  State  
6)  Awaiting trial on other charges  
If answer to (6) is "Yes", show name of institution  
Has detainer been filed?  Yes  No } If "Yes" give date filed  
DATE OF ARREST  Month/Day/Year  
Or... if Arresting Agency & Warrant were not  
DATE TRANSFERRED TO U.S. CUSTODY  Month/Day/Year

Name and Office of Person Furnishing Information on this form  
 U.S. Attorney  Other U.S. Agency

Name of Assistant U.S. Attorney (if assigned) AUSA Elise Becker

This report amends AO 257 previously submitted

**ADDITIONAL INFORMATION OR COMMENTS**

**PROCESS:**  
 SUMMONS  NO PROCESS\*  WARRANT  
If Summons, complete following:  
 Arraignment  Initial Appearance  
Defendant Address:  
\_\_\_\_\_  
Comments:

Bail Amount: \_\_\_\_\_  
\* Where defendant previously apprehended on complaint, no new summons or warrant needed, since Magistrate has scheduled arraignment  
Date/Time: \_\_\_\_\_ Before Judge: \_\_\_\_\_  
**Δ/**

AO 257 (Rev. 6/78)

**DEFENDANT INFORMATION RELATIVE TO A CRIMINAL ACTION - IN U.S. DISTRICT COURT**

BY:  COMPLAINT  INFORMATION  INDICTMENT  SUPERSEDING

Name of District Court, and/or Judge/Magistrate Location

NORTHERN DISTRICT OF CALIFORNIA

SAN JOSE DIVISION

DEFENDANT - U.S.

UNITED STATES v. MARYAM WIEKING

DISTRICT COURT NUMBER

CR 09

0263

DEFENDANT

RS

**IS NOT IN CUSTODY**

Has not been arrested, pending outcome this proceeding.

- 1)  If not detained give date any prior summons was served on above charges
- 2)  Is a Fugitive
- 3)  Is on Bail or Release from (show District)

Northern District of California

**IS IN CUSTODY**

- 4)  On this charge
- 5)  On another conviction }  Federal  State
- 6)  Awaiting trial on other charges

If answer to (6) is "Yes", show name of institution

Has detainer been filed?  Yes  No

If "Yes" give date filed

DATE OF ARREST

Month/Day/Year

Or... if Arresting Agency & Warrant were not

DATE TRANSFERRED TO U.S. CUSTODY

Month/Day/Year

This report amends AO 257 previously submitted

**OFFENSE CHARGED**

Title 18, United States Code, Section 371 - Conspiracy  
Title 18, United States Code, Section 43 - Force, violence, and threats involving animal enterprises

- Petty
- Minor
- Misdemeanor
- Felony

PENALTY: 5 years imprisonment, \$250,000 fine, 3 years supervised release, \$100 special assessment per count

**PROCEEDING**

Name of Complainant Agency, or Person (& Title, if any)

FBI SA Andrew Myers

person is awaiting trial in another Federal or State Court, give name of court

this person/proceeding is transferred from another district per (circle one) FRCrp 20, 21, or 40. Show District

this is a reprosecution of charges previously dismissed which were dismissed on motion of:

U.S. ATTORNEY  DEFENSE

SHOW DOCKET NO.

this prosecution relates to a pending case involving this same defendant

MAGISTRATE CASE NO.

prior proceedings or appearance(s) before U.S. Magistrate regarding this defendant were recorded under

09-MJ-70175 RS

Name and Office of Person Furnishing Information on this form

U.S. Attorney  Other U.S. Agency

Name of Assistant U.S. Attorney (if assigned)

AUSA Elise Becker

**ADDITIONAL INFORMATION OR COMMENTS**

**PROCESS:**

SUMMONS  NO PROCESS\*  WARRANT

Bail Amount: \_\_\_\_\_

If Summons, complete following:

Arraignment  Initial Appearance

\*Where defendant previously apprehended on complaint, no new summons or warrant needed, since Magistrate has scheduled arraignment

Defendant Address: \_\_\_\_\_

Date/Time: \_\_\_\_\_ Before Judge: \_\_\_\_\_

Comments: \_\_\_\_\_

02

AO 257 (Rev. 6/78)

**DEFENDANT INFORMATION RELATIVE TO A CRIMINAL ACTION - IN U.S. DISTRICT COURT**

BY:  COMPLAINT  INFORMATION  INDICTMENT  SUPERSEDING

Name of District Court, and/or Judge/Magistrate Location  
 NORTHERN DISTRICT OF CALIFORNIA

**FILED**  
 MAR 12 2009  
 SAN JOSE DIVISION

**OFFENSE CHARGED**

Title 18, United States Code, Section 371 - Conspiracy  Petty  
 Title 18, United States Code, Section 43 - Force, violence, and threats involving animal enterprises  Minor  
 Misdemeanor  
 Felony

PENALTY: 5 years imprisonment, \$250,000 fine, 3 years supervised release, \$100 special assessment per count

DEFENDANT - U.S.

UNITED STATES v. NATHAN POPE

DISTRICT COURT NUMBER

0263

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

CR 09

RMW

**DEFENDANT**

**IS NOT IN CUSTODY**

- Has not been arrested, pending outcome this proceeding. **RS**
- If not detained give date any prior summons was served on above charges
  - Is a Fugitive
  - Is on Bail or Release from (show District)  
 Western District of North Carolina

**IS IN CUSTODY**

- On this charge
- On another conviction }  Federal  State
- Awaiting trial on other charges  
 If answer to (6) is "Yes", show name of institution

Has detainer been filed?  Yes  No

If "Yes" give date filed

DATE OF ARREST

Month/Day/Year

Or... if Arresting Agency & Warrant were not

DATE TRANSFERRED TO U.S. CUSTODY

Month/Day/Year

This report amends AO 257 previously submitted

**PROCEEDING**

Name of Complainant Agency, or Person (& Title, if any)

FBI SA Andrew Myers

- person is awaiting trial in another Federal or State Court, give name of court
- this person/proceeding is transferred from another district per (circle one) FRCrp 20, 21, or 40. Show District

this is a reprosecution of charges previously dismissed which were dismissed on motion of:

U.S. ATTORNEY  DEFENSE

SHOW DOCKET NO.

this prosecution relates to a pending case involving this same defendant

MAGISTRATE CASE NO.

prior proceedings or appearance(s) before U.S. Magistrate regarding this defendant were recorded under

Name and Office of Person Furnishing Information on this form

U.S. Attorney  Other U.S. Agency

Name of Assistant U.S. Attorney (if assigned)

AUSA Elise Becker

**ADDITIONAL INFORMATION OR COMMENTS**

**PROCESS:**

SUMMONS  NO PROCESS\*  WARRANT

Bail Amount: \_\_\_\_\_

If Summons, complete following:

Arraignment  Initial Appearance

\* Where defendant previously apprehended on complaint, no new summons or warrant needed, since Magistrate has scheduled arraignment

Defendant Address: \_\_\_\_\_

Date/Time: \_\_\_\_\_ Before Judge: \_\_\_\_\_

Comments:

13

AO 257 (Rev. 6/78)

**DEFENDANT INFORMATION RELATIVE TO A CRIMINAL ACTION - IN U.S. DISTRICT COURT**

BY:  COMPLAINT  INFORMATION  INDICTMENT  
 SUPERSEDING

**OFFENSE CHARGED**

Title 18, United States Code, Section 371 - Conspiracy  Petty  
Title 18, United States Code, Section 43 - Force, violence, and threats involving animal enterprises  Minor  
 Misdemeanor  
 Felony  
PENALTY: 5 years imprisonment, \$250,000 fine, 3 years supervised release, \$100 special assessment per count

Name of District Court, and/or Judge, Magistrate Location  
NORTHERN DISTRICT OF CALIFORNIA

SAN JOSE DIVISION

DEFENDANT: UNITED STATES v. ADRIANA  
DISTRICT COURT NUMBER

CR 09

0263

RS

**DEFENDANT**

**IS NOT IN CUSTODY**

- Has not been arrested, pending outcome this proceeding.
- 1)  If not detained give date any prior summons was served on above charges
  - 2)  Is a Fugitive
  - 3)  Is on Bail or Release from (show District)  
Western District of North Carolina

**IS IN CUSTODY**

- 4)  On this charge
- 5)  On another conviction }  Federal  State
- 6)  Awaiting trial on other charges  
If answer to (6) is "Yes", show name of institution

Has detainer been filed?  Yes  No

If "Yes" give date filed

DATE OF ARREST

Month/Day/Year

Or... If Arresting Agency & Warrant were not

DATE TRANSFERRED TO U.S. CUSTODY

Month/Day/Year

This report amends AO 257 previously submitted

**PROCEEDING**

Name of Complainant Agency, or Person (& Title, if any)

FBI SA Andrew Myers

person is awaiting trial in another Federal or State Court, give name of court

this person/proceeding is transferred from another district per (circle one) FRCrp 20, 21, or 40. Show District

this is a reprosecution of charges previously dismissed which were dismissed on motion of:

U.S. ATTORNEY  DEFENSE

SHOW DOCKET NO.

this prosecution relates to a pending case involving this same defendant

MAGISTRATE CASE NO.

prior proceedings or appearance(s) before U.S. Magistrate regarding this defendant were recorded under

Name and Office of Person Furnishing Information on this form

U.S. Attorney  Other U.S. Agency

Name of Assistant U.S. Attorney (if assigned)

AUSA Elise Becker

**ADDITIONAL INFORMATION OR COMMENTS**

**PROCESS:**

SUMMONS  NO PROCESS\*  WARRANT

Bail Amount: \_\_\_\_\_

If Summons, complete following:

Arraignment  Initial Appearance

\* Where defendant previously apprehended on complaint, no new summons or warrant needed, since Magistrate has scheduled arraignment

Defendant Address: \_\_\_\_\_

Date/Time: \_\_\_\_\_ Before Judge: \_\_\_\_\_

Comments: \_\_\_\_\_

AS