

1 The behavior that neither resulted in a conviction
2 nor even an arrest but that was facially unlawful, and in any
3 event a very chilling indication of the consideration as to
4 how likely it is that he would commit further crimes is that
5 he undoubtedly and indisputably set up this killercop.com web
6 site; tried to arrest via citizen's arrest a law enforcement
7 officer carrying out his duties in a courthouse; the
8 indication that his wife has made, I'm not making any
9 findings but it's in the record, and it resulted in an
10 issuance of a domestic restraining order in New Hampshire
11 that he was prone to violence or at least she claimed; and
12 the demeanor that she displayed when she testified at the
13 trial I find to be not only consistent with that but probably
14 the result of that. It was a demeanor combining both
15 profound fear and embarrassment as well as enmity.

16 The Martin case, the Goshea case, the Hines case, I
17 read them all, warrant this change in the applicable criminal
18 history category. And I stress that the change under 4A1.3
19 is warranted either where there is an understatement or an
20 underrepresentation of the previous criminal history and its
21 seriousness, which I find indisputably the case here; or an
22 underrepresentation of the likelihood as to whether the
23 defendant will commit further crimes.

24 Now, I'm no prophet and it's hard to make
25 predictions. And the many -- and the people who did write to