

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF ILLINOIS  
EASTERN DIVISION

UNITED STATES OF AMERICA

v.

ROBERT RYAN JUSTIN BIBBS

CASE NUMBER:

UNDER SEAL**CRIMINAL COMPLAINT**

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

Beginning no later than approximately August 10, 2014, and continuing until on or about August 12, 2014, at Chicago, in the Northern District of Illinois, Eastern Division, and elsewhere, the defendant violated:

*Code Section*

Title 18, United States Code,  
Sections 1117 and 2

*Offense Description*

Conspiracy to commit foreign murder of a  
national of the United States

This criminal complaint is based upon these facts:

X Continued on the attached sheet.

\_\_\_\_\_  
MICHAEL N. VAHIDTARI  
Special Agent  
Federal Bureau of Investigation

Sworn to before me and signed in my presence.

Date: September 22, 2015

\_\_\_\_\_  
*Judge's signature*

City and state: Chicago, Illinois

\_\_\_\_\_  
MARIA VALDEZ, U.S. Magistrate Judge  
*Printed name and Title*

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF ILLINOIS

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**AFFIDAVIT**

I, MICHAEL N. VAHIDTARI, being duly sworn, state as follows:

1. I am a Special Agent with the Federal Bureau of Investigation, and have been so employed since 2010. As part of my duties as an FBI Special Agent, I investigate criminal violations relating to violent crimes, including, among others, kidnaping, bank robbery, and the apprehension of violent fugitives.

2. This affidavit is submitted in support of a criminal complaint alleging that ROBERT RYAN JUSTIN BIBBS aided, abetted, counseled, commanded, induced, and procured the conspiracy of Heather Mack and Tommy Schaefer, nationals of the United States, to kill Sheila Von Wiese, also a national of the United States, while Sheila Von Wiese was outside the United States but within the jurisdiction of the Republic of Indonesia, in violation of Title 18, United States Code, Sections 1117 and 2 (the "Subject Offense"). The statements in this affidavit are based on my personal knowledge, and on information I have received from other law enforcement personnel and from persons with knowledge regarding relevant facts. Because this affidavit is being submitted for the limited purpose of establishing probable cause in support of a criminal complaint, I have not included each and every fact known to me concerning this investigation. I have set forth only the facts that I believe are necessary to establish probable cause to believe that BIBBS committed the Subject Offense.

### *Summary of the Offense*

3. On or about August 2, 2014, Sheila Von Wiese (the “victim”), and her daughter, Heather Mack, departed Chicago for a vacation in Bali, Indonesia. On or about August 12, 2014, Tommy Schaefer, Mack’s boyfriend, arrived at the resort where Mack and the victim were staying. Within approximately ten hours of Schaefer’s arrival, the victim was dead—bludgeoned and her body stuffed into a suitcase. As set forth more fully below, Schaefer and Mack planned and carried out the victim’s murder in Indonesia.<sup>1</sup> ROBERT RYAN JUSTIN BIBBS, Schaefer’s cousin, aided, abetted, counseled, commanded, induced, and procured Mack’s and Schaefer’s conspiracy to kill the victim while she was in Indonesia. More specifically, BIBBS knew that Mack and Schaefer intended to murder the victim, communicated about the plot with Schaefer, offered advice to both Mack and Schaefer as to how the victim should be killed, and counseled Schaefer on how to get away with the murder without being arrested. BIBBS did so because he believed that Schaefer would have access to the victim’s estate through Mack, and that Schaefer would share the inheritance with family members, including BIBBS.

### **Facts Establishing Probable Cause**

4. Pursuant to multiple search warrants, the government acquired information stored in Schaefer’s and BIBBS’ cellular telephones and contained in BIBBS’, Schaefer’s, and Mack’s Facebook accounts. As set forth more fully below, Mack and Schaefer exchanged messages in which the two discussed the victim,

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<sup>1</sup> On or about April 21, 2015, Mack and Schaefer were convicted in Indonesia of charges related to the victim’s murder and sentenced to 10 and 18 years in prison, respectively.

Mack's purported wealth, and a prior request Mack made for Schaefer to find someone to kill the victim. During the same time period, Schaefer and BIBBS traded messages discussing Schaefer's relationship with Mack and Mack's desire to kill the victim. BIBBS and Schaefer also exchanged messages in which BIBBS offered suggestions on murdering the victim. BIBBS acknowledged during a subsequent interview with agents that he and Schaefer communicated about the impending murder and that BIBBS advised Schaefer and Mack how they should kill the victim.

*BIBBS admits to agents that he was aware of murder plot  
and advised Mack and Schaefer on the killing*

5. On or about December 29, 2014, FBI agents interviewed BIBBS in his Chicago home; the interview was recorded. BIBBS initially claimed the following to agents: (1) he had minimal communications with Schaefer after Schaefer departed for Bali; (2) he was unaware that Schaefer and Mack intended to harm the victim; (3) he was unaware that Mack previously offered money for the victim's murder; and (4) he never gave anyone advice about killing someone else. Agents then confronted BIBBS with some of the text messages he exchanged with Schaefer, set forth more fully below. BIBBS then claimed that other people used his phone, implying that someone else had sent the messages. After agents again confronted BIBBS with some of the text messages, BIBBS made additional statements. BIBBS acknowledged that he had sent the messages the agents had shown him. BIBBS confirmed that Schaefer and Mack had conversations about killing the victim before they left for Bali. BIBBS stated that—according to Schaefer—"[Mack] said that she

would try on the, on the vacation, to, to, to, to get rid of [kill] her mom.”<sup>2</sup> BIBBS stated that, also according to Schaefer, Mack had already attempted to kill the victim in Bali with medicine or some other sedation prior to Schaefer’s arrival, but the victim survived.

6. BIBBS also informed agents that Mack discussed killing the victim with him prior to her departure for Bali. BIBBS said,

We [BIBBS and Mack] had talked in person one time. [Mack] said, “well, me [Mack] and mom [victim] get into it [fight] a lot” . . . [Mack] just said she hates [the victim.] And if there was a way that [Mack] could get rid of her [kill the victim], [Mack] would.

BIBBS also stated that, one or two weeks prior to leaving for Bali, Mack asked BIBBS to find someone to kill the victim. BIBBS said,

[Mack] had asked me if I knew anybody that, that, that could get it done [kill the victim]. When we were talking in person, do I know anybody that would take money and do anything like that to somebody’s mom. . . when we first had the conversation, she’s like, dude, I have, I’ll give anybody, I’ll give somebody fifty thousand [dollars] to do it.

7. According to BIBBS, he counseled Mack and Schaefer on killing the victim. BIBBS admitted that, “I advised them [Mack and Schaefer] a little bit.”

More specifically, according to BIBBS:

[Mack] asked me for my advice [on how to kill the victim.] So I told her like, “if you would ever do something [to kill the victim], don’t get your

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<sup>2</sup> At various points in this Affidavit, I have included my interpretation of statements, text and Facebook messages, including emoji—pictorial symbols used in text messages or emails, and other communications, in brackets and otherwise. My interpretations are based on the contents and context of the communications, my knowledge of the investigation as a whole, my experience and training, and the experience and training of other law enforcement agents in this investigation. In addition, statements in this affidavit are from draft—not final—transcripts of the audio recording of BIBBS’ interview.

hands dirty. . . Don't, don't like grab a gun and shoot your mom. . . don't do something stupid, you know what I'm saying, do something that if she has to transition to a new life [is murdered], it won't be a problem [Mack would not get caught]."

According to BIBBS, he also advised Schaefer on killing the victim. BIBBS told agents:

I mean like I said to [Schaefer], "if the medicine don't work [cause the victim to die from an overdose], I mean, the most you could do to somebody is like suffocate them" . . . I said "well that would be the smartest option". . . I told him not to, not to be seen [so Schaefer would not get caught.]

BIBBS denied knowing that Schaefer and Mack bludgeoned the victim to death until he saw media accounts of the murder. BIBBS told agents, "I thought he [Schaefer] had suffocated her [the victim]"—as BIBBS had recommended.

*Recovery and identification of Schaefer's and BIBBS' telephones*

8. Schaefer and Mack were arrested in Bali on or about August 13, 2014. At the time of their arrest, Indonesian law enforcement recovered, among other items, two Apple iPhones from the hotel room in which the two were apprehended. The government subsequently received a search warrant to review information contained in one of the iPhones; agents were unable to access information contained in the second iPhone. Based on their review, the assigned telephone number for the iPhone the agents were able to access is (312) XXX-7777. According to information provided by the service provider pursuant to subpoena, the telephone number is subscribed to "Tommy Schaefer." In addition, according to information provided by Facebook pursuant to search warrant (discussed more fully below), Schaefer repeatedly provided the telephone number as his own in messages. For example, on

August 4, 2014, Schafer sent a Facebook message stating, “Got a new number . . . it’s 312 [XXX] 7777.” Based on my review of messages, photographs, and other content recovered from the iPhone, I believe it belonged to Schaefer. In this Affidavit, text messages sent from the iPhone using telephone number (312) XXX-7777 are attributed to Schaefer, as I believe that he was the individual using the iPhone in the communications.

9. Similarly, certain communications set forth in this Affidavit are attributed to BIBBS, as I believe he was the person who sent the messages. As noted, BIBBS admitted to agents that he sent some of the messages that were recovered from Schaefer’s phone. During a subsequent review of BIBBS’ phone pursuant to search warrant, agents also located some of the same text messages recovered from Schaefer’s phone. The content of the communications also confirms that BIBBS was the sender/recipient of certain of the communications with Schaefer. For example, on August 12, 2014, Schaefer sent a text message asking to talk via a video conferencing application. According to a review of Schaefer’s phone, telephone number (312) XXX-2914 attempted to connect to Schaefer’s iPhone via the video conferencing application approximately 25 seconds later. BIBBS identified the telephone number as his own during an interview, and the same number was assigned to the telephone he provided to agents pursuant to a search warrant.

10. Finally, certain communications recovered from Schaefer’s iPhone are attributed to Mack in this Affidavit. Based on the content and context of the messages, I believe that Mack was the person who sent these messages to Schaefer.

For example, Mack refers to her trip to Bali in some messages. In addition, surveillance video from the Bali resort confirms that Schaefer and Mack met shortly after the two traded messages about doing so. During other communications, Schaefer attempted to contact Mack via an email account that, according to information received from the service provider pursuant to subpoena, was issued to “Heather Mack.”

*Identification of Facebook accounts and communications*

11. Pursuant to search warrant, Facebook provided information related to accounts created in the names of “Heather Reyes-Mack,” “Tommy Schaefer,” and “Ryan B.FLii Bibbs.” According to Facebook, contact information was associated with each account, including telephone number(s) or email address(es). Agents have identified some of the contact information as belonging to Mack, Schaefer, or BIBBS, and have determined that each was the user of the Facebook account registered in his/her name. For example, according to Facebook, the account assigned to “Heather Reyes-Mack” had an associated telephone number of (708) XXX-4610. According to government records, the same telephone number was provided as a contact phone number on Mack’s most recent Application for a U.S. Passport, submitted on or about June 6, 2011. Similarly, the Facebook account assigned to “Tommy Schaefer” had an associated AOL email address. According to government records, Schaefer provided the same email address on his Application for a U.S. Passport, submitted on or about July 10, 2014. The Facebook account assigned to “Ryan B.FLii Bibbs” included a contact email account. According to the



email service provider pursuant to subpoena, the account belongs to “Ryan Bibbs.” In addition, the email account had an associated telephone number of (312) XXX-2914. BIBBS provided this phone number to agents as his own during an interview and was in possession of a telephone assigned the number. Finally, based on my review of information provided by Facebook pursuant to search warrant, including photographs, posts, and other messages related to each account, I believe that Mack, Schaefer, and BIBBS used the accounts subscribed in their names. Based on the above, where Facebook messages are attributed to Mack, Schaefer, or BIBBS, it is because the message was sent from the Facebook account utilized by each.

*Communications among the co-conspirators prior  
to Bali trip about victim, killing her, and her estate*

12. On February 4, 2014, Schaefer sent a series of Facebook messages to a friend, in which Schaefer discussed Mack’s request to have the victim killed. During the Facebook chat, Schaefer sent the following messages, among others:

So that bitch heather is crazy huh

She asked me to do something really insane for 50k [\$50,000]

She said the one thing that would make her most happy is if her mom dies

She asked me to find someone to kill her mom for 50k [\$50,000]

13. On May 26, 2014, Mack sent a Facebook message to Schaefer, referencing her prior request to have the victim killed. Mack wrote,

Can you not tell people i asked you to kill my mom. Cause i was so fucked up tommy and i really didnt mean it. Ive been regretting ever saying that so much and ive paid for it, shes almpst died like 5 times and ive been so petrified and scared

Schaefer replied to Mack's message and apologized. Schaefer wrote, "Should never have told anyone that . . . But I'm sorry I told." Mack continued her message, writing, "And feeling so shitty. I didnt mean that i really didnt i was just frustrated and soo hurt and lost."

14. In several communications, Schaefer and Mack discussed the victim, along with Mack's financial situation. For example, on July 25, 2014, at approximately 4:00 p.m., Schaefer sent a message to Mack stating, "Fuck your mom just take your money take that bitch to court and leave her on the street with 30%."<sup>3</sup> He then added, "But that's none of my biness [business] doe." Mack replied, "lmao [laughing my ass off] yes it is . . . your my family."

15. On July 25, 2014, at approximately 6:30 p.m., Schaefer and BIBBS exchanged the following text messages:

Schaefer: She's [Mack is] really tryna [trying to] knock her mom off

BIBBS: Yo

Schaefer: Remember when I told you the first time  
U hear me

BIBBS: Lmao [laughing my ass off] yeah I hear you

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<sup>3</sup> According to the trustee of the victim's estate and records acquired from a chancery action in the Circuit Court of Cook County, Illinois, the victim established a trust that included a Chicago condominium and other assets. In total, the victim's estate is worth approximately \$1.5 million and Mack was listed as the trust's beneficiary. As set forth below, Mack sent a message to Schaefer shortly before he departed for Indonesia, indicating that Schaefer stood to receive \$11 million—presumably from the victim's impending murder. It is unclear whether Mack was aware of the actual value of the victim's trust or believed the value to be significantly higher.

About an hour and a half later, Schaefer and BIBBS exchanged a series of text messages. Schaefer wrote that he was getting on the bus and “we gotta talk.” After BIBBS asked, “About what,” Schaefer replied, “Bukko bucks [a lot of money]. Yo mind bouta be blown.” About ten minutes later, Schaefer sent the following message to BIBBS:

Bang bang +  = we on in a month  


Over the next 15 minutes, Schaefer sent additional messages to BIBBS, including the following:

I'm too geeked  
When I say pack yo bags it's for real this time  
I'm telling you g you can start celebrating  
Fo if someone robbed me right now I would asked them if they needed anything else

Based on the communications between Schaefer and BIBBS, I believe that Schaefer informed BIBBS that Mack intended to kill the victim (a sentiment that Schaefer had previously shared with BIBBS) within the next month. In addition, Schaefer informed BIBBS that the victim's death would result in a significant financial gain for Schaefer, which Schaefer indicated would also benefit BIBBS.

16. BIBBS also communicated about Schaefer and Mack with Individual A. On June 25th, Individual A sent a message to BIBBS asking, “Tommy [Schaefer] don't work no more?” After BIBBS replied “Nope,” Individual A asked how Schaefer paid his rent. BIBBS replied, “Shorty [Mack] . . . she rich.”

17. On July 26, 2014—the day after Schaefer sent BIBBS messages that Mack was trying to kill her mother and that Schaefer would soon be wealthy—Individual A asked BIBBS what he was doing. BIBBS replied, “Talkin to Tommy [Schaefer].” Approximately two hours later, BIBBS sent another message to Individual A stating, “Babe we’re gonna be rich. Heed those words.”

18. On July 29, 2014, Schaefer sent a message to Mack, directing her to get money. He wrote, “G order her [victim] to give u some money . . . That bitch so fkn [fucking] annoying.” Later, Schaefer wrote, “This bitch [victim] so abusive.” Mack later replied, “im living it i know how abusive she is.” Mack added, “theres proof ive been abusive too . . . in the past ive fought back . . . pushed her back.” Schaefer replied, “Fuck that bitch.”

*August 2014 trip to Bali, Indonesia*

19. According to airline and hotel records, Mack and the victim departed Chicago for Indonesia on or about August 2, 2014. The two initially stayed at the W Retreat & Spa Bali-Seminyak. On or about August 9th, the two moved to the St. Regis Bali Resort, and were assigned Room 317.

20. According to government records, Schaefer applied for a passport on or about July 10, 2014, and listed “Indonesia” in the application’s “countries to be visited” section.<sup>4</sup> On August 9, 2014, Schaefer sent a text message to Mack, informing her that he had received his passport. Mack replied that she could make Schaefer’s flight reservation. Over the next several hours, Mack and Schaefer

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<sup>4</sup> Passport information confirms that Mack, Schaefer, and the victim are U.S. citizens.

exchanged messages about the purchase of his plane ticket to Bali. At approximately 3:30 p.m., Mack sent a message to Schaefer that she found a flight.

21. According to information provided by a travel website pursuant to subpoena, a plane ticket was issued for Schaefer to fly from O'Hare International Airport to Bali Ngurah Rai International Airport (via South Korea), departing on August 10, 2014, at 12:35 p.m., and arriving on August 12, 2014, at 12:05 a.m. According to the travel site, the price of the plane ticket was approximately \$12,209 and was charged to the victim's credit card.

22. According to Individual B, he/she received a Facebook message from Schaefer on August 10, 2015, at approximately 1:20 a.m.<sup>5</sup> In the message, Schaefer asked Individual B to provide \$200. Schaefer indicated that, if Individual B could provide the money quickly, Schaefer would forgive a larger debt. Individual B replied that he/she would try, but asked Schaefer about the debt. Schaefer replied,

I have a flight to Hong Kong at 12:30 pm today and when I come back  
I'll have enough money so I'm not even gonna ask for the rest

23. At approximately 2:00 a.m., while waiting for Individual B to transfer money to him, Schaefer sent a text message to Mack, informing her that he was trying to get the funds, which he needed for customs when he arrived in Indonesia. Schaefer lamented that he was "[g]onna lose \$500"—the amount of Individual B's debt that would be forgiven. Mack replied, "You just gained 11 million dollars [the

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<sup>5</sup> Individual B provided the government with access to his/her Facebook account and agents recovered the messages described herein. In addition, the government confirmed the messages pursuant to the search warrant issued for Schaefer's Facebook account.

amount of money Mack would share with Schaefer from the victim's estate after the murder]." A minute later, Schafer sent a series of text messages to Mack:

Feels like I'm in a dream when u said that  
11 million dollars  
Too good to be trueeeeeee lol [laugh out loud]

24. Based on agents' review of surveillance footage from O'Hare International Airport, on August 10, 2014, at approximately 10:00 a.m., Schaefer arrived at the airport and passed through a TSA security checkpoint. Beginning at approximately 11:30 a.m., Schaefer exchanged a series of text messages with BIBBS, during which Schaefer discussed his anticipated future wealth. Schaefer wrote:

Get a passport nigga  
So we can take off

Tru shit but now I'm a millionaire  
I come back for a week or two then it's off to italy  
On chief  
Lmao [laughing my ass off] shits ridiculous b

We gon see who brand new now  
In about a year or so I'll have all that money  
Frfr [for real, for real] in my name type shit  
Not all of it  
A couple mil [million] prob

BIBBS then replied, "All you gotta do is love tht girl [Mack] as a bestfriend and she will never leave boa."

25. While Schaefer was in transit to Indonesia, Mack sent him a series of text and Facebook messages, during which she gave directions to Schaefer on meeting her, and that she needed to speak to him in person. Mack wrote,

Text me the time that youre landing in bali  
Ill send a car at that time  
And ill meet you in the lobby  
But say youre coming to see your friend heather at the st regis when  
the guy picks you up  
We gotta talk in person

Uhh please connect to wifi when you get to the bali airport i haveee to  
talk to you ill be up  
Theyre going to pick you up at 12 tonight please message me as soon  
as you have wifi  
Just facebook message me when you get wifi baby ill come to your  
room when youre settled in i have to talk to you in person

*The murder of Sheila Von Wiese on August 12, 2014*

26. The FBI received surveillance footage from the St. Regis Bali Resort. The resort has surveillance cameras in several common areas, including in stairwells, by the elevator bank on each floor, and in the lobby. Based on a review of the footage by Indonesian law enforcement and FBI personnel, combined with text messages recovered from Schaefer's cellular telephone pursuant to search warrant, agents created a timeline of events for the early morning hours of August 12, 2014.

27. At approximately 12:43 a.m., Schaefer arrived at the resort and was escorted to Room 616. Schaefer then sent a series of messages to Mack, attempting to meet. At approximately 1:42 a.m., Mack replied to Schaefer's messages. At approximately 1:54 a.m., Mack took the elevator to the sixth floor, where Schaefer's room was located. Later, the two walked around the resort together until approximately 2:45 a.m., when each returned to their respective floors.

28. Between approximately 2:45 a.m. and 3:15 a.m., Schaefer and Mack exchanged messages during which the two discussed killing the victim, which they

referred to as “saying hi.” For example, the two exchanged the following messages, among others:

Mack:	We don't have to say hi now we can wait . . .
Schaefer:	Now?
Mack:	Till she passes back out Wait . . . We should just say hi now
Schaefer:	Ok
Mack:	Gotta make sure she passes back out
Schaefer:	Yup I will
Mack:	Be relentless even if shes mad

29. At approximately 3:16 a.m., Mack and Schaefer took the elevator to the sixth floor together. At approximately 3:27 a.m., the victim went to the lobby and met with resort personnel. A short time later, Mack arrived in the lobby and appeared to have a discussion with the victim and staff. At approximately 3:47 a.m., Mack and the victim returned to the third floor.

30. Between approximately 4:00 a.m. and 8:00 a.m., Mack and Schaefer exchanged additional messages during which they discussed waiting until the victim fell asleep to kill her, which they continued to refer to as “saying hi.” Mack wrote, “G we have to wait like 20 minutes then say hi.” A short time later, Schaefer wrote, “Gotta wait at LeAST an hour” and “Wait til it's a heavy snore.” Mack replied, “Literally cant wait I.”



31. While waiting for the victim to fall asleep, Schaefer also exchanged text messages with BIBBS. During these messages, Schaefer informed BIBBS that an earlier attempt by Mack to kill the victim had failed.<sup>6</sup> The following exchange then occurred:

Schaefer:

BIBBS:

On another note  
You wouldn't believe  
Shawty rose [victim awoke]  
Just think about those words  
She [victim] rose b mission incomplete  
Smfh [shaking my fucking head]  
Back to plan A


Wtffff [what the fuck]  
How though

Smfh wasn't enough [medicine to cause an overdose]

32. Schaefer then made reference to Robin Williams' death before continuing to discuss the victim. Schaefer and BIBBS exchanged additional messages:

Schaefer:

BIBBS:

Wasn't enough bro smh [shaking my head]  
Definitely need that  [emoji of a handgun]

Damn  
I told you

I know I already thought about that  
U was right

Damn g that's crazy

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<sup>6</sup> During the agents' subsequent interview of BIBBS, he stated that Schaefer informed him that Mack unsuccessfully attempted to overdose the victim prior to Schaefer's arrival in Indonesia.

Insane bruh  
Cmonn  
I ain't never been so like wtf [what the fuck] about something

33. A moment later, BIBBS sent another message to Schaefer, asking, “Does she [the victim] swim?” Schaefer replied, “The beach right here.” BIBBS then sent a series of text messages consisting of emoji:



Schaefer replied, “They got security all over this mf [resort]. Bunch of dummies [resort personnel] but still, they got eyes.” BIBBS replied, “True. Damn.” Based on the context of their conversation and BIBBS’ statements to agents,<sup>7</sup> discussed above, I believe that BIBBS suggested that Schaefer drown the victim, because Mack’s attempt to poison the victim had failed.

34. Less than a minute later, Schaefer received a text message from Mack stating, “Not a lot of people Tommy [there would be no witnesses, so a good time to

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<sup>7</sup> During the interview of Bibbs, described above, the following exchange occurred:

FBI Agent: Did you initially suggest, like hey, do the ocean, so that, ‘cause that’s also a clean way to go, then you could just say that she drowned?  
BIBBS: Yeah.

kill the victim].” Schaefer replied, “Butlers are cleaning out every floor tho.” Mack responded, “Its dangerous to not do it [kill the victim now].”

35. Schaefer then sent a series of messages to BIBBS:

She [Mack] wants me to [kill the victim] right now  
While she [victim] snoozing [sleeping]  
Go in

And 

BIBBS replied, “Go sit on her face wit a pillow then [suffocate the victim].”

36. Schaefer then sent a series of text messages to BIBBS, asking for his advice. Schaefer wrote,


What would u do  
In the name of love  
And my family  
Just trying to do good  
But  
I will be the sacrifice

37. BIBBS and Schaefer then had the following exchange:

Schaefer:

None [no cameras]

BIBBS:



If it’s no cameras then   
Be careful  
Don’t be forceful





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 8 Both Schaefer and BIBBS used the  emoji in messages. This emoji is frequently and alternatively used to indicate praying hands or a high-five. It is unclear which meaning was intended, but either reflects a similar sentiment: that BIBBS was encouraging Schaefer to kill the victim. Either BIBBS was praying for Schaefer to be successful, or was giving him a high-five to do so.

Ima text u soon  
Yeah I know [to be careful]



This for you nigga  
And the fam [family]  
One time  
Here I go  
Pray for me cuz

BIBBS then replied, “Done [BIBBS prayed for Schaefer]. It’s go time <sup>100</sup>.”

38. After his text message exchange with BIBBS, Schaefer resumed his communications with Mack. Mack wrote, “Its dangerous af [as fuck] to not do it now.” Schaefer replied, “I got nothin to lose.” A short time later, Schaefer wrote, “I can’t go to jail.”

39. At approximately 8:20 a.m., Mack sent another message to Schaefer, asking, “Theres no better time to say hi is there?” Between 8:20 a.m. and approximately 8:57 a.m., Mack and Schaefer exchanged the text messages set forth below.

Schaefer: Go with your gut baby  
Just your gut  
Of the room  
I’ll be outside!  
If u need me I’ll hear it

Mack: How do you know  
Just come here

Schaefer: Say a code name  
I promise you heather  
All u have to do g  
Is get her weak  
G no listen  
I’ll be standing by the door  
Coming now

Mack: Ok

Schaefer: Relax  
 Ur Bonnie [the two referred to themselves as Bonnie and Clyde in multiple messages]  
 Do it

Mack: G i think i need you in here too  
 Okay ill try  
 Fuck

Schaefer: Try your best  
 We got nothin to lose right now  
 Trust me baby  
 I got you  
 Can u wack her in the head with a big ass pole

Mack: Can you

Schaefer: Yes

Mack: Where  
 Will she ko [knock out]

Schaefer: Yes

Mack: Hit her with what  
 G i need your help  
 Okay  
 Okay i am

Schaefer: G relax baby  
 G perfect plan

Mack: Okay  
 G you should do that  
 Okay g okay

Schaefer: No  
 Must knock her out  
 Must  
 Listen and shut the fuck up already  
 Up  
 Shut up g

Ur so stupid  
Shut the fuck up  
Let me fucking talk

Mack: Where is it  
Those apples  
I had other fruit

Schaefer: Come in the hallway right now



Schaefer: U see it?  
Take yours from the room  
Get something else  
Something metal  
Ok g listen  
Ur gonna sleep

Mack: Now?  
Are you sure she'll ko [knock out]  
Okay  
Okay slow but don't keep the door open for too long  
Too much light comes in  
Text when yiure in  
Slow g quiet  
If i talk at all just come in quick

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<sup>9</sup> At this point in their communications, Schaefer sent an attachment to Mack. Based on the time that this photograph was taken and the context of their text messages, I believe this to be the image that Schaefer sent. According to Indonesian law enforcement, they recovered a portion of a metal fruit stand from the room shared by Mack and the victim. According to resort personnel, the fruit stand was not part of the room's décor, although Schaefer's room was decorated with such an item. According to Indonesian investigators, they believe the fruit stand was used to bludgeon the victim. The fruit stand also appears consistent with the size of the item stuffed under Schaefer's shirt when he traveled to the third floor.

Schaefer:	I'm gonna slowl af [slow as fuck] come in and do it Yes nigga Yes g Ok Ok
Mack:	Hello Hurry Yes Are you in Come in quick Are you in g
Schaefer:	Did u hear me Good ? G
Mack:	Where the fuck are you I distracted you i said to come in where are you now Hold on now Hold on Where are you
Schaefer:	I heard her I'm out should I do it People next door just came out Second floor [Schaefer had gone to second floor]
Mack:	Too dangerous to not do it G you have to come in Yoy have to be in here Yes Tommy I am
Schaefer:	G Hello Here I come

Between approximately 8:35 a.m. and 8:40 a.m., Schaefer traveled to the third floor and appeared to have an item stuffed under his shirt:



Schaefer: Hello g  
Answer  
Now??

Mack: Good job  
Stay over there  
Shes facing the other way  
Plan?

Schaefer: Ok

Mack: Plan?

Schaefer: She's so awake

Mack: Sufcte her [suffocate the victim]

Schaefer: Fuck  
I gotta hit her

Mack: Cant we sfcate [suffocate] her together



Schaefer: Do it now cause a ruckus  
And I'll come out of nowhere

Mack: Do what  
Okay g  
Just do what you can ill need your help

Schaefer: I got u baby  
I got u

Mack: Put your hand over her moutg [mouth]

Schaefer: Trust me  
I won't  
Just wait we have time

Mack: Is that thing [fruit stand] hard enough [to kill the victim]

Schaefer: Relax  
Yes

Mack: Im coming to see it [fruit stand]  
Im telling her im getting water

Schaefer: Ok  
I'll stay in here tho  
I can't leave she will see me

Mack: Kkkkkkk  
Lol i know

Schaefer: Phones on 1%

Mack: Give her a minute to be off guard

Schaefer: Ok  
I got u

Mack: On top of me?  
Yeah shes still turned away  
G dont hit her  
Are you sure  
What if she dosent ko [knock out]

Schaefer:           Let me just creep up  
                          And wack her  
                          Once I do it  
                          She was drunk slipped and fell [the story concocted to  
                          explain the victim's death]

Mack:                Okay g  
                          Okay just knock her out  
                          Itll be so much easier  
                          Is the door closed  
                          Phone dead,  
                          ?

40.   The final message between the two was sent at approximately 8:57 a.m. Based on the above communications and the surveillance video acquired from the resort, I believe that Mack and Schaefer initially planned that Mack would kill the victim, and that Schaefer would wait outside the room in case his assistance was needed. After Mack asked for his help, Schaefer entered the room to assist. I believe that, after going inside the room, Schaefer waited in the bathroom for a period of time, and that Mack went to the bathroom to look at the fruit stand and confirm that it was an appropriate murder weapon. A short time later, the victim was bludgeoned to death.

41.   Beginning at approximately 9:51 a.m., surveillance video showed Mack moving between the sixth, third, and ground floors. Mack moved a small suitcase between floors and retrieved a luggage cart from the lobby.

42. At approximately 10:02 a.m., Schaefer sent a series of text messages to BIBBS. The following exchange occurred:

Schaefer:

Lord forgive me  
Sweet Jesus  
Our father

BIBBS:



Holy shit.  
What's good

Had to  
B [blood] everywhere  
Need yo help bro  
I'm gucci [good] but  
For some reason I don't feel bad

She wasn't a good person  
There wasn't any positive  
energy released from her body

43. Approximately two minutes later, BIBBS sent a text message to Schaefer about the United States Men's National Basketball Team. BIBBS wrote, "John wall got cut from the USA team . . . I guess I'm overlooked again." Schaefer responded to BIBBS' comment ("Too Hollywood Lol [laugh out loud]"), then wrote, "G why don't I feel bad [about the murder]. I don't cuz. At all." The two then traded messages for about ten minutes, discussing the U.S. Basketball team.

44. At approximately 10:30 a.m., resort personnel placed a wake-up call to Room 317; the call was recorded by the telephone system. Mack answered the phone

and declined an offer of coffee or tea. Instead, Mack stated, “I think we’re going to go down to breakfast.”

45. Beginning at approximately 10:43 a.m., Mack and Schaefer pushed the loaded luggage cart onto the elevator and went to the sixth floor. Over the next half-hour, the two walked up and down the hotel’s staircase, carrying linens and other items. At approximately 11:30 a.m., Schaefer and Mack took the loaded luggage cart to the resort’s entrance and placed a large suitcase and other items into the trunk of a taxi cab. Mack and Schaefer then re-entered the resort and fled the property through another exit.

46. According to information provided by resort personnel and Indonesian law enforcement, resort security and the taxi driver drove to a police station, where the victim’s body was found stuffed into the large suitcase that Schaefer and Mack had placed into the taxi cab. Schaefer and Mack were arrested the following day in another Bali hotel.

47. An autopsy of the victim was performed in Indonesia on or about August 12, 2014, and August 16, 2014. A subsequent autopsy was performed in the United States on or about August 22, 2014. According to the autopsy results, the victim suffered multiple injuries from the attack. More specifically, the victim had numerous contusions and lacerations, and fractures to her nose and jawbone. The victim also had wounds on her lower arms consistent with defensive injuries. The cause of death was blunt force trauma that caused obstruction of air flow and asphyxiation and the manner of death was determined to be homicide.

### *Subsequent Communications*

48. In the early morning hours of August 13, 2014 (Central Daylight Time), media reports of the victim's murder and the arrest of Mack and Schaefer began to circulate. At approximately 6:43 a.m., BIBBS sent a series of text messages to Individual A. BIBBS wrote, "I feel sick to my stomach", "OMG [Oh my God]", "He's gone man . . . Tommy [Schaefer] man . . . I just died inside . . . This can't be happening . . . In jail, for murder." Individual A replied, "How did they find out?" Later, BIBBS wrote, "I'm numb all I can think it's my fault. I feel dead." A short time later, the following exchange occurred:

BIBBS:	I'm so confused and conflicted
Individual A:	Why are you conflicted?
BIBBS:	Cuz it's possible proof that could lead back to me
Individual A:	How Whats the so called potential evidence your mind is convincing
BIBBS:	Just texts
Individual A:	What's the worst one say you think
BIBBS:	Should I do it
Individual A:	And you said That doesn't make you a murderer. So stop.
BIBBS:	Idk [I don't know]

*Conclusion*

49. Based on the above, there is probable cause to believe that BIBBS aided, abetted, counseled, commanded, induced, and procured Schaefer's and Mack's conspiracy to kill the victim, a U.S. national, while the victim was outside the United States but within Indonesia's jurisdiction, all in violation of Title 18, United States Code, Sections 1117 and 2.

FURTHER AFFIANT SAYETH NOT.

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MICHAEL N. VAHIDTARI  
Special Agent  
Federal Bureau of Investigation

SUBSCRIBED AND SWORN to before me on September 22, 2015.

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MARIA VALDEZ  
United States Magistrate Judge

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF ILLINOIS  
EASTERN DIVISION

UNITED STATES OF AMERICA

v.

ROBERT RYAN JUSTIN BIBBS

CASE NUMBER:

**UNDER SEAL**

**GOVERNMENT'S MOTION TO SEAL  
COMPLAINT, AFFIDAVIT, AND ARREST WARRANT**

Now comes the UNITED STATES OF AMERICA, by ZACHARY T. FARDON, United States Attorney for the Northern District of Illinois, and states as follows in support of its Motion to Seal Complaint, Affidavit, and Arrest Warrant:

The public filing of the Complaint, Affidavit, and Arrest Warrant in this matter before the arrest warrant can be executed could alert the defendant and result in his flight and the destruction of evidence.

For this reason, the government respectfully requests that the Complaint, Affidavit, and Arrest Warrant, as well as this Motion to Seal, be sealed until the time of arrest of the defendant in this case or further order of the Court, whichever occurs earlier.

DATE: September 22, 2015

Respectfully submitted,

ZACHARY T. FARDON  
United States Attorney

By: \_\_\_\_\_

Bolling W. Haxall  
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UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF ILLINOIS  
EASTERN DIVISION

UNITED STATES OF AMERICA

v.

ROBERT RYAN JUSTIN BIBBS

CASE NUMBER:

**UNDER SEAL**

**ORDER**

The UNITED STATES OF AMERICA by its attorney, ZACHARY T. FARDON, United States Attorney for the Northern District of Illinois, having moved this Court to Seal the Complaint, Affidavit, Arrest Warrant, and Motion to Seal, and having demonstrated good cause in support of its motion,

IT IS HEREBY ORDERED THAT the Complaint, Affidavit, Arrest Warrant, and Motion to Seal be sealed until the time of arrest of the defendant in this case or further order of the Court, whichever occurs earlier. This Order does not prohibit law enforcement personnel from disclosing the Complaint, Affidavit, and Arrest Warrant as necessary to facilitate the enforcement of criminal law, including the execution of the warrant, or to any federal official to assist the official receiving the information in the performance of that official's duties.

ENTER:

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MARIA VALDEZ  
United States Magistrate Judge

DATE: September 22, 2015