

**UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF MICHIGAN
SOUTHERN DIVISION**

THE UNITED STATES OF AMERICA,

Plaintiff,

CRIMINAL NO. 13-20522

v.

HONORABLE MARIANNE O. BATTANI

ADAM PAUL SAVADER,

Defendant.

_____ /

GOVERNMENT’S SENTENCING MEMORANDUM

I. INTRODUCTION

In 2012 and 2013, Defendant Adam Savader hacked into the email accounts of victims in at least three different states. After accessing the email accounts, all of which belonged to women the Defendant knew, Defendant stole nude or partially nude images from those accounts—images that were private and not intended to be shared with anyone—and extorted and harassed young women using the stolen photos. Defendant threatened to release the nude photos of the young women if the young women did not send him additional pornographic photos.

On April 17, 2013, a criminal complaint was filed in this district charging Savader with cyber stalking and internet extortion. Savader was arrested at his home in Long Island, New York, and his iPhone and computers were seized pursuant to a search warrant from the Eastern District of New York. Defendant was removed to the Eastern District of Michigan and charged in an information with four counts of cyber stalking, in violation of Title 18, United States Code, Section 2261A(2)(A), and four counts of internet extortion, in violation of Title 18, United States

Code, Section 875(d). On November 14, 2013, Savader pled guilty to Counts One (cyber stalking) and Two (internet extortion) of the information, pursuant to a Rule 11 Plea Agreement. The parties to the Rule 11 Plea Agreement anticipated a sentencing guideline range of 24-30 months. *See* R.18: Plea Agreement at pg. 6. The Probation Department found the applicable guideline range to be 41-50 months. Presentence Report (PSR) ¶¶ 188-90. Defendant is to be sentenced April 23, 2014, at 2:00 p.m.

Pursuant to the plea agreement between the parties and for the reasons articulated below, the government recommends a sentence of incarceration of **30 months**.

II. STATEMENT OF FACTS

A. THE FIRST VICTIM COMES FORWARD.

The investigation into Defendant's conduct began on September 30, 2012, when Washtenaw County Detective Dan Iverson received a complaint from a young woman, identified in the PSR as V2, who stated that she had received threatening text messages from a Google Voice number she didn't recognize. PSR ¶ 15. The messages contained two nude photographs of V2 that she had taken of herself and had stored in her private, password protected email. Although V2 took the pictures with the idea to send them to her long-term boyfriend, who was then overseas, V2 never sent the photos and they remained stored in her email. V2 never shared these photos with anyone. The messages threatened to send the photographs to V2's parents—who were identified by name—if V2 didn't send additional nude photographs. *Id.* V2 also reported receiving a Facebook message from a 'John Smith' that reiterated the threat to distribute the nude images unless V2 answered several sexually-themed questions. *Id.* ¶¶ 15-6. V2 logged into her password protected email in June, July and August of 2012 and was prompted with a security question to change her password. She thought her email had been hacked during those

months, although she hadn't thought it unusual at the time. V2 stated that she was frightened and terrorized by the messages and believed the photos would be sent to her parents because in one of the messages where Defendant had named her parents, he also sent a Facebook photo of V2's mother. *Id.* ¶ 15.

At some point, Defendant used a new number to contact V2 and told her he had made a website with the nude images and sent her the link as proof. He tauntingly asked if he should send the link to her parents. V2 opened the link—a page on a file-sharing website, photobucket.com—and saw her photos displayed. PSR ¶ 18. The text messages to V2 were unrelenting and continued from September 2012 through January 2013. In an effort to escape this situation, V2 left school in January 2013 to study abroad half way around the world. *Id.* ¶ 20.

B. DEFENDANT'S IDENTITY IS DISCOVERED, MORE VICTIMS ARE FOUND.

Detective Iverson traced the Google Voice number used to stalk and threaten V2 to a forwarding cell phone number that registered to Defendant. Det. Iverson also learned that two email addresses, which were used to establish the Google Voice numbers that contacted V2, were created using an IP address at a residence in Quincy, Massachusetts, where it was later learned Defendant had been living while he interned on former Massachusetts Governor Mitt Romney's presidential campaign. From the records provided by Google Voice, Detective Iverson located six more victims, all of whom had stories very similar to V2's. Detective Iverson requested the help of the Federal Bureau of Investigation who initiated a joint investigation. The joint investigation uncovered even more victims and Google Voice numbers, as well as phony email accounts and fake Facebook profiles that Savader used to harass the women he targeted. Ultimately, the investigation connected Savader to nine Google Voice

numbers, five phony email addresses and five fake Facebook profiles, all of which were used to contact his victims. When Defendant was arrested the case received media attention. The media reports resulted in additional victims contacting the U.S. Attorney's Office to report their victimization, stalking and extortion, by Savader.

In total, fifteen women have been identified as being extorted and/or stalked by Savader. Two of those victims, Izzy and Maya, are known only by their first names and from the text messages Savader sent them. (The number of victims, however, likely underrepresents the total universe of victims since several numbers Defendant texted repeatedly using Google Voice could not be investigated because the subscriber had changed his or her number or disconnected service.) The Probation Department found that Savader victimized fifteen women. Ten women were the victims of both internet extortion and cyber stalking, and five were victims of internet extortion only. *See* PSR ¶¶ 50-140.

Defendant targeted women he knew from college and his hometown. He surreptitiously gained access to their private email and Facebook accounts by using personal information he knew about them (such as the street they lived on or their high school mascot) to by-pass the security questions and engineer a password re-set. Once he had access to their accounts, he stole the images stored in those accounts and saved them to a cloud storage site. He sent his victims anonymous messages stating he had nude photos of them. He frequently listed their parents' names, or sent a Facebook picture of the parent, to bolster his threat. Often, Savader sent the women a link to their pictures on the website photobucket.com to prove he had them. The messages repeatedly threatened to distribute the photos if more nude images weren't sent.

The text messages Savader sent to his victims were menacing and malicious. They were relentless. The below excerpts are just a few examples.

On September 30, 2012, Savader sent the following text messages to a woman he had attended college with, identified in the PSR as V3:

Savader: Don't make me send the pics. I swear to god I will. Are you taking this seriously or should I send the pics to someone to prove I will. This is unbelievable. Answer me now!!!!!! [V3]! [V3]! [V3]! [V3]! [V3]!

V3.: Please stop.

Savader: No. Were [sic] talking now. I've had it with your evading. Right now were talking and you're going to respond quickly. What are you wearing? [V3]! [V3]! [V3]! [V3]! [V3]! ANSWER ME! Now.

Savader: Whya re you ignoring me? [V3]! [V3]! [V3]! [V3]! ARE YOU THERE? I have photos of you fucking nude. Your tits. Your ass. You fucking name it. I have photos of it. Don't be dumb. Answer me now. V3! V3! V3! V3! V3!

Savader: I feel like you're not taking me serious. I am currently picking the first person to send the pics to. All right. First choice is [E.A.]. Want me to send him the pics or will you answer?

Savader: V3! Let's make this simple. I am not bluffing. If you do not e-mail me a pic of you in a bra including your face I will ask [E.A.] if he wants nude pics of you. You have until noon. I am not bluffing. Don't be stupid. Once I send nude pics of you they cannot be unsent.

V3: Why won't you stop?

Savader: Because you haven't given me what I wanted yet. I am serious about this noon deadline. Don't fuck it up. Tick tock [V3].

Savader: The photos just uploaded of you to facebook are so sexy. Cant wait for you to send me the pic you are going to by noon. Loginrandom1@gmail.com. Less than 2 hours. Don't test me [V3]. Less than an hour [V3]. You said you would send me the pic a few weeks ago. I expect you to keep your word if you want me to keep my word. Send the pic to loginrandom1@gmail.com.

Savader: Free now About to ask [E.A.] if he wants the pic. Anything you want to say before I do? Fine if you wont take him seriously maybe I should send it to your brother. [V3]! [V3]! [V3]! Just sent [E.A.] this message. "I have nude pics of V3. []. Do you want them? If so let me know" Sure hope for your sake he doesn't answer me before you do. Tick tock.

Savader: While I'm waiting to hear from him. I'll start the countdown to the next person I ask. Will ask [P.M.] if he wants them if I don't hear from you. You have 1 hour. Until 8:10.

Savader: Just offered the pics to [P.M.]. Hope you answer before he does. Now looking for the next person. This will continue until you answer me. Next up. [S.D.]. You have until 9:10. Seriously. What the fuck is your plan? As soon as someone asks for them they'll get them. The only way to stop me is to answer me.

On October 30, 2012, Savader sent the following text messages to another victim who lives near Defendant's hometown, identified in the PSR as V4, after demanding that she send him additional photos:

Savader: Do it from ur phone RIGHT NOW!!!!!!!!!!!!!! I swear to god don't be stupid. U don't want every1 including your parents seeing your tits ass and pussy. Accept it now!!

Savader: This is what I will send ur mom with the pics unless u accept now "thought u would want to see these pics of your baby girl. They're very revealing. About to send them to every1 so she is a star"

Savader: I swear on all that is holy. If you fuck with me again I will send these to your parents. I have no problem sending them to ur parents, friends and sorority sisters unless you cooperate by answering me.

On September 15, 2012, Savader sent the following text messages to another fellow college student, identified in the PSR as V1:

Savader: hey it's the person with the nude photos of you. Thinking about sending them to every1 u know including your internship unless u tell me not 2.

Savader: I know you see this. Don't you want to clear this up?

On September 22, 2012, Savader sent the following text messages to V1:

Savader: I'm about to send those pics

Savader: To the republican national committee ur parents and all of dg. Should I?

Savader: If not tell me. I'm running out of patience.

Savader: Want to see one of the pics as proof?

Savader: Playtime is over. Answer me now or pay.

Savader: Give me an email address. I'm sending u a pic as proof now. Maybe then you'll take this seriously.

Savader: Just came to u. Ur so hot. Every1 will be doing the same if you don't respond.

On October 31, 2012, Savader send the following text messages to V1:

Savader: Hey. Are you there? This is the person who has the nude photos of u. I have no problem sending them to every1 including ur parents and sororities sisters unless you answer me now. DO YOU WANT EVERYONE TO SEE YOU NUDE OR NOT?

Savader: I just send ur bf some of the pics I have over Facebook. U should look at them now and text me back before I send them!!!!

Savader: I'M NOT FUCKING AROUND! ANSWER ME OR SHE BECOMES AN ONLINE STAR!

Savader: Tell you bf deleting his Facebook wont make this go away. The only way this goes away is if one of you answers me.

Savader: Locking me wont fix this.

Savader: I just sent all of ur family a Facebook message, "I have something to show all of you about [V1]." Followed by "anybody curious? It's very revealing".

Savader: ANSWER ME NOW OR I SEND THEM THE PHOTOS!

Savader: Sent via Facebook to [V1], [A.D.], [C.J.], [D.F.], [F.B.], [J.N.], [M.N], [S.J.], “you’ll see plenty of her if u know what I mean”.

Savader: This is not a bluff. I will send them one of the pics if you don’t answer me by 12:02 a.m. That’s 5 minutes. 2 more minutes.

Savader: You leave me no choice. Sending one now. Just sent one of the cleanest pics but still dirty pics I have to your family and [V1’s boyfriend’s] family. I included him on the picture.

Savader: I send the next one which will be dirtier [sic] than this one at 12:10. 5 minutes from now unless u answer me before then.

Savader: 2 more minutes. Then I send the next one. Just say something to me if u want me to stop sending ur family nude photos of u.

Savader: Did ur family like the pics? Answer me and this all stops.

Four of the victims filed police reports. One woman hired a private investigator to find the person sending the threatening messages. Two women sought counseling when the text messages and emails didn’t stop.

C. DEFENDANT’S DROP BOX PHOTO ACCOUNT.

Defendant maintained a cache of stolen photographs on a cloud storage service called Drop Box. Savader’s Drop Box account had 93 file folders: 70 of those folders were labeled with women’s names; 10 were labeled with men’s names; the rest were labeled by letters or identifiers such as “CSE girl” and “CD!!!!” All 93 folders stored pictures. Of the 70 folders labeled with women’s names, 38 had nude images of women. Of the 10 folders labeled with men’s names, 7 had nude images of women. Each of the victims identified in this case, except

for one, had a file folder in her name with nude images stored in Defendant's Drop Box account. Maya and Izzy—the two victims who could not be contacted— both had folders with their names and nude images inside. In three folders, labeled “A,” “Ab,” and “Abc”, respectively, Defendant documented the steps he took to access the victims' email and Facebook accounts by saving screen-shots of email and Facebook passwords that he re-set.

D. DEFENDANT PLEADS GUILTY AND ADMITS TO RELEVANT CONDUCT.

Defendant pleaded guilty via a written Rule 11 Plea Agreement to counts one and two of the information, which charged internet extortion and cyber stalking of V2. Defendant also admitted to victimizing 14 additional women, hacking into their email accounts, stealing their private photos and extorting them for more. R.18: Plea Agreement at 5; PSR ¶ 48. In a meeting with the government prior to the plea hearing, Savader explained how he accessed the various email and Facebook accounts. Savader also stated he was somewhat “relieved” when he was caught because he didn't have any intention of stopping.

III. SENTENCING GUIDELINE CALCULATIONS AND OTHER RELEVANT 3553(a) FACTORS

Congress has provided, through 18 U.S.C. § 3553(a), the relevant objectives and factors to be considered by sentencing courts in imposing a “sentence sufficient, but not greater than necessary.” Those objectives are: (1) the nature and circumstances of the offense, and the history and characteristics of the Defendant; (2) the need for a sentence to reflect the basic aims of sentencing (including retribution, deterrence, incapacitation, and rehabilitation); (3) the kinds of sentences legally available; (4) the Sentencing Guidelines; (5) Sentencing Commission policy statements; (6) the need to avoid unwarranted sentencing disparities among defendants with similar records who have been found guilty of similar conduct; and (7) the need for restitution.

The most relevant factors are evaluated below, beginning with number 4, the Sentencing Guidelines.

A. The Advisory Guideline Range

In *United States v. Rita*, 551 U.S. 338 (2007), the Supreme Court restated that the goals of the United States Sentencing Commission in formulating the Sentencing Guidelines are to carry out the objectives of 18 U.S.C. § 3553(a). Despite their being advisory, rather than mandatory, the Guidelines remain an important factor in fashioning a just sentence. As the Supreme Court stated in *Rita*, “it is fair to assume that the Guidelines, insofar as practicable, reflect a rough approximation of sentences that might achieve section 3553(a)’s objectives.” *Id.* at 345.

In *United States v. Vonner*, 516 F.3d 382, 389 (6th Cir. 2008), the Court in analyzing the holding in *Rita*, recognized that the guidelines represent the Sentencing Commission’s attempt to reconcile the factors under § 3553(a), that these factors seek to balance Congress’ competing interests in consistency and that a confluence between the national views of the sentencing commission and the independent views of a sentencing judge results in a “double determination” which significantly increases the likelihood that a sentence is reasonable.

In *United States v. Gall*, 128 S.Ct. 586, 601 (2007), the United States Supreme Court provided a template for sentencing proceedings in the district court. The Court held that a district court should begin sentencing proceedings by correctly calculating the applicable guidelines. *Id.* at 596.

The parties to the Rule 11 Plea Agreement contemplated a guideline range of 24-30 months. The Probation Department found a higher guideline range based on the additional offenses admitted to as relevant conduct. Accordingly, the Probation Department scored the

offense under U.S.S.G. § 1B1.2 to include the additional 14 victims as if Defendant had been convicted of additional counts. PSR ¶ 48. After grouping the different offenses, the Probation Department calculated a guideline range of 41 – 51 months. *Id.* ¶ 187.

Probation calculated the correct guideline range. However, per the terms of the Rule 11 Agreement, the government's sentencing recommendation is 30 months. Accordingly, the government requests that this Court vary downward from the applicable guideline range and impose a sentence of 30 months' imprisonment.

B. Nature and Circumstances of the Offense, and the History and Characteristics of the Offender, 18 U.S.C. § 3553(a)(1)

1. Nature and Circumstances of the Offense

Cyber stalking is an online crime that disrupts lives of and instills fear in the victim. Put simply, it is an aggressive and sometimes more dangerous form of stalking. Unlike traditional stalking, the defendant attempts to take advantage of the anonymity and relative protection provided by the internet. It is purposeful and focuses on the consequences to the victim. When the crime is perpetrated anonymously, as here, the resulting fear and paranoia can be much more acute. Because the victims don't know who is stalking them, they are constantly fearful and anxious of every acquaintance and stranger they come across. Everyone is a suspect and no one is to be trusted. Because social media plays such a pivotal role in people's lives today, even threatening the use social media, as the method of carrying out threats, can magnify the victim's fear tenfold. Without question, the advent of social media has made cyber stalking much easier to commit. The same is true with respect to the internet and the growth of identity theft crimes. But just as one should not blame an internet user for having his or her identity stolen, one should not blame those who keep personal, private photographs on-line, behind password protected accounts, for being targeted by a cyber-stalker.

Savader's offense involved at least 15 women and is unquestionably serious. His reign of emotional terror and extortion had real and devastating consequences to the women he targeted. He targeted women he knew because he could more easily hack his way into their emails and infiltrate their lives. He perpetrated his crimes using social media because he knew this was the best way to maximize the impact of his threats and thus the possibility that the women would be forced to yield to his demands. His actions were purposeful and premeditated. Unlike other cases, these victims did not take pictures and send them to Defendant or post them on a website where he could download them. The images were never intended to be made public. Defendant stole the images. Defendant hacked into the victims' private e-mail accounts, went through their e-mails, went through their files, and stole their most intimate and personal images. Keeping these images in private, password protected email accounts is the modern-day equivalent of storing photographs in a shoe-box, in a closed bedroom closet, behind a locked door. They are personal, intimate moments from these young women's lives that Savader snuck in and stole. Over and over and over again.

Defendant, like a Peeping Tom, invaded their privacy for his own selfish sexual gratification. Undoubtedly, Defendant's voyeurism could have been limited to simply stealing their pictures. However, just hacking into their accounts and snooping on their lives was not enough to satisfy him.

Between September 2012 and February 2013, Defendant took everything a step further when he began dangling these images in front of the young women and extorting them—not for money but for more sexually explicit images. Defendant's messages to the victims show that he was fully aware of the impact releasing these images would have on the young women's

reputations. His language was belligerent and unsympathetic to the emotional toll his conduct was having on his victims.

Two of the victims have submitted victim impact statements, redacted versions of which are appended as exhibits to this submission. V1 wrote in her statement that

The text messages were extremely threatening and sexually aggressive. In the texts he said that he had hacked into my email and Facebook accounts, found explicit photos of me, and that if I did not send more to him he would use them against me. He specifically warned that if I did not send him photos or engage in sexual conversation with him that he would send pictures of me to my workplace, my sorority, and my family members. This harassment continued relentlessly for days at a time, would stop for a few days, and then resume again from a different number. I was also contacted via a fake Facebook account, where the harassment continued in a similar fashion.

The harassment invaded every part of my life. There were times when I needed to completely turn my phone off to avoid receiving continuous harassment almost every minute. There was no way to block the messages because the numbers were constantly changing. I received messages on my cell phone while at home in Pennsylvania, in the classroom in D.C., and even on vacation with my family in Florida. The fake Facebook account then began contacting my mother, stepfather, brother, boyfriend, and best friend. The fake account sent messages to my family seeking further pictures of me. At this point, everyone in both my boyfriend's family and mine were involved. When the texts would not stop, I was forced to contact my cell phone provider and change my cell phone number.

Exhibit A, Victim Impact Statement of V1, pg. 1.

Another victim, V3, who had met Savader socially, wrote

I would like to describe the pain and emotional stress I underwent as a result of his actions. While I only met him once for fifteen minutes, he somehow chose to come after me. During the time when I was victimized by him, I was constantly living in fear. I did not know who was doing this to me, why they were doing it, or whether they would come after me in person.

While dealing with an almost daily barrage of threats and blackmail I was unable to be alone, fearing that someone was out there knew my address, place of employment, class schedule, and nearly every other detail of my personal life. Looking at myself in the mirror, the words he used to describe me played in my head, I felt dirty and used that something so private and personal had been taken for his own enjoyment.

I was forced to warn my family, friends, and employer that a highly personal part of my relationship could be exposed to them. Every day I woke up in fear of who he would go after next. I met other girls who were going through the same ordeal, all being told by local and university police nothing could be done. This barrage of harassment and feeling of helplessness consumed almost every aspect of my life.

Exhibit B, Victim Impact Statement of V3, pg. 1.

One victim reported seeing a collection of images that only she and Savader had access to, posted on a public pornography website, www.anonib.com. PSR ¶ 25.¹

2. History and Characteristics of the Offender

While there is little mitigation when considering Defendant's criminal conduct in this case, his history and characteristics support a sentence below the guideline range. It is true that Defendant would have aggressively continued to hack people's email accounts and extort young women with naked images had the FBI not executed a search warrant on his home and seized all of his digital devices on April 22, 2013. But after he became aware of the FBI investigation on that date, Defendant chose to accept responsibility in a timely fashion. Since then, Defendant has retained a lawyer who has been in constant contact with the government so Defendant could resolve the matter as soon as possible. Moreover, Defendant waived indictment and signed a plea agreement in a prompt fashion. The government also recognizes that Defendant was 20 years old when he committed this offense which will constitute his first criminal offense.

Finally, the PSR describes the mental and emotional health of Defendant. According to the PSR, Defendant suffers from Bi-Polar disorder, Attention Deficit Hyperactivity Disorder (ADHD) and generalized anxiety disorder. PSR ¶¶ 164-65, 169. A psychiatric report prepared by Dr. Raymond Behr, who has been treating Savader for the past four years including when he

¹ Defendant denies that he caused any photos of the victim to be released to a pornographic website.

was actively committing the offenses, attributes the stresses of the Newt Gingrich presidential campaign and his participation in the national campaign, to the onset of the offense. PSR ¶ 169. We know, however, that Savader continued to perpetrate his offenses long after those campaigns ended. We also know that Savader took very detailed and elaborate steps to conceal his identity and avoid detection while he perpetrated his campaign of extortion and stalking; activating multiple Google Voice accounts, creating several fake email addresses and phony Facebook profiles so he could remain nameless.

Defendant's sentencing submission includes the report of forensic psychologist Barbara Kirwin, who was hired by the defense to provide a psychological profile of the Defendant. *See* R.19, Def's Sent. Mem., Exhibit E. Kirwin's report describes that Savader first opened a victim's email account "by accident" and "somehow he stumbled upon the fact" that he could breach their passwords and security features by using information he knew about the victims. *Id.* pgs. 13-14. Dr. Kirwin never questions Savader's wildly incredulous statement that he found he could hack into private email accounts "completely by accident." *Id.* pg. 14. One would hope that a trained professional would press the client on such dubious statements rather than presenting them as fact. Notably, Kirwin's report details that Savader, by hacking into these private accounts, saw information about credit cards, bank accounts and other financial matters. *Id.* According to Kirwin's report, Savader "clearly understood at the time that using that [financial] information in any way would be criminal." *Id.* In the next paragraph, however, Kirwin opines that Savader "in his compromised psychological condition, had no clear concept that his behavior toward these girls was criminal or that it would have caused them distress." *Id.* Essentially, Kirwin's report concludes that Savader's "compromised condition" caused him to

discern between criminal behavior that was acceptable and criminal behavior that was unacceptable.

One conclusion is clear: Savader knew what he was doing was wrong. After all, if he didn't believe his behavior was criminal, why did he take so many deliberate steps to conceal his identity and hide his electronic footprint?

While the difficulties and stressors Savader faced while working on the political campaigns and dealing with his mental health issues may have been, in part, his motivation for engaging in the extortion and stalking at issue in this case, his mental health issues should not be used as a crutch to avoid responsibility for his actions. They cannot excuse or justify his conduct nor can they lessen the trauma that the victims experienced because of his actions.

For all these reasons, the government believes that a sentence of 30 months is reasonable in light of Defendant's history and characteristics.

C. Seriousness of the Offense, Promoting Respect for Law, and Providing Just Punishment, 18 USC § 3553(a)(2)(A)

There is no need to explain the seriousness of Defendant's offense. Of course, hacking into over 90 different email accounts would be a serious offense by itself. Here, the conduct was much more severe because Defendant used his hacking skills to extort young women. Moreover, Defendant's messages to the victims demonstrate that a sentence that promotes respect for the law is needed. Defendant was told by several victims that they had contacted the police. For example, Savader exchanged the following text messages with a victim, identified as V7 in the PSR, on October 1 and into the early mornings of October 2, 2012:

Savader: I'm someone with a ton of nude pics of you. [. . .]

Savader: Should I send the pics to everyone including your parents?
I will if you don't tell me.

V7: Please don't. [. . . .]

Savader: Let me show U one. [. . . .]

V7: I'm at the police station. If you don't stop you'll be arrested for aggravated harassment.

Savader: What harassment? [. . . .]

V7: You will be arrested if u continue to text me.

Savader: Want me to describe ur tits? I'm masturbating to you right now.

On other occasions and with other victims, Savader demonstrated little regard for the fact that his conduct was illegal. V4's boyfriend texted Savader on the number he had been using to stalk and extort V4 and told him he was under surveillance and should stop the harassment. (V4 did, in fact, enlist the services of a private investigator to determine who was behind the text messages.) In that exchange, on October 30, 2012, V4's boyfriend told Savader to "Watch what u do. I have u under surveillance ok." Savader responded "No U don't top [sic] bullshitting me. Unless she cooperates I am going to send every1 she knows those pics now!" V4's boyfriend responded "Not my problem u are my problem so do what u have to do or get lock up [sic] for harassment." Almost immediately, Savader sent V4 a text message stating "Do you want to know what I want? The person texting me cannot stop me. I suggest you start taking me seriously."

Defendant's messages to the victims demonstrate that a sentence that promotes respect for the law is needed. Therefore, the government believes a 30-month sentence is necessary to address the seriousness of the offense, to promote respect for the law, and to provide just punishment.

D. The Sentence Imposed Must Afford Adequate Deterrence to Criminal Conduct and Protect the Public from Further Crimes of the Defendant, 18 § 3553(a)(2)(B) and (C)

The public suffers in this case because of the danger that Defendant's email intrusion, or 'hacking', and extortion present to the public. Defendant committed these offenses at a relatively young age of 20. However, the sentence in this case must be sufficient to deter other individuals with similar computer skills from committing the same type of hacking, extortion and stalking crimes – regardless of age. Both older and younger individuals (including Savader) must be deterred. Individuals like Defendant have the ability to affect a person's life in frightening ways by using the broad reach of the internet while hiding behind the cloak of anonymity that the internet provides. Thus, such crimes must be deterred.

V. CONCLUSION

For the reasons articulated above, the United States recommends that the Court impose a sentence of 30 months.

Respectfully submitted,

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UNITED STATES ATTORNEY

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Date: April 16, 2014

CERTIFICATE OF SERVICE

I hereby certify that on April 16, 2014, I electronically filed the foregoing document with the Clerk of the Court using the ECF system which will send notification of such filing to all parties of record.

/s Mollie E. O'Rourke
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Date: April 16, 2014

A [REDACTED] N [REDACTED]
[REDACTED]

March 1, 2014

The Honorable Marianne Battani
Judge, United States District Court
Theodore Levin U.S. Courthouse
231 W. Lafayette Blvd.
Detroit, Michigan 48226

Dear Judge Battani,

My name is A [REDACTED] N [REDACTED] and I am a senior at [REDACTED] University. I appreciate having the opportunity to write this letter concerning a situation that has deeply affected me. I regret that I will not be able to attend the hearing due to my absence from the country, but I will do my best to demonstrate my perspective as a victim of Adam Savader in this case.

To begin, I want to make clear that Savader and I were friendly before the incidents occurred. In 2011 he and I were both a part of a [REDACTED] political group of which I sat on the executive board. During my time with the group, Savader and I attended many meetings and events where we would talk about both politics and personal matters. On one specific occasion, Savader sought my advice about a girl that he was interested in pursuing but who was uninterested in him. It was clear to me then, based on his relentless actions, that Savader was engaging in extreme and aggressive behavior. At that point I distanced myself from Savader and later left the political group. It was revealed months later that the young lady he was pursuing would become another victim.

It was not until the fall of 2012 that I began receiving text messages. I was aware through searching the Internet that the numbers were being generated online. The text messages were extremely threatening and sexually aggressive. In the texts he said that he had hacked into my email and Facebook accounts, found explicit photos of me, and that if I did not send more to him he would use them against me. He specifically warned that if I did not send him photos or engage in sexual conversation with him that he would send pictures of me to my workplace, my sorority, and my family members. This harassment continued relentlessly for days at a time, would stop for a few days, and then resume again from a different number. I was also contacted via a fake Facebook account, where the harassment continued in a similar fashion.

The harassment invaded every part of my life. There were times when I needed to completely turn my phone off to avoid receiving continuous harassment almost every minute. There was no way to block the messages because the numbers were constantly changing. I received messages on my cell phone while at home in Pennsylvania, in the classroom in [REDACTED], and even on vacation with my family in Florida. The fake Facebook account then began contacting my mother, stepfather, brother, boyfriend, and best friend. The fake account sent messages to my family seeking further pictures of me. At this point, everyone in both my boyfriend's family and mine were involved. When the texts would not stop, I was forced to contact my cell phone provider and change my cell phone number.

I began feeling extremely ill at this time. At first I visited my school doctor, who took blood tests and did a full exam but found no specific illness. When my health did not recover I went home to Pennsylvania to have my family doctor run further tests. After several examinations I was diagnosed with panic and anxiety disorder and was prescribed an anti-anxiety benzodiazepine. Relationships with my friends and family were strained, and my schoolwork undoubtedly took a backseat to coping with my anxiety. On one occurrence during the height of the harassment, I had a panic attack in the office of the Republican National Committee, which was the workplace that he threatened to contact if I did not submit to his requests. I was given permission to leave early from work that day and did not return until the following week.

The stress that these circumstances have put on my family and myself is substantial. While I have managed to cope since the harassment has stopped, I have not been able to rid myself of what is now an acute anxiety disorder. It appears that since my anxiety disorder was triggered by the event, I am now predisposed to panic attacks during periods of intense stress. Subsequent attacks have occurred during exams, arguments, and other moments of pressure. This experience has tested my strength in many ways but I am grateful that the person responsible for this pain has been brought to justice. I certainly hope that the other victims were able to recover from any grief they were caused by Adam Savader.

Thank you.

Regards,

A [REDACTED] N [REDACTED]

March 1, 2014

Your honor,

I would like to describe the pain and emotional stress I underwent as a result of his actions. While I only met him once for fifteen minutes, he somehow chose to come after me. During the time when I was victimized by him, I was constantly living in fear. I did not know who was doing this to me, why they were doing it, or whether they would come after me in person.

While dealing with an almost daily barrage of threats and blackmail I was unable to be alone, fearing that someone was out there knew my address, place of employment, class schedule, and nearly every other detail of my personal life. Looking at myself in the mirror, the words he used to describe me played in my head, I felt dirty and used that something so private and personal had been taken for his own enjoyment.

I was forced to warn my family, friends, and employer that a highly personal part of my relationship could be exposed to them. Every day I woke up in fear of who he would go after next. I met other girls who were going through the same ordeal, all being told by local and university police nothing could be done. This barrage of harassment and feeling of helplessness consumed almost every aspect of my life.

This event is something I will always carry with me. Whether it be an extra look over my shoulder or the effect on my personal relationships, my life has been changed forever. My hope is that he will never be in a position to affect another person in this manner. He has an affinity and desire to control, and his actions were no mistake. Remembering back to the messages he sent me brings a sickening feeling to my stomach. I hope that if this letter conveys anything, it is that the impact he had on his victims was not any less simply because he was hiding behind a screen.

Sincerely,

D. P.