



Cause No. 11-1-07677-2SEA



Seattle Police Department  
Federal Bureau of Investigation – Seattle Division  
Safe Streets Task Force

Certification for Determination of Probable Cause

That Len Carver III is a detective with the Seattle Police Department assigned to the FBI – Safe Streets Task Force and has reviewed the investigations conducted in Washington State Patrol case number 2011-13562;

There is probable cause to believe that Michael Dale McCright, DOB: 6/15/1983, committed the crimes of Assault 2, Deadly Weapon, in violation of RCW 9A.56.021, and Vehicular Assault (Attempt), both felonies, in violation of RCW 46.62.522, within the county of King, state of Washington.

This belief is predicated on the following facts and circumstances:

This Certification is based on information I have gained from my own investigation, personal observations, training and experience as well as information related to me by other detectives, investigators and police officers through oral and written reports. Further, I have reviewed the FBI investigative file maintained by Washington State Patrol (WSP) Detective Juli Gundermann, FBI Special Agent Mark Nelson and others. I have not stated every fact known to me concerning this investigation, but have included those facts which support charging McCright with the crimes of Assault 2, Deadly Weapon, in violation of RCW 9A.56.021, and Vehicular Assault (Attempt), both felonies, in violation of RCW 46.62.522.

On July 12, 2011, about 4:43 p.m., United States Marine Corps (USMC) Staff Sergeant (SSGT) Ryan Picklesimer and United States Marine Corps Gunnery Sergeant (GYSGT) Thomas Lopez left the Military Entrance Processing Station (MEPS) on East Marginal Way, Seattle. Both men are assigned to the MEPS center. SSGT Picklesimer was dressed in uniform and GYSGT Lopez was dressed in civilian attire. SSGT Picklesimer was driving a government-owned sedan bearing a United States government-issued license plate. The license plate format clearly identifies the car as government owned and operated. GYSGT Lopez was a passenger in the car.

According to WSP Detective Gundermann's investigative report, SSGT Picklesimer entered the high-occupancy vehicle (HOV) lane northbound on I-5 from the express lanes near the Northgate exit and accelerated to about 64 miles-per-hour and set the cruise control. Traffic was light and the roadway was bare and dry. SSGT Picklesimer noticed a small blue, two-door car rapidly advancing on the right side of his government-issued sedan. SSGT Picklesimer looked over and saw a bearded, white male driver wearing a tight-fitting, white knit hat that covered the top of his head to the middle of his forehead and to the top of his ears. As the blue sedan came next to SSGT Picklesimer and GYSGT Lopez, the driver slowed and stared at the United States government-issued license plate

The driver of the blue sedan then came alongside of SSGT Picklesimer's car and matched SSGT Picklesimer's speed. The driver of the blue sedan looked at SSGT Picklesimer and when he noticed SSGT Picklesimer was in a military uniform, Picklesimer reported, "his eyes widened and he appeared to become angry."

Without warning, the suspect swerved his vehicle at SSGT Picklesimer's car, coming to within 5-6 inches of the government-issued sedan. SSGT Picklesimer had to take evasive action to avoid a collision with the suspect's vehicle. SSGT Picklesimer was forced off of the roadway and into the emergency lane, nearly striking the Jersey barrier.

The suspect then accelerated and pulled in front of SSGT Picklesimer's car and slammed on the brakes, causing SSGT Picklesimer to again take evasive action to avoid a collision.

The suspect then crossed over several lanes of travel to the right, slowed and continued to parallel SSGT Picklesimer and GYSGT Lopez. GYSGT Lopez used his cellular phone to call 911 and wrote down the suspect vehicle license plate number on a USMC business card.

According to the Washington State Patrol's Computer Aided Dispatch (CAD) log, the call to 911 came into the state patrol's communications center at 5:08 p.m.

The license plate of the blue sedan was Washington License Plate: 398-XZF.

According to Washington Department of Licensing (DOL) records, license plate 398-XZF is registered to Michael D. McCright, 17927 33<sup>rd</sup> Pl. W., Lynnwood, on a blue 1990 Geo Metro.

On August 8, 2011, FBI Special Agent Mark Nelson prepared a six-photo montage bearing the known photo of Michael D. McCright and showed the montage to SSGT Picklesimer. Picklesimer positively identified McCright as the suspect who was driving the blue sedan that attempted to force him and GYSGT Lopez off of the roadway on July 12, 2011.

FBI Special Agent Nelson forwarded the results of the montage and his investigative reports to WSP Detective Gundermann for follow-up.

Detective Gundermann attempted to reach McCright by telephone and left a message with family members.

On the evening of August 24, 2011, McCright called back and spoke with Detective Gundermann. During the call to Detective Gundermann, McCright denied involvement in the incident, adding that he "hardly" drove his blue Geo Metro and usually took a bus. McCright added that he did not allow anyone else to drive his car and said he had not driven his car for at least a month and a half. He questioned Detective Gundermann's identity and hung up.

On August 25, 2011, McCright again called Detective Gundermann. During this call, McCright told Detective Gundermann that he had confirmed her identity. He reiterated that he had been riding the bus for a month and a half and had not been driving the blue Geo Metro on July 12, 2011. He said he had "hardly" allowed anyone else to drive the Geo Metro. McCright refused to meet with Detective Gundermann. He told her not to call him any further and accused her of harassment.

On September 8, 2011, law enforcement located and arrested McCright in Seattle. At the time of his arrest, McCright was driving his 1990 Geo Metro, bearing Washington license plate 398-XZF. This is the same car McCright used in the commission of the crime on July 12, 2011.

Based on the information contained in this Certification, the results of the initial and subsequent police investigations, I believe there is probable cause to charge Michael Dale McCright with the crimes of Assault 2, Deadly Weapon, in violation of RCW 9A.56.021, and Vehicular Assault (Attempt), both felonies, in violation of RCW 46.62.522.

*Under penalty of perjury under the laws of the State of Washington, I certify that the foregoing is true and correct to the best of my knowledge and belief.*

*Signed and dated by me this 12<sup>th</sup> day of September 2011, at Seattle, Washington.*



\_\_\_\_\_  
Detective Len Carver III #6118  
Seattle Police Department  
FBI – Seattle (Safe Streets Task Force)

1  
2 CAUSE NO. 11-1-07677-2 SEA

3 PROSECUTING ATTORNEY CASE SUMMARY AND REQUEST FOR BAIL AND/OR  
4 CONDITIONS OF RELEASE

5 The State incorporates by reference the Certification for Determination of Probable  
6 Cause submitted by Seattle Police Department Detective Len Carver for SPD incident number  
7 11-296881 which incorporates Washington State Patrol number 11-13562.

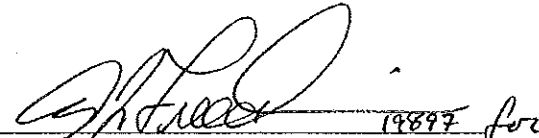
8 REQUEST FOR BAIL

9 The State requests that bail remain at \$2,000,000, the amount set at first appearance.  
10 The defendant has a substantial and violent criminal history. His history includes two prior  
11 strikes meaning if he is convicted of the currently charged offense, he is facing his **Third Strike**  
12 and a sentence of **Life in Prison Without the Possibility of Release**.

13 The victims in this case were leaving the Military Entrance Processing Station on East  
14 Marginal Way in Seattle just prior to the attack by McCright. That Station was the target of a  
15 recent conspiracy for which two men, Abu Khalid Abdul-Latif, and Walli Mujahidh, have been  
16 charged in Federal Court with Conspiracy to Murder Federal Officers. Investigators have  
17 confirmed that the cellphone used by the defendant, Michael McCright, was used on at least  
18 three occasions to contact Abdul-Latif prior to Latif's arrest by Federal authorities. The FBI is  
19 continuing to investigate Defendant McCright's possible connection to domestic terrorism. The  
20 Court services sheet as well as a web page provided by investigators show that McCright uses  
21 "Mikhial Jihad" as his AKA.

22 McCright's criminal history includes convictions for **Robbery in the First Degree**  
23 (2006), **Assault in the Third Degree** (2005), **Residential Burglary** (2002), **Theft in the Second**  
24 **Degree** (2003), **Theft in the First Degree** (2003), **Robbery in the Second Degree** (2001),  
Residential Burglary (1998) and several misdemeanor convictions or Resisting Arrest and  
Assault in the Fourth Degree. Given his history of rapid recidivism, the nature of his  
convictions, and the current charge, he should be considered an extreme threat to the safety of  
our community as well as a high flight risk.

Signed this 13 day of September, 2011.

  
Gary M. Ernsdorff, WSBA #22461

AGENCY: <b>Seattle PD</b>	<b>WASPD0000</b>	CASE NUMBER <b>2011-296881</b>	FILE NUMBER	PCN NUMBER
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**SUPERFORM**

<b>ARREST INFORMATION</b>		
DATE & TIME OF VIOLATION <b>7/12/2011 6:38 PM</b>	CRIMINAL TRAFFIC CITATION ATTACHED? <input type="checkbox"/> YES <input type="checkbox"/> NO	ACCOMPLICES
DATE OF ARREST/TIME <b>9/7/2011 5:30 PM</b>	ARREST LOCATION <b>1100 Lake City WY NE Seattle, WA</b>	

<b>SUSPECT INFORMATION</b>			
NAME (LAST, FIRST, MIDDLE/JR, SR, 1st, 2nd) <b>MCCRIGHT, MICHAEL DALE</b>		DOB <b>6/15/1983</b>	ALIAS, NICKNAMES
ARMED/DANGEROUS <input checked="" type="checkbox"/> YES <input type="checkbox"/> NO	IDENTITY IN DOUBT? <input type="checkbox"/> YES <input checked="" type="checkbox"/> NO	CITIZENSHIP	
<b>PHYSICAL DETAILS</b>			
SEX <b>M</b>	HEIGHT <b>600</b>	WEIGHT <b>210</b>	SKIN TONE <b>FAR</b>
RACE <b>W</b>		EYE <b>BRO</b>	HAIR <b>BRO</b>
SCARS, MARKS, TATTOOS, DEFORMITIES			
<b>IDENTIFICATION DETAILS</b>			
CCN <b>1776790</b>	PRIOR BA # <b>211007607</b>	AFIS # <b>00523228</b>	FBI #
STATE ID #		DRIVER'S LICENSE #	STATE <b>WA</b>
RESIDENCE		EMPLOYMENT / SCHOOL	
LAST KNOWN ADDRESS <b>17927 33 PL W LYNNWOOD, WA 98037</b>		EMPLOYER, SCHOOL (ADDRESS, SHOP/UNION NUMBER)	
RESIDENCE PHONE		BUSINESS PHONE	OCCUPATION
<b>EMERGENCY CONTACT</b>			
PERSON TO BE CONTACTED IN CASE OF EMERGENCY		RELATIONSHIP	PHONE

<b>CHARGE INFORMATION</b>			
OFFENSE <input type="checkbox"/> DV <input type="checkbox"/> FUGITIVE <b>I - ASSAULT INV</b>	RCW / ORD # <b>1399</b>	COURT / CAUSE # <b>1</b>	CITATION #
OFFENSE <input type="checkbox"/> DV <input type="checkbox"/> FUGITIVE <b>I - ASSAULT INV</b>	RCW / ORD # <b>1399</b>	COURT / CAUSE # <b>1</b>	CITATION #
OFFENSE <input type="checkbox"/> DV <input type="checkbox"/> FUGITIVE	RCW / ORD #	COURT / CAUSE #	CITATION #

<b>WARRANT / OTHER</b>				
WARRANT DATE	WARRANT NUMBER	OFFENSE	AMOUNT OF BAIL	WARRANT TYPE
ORIGINATING POLICE AGENCY		ISSUING AGENCY	WARRANT RELEASED TO: (SERIAL # / UNIT / DATE / TIME)	

<b>PROPERTY INFORMATION</b>		
LIST VALUABLE ITEMS OR PROPERTY LEFT FOR ARRESTEE AT JAIL		
LIST VALUABLE ITEMS OR PROPERTY ENTERED INTO EVIDENCE (SIMPLE DESCRIPTION, IDENTIFYING MARKS, SERIAL #)		
LIST ITEMS ENTERED INTO SAFEKEEPING		
TOTAL CASH OF ARRESTEE <b>\$0.00</b>	WAS CASH TAKEN INTO EVIDENCE? <input type="checkbox"/> YES <input checked="" type="checkbox"/> NO	SIGNATURE OF JAIL STAFF RECEIVING ITEMS / SERIAL #

<b>OFFICER INFORMATION</b>		
ARRESTING OFFICER / SERIAL # <b>Gunderman, Julie Detective</b>	TRANSPORTING OFFICER / SERIAL #	SUPERVISOR SIGNATURE / SERIAL #
SUPERFORM COMPLETED BY (SIGNATURE/SERIAL #) <b>Carver, Leonard</b>		CONTACT PERSON FOR ADDITIONAL INFORMATION (NAME/SERIAL#/PHONE) <b>Gunderman, Julie 2069143363</b>

<b>COURT FILE</b>			
SUPERIOR COURT FILING INFO	<input type="checkbox"/> IN CUSTODY	<input type="checkbox"/> AT LARGE	<input type="checkbox"/> OUT ON BOND
COURT CAUSE (STAMP OR WRITE)			
COURT/DIST. CT. NO.	DIST. CT. BOND \$	SUP. CT. DATE	

<b>EXTRADITE</b>			
PERSON APPROVING EXTRADITION	SEAKING-LOCAL ONLY WACIC-STATE WIDE <input type="checkbox"/>	NCIC-WILL EXTRADITE FROM ID & OR ONLY <input type="checkbox"/>	NCIC-WILL EXTRADITE FROM OR, ID, MT, WY, GA, NV, UT, CO, AZ, NM, HI, AK <input type="checkbox"/>
NCIC-WILL EXTRADITE FROM FROM ALL 50 STATES <input type="checkbox"/>			
E N T R Y	CCN _____ WAC _____ NCIC _____	DOE _____ TOE _____ OP _____	C L E A R A N C E DOC _____ TOC _____ OP _____

**PROBABLE CAUSE INFORMATION**

**STATEMENT OF PROBABLE CAUSE: NON-VUCSA**

CONCISELY SET FORTH FACTS SHOWING PROBABLE CAUSE FOR EACH ELEMENT OF THE OFFENSE AND THAT THE SUSPECT COMMITTED THE OFFENSE. IF NOT PROVIDED, THE SUSPECT WILL BE AUTOMATICALLY RELEASED. INDICATE ANY WEAPONS INVOLVED. (DRUG CRIME CERTIFICATE BELOW.)

ON (date) 7/12/2011 AT (time) 6:38 PM, WITHIN THE (city/unincorporated area of county) City of Seattle

COUNTY OF KING, STATE OF WASHINGTON, THE FOLLOWING DID OCCUR:

That Len Carver III is a detective with the Seattle Police Department assigned to the FBI - Safe Streets Task Force and has reviewed the investigations conducted in Washington State Patrol case Number 2011-13562, ;

There is probable cause to believe that Michael Dale McCright, DOB: 6/15/1983, committed the crimes of Assault, two counts, within the county of King, state of Washington.

This belief is predicated on the following facts and circumstances:

This Certification is based on information I have gained from my own investigation, personal observations, training and experience as well as information related to me by other detectives, investigators and police officers through oral and written reports. Further, I have reviewed the FBI investigative file maintained by Washington State Patrol (WSP) Detective Juli Gundermann, FBI Special Agent Mark Nelson and others. I have not stated every fact known to me concerning this investigation, but have included those facts which support the charging McCright with the crime of Assault in the Second Degree, a felony, two counts.

On July 12, 2011, about 4:00 p.m., United States Marine Corps (USMC) Staff Sergeant (SSGT) Ryan Picklesimer and United States Marine Corps Gunnery Sergeant (GYSGT) Thomas Lopez left the Military Entrance Processing Station (MEPS) on East Marginal Way, Seattle. Both men are assigned to the MEPS center. SSGT Picklesimer was dressed in uniform and GYSGT Lopez was dressed in business attire. SSGT Picklesimer was driving a government-owned sedan bearing a United States government-issued license plate. GYSGT Lopez was a passenger in the car.

According to WSP Detective Gundermann's investigative report, as SSGT Picklesimer entered the high-occupancy vehicle (HOV) lane northbound on I-5, he accelerated to about 64 miles-per-hour and set the cruise control. Traffic was light and the roadway was bare and dry. As he approached the Lake City Way exit, SSGT Picklesimer noticed a small blue, two-door car rapidly advancing on the right side of his government-issued sedan. SSGT Picklesimer looked over and saw a bearded, white male driver wearing a tight-fitting, white knit hat that covered the top of his head to the middle of his forehead and to the top of his ears. As the blue sedan came next to SSGT Picklesimer and GYSGT Lopez, the driver slowed and stared at the United States government-issued license plate.

The driver of the blue sedan then came alongside of SSGT Picklesimer's car and matched SSGT Picklesimer's speed. The driver of the blue sedan looked at SSGT Picklesimer and when he noticed SSGT Picklesimer was in a military uniform "his eyes widened and he appeared to become angry."

Suddenly and without warning, the suspect swerved his car at SSGT Picklesimer's car, coming to within 5-6 inches of the government-issued sedan. SSGT Picklesimer had to take evasive action to avoid a collision with the suspect's vehicle. SSGT Picklesimer was forced off of the roadway and into the emergency lane, nearly striking the Jersey barrier.

The suspect then accelerated and pulled in front of SSGT Picklesimer's car and slammed on the brakes, causing SSGT Picklesimer to again take evasive action to avoid a collision.

Given the speed at which the cars were travelling, had SSGT Picklesimer not taken evasive action, the cars would have collided possibly causing substantial bodily harm or even death to SSGT Picklesimer and his passenger GYSGT Lopez.

Following the assault, the suspect crossed several lanes of travel to the right, slowed and continued to parallel SSGT Picklesimer and GYSGT Lopez. GYSGT Lopez used his cellular phone to call 911 and wrote down the suspect vehicle license plate number on a USMC business card.

According to the Washington State Patrol's Computer Aided Dispatch (CAD) log, the call to 911 came into the state patrol's communications center at 6:38 p.m.

The license plate of the blue sedan was Washington License Plate: 398-XZF.

According to Washington Department of Licensing (DOL) records, license plate 398-XZF is registered to Michael D. McCright, 17927 33rd Pl. W., Lynnwood, on a blue 1990 Geo Metro.

On August 8, 2011, FBI Special Agent Mark Nelson prepared a six-photo montage bearing the known photo of Michael D. McCright and showed the montage to SSGT Picklesimer. Picklesimer positively identified McCright as the suspect who was driving the blue sedan that attempted to force him and GYSGT Lopez off of the roadway on July 12, 2011.

Based on the information contained in this Certification, the results of the initial and subsequent police investigations, I believe there is probable cause to charge Michael Dale McCright with the crime of Assault in the Second Degree, a felony, two counts.

I CERTIFY (OR DECLARE) UNDER PENALTY OF PERJURY UNDER THE LAWS OF THE STATE OF WASHINGTON THAT THE FOREGOING IS TRUE AND CORRECT.

REQUEST 72-HR RUSH FILE?  YES  NO  
ANTICIPATED FILING DATE

DATE AND PLACE 9/7/2011 Seattle SIGNATURE / AGENCY leonard.carver@seattle.gov / WASPD0000

This printout is from the King County Booking and Referral System (BARS), where the above officer signed and transmitted this eSuperform as permitted by GR 30 and LCR LJ 2.6.

DRUG CRIME INFORMATION

DRUG CRIME CERTIFICATE

Part I: ON (date) \_\_\_\_\_ THE SUSPECT (suspect's name) \_\_\_\_\_  
 DELIVERED  POSSESSED WITH INTENT TO DELIVER/MANUFACTURE  POSSESSED WHAT THE UNDERSIGNED OFFICER  
(officer's name) \_\_\_\_\_ BASED ON TRAINING AND EXPERIENCE, BELIEVES TO BE (approximate quantity and  
type of controlled substance) \_\_\_\_\_ . APPROXIMATE STREET VALUE OF THE CONTROLLED SUBSTANCE  
IS (value of drugs) \_\_\_\_\_ .