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UNITED STATES DISTRICT COURT
FOR THE CENTRAL DISTRICT OF CALIFORNIA
October 2019 Grand Jury

UNITED STATES OF AMERICA,
Plaintiff,
v.

JAMES DAVID ROGERS,
aka "Freddie Krueger,"
"Freddie Kruger," and
"Freddie,"
Defendant.

CR No. 19CR00700-JAK

I N D I C T M E N T

[18 U.S.C. § 876(c): Mailing Threatening Communications; 18 U.S.C. § 875(c): Threats by Interstate Communications; 18 U.S.C. §§ 2261A(2)(B), 2261(b)(5): Stalking]

The Grand Jury charges:

COUNT ONE

[18 U.S.C. § 876(c)]

On or about June 15, 2015, in Los Angeles County, within the Central District of California, and elsewhere, defendant JAMES DAVID ROGERS, also known as "Freddie Krueger," "Freddie Kruger," and "Freddie," knowingly and with intent to threaten, caused to be sent and delivered by the United States Postal Service according to the direction thereon, a communication addressed to VICTIM 1 that contained a threat to injure the persons of VICTIM 1 and VICTIM 2, that is, an envelope addressed to the true name of VICTIM 1 in Los

1 Angeles County, within the Central District of California, that
2 contained a hand-written letter with the following threats: "I have
3 finally found you my dearest whore. I am going to take my revenge
4 upon you and your daughter [VICTIM 2]. There will be no place on
5 this earth that I can find you. I am going to rape you. I am going
6 to fuck you until your nose bleeds red blood. I am going to put my
7 six inch dick in your tight Puerto Rican pussy. I am going to bury
8 my face in your big bodacious titties. I am going to put my mouth
9 onto your big round nipples and suckle them. Then I am going to fuck
10 your beloved daughter [VICTIM 2]. I am going to get her pregnant.
11 [VICTIM 2]'s titties are going to be as huge as your titties. Then I
12 am going to visit you and [VICTIM 2] and make both of you fuck each
13 other while I watch it. My lord Satan has promised me that I will
14 take demonic possession of your body and your daughter's body for my
15 own sadistic pleasure. I will see you soon my lovely whore. Love,
16 Freddie Kruger"

COUNT TWO

[18 U.S.C. § 876(c)]

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3 On or about January 10, 2019, in Los Angeles County, within the
4 Central District of California, and elsewhere, defendant JAMES DAVID
5 ROGERS, also known as "Freddie Krueger," "Freddie Kruger," and
6 "Freddie," knowingly and with intent to threaten, caused to be sent
7 and delivered by the United States Postal Service according to the
8 direction thereon, a communication addressed to VICTIM 2 that
9 contained a threat to injure the persons of VICTIM 2 and VICTIM 1,
10 that is, an envelope addressed to the true name of VICTIM 2 in Los
11 Angeles County, within the Central District of California, that
12 contained a hand-written letter with the following threats: "My name
13 is Freddie Krueger. Your mom knows who I am. . . . The story was on
14 your local news. Now I am going to stalk you. I am going to make
15 you my sex slave. I am going to fuck you until your nose bleeds. I
16 am going to rape you and make you pregnant with our child. Then I
17 will switch my mind into your body. My master Satan will love what
18 we will do next in your body. Then I will kill you and that bitch of
19 a mother you call [VICTIM 1]. Your ass is mine now Love, Freddie"

COUNT THREE

[18 U.S.C. § 875(c)]

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3 On or about November 7, 2019, in Los Angeles County, within the
4 Central District of California, and elsewhere, defendant JAMES DAVID
5 ROGERS, also known as "Freddie Krueger," "Freddie Kruger," and
6 "Freddie," with the intent to issue a threat, and with knowledge that
7 it would be viewed as a threat, knowingly transmitted in interstate
8 commerce the following recorded oral communication containing true
9 threats to injure the person of another:

10 "Hello, I want to leave a message for [VICTIM 2]. This is the
11 man who is gonna rape her, molest her, and kill her. My name is
12 Freddie Krueger. Just let her know. Thank you."

COUNT FOUR

[18 U.S.C. §§ 2261A(2)(B), 2261(b)(5)]

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3 1. Beginning no later than on or about March 2, 2007, and
4 continuing to no earlier than on or about June 16, 2015, in Los
5 Angeles County, within the Central District of California, and
6 elsewhere, defendant JAMES DAVID ROGERS, also known as "Freddie
7 Krueger," "Freddie Kruger," and "Freddie," with the intent to harass
8 and intimidate VICTIM 1, used the United States mail to engage in a
9 course of conduct, described in paragraph 2 below, that caused,
10 attempted to cause, and would reasonably be expected to cause
11 substantial emotional distress to VICTIM 1.

12 2. Defendant ROGERS's course of conduct included, among other
13 things, the following, all conducted in a manner designed to hide
14 defendant ROGERS's true identity from VICTIM 1:

15 a. In a letter postmarked on February 22, 2008, from
16 Youngstown, Ohio, addressed to VICTIM 1 in Los Angeles County, within
17 the Central District of California, defendant ROGERS stated the
18 following: "I am going to fucking stalk you until the day you die."

19 b. In a letter postmarked on February 28, 2008, from
20 Youngstown, Ohio, addressed to VICTIM 1 in Los Angeles County, within
21 the Central District of California, defendant ROGERS stated the
22 following: "I am enjoying stalking you. I am going to instill fear
23 into every part of your life."

24 c. In a letter postmarked on March 18, 2008, from
25 Youngstown, Ohio, addressed to VICTIM 1 in Los Angeles County, within
26 the Central District of California, defendant ROGERS stated the
27 following:
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1 i. "I am going to fuck your life up so badly it will
2 never recover."

3 ii. "Then I am going to make your daughter into a
4 little whore. I am going to have men fuck her until her nose bleeds.
5 I am going to have men infect her with STD and HIV. I am going to
6 enjoy destroying you and fucking little whore of daughter's life.
7 Goodbye Bitch."

8 d. In a letter postmarked on June 13, 2008, from
9 Youngstown, Ohio, addressed to VICTIM 1 in Los Angeles County, within
10 the Central District of California, defendant ROGERS stated the
11 following:

12 i. "It is my number 1 mission in life is to destroy
13 you. I am coming after you."

14 ii. "I am going to rape you and then proceed to kill
15 you."

16 e. In a letter postmarked on April 9, 2009, from
17 Youngstown, Ohio, addressed to VICTIM 1 in Los Angeles County, within
18 the Central District of California, defendant ROGERS stated the
19 following: "my main mission in life is to stalk you rape you, and
20 terrify you. I want to make your life so miserable that you can't
21 stand it."

22 f. In a letter postmarked on July 13, 2009, from
23 Youngstown, Ohio, addressed to VICTIM 1 in Los Angeles County, within
24 the Central District of California, defendant ROGERS stated the
25 following:

26 i. "I will wreak havoc on your world."
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1 ii. "You should take me seriously, [VICTIM 1]. I can
2 do a great deal of damage to you and your precious daughter [VICTIM
3 2]."

4 iii. "I would think you would want to stop me for your
5 daughter's safety. If I get ahold over her you will be destroyed.
6 You should be very scared of me."

7 iv. "Your a great target for being raped. I am
8 looking forward to rape and kill you."

9 g. In a letter postmarked on November 1, 2011, from
10 Youngstown, Ohio, addressed to VICTIM 1 in Los Angeles County, within
11 the Central District of California, defendant ROGERS stated the
12 following:

13 i. "I am back to stalk you."

14 ii. "I am going to find out where you live and rape
15 you and your daughter. Your husband will not be able to save you."

16 iii. "I dare you to come to Youngstown OHIO and find
17 me. You are a weak and vulnalble woman who I am going to take
18 advantage of it. My final word to you is Fuck you."

19 h. In a letter postmarked on August 19, 2013, from
20 Cleveland, Ohio, addressed to VICTIM 1 in Los Angeles County, within
21 the Central District of California, defendant ROGERS stated the
22 following:

23 i. "I still want to rape [VICTIM 2] and you until
24 your noses bleed."

25 i. In a letter postmarked on June 15, 2015, from
26 Youngstown, Ohio, addressed to VICTIM 1 in Los Angeles County, within
27 the Central District of California, defendant ROGERS stated the
28 following:

1 i. "I have finally found you my dearest whore. I am
2 going to take my revenge upon you and your daughter."

3 ii. "There will be no place on this earth that I can
4 find you. I am going to rape you."

5 j. In a letter postmarked on June 16, 2015, from
6 Youngstown, Ohio, addressed to VICTIM 1 in Los Angeles County, within
7 the Central District of California, defendant ROGERS stated the
8 following:

9 i. "I hear you are selling your house, great. Will
10 you be staying in the Woodland Hills area I will come out and visit
11 you and [VICTIM 2]."

12 k. In all, between on or about March 2, 2007, and on or
13 about June 16, 2015, defendant ROGERS mailed approximately 37
14 envelopes to VICTIM 1. Within the envelopes that defendant ROGERS
15 mailed to VICTIM 1 were handwritten and typed letters containing
16 threats to rape, kill, and otherwise injure the persons of VICTIM 1
17 and VICTIM 2.

COUNT FIVE

[18 U.S.C. §§ 2261A(2)(B), 2261(b)(5)]

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3 1. Beginning on a date unknown, but no later than June 15,
4 2015, and continuing to an unknown date, but no earlier than on or
5 about November 7, 2019, in Los Angeles County, within the Central
6 District of California, and elsewhere, defendant JAMES DAVID ROGERS,
7 also known as "Freddie Krueger," "Freddie Kruger," and "Freddie,"
8 with the intent to harass and intimidate VICTIM 2, used the mail, an
9 electronic communication service, an electronic communication system
10 of interstate commerce, and other facilities of interstate and
11 foreign commerce, namely, the United States mail and an interstate
12 telephonic communication, to engage in a course of conduct, described
13 in paragraph 2 below, that caused, attempted to cause, and would
14 reasonably be expected to cause substantial emotional distress to
15 VICTIM 2.

16 2. Defendant ROGERS's course of conduct included, among other
17 things, the following, all conducted in a manner designed to hide
18 defendant ROGERS's true identity from VICTIM 2:

19 a. In a letter postmarked on June 15, 2015, from
20 Cleveland, Ohio, addressed to VICTIM 2 in Los Angeles County, within
21 the Central District of California, defendant ROGERS stated the
22 following:

23 i. "I am the man who has been stalking for last 7
24 years. Now I have set my eye on you too."

25 ii. "I want to put my 6 inch dick in to your teenage
26 pussy."

27 b. In a letter postmarked on June 16, 2015, from
28 Cleveland, Ohio, addressed to VICTIM 2 in Los Angeles County, within

1 the Central District of California, defendant ROGERS stated the
2 following:

3 c. "You look so beautiful in your pictures on google.
4 Are you ready to be the mother of my child."

5 d. "I will enjoy popping your cherry. Satan has great
6 plans for your body."

7 e. "I will be looking forward to visiting you and your
8 mother in California."

9 f. In a letter postmarked on March 30, 2018, from
10 Cleveland, Ohio, addressed to VICTIM 2 in Los Angeles County, within
11 the Central District of California, defendant ROGERS stated the
12 following: "I am writing to let you know that I am going to rape
13 you."

14 g. In a letter postmarked on January 10, 2019, from
15 Cleveland, Ohio, addressed to VICTIM 2 in Los Angeles County, within
16 the Central District of California, defendant ROGERS stated the
17 following:

18 i. "I will kill you and the bitch of a mother you
19 call [VICTIM 1]."

20 ii. "Now I am going to stalk you."

21 h. In all, between on or about February 5, 2008, and on
22 or about January 10, 2019, defendant ROGERS mailed approximately five
23 envelopes to VICTIM 2. The envelopes contained handwritten letters
24 with threats to rape, kill, and otherwise injure the person of VICTIM
25 2.

26 i. Between on or about October 23, 2019, and on or about
27 November 11, 2019, defendant ROGERS called VICTIM 2's school, in Los
28 Angeles County, within the Central District of California,

1 approximately eighteen times. On at least three of the telephone
2 calls, defendant ROGERS spoke with a school employee, claimed to be
3 VICTIM 2's father, and asked if VICTIM 2 was present.

4 j. On or about November 7, 2019, defendant ROGERS placed
5 a telephone call from the Columbus area of Ohio, to VICTIM 2's
6 school, and left the following voicemail:

7 i. "Hello, I want to leave a message for [VICTIM 2].
8 This is the man who is gonna rape her, molest her, and kill her. My
9 name is Freddie Kreuger. Just let her know. Thank you."

10 A TRUE BILL

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12 151
13 Foreperson

14 NICOLA T. HANNA
15 United States Attorney

16 *Brandon Fox*

17 BRANDON D. FOX
18 Assistant United States Attorney
19 Chief, Criminal Division

20 JUSTIN R. RHOADES
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22 Chief, Violent and Organized
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24 AMY E. POMERANTZ
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28 Section