

AFFIDAVIT OF ANDRE LABIER

After being duly sworn, I, Andre LaBier, state:

1. I have been employed by the United States Marshal Service as a Deputy United States Marshal for approximately 22 years. Before that, I worked as a New York State Parole Officer for approximately 2years.

2. As defined by Title 28, United States Code, Section 566, my principal duties include, the "execut[ion of] all lawful writs, process, and orders issued under the authority of the United States, and [the authority to] command all necessary assistance to execute [my] duties."

3. I am currently assigned to the Investigative Services Division as a Chief Inspector.

4. While working for the U.S. Marshal's Service, I have participated in numerous fugitive investigations that have involved escape, aiding and abetting, accessory after the fact and false statements, in violation of federal and state laws. Accordingly, I am familiar with tactics that fugitives use to avoid being arrested, and tactics other people use to intentionally prevent law enforcement officers from arresting fugitives

5. I submit this affidavit in support of a criminal complaint that charges **Robert Wolffe** (hereafter **Robert Wolffe** or

WOLFFE) of 22 Highland Ave., Randolph, VT 05060, with being an accessory after the fact, a violation of Title 18, United States Code, Section 3, that provides in relevant part:

Whoever, knowing that an offense against the United States has been committed, receives, relieves, comforts or assists the offender in order to hinder or prevent his apprehension, trial or punishment, is an accessory after the fact [and shall be guilty of an offense].

6. The information contained in this affidavit is based, in part, on my personal knowledge, my training and experience as a law enforcement officer and information that has been provided to me by other Deputy U.S. Marshals as well as other law enforcement officers.

7. Since this affidavit is being submitted for the purpose of obtaining a criminal complaint, I have not included every fact known to me concerning the investigation of **WOLFFE**. I have only set forth the facts which I believe are necessary to establish probable cause that **WOLFFE** has committed violations of 18 U.S.C. §3.

8. Edward Brown and his wife, Elaine Brown, a dentist, live at 401 Center of Town Road in Plainfield, New Hampshire. Their home is located on approximately one hundred acres of real estate. The property includes a long driveway that extends from

Center of Town Road to the Browns' home. The end of the driveway that is closest to the home wraps around a small pond. If a vehicle is driven in a clockwise direction around the pond, structures appear in the following order to the driver's left: a barn, a shed, the Browns' residence and another shed. The front entrance to the house faces the driveway. Another entrance is located on the right side of the house.

9. On January 18, 2007, a jury convicted Edward Brown of Conspiracy to Defraud the United States, in violation of 18 U.S.C. §371, Conspiracy to Structure Financial Transactions, in violation of 18 U.S.C. §371, and 17 counts of Tax Evasion, in violation of 26 U.S.C. §7201(a); and Elaine Brown of Conspiracy to Defraud the United States, in violation of 18 U.S.C. §371, five counts of Tax Evasion, in violation of 26 U.S.C. 7201, Willful Failure to Collect Employment Taxes, in violation of 26 U.S.C. §7202, Conspiracy to Structure Financial Transactions, in violation of 18 U.S.C. §371, and two counts of Structuring Transactions to Evade Reporting Requirements, in violation of 31 U.S.C. §§5324(a)(3) and 5325. See United States v. Edward Brown and Elaine Brown, Cr. No. 06-71-01/02-SM.

10. The Browns defended themselves during their joint trial by asserting that there no legal authority for the federal

government to collect taxes.

11. On January 12, 2007, a warrant was issued for Edward Brown's arrest after he failed to appear for his trial. On April 24, 2007, Edward Brown was sentenced, in absentia, to 63 months in prison.

12. Elaine Brown attended each day of the trial. A warrant was issued for Elaine Brown on February 21, 2007, after she violated the conditions of her release pending her sentence. On April 24, 2007, Elaine Brown was also sentenced, in absentia, to 63 months in prison.

13. While the Browns have been fugitives, the USMS and other law enforcement agencies have made efforts to arrest them. These efforts include, but are not limited to, regularly (but not continuously) conducting surveillance of the Brown's home and Elaine Brown's dental office in Lebanon, New Hampshire. When surveillance was conducted, neither of the Browns traveled beyond the boundary of their property.

14. While they have been fugitives, the Browns have used a number of public forums - including, but not limited to, television, newspaper, magazine and radio interviews and internet postings - to publicly declare their intention to forcibly resist any effort to arrest them. They have also

permitted a number of people who apparently share their believe that there is not legal authority for the federal government to collect taxes to enter and remain in their home for varying periods of time.

15. While the Browns have been fugitives, the United States Marshals Service and other law enforcement agencies have made efforts to arrest them. These efforts include, but are not limited to, surveillance of the Browns' home and Elaine Brown's dental office in Lebanon, New Hampshire.

16. While the Browns have been fugitives, they have used a number of public forums, including, but not limited to, television, newspaper, magazine and radio interviews as well as internet postings to publicly declare their intention to forcibly resist any effort to arrest them. They have also permitted a number of people who share their belief that there is no legal authority for the federal government to collect taxes, including **Robert Wolffe**, to enter and remain in their home for varying periods of time.

17. **Robert Wolffe**, and his wife Valeri Wolffe, are known long time supporters of Edward and Elaine Brown. They have provided support with their physical presence and by bringing supplies to the Browns further enabling the Browns to avoid

arrest.

18. **Robert Wolffe** and Edward Brown are members of the U.S. Constitution Rangers (USCR). Edward Brown is the former national commander of the USCR. **Robert Wolffe** is the commander of the Vermont Division of the USCR and has a personal website, www.bobwolffe.com. This website has a link to the US Constitution Rangers' homepage where the following is posted:

"The mission of the Constitution Rangers is to protect the US Constitution from enemies both foreign and domestic. If you are interested in more details contact Bob Wolffe at wolffeman@comcast.net, or phone (802) 291-3303 Bob Wolffe Webpage www.bobwolffe.com." **Robert Wolffe** is the registrant of the US Constitution Rangers website. Valeri Wolffe is the website's administrator. The e-mail address wolffeman@comcast.net is **Robert Wolffe's** e-mail address. Telephone number (802) 281-3303 is **Robert Wolffe's** telephone number.

19. Since the Browns' convictions **Robert Wolffe** and Valeri Wolffe have been regular and frequent visitors to the Browns. **Robert** and Valeri **Wolffe** have been observed towing their 2002 Nash camper into the Brown's property on numerous occasions for overnight visits. **Robert Wolffe** has been observed at the Browns

with his work vehicle, a white van belonging to Leonard's Gas and Electric Service of Woodstock, Vermont.

20. **Robert Wolffe** works for Leonard's Gas and Electric of Woodstock, Vermont which is a commercial and residential propane distributor. **Wolffe** has been seen numerous times at the Brown property driving a Leonard's Gas and Electric company van. Most recently on August 27, 2007.

21. **Robert** and **Valeri Wolffe** have apparently provided a 1992 Chevrolet Caprice (Vermont registration "Wolfman") to the Browns. This vehicle is co-owned by Robert and Valeri Wolffe. The 1992 Chevrolet has been used to run errands and gather supplies for the Browns thus sustaining their efforts to avoid arrest.

22. On August 11, 2007, USMS observed James Hobbs, another known supporter of the Browns, driving the Wolffes' 1992 Chevrolet Caprice on Center of Town Road, Plainfield, New Hampshire coming from the area of the Browns' property. During the trip, USMS observed Hobbs making a cell phone call. Shortly after, **Robert Wolffe** appeared on scene conducting counter-surveillance and video taping USMS personnel. USMS personnel observed that **Robert Wolffe** was armed with a handgun during that event.

23. Aerial surveillance has observed the 1987 Coachman camper and 1992 Chevrolet Caprice on the Browns property, most recently on August 13, 2007. The Wolfes' 1992 Chevrolet has routinely been used as a road block, parked across the Browns driveway to prevent access to the residence. However, as of the submission of this Affidavit it is uncertain whether either the automobile or the trailer are still on the Brown property.

24. **Robert Wolffe** has been observed on several occasions providing armed security at the Brown's property.

25. **Robert Wolffe** was interviewed on the Brown property by the a local newspaper, Valley News, on January 18, 2007. According to a Valley News article, during that interview Wolffe was armed with a 9mm handgun.

26. On July 14, 2007, **Robert Wolffe** was observed at the Brown's property providing armed security during a fund raising concert to benefit the Browns. During that event, **Robert Wolffe** and Roberts Jacobs confronted and photographed USMS personnel and vehicles. A photo of USMS personnel which appears to have been taken at that time was later posted on the internet.

27. On August 11, 2007 Robert Wolffe was armed while he conducted counter-surveillance and video taped USMS personnel.

28. On August 04, 2007 the following was posted on the web

site Show Us The Inherent Law,

<http://questforfairtrialinconcordnh.blogspot.com>\,

"Saturday, August 04, 2007

Drop Spot For "Liberty Materials" Supporting the Browns

My fellow countrymen and woman your assistance is needed.

Have people send stuff for Ed and Elaine to me

Liberty Defense Project

22 Highland Ave

Randolph, VT 05060

Anything sent should be double wrapped. The outside label addressed to me, the inside label addressed to Ed and Elaine. It will be treated as personal and confidential. Only Ed and Elaine will know what is in the packages and envelopes I receive. I will see to it personally. As Commander of the VT Div. of the US Constitution Rangers I am bound by the Constitution to assure the privacy and security of the Brown's property that includes anything sent to them via US Mail, FedEx, UPS, etc.

Protecting your freedom and guarding the Constitution,
Bob Wolfe, Commander USCR, VT. Div."

29. On August 4, 2007, the following was posted on the "Official: Ed Brown's Video Blog" internet site, <http://edbrownvlog.blogspot.com>:

"Saturday, August 04, 2007

11:28 AM - Supplies needed -- Here is the list!!!

Updated Supplies Requested 08-04-07

1. Reels of 15lb or greater fishing line bunches,
2. Split shot sinkers for fishing,
3. Solar powered motion lights,

4. Garage door opened protection switch you know the two beams you line up so the door doesn't close on anyone (battery operated preferred),
5. high power flashlights ac or dc,
6. night vision goggles,
7. smoke grenades you can get them @ <http://www.shomertec.com> about \$6 used to keep them dam deer flies away,
8. deer hunting protection vest season is right around the corner,
9. camo clothing any size and any color,
10. face paint, anything that signals when someone comes near it,
11. cardboard thicker the better,
12. roofing nails bigger better,
13. black and green spray paint,
14. loud sirens,
15. bull horns louder the better,
16. portable 12v car-lighter type power jack (they're about \$20-30)
17. 2 way radios not the ones that take AAA batteries Motorola preferably,
18. I cannot emphasize enough night vision goggles,
19. Any reading material to do with tactical training,
20. handheld scanners trunked if possible,
21. VID cameras (handheld) throw away cell phones with minutes and the phone written on it with a piece of tape,
22. clothesline rope you know this hot weather is perfect for drying outdoors and save on Ed's batteries and fuel,
23. parachute cord, flares and flares guns, the bigger the better,
24. OH YEAH, I forgot the number one most important thing, people to come and make a stand to their death if necessary to save our country.

Send these supplies to:

Liberty Defense Project
22 Highland Ave
Randolph, VT 05060

Please spare a little time and money and get these supplies to Ed and Elaine! They need these now, and this could be the difference between life and death. They're making the stand -- if you can't make it with them in body, please support them on the logistics side. Also, if you haven't registered at our site yet please do so NOW. You can do so by going here: http://www.makethestand.com/account-new_user.html This way we can send you important alerts directly to your e-mail right when things happen.

Please recommend our site to 1-2 or more friends and ask them to register to join our email list as well. Thank you! <http://www.makethestand.com/recommend.html> "

30. 22 Highland Ave, Randolph, VT 05060 is **Robert Wolffe's** home address.

31. On August 13, 2007, UPS delivered a package from Western Trading / Army Surplus For Less, Englewood, Colorado to Liberty Defense Project, 22 Highland Ave, Randolph, VT 05060. The package contained the following: H.S. Camo - Four Color Camo Compac; Super Doux Six Compartment Lead Shot Assortment (lead fishing weights); Danielson Plus 7 Monofilament Nylon Fishing Line - 20# Test yard spool: and G.I. Anglehead flashlight - Olive drab Size 2 D cell. These items appear to correspond to numbers 1, 2, 5, and 10 on the "Supplies Needed List" in paragraph 29 above.

32. On August 9, 2007, UPS delivered a package from Distribu Toys, Wheeling, Illinois to Liberty Defense Project, 22 Highland Ave, Randolph, VT 05060. The package contained four

(4) solar powered security lights similar to that requested in item 3 on the "Supplies Needed List" in paragraph 29 above.

33. On August 8, 2007, UPS delivered a package from Ingram Micro, Jonestown, Pennsylvania to Liberty Defense Project, 22 Highland Ave, Randolph, VT 05060. The package contained a "6 in 1" safety light which appears to be similar to the that requested in item 5 on the "Supplies Needed List" in paragraph 29 above.

34. On August 11, 2007, the U.S. Postal Service delivered a first class letter to Liberty Defense Project, 22 Highland Ave, Randolph, VT 05060.

35. On August 16, 2007, the U.S. Postal Service delivered a priority mail package (12"x12"x8") to Liberty Defense Project, 22 Highland Ave, Randolph, VT 05060.

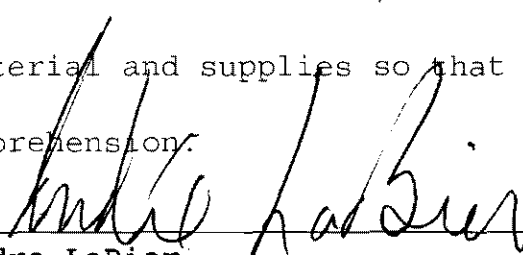
36. On August 15, 2007, a first class 10"x13" bubble pack envelope addressed to **Robert Wolffe**, 22 Highland Avenue, Randolph, Vermont was recovered by USMS in immediate proximity to the Brown's residence on Center of Town Road, Plainfield, New Hampshire.

37. On July 20, 2007, UPS delivered to **Robert Wolffe**, at 22 Highland Avenue, Randolph, Vermont 17 packages each weighing 30.1 pounds, totaling 511.7 pounds, of dehydrated food. The

investigation has disclosed that these items were shipped from Walton Feed, Montpelier, Idaho. Observations have confirmed the stockpiling of provisions and munitions as well as generators, solar panels, and a wind turbine, on the Brown property.

38. On June 13, 2007, **Robert Wolffe** was interviewed by the USMS. During that interview he acknowledged that he knew that Edward Brown was a convicted felon and that while he hoped for a peaceful resolution to the Brown matter, he, **Wolffe**, was prepared to fight for the Browns and die if necessary.

39. Based upon the foregoing I respectfully submit that probable cause exists to believe that **Robert Wolffe** has engaged in the crime of accessory after the fact, in violation of Title 18, United States Code, Section 3, by supplying the Browns with material and supplies so that the Browns may continue to avoid apprehension.



Andre LaBier
Chief Inspector
Deputy U.S. Marshal

Sworn to and subscribed before me
this 10th day of September 2007.



JAMES R. MUIRHEAD
United States Magistrate Judge