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11

12 IN THE UNITED STATES DISTRICT COURT
13 EASTERN DISTRICT OF CALIFORNIA
14

15 UNITED STATES OF AMERICA,
16 Plaintiff,
17 v.
18 EVERITT AARON JAMESON,
19 Defendant.

CASE NO. 1:18-CR-00001 LJO
PLEA AGREEMENT
DATE: TBD
TIME: TBD
COURT: Hon. Lawrence J. O'Neill

20
21
22 I. INTRODUCTION

23 A. Scope of Agreement

24 The indictment in this case charges the defendant in Count One of the indictment with
25 Attempting to Provide Material Support and Resources to a Designated Foreign Terrorist Organization,
26 in violation of 18 U.S.C. §§ 2339B(a)(1) and 2, and in Count Two of the indictment with Distribution of
27 Information Relating to Destructive Devices, in violation of 18 U.S.C. § 842(p)(2)(A).

28 Pursuant to Federal Rules of Criminal Procedure, Rule 11(c)(1)(C), the government and the

1 defendant agree that a specific sentence of Fifteen (15) years imprisonment and a supervised release
2 term of life would be appropriate in this case.

3 This document contains the complete plea agreement between the United States Attorney's
4 Office for the Eastern District of California (the "government") and the defendant regarding this case.
5 This plea agreement is limited to the United States Attorney's Office for the Eastern District of
6 California and cannot bind any other federal, state, or local prosecuting, administrative, or regulatory
7 authorities.

8 **B. Court Not a Party**

9 The Court is not a party to this plea agreement. Under the provisions of Federal Rules of
10 Criminal Procedure, Rule 11(c)(3), the Court may accept or reject the plea agreement, or may defer its
11 decision as to the acceptance or rejection until there has been an opportunity to consider the presentence
12 report. If the Court accepts the plea agreement, the Court will inform the defendant that it will embody
13 in the judgment and sentence the disposition provided for in this plea agreement. If the Court rejects
14 this plea agreement, the Court shall so advise the defendant, allow the defendant the opportunity to
15 withdraw his plea, and advise him that if he persists in a guilty plea the disposition of the case may be
16 less favorable to him than is contemplated by this plea agreement.

17
18 **II. DEFENDANT'S OBLIGATIONS**

19 **A. Guilty Plea and Sentencing Agreement**

20 The defendant will plead guilty to Count One of the indictment, Attempting to Provide Material
21 Support and Resources to a Designated Foreign Terrorist Organization, in violation of 18 U.S.C. §§
22 2339B(a)(1) and 2. The defendant agrees that the defendant is in fact guilty of the charge and that the
23 facts set forth in the Factual Basis for Plea attached hereto as Exhibit A are accurate.

24 Pursuant to Rule 11(c)(1)(C), the defendant agrees that a specific sentence of Fifteen (15) years
25 imprisonment and a supervised release term of life would be appropriate in this case.

26 The defendant understands and agrees that the statements made by him in signing this
27 Agreement, including the factual admissions set forth in the factual basis, shall be admissible and
28 useable against the defendant by the United States in any subsequent criminal or civil proceedings, even

1 if the defendant fails to enter a guilty plea pursuant to this Agreement. The defendant waives any rights
2 under Rule 11(f) of the Federal Rules of Criminal Procedure and Rule 410 of the Federal Rules of
3 Evidence, to the extent that these rules are inconsistent with this paragraph or with this Agreement
4 generally.

5 The defendant agrees that this plea agreement will be filed with the Court and become a part of
6 the record of the case.

7 **B. Special Assessment**

8 The defendant agrees to pay the mandatory special assessment of \$100. If the defendant is
9 unable to pay the special assessment at the time of sentencing, the defendant agrees to earn the money to
10 pay the assessment, if necessary by participating in the Inmate Financial Responsibility Program.

11 **C. Defendant's Violation of Plea Agreement or Withdrawal of Plea**

12 If the defendant, violates this plea agreement in any way, withdraws his plea, or tries to withdraw
13 his plea, this plea agreement is voidable at the option of the government. The government will no longer
14 be bound by its representations to the defendant concerning the limits on criminal prosecution and
15 sentencing as set forth herein. One way a defendant violates the plea agreement is to commit any crime
16 or provide any statement or testimony which proves to be knowingly false, misleading, or materially
17 incomplete. Any post-plea conduct by a defendant constituting obstruction of justice will also be a
18 violation of the agreement. The determination whether the defendant has violated the plea agreement
19 shall be decided under a probable cause standard.
20

21 If the defendant violates the plea agreement, withdraws his plea, or tries to withdraw his plea, the
22 government shall have the right: (1) to prosecute the defendant on any of the counts to which the
23 defendant pleaded guilty; (2) to reinstate any counts that may be dismissed pursuant to this plea
24 agreement; and (3) to file any new charges that would otherwise be barred by this plea agreement. The
25 defendant shall thereafter be subject to prosecution for any federal criminal violation of which the
26 government has knowledge, including perjury, false statements, and obstruction of justice. The decision
27
28

1 to pursue any or all of these options is solely in the discretion of the United States Attorney's Office.

2 By signing this plea agreement, the defendant agrees to waive any objections, motions, and
3 defenses that the defendant might have to the government's decision to exercise the options stated in the
4 previous paragraph. Any prosecutions that are not time-barred by the applicable statute of limitations as
5 of the date of this plea agreement may be commenced in accordance with this paragraph,
6 notwithstanding the expiration of the statute of limitations between the signing of this plea agreement
7 and the commencement of any such prosecutions. The defendant agrees not to raise any objections
8 based on the passage of time with respect to such counts including, but not limited to, any statutes of
9 limitation or any objections based on the Speedy Trial Act or the Speedy Trial Clause of the Sixth
10 Amendment to any counts that were not time-barred as of the date of this plea agreement.

11
12 In addition: (1) all statements made by the defendant to the government or other designated law
13 enforcement agents, or any testimony given by the defendant before, after, or as part of this plea
14 agreement, shall be admissible in evidence in any criminal, civil, or administrative proceedings hereafter
15 brought against the defendant; and (2) the defendant shall assert no claim under the United States
16 Constitution, any statute, Rule 11(f) of the Federal Rules of Criminal Procedure, Rule 410 of the Federal
17 Rules of Evidence, or any other federal rule, that statements made by the defendant before, after, or as
18 part of this plea agreement, or any leads derived therefrom, should be suppressed. By signing this plea
19 agreement, the defendant waives any and all rights in the foregoing respects.
20
21

22 **III. THE GOVERNMENT'S OBLIGATIONS**

23 **A. Sentencing Agreements**

24 1. Sentence

25 Pursuant to Rule 11(c)(1)(C), the government agrees that a specific sentence of Fifteen (15)
26 years imprisonment and a supervised release term of life would be appropriate in this case.

27 2. Acceptance of responsibility

28 The government will recommend a three offense level reduction in the calculation of the

1 applicable advisory guideline range, if the defendant clearly demonstrates acceptance of responsibility
2 for his conduct as defined in U.S.S.G. § 3E1.1. This includes the defendant meeting with and assisting
3 the probation officer in the preparation of the pre-sentence report, being truthful and candid with the
4 probation officer, and not otherwise engaging in conduct that constitutes obstruction of justice within the
5 meaning of U.S.S.G § 3C1.1, either in the preparation of the pre-sentence report or during the
6 sentencing proceeding.

7 3. Count to be dismissed

8 The government agrees to dismiss Count Two of the indictment, Distribution of Information
9 Relating to Destructive Devices, in violation of 18 U.S.C. § 842(p)(2)(A), at the time of sentencing.

10 **B. Use of Information for Sentencing**

11 The government is free to provide full and accurate information to the Court and the United
12 States Probation Office (“Probation”), including answering any inquiries made by the Court and/or
13 Probation, and rebutting any inaccurate statements or arguments by the defendant, his attorney,
14 Probation, or the Court. The parties agree that voluminous discovery has been provided by the
15 government to the defense, and no further production of discovery by the government is contemplated at
16 this time. The defendant also understands and agrees that nothing in this Plea Agreement bars the
17 government from defending on appeal or collateral review the sentence imposed by the Court.

18 **IV. ELEMENTS OF THE OFFENSE**

19 At a trial, the government would have to prove beyond a reasonable doubt the following
20 elements of the offense to which the defendant is pleading guilty:

21 As to Count One, Attempting to Provide Material Support and Resources to a Designated
22 Foreign Terrorist Organization, in violation of 18 U.S.C. §§ 2339B(a)(1) and 2:

- 23 1. First, the defendant intended to provide material support or resources to a foreign terrorist
24 organization;
- 25 2. Second, the defendant knew that the organization was a designated foreign terrorist
26 organization, or that the organization had engaged or was engaging in terrorist activity or
27 terrorism; and
- 28 3. Third, the defendant did something that was a substantial step beyond mere planning

1 toward committing the crime of providing material support or resources to a foreign
2 terrorist organization.

3 The defendant fully understands the nature and elements of the crime charged in the indictment
4 to which the defendant is pleading guilty, together with the possible defenses thereto, and has discussed
5 them with his attorney.

6 **V. MAXIMUM SENTENCE**

7 **A. Maximum penalty**

8 The maximum sentence that the Court can impose is twenty (20) years of incarceration, a fine of
9 \$250,000, a period of supervised release of any term of years or life, and a special assessment of \$100.

10 **B. Violations of Supervised Release**

11 The defendant understands that if the defendant violates a condition of supervised release during
12 the term of supervised release, the Court may revoke the term of supervised release and require the
13 defendant to serve an additional term of imprisonment of up to two (2) years pursuant to 18 U.S.C. §
14 3583(e)(3).

15 **VI. SENTENCING DETERMINATION**

16 **A. Statutory Authority**

17 The defendant understands that the Court must consult the Federal Sentencing Guidelines and
18 take them into account when determining a final sentence. The defendant understands that the Court
19 will determine a non-binding and advisory guideline sentencing range for this case pursuant to the
20 Sentencing Guidelines and must take it into account when determining a final sentence. The defendant
21 understands that the U.S.S.G. § 3A1.4 terrorism enhancement applies to the calculation of the
22 defendant's base offense level and criminal history category. The defendant further understands that the
23 Court will consider whether there is a basis for departure from the guideline sentencing range (either
24 above or below the guideline sentencing range) because there exists an aggravating or mitigating
25 circumstance of a kind, or to a degree, not adequately taken into consideration by the Sentencing
26 Commission in formulating the Guidelines. The defendant further understands that the Court, after
27 consultation and consideration of the Sentencing Guidelines, must impose a sentence that is reasonable
28 in light of the factors set forth in 18 U.S.C. § 3553(a).

1 Pursuant to Federal Rules of Criminal Procedure, Rule 11(c)(1)(C), the government and the
2 defendant stipulate and agree that a specific sentence of Fifteen (15) years imprisonment and a
3 supervised release term of life would be reasonable and appropriate in this case under the Sentencing
4 Guidelines and the factors set forth in 18 U.S.C. § 3553(a).

5 **VII. WAIVERS**

6 **A. Waiver of Constitutional Rights**

7 The defendant understands that by pleading guilty the defendant is waiving the following
8 constitutional rights: (a) to plead not guilty and to persist in that plea if already made; (b) to be tried by
9 a jury; (c) to be assisted at trial by an attorney, who would be appointed if necessary; (d) to subpoena
10 witnesses to testify on his behalf; (e) to confront and cross-examine witnesses against him; and (f) not to
11 be compelled to incriminate himself.

12 **B. Waiver of Appeal and Collateral Attack**

13 The defendant understands that the law gives the defendant a right to appeal his guilty plea,
14 conviction, and sentence. The defendant agrees as part of his plea, however, to give up the right to
15 appeal the guilty plea, conviction, and the sentence imposed in this case as long as the sentence of
16 imprisonment does not exceed Fifteen (15) years. Notwithstanding the defendant's waiver of appeal, the
17 defendant will retain the right to appeal if one of the following circumstances occurs: (1) the sentence of
18 imprisonment imposed by the District Court exceeds Fifteen (15) years, and/or (2) the government
19 appeals the sentence in the case. The defendant understands that these circumstances occur infrequently
20 and that in almost all cases this Agreement constitutes a complete waiver of all appellate rights.

21 In addition, regardless of the sentence the defendant receives, the defendant also gives up any
22 right to bring a collateral attack, including a motion under 28 U.S.C. § 2255 or § 2241, challenging any
23 aspect of the guilty plea, conviction, or sentence, except for non-waivable claims.

24 **C. Waiver of Attorneys' Fees and Costs**

25 The defendant agrees to waive all rights under the "Hyde Amendment," Section 617, P.L. 105-19
26 (Nov. 26, 1997), to recover attorneys' fees or other litigation expenses in connection with the
27 investigation and prosecution of all charges in the above-captioned matter and of any related allegations,
28 including without limitation any charges to be dismissed pursuant to this plea agreement and any

1 charges previously dismissed).

2 **D. Impact of Plea on Defendant's Immigration Status**

3 Defendant recognizes that pleading guilty may have consequences with respect to his
4 immigration status if the defendant is not a citizen of the United States. Under federal law, a broad
5 range of crimes are removable offenses, including offense(s) to which the defendant is pleading guilty.
6 Indeed, because defendant is pleading guilty to Attempting to Provide Material Support and Resources
7 to a Designated Foreign Terrorist Organization, in violation of 18 U.S.C. §§ 2339B(a)(1) and 2, removal
8 is presumptively mandatory. Removal and other immigration consequences are the subject of a separate
9 proceeding, however, and defendant understands that no one, including his attorney or the district court,
10 can predict to a certainty the effect of his conviction on his immigration status. Defendant nevertheless
11 affirms that the defendant wants to plead guilty regardless of any immigration consequences that his
12 plea may entail, even if the consequence is his automatic removal from the United States.

13 **VIII. ENTIRE PLEA AGREEMENT**

14 Other than this plea agreement, no agreement, understanding, promise, or condition between the
15 government and the defendant exists, nor will such agreement, understanding, promise, or condition
16 exist unless it is committed to writing and signed by the defendant, counsel for the defendant, and
17 counsel for the United States.

18 **IX. APPROVALS AND SIGNATURES**

19 **A. Defense Counsel**

20 I have read this plea agreement and have discussed it fully with my client. The plea agreement
21 accurately and completely sets forth the entirety of the agreement. I concur in my client's decision to
22 plead guilty as set forth in this plea agreement.

23 Dated: _____

24 5/23/18

25 Charles J. Lee
26 CHARLES J. LEE

27 Assistant Federal Defender
28

1 **B. Defendant**

2 I have read this plea agreement and carefully reviewed every part of it with my attorney. I
3 understand it, and I voluntarily agree to it. Further, I have consulted with my attorney and fully
4 understand my rights with respect to the provisions of the Sentencing Guidelines that may apply to my
5 case. No other promises or inducements have been made to me, other than those contained in this plea
6 agreement. In addition, no one has threatened or forced me in any way to enter into this plea agreement.
7 Finally, I am satisfied with the representation of my attorney in this case.

8 Dated: 5/23/18



9 EVERITT AARON JAMESON
Defendant

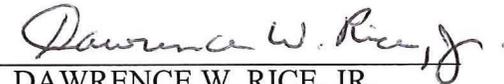
10
11 **C. Attorney for the United States**

12 I accept and agree to this plea agreement on behalf of the government.

13 Dated: 5/31/18

14 MCGREGOR W. SCOTT
United States Attorney

15 By:



16 DAWRENCE W. RICE, JR.
Assistant United States Attorney

EXHIBIT "A"
Factual Basis for Plea

1
2
3 If this matter proceeded to trial, the United States would establish the following facts beyond a
4 reasonable doubt. The parties agree that these facts establish that the defendant, Everitt Aaron Jameson,
5 attempted to provide material support or resources, including personnel and services, to ISIS.

6
7 1. In and around September 2017, the defendant's Facebook account indicated that the
8 defendant "Liked" and "Loved" posts that were pro-ISIS and pro-terrorism. The defendant's Facebook
9 persona was Everitt Aaron Jameson, vanity "everittj" and his Facebook id # was hidden. For example,
10 Jameson "loved" a post on November 29, 2017 that is an image of Santa Claus standing in New York
11 with a box of dynamite. The text of the post reads, "ISIS post image of Santa with dynamite
12 threatening attack on New York." The image shows Santa Claus standing on a roof next to a box of
13 dynamite looking out over a crowd of shoppers with the words "We meet at Christmas in New
14 York...soon." Under this post, Jameson selected the "Like" option and then selected the "Heart"
15 option to signify that he "Loved" the post.

16
17 2. On October 24, 2017, an FBI Confidential Human Source ("CHS") contacted Jameson
18 via a private message. In this message, the CHS noted that he thought Jameson could be very useful in
19 "darul kufir" and asked Jameson how committed he was to "our cause," Jameson responded that he was
20 committed wholeheartedly to "the cause." "Darul kufir" as used by the CHS, roughly translates to "the
21 land of infidels."

22
23 3. On October 27, 2017, Jameson messaged the CHS stating with, "Salaam Alaykium
24 warmatualAllah wabarakatu, I am here to beg to join the cause against darul kuffar. I'm ready." The
25 CHS replied, "Wa alaykumi as-salam. Patience."

26
27 4. On October 29, 2017, the CHS messaged Jameson, "Are you a revert?" Jameson replied,
28 "Yes. I am. That is what will make me more useful. I can blend in. Or shock and awe." The CHS
replied, "When did you say your Shahada. Yes. Allah does things this way!" Jameson responded,
"Amin! Allah is the best of planners. I took my Shahada two years ago." The CHS replied
"Alhamdulillah! and I see from some of your postings you work for a lift service - so you are not kuffar

1 police. Again patience. I am at a cafe and need to log off. Have a blessed day." Jameson answered, "I
2 am a tow truck driver. So I can make these services available as well. Sabr. InshAllah we will speak
3 soon again. Salaam Alaykuim warmatulAllah wabarakatu Sister. May Allah reward you for your good
4 work."

5 5. In these communications Jameson was establishing his Islamic credentials with the CHS,
6 after which he offered his services as a tow truck driver to the CHS for purposes of supporting "the
7 cause against darul kuffar," meaning terrorist activities directed against infidels.

8 6. On October 31, 2017, Jameson posted "Walokiom assalaam rhmatullaha wabarakatu.
9 Yes the will. As today they celebrate Shaytan. A'oodah Billah. The Kuffar will learn the lesson soon
10 enough InshaAllah. And it's ok. I have sabr. I understand. Today is the day the Kuffar are going to
11 revel in sin." Jameson also posted a GIF of a crowd giving a standing ovation to an article discussing
12 the October 31, 2017, terror attack by an ISIS-inspired individual who crashed a rented pickup truck
13 into a group of cyclists and runners, killing 8 people and injuring 11 people in New York City.

14 7. On November 2, 2017, Jameson and the CHS had a conversation about the October 31,
15 2017, terrorist attack. Jameson stated to the CHS, "Allahu Akbar! It says he was one of us. May Allah
16 Grant him Jannah firtuidus Amin". The CHS replied to Jameson by asking the question, "Us?"
17 Jameson responded "Muslim sister. I heard he was uzbek Muslim." To this, the CHS replied, "Yes!"
18 Jameson then responded, "Alhamdulillah. I'm glad to know we Muslims are finally hitting back. Allahu
19 Akbar! The Kuffar deserve everything and more for the lives they have taken."

20 8. In making these statements, Jameson was aligning himself with an individual who he
21 believed carried out an ISIS-related attack in the United States. "Jannah firtuidus Amin" is an Islamic
22 term referring to paradise, and Jameson's use of this term reflects that he hopes the perpetrator of the
23 New York City terror attack will be received into paradise.

24 9. Consistent with his statements to the CHS, Jameson was in fact a tow truck driver.

25 10. On December 11, 2017, an FBI employee ("UCE1") working in an undercover capacity
26 began using a social media platform to communicate with Jameson.

27 11. On December 12, 2017, UCE1 messaged Jameson, stating among other things, "We are
28 in desperate times." Jameson responded by stating, among other things, "Cal [*sic*] on me when I'm

1 needed. Anything for Dar al Islam. Anything for our Ummah.”

2 12. The following day (December 13), UCE1 engaged in communications with Jameson in
3 which UCE1 explained among other things that “the Sheikhs” wanted to know how Jameson was “able
4 to help” and “to make sure you (Jameson) are ready.” Jameson stated, “Anything. Tell them anything.
5 I can suit up and take myself to our brothers. Or whatever they need done here.” Jameson continued,
6 “Alhamdulillah. I know this very well. I have no doubt. I am ready. Give the word and it shall be
7 done.”

8 13. Thereafter, UCE1 reiterated, “I know you mentioned you will help in anyway is there
9 anything specific you had in mind which you believe would be helpful in this work? If not it is ok akhi.
10 Allah is the best of planners”. Jameson replied (in substance) “I was a soldier in the Kuffar army
11 before I reverted. I have been trained in combat and things of war. In Sha Allah anything of that
12 nature, as well as funding. Anything for Allah. He is the best of planners Alhamdulliah. In Sha Allah,
13 I will be waiting.” UCE1 replied “Indeed. I will pass this along and by the grace of Allah we will talk
14 soon.” Jameson replied, “Jazak Allah, In Sha Allah we will speak about the same time.”

15 14. Jameson’s reference to “I was a soldier in the Kuffar army” refers to Jameson’s prior
16 military experience. In particular, Jameson’s discharge papers from the U.S. Marine Corps (DD-214
17 and related documents) reflect that in or about June 2009, Jameson attended basic recruit training and
18 graduated several months later. During this time, Jameson earned a “sharpshooter” rifle qualification.
19 Although Jameson ultimately was discharged from the U.S. Marine Corps for failing to disclose his
20 asthma history, Jameson offered to provide to UCE1 his military experience.

21 15. On December 14, 2017, UCE1 messaged Jameson and stated among other things, “I have
22 news for you but I trust you know that what we are talking about and sharing is between you, me and
23 Allah only.” UCE1 continued, “A brother will be contacting you in the next day or so.” Jameson
24 replied “ ... I will be waiting with anticipation.” UCE1 then inquired with Jameson as to a way for his
25 brother” (associate) to contact Jameson, and Jameson provided the UCE with his (Jameson’s) cell phone
26 number, which Jameson confirmed to UCE1 was his only cell phone. UCE1 then discussed with
27 Jameson instructions for facilitating contact between the UCE1’s “brother” (UCE2) and Jameson.

28 16. On December 16, 2017, UCE2 sent Jameson a text message on the cell phone number

1 that Jameson used and had previously provided to UCE1. UCE2 referred to the instructions UCE1 and
2 Jameson discussed on December 14 and confirmed that UCE2 was contacting Jameson pursuant to the
3 UCE1's instructions, by stating among other things, "I am in the area today if you want to meet let me
4 know." Jameson confirmed his readiness and availability to meet, replying "InshaAllah, yes. Where at
5 Akhi?" UCE2 and Jameson then exchanged additional communications regarding a future meeting.

6 17. Eventually, UCE2 and Jameson successfully arranged a meeting. As he explained his
7 preparation to travel to the meeting, Jameson told the UCE2, "... I'm getting my family's car now.
8 I'm on my way." Jameson then drove from his residence to the location he previously discussed with
9 UCE2.

10 18. On December 16, 2017, Jameson and UCE2 met in UCE2's car. Jameson sat in the
11 passenger seat of the vehicle, directly in front of UCE2. Within minutes of entering the vehicle,
12 Jameson expressed that he was willing to do anything for "the cause," meaning ISIS's cause. Jameson
13 said that he was ready. UCE2 questioned Jameson and asked if Jameson knew who he was meeting
14 with. Jameson acknowledged that he understood and confirmed that he did not disclose the meeting to
15 anyone. UCE2 stated that UCE2 did not want there to be any confusion or doubt and asked Jameson if
16 he knew who Abu Bakr al-Baghdadi was. Jameson stated that he did know, and UCE2 informed
17 Jameson that UCE2's boss was al-Baghdadi. Jameson responded positively and was pleased that
18 UCE2 was affiliated with ISIS. Abu Bakr al-Baghdadi is the leader of the foreign terrorist organization
19 the Islamic State of Iraq and al-Sham (ISIS).

20 19. During the meeting, UCE2 stated that UCE2 heard that Jameson had something to offer
21 and asked for further clarification. Jameson said that he was an Infantryman and was decently well-
22 versed in the "Anarchist Cookbook" (a reference to a book that is publicly available and discusses
23 among other things the construction of improvised explosives and devices). UCE2 asked Jameson
24 about his capabilities. Jameson responded that he was a tow truck driver, had the ability to provide
25 money, and was willing to travel to Syria. Jameson volunteered that he got paid twice a month and
26 could provide \$400 per month. On three or four separate occasions, UCE2 encouraged Jameson to go
27 home and think about what he was saying. UCE2 told Jameson he should take time to think about
28 moving forward, but Jameson rebuffed UCE2's requests, maintaining that he was ready and prepared to

1 proceed.

2 20. Jameson stated that “we need something along the lines of New York or San
3 Bernardino.” Jameson was referring to the same October 31 terrorist attack in New York discussed
4 above and a shooting-related terrorist attack in San Bernardino in 2015. Jameson identified a possible
5 target location for a new attack, noting that the best place would be a large area such as San Francisco.
6 UCE2 told Jameson that San Bernardino and New York were distinctly different attacks and asked for
7 clarification. Jameson replied that he wanted to use a combination of the two, i.e. by inflicting
8 casualties through the use of a vehicle and firearms.

9 21. Jameson specifically named Pier 39 in San Francisco as a target location because he had
10 been there before and knew that it was a heavily crowded area, and that, according to Jameson, no
11 reconnaissance or site survey would be necessary because he was already familiar with the area.
12 Jameson explained that he also desired to use explosives, and described a plan in which explosives
13 could “tunnel” or “funnel” people into a location where Jameson could inflict casualties by shooting
14 people who were escaping from the area where the explosives were detonated. UCE2 asked Jameson
15 about the operational timeline. Jameson replied that he could do it that week (the week of December 18
16 through December 25, 2017). Jameson also stated that Christmas was the perfect day to commit the
17 attack. When asked by UCE2, Jameson said he did not have and did not need an escape plan because
18 he was ready to die. UCE2 instructed Jameson not to do anything yet, as UCE2 would need to get
19 approval from his bosses, i.e. al-Baghdadi. Jameson acknowledged that he understood.

20 22. UCE2 asked Jameson what assistance UCE2 could provide. Jameson stated that he
21 needed ammunition, powder, tubing, and nails. When asked what kind of a weapon he would need,
22 Jameson noted that he would prefer an assault rifle. Jameson also explained that he was trained in both
23 the M-16 and the AK-47 rifle. Jameson also stated that he needed timers and remote detonators for the
24 explosive charges that he previously described to the UCE2. Jameson said that he could get the PVC
25 pipe, nails, and powder.

26 23. UCE2 asked Jameson if he could make a video, or write a statement that he could show
27 the “brothers” (meaning other ISIS supporters and members). Jameson stated that he would write a
28 statement, but he would need UCE2's help in doing a video. UCE2 advised that UCE2 would be in

1 contact and the meeting ended.

2 24. Shortly after the meeting concluded, Jameson transmitted a text message to UCE2
3 confirming "It is written." Jameson further explained that "It is half a page long and by me. It's in my
4 hand, and stated it's me. In Sha Allah it will be what is needed. I will be back late night tomorrow.
5 Around 11pm to Midnight."

6 25. Later, on December 18, 2017, UCE2 contacted Jameson and asked if they were meeting
7 that day, and also asked if UCE2 could get pictures of the "trip we are going to take for Xmas". In
8 response, Jameson sent a photograph depicting a map of Pier 39, and three other photographs of and
9 around Pier 39.

10 26. Later on December 18, 2017, an FBI employee, using an identifiable telephone number
11 with a Washington, D.C. area code (202) mistakenly called Jameson's cellular telephone. After
12 Jameson answered in apparent Arabic language, the FBI employee immediately terminated the call.
13 Shortly afterwards, Jameson called the 202 telephone number, which resolves to a voice mail
14 identifying the name (but not employing agency) of user of the 202 telephone.

15 27. Later during that afternoon (December 18, 2017), UCE2 and Jameson again engaged in
16 communications regarding a follow-up meeting. Among other things, UCE2 asked Jameson whether
17 he could locate and rent a storage unit for use in preparing for their operation. Jameson confirmed that
18 he could and later advised UCE2 that he had possibly located a storage unit.

19 28. Later during the evening, UCE2 contacted Jameson to discuss arranging a follow-up
20 meeting. Jameson responded by indicating that he had been "very busy tonight." Moreover, Jameson
21 told UCE2, "I also don't think I can do this after all. I've reconsidered." UCE2 stated, "We only can do
22 Allah's will," and Jameson replied "In Sha Allah one day I can. But I can't."

23 29. On December 20, 2017, a search warrant, issued by the United States District Court for
24 the Eastern District of California on December 19, 2017, was executed at Jameson's residence located
25 in Modesto, CA. at 8:04 a.m.

26 30. Among the items seized was a white envelope containing handwritten letter signed by
27 Abdallah Abu Everitt Ibn Gordon Al-Amriki dated 12/16/17. This is the letter that Jameson drafted
28 after his meeting with UCE2. That letter reads as follows:

12-16-17

I Abdallah adu Everitt ibn Gordon have committed these acts upon the Kuffar, in the name of Dar al Islam, Allahu AKbar! You all have brought this upon yourselves. There are no innocent Kuffar! Each and every Kuffar in this Nationalistic, Godless society has a hand in this. You've Allowed Donald J Trump to give away Al Quds to the Jews. Both You and he are wrong, it belongs to the Muslemeen. We have penetrated and infiltrated your disgusting country. These Acts will continue until the Lions of Islam overtake you. Turn to Allah, make tawbah and fight with us, the soldiers who fight in the day and the night. Allah SWT is most forgiving, I am not. Long live Isil, Long Live Abu Bakr al-Baghdadi. Allahu Akbar!

Abdallah abu Everitt ibn Gordon al-Amriki

(signature)

31. During the search of the residence, FBI Agents interviewed Jameson. At periodic times during the interviews, Jameson stated his support of ISIS and terrorism and discussed aspects of the plan to carry out an attack, noting that he would be happy if an attack was carried out.