

UNITED STATES DISTRICT COURT

for the

Central District of Illinois

United States of America)

v.)

MICHAEL HARI, JOE MORRIS, MICHAEL)
McWHORTER, and ELLIS "EJ" MACK)

Case No.)

18-MJ- 7051)

Defendant(s)

FILED
MAR 13 2018
CLERK OF THE COURT
U.S. DISTRICT COURT
CENTRAL DISTRICT OF ILLINOIS

CRIMINAL COMPLAINT

I, the complainant in this case, state that the following is true to the best of my knowledge and belief.

On or about the date(s) of October 2017 to March 2018 in the county of Champaign in the Central District of Illinois, the defendant(s) violated:

<i>Code Section</i>	<i>Offense Description</i>
18 U.S.C. § 922(o)	Possession of a machinegun

This criminal complaint is based on these facts:

SEE ATTACHED AFFIDAVIT.

Continued on the attached sheet.

[Signature]
Complainant's signature

Barbara Robbins, FBI Special Federal Officer
Printed name and title

Sworn to before me and signed in my presence.

Date: 3/13/2018

[Signature]
Judge's signature

City and state: Urbana, Illinois

Eric I. Long, United States Magistrate Judge
Printed name and title

AFFIDAVIT

I, Barbara Robbins, being duly sworn, depose and state:

Introduction

1. I am a Detective Sergeant with the University of Illinois Police Department and have been so for approximately 21 years. In addition, I have been assigned as a Special Federal Officer to the Federal Bureau of Investigation (FBI), Joint Terrorism Task Force (JTTF) for the last 5 years. My duties with the FBI include investigating domestic terrorism such as violent crimes and bombings within the Continental United States. I maintain multiple duties with the Police Department as well, including security detail for high level officials visiting the University. I have extensive experience in executing search warrants, arrest warrants, interviews and seizures of evidence.

2. I make this affidavit in support of a criminal complaint and application for arrest warrants for MICHAEL B. HARI, JOE MORRIS, MICHAEL MCWHORTER, and ELLIS MACK. The criminal complaint charges them with possession of a machinegun, in violation of 18 U.S.C. § 922(o). This affidavit is intended to show only that there is sufficient probable cause for the requested warrants and does not set forth all of my knowledge about this matter.

Probable Cause

3. On August 5, 2017, an explosive device was thrown through the window of the Dar Al Farooq Islamic Center (DAF), located at 8201 Park Avenue South, Bloomington, Minnesota, at approximately 5:00 a.m. The device exploded while five

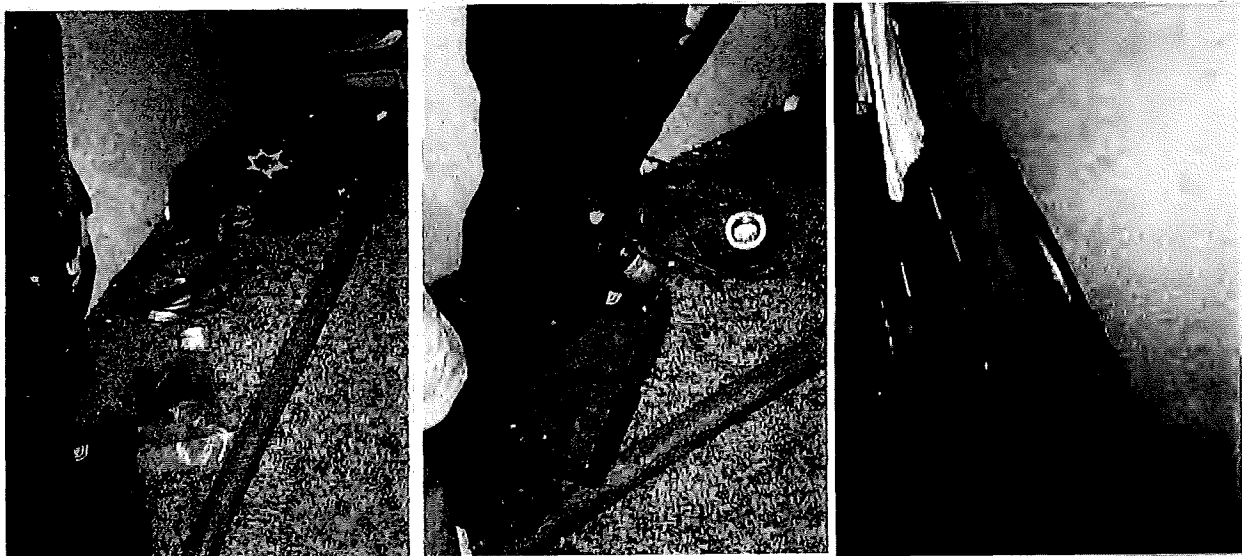
individuals were inside the building, causing extensive damage. Subsequent to the explosion, the FBI conducted an interview of a witness who was present during the explosion. The witness stated he exited the front door of DAF Mosque after prayer, and while walking to his vehicle, heard the noise of glass breaking. The witness turned to look toward the noise and observed a man run from the exterior of DAF to a dark-colored truck. The witness observed the truck depart the parking lot at a high rate of speed. The FBI collected video from DAF which captured the exterior parking lot. Shortly before the explosion, a dark truck was seen departing the parking lot of DAF Mosque.

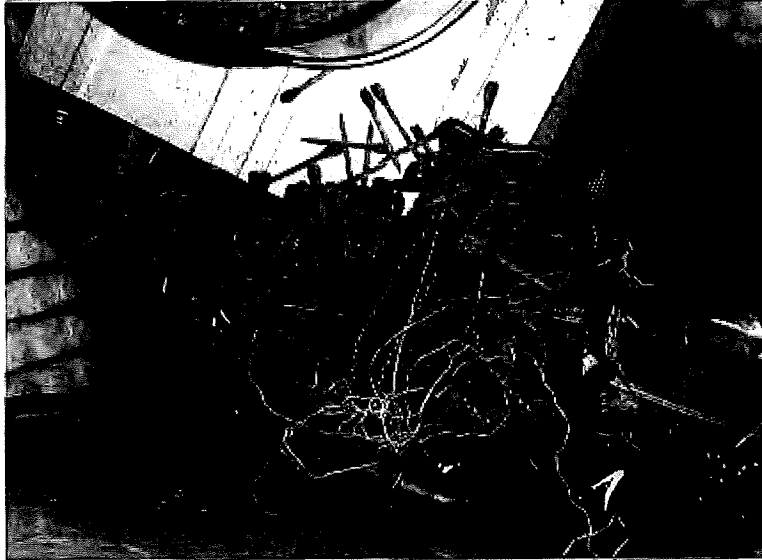
4. On November 7, 2017, a secretary at the Women's Health Practice entered the building located at 2125 S. Neil St., Champaign, Illinois, at approximately 7:30 a.m. Once in the building, she discovered a broken window, glass on the floor, and a device, which appeared to be an explosive device, on the inside of the surgical room. The Women's Health Practice is a medical practice for women's services, which includes abortions.

5. Multiple law enforcement agencies responded to the scene including the University of Illinois Police Department, Champaign Police Department, FBI, and ATF. The device was rendered safe. The device itself was described as a segment of PVC pipe with a plastic cap on one end and duct tape over the other end. The powder located within the pipe was determined to have the presence of thermite, a pyrotechnic compound. A magnesium strip was also present in the device. The combination of these factors led the bomb technician to the initial conclusion that the device was designed to

burn. Responders also noted that the room in which the device was located was the surgical room and contained oxygen tanks.

6. On December 26, 2017, the Ford County Sheriff, Mark Doran, provided the FBI with multiple photographs. Sheriff Doran advised he received the photographs from an individual, who has access to everything inside the residence of Michael HARI's parents' home. The individual took the photographs on approximately December 16, 2017, at HARI's parents' home. The individual said that, while HARI has his own place in Clarence, Illinois, HARI stays at his parents' home quite often because his Clarence home has no running water or electricity. Below are some of the photos:





7. After the individual provided the photographs, he/she agreed to become a confidential source (CS1). CS1 reported that HARI has guns and bomb-making material inside HARI's parents' home. CS1 has no criminal history. CS1's motivation for cooperation is that he/she does not want anyone to get hurt. The FBI has paid CS1 approximately \$1,000 to date for information provided.

8. On January 27, 2018, a second confidential source (CS2)¹ provided information that three individuals - HARI, MCWHORTER, and MORRIS - were responsible for the bombing carried out at the DAF Mosque, in Bloomington, Minnesota, as well as the attempted bombing at the Women's Health Practice in Champaign, Illinois. CS2 reported to be aware of this information because CS2 had previously worked for HARI, who recruited CS2 into an organization led by HARI.

¹CS2 has a criminal history that includes convictions for possession of drug paraphernalia/possession of cannabis charges in the late 1990s. In the early 2000s, CS2 had a conviction for drunk driving and misdemeanor assault. CS2 currently has a pending attempted assault charge. CS2 has been paid \$1,000 by the FBI for information provided.

9. CS2 reported seeing, during a meeting on or about January 27, 2018, in the group's possession, illegal firearms (fully automatic), M4s, video jammers, and tannerite, which the group locked in a safe inside HARI's store/office in Clarence, Illinois. CS2 also said that one night when CS2 was drinking with MORRIS and MCWHORTER, MORRIS began talking about throwing a black powder pipe bomb at a mosque in Minnesota. MORRIS told CS2 that he made the pipe bomb and that MCWHORTER threw it in the mosque. MORRIS claimed HARI was going to pay them \$18,000 for their participation in the Minnesota bombing. MORRIS later told CS2 that he made and placed the incendiary device at the Women's Health Practice in Champaign. MORRIS complained to CS2 that it did not go off and MORRIS had no idea why. MORRIS told CS2 that the truck, which was used to get away, was rented in Champaign, possibly at Enterprise Rent-A-Car.

10. Records obtained from Enterprise Holdings indicate that HARI rented a black Nissan Frontier crew cab on July 27, 2017, with a beginning mileage of 13,873. The vehicle was returned on August 6, 2017, the day after the Minnesota bombing, with an ending mileage of 16,948. The round trip distance from Champaign, Illinois to Bloomington, Minnesota is approximately 1,040 miles.

11. On February 13, 2018, CS1 provided pictures of items in the garage at HARI's parents' home, to which HARI has access. Included in the pictures was a photograph of the Anarchist's Handbook, which includes instructions for the creation of thermite. The photographs also show tools, such as a drill, that may be used in the creation of a pipe bomb.

12. On February 19, 2018, a tip was provided by email to the Bureau of Alcohol, Tobacco, Firearms and Explosives' (ATF) anonymous tipline indicating explosive devices were contained in a suitcase and one gray bag, in a shed at the back of the property located in Clarence, Illinois. The tip stated:

this is a possible terrorism threat i know a man named [J.O.] he is about 30 years old he is always talking about getting the niggers and here lately he said he is really going to get them he has been buying a lot of wierd chemicals like nail polish remover and battery acide and i thought he was making meth because he has science things like beakers too but he said no it is for a nigger schredder and he has four big black suitcases in his shed and a little greay bag and they are full of stuff like pipes and caps and wires nails and he told me to watch the news this week he lives at [Address in Clarence, Illinois] his house is a brown and yellow trailer and a garage put together and he has a lot of sheds but the one with that stuff in it is the red shed with white boards that is far in the back of his yard i know his kid and we hang out but i am afriad someone will get hurt if someone doesnt do something i also sent something about it to the newspaper so if you just blow it off like you did that school shooter kid in florida the press will know you got a tip so you better check it out just saying you did screw up once and he has a rebel flag on a pole in front of his house there is lots of them in town but his is the brown and yellow house on the north end of main road he also has kids and he just got out of jail [J.O.] and you better check it out because i thin it is bomb stuff for sure.

13. An FBI Computer Scientist was provided the IP address from which the above referenced email originated. He determined that the IP was a proxy, which is generally intended to ensure anonymity and make difficult any trace back.

14. On the same day the tip was provided to the ATF tipline, the Ford County Sheriff's Department, University of Illinois Police Department, and the FBI, responded to the address determined to be J.O.'s residence (which coincided with the anonymous

tip reporting J.O. with bomb making materials). A consent search of the residence was conducted, which resulted in multiple explosive devices being discovered, in a shed at the back of J.O.'s residence, just as indicated in the tip. J.O. and his wife were very cooperative during the entire search of the premises. They advised that they did not know anything about the devices that were discovered. They said they believed HARI was responsible for placing the devices on his premises.²

15. One of the devices recovered at J.O.'s residence was a pipe bomb attached to a small green propane tank. Photographs of the device were taken by a robot used to render the devices safe. CS1 reported to be aware that in approximately 2008, HARI had possession of multiple green propane tanks. CS1 said they were smaller in size, like "one you would take to go camping." CS1 observed the picture taken by the robot and said the tank looked "very similar to the tanks HARI had possession of in 2008."

16. On February 19, 2018, CS2 took screen shots of a Facebook post by MCWHORTER, which said "Clarence gonna be on the news again, this shit is crazy man." Shortly after another Facebook user commented, "Mike Hari?" the post was deleted.

17. On February 20, 2018, CS2 conducted a consensual recording of a meeting that included HARI, MORRIS, and MCWHORTER. During the conversation, CS2 said

² It should be noted that there is an alleged assault case pending against HARI for an incident involved a fight/argument between the HARI and J.O. Allegedly, HARI accused J.O. of being on his property and then held J.O. down with an air soft gun to his head until police arrived. HARI appeared in court on January 23, 2018. According to the Ford County Sheriff's Department, the case is scheduled for a hearing on March 13, 2018, and trial on April 9, 2018.

he/she thought it was out of place for MORRIS to make a comment about the “bang bangs.” HARI said, “Yeah that was a little out of place.” HARI later said, “Well, I think we are in a friendly crowd, and we moved that stuff already anyway.” HARI then said, “There is nothing illegal in our vault.”

18. On February 27, 2018, law enforcement conducted a neighborhood canvass in an attempt to find any witnesses who may have knowledge of the devices that were discovered on J.O.’s property. During the canvass, multiple people were interviewed, including MCWHORTER’s brother, (hereafter “the brother”). When FBI Special Agent Joel Smith and TFO Trevor Stalets questioned the brother on who lived at his home, the brother appeared to attempt to mislead agents. SA Smith and TFO Stalets requested to conduct a search of the brother’ residence and he consented to a search of his residence. The brother said that a few days earlier, HARI and MORRIS had arrived at his residence in a Ford Taurus and dropped off a bag. A search of the residence revealed four shotguns and four assault rifles inside a camouflage bag. Law enforcement also recovered a black hard-gun case, a green plate carrier with soft armor, and a bandoleer containing multiple 12-gauge bullets. An ATF Special Agent later indicated that three of the four ARs field-tested to be fully automatic. Based on information and belief, these firearms would meet the definition of a “machingegun,” as defined by 18 U.S.C. § 921(a)(23) and 26 U.S.C. § 5845(b).

19. When asked to clarify why HARI and MORRIS brought the guns to his house, the brother said HARI told him, “the police will want to come talk to me, can I keep them here until I speak to them?” MORRIS then told the brother, HARI doesn’t

want to have the guns when the police come to speak to him. The brother said he placed the shotguns in the case when HARI and MORRIS arrived, and admitted his DNA would be on the shotguns. The brother thought HARI and MORRIS dropped the weapons off on February 20, 2018, between 2:30 pm-3:30 p.m., "before the kids got off school." MORRIS carried all the weapons up the stairs. While law enforcement officers were interviewing the brother on his front porch, HARI arrived driving a gray Mazda. HARI identified himself as "Mike Hari." Special Agent Smith asked HARI if he could help him. HARI said he wanted to speak to the brother. Agent Smith advised HARI that he was speaking to him, and that HARI could come back when their conversation was finished. HARI then asked the brother where "EJ" was. ("EJ" is the nickname of ELLIS MACK, who is the stepson of MCWHORTER.) The brother advised HARI that MACK was at MCWHORTER's house down the road. HARI looked into the front door of the brother's residence for approximately five seconds, then departed in the gray Mazda. SA Smith observed HARI drive to MCWHORTER's residence.

20. The brother also said that, approximately one month earlier, he, HARI, and MORRIS were at HARI's office in Clarence when HARI asked, "do you want to see some science stuff?" The brother said HARI poured some fluid in the snow on the doorstep of the office, then placed a piece of "a braided wire [approximately] one inch in length, that was flat" inside the fluid. After a few minutes, the metal and fluid began to glow and eventually ignited for approximately 2-3 minutes. The brother said the fluid was contained in a "break fluid bottle" approximately 8-12 inches high.

21. According to the brother, on another occasion approximately one month ago, HARI, MORRIS, and he were again at the office when HARI pulled out two containers from the store. He described the containers as "clear" and "about the size of a coffee can." Both containers were approximately 1/3 full. One container had a white powdery substance inside, while the other container had a red powdery substance inside. The brother did not know what either of the powdery substances contained. According to the brother, HARI took a scoop of the red powder and poured it in a burning fire, hoping it would ignite, but nothing happened. When nothing happened, HARI said, "Oh, that didn't do anything." MORRIS said the powdery substances should "burn really hot."

22. According to the brother, a couple days after the incident with the powder, he was again at the office with HARI and MORRIS. He saw HARI and MORRIS cleaning some of the same weapons that were taken from his house by law enforcement on February 27, 2018. When the brother saw the weapons, he said "those look neat." HARI responded, "Don't tell anyone I don't want a lot of people knowing I have them." HARI said, "They are lightly modified, two are semi-auto and one is fully auto."

23. On February 28, 2018, SA Smith interviewed MCWHORTER's wife, (hereinafter "the wife"), and her minor daughter (hereafter "the daughter"). According to the wife, her last communication with MCWHORTER was on February 27, 2018, when MCWHORTER called from MACK's phone. The wife said she told MCWHORTER that the FBI only wanted to talk to him and asked MCWHORTER

where he was. MCWHORTER replied, "I can't tell you, I love you" and then ended the call.

24. The daughter said that on February 27, 2018, during the consent search of MCWHORTER's brother's house, she was at home. She said HARI was also at the house and that he was on the phone with MCWHORTER for approximately 2-3 minutes. HARI told the daughter, "If the FBI wants to talk to you, tell them you want to talk to a lawyer." HARI then stated, "I will wait here to find out what is going on down the road," referring to the search at the brother's house. The daughter also said HARI kept going in and out of the house. She said HARI eventually pushed MACK out the door saying, "Let's go for a ride." The daughter believed HARI appeared to be in a rush and that MACK appeared as though he did not want to go.

25. On the same date, the wife provided Agent Smith with three cellular telephones she claimed belonging to HARI, MCWHORTER, and MORRIS. She said the black ZTE phone belonged to HARI, which she thought he unintentionally left due to HARI being in a rush to leave; the black phone with a cracked screen belonged to MORRIS; and the silver phone with the black/red protective case belonged to her husband, MCWHORTER. She said MCWHORTER's phone was not pin protected and the assigned number ended in 1768.

26. On March 10, 2018, Agent Smith interviewed MCWHORTER. MCWHORTER initially denied having any knowledge of any type of explosive or incendiary type of devices. MCWHORTER said he was aware of four shotguns and four assault rifles that belonged to HARI. MCWHORTER described one of the assault rifles

as "really small" and said three rifles had aluminum lowers. MCWHORTER also said three of the rifles were illegal; two were "full auto" and two were "way too damn short." MCWHORTER said the rifles belonged to HARI and that HARI bought all the pieces to build the assault rifles (ARs). MCWHORTER said he assisted in drilling an AR to enable it to shoot fully automatic. HARI instructed MCWHORTER on how to make the alterations. The ARs were drilled at HARI's parent's house in the garage. HARI, MORRIS, MCWHORTER and MACK knew the weapons were fully automatic because they all fired the weapons outside of Paxton. According to MCWHORTER, the weapons had been stored in a vault in HARI's office in Clarence. MCWHORTER said law enforcement would find his fingerprints on the ARs. MCWHORTER admitted to bringing the ARs and shotguns to the brother's house in a camouflage bag and a black plastic case. MCWHORTER's description of the bags and weapons matches the description of what law enforcement officers seized from the brother's house on February 27, 2018.

27. MCWHORTER admitted to his participation in the attempted bombing of the Women's Health Practice on November 7, 2017. MCWHORTER said HARI, MORRIS, and MCWHORTER were in a gray Dodge Ram 2500, which HARI rented at Enterprise Rent-A-Car in Champaign. (Records obtained from Enterprise revealed that HARI had rented a grey Dodge Ram at the time the pipe device was left in the women's clinic.) MCWHORTER said the thermite device was made in Clarence before the attempted bombing. MCWHORTER said HARI made the device out of a white PVC pipe. MCWHORTER said "in the middle of the night" MORRIS was dropped off; that

MORRIS proceeded to smash the window and threw the device in the window at the practice; and that they picked MORRIS up north of the practice. MCWHORTER said they would sometimes use a magnesium strip to set off a thermite device. According to MCWHORTER, the magnesium strip sets off the thermite device a lot faster "than a normal wick would." He said the magnesium strip looks like tape, but it is metal, "blackish grey in color."

28. MCWHORTER also admitted to his participation in the bombing of the Dar Al Farooq Islamic Center on August 5, 2017. MCWHORTER said MCWHORTER, HARI, and MORRIS drove to Minnesota in a charcoal gray Nissan Frontier, which HARI rented from Enterprise Rent-A-Car in Champaign. According to MCWHORTER, HARI picked up MORRIS and MCWHORTER from their homes prior to departing Illinois. HARI, MCWHORTER, and MORRIS each had specific roles for the bombing. HARI was the driver, MORRIS was responsible for smashing the window in, and MCWHORTER was responsible for throwing the bomb in the window. MCWHORTER claimed it was HARI's idea to target the Mosque. MCWHORTER said they did not intend to kill anyone, but they wanted to "scare them out of the country" (referring to Muslims), because they push their beliefs on everyone else. MCWHORTER also said they committed the bombing mainly to "show them hey, you're not welcome here, get the fuck out." MCWHORTER said MORRIS smashed the window in with a sledgehammer. MCWHORTER described the device as a "huge ass black powder bomb." The device was approximately 18"-24" tall. MCWHORTER initially said it was made out of PVC, but then stated it was probably metal. MCWHORTER admitted

igniting the device with a green fuse. MCWHORTER said he didn't want to be anywhere near it when it went off. MCWHORTER said after he threw the bomb inside he saw a man, who looked "directly at him." MCWHORTER said this occurred at approximately 3:00 a.m. to 4:00 a.m. MCWHORTER said, "we were long gone before it went off" (referring to the bomb exploding).

29. MCWHORTER also admitted that he, HARI, MORRIS, and MACK participated in a home invasion in Indiana. MCWHORTER was unsure of the exact date but it was after December, 2017. MCWHORTER stated that the group believed the home was of a Hispanic drug dealer that could be robbed of the cash inside. He said the group was armed with the automatic weapons and posed as police officers executing a search warrant. However, MCWHORTER stated they did not find any cash in the residence. In addition, MCWHORTER claimed the group had conducted three Wal-Mart robberies in Illinois.

30. MCWHORTER also admitted that he, HARI, and MORRIS planted the explosive devices on J.O.'s property. According to MCWHORTER, the motivation was to get J.O. in trouble prior to the court hearings for HARI. MCWHORTER said that HARI sent the "tip" to ATF.

31. Separately from MCWHORTER, law enforcement also interviewed MACK on March 10, 2018. MACK admitted that he shot the automatic weapons outside of Paxton, Illinois so that he could feel how it felt to fire an automatic weapon. MACK also admitted to participating in a home invasion with HARI, MORRIS, and MCWHORTER. MACK believed the home invasion was in Indiana but was unsure of

the date. MACK said he was provided a 12-gauge shotgun as his weapon during the home invasion. MACK later identified the shotgun as one of the weapons taken from the brother's residence.

32. MACK also admitted to participating with the group in a Wal-Mart robbery. MACK believed that the robbery took place in Mattoon, Illinois. MACK said that when MORRIS approached a Wal-Mart clerk and demanded money, she called out on the radio and the group left the Wal-Mart. (According to reports from the Mt. Vernon, Illinois police department, MACK's description of the robbery appears to match an attempted robbery of a Wal-Mart in Mt. Vernon not Mattoon, Illinois.)

Conclusion

33. I submit that there is probable cause to issue the requested arrest warrants for HARI, MORRIS, MCWHORTER, and MACK.

BARBARA ROBBINS, Special Federal Officer
Federal Bureau of Investigation

Subscribed and sworn to before me this
13th day of March 2018.

ERIC I. LONG
United States Magistrate Judge