



5730  
09 April 2014

The Honorable Charles Grassley  
United States Senate

Dear Senator Grassley:

I am in receipt of your letter dated March 27th, 2014 concerning the service of a search warrant on the home of Coast Guard employee Mr. Paul Flanagan. I am pleased to respond to your request for information as the news reports have been significantly limited and have generally failed to provide the full context of the events surrounding the service of the search warrant and subsequent criminal charges levied against Mr. Flanagan. The search was conducted pursuant to a warrant issued by Judge Mimi R. Cooper, Maryland District Court Judge for Harford County, to search for evidence that Mr. Flanagan illegally possessed dangerous firearms, including relevant documentary evidence. Ms. Hudson was not targeted or otherwise implicated in the crimes, nor was she named in the search warrant although agents/officers were aware that she was a co-habitant of the premises.

Additionally, the Washington Times, LLC and Ms. Hudson filed a motion on November 21, 2013, in Federal Court, pursuant to Federal Rule of Criminal Procedure 41(g), against the Department of Homeland Security moving for the return of personal property seized from Ms. Hudson. The files were returned to Ms. Hudson on September 10, 2013, two months prior to the action. With that said, it is important to note that these legal matters remain open.

**Your Questions with Responses:**

Following are responses to your questions:

1. *Please provide a copy of the search warrant and the search warrant inventory for the raid of August 6, 2013 on the home of Coast Guard employee Paul Flanagan and his wife, Audrey Hudson.*

Please see the attached search warrant and search warrant inventory.

2. *Were Ms. Hudson's notes seized during the raid occurring on August 6, 2013? If so, why? What was the legal justification for this action?*

Maryland State Police (MSP) obtained a State Search Warrant, which MSP, with the Coast Guard Investigative Service (CGIS), served on August 6, 2013. During the search warrant execution, CGIS S/A Miguel Bosch observed several files with United States government markings. S/A Bosch took the documents in order to determine if they were properly obtained and lawfully held outside of governmental control.

3. *Why was the U.S. Coast Guard Investigative Service present at the raid?*

CGIS has jurisdiction to investigate incidents of alleged, suspected, or actual violations of state or local laws and regulations, as well as federal regulations or statutes by covered persons. "Covered persons" include civilian Coast Guard employees, as reflected in *CGIS Roles and Responsibilities*, COMDTINST (Commandant Instruction) 5520.5F 6b.

CGIS has a direct interest investigating allegations that civilian employees are breaking the law, in this case numerous firearms violations. Accordingly, CGIS was present during a standard execution of a search warrant on August 6, 2013 at Mr. Flanagan's house.

Mr. Paul Flanagan is employed in the Ordnance/Weapons Division at the Coast Guard Yard, Baltimore, with access to service weaponry, and holds a secret clearance. There are significant issues surrounding Mr. Flanagan's representations that he made in order to obtain a security clearance in light of evidence uncovered during this investigation.

4. *Was Miguel Bosch chosen to represent the Coast Guard Investigative Service at the August 6, 2013 raid? If so, please explain why and describe how he was selected. If not, please explain why Miguel Bosch was present at the raid.*

S/A Bosch is the assigned case agent for the CGIS investigation into Mr. Flanagan. S/A Bosch is assigned to the Resident Agent Office Baltimore and this case arose from that location. Special Agent Bosch was assigned this case by his supervisor, the Resident Agent in Charge of the Baltimore Office.

5. *What was the justification for seizing these particular file folders from Ms. Hudson's home, when numerous other file folders and documents were not seized?*

The files contained documents with United States government markings. These documents were seized only to ensure that they were properly obtained and lawfully held given their obvious origination within the Department of Homeland Security. Other documents were not seized as they neither appeared to be federal government property on their face nor related to the documentation authorized for seizure pursuant to the search warrant.

6. *Given that FOUO and LES are undefined and unrecognized by any statute, and are neither national security classifications nor categories of legal privileges, does the Coast Guard assert that it has the legal authority to investigate dissemination of documents with these markings? If so, on what legal basis?*

This investigation was focused on Mr. Flanagan who is now charged with serious felony offenses. While conducting a search based on a judicially issued search warrant for Mr. Flanagan's house, the special agent came across documents with DHS / ICE/ FAMS letterhead and some of which were marked FOUO / LES. FOUO and LES fall into the category known as "Sensitive But Unclassified" (SBU). SBU is a broad category of information that includes Law Enforcement Sensitive (LES). Although unclassified, this category of document often requires strict controls over its distribution. The Department of Homeland Security defines SBU broadly to identify unclassified information of a sensitive nature, not otherwise categorized by statute or regulation, the unauthorized disclosure of which could adversely impact a person's privacy or welfare, the conduct of a federal program, or other programs or operations essential to the national interest.

These markings are used to identify government property that is subject to specific controls and limited distribution.

7. *Does the CGIS normally get involved in raids when a Coast Guard employee is involved? If yes, please explain the rationale for this practice. If not, please explain why CGIS became involved in this particular raid.*

The primary mission of CGIS is to protect the United States Coast Guard and to serve as its professional criminal investigators. As such, CGIS conducts virtually all criminal investigations involving Coast Guard employees some of which do result in search warrant executions.

8. *The warrant in question was issued to and executed by Maryland State Police, and the files seized were in custody of the Maryland State Police. Why were Ms. Hudson's files released to Miguel Bosch?*

S/A Bosch worked closely with MSP during the initial investigation, warrant service and the resulting search of the house. All of the items seized pursuant to the warrant were placed in MSP custody until S/A Bosch ascertained that there was no basis to continue to hold the files related to Ms. Hudson. The file was then transferred to S/A Bosch so that he could return them to Ms. Hudson.

#### **Summary of Investigation regarding Mr. Flanagan:**

On February 19, 2013, the Coast Guard Investigative Service (CGIS) opened an investigation upon receiving information from the Bureau of Alcohol, Tobacco, Firearms, and Explosives (BATFE) regarding the alleged purchase of prohibited firearms parts by Mr. Flanagan. This information was developed by BATFE during an investigation focused on illegal firearms parts purchases originating overseas and then shipped to the US. In particular, BATFE was looking for silencers and parts used to illegally convert semi-automatic weapons to fully automatic weapons. While BATFE was targeting the supplier of these parts, Mr. Flanagan was identified as a purchaser and Coast Guard employee. BATFE requested CGIS assistance with further investigation of Mr. Flanagan.

The CGIS investigation, conducted jointly with MSP, revealed that Mr. Flanagan is a convicted felon who cannot lawfully possess regulated firearms, under both Maryland State and Federal law.<sup>1</sup> Further information was developed indicating that despite Mr. Flanagan's legal position, as a prohibited person under 18 U.S.C. § 922(g)(1), he was, in fact, in possession of a number of firearms.

MSP then sought and obtained judicial authorization from Judge Cooper to search. The search warrant authorized the search of Mr. Flanagan's house, person, and motor vehicle for "any and all firearms, their accessories and/or parts"; ammunition and firearm accessories (e.g. cleaning kits), and it specifically authorized the seizure of documents and other contraband. On August 6, 2013, the

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<sup>1</sup> Maryland State Law, Title 5, Subtitle 1 Regulated Firearms/5-133(b), Federal Law, 26 U.S.C. § 5861(d) and 18 U.S.C. § 2). Relevant prior convictions: 9/13/85, District Court for Prince George's County Maryland, Resisting Arrest, Case # 00017867E3, 5/23/86 – US District Court: Unlawfully Making and Possessing firearms; unregistered machine gun, aidg & abetg, .

search warrant was served by MSP and two CGIS agents. During the joint search, 21 firearms, including AK-47 assault style weapons, were found in Mr. Flanagan's house and were seized. Of note, one of the AK-47s found in the search was loaded and located bedside.

Your letter expresses your concern that whistleblowers may suffer retaliation as a result of Coast Guard actions. Mr. Flanagan, the target of the CGIS investigation, is not a whistleblower but is suspected of serious crimes. Ms. Hudson was not identified as a journalist prior to the search; her records were not targeted but were properly reviewed as part of the search.

A Coast Guard employee suspected of serious criminal conduct was and is the CGIS interest in this matter. Further investigation has revealed that Mr. Flanagan may have been untruthful in obtaining employment and the necessary security clearance to conduct his duties within the Ordnance Department. Recent tragic events, such as the shooting at Ft Hood, reinforce the need for vigilance and heightened awareness when an Agency becomes knowledgeable of potential risks to federal employees from fellow employees.

Mr. Flanagan has been charged by the State of Maryland with eight criminal counts as a result of the evidence uncovered during the search: two counts, possession of assault pistols, each punishable by three years in prison and/or a \$5,000.00 fine; and six counts of illegal firearms possession, each punishable by five years in prison and/or a \$10,000.00 fine. The criminal charges against Mr. Flanagan have not yet been adjudicated in Maryland Courts. His initial court appearance is scheduled for April 21, 2014.

It is my intent to be responsive to your request for information. The Coast Guard Senate Liaison Office at (202) 224-2913 would be pleased to address any further questions you or your staff may have.

Sincerely,



C. J. TOMNEY  
Rear Admiral, U.S. Coast Guard  
Assistant Commandant for  
Intelligence and Criminal Investigations

# Maryland State Police

## SEARCH WARRANT INVENTORY

### REPORT AND RETURN

The attached list constitutes an official inventory of items seized from \_\_\_\_\_

FLANAGAN, PAUL ROYAL W/M DOB 8/21/1959  
(persons, premises, conveyance)

as a result of a District/Circuit Court Search Warrant, being executed on \_\_\_\_\_ (date)

at 1:37 A. m. (time)

This search warrant inventory was prepared by TFC V. HODGINS # 5228  
(Seizing Officer)

and in the presence of M. Bosch, S/A 4415  
(Witness)

I hereby acknowledge receipt of a copy of the attached inventory as presented to me by

TFC V. HODGINS # 5228  
(Seizing Officer)

[Signature]  
(Signature of Recipient)

6 Aug 2013  
(Date)

06:38  
(Time)

NOTE: Check block if location of search warrant was unoccupied and copy left in conspicuous location.

(This section to be completed only on official return)

I swear that this inventory is a true and detailed account of all the property taken by me on the warrant.

TFC Victor Hodgins # 5228  
(Signature)

Subscribed and sworn to and returned before me this 16th day of

Aug, 2013.

[Signature]  
District/Circuit Court Judge in and for  
[Signature] County, Maryland

ENCLOSURE ( )  
PAGE 1 OF 7  
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Determined Under 5 USC 552

# Maryland State Police

## SEARCH WARRANT INVENTORY

### REPORT AND RETURN

The attached list constitutes an official inventory of items seized from \_\_\_\_\_

4728 Idlewilde Rd, Shady Side, MD, 20764  
(persons, premises, conveyance)

, as a result of a District/Circuit Court Search Warrant, being executed on 8/6/2013  
(date)

at 6:38 . m.  
(time)

This search warrant inventory was prepared by TFC V. HODGIN #5228  
(Seizing Officer)

and in the presence of M. Bosch, SIA CGIS  
(Witness)

I hereby acknowledge receipt of a copy of the attached inventory as presented to me by

TFC V. HODGIN #5228  
(Seizing Officer)

[Signature]  
(Signature of Recipient)

8-6-2013  
(Date)

6:40 AM  
(Time)

NOTE: Check block if location of search warrant was unoccupied and copy left in conspicuous location.

(This section to be completed only on official return)

I swear that this inventory is a true and detailed account of all the property taken by me on the warrant.

TFC V. Hodgin #5228  
(Signature)

Subscribed and sworn to and returned before me this 16th day of

Aug, 2013

ENCLOSURE ( )  
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[Signature]  
District/Circuit Court Judge in and for  
Harford County, Maryland

# Maryland State Police

## EVIDENCE INVENTORY FORM

Primary Location: 4728 Idlewilde Rd, Shady Side, MD 20764 Page 1 Of 2

List item number, specific location, and description for items seized.

- Item No. 1 Introc 9mm Model Trc D9 - SN B032500 located in safe - magazine one (1)
- Item No. 2 M&A - 9mm - pistol - SN 2900548472 located in safe - magazine one (1)
- Item No. 3 Introc - 1252 - 7.62x25mm pistol SN A3139 located in safe with magazine one (1)
- Item No. 4 Taurus - PT92. 9mm pistol SN TGL07666 located in safe with magazine one (1)
- Item No. 5 Beisa - Thunder 380 - .380 pistol SN 705956 located in safe with magazine one (1)
- Item No. 6 American Arms - deeringer - SN U4570 located in safe
- Item No. 7 FLARE GUN - Make (obsc) - NO SN located in safe
- Item No. 8 Black powder Deeringer - Make Shooter Arms cal. 04409 located in safe
- Item No. 9 Miscellaneous ammunition and three (3) magazines
- Item No. 10 Beisa Thunder 380 plus, pistol SN: C70141 located in silver case in living room
- Item No. 11 Beretta Model 21A. .22 cal pistol SN DAA317764 located in silver case in living room
- Item No. 12 Miscellaneous ammunition and four (4) magazines
- Item No. 13 Gaills soft body cmas 42R-SN: 0400907652 located in living room in white box
- Item No. 14 ~~Introc~~ miscellaneous caliber magazines located in sun room - Total 28 magazines
- Item No. 15 Miscellaneous caliber ammunition located in Sun Room
- Item No. 16 AK Variant - 7.62 cal - SN: NS01461 located in black gun case in sun room
- Item No. 17 AK VARIANT - SN: 3106 with miscellaneous Sun. pr. IT located in black gun case (Sun Room)

ENCLOSURE  
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HODGIN #5228  
(Seizing Officer Signature)

# Maryland State Police

## EVIDENCE INVENTORY FORM

Primary Location: 4728 Idlewild Rd Suedy Side MD Page 2 Of 2

List item number, specific location, and description for items seized.

- Item No. 18 Miscellaneous gun parts located in Sun room
- Item No. 19 Black silencer located in Sun room
- Item No. 20 Miscellaneous caliber ammunition located in desk in living room
- Item No. 21 FLUAPIETA - .44 caliber blackpowder SN R432867 located in desk in living room
- Item No. 22 Harringer - Companion, .22, SN K1675 located in desk in living room
- Item No. 23 Two (2) pieces U.S. mail for Paul Flanagan located in ~~sun~~ living room
- Item No. 24 One wood crate containing ammunition located in Sun room
- Item No. 25 one Dell laptop front Service Tag 13N8DW1 located in living room w/ charger
- Item No. 26 One AK VARIANT - 7.62 x 39mm Rifle - SN ~~SBB182185~~ SBB182185 located in master bedroom
- Item No. 27 Miscellaneous Paperwork located in upstairs office
- Item No. 28 CKS - Model UNK - 7.62 cal - SN 47512 located in kitchen closet
- Item No. 29 AR 15 upper located black bag in kitchen closet
- Item No. 30 SAIGA - 12 gauge - Shotgun SN: 01409001 located in kitchen closet in gun case soft w/ magazine
- Item No. 31 Century Arms - C15 Spitzer - C15A1 - 223 cal SN: CAT03266 located in kitchen closet w/ five magazines + parts
- Item No. 32 Century Arms - 9mm - SN GMT01862: Semi-auto pistol w/ 5 magazines and stock located black bag in kitchen closet
- Item No. 33 AK47s - 7.62 x 39 cal, Rifle SN: 8702529 w/ one magazine located in black case in kitchen closet
- Item No. \_\_\_\_\_

ENCLOSURE ( PAGE 4 OF 7 )  
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HODGINS # 5228  
(Seizing Officer Signature)

# Maryland State Police

## EVIDENCE INVENTORY FORM

Primary Location: FLANAGAN, PAUL ROLAND w/m DOB 8/21/59 Page 1 Of 1

List item number, specific location, and description for items seized.

Item No. 1 one house key from key ring on Paul Flanagan

Item No. \_\_\_\_\_

ENCLOSURE ( )  
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HODGSON #5228  
(Seizing Officer Signature)

# Maryland State Police

## SEARCH WARRANT INVENTORY

### REPORT AND RETURN

The attached list constitutes an official inventory of items seized from \_\_\_\_\_

FACEBOOK PROFILE PAUL FLANAGAN USER ID 613464139  
(persons, premises, conveyance)

, as a result of a District/Circuit Court Search Warrant, being executed on 08/06/2013  
(date)

at 1200 P. m.  
(time)

This search warrant inventory was prepared by TFC HODGIN # 5228  
(Seizing Officer)

and in the presence of N/A  
(Witness)

I hereby acknowledge receipt of a copy of the attached inventory as presented to me by

TFC V. HODGIN # 5228  
(Seizing Officer)

\_\_\_\_\_  
(Signature of Recipient)

\_\_\_\_\_  
(Date)

\_\_\_\_\_  
(Time)



**NOTE:** Check block if location of search warrant was unoccupied and copy left in conspicuous location.

*(This section to be completed only on official return)*

I swear that this inventory is a true and detailed account of all the property taken by me on the warrant.

TFC Victor Hodgin # 5228  
(Signature)

Subscribed and sworn to and returned before me this 16th day of

Aug, 20 13.

[Signature]  
District/Circuit Court Judge in and for

[Signature] County, Maryland

**ENCLOSURE ( 7 )**  
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# Maryland State Police

## EVIDENCE INVENTORY FORM

Primary Location: FACEBOOK PROFILE PAUL FLANAGAN USER ID 613464139 Page 1 Of 1

List item number, specific location, and description for items seized.

Item No. 1 Information contained/contained in Paul Flanagan Facebook profile  
website including postings Friends list, private messages and correspondence et al.

Item No. \_\_\_\_\_

ENCLOSURE ( )  
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TFC V. HODGINS #5228  
(Seizing Officer Signature)



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IN THE CIRCUIT/DISTRICT COURT FOR BARFORD COUNTY, MARYLAND  
SEARCH AND SEIZURE WARRANT

of the premises, or if neither of those persons is present, then in a conspicuous place on the premises.

- 2. You shall return this Warrant to me or, if I am not available, to any judge of this Court within 10 days of the date of its execution, along with verified inventory of the items seized.
- 3. If this Warrant is not executed within 15 days of its issuance, it expires and shall become null and void. This Warrant may be executed at anytime of the day or night.

Hereof, fail not at your peril and have you then and there this warrant. Given under my hand this 8<sup>th</sup> day of August in the year of our Lord, 2013.

[Handwritten Signature]  
JUDGE'S SIGNATURE

Wm. Rufel Wago  
JUDGE'S PRINTED NAME

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**APPLICATION/AFFIDAVIT FOR SEARCH AND SEIZURE WARRANT**

TO: The Honorable Min R. K. [Signature], Judge  
of the District Court, Harford County, State of Maryland.

YOUR APPLICANT, the undersigned, herewith make application for issuance of Search and Seizure Warrants, in that there is probable cause to believe that the laws of the State of Maryland relating to Restrictions on Possession of a Regulated Firearm, as contained in Public Safety Article, Title 5 Section 133(b) and Federal Law, United States Code, Title 18, Section 922(g), relating to Restrictions on Possession of all types of firearms and ammunition; Federal 'Gun Control Act of 1968, and Title 18, United States Code, Chapter 44, including but not limited to Section 922 'Unlawful acts ...' have been and are being violated and that evidence of such violations are on the following described person and/or in the following described premises.

1. FLANAGAN, Paul Roland, W/M, height of 5'08", weight of 170 pounds, blue eyes, blond hair, whose date of birth is August 21, 1959, Maryland Drivers License number F-452-676-744-653, Social Security Number 217-74-0014, who resides at 4728 Idlewilde Rd, Shady Side, Anne Arundel County, Maryland 20764, FBI# 924435DA0, State ID # 920761
2. 4728 Idlewilde Rd, Shady Side, Anne Arundel County, Maryland 20764- The residence is described as a two story, single family. The exterior construction of the residence consists of tan in color siding and brown shingled roof. There is an entrance to the residence with a white front door with white trim. The front door to the residence is located on a porch with six (6) steps. There are two large windows located to the right sides of the front door. The numbers "4728" are located vertically on the left hand railing for the front porch. The driveway approaches the front right side of the residence. There is also a flag pole located on the north side of the residence. Your Affiant has personally observed and can identify the aforementioned residence.

**EXPERTISE:**

Your affiant Trooper First Class Victor Hodgin of the Maryland State Police, Criminal Investigation Division - Firearms Task Force. Your Affiant, is a duly sworn member of the Maryland State Police, and has been a member since October 2006. Your Affiant successfully completed a six (6) month course of training that included courses of instruction pertaining to the identification and detection of Controlled Dangerous Substances. During this instruction, Your

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APPLICATION/AFFIDAVIT FOR SEARCH AND SEIZURE WARRANT

Affiant Hodgin was able to examine numerous types of Controlled Dangerous Substances including Marijuana, Cocaine/Crack, Heroin, and Phencyclidine (PCP.) Further, during this training your affiant received instruction in the Laws and Regulations of Search and Seizure Warrants. Your affiant graduated from the Maryland State Police Academy on April 27, 2007, and is certified by the Maryland Police Commission as a Police Officer.

Upon graduation from the Maryland State Police Academy, your Affiant has performed uniformed duties providing motor vehicle law enforcement and criminal investigations for three (3) years. Your Affiant has worked investigations for crimes such as Malicious Destruction of Property, 2<sup>nd</sup> Degree Assault, and Thefts, and Controlled Dangerous Substance Violations. Your Affiant has spent a total of six (6) months as an investigator assigned to Criminal Investigative Units at the Maryland State Police Glen Burnie Barrack. That as a part of your affiant's duties as a uniformed trooper, your affiant received mandated in-service training in addition to that taught in the police academy which dealt with the following: The Interdiction of Controlled Dangerous Substances on the Highways of Maryland, Contemporary Drug and Legal Issues, and the Identification of Controlled Dangerous Substances. Your affiant has further attended required In-Service training and seminars on the investigation of criminal laws, every year since 2007. In addition to the above training your affiant has attended and completed training and schools directly related to the investigation of criminal activity. A portion of this training dealt with the investigation of Theft, firearms trafficking, and drug offenses. Your affiant has attended and completed an interview and interrogation course.

Your Affiant has effected the criminal arrests of numerous persons with charges ranging from possession of drug paraphernalia, possession of Marijuana, possession of Cocaine, possession of Heroin, to possession with intent to distribute Marijuana. Your Affiant's testimony in said arrests has been accepted by the courts of the State of Maryland and has resulted in the conviction of said persons for violations of the Controlled Dangerous Substance Act of the State of Maryland.

Your Affiant has handled, packaged and field tested various types of Controlled Dangerous Substances and Firearms. Further, your affiant has assisted into firearms and drug investigations, and seized monies and other assets in the course of investigating narcotic and/or firearms cases.

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APPLICATION/AFFIDAVIT FOR SEARCH AND SEIZURE WARRANT

Your Affiant graduated cum Laude from the York College of Pennsylvania with a Bachelor of Science Degree in Criminal Justice. The Criminal Justice program at aforementioned college includes instruction for Criminology, Narcotics Trafficking, Criminal Law, Death Investigation, and Judicial Process. Your Affiant has furthered his investigative training by enrolling in online courses offered by the Multi- Jurisdictional Counterdrug Task Force through St. Petersburg College

Your Affiant attended a two (2) day, sixteen (16) hour training course in Highway Drug Interdiction. This training was given by the Maryland State Police Proactive Criminal Enforcement Team (P.A.C.E. Team) and was given at the Maryland State Police JFK Highway Barrack. During the training, your affiant received instruction on characteristics and behaviors of persons who are involved in the illegal transportation of Controlled Dangerous Substances. This course dealt with the 4<sup>th</sup> Amendment issues pertaining to vehicle stops, developing Probable Cause, Search Warrants as well as concealment methods used by persons transporting Controlled Dangerous Substances.

Furthermore your Affiant Hodgin has attended and successfully completed a six (6) day forty-four (44) hour Top Gun Undercover Drug Investigation School. During this school your affiant received training in investigative techniques, rules of evidence, hidden compartment investigations, warrant service techniques including search and seizure, surveillance techniques, interview and interrogation techniques and courtroom testimony.

That in March 2010, your affiant was reassigned to the Criminal Investigative Division -- ATF - Firearms Task Force to investigate the illegal firearms violations throughout the state of Maryland. That as part of your affiant duties is to conduct and participate in firearms related investigations in the southern counties within the state of Maryland. Your Affiant is currently deputized by the United States Marshals Service

Your affiant Hodgin, through his training and experiences as a Maryland State Trooper (Police Officer) has developed various sources of information concerning criminal activity in the Maryland area. Some of these sources are, but not limited to;

- 1) Maryland State Troopers who live and/or work in Counties throughout the State of Maryland.
- 2) Police Officers of allied agencies in the State of Maryland and from other states;

*mmw*

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APPLICATION/AFFIDAVIT FOR SEARCH AND SEIZURE WARRANT

- 3) Concerned citizens, who often times choose to remain anonymous, are conscientious enough to report occurrences of suspected criminal activity;
- 4) Persons involved in the criminal community who are arrested for various crimes, these persons often times offer and give information concerning ongoing criminal activities in the Maryland area.

In support of this application and as the basis for probable cause, your affiant states and affirms that:

In April 2013 Your Affiant was assigned an Alcohol Tobacco Firearms and Explosives (ATFE) referral. Information obtained from the ATFE provided that Paul Roland Flanagan (W/M 08/21/1959) obtained possible machine gun parts from a Swedish National. Flanagan was subsequently interviewed by members of the ATFE and the United States Coast Guard Investigative Service (CGIS). Flanagan is currently employed by the United States Government where he is assigned as an ordinance technician. The interview was performed and Flanagan was evasive but stated he did receive a "potato gun" but it was defective and it was thrown away. (\*Note according to the ATFE the term "potato gun" is slang used during the illegal importation of silencers) Flanagan did provide personal information including that he was married to Audrey Flanagan (W/F 03/13/1965). The case was forwarded to your Affiant based on several firearms registered to <sup>Paul R. V. R. 2/6/13 num 0/6/13</sup> Audrey Flanagan through the Maryland Automated Firearm Services System (MAFSS.) <sup>Paul R. V. R. 2/6/13 num 0/6/13</sup> The following regulated firearms are still registered to Flanagan:

Purchase Date	Make/Model / Caliber	Serial Number
07/25/1983	Amt -Model ACP - .380 cal	P53288
09/28/1982	CAC -Model 9228 - .22 cal	B021788
09/28/1982	CAC -Model 9228 - .22 cal	B022893
02/24/1981	INR Model VA - .45 cal	C2479
11/21/1980	ECM - Model TQ-38 - .38 cal	L45160

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APPLICATION/AFFIDAVIT FOR SEARCH AND SEIZURE WARRANT

Your Affiant completed a check utilizing multiple databases to identify prohibited persons in possession of firearms.

Your affiant caused a check through the Maryland Motor Vehicle Administration on Paul Roland Flanagan which revealed the following:

**Paul Roland Flanagan**  
W/M, DOB: 08/21/1959  
Ht: 5-08, Wt: 170  
Address: 728 Shore Drive, Edgewater, MD, 21037  
MD License: JF-452-676-744-653

Your affiant caused a check through the National Crime Information Center (NCIC) on Paul Roland Flanagan, W/M, DOB: 08/21/1959 which revealed the following:

**Paul Roland Flanagan**  
W/M, DOB: 08/21/1959  
Social Security #: 217-74-0014  
MD STD #: 920761  
FBI #: 924435DA0

**Criminal History consists of the following:**  
**Maryland Criminal History:**

*Handwritten:* 04/14/1985 Prince George County Police Department  
*Handwritten:* 07/15/81  
VH 04/14/1985 Prince George County Police Department  
SK/3 07/15/81 (1) Carrying concealed deadly weapon- Nolle Pros/Dropped  
WML 08/13 (2) Assault - Not Guilty  
(3) Resisting Arrest - Guilty  
(4) CDS Unlawful Possession -Not Guilty  
Sentence: 3 years// Suspended 3 years// 3 years Probation

*Handwritten:* 04/04/1986 US Marshal Service Baltimore  
SK/3 06/23/86  
VH 04/04/1986 US Marshal Service Baltimore  
SK/3 06/23/86 (1) Poss Machine Gun - Guilty  
Sentence: sentence suspended // 3 years Probation

*Handwritten:* 02/25/1996 Anne Arundel County Police Department Millersville  
02/25/1996 Anne Arundel County Police Department Millersville  
(1) Handgun in Vehicle - STET

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Therefore, Paul Roland Flanagan is prohibited from possessing any firearms due to his criminal convictions consisting of the following: 9/13/85- District Court for Prince Georges County: Resisting Arrest, ETC. Case # 00017867E3, 05/23/86- U.S District Court: Unlawfully Manufacture and Possessing Firearm Case # 86-0145. Your Affiant obtained true test copies of the convictions from the prospective courts.

Maryland Public Safety, Title 5, Subtitle 1 Regulated Firearms/5-133(t) Restrictions on possession of a regulated firearm after having been convicted of a disqualifying crime. Maryland Public Safety, Title 5, Subtitle 101(g)(3), defines disqualifying crime as "a violation classified as a misdemeanor in the State that carries a statutory penalty of more than two (2) years.

Maryland Criminal Law, Title 5 Section 622(a), "Firearm" defined- in this section, "firearms" includes:

- (1) A handgun, antique firearm, rifle, shotgun, short-barreled shotgun, and short barreled rifle.
- (2) A machine gun as defined in 4-401 of this article; and
- (3) A regulated firearm, as defined in 5-101 of the Public Safety Article

The term "firearm" includes regulated firearms, handguns, antique firearm, rifles, shotguns, short barreled shotguns and short barreled rifles as defined in CR 4-201, a pistol, revolver and antique pistol or revolver as defined in CR 4-201, and a machine gun as defined in CR 4-101, Annotated Code of Maryland.

Therefore, Paul Roland Flanagan. is prohibited from possessing all regulated firearms under the laws of the State of Maryland.

Maryland Code Public Safety/Title 5, Firearms/Subtitle 1 Regulated Firearms/ 5-101 defines a regulated firearm as:

- (1) Any handgun as defined in this section; or
- (2) Any assault weapon as defined in this section

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A handgun as:

- (1) Any firearm with a barrel less than 16 inches in length including signal, starter, and blank pistols.

A firearm as:

- (1) Any weapon (including a starter gun) which will or is designed to or may readily be converted to expel a projectile by the action of an explosive; or
- (2) The frame or receiver of any such weapon

Additionally, Paul Roland Flanagan is prohibited from possessing non regulated firearms and ammunition under Federal Law. United States Code, Title 18, Section 922(g) (1) prohibits the possession of firearms or ammunition not regulated by a state by any person who has been convicted in any court, of a crime punishable by imprisonment for a term exceeding one year. The crimes Paul Roland Flanagan has been convicted of carries a penalty of more than (1) year.

During the month of July 2013, your Affiant was in contact with CGIS Investigator Miguel Bosch. Bosch interviewed members of the ordnance shop where Flanagan is employed. Bosch provided the following information: The persons interviewed had contact with Flanagan on a daily basis and spoke frequently about non-work related topics, including firearms. During these interviews it was learned that Flanagan portrayed himself as a "firearms collector" and frequently had conversations about the firearms he owned. One party that was interviewed remembered distinctly about Flanagan advising he had recently purchased a Beresa .380 Handgun, and observed pictures of firearms similar to AK-47 semi-automatic rifles which were identified by Flanagan as being his. Investigator Bosch was also able to obtain screen shots of the Facebook internet website for a "Paul Flanagan." Screenshots of this website reference the need to shoot his AR-15 Rifle more often, and the purchase by "Paul Flanagan and his wife" of a .Bersa .380. Your Affiant accessed the same Facebook website for "Paul Flanagan" and observed the individual utilizing the web page is currently employed as an Ordnance Technician for the US Coast Guard and that he is married to an Audrey Hudson.

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Your affiant performed a browse through the Motor Vehicle Administration for an Audrey Hudson. Your Affiant discovered an Audrey Hudson Flanagan (W/F DOB: 03/13/1963) who resides at 4728 Idlewilde Rd, Shady Side, Maryland 20764. Your affiant compared the MVA picture for Audrey Hudson Flanagan (F-452-074-319-192) and Facebook Website Profile picture and observed they were the same person. Your affiant also queried the Maryland Automated Firearm Services System (MAFSS) for Audrey Hudson and Audrey Flanagan both DOB:03/13/1963. Your Affiant observed the following results:

Audrey Hudson Flanagan

- 1. Purchase: 08/20/2008 – Beretta, Model 21A, .22 Caliber Handgun SN:DAA317764
- 2. Purchase: 09/22/2010 – LAR, Model AR15, .223 Caliber Semi Auto Rifle SN:CAT03266
  - a. NOTE this firearm is the same type of firearm as observed on "Paul Flanagan" Facebook Website posted in 2010
- 3. Purchase: 12/10/2012 – Bersa, Model Thunder 380P, .380 caliber SN: C70141
  - a. NOTE: This firearm is the same firearm purchased by Flanagan as identified by co-workers of Flanagan, and the same firearm as mentioned during 2012 on "Paul Flanagan" Facebook Website.

Audrey Kay Hudson

- 1. Purchase: 12/19/2005 – Century Arms, Model WASR10, 7.62 cal, SN:SBB182185
  - a. NOTE: This firearm is a analogue of the AK-47 semi-automatic rifle and a similar rifle as the photographs observed by co-workers of Flanagan.
- 2. Purchase: 01/31/06 – Bersa, Model Thunder 380, .380 cal, SN:7D5956

Your Affiant compared information provided by Audrey Kay Hudson and Audrey Hudson Flanagan and observed that both individuals provided the same date of birth, social security number, home address, home phone number, and physical descriptors. The identical information identifies that Audrey Kay Hudson is the same Audrey Hudson Flanagan and is in possession of a total of 5 regulated firearms.

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Your Affiant further observed that the current W2 Form for Paul Roland Flanagan identifies his current residence as 4728 Idlewilde Rd, Shady Side, Maryland 20764. This is the same residence as provided to the Maryland Motor Vehicle Administration by Audrey Hudson as her residence.

Therefore, there is probable cause to believe that the laws of the State of Maryland relating to Maryland Public Safety Article, Title 5 Section 133(b), prohibited person in possession of (a) firearm (s), and United States Code, Title 18, Section 922(g), relating to Restrictions on Possession of all types of firearms and ammunition; have been and are being violated by Paul Roland Flanagan., W/M, height of 5'08", weight of 170 pounds, blue eyes, blond hair, whose date of birth is August 21, 1959, Maryland Drivers License number F-452-676-744-653, Social Security Number 217-74-0014, who resides at 4728 Idlewilde Rd, Shady Side, Anne Arundel County, Maryland 20764,

That based on your affiant's knowledge, training, and expertise, he knows that individuals who purchase or sell/transfer firearms and ammunition and/or possess firearms, maintain the following items in their residences: additional firearms, additional ammunition, magazines, parts, firearm cases, holsters, instructional materials for firearm use, packaging and boxes that contained those items, cleaning kits, documentation in the form of receipts, purchase orders, shipping paperwork, repair orders for firearms, and telephone records regarding the acquisition of firearms or accessories. Your affiant knows that the aforementioned items are sometimes kept in safes or lock boxes. Your affiant also knows that individuals possessing firearms and related items frequently keep them on their person, in vehicles accessible to them, and in their residences. Your affiant knows the records maintained by www.Facebook.com will allow him to further implicate Paul Roland Flanagan in the illegal possession firearms. He also knows it is common for people to discuss their activities on www.Facebook.com and based on information received to date, Paul Flanagan routinely uses www.Facebook.com to post information referencing his illegal possession of firearms. Your affiant further knows that to access www.Facebook.com a user must utilize an electronic device with internet capabilities.

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Your affiant, therefore, prays that Search Seizure Warrants be issued, authorizing the Maryland State Police with the necessary and proper assistance, **in the day or night, to:**

**A. Search:**

**FLANAGAN, Paul Roland**, W/M, height of 5'08", weight of 170 pounds, blue eyes, blond hair, whose date of birth is August 21, 1959, Maryland Drivers License number F-452-676-744-653, Social Security Number 217-74-0014, who resides at 4728 Idlewilde Rd, Shady Side, Anne Arundel County, Maryland 20764

**B. Enter and search:**

The residence of **4728 Idlewilde Rd, Shady Side, Anne Arundel County, Maryland 20764**. **To include any and all** sheds, barns, out-buildings, or any other structure found in or upon said premises;

**C. Open and search:**

Any safes, boxes, bags, compartments, or things in the nature thereof, found in or upon said property, vehicle, or person that could be used to contain evidence of the afore-cited violations;

**D. Seize all evidence to include:**

1. All instrumentalities of the afore-described crimes
2. Any and all firearms, their accessories and/or parts,
3. Ammunition; magazines; holsters; firearm cases; packaging and boxes that contained those items; cleaning kits; **documentation in the form of receipts and purchase orders for those firearms**, ammunition, magazines, firearm cases, holsters, and cleaning kits; and telephone records regarding the acquisition of firearms or accessories.
4. Indicia of occupancy, residency, and/or ownership of the premises described above, including, but not limited to, utility, telephone bills, keys and cancelled envelopes.
5. **Contraband** found liable to seizure under the laws of this State.

**E. Seize and/or view all evidence including ledgers, logs, telephone.**

**F. Seize and examine** by persons qualified to conduct said examination and in a laboratory setting any and all electronic data processing and storage devices, computers and computer systems, including central processing units; internal and peripheral storage devices such as fixed disks, external hard disks, floppy disk drives and diskettes, tape drives and tapes, optical storage devices, optical readers and scanning devices, CD ROM drives and Compact Disks (CD) and related hardware, Operating logs, software and operating instructions, operating manuals, computer materials, software and programs used to communicate with other terminals via telephone or other means, and any computer modems, monitors and printers, personal data storage devices such as palm pilots/blackberry's, etc which may contain, has been used to contain electronic communications;

**G. Seize articles of personal property** tending to establish the identity of the person(s) in control of the premises and vehicles to be searched;

**H. Arrest all persons** found in or upon said premises and curtilage who may be participating in violation of the statutes hereinbefore cited;

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SUBSCRIBED AND SWORN TO, this 5 day of August, 2013.

TFC V. Hodgin # 5228  
AFFIANT

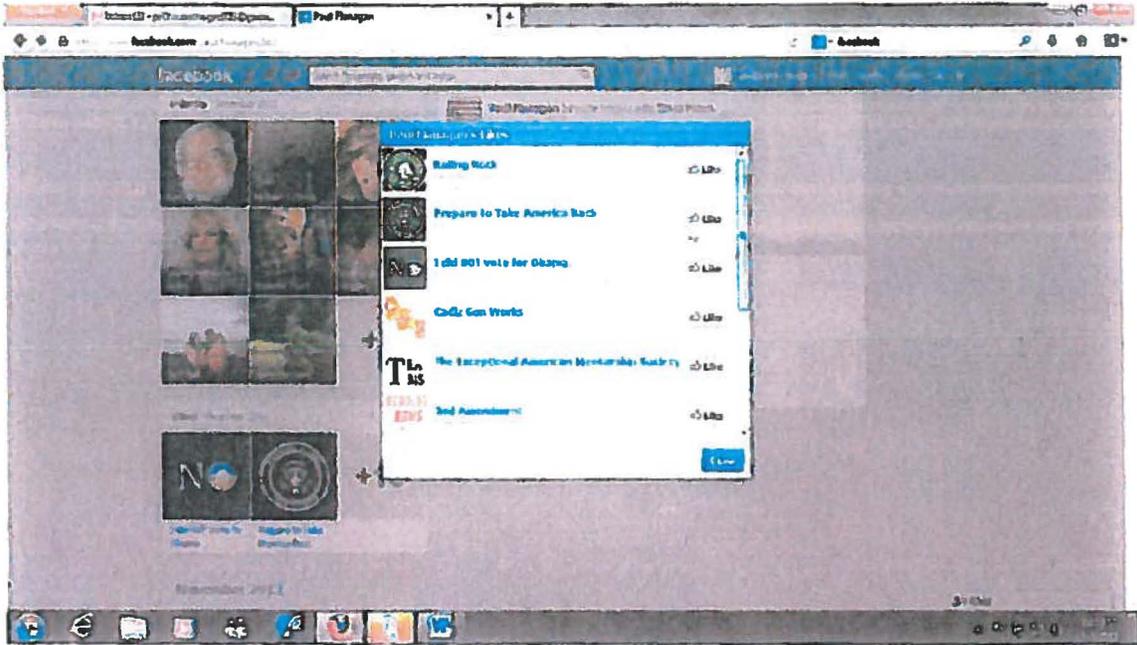
Before me, a District Court/Circuit Court Judge of the State of Maryland, in and for Harford County, this 5 day of August, 2013, personally appeared Trooper First Class Victor Hodgin #5228, personally known to me or properly identified, and made oath that the contents of the aforementioned are true and correct.

[Signature]  
JUDGE

8/5/13 NOON  
Date/ Time

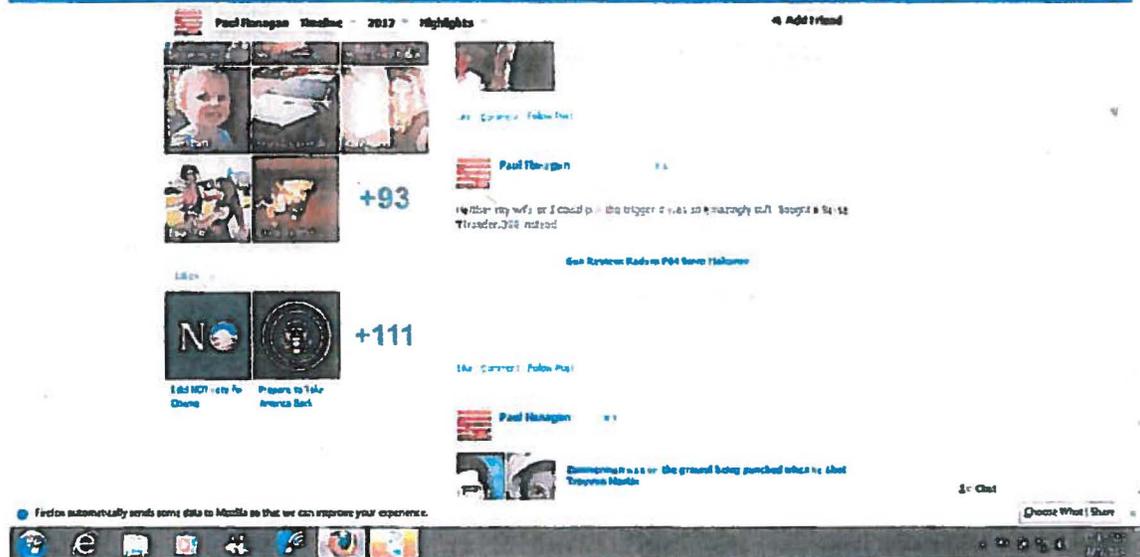
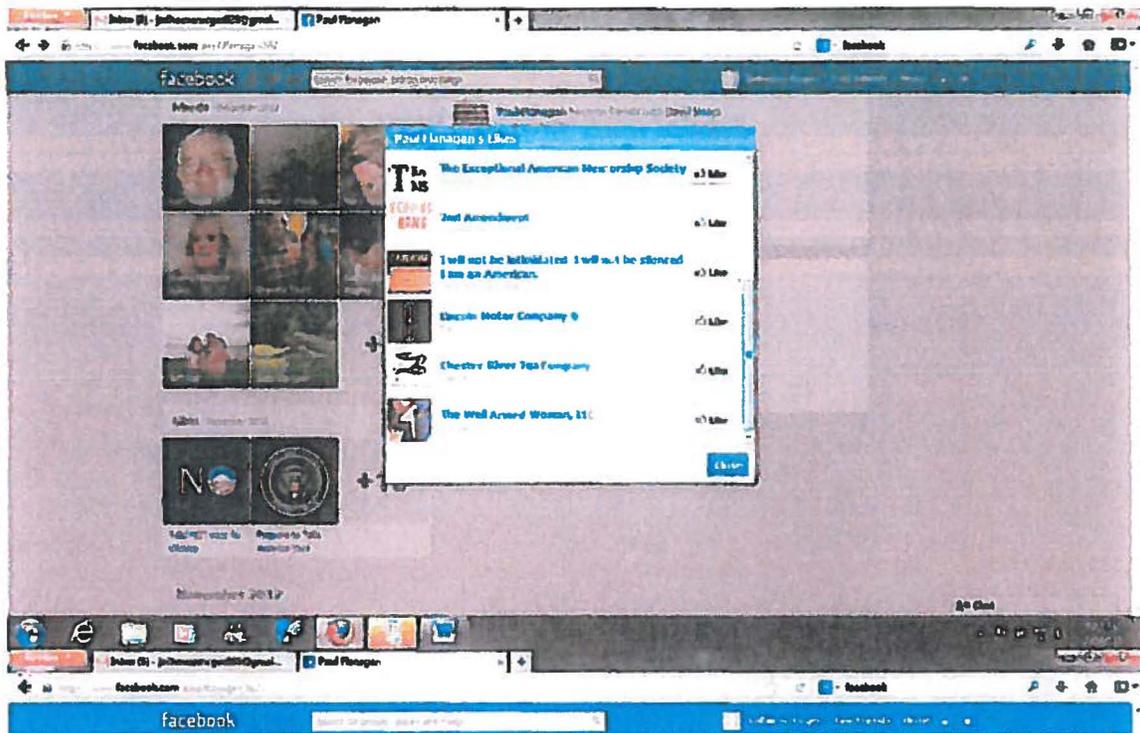
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[Signature]



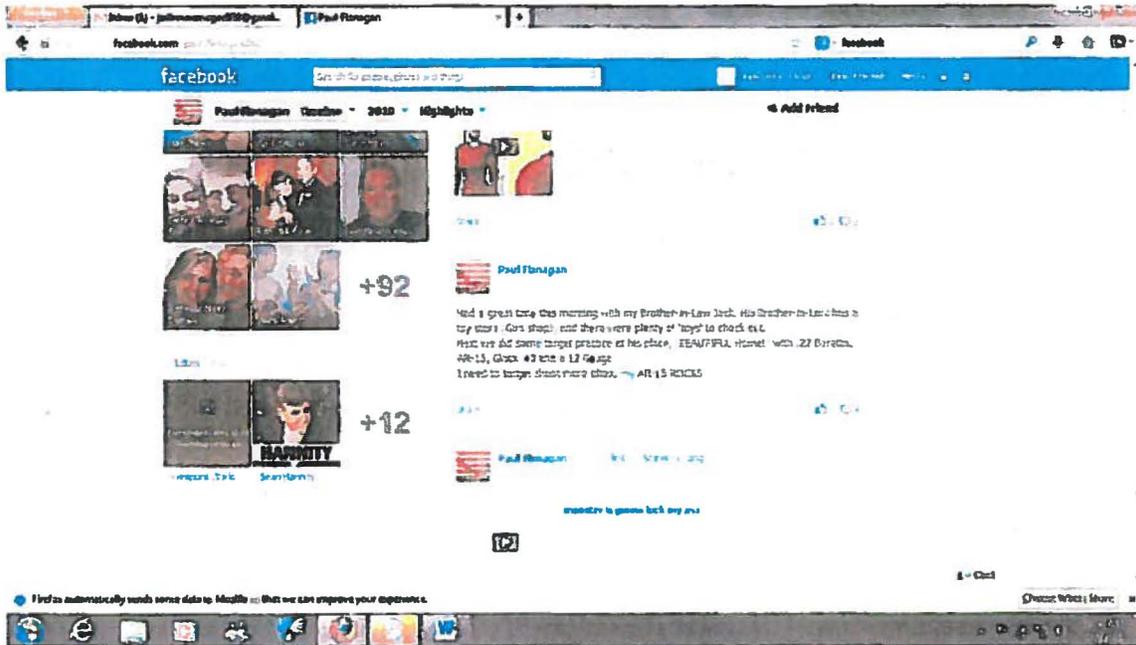
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