

**SEALED**

**UNITED STATES DISTRICT COURT  
DISTRICT OF MASSACHUSETTS**

**UNITED STATES OF AMERICA**

v.

**BRANDON JAMES ZIOBROWSKI,  
Defendant.**

Crim. No.

18cr10250

**VIOLATION:**

**18 U.S.C. § 875(c) – Use of Interstate and  
Foreign Commerce to Transmit a Threat to  
Injure Another Person**

**INDICTMENT**

The Grand Jury charges that:

**INTRODUCTORY ALLEGATIONS**

1. At all times material to the allegations below, BRANDON JAMES ZIOBROWSKI (“ZIOBROWSKI”) was a 33-year-old male who resided in Cambridge, Massachusetts.
2. On or about March 25, 2009, ZIOBROWSKI created an account on Twitter. He registered his account under the username **@Vine\_II**. ZIOBROWSKI customized his account by adding a profile picture and the display name **adobe\_flash\_player.dmg**. ZIOBROWSKI has more than 400 followers on his Twitter account.
3. Over time, ZIOBROWSKI’s tweets have become more violent and threatening. For instance, he has repeatedly tweeted his desire to “slit” Senator John McCain’s throat. Beginning in or about February 2018, ZIOBROWSKI began posting tweets that promoted violence against law enforcement. On or about February 24, 2018, ZIOBROWSKI posted a message on Twitter that read: “Guns should only be legal for shooting the police like the second amendment intended.” Approximately two weeks after posting this tweet, ZIOBROWSKI expressed his hatred for law enforcement to a group of approximately 42 people (including at least one of his

Twitter followers) on a different online communication platform, “Fuck this police state shooting a cop should get you a medal.”

4. In or about March 2018, ZIOBROWSKI started tweeting threatening messages against federal law enforcement agents that work for the U.S. Immigration and Customs Enforcement (“ICE”). ICE is part of the U.S. Department of Homeland Security (“DHS”) and is the law enforcement agency responsible for enforcing federal laws governing border control, customs, trade, and immigration to promote homeland security and public safety.

5. On or about March 1, 2018, in response to a tweet from an ICE Field Office Director regarding the fact that ICE officers put their “lives on the line to arrest criminal aliens,” ZIOBROWSKI posted a message that read: “Thank you ICE for putting your lives on the line and hopefully dying I guess so there’s less of you?”

6. On or about July 2, 2018, ZIOBROWSKI posted this message on Twitter:



**adobe\_flash\_player.dmg**  
@Vine\_11

Follow

I am broke but I will scrounge and literally give \$500 to anyone who kills an ice agent. @me seriously who else can pledge get in on this let’s make this work

9:19 PM - 2 Jul 2018

2 Likes



Tweet your reply

7. When ZIOBROWSKI tweeted this message, he knew he had 448 followers and

that it would be publicly available on Twitter. Indeed, two people liked ZIOBROWSKI's murder-for-hire solicitation to kill federal agents in exchange for \$500.

8. When ZIOBROWSKI posted his July 2, 2018 tweet, he knew that the people like himself were calling for ICE agents to be killed on social media platforms. ZIOBROWSKI's July 2, 2018 tweet was designed to encourage violence and the murder of law enforcement agents who were simply enforcing federal laws governing border control and immigration. ZIOBROWSKI intended that his tweet communicate a threat and knew that it would be interpreted as a threat.

9. On or about July 5, 2018, the DHS's Current and Emerging Threats Center in Washington, D.C., found ZIOBROWSKI's July 2, 2018 tweet while conducting searches of the Internet for any domestic and international terrorism threats. Based upon the seriousness and specificity of the threat, a report entitled "Social media user solicits contract murder of U.S. Immigration and Customs Enforcement personnel" was disseminated to federal, state, and local law enforcement agencies throughout the country, including ICE field offices.

10. On or about July 11, 2018, after identifying ZIOBROWSKI as the subscriber of the @Vine\_II Twitter account and confirming that he indeed posted the murder-for-hire solicitation, the FBI Boston's Joint Terrorism Task Force requested that Twitter remove the July 2, 2018 tweet from its website because it posed a threat to the public safety of ICE agents around the country. As a result, Twitter suspended ZIOBROWSKI's account.

**Count One: 18 U.S.C. § 875(c) - Use of Interstate and Foreign Commerce to Transmit a Threat To Injure the Person of Another**

The Grand Jury charges that:

11. Paragraphs 1-10 of the Introductory Allegations are hereby re-alleged and incorporated by reference as if fully set forth herein.

12. On or about July 2, 2018, in the District of Massachusetts and elsewhere, the defendant,


**BRANDON JAMES ZIOBROWSKI,**

did knowingly transmit in interstate and foreign commerce through Twitter, an online news and social networking service available on the Internet, a communication containing a threat to injure the person of another, to wit: “an ice agent,” and did so intending that his message communicate a threat and knowing that it would be interpreted as a threat.

All in violation of 18 U.S.C. § 875(c).


A TRUE BILL

  
\_\_\_\_\_  
Foreperson of the Grand Jury

  
\_\_\_\_\_  
B. Stephanie Siegmann  
Brian Perez-Daple  
Assistant United States Attorneys

DISTRICT OF MASSACHUSETTS, Boston, MA, August 7, 2018

Returned into the District Court by the Grand Jurors and filed.

  
\_\_\_\_\_  
Deputy Clerk  
#2:15p