

**IN THE UNITED STATES DISTRICT COURT**  
**FOR THE EASTERN DISTRICT OF PENNSYLVANIA**

<b>UNITED STATES OF AMERICA</b>	<b>:</b>	<b>CRIMINAL NO.</b>
<b>v.</b>	<b>:</b>	<b>DATE FILED: August 5, 2010</b>
<b>TODD HART</b>	<b>:</b>	<b>VIOLATIONS:</b>
	<b>:</b>	<b>18 U.S.C. § 2261A (stalking – 1</b>
	<b>:</b>	<b>count)</b>
	<b>:</b>	<b>18 U.S.C. § 1030(a)(2)(A) and (C)</b>
	<b>:</b>	<b>and(c)(2)(B) (intentionally access-</b>
	<b>:</b>	<b>ing a protected computer without</b>
	<b>:</b>	<b>authorization and thereby obtain-</b>
	<b>:</b>	<b>ing information in furtherance of a</b>
	<b>:</b>	<b>tortious act – 1 count)</b>
		<b>Notice of forfeiture</b>

**INDICTMENT**

**COUNT ONE**

**THE GRAND JURY CHARGES:**

1. At all times relevant to this Indictment, defendant TODD HART resided in Philadelphia.
2. At times relevant to this indictment T.J.H., a person whose identity is known to the grand jury, resided in Philadelphia and in the Northern District of California.
3. T.J.H. had a short-lived romantic relationship with defendant, TODD HART.
4. On or about May 15, 2010, T.J.H. left Philadelphia, over the objections of defendant TODD HART to accept an internship at the Lawrence Livermore National Laboratories (LLNL) in Livermore, California.

5. Beginning on or about May 15, 2010 and continuing up to and including on or about July 20, 2010, defendant TODD HART conducted a campaign of threats and harassment directed at T.J.H.

6. In the course of this campaign the defendant TODD HART made telephone calls using a service that changed the Caller ID information broadcast by his telephone to make it appear to the receiver of the call that the call came from a different number. This service also permitted defendant TODD HART to use electronic technology to disguise his voice.

7. Using this service, defendant TODD HART made telephone calls to T.J.H.'s roommates at the LLNL saying things such as that T.J.H. had ten days to leave California or "something bad" would happen to her or her family.

8. Using this service, defendant TODD HART made telephone calls to T.J.H.'s roommates at the LLNL saying things such as that T.J.H. had "ten days to return to Philadelphia or else."

9. Using this service, defendant TODD HART made telephone calls to T.J.H.'s sister and mother making similar statements to those set forth in paragraphs 8 and 9 above.

10. Using this service, defendant TODD HART made a telephone call to T.J.H. in which he said, "You're going to fucking die."

11. Using this service, defendant TODD HART made telephone calls to LLNL asking to speak to T.J.H. by pretending to be her father and asking the location where she worked.

12. Defendant TODD HART sent T.J.H. two e-mail messages as part of this campaign. The subject line of the first e-mail was "10 days" and stated, "How would you like it if your sister

went missing? How would you like it if something happened to your mother at [actual mother's address]? How would you like it if your boyfriend got hit by a car? This is what will happen if you don't return to Philadelphia." The second e-mail was title "Whore" and stated, "You called the cops but they can't do anything."

13. During the period that the T.J.H. and defendant TODD HART were romantically involved, HART learned the passwords to various online accounts of T.J.H.

14. Using these passwords, defendant TODD HART accessed the following online accounts of T.J.H. and changed her passwords to prevent her from getting access to them:

- a. G-Mail
- b. Yahoo!
- c. Bank of America
- d. TD Bank
- e. Wells Fargo
- f. Facebook

15. Using these passwords defendant TODD HART changed the password to T.J.H.'s university e-mail account to deny her access to it.

16. Using these passwords, defendant TODD HART accessed T.J.H.'s bank account at TD Bank and attempted to overpay at least one of her bills, thereby reducing her balance to an amount less than she expected it to be.

17. T.J.H. had filed an online application to take the Medical College Admission Test (MCAT). Using his knowledge of T.J.H.'s passwords, defendant TODD HART logged into her account and deleted her application.

18. From on or about May 15, 2010, until on or about July 20, 2010, in Philadelphia in the Eastern District of Pennsylvania, and elsewhere, defendant

**TODD HART**

with the intent to place a person in another state, that is T.J.H. in California, in reasonable fear of death or serious bodily injury to herself used interactive computer services and facilities of interstate and foreign commerce to engage in a course of conduct, as is set forth above, that caused substantial emotional distress to T.J.H., and placed T.J.H. in reasonable fear of her own death and of serious bodily injury.

In violation of Title 18, United States Code, Section 2261A.

**COUNT TWO**

**THE GRAND JURY FURTHER CHARGES THAT:**

1. Between in or about May 15, 2010, and on or about July 20, 2010, in Philadelphia, in the Eastern District of Pennsylvania, and elsewhere, defendant

**TODD HART,**

in furtherance of the commission of tortious acts within the Commonwealth of Pennsylvania and the State California, intentionally accessed the accounts of T.J.H on the computers of her university, Bank of America, TD Bank, Wells Fargo, Facebook, Yahoo!, Google (G-Mail), and the American Association of Medical Colleges (administrator of the MCAT) without authorization, and thereby obtained information from protected computers.

In violation of Title 18, United States Code, Section 1030(a)(2)(A) and (C) and 1030(c)(2)(B)(ii).

## NOTICE OF FORFEITURE

As a result of the violation of Title 18, United States Code, Section 1030 set forth in Count Two of this Indictment, the defendant


### TODD HART

shall forfeit to the United States under Title 18, United States Code, Section 1030(i)(1)(A) any property used and intended to be used to commit and facilitate the violation of Title 18, United States Code, Section 1030, including but not limited to the following:

1. 8 Gig Blue Thumb Drive;
2. Silver Iomega external hard drive s/n 36CJ35001W;
3. X Box Hard Drive s/n 05210082917805;
4. Unlabeled DVD no identifiers;
5. Laptop computer, HP s/n 00144-468-885-427 and
6. T-Mobile Cell Phone J11EL9XTB.

A TRUE BILL:

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FOREPERSON

  
**ZANE DAVID MEMEGER**  
United States Attorney