

UNITED STATES DISTRICT COURT

for the

District of Massachusetts

United States of America )

v. )

MICHAEL ROSS )

Case No. 15-MJ-2248-MBB

Defendant(s)

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 May 1, 2014 to October 31, 2014, in the county of Suffolk and elsewhere in the

District of Massachusetts, the defendant(s) violated:

Code Section

18 U.S.C. 1951
18 U.S.C. 2

Offense Description

Conspiracy to Commit Extortion and Attempted Extortion
Aiding and Abetting

This criminal complaint is based on these facts:

See attached Affidavit of Kristin Koch

Continued on the attached sheet.

Kristin Koch signature

Complainant's signature

Kristin Koch, FBI Special Agent

Printed name and title

Sworn to before me and signed in my presence.

Date: 10/01/2015 @ 10:35 AM

City and state: Boston, MA

Marianne B. Bowler signature

Judge's signature

Marianne B. Bowler

Printed name and title

**AFFIDAVIT OF KRISTIN KOCH**

I, Kristin Koch, having been duly sworn, hereby depose and state as follows:

1. I am a Special Agent with the Federal Bureau of Investigation (“FBI”), and have been since June of 2003. I was assigned to the Boston Division of the FBI in October of 2003. I am currently assigned to the Organized Crime Task Force, Squad C-3, where I work on investigations relating to organized crime and labor racketeering.

2. As an FBI Special Agent, I have participated in investigations involving organized crime, labor racketeering, violent crime (including extortion), illegal distribution of controlled substances, firearms offenses, interstate gambling offenses, loan sharking, white collar crime, and fugitives. In the course of these investigations, I have been the affiant on and participated in the execution of numerous search warrants of personal residences, vehicles, computers, businesses, and persons, for evidence relevant to ongoing criminal investigations. Through my training, education, and experience, including the debriefing of witnesses, I have become familiar with, among other criminal activities, the manner in which individuals carry out extortions.

3. I submit this Affidavit in support of a criminal complaint charging MICHAEL ROSS with conspiracy to commit extortion and attempted extortion, in violation of Title 18 United States Code, Sections 1951 and 2.

4. The facts in this affidavit come from my personal observations, my training and experience, and information obtained from other agents, law enforcement officers, and witnesses. This affidavit is intended to show merely that there is sufficient probable cause for the requested complaint and does not set forth all of my knowledge about this matter.

5. On September 29, 2015, a grand jury sitting in the District of Massachusetts returned an Indictment charging JOHN FIDLER, DANIEL REDMOND, ROBERT CAFARELLI, RICHARD JEFFREY, and MARK HARRINGTON with conspiracy to commit extortion and attempted extortion in violation of Title 18, United States Code, Sections 1951 and 2. *See United States v. Fidler, et al.*, 15-cr-10300-DPW, Docket No. 1. The indictment is incorporated by reference herein.

6. Among other things, the Indictment alleges that Company A, a non-union production company, was set to film an episode of a reality television show at Restaurant A in Milton, Massachusetts on June 10, 2014. The Indictment further alleges that JEFFREY and the other defendants were members of the International Brotherhood of Teamsters, Teamsters Local 25 (Local 25), and that all of the defendants went to Restaurant A on June 10, 2014 and used and threatened to use physical violence and fear of economic harm against members of Company A's production crew and others in an attempt to extort Company A into hiring Local 25 members to do work that Company A did not need or want.

7. I had identified JEFFREY and the other defendants as participants in the June 10, 2014 incident at Restaurant A in Milton based in part on a videotape of a portion of the incident. On the videotape, a bald white male with a grey goatee and tattoos down both arms can be seen walking in circles with his co-defendants who are making threatening gestures and statements to the production crew. He is also observed elsewhere by videotape blocking vehicles from entering the location site. JEFFREY is a member of Local 25, and he is bald with a grey goatee and tattoos down both arms.

8. On September 30, 2015, agents arrested JEFFREY and the other defendants pursuant to warrants issued on September 29, 2015 by this Court (Hennessy, M.J.).

9. After his arrest, and after being advised of his rights under *Miranda*, one of the defendants spoke to investigators about the incident on June 10, 2014. He stated that CAFARELLI, FIDLER and ROSS drove to Restaurant A in Milton. He also stated that he did not recall seeing “Abbott,” a known alias for JEFFREY, present at Restaurant A on June 10, 2014. I subsequently learned that MICHAEL ROSS is also a member of Local 25. I obtained a photograph of ROSS from the Commonwealth of Massachusetts Registry of Motor Vehicles and reviewed several photographs posted on a Facebook page for “Mike Ross.” ROSS bears a strong physical resemblance to JEFFREY; both are bald, both have grey goatees, and both have tattoos down both arms. In addition, both men have had gastric bypass surgery and lost over 100 pounds in the last year and ride Harley Davidson motorcycles.

10. Our investigation had previously revealed that REDMOND and CAFARRELLI were being paid to work on the movie *Black Mass* on June 10, 2014. I subsequently confirmed from *Black Mass*’ payroll company that *Black Mass* was filming on June 10, 2014 and that ROSS was also scheduled to work.

11. I then compared the tattoos on the arms of the bald male with the grey goatee in the video taken on June 10, 2014 with the tattoos of the individual using the “Mike Ross” Facebook account. Based on my review of the tattoos, I believe that ROSS, and not JEFFREY, is the bald, grey-goateed man with the tattoos down his arms depicted in the video of the June 10, 2014 incident.

12. Upon arrest, and after being given his Miranda rights, ROSS stated he had seen the news of the other arrests last night after returning from Pennsylvania. ROSS said that when he read in the newspaper that JEFFREY had been arrested, but released because it had been the wrong guy, that he (ROSS) knew that he was, in fact, the one authorities were looking for.

ROSS said JEFFREY was not there that day. ROSS told agents that he is often mistaken for JEFFREY.


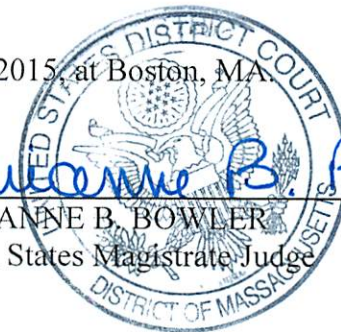
**CONCLUSION**

13. Based on my knowledge, training and experience and the facts set forth in this Affidavit, I have probable cause to believe and do believe that MICHAEL ROSS conspired with FIDLER, CAFARELLI, HARRINGTON and REDMOND to commit extortion, and attempted to commit extortion, in violation of Title 18, United States Code, Sections 1951 and 2.



Kristin Koch  
Special Agent

Subscribed and sworn before me this 1<sup>st</sup> day of October 2015, at Boston, MA

  
MARIANNE B. BOWLER  
United States Magistrate Judge  


Criminal Case Cover Sheet

U.S. District Court - District of Massachusetts

Place of Offense: \_\_\_\_\_ Category No. II Investigating Agency FBI/DOL

City Boston and Elsewhere Related Case Information:

County Suffolk and Elsewhere Superseding Ind./ Inf. \_\_\_\_\_ Case No. \_\_\_\_\_  
Same Defendant \_\_\_\_\_ New Defendant \_\_\_\_\_  
Magistrate Judge Case Number \_\_\_\_\_  
Search Warrant Case Number \_\_\_\_\_  
R 20/R 40 from District of \_\_\_\_\_

Defendant Information:

Defendant Name Michael Ross Juvenile:  Yes  No  
Is this person an attorney and/or a member of any state/federal bar:  Yes  No

Alias Name \_\_\_\_\_

Address (City & State) Billerica

Birth date (Yr only): 1955 SSN (last4#): \_\_\_\_\_ Sex M Race: \_\_\_\_\_ Nationality: \_\_\_\_\_

Defense Counsel if known: \_\_\_\_\_ Address \_\_\_\_\_

Bar Number \_\_\_\_\_

U.S. Attorney Information:

AUSA Laura J. Kaplan Bar Number if applicable \_\_\_\_\_

Interpreter:  Yes  No List language and/or dialect: \_\_\_\_\_

Victims:  Yes  No If yes, are there multiple crime victims under 18 USC§3771(d)(2)  Yes  No

Matter to be SEALED:  Yes  No

Warrant Requested  Regular Process  In Custody

Location Status:

Arrest Date \_\_\_\_\_

Already in Federal Custody as of \_\_\_\_\_ in \_\_\_\_\_

Already in State Custody at \_\_\_\_\_  Serving Sentence  Awaiting Trial

On Pretrial Release: Ordered by: \_\_\_\_\_ on \_\_\_\_\_

Charging Document:  Complaint  Information  Indictment

Total # of Counts:  Petty \_\_\_\_\_  Misdemeanor \_\_\_\_\_  Felony 1

Continue on Page 2 for Entry of U.S.C. Citations

I hereby certify that the case numbers of any prior proceedings before a Magistrate Judge are accurately set forth above.

Date: 10/1/15 Signature of AUSA: 

**District Court Case Number** (To be filled in by deputy clerk): \_\_\_\_\_

**Name of Defendant** Michael Ross

**U.S.C. Citations**

	<u>Index Key/Code</u>	<u>Description of Offense Charged</u>	<u>Count Numbers</u>
Set 1	<u>18 USC 1951</u>	<u>Conspiracy to Extort/Hobbs Act</u>	<u>1</u>
Set 2	<u>18 USC 2</u>	<u>Aiding and Abetting</u>	<u>1</u>
Set 3	_____	_____	_____
Set 4	_____	_____	_____
Set 5	_____	_____	_____
Set 6	_____	_____	_____
Set 7	_____	_____	_____
Set 8	_____	_____	_____
Set 9	_____	_____	_____
Set 10	_____	_____	_____
Set 11	_____	_____	_____
Set 12	_____	_____	_____
Set 13	_____	_____	_____
Set 14	_____	_____	_____
Set 15	_____	_____	_____

**ADDITIONAL INFORMATION:** \_\_\_\_\_  
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